

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 AVAILABILITY OF PRE-APPLICATION  
INTERVENOR FUNDS AND SCHEDULE TO REQUEST FUNDS

(Issued September 26, 2019)

Any person interested in filing an application to construct a major electric generating facility in New York must first file a Preliminary Scoping Statement (PSS) with the New York State Board on Electric Generation Siting and the Environment (the Siting Board). On September 24, 2019, Excelsior Energy Center, LLC (Excelsior), filed a PSS in connection with its proposal to construct a 280 megawatt (MW) solar photovoltaic electric generating facility (the Project) in the Town of Byron, Genesee County, New York, pursuant to Article 10 of the New York State Public Service Law (PSL). Excelsior also proposes to include a 20 MW/4-hour duration energy storage system as part of the Project.

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.

**PLEASE TAKE NOTICE** that, with its PSS, Excelsior submitted the required intervenor fee of \$98,000 to be used to defray certain costs incurred by eligible municipal and local parties as a result of their participation as intervenor parties during the pre-application phase of this proceeding. At least 50% of the available funds must be reserved for potential awards to the eligible municipalities.

Municipal and local parties intending to request pre-application intervenor funding must file their request **by no later than 4:30 p.m. on October 28, 2019**. Parties requesting such funding must complete the "RFIF Form" available on the Siting Board's web page at <http://www.dps.ny.gov/SitingBoard> (please follow the "Forms" link on the left side of the page).

All requests for pre-application intervenor funds must be submitted to the Presiding Examiner, Administrative Law Judge Gregg C. Sayre ([Gregg.Sayre@dps.ny.gov](mailto:Gregg.Sayre@dps.ny.gov)) of the Department of Public Service, and to the Associate Examiner, Administrative Law Judge Molly T. McBride of the Department of Environmental Conservation ([Molly.Mcbride@dec.ny.gov](mailto:Molly.Mcbride@dec.ny.gov)). A copy of each funding request must also be filed with Hon. Kathleen H. Burgess, Secretary of Siting Board, at [secretary@dps.ny.gov](mailto:secretary@dps.ny.gov) by 4:30 p.m. on the due date.

Persons without e-mail access may send their funding request to the Presiding Examiners, the Associate Examiner, and Secretary Burgess by first-class mail at the New York State Board on Electric Generation Siting and the Environment, 3 Empire State Plaza, Albany, New York 12223, such that the requests are received by the due date.

A copy of each funding request must be served simultaneously on all persons identified on the party list for this proceeding, by e-mail if possible, or by first-class mail. The party list can be accessed at the Siting Board's web page, by following the "Projects Under Review" link on the left side of the page, then clicking on the "Preliminary Scoping Statement Submittals" link in the center area of the page, then, under "Submitted Scoping Statement Plans," clicking on case number 19-F-0299, and then clicking on the "Party List" tab.

Guidance regarding the Article 10 siting process, including the procedures regarding pre-application intervenor funding for eligible municipal and local parties, is available at the Siting Board's web page, listed above. To access Frequently Asked Questions, please click the FAQ link on the left side of the page; to access a Guide to Intervenor Funding, please follow the "Guides" link on the left side of the page.

**PLEASE TAKE FURTHER NOTICE** that if you have received this document by U.S. Mail, you are encouraged to provide your e-mail address in order to receive filings electronically in this case. You may do this by becoming a registered user of the Department of Public Service's Document and Matter Management (DMM) System. Information and instructions can found on the Department's website, [www.dps.ny.gov/DMM\\_Registration.html](http://www.dps.ny.gov/DMM_Registration.html). If you do not wish to become a registered DMM user, you may provide your e-mail address to the Secretary, referencing Case 19-F-0299, by e-mailing the Secretary at [secretary@dps.ny.gov](mailto:secretary@dps.ny.gov).

(SIGNED)

KATHLEEN H. BURGESS  
Secretary