

4.18 MISCELLANEOUS

Written Comment 4K:

Independent analyses are increasingly finding that utility-scale wind project benefits are far less than what project sponsors promise. A serious look at these analyses shows that the DEIS has failed to provide sufficient analysis for nearly every major benefit asserted for the Everpower project. Please look at the discussion in Appendix I.

Response to Written Comment 4K:

Comment noted. Please note that the expert analysis provided in the DEIS and this FEIS, details noise impacts and visual impacts. The Noise Assessment utilized a worst case scenario for analysis, see Section 3.7 and Appendix N of the DEIS and Section 4.8 of this FEIS. With respect to financial concerns, the Town, School and County will be responsible for determining how funds from the Project will be utilized to best benefit the area. In regard to noise, the commenter does not provide details regarding the “independent analyses” referred to in this comment and therefore no additional response is required. In addition, specific responses to the comments provided in the commenter’s attachment (referred to as Appendix I by the commentator above) are provided below.

Written Comment 4AAA:

Most of the claims in the DEIS about the burdens and benefits of the Everpower project are unsupported, or are based on shallow analysis provided by wind industry trade associations rather than independent research. Many of the burdens the project will put on Allegany are obvious. For example, the impact of wind turbines on flying fauna, mainly birds and bats is not offset by measurable emission savings, so wildlife mortality cannot be a justifiable environmental impact. The same analysis needs to be made for visual and noise impacts, and the impact on the character of the community. Clearly, this will be a significantly intrusive project for residents in more than half the land area of the town, and many in adjacent towns.

Response to Written Comment 4AAA:

Comment Noted. The Planning Board, as Lead Agency, will make its own determination in its Statement of Findings balancing burdens and benefits; conclusory unsupported statements such as this do not assist in that determination.

With respect to the commenter’s reference to “shallow analysis provided by wind industry trade associations rather than independent research” please see Response to Written Comment 10D in this Section.

With respect to potential impacts to resources such as birds, bats, visual, noise, and community character, each of these potential impacts are addressed in detail in Section 3.0 (Existing Conditions, Potential Impacts, and Mitigation Measures) of the DEIS. See also FEIS Sections 4.4, 4.6, 4.8, and 4.14 for comments/responses regarding these resources.

Written Comment 5C:

I have provided some letters from my classes since the future generation are an important voice in today's decision making.

A summary of concerns raised by the students is provided below:

- The wind is not always blowing, therefore back-up energy sources are needed.
- The wind turbines ruin the landscape of Allegany and the Enchanted Mountains.
- Putting up the wind turbines destroys the environment by tearing up the ground, which removes trees and plants and destroys animal's homes.
- Cost the State of New York and/or Town of Allegany too much money.
- Birds and bats are killed when they run into the wind turbines. Killing the birds and bats causes an increase in bugs, including mosquitoes.
- Wind turbines create shadow flicker, which causes seizures and migraines.
- Wind turbines cause noise pollution that sounds like a small jet engine or thumping, which disturbs people's sleep.
- Wind turbines can cause harm to people and nearby buildings from ice throw, blade throw/tower collapse, and blowing up.
- The wind turbines will interfere with military radar.
- The lights on the wind turbines are distracting, particularly at night.
- The wind turbines leak oil, which harms the ground and water.
- Wind turbines are inefficient.
- Wind turbines cause animals to leave the area.
- The wind turbines will disturb hunting and other recreational activities, such as snowmobiling, which could impact tourism.
- Wind turbines are ugly.
- The wind turbines will be left after 20 years or when they no longer work.
- Effects on global warming.
- The wind turbines will have positive impacts on tourism.
- The company putting up the turbines is in debt/going bankrupt.

Response to Written Comment 5C:

Comments noted. Concerns raised by the student commenters are addressed in Section 3.0 (Existing Conditions, Potential Impacts, and Mitigation Measures) of the DEIS, and associated appendices. Specifically:

- Positive impacts on air quality relating to the proposed Project are addressed in Section 3.4.2.2 of the DEIS. See also FEIS Section 4.5.
- Bird and bat impacts are addressed in Section 3.3.2 and Appendix I of the DEIS. The Project Sponsor acknowledges potential avian and bat collision mortality, as discussed in the DEIS. However, Section 3.3.3.2 of the DEIS also states, *“Specific to the proposed Project, and based on the extensive expert study and analysis provided in the DEIS, the Project is not anticipated to have an undue adverse impact on birds or bats, and therefore no mitigation is required. However, the NYSDEC is requesting post-construction monitoring studies at all wind power projects in New York State, and the Project Sponsor has volunteered to participate in this program in order to further the State’s understanding of bird/bat interactions with wind turbines.”* See also FEIS Section 4.4.
- Forest impacts are discussed in Section 3.3.2 of the DEIS. In addition, see Response to Written Comments 1N, 1R, and 1S in Section 4.4 of this FEIS for further discussion on potential forest impacts.
- Please see Section 3.5 and Appendix K of the DEIS for a detailed discussion and evaluation of potential visual impacts. See also the Visual Impact Assessment Addendum in Appendix E of this FEIS.
- Shadow flicker is addressed in Section 3.5 and Appendix L of the DEIS. See also FEIS Section 4.6.
- As to noise, please see Section 3.7.2 and Appendix N of the DEIS. Section 3.7.3 of the DEIS addresses the potential for noise-related impacts due to Project operation. Also, please see the Community Relations Plan (see Appendix G of the DEIS), which will provide area residents with a forum to log and resolve complaints. In addition, Section 4.8 of this FEIS provides comments/responses regarding noise impacts.
- As discussed in Section 3.9.2 of the DEIS, the Project is not anticipated to have a significant interruption on local hunting or recreation and tourism opportunities in the area.
- Adverse health issues are addressed in Section 3.10 and Appendix O of the DEIS. See also FEIS Section 4.11.

- The Project is not anticipated to result in adverse health and safety due to ice throw or tower collapse/blade throw. Please see Section 3.10.2 and Appendix O of the DEIS and FEIS Section 4.11.
- Radar impacts are not anticipated as discussed in Section 3.12.2 of the DEIS.

The above-referenced sections/appendices provide a significant amount of expert analysis and supported conclusions.

Several student comments relate to financial responsibility of the Project, which is addressed in Section 2.3 of the DEIS. In addition, several comments relate to Project decommissioning. FEIS Appendix A contains a detailed Project Decommissioning Plan, which is summarized in FEIS Section 2.2. Some students are also concerned about the efficiency of the wind turbines, which is discussed in Section 2.2 of the DEIS and also further discussed in comments/responses in FEIS Section 4.1.1.

The following comments express personal concerns regarding complaints of other built wind power facilities, or opinions about wind power.

Written Comment 10A:

When first learning of the proposed wind farm project in Allegany, I began researching the subject of wind turbines/farms which has led me to many web sites, periodicals, and conversations with individuals who have been negatively impacted or had their quality of life changed by the presence of wind turbines in their communities. In fact, as recently as this morning's Olean Times Herald, a letter to the editor from Virginia Deeter from Meyersdale Pennsylvania writes, "*I can only tell you that it has changed our lives here. We don't enjoy being at our home. We want to move, but so far we can't find any place like what we have and can't find anyone to buy our home.*" I found it interesting that Mrs. Deeter who lives approximately 4 ½ hours or 230 miles away took the time to write and express concern for the residents of Allegany. See attached copy of Mrs. Deeter's letter.

Written Comment 10B:

In addition, for those from the Town of Allegany Board and Planning Board that were in attendance at a public form on the "Burdens & Benefits of Wind Power – You Decide" held on April 7, 2010 in Allegany, we heard personal accounts from residents of Cohocton, Mr. Steve Trude and Mr. Graham. Both men shared similar comments as Mrs. Deeter, such as noise concerns, vibrations felt in their homes, shadow flicker from the blades, and properties that

cannot sell due to the presence of the wind turbines. Mr. Graham who also happens to be a leaseholder stated, “*We have lost the still of the night and my hope and prayer for you is that you never have to live with the nightmare we have in Cohocton.*” Mr. Trude said of the wind turbines, “*It will change your life. It changes how you live. Anybody who says it’s not is full of baloney.*” Mr. Trude also stated, “*There are six homes within a half mile of mine that have been for sale for the past two years now.*” He also stated that the noise wakes him up at night and he can feel vibration from the low-frequency noise in his home – in his chest. These individuals received no compensation to participate in the forum. These are real people living with the negative results of wind turbines in their communities. See attached copy of article from the Olean Times Herald that includes the personal accounts of these residents.

Written Comment 10C:

While you may see these examples as only residents negatively impacted by wind turbine, I present copies of letters from others across the world and these letters represent only letters from one website. There are many more sites and U-tube videos providing personal accounts of how wind turbines have negatively impacted people’s lives. Will the residents of Allegany be next? Will our town officials protect ALL of the residents of Allegany?

Written Comment 19A and Oral Comment 8A:

For well over a year the *Olean Times Herald* has published numerous articles on the effect of the proposed Everpower Wind Turbine Project for Chipmonk area. These articles, written by local people, have been an excellent source of information, easy to understand. For the most part they concluded the turbines were not a good choice for Allegany.

Written Comment 19B:

On March 28, 2010 the OTH featured an editorial by Jim Ecstram [sic], editor, concluding that the turbine project was not right for Allegany. On April 7, 2010 at a meeting of Concerned Citizens of Cattaraugus County at Birch Run Center attracted some 150 local people sharing their deep concern over impact of turbines. The OTH chose to give this story front page, full-color coverage. The voice of the people.

Written Comment 31A:

The primary reason that we should not allow the windmills is due to their huge unnatural ugliness!! If the windmills are allowed, we could no longer claim that we have enchanted mountains. I live on the West Branch and have 5 children who love and appreciate the outdoors and have been taught to respect and appreciate nature. I believe most of the children in the Allegany area love the outdoors. We frequently walk to Martini’s rocks. The view is incredible. It

is beautiful and breathtaking. You can see the whole town. Please don't mar this with these 500 foot monstrosities. I invite you to come out and take a walk with me. I mentioned at the meeting that I have been involved with recruiting for Olean General Hospital for the past 12 years (I do this voluntarily and do not get paid. I do it because I love this area and I want to bring people here). People, who are not from here, choose to come here based on the scenery and the great outdoors. We will lose this big selling point. People will not be moving into this area and the people who are living here who love the outdoors and this beauty will not stay. You will lose wonderful tax paying citizens! I beg you not to let this happen. Do not let them put up the windmills. All of the advertisements for this area show the enchanted mountains, the scenery, and the calm quietness. If the windmill farm went up, this would not exist. It won't just affect the people living right next to the windmills; it will detrimentally affect everyone in this town and neighboring towns.

Oral Comment 8B:

On April 7th at a meeting of Concerned Citizens of Cattaraugus County right here at Birch Run Center, we attracted over 150 local people sharing their deep concerns over the impact of the turbines. The Olean Times Herald again chose to give us a front page story, a full color photo. The voice of the people was heard loud and clear through that.

Oral Comment 9A:

I'm present here tonight to voice my opinion against the proposed wind farm on Chipmonk Road in Allegany. When I first heard of this project I did not have a formed opinion either way. I then started reading and listening to the experts. In my printed copy I'm going to give you I bolded this designation of experts because there is a diverse spectrum of opinions on either side of these issues. For every argument against the wind proponents you will find contradiction and vice versa. My biggest concern is how this project will affect [sic] my immediate family residing in this project area, which includes three households and five grandchildren. I have sought out the reaction of those living near the industrial wind farms because experts aside, I wanted to hear from those ordinary, everyday citizens and find out whether they have been affected by the turbines. Over and over and over and over again the same response are relayed. Audible sounds from wind turbines have been described as ranging from nuisance to intolerable levels. Researchers found the odds of being annoyed by wind turbine noise increased with increasing sound pressures, rural areas and hilly or rocky terrains, which amply describes our project area. In Ontario, a coalition of 33 citizen groups undertook a community-based self-reporting health study that collects data about the experiences of families living near industrial wind turbines. The wind voice health survey followed the principals of health Canada vigilantes which encouraged all concerned in Canada to self-report suspected adverse health effects [sic]. Out of the 132

returned surveys from people living close to the wind turbines, 106 people have reported adverse health defects since the turbines went up near them. This is a real shocking high number. Over 80 percent of the respondents reporting that they have been affected negatively. It was reported that none of these people were opposed to the turbines when they went up and had even welcomed them into the communities. This information is available online. I'm also going to give you a copy of this. Please read the comments about their disturbed living conditions, loss of quality of life and enjoyment of their homes and property and financial loss due to the negative impact to their health of the families. It's incumbent for you to consider these responses when you make your decision whether or not to permit this project to go forward in Allegany. I certainly hope you will determine not in Chipmonk, not in any area near Allegany where this project has potential to affect the health and well-being of its respondents. Thank you.

Oral Comment 11H:

Do you totally discount the personal testimonies of those that have been negatively impacted in town with wind turbines? Can our town officials be 100 percent certain that our quality of life won't change or be diminished? If there is any uncertainty, why take the risk? I ask that you not risk our investments, our homes in Allegany and our quality of life.

Oral Comment 14C:

On a personal note, I contacted an old friend who lives in Denmark. I queried her about the pros and cons of wind turbines in her progressive country. I submit her letter to verify I did not prompt the following response.

Dear Melissa, the inference is that wind farms are fine as long as they are not near where you live. Even if laws about distance, residential areas and maximum noise are observed, wind farms are a nuisance to neighbors and house prices there fall typically 30 to 50 percent and some houses cannot even be sold. Wind farms out to be placed at sea. Several projects are built and are being built at sea in Denmark. Wind farms in the countryside are met with massive protests from neighbors. One exception is wind farms at the island of Samsø where the inhabitants own the wind farms. When they see the wind turn the wings of windmills, they know money is pouring into their bank accounts and they also enjoy being the producers of clean energy. I hope this is helpful. You are welcome to call me if you want to talk more about it.

This letter is evidence that in a country, which has been in the wind industry for years ahead of us, the issues are the same. Will we learn from their mistakes? EverPower is considering placing 29 turbines in adjacent ridges where the topography cups and funnels sound through our valley. I can hear my neighbor's normal voice conversations.

Response to Written Comments 10A, 10B, 10C, 19A, 19B, and 31A and Oral Comments 8A, 8B, 9A, 11H, 14C:

Comments noted. A recent survey conducted in Lewis County, New York (location of the 195-turbine Maple Ridge Wind Power Project in operation since 2006), revealed strong community support for wind power (Jefferson Community College, 2008). A majority of Lewis County residents surveyed indicated that wind farms have had a positive impact on the County (70.7% of survey participants) and indicated that wind farms should be expanded (79.2% of survey participants). The survey further characterized the individuals that were able to see and/or hear turbines from their homes to reveal that 77.1% of these individuals indicated that the wind farms have had a positive impact on Lewis County. Additionally, only 7.5% of survey participants who live within 1 mile of the nearest wind turbine felt that wind farms have had a negative impact (Jefferson Community College, 2008). The 2009 survey results are nearly identical to the 2008 survey, both of which can be obtained from http://www.sunyjefferson.edu/ccs/ccs_survey.html. As to the Lead Agency's review of the Project, generalized popular support or opposition cannot be the basis for approval of a project. The quality of life issues noted in the Deeter letter have been considered in this review.

The following comments are related to general concerns regarding the independence of support studies for the Project. Written Comments 10D-10G, 10I-10CC, 10EE-10WW, and 10YY-10III all list specific support studies/citations, and these comments are summarized below.

- **Written Comment 10D:** In reviewing the literature cited on pages 256-273 of the DEIS, I reviewed the studies/references that Everpower used to support their conclusions and as I stated in my public comments, I question the independence of the studies since were either paid by Everpower or those in the wind, transmission, or alternate energy business. In my opinion, such studies are NOT independent but biased.
- **Written Comment 10E:** Report on *Clean Technologies: Wind Power* by Alliance for Clean Energy New York (ACENY).
- **Written Comment 10F:** Reports on *Top 20 States with Wind Energy Resource Potential*, *Wind Energy and the Environment*, *Wind Power Myths vs. Facts*, and *Wind Energy and Wildlife: FAQ* were prepared by American Wind Energy Association (AWEA).
- **Written Comment 10G:** Report on *Noise From Wind Turbines – The Facts* was prepared by British Wind Energy Association (BWEA) or Renewable UK.

- **Written Comment 10I:** Report on *A Visual and Radar Study of Spring Bird Migration at the Proposed Chautauqua Wind Energy Facility, New York* prepared for CW.
- **Written Comment 10J:** Report on *A Radar Study of Nocturnal Bird Migration at a Proposed Mount Storm Wind Power Development* prepared for NedPower Mount Storm LLC (NPMS).
- **Written Comment 10K:** Report on *Renewing America: The Case for Federal Landscape on a National Renewable Portfolio Standard* prepared by Network for New Energy Choices (NNEC).
- **Written Comment 10L:** Report on *Route Evaluation Study, Allegany Wind Power Project, Town of Allegany, NY* prepared by Allegany Wind LLC.
- **Written Comment 10M:** Report on *Shadow Variations from Wind Turbines* from the Danish Wind Energy Association (DWEA)
- **Written Comment 10N:** Report on *Bird and bat risk assessment Steuben Wind Project, Towns of Hartsville and Hornellsville, Steuben County, New York* prepared by EC&R Northeast LLC.
- **Written Comment 10O:** Report on *Preliminary Blasting Plan, Allegany Wind Power Project* prepared by Environmental Design & Research (ED&R) and prepared for Allegany Wind LLC.
- **Written Comment 10P:** Report on *Shadow Flicker Report, Allegany Wind Power Project* prepared by Environmental Design & Research (ED&R) and prepared for Allegany Wind LLC.
- **Written Comment 10Q:** Report on *Socioeconomic Report* prepared by Environmental Design & Research (ED&R) and prepared for Allegany Wind LLC.
- **Written Comment 10R:** Report on *Wetland Delineation Report* prepared by Environmental Design & Research (ED&R) and prepared for Allegany Wind LLC.
- **Written Comment 10S:** Report on *Visual Impact Assessment* prepared by Environmental Design & Research (ED&R) and prepared for Allegany Wind.
- **Written Comment 10T:** Report on *Avian Collisions With Wind Turbines: A Summary of Existing Studies and Comparisons to Other Sources of Collision Mortality in the United States* white paper prepared for the National Wind Coordinating Committee (NWCC).
- **Written Comment 10U:** Report on *Synthesis and Comparison of Baseline Avian and Bat Use, Raptor Nesting, and Mortality Information from Proposed and Existing Wind Power Developments* for the Booneville Power Administration (BPA).
- **Written Comment 10V:** Report on *Recommendations for Risk Assessment of Ice Throw and Blade Failure in Ontario* prepared for Canadian Wind Energy Association (CanWEA).
- **Written Comment 10W:** Report on *Revised Preliminary Geotechnical Evaluation from the Proposed Allegany Wind Project* prepared by Everpower Renewables.
- **Written Comment 10X:** Report on *Water Supply Survey* prepared for Everpower Renewables.

- **Written Comment 10Y:** Report on *Public Health and Safety* prepared for New York Energy Research and Development Authority by Global Energy Concepts (GEC).
- **Written Comment 10Z:** Report on *Environmental Sound Survey and Noise Impact Assessment* by Hessler Associates.
- **Written Comment 10AA:** Report on *Experimental Study to Determine Wind-Induced Noise and Windscreen Attenuation Effects on Microphone Response for Environmental Wind Turbine and Other Applications* by G.F. Hessler and D.M. Hessler.
- **Written Comment 10BB:** Report on *Wind Energy and Air Emission Reduction Benefits: A Primer* for National Renewable Energy Laboratory (NREL).
- **Written Comment 10CC:** *Annual Report for the Maple Ridge Wind Power Project Post Construction Bird and Bat Fatality Study – 2006* prepared by PPM Energy, Horizon Energy, and the Technical Advisory Committee for the Maple Ridge Project Study.
- **Written Comment 10EE:** Report of *An Assessment of the Impacts of Green Mountain Power Corporations' Wind Power Facility on Breeding and Migrating Birds in Searsburg, Vermont* as reported to the National Renewable Energy Laboratory (NREL).
- **Written Comment 10FF:** Report on *Phase I Avian Risk Assessment Roaring Brook Wind Power Project* prepared for PPM Energy.
- **Written Comment 10GG:** Report on *Allegany Wind Power Project Phase 1A Cultural Resources Survey, GIS Landscape Analysis and Phase 1B Archeological Survey Research Design* prepared by Everpower Wind Holdings Inc.
- **Written Comment 10HH:** Report on *Historic Architectural Resources Survey Allegany Wind Power Project* prepared for Everpower Wind Holdings Inc.
- **Written Comment 10II:** Report on *Allegany Wind Power Project Phase 1B Archeological Survey* prepared for Everpower Wind Holdings Inc.
- **Written Comment 10JJ:** Report on *Lighting Protection Sought for Wind Turbine Blades for North American Windpower (NAW)*.
- **Written Comment 10KK:** Report on *Bats Surpassing Birds as Ecological Concern for North American Windpower (NAW)*.
- **Written Comment 10LL:** Report on *A Radar and Visual Study of Nocturnal Bird and Bat Migration at the Proposed Prattsburg-Italy Wind Power Project, New York* prepared by Ecogen LLC.
- **Written Comment 10MM:** Report on *A Radar and Visual Study of Nocturnal Bird and Bat Migration at the Propose Clinton County Windparks, New York, Spring and Fall* prepared by Ecology and Environment LLC (E&E) and Nobel Environmental Power LLC.
- **Written Comment 10NN:** Report on *A Radar and Visual Study of Nocturnal Bird and Bat Migration at the Proposed Centerville and Wethersfield Windparks, New York, Fall* prepared for Ecology and Environment LLC (E&E) and Nobel Environmental Power LLC.

- **Written Comment 10OO:** Report on *Job and Economic Development Impact Models* by National Renewable Energy Laboratory (NREL).
- **Written Comment 10PP:** Report on *Wind Turbine Interactions with Birds and Bats: A Summary of Research and Results and Remaining Questions* by National Wind Coordinating Committee (NWCC).
- **Written Comment 10QQ:** Report on *Technical Considerations in Siting Wind Development: Research Meeting* by National Wind Coordinating Committee (NWCC).
- **Written Comment 10RR:** Report on *Interconnection Queue* prepared by New York Independent System Operator (NYISO).
- **Written Comment 10SS:** Report on *Windfall from the Wind Farm: Sherman County, Oregon, Renewable Northwest Project* presented by Windpower 2005.
- **Written Comment 10TT:** Report on *Wind Turbine Acoustic Noise* for Renewable Energy Research Laboratory.
- **Written Comment 10UU:** Report on *Spring 2007 Radar, Visual, and Acoustic Survey of Bird and Bat Migration at the Proposed Windpark in Coos County, New Hampshire* prepared for Granite Reliable Power LLC.
- **Written Comment 10VV:** Report on a *2007 Breeding and Bird Survey at the Allegany Wind Project, Cattaraugus County, New York* prepared for Allegany Wind LLC.
- **Written Comment 10WW:** Report on *Fall 2007 Bird and Bat Migration Survey Report: Visual, Radar, and Acoustic Bat Surveys for the Allegany Wind Project In Allegany, New York* prepared for Allegany Wind LLC.
- **Written Comment 10YY:** Report on *Summer-Fall 2008 Acoustic Bat Survey for the Allegany Wind Project In Allegany, New York* prepared for Allegany Wind LLC.
- **Written Comment 10ZZ:** Report on *Construction and Environmental Monitoring Implementation: Wind Generating Facility* prepared for PPM Energy and Maple Ridge Wind Farm.
- **Written Comment 10AAA:** Report on *A Fall 2004 Radar, Visual, and Acoustic Survey of Bird and Bat Migration at the Proposed Windfarm Prattsburgh Project in Prattsburgh, New York* prepared for UPC Wind Management LLC.
- **Written Comment 10BBB:** Report on *Fall 2004 Avian Migration Surveys at the Proposed Deerfield Wind/Searsburg Expansion Project in Searsburg and Readsboro, Vermont* prepared for Deerfield Wind LLC and Vermont Environmental Research Associates.
- **Written Comment 10CCC:** Report on *A Radar and Acoustic Survey of Bird and Bat Migration at the Proposed Liberty Gap Wind Project in Franklin, West Virginia – Fall 2004* prepared by US Wind Force LLC.

- **Written Comment 10DDD:** Report on *A Spring Radar, Visual, and Acoustic Survey of Bird and Bat Migration at the Proposed Marble River Wind Project in Clinton and Ellenburg, New York* prepared for AES Corporation.
- **Written Comment 10EEE:** Report on *A Spring 2005 Radar, Visual, and Acoustic Survey of Bird and Bat Migration at the proposed Clayton Wind Project in Clayton, New York* prepared for PPM Atlantic Renewable.
- **Written Comment 10FFF:** Report on *Spring 2005 Radar Survey of Bird and Bat Migration at the Proposed Top Notch Wind Project in Fairfield New* prepared for PPM Atlantic Renewable.
- **Written Comment 10GGG:** Report of *A Spring 2005 Radar and Acoustic Survey of Bird and Bat Migration at the Proposed Jordanville Wind Project in Jordanville, New York* prepared for Community Energy Inc.
- **Written Comment 10HHH:** Report on *A Spring 2005 Radar, Visual, and Acoustic Survey of Bird and Bat Migration at the Proposed Munnsville Wind Project in Munnsville, New York* prepared for AESEHN NY Wind LLC.
- **Written Comment 10III:** Report on *A Spring 2005 Radar, Visual, and Acoustic Survey of Bird and Bat Migration at the Proposed Windfarm Prattsburgh Project in Prattsburgh, New York* prepared for UPC Wind Management LLC.
- **Written Comment 10JJJ:** Report on *A Spring 2005 Radar, Visual, and Acoustic Survey of Bird and Bat Migration at the proposed Deerfield Wind Project in Searsburg and Readsboro, Vermont* prepared by PPM Energy/Deerfield Wind LLC.
- **Written Comment 10KKK:** Report on *A Spring 2005 Radar, Visual, and Acoustic Survey of Bird and Bat Migration at the Proposed Liberty Gap Wind Project in Franklin, West Virginia* prepared for US Wind Force LLC (USWF).
- **Written Comment 10LLL:** Report on *A Fall 2005 Radar, Visual, and Acoustic Survey of Bird and Bat Migration at the Proposed Marble River Wind Project in Clinton and Ellenburg, New York* prepared by AES Corporation.
- **Written Comment 10MMM:** Report on *A Fall 2005 Radar, Visual, and Acoustic Survey of Bird and Bat Migration at the Proposed Clayton Wind Project in Clayton, New York* prepared for PPM Atlantic Renewable.
- **Written Comment 10NNN:** Report on *A Fall 2005 Radar, Visual, and Acoustic Survey of Bird and Bat Migration at the Proposed Howard Wind Power Project in Howard, New York* prepared for Everpower Global.
- **Written Comment 10OOO:** Report on *A Fall 2005 Radar and Acoustic Survey of Bird and Bat Migration at the Proposed Jordanville Wind Project, New York* prepared for Community Energy, Inc.

- **Written Comment 10PPP:** Report on *Summer and Fall 2005 Bird and Bat Surveys at the Proposed Munnsville Wind Project in Munnsville, New York* prepared for AESEHN NY Wind LLC.
- **Written Comment 10QQQ:** Report on *A Fall 2005 Radar, Visual, and Acoustic Survey of Bird and Bat Migration at the Proposed High Sheldon Wind Project in Sheldon, New York* prepared for Invenergy.
- **Written Comment 10RRR:** Report on *A Fall 2005 Radar, Visual, and Acoustic Survey of Bird and Bat Migration at the Proposed Mars Hill Wind Project in Mars Hill, Maine* prepared for UPC Wind Management LLC.
- **Written Comment 10SSS:** Report on *A Fall 2005 Radar and Acoustic Survey of Bird and Bat Migration at the Proposed Deerfield wind Project in Searsburg and Readsboro, Vermont* prepared for Deerfield Wind LLC and Vermont Environmental Research Associates.
- **Written Comment 10TTT:** Report on *Avian and Bat Information Summary and Risk Assessment for the Proposed Sheffield Wind Power Project in Sheffield, Vermont* prepared for UPC Wind Management LLC.
- **Written Comment 10UUU:** Report on *A Spring 2005 Radar Survey of Bird Migration at the Proposed High Sheldon Wind Project in Sheldon, New York* prepared for Invenergy.
- **Written Comment 10VVV:** Report on *Avian and Bat Information Survey and Risk Assessment for the Proposed Sheffield Wind Power Project in Sheffield, Vermont* prepared for UPC Wind Management LLC.
- **Written Comment 10WWW:** Report on *A Fall 2005 Radar Survey of Bird and Bat Migration at the Proposed Kibby Wind Power Project in Kibby and Skinner Townships, Maine* prepared for TRC and TransCanada Energy Ltd.
- **Written Comment 10XXX:** Report on *A Spring 2006 Survey of Bat Migration at the Proposed Centerville and Wethersfield Windparks in Centerville and Wethersfield, New York* prepared for Ecology and Environment Inc. (E&E) and Noble Power LLC.
- **Written Comment 10YYY:** Report on *A Spring 2006 Survey of Bird and Bat Migration at the Proposed Howard Wind Power Project in Howard, New York* prepared for Everpower Global.
- **Written Comment 10ZZZ:** Report on *A Spring 2006 Survey of Bird and Bat Migration at the Proposed Kibby Wind Power Project in Kibby and Skinner Townships, Maine* prepared for TransCanada Maine Wind Development Inc.
- **Written Comment 10AAAA:** Report on *A Spring 2006 Radar, Visual, and Acoustic Survey of Bird Migration at the Mars Wind Project in Mars Hill, Maine* prepared for UPC Wind Management LLC.
- **Written Comment 10BBBB:** Report on *Spring 2006 Bird and Bat Migration at the Proposed Deerfield Wind Project in Searsburg and Readsboro, Vermont* prepared for PPM Energy Inc.

- **Written Comment 10CCCC:** Report on *A Fall 2006 Survey of Bird and Bat Migration at the Proposed Chateaugay Windpark in Chateaugay, New York* prepared for Ecology and Environment Inc. and Noble Power LLC.
- **Written Comment 10DDDD:** Report on *Final Environmental Studies Workplan for the Allegany Wind Project, Cattaraugus County, New York* prepared for Allegany Wind LLC.
- **Written Comment 10EEEE:** Report on *A Fall 2006 Survey of Bird and Bat Migration at the Proposed Stetson Mountain Wind Power Project in Washington County, Maine* prepared for Evergreen Wind V LLC.
- **Written Comment 10FFFF:** Report on *A Fall 2006 Survey of Bird and Bat Migration at the Proposed Lempster Mountain Wind Power Project in Lempster, New Hampshire* prepared for Lempster Wind LLC.
- **Written Comment 10GGGG:** Report on *Lempster Wind Farm Wildlife Habitat Summary and Assessment* prepared for Lempster Wind LLC.
- **Written Comment 10HHHH:** Report on *Avian and Bat Studies for the Proposed Dairy Hills Wind Project, Wyoming County, New York* prepared for Horizon Wind Energy.
- **Written Comment 10IIII:** Report on *Avian and Bat Studies for the Proposed Cape Vincent Wind Project Jefferson County New York* prepared by WEST Inc. for BP Alternative Energy.

Oral Comment 11G:

As I read through the DEIS report and see studies on these very topics, I ask that our town officials perform due diligence on these studies. Who has paid for these studies? Those that will profit from wind energy? What independent studies will the Town of Allegany conduct for its residents?

Response to Written Comments 10D-10G, 10I-10CC, 10EE-10WW, 10YY-10IIII, Oral Comment 11G:

SEQRA allows the DEIS to be prepared by the applicant. Acceptance of a DEIS does not signal agreement with its conclusion; it signals it is adequate for public review. The consulting firms that prepared studies for the DEIS are professional firms that must maintain a reputation for unbiased and defensible studies and reports. In addition, the Town has its own independent experts. The authors of these reports are guided by professional codes of conduct, and their professional licensure and/or credibility would be jeopardized by presenting biased or inaccurate results. These firms have worked for agencies and municipalities, as well as developers, and their studies have held up to challenge and critique during regulatory reviews and adjudicatory hearings on numerous projects.

In addition, as with any SEQRA review process, it is the Lead Agency's responsibility to determine the accuracy and validity of all information, reports, studies, etc. provided in the SEQRA record. The Lead Agency has retained its own experts to assist it in this endeavor. As to possible reliance on the report by the Lead Agency, the comment identifies no defects or disagreements with its conclusions.

Written Comment 10H:

Report on *Wind Turbine Sound and Health Effects: An Expert Panel Review* prepared for AWEA and Canadian Wind Energy Association (CanWEA) – See #2 for AWEA. CanWEA's website states that it represents the wind energy community – organizations and individuals who are directly involved in the development of application of wind energy technology, products and services. Members of CEWA are companies such as GE, Siemens, TransAlta Wind, etc. The cited report says it was prepared for AWEA and CEWA. Does this mean AWEA and CEWA who are both in the business of wind power pay for the study? See printed materials from AWEA and CanWEA's websites to evidence such. Is there independence or bias?

Response to Written Comment 10H:

The report was prepared by health experts for AWEA and CanWEA. Also, see Response to Written Comments 10D-10G, 10I-10CC, 10EE-10WW, and 10YY-10III in this Section. As to possible reliance on the report by the Lead Agency, the comment identifies no defects or disagreements with its conclusions. Other reports have reached similar conclusions regarding the health issues presented, including those from Australia (Australian NHMRC, 2010a) and the United Kingdom (Renewable UK, 2010).

It is also important to note that all references to CanWEA, CEWA and CWEA are assumed to be meant as CanWEA, the Canadian Wind Energy Association. CEWA is Clean Energy and Water for All. CWEA is the California Water Environment Association.

Written Comment 10DD:

Annual Report for Maple Ridge Wind Power Project Post Construction Bird and Bat Fatality Study – 2007 prepared by PPM Energy, Horizon Energy, and the Technical Advisory Committee for the Maple Ridge Project Study – See #25. Is there independence or bias?

Response to Written Comment 10DD:

With respect to the Technical Advisory Committee (TAC) for the Maple Ridge Wind Project, please note that TAC was created to specifically include the following individuals:

Alan Hicks, New York State Department of Environmental Conservation

Brianna Gary, New York State Department of Environmental Conservation

Tim Sullivan, US Fish and Wildlife Service

Mark Watson, NYS Energy Research and Development Authority

Mike Burger, Audubon New York

Patrick Doyle, Horizon Wind Energy

William Moore, PPM Energy

Paul Kerlinger, Curry and Kerlinger, LLC, Wind Power and Birds Consultant

Aaftab Jain, Curry and Kerlinger, LLC, Wind Power and Birds Consultant

Diane Sullivan Enders, moderator (EDR)

The purpose of the TAC is to assure an appropriate study design/protocol is put into place, to allow for a “peer review” of the results, and concurrence on the written/published report.

See also Response to Written Comments 10D-10G, 10I-10CC, 10EE-10WW, and 10YY-10IIII in this Section.

Written Comment 10JJJJ:

Since this is a project that will change the complexion of Allegany and quality of life for Allegany residents, I would ask that the Town Board and Planning Board consider the source of the cited references and who paid for the studies. Is there independence to ensure protection of the Town of Allegany and its residents – the taxpayer? Are there so many lawsuits relating to the wind industry due to the fact that wind projects are implemented based on studies initiated and paid for by the wind developers? The wind business is a new business and every effort should be made by Allegany town officials to ensure the independence and accuracy of the information within the DEIS for the protection of our health, quality of life, and property values.

Written Response 10JJJJ:

Yes, there is independence. The Lead Agency relies on input from its own expert as well of those of state and federal agencies, and submittals from the public. See also Response to Written Comments 10D-10G, 10I-10CC, 10EE-10WW, and 10YY-10IIII in this Section.

Written Comment 10KKKK:

In addition, if you visit Everpower's website, the site for Allegany Wind Power Project, the sites of the companies referenced above, view TV commercials for GE, Siemens and others, there are no houses in the photographs with turbines. Why is that?

Written Response 10KKKK:

The Lead Agency will review impacts to the project area, not the website design. The comment does not include defect in any study or website it references, nor any valid reason other than perceived bias to ignore the studies, many prepared by government agencies and many of which underwent independent expert review. The Lead Agency will make its determinations based on studies and facts presented by the applicant, agencies, and the public, aided by the Town's independent experts.

The following comments are general concerns regarding various environmental impacts of the proposed Project.

Written Comment 11A:

My husband and I made a decision in 2007 to make an investment in Allegany and that was building our home. We chose to build in Allegany based on 3 factors:

- A building lot that had a spectacular view
- An area that would support and sustain its value
- Quality of life

In other words, we made our decision to build a home based on 3 words – location, location, location! People choose Allegany for the quality of life it offers. Allegany is a real gem within Cattaraugus County! So, we now have the Everpower project before us and this is a project that **WILL** change Allegany and our surrounding area as we know it **AND** our quality of life as we know it.

Written Comment 11B:

Many concerns surround wind turbines when they are placed in residential areas.

- Will our quiet country neighborhoods stay quiet?

- How will those that are impacted by noise be compensated especially if there are resulting health problems?
- Will veterinary bills be covered when animals are affected?
- Will homes suffer declining values that will result in a reduction of the Town's tax base?
- How will impacted homeowners be compensated if there is a loss in value or a home can't be sold?
- Is there a reason why those in the wind business, such as Everpower, GE, and Siemens, DON'T place homes in their TV ads or websites next to the 500 foot turbines?
- If our town, county & school district officials become used to having the wind payments to spend for 10 years, will the spending automatically stop when the payments stop or will TAXES INCREASE to support the increased spending levels?

Written Comment 26B:

My family, along with many others, adores the outdoors. But how could anyone enjoy it with obnoxious, unsightly windmills? These so-called "green" machines eradicate wildlife. Their boisterous sound will resonate throughout the valleys.

Written Comment 29B:

Oil drilling has again begun in the valley in the last 5 years. It has had very little visual impact on the valley nor has it caused any health problems for the residents of this valley. The wind turbines, however, will have a large visual impact on the land with the destruction of timber property, as well as health issues for the residents.

Written Comment 33B:

This project would most likely:

Take away the view of our beloved Enchanted Mountains and replace it with giant metal structures.

Cause quality of life issues so severe because of constant noise and vibrations from the turbines many will move away from our area, taking with them vital tax dollars.

Decrease our property values, which is not the direction we want to be taking.

Cause immense damage to infrastructure (roads and bridges) during construction that will have to be repaired at the expense of the local tax payers.

Not help us economically.

Send electricity to other areas at our expense.

Kill or drive away wildlife and damage habitat for this wildlife.

Make our region a drive-by curiosity ("I wonder what those turbines look like?") instead of a vacation destination (It is unobstructed natural beauty in the Southern Tier. "Let's go there for the

day (or week) to fish, hike, bike, ski, camp, kayak, canoe. I want to get away to nature.”) No one is going to want to look at those awful things!

Written Comment 53B:

The project will undermine:

- The health and safety of our community. Residents living near wind turbines may be exposed to a multitude of health problems.
- The local wildlife population. Project operation is expected to result in some level of avian and bat collision mortality.
- Property values. In other communities with turbines located near residences, people report greater difficulty in trying to sell their homes and property.
- Our landscape, which will be drastically altered by the installation of 29 giant turbines up to 500-feet in height.

Oral Comment 4B:

The DEIS that EverPower put out shows in litigations how they're going to stop dust, how they're going to reseed to keep from erosion. But when it comes to sound and property values, they conveniently pass us over with our studies show that there's no problems.

Oral Comment 11A:

I live on Hawthorn Lane in Allegany. My husband and I made a decision in 2007 to make an investment in Allegany, and that was building a home. We chose to build in Allegany based on three factors. A building lot that had a spectacular view, an area that would support and sustain its value, quality of life. In other words, we made our decision to build a home based on three words, location, location, location. People choose Allegany for the quality of life it offers. Allegany is a real gem within Cattaraugus County.

So we now have the EverPower project before us and this is a project that will change Allegany and our surrounding area as we know it and our quality of life as we know it. Many concerns surround the wind turbines when they are placed in residential areas. Will our quiet country neighborhood stay quite?

Oral Comment 11B:

How will those that are impacted by noise be compensated, especially if there are resulting health problems?

Oral Comment 11C:

Will veterinary bills be covered when animals are affected?

Oral Comment 11D:

Will homes suffer declining values that will result from deduction of the town's tax base? How will impacted homeowners be compensated if there is a loss in value or a home can't be sold?

Oral Comment 11E:

Is there a reason why those in the wind business such as EverPower, GE and Simmons do not place homes in their TV ads or websites next to the 500 foot turbines?

Oral Comment 25B:

The sounds from the turbines will make life miserable for many people who will be sharing their neighborhood with the wind farm. The damage to the environment due to the installation of the roads, power lines, substations, turbine staging areas is not acceptable. Therefore, I am against wind farm installations in this area.

Response to Written Comments 11A, 11B, 26B, 29B, 33B, and 53B, and Oral Comments 4B, 11A, 11B, 11C, 11D, 11E, and 25B:

Comments noted. All of the concerns raised by the commenters are addressed in Section 3.0 (Existing Conditions, Potential Impacts, and Mitigation Measures) of the DEIS (and associated appendices).

- Bird and bat impacts are addressed in Section 3.3.2 and Appendix I of the DEIS. The Project Sponsor acknowledges potential avian and bat collision mortality, as discussed in the DEIS. However, Section 3.3.3.2 of the DEIS also states, "*Specific to the proposed Project, and based on the extensive expert study and analysis provided in the DEIS, the Project is not anticipated to have an undue adverse impact on birds or bats, and therefore no mitigation is required. However, the NYSDEC is requesting post-construction monitoring studies at all wind power projects in New York State, and the Project Sponsor has volunteered to participate in this program in order to further the State's understanding of bird/bat interactions with wind turbines.*" In addition, Section 4.4 of this FEIS provides comments/responses regarding Biological Resources.
- Please see Section 3.5 and Appendix K of the DEIS for a detailed discussion and evaluation of potential visual impacts. See also the Visual Impact Assessment Addendum in Appendix E of this FEIS, which includes an analysis of potential visual impacts from Hawthorne Lane. In addition, Section 4.6 of this FEIS provides comments/responses regarding Visual and Aesthetic Resources.

- Shadow flicker is addressed in Section 3.5 and Appendix L of the DEIS. In addition, Section 4.6 of this FEIS provides comments/responses regarding Visual and Aesthetic Resources.
- As to noise, please see Section 3.7.2 and Appendix N of the DEIS. Section 3.7.3 of the DEIS addresses the potential for noise-related impacts due to Project operation. Also, please see the Community Relations Plan (see Appendix G of the DEIS), which will provide area residents with a forum to log and resolve complaints. In addition, Section 4.8 of this FEIS provides comments/responses regarding Noise impacts.
- As indicated in Section 3.8.3 of the DEIS, all public road upgrades that may be required to accommodate construction vehicles will be identified and improvements will be made at the Applicants' expense prior to the arrival of oversized/overweight vehicles. In addition, the Applicant will repair damage done to roads affected by construction within the approved haul route, at no expense to the Town, County, or State, thereby restoring the affected roads to be equal to or better than pre-construction conditions.
- The Project is not anticipated to result in adverse property value impacts, nor has any evidence been submitted suggested it will occur.. Please see Section 3.9.2.2.1 of the DEIS. In addition, Section 4.10 of this FEIS provides comments/responses regarding Socioeconomics.
- Adverse health and safety issues are addressed in Section 3.10 and Appendix O of the DEIS. In addition, Section 4.11 of this FEIS provides comments/responses regarding Public Safety.
- Cell Phone and TV interference are addressed in Section 3.12 and Appendix R of the DEIS. In addition, Section 4.13 of this FEIS provides comments/responses regarding Communication Facilities.
- It is not anticipated that pets will be impacted by the Project. There is no reasonable basis for believing there will be any impact to animals.
- The Town cannot speak for private companies advertising policies, nor is the inquiry SEQRA related.
- The Town of Allegany elected officials, School boards, and County Boards will determine annual spending of Project funds.

The above-referenced DEIS and FEIS sections/appendices provide a significant amount of expert analysis and supported conclusions.

Written Comment 11C:

As I read through the DEIS report and see studies on how these very topics [sic], I ask that our town officials perform due diligence on these studies.

Who has paid for these studies – those that will profit from wind energy?

What independent studies will the Town of Allegany conduct for its residents?

Do you totally discount the personal testimonies of those people that have been negatively impacted in towns with wind turbines?

Can our town officials be 100% CERTAIN that our quality of life won't change or be diminished?

IF there is ANY uncertainty, why take the RISK???

I ask that you NOT risk our investments – OUR HOMES in Allegany and OUR QUALITY OF LIFE.

Response to Written Comment 11C:

With respect to independent studies, please see Response to Written Comments Written Comments 10D-10G, 10I-10CC, 10EE-10WW, and 10YY-10III in this Section. With respect to personal testimonies and opinions about wind power, please see Response to Written Comments 10A, 10B, 10C, 19B, and 31A and Oral Comments 8A, 8B, 9A, 11H, 14C in this Section. The Town cannot make decisions based on generalized public opposition. It will rely on input from its own expert as well of those of state and federal agencies, and submittals from the public.

Written Comments 12A, 12B, and Oral Comment 12A:

I live at 300 Hawthorn Lane in the Town of Allegany. Construction of our home was completed in 2008. Cathy and I spent twenty-five years trying to get ahead, with a goal of eventually being able to build a new home. Unfortunately, our pursuit of the American Dream has leas us straight into the Allegany Nightmare. Quite simply, our house was built at this location because of the view. We bought into the idea of a development named "Woods Edge", not "Turbine View"

The Zoning Development Plan for Woods Edge sets forth minimum square footage, minimum cost to build, height of hedges and fences and numerous other rules and expectations with which we had to agree.

The Developer and the Town together set certain expectations and together set a "tone" of protectionism for this development. While we are indeed protected from seeing our neighbors' laundry hanging on the line, we would prefer to be protected from those who want to erect industrial machines 500 feet high on the mountaintops across from our home.

Response to Written Comments 12A, 12B, and Oral Comment 12A:

Comment Noted. To the extent the comment expresses concern regarding potential impacts to property values, Section 3.9.2.2 of the DEIS concludes that no adverse impacts to property values are anticipated.

The following comments are related to general concerns regarding compliance with the Town of Allegany Wind Energy Regulations.

Written Comment 13I:

It is my understanding, from discussion with Carol Horowitz and from reading the Town of Allegany Zoning Ordinance, that while the applicant for a project such as this does not have to have actual leases or purchases of land in place at the time of application, they must be able to show that they have written "permission" from the landowners to apply.

Initially, in addition to the application requirements of Article VIII and Article IX, all applications for a commercial WECS shall include the following information:

- a. Name and address of the applicant*
- b. Evidence that the applicant is the owner of the property or has the written permission of the owner to make such an application.*
- c. A site plan drawn in sufficient detail to show the following:*

Cathy & I asked for, through a FOIL request, documents related to these permissions. On April 21, 2010, we received a list of Participating Landowners as updated February 23, 2010. While the list does provide the names of the seven landowners for the 29 turbine sites, it leaves us with questions:

1. There is a buried transmission line shown as part of this project, a transmission line that is essential to the project. It is included in the DEIS as part of Figure 3, Proposed Project Layout, as a "Buried 115 kV Line". On page 239 of the DEIS, this transmission line is discussed.

Additionally, the transmission line is referenced in Section 5.3.2.1, Wetlands and Waterbodies. Continuing on in Section 5.3.2.2, two alternate routes are addressed.

As noted above, in the DEIS Everpower has made comments and assumptions regarding **willing landowners** and **the proximity and relative ease of connecting to the existing electric transmission grid**.

Where is the list of landowners and permissions for this component of the project? (It apparently does not exist, see Item #2).

2. By Everpower's own admission, they are "still negotiating with landowners for the path to the transmission line". (see attached copy of email from Kevin Sheen to me, dated 4/14/10).
How can this be? These permissions should have been negotiated prior to the application, just as was done for the actual turbine sites, and the list and the written permissions should have been part of the application.

Written Comment 13K:

Additionally, if they are not required to take care of this (landowner permission) now, I believe it would give them an unfair advantage later when trying to negotiate with landowners. They can't be allowed to proceed on the main sites, and then bully people into leases for the transmission line. ("if this project fails, it's your fault" or "everyone is counting you" or "your community needs you to do this", "your parcel is all that's left::, etc.)

To me, this project shouldn't move one step further until they get the required permissions on the other properties – just as they should have done in the first place.

Response to Written Comments 13I and 13K:

Proof of land control is not necessary, or required, under SEQRA. However, the Project Sponsor will comply with the requirements of the Town of Allegany Wind Energy Regulations (adopted August 28, 2007), requiring that an Applicant must provide "Evidence that the applicant is the owner of the property or has the written permission of the owner to make such an application." Therefore, prior to issuance of the Special Use Permit and the Site Plan Approval by the Planning Board, the Applicant must provide evidence of land control.

Written Comment 16J:

What plan does the Town of Allegany have to extinguish any fire that may occur inside any of the generating units several hundred feet in the air? What would be done if malfunction, static electricity or lighting starts combustible parts burning, showering the forest with burning plastic resin and resulting poisonous dioxin residue? What plans are in place for rescue of injured or ill works on the towers? Is the Town of Allegany prepared to absorb this cost? What is the plan for removal of turbines that fall over as has happened in other areas? What is the projected cost of addressing these issues? What is the expected impact on our local roads from the enormous weights and extreme lengths of windmill parts during construction? Our local roads and bridges were not designed to handle such loads. Surely our local property taxes will increase dramatically, even as our homes drop in value.

Response to Written Comment 16J:

A discussion on the potential for fire and tower collapse, along with other potential health and safety issues is provided in DEIS Section 3.10. In regards to fires, any emergency/fire situations at a wind turbine site or substation that are beyond the capabilities of the local service providers will be the responsibility of the Project owner/operator. Construction and maintenance personnel (and properly trained and equipped regional responders) will be trained and will have the equipment to deal with emergency situations that may occur at the Project Site. Consequently, such an incident would generally not expose local emergency service providers or the general public to any public health or safety risk.

As discussed in Section 3.8.3 of the DEIS, all public road upgrades that may be required to accommodate construction vehicles will be the responsibility of the Applicant, and may include shoring up bridge abutments, adding steel plates or gravel to road surfaces, widening roadways, and reconfiguring intersection geometry to accommodate the turning radius of large construction vehicles. The Applicant will prepare a Road-Use agreement with the Town of Allegany, which designates approved routes and commits the cost of both improvements and repairs to a Road-Bond (Town Code – Zoning Ordinance, Section 5.25 (E)). These improvements will be made at the Applicants' expense prior to the arrival of oversized/overweight vehicles. In addition, the Applicant will repair damage done to roads affected by construction equal to or better than pre-construction condition, at no expense to the Town, County, or State.

As discussed in Section 3.9.2.2.1 of the DEIS, the results of two studies evaluating the effects of wind turbines on property values have determined that wind turbines do not have a negative effect on property value from existing wind farms. With respect to property taxes, the Project will provide a significant source of annual revenue to the Town of Allegany, which has the potential to decrease local property tax burden. However, this decision ultimately lies with the elected officials of the Town.

Written Comment 19C:

For information from Everpower you are referred to the Draft Environmental Impact Statement (DEIS) contained in their large 5" thick binders available at Allegany library, town hall and internet of CC of CC. website. The size of these binders and depth of detail makes the information difficult to understand to the average citizen.

Response to Written Comment 19C:

The DEIS evaluated impacts on a site-specific basis and included all necessary information to enable the Lead Agency to properly evaluate potential Project benefits and impacts, and ultimately make a reasoned determination. Please also note that SEQRA requires a minimum 30-day public comment period on a DEIS. However, the Allegany Planning Board provided a much longer public comment period for this specific DEIS (February 24, 2010 – May 3, 2010).

Written Comment 23G:

In a small town such as ours...with numerous projects currently on the table...why are we looking to change the image of this town that is known for wind turbines? Are we preparing ourselves then, for a mass exodus of our talent pool for areas that are more appealing visually?

Response to Written Comment 23G:

With respect to potential visual impacts, please see Section 3.5 and Appendix K of the DEIS, and Appendix E of this FEIS. To the extent this comment also raises potential concerns regarding land use/community character, please see Section 3.13 of the DEIS.

Written Comment 28A:

I Can't Believe in the Town of Allegany; **We** are having a **Discussion** on windmills.

I can't believe in the Town of Allegany:

You are willing to destroy the beauty of the Enchanted Mountains.

You are willing to negatively affect the life of birds and bats.

You are willing to destroy the land with bulldozers to be "greener"

I can't believe in the Town of Allegany:

You are willing to invite a company with no ties to the area to build.

You are guaranteed use of the energy created by the windmills.

You are guaranteed they will use area resources and work force.

I can't believe in the Town of Allegany:

You have extra money to fix a non-working industrial turbine.

You have extra manpower to fix any non-working or broken windmills.

You have extra resources to move and "dump" broken parts.

I can't believe in the Town of Allegany:

You are willing to accept continuous nightly noise pollution.

You are willing to take a chance on the health of people in the community.

You are willing to take a change on property values.

I can't believe in the Town of Allegany.

However **I Do Believe** in the Town of Allegany;

You are willing to listen to those you represent.

You are willing to continue to look into other alternative energies.

You know the right choice is to vote NO to the windmills.

Response to Written Comment 28A:

Comment noted. As described throughout the DEIS, the Applicant will be responsible for all Project-related expenses, including fixing non-working turbines and decommissioning costs. In addition, there will be a Project manager and 4-6 technicians hired to perform maintenance and repairs on the turbines. See Section 3.10 of the DEIS for a discussion on the public health and safety issues associated with wind energy projects. As discussed in Section 3.9.2.2.1 of the DEIS, the results of two studies evaluating the effects of wind turbines on property values have determined that wind turbines do not have a negative effect on property value from existing wind farms.

Written Comment 31C:

The sound is another reason that these windmills should not be erected in Allegany and this residential community. I don't believe any study (especially one where the company gets to choose who does this study) can truly demonstrate what 29-500 foot windmills will actually sound like once they vibrate through the valleys. And what happens when more are added? Because as I understand it, once it is approved, Allegany is open to more. Ugggh!!!

Response to Written Comment 31C:

An expert evaluation of the potential Project-related noise is included in Appendix N of the DEIS (see also FEIS Section 4.8). With respect to the comment's insinuation that this study is somehow biased, please see Response to Written Comment 10D in this Section. With respect to additional turbines, please see Response to Written Comment 13H in FEIS Section 4.1.7.

Written Comment 31D:

I believe in recycling and doing things that are green to help protect our environment. I believe there are places for this new industry but Allegany is not one of them!! Just because we are close to transmission lines does not mean we are a good match. The windmills are not very effective right now and this area does not allow them to be as effective as say out west where there is open land and unrestricted wind. Residential communities are not the places for these. The windmill companies don't care about us. They want to make money. They will make money by sacrificing our town and think it is ok because they gave us some extra money for 10 years. 10 years is not a

long time. Then we will have these rusting gargantuan windmills that no one takes care of and no one removes. What happens when more effective and efficient means of producing energy and electricity come along?

Response to Written Comment 31D:

Comment noted. In addition, with respect to potential concerns regarding the turbines not being effective in the Town of Allegany, please see Response to Written Comment 23C in FEIS Section 4.1.4. With respect to potential concerns regarding decommissioning please see Appendix A of this FEIS.

Written Comment 32A:

I have always loved the beauty of the outdoors. I choose to purchase my home on Birch Run in Allegany last year because of the beauty of its setting. The woods and meadows surrounding my home are filled with the sights and sounds of many different species of birds and mammals. The view out of every window is amazing.

Now I feel that is all threatened. Not far from my new home, you are proposing to build behemoth structures that put at risk everything I've come to love and appreciate about our surroundings. Had I known that the proposed Everpower wind turbine project had any chance of becoming a reality, I would not have purchased what has become the home of my dreams. If you vote to go through with this project, I'm afraid it will become the home of my nightmares. I'm afraid many will feel this way and not choose our community to live in or will leave our community because of it. I'm almost certain that the property value of my home and my neighbors' homes will be negatively affected [sic] if the wind turbines are installed. The harmful implications of this proposed project are immense. The positive implications of this are miniscule.

Response to Written Comment 32A:

Comment noted. With respect to property values, adverse impacts are not anticipated. Please see Section 3.9.2.2 of the DEIS for additional detail. Regarding the comparison of "harmful" and "positive" implications of the Project, comment is noted.

Written Comment 34A:

There is little that attracts people to this area with the exception of the natural resources. The wind turbines would significantly detract from the natural beauty and it would also have a negative impact on the wildlife in the area (mainly migratory birds). There are PLENTY of areas on NY and in the

rest of the country that are less attractive (i.e. farmland that is nothing but corn and wheat fields) that would not be as seriously impacted aesthetically by these wind farms.

Response to Written Comment 34A:

The commenter is entitled to the opinion that farmland is less attractive. It is not a legal basis for a determination that the public or the Planning Board believes the Project should be built in less desirable areas; the Town Board has determined this use is allowable in this area. With respect to impacts to migratory birds, please refer to Section 3.3.2.2 of the DEIS.

Written Comment 36A:

I have read and done research on these wind turbine projects and I have never heard anything good reported about them by residents living near them. What stood out and troubled me most, was the reports it is difficult to fall asleep with the “pounding” of the turbines. That one is often awakened by the “droning” noise of the turbines, finding it most difficult to fall back asleep. The noise becomes so disruptive; one can concentrate on nothing else but the constant droning. It was disturbing to note during the winter months, the noise is quite unbearable at time, sounding like drums beating constantly in the background. Sometimes the sound can be correlated to constant jet aircraft flying overhead. During the summer months, neighbors of the wind turbines cannot have their windows open to enjoy the fresh air or listen to the sounds of nature – just the noise created by the turbines. They also report the shadows from the rotating blades becomes quite irritating and can even provoke headaches.

Response to Written Comment 36A:

With respect to opinions of residents living near wind turbines, please see Response to Written Comments 10A, 10B, 10C, 19B, 31A, and Oral Comments 8A, 8B, 14C in this Section. With respect to noise, please see Response to Written Comment 1AA - 1HH in FEIS Section 4.8. With respect to shadow flicker, please see Section 3.5.2.2.6 and Appendix L of the DEIS.

Written Comment 36B:

I have been blessed with two children since Noah’s death and they count on me to take care of them. I cannot do this well, if my sleep is further disturbed or if I’m debilitated by headaches. What assurances can you provide that I won’t be impacted any further with my sleep by the noise generated by these turbines? What assurances can you provide that we will be protected from the shadow flicker? What assurances can you give that these will not negatively affect my young children.

Response to Written Comment 36B:

With respect to noise, please see DEIS Section 3.7 and FEIS Section 4.8. With respect to shadow flicker, please see Response to Written Comment 16D in FEIS Section 4.6.

Written Comment 38C:

I'm also attaching a complete copy of the survey [Wind Vigilance for Ontario Communities (Wind VOICE), *a self-reporting survey; adverse health effects with industrial wind turbine complexes and the need for vigilance.*] results dated March 2010. Please read the comments about their disturbed living conditions, loss of quality of life and enjoyment of their homes and property and financial loss due to negative impact to the health of their families. It is really quite alarming. It is incumbent for you to consider these responses when you make your decision whether or not to permit this project to go forward. **I certainly hope you'll determine not in Chipmonk and not in any area in Allegany where the project has potential to affect the health and well being of its residents.**

Response to Written Comment 38C:

In regards to the survey results, New York law prohibits making zoning decisions based on generalized public opposition. With respect to the "Chipmonk" area, as indicated on Figure 4 (Wind Turbine Setback Distances) of the DEIS, there are no residences on Chipmonk Road within 4,000 feet (0.76 mile) of a proposed turbine location. In fact, when considering only the closest residence to the proposed Project, there are only two turbines within 1.0 mile of this location on Chipmonk Road, 12 turbines between 1.0 and 2.0 miles from this location, 10 turbines between 2.0 and 3.0 miles from this location, and the remaining five turbines are more than 3.0 miles from this location. This Project has been carefully designed so as to maximize the distance between turbines and Chipmonk Road residences. Early iterations of the turbine layout included turbines much closer to Chipmonk Road residences (and Nichols Run residences); however, the Project Sponsor voluntarily revised the turbine locations.

With respect to potential noise impacts, please see Section 3.7.2 of the DEIS and Response to Written Comments in Section 4.8 of this FEIS. With regard to the alleged public health impacts, there is no evidence to support these claims. See comment/responses in FEIS Section 4.11.

Written Comment 42A:

We have been property owners in the Town of Allegany for the past fifty years. We have lived at the same residence for the whole time. We raised our children here and like the hills and country side. Allegany is a great town and should be kept the way it is. There should be no invasion by these monsters. The wind-turbines are of no use to any of the local residents. They will not bring any

income to this area, only deface the property. The only fair thing to do is to put it to a vote and let the people who live here be in charge of this issue. I'm sure most of the population of the Town of Allegany is against this wind-turbine project.

Response to Written Comment 42A:

With respect to project benefits, please see Section 2.2 (Project Purpose, Need, and Benefit) of the DEIS and Section 4.1.1 of this FEIS. In addition, Section 3.9.2 of the DEIS provides a discussion on the significant, positive direct and indirect economic impacts on the towns, county, and Allegany school district, as well as on the individual landowners participating in the Project. With respect to potential effects on property values, please see Section 3.9.2.2.1 of the DEIS and Section 4.10 of this FEIS. The Planning Board, as Lead Agency, has and will continue to undertake a careful review in accordance with the Town's regulations and SEQRA. The Town will make a decision whether to issue the Project approvals under the Town's local zoning laws based on the Project's compliance with the requirements of those local laws and the relevant standards.

Written Comment 44A:

I am a veterinarian by trade, however I have some knowledge in the areas of biology/ecology and engineering and have Bachelor of Science degrees in both of these academic studies. I have no claims to be an expert on wind turbines and their effect on the environment but I do have some knowledge about engineering, power generation, and the ecological costs.

Wind turbines for electrical power generation in this geographical area is a poor decision for environmental, technical, and financial reasons.

Irreversible [sic] ecological and environment damage must occur to erect these large devices on hill crest locations. Besides reforming the hills sides to construct the wind turbines, natural water channels will be altered in which all changes cannot always be expected or predicted. This can alter water sheds, erosion patterns, and ecosystems.

Response to Written Comment 44A:

Hillsides will not be reformed, and topography, elevation, etc. will not be affected. Foundations will be dug for each turbine, but hillsides will not be reformed in any way. The project area does contain relatively unique geologic features; however, these features will be avoided to the extent practicable. As indicated in Section 3.1.2.1 of the DEIS, "*GZA concludes that the bedrock encountered in the Project Site is structurally suitable for support of wind turbine foundations and ancillary facilities.*

GZA indicates that the local geologic features and unique topography in some portions of the Project Site require that a detailed subsurface survey be completed in the footprint of each of the turbines to delineate areas of local benches and large “house-sized” boulders and boulder fields within the proposed turbine array, which could make turbine foundation construction difficult (GZA, 2010a). Subsequent to the investigations conducted by GZA, the Project Sponsor’s Director of Construction and EDR personnel conducted detailed on-site investigation, and as a result of these efforts it is expected that essentially all surface boulders will be avoided. All turbine locations will undergo additional subsurface investigation prior to turbine construction.”

Natural water channels will not be altered, as indicated in the DEIS. Section 3.2.2.1 of the DEIS states, *“Construction activities have the potential for direct or indirect impacts to wetlands and surface waters. For many wind power projects in New York State, direct impacts, including clearing of vegetation, earthwork (excavating and grading activities), and the direct placement of fill in wetlands and surface waters, are typically associated with the development of access roads and workspaces. However, as currently proposed, the Project will not result in the placement of fill in regulated wetlands or streams.”* See also FEIS Section 4.3.

The Planning Board, as Lead Agency, has and will continue to undertake a careful review in accordance with the Town's regulations and SEQRA. Under SEQRA, the primary responsibility of the Lead Agency is to identify and consider the relevant impacts of a given action, take a hard look at them, and then provide a reasoned elaboration weighing the environmental impacts together with the social, economic and other essential considerations.

Written Comment 44C:

The cost of erecting wind turbines is great but even greater when having to make sweeping changes in the landscape on inaccessible hill tops. Thousands of tons of earth, rock, stone must be moved for roads and placement. Even existing roads will be greatly harmed to accommodate all of this movement of mass. Couple this with meager, diminishing, and no tax revenues by the construction of these turbines make no sense for residents in the Town of Allegany.

The new term “green washing” (like brain washing) has emerged and it applies to this proposal. Under the pretext of environmentally responsible power generation, the wind turbines, for this area, are neither environmentally friendly nor do they adequately generate needed power. The costs are much greater than the benefit. If those proposing these projects had to provide the funds as a private investment instead of attempting to tap into a flood of easy government money this proposal would never begin and would never fly.

Response to Written Comment 44C:

With respect to project benefits, please see Section 2.2 (Project Purpose, Need, and Benefit) of the DEIS and Section 4.1.1 of this FEIS. In addition, Section 3.9.2 of the DEIS provides a discussion on the significant, positive direct and indirect economic impacts on the towns, county, and Allegany school district, as well as on the individual landowners participating in the Project. As indicated in DEIS Section 3.8.3, all public road upgrades that may be required to accommodate construction vehicles will be identified and improvements will be made at the Applicants' expense prior to the arrival of oversized/overweight vehicles. In addition, the Applicant will repair damage done to roads affected by construction within the approved haul route, at no expense to the Town, County, or State, thereby restoring the affected roads to be equal to or better than pre-construction conditions. The Planning Board, as Lead Agency, has and will continue to undertake a careful review in accordance with the Town's regulations and SEQRA. The Town will make a decision whether to issue the Project approvals under the Town's local zoning laws based on the Project's compliance with the requirements of those local laws and the relevant standards.

Written Comment 48A:

Please explain to my neighbors and myself how you will guarantee that this will not be our fate. Attached also is a letter from a former St. Bonaventure professor. I don't understand why he would prefer not to have his name attached. Maybe he has a different concept of community than I do. I still believe that our community cares about the well being of all of its citizens.

Summary of *Living with wind turbines* by Virginia Dexter, Guest comment article in Olean Times Herald. The article is in regard to the Lookout Windpower facility in Meyersdale, PA.

- First came the smoke and ash resulting from burning the trees and brush off the top of the mountain. Smoke covered our house and we couldn't open the windows.
- Then came the noise from heavy equipment and the backing alerts all day, as well as the construction workers talking when the equipment was shut off.
- The cement trucks were nonstop for weeks, then came the turbines and large cranes.
- Construction workers worked from early in the morning to late at night, sometimes with large lights. If weather didn't cooperate during the week they would even work on Sundays.
- Shadow flicker occurs, causing residents to pull their blinds and drapes closed at certain times of the day.

- The turbines are not quiet. Now you can hardly hear the birds sing. When it is raining and foggy the thumping and rumbling is deafening. You can feel vibrations in the house. The noise sounds like many jet airplanes hovering over your house.
- The wind turbines have changed our lives. We don't enjoy being at our home. We want to move but so far we can't find any place like what we have or anyone to buy our home.

Summary of Anonymous letter provided by commenter.

- The proponents of wind turbines deduce their rosy conclusions for a win-win situation for everyone using faulty information and deliberate miscalculations.
- The people who are pushing for the construction of these wind turbines are not truly interested in helping the local schools, town councils, and citizens of Cattaraugus County. They are interested in making money, and they have never underestimated the usefulness of money in attracting local supporters.
- Living with these monstrous turbines in our bucolic county is entirely possible and utterly unimaginable.

Response to Written Comment 48A:

Comment noted.

Written Comment 52A:

Will the burdens of industrial wind turbines – power generating plants installed in Allegany, New York outweigh the benefits derived from them? Everpower has failed to demonstrate that the burdens outweigh the benefits. The only benefit is a relatively small amount of money that will run out. As we have seen in other communities, wind companies are viable for a relatively short period of time. Ownership is often transferred. When the government subsidies and other benefits are no longer available, who will really be responsible for the decommissioning (removal) of the industrial wind plants in the Town of Allegany?

Response to Written Comment 52A:

With respect to burdens versus benefits, one of the primary responsibilities of the Lead Agency is to identify and consider the relevant impacts of a given action, and then weigh the impacts with social, economic and other essential considerations. Specific to the Allegany Wind Power Project, the SEQRA process will conclude when the Lead Agency (Town of Allegany Planning Board) issues a Findings Statement, which will determine if there is a balance between potential impacts and social, economic, and other benefits.

With respect to government subsidies, please see Response to Written Comment 4Y in FEIS Section 4.1.2. With respect to decommissioning, please see Response to Written Comment 4ZZ in FEIS Section 4.1.6.

Written Comment 53C:

Additionally, this project will:

- Not create a significant number of jobs, especially in relation to its overwhelming presence in our community.
- Not lower our own electric bills. The energy generated will be sold elsewhere, without the residents of the Town of Allegany receiving any benefit from it.
- Not contribute to our local tax base in any meaningful way. The subsidies outweigh the proposed benefits.

Written Comments 53A, 53B, and 53C are from a form letter that 53 residents from the Town of Allegany signed and submitted. Written Comment/Response 53A is provided in FEIS Section 4.8 and Written Comment/Response 53B is provided in this Section of the FEIS.

Response to Written Comment 53C:

See Section 3.9 of the DEIS and Section 4.10 of this FEIS for a discussion on job creation as a result of the Project. With respect to the energy generated being sold elsewhere, the power supplied by the Allegany Wind Project will be injected into the 115kV line located in the nearby Town of Olean. Power from this project will reach local homes and businesses through the utility grid. See Section 4.1.1 of the FEIS for additional discussion on the Project benefits in regards to local benefits, as well as the local tax base. In addition, Section 4.1.2 of this FEIS provides a discussion on subsidies.

The following comments are in regards to corrections to the DEIS.

Written Comment 54F:

On Figure 10, a reference location indicating the location of the inset box was not added.

Written Comment 54YY:**Minor errors and omissions**

- VIA should note that St. Bonaventure University is located in the Town of Allegany, not City of Olean (p. 13)

- VIA should note that Salamanca is a City (and a Town), but not a Village (p. 28)
- P. 205 The list of parks in the City of Olean omits a small park at south side of Veteran's Memorial Bridge over Allegany River, at the corner of Riverside Drive and York Street. This park contains a Veteran's Memorial and memorial plaque to George Washington.

Response to Written Comment 54F and 54YY:

Please see FEIS Section 3.0 (Corrections to the DEIS).

Written Comment 55B:

We would like to bring to your attention that, as of July 21, 2010, Commissioner Carol Ash of this Agency signed the *Final Master Plan/Final Environmental Impact Statement for Allegany State Park*. The planning process for this document commenced in July 2009 with two public information meetings in Cattaraugus and Erie Counties. The Draft Master Plan/Draft Environmental Impact Statement was made available for public comment on April 12, 2010. The development of this Master Plan for Allegany State Park should have been noted in the review process and corresponding documents for the Allegany Wind Project. We respectfully request that the environmental review for this project be amended to include assessment of several elements of this Master Plan. The full text of this Master Plan may be found at:

<http://www.nysparks.state.ny.us/inside-our-agency/public-documents.aspx>

Allegany State park is classified as a Scenic Park. This classification is appropriate because of its significant scenic features, high level of use, and mix of natural areas with limited developed areas. One of the goals of the Master Plan is to "Protect and maintain the scenic quality of the park, its vistas, landscapes and views of natural areas from adverse visual impacts from both outside and within the park." In addition, the entire park is designated as a Natural Heritage Area (NHA), as a Bird Conservation Area (BCA). Portions of the park are designated as a Park Preservation Area (PPA). All of these designations should be duly noted and assessed for potential impacts in the environmental review.

Response to Written Comment 55B:

Views from Allegany State Park and potential Project-related visual impacts on the park are addressed in Section 3.5 of the DEIS, and the Project VIA (DEIS Appendix K). As noted in these documents, although portions of the park are indicated as falling within the topographic viewshed of the proposed Project, vegetation viewshed analysis, line-of-sight cross sections, and field verification suggest that actual visibility of the Project will be very limited, due to the combination of steep

topography and extensive forest cover within the park. See also the Cultural Resources Technical Memorandum provided in FEIS Appendix D.

With respect to the designations referenced in Written Comment 55B above:

- The NHA program is established in state Environmental Conservation Law Section 11.0539, which authorizes the designation of NHAs in order to conserve and manage plants and wildlife, endangered species and significant ecological communities located within state parks and other state-owned lands (OPRHP, 2010). The proposed Project will not result in any physical disturbance to the Park, and therefore will not have any impact on the Park's ability to conserve and manage plants, wildlife, endangered species, or significant ecological communities located within the Park.
- The BCA program is established in Environmental Conservation Law Section 11-2001, which authorizes the designation of BCAs in order to safeguard and enhance significant bird habitats located within state parks and other state-owned lands (OPRHP, 2010). The proposed Project will not result in any physical disturbance to the Park, and therefore will not have any impact on the Park's ability to safeguard and enhance significant bird habitats located within the Park.
- PPA: The New York Parks, Recreation and Historic Preservation Law directs OPRHP to operate and maintain the State Park and Historic Site system to conserve, protect, and enhance the natural, ecological, historic, cultural, and recreational resources contained therein and to provide for the public enjoyment of and access to these resources in a manner which will protect them for future generations (PRHPL Section 3.02). Article 20 of the PRHPL provides long term protection to unique and valuable natural or historical features by setting forth the purpose and process for designation of either an entire park as a Park Preserve or portions of a park as Park Preservation Areas. All of the recreational activities provided by Allegany State Park, including camping, swimming, picnicking, and educational facilities, are important traditions that contribute to the park's rich character and history and are entirely compatible with maintaining the ecological health of the park. In addition to its outstanding recreational values, the vast scale, diversity, and ecological integrity of Allegany State Park's mature forests, streams, and wetlands are unique within the New York State park system. Throughout all of western and central New York, there is no other place like Allegany State Park, where 64,000 acres of forests have been permanently protected as

public parkland and allowed for nearly a century to develop into mature forests. The park is home to the largest old growth forests anywhere in New York outside of the Adirondack and Catskill Parks, as well as rare, threatened and endangered species of plants and animals. Allegany State Park's expansive forests and high quality streams and wetlands are invaluable and irreplaceable parts of the state's natural heritage that warrant special recognition and protection for future generations. The Park Preservation Area for Allegany State Park encompasses the entire park with the exception of developed area, existing roads, existing and proposed snowmobile trails. In total 52,360 acres (83%) of the park is included in the Park Preservation designation (OPRHP, 2010). The proposed Project will not have an impact on any of the features that contribute to the Park's PPA designation. Please see also the Cultural Resources Technical Memorandum provided in FEIS Appendix D and the Visual Resources Technical Memorandum provided in FEIS Appendix E.

Oral Comment 4C:

It's interesting to know the CCC, we had a meeting a couple weeks ago and we had residents of the Town of Cohocton who were here to tell us about the problems that they had in and around the wind turbines. They were promised a lot of things and nothing materialized. Their town has turned them down and put them over to wind turbine companies to try to settle their grievances. It's interesting to note that I found the company that did the wind study, the noise analysis, for Cohocton is the same – Hessler and Associates, that EverPower has hired for the Allegany products.

In 2007 a man by the name of RH Bolton did a review in the evaluation of this noise study and found that in his estimation it was flawed. Now, we've been through this before about other people finding fault with the way the sound study was done. My question is how can the town guarantee it? There's nothing in the DEIS by EverPower guaranteeing what they say will not happen. I believe there should be guarantee.

Response to Oral Comment 4C:

The action subject to this SEQRA evaluation is the proposed Allegany Wind Power Project. To the extent the commenter is concerned about potential noise impacts associated with this action, please see DEIS Section 3.7 and FEIS Section 4.8.

Oral Comment 4H:

The Allegany Town Board on May 5, 2000 adopted Zoning Ordinance II and it has subsequently been revised several times since. I would now like to bring your attention to what it states. It states"

I. GENERAL PROVISIONS

Section 1.01 Introduction.

All municipalities in Cattaraugus County, whether cities, villages or towns, are empowered by New York State law to enact Zoning Laws and other land use regulations. Counties are not empowered to zone, thus giving the local governments the final legal responsibility for controlling problems of conflicting land use, protecting property values and ensuring an efficient pattern of development.

Section 1.06 Intent and Purpose

(A) Intent. The intent of the Town of Allegany, in its adoption of this Ordinance II, is to promote and protect, to the fullest extent permissible under the Town Ordinance II, the environment of the town and public health, safety, and general welfare of the people, all in accordance with a comprehensive planning process and related standards and public policies, etc.

I would like to know, seeing the Town has ordained and subscribed to these provisions, the specifics of exactly how the Town plans to protect our property values and well being as set forth in the Zoning Ordinance II. This is not only the Town's stated "LEGAL RESPONSIBILITY", but also, I believe, becomes its moral and ethical responsibility to its citizens as well.

Response to Oral Comment 4H:

As discussed in Section 3.9.2.2.1 of the DEIS, the results of two studies evaluating the effects of wind turbines on property values have determined that wind turbines do not have a negative effect on property value from existing wind farms. The commenter does not provide any conflicting evidence. Other reports have reached similar conclusions regarding the health issues presented, including those from Australia (Australian NHMRC, 2010a) and the United Kingdom (Renewable UK, 2010).

To the extent the comment is referring to procedural concerns, it is important to understand the two separate processes that are SEQRA and local land use approval. The DEIS complies with SEQRA and provides the requisite identification and assessment of impacts, consideration of alternatives to the proposed action, and identification of mitigation measures for adverse impacts. SEQRA does not alter or change the jurisdiction of the Town, but rather overlays a formalized process for consideration of the environmental impacts onto the Town's jurisdiction to issue local zoning approvals. Thus, separate and apart from its Findings under SEQRA, the Town will make a decision whether to issue the Project approvals under the Town's local zoning laws based on the Project's compliance with the requirements of those local laws and the relevant standards.

Oral Comment 4J:

Cell phone and TV reception interference, shadow flicker and adverse health issues all are known possible problems. How are these issues to be addressed, who is to be held responsible and what exactly will be done to eliminate any problems? Unacceptable bird and bat kill, who speaks for nature, and will actual kill ratios be falsified or hidden? How are we to know? The DEIS report again is not specific. New studies out show actual bird kill total figures far exceed what wind energy companies claim.

Response to Oral Comment 4J:

The commenter has not provided the “new studies” referenced in the comment, nor specific facts that support these generalized allegations. The DEIS utilized actual post-construction mortality studies at wind farms for birds and bats. The DEIS acknowledges impacts by the Project, as well as, mitigation options for these impacts. Also, in accordance with SEQRA, the DEIS was provided to several regulatory agencies on the local, state and federal level for their review and comment, including environmental agencies.

All issues raised by the commenter are addressed in detail in Section 3.0 (Existing Conditions, Potential Impacts, and Mitigation Measures) of the DEIS. Specifically:

- Cell phone and TV reception are addressed in Section 3.12 of the DEIS.
- Shadow flicker is addressed in Section 3.5 of the DEIS.
- Health issues are addressed in Section 3.10 of the DEIS.
- Bird and bat impacts are addressed in Section 3.3 of the DEIS.

Oral Comment 4K:

Knowing that placing these turbines on the parallel ridges in Chipmonk valley will cause the worst case scenario for noise issues as has been documented by noted acoustical experts and will cause visual blight for the Enchanted Mountains. Gone forever will be one of our most scenic areas sacrificed for the sake of greed by wealthy investors who have found another way to fleece the American taxpayer. It is imperative that this, at best marginal project be voted down. Can you use your common sense and logic to see that this project doesn't fit with the positive improvements our Town is championing, ie: St. Bonaventure Square, possibly improving the west end of town, creating jobs, advertising the lush “Enchanted Mountains” and luring people to reside in our area., the 4 mile

being a prime location for new residences. This wind power project states a total of 6 permanent jobs. Is this worth forever altering our existence and forever ruining our quality of life? I believe not.

Response to Oral Comment 4K:

Comment noted. Please also note that expert analysis was provided in the DEIS and this FEIS in regards to noise impacts and visual impacts. The Noise Assessment utilized a worst case scenario for analysis, see Section 3.7 and Appendix N of the DEIS and Section 4.8 of this FEIS. With respect to financial concerns, the Town, School and County will be responsible for determining how funds from the Project will be utilized to best benefit the area. In regard to noise, see Section 3.7 and Appendix N of the DEIS and Section 4.8 of this FEIS

Oral Comment 15A:

I proudly live at 3835 West Branch Road. Thank you for the opportunity to address you here tonight and to the town board. Ladies and gentlemen, the decision to add wind turbines to our landscape needs to be consistent with who we are and what we are promoting for our region. So what is that? Let's define it. The impact on wind turbines extends well beyond Chipmonk and West Branch and Four Mile. I looked at most of our electronic and printed information about Allegany and Olean and Cattaraugus County. This is what I found.

Exhibit A, from www.allegany.org. First, paragraph, the Town and Village of Allegany, New York are situated along the Allegany River, among the Enchanted Mountains of Western New York. Furthermore, within the town there are several parks for play and many hills and forests for hiking and hunting.

Exhibit B, city map for Olean and area. Opening up to the first page, the City of Olean is happy to provide you with this up-to-date map and welcome you to our community. Located in the heart of the Enchanted Mountains, our area is blessed with incredible natural beauty and historical charm.

Exhibit C, Greater Olean Chamber of Commerce Guide. Front and back covers show the positive effect of positive visual impact of our natural beauty.

Lastly, I come to our Cattaraugus County brochure, the Enchanted Mountains, the other side of New York State. Open it up first page, welcome to the Enchanted Mountains of Cattaraugus County. When you think of New York you probably envision tall buildings, bright lights and cement. Bustling crowds of people and noisy traffic. Madison Avenue and Wall Street. Think again. We are the other side of New York. We are the Enchanted Mountains of Cattaraugus County in Southwestern New

York where beautiful scenery displays forested rolling hills and clean sparkling lakes. Rivers and streams. Quaint villages. Friendly people with events and activities for all interests. It's very clear as to who we are and what we're promoting. A vote in favor of wind turbines in landscape will be beginning of a new marketing campaign for our region.

Response to Oral Comment 15A:

Comment Noted. It should also be noted that the Project's potential effects on visual/aesthetic resources are addressed in detail in Section 3.5 and Appendix K of the DEIS, and Appendix E of this FEIS. To the extent the comment suggests impacts to the local economy, please see Section 3.9 of the DEIS.

Oral Comment 17B:

Are we trading that in maybe for a potential short-term gain? Will these companies survive without subsidies? What if they go bankrupt? Do we have money in escrow to dismantle these towers or are we going to be stuck with them? You know. Might the income that the town receives be offset by loss of property value, potential loss of new families? Who wants to move by this stuff?

Response to Oral Comment 17B:

With respect to decommissioning, please see FEIS Sections 2.2 and 4.1.6 and Appendix A. The Zoning Ordinance requires that the developer supply the Town with a Financial Security for decommissioning of the Project. With respect to property values, please see Section 3.9 of the DEIS.

Oral Comment 19C:

The only reason to dynamite our hilltops and dot them with red lights that never shut off is money and greed. It certainly is not going to save the planet from global warning.

Response to Oral Comment 19C:

Comment Noted. Blasting is not anticipated for the Project construction. For safety of air traffic, the FAA requires lighting of some of the turbines with flashing red lights.

Oral Comment 21C:

It has also been show that without the federal and state tax subsidies there just isn't enough wind to make this project profitable to put here without the incentives. When the subsidies are gone, EverPower will disappear as well leaving these huge mechanical structures to sit and rust in silence at long last after they have outlived their usefulness. The relatively small amount of revenues the

school district, town and county will realize from the project over the next 10 years cannot possible be measured against the negative impact both known and unknown on the community.

Response to Oral Comment 21C:

With respect to subsidies, please see Response to Written Comment 4W in FEIS Section 4.1.2. With respect to Decommissioning, please see FEIS Appendix A. The Zoning Ordinance requires that the developer supply to the Town with a Financial Security for decommissioning of the Project.

Oral Comment 32B:

And it won't be just to 29. There will be a lot more than that. And to know that there will be no impact whatsoever on the use of fossil fuels or the electricity utilization throughout the world. It's kind of a disgrace that we're going to do that all for money. So as you think about this and review all of the information that you get from both sides, think passed the 10 years, think passed, you know, the fact that you're getting money for 10 years. It's about the generations that are going to take advantage of the beauty of the Enchanted Mountains of Allegany. Thank you.

Response to Oral Comment 32B:

With respect to additional turbines, please see FEIS Section 4.1.7. With respect to fossil fuels please see FEIS Section 4.1.1.

Oral Comment 35A:

I would like to just reiterate some things. I am not a resident -- I was not originally born here, but I did marry Chris 14 years ago and when I came to the West Branch, I fell in love with it. I had the opportunity to spend two years of my life in college in Switzerland with the Alps surrounding me and the Jura Mountains. And when I walk up that road, that's exactly where I feel I'm at. And if you've never had the opportunity to travel, that's exactly what I feel. I wanted to bring to your attention that there are better places to put these turbines. Saying no to turbines does not make you un-American. It does not mean that we do not want to go green. It is simply not a good place here in our beautiful hills.

Response to Oral Comment 35A:

The Project's potential effects on visual/aesthetic resources are addressed in detail in Section 3.5 and Appendix K of the DEIS, and Appendix E of this FEIS. In addition, please see Section 5.2 of the DEIS, which specifically addresses alternate project sites.

The following comments are not substantive, and therefore no response is provided and all comments are noted.

Written Comment 4A:

Respectfully, please accept the following comments on the above-referenced DEIS on behalf of Concerned Citizens of Cattaraugus County, Inc. (CCCC). CCCC members include about 600 families in the County, including many in Olean and Allegany, and several families in Chipmonk, Knapps Creek and the Four Mile Road areas who would be directly affected by the proposed project's visual, noise, and other impacts.

Written Comment 5A:

I am an Allegany resident who teaches Life Science in Olean. When I found out about the wind project, I automatically became a NIMBY (Not In My BackYard!). The more I researched the wind turbines, the more I opposed them. When I saw the number of proposed sites across New York State, I realized they are going to be in everyone's backyard.

Written Comment 7F:

My husband and I are not from Allegany, but from large cities like Houston and Buffalo. What a shame it would be for this town to sell out to a wind farm. We will move out of Allegany if this wind project is approved.

Written Comment 8A:

I am opposed to the installation of the wind turbines in our town. I currently reside at 172 Hawthorn Lane.

Written Comment 9A:

We would like to voice our opinion against the wind turbines. Besides ruining the looks of everything around them, I saw a "horror" story on TV of families affected by the turbines.

Written Comment 12D:

Finally, it appears that for some people, if enough money is thrown out on the table, whatever harm comes to one's neighbors really doesn't matter. I believe this is the wrong approach to life, and I hope the Planning Board and the Town Board agree with me.

Written Comment 13B:

"Adequacy" of the proponent's application – there is enough to address on this topic that I have prepared a separate letter on the topic.

Written Comment 14B:

The Planning Boards role in this project is crucial. I am not against development but I am very suspicious of multinational companies with limited liability. The very large corporations are, by nature, only interested in the short term projects and benefits. They do not live here and will not share the consequences of the project.

Written Comment 19D:

On April 12, 2010 Everpower presented their proposal at Birch Run Center. We have heard very little about who attended and outcome of meeting – curious, isn't it. The efforts of concerned citizens add up to a resounding NO to wind turbines in Allegany. I hope the board is listening.

Written Comment 25A:

I want to express my opinion concerning the proposed windmill farm in Chipmonk. I went to Johnstown, PA and observed all the aspects of Everpower's construction site and was very impressed with their operation. Have the benefits to the town and school been considered and the amount of money that will be spent in our community during the construction of the windmills? This project appears to be a win – win situation for our community. I resent the misleading information that is being distributed by the so called concerned citizens of this community. I would hope that the board members would seek the truth concerning windmills. I have also gone to Pike and observed the wind farm located there. I stood next to a windmill and could not hear any sound or vibrations and did not see any dead animals. I also have traveled out west and observed the many wind farms located there. Where are the rights of the property owners who own the land? These people own a considerable amount of property in our community and have paid taxes on the properties for years. They have an opportunity to receive some income from the land and have the right to do so. Windmills offer an alternative energy source which needs to be taken seriously. I feel that are many in the community who would welcome alternate energy sources. Please consider all the taxpayers in our community not just a small minority before a decision is made.

Written Comment 27B:

Suffice to say that if I could have seen the future – I never would have relocated my family to Allegany and made the investment in a home and land. With so many other surrounding communities to choose from – why would anyone choose Allegany with gigantic spinning eyesores as a place to live? Please do not curse the families of Allegany with these tax credit farms.

Written Comment 29A:

I have lived in the Chipmonk Valley all my life. I know the history of the valley and the industries that have come and gone over the years. My grandparents and parents experienced the pulpwood industry in the early 1900s. Then came the oil boom. During these times the companies involved employed a significant number of people. Many of these people lived in the Chipmonk Valley and today their families are still living here. There is little remaining of what was once large operations.

Written Comment 38A:

I am present here tonight to voice my opinion against the proposed wind farm on Chipmonk Road in Allegany. When I first heard of this project, I did not have a formed opinion either way. I then started reading and listening to “the experts.” In my printed copy I’ve bolded this designation of experts because there is a diverse spectrum of opinion on either side of these issues. For every argument against, the wind proponents will find contradiction and vice versa.

Written Comment 49A:

I implore with all my heart you town officials who will be making a decision whether or not to built wind turbines in our backyard. A do not – do not desecrate the priceless vistas we so enjoy. DO NOT cast a permanent blight on the unique beauty of this town. No amount of money can cover this cost.

Written Comment 49B:

What we have before us here is obvious to many, a microcosm of what is running our nation and any chance for democracy. Large, powerful corporate interests using, and exploiting less financially advantaged people for their selfish monetary interests all the while creating a degree of suffering for the “little people” and further desecration of our natural habitat. Add the accompanying noise pollution, electromagnetic pollution (just because it is unseen doesn’t make it any less pernicious) the killing of untold birds and bats, the displacement of how many other animals etc. and we have a complete negative for Allegany with no positives produced as we would not even reap any energy benefits. We don’t want the peaceful serenity of a summer evening permanently shattered so that some handful of already wealthy individuals can be further enriched. Our environment has been poisoned and polluted enough for profit. ENOUGH! The People have made matters abundantly clear regarding these wind turbines. The People have spoken and the people are the law. Please respect that, as well as our environment.

Written Comment 51D:

This area attracts people and suitable business because of the environment. People want to live in a beautiful and serene area. Wind Turbines on ridges will destroy the main reason people choose to live here.

Oral Comment 1A:

We have lived in Allegany for 28 years. We grew up in Wellsville so we are from this area. I came to the meetings recently and I got to meet a few people. One of them was Kathy Booth, who I have yet to meet. I've talked to her, but there is a website called concernedcitizens.homestead, I believe it is .com. Very, very interesting. I went to there and got a lot of information. Then I went to the library and I didn't get so much information so probably the website is your best bet. There is a good book there called Wind Power. It's got a lot of information. It's a little pro-commercial and not so much residential, but there is a lot of good information.

Oral Comment 2A:

I've resided in Olean for over 30 years. I've recently followed the story of the wind turbine energy proposal in the Chipmonk area with serious interest. I'm an engineer by training and an environmentalist at heart. So use of wind power to meet a community's power needs had a lot of appeal to me and it still does. But the more I've read and thought about it recently, the less certain I have become about its appropriateness here in Allegany.

I agree with supervisor Patrick Eaton's comments as noted in Monday night's Olean Times Herald in which he said wind energy is relatively new and it's hard to see what problems there may be 10 years down the line because no one has had them that long. To me that makes sense and is serious and reason enough to at least reassess the project in Allegany.

Oral Comment 4F:

[We] live on Flatstone Rd. in what is historically known as "Chipmonk N.Y." We have spent the last 30 years of our lives, working 2 and 3 jobs to provide a loving home for each other and our 3 children in what we feel is one of best places we could have chosen to raise our family. My wife Ann, is a native of this area and I come from a farming, country, upbringing. My Father was a great influence to me through my entire life and deeply ingrained in my spirit the love for nature and its random beauty and how we interconnect together in our existence. We are now faced with the inconceivable possibility that all our dreams and hard work have been for naught.

How can I possibly explain to people in 3 minutes why we are dreading the possibility of a wind farm being built on both ridge lines of our valley and the chaos and the destruction it will bring to our living environment. We have chosen to live here with the lack of conveniences that urban areas provide because of the solace we receive to our spirit and the closeness we feel with our neighbors and nature. This valley has astounding beauty with the Enchanted Mountains as its backdrop. These wind turbines will destroy forever what we hold dear about this valley, the town of Allegany and Cattaraugus County. We are very passionate about preserving our way of life.

Oral Comment 4N:

In closing, the town board will find that they will be unable to protect us and our properties as required by law. You, I believe, will not be able to meet your legal responsibilities to the affected citizens as I have shown and therefore must vote "NO" on this very important issue. I ask that you not make the want of money the basis of your religion and the ultimate deciding factor in your decision concerning this town but instead consider this towns soul, we the residents and our beautiful environment. Vote no to this wind turbine proposal.

Oral Comment 7C:

And another thought in reading newspapers and TV programs and what I'm seeing is that unethical and illegal business practices are occurring. And what we're hearing, highlights of Goldman Sachs, Hewlett-Packard and even about the Catholic Church and I attend meetings. And what I've heard about the EverPower project through their words is that, you know, it's just milk and honey for us here in Allegany. So what I'm asking you is that – that you concern yourselves and maybe be cautious in terms of looking at what they're telling us in terms of the praises and the glorious benefits of clean energy. And here we are, we're paying federal taxes that is going toward underwriting this project. So I'm skeptical about the project certainly at the very least and I ask you to be skeptical and be concerned about what they're promising and what is going to adversely affect us. Many of us who are going to be affected are here in this room if this project goes through.

Oral Comment 8C:

Now, when trying to gain information from the EverPower people, you are asked to look at their Draft on Environmental Impact Statement, it's called DEIS. It's contained in three large five-inch-thick binders. They're available at the Allegany Library, the Town Hall, Bonaventure and on the Internet at the Concerned Citizens website. The size of these binders and the depth of detail make the information difficult to understand for the average citizen. On April 12th, EverPower presented their proposals right here at the Birch Run Center. We have heard very little about who attended and the outcome of the meeting. It's rather curious, isn't it? The inference of

concerned Citizens all add up to a resounding no to wind turbines in Allegany. I hope the town board is listening. And after all, the board will be doing the voting, not the people. Thank you.

Oral Comment 11I:

Finally, after you build a home, many people ask if there is anything that you would do differently. With the proposed project in my answer is quite simple. Don't build in Allegany.

Oral Comment 12E:

And finally, it appears that for some people, if enough money is thrown on the table, whatever harm comes to one's neighbors really doesn't matter. I believe this is the wrong approach to life and I hope the planning board and the town board agree with me. Thanks for listening.

Oral Comment 14A:

I live in Chipmonk, New York. This is where we live, the Enchanted Mountains. It is our identity. It is one very good reason to relocate here. It's pristine. It is typically why the newcomer is attracted to our area. It is why I live in Chipmonk. I'm an optimist, a visionary, a teacher. I support renewable energy, solar, wind, bio-thermal, hydroelectric, new research. I have plans upon retirement to promote my Enchanted Mountain community. But trying to sell this area with wind turbine development in view is not in my picture of a future life here. We are striking out new territory by considering industrial wind farm placement so close to homes, my home in Chipmonk, your home Allegany and Olean citizens. If you go online it's not difficult to locate negative information, protests, lawsuits, massive demonstration, letters worldwide. The information is not located in some obscure radical magazine. Ordinary people like you and I are speaking out and no one is listening.

Oral Comment 16B:

All the planning board can do is make sure all the Ts crossed and the Is are dotted. We are here to make sure the wind power company does everything they're supposed to do. Well, there's no doubt about it. They're going to do everything that they're supposed to do. The question is, is it for the good of our community? As my son said, through the brochures that he brought to your attention, these are the Enchanted Mountains of Western New York. We live on the West Branch about a half mile from the ridge and I look at that ridge several times a day and I see that it's been made naturally, aesthetically and in a direct line from north to south. Beautiful. I look over to the valley on the right, the sun is coming up early in the morning, 6:30 quarter to 7:00 and there isn't an opportunity that I'd give up coming home or going into town that I don't thank the good Lord for creating this aesthetic and natural beauty. And what disturbs me is that if there's a majority vote on the board, will it be a decisive vote? Because you may have out of a number of five people on the board three voting yes making it the majority against the feeling of that we've heard this

evening so far of 100-and-so people here. I mean, we are the people. And the people speak. We're not elected. We're not put in power. And there's an awful lot of power when you're on a board.

Oral Comment 17A:

I live on Lippert Hollow Road. I don't expect to see or hear the windmills, you know, but I care real deeply what they can do to our community. And that's why we're here. You know. And I want to start by thanking the board. You know, you guys – before I started coming here I'm thinking, God, they're not really listening. And I've been going to the meetings, I've been reading these interviews and stuff. And I think you guys are paying attention. You know. You listen to everything. The effect on the community. You know. The potential income to the town. The will of the community, that's what we're doing here today. But you gotta consider the rights of the power people, the people who own the land. You gotta do a balanced decision. I don't want to be in your position. It's hard.

Clean energy is great. I think it's a wonderful thing. Who wants it here? And I kind of feel that way too. You know. You've heard this all before, but I just want to go over my concerns with it. We've been saying we have a beautiful area. I didn't come here by accident. I raised my kids here. It's a greater place.

Oral Comment 17C:

Again, green energy is great, but it affects all of us. You know. I've been here for a bunch of years now. And I look at what happened to our night sky when Wal-Mart opened up with all the lights. All the sudden we don't see the stars. No we're going to replace our rural beauty for more industry. Please consider that. Thank you.

Oral Comment 19A:

Thank you for your service from the town planning board. It's a thankless job, but I'm confident you will do what is best for the Town of Allegany. My opinion is that this is a bad proposition. After researching and learning facts, I realized wind power is not right for Cattaraugus County. We need to stop. We need to act to stop it or it will be too late forever. Our Enchanted Mountains will look like the shoreline of Lake Erie and Lackawanna after the steel mills closed.

Oral Comment 20A:

I've had lived in Allegany for the last 27 years. I moved here New York City. I'm not interested in seeing metal towers anywhere near my house or from hilltops in surrounding areas. And I hope that the planning board and the town board are taking into consideration the beauty of this area

as everybody else has spoken about and the Enchanted Mountains. This is what we use to promote Allegany and to bring people here for jobs, to live, to move here, to raise their children here. And I think it's short-sited to just see the money that will come into the town over the next 10 years without really appreciating what it's going to mean to the environment, what we see, how we promote this area and what we're going to be left with when that money dries up from well power. Is that the name of the company? We're going to be left with these towers that don't change colors in the fall and are here to just mar the environment. So I hope you'll take some of these things into consideration. Thank you.

Oral Comment 21F:

Most of us live here because we were born and raised here. Some of us, like me, live here because we choose to. It is truly a wonderful, unique place to live and work and raise families. This community has so much going for it and so much to offer. Please, please can we keep it that way? Thank you for the opportunity to speak to you.

Oral Comment 23A:

I live in Allegany – Chipmonk actually. Several years ago I talked with Don Norton and Don told me that there were some people discussing putting wind turbines on his hill. I really didn't think anything of it at that time. I thought wind turbines. You know. I wasn't real familiar with wind turbines, but I remember the ones in Holland. So anyway that was the way I felt for quite a while until one of my neighbors stopped by and asked me about what I thought of the wind turbines. I said well, I don't know. They're probably okay. He said do you know they're going to be 500 feet tall? I said no. I said I can't believe it'd be 500 feet tall. They're huge.

Oral Comment 24B:

Number two, the noise and they're ugly. I've seen the ones up in Cohocton. They're huge and ugly and scary.

Oral Comment 24D:

It's a beautiful area and it's not going to stay that way with those things. And I just hope that we don't get them and I don't think – and I mean, wildlife, animals. Somebody mentioned – has anything – you know. What's going to happen to these things if they're all gone? They will go just like anything from pollution and to me they're a pollution. Thank you.

Oral Comment 26A:

I am Olean resident. And I have chosen to live in this area. There's really not much more that I can say that others have not already said. I'm just here to support my Allegany neighbors and

say to you it's time for you to listen to your constituents. They're the ones who voted you in. I can't vote you out. I'm not a resident here. They can. And that's what's going to happen because in our community and our whole country people are feeling like they're not being heard. And I think the voice and the – what's being said here tonight should let you have – to pull out your morale compass. You have a moral obligation to listen to them and to do what they have to say. They're – it's not beneficial to this community. It's not beneficial to everyone in the community. Allegany, Hinsdale, Olean, Portville. We're going to be – somehow it's going to affect us and not in a positive way.

They're nothing but giant steel monsters. And once they are broken, they're going to be a scar on our community and our environment. Think about it. Is it worth selling your souls to have this company come in and put these monstrosities here? If were in California or Oklahoma it would be great idea. There's lots of wind there. We don't have it here. Thank you.

Oral Comment 27A:

We live on Hawthorn Lane in Allegany. We've heard many people tonight talk about the health and safety issues and concerns. We've heard about the impact on wildlife, the impact on property value, as well as the change in our landscape. I can agree with all of those comments made earlier tonight. I was not born here. My wife was not either. We don't have the pleasure of saying that we've lived here for 20, 30, 40, 57, 60 years as some of the others. I can't imagine how you must feel how this is happening right here in the community you've grown up with generation, after generation, after generation. In July of 2007 my wife and I relocated from New Jersey, Southern New Jersey. And we lived in the typical New Jersey development, which means come in, knock everything down, start from scratch and hopefully in 10, 15, 20 years you have a tree that's taller than your house. We picked Hawthorn and this area based upon the view based upon the wildlife and how peaceful it was in this area. I'm going to embarrass my wife, but I remember that when we first moved here, I remember the first day we came outside and she said the air just seems so much fresher here. Everything seems so much greener. All right. We were city folks. We didn't see wildlife. The first time we saw turkeys walking up our driveway we had to take a picture and call our family. The first time we saw deer in our yard we definitely took pictures, we have videotapes. We have Allegany AI, which is our little friend that lives on the side of our hill. I can guarantee we would not have moved here, we would not have moved our house if we knew this was going to happen just a few short years later. Long-term we don't know any of the certainty of what's going to happen as Erick Laine mentioned earlier. And I think as a community we should be welcoming people into this community and not driving them away. Thank you.

Oral Comment 28A:

I live in Allegany and I've been coming to the hearings on the wind farm for four years now. And I studied environmental studies at Santa Fe State. And graduated [inaudible], was involved in an environmental law and I've been involved in environmental issues since then. So that was in the sixties when I started. And I will tell you that if I listen to some of the information that's being said here today and some of the stuff I've heard over the last four years I would go crawl under a rock and figure, you know, the world is coming to an end. But the truth is that a lot of the information that people are hearing about noise and environmental impacts is false. And that there's a lot of really bad information being spread around the web and it bounces from anti-wind site to another anti-wind site. And it's like somebody standing in a room full of mirrors and saying wow, these people believe me. I found a lot of times the noise levels are being referenced to – and I'll chase down information and it comes back to me in Pierpont. And she's been debunked by experts in the field, but she just gets louder. If I talk louder and keep saying the same thing over and over again, people will eventually believe me.

Oral Comment 28B:

The DEIS, which is this what is supposed to be in reference to here tonight, is an excellent, excellent look at all the various factors microwaves, TV, you know, the impact on air travel and the noise issues. And I would hope that the board would stick with the – all the effort and energy they put in this and all the studies and base their decision on that studied information and not hearsay and hysteria. Thank you.

Oral Comment 30D:

I want to make a quick demonstration. I was going to pick Mr. Miller here, but he's busy. I'll pick the big guy here. I'm going to play the part of the CEO of the EverPower Corporation and I'm going to pick on the little guy in Allegany. If I was to punch that guy in the chest, that should be a crime, shouldn't it? What if I don't hit him that hard? Did that hurt? No, it did not hurt him. Was it annoying? Maybe a little bit. But what if I hit him less hard? I can hit him soft enough that he might not even know, but imagine I'm going to do this 10,000 times a day, everyday, as long as he lives or until he moves out of Allegany. That may not be a crime, but it's wrong and that's what this corporation and these turbines are going to do to everyone in this community.

Oral Comment 32A:

I don't live in Allegany or Chipmonk or anywhere else near here. But I've been coming here for 44 years with my family. And the whole opportunity of coming here and visiting our family farm and what it means to both me, my siblings and our kids is I'm always reflected to getting away from the immense amount of pressure and life-style associated with when you move out of a

place like this. And you always dream about coming back and celebrating the times that your family had here and in the environment that they have here. Since I was a kid this is the place that I sleep the best. I mean, every single time I come to visit, this is the place that I sleep the most sound. The nights are just dead silent other than for the nature, the natural sounds. And to think now that there's an opportunity that my kids won't be able to enjoy that just purely because of money for 10 years -- money for 10 years, seems like quite a disgrace to what we're going to do for our future generations. I'm very proud to have the young lady here speak representing the younger generations of these things, the wind turbines that are going to be there long after we're gone.

Oral Comment 34A:

I got here a little bit late so if I repeat what somebody else said, which I probably will because we all love this place and it's for all the same reasons, I apologize for any redundants. My husband and I also are residents here by choice. And we actually lived in the big city of Olean and then seven years ago said that was too metropolitan for us so we went to Allegany. We went so far as to build a house in the woods. We don't have cell service. We don't have high-speed Internet. We don't have cable. We had to install our own septic system. We had to bring in the electric. We had to put in propane tanks. We had to do everything so we could live out in the woods and we did that willingly because it's the most beautiful place. Our granddaughter refers to Nana and Papa's lovely forest and she likes to walk with us. Today I was walking my dog down the road and I was watching the cows and I saw the hawks and I was reminded of the song from Oklahoma where the hawks are making lazy circles in the sky. And the next line says you know we belong to the land and the land we belong to is grand. And it is and we need to keep it grand.

Oral Comment 34B:

And just one technical thing, Bob and I were driving, I think it was in Pennsylvania, and coming up behind us was what we had never seen before. It was a truck, tractor trailer and as it went passed it was a tractor trailer, trailer, trailer, trailer. There were four trailers. And friends and neighbors, on the four trailers was one blade. That's how big they are. This doesn't do it justice. So please when you're making your decision, just remember what we really, really have here is such a treasure. And we love it. And I know you do to too. Thank you.

Oral Comment 35C:

I don't know if you looked at this wall, but it looked a heck of a lot better without than with those windmills there now. Look at it. This is what we painted on the wall because this is who we are. I wanted to bring out a point that when Applebee's came to the area looking to build a restaurant, they wanted to put up a 120 foot sign so it could be seen from afar. That request was quickly rejected as not being consistent with what we wanted for our community. But we're willing to put

up a 500 foot tall turbine. You have a much taller task ahead of you, ladies and gentlemen. And so I hope you have listened to everyone here. I ask you, are you prepared to be the leaders who change who we are? This is not who we are. That hill over there, that's who we are. So are you prepared to take on that mission? Our community leaders are clear on who we are. Are you? Thank you.

Oral Comment 36A:

[We] live on the West Branch and we have two young children, so we waited later in life to start our family. And it -- having children changes your perspective. Time goes much faster than before. I think we can all agree on that. I was thinking how long ago was it that I graduated and I was like oh my, God, it was 28 years ago. I think judging by the people in here, no offense, I think lots of you can relate. Okay. It goes by fast. And when I hear these -- you know. This project and, you know, you've got this years of benefits and 20 year life span of these wind turbines, that to me isn't a long time. And I'm looking for my children's future.

Oral Comment 38B:

And I cannot say anymore than what's been said here tonight. But I wish the planning board and the town fathers here in Allegany -- Webster has got many terminologies in their dictionary that can be said here, but what I'm going to say here is not very pleasant, it's not very pleasing, but I just hope these people don't shit on their citizens who oppose this because they can be voted out of office, but they still have to face these people years down the road whether they've been voted out or not. And I just hope that they take your concerns into consideration and listen to them. Thanks.

Oral Comment 39A:

I grew up in the Pittsburgh area. I came up here in 1946 right after the war was over. Pittsburgh was still rolling from the war efforts. White. Black. I didn't know any different. I thought that's the way it is. We came up here. I came up with my good buddy and we came to Clark Brothers and I took a job. And we stayed at a -- in those days it was a tourist home. You don't have them anymore. Stayed down there on East State Street with Timmy's. We walked along East State Street. I would run my finger along the window sill on the -- it was Olean Wholesale or something. One of those. There wasn't any dirt. I couldn't believe it. So we came. I took the job. Worked at Dresser for 39 years. I'm an engineer. I got through it somehow. My wife and I, we married in '48 finally ended up on Hamilton Avenue in Olean. We can see quite a ways around here. When the foundry from Dresser, Clark Brothers at that time, blew up there, you knew not to hang out the wash. Well, now there's not any foundries. It's much nicer. We can see everything nicely. We'd like to have it stay that way. Now, wind, it's free. It seems good. It

feels green. I mean, there's power for nothing. You know. Why not use it? But there's a hitch. In their infinite wisdom, the government has put subsidies in there to induce people to invest in that kind of thing. So these investment outfits, they aren't from here. They aren't even engineers. They're nothing. They're prospectors. They smell that money. They smell money. They're getting paid. They're getting paid whether that damn things run or not. What about that?