



Department of Public Service
**Office of Renewable Energy Siting
and Electric Transmission**

KATHY HOCHUL
Governor

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Chief Executive Officer

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ORES Executive Director

April 1, 2025

Keith Silliman
Bear Ridge Solar, LLC
Cypress Creek Renewables
6421 Campbell Blvd., Suite B
Lockport, NY 14094

RE: Matter No. 21-02104 – NOTICE OF REVISED DETERMINATION OF OCCUPIED HABITAT, INCIDENTAL TAKE AND NET CONSERVATION BENEFIT
Application of Bear Ridge Solar, LLC for a Permit Pursuant to Article VIII of the New York State Public Service Law for the construction of a 100 megawatt (MW) Solar Electric Generating Facility located in the Towns of Cambria and Pendleton, Niagara County.

Dear Keith Silliman:

On November 15, 2021 the Office of Renewable Energy Siting and Electric Transmission (the Office or ORES) issued its initial Determination of Occupied Habitat, Incidental Take and Net Conservation Benefit (Initial Determination) for the proposed Bear Ridge Solar facility (Facility), pursuant to 16 NYCRR 1100-1.3(g)(7) based on the facility design provided by the Applicant during the pre-application process. The Office issued a Siting Permit for a Major Renewable Energy Facility (Siting Permit) for this Facility on July 31, 2023.

Following the issuance of the Siting Permit, the Permittee submitted a request for a revised Take Determination to the Office on February 6, 2025. Information provided by the Permittee in the request for a revised Take Determination indicated a change in the Facility layout as well as information confirming the location of additional occupied habitat not previously discussed in the Initial Determination.

Please find enclosed a Revised Determination of Occupied Habitat, Incidental Take, and Net Conservation Benefit (Revised Determination) reflecting these changes and replacing any prior determinations.

The Revised Determination includes confidential information regarding the locations of habitats of certain species that is protected from disclosure by Environmental Conservation Law § 3-0301(2)(r) and Public Officers Law § 87(a). Accordingly, a confidential version of the Revised Determination is being submitted along with a public-facing version with confidential information redacted.

cc: Service List