

## Key Settlement Agreement Provisions

1. Wind companies will reduce avian raptor mortality by 50% by November 2009.
  - a. Addresses four raptor species (Golden Eagle, Burrowing Owl, American Kestrel, and Red-Tailed Hawk)
  - b. Baseline for determining the percentage reduction is 1,300 deaths per year
  - c. Mortality measured by monitoring and “scaling” factors as approved by the Scientific Review Committee (SRC)
  - d. Baseline and/or reduction percentage re-visited if scaling factors are much higher than expected
  
2. Institutes an adaptive management program if the desired reduction is not achieved.
  - a. SRC prioritizes adaptive management measures
  - b. Parties propose adaptive management plan to SRC/County for review if 50% reduction is not achieved by November 1, 2009
  - c. County acts on any needed permit modifications, provided the measures are consistent with the objectives of the agreement, in the usual course
  
3. Targeted higher risk turbines will be removed/relocated within thirty days of settlement.
  - a. Companies may petition SRC for adjustment of what is considered Tiers 1 and 2
  - b. Agreed upon self-executing criteria for relocation
  
4. Additional removal/relocation of targeted turbines by October 31, 2008.
  - a. Companies may petition SRC for adjustment of what is considered Tier 3
  - b. Agreed upon self-executing criteria for relocation
  
5. Seasonal shutdowns modified in 2007-2008 season for data consistency.
  - a. 2 months instead of 2.5 months
  
6. Companies may paint blades of up to 450 turbines to study minimization of “vision smear”
  - a. Design for study of blade painting impact to be approved by SRC
  
7. Parties intend to develop a Natural Communities Conservation Plan applicable to activities of turbine owners and operators only.