
NOTICE OF PUBLIC HEARING

NOTICE IS HEREBY GIVEN that a public hearing pursuant to Title 1 of Article 18-A of the New York State General Municipal Law will be held by the County of Chenango Industrial Development Agency (the "IDA") on the 5th day of June 2023 at 6:00 p.m. local time, at 3 Academy Street, Smyrna, New York (Smyrna Town Hall) in connection with the following matters:

NY Smyrna I, LLC on behalf of itself and/or the principals of NY Smyrna I, LLC and/or an entity formed or to be formed on behalf of any of the foregoing (the "Company") has applied to the County of Chenango Industrial Development Agency (the "Agency") to enter into a transaction in which the Agency will assist in (a)(1) the acquisition of an interest in the Company's fee, leasehold, and easement interests in a certain parcel of land located at 471 County Road 14, Town of Smyrna, Chenango County, New York 13332 (designated as Town of Smyrna Tax Map Parcel No. 29.-1-6.1) (the "Land"), (2) the acquisition, construction, installation and equipping upon the Land of a 3 megawatt AC solar photovoltaic electricity generating facility (the "Solar Facility"), related facilities, and furniture, fixtures, machinery and equipment (collectively, the "Equipment"), all of the foregoing for use by the Company as a solar photovoltaic electric generating facility (the "Project Facility" and collectively with the Land, the Solar Facility and the Equipment, the "Project"), and (b) the granting of certain "financial assistance" (within the meaning of Section 854(14) of the General Municipal Law) with respect to the foregoing, including exemptions from mortgage recording taxes, sales and use taxes, and real property taxes for the Project Facility (but not including special assessments and ad valorem levies) (collectively, the "Financial Assistance").

The IDA contemplates providing financial assistance to the Company with respect to the Project in the form of exemptions from sales and use taxes on materials and/or equipment used or incorporated in the Project Facility, potential exemptions from mortgage recording taxes and abatement of real property taxes for twenty (20) years on the assessed value of the Project Facility, which financial assistance is consistent with the Agency's Uniform Tax Exemption Policy, to be more particularly described in a Final Authorizing Resolution to be adopted by the Agency prior to the closing of the transactions described herein.

In accordance with §875(3) of the New York General Municipal Law, and if the Company's application is approved, any New York State and local sales and use tax exemption claimed by the Company and approved by the Agency in connection with the above-described project may be subject to recapture by the Agency under the terms and conditions set forth in §875(3) and as will be set forth in the Agent Agreement to be entered into by and between the Agency and the Company.

The proposed exemption from state and local sales and use tax is expected to exceed \$100,000.

A representative of the IDA will, at the above-stated time and place, hear all persons with views in favor of or opposed to either the location or nature of the Project, or the proposed financial

assistance being contemplated by the IDA. In addition, at, or prior to, such hearing, interested parties may submit to the IDA written materials pertaining to such matters. Any such written materials should be submitted to the offices of the IDA located at 15 South Broad Street, Norwich, New York 13815.

A report of the hearing will be made available to the County of Chenango Industrial Development Agency Board of Directors. Approval of the financing by the IDA through its Board of Directors is necessary.

The application for financial assistance filed by the Company with the IDA, including an analysis of the costs and benefits of the proposed Project, is available for public inspection at the offices of the IDA located at 15 South Broad Street, Norwich, New York 13815.

You are welcome to view the meeting via the Chenango IDA Youtube channel ([NY Smyrna I, LLC Solar Pilot Public Hearing](#)) and the meeting will be streamed live.

Dated: May 24, 2023

COUNTY OF CHENANGO INDUSTRIAL
DEVELOPMENT AGENCY



By: _____

Title: Chairman