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RE: Intervenor funding
Case No: 15-F-0327
CMBK File No.: 38854.0104

Dear Secretary and Hearing Examiners:

As you know, we represent the Village of Sackets Harbor in the above reference proceeding.

The undersigned contacted the Town of Hounsfield's attorney on the day the pre-application conference as he promised. I engaged in numerous calls with Attorney Curtin to attempt to meet the Hearing Examiners' concerns expressed for the two municipalities to share expenses where practical. We apologize for not responding sooner but we did not receive the Town's and Saratoga Associates' proposals until late Thursday, August 11, 2016 and the undersigned was out of the office on Friday, August 12, 2016. I circulated these proposals with the Village Board today seeking authorization for this letter.

Presiding Examiner Casutto did state at the pre-application conference that it was understood that each municipality should have the benefit of its own legal counsel, but should share consultants where feasible to conserve intervenor funds. The Village agrees with that goal and agrees to the joint utilization of Saratoga Associates as a consultant for the visual impacts and potential mitigation measures.

The Village is prepared to accept the Town of Hounsfield and Saratoga Associates proposals with minor modifications. Those modifications are: that in addition to Saratoga Associates providing documentation and soliciting suggestions, inputs and direction from the Town, that the Village be included in these discussions and recommendation as an equal partner with the Town in utilizing Saratoga Associates' experts in advising both municipalities.

In as much as Saratoga Associates has made a proposal for the entire Article 10 proceeding and in light of the fact the Village has actively participated in both commenting on the preliminary scoping statement and the pre-application conference, as compared to the Town, the Village believes it is reasonable to only reduce its request for the first round of intervening funding by \$1,000.00 for the costs the Village has incurred to date and remaining anticipated expenses in the pre-application phase.

Very truly yours,

CONBOY, MCKAY, BACHMAN & KENDALL, LLP

Dennis G. Whelpley

DGW/ljm

CC: Village Mayor
Board of Trustees
Planning Board Chair
Parties List