
NOTICE OF PUBLIC HEARING

NOTICE IS HEREBY GIVEN that a public hearing pursuant to 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 17th day of November, 2015, at 10:00 a.m. local time, at the Town of Brookhaven Division of Economic Development, 2nd Floor, One Independence Hill, Farmingville, New York 11738, in connection with the following matters:

American Capital Energy, Inc. d/b/a American Capital Energy - New York, a New Jersey business corporation authorized to transact business in the State of New York, on behalf of itself and/or the principals of American Capital Energy, Inc. and/or an entity formed or to be formed on behalf of any of the foregoing (collectively, the “**Company**”), has applied to the Agency for assistance in connection with the acquisition of a long term leasehold interest in an approximately 6.0 acre parcel of land located at 249 Buckley Road, Holtsville, New York 11742 (the “**Land**”) owned by the Town of Brookhaven (the “**Town**”), the construction of an approximately 6.0 acre solar array thereon (the “**Improvements**”), and the equipping thereof, including, but not limited to, approximately 5,060 ground-mounted 310-watt solar modules, racking systems supported by ballasted foundations, and two (2) 500 kilowatt inverters and one (1) 250 kilowatt inverter (the “**Equipment**”; and together with the Land and the Improvements, the “**Facility**”), which Facility is to be leased by the Agency to the Company and used by the Company as a solar electric generating facility. The Facility will be initially owned, operated and/or managed by the Company.

The Agency will acquire a sub-leasehold interest in the Land and title to or a leasehold interest in the Facility and lease the Facility to the Company. The Agency contemplates that it will provide financial assistance to the Company through the issuance of taxable bonds and/or in the form of exemptions from mortgage recording taxes in connection with the financing or any subsequent refinancing of the Facility, exemptions from sales and use taxes in connection with the construction and equipping of the Facility and exemption of real property taxes consistent with the policies of the Agency.

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: November 6, 2015

TOWN OF BROOKHAVEN INDUSTRIAL
DEVELOPMENT AGENCY

By: Lisa MG Mulligan
Title: Chief Executive Officer