

STATE OF NEW YORK
OFFICE OF RENEWABLE ENERGY SITING

NOTICE OF ADDITIONAL PUBLIC COMMENT HEARING

Applicant: Bear Ridge Solar, LLC
c/o Cypress Creek Renewables, LLC
3402 Pico Boulevard
Santa Monica, CA 90405

Facility Location: Towns of Cambria and Pendleton, Niagara County

Applicant's Attorney: Steven D. Wilson, Esq.
Young / Sommer LLC
Executive Woods
5 Palisades Drive
Albany, NY 12205

ORES DMM Matter No.: 21-02104

Facility Description: Applicant applied to the New York State Office of Renewable Energy Siting (Office or ORES) for a permit pursuant to Executive Law § 94-c to construct and operate a 100 megawatt (MW) solar energy facility located in the Towns of Cambria and Pendleton, Niagara County.

Prior Combined Notice of Availability of Draft Permit Conditions, Public Comment Period and Public Comment Hearing, and Commencement of Issues Determination Procedure:

Applicant filed the application with the Office on December 1, 2021. A notice of complete application was issued on August 2, 2022 (see <https://ores.ny.gov/permit-applications>, click on Project DMM Matter Number 21-02104, item no. 44).

ORES staff published draft permit conditions on October 3, 2022. The draft permit conditions may be accessed at <https://ores.ny.gov/permit-applications>, click on Project DMM Matter Number 21-02104, item no. 47.

On October 3, 2022, the ORES Office of Hearings issued a combined notice of availability of draft permit conditions, public comment period and public comment hearing, and commencement of issues determination procedure (Combined Notice). The Combined Notice scheduled a public comment hearing pursuant to 19 NYCRR part 900 to hear and receive unsworn comments from the public will be held at the **Cambria Volunteer Fire Company, 4631 Cambria Wilson Road, Lockport, NY 14094 on Tuesday, December 13, 2022, at 5:00 p.m.** The Combined Notice also established a deadline of December 23, 2022, for the filing of written public comments and other deadlines for the issues determination procedure. The Combined Notice and instructions on how to file written public comments and participate in the issues determination procedure may be accessed at <https://ores.ny.gov/permit-applications> (click on Project DMM Matter Number 21-02104, item no. 48).

Notice of Additional Public Comment Hearing: PLEASE TAKE NOTICE THAT pursuant to this Notice of Additional Public Comment Hearing, a second public comment hearing to hear and receive unsworn comments from the public will also be held at the **Cambria Volunteer Fire Company, 4631 Cambria Wilson Road, Lockport, NY 14094 on Wednesday, December 14, 2022, at 6:00 p.m.**

All persons, organizations, corporations, or government agencies who may be affected by the facility are invited to attend the hearing and comment on the application and the draft permit conditions. Lengthy comments will not be accepted and instead should be submitted in writing. Equal weight will be given to both oral and written comments. To ensure that all interested persons have an opportunity to speak, the Administrative Law Judge (ALJ) may limit the time available for oral comments to three (3) minutes per person. The public comment hearing will be transcribed for inclusion in the administrative record.

It is not necessary to provide comments at both the December 13 and the December 14 hearings. At the December 14 hearing, preference will be given to speakers who did not speak at the December 13 hearing.

The hearing location is reasonably accessible to persons with a mobility impairment. Interpreter services shall be made available to deaf persons, and English language translator services shall also be made available, at no charge for either service, upon written request to Chief ALJ James T. McClymonds, Office of Renewable Energy Siting, Empire State Plaza, P-1 South, J Dock, Albany, NY 12242, (518) 473-4583, james.mcclymonds@ores.ny.gov. All requests must be received no later than 4:00 p.m. on Tuesday, November 29, 2022.

In the event that the in-person public comment hearing needs to be canceled, rescheduled, postponed, or conducted virtually, notification of any change will be available at the ORES website at <https://ores.ny.gov>.

Document Availability: Copies of all application materials and draft permit conditions are available for inspection at the Office's Albany office during normal business hours: Contact the Office of Renewable Energy Siting, W.A. Harriman Campus, Building 9, 4th Floor, 1220 Washington Avenue, Albany, NY 12227, (518) 473-4590, general@ores.ny.gov. Electronic copies are available at <https://ores.ny.gov/permit-applications>, click on Project DMM Matter Number 21-02104.

Copies of all application materials are also available at:

Cambria Town Hall, 4160 Upper Mount Road, Sanborn, NY, 14132;
Pendleton Town Hall, 6570 Campbell Boulevard, Lockport, NY 14094;
Sanborn-Pekin Free Library, 5884 West Street, Sanborn, NY 14132; and
Lockport Public Library, 23 East Avenue, Lockport, NY 14094.

Statutory and Regulatory Provisions: The application is being processed and this proceeding is being conducted according to Executive Law § 94-c and 19 NYCRR part 900. Any questions about filing requirements or other hearing procedures may be addressed to Chief ALJ James T.

McClymonds by telephone at (518) 473-4583. ORES's regulations may be found at <https://ores.ny.gov/regulations>.

James T. McClymonds
Chief Administrative Law Judge

November 1, 2022
Albany, New York