

WYOMING COUNTY INDUSTRIAL DEVELOPMENT AGENCY
NOTICE OF PUBLIC HEARING

Pursuant to Section 859-a of NYS General Municipal Law, a public hearing will be conducted by the Wyoming County Industrial Development Agency (the “Agency”) on January 12, 2021 at 2 p.m., (immediately following the NY Pike II LLC public hearing), regarding the project, as described below, said public hearing, given the ongoing COVID-19 public health crisis and related Executive Orders issued by Governor Andrew M. Cuomo, to be conducted electronically as hereinafter described. **Please note the special hearing logistics and instructions included at the end of this Notice.**

NY Pike III, LLC has submitted an application to the Agency (a copy of which is on file at the office of the Agency) requesting that the Agency undertake a certain project (the “Project”) consisting of: (i) the acquisition by the Agency of a leasehold interest in a parcel of land located in the Town of Pike, New York (the “Land”), and (ii) the construction and equipping of a 3.8 megawatt (MW) AC solar photo-voltaic electric generating facility comprised of solar panel arrays, racking, solar modules, inverters, electrical wiring and other system components (the “Project”), to be located at Telegraph Road in the Town of Pike, which Project will have a total project cost not to exceed \$7,752,033.

The Agency contemplates that it will provide financial assistance to the Company in the form of: (i) sales and use tax exemption benefits, (ii) mortgage recording tax exemption benefits, and (iii) a twenty (20) year partial abatement of real property taxes pursuant to the terms of a custom payment-in-lieu-of-tax agreement (“PILOT Agreement”), with PILOT payments based upon the megawatt (MW) generating capacity of the Project Facility and not the assessed value of the Project. If any portion of the financial assistance to be granted by the Agency with respect to the Project is not consistent with the Agency’s uniform tax exemption policy (“UTEP”), the Agency will follow the procedures for deviation from such policy set forth in Section 874(4) of the General Municipal Law and the UTEP prior to granting such portion of the Financial Assistance.

PLEASE NOTE SPECIAL PUBLIC HEARING CONDUCT INSTRUCTIONS AND INFORMATION:

In accordance with Section 859-a of the NYS General Municipal Law, a representative of the Agency will present a copy of the Company’s project application, which is also available for viewing on the Agency’s website at www.wycoida.org. However, given the ongoing COVID-19 public health crisis and related Executive Orders issued by Governor Andrew M. Cuomo, the Agency will not be able to accommodate any in-person public attendance or participation at this hearing. Nonetheless, and in furtherance of the provisions of Section 859-a of the NYS General Municipal Law requiring interested parties be provided a reasonable opportunity, both orally and in writing, to present their views with respect to the Project, and pursuant to Governor Cuomo’s Executive Order 202.15 issued on April 9, 2020, as amended from time to time, authorizing the conduct of public hearings through use of telephone conference, video conference and/or other similar service, the Agency will livestream the Public Hearing on its YouTube Channel at <https://www.youtube.com/channel/UCrexugLTuFMeOsJNftiH-Q>. The Agency will provide

public access to provide oral comments during the Public Hearing via Zoom Meetings. If you wish to speak at the Public Hearing, please notify the Agency by emailing jpierce@wycoida.org no later than 5:00 p.m. on January 11, 2021, including your name, address, e-mail and telephone number that you will use to access the Public Hearing. After registering, you will receive a confirmation email containing information about joining the Public Hearing via Zoom Meetings to provide oral comments. Finally, the Agency also encourages all interested parties to submit written comments to the Agency, all of which will be included within the public hearing record. Any written comments may be mailed to the Agency at 36 Center Street, Suite D, Warsaw, New York 14569 until the written comment period closes on January 12, 2021.

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