

Subject: 2150 Dryden Rd. PB Hearing 9-24-2020

Dear Chairman Kiefer and Planning Board members,

I am writing this letter in response to your scheduled public hearing dated 9-24-2020, and would offer this letter to be read into the official record.

I would start this letter by wondering why we are here in the first place debating this sketch plan/site plan for 2150 Dryden rd. In the year 2017, this board and the Town Board approved the Sketch plan, Site Plan, Final Plat and Special Use Permit for the Solar Farm at 2150 Dryden rd., for the company known as Distributed Sun, Sun8 LLC etc. This Board and the Town Board heard countless hours of testimonials from Distributed Sun representatives, its attorneys, the Town Board and this Board and Town attorneys and most importantly from the Dryden Public.

That SUP and Site Plan also was the subject of MULTIPLE lawsuits which eventually found its way to the NY State court of appeals.

After all the Public hearings and Court hearings, it was decided that this site plan could move forward and all of us in Dryden accepted this as the site plan and final plat that this project would be based on. So why are we here tonight? We have a Final Plat and approved SUP, so why are we not moving forward with the approved site plan and plat? Is it because this board, the town board and most importantly, the Dryden Public were lied to by Distributed Sun and Bhirath Srinivasan? Possibly based on the quotes from Mr. Srinivasan at Town Board meeting dated 4-20-2017, where he stated unequivocally that ALL interconnections (except for the crossing of Virgil Creek), would be underground. Could it also be that Mr Srinivasan was simply stating this knowing that Distributed Sun would be marketing this project and have it sold to another company or developer and would never have to deal with the lies and falsehoods he put forward? Maybe, but what we do know now is that the site plan that shows the connections UNDERGROUND was a complete falsehood and charade.

So now we have a new company who wants to put all the connections ABOVE ground, completely IGNORING the site plan that was in place when they purchased the project, and of course were bound to that site plan and plat. So why are we here tonight? This new company knew the site plan and plat when they purchased this project and should proceed according to the specifications that this board approved, the town board approved and most importantly was the plat and site plan the Dryden Public was told was final.

Why would this company want to put these connections ALL ABOVE ground?

Is it cost? If it is, your response to that, the town boards response and especially the Dryden Publics response should be: SO WHAT. They knew the plat and site plan showed it all underground and if that made the cost of the project prohibitive, then they simply should have moved on, but they didnt did they and why not? Thats easy, they knew that the Boards in Dryden, especially the Town Board have little to no backbone, and like Distributed Sun bullied the Town Boards, so could they.

They know that if they threaten to this Board and the Town Board, that if this new site plan is not approved, that they will not be able to move forward with the project, that like in almost every case in the Town of Dryden, that this board and the Town Board will "fold like cheap suits", and this project will be approved.

So lets hypothetically say that this happens, that this new site plan is approved, then what does that mean? Thats easy, it means that ALL those hours of Public Hearings both to this board and the Town Board were a COMPLETE waste of your time and especially the PUBLICS time. It means that moving forward that public hearings will be seen as a waste of time, as obviously NO PLANS approved in Dryden are plans that a developer must follow.

The precedent moving forward is scary, and lets throw out one example pertinent to the Town right now. Lets say that the huge Trinitas project finally gets approved, but wait, a year into the project, Trinitas, like True Green Capital LLC, states that they too want to change their plan, and with the precedent from 2150 in place, that like all other projects, this would also obviously be approved. If this were to occur, Im sure the Varna group would be none to pleased, but basically left helpless, given what is happening at 2150 Dryden Rd.

In conclusion, The Dryden Planning Board, The Dryden Town Board and multiple Courts approved the original site plan for 2150 Dryden rd. and changing that now would be a complete travesty and dishonor to its citizens.

Thank You,

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