

NYS DPS System News

Subject: Siting Board Schedules Public Statement Hearings on Brookhaven Electric
Generating Plant Proposal

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STATE OF NEW YORK DEPARTMENT OF PUBLIC SERVICE BOARD ON ELECTRIC GENERATION SITING AND THE ENVIRONMENT THREE EMPIRE STATE PLAZA, ALBANY, NY 12223-1350

Internet Address: <http://www.dps.state.ny.us>

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FOR RELEASE: IMMEDIATELY 01076/00F0566

Siting Board Schedules Public Statement Hearings on Brookhaven Electric Generating Plant Proposal

Albany, NY – 09/26/01 – The New York State Board on Electric Generation Siting and the Environment (Siting Board) has scheduled two public statement hearings to receive comment on Brookhaven Energy Limited Partnership's (Brookhaven Energy) application to construct a 580-megawatt (MW) combined-cycle, natural gas-fired generating facility in the Town of Brookhaven, Suffolk County, New York.

The presiding examiner for the Siting Board will conduct the hearing. An associate examiner designated by the New York State Department of Environmental Conservation will also participate in the hearing to be held as follows:

Thursday, October 11, 2001

2:00 P.M. and 7:00 P.M.

Yaphank Fire Department Hall

Main Street

Yaphank, New York

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The Preliminary Scoping Statement can be reviewed at the Department of Public Service File Room, 14th Floor, 3 Empire State Plaza, Albany, NY, at KeySpan's website linked to the Department's website at <http://www.dps.state.ny.us/articlex.htm> and in the reference sections at the following local libraries:

Half-Hollow Hills Community Library
510 Sweet Hollow Road
Dix Hills, NY 11747

Half-Hollow Hills Community Library
55 Vanderbilt Parkway
Dix Hills, NY 11747

West Babylon Public Library
211 Route 109
West Babylon, NY 11703

Plainview-Old Bethpage Library
999 Old Country Road
Plainview, NY 11803

Huntington Central Library
338 Main Street
Huntington, NY 11743

Huntington Public Library
1351 New York Avenue
Huntington, NY 11743

The Greenley Library
SUNY Farmingdale
Route 110
Farmingdale, NY 11735

Farmingdale Library
116 Merritt Road
Farmingdale, NY 11735

Syosset Library
225 S. Oyster Bay Road
Syosset, NY 11791

Information about the proposed project also can be obtained from KeySpan itself through the company's tollfree telephone number at 1-877-822-1300.

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Those attending the forum will have an opportunity to meet with staffs of the New York State Departments of Public Service (DPS) and Environmental Conservation (DEC), as well as representatives of KeySpan. The forum will provide an opportunity for interested members of the public to ask questions about the proposed project and the environmental impact assessment procedures concerning the project. The forum will include discussion of how interested agencies, organizations and persons may participate in or become parties to the proceeding, what party status means, and the process for requesting funds from the intervenor account — funded by the applicant — to help municipalities and other local parties obtain expert consultant services and witnesses in reviewing the project and presenting evidence to the Siting Board.

It is not necessary to make an appointment to participate in the forum. TDD users may request that a sign language interpreter be present. To make a request, please call the Department of Public Service's Human Resources Management office at (518) 473-8869 through the New York Relay Service at 1-800-662-1220 or have a representative call "collect" directly to the office. Disabled persons who require special accommodations other than a sign language interpreter may call "collect" the Department of Public Service's Human Resources Management office at (518) 473-8869.

Those who cannot attend the forum can obtain information about the Siting Board and the proposed project by visiting the Department of Public Service's website at <http://www.dps.state.ny.us/articlex.htm> that can be accessed from many public libraries providing free Internet access. A pamphlet about the Siting Board and the Article X review process also appears on the Department's website and can be ordered by calling the Department tollfree at 1-877-PSC-ARTX (1-877-772-2789), Monday through Friday.

KeySpan's "Preliminary Scoping Statement"

On June 1, 2001, KeySpan filed with the Siting Board a Preliminary Scoping Statement (Statement) detailing its proposal to construct a 250-MW electric generating facility on Spagnoli Road in the Town of Huntington. It will be known as the Spagnoli Road Energy Center.

According to KeySpan, the facility will use natural gas only and will not rely on alternate backup fuel. The location is close in proximity to both LIPA's electric transmission system at the Ruland Road substation and a natural gas distribution facility. The proposed location for the plant is on an undeveloped 31-acre parcel along Spagnoli Road in an industrial and commercial area. KeySpan is proposing a landscape design for the facility that incorporates both trees and acoustic screening and a 200-foot buffer from the surrounding area.

STATE OF NEW YORK DEPARTMENT OF PUBLIC SERVICE
THREE EMPIRE STATE PLAZA, ALBANY, NY 12223-1350



Further Details: 518-474-7080

<http://www.dps.state.ny.us>

FOR RELEASE IMMEDIATELY

01074

**NYS Department of Public Service Staff to Hold Public Forum in
Farmingdale (Suffolk County) on Power Plant Certification Review Process**

Albany, NY — 9/19/01 — The New York State Department of Public Service staff has scheduled a public forum to explain the administrative review process for examining a proposal by KeySpan Energy Development Corporation (KeySpan) to construct and operate a 250-megawatt (MW) combined-cycle natural gas-fired electric generating plant — the “Spagnoli Road Energy Center” — in the Town of Huntington, Suffolk County.

The forum will provide interested members of the public an opportunity to ask questions and learn about the New York State Board on Electric Generation Siting and the Environment (Siting Board) process for conducting formal public reviews of electric generation proposals of at least 80 megawatts under Article X of the New York State Public Service Law. The State Department of Environmental Conservation’s federally delegated air and water permitting processes also will be discussed at the forum.

Under Article X of the State Public Service Law, KeySpan is required to file an application with the Siting Board to obtain a Certificate of Environmental Compatibility and Public Need in order to construct the proposed facility. The public forum on the Article X siting-certification review process will be held:

**Wednesday, October 3, 2001
7:00 PM to 9:00 PM
W.E. Howitt School Auditorium
Seventh Grade East Building
70 Van Cott Avenue
Farmingdale, New York**

Blue Point, NY 11715

Center Moriches Free Public Library

235 Main Street

Center Moriches, NY 11934

Sachem Library

150 Holbrook Road

Holbrook, NY 11741

100 Thompson Street

Port Jefferson, NY 11777

Intervenor Funds

A pre-hearing conference scheduled for September 12, 2001, at the Brookhaven Town Hall was cancelled. This conference was slated to discuss the disbursement of intervenor funding and identification of Article X-related issues for adjudication. On September 13, the Presiding Examiner in this proceeding ruled on the disbursement of intervenor funds. On September 17, the Associate Examiner in this proceeding issued a ruling that extended until 4:00 p.m. on October 4, 2001, the deadline by which active and potential parties to this proceeding must file with the Presiding Examiner a list of specific PSL Article X-related issues for adjudication together with an explanation of why the litigation of these issues is necessary. These rulings, and other notices and rulings related to the proceeding, can be reviewed at the Department of Public Service's 14th floor Files Office, 3 Empire State Plaza, Albany, and its 8th floor Files Office, One Penn Plaza, Manhattan, New York or at <http://www.dps.state.ny.us/articlex.htm> — the Department's Website.

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Dennison Bldg., Veterans Mem. Hwy.
Hauppauge, NY 11789
Patchogue-Medford Library
54-60 East Main Street
Patchogue, NY 11772
Brookhaven Free Library
273 Beaverdam Road
Brookhaven, NY 11719
The South Country Library
22 Station Road
Bellport, NY 11713
Mastics-Moriches-Shirley Library
525 William Floyd Parkway
Shirley, NY 11967
Port Jefferson Free Library
Comsewogue Public Library
170 Terryville Road
Port Jefferson Station, NY 11776
Middle Country Public Library
Main Library, 101 Eastwood Blvd.
Centereach, NY 11720
Emma Clark Memorial Library
120 Main Street
Setauket, NY 11753
Bayport-Blue Point Public Library
203 Blue Point Ave.

Under state law, the Siting Board consists of the Chairman of the New York State Public Service Commission or a designee and the Commissioners or their designees from the New York State Departments of Environmental Conservation, Health, Economic Development and the New York State Energy Research and Development Authority. Also, two additional members are named by the Governor to consider each application. According to state law, one is chosen from the judicial district and the other from the county where the facility is proposed to be located. In addition to the public statement hearings, the Board will conduct formal evidentiary hearings, at which witnesses usually testify and are cross-examined. A summary of how applications for electric generating facilities are considered by the Siting Board under Article X of the New York State Public Service Law may be obtained by calling the New York State Department of Public Service = s toll-free Article X Information Line at 1-877-PSC ARTTY

(1-877-772-2789), Monday through Friday, from anywhere in New York State or via <http://www.dps.state.ny.us/articlex.htm> — the Department's Website.

Brookhaven Energy's Proposal

On June 25, 2001, Brookhaven Energy filed an application with the Siting Board to obtain a Certificate of Environmental Compatibility and Public Need under Article X to construct a 580-MW generating facility. According to the company=s application, the proposed project site is located at the southeast corner of the Long Island Expressway (LIE at Exit 66) and Sills Road near the hamlet of Yaphank in the Town of Brookhaven. The project site is 21 acres and is located in an industrial zone near the North Bellport Economic Development Zone.

Brookhaven Energy states that it selected the site for several reasons. It is an industrial zone and is surrounded by commercial and industrial properties. Electric transmission lines are adjacent to the property; a natural gas pipeline runs along the LIE immediately north of the site; water and sewer infrastructures are located within the immediate vicinity ; and, the site is surrounded on all sides by open corridors, such as highways.

A copy of Brookhaven Energy's Application in Siting Board Case 00-F-0566 is available for public examination in the New York State Department of Public Service's 14th floor Files Office, 3 Empire State Plaza, Albany, and its 8th floor Files Office, One Penn Plaza, Manhattan, New York. In addition, Brookhaven Energy has established a web page at

www.brookhavenenergy.com that contains the text of its application. The company's application may be viewed at the following local libraries:

Longwood Public Library (3 copies)

800 Middle Country Road

Middle Island, NY 11953

Arthur Kunz Memorial Library

The hearings are for the purpose of receiving statements from members of the public regarding Brookhaven Energy's application. A transcript of each hearing will be prepared. All written and oral statements will be entered into the record of the proceeding for consideration by the Siting Board. The Siting Board ultimately may grant or deny Brookhaven Energy's application or amend the proposed conditions presented by the applicant.

Each hearing will remain open for at least one hour and continue until all persons wishing to comment have been heard or other arrangements are made. It is not necessary to make an appointment in advance or to present written material in order to speak. Sneakers will be called after completing a card requesting to speak at the time of the hearing. Persons not wishing to speak may nevertheless submit comments in writing at the hearings.

TDD users may request that a sign language interpreter be present. To make a request, please call the New York State Department of Public Service's Human Resources Management office at (518) 473-8869 through the New York Relay Service at 1-800-662-1220 or have a representative call collect directly to the office. Disabled persons who require special accommodations other than a sign language interpreter may place a "collect" call to the Department of Public Service's Human Resources Management office at (518) 473-8869.

Other Ways To Share Views and Obtain Information

Persons not wishing to speak at the public statement hearings, or who are unable to attend the hearings, may comment in writing by mailing their statements to Janet Hand Deixler, Secretary, State Board on Electric Generation Siting and the Environment, Three Empire State Plaza, Albany, New York 12223. The letters should reference Brookhaven Energy's proposed project (Siting Board Case #00-F-0566) and be sent as soon as possible.

Following are alternatives available for submitting comments as part of the case record or for obtaining additional information:

 **Toll-free Opinion Line:** Interested citizens may call a special toll-free Opinion Line at 1-800-335-2120 to present their comments. This phone line is set up to receive taped messages from in-state callers, 24 hours a day.

 **Toll-free Article X Information Line :** Individuals who have questions can call the Department of Public Service toll-free at 1-877-PSC-ARTX (1-877-772-2789), Monday through Friday, from anywhere in New York State.

 **The Internet:** If one has access to the Internet (many libraries offer free Internet access), comments may be submitted via the "Consumer Comment Forum" on the Department's Website. The Website address is

<http://www.dps.state.ny.us> and comments are downloaded regularly.

The State Siting Process

— Future meetings
Thorough Bdp — Steinway St, Queens