

NOTICE OF PUBLIC HEARING
ON PROPOSED PROJECT
AND **REVISED** FINANCIAL ASSISTANCE
RELATING THERETO

Notice is hereby given that a public hearing pursuant to Section 859-a(2) of the General Municipal Law of the State of New York (the “Act”) will be held by the County of Lewis Industrial Development Agency (the “Agency”) on the 29th day of November, 2021 at 2:00 o’clock p.m., local time, at the Town of Lowville offices located at 5535 Bostwick Street in the Town of Lowville, Lewis County, New York in connection with the following matters:

On June 25 and June 26, 2019, the Agency conducted public hearings for the benefit of Number Three Wind LLC, a Delaware State limited liability company (the “Company”), with respect to a project (the “Project”) outlined in the application submitted to the Agency in March, 2019 (the “Application”), said Project consisting of the following: (A) (1) the acquisition of an interest or interests in various parcels of land (most approximately one-half acre in size) scattered amongst approximately 9,000 acres located on the eastern border of the Town of Lowville and throughout the Town of Harrisburg, Lewis County, New York (collectively, the “Land”), (2) the construction of various improvements to be located on the Land, including, but not limited to, the following: approximately twenty-nine (29) 2.3/3.6 mega-watt series wind turbine generators (approximately 12 of such generators to be located in the Town of Lowville and approximately 17 generators to be located in the Town of Harrisburg), improvement foundations, POI switchyards, collection substations, and an operations and maintenance building (collectively, the “Facility”), (3) the construction of associated transmission lines and cables, other electrical interconnect infrastructure, and access roads (collectively, the “Infrastructure”), and (4) the acquisition and installation of certain machinery and equipment therein and thereon (collectively, the “Equipment”) (the Land, the Facility, the Infrastructure and the Equipment hereinafter collectively referred to as the “Project Facility”), all of the foregoing to constitute the development of a wind energy facility to be owned and operated by the Company; (B) the granting of certain “financial assistance” (within the meaning of Section 854(14) of the Act) with respect to the foregoing, including potential exemptions from certain sales and use taxes, real property taxes, real estate transfer taxes and mortgage recording taxes (collectively, the “Financial Assistance”); and (C) the lease (with an obligation to purchase) or sale of the Project Facility to the Company or such other person as may be designated by the Company and agreed upon by the Agency.

In February, 2021 the Agency received an amended application relating to the Project (the “Amended Application”), a copy of which is on file at the office of the Agency. The Amended Application contains revised Project costs resulting in the need for the Agency, pursuant to Section 859-a of the Act, to hold a public hearing with respect to the Project and the amount of the Financial Assistance, as described in the Amended Application.

Pursuant to the Amended Application, the Agency is considering whether (A) to undertake the Project, and (B) to provide certain exemptions from taxation with respect to the Project, including (1) exemption from mortgage recording taxes with respect to any documents, if any, recorded by the Agency with respect to the Project in the office of the County Clerk of Lewis County, New York or elsewhere, (2) exemption from deed transfer taxes on any real estate transfers, if any, with respect to the Project, (3) exemption from sales taxes relating to the acquisition, construction, renovation and installation of the Project Facility, and (4) in the event that the Project Facility would be subject to real property taxation if owned by the Company but shall be deemed exempt from real property taxation due to the involvement of the Agency therewith, exemption from real property taxes (but not including special assessments and special ad valorem levies), if any, with respect to the Project Facility, subject to the obligation of the Company to make payments in lieu of taxes with respect to the Project Facility. 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, the Agency will follow the procedures for deviation from such policy set forth in Section 874(4) of the Act prior to granting such portion of the Financial Assistance.

If the Agency determines to proceed with the Project, the Project Facility will be acquired, constructed and installed by the Agency and will be leased (with an obligation to purchase) or sold by the Agency to the Company or its designee pursuant to a project agreement (the "Agreement") requiring that the Company or its designee make certain payments to the Agency.

With respect to compliance with the requirements of Article 8 of the Environmental Conservation Law (the "SEQR Act") regarding the potential environmental impact of the Project, the Company is complying with Article 10 of the Public Service Law regarding the siting of electrical generating facilities.

The Agency will at said time and place hear all persons with views on either the location and nature of the proposed Project, or the Financial Assistance being contemplated by the Agency in connection with the proposed Project. A copy of the Amended Application filed by the Company with the Agency with respect to the Project, including an analysis of the costs and benefits of the Project, is available for public inspection during business hours at the offices of the Agency. A transcript or summary report of the hearing will be made available to the members of the Agency.

Additional information can be obtained from, and written comments may be addressed to: Brittany Davis, Executive Director, County of Lewis Industrial Development Agency, 7840 State Route 26, Lowville, New York 13367; Telephone: (315) 376-3014.

Dated: November 12, 2021.

COUNTY OF LEWIS INDUSTRIAL DEVELOPMENT
AGENCY

BY: s/Brittany Davis
Brittany Davis, Executive Director