

From: [Mahar, Sean C \(DEC\)](#)
To: [Steve Hyde](#)
Cc: shyde@gcedc.com; [Walsh, Tim \(DEC\)](#)
Subject: RE: STAMP Powerline Re-route project
Date: Wednesday, September 21, 2022 6:50:00 AM
Attachments: [image001.png](#)

Steve, we are discussing internally and will look to set up another meeting on this soon.

Sean

From: Steve Hyde <shyde@gcedc.com>
Sent: Tuesday, September 20, 2022 12:58 PM
To: Mahar, Sean C (DEC) <Sean.Mahar@dec.ny.gov>
Cc: shyde@gcedc.com
Subject: RE: STAMP Powerline Re-route project

You don't often get email from shyde@gcedc.com. [Learn why this is important](#)

ATTENTION: This email came from an external source. Do not open attachments or click on links from unknown senders or unexpected emails.

Sean; First off – I wanted to thank you for the assistance and priority focus put on getting the nine remaining permits and clearances issued on 9/2/22. That is enabling some \$80M in pent up construction contracts and allowing us to proceed with construction related to 1) STAMP Substation, 2) the WWTF force main and 3) National Grid’s project to reroute their 115kv powerline at the STAMP campus.

If you recall, back when we did a status update meeting with you and I and Tim Walsh on 7/28/22 – it was acknowledged that DEC understood the time it was taking to process the powerline reroute clearances as it relates to the SHPO clearance along with the nation consultation and will likely impair National Grid’s ability to execute and complete this 5-month long project given DEC placed a restriction to finish construction by November 1st. During that call it was mentioned that DEC was discussing and considering accommodations to allow National Grid to complete this project given the narrow time window that now exists that is driven by DEC requirements.

Well, we have come to that time. National Grid needs to work past 11/1/22 in order to complete the powerline reroute on their project that was previously cleared as non-jurisdictional from a Part 182 perspective. To cause them to cease work in the middle of the project would add significant cost to the project (mobilizing twice) and possibly impact the reliability of their transmission system.

As a result, our STAMP team began to explore the possibility of options allowing National Grid to continue construction past November 1st given our current Part 182 permit for the STAMP substation allows this activity given the mitigation plan we have in place. The problem is we are getting mixed signals from the Region 8 office where discussions among the technical folks including the region 8 wildlife team seemed to indicate that a minor administrative modification to our

existing 182 permit adding the powerline reroute timeframe might be sufficient given we are not “taking” additional habitat for the powerline reroute. We are just discussing temporary impacts of added construction in a time period post the DEC established November 1st date.

We were pleased with this discussion and felt it was in keeping with the accommodation philosophy we discussed back on our updates call on 7/28/22. The following week, Region 8 legal reversed the logic of the conversation in a discussion with our environmental counsel and indicated this was a major change requiring a new 182 take permit application, a new nation consult to be undertaken and 30 day comment periods. This approach would be very problematic as issuing a new or modified Part 182 Take permit in the needed timeframe (before 11/1/22) is unlikely given our collective experience on the time it takes to undertake a consult with the TSN albeit nothing has changed relative to the Powerline reroute scope of work.

I was wondering if we could get on a call with you, myself and Tim Walsh to discuss as I wasn't sure if you were aware of the differing views coming out of Region 8 staff on this? Hoping we can find a collaborative approach so National Grid can continue proceeding on their project and finish it at once. We felt the approach discussed by the DEC wildlife team would certainly align well with our conversations in July about how to handle this situation.

Please advise if you might have some time this week to discuss.

Congratulations on your interim appointment as well! I wish Commissioner Seggos all the best in his humanitarian leave and will be praying for him.

Thank you,
Steven G. Hyde



President & CEO

Genesee County EDC

Developer, WNY STAMP Mega-Site

Direct: 585-343-4866 x14

Mobile: 585-409-8852

Email: SHyde@GCEDC.com

WWW.GCEDC.com