



September 3, 2025

To: Mr. Kelly Lockhart
Executive Director, Coles County Regional Planning & Zoning
651 Jackson Avenue, Room 309
Charleston, IL 61920
KLockhart@co.coles.il.us

From: Alan Moore
Director of Project Development
Coles Wind, LLC
Apex Clean Energy
(434) 249-8831
Alan.Moore@apexcleanenergy.com

Re: Coles Wind, LLC Wind Energy Conversion System Building Permit Submittal for Technical Review

SENT VIA ELECTRONIC MAIL and UPS

Dear Kelly,

Pursuant to the Coles County Amended Ordinance, Standards for Wind Energy Conversion Systems over 500 kw dated May 9, 2023 (WECS Ordinance), the commitments made in the Coles Wind Special Use Permit Application (Application), and the Ordinance Approving the Application for a Wind Energy Special Use Permit submitted by Coles Wind, LLC for a Wind Energy Conversion System ("WECS") known as the Coles Wind Project ("WECS Project") No. 2025-02 (Approval Ordinance with Conditions), Coles Wind hereby presents this Building Permit Submittal for Technical Review.

The WECS Ordinance, Application, and Approval Ordinance require submittal of twenty (20) items as part of the Building Permit Submittal. For your convenience, we include a table listing the WECS Ordinance, Application commitment, and/or Permit Condition from the Approval Ordinance for reference to track the documentation and its basis for requirement. Each of these checklist items are listed below and discussed in more detail below and in the attachments.

Coles Wind has selected the GE-158 6.1 MW turbine that will be constructed at 51 turbine locations. Since Coles Wind Application was approved, Coles Wind has removed 11 turbine locations to reflect the 51 turbines to be constructed. Additionally, two turbine locations have had minor shifts as a result of final engineering – T39a shifted 59 feet southeast and T47a shifted 65



feet northwest (shifted turbines are denoted by an “a” suffix after the Turbine ID).¹ All other turbine locations are the same precise locations as approved by the County. Throughout this Building Permit Submittal, Coles Wind demonstrates that all 51 turbine locations are sited in compliance with setbacks, noise regulations, shadow flicker requirements, and microwave beam paths.

Coles Wind wishes to emphasize that it does not include Turbine 21 in its final layout. Turbine 21 is the turbine closest to RE0005, which during the public hearing, was the source of public comment regarding potential health concerns based on fungus that may or may not be in the soil. To avoid this issue entirely, Coles Wind is not constructing this turbine. The closest turbine to RE0005 is now over ½ mile away.

Many of the items included in this Building Permit Submittal are updated final reports from the Application. The Application included two (2) different turbine models that met sound, shadow flicker, microwave beam path, and turbine setback requirements at 62 proposed locations. Therefore, the sound, shadow flicker, microwave beam path, and decommissioning reports included in the Application demonstrated compliance with the WECS Ordinance requirements for both turbine models at all 62 turbine locations. The documents included in this Building Permit Submittal contain final engineering certifications, other required approvals, and updated final reports (sound, shadow flicker, microwave beam path and decommissioning) that reflect the turbine model (GE-158 6.1 MW) and layout (51 turbines) that has been selected and Coles Wind will construct.

Coles Wind presents this Building Permit Submittal for the County and its consultant for technical review. Separately, there are three other approval processes taking place: first, the County’s engineer review of the decommissioning plan and the subsequent County Board’s approval of the Decommissioning Agreement; second, the Road Use Agreements with the County and Morgan and Seven Hickory Townships; and third, the Federal Aviation Administration’s review of the turbine locations. But for these three separate and distinct approval processes, the Building Permit Submittal is complete for technical review. Additionally, at the request of Mr. Andy Keyt, outside counsel for Coles County, Coles Wind will hold the Building Permit fee until after the Decommissioning Agreement is approved by the County Board; therefore, Coles Wind includes a copy of the Building Permit fee check and will provide it to the County upon Decommissioning Agreement approval. Coles Wind understands the County will not issue Building Permits for the Coles Wind Project until these separate approvals are obtained.

With this Building Permit Submittal, but for three separate approvals that are in process and payment of the Building Permit fee, Coles Wind meets the Building Permit Submittal

¹ Pursuant to Permit Condition 9, Coles Wind may adjust the location of any turbine up to 100 feet in any direction from the location set forth in the Application, so long as such a location shift still meets all required sound, shadow flicker, communication interference, and setback requirements.



requirements. The legal and technical review of all Coles Wind Building Permit Submittal documents can commence.

For convenience, we are providing these documents electronically. All the documents can be accessed at the following link:

<https://apexcleanenergy.box.com/s/pfdtho6x7nsq5pahyl9tc8qx2zmgq1h6>. We are also providing you with a hard copy binder of these materials via UPS.

Please let me know if you have any problems accessing these documents or any questions at this time. We look forward to our continued coordination on Coles Wind throughout construction and operation of the Project.

Regards,

Alan Moore

Alan Moore
Director of Project Development
Coles Wind, LLC
Apex Clean Energy
120 Garrett Street, Suite 700
Charlottesville, VA 22902
(434) 249-8831
alan.moore@apexcleanenergy.com



Coles Wind Building Permit Submittal for Technical Review

The WECS Ordinance, Application, and Approval Ordinance require submittal of twenty (20) items as part of the Building Permit Submittal. The table below lists the WECS Ordinance, Application commitment, and/or Permit Condition from the Approval Ordinance for reference to track the documentation and its basis for requirement. Each of these checklist items are listed below and discussed in more detail below and in the attachments.

Building Permit Submittal Checklist					
WECS Ordinance Reference		Application Reference (Section)	Permit Condition #	Checklist Item	Attachment
<i>Special Use Permit Application</i>	<i>B.1</i>	3.1.10	-	Anticipated Construction Timeline	Attachment 1
	<i>B.3</i>	3.3	9	Final Site Plan	Attachment 2
	<i>B.4, D.3</i>	3.4, 4.4.3	14	Sufficient proof to the County that it [Applicant] has requested authority to construct and operate an Aircraft Detection Lighting System (ADLS) radar from all required federal authorities	Attachment 3
	<i>B.4</i>	3.4	15	Determinations of No Hazard from Federal Aviation Administration for 51 Turbines	Attachment 4 ^a
<i>Design and Installation</i>	<i>A.1, Q, S.1</i>	4.1, 4.16, 4.18.1	-	Certificate of Design Compliance for the Selected Turbine Model	Attachment 5
	<i>A.2, J, Q, S.1</i>	4.1, 4.10, 4.16, 4.18.1	29	Site Assessment – Geotech Report and Certification by a Structural Engineer, Foundation Certification, and Tower Certification	Attachment 6
	<i>I, S.5</i>	4.9	6	Road Use Agreements – Coles County, Morgan Township, and Seven Hickory Township	Attachment 7 ^a
	<i>J</i>	4.10	-	Project Substation Grading Plan to SWCD	Attachment 8
	<i>K</i>	4.11	-	Project Summary and Final Site Plan to microwave transmission providers	Attachment 9
	<i>L</i>	4.12	8	Final Sound Modeling Report for the GE 6.1-158 Turbine (51 locations) that includes a receptor for the property located north of RE00031	Attachment 10
	<i>R</i>	4.17	9	Conformance with Approved Application and Plans – Final Site Plan	Attachment 11
	<i>S.3</i>	4.18.3	-	Additional gate waivers received since Application submittal	Attachment 12
<i>Operation</i>	<i>B</i>	5.2.1, 5.2.3	19	Final Emergency Response Plan with Emergency Responders including Final Site Plan	Attachment 13
	<i>B.5</i>	5.2.5	-	911 Addressing - GIS Shapefiles of 51 Turbine Locations and Associated Access Roads	Attachment 14
	<i>D</i>	5.4	8, 13g	Final Shadow Flicker Modeling Report for the GE 6.1-158 Turbine (51 locations)	Attachment 15
	<i>G</i>	5.7	-	Complaint Resolution Plan	Attachment 16
<i>Liability Insurance</i>		6.0	11	Liability Insurance	Attachment 17
<i>Decommissioning</i>		3.5, 7.0	24	Decommissioning Agreement (Decommissioning Plan, Cost Estimate and Financial Assurance)	Attachment 18 ^a
<i>Fees</i>		8.0	-	Building Permit Fee	Attachment 19 ^a
-		-	24	Financial ability of the Company to complete construction of the Project	Attachment 20

^a This checklist item is subject to a separate approval process, which is underway, or otherwise pending. Coles Wind understands the Building Permits will not be issued until all checklist items are approved.



Summary of Building Permit Submittal Documents Included for Technical Review
*(WECS Ordinance, Application Commitment, and Approval Ordinance Condition Requirements
Provided in Italics for Convenience)*

(a) WECS Ordinance SUP Application §B.1 and Application Section 3.1.10 – Anticipated Construction Schedule (Attachment 1)

Enclosed for your review as Attachment 1, please find the anticipated construction schedule for the Coles Wind Project. Coles Wind anticipates commencing construction in February 2026 to reach commercial operations in May 2027. The schedule included in Attachment 1 includes major milestones of the construction process and the duration of each activity for this single-phase Project. This anticipated construction schedule is estimated and subject to change depending on weather and other Project logistics during construction. Coles Wind will continue to coordinate with Coles County prior to and during Project construction.

(b) WECS Ordinance SUP Application §B.3 and Application Section 3.3 and Permit Condition 9 – Final Site Plan (Attachment 2)

Enclosed for your review as Attachment 2, please find the Final Site Plan that complies with the requirements of the WECS Ordinance *SUP Application §B.3*. This Final Site Plan is substantially similar to the Preliminary Site Plan included in the Coles Wind Special Use Permit Application and reflects final engineering design, landowner input, and the removal of 11 turbine locations and associated facilities. There were only minor changes to access roads, underground collection lines, and temporary turn radii, and two turbine locations (T39a which shifted 59 feet southeast and T47a which shifted 65 feet northwest – both within the 100-foot permitted threshold allowed by Permit Condition 9 and described further in Paragraph (k) below). The ADLS radar tower, Project Substation, and O&M building did not change in location or size. The minor changes described above were made to accommodate requests from participating landowners. None of these minor changes impact any of the commitments or information presented in our Special Use Permit Application.

(c) WECS Ordinance SUP Application §B.4 and Design and Installation §D.3, Application Sections 3.4 and 4.4.3, and Permit Condition 14 – Sufficient proof to the County that it [Applicant] has requested authority to construct and operate an Aircraft Detection Lighting System (ADLS) from all required federal authorities (Attachment 3)

All required federal authorities include the Federal Communications Commission (FCC) and the Federal Aviation Administration (FAA). Enclosed for your review as Attachment 3, please find the filing submission of FCC Form 620 as well as the e-filing receipt with the Aeronautical Study Number required by the FAA through the Obstruction Evaluation/Airport Airspace Analysis (OE/AAA).

The Form 620 is the official submittal the FCC requires from developers to begin the FCC's review of an ADLS system. By submitting Form 620, Coles Wind has enabled the FCC to begin its review and provided notice of the ADLS tower's planned location to the State Historic Preservation



Office and the Tribal Historic Preservation Office for potentially interested tribes. Coles Wind will also obtain an FCC radio license for the operation of the ADLS system; however, this license expires if the system is not operational within one year of the license issuance. Therefore, Coles Wind will seek this radio license closer to the completion of turbine construction and collection installation. This document is needed in order to operate an ADLS and will be provided to the County prior to commencing operation of the ADLS.

Similarly, the FAA submission is an online submission Coles Wind made on the FAA's website: oaaaa.faa.gov. By making this submission, the FAA assigned the Coles Wind ADLS an Aeronautical Study Number of 2025-WTE-1719-OE. This submission begins the process by which the FAA will authorize the construction and operation of the Coles Wind ADLS system. Once approved by the FAA and FCC, Coles Wind will construct and operate the ADLS radar.

The ADLS radar tower location is also shown on the Final Site Plan in Attachment 2.

- (d) WECS Ordinance SUP Application §B.4, Application Section 3.4, and Permit Condition 15 – Determination of No Hazard from the Federal Aviation Administration for 51 Turbine Locations (Attachment 4)*

Enclosed for your review as Attachment 4, please find a table that documents the Turbine ID, Federal Aviation Administration Aeronautical Study Number and requested height to be approved for the 62 turbine locations included in the Application. The table also denotes the 51 turbines to be constructed and the 11 that have been removed. These 62 turbine locations were submitted to FAA on December 19, 2024; Coles Wind has been coordinating with the FAA and understands it is in the final stages of its Determinations of No Hazard review. Coles Wind will provide these Determinations of No Hazard to the County upon receipt and understands the Building Permits cannot be issued until these are submitted to the County.

- (e) WECS Ordinance Design and Installation §A.1, §Q, §S.1 and Application Sections 4.1, 4.16, and 4.18.1 – Certificate of Design Compliance for the Selected Turbine Model (GE-158-6.1 MW turbine; Attachment 5)*

Enclosed for your review as Attachment 5, please find the certificate of design compliance (Registration No. 44 220 2185088-TC-IEC-b, Rev 9) issued by third-party TUV NORD for the GE 6.1-158 MW turbine.

- (f) WECS Ordinance Design and Installation §A.2, §J, §Q, §S.1, Application Sections 4.1, 4.10, 4.16, and 4.18.1 and Permit Condition 29 – Site Assessment – Geotechnical Report and Certification by a Structural Engineer, Foundation Certification, and Tower Certification (Attachment 6)*

Enclosed for your review as Attachment 6, please find the geotechnical report, including all geotechnical and soil boring reports, for all the turbine locations, Project Substation, and O&M building.



This report is stamped by an Illinois-licensed professional engineer. The geotechnical report was provided to the County Engineer (Rick Johnson) and Kelly Lockhart on July 29, 2025. Coles Wind provided a revised geotechnical report on August 18, 2025, that made a handful of clerical corrections; the substance of the report did not change; the revised August 7, 2025, report is included as Attachment 6. The information in this geotechnical report was used for the turbine foundation design. An Illinois-licensed professional engineer has also certified that the foundation and tower design of the WECS is within accepted professional standards, given local soil, subsurface and climate conditions, which is included in Attachment 6. Additionally, Coles Wind includes a wind turbine tower certification, stamped by an Illinois-licensed structural engineer. The engineering documents provided in Attachment 6 are all consistent with WECS Ordinance *Design and Installation §S.1* (Compliance with the Professional Engineering Practice Act of 1989) and are stamped by Illinois-licensed engineers. Lastly, Coles Wind has coordinated with the Coles County Soil and Water Conservation District (SWCD); this agency confirmed that there are no additional conservation practices beyond the fully executed Agricultural Impact Mitigation Agreement with Illinois Department of Agriculture. This communication has also been included in Attachment 6.

(g) WECS Ordinance Design and Installation §I, Application Section 4.9, and Permit Condition 6 – Road Use Agreements – Coles County, Morgan Township, and Seven Hickory Township (Attachment 7)

Coles Wind has been coordinating with the road authorities – Coles County, Morgan Township, and Seven Hickory Township – since November 2024. Coles Wind, in coordination with the road authorities and their engineering consultant, has completed numerous studies to support the Road Use Agreements. On July 2, 2025, Coles Wind presented a draft road use agreement to the attorney representing the road authorities and is awaiting feedback. In the meantime, Coles Wind and the road authorities have reached agreements on specifications and details of the planned road improvements that will occur within the County. Based on this progress, Coles Wind represents that the road use agreements are in their final stages of negotiation, Coles Wind anticipates finalizing these agreements in the coming weeks, and Coles Wind will provide them under separate cover upon receipt. Coles Wind understands the Building Permits cannot be issued until these are submitted to (and for the County's agreement, approved by) the County.

(h) WECS Ordinance Design and Installation §J and Application Section 4.10 – Project Substation Grading Plan to Soil and Water Conservation District (Attachment 8)

Enclosed for your review as Attachment 8, please find documentation that the Project Substation Grading Plan was provided to the Coles County Soil and Water Conservation District on August 21, 2025. The Project Substation Grading Plan is stamped by an Illinois-licensed engineer. To date, the Soil and Water Conservation District has not provided a response.



- (i) *WECS Ordinance Design and Installation §K and Application Section 4.11 – Project Summary and Final Site Plan to microwave transmission providers (Attachment 9)*

Enclosed for your review as Attachment 9, please find documentation demonstrating Coles Wind provided a project summary, final site plan, and copy of the microwave beam path report (July 2025) to both the licensee and contact associated with each “call sign” of a microwave beam path within the Project Area. Coles Wind sent this information on August 22, 2025, via certified mail; copies of this certified mailing are provided as proof of mailing.

Due to the two minor turbines shifts (T39a and T47a) Coles Wind updated this report to ensure turbines are sited to avoid interference with telecommunications. As demonstrated in the July 2025 microwave beam path report, there are five beam paths that intersect the Project Area. Coles Wind identified the contact information for each call sign (microwave beam path) using the FCC Universal Licensing System. A table depicting each call sign, licensee, and contact is also provided in Attachment 9.

- (j) *WECS Ordinance Design and Installation §L, Application Section 4.2, and Permit Condition 8 - Final Sound Modeling Report for the GE 6.1-158 Turbine (51 locations) that includes a receptor for the property located north of RE00031 (Attachment 10)*

Enclosed for your review as Attachment 10, please find an updated and final sound modeling report. This report demonstrates that the final 51 turbine locations (including the minor shifts of T39a and T47a) modeled with the GE 6.1-158 MW turbine are sited in compliance with the WECS Ordinance, *Design and Installation §L*, and the Illinois Pollution Control Board (IPCB) regulations. Additionally, in compliance with Condition 8 of the approved Special Use Permit, the updated and simplified sound modeling report includes sound modeling for the receptor north of RE00031; that receptor is a church and is identified as CB00197 in the sound modeling report. Even with this additional receptor, all turbines are sited in compliance with the WECS Ordinance, *Design and Installation §L*, and the IPCB regulations.

- (k) *WECS Ordinance Design and Installation §R, Application Section 4.17, and Permit Condition 9 – Conformance with Approved Application Plans (Attachment 11)*

Enclosed for your review as Attachment 11, please find Coles Wind’s statement certifying Conformance with Approved Application Plans, this includes conformance with setback, sound, shadow flicker, and communication inference requirements. For setbacks, the County’s Approved Findings of Fact (VII.A Special Use Permit Application B.9 – Page 7 of 18)² confirm that “the County’s independent third-party engineer (Luke Hanh of Hampton, Lenzini, and Renwick, Inc.) reviewed the setbacks [included in the Special Use Permit Application] and confirmed compliance with the setback requirements.” Turbine locations have not shifted since the Application was approved except for T39a,

² <https://www.colesco.illinois.gov/static/windordinance/studies/Coles%20County%20--%20FINAL%20Findings%20of%20Fact%206%207%202025.pdf>



which shifted 59 feet southeast, and T47a, which shifted 65 feet northwest. To that end, Attachment 11 also includes maps of Turbines 39a and 47a that demonstrate the minor shifts comply with the setbacks set forth in WECS Ordinance, *Design and Installation*, §G.

Further, this Building Permit Submittal demonstrates that the final Project layout, including the shifted T39a and T47a, complies with noise requirements (Paragraph (j) and Attachment 10, above) and shadow flicker requirements (Paragraph (o) and Attachment 15, below) in the WECS Ordinance and it does not adversely affect any communication systems (Paragraph (i) and Attachment 9, above).

Should unforeseen construction circumstances or field conditions necessitate a turbine shift, the adjustment will not exceed 100 feet, and the adjusted turbine location will meet all sound, shadow flicker, and setback requirements. Similarly, if shifts in access roads or collection lines are needed, the final locations will be detailed on the As-Built WECS Project Plans provided to the County within 60 days of Commercial Operation Date (per WECS Ordinance *Operation*, §B.4).

(l) WECS Ordinance Design and Installation §S.3 and Application Section 4.18.3 – Access Road Gate Waiver (Attachment 12)

Enclosed for your review as Attachment 12, please find one Access Road Gate Waiver. In the Application, Coles Wind indicated three (3) landowners requested locked metal gates on access road entrances to four turbines (T30, T31, T39a, and T47a - see Application, Appendix B.1).³ All these turbines will be constructed and, therefore, Coles Wind will provide locked metal gates at the access road entrance. In the Application, there were four (4) additional landowners that were still contemplating locked metal gates at access roads. For one landowner, Coles Wind will not construct a turbine on their property, and so no further coordination is needed (former turbine T50). For one other landowner, Coles Wind has since received the gate waiver, and therefore a gate will not be installed (turbine T20). For the other two landowners, Coles Wind has confirmed the landowners request locked metal gates on the access roads. These will be installed at entrances to three (3) additional turbines (T10, T12, and T53). Therefore, Coles Wind will install locked metal gates to seven (7) turbine locations.

(m) WECS Ordinance Operation §B, Application Sections 5.2.1 and 5.2.3, Permit Condition 19 – Final Emergency Response Plan including Final Site Plan (Attachment 13)

Enclosed for your review as Attachment 13, please find a Final Emergency Response Plan that was provided to local emergency responders on August 19, 2025. Specifically, Coles Wind provided the Plan to Coles County Emergency Management (Jim Hilgenberg, Agency Director), the Coles County Sheriff's Department, and the following Fire Protection Districts, Cooks Mill, Humboldt, Seven Hickory Morgan, Hindsboro, Lincoln, Oakland Community, and Ashmore.

³ As previously noted, two turbine locations have had minor shifts as a result of final engineering - T39a shifted 59 feet southeast and T47a shifted 65 feet northwest (shifted turbines are denoted by an "a" suffix after the Turbine ID).



(n) WECS Ordinance Operation §B.5 and Application Section 5.2.5 – 911 Addressing GIS Shapefiles of 51 Turbine Locations and Associated Access Roads (Attachment 14)

Enclosed for your review as Attachment 14, please find documentation that on August 12, 2025, Coles Wind provided Coles County Regional Planning information for E911 addressing of the Project's facilities. These include 51 turbines, the O&M building, one LiDAR, and one ADLS radar tower. On August 18, 2025, Coles County Regional Planning provided the E911 addressing for these facilities. Coles Wind received an E911 address for the Project Substation on May 14, 2024. Documentation of E911 addresses for all Project facilities is included in Attachment 14.

(o) WECS Ordinance Operation §D, Application Section 5.4, and Permit Conditions 8 and 13g – Final Shadow Flicker Modeling Report for the GE 6.1-158 Turbine (51 locations) (Attachment 15)

Enclosed for your review as Attachment 15, please find an updated and final shadow flicker report. This report demonstrates that the final 51 turbine locations (including the minor shifts of T39a and T47a) modeled with the GE 6.1-158 MW turbine are sited in compliance with the WECS Ordinance, *Operation §D*, and state law (55 ILCS 5/5-12020(e)(2) – no non-participating residences or occupied community buildings will receive more than 30 hours of shadow flicker per year and the two (2) participating residence that are modeled to receive more than 30 hours per year have signed a waiver, which has been filed with the County Recorder of Deeds Office.⁴

(p) WECS Ordinance Operation §G and Application Section 5.7 – Complaint Resolution Plan Approved by County Board (Attachment 16)

Enclosed for your review as Attachment 16, please find the Complaint Resolution Plan. This Plan was approved by the Coles County Board at their August 12, 2025, Board Meeting, approval of which is memorialized as Resolution 2025-02.

(q) WECS Ordinance Liability Insurance, Application Section 6.0, and Permit Condition 11 – Liability Insurance (Attachment 17)

Enclosed for your review as Attachment 17, please find evidence of liability insurance. The insurance certificate includes: (a) comprehensive commercial general liability insurance with limits of not less than \$5,000,000 per occurrence, and (b) excess liability insurance with a limit of not less than \$20,000,000 in the aggregate, in each case for injury to any person and for damage to property. The insurance names both the County and landowners as additional insureds as required by Permit Condition 11.

⁴ Waivers for participating landowners are not required by the WECS Ordinance or state law, but Coles Wind obtained and recorded waivers to ensure all landowners, participating or non-participating, are fully informed regarding the Project's potential impacts.



- (r) *WECS Ordinance Decommissioning, Application Sections 3.5 and 7.0, and Permit Condition 24 – Decommissioning Agreement (Final Decommissioning Plan, Cost Estimate, and Financial Assurance; Attachment 18)*

In July 2025, Coles Wind updated the decommissioning plan to reflect the 51 GE-158 6.1 MW turbines and associated facilities on the Final Site Plan (Attachment 2) and stipulations made during the public hearings, including providing the County’s engineer with a breakdown of each decommissioning cost estimate line item. Coles Wind understands this plan and supporting documents are under review by Mr. Andy Keyt—outside counsel for the County, the County, and/or the County’s engineering consultant. After their review, the plan will need to be approved by the County Board as part of the Decommissioning Agreement, including the required financial assurance. Coles Wind will provide the approved Decommissioning Agreement and posted financial assurance once available. Coles Wind understands the Building Permits cannot be issued until the Decommissioning Agreement is submitted to and approved by the County.

- (s) *WECS Ordinance Fees and Application Section 8.0 – Building Permit Fees (Attachment 19)*

Enclosed for your review as Attachment 19, please find a scan of the check for the Building Permit fee. The fee was calculated as twenty-five dollars (\$25) per tower hub height. Therefore, for 51 turbine positions at 384-foot hub height, the fee is calculated as follows:

$$51 \text{ turbines} \times 384\text{-foot hub height} \times \$25 = \$489,600.$$

At the request of Mr. Andy Keyt, the County’s outside counsel, Coles Wind will hold the Building Permit fee until after the Decommissioning Agreement is approved by the County Board; therefore, Coles Wind will provide the check to the County upon Decommissioning Agreement approval. Coles Wind understands the Building Permits cannot be issued until the Building Permit fee is paid.

- (t) *Permit Condition 24 - Financial ability of the Company to complete construction of the Project (Attachment 20)*

Enclosed for your review as Attachment 20, please find an affidavit from the Chief Executive Office of Apex Clean Energy that demonstrates the company’s financial ability to complete construction of the Coles Wind Project. This affidavit was approved by the Coles County Board at their August 12, 2025, Board Meeting, approval of which is memorialized as Resolution 2025-01.
