

STATE OF NEW YORK
DEPARTMENT OF PUBLIC SERVICE
OFFICE OF RENEWABLE ENERGY SITING
AND ELECTRIC TRANSMISSION

Applicant: Hoffman Falls Wind, LLC
c/o Meg Lee, Permitting Manager
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Facility Location: Towns of Fenner, Nelson, Eaton, and
Smithfield, Madison County

Applicant's Attorney: James A. Muscato II, Esq.
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DMM Matter No.: 23-02976

Facility Description: Applicant applied to the New York State Office of Renewable Energy Siting and Electric Transmission (Office of ORES) for a permit pursuant to Public Service Law article VIII to construct and operate a 100-megawatt (MW) wind energy facility located in the Towns of Fenner, Nelson, Eaton, and Smithfield, Madison County.

ORES published a Combined Notice of Availability of Draft Permit Conditions, Public Comment Period and Public Comment Hearing, and Commencement of Issues Determination Procedure (Notice) together with the draft permit conditions on February 18, 2025. In accordance with the Notice, the assigned Administrative Law Judges (ALJs) presided over a public comment hearing on April 23, 2025. On June 18, 2025, the ALJs issued a Ruling on Issues and Party Status (Ruling). An appeal by the Towns of Fenner, Nelson, Eaton, and Smithfield from the Ruling to the ORES Executive Director remains pending.

Adjudicatory Hearing: The Ruling held that an adjudicatory hearing was necessary to develop the record on (1) whether certain wind turbines can be sited as proposed and contemplated by

the draft siting permit; (2) whether modifications or conditions to the final permit are necessary related to the siting of turbines to address unavowed impacts to the County's E911 system from microwave interference; and (3) what measures may be required to avoid, minimize, and mitigate impacts to microwave paths to the Mutton Hill tower site to ensure full operability of the County's E911 system.

The ALJs will convene an adjudicatory hearing to consider these issues at **Cornell Cooperative Extension of Madison County, Event Center, 100 Eaton Street, Morrisville, New York, on August 25, 2025, commencing at 10:00 a.m. and continuing, as necessary, on subsequent days.**

In accordance with the Ruling, only Applicant, Madison County, and ORES staff are full parties to the adjudicatory hearing.

Document Availability: Copies of all application materials and draft permit conditions are available for inspection at the Office's Albany office during normal business hours: Contact the Office of Renewable Energy Siting and Electric Transmission, W.A. Harriman Campus, Building 9, 4th Floor, 1220 Washington Avenue, Albany, NY 12227, (518) 473-4590, ores.hearings@dps.ny.gov. Electronic copies are available at <https://dps.ny.gov/ores-permit-applications>, click on Project Permit Application Number 23-02976.

Copies of all application materials are also available at:

Sullivan Free Library
Attn: Karen Fauls-Traynor, Library Director
101 Falls Boulevard
Chittenango, NY 13037

Morrisville Public Library
Attn: Michelle Rounds, Library Manager
83 E. Main Street
Morrisville, NY 13408

Statutory and Regulatory Provisions: The application is being processed and this proceeding is being conducted according to Public Service Law article VIII and 16 NYCRR part 1100.

Dawn MacKillop-Soller
Administrative Law Judge

Christopher McEneney Chan
Administrative Law Judge

July 28, 2025
Albany, New York