

NEW YORK STATE BOARD ON ELECTRIC
GENERATION SITING AND THE ENVIRONMENT

CASE 19-F-0299 - Application of Excelsior Energy Center, LLC for a Certificate of Environmental Compatibility and Public Need Pursuant to Article 10 of the Public Service Law for Construction of a Solar Electric Generating Facility in the Town of Byron, Genesee County.

NOTICE OF PROCEDURAL CONFERENCE
TO CONSIDER PRE-APPLICATION INTERVENOR FUNDING REQUESTS
AND TO INITIATE THE STIPULATIONS PROCESS

(Issued October 15, 2019)

PLEASE TAKE NOTICE that a procedural conference will be held in this proceeding, in which the New York State Board on Electric Generation Siting and the Environment (the Siting Board) is considering a proposal by Excelsior Energy Center, LLC (Excelsior), to construct a 280 megawatt (MW) solar photovoltaic electric generating facility (the Project), including a 20 MW/4-hour duration energy storage system, in the Town of Byron in Genesee County.

As currently proposed, the Project components would include solar arrays, access roads, buried and possibly overhead electric collection lines, energy storage, and electrical interconnection facilities. During construction, the Project would require one or more laydown yards. Additional Project facilities would consist of a new collection substation and 345 kV switchyard, which would be used to connect to the New York State grid and would be transferred to the New York Power Authority (NYPA) to own, maintain and operate. The proposed collection substation and interconnection facilities would be located on land adjacent to NYPA's 345 kV Line #NR2, between its Niagara and N. Rochester substations. The Project would be

located on land leased from owners of private property in the Town of Byron.

Under Article 10 of the Public Service Law, before filing an application for approval to construct an electric generating facility, an entity must first file a Preliminary Scoping Statement, or PSS, with the Siting Board, which initiates the preliminary scoping phase of the proceeding. Excelsior completed the filing of its PSS on September 24, 2019. The preliminary scoping phase will determine the nature and scope of the studies Excelsior must undertake to develop the information that must be included in its formal application. In general, such studies will identify and evaluate the potential impacts of a project on the environment, public health, and other public interest factors. State agencies and other interested persons are encouraged to engage in discussions with the project developer during this phase to reach agreements, called stipulations, regarding the details of these studies. Pre-application intervenor funding is available for eligible municipalities and residents to participate in the preliminary scoping phase of this proceeding.

The pre-application procedural conference will be held before Presiding Examiner Gregg C. Sayre, of the Department of Public Service, and Associate Examiner Molly T. McBride, of the Department of Environmental Conservation, as follows:

Date: Wednesday, November 13, 2019

**Location: Byron Town Hall
Courtroom
7028 Byron Holley Road
Byron, New York 14422**

Time: 1:00 p.m.

The conference has two primary purposes. First, the Examiners will ask questions, and possibly make contemporaneous rulings, on previously filed requests for pre-application intervenor funds. Participants should be prepared to discuss their funding requests. Participants are encouraged to consider the consolidation of requests with similar funding requests of other participants. Second, at the conference the Examiners will explain and initiate the stipulations process. It is expected that Excelsior, entities that have submitted requests for pre-application intervenor funds, and persons or parties interested in pursuing stipulations will attend and participate in the pre-application procedural conference.

Pursuant to earlier notices issued in this case, comments on the Preliminary Scoping Statement are due by November 1, 2019, and requests for pre-application intervenor funding are due on October 28, 2019. These notices can be found on the Department of Public Service's web page, www.dps.ny.gov, by entering 19-F-0299 in the "Search by Case Number" option. Additional information about the intervenor funding process can be found on the Siting Board's web page, www.dps.ny.gov/SitingBoard.

Individuals with difficulty understanding or reading English are encouraged to call the Commission at 1-800-342-3377 for free language assistance services regarding this notice.

(SIGNED)

KATHLEEN H. BURGESS
Secretary