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PUBLIC HEARING PURSUANT TO
SECTION 859-a OF
THE GENERAL MUNICIPAL LAW

Allegany County Industrial Development Agency
New York Rushford I, LLC
Town of Rushford, Allegany County, New York

HELD ON: July 2, 2020

TIME: 10:00 a.m.

HELD AT: Via conference call, (888) 850-7158

BEFORE: TONIA L. TINKER
Court Reporter

APPEARANCES:

CRAIG CLARK, Executive Director
CAL CHAMPLIN, Rushford Town Supervisor

1 MR. CLARK: Good morning. This is
2 a public hearing pursuant to Section
3 859-a of the General Municipal Law.
4 This is for Allegany County Industrial
5 Development Agency, a New York
6 Rushford I, LLC project in the Town of
7 Rushford, Allegany County, New York,
8 July 2nd at 10:00.

9 Good morning. This is Craig Clark
10 and I'm the executive director of the
11 Allegany County Industrial Development
12 Agency in connection with the project
13 which is the subject of the public
14 hearing.

15 Today I'm holding this public
16 hearing to allow citizens to make a
17 statement for the record relating to the
18 involvement of the agency with a project
19 for the benefit of New York Rushford I,
20 LLC, a New York State limited liability
21 company.

22 The proposed project consists of
23 the following: The acquisition of an
24 interest in a portion of an

1 approximately 168.9-acre parcel of land,
2 tax map number 63-1-8.2, located at 9475
3 Podunque Road in the Town of Rushford,
4 Allegany County, New York.

5 The construction of land of an
6 approximate 5 megawatt AC solar energy
7 generating facility, which includes
8 panels, racking, inverters, electrical
9 cables, battery storage, grid
10 interconnection, site preparation,
11 access roads and any other required
12 improvements.

13 And the acquisition and
14 installation therein and thereon of
15 related fixtures, machinery, equipment
16 and other personal property, all of the
17 foregoing to constitute a solar energy
18 generating facility to be own and
19 operated by the company.

20 Then, the granting of certain
21 financial assistance, within meaning of
22 the project of Section 854(14) of the
23 act, with respect to the foregoing,
24 including potential exemptions from

1 certain sales and use taxes, real
2 property and real estate transfer taxes
3 and mortgage recording taxes.

4 Specifically, this \$9.3 million
5 project has estimated benefits of sales
6 tax exemption of \$405,262; mortgage
7 recording tax exemption of \$61,492; and
8 real property tax exception of \$806,760.

9 The provisions of Chapter 1030 of
10 Laws of 1969 of New York, constituting
11 Title I of Article 18-A of the General
12 Municipal Law, Chapter 24 of the
13 Consolidated Laws of New York as
14 amended, and Chapter 99 of the 1973 Laws
15 of the State of New York, as amended,
16 codified as Section 906-a of said
17 General Municipal Law, authorize the
18 Agency to promote, develop, encourage
19 and assist in the acquiring,
20 constructing, reconstructing, improving,
21 maintaining and equipping and furnishing
22 of manufacturing, warehousing, research,
23 commercial and industrial facilities,
24 among others.

1 The purpose of this public hearing
2 is because the proposed project is in
3 excess of \$100,000 of financial
4 benefits; so there's a public hearing
5 that's being held.

6 The comments received today at the
7 public hearing will be presented to the
8 members of the agency at or prior to the
9 meeting at which the members of the
10 agency will consider whether to approve
11 the undertaking of the proposed project
12 by the agency and the granting by the
13 agency of any financial assistance,
14 which is in excess of \$100,000, as
15 noted.

16 The notice of the public hearing --
17 we're looking for written comments as
18 well as any public speaking comments
19 and, basically, this public hearing was
20 also published in not only the
21 newspaper, but on our website and is
22 available if you want to look at it.

23 I will now open this public hearing
24 for public comment at 10:04. And if

1 there are any public comments, please
2 let me know who is making the comment
3 and we will make sure everything is
4 being recorded and we will also have
5 transcription of this public hearing.

6 So with no further comments, I'm
7 opening it up for public hearing. Are
8 there any comments from the public?

9 MR. CHAMPLIN: Yes. This is Cal
10 Champlin, supervisor of the Town of
11 Rushford.

12 MR. CLARK: Thank you, Cal. What
13 do you have for comment?

14 MR. CHAMPLIN: I just -- for the
15 record, I would just like to say that
16 this project had been -- had been
17 reviewed by the planning board, who
18 unanimously recommended it, and was
19 approved by the zoning board of appeals
20 by unanimous vote. There was minimal
21 public opposition and support for -- and
22 there also was much support for it and
23 the town board has no objections to it.

24 We -- I think we have completed our

1 negotiations with the LLC. The town
2 board will be meeting July 3rd where we
3 should be approving the community
4 agreement, though there's no guarantee
5 of that, but right now it's going to be
6 on the agenda.

7 MR. CLARK: Okay.

8 MR. CHAMPLIN: And that's the end
9 of my comments.

10 MR. CLARK: Okay. Thank you, Cal,
11 for calling in. I appreciate it.

12 MR. CHAMPLIN: I didn't want you to
13 be by yourself.

14 MR. CLARK: Thank you. That's why
15 I kept sending you the email. I figured
16 you might call in. I appreciate it.
17 Thank you.

18 MR. CHAMPLIN: You're welcome.

19 MR. CLARK: Is there anyone else on
20 the phone?

21 If not, we'll make sure we're going
22 to keep this hearing open for -- until
23 the 15 minutes; so it will be closed at
24 10:20 in case someone else calls in

1 late.

2 (Recess.)

3 MR. CLARK: Hello. This is Craig
4 Clark again. We will close this public
5 hearing since there are no other
6 comments. It is now 10:22.

7 Again, if there are any written
8 comments, please get them to me. If
9 not, we will close this public hearing
10 at 10:22 on July 2nd. Thank you for
11 attending.

12 (Proceedings concluded.)

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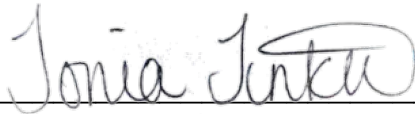
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CERTIFICATION:

I hereby certify that the proceedings and evidence are contained fully and accurately in the notes taken by me on the above cause and that this is a correct transcript of the same to the best of my ability.



TONIA L. TINKER