

**Covanta Hennepin**  
**A Covanta Energy Company**  
505 Sixth Avenue North  
Minneapolis, MN 55405  
Tel 612 333 7303  
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November 9, 2009

City of Minneapolis, Minnesota  
Attention: Kimberly Holien, City Planner  
City of Minneapolis CPED  
250 South 4<sup>th</sup> Street  
Room 300 PSC  
Minneapolis, Minnesota 55415

**Re: Amendment to Conditional Use Permit #61061  
Hennepin Energy Recovery Center**

Dear Ms. Holien:

In connection with the application by Covanta Energy, on behalf of Hennepin County Environmental Services, for an amendment to the above referenced conditional use permit, Covanta Energy hereby requests a further extension of the time limit under Minnesota Statutes, Section 15.99, pursuant to Section 15.99(g) thereof.

Pursuant to Section 15.99, the City of Minneapolis (the "City") has extended its deadline to act on our application once for an additional sixty (60) days, thereby establishing the deadline of September 2, 2009. Covanta Energy most recently granted an extension to the City on August 26, 2009 to extend its review time for zoning application (BZZ 4401) until December 14, 2009. Covanta Energy hereby grants an extension to the City to extend its review time for zoning application (BZZ 4401) beyond the current deadline until December 30, 2009.

After some discussions with the MPCA, Covanta has submitted an application to the MPCA to modify the plant air permit for full use of the plant capacity. We are awaiting a response from the Agency.

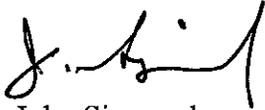
The current status of the application is that Covanta Energy appealed the decision of the City Planning Commission, notwithstanding the recommendation of staff, denying our application for an amended conditional permit for the Hennepin Energy Recovery Center to allow the facility to process at its designed and constructed capacity of 1,212 tons of waste per day. The Planning and Zoning Committee and the City Council have not acted on such appeal. The extension granted to the City in this letter is made with the understanding and agreement from the City that such extension will not waive or

prejudice any of the rights of Covanta Energy, as the applicant, in its appeal and that the appeal will continue in the current procedural posture, without reference back to the City Planning Commission, with prior notice to us of proposed further action by the City on the appeal and matters relevant thereto.

If you have any questions regarding the application, our appeal, or this letter, please do not hesitate to contact me at (612) 332-9423.

Sincerely,

**COVANTA HENNEPIN ENERGY RESOURCE COMPANY**

A handwritten signature in black ink, appearing to read "J. Sigmond", written over a horizontal line.

John Sigmond  
Business Manager

Direct Number: 612-332-9423

[jsigmond@covantaenergy.com](mailto:jsigmond@covantaenergy.com)