

**NOTICE OF PUBLIC HEARING**  
**ON PROPOSED GRANT OF FINANCIAL ASSISTANCE**

**NOTICE IS HEREBY GIVEN** that a public hearing pursuant to Section 859-a of the N.Y. General Municipal Law will be held by the Dutchess County Industrial Development Agency (the “**Agency**”) on the 11<sup>th</sup> day of October, 2016 at 10:00 o'clock a.m., local time, at the Town of Dover Town Hall, 126 East Duncan Hill Road, Dover Plains, New York 12522, in connection with the following matter:

**CRICKET VALLEY ENERGY COMPANY, LLC**, a New York limited liability company (the “**Company**”), with offices located at 31 Milk Street, Suite 1001, Boston, Massachusetts 02109 and a mailing address of P.O. Box 407, Dover Plains, New York 12522, has requested that the Agency provide financial assistance to finance the acquisition, demolition, construction, remediation, renovation, installation, furnishing and equipping of a certain facility (the “**Facility**”) consisting of the following:

- (a) demolition of all existing structures currently existing on 193.5 acres of land located at 2241 Route 22, Dover Plains, Town of Dover, Dutchess County, New York (the “**Premises**”);
- (b) construction of (i) a new approximately 200,000 square foot structure on the Premises to be utilized for a nominal 1,177 megawatt (“**MW**”), combined-cycle (“**CCGT**”) electric generating facility, including all necessary equipment and associated gas and electric interconnection facilities (the “**Generating Facility**”), (ii) an electric substation on the Premises (the “**Substation**”), (iii) a new approximately 14.5 mile 345kV transmission line with the installation of certain equipment and improvements from the Substation to the Consolidated Edison Pleasant Valley Substation (the “**Transmission Line**”), and (iv) the re-conductoring (with the installation of certain equipment and improvements) of an existing 3.5-mile 345 kV transmission line from the Substation to the New York/Connecticut border (the “**Reconductoring**” and collectively with the Premises, Generating Facility, Substation and Transmission Line, the “**Project**”); and
- (c) remediation of the Premises to address existing New York State Department of Environmental Conservation violations as set forth in the October 30, 2015 Remediation/Closure Plan prepared by Tetra Tech and attached to the April 1, 2016 Application for Financial Assistance submitted to the Agency by the Company.

The total cost of the Facility is currently estimated to be approximately \$1,344,516,385.

The Agency shall appoint the Company its agent for the purpose of acquiring, demolishing, constructing, remediating, renovating, installing, furnishing and equipping the

Facility as defined above. The Agency proposes to acquire an interest in the Facility and lease the Facility to the Company, which will operate the Facility. At the end of the lease term, the Company will acquire the interest in the Facility from the Agency.

The Agency is contemplating providing financial assistance to the Company with respect to the Facility by granting a real property tax exemption and providing for payments in lieu of real property taxes. The proposed financial assistance will also include an exemption from all state and local sales and use taxes with respect to the qualifying personal property included within the Facility or used in the acquisition, demolition, construction, remediation, renovation, installation, furnishing and equipping of the Facility and an exemption from all real estate transfer taxes and mortgage recording taxes with respect to any qualifying mortgage on the Facility (or such interest in the Facility as is conveyed to the Agency) to secure the financial assistance and/or any other indebtedness incurred by or for the benefit of the Company in connection with the Facility. The proposed real property tax abatement will be a permitted deviation from the Agency's Uniform Tax Exemption Policy and this Notice of Public Hearing, when transmitted to the affected taxing jurisdictions, shall serve as notice under Section 874(4)(b) of the New York General Municipal Law as to the proposed deviation.

The Agency will at the above-stated time and place hear all persons with views in favor of or opposed to the issuance of the financial assistance described above or the location or nature of the Facility. Interested parties may present their views both orally and in writing with respect to the Facility.

A copy of the Company's application for financing is available for review by the public at the offices of the Dutchess County Industrial Development Agency located at 3 Neptune Road, Poughkeepsie, New York during the Agency's normal business hours.

Dated: Poughkeepsie, New York  
September 23, 2016

DUTCHESS COUNTY INDUSTRIAL  
DEVELOPMENT AGENCY

By: \_\_\_\_\_  
Charles Daniels III, Chairman