



VIA Electronic Filing

June 30, 2017

Secretary Kimberly D. Bose
Federal Energy Regulatory Commission
888 First Street, N.E.
Washington, DC 20426

Re: Gregory B. Jarvis Power Project (Hinckley Reservoir), FERC No. 3211
Notification of Intent to File an Application for New License and Request for Designation
as Non-Federal Representative

Dear Secretary Bose:

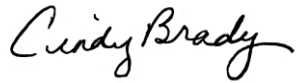
Pursuant to Section 15(b)(1) of the Federal Power Act, 16 U.S.C. § 808(b)(1), and Section 5.5 of the rules and regulations of the Federal Energy Regulatory Commission (Commission or FERC), 18 C.F.R. § 5.5, the Power Authority of the State of New York (d/b/a “New York Power Authority” and referred to as “the Power Authority”), licensee of the Gregory B. Jarvis Power Project (Hinckley Reservoir) (referred to herein as the Jarvis Project), FERC No. 3211, encloses for filing the attached Notification of Intent (NOI) to File an Application for a New License. The current license for the Jarvis Project expires on July 31, 2022. Concurrently with this filing, the Power Authority is also filing a Pre-Application Document (PAD) for the relicensing of the Jarvis Project. In accordance with Section 5.5(e) of the Commission’s regulations, 18 C.F.R. § 5.5(e), the Power Authority requests to be designated as the Commission’s non-federal representative in relicensing the Jarvis Project for purposes of consultation under: (1) Section 7 of the Endangered Species Act (ESA), 16 U.S.C. § 1536, and the joint agency ESA implementing regulations at 50 C.F.R. Part 402; and (2) Section 106 of the National Historic Preservation Act (NHPA), 54 U.S.C. § 306108, and the NHPA implementing regulations at 36 C.F.R. Part 800.

As required by 18 C.F.R. § 5.5(c), the Power Authority is providing a copy of the attached NOI to the appropriate federal and state resource agencies, Native American nations, local governments, and members of the public likely to be interested in the proceeding, as set forth on the attached distribution list. These parties can download the NOI and PAD from our relicensing website at www.jarvis.nypa.gov.

The Power Authority looks forward to working with the Commission, resource agencies, Native American nations, local governments, and members of the public to develop a timely license application and supporting records that fully meet regulatory requirements for relicensing the

Jarvis Project. If you have any questions regarding the above, please do not hesitate to contact the undersigned. Thank you for your assistance in this matter.

Sincerely,

A handwritten signature in black ink that reads "Cindy Brady". The script is cursive and fluid, with the first name "Cindy" and last name "Brady" clearly legible.

Cindy Brady
Business Development Manager, Project and Business Development
123 Main Street
White Plains, New York 10601
Telephone: (914) 287-3153
Email: cindy.brady@nypa.gov

Enclosure

cc: [Distribution List](#)

**NOTIFICATION OF INTENT
TO FILE APPLICATION FOR NEW LICENSE
GREGORY B. JARVIS POWER PROJECT (HINCKLEY RESERVOIR) (FERC No. 3211)
THE POWER AUTHORITY OF THE STATE OF NEW YORK**

JUNE 30, 2017

Pursuant to 18 C.F.R. § 5.5 of the Federal Energy Regulatory Commission's (Commission or FERC) regulations, the Power Authority of the State of New York (d/b/a "New York Power Authority" and referred to as "the Power Authority"), licensee for the Gregory B. Jarvis Power Project (Hinckley Reservoir) (FERC No. 3211) (Project), hereby gives notice and declares its intent to apply for a new license for the Project.

The following information is provided in accordance with 18 C.F.R. § 5.5 and 18 C.F.R. Part 385, Subpart T.

1. The existing licensee's name and address:

Power Authority of the State of New York
30 South Pearl Street
Albany, NY 12207-3425

2. Project number:

Gregory B. Jarvis Power Project (Hinckley Reservoir) FERC No. 3211

3. License expiration date:

The FERC issued a license to operate the Gregory B. Jarvis Power Project (Hinckley Reservoir) by Order dated August 12, 1982. The license was for a 40-year period, terminating on July 31, 2022.

4. Applicant's statement of intention to file an application for a new license:

The Power Authority hereby unequivocally declares its intent to apply for a new license for the Gregory B. Jarvis Power Project (Hinckley Reservoir). The Power Authority plans to use the Integrated Licensing Process as set forth in 18 C.F.R. Part 5.

5. Principal Project works include:

The Project consists of Hinckley Dam, which includes earthen embankments 570 and 2,600 feet long on each end of a non-overflow gravity dam section 65 feet long, and a 400-foot-long spillway; 2,850-acre Hinckley Reservoir; a 15-foot diameter penstock which bifurcates into two 10.5-foot diameter penstocks; a powerhouse containing two 4.5 megawatt (MW) turbine/generator units; tailrace channel; step-up transformer; and appurtenant facilities.

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6. Project Location:

The Project is located on the West Canada Creek approximately ½ mile upstream of the Hamlet of Hinckley in the Towns of Remsen, Russia, Ohio, and Trenton, in the counties of Oneida and Herkimer, New York. In this area, the West Canada Creek flows south out of the Adirondack Mountains, through the reservoir, and then approximately 35 miles to its confluence with the Mohawk River. When full (El. 1225)¹, the reservoir has a surface area of approximately 4.46 mi², a volume of approximately 25.8 billion gallons, and a total drainage area at the Project site of approximately 372 mi². Much of the northern and eastern portions of the reservoir are within the Adirondack Park.

The Project Boundary follows the shoreline of Hinckley Reservoir at the normal pool elevation of 1225 ft., extending upstream to the Harvey Road Bridge and downstream approximately 0.3 miles from Hinckley Dam to the Hinckley Road Bridge. The Project Boundary encompasses a total of 2,850 acres of which approximately 2,660 acres consists of the reservoir (under normal pool conditions). The reservoir has approximately 17 miles of shoreline.

Installed plant capacity:

The Project has two horizontal Kaplan units which are capable of generating 4.5-MW each (9.0-MW total).

7. The names and mailing addresses of:

- i. Every county in which any part of the project is located, and in which any Federal facility that is used or to be used by the project is located:**

The Project is located in Oneida County and Herkimer County, New York.

Oneida County Clerk
Oneida County Office Building
800 Park Avenue
Utica, New York 13501

Herkimer County Clerk
109 Mary Street
Suite 111

¹ All elevations are referenced to the Hinckley Datum. Elevations referenced to the Hinckley Datum are 1.04 feet higher than elevations referenced to the National Geodetic Vertical Datum (NGVD 1929 or Mean Sea Level (MSL)), thus, 1225.0 Hinckley Datum = 1223.96 NGVD29. Note that the Hinckley Datum is the same as the Barge Canal Datum.

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Herkimer, NY 13350

There are no Federal facilities used by the Project.

ii. Every city, town, or similar political subdivision:

a) In which any part of the project is or is to be located and any Federal facility that is or is to be used by the project is located:

The Project is located in the towns of Remsen, Russia, Ohio, and Trenton, New York.

Town of Remsen, Oneida County
P.O. Box 308
10540 Academy Lane
Remsen, NY 13438

Town of Russia, Herkimer County
P.O. Box 126
8916 N. Main Street
Poland, NY 13431

Town of Ohio, Herkimer County
234 Nellis Road
Ohio, NY 13324

Town of Trenton, Oneida County
P.O. Box 206
8520 Old Poland Road
Barneveld, NY 13304

There are no Federal facilities used by the Project.

OR:

b) That has a population of 5,000 or more people and is located within 15 miles of the existing or proposed project dam:

City of Utica
Mayor's Office
1 Kennedy Plaza
Utica, NY 13502
(Population 62,235 reported 2010 Census)

City of Rome
Mayor's Office

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198 North Washington Street
Rome, NY 13440
(Population 33,725 reported 2010 Census)

Town of Whitestown
Town Clerk
8539 Clark Mills Road
Whitesboro, NY 13492
(Population 18,667 reported 2010 Census)

Town of Herkimer
Herkimer Town Offices
114 North Prospect Street
Herkimer, NY 13350
(Population 10,175 reported 2010 Census)

Town of Marcy
Town Clerk
8801 Paul Becker Road
Marcy, NY 13403
(Population 8,982 reported 2010 census)

Town of Frankfort
Town Clerk
201 Third Avenue
Frankfort, NY 13340
(Population 7,636 reported 2010 census)

- iii. **Every irrigation district, drainage district, or similar special purpose political subdivision:**
- a) **In which any part of the project is or is proposed to be located and any Federal facility that is or is proposed to be used by the project is located:**
- OR:**
- b) **That owns, operates, maintains, or uses any project facility or any Federal facility that is or is proposed to be used by the project:**

New York State Canal Corporation
Administrative Headquarters
30 South Pearl St.
Albany, NY 12207

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iv. Every other political subdivision in the general area of the project or proposed project that there is reason to believe would be likely to be interested in, or affected by, the notification:

Mohawk Valley Water Authority
1 Kennedy Plaza
Utica, NY 13502

v. Affected Native American Nations:

There are 2 known federally recognized Native American nations who may have been present in the area near the Project.

Saint Regis Mohawk Tribe
Chief Michael Conners, Jr.
412 State Route 37
Akwesasne, New York 13655

Saint Regis Mohawk Tribe
Chief Paul O. Thompson
412 State Route 37
Akwesasne, New York 13655

Saint Regis Mohawk Tribe
Chief Beverly Cook
412 State Route 37
Akwesasne, New York 13655

Oneida Indian Nation
Oneida Nation Representative Ray Halbritter
2037 Dreamcatcher Plaza
Oneida, NY 13421

8. Distribution:

In accordance with 18 C.F.R. § 5.5, the Power Authority will distribute this Notification of Intent (NOI) and associated Pre-Application Document (PAD) to the appropriate Federal, state, and interstate resource agencies, Native American nations, local governments, and members of the public likely to be interested in the proceeding. A complete listing of appropriate agencies, Native American nations, local governments, and non-governmental organizations to which this NOI and the PAD will be distributed is provided in the enclosed Distribution List.

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This NOI will be made available to the public along with the PAD at the following address pursuant to 18 C.F.R. § 5.2:

www.jarvis.nypa.gov

and

Marcy Town Hall
8801 Paul Becker Road
Marcy, NY 13403

All correspondence and service of documents relating to this notification of intent and subsequent proceedings should be addressed to:

Mark E. Slade, Director, Licensing
New York Power Authority
123 Main St.
White Plains, NY 10601
Telephone: (914) 681-6659
E-Mail: Mark.Slade@nypa.gov

Justin E. Driscoll, Executive Vice President, General Counsel
Susan L. Watson, Principal Attorney
New York Power Authority
123 Main St.
White Plains, NY 10601
Telephone: (914) 390-8070
E-Mail: Susan.Watson@nypa.gov

Charles R. Sensiba, Partner
Van Ness Feldman, LLP
1050 Thomas Jefferson Street NW
Seventh Floor
Washington, D.C. 20007
Telephone: (202) 298-1800
E-Mail: crs@vnf.com

9. Non-federal representative:

Pursuant to 36 C.F.R. § 800.2(c)(4), the Power Authority requests that FERC authorize the Power Authority to initiate consultation, as described in Section 106 of the National Historic Preservation Act, with the New York State Historic Preservation Officer and others regarding relicensing of the Project. Pursuant to Section 7 of the Endangered Species Act and 50 C.F.R. § 402.08, the Power Authority also requests that FERC designate the

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Power Authority as its non-federal representative for the Project for the purpose of informal consultation with the U.S. Fish and Wildlife Service.

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DISTRIBUTION LIST

Ambeau Larry New York State Department of Environmental Conservation 317 Washington Street Watertown, NY 13601-3787	Bagetis Scott Town of Ohio 234 Nellis Road Ohio, NY 13324 ohio@ntcnet.com
Becher Pat Mohawk Valley Water Authority 1 Kennedy Plaza #3 Utica, NY 13502 pbecher@mvwa.us	Bellinger Blake Citizens of/for Hinckley Lake PO Box 382 Fultonville, NY 12072 bla19ke@yahoo.com
Bellino Gina Town of Frankfort 201 Third Ave. Frankfort, NY 13340 frankfortclerk@hotmail.com	Bergevin Jesse Oneida Indian Nation 2037 Dreamcatcher Plaza Oneida, New York 13421
Binder Jonathan New York State Department of Environmental Conservation 625 Broadway Albany, NY 12233-0001 jonathan.binder@dec.ny.gov	Blankenbush Ken New York State Assembly 40 Franklin Street, Suite 2 Carthage, NY 13619 blankenbushk@nyassembly.gov
Brennan Steven Trout Unlimited Iroquois Chapter 002 PO Box 6148 Syracuse, NY 13217 spbrennan@hotmail.com	Brindisi Anthony New York State Assembly 207 Genesee Street, Room 401 Utica, NY 13501 brindisia@nyassembly.gov
Bullard John National Oceanic and Atmospheric Administration - Fisheries Service Greater Atlantic Regional Fisheries Office 55 Great Republic Drive Gloucester, MA 01930-2276 John.Bullard@noaa.gov	Butler Mark New York State Assembly 235 North Prospect Street Herkimer, NY 13350 ButlerM@nyassembly.gov
Callaghan John NYS Canal Corporation 30 S. Pearl Street - 5th Floor Albany, NY 12207 John.Callaghan@canals.ny.gov	Connors, Jr. Michael Saint Regis Mohawk Tribe 412 State Route 37 Akwesasne, New York 13655

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Cook Beverly Saint Regis Mohawk Tribe 412 State Route 37 Akwesasne, New York 13655	David Stilwell U.S. Fish and Wildlife Service NY Region 5 Field Office 3817 Luker Road Cortland, NY 13045 david_stilwell@fws.gov
DeMetro Jennifer Town of Herkimer 114 North Prospect Street Herkimer, NY 13350 townclerk@townofherkimer.org	DePerno Sandra Oneida County Clerk Oneida County Office Building 800 Park Avenue Utica, NY 13501 countyclerk@ocgov.net
Donley Frances Town of Russia PO Box 126 Poland, NY 13431	Elmer Jon Brookfield Renewable Energy Group 800 Starbuck Avenue, Suite 802 Watertown, NY 13601 jon.elmer@brookfieldrenewable.com
Finegan Mary Town of Whitestown 8539 Clark Mills Road Whitesboro, NY 13492 townclerk@whitestown.net	Fowler John Advisory Council on Historic Preservation 401 F Street NW, Suite 308 Washington, DC 20001-2637 jfowler@achp.gov
Frank Dominic Town of Herkimer 114 North Prospect Street Herkimer, NY 13350 supervisor@townofherkimer.org	Gillibrand Kirsten U.S. Senate Leo W. O'Brien Federal Office Building 11A Clinton Avenue - Room 821 Albany, NY 12207
Griffo Joesph New York State Senate 207 Genesee Street, Room 408 Utica, NY 13501 griffo@nysenate.gov	Hallbritter Ray Oneida Indian Nation 2037 Dreamcatcher Plaza Oneida, New York 13421
Hart Jessica New York State Department of Environmental Conservation Dulles State Office Building 317 Washington St. Watertown, NY 13601-3787 jessica.hart@dec.ny.gov	Harvey Rose NY State Office of Parks, Recreation & Historic Preservation Albany, NY 12238
Helmer Roger Town of Remsen PO Box 308 Remsen, NY 13438 remsensupervisor@roadrunner.com	Hinckley Reservoir Protection Association PO Box 111 Hinckley, NY 13352

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NEW YORK POWER AUTHORITY

Hogan Christopher New York State Department of Environmental Conservation 625 Broadway - 4th Floor Albany, NY 12233 cmhogan@gw.dec.state.ny.us	Horstman Justin Citizens of Hinckley Lake PO Box 174 Hinckley, NY 13352 hinckleylake@gmail.com
Izzo Jacqueline City of Rome 198 North Washington Street Rome, NY 13440	Jock Ken Saint Regis Mohawk Tribe 412 State Route 37 Akwesasne, New York 13655
Johnson Matthew Brookfield Renewable Energy Group 399 Big Bay Road Queensbury, NY 12804 matthew.johnson@brookfieldrenewable.com	Kaleta Shaun Town of Whitestown 8539 Clark Mills Road Whitesboro, NY 13492 supervisor@whitestown.net
Kellogg Kathy West Canada Riverkeepers/West Canada Watershed Alliance 8180 State Route 28 Barneveld, NY 13304	Kinney Joseph Town of Frankfort 201 Third Avenue Frankfort, NY 13340 jkinney@townoffrankfort.com
Lewis Kevin Oneida County Soil & Water Conservation District 121 Second Street Oriskany, NY 13424 kevin-lewis@oneidaswcd.org	Lynch Michael New York State Division for Historic Preservation Peebles Island State Park P.O. Box 189 Waterford, NY 12188-0189
Martino Terry Adirondack Park Agency P.O. Box 99 Ray Brook, NY 12977	Maytubby Bruce Bureau of Indian Affairs Eastern Regional Office 545 Marriott Drive, Suite 700 Nashville, TN 37214
McCabe Catherine U.S Environmental Protection Agency Region 2 290 Broadway New York, NY 10007-1866 mccabe.catherine@epa.gov	Mendik Kevin National Park Service 15 State St. Boston, MA 02109 Kevin_Mendik@nps.gov
Mitchell Joanne NY State Office of Parks, Recreation & Historic Preservation 6105 E Seneca Turnpike Jamesville, NY 13078	Mouritsen Karen U.S. Department of the Interior - U.S. Bureau of Land Management 20 M Steet SE, Suite 950 Eastern States Office 7450 Boston Blvd. Washington, DC 20003

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Murphy Steve Brookfield Renewable Energy Group 33 West First Street South Fulton, NY 13069 steven.murphy@brookfieldrenewable.com	Murrilo Dennis U.S. Department of Interior - Bureau of Reclamation 1876 C Street Washington, DC 20240
Nasdor Robert American Whitewater 65 Blueberry Hill Lane Sudbury, MA 01776 bob@americanwhitewater.org	Palmieri Robert City of Utica City Hall 1 Kennedy Plaza Utica, NY 13502 mayor@cityofutica.com
Patch Steve U.S. Fish and Wildlife Service New York Field Office (Region 5) 3817 Luker Road Cortland, NY 13045 stephen_patch@fws.gov	Phillips Todd New York State Department of Environmental Conservation 207 Genesee Street Utica, NY 13501 todd.phillips@dec.ny.gov
Picente Anthony Oneida County Oneida County Buildings 800 Park Avenue #10 Utica, NY 13501	Porter Les Oneida County PO Box 236 Remsen, NY 13438 lporter@ocgov.net
Printup Arnold Saint Regis Mohawk Tribe 412 State Route 37 Akwesasne, New York 13655 arnold.printup@srmt-nsn.gov	Raddant Andrew U.S. Department of the Interior Office of Environmental Policy and Compliance Northeast Region 15 State Street, 8th Floor Boston, NY 02109
Rodriguez Peggy Office of Governor Andrew Cuomo 207 Genesee Street Room 707 Utica, NY 13502 Peggy.Rodriguez@exec.ny.gov	Rowna Sylvia Herkimer County Clerk 109 Mary Street, Suite 1111 Herkimer, NY 13350
Sacco Philip Oneida County 11371 Bell Hill Road Deerfield, NY 13502 psacco@ocgov.net	Scala Brian Town of Marcy 8801 Paul Becker Road Marcy, NY 13403 Brian.Scala@townofmarcy.org
Schilaci Gina Town of Marcy 8801 Paul Becker Road Marcy, NY 13403 townclerk@townofmarcy.org	Schumer Charles U.S. Senate 100 South Clinton Street, Room 841 Syracuse, NY 13261

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Scuderi Royale Greater Oneida Chamber of Commerce 136 Lenox Avenue Oneida, NY 13421	Seebode Joseph US Army Corps of Engineers - New York District 26 Federal Plaza New York, NY 10278-0090
Seggos Basil New York State Department of Environmental Conservation 625 Broadway Albany, NY 12233-0001	Seward James New York State Senate 41 South Main Street Oneonta, NY 13820 seward@nysenate.gov
Sitroli Paul Iroquois Chapter Adirondack Mountain Club 9435 Chapman Rd New Hartford, NY 12413 psirtoli@hotmail.com	Smith Joseph Town of Trenton PO Box 206 Barneveld, NY 13304 supervisor@town.trenton.ny.us
Smithson Gerry Herkimer County Soil & Water Conservation District 5653 State Route 5 Herkimer, NY 13350	Snizek Edward Adirondack Park Agency P.O. Box 99 1133 NYS Route 86 Ray Brook, NY 12977
Stefankik Elise U.S. Congress 88 Public Square Watertwon, NY 13601	Tenney Claudia U.S Congress 555 French Road Suite 101 New Hartford, NY 13414
Thapaliya Rupak American Rivers 1101 14th St NW, Suite 1400 Washington, DC 20005 rthapaliya@americanrivers.org	Thompson Paul Saint Regis Mohawk Tribe 412 State Route 37 Akwesasne, New York 13655
Tinkler Doug Iroquois Chapter Adirondack Mountain Club 4 Clintonview Rd New Hartford, NY 12413 dt46x40@yahoo.com	Tupper Mike United States Geological Survey - Northeast Region 12201 Sunrise Valley Drive Mailstop 953 Reston, VA 20192
Tyoe Terry New York State Department of Environmental Conservation Utica State Office Building 207 Genesee St., Room 1404 Utica, NY 13501-2885	Wallace James Herkimer County 109 Mary Street, Suite 1310 Herkimer, NY 13350
Weakly William Herkimer County 109 Mary St., Suite 1310 Herkimer, NY 13350 wwweakly@ntcnet.com	Wheeler Steve Adirondack Foothills Rotary PO Box 123 Hinckley, NY 13352 sbwheeler123@gmail.com

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Wiley John U.S. Fish and Wildlife Service 3817 Luker Rd. Cortland, NY 13045 john_wiley@fws.gov	Zappieri Jeffrey Department of State Divison of Planning & Development 99 Washington Avenue Albany, NY 12231-0001 Jeffrey.zappieri@dos.state.ny.us
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