

Brenda D. Colella
Partner

March 3, 2023

VIA ELECTRONIC MAIL

Rudyard Edick
New York State Office of Renewable Energy Siting
W.A. Harriman Campus
Building 9
1220 Washington Avenue
Albany, NY 12226

Re: Notice of Rock District Solar, LLC's Election to be Subject to Executive Law
Section 94-c and of Intent to File Transfer Application pursuant to 19 NYCRR §
900-3.1(a) for Opt-In Renewable Energy Facility

Mr. Edick:

We represent Rock District Solar, LLC ("Rock District") with respect to its proposed 20 megawatt photovoltaic solar generating facility located in the Towns of Carlisle and Seward, Schoharie County (the "Rock District Solar Project" or the "Project"). In February 2020, Rock District submitted applications for approval of the Rock District Solar Project under the alternate permitting processes provided for under the local laws of the Towns of Carlisle and Seward and the State Environmental Quality Review Act (SEQRA). On August 10, 2021, the Town of Carlisle Planning Board declared its intent to serve as lead agency under SEQRA, and on November 15, 2022, the Town of Carlisle Planning Board issued a Negative Declaration under SEQRA for the Project, finding that the Project will result in no significant adverse impacts on the environment.

Pursuant to Section 94-c of the New York Executive Law and 19 NYCRR § 900-3.1(a), Rock District hereby provides notice to the Office of Renewable Energy Siting (ORES or the "Office") that Rock District is hereby electing to be subject to Section 94-c of the Executive Law and of its intent to file a transfer application with ORES for the Project, as an opt-in renewable energy facility, no earlier than fourteen days from the date of this notice.

As required under Section 94-c and 19 NYCRR § 900-3.1(a), Rock District will be providing the following to ORES with its Transfer Application:

- i. A copy of this notice to the Town of Carlisle Planning Board, as lead agency conducting the environmental impact review pursuant to SEQRA, advising of Rock District's election to be subject to Executive Law Section 94-c;
- ii. A completed transfer of application form;
- iii. The exhibits set forth in Subpart 900-2 of the Section 94-c regulations;

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- iv. Copies of documentation identifying those matters and issues that have been identified and resolved in the alternate permitting process;
- v. Any additional information that may be required in order to enable the Office to make the findings and determinations required by law;
- vi. The fee to be deposited in the local agency account in an amount equal to one thousand dollars for each one thousand (1,000) kilowatts of capacity, as well as the ORES fee in an amount equal to one thousand dollars for each one thousand (1,000) kilowatts of capacity.

Also, as required under 19 NYCRR § 900-3.1(c), Rock District will comply with the requirements for filing, service and publication of the Transfer Application pursuant to Section 900-1.6 of the Section 94-c regulations, including publishing notice of the transfer application in local newspapers and providing notice to those persons enumerated in 19 NYCRR § 900-1.6(c) at least three (3) days prior to the filing of the Transfer Application. In addition, a copy of the Transfer Application will be served on the chief executive officer of each municipality in which any portion of the Project is located, as well as those persons and agencies enumerated in 19 NYCRR § 900-1.6(a).

We request that ORES open a new master matter docket and assign a new permit number/DMM matter number for this Project.

Please do not hesitate to reach out with any questions.

Very truly yours,

/s/ Brenda D. Colella

Brenda .D. Colella

Jeffrey W. Davis

Counsel for Rock District Solar, LLC

cc: Michael Cusack, General Counsel, ORES