

March 24, 2026

To:  
Executive Secretary  
Michigan Public Service Commission  
P.O. Box 30221  
Lansing, MI. 48909

Re: Formal Objection to Case No. U-22036 (Riverbend Wind Energy Project)

To the Michigan Public Service Commission:

I am Carl L. Rodgers, the owner of the property located at 970 E. Peck Rd., Peck, MI. 48466 in Elk Township. I am a NON-PARTICIPATING landowner regarding the proposed Riverbend Wind Energy Project. I would like to exercise my "Right to Intervene".

I am writing to formally OBJECT to the proposed "Linear Collection Facility" route along the south side of M-90 (Peck Rd.) and request a route deviation for the following reasons:

1. **Interference with Planned Development:** My property is approximately 604 ft. deep, is heavily wooded with a one-acre pond. The clay soil is heavily saturated year round to retain my spring fed pond. Any excavation could potentially drain my heavily used pond by the community for swimming and fishing. I have had Boy Scouts and different athletic teams use my pond in the past. I have had to bring in fill dirt and build up the area east of my garage to keep things out of the mud. I am planning to build a separated garage to the east and probably a tool shed in the field north and east of my house. A utility easement in this area would permanently encumber my land and block this construction.
2. **Environmental and Property Impact:** I was told by the previous owner's family that my pond contains rare endangered species clams that were recovered from the Potts Drain before the dredging took place in the 1960's. He was a Vocation Agriculture Teacher and conservationist. He planted rare and exotic trees on the property. Started a forest on the property and another on the back of the original 80 acre farm with deed restrictions that they cannot be removed. I have added hundreds more trees and started an English Walnut orchard in the north east coordinate of the property that I plan for my children to be able to harvest for profit some day. They were planted 60 to 80 feet south of the center of the road.  
The south side of M-90 (Peck Rd.) at my location contains a deep ditch that connects directly to Potts Drain and eventually to Elk Creek and the Black River watershed. Trenching here poses a high risk to the entire water shed quality and the potential drainage of my private pond.
3. **Destruction of Privacy and Wind Break Screen:** My home is boxed in by a mature tree line. I have spent a substantial amount of time and money. I hired a tree spade to move trees to protect my yard and home from winter winds and cut down on heavy noise that travels across the M-90 corridor. I dug and planted trees for years to establish a wind break and beautify my yard. Placing the facility on the south side of M-90 would require

clear cutting these trees, destroying my life long hard work of a privacy and windbreak planned program.

4. **Existing Utility Corridor:** There are existing power lines and open fields on the north side of M-90. Only one home exists in that one and one half (1 ½) miles of highway on the north side of the road. It is far more logical to co-locate these new lines with the existing infrastructure on the north side of M-90 to avoid residential and environmental damage on the south side of M-90.
5. **Previous Damage by Utility Work:** When Agri-Valley Internet Service knifed in their fiber-optic cable on the south side of M-90, they damaged the stone wall on the west side of my driveway. I did not notice the hole and when we got a huge rain storm; my driveway washed out, clear down to the bottom of my culvert and the fiber optic cable was exposed. I contacted the Croswell Sanilac County Garage Superintendent about fixing it. He came out and said it wasn't his problem and the State gives me the privilege to connect my home to the highway. The damage was twelve (12") inches from going under the asphalt highway. I was beyond frustrated, so I contacted the Sanilac County Drain Commissioner and the Sanilac County Road Commissioner. They both told me to fix it at my expense! I spent over \$1,000.00 dollars to fix it. I put rocks and cement in the hole to build an internal cement wall just inside of the existing west wall of my driveway. If they knife through there now they will hit concrete! The fiber-optic line is only about six inches below the bottom of the six (6') foot deep ditch. They will have to go very deep to clear all the other utility lines in that thirty three (33') feet right away.  
There is another fiber-optic cable by High Line that runs through my front yard. It crosses approximately sixty (60') feet south of the center of M-90. They struck and broke a tile in my drain field. I had to fix that after it backed up into my yard. I told them on the phone not to dig in that area. **I DO NOT TRUST ANY UTILITY AND WILL NEVER GIVE ANY OF THEM A RIGHT OF WAY THROUGH MY PRIVATE PROPERTY!**

I request that the Commission require the developer to move this linear facility to the north side of M-90 to avoid a permanent hardship on my private residential property!  
Please see attached photos for clarification.

Public Act 233 does NOT grant the developer the power of eminent domain! I am retired now, but have in my professional years battled with MIOSHA all the way to the Governor's office and defeated MIOSHA. I am prepared to do the same with the next administration our great State elects.

Sincerely,



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Enclosures:

