

NOTICE OF PUBLIC HEARING

NOTICE IS HEREBY GIVEN that a public hearing pursuant to Title 1 of Article 18-A of the New York State General Municipal Law will be held by the Town of Brookhaven Industrial Development Agency (the "Agency") on the 11th day of January, 2017, at 8:30 a.m., local time, at Town of Brookhaven Division of Economic Development, 1 Independence Hill, Second Floor, Farmingville, New York 11738, in connection with the following matters:

SHOREHAM ENERGY, LLC, a New York limited liability company on behalf of itself and/or the principals of SHOREHAM ENERGY, LLC and/or an entity formed or to be formed on behalf of any of the foregoing (collectively, the "Company"), has applied to the Agency to enter into a transaction in which the Agency will assist with (i) the acquisition of a leasehold interest in an approximately 9.9 acre parcel of land (the "Land"), together with the improvements thereon, located at 227 North Country Road, Shoreham, Town of Brookhaven, Suffolk County, New York (the "Company Facility"), and (ii) the maintenance and operation of the Company's existing 91MW electric power generation facility located thereon, including the buildings, installations, machinery and equipment thereof (the "Equipment," and together with the Company Facility, the "Facility"), which Land is currently leased by the Long Island Lighting Company d/b/a LIPA, or the Long Island Power Authority, or PSEG Long Island LLC, as agent for the Long Island Power Authority or the Long Island Lighting Authority d/b/a LIPA, to the Company, and subleased by the Company to the Agency, and which Land will be sub-subleased by the Agency to the Company, and which Equipment is to be leased by the Company to the Agency, and subleased by the Agency to the Company, and which Facility is to be used by the Company as a peak electric generating facility. The Facility will be initially owned or leased, and operated and/or managed, by the Company.

The Agency will acquire a leasehold interest in the Facility and further lease and sublease the Facility to the Company.

The Agency contemplates that it will provide financial assistance to the Company in the form of an abatement of real property taxes, consistent with the policies of the Agency. The Facility is presently the subject of a payment-in-lieu-of-taxes agreement between LIPA and the Town of Brookhaven that expires or terminates in 2017.

A representative of the Agency will, at the above-stated time and place, hear and accept written comments from all persons with views in favor of or opposed to either the proposed financial assistance to the Company or the location or nature of the Facility. At the hearing, all persons will have the opportunity to review the application for financial assistance filed by the Company with the Agency and an analysis of the costs and benefits of the proposed Facility.

Dated: December 31, 2016

TOWN OF BROOKHAVEN
INDUSTRIAL DEVELOPMENT AGENCY

By: _____
Name: Lisa MG Mulligan
Title: Chief Executive Officer