

NEW YORK STATE BOARD ON ELECTRIC  
GENERATION SITING AND THE ENVIRONMENT

CASE 15-F-0122 - Application of Baron Winds LLC for a Certificate of Environmental Compatibility and Public Need Pursuant to Article 10 to Construct a Wind Energy Facility.

SECOND NOTICE OF AVAILABILITY OF PRE-APPLICATION INTERVENOR  
FUNDS AND DEADLINE FOR SUBMITTING FUNDING REQUESTS

(Issued October 12, 2016)

On August 10, 2016, Baron Winds LLC, a subsidiary of Everpower Wind Holdings, Inc. (Baron), filed a Preliminary Scoping Statement in connection with its proposal to construct a commercial-scale 300 MW wind power project located within the Towns of Avoca, Cohocton, Dansville, Fremont, Howard, and Wayland, in Steuben County. Construction would consist of up to 120 wind turbines, together with the associated collection lines (below grade and overhead), access roads, meteorological towers, and an operation and maintenance building. To deliver power to the New York State power grid, Baron proposes to construct a collection substation adjacent to an existing interconnection substation, which will interconnect with the New York State Electric and Gas (NYSEG) 230 kV transmission line in the Town of Cohocton. (Collectively, the new wind farm, substation, and associated lines, roads and structures are referred to as "the Project.")

Baron states that the Project is proposed to be located on leased private land that is generally rural in nature. The actual footprint of the proposed facilities, Baron asserts, is not determined at this point in the process, but will be located within the leased land and will enable farmers and landowners to continue with farming operations or other land uses such as forestry and recreation.

With the Preliminary Scoping Statement, Baron submitted the required intervenor fee of \$105,000 to be used to defray certain expenses that may be incurred by municipal and local parties in connection with their involvement as intervenors in the pre-application scoping phase of this proceeding. Pursuant to the provisions of Article 10 of the Public Service Law, at least 50% of the funds must be reserved for potential awards to municipalities.

On August 15, 2016, an initial Notice of Availability of Pre-Application Intervenor Funds and Deadline for Submitting Funding Requests was issued, setting a deadline of September 14, 2016 for filing initial funding requests. No requests for intervenor funds were filed.

On October 5, 2016, a procedural conference was conducted at the Hornell City Courtroom. Normally, an award of intervenor funds must precede initiation of the stipulations process. However, because no requests for intervenor funds had been filed, during the procedural conference, the Examiners ruled that project sponsor could initiate the stipulations process.

**TAKE NOTICE** that a second opportunity for requesting pre-application intervenor funds is available. Eligible municipal and local parties may request funds by submitting the requests to the Examiners, Administrative Law Judges Kevin Casutto ([Kevin.Casutto@dps.ny.gov](mailto:Kevin.Casutto@dps.ny.gov)) of the Department of Public Service and Administrative Law Judge Maria E. Villa ([Maria.Villa@dec.ny.gov](mailto:Maria.Villa@dec.ny.gov)) of the Department of Environmental Conservation. **Requests for funds must be submitted by the close of business, Wednesday, November 2, 2016.** Parties intending to request intervenor funding must use the "RFIF Form" available on the New York State Board on Electric Generation Siting and the Environment's (Siting Board) web page at

<http://www.dps.ny.gov/SitingBoard> (please follow the "Forms" link on the left side of the page).

Copies of requests also must be filed with Hon. Kathleen H. Burgess, Secretary of the New York State Board on Electric Generation Siting and the Environment, at [secretary@dps.ny.gov](mailto:secretary@dps.ny.gov), and served on the other parties to the proceeding. (The party list can be accessed at the Siting Board's web page, by following the "DPS Home" link on the left side of the page, then clicking the "Search" link on the upper center area of the page, then using the "Search by Case Number" feature, to search for case "15-F-0122," then clicking the "Party List" tab). Persons without e-mail access may send their documents to the Examiners and Secretary Burgess by first class mail at the New York State Board on Electric Generation Siting and the Environment, 3 Empire State Plaza, Albany, New York 12223.

Guidance regarding the Article 10 siting process and intervenor funds is available at the Siting Board's web page. To access Frequently Asked Questions, please click the FAQ link on the left side of the page; to access a Guide to Intervenor Funding, please follow the "Guides" link on the left side of the page.

(SIGNED)

KATHLEEN H. BURGESS  
Secretary