



August 4, 2023

**Via First Class and Electronic Mail**

Town Supervisor Sean Pogue  
Town of Barre  
14317 West Barre Road  
Albion, NY 14411

***RE: Heritage Wind Update and New Layout***

Dear Supervisor Pogue and Town Board Members,

We are writing to update you regarding the status of the Heritage Wind Project. It has been a nearly a year since we last wrote and told you about the Project Modification which resulted from the New York State Office of Renewable Energy Siting's ("ORES") Final Permit for the construction of a 33 turbine Project ("Permit"). Subsequent to our July 2022 letter, we filed a request to modify the Permit to move four of the six turbines (at that time referred to as T1-T6) to a location within the previously studied Facility Site in the northeast area to offset the loss of generating capacity from the changes. (This letter will refer to the July 2023 filing with ORES as the "Permit Modification"). ORES has identified deficiencies with the Permit Modification request which has resulted in delays in deeming the Application "complete" and proceeding to the next phases of the NY Executive Law Section 94-c process to achieve an approved modified permit.

As a result, Heritage Wind has continued to assess the Project layout and potential optimization opportunities along with the schedule and timing of construction of the Project and is making additional changes to the layout of which it wants the Town to be aware prior to filing with ORES. Overall, Heritage Wind is proposing to reduce the nameplate capacity of the Facility to 168-173.6 MW with 28 Vestas V162 6.0 MW or 6.2 MW turbines. These turbines are the same turbines previously evaluated, the only difference is that Heritage Wind is no longer considering using the Vestas V162 6.8 MW turbine. Both remaining turbines have a tip height of 656 ft, same as previously evaluated for the Project. The details of the turbine changes are depicted on the attached figure and listed here:

- T1 – Removed
- T6 – Moved 170' east
- T16 – Removed
- T26 – Moved 100' north
- T27 – Moved 730' east
- T28 – Moved 225' north
- T30 – Moved 470' west
- T31 – Removed

As a result of these changes, Heritage Wind has removed approximately 1.2 miles of collection trenching and 2.2 miles of new access roads that were proposed with the Permit Modification. Overall, given the reductions and slight moves, Facility impacts are anticipated to be largely the same or less than anticipated from the permitted Facility and Permit Modification—for example, the changes to the layout further reduce impacts to wetlands and grassland bird habitat. It is anticipated that these changes will be described in detail in an upcoming response to the June 5, 2023 letter from ORES and will enable the Project Modification request to be deemed “complete”. **It is important to point out that these changes will eliminate the need for a waiver of the Town of Barre’s 1.5 times turbine tip height setback to non-participating property boundaries, as was proposed previously in the Permit Modification request.**

We appreciate the Town’s efforts in reviewing the Heritage Wind Project and look forward to you receiving the filing and providing your input and comment on the proposed changes. We expect that the Town will agree that the changes to the layout have sufficiently balanced potential impacts while eliminating the local law setback waiver and is therefore a positive outcome and change. As noted above, attached is a figure depicting the changes for your reference. As always, feel free to let us know if you have any questions.

Sincerely,



Carmen O'Keefe, Development Manager  
Apex Clean Energy