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April 23, 2026

Mr. Alon Dominitz
State of New York Office of Renewable Energy Siting
Empire State Plaza
240 State Street, P-1 South, J Dock
Albany NY 12242

Submitted via email to Alon.Dominitz@dps.ny.gov

RE: Brookside Solar Project – Revised Take Request

Dear Mr. Dominitz,

The Brookside Solar Project (Matter No. 21-00917) received a Determination of Habitat, Incidental Take and Net Conservation Benefit from the Office of Renewable Energy Siting and Electric Transmission (ORES) on September 13, 2021. ORES determined that the Brookside Solar Project (Project) will adversely impact 329.1 acres of occupied breeding habitat for the northern harrier (*Circus cyaneus*) and Henslow's sparrow (*Centronyx henslowii*). Per the determination letter received on September 13, 2021 "The Determination of Occupied Habitat is subject to revision if the facility design or layout is altered from its presentation to the Office as of the date of this letter." Since September 13, 2021, Brookside Solar, LLC (the Permit Holder) has revised the fenceline associated with the Project due to panel reconfiguration and design updates.

The Permittee submits this letter along with the attached shapefiles depicting the updated fenceline for ORES review and requests issuance of an updated Determination of Habitat, Incidental Take and Net Conservation Benefit. If you have any questions or any further information is needed, you can contact me at kmcgowan@trccompanies.com or 315-418-6710.

Thank you,

A handwritten signature in black ink that reads "Katherine McGowan".

Katherine McGowan
TRC, Project Manager

cc: Liza Norment, AES
Jessica Klami, Young Sommer, LLC

Attachments

Brookside_TakeDetermination_fenceLOD_04232026.shp