

Town of Enfield, NY  
Planning Board Chair  
June 28, 2021



RE: Updated General Complaint Plan

Dear Mr. Walker and Members of the Board,

NSF Enfield Site 1, LLC; NSF Enfield Site 2, LLC and NSF Enfield Site 3, LLC (“Owner”) is proposing the construction of three (3) five (5)-Megawatt solar farms (the “Projects”) on property located at 56 Applegate Rd, Tax Parcel Nos. 9-1-28.1; 9-1-27; 9-1-11, in the Town of Enfield (the “Property”). The Planning Board issued the required approvals (site plan and subdivision) for the Projects at its June 2, 2021 meeting, but conditioned the issuance of the required solar permit and building permit for construction of the Projects, in part, on the Owner’s submission of an updated General Complaint Plan pursuant to Section 6(B)(8) of the Town of Enfield Solar Energy Law Addendum (the “Solar Law”). In response to that condition, and consistent with the scope of such General Complaint Plan agreed upon at the June 2, 2021 meeting, Owner submits the following in satisfaction thereof:

Owner will install informational signage at the entrance to the Property and on the fencing at the access points to the Projects providing Owner’s contact information. Upon receipt of notice of a complaint regarding the Projects, either directly from a complainant or upon notice from the Town, Owner agrees to review such complaint and issue a response to the complainant (assuming Owner has been provided with the complainant’s contact information) acknowledging the complaint and indicating either (i) in Owner’s reasonable discretion and as evaluated against the Town’s Solar Law and any other applicable codes and laws (collectively, the “Applicable Laws”), no issue of compliance with Applicable Laws exists, or (ii) Owner’s agreement that an issue of compliance with Applicable Laws exists and Owner’s proposed measures to correct such non-compliance. Should a disagreement arise between Owner and a complainant as to either Owner’s position regarding the credibility of a complaint or the appropriateness of Owner’s proposed corrective measures, where applicable, such disagreement shall be presented to the Town’s Code Enforcement Officer, who shall serve as the arbiter. In all instances, the Code Enforcement Officer shall apply the Applicable Laws in its role as arbiter. Should a determination be made that corrective action is required on the part of Owner to bring the Projects back into compliance with the Applicable Laws, upon written notice to Owner of such determination, Owner agrees to take such remedial measures as are necessary to restore the Projects’ compliance with the Applicable Laws.

We respectfully request that the Planning Board consider the above updated General Complaint Plan as compliant with Section 6(B)(8) of the Town’s Solar Law and sufficient to meet the condition placed on the issuance of the Solar/Building permits for the Project. Kindly advise if the Planning Board disagrees with this request for any reason.

Respectfully submitted,

Jonathan Stone

Norbut Solar Farms