

The undersigned currently serve on the Town of Enfield's Wind Farm Advisory Committee which is advising the Town Board in connection with the Black Oak Wind Farm as well as the town's current wind energy law. In particular, we are representing the interests of those Enfield residents who would like to see the Town of Enfield modify its current wind farm laws and policies to address health and safety concerns of its residents. In this capacity, we were asked by the two Town of Enfield Board members who serve on this Committee to present a proposal for a possible compromise with the Black Oak Wind Farm that would make this project acceptable to the community.

Attached is our current proposal which we presented to the Committee at our last meeting on March 1st, 2016. These proposals were developed, in conjunction with discussions with many of the residents who live in the immediate vicinity of the proposed Black Oak Wind Farm project, to address the health and safety issues related to, among other things, noise, infrasound, ice throw, and turbine failure/collapse as well as the potential negative effects on property values. These proposals also address the fact that this project limits a property owner's use of his or her property by creating danger zones on the property of landowners who are not participating in the project.

Here is a brief summary of the material proposals:

- 1 Turbines would be required to be setback at least 1,500 feet from any landowner's property line (assuming such landowner is not a participant in the project); stronger enforcement and mitigation provisions would be added.
- 2 The noise from the turbines could not exceed 40 dBa during the daytime and 35 dBa during the nighttime; stronger enforcement and mitigation provisions would be added.
- 3 With respect to flicker, we would accept the proposed 30 hour limitation proposed by Black Oak Wind Farm but need stronger enforcement and mitigation protections if flicker exceeds 40 hours.
- 4 Black Oak would be required to enter into a Property Value Guarantee Agreement whereby the company would guarantee to make up the loss in value of a property held certain property owners who live in proximity to the wind farm if they are unable to sell their property within a limited timeframe at or above an appraised value. The appraised value would assume no wind farm was located within the vicinity of the home. There is an example of such an agreement attached for your information.
- 5 Black Oak would agree to limit the light pollution and install shields to limit the view from the ground.
- 6 The Town would clarify that salvage value cannot be taken into account in determining the amount of any bond, letter of credit or other surety to secure the cost of removing the turbines in the event the wind farm ceases operations for any reason.

7 Black Oak would be required to strengthen its liability insurance obligations and hold the town harmless from its operations.

8 Periodic independent inspections would be required of the project.

The Town Board Members have asked us whether we have shared these proposals with the residents impacted by this project and whether those residents support these proposals. This document is solely intended to provide the Board some evidence that we have, in fact, shared it and that residents are in support of making changes to the project to provide safer setbacks and noise limitations. If you support these changes, please sign below. There is a place to add your comments if you wish. This document is not a legal agreement of any kind. If you have any questions, you can contact us by emailing judelemke@gmail.com. Thank you.

Jude Lemke

Marcus Gingerich

Rob Tesori

Mimi Mehaffey

NAME	ADDRESS	COMMENTS
Cliff Newhart	753 BLACK OAK RD	AGREE with the issue
Scott George	397 Fish Rd	
Chuck Sinclair	77 Hines Rd	
Paul	336 Enfield Main Rd	
Dave Hubal	121 Weatherby Rd	
Sarah Tucker	121 Weatherby Rd.	need more green energy
David Newhart	146 Griffin Rd	
Erica Newhart	146 Griffin Rd	
Kelly L. Sullivan	77 Hines Rd.	Safe set backs.
Michael P. Mansfield	70 Enfield Falls Rd.	
Mackenzie Mansfield	183 Griffin Rd.	
Ganglas R. Mansfield	770 ENFIELD FALLS RD	
Dale Mansfield	770 ENFIELD FALLS RD	
Jeffrey R. Bush	183 Griffin Rd.	
Adam Newke	183 Griffin Rd	

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Jude Lemke

Marcus Gingerich

Rob Tesori

Mimi Mehaffey

NAME	ADDRESS	COMMENTS
E Grotosky	230 Conn. Hill Rd.	
Laure Shaver	147 Ct. Hill Rd.	I agree w/ the spirit of the document but not all
Beverly Gingerich	101 Rumsey Hill Rd.	I believe setbacks are not great enough.
Marcus Gingerich	101 Rumsey Hill Rd.	I agree in general, but I
Judith Lemke	215 Connecticut Hill Rd.	think the compromise on setback is more than it should be for safety of residents, but if others closer were okay, I will agree to it.

stipulations

- 7 Black Oak would be required to strengthen its liability insurance obligations and hold the town harmless from its operations.
- 8 Periodic independent inspections would be required of the project.

The Town Board Members have asked us to provide evidence that we have shared these proposals and obtained the consent of a significant portion of the residents impacted by this project. Please indicate your agreement with these compromise proposals by signing below. If you have any questions, you can contact us by emailing judelemke@gmail.com. Thank you.

Jude Lemke

Marcus Gingerich

Rob Tesori

Mimi Mehaffey

NAME	ADDRESS
James Bradford Jr.	642 Black Oak rd Lot 2, Newfield NY
Ann Lowe Ann Lowe	642 Black Oak rd Lot 2, Newfield
Ellen Livingstone	673 Hayts Rd.
Jillian Jaentosa	673 Hayts Rd, Gettysburg
JAMES Livingstone	604B Black oak Rd
Laura Reverson	604B Black oak Rd
Richard Lychalk	464 Black oak Rd
John Lychalk	464 Black Oak Rd
Sarah Cayle	604 BLACK OAK RD
Randy Martner	604 Black oak Rd
Susan Wagner	682 Black Oak Rd
Don Wagner	682 Black Oak Rd
Mark Waterman	543 Harvey Hill RD
Nicole Waterman	543 Harvey Hill RD
Dale Marcy	642 Black Oak RD Lot #1
Hailey Waterman	543 Harvey Hill RD
Mark Waterman JR	543 Harvey Hill RD
William Neal	565 Black Oak Rd
Debra Smith	565 Black Oak Rd

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Jude Lemke

Marcus Gingerich

Rob Tesori

Mimi Mehaffey

NAME	ADDRESS	COMMENTS
Andrew Auble	72 Porter Hill Rd	
Roxanne Auble	72 Porter Hill Rd	
Melissa Auble	72 Porter Hill Rd	
Nelan Drake	1520 Mecklenburg Rd	Safe setback
Garrett Drake	1520 Mecklenburg Rd	
John Drake	1463 Mecklenburg Rd	
Patricia Tichenor	76 Shudaber Road	
Tammy Allen	203 Hines Rd	safe distances
Thomas W Drake	105 Griffin Rd	safe setbacks
Paul Drake	105 Griffin Rd	Safesetbacks / no noise pollution
David Thoburn	413 HARVEY HILL RD.	RESIDENCE DE-VALUING - PET/ANIMAL STRESS
Jim Feebas	413 Harvey Hill Rd	Safety
Elizabeth Allen	759 Black Oak Rd	If town does not have the enforcement

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Jude Lemke

Marcus Gingerich

Rob Tesori

Mimi Mehaffey

NAME	ADDRESS	COMMENTS
Timothy A White	150 weatherby Rd ^{T. Boies}	if such and were to be put my land down
Amanda R. Gunning	458 Harvey Hill Rd	
Deborah Gunning	454 Harvey Hill Rd ^{T. Boies}	