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July 19, 2021

**SENT VIA Electronic Mail:** [TBakner@woh.com](mailto:TBakner@woh.com); [Dale@duanesburg.net](mailto:Dale@duanesburg.net)

Town of Duanesburg Planning Board  
5853 Western Turnpike  
Duanesburg, NY 12056

**RE: Oak Hill Solar 1 LLC & Oak Hill Solar 2 LLC's Energy Storage Projects Clarification**

Dear Town of Duanesburg Planning Board:

On September 19, 2019, the Town of Duanesburg Planning Board issued a Resolution Approving Special Use Permit, Subdivision and Site Plan for the Eden Renewables Oak Hill Solar Energy Projects - 1206 Oak Hill Road. This resolution affirmed that the project applications were determined to be complete under the Town of Duanesburg Solar Law, the Duanesburg Zoning Law, and the Town of Duanesburg Subdivision Regulation. Furthermore, it was determined that the renewable energy projects will not have a significant adverse impact on the environment.

The Site Plan and supporting documents submitted to the Town of Duanesburg Planning Board indicated that the proposed solar projects would include battery energy storage (BESS). As communicated in Eden's July 3, 2019 submission to the Planning Board, the proposed solar projects include energy storage "in order to maximize system performance and to export clean electricity to the utility grid when it is needed the most" and included detailed information regarding the battery energy storage's safety features and fire suppression capabilities.

To help dispel any confusion regarding the inclusion of energy storage in the approved land use application, the project team has assembled an Eden Renewables-Town of Duanesburg Battery Energy Storage System Planning Board Approval History. This history includes submissions to the Planning Board, email correspondence, and executed Land Use Authorization forms, all of which unequivocally demonstrate that battery storage was contemplated, and subsequently approved, by the Town in 2019. This package includes signed NYSERDA forms, [Presentation to Planning/Zoning Board for Energy Storage](#), that attests to battery storage being presented to the Planning Board dated October 2019, along with an additional form called [Confirmation of Local Land Use Approval](#), dated February 2020, that attests that all approvals were completed on September 19, 2019. The full list of documents, correspondence, and forms is attached to this letter as [Exhibit A](#). All documents can be accessed via the DropBox link [here](#).

We want to thank you for the Town's ongoing cooperation and support. Our top priority is to start construction on these sites as quickly as possible while ensuring proper compliance with the Town's code and bylaws. Please feel free to give Amp a call at (207)-299-0279 with any questions.

**Oak Hill Solar 1 LLC and Oak Hill Solar 2 LLC  
By: AMP Solar Development Inc., its Manager**

Nicole LeBlanc  
Authorized Signatory

## Exhibit A

### Eden Renewables-Town of Duanesburg Battery Energy Storage System Planning Board Approval History

#### **A. Submissions Made to Planning Board which reference Battery ESS and Meeting Notes/Minutes by Date:**

##### **March 21, 2019 PB Meeting, Oak Hill 1&2 submission on March 11, 2019**

1. 1st Site Plan submission showing battery storage (circled in red)
  - o 6 - 2019-3-11 Oak Hill Site Plans
2. March 21, 2019 Town PB Minutes (highlighted on pages 5, 6)
  - o 20190321 Oak Hill Planning Board Meeting Minutes

##### **June 20, 2019 PB Meeting, Oak Hill 1&2 submission on June 6, 2019**

1. 2st Site Plan submission showing battery storage (circled in red)
  - o 6 2019-6-6 OAK HILL SOLAR Site Plan
2. Decommissioning Plan (page 6)
  - o 5 2019-6-5 Eden Decommissioning Plan
3. June 20, 2019 Eden PB Meeting Notes
  - o 20190620 Oak Hill Planning Board Meeting Notes

##### **July 18, 2019 PB Meeting, Oak Hill 1&2 submission on July 3, 2019**

1. 3rd Site Plan submission showing battery storage (circled in red)
  - o 1b 2019-7-2 OAK HILL SOLAR SITE PLAN
2. Decommissioning Plan (page 6)
  - o 6 2019-7-1 OAK HILL COMMUNITY SOLAR 1 AND 2 Decommissioning Plan
3. Submittal Letter from EDP to PB (Mr. Sexton)
  - o 0 2019-7-3 Ltr to Sexton re Submittal
4. Battery Storage Description
  - o 3a 2019-3-20 battery storage description
5. Battery Technical Specs
  - o 3b 2019-3-21 battery SDI\_ME2\_286s\_Technical Specs

##### **August 15, 2019 PB Meeting, Oak Hill 1&2 submission on August 05, 2019**

1. Eden Community Q&A submissions
  1. 7 Oak Hill Questions 7\_24
  2. 1 2019-8-5 Oak Hill Questions

##### **September 19, 2019 PB Meeting, Oak Hill 1&2 submission on September 5, 2019**

1. Final Site Plan submission showing battery storage (circled in red)
  - a. 6 2019-9-5\_DETAILED PLAN SET\_OAK HILL SOLAR
2. Decommissioning Plan (page 9)
  - a. 3 2019-9-5 Decommissioning Plan
3. September 19, 2019 Town PB Minutes (highlighted on page 3)
  - a. 20190919 Oak Hill Town of Duanesburg Planning Board Meeting Minutes

#### **B. Email Communications with Town of Duanesburg and Associated Documents by Date:**

##### **October 1, 2019 Email Correspondence**

*Part 1-Stephanie Puliafico, Dale Warner & Melissa Deffer*

*Request for Meeting Minutes pertaining to Energy Storage*

*Part 2-Stephanie Puliafico, Dale Warner, Melissa Deffer & Terresa Bakner*

Bakner Follow-up of phone call between Stephanie Puliafico, Melissa Deffer & Terresa

**Attached Documents:**

- Site plan with all storage references circled in red
- Electrical Drawings showing battery storage

*Part 3-Stephanie Puliafico, Dale Warner, Melissa Deffer, Jim Muscato*

Acknowledgement of receipt of documents

**October 3, 2019 Email Correspondence**

*Part 1-Stephanie Puliafico, Dale Warner & Melissa Deffer*

Request for signature

**Attached Documents:**

- Prefilled Land Use forms for signature

*Part 2-Stephanie Puliafico, Dale Warner, Terresa Bakner, Phill Sexton, Jim Muscato, Giovanni Maruca*

Request from Terresa Bakner for proof that information was part of the application for the Oak Hill projects

*Part 3-Stephanie Puliafico, Dale Warner, Terresa Bakner, Phill Sexton, Jim Muscato, Giovanni Maruca*

Response with proof of submission--meeting minutes and planning submissions

**Attached Documents:**

- March 21, 2019 meeting minutes
- July 2019 submission letters
- Technical Specs

*Part 4 -Stephanie Puliafico, Dale Warner, Terresa Bakner, Phill Sexton, Jim Muscato, Giovanni Maruca*

Discussion between Jim and Terresa Bakner of Land Use Authorization form

**February 06, 2020 Email Correspondence**

*Part 1-Stephanie Puliafico, Dale Warner & Melissa Deffer*

Informing of new NYSEDA document and request for signature

**Attached Documents:**

- Prefilled Land Use forms for signature

*Part 2-Stephanie Puliafico, Dale Warner & Melissa Deffer*

Follow up and clarification of form and requirement

*Part 3-Stephanie Puliafico, Dale Warner, Melissa Deffer & Terresa Bakner*

Re-sending of documents

**Attached Documents:**

- Prefilled Land Use forms for signature

*Part 4-Stephanie Puliafico & Terresa Bakner*

Acknowledgement of receipt of documents

**C. Executed Land Use Authorization Forms:**

1. September 23, 2019
  - o Form executed by Dale Warner
2. September 26, 2019
  - o Form executed by Dale Warner
3. October 7, 2019
  - o Forms executed by Dale Warner
4. February 14, 2020
  - o Forms executed by Dale Warner