
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 4th day of June, 2018, at 11:00 a.m. local time, at Brookhaven Town Hall, Division of Economic Development, One Independence Hill, 2nd Floor, Farmingville, New York 11738, in connection with the following matters:

Agilitas Energy, LLC, a Delaware limited liability company, on behalf of itself and/or the principals of Agilitas Energy, LLC and/or an entity formed or to be formed on behalf of any of the foregoing (collectively, the “**Developer**”), and ACE–Calabro Solar, LLC, a Delaware limited liability company, on behalf of itself and/or the principals of ACE–Calabro Solar, LLC and/or an entity formed or to be formed on behalf of any of the foregoing (collectively, the “**Company**”), have applied to the Agency, to enter into a transaction in which the Agency will assist in the acquisition of a long term ground leasehold interest in an approximately 4.7 acre portion of an approximately 413 acre parcel of land located at 135 Dawn Drive, Shirley, New York 11967 (the “**Land**”), owned by the Town of Brookhaven (the “**Town**”), and the construction of an approximately 4.6 acre solar array thereon (the “**Improvements**”), and the equipping thereof, including, but not limited to, approximately 5,250 ground-mounted 340-watt solar modules, approximately four (4) 60-kilowatt inverters, approximately sixteen (16) 50-kilowatt inverters, approximately four (4) 36-kilowatt inverters, approximately one (1) 28-kilowatt inverter and approximately one (1) 23-kilowatt inverter (collectively, the “**Equipment**”; and together with the Land and the Improvements, the “**Facility**”) (collectively, the “**Project**”). The Facility will be initially owned, operated and/or managed by the Company.

The Agency will acquire a subleasehold interest in the Land, a leasehold interest in the Improvements and title to or a leasehold interest in the Equipment and will sub-lease, sublease and lease the Facility to the Company. The Agency contemplates that it will provide financial assistance to the Company 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 and abatement 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 Developer and the Company with the Agency and an analysis of the costs and benefits of the proposed Facility.

Dated: May 25, 2018

TOWN OF BROOKHAVEN INDUSTRIAL
DEVELOPMENT AGENCY

By: Lisa MG Mulligan
Title: Chief Executive Officer