

NOTICE OF PUBLIC HEARING

NOTICE IS HEREBY GIVEN that a public hearing pursuant to Article 18-A of the New York General Municipal Law (the "Act") will be held by the Genesee County Industrial Development Agency d/b/a Genesee County Economic Development Center (the "Agency") on Monday, April 19, 2021, at 3:00 p.m., local time, in connection with the matter described below. **PLEASE NOTE THE SPECIAL PUBLIC HEARING LOGISTICS AND INSTRUCTIONS INCLUDED AT THE END OF THIS NOTICE.**

Excelsior Energy Center, LLC, for itself or on behalf of an entity formed or to be formed by it or on its behalf (the "Company") has submitted an application (the "Application") requesting the Agency's assistance with a project (the "Project") consisting of: (i) the acquisition by the Agency of fee title to or a leasehold interest in certain parcels of real property located in the Town of Byron, Genesee County, New York (the "Land", being more particularly described as a portion of certain tax parcels more fully identified on Schedule 1 below, as may be subdivided and/or modified from time to time); (ii) the planning, design, construction and operation of a 280MWac PV solar electrical generation system and a 20MWac/4-hour duration energy storage system, including panel foundations, inverters, transformers, interconnect wiring, utility connections, sitework, landscaping, fencing, security and related improvements (collectively, the "Improvements"); (iii) the acquisition of and installation in and around the Land and Improvements by the Company of machinery, equipment, fixtures and other items of tangible personal property (the "Equipment" and, collectively with, the Land and the Improvements, the "Facility").

The Agency will acquire a leasehold interest in the Facility and lease the Facility back to the Company. The Company will operate the Facility during the term of the lease. At the end of the lease term, the leasehold interests will be terminated. The Agency contemplates that it will provide financial assistance to the Company in the form of (a) a sales and use tax exemption for purchases and rentals related to the acquisition, construction, and equipping of the Facility and (b) a mortgage recording tax exemption as authorized by the laws of the State of New York, consistent with the policies of the Agency, and (c) a partial real property tax abatement structured within a Tax Agreement (collectively, the "Financial Assistance").

PLEASE NOTE SPECIAL PUBLIC HEARING CONDUCT INSTRUCTIONS AND INFORMATION:

In accordance with Section 859-a of the Act, a representative of the Agency will be at the above-stated time and place to present a copy of the Company's Project Application, which is also available for viewing on the Agency's website at: gcedc.com/index.php/news/gcedc-approved-projects.

However, given the ongoing COVID-19 public health crisis and related Executive Orders issued by Governor Andrew M. Cuomo, the Agency will not be able to accommodate any in-person public attendance or participation at this hearing. Nonetheless, and in furtherance of the provisions of Section 859-a of the Act requiring interested parties be provided a reasonable opportunity, both orally and in writing, to present their views with respect to the Project, the

Agency will broadcast the Public Hearing live on a video conference at <https://zoom.us/s/96249279547> with written comments accepted on that platform in real time. In addition, the Agency will provide public access to provide oral comments in real time via conference bridge at telephone number 1 929 205 6099, Meeting ID 962 4927 9547. Online livestreaming of the public hearing will be available at <https://vimeo.com/531792653>.

The Agency also encourages all interested parties to submit written comments to the Agency, which will be included within the public hearing record. Any written comments may be sent to GCEDC, Attention: Mark Masse, Senior Vice President of Operations, 99 MedTech Drive, Suite 106, Batavia, New York 14020, and/or via email at gcedc@gcedc.com, with the subject line being "Excelsior Energy", no later than Friday, April 16, 2021

Dated: April 7, 2021

GENESEE COUNTY INDUSTRIAL
DEVELOPMENT AGENCY d/b/a
GENESEE COUNTY ECONOMIC
DEVELOPMENT CENTER

Schedule 1

SBL: 4.-1-11.1 Address: Tower Hill Road	SBL: 6.-1-16.111 Address: Caswell Road	SBL: 8.-1-4 Address: Byron Road
SBL: 4.-1-27.11 Address: Route 262	SBL: 6.-1-19.213 Address: 7271 Byron Road	SBL: 8.-1-5 Address: Byron Road
SBL: 6.-1-6 Address: Route 262	SBL: 6.-1-25.1 Address: Cockram Road	SBL: 8.-1-38.1 Address: Walkers Corners Road
SBL: 6.-1-5.1 Address: Route 262	SBL: 6.-1-33.111 Address: Cockram Road	SBL: 8.-1-19.12 Address: Walkers Corners Road
SBL: 6.-1-43.1 Address: Byron Road	SBL: 6.-1-28.111 Address: Cockram Road	SBL: 8.-1-17.12 Address: Walkers Corners Road
SBL: 6.-1-42.1 Address: Byron Road	SBL: 6.-1-26.2 Address: Bank Street Road	SBL: 8.-1-10.2 Address: Caswell Road
SBL: 6.-1-42.2 Address: Byron Road	SBL: 6.-1-26.1 Address: Bank Street Road	SBL: 7.-1-73.1 Address: Caswell Road
SBL: 6.-1-37.1 Address: Bank Street Road	SBL: 8.-1-1.2 Address: Bank Street Road	SBL: 9.-1-2.2 Address: Caswell Road

SBL: 6.-1-15.2 Address: Cockram Road	SBL: 6.-1-22 Address: Byron Road	SBL: 5.-2-58.11 Address: Route 262
SBL: 6.-1-44 Address: Cockram Road	SBL: 8.-1-2.2 Address: Byron Road	SBL: 5.-2-54.1 Address: Route 262
SBL: 6.-1-14 Address: Byron Road	SBL: 8.-1-29 Address: Walkers Corners Road	SBL: 7.-1-46.111 Address: Route 237
SBL: 6.-1-13.12 Address: Caswell Road	SBL: 8.-1-28 Address: Walkers Corners Road	SBL: 7.-1-47.11 Address: 6548 Route 262
SBL: 6.-1-13.111 Address: 7022 Caswell Road	SBL: 8.-1-26.1 Address: Walkers Corners Road	SBL: 7.-1-103.1 Address: 6902 Ivison Road
SBL: 6.-1-52 Address: Byron Road	SBL: 8.-1-3 Address: Byron Road	SBL: 7.-1-65.12 Address: Route 237
SBL: 7.-1-66.1 Address: Route 237	SBL: 7.-1-60.113 Address: Gillett Road	SBL: 7.-1-111 Address: Ivison Road
SBL: 6.-1-37.2 Address: 6999 Bank Street Road		