



Parks, Recreation and Historic Preservation

ANDREW M. CUOMO
Governor

ERIK KULLESEID
Commissioner

July 2, 2019

Jenny Briot
Avangrid Renewables
7650 North State Street, Suite 1
Lowville, NY 13367
(via email)

Re: ACE/PSC
Deer River Wind Project/33 Turbines/590' Tall/100 MW
Pinckney, Lewis County
17PR05791

Dear Ms. Briot:

Thank you for your ongoing consultation with the NYSHPO on behalf of Avangrid Renewables. We continue to review this undertaking in accordance with Section 106 of the National Historic Preservation Act (NHPA) of 1966 because of potential involvement by the U.S. Army Corps of Engineers (ACE).

The first step in our review is to assess the historic resources that may be directly or indirectly affected by this undertaking. We have completed our review of the submitted Archaeological Resources Survey reports and we have determined that no additional testing is warranted for this project. (SHPO letter dated May 22, 2019)

We have also completed our review of the analysis of above ground resources that was provided to us in the report titled: *Five-Mile APE Architectural Resources Survey for the Number Three Wind Farm, Towns of Harrisburg and Lowville, Lewis County, New York.* (2017, Panamerican Consultants, Inc.)

The survey established an area of potential effect (APE) that encompassed 198.44 square-miles. The survey area was based on the creation of a 5-mile buffer around each turbine. The tangents of the resulting circles were connected to establish the total survey area for the project. Topographic modeling was then employed to define areas of visibility based on topography and baseline tree heights. The resulting areas of "visibility" were then surveyed for buildings for which a record did not already exist in the NYSHPO database and that were 50 years old or older. The new survey data and existing records were then assessed for their eligibility for inclusion in the National Register of Historic Places (NRHP) by this office, with recommendations from the survey consultant.

The survey resulted in the identification of the following:

- Number of Individual NRHP-Listed resources: 1
- Number of previously determined Individual NRHP-Eligible resources: 17
- Number of newly recommended Individual NRHP-Eligible resources: 10
- Number of previously determined NRHP-Not Eligible Historic Districts: 2
- Number of resources recommended with NRHP eligibility status "Undetermined": 8

The NYSHPO concurs with the findings provided by Panamerican. The next phase of the Section 106 review process is to determine whether the undertaking might have an effect, beneficial or adverse, on any of the identified resources. As previously noted, we do not anticipate any direct or indirect impacts to archaeological resources.

Regarding the built historic environment, the regulations state: “*An adverse effect is found when an undertaking may alter, directly or indirectly, any of the characteristics of a historic property that qualify the property for inclusion in the National Register in a manner that would diminish the integrity of the property's location, design, setting, materials, workmanship, feeling, or association.*” One specific example of an adverse effect to a historic property defined in this section is the “introduction of visual, atmospheric or audible elements that diminish the integrity of the property’s significant historic features.” (36 CFR 800.5.a.2.v)

The regulations do not define “integrity.” However, the National Park Service’s Bulletin 15: How to Apply the National Register Criteria for Evaluation defines integrity as being “the ability of a property to convey its significance.” The bulletin goes on to offer the following definitions and guidance for the assessment of “integrity:”

- Setting is the physical environment of a historic property...Setting refers to the character of the place in which a property played its historic role. (NPSB 15, page 45)
- Feeling is a property’s expression of the aesthetic or historic sense of a particular period of time. It results from the presence of physical features that, taken together, convey the property’s historic character. (NPSB 15, Page 45)
- Ultimately, the question of integrity is answered by whether or not the property retains the identity for which it is significant. (NPSB 15, Page 45)

The regulations also state: “*Consideration shall be given to all qualifying characteristics of a historic property, including those that may have been identified subsequent to the original evaluation of the property's eligibility for the National Register. Adverse effects may include reasonably foreseeable effects caused by the undertaking that may occur later in time, be farther removed in distance or be cumulative.*” (36 CFR Part 800.5.a.1.)

The proposed undertaking will install 33 new wind turbines into the landscape that surrounds and intervenes amongst the identified individual historic resources and districts. The turbines are stated to reach a maximum height of 590-feet from ground to blade tip (at full vertical extension). This is the equivalent height of a 55-story building. The height of the nacelle hub will stand almost as tall as the previously erected turbines in this project’s vicinity, which rise 390-feet to the extended blade tip.

These are massive industrial kinetic structures of unprecedented height that are being inserted into a largely rural agrarian landscape, which has already sustained significant visual impacts from previous wind development projects. There are approximately 300 existing turbines or units now under construction already located east of this undertaking.

It is the opinion of the NYSHPO that the construction of these turbines will have a significant cumulative *adverse effect* on the surrounding rural setting associated with the identified historic resources.

That stated, we do agree that there are no reasonable options that could lessen the direct and indirect impacts associated with this action beyond a *no build* alternative. Thus, we will recommend to the federal agency that an appropriate mitigation package relating to Historic Preservation impacts be developed as part of the ongoing Section 106 consultation process.

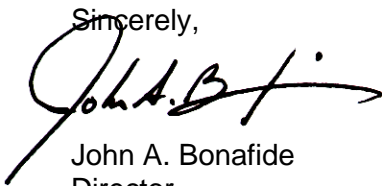
Any discussion of mitigation measures under the federal law must involve the consulting parties to this undertaking. The recently submitted architectural survey report (Panamerican, 2017) included a section relating to generic project mitigation options. This information is consistent with previous guidance provided by the NYSHPO and should serve as a reasonable template for ongoing Section 106 consultation relating to this undertaking.

We recommend that the applicant seek input on historic preservation related mitigation proposals from a broad spectrum of history-based organizations in the impacted communities. Once a full list of projects is developed an appropriate mitigation funding plan should be developed. Given the fact that there are 14 National Register *eligible* cemeteries and 1 Register listed cemetery in the project impact area, a comprehensive cemetery documentation, restoration and long-term maintenance plan should be developed as one part of the larger mitigation planning.

The next step in this process will be for the U.S. Army Corps of Engineers to review this effect finding and to determine how best to proceed under Section 106.

At this point in time the NYSHPO has no further comments on the submitted report. If you or your client should have any questions, please contact me john.bonafide@parks.ny.gov or (518) 268-2166.

Sincerely,

A handwritten signature in black ink, appearing to read "John A. Bonafide", with a stylized flourish extending to the right.

John A. Bonafide
Director,
Technical Preservation Services Bureau
Agency Historic Preservation Officer

cc: Margaret Crawford, ACE (via email)
Andrew Davis, PSC (via email)
NY CRIS Notification List (via email)

att: Appendix A – Resource Assessment Table

Appendix A - Resource Assessment

SHPO USN	Property	Address	MCD	S/NRHP Status	2018 Survey Status	NYSHPO Finding
04506.000076	South Champion Cemetery	NY 12; northeast corner at Switzer Road	Champion	Eligible	Eligible	NRE
04517.000005	Gulf Stream-Isham Cemetery	Creek Road; southeast side at Sandy Creek	Rodman (h), Rodman	Undetermined	Eligible	NRE
04517.000009	William Y. Isham House	2107 CR 69 (Creek Road)	Rodman (h), Rodman	Undetermined	Eligible	NRE
04517.000013	East Rodman Cemetery	CR 156; east side, at Cramer Road	East Rodman (h) Rodman	Undetermined	Eligible	NRE
04517.000014	Zoar Cemetery	Zoar Road/CR 68; east side, approx. 0.15-mi north of Pork Hill Road	Zoar (h), Rodman	Undetermined	Eligible	NRE
04517.000015	Fassett House	CR 61	Zoar (h), Rodman	Undetermined	Not Eligible	Not NRE
04517.000017	Schoolhouse No. 13	Zoar Road	Rodman	Undetermined	Not Eligible-DEMOLISHED	Demolished
04517.000018	Fairview Cemetery	Cemetery Road	Rodman	Undetermined	Eligible	NRE
04517.000019	Fairview Cemetery Chapel	Cemetery Road	Rodman	Undetermined	Eligible	NRE
04517.000025	Crandall Hill Cemetery (Freeman Creek Cemetery)	Freeman Creek Road	Rodman	Undetermined	Eligible	NRE
04517.000026	Frank K. Woolworth Birthplace Site	Whitford Road	Rodman	Undetermined	Undetermined	Undetermined
04517.000027	Moody House	23384 Smith Road	Rodman	Undetermined	Undetermined	Undetermined
04517.000029	Kenfield	Kenfield Road	Rodman	Undetermined	Undetermined	Undetermined
04517.000040	Thomas Kotoroski Property	Williams Road	Rodman	Eligible	Eligible	Undetermined
04518.000044	Residence, Queen Anne	16801 Churchill Road	Rutland	Eligible	Eligible	NRE
04522.000003	Worthville Cemetery	CR 189; north side, approx. 0.2-mi west of CR 96	Worth (h), Worth	Undetermined	Eligible	NRE
04522.000006	Rising Cemetery	Loomis Rd; south side	Worth	n/a	Eligible	NRE
04902.000012	Farm	n/a NY 12	Denmark	Undetermined	Undetermined	Not NRE
04902.000015	Structure A	n/a NY 12	Denmark	Undetermined	Undetermined	Not NRE
04902.000064	Residence	2213 Route 194	Denmark	Undetermined	Undetermined	Not NRE
04905.000003	Farm	River Road	Harrisburg	Undetermined	Undetermined	Not NRE
04905.000036	St. Patrick's Cemetery (Battle Cemetery)	2813 Thesier Road	Harrisburg	Eligible	Eligible	NRE
04905.000045	Greek Revival farmhouse	2952 Alexander Road	Harrisburg	NRE	Undetermined	NRE
04912.000062	Sears Pond Dam	Sears Pond Road	Montague	Undetermined	Not Eligible-DEMOLISHED	Undetermined
04912.000066	Gardner Corners Cemetery	Gardner Road	Montague	Eligible	Eligible	NRE
04912.000068	Liberty Cemetery	7038 Liberty Road/ CR 23	Montague	n/a	Eligible	NRE
04915.000002	Structure #4 NY 177 at Old State Road	NY 177	Barnes Corners(h), Pinckney	Undetermined	Undetermined	Undetermined
04915.000003	Structure #5 NY 177 at Old State Road	NY 177	Barnes Corners(h), Pinckney	Undetermined	Undetermined	Not NRE
04915.000005	Grange Hall (Saints Peter & Paul Parish Hall)	309 NY 177	Barnes Corners(h), Pinckney	Eligible	Eligible	NRE
04915.000015	Former Cheese Factory	519 NY 177	Barnes Corners(h), Pinckney	Undetermined	Undetermined	Undetermined
04915.000029	Saints Peter & Paul's Church	1110 NY 177	New Boston (h), Pinckney	Eligible	Eligible	NRE
04915.000034	Pinckney Corners Cemetery	Pinckney Road; north side	Pinckney Corners, Pinckney	NR Listed	NR Listed	Listed
04915.000036	Barnes Corners-Evergreen Cemetery	Barnes Corners Road (CR 194)	Barnes Corners(h), Pinckney	n/a	Eligible	NRE
04915.000037	Saints Peter & Paul Cemetery	1021 NY 177	New Boston (h), Pinckney	n/a	Eligible	NRE
04915.000038	Newton Cemetery	NY 177	New Boston (h), Pinckney	n/a	Undetermined	Undetermined
04943.000003	Former WCTU / Church Building	No address	Copenhagen	Undetermined	Undetermined	Undetermined
04943.000044	9754 NY 12, Copenhagen	9754 NY-12	Copenhagen	Eligible	Eligible	Not NRE
04943.000047	Woodruff	9770 NY-12	Copenhagen	Eligible	Eligible	Not NRE
04943.000050	9784 NY-12, Copenhagen	9784 NY-12	Copenhagen	Eligible	Eligible	Not NRE

04943.000055	Structure X	9854 NY 12	Copenhagen	Eligible	Eligible	NRE
04943.000057	Structure X2	10005 NY 12	Copenhagen	Eligible	Eligible	Not NRE
04943.000075	Structure K2	9972 NY 12	Copenhagen	Eligible	Eligible	NRE
04943.000076	Structure L2	9978 NY 12	Copenhagen	Eligible	Eligible	NRE
04943.000079	Copenhagen Village Historic District North	NY 12	Copenhagen	Undetermined	Undetermined	Not NRE
04943.000080	Copenhagen Village Historic District South	Main Street/NY 12	Copenhagen	Undetermined	Undetermined	Not NRE
04943.000091	Copenhagen Central School Main Building	3020 Mechanic Street	Copenhagen	Eligible	Eligible	NRE
04943.000096	Residence	2968 Cataract Street	Copenhagen	Eligible	Eligible	NRE
04943.000101	Structure F2; United Church of C	9932 NY 12	Copenhagen	Undetermined	Undetermined	NRE
04943.000102	Residence, frame Greek Revival	2963 Mechanic Street	Copenhagen	Undetermined	Undetermined	NRE
04943.000103	Riverside Cemetery	3018 Cataract Street	Copenhagen	Undetermined	Undetermined	NRE
04943.000108	9764 NY-12, Copenhagen	9764 NY-12	Copenhagen	Undetermined	Undetermined	Not NRE



**Parks, Recreation,
and Historic Preservation**

ANDREW M. CUOMO
Governor

ERIK KULLESEID
Commissioner

November 4, 2019

Ms. Jenny Briot
Deer River Wind Farm
7650 North State Street, Suite 1
Lowville, NY 13367

Re: USACE
Deer River Wind Farm/33 Turbines/100MW/590 Feet
Pinckney, Lewis County, NY
17PR05791.016
PSC No. 16-F-0267

Dear Ms. Briot:

Thank you for requesting the comments of the New York State Historic Preservation Office (SHPO). We have reviewed the report prepared by Panamerican Consultants, Inc. entitled "Phase IB Addendum Cultural Resources Investigation for the Proposed Deer River Wind Farm, of Two MDS Locations along Murrock Road, Town of Pickney, Lewis County, New York" (Hanley et al. October 2019), in accordance with Section 106 of the National Historic Preservation Act of 1966. These comments are those of the SHPO and relate only to Historic/Cultural resources.

Based upon this review, the Archaeology Unit of the New York SHPO concurs with the report's recommendation that no State or National Register Eligible or Listed archaeological resources will be affected by this undertaking, and thus no further archaeological investigations are warranted.

However, as per Mr. John Bonafide's July 2, 2019 letter, it is the continuing opinion of the NYSHPO that the construction of these turbines will have a significant cumulative **adverse effect** on the surrounding rural setting associated with the identified historic resources.

As specified in Mr. Bonafide's letter:

"That stated, we do agree that there are no reasonable options that could lessen the direct and indirect impacts associated with this action beyond a no build alternative. Thus, we will recommend to the federal agency that an appropriate mitigation package relating to Historic Preservation impacts be developed as part of the ongoing Section 106 consultation process.

Any discussion of mitigation measures under the federal law must involve the consulting parties to this undertaking. The recently submitted architectural survey report (Panamerican, 2017) included a section relating to generic project mitigation options. This information is consistent with previous guidance provided by the NYSHPO and should serve as a reasonable template for ongoing Section 106 consultation relating to this undertaking.

...2

Ms. Jenny Briot
November 4, 2019
Page 2.

We recommend that the applicant seek input on historic preservation related mitigation proposals from a broad spectrum of history-based organizations in the impacted communities. Once a full list of projects is developed an appropriate mitigation funding plan should be developed. Given the fact that there are 14 National Register eligible cemeteries and 1 Register listed cemetery in the project impact area, a comprehensive cemetery documentation, restoration and long-term maintenance plan should be developed as one part of the larger mitigation planning.

The next step in this process will be for the U.S. Army Corps of Engineers to review this effect finding and to determine how best to proceed under Section 106.”

At this point in time the NYSHPO has no further comments on the submitted report. If you have any questions, please contact Mr. Bonafide at John.Bonafide@parks.ny.gov or (518) 268-2166. I can also be reached at 518-268-2218 or via e-mail at Josalyn.Ferguson@parks.ny.gov.

Sincerely,



Josalyn Ferguson, Ph.D.
Scientist Archaeology

via e-mail only

c.c. Andrew Davis, DPS
c.c. Brooke Barnes, Stantec Consulting Services
c.c. Christine Longiaru, Panamerican Consultants
c.c. Margaret Crawford, USACE
c.c. Robert Hanley, Panamerican Consultants
c.c. Sarah Boucher Gravel, Stantec Consulting Services



Notice of Proposed Construction or Alteration - Off Airport










[Add a new Case Off Airport - Desk Reference Guide V_2017.4.0](#)

[Add a New Case Off Airport for Wind Turbines - Met Towers - Desk Reference Guide V_2017.4.0](#)

Project Name: ATLAN-000478329-18

Project Summary : ATLAN-000478329-18

Structure	City, State	Lat/Long	Map	Actions	7460-2 Received	Latest Letter
B1 Accepted 2018-WTE-6678-OE	Copenhagen, NY	43° 51' 48.66" N 75° 47' 47.83" W	Show Map	Clone Upload a PDF Add 7460-2		None
B3 Accepted 2018-WTE-6679-OE	Copenhagen, NY	43° 51' 35.71" N 75° 46' 53.27" W	Show Map	Clone Upload a PDF Add 7460-2		None
B4 Accepted 2018-WTE-6680-OE	Copenhagen, NY	43° 52' 23.47" N 75° 44' 32.59" W	Show Map	Clone Upload a PDF Add 7460-2		None
B5 Accepted 2018-WTE-6681-OE	Copenhagen, NY	43° 51' 20.40" N 75° 46' 14.50" W	Show Map	Clone Upload a PDF Add 7460-2		None
B6 Accepted 2018-WTE-6682-OE	Copenhagen, NY	43° 51' 23.32" N 75° 45' 36.90" W	Show Map	Clone Upload a PDF Add 7460-2		None
B7 Accepted 2018-WTE-6683-OE	Copenhagen, NY	43° 51' 54.95" N 75° 44' 44.75" W	Show Map	Clone Upload a PDF Add 7460-2		None
B8 Accepted 2018-WTE-6684-OE	Copenhagen, NY	43° 51' 30.12" N 75° 44' 37.46" W	Show Map	Clone Upload a PDF Add 7460-2		None
B9 Accepted 2018-WTE-6685-OE	Copenhagen, NY	43° 51' 14.70" N 75° 44' 8.48" W	Show Map	Clone Upload a PDF Add 7460-2		None
B10 Accepted 2018-WTE-6686-OE	Copenhagen, NY	43° 51' 11.13" N 75° 43' 37.63" W	Show Map	Clone Upload a PDF Add 7460-2		None
B11 Accepted 2018-WTE-6687-OE	Copenhagen, NY	43° 51' 19.35" N 75° 42' 23.95" W	Show Map	Clone Upload a PDF Add 7460-2		None
B13 Accepted 2018-WTE-6688-OE	Copenhagen, NY	43° 50' 25.25" N 75° 42' 21.81" W	Show Map	Clone Upload a PDF Add 7460-2		None
B14 Accepted 2018-WTE-6689-OE	Copenhagen, NY	43° 52' 25.97" N 75° 43' 59.10" W	Show Map	Clone Upload a PDF Add 7460-2		None
C0 Accepted 2018-WTE-6690-OE	Copenhagen, NY	43° 51' 5.13" N 75° 49' 13.48" W	Show Map	Clone Upload a PDF Add 7460-2		None
C1 Accepted 2018-WTE-6691-OE	Copenhagen, NY	43° 50' 54.38" N 75° 48' 57.52" W	Show Map	Clone Upload a PDF Add 7460-2		None
C2 Accepted 2018-WTE-6692-OE	Copenhagen, NY	43° 50' 48.56" N 75° 48' 36.84" W	Show Map	Clone Upload a PDF Add 7460-2		None
C4 Accepted 2018-WTE-6693-OE	Copenhagen, NY	43° 50' 21.01" N 75° 48' 27.99" W	Show Map	Clone Upload a PDF Add 7460-2		None
D1 Accepted 2018-WTE-6694-OE	Copenhagen, NY	43° 50' 28.00" N 75° 50' 21.78" W	Show Map	Clone Upload a PDF Add 7460-2		None
E4 Accepted 2018-WTE-6695-OE	Copenhagen, NY	43° 48' 55.03" N 75° 47' 22.71" W	Show Map	Clone Upload a PDF Add 7460-2		None
E5 Accepted 2018-WTE-6696-OE	Copenhagen, NY	43° 48' 49.13" N 75° 47' 2.04" W	Show Map	Clone Upload a PDF Add 7460-2		None
F2 Accepted	Copenhagen, NY	43° 48' 2.85" N 75° 46' 35.38" W	Show Map	Clone Upload a PDF		None

2018-WTE-6697-OE				Add 7460-2	
G1 Accepted 2018-WTE-6698-OE	Copenhagen, NY	43° 48' 17.05" N 75° 45' 3.82" W	 Show Map	Clone Upload a PDF Add 7460-2	None
G3 Accepted 2018-WTE-6699-OE	Copenhagen, NY	43° 48' 19.83" N 75° 43' 33.02" W	 Show Map	Clone Upload a PDF Add 7460-2	None
G5 Accepted 2018-WTE-6700-OE	Copenhagen, NY	43° 48' 19.22" N 75° 42' 58.93" W	 Show Map	Clone Upload a PDF Add 7460-2	None
H4 Accepted 2018-WTE-6701-OE	Copenhagen, NY	43° 48' 24.37" N 75° 42' 21.30" W	 Show Map	Clone Upload a PDF Add 7460-2	None
I1 Accepted 2018-WTE-6702-OE	Copenhagen, NY	43° 47' 42.78" N 75° 43' 25.67" W	 Show Map	Clone Upload a PDF Add 7460-2	None
J1 Accepted 2018-WTE-6703-OE	Copenhagen, NY	43° 47' 37.22" N 75° 44' 16.61" W	 Show Map	Clone Upload a PDF Add 7460-2	None
J2 Accepted 2018-WTE-6704-OE	Copenhagen, NY	43° 47' 22.82" N 75° 44' 4.97" W	 Show Map	Clone Upload a PDF Add 7460-2	None
J3 Accepted 2018-WTE-6705-OE	Copenhagen, NY	43° 47' 19.37" N 75° 43' 44.07" W	 Show Map	Clone Upload a PDF Add 7460-2	None
PMM1 Accepted 2018-WTE-6706-OE	Copenhagen, NY	43° 48' 43.38" N 75° 47' 17.11" W	 Show Map	Clone Upload a PDF Add 7460-2	None

[Mapping - Desk Reference Guide V_2014.4.0](#) [Attaching Documents - Desk Reference Guide V_2014.2.0](#)

[Upload a PDF to the Project](#)

Draft: Cases that have been saved by the user but have not been submitted to the FAA.

Waiting: Wind Turbine/Met Tower cases that have not been submitted to the FAA and are waiting for an action from the user, either to verify the map or attach specific documents

Accepted: Cases that have been submitted to the FAA.

Add Letter: Cases that have been reviewed by the FAA and require additional information from the user.

Work in Progress: Cases that are being evaluated by the FAA.

Interim: Cases that have been reviewed by the FAA and require resolution from the user.

Determined: Cases that have a completed aeronautical study and an FAA determination.

Terminated: Cases that are no longer valid.

Please allow the FAA a minimum of 45 days to complete a study.

Case Transfer:

- Use the check box(es) to select the case(s) you want to transfer.
- Select the "Transfer Cases button" to open the "Manage Transfer Cases" screen.

Note: Drafts and cases in Add and Terminated status can not be transferred.

[Click here to contact the appropriate representative.](#)

Young / Sommer LLC

ATTORNEYS AT LAW

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Laura K. Bomyea, Esq.
Telephone Extension: 249
lbomyea@youngsommer.com

December 10, 2019

Via Electronic Filing

Hon. Michelle L. Phillips
Secretary to the Siting Board
New York State Siting Board
Agency Building 3
Albany, NY 12223

Re: Case No. 16-F-0267: Application of Atlantic Wind LLC for a Certificate of Environmental Compatibility and Public Need Pursuant to Article 10 for Construction of the Deer River Wind Farm Project

Dear Secretary Phillips:

We represent Atlantic Wind LLC (“Applicant”), a wholly-owned subsidiary of Avangrid Renewables LLC, with regard to the above-referenced proceeding. In its Article 10 Application, Atlantic Wind agreed to provide the Siting Board and parties with updated information regarding a proposed mitigation agreement between the Applicant and the United States Department of Defense regarding the US Army base at Fort Drum.

A letter regarding the status and future availability of this mitigation agreement, which is intended to address potential impacts from the proposed Facility on military operations and radar assets, is enclosed. As noted in the letter, the mitigation agreement is anticipated to be ready for signature within 3-6 months of the date of the letter and will be publicly available following execution. As the Applicant has proposed in its revised certificate conditions, copies of the final, signed mitigation agreement will be provided to the Siting Board once available.

Should you have any questions please do not hesitate to contact us. Thank you.

Respectfully submitted,

/s/ Laura K. Bomyea

James A. Muscato II
Laura K. Bomyea
Attorneys for Atlantic Wind LLC

Enclosure

cc: Party List (via email and DMM)
Hon. Daniel O'Connell, Examiner (via email)
Hon. James Costello, Examiner (via email)
Hon. Gregg Sayre, Examiner (via email)



DEPARTMENT OF THE ARMY
US ARMY INSTALLATION MANAGEMENT COMMAND
HEADQUARTERS, UNITED STATES ARMY GARRISON, FORT DRUM
10000 10TH MOUNTAIN DIVISION DRIVE
FORT DRUM, NEW YORK 13602-5046

September 10th, 2019

Hon. James A. Costello
Hon. Gregg C. Sayre
3 Empire Plaza
Albany, NY12223-1350

Judges Costello and Sayre,

This letter is in reference to the application for the Deer River industrial wind development project by Avangrid LLC, Case 16-F-0267. Fort Drum is involved with ongoing discussions with Avangrid LLC to mitigate adverse impacts to military operations and radar assets as a result of the Deer River project.

In accordance with the provisions of The Freedom of Information Act - 5 U.S.C. § 552, and the mutual agreement between the Assistant Secretary of Defense (Sustainment) and the developer, the full mitigation agreement will be public once signed. A copy of the agreement will be posted to the Siting Clearing House website (<https://www.acq.osd.mil/dodsc/about/library.html>) and may be freely disclosed by the developer once signed. Prior to signature, the draft agreement must remain confidential; however, the undertaking of negotiation between the Department of Defense and the developer is public knowledge.

The agreement is currently in review in accordance with Siting Clearing House guidelines. The anticipated completion date of the review is between 3 – 6 months from date of this letter, at which point the agreement will be ready for signatures by the developer and the relevant authorities within the Department of Defense.

Fort Drum's point of contact for this letter is Christopher Nestico, Plans, Analysis and Integration Office, United States Army Garrison, at (315) 772-1965, or e-mail christopher.m.nestico.civ@mail.mil.

A handwritten signature in black ink, appearing to read "Sonja E. Draught", is positioned above the printed name.

Sonja E. Draught
Chief, Plans, Analysis and Integration Office