

# Bluestone Wind Energy Facility

## Broome County, New York

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### NOTICE OF SUBMISSION OF APPLICATION

Bluestone Wind, LLC (Applicant) is proposing to construct a major electric generating facility under Article 10 of the New York Public Service Law (Facility). This notice announces that on or about September 7, 2018, the Applicant will file an Application pursuant to 16 NYCRR 1000.6 seeking a Certificate of Environmental Compatibility and Public Need from the New York State Board on Electric Generation Siting and the Environment (Siting Board) authorizing the construction and operation of the Facility under Article 10.

The Facility is a proposed wind-powered electric generation project consisting of up to 33 wind turbines generating up to 124 megawatts (MW) of electricity to be located in the Towns of Sanford and Windsor, Broome County. The Facility will include wind turbines, access roads, electrical collection lines, a collection substation, a point of interconnection (POI) substation, battery storage, meteorological towers, an operation and maintenance building, and temporary construction staging and storage areas. Ownership of the POI substation will be transferred to New York State Electric and Gas (NYSEG) upon completion.

The Facility is a zero-emission wind energy facility that will assist the State in meeting the goals of the State Energy Plan, which include obtaining 50% of energy generation from renewable sources by 2030 and significantly reducing greenhouse gas emissions. Other positive impacts of the Facility include diversification of energy supplies, introduction of an innovative battery storage component, new employment opportunities (both temporary construction employment and full-time jobs), and increased revenues to County and local tax bases, payments to the local hospitality industry, and purchase of local supplies and goods. In addition, the Applicant has attempted to minimize impacts to land associated with the Facility by limiting the disturbance to forested lands and wetlands to the maximum extent practicable. However, the construction and operation of the Facility may result in minor environmental impacts as more fully described in the Application, including, but not limited to: impacts on terrestrial ecology, including avian and bat species; minor impacts to forested land, wetlands and agricultural lands; and impacts to people, including noise, traffic and visual impacts.

Pursuant to the Article 10 process, the Applicant filed a Preliminary Scoping Statement (PSS) on August 18, 2017 with the Siting Board. After the public comment period on the PSS, the Applicant prepared a reply to material comments that was submitted on September 29, 2017. On October 16, 2017, a pre-application conference to consider intervenor funding requests was held and the scoping stipulation process was ordered to commence. The Applicant is now ready to file an Application. The Applicant also intends to submit a request for a Water Quality Certification (WQC) under Section 401 of the federal Clean Water Act. The WQC is necessary to obtain a permit from the U.S. Army Corps of Engineers for the minor disturbance to federally regulated wetlands required to construct the Facility.

The Article 10 regulations outlining the required contents of the Application can be found at 16 NYCRR 1001.1 *et seq.* The Application includes, among other things: an analysis of the environmental setting of the Facility, a description of the Facility, including preliminary design drawings and related information; copies of reports, studies and plans submitted in support of the Application; and an assessment of impacts of construction and/or operation of the Facility relating to land use; consistency with State energy planning objectives, including climate change and renewable energy goals; public health and safety; terrestrial ecology, water resources and aquatic ecology, including avian and bat species and wetlands; communications, transportation and utilities; cultural, historical and recreational resources; visual, including shadow flicker; sound; electric magnetic fields; and impacts on the statewide electrical system.

Pursuant to the Article 10 process, this notice is being provided in accordance with 16 NYCRR 1000.7, and will be published at least three days prior to the filing of the Application. In addition, a copy of the Application will be served on the Chief Executive Officer of each municipality in which any portion of the Facility is located, as well as those persons and agencies enumerated in 16 NYCRR 1000.6.

Once an Application is filed and determined by the Siting Board to be complete, the Siting Board will schedule a public hearing on the Application. The Siting Board will also issue a notice of availability of application intervenor funds that are available to be used by parties to participate in formal review of the Application. A pre-hearing conference will be scheduled

by the Hearing Examiner to identify intervenors, award intervenor funds, identify issues for the hearing, and establish a case schedule. Additional hearings regarding the application and project impact assessments will be scheduled by the Hearing Examiner as needed. After hearings, the stakeholders may brief their positions and the Hearing Examiner will issue a recommended decision upon which the Siting Board will base its decision. Article 10 requires that all proceedings on the Application, including a final decision by the Siting Board, must be completed within 12 months of when the Application is determined to be complete.

Upon filing the Application, the Applicant will provide funding in the amount of \$124,000 to be disbursed by the Siting Board to municipalities and other local parties to help pay expenses, including attorneys and consultants, associated with participating in the Article 10 process during the application review phase. Fifty percent (50%) of these intervenor funds are reserved for municipalities. Following the filing of an Application, the Hearing Examiner or the Secretary will issue a notice of availability of application intervenor funds that provides a schedule and related information describing how interested members of the public may apply for application funds. Requests for application funds must be submitted to the Hearing Examiner within thirty (30) days after the issuance of the notice of the availability of application intervenor funds. Following the submittal of any intervenor funding requests, the Hearing Examiner may schedule a pre-hearing conference to consider fund requests.

The record of this proceeding, including the Application, may be examined during normal business hours at the Offices of the New York State Department of Public Service (DPS) at 3 Empire State Plaza, Albany, NY 12223, and may also be viewed at the following public repositories: Windsor Library, 107 Main Street, Windsor, New York 13865 and Deposit Free Library, 159 Front Street, Deposit, NY 13754. Libraries often have free internet access.

#### **Contact Information**

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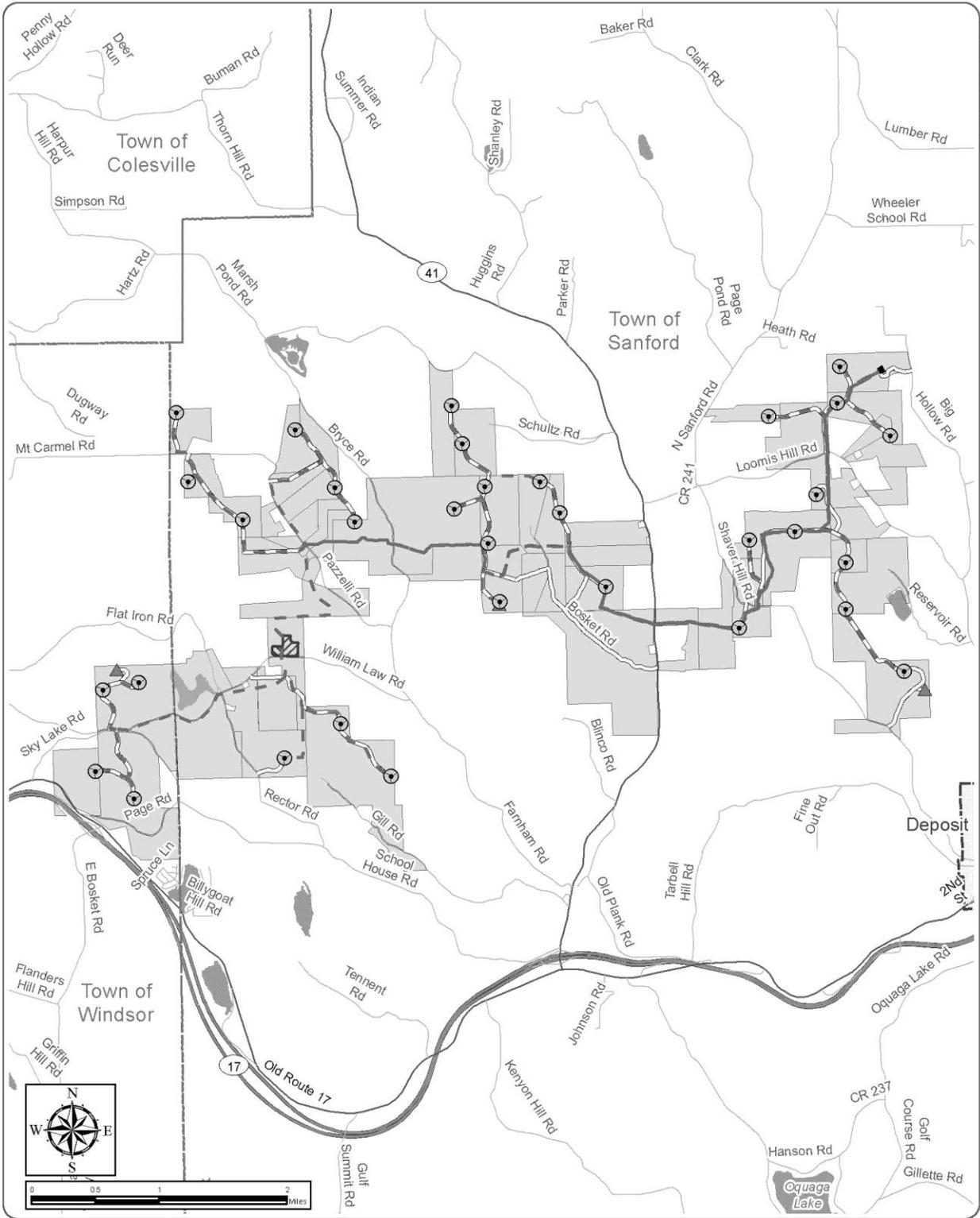
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The Application will also be available at the DPS website at (<http://www.dps.ny.gov/>). To access documents, go to “Search” on the top of the webpage and search using the Case Number 16-F-0559 or the direct link <http://documents.dps.ny.gov/public/MatterManagement/CaseMaster.aspx?MatterSeq=51826&MNO=16-F-0559> or by going to the Project-specific website maintained by the Applicant: [www.bluestonewind.com](http://www.bluestonewind.com).

#### **File a Request for Notices**

Any interested member of the public may file a request with the DPS Secretary to receive copies of all notices concerning the Project. Written requests should be sent to the DPS Secretary at [secretary@dps.ny.gov](mailto:secretary@dps.ny.gov) or sent by mail to the following address:

Honorable Kathleen H. Burgess  
Secretary to the Commission  
NYS Public Service Commission  
Empire State Plaza  
Agency Building 3  
Albany, New York 12223-1350



**Bluestone Wind**

Towns of Windsor and Sanford, Broome County, New York

**Proposed Facility**

**Notes:** 1. Basemap: ESRI StreetMap North America, 2008. 2. This map was generated in ArcMap on August 28, 2018.

- Wind Turbine
- Met Tower
- Collection Line
- Access Road
- O&M Facility
- Laydown Area
- Collection Substation
- Facility Site



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