

Chemung County Industrial Development Agency
Minutes of the Public Hearing
NY Baldwin II LLC
June 19, 2017

Attendance: Michael Straight, Town of Elmira; George Winner, Delaware Solar; Zsuzsi Kadar, Chemung County Industrial Development Agency, Mary Rocchi, Recording Secretary, Chemung County Industrial Development Agency

The public hearing was called to order at 1:30 PM by Zsuzsi Kadar, Chemung County Industrial Development Agency, located at 400 East Church Street, Elmira, New York.

The Public Hearing was held at the Agency's offices located at 400 East Church Street, Elmira, New York.

The purpose of the Public Hearing was to hear comments on the proposed project for NY Baldwin II LLC located at 29 Turner Road in the Town of Baldwin, Chemung County, New York.

The Agency is considering a request from NY Baldwin II LLC to undertake a project for the benefit of the company. NY Baldwin II, LLC., or an entity to be formed (the "Company"), filed an application with the Agency requesting that the Agency consider undertaking a project (the "Project") consisting of: (A) (i) the acquisition of a leasehold interest in an approximate 16 acre parcel of improved real property located at 29 Turner Road, Town of Lowman, New York, Chemung County (the "Land"); (ii) the installation of an approximate 2MW solar PV system (ground mount) containing approximately 480,466.8 square foot of panel footprint to be used for energy production (the "Facility"); and (iii) the acquisition of and installation in the Facility of various machinery, equipment and furnishings (the "Equipment" and together with the Land and Facility hereinafter collectively referred to as the "Project Facility"); (B) the granting of certain financial assistance in the form of exemptions from real property tax, mortgage recording tax and State and local sales and use taxation (collectively, the "Financial Assistance"); and (C) the lease or sublease of the Land and Facility by the Agency pursuant to a lease or sublease agreement, the acquisition of an interest in the Equipment pursuant to a bill of sale from the Company; and the (sub)sublease of the Project Facility back to the Company pursuant to a (sub)sublease agreement; and the Company will be the initial owner and/or operator of the Project Facility.

The Agency has not made a decision with respect to the undertaking of the Project or the granting of the financial assistance.

Mr. Straight commented that he supports the project.

There being no further public comment, the public hearing closed at 2:02 PM.

Respectfully submitted,

Mary K. Rocchi
Recording Secretary