

STATE OF NEW YORK
PUBLIC SERVICE COMMISSION

Application of Sunrise Wind LLC for a Certificate of Environmental Compatibility and Public Need for the Construction of Up to 6.2 Miles (320 kilovolt [kV]) of Direct Current (DC) Submarine Export Cable from the New York State Territorial Waters Boundary to the Smith Point County Park on Fire Island in the Town of Brookhaven in Suffolk County and Up to 17.5 Miles (320 kV) of Onshore Transmission Cable from the Landfall at Fire Island to a New Onshore Converter Station in the Town of Brookhaven and Up to 1 Mile (138 kV) of Alternating Current (AC) Onshore Interconnection Cable Connecting to the Existing Holbrook Substation in the Town of Brookhaven in Suffolk County

Case 20-T-0617
Deficiency No. 2

**SUNRISE WIND LLC's
RESPONSE TO DEFICIENCY NOTICE**

Deficiency No. 2

PSL §122(2)(b) requires “[n]otice of such application on persons residing in municipalities” hosting any portion of the proposed route or route alternatives as described in PSL §122(a)(i). PSL §122(2)(b) also requires that “[n]otice shall be given by the publication of a summary of the application and the date on or about which it will be filed, to be published under regulations to be promulgated by the commission, in such form and in such newspapers as will serve substantially to inform the public of such application.” Exhibit 3 of the Application provides discussion of alternatives, including alternative locations for the proposed facilities. The description in Section 3.6 indicates that “the Peconic Avenue Route was considered a viable alternative...however it was not selected as the preferred route.” (Application Ex. 3, Section 3.6; pp 3-11 and 3-12) The application describes Peconic Avenue as "viable" but does not specifically indicate whether the Peconic Avenue alternative is "reasonable" as required by the statute. Please provide clarification in the discussion of Alternatives in Exhibit 3. Further, for any "reasonable alternative locations" public notice should specifically describe location of such reasonable alternatives.

If the Peconic Avenue Alternative is considered as a “reasonable Alternative location” then additional notice to landowners potentially affected by such route must be provided.

The description of the proposed route provided in the public notice provided with the application does not specify the names of streets and roads that comprise the preferred (or reasonable alternative) locations. Published “Notice of Applications” generally provide a map of the proposed and reasonable alternative locations. Actual copy and proof of the publication of the Notice have not yet been submitted. Please provide.

Sunrise Wind's Response:

The Peconic Avenue Route was excluded from further consideration based on the proximity to residences and narrow road right-of-way (ROW). See Revised Exhibit 3 for additional details. A Notice of Amended Application was published during the weeks of March 29 and April 5 and copies of and proofs of the publication will be provided upon receipt. A revised notice will be served on all abutters of the revised Project route on the date the Amended Application is filed and proof of service will be provided upon receipt.