

construction or operation of an Article VII transmission facility for which a certificate has been issued by the Public Service Commission (PSC). However, PSL Section 126(f) requires the PSC to apply the applicable state or local laws and regulations relating to the siting of the transmission facilities, except that the PSC may refuse to apply any local law or requirement that as applied to the proposed facilities is deemed to be unreasonably restrictive in view of existing technology, factors of cost or economics, or the needs of consumers. NYSEG has determined that there is no standard or requirement under any applicable local law or regulation that prevents or unduly restricts the construction or siting of the proposed project facilities. Therefore, NYSEG does not request any waiver pursuant to PSL Section 126(f) of such requirements or prohibitions.

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