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PUBLIC HEARING OF THE
COUNTY OF CHAUTAUQUA
INDUSTRIAL DEVELOPMENT AGENCY
REGARDING BALL HILL WIND ENERGY
PROJECT

Held at 10:01 a.m. on January 17th, 2017
at the Town of Hanover Town Court Room,
located at 68 Hanover Street, Silver Creek,
New York 14136.

DEPAOLO-CROSBY REPORTING SERVICES, INC.

170 Franklin Street, Suite 601, Buffalo, New York 14202
716-853-5544

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A P P E A R A N C E S:

KRISTINE R. MORABITO, Business Development
Manager

MATTHEW R. MAZGAJ, Phillips Lytle LLP
Associate

BRUCE ROLL, Resident of the Town of Hanover

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1 **MS. MORABITO:** Good morning. My name is
2 Kristine Morabito. I am the Business
3 Development Manager for County of Chautauqua
4 Industrial Development Agency (hereafter, the
5 "Agency") and I have been directed by the
6 members of the Agency to hold a public
7 hearing. Today is January 17th, 2017 and the
8 time is now 10:01 a.m. We are at the Town of
9 Hanover-Town Court Room, 68 Hanover Street,
10 Silver Creek, New York 14136.

11 This is a public hearing pursuant to
12 Section 859-a of the New York General
13 Municipal Law, as amended. This is the
14 Agency's second public hearing in Hanover with
15 respect to the Ball Hill Wind Energy Project
16 (the "Project"). The Agency previously held a
17 public hearing on October 11, 2016 after it
18 received an application for financial
19 assistance from Ball Hill Wind Energy, LLC
20 (hereafter the "Company"). At that public
21 hearing, comments were recorded, transcribed,
22 provided to the Agency's Board of Directors
23 and considered by that Board at the Agency's

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1 October 25, 2016 Board Meeting. Since that
2 time, as a result of engineering refinement
3 related to that Project, the company has
4 revised the Project's description. The
5 Company submitted to the Agency a Supplemental
6 Application for assistance. The Supplemental
7 Application included revisions to the support
8 facility. However, the focus of the project,
9 it's 29 wind energy turbines, remains the
10 same. The increase in the Project's overall
11 acreage in the Supplemental Application
12 reflects only the size of the wind overlay
13 zones adopted by the Towns of Villenova and
14 Hanover; it is not a result of a change in the
15 acreage to be leased for the project. As a
16 result of the engineering refinement, the new
17 Project description more precisely describes
18 the other details of the Project. In the
19 interest of full public disclosure, the Agency
20 is holding this second public hearing, to
21 allow the public to comment on the revised
22 Project description as provided in the
23 Company's Supplemental Application.

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1 The Supplemental Application presents the
2 following matter:

3 Ball Hill Wind Energy, LLC, a limited
4 liability company existing under the laws of
5 the State of New York (the "Company"),
6 presented an application (the "Application")
7 and a supplemental application (the
8 "Supplemental Application") to the Agency,
9 which Application and Supplemental Application
10 requested that the Agency consider undertaking
11 a project (the "Project") consisting of the
12 following: (A)(1) the acquisition of an
13 interest in approximately 9,715 acres of land
14 located in the Towns of Villenova and Hanover,
15 County of Chautauqua, New York (collectively,
16 the "Land"), (2) the acquisition,
17 construction, installation, and equipping on
18 the Land of: (i) approximately 13.0 miles of
19 gravel access roads, (ii) approximately 19.8
20 miles of underground medium voltage electrical
21 collection lines, (iii) approximately 5.7
22 miles of overhead 115 kV electric transmission
23 line on monopole transmission poles, (iv) an

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1 electrical collection substation on a site up
2 to 5.0 acres (with up to 1.3 acres of that
3 impacted by construction of Project
4 improvements), (v) an electrical
5 interconnection substation on a site of up to
6 8.57 acres (with up to 4.0 acres of that
7 impacted by construction of Project
8 improvements), (vi) an approximately 5 acre
9 operations and maintenance building site,
10 (vii) an approximately 7,000 square foot
11 operations and maintenance building, and
12 (viii) approximately 20 acres of construction
13 laydown area on the land (collectively, the
14 "Improvements"), and a system of gravel access
15 roads, parking, landscaping and related
16 improvements to the Land (together with the
17 Improvements, collectively, the "Facility"),
18 and (3) the acquisition and installation
19 therein and thereon of certain furniture,
20 fixtures, machinery and equipment, including
21 approximately 29 wind energy turbines that
22 will each be up to 3.45 megawatts (the
23 "Equipment"), all of the foregoing for use by

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1 the Company as a wind-powered electric
2 generating facility (collectively, the
3 "Project Facility"); (B) the granting of
4 certain "financial assistance" (within the
5 meaning of Section 854(14) of the Act) with
6 respect to the foregoing, including potential
7 exemptions or partial exemptions from sales
8 and use taxes, mortgage recording taxes and
9 real property taxes (but not including special
10 assessments and ad valorem
11 levies) (collectively, the "Financial
12 Assistance"); and (C) the lease of the Project
13 Facility by the Company to the Agency and the
14 sublease of the Project Facility by the Agency
15 to the Company.

16 Notice of this public hearing was
17 published in the Observer on January 6th, 2017
18 and mailed to the Chief Executive Officer of
19 each affected tax jurisdiction on January 3,
20 2017.

21 The purpose of this hearing is to provide
22 an opportunity for all interested parties to
23 present their views, both orally and in

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1 writing, with respect to financial assistance
2 proposed in the Supplemental Application. I
3 am here on behalf of the Agency, not the
4 Company. As provided by law, I will not be
5 responding to any comments or questions, my
6 role during this hearing will be only to
7 record your comments or questions. I will
8 provide a summary of every comment or question
9 stated here to the Agency's Board of
10 Directors.

11 Is there anyone wishing to be heard with
12 respect to the project? If so, please
13 identify yourself before making a statement.

14 And, sir, could I ask you to approach us
15 so that we can record your comment?

16 **MR. ROLL:** Sure.

17 **MS. MORABITO:** Thank you. I will also
18 use my recorder today. And please identify
19 yourself.

20 **MR. ROLL:** My name is Bruce Roll. I'm a
21 resident of the Town of Arkwright and a
22 landowner in the Town of Hanover.

23 **MS. MORABITO:** Thank you.

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1 **MR. ROLL:** I have five letters in
2 opposition of this project and the other two
3 related wind projects I would like to submit
4 to the Chautauqua County IDA and if I can have
5 a minute I'll read this one to you.

6 **MS. MORABITO:** Yes.

7 **MR. ROLL:** I'm opposed to the
8 construction and public funding of the Ball
9 Hill Wind Energy Project in Chautauqua County.
10 I believe that proposing a project of this
11 size, scope, and negative impact shows a total
12 disregard for this area, the environment,
13 wildlife habitat, bird habitat, and the health
14 of the residents in Chautauqua County.

15 This is a naturally beautiful, naturally
16 clean, naturally healthy, and naturally safe
17 place to live.

18 **MS. MORABITO:** Can I interrupt you for a
19 second? I don't think my recorder is
20 recording. I apologize.

21

22 (Discussion held off the record)

23

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1 **MS. MORABITO:** Continue from where we
2 stopped. Okay. I apologize. Please
3 continue.

4 **MR. ROLL:** This is a naturally
5 beautiful, naturally clean, naturally healthy,
6 and naturally safe place to live. A project
7 of this magnitude (with massive towers and
8 propellor blades) would destroy all of that.
9 It would turn this area into an industrial
10 site that would be neurologically toxic to the
11 residents and all living things due to the
12 distortion and disruption of the natural
13 elements, the wind, light, and sound.

14 Constructing massive towers with propellor
15 blades at a height of 1600 feet on the
16 escarpment would be like draining Chautauqua
17 Lake. There won't be anything left that makes
18 this area what it is.

19 There is a natural balance in this area
20 that is environmentally and ecologically
21 beneficial that can't be bought and created by
22 man and will only be destroyed by this
23 project. What hasn't been damaged or

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1 destroyed by agriculture should be preserved
2 and protected.

3 As residents of Arkwright for 26 years, my
4 wife and I have not received any notification
5 of this project from the company, the Town of
6 Arkwright, Chautauqua County, or New York
7 State. Apparently, the project was started
8 more than a decade ago and the notice from the
9 Army Corps of Engineers was the only notice we
10 received.

11 It's my understanding that the Chautauqua
12 County IDA schedules and conducts public
13 forums without the public in attendance. It's
14 my understanding that the IDA schedules and
15 conducts public forums consisting primarily of
16 paid supporters of the project.

17 A Town of Arkwright employee informed me
18 there was a public forum in November 2015 to
19 discuss the Arkwright project with no one in
20 attendance. We were not aware of the meeting.

21 At recent meetings of the Hanover Town
22 Board and Villenova Town Board, company
23 representatives were present to explain the

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1 Ball Hill Wind Project. It was with great
2 concern and very troubling to hear that the
3 presenters denied, dismissed, and minimized
4 town residents' questions and concerns about
5 the negative environmental impacts and health
6 hazards to humans that would be created by the
7 project.

8 It is unfortunate that county residents
9 have not been informed of this project or
10 being misinformed by representatives of the
11 company.

12 It appears the only thing "green" about
13 this project are the public funds used to
14 artificially support it and the money paid to
15 a small number of supporters (leased
16 landowners) to create a no-win situation for
17 the rest of us and destroy the place we live
18 in.

19 And then a few other points and concerns
20 my wife and I had. Again, the destruction of
21 the environment, destruction of the natural
22 living habitat, destruction of wildlife habit,
23 disruption of bird habitats, bird flyways and

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1 migratory routes, and bird nesting areas,
2 destruction of the beauty of the Eastside
3 Overland Trail and nature trails through state
4 land, negative impacts on the Lake Erie
5 watershed, negative impacts on the largest
6 fresh water resource in the world, disruption
7 of the natural elements - the rain, the sun,
8 and the wind, negative impacts to the unique
9 ecology, climate, and weather of the region,
10 exacerbation of dramatic weather changes and
11 severe weather, exposure of residents and
12 living things to turbine noise, vibrations,
13 and light shadow flicker, exposure to EMFs,
14 loss of communications - emergency, weather
15 alerts, weather radar, TV, radio, and CB,
16 destruction of our quality of life, property
17 devaluation, loss of our lifetime investment
18 in our home and our property, destruction of a
19 beautiful, peaceful, quiet, tranquil, healthy
20 safe place to live.

21 **MS. MORABITO:** Do you have other
22 comments?

23 **MR. ROLL:** I can. I can go on. A

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1 600-foot tall turbine tower is not a
2 "windmill". Multiple industrial turbine
3 towers in a series together in an area do not
4 constitute a "farm". Windmill and wind farm
5 are terms used by this electric generation
6 industry to industrialize green spaces and to
7 destroy areas of the natural environment.

8 Whether the turbine towers are placed on
9 the lake shores of Lackawanna or litter the
10 landscape and countryside east of Arcade, they
11 are an abomination and in stark contrast,
12 incompatible with the natural ecology of those
13 areas.

14 A single tree has more environmental and
15 ecological value than 100 turbine towers.

16 Driving through those areas in proximity
17 to the massive towers actually looks like a
18 "War of the Worlds" scenario. Man vs. Nature,
19 and nature loses. Turbine towers are
20 monuments to man's greed, ignorance, and
21 destruction of the environment.

22 The towns of Arkwright, Charlotte, Cherry
23 Creek are a very beautiful, peaceful, rural

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1 residential, nature area, historically
2 agricultural and currently evolving into an
3 area of farm -- modern farming and recreation,
4 tourism.

5 On a daily basis people are coming to Lake
6 Erie waterfront, Chautauqua County to view the
7 eagles. They are not coming to view the 600
8 man-made junk towering 500 feet above the
9 treeline of the Lake Erie escarpment in
10 Chautauqua County.

11 When you industrialize Chautauqua County,
12 you destroy the beauty of Chautauqua County
13 and we all lose.

14 I'd like to submit five letters. I'm not
15 going to read them all.

16 **MS. MORABITO:** Okay.

17 **MR. ROLL:** To the IDA from me and my
18 wife.

19 **MS. MORABITO:** And the letters are all
20 from you and your wife?

21 **MR. ROLL:** Yes.

22 **MS. MORABITO:** Okay. Thank you.

23 **MR. ROLL:** They're not signed, but

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1 they're ones with our additional concerns.
2 The last two are from my wife.

3 **MS. MORABITO:** Okay. Thank you.

4 **MR. ROLL:** And just as we see now, a
5 public forum with one person. The initial
6 forum that I went to in the Town of Pomfret,
7 it was -- it seemed to be all local officials
8 and attorneys or ex, former county public --
9 what would you call it -- town board members
10 and then at other meetings if there's a dozen
11 people that seems to be the total public forum
12 that's involved. And I think there's a
13 problem with this and that because there's
14 thousands of people that are going to be
15 impacted by this and they don't have a voice
16 and a lot of people aren't aware of this.

17 **MS. MORABITO:** Okay. I have three
18 letters here signed by you, Bruce Roll, and
19 two by Cheryl -- how do you pronounce Cheryl's
20 last name?

21 **MR. ROLL:** Golubski.

22 **MS. MORABITO:** Golubski. And one
23 jointly.

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1 **MR. ROLL:** Five total.

2 **MS. MORABITO:** Five total, okay. These
3 will be submitted to the --

4 **MR. ROLL:** Are your meetings open to the
5 public?

6 **MS. MORABITO:** Our Agency meetings?
7 Yes. Our Agency meetings are open to the
8 public. They're posted in the Observer and in
9 the Post Journal date, time, and location in
10 advance.

11 **MR. ROLL:** And there's public access to
12 the minutes from the meetings?

13 **MS. MORABITO:** There is. And it's also
14 posted on our website.

15 **MR. ROLL:** All right. Thank you for the
16 opportunity to speak.

17 **MS. MORABITO:** Thank you.

18 **MR. ROLL:** Thanks.

19 **MS. MORABITO:** Is there anyone else
20 wishing to be heard with respect to the
21 project? On behalf of the Agency I would like
22 to thank the members of the public for
23 attending this public hearing and for their

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1 comments with respect to the project. It is
2 now 10:18 a.m. and I now call this hearing to
3 a close.

4 **MR. ROLL:** Would you note that there was
5 one in attendance?

6 **MS. MORABITO:** It will be noted, yes.
7 The sign-in sheet is provided so they know the
8 name and the affiliation of all who attend.

9
10 (Hearing concluded at 10:18 a.m.)

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STATE OF NEW YORK)

) ss.

COUNTY OF ERIE)

I, MARISSA A. ASHCROFT, Notary Public, in and for the County of Erie, State of New York, do hereby certify:

That the witness whose testimony appears hereinbefore was, before the commencement of their testimony, duly sworn to testify the truth, the whole truth and nothing but the truth; that said testimony was taken pursuant to notice at the time and place as herein set forth; that said testimony was taken down by me and thereafter transcribed into typewriting, and I hereby certify the foregoing testimony is a full, true and correct transcription of my shorthand notes so taken.

I further certify that I am neither counsel for nor related to any party to said action, nor in anyway interested in the outcome thereof.

IN WITNESS WHEREOF, I have hereunto subscribed my name and affixed my seal this 17th day of January, 2017.

Marissa A. Ashcroft

MARISSA A. ASHCROFT, Notary Public

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PUBLIC HEARING OF THE
COUNTY OF CHAUTAUQUA
INDUSTRIAL DEVELOPMENT AGENCY
REGARDING BALL HILL WIND ENERGY
PROJECT

Held at 1:00 p.m. on January 17th, 2017 at
the Hamlet United Methodist Church, located at
1119 Route 83, South Dayton, New York 14138.

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A P P E A R A N C E S:

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3 KRISTINE R. MORABITO, Business Development
4 Manager

5 MATTHEW R. MAZGAJ, Phillips Lytle LLP
6 Associate

7 BRUCE ROLL, Resident of the Town of Hanover

8 YVONNE PARK, Resident

9 JERRY PARK, Resident

10 RICHARD WISE, Resident

11 BARBARA WISE, Resident

12 ANGELO P. GRAZIANO, Resident

13 JUDY PHILLIPS, Resident of the Town of
14 Forestville

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1 **MS. MORABITO:** Good afternoon. My name
2 is Kristine Morabito. Can you all hear me?
3 Okay. I am the Business Development Manager
4 for the County of Chautauqua Industrial
5 Development Agency (hereafter, the "Agency")
6 and I have been directed by the members of the
7 Agency to hold a public hearing. Today is
8 January 17, 2017 and the time is now 1 o'clock
9 p.m. We are at the Hamlet United Methodist
10 Church, 1119 Route 83, South Dayton, New York
11 14138.

12 This is a public hearing pursuant to
13 Section 859-a of the New York General
14 Municipal Law as amended. This is the
15 Agency's second public hearing in Villenova
16 with respect to the Ball Hill Wind Energy
17 Project (the "Project"). The Agency
18 previously held a public hearing here on
19 October 11th, 2016 after it received an
20 application for financial assistance from Ball
21 Hill Wind Energy, LLC (hereafter, the
22 "Company"). At that public hearing, comments
23 were recorded, transcribed, provided to the

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1 Agency's Board of Directors and considered by
2 that Board at the Agency's October 25, 2016
3 Board Meeting. Since that time, as a result
4 of engineering refinement related to that
5 Project, the Company has revised the Project's
6 description. The Company submitted to the
7 Agency a Supplemental Application for
8 assistance. The Supplemental Application
9 included revisions to the support facility.
10 However, the focus of the Project, it's 29
11 wind energy turbines, remains the same. The
12 increase in the Project's overall acreage in
13 the Supplemental Application reflects only the
14 size of the wind overlay zones adopted by the
15 Towns of Hanover and Villenova; it is not a
16 result of a change in the acreage to be leased
17 for the Project. As a result of the
18 engineering refinement, the new Project
19 description more precisely describes the other
20 details of the Project. In the interest of
21 full public disclosure, the Agency is holding
22 this second public hearing to allow the public
23 to comment on the revised Project description

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1 as provided in the Company's Supplemental
2 Application.

3 The Supplemental Application presents the
4 following matter:

5 Ball Hill Wind Energy, LLC, a limited
6 liability company existing under the laws of
7 the State of New York (the "Company"),
8 presented an application (the "Application")
9 and a Supplemental Application (the
10 "Supplemental Application") to the Agency,
11 which Application and Supplemental Application
12 requested that the Agency consider undertaking
13 a Project (the "Project") consisting of the
14 following: (A)(1) the acquisition of an
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18 the "Land"), (2) the acquisition,
19 construction, installation, and equipping on
20 the Land of: (i) approximately 13.0 miles of
21 gravel access roads, (ii) approximately 19.8
22 miles of underground medium voltage electrical
23 collection lines, (iii) approximately 5.7

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1 miles of overhead 115 kV electric transmission
2 line on monopole transmission poles, (iv) an
3 electrical collection substation on a site of
4 up to 5.0 acres (with up to 1.3 acres of that
5 impacted by construction of Project
6 improvements), (v) an electrical
7 interconnection substation on a site of up to
8 8.57 acres (with up to 4.0 acres of that
9 impacted by construction of Project
10 improvements), (vi) an approximately 5 acre
11 operations and maintenance building site,
12 (vii) an approximately 7,000 square foot
13 operations and maintenance building, and
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15 laydown area on the Land (collectively, the
16 "Improvements"), and a system of gravel access
17 roads, parking, landscaping and related
18 improvements to the Land (together with the
19 Improvements, collectively, "the Facility"),
20 and (3) the acquisition and installation
21 therein and thereon of certain furniture,
22 fixtures, machinery and equipment, including
23 approximately 29 wind energy turbines that

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1 will each be up to 3.45 megawatts (the
2 "Equipment"), all of the foregoing for use by
3 the Company as a wind-powered electric
4 generating facility (collectively, the
5 "Project Facility"); (B) the granting of
6 certain "financial assistance" (within the
7 meaning of Section 854(14) of the Act) with
8 respect to the foregoing, including potential
9 exemptions or partial exemptions from sales
10 and use taxes, mortgage recording taxes and
11 real property taxes (but not including special
12 assessments and ad valorem levies)
13 (collectively, the "Financial Assistance");
14 and (C) the lease of the Project Facility by
15 the Company to the Agency and the sublease of
16 the Project Facility by the Agency to the
17 Company.

18 Notice of this public hearing was
19 published in the Observer on January 6, 2017
20 and mailed to the Chief Executive Officer of
21 each affected tax jurisdiction on January 3,
22 2017.

23 The purpose of this hearing is to provide

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1 an opportunity for all interested parties to
2 present their views, both orally and in
3 writing, with respect to the financial
4 assistance proposed in the Supplemental
5 Application. I am here on behalf of the
6 Agency, not the Company. As provided by law,
7 I will not be responding to any comments or
8 questions, my role during this hearing will be
9 only to record your comments or questions. I
10 will provide a summary of every comment or
11 question stated here to the Agency's Board of
12 Directors.

13 Is there anyone wishing to be heard with
14 respect to the Project?

15 **MR. GRAZIANO:** Yes.

16 **MS. MORABITO:** If so, please identify
17 yourself before making a statement.

18 **MR. GRAZIANO:** Angelo Graziano.

19 **MS. MORABITO:** Angelo Graziano?

20 **MR. GRAZIANO:** Yep. And I got some
21 questions and -- I'll come up here. I'm on
22 the board so I get a secret thing here. The
23 setbacks of these were put on the final study

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1 was at 1,000 and I believe they were supposed
2 to be at 1200 or more, number 1.

3 Number 2, there has been nothing stated
4 that I would like them to look into, there is
5 no water well study for the protection of the
6 landowner should something become of
7 their well because just be recent -- recently
8 they have determined that there has been
9 problems with wells.

10 Number 3, the property value -- devalue
11 for the system we have never had an expert
12 come here to reevaluate our property and what
13 it would be before and after the wind
14 turbines.

15 Number 4, there have been zero health
16 experts involved in the project. There has
17 been a very inaccurate back study and there is
18 a lot of opposition to this project, which has
19 never been brought up as being any. That's
20 all I have -- that's all I have to say.

21 **MS. MORABITO:** Thank you for your
22 comments.

23 **MR. GRAZIANO:** Yep, thank you.

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1 **MS. MORABITO:** Is there anyone else
2 wishing to be heard with respect to the
3 project? Would you please identify yourself?

4 **MS. PHILLIPS:** My name is Judy Phillips
5 and I guess I'm not understanding what the
6 changes are to the Supplemental Application.

7 **MS. MORABITO:** Thank you. Mr. Roll?

8 **MR. ROLL:** My name is Bruce Roll, I'm a
9 resident of the Town of Arkwright and a
10 property owner in the Town of Hanover. My
11 wife and I live in Arkwright, we're opposed to
12 the funding of the Ball Hill Wind project. We
13 feel that industrialization -- you know,
14 result of the industrialization is destruction
15 of Chautauqua County and I have, again, some
16 letters with our concerns and a detailed out
17 written response for this.

18 **MS. MORABITO:** Thank you.

19 **MR. ROLL:** Thank you.

20 **MS. MORABITO:** How many letters do you
21 have?

22 **MR. ROLL:** Five.

23 **MS. MORABITO:** Five?

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170 Franklin Street, Suite 601, Buffalo, New York 14202

716-853-5544

1 **MR. ROLL:** Yes. Thank you.

2 **MS. PARK:** I might as well. Yvonne
3 Park, Y-V-O-N-N-E. Well, we -- I was one --
4 I've been on this -- I'm a supervisor of this
5 town for 16 years and this project started in
6 '05. We've had 10 years going and now we're
7 into the 11th year and I'm for this project
8 because this is financially going to help our
9 town, which is in dire straights. We have no
10 business, so it's positive and I'm for the
11 pilot because I give the project more leeway
12 to go forward. That's it.

13 **MS. MORABITO:** Thank you for your
14 comments. Is there anyone else wishing to be
15 heard with respect to the project?

16 **MS. PHILLIPS:** My question, so --

17 **MS. MORABITO:** That's okay. We can
18 record your questions and comments and they
19 all are submitted to the Board of Directors.

20 **MS. PHILLIPS:** This is different than
21 the hearing that we had. I'm assuming that
22 this is different than the hearing we had in
23 October and I'm not understanding what the

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1 difference is, the change that's been made.
2 Does anybody here?

3 **MR. GRAZIANO:** The way I looked at it --

4 **MS. PHILLIPS:** I feel like I'm
5 incompetent.

6 **MR. GRAZIANO:** The way I looked at it is
7 more property; is that true?

8 **MR. MAZGAJ:** So I'll identify myself.
9 My name is Matthew Mazgaj. I'm at Phillips
10 Lytle in Jamestown, New York and I'm counsel
11 for the IDA.

12 As was stated in the script that
13 Ms. Morabito read at the beginning, this is
14 our second publishing hearing related to the
15 project and this is an attempt by the IDA to
16 be as open and transparent as possible.

17 During the process of the Ball Hill Wind
18 Energy Project there were engineering
19 refinements between the time where we issued
20 our initial public hearing notice and now.
21 And so the new public hearing notice reflects
22 the changes and engineering refinements in
23 that project, so although there are slight

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1 changes, with some of the distances and the
2 gravel access roads as an example, the 29 wind
3 energy turbines, which are the focus of the
4 project, are not the same -- or are the same,
5 excuse me. And the corresponding pilot
6 payments in the agreement related to that
7 remains exactly the same.

8 We're having this additional public
9 hearing to alert you and let you know that
10 between then and now there have been minor
11 changes and we're giving you another
12 opportunity to comment on that in the interest
13 of full public disclosure. Thank you.

14 **MS. MORABITO:** And the question was
15 raised by Judy Phillips. Is there anyone else
16 wishing to be heard with respect to the
17 project?

18 **MR. ROLL:** There's my written copies.

19 **MS. MORABITO:** Thank you.

20 **MR. ROLL:** Thank you.

21 **MS. MORABITO:** I'll ask again, is there
22 anyone else wishing to be heard with respect
23 to the project?

—DEPAOLO-CROSBY REPORTING SERVICES, INC.—

1 On behalf of the Agency I would like to
2 thank the members of the public for attending
3 this public hearing and for their comments
4 with respect to the Project. It is now
5 1:15 p.m. and I now call this hearing to a
6 close. Thank you.

7
8 (Hearing concluded at 1:15 p.m.)

9 * * * * *

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STATE OF NEW YORK)
) ss.
COUNTY OF ERIE)

I, MARISSA A. ASHCROFT, Notary Public, in and for the County of Erie, State of New York, do hereby certify:

That the witness whose testimony appears hereinbefore was, before the commencement of their testimony, duly sworn to testify the truth, the whole truth and nothing but the truth; that said testimony was taken pursuant to notice at the time and place as herein set forth; that said testimony was taken down by me and thereafter transcribed into typewriting, and I hereby certify the foregoing testimony is a full, true and correct transcription of my shorthand notes so taken.

I further certify that I am neither counsel for nor related to any party to said action, nor in anyway interested in the outcome thereof.

IN WITNESS WHEREOF, I have hereunto subscribed my name and affixed my seal this 17th day of January, 2017.

Marissa A. Ashcroft

MARISSA A. ASHCROFT, Notary Public

Chautauqua County Industrial Development Agency
Kevin M. Sanvidge, Administrative Director/CEO
201 West Third Street, Suite 115
Jamestown, NY 14701

I am opposed to the construction and public funding of the Arkwright Summit Wind Project, the Cassadaga Wind Project, and the Ball Hill Wind Energy Project in Chautauqua County.

I believe that proposing a project of this size, scope, and negative impact shows a total disregard for this area, the environment, wildlife habitat, bird habitat, and the health of the residents of Chautauqua County.

This is a naturally beautiful, naturally clean, naturally healthy, and naturally safe place to live. A project of this magnitude (with massive towers and propeller blades) would destroy all of that. It would turn this area into an industrial site that would be neurologically toxic to the residents and all living things due to the distortion and disruption of the natural elements, the wind, light, and sound.

Constructing massive towers with propeller blades at a height of 1600 feet on the escarpment would be like draining Chautauqua Lake. There won't be anything left that makes this area what it is.

There is a natural balance in this area that is environmentally and ecologically beneficial that can't be bought or created by man and will only be destroyed by this project. What hasn't been damaged or destroyed by agriculture should be preserved and protected.

As residents of Arkwright for 26 years, my wife and I have not received any notification of this project from the company (applicant), the town of Arkwright, Chautauqua County, or New York State. Apparently, the project was started more than a decade ago and the notice from the Army Corps of Engineers was the only notice we received.

It is my understanding that the Chaut.Co. IDA schedules and conducts public forums without the public in attendance. It is my understanding that the IDA schedules and conducts public forums consisting primarily of paid supporters of the project.

A town of Arkwright employee informed me there was a public forum in November 2015 to discuss the Arkwright project with no one in attendance. We were not aware of the meeting.

At recent meetings of the Hanover town board and Villenova town board, company representatives were present to explain the Ball Hill Wind Project. It was with great concern and very troubling to hear that the presenters denied, dismissed, and minimized town residents' questions and concerns about the negative environmental impacts and health hazards to humans that would be created by the project.

It is unfortunate that county residents have not been informed of this project or are being misinformed by representatives of the company.

It appears that the only thing "green" about this project are the public funds used to artificially support it and the money paid to a small number of supporters (leased landowners) to create a no win situation for the rest of us and destroy the place we live.

Thank you for your consideration,

Bruce Roll
3420 Brainard Rd.
Fredonia, NY 14063

Chautauqua County Industrial Development Agency

Kevin M. Sanvidge, Administrative Director/CEO

201 West Third Street, Suite 115

Jamestown, NY 14701

We are opposed to the construction of a major electric generating facility by Everpower Wind Holdings Inc and Cassadaga Wind LLC in the towns of Arkwright, Charlotte, and Cherry Creek. We are against the use of public funds to subsidize this project.

Our objections include, but are not limited to the following issues/concerns:

- Destruction of the environment
- Destruction of the natural living habitat
- Destruction of wildlife habitat
- Disruption of bird habitats, bird flyways and migratory routes, and bird nesting areas
- Destruction of the beauty of the Eastside Overland Trail and nature trails through state land
- Negative impacts on the Lake Erie watershed
- Negative impacts on the largest fresh water resource in the world
- Disruption of the natural elements – the rain, the sun, and the wind
- Negative impacts to the unique ecology, climate, and weather of the region
- Exacerbation of dramatic weather changes and severe weather
- Exposure of residents and living things to turbine noise, vibrations, and light shadow flicker
- Exposure to EMFs
- Loss of communications – emergency, weather alerts, weather radar, TV, radio, and CB
- Destruction of our quality of life
- Property devaluation, loss of our lifetime investment in our home and our property
- Destruction of a beautiful, peaceful, quiet, tranquil, healthy, safe place to live – ‘Our Home’

A 600 foot tall industrial turbine tower is not a “windmill”. Multiple industrial turbine towers in a series together in an area do not constitute a “farm”. Windmill and wind farm are terms used by this electric generation industry to industrialize green spaces and to destroy areas of the natural environment.

Whether the turbine towers are placed on the lake shores of Lackawanna or litter the landscape and countryside east of Arcade, they are an abomination and in stark contrast, incompatible with the natural ecology of those areas.

A single tree has more environmental and ecological value than 100 turbine towers.

Driving through those areas in proximity to the massive towers actually looks like a “War of the Worlds” scenario. Man vs. nature, and nature loses. Turbine towers are monuments to man’s greed, ignorance and destruction of the environment.

The towns of Arkwright, Charlotte, and Cherry Creek are a beautiful, peaceful, rural residential, nature area, historically agricultural and currently evolving into an area of modern farming and recreation, tourism.

On a daily basis, people are coming to the Lake Erie waterfront in Chautauqua County to view the eagles. They are not coming to view the 600 foot tall man made junk towering 500 feet above the tree line of the Lake Erie escarpment in Chautauqua County.

When you industrialize Chautauqua County, you destroy the beauty of Chautauqua County and we all lose.

Bruce Roll & Cheryl Golubski

Arkwright, NY

Chautauqua County Industrial Development Agency 1/17/17

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On a daily basis, people are (“flocking”) coming to the Lake Erie waterfront in Chautauqua County to view the eagles.

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When you industrialize Chautauqua County, you destroy the beauty of Chautauqua County and we all lose.

Bruce Roll

Chautauqua County Industrial Development Agency
Kevin M. Sanvidge, Administrative Director/CEO
201 West Third Street, Suite 115
Jamestown, NY 14701

I would like to express my objection to the construction of the Cassadaga Wind project including the town of Arkwright.

I believe this project will have an adverse effect on the health and safety of the citizens of Arkwright, cause the destruction of wildlife habitat, and cause a major decrease in property values in the area. I also object to the use of taxpayer dollars to supplement a project in which a private company stands to make millions in profits with no substantial benefit to all citizens of the community. The company wants us to believe that the energy produced will supply 33,000 homes. Not the homes in Arkwright!! The people of Arkwright will not benefit from this energy production. The company will benefit from selling the green energy elsewhere. This project will irreversibly change the nature of our agricultural, residential community to an industrialized area marred by huge commercial wind turbines taller than any man-made structure in upstate NY. The phrase "pave paradise, put up a parking lot" comes to mind. I have lived in Arkwright for 26 years and value the beauty and serenity of the town.

In project documents it is noted that there will be degradation of television signals from the major stations servicing this area. Many times we have tuned into these stations for weather alerts and warnings as well as other news alerts. Not having access to this information puts the public safety at risk.

The safety risk also is evident when medivac helicopters would not have a direct flight pattern to the nearest trauma center. Emergency transportation by Starflight helicopters will have to be re-routed around the project area which may mean life or death when minutes count.

I have concerns about the adverse effects on the health of people living in wind project areas. Such concerns noted include the constant flickering from the spinning turbines, constant noise, and unseen microwave signals generated by the turbines and transmission lines.

I would like to protect the natural habitats of this area. The company's own documents site destruction of wetland areas, disturbance of migratory patterns, and destruction of nesting areas. I don't want to see the natural ecosystems of the area destroyed for the profits of this company. We have seen young eagles in our yard. I would like to continue to see the expansion of the eagle population in the area.

This company has come into our community and created a divide between neighbors who benefit directly from leasing their land and those who only stand to lose from this project. They have attempted the Arkwright project for the last ten years and under at least 3 different LLCs. It is time to say no and move on, once and for all. The welfare of the people and the natural ecosystem of this area needs to be respected.

I think we all lose if this project is approved.

The ecosystems naturally occurring in Arkwright should be preserved and appreciated rather than destroyed.

Thank you for your consideration,

Cheryl Golubski
3420 Brainard Rd
Fredonia, NY 14063

Chautauqua County Industrial Development Agency
Kevin M. Sanvidge, Administrative Director/CEO
201 West Third St., Suite 115
Jamestown, NY 14701

I would like to express my objection to the construction of the Arkwright Summit Wind project by EDP Renewables.

I believe this project will have an adverse effect on the health and safety of the citizens of Arkwright, cause the destruction of wildlife habitat, and cause a major decrease in property values in the area. I also object to the use of taxpayer dollars to supplement a project in which a private company stands to make millions in profits with no substantial benefit to all citizens of the community. The company wants us to believe that the energy produced will supply 33,000 homes. Not the homes in Arkwright!! The people of Arkwright will not benefit from this energy production. The company will benefit from selling the green energy elsewhere. This project will irreversibly change the nature of our agricultural, residential community to an industrialized area marred by huge commercial wind turbines taller than any man-made structure in upstate NY. The phrase "pave paradise, put up a parking lot" comes to mind. I have lived in Arkwright for 26 years and value the beauty and serenity of the town.

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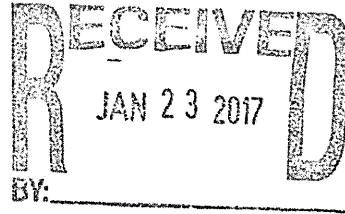
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The ecosystems naturally occurring in Arkwright should be preserved and appreciated rather than destroyed.

Thank you for your consideration,

Cheryl Golubski
3420 Brainard Rd
Fredonia, NY 14063

Judy Phillips
Resident of Villenova, New York
January 19, 2017



To the CCIDA Board Members,

As a longtime resident and taxpayer residing in Villenova Township, Chautauqua County, this is my written statement pertaining to the CCIDA's January 17, 2017 public hearing on the Ball Hill Wind Project.

I would ask the board members of the CCIDA to either disapprove financial assistance or delay your decision to further approve financial assistance for the Ball Hill Wind Project upon consideration of the following:

1. Members of the Villenova Town Board (the local lead agency under the SEQRA process) do not understand the "engineering refinement" changes disclosed in the public hearing statement.
2. The changes I read between your Oct. 11, 2016 public hearing notice and the January 17, 2017 notice are: the project area has been expanded from 8,312 to 9,715 acres, an increase of 1,403 acres and the majority of this expansion is not explained. Ball Hill (the company) changes include: increase of 15.4 acres to 19.8 acres for underground electrical collection lines, increase of 3 to 5 acres for an operation and building site, an increase from 3,750 to 7,000 square feet for an operation and maintenance building. Is the DEC and DPS aware of and approve of this expansion? Is there a reason why the company has eliminated Vestas V126 from the turbine description in the January public hearing notice?
3. Though Villenova Town Board voted to approve the Ball Hill Wind Project, several members were not aware of **their** copies of the FEIS (Final Environmental Impact Statement) in the town hall and/or had not read them two days prior to voting on this project! At public meetings, the company representatives told me my questions would be answered in the FEIS. I waited nine months to have mine and other residents' questions about project impacts answered. I read the public copy of the FEIS in the town hall for six hours over the two days before the board voted. While there, someone pointed out to me the board members FEIS copies that had been sitting there for weeks. Yet, A Statement of Findings had been prepared. How do you think I felt seeing this? If board members had not read the FEIS, how could they adopt a formal set of findings under the SEQRA process and make an informed decision? I presented a letter with my concerns to the town supervisor prior to the start of the meeting. He did not

address it. Just before voting, a board member asked **the lawyer representing the company** questions about environmental impacts.

4. On three separate occasions during Villenova town board meetings, one councilman asked that a survey regarding the Ball Hill Wind Project be mailed to all Villenova residents. His multiple requests were ignored by the company. Yet, in the company's Complaint Resolution Plan (Appendix L) for during construction and operation, they state they will undertake a mailing to all residents of the Towns notifying residents where and who they can complain to. There are five pages detailing the complaint process.

Once again, I respectfully ask CCIDA board members to consider my request to deny financial assistance to the Ball Hill Wind Project and support businesses that will bring real and sustaining jobs to our area.

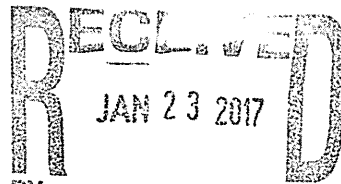
Sincerely,

A handwritten signature in cursive script that reads "Judy Phillips".

Judy Phillips

1/19/2017

Kevia Sawidge & CCIDA Board,



Chair of the Board on Electric Generation Siting, and the Environment Chair/Siting Board:

I am opposing the request to allow Ball Hill Wind Energy to proceed WITHOUT, a certificate of Environmental Compatibility and Public Need.

The purposed turbines have gone from 398 feet to 495 feet. To keep it under 500 feet, RES says these turbines will have larger blades, only 79 feet from the ground, and only a 1200 foot setback from our residences'. These can produce health risks to our community members living close to them. This company is claiming that the noise level will now be at 50db. This level is far too high, especially at a mere 1200 foot setback. The World Health Organization recommends levels well under 40db. Please refer to my attachments. Medical questions have been asked at the only 2 public hearings we were allowed. These questions were answered by lawyer Spitzer and RES employee Lyons. They are NOT medical doctors. We are incredibly concerned on the negative health impacts of infrasound, created by these monster turbines. Medical input from doctors and specialists, specializing in the field, have been made unavailable to our concerned citizens. I asked Lyons about families who will endure shadow flicker. He replied to me, yes there is some that will have it. He feels it will be minimal, and we are compensating them to live with it. Once again, where is the proper medical advise to be given to these families? Every health concern brought up at the 2 hearings, sound and wind turbine syndrome, were discounted. They, Lyons and Spitzer, discredited Dr. Nina Pierpont and her findings on Wind Turbine Syndrome. The public was told, "its not true". This is inappropriate. Our community's health is at risk. This company filters out what they feel is necessary to the public, in order to get their project pushed through. PLEASE help us. Too much is being hidden from our rural community.

Mrs. Tina Graziano

Mrs. Tina Graziano

Please vote no on Tuesday.

Please stop this project.

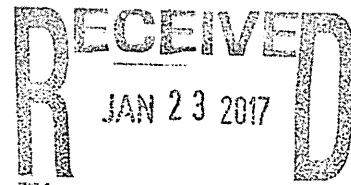
According to your hearing papers, RES added 1,403 acres. On 1/11/17, Town Supervisor Audilla was asked, what are the engineering refinements? He said he didn't know. 1,400 acres? Shouldn't the DEC be involved. 1,403 acres, what impact is this going to have.

The town board doesn't even know this.

This is the way the whole project has been. RES keeps saying there is no opposition here. Very wrong. Large opposition, just swept aside. Seems setbacks have also been changed from 1,200 to 1,000^{ft}. I attend the meetings, never heard this change. Far for the course.

For the health of our community residents, this project should be halted, until there is EXPERT proof given on health risks.

Tina Graziano



Dear Sir or Madam,

My name is Jonathan Townsend, and I am writing to voice my strong opposition to the proposed wind energy development at Ball Hill, specifically the recent expansion of the project by more than 1,000 acres. There are undoubtedly many reasons that one might write in to protest this project, so I will focus on an area I am uniquely qualified to comment on - the risks this poses to bats. As someone who has had a lifelong passion for bat conservation, and as a bat biologist, I am opposed to any wind energy development at the scale and intensity that will be found at Ball Hill. My opposition to the project falls largely into two categories, habitat fragmentation and loss, and bat fatalities associated with construction and operation of the facility.

Habitat fragmentation, while admittedly is less of an issue for bats as opposed to birds or other organisms, will still result in a net loss of roosting habitat or direct loss of roosts through clearing of forests to put in access roads or transmission lines. It will also result in bat fatalities, stress on bat populations through construction activities, and a change in the landscape that will have an impact on the bat populations found there. Yes, bats do often forage in open areas in the canopy, and yes this project will create such openings. However, forests in the County are already fragmented, and there are no lack of forest clearings for bats to exploit. There IS a lack of contiguous mature forest for roosting habitat, which is exactly the type of habitat that species such as the northern long eared bat (*Myotis septentrionalis*) utilize. As you may know, the northern long eared bat is a species that was recently listed as "Threatened" by the USFWS, and from bat surveys associated with this project has been deemed likely to be living within the project area. Additionally, bats can travel well over 10 miles in an evening while out foraging, so there is the potential to impact bat populations not surveyed for or quantified in the SDEIS.

Construction activities are part of the process of habitat fragmentation. The Ball Hill SDEIS claims that construction activities "would not be expected to have a significant adverse effect on bat populations because bats are most active at night when construction is not taking place and because they can temporarily relocate". Bats ARE most active at night, but they still need to sleep, which occurs during the time that construction activities are occurring, so this will still have an impact. Bats CAN relocate - but this relocation puts stress on bats that would normally not occur, places them at an elevated risk of predation, and lowers their success in reproduction and foraging, which can potentially impact the entire local population.

Long known for the impact on bird populations, the wind energy industry actually has greater impacts on bats. On average, around 500,000 individual bats are killed each year in the United States as a result of wind turbine operation. Couple this with the losses from White Nose Syndrome (WNS), a disease affecting cave hibernating bat species, and this becomes a very real conservation issue. Nearly 6 million bats have died in the US since WNS was discovered, also in that time an additional 5 million bats may have died from wind energy related fatalities. A recent USGS article examining the impacts of WNS coupled with wind energy related fatalities suggested serious issues in recovery of the species affected by this disease, several of which are in Chautauque County.

Depending on whether you use the SDEIS estimates of bat fatality regarding individual turbines or based on the overall megawatts of turbine production, mortality rates of up to 1440 - 1630 individuals per survey season (roughly April to November) are possible. Bats reproduce slowly, generally having just one pup per year. When populations become impacted in this way, it becomes harder and harder for these species to replace those lost each year, and still maintain a viable, thriving population. Wind energy disproportionately impacts the migratory "tree" bats, while WNS largely impacts "cave" bats - between both of these major sources of mortality each group has been put under extreme pressure. These are just two sources, among dozens of other issues such as human persecution, environmental toxins (heavy metals, pesticides, herbicides etc), and an unstable, unpredictable climate. Each individual bat is crucial, especially for species such as the northern long eared and little brown bats - who have experienced dramatic declines (90-98%) in NYS resulting from WNS, and who are likely to inhabit or utilize the project area for this wind park. An assessment of future reproduction potential and subpopulations impacts should be included in this project, as should surveys for and protection of bat maternity roosts.

We cannot hope to turn the tide for our local bats if we keep justifying the need for projects such as this based on anthropocentric minded values. While I applaud the desire to move away from fossil fuels, I do not think this is the right direction to take. As a consultant conducting post construction bat and bird fatality studies in WNY it wasn't unusual for me to drive 800 miles in a week to document fatalities, and when factoring in diesel truck operation for clearing, constructing and maintaining these facilities; as well as the removal of trees that store carbon; it becomes clear that the industry overall is anything but fossil fuel free.

Human activities have created immense tracts of developed land - parking lots, roof tops and streets, that we can utilize for less intrusive methods of electricity generation like solar, or smaller scale, more bat friendly, wind energy units. Projects like this one at Ball Hill will take a rural, agricultural, or forested region, and dot it with enormous, intrusive turbines that will irrevocably change the landscape. Bats everywhere are in deep, deep trouble. Not just locally, but worldwide. They are also extremely crucial organisms, and the more biologists study them, the more crucial they appear to be. In this age of spreading mosquito borne pathogens, destructive agricultural pests, or other insect related issues, it makes sense to conserve our bats, not add to their woes. If not for their intrinsic value, let's conserve them based on ecological economics, for bats provide billions of dollars in ecological services that often go unnoticed. I ask that you please consider the impact this project will have on bats - ANY impact is unacceptable when considering the mounting issues they currently face.

Thank you for the opportunity to voice my views on this matter, if you have any questions please feel free to contact me. I appreciate your time and consideration.

Sincerely,

Jonathan Townsend

jonathantownsend@gmail.com

1/19/2017

Kevin Sawidge + CCIDA Board

I have been a councilman for the Town of Villenova since 2014. I have requested 3 times with the RES Company, during public board meetings, to include the entire township by mail, when notifying for public hearings. I also requested information on any of their completed projects, such as addresses and names to contact and research. Not once, did they meet my requests. Both public hearings did not include the voices from this entire township. They deliberately ignored my requests. I told them I represent the total township.

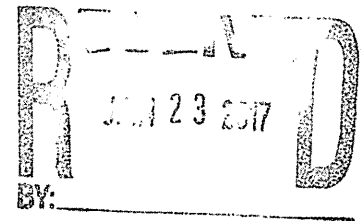
Lawyer Dan Spitzer and RES's Mark Lyons take it upon themselves to answer medical impact questions. We have never had the opportunity offered to us to have professional medical specialists, who study and/or treat any health ailments associated with 500 ft wind turbines that only have 1200ft setbacks, come and speak to us. I am concerned that there will be residents that will have their health compromised by these turbines.

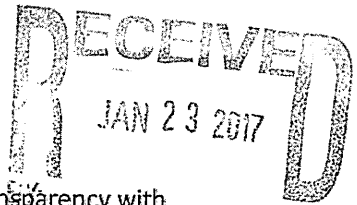
The public hearings were both like a circus. Very poorly run. Very biased. I saw threats, finger pointing, bullying, lying, and favoritism. Spitzer and Lyons made false statements about the health concerns. They both said, Wind Turbine Syndrome is ~~not true~~ ^{not true}, and discounted Dr. Nina Pierpont. Spitzer told the people they would get a 60% reduction in their town taxes. We never discussed this yet. A resident in Hamlet, where we have the hearings, asked the next day, what was going on that night. Never knew there was a public hearing going on. A large amount of residents here do not subscribe to the local newspaper. Therefore, they are not seeing the legal notices announcing these hearings. I explained this over and over. That is why I requested ALL residents in this township to be notified by postal mail. The RES Company has denied every request. Seems to be a lot of secrets. They show up and put papers in front of us & tell us to approve them, it only means you received them. I don't feel 4 board members should have the final decision, without receiving the total township input, such as a vote. This community is already being torn to shreds, over this proposed project. We have been given too little information on health risks and property values.

Town of Villenova Councilman,
Angelo P. Graziano.

Angelo P. Graziano

Please Vote No Tuesday
Please STOP This Project





Dear Kevin Sanvidge,

I am writing to voice my concerns and outright disgust at the total lack of transparency with these wind farm projects in Chautauqua County. They will cause many negative impacts -civic discord, environmental degradation/fragmentation, and both human/ animal adverse health effects. These dubious GREEN [Greed] driven wind projects ,with the lure of easy money are putting the majority of uninformed, naive towns people in harms way.

So many decisions being made behind closed doors, without public input- decisions that will change our lives and county for decades. The PIP is a total FARCE, only individuals or parties with vested interests are included in this exclusive club.

Our state and county officials , including the IDA, have sadly failed to investigate the many adverse health issues, lawsuits and abandoned homes , experienced in other host towns, by 15-25% of residents in close proximity to turbines. [Cohocton, Orangeville, Hardsrabble, Tug Hill NY wind farms, to name a few]. World wide ,these issues abound-we will not be spared- with our 500 ft turbines, unsafe, profit driven, 1000 ft. set backs and 50 dBA noise limits ; grossly inadequate to protect ALL the wind farm community. True Green energy should promote good health not harm it!! There should NOT be collateral damage or sacrificial lambs.

If you studied Germany, Denmark, The Uk, Spain and talked with our own NYISO, you'd learn that Industrial scale wind KEEPS us fossil fuel dependent due to its intermittent, unreliable nature. Wind needs constant backup by fossil fuel [gas] at an almost 1:1 ratio. These more wind dependent European countries have not closed one fossil fuel plant, or reduced CO2 levels with BIG WIND. Instead they're experiencing the highest electric rates - energy poverty and scrapping many wind projects-Industry is being driven out. We need to learn from them and not repeat their flawed energy policies and agendas.

Please stop the Ball Hill Wind Project. I have heard down right false hoods from RES and Attorney Spitzer, regarding health effects etc..They are not medical professionals and shouldn't be giving medical advice. As an experienced R.N.- I find this appalling and dangerous. Why does RES want more land -1,403 acres for "engineering refinement" as discussed at the 1/17/17 IDA meeting? Why wasn't the town board and supervisor included in these deliberations? These European based Companies come rape our beautiful county- turbines towering over our beloved trails , lean- to's, waterfalls, etc.-putting profit over our health and well being. They don't care about us, and won't look back. They will get ready to prey on yet another ,ill prepared, naive and wind energy- ignorant town. Our County will become an Industrialized Zone. The small monetary gain will never be worth the hearthache and problems, these projects will cause. Perhaps, after the countless lawsuits, and negative P.R. you will pay attention -by then it's too late. We will be stuck with these these 500 ft. industrial monsters for 20+ years .

I am heartbroken and certain we will have to leave the home we built and the community we love. Our home will be surrounded by, 7 turbines -some only 1600 feet from our house. I have survived cancer, near death of my son [status epilepticus] which turbines can precipitate for him, death of parents and other stressful events. This wind project has caused horrible stress and is even more soul crushing in that this project was covert- behind closed doors - we feel betrayed by our town board and county officials. This is the community we worked, volunteered and planned to retire in. We are older and want to enjoy the fruits of our labor - just enjoy the peace and serenity and our bucolic view. Now it looks like due to our health issues , the noise levels and shadow flicker we are predicted to receive, we will have to move - why should we be forced from our own home we lovingly built-we had no say in any of this, who will buy our house-will we even be able to sell it? This shouldn't happen to anyone!!! How would you feel if this happened to you???

Sincerely,

Joni and Earl Riggle

Potential Cassadaga Wind Farm Victims

January 23, 2017

Mr. Kevin Sanvidge
Chautauqua County Department of Planning & Economic Development
201 West Third Street, Suite 115
Jamestown, NY 14701

Dear Mr. Sanvidge,

We are writing this second letter to you and the Planning Board Members to document our continuing concerns about the Ball Hill Wind Project.

We have learned today from unofficial sources that there is a hearing scheduled for January 24, 2017, regarding proposed changes by RES. We are out-of-state landowners in the area to be blighted by this project and will have to endure the sight of ugly turbines, unbearable noise, potential health issues, and loss of property value, but have not been given the decency of being notified of tomorrow's hearing or of the proposed changes. Thus, we have had no time to examine the changes or to respond other than by sending this letter via e-mail.

We call for your vote against this project and any changes proposed by RES. Stand up for the people that will be hurt instead of caving into the lure of money that is being promised. Disapprove the project and require that any changes have to go through the Town of Villanova and Town of Hanover Boards for approval.

Thank you for your consideration of our perspective on this matter.

Robert W. McGraw
919 Merriweather Way
Severn, MD 21144

Michael J. McGraw
P.O. Box 928
Key West, FL 33041