

NEW YORK STATE BOARD ON ELECTRIC  
GENERATION SITING AND THE ENVIRONMENT

CASE 17-F-0282 - Application of Alle-Catt Wind Energy LLC for a Certificate of Environmental Compatibility and Public Need Pursuant to Article 10 for a Proposed Wind Energy Project, Located in Allegany, Cattaraugus, and Wyoming Counties, New York, in the Towns of Arcade, Centerville, Farmersville, Freedom, and Rushford.

NOTICE SEEKING COMMENT ON RECOMMENDED DECISION

(Issued March 3, 2020)

**PLEASE TAKE NOTICE** that the New York State Board on Electric Generation Siting and the Environment (Siting Board) is seeking comments from the public concerning a Recommended Decision of Presiding Examiners Dakin D. Lecakes and Gregg C. Sayre, Administrative Law Judges of the Department of Public Service, and Associate Examiner Michael S. Caruso, Administrative Law Judge of the Department of Environmental Conservation, that was issued on February 27, 2020. The Examiners recommend that the Siting Board issue a Certificate of Environmental Compatibility and Public Need (Certificate) to Alle-Catt Wind Energy, LLC (ACWE) allowing the construction and operation of a 340 megawatt wind generating facility in the Towns of Arcade, Centerville, Rushford, Farmersville, and Freedom in Allegany, Cattaraugus, and Wyoming Counties, New York, consisting of up to 116 turbines and associated facilities, with numerous conditions designed to minimize the impacts on the local community. Comments on the Recommended Decision should be submitted by March 20, 2020.

ACWE filed its formal application on December 18, 2018 and submitted supplements to the application on March 15, 2019. On May 8, 2019, the Chair of the Siting Board determined that

the application complied with PSL § 164. Following that determination, numerous local and state agency parties submitted testimony and exhibits and participated in evidentiary hearings held before the Examiners in the Town of Yorkshire on December 2 through December 5, 2019. In addition, public statement hearings were held in the Towns of Arcade and Yorkshire on June 11, 2019. Public comments have been entertained throughout the process.

The Examiners' recommendations in the Recommended Decision must be reviewed and voted on by the Siting Board, which will issue any Certificate and final order. The Siting Board decision is expected to be made in May 2020.

The Recommended Decision may be obtained by visiting the Department of Public Service website, [www.dps.ny.gov](http://www.dps.ny.gov), then clicking the "Search" link on the upper center area of the page, then using the "Search by Case Number" feature, to search for case "17-F-0282." Siting Board documents may also be obtained from the Department of Public Service's Central Files Office, 14<sup>th</sup> floor, Three Empire State Plaza, Albany, NY 12223 (518-474-2500). Individuals with difficulty understanding or reading English are encouraged to call the Department of Public Service at 1-800-342-3377 for free language assistance services regarding this notice.

**Ways to Comment**

There are several ways to provide your comments to the Siting Board. Comments should refer to "Case 17-F-0282, Alle-Catt Wind."

**Via the Internet or Mail:** The public may enter comments directly into the case file from the Department of Public Service website, [www.dps.ny.gov](http://www.dps.ny.gov), by clicking on "Search" at the top of the page and then entering "17-F-0282" into the "Search by Case Number" field. In the open case, access the

screen to enter comments by clicking on the "Post Comments" box at the top right of the page. Comments may also be submitted electronically to the Hon. Michelle L. Phillips, Secretary, at [secretary@dps.ny.gov](mailto:secretary@dps.ny.gov), or by mail or delivery to Secretary Phillips at the New York State Board on Electric Generation Siting and the Environment, Three Empire State Plaza, Albany, New York 12223-1350. All written comments will become part of the record considered by the Siting Board and can be read on the website by searching by the case number, as described above, and clicking on the "Public Comments" tab.

**Toll-Free Opinion Line:** Individuals may choose to submit comments by calling the Department of Public Service's Opinion Line at 1-800-335-2120. This line is set up to receive in-state calls 24-hours a day. These calls are not transcribed but a summary is provided to the Examiners, who will report to the Siting Board.

(SIGNED)

MICHELLE L. PHILLIPS  
Secretary