

# Article 10 Process

## NYS Article 10/Permitting Timeline



### Environmental Permitting Studies

Public Involvement Program (PIP) Plan filed September 2019, initiating the Article 10 process.

Public Scoping Statement will be filed at least 150 days after the PIP and describes the scope and methodology of studies to be included in the Article 10 Application. Intervenor funding of approximately \$50,000 available to municipalities & local groups.

Stipulations: The Applicant may commence consultations and seek agreement with any party as to the methodology or scope of any study or evaluation to be made in support of the Application.

### Agency Review

After submittal of an Article 10 Application by the Applicant, the NYS Department of Public Service (DPS) must make a completeness determination within 60 days. If deficiencies are identified, they will be addressed through an Application Supplement. Intervenor funding of approximately \$145,000 available to municipalities & local groups.

### Parties submit information requests, identify issues, prepare testimony, and participate in hearings

Application deemed complete. The Administrative Law Judge will set a date for a Public Statement Hearing and a Pre-Hearing Procedural Conference.

Parties may submit Information Requests (IRs) to the Applicant seeking additional information or clarification on specific topics. The Parties must also prepare testimony and identify issues that they may wish to litigate during hearings.

Decision. The Siting Board must make a decision on whether or not to issue the Certificate within one year of the Application having been deemed complete.

### Project construction commences following a favorable decision and subsequent compliance filings

A Certificate issued by the Siting Board will include numerous conditions such as decommissioning, including compliance filings that must be prepared and submitted by the Applicant prior to construction.

During construction, the Applicant must implement an Environmental Compliance Monitoring Plan, including preparation of an Environmental Monitoring Manual, contractor training, pre-construction walkovers to identify sensitive sites to avoid, and daily inspections during construction and restoration activities.

