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## Attachment 14.1

### New Scotland Municipal Consent Resolution



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# TOWN OF NEW SCOTLAND

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**RESOLUTION NO. 139 OF 2020**  
**Town of New Scotland, New York**

**RESOLUTION REGARDING THE CHAMPLAIN  
HUDSON POWER EXPRESS PROJECT**

**WHEREAS**, Champlain Hudson Power Express, Inc. (including its successors and/or assigns, "CHPEI" or the "Developer") is developing the Champlain Hudson Power Express Project (the "Project"), an approximately 1,000 megawatt underground and underwater high voltage, direct current electric transmission facility extending from the United States' border with Canada to Queens, New York; and

**WHEREAS**, the developer has represented that the New York State Public Service Commission (the "PSC") has issued a Certificate of Environmental Compatibility and Public Need authorizing the construction and operation of the Project (including any amendments thereto, the "Certificate"); and

**WHEREAS**, CHPEI has discussed the Project with representatives of the Town of New Scotland (the "Municipality"), as a portion of the Project will be located within the Municipality and will occupy certain privately and/or publicly-owned land; and

**WHEREAS**, prior to construction within the Municipality, CHPEI will require a Road Crossing Agreement with the Municipality with respect to underground improvements in the Town road at the location indicated (Game Farm Road); and

**WHEREAS**, once the Project commences operation, it is not expected to require any services from the Municipality.

**NOW, THEREFORE, BE IT RESOLVED**, as follows:

1. The Town Board of the Town of New Scotland (the "Board") hereby grants its consent to CHPEI, in accordance with section 11(3) of the New York State Transportation Corporations Law, to lay down, construct and maintain its wires, conductors, conduits and other fixtures in and under the street identified in the Road Crossing Agreement annexed to this Resolution in accordance with the provisions of the Certificate.

2. The Board hereby approves the form of the Road Crossing Agreement (the "Agreement") attached to this Resolution, and authorizes the Supervisor to sign the Agreement when the exhibits to it are finalized.
3. The Supervisor is directed to take all appropriate measures to implement the intent of this Resolution.
4. This Resolution shall signify that the Town supports the Project as presented, and represented, by the Developer at the time this Resolution is approved, and the Resolution shall take effect immediately.

A motion by Member LaGrange, seconded by Member Greenberg to adopt Resolution No. 139 of 2020.


Supervisor Douglas LaGrange:	<u>Aye</u>
William Hennessy, Jr.:	<u>Aye</u>
Daniel Leinung:	<u>Aye</u>
Adam Greenberg:	<u>Aye</u>
Bridgit Burke:	<u>Aye</u>

The Resolution was adopted at a meeting of the Town Board of the Town of New Scotland duly conducted on May 13, 2020.

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I Diane R. Deschenes, Clerk of the Town of New Scotland, New York, do hereby certify that I have compared the foregoing copy of the resolution with the original resolution on file in my office and that the same is a true and correct transcript of said original resolution and of the whole thereof as duly adopted by said Town Board at a meeting duly called and held at the New Scotland Town Hall on May 13, 2020 by the required necessary vote of the members to approve the resolution.

WITNESS, my hand and the official seal of the Town of New Scotland, New York, the 15<sup>th</sup> day of May 2020.

  
Clerk

Seal