2/24/2025 Siting Board 16-F-0205

NEW YORK STATE BOARD ON
ELECTRIC GENERATION SITING AND
THE ENVIRONMENT

CASE 16-F-0205 - Application of Canisteo Wind Energy LLC for a Certificate of Environmental Compatibility and Public Need Pursuant to Article 10 for Construction of a Wind Energy Project in Steuben County.

Siting Board Meeting

Date: Monday, February 24, 2025 at 2:00 pm

TAMMY MITCHELL, Alternate for Chair, New York State Public Service Commission

MARK SANZA, Alternate for Interim Commissioner, New York State Department of Environmental Conservation

KEVIN MALONE, Alternate for Commissioner, New York State Department of Health

VINCENT RAVASCHIERE, Alternate for Commissioner, New York State Department of Economic Development

JOHN WILLIAMS, Alternate for Chair, New York State Energy Research and Development Authority

2/24/2025 Siting Board 16-F-0205

(The meeting commenced at 2:00 p.m.)

DIRECTOR MITCHELL: Good afternoon. My name is Tammy Mitchell. I'm the Director of the Office of Energy System Planning and Performance at the New York State Department of Public Service. I've been designated to serve as the alternate representing the Chair of the New York State Board on Electric Generation Siting and the Environment, or as it is also known, the Siting Board. I call this meeting of the Siting Board to order.

Before moving to the agenda, I would like to introduce the alternates representing the permanent members of the Siting Board. When I call your name, please confirm that you are present. Kevin Malone, alternate representing the Commissioner of the Department of Health.

MR. MALONE: Present.

DIRECTOR MITCHELL: Mark Sanza, alternate representing the Commissioner of the Department of Environmental Conservation.

MR. SANZA: Present.

DIRECTOR MITCHELL: Vincent Ravaschiere, alternate representing the Commissioner of the New York State Department of Economic

2/24/2025 Siting Board 16-F-0205

Development.

MR. RAVASCHIERE: Present.

DIRECTOR MITCHELL: And John Williams, alternate representing the Chair of the New York State Energy Research and Development Authority.

MR. WILLIAMS: Present.

DIRECTOR MITCHELL: Secretary Phillips, are there any changes to the agenda?

SECRETARY PHILLIPS: There are no changes to the agenda.

DIRECTOR MITCHELL: Thank you. We will begin with Case 16-F-0205, Application of Canisteo Wind Energy, L.L.C., for a Certificate of Environmental Compatibility and Public Need pursuant to Article 10 for Construction of a Wind Energy Project in Steuben County. Presented by Russell King, Assistant Counsel, Department of Public Service, Robert Rosenthal, General Counsel, Noreena Chaudari, Deputy Managing Attorney in the Office of General Counsel, Department of Public Service, and Jason Zehr, Chief Environmental Certification and Compliance, Department of Public Service, are available for questions.

Mr. King, please begin.

MR. KING: Thank you. Good afternoon, Chair-designee Mitchell and Board members. Before you today is a draft order approving amendments and modifying certificate condition. On March 13th, 2020, the Siting Board granted Canisteo Wind Energy, L.L.C. a Certificate of Environmental Compatibility and Public Need for a 290.7 megawatt wind facility. On July 24th, 2024, Canisteo filed a petition for amendment requesting that the Siting Board amend certain aspects of its certificate. On November 20th and 21st, 2024, Canisteo supplemented that petition. On January 29th, 2025, the Secretary issued a letter notifying Canisteo that the requested amendments are not expected to result in an increase in the environmental impacts as compared to the certified facility and therefore do not constitute a revision warranting a hearing.

In the petition, Canisteo requests six amendments. The first is to reduce the total capacity of the certified facility to 250 megawatts from its certified 290.7 megawatts. Second, to reduce the number of wind turbine generators from the authorized 117 to 66. Third, to change the facility layout and shift the locations of 13 turbines and

associated access roads and collection line corridors. Fourth, to add an approximately 2,800-foot temporary access road. Fifth, to add two aircraft detection lighting system towers that are up to 125 feet tall. And sixth, to change Certificate Condition Nine to measure the certificate's expiration date from the issuance of the requested certificate amendment rather than the issuance of the certificate. Only this last request is a request to modify a certificate condition.

The draft order before you grants Canisteo's requested amendments with one modification to Canisteo's request to amend Certificate Condition Nine. The requested amendments will not result in a greater environmental impact as compared to the facility the Board approved on March 13th, 2020. For example, because there are fewer turbines and the facility is less extensive, the modified facility's impacts to threatened and endangered species and wetlands would decrease. This is not the case for all the amendments.

For example, the modified facility would have noise and vibration and shadow flicker impacts beyond what the certificate allows. However,

Canisteo has not requested an amendment of the relevant certificate conditions and thus will need to demonstrate compliance with noise and vibration and shadow flicker limits. Canisteo acknowledged this and intends to meet its obligations with changes to operations and equipment and by entering into agreements with impacted landowners.

The draft order before you modifies Canisteo's request to change Certificate Condition Nine, which states that the certificate expires five years from its issuance unless Canisteo has completed construction and commenced commercial operation. Canisteo requests that Certificate Nine instead expire five years from the issuance of the draft order before you. Instead, the draft order modifies Certificate Condition Nine to state that the certificate expires 10 years from the issuance of the original certificate unless Canisteo has completed construction and commenced commercial operation. This is consistent with how the Board has previously treated other projects, such as Alle-Catt Wind Energy and Cassadaga Wind. Thank you.

DIRECTOR MITCHELL: Thank you for your presentation. I have no questions or comments. Let

2/24/2025 Siting Board 16-F-0205

me turn to my fellow Board members for any comments or questions. Mr. Malone?

MR. MALONE: No questions or comments.

DIRECTOR MITCHELL: Mr. Sanza?

MR. SANZA: No questions or comments.

DIRECTOR MITCHELL: Mr. Ravaschiere?

MR. RAVASCHIERE: No questions or comments.

DIRECTOR MITCHELL: Mr. Williams?

MR. WILLIAMS: No questions or comments.

DIRECTOR MITCHELL: I now call for a vote. My own vote is in favor of the recommendations as described.

Mr. Malone, how do you vote?

MR. MALONE: I vote in favor.

DIRECTOR MITCHELL: Mr. Sanza?

MR. SANZA: I vote in favor.

DIRECTOR MITCHELL: Mr. Ravaschiere?

MR. RAVASCHIERE: In favor.

DIRECTOR MITCHELL: Mr. Williams?

MR. WILLIAMS: In favor.

DIRECTOR MITCHELL: The order is approved and the recommendations therein are adopted.

Secretary Phillips, is there anything further to come before us today?

SECRETARY PHILLIPS: There is nothing further.

DIRECTOR MITCHELL: Thank you all. We are adjourned.

(The meeting concluded at 2:06 p.m.)

2/24/2025 Siting Board 16-F-0205

STATE OF NEW YORK

I, MONIQUE HINES, do hereby certify that the foregoing was reported by me, in the cause, at the time and place, as stated in the caption hereto, at Page 1 hereof; that the foregoing typewritten transcription consisting of pages 1 through 8, is a true record of all proceedings had at the hearing.

IN WITNESS WHEREOF, I have hereunto subscribed my name, this the 26th day of February, 2025.

MONIQUE HINES, Reporter

**A**

**access** 5:2,4
**acknowledged** 6:5
**add** 5:3,4
**adjourned** 8:7
**adopted** 7:25
**afternoon** 2:3 4:2
**agenda** 2:12 3:9,11
**agreements** 6:8
**aircraft** 5:5
**Alle-Catt** 6:22
**allows** 5:25
**alternate** 1:12,13,15,17,18 2:7 2:16,20,24 3:5
**alternates** 2:13
**amend** 4:10 5:14
**amendment** 4:10 5:9 6:2
**amendments** 4:4,14,20 5:13,15,22
**Application** 1:4 3:13
**approved** 5:17 7:25
**approving** 4:4
**approximately** 5:3
**Article** 1:6 3:16
**aspects** 4:11
**Assistant** 3:18
**associated** 5:2
**Attorney** 3:20
**Authority** 1:19 3:6
**authorized** 4:24
**available** 3:24

**B**

**beyond** 5:25
**Board** 1:1,2,7 2:1,8,10,11,14 3:1 4:1,3,6,10 5:1,17 6:1,21 7:1,2 8:1 9:1

**C**

**call** 2:10,14 7:13
**Canisteo** 1:4 3:14 4:6,9,12,14 4:19 6:2,5,12,14,19
**Canisteo's** 5:13,14 6:10
**capacity** 4:21
**caption** 9:5
**case** 1:4 3:13 5:21
**Cassadaga** 6:23
**cause** 9:4
**certain** 4:11
**certificate** 1:5 3:14 4:5,7,11 5:6,9,10,11,14,25 6:3,10,11 6:14,17,18,19
**certificate's** 5:7
**Certification** 3:22
**certified** 4:16,21,22
**certify** 9:3
**Chair** 1:12,18 2:8 3:5
**Chair-designee** 4:3
**change** 4:24 5:6 6:10
**changes** 3:9,11 6:6
**Chaudari** 3:20
**Chief** 3:22
**collection** 5:2
**come** 8:3
**commenced** 2:2 6:13,20
**comments** 6:25 7:2,4,6,9,12
**commercial** 6:13,20
**Commission** 1:12
**Commissioner** 1:13,15,17 2:16,20 2:24
**compared** 4:16 5:16
**Compatibility** 1:5 3:15 4:7
**completed** 6:12,19
**compliance** 3:23 6:4
**concluded** 8:8
**condition** 4:5 5:7,11,14 6:10,17
**conditions** 6:3
**confirm** 2:15
**Conservation** 1:14 2:21
**consistent** 6:21
**consisting** 9:6
**constitute** 4:17
**construction** 1:6 3:16 6:13,20
**corridors** 5:3
**Counsel** 3:18,19,21
**County** 1:6 3:17

**D**

**date** 1:8 5:8
**day** 9:10
**decrease** 5:21
**demonstrate** 6:4
**Department** 1:14,15,17 2:6,17,21 2:25 3:18,21,23
**Deputy** 3:20
**described** 7:15
**designated** 2:7
**detection** 5:5
**Development** 1:17,19 3:2,6
**Director** 2:3,4,19,23 3:4,8,12 6:24 7:5,7,10,13,18,20,22,24

8:6
**draft** 4:4 5:12 6:9,15,16

**E**

**Economic** 1:17 2:25
**Electric** 1:2 2:9
**endangered** 5:20
**Energy** 1:4,6,18 2:5 3:6,14,16 4:6 6:22
**entering** 6:7
**Environment** 1:3 2:9
**environmental** 1:5,14 2:21 3:15 3:22 4:7,16 5:16
**equipment** 6:7
**example** 5:18,23
**expected** 4:15
**expiration** 5:8
**expire** 6:15
**expires** 6:11,18
**extensive** 5:19

**F**

**facility** 4:8,17,21,24 5:17,19 5:23
**facility's** 5:19
**favor** 7:14,17,19,21,23
**February** 1:8 9:10
**feet** 5:6
**fellow** 7:2
**fewer** 5:18
**Fifth** 5:4
**filed** 4:9
**first** 4:20
**five** 6:11,15
**flicker** 5:24 6:5
**foot** 5:4
**foregoing** 9:3,6
**Fourth** 5:3
**further** 8:3,5

**G**

**General** 3:19,21
**Generation** 1:2 2:9
**generators** 4:23
**Good** 2:3 4:2
**granted** 4:6
**grants** 5:12
**greater** 5:16

**H**

**Health** 1:15 2:17
**hearing** 4:18 9:8
**hereof** 9:5
**hereto** 9:5
**hereunto** 9:9
**HINES** 9:3,13

**I**

**impact** 5:16
**impacted** 6:8
**impacts** 4:16 5:20,25
**increase** 4:15
**intends** 6:6
**Interim** 1:13
**introduce** 2:13
**issuance** 5:8,9 6:12,15,18
**issued** 4:13

**J**

**January** 4:13
**Jason** 3:22
**John** 1:18 3:4
**July** 4:9

**K**

**Kevin** 1:15 2:16
**King** 3:18,25 4:2
**known** 2:10

**L**

**L.L.C** 3:14 4:7
**landowners** 6:8
**layout** 4:25
**letter** 4:13
**lighting** 5:5
**limits** 6:5
**line** 5:2
**LLC** 1:4
**locations** 4:25

**M**

**Malone** 1:15 2:16,18 7:3,4,16,17
**Managing** 3:20
**March** 4:5 5:17
**Mark** 1:13 2:19
**measure** 5:7
**meet** 6:6
**meeting** 1:7 2:2,11 8:8
**megawatt** 4:8
**megawatts** 4:21,22

**members** 2:14 4:3 7:2
**Mitchell** 1:12 2:3,4,19,23 3:4,8 3:12 4:3 6:24 7:5,7,10,13,18 7:20,22,24 8:6
**modification** 5:13
**modified** 5:19,23
**modifies** 6:9,16
**modify** 5:11
**modifying** 4:5
**Monday** 1:8
**MONIQUE** 9:3,13
**moving** 2:12

**N**

**name** 2:4,15 9:10
**need** 1:5 3:15 4:8 6:3
**New** 1:2,12,13,15,17,18 2:6,8,25 3:5 9:2
**Nine** 5:7,15 6:11,14,17
**noise** 5:24 6:4
**Noreena** 3:19
**notifying** 4:14
**November** 4:11
**number** 4:23

**O**

**obligations** 6:6
**Office** 2:5 3:20
**operation** 6:13,20
**operations** 6:7
**order** 2:11 4:4 5:12 6:9,16,16 7:24
**original** 6:19

**P**

**p.m** 2:2 8:8
**Page** 9:5
**pages** 9:6
**Performance** 2:5
**permanent** 2:14
**petition** 4:9,12,19
**Phillips** 3:9,10 8:2,4
**place** 9:4
**Planning** 2:5
**please** 2:15 3:25
**pm** 1:8
**present** 2:15,18,22 3:3,7
**presentation** 6:25
**Presented** 3:17
**previously** 6:21
**proceedings** 9:7
**Project** 1:6 3:17
**projects** 6:22
**Public** 1:5,12 2:6 3:15,18,21,23 4:8
**pursuant** 1:5 3:15

**Q**

**questions** 3:24 6:25 7:3,4,6,8 7:11

**R**

**Ravaschiere** 1:17 2:24 3:3 7:7,8 7:20,21
**recommendations** 7:14,25
**record** 9:7
**reduce** 4:20,22
**relevant** 6:3
**reported** 9:4
**Reporter** 9:13
**representing** 2:8,13,16,20,24 3:5
**request** 5:10,10,14 6:10
**requested** 4:14 5:8,13,15 6:2
**requesting** 4:10
**requests** 4:19 6:14
**Research** 1:19 3:6
**result** 4:15 5:15
**revision** 4:17
**road** 5:4
**roads** 5:2
**Robert** 3:19
**Rosenthal** 3:19
**Russell** 3:17

**S**

**Sanza** 1:13 2:19,22 7:5,6,18,19
**Second** 4:22
**Secretary** 3:8,10 4:13 8:2,4
**serve** 2:7
**Service** 1:12 2:6 3:19,21,23
**shadow** 5:24 6:5
**shift** 4:25
**Siting** 1:1,2,7 2:1,9,10,11,14 3:1 4:1,6,10 5:1 6:1 7:1 8:1 9:1
**six** 4:19
**sixth** 5:6
**species** 5:20
**state** 1:2,12,14,15,17,18 2:6,8

2:25 3:6 6:17 9:2
**stated** 9:5
**states** 6:11
**Steuben** 1:6 3:17
**subscribed** 9:10
**supplemented** 4:12
**system** 2:5 5:5

**T**

**tall** 5:6
**Tammy** 1:12 2:4
**temporary** 5:4
**Thank** 3:12 4:2 6:23,24 8:6
**Third** 4:24
**threatened** 5:20
**time** 9:4
**today** 4:4 8:3
**total** 4:20
**towers** 5:5
**transcription** 9:6
**treated** 6:22
**true** 9:7
**turbine** 4:23
**turbines** 4:25 5:18
**turn** 7:2
**two** 5:4
**typewritten** 9:6

**U**

**V**

**vibration** 5:24 6:4
**Vincent** 1:17 2:23
**vote** 7:14,14,16,17,19

**W**

**warranting** 4:18
**wetlands** 5:21
**WHEREOF** 9:9
**Williams** 1:18 3:4,7 7:10,11,22 7:23
**wind** 1:4,6 3:14,16 4:6,8,23 6:22,23
**WITNESS** 9:9

**X**

**Y**

**years** 6:12,15,18
**York** 1:2,12,13,15,17,18 2:6,8 2:25 3:5 9:2

**Z**

**Zehr** 3:22

**0**

**1**

**1** 9:5,6
**10** 1:6 3:16 6:18
**117** 4:24
**125** 5:6
**13** 4:25
**13th** 4:5 5:17
**16-F-0205** 1:1,4 2:1 3:1,13 4:1 5:1 6:1 7:1 8:1 9:1

**2**

**2,800-** 5:3
**2/24/2025** 1:1 2:1 3:1 4:1 5:1 6:1 7:1 8:1 9:1
**2:00** 1:8 2:2
**2:06** 8:8
**2020** 4:6 5:17
**2024** 4:9,12
**2025** 1:8 4:13 9:10
**20th** 4:11
**21st** 4:12
**24** 1:8
**24th** 4:9
**250** 4:21
**26th** 9:10
**290.7** 4:8,22
**29th** 4:13

**3**

**4**

**5**

**6**

**66** 4:24

**7**

**8**

**8** 9:7

**9**