

**NY Power
Authority****ANDREW M. CUOMO**
Governor**JOHN R. KOELMEL**
Chairman**GIL C. QUINIONES**
President and Chief Executive Officer

January 13, 2020

VIA ELECTRONIC FILING

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

Crescent Hydroelectric Project, FERC Project No. 4678
Vischer Ferry Hydroelectric Project, FERC Project No. 4679
Request for Extension of Time to File the Revised Study Plan

Dear Secretary Bose:

On May 3, 2019, the Power Authority of the State of New York (Power Authority), licensee of the Crescent and Vischer Ferry Hydroelectric Projects, (Projects) FERC Nos. 4678 and 4679, respectively, filed a Pre-Application Document (PAD) and Notices of Intent with the Federal Energy Regulatory Commission (Commission) to seek new licenses for the Projects. The Commission issued Scoping Document 1 (SD1) on June 10, 2019. On July 10, 2019, the Commission conducted environmental site visits to each of the Projects in conjunction with the public scoping meetings held on July 10-11, 2019 in Clifton Park, New York, where potential issues were identified by agencies, stakeholders, and the public. Subsequently, the Power Authority received comments on the PAD and the study plans, as well as requests for additional studies and additional information. The Power Authority reviewed these comments, study requests, and additional information requests and developed and filed a Proposed Study Plan (PSP) on September 23, 2019. The Power Authority held a meeting to discuss the PSP on October 23, 2019. Written comments on the PSP were submitted through December 23, 2019.

In May 2019, Governor Andrew M. Cuomo convened a Reimagine the Canals Task Force (Task Force) to reimagine the canals and identify ideas/solutions that promote economic development, recreation, and resiliency. The Projects are on the Mohawk River, which forms the Eastern Erie Canal portion of the New York State Canal System. The Task Force engaged with municipal leaders, stakeholders, local business owners, scientists and other experts, along with community members, to identify opportunities and solutions that support a new vision for future investments in the waterway. The State University of New York's Rockefeller Institute of Government, on behalf of the Task Force, conducted a series of outreach sessions in five canal communities across the state to solicit new ideas from the public at large. Ideas were also solicited on a Reimagine the Canals website, offering more distant canal users an opportunity to provide their views to the Task Force.

On January 6, 2020, Governor Cuomo announced a plan to reimagine the canals based on recommendations and findings outlined in a Reimagine the Canals Task Force Report released the same day. The plan for the lower Mohawk River, as it relates to the Projects, focuses on flooding resiliency improvements and incorporates various recommendations from the Task Force Report, including the development of an Ice Jam Monitoring and Early Warning System to better alert communities to potential flooding; and further assessments of potential river channel modifications, use of icebreakers/cutters, and possible retrofits to the Vischer Ferry Dam to mitigate ice jams and seasonal flooding on the Mohawk River. Governor Cuomo's plan calls on the Power Authority's Board of Trustees to allocate \$65 million in funding towards these mitigation proposals.

The Power Authority requests a 60-day extension to March 23, 2020 for submission of the Revised Study Plan (RSP), which is due January 21, 2020. Based on the Governor's announcement and anticipated work of the Task Force, operations and infrastructure at the Projects may materially change in the future, and current environmental conditions may not be representative of conditions that will exist once the announced plan is implemented. An extension of time to submit the RSP will provide the Power Authority an opportunity to understand the totality of Governor Cuomo's plan and how it may affect the relicensing of the Projects.

The Power Authority looks forward to continuing to work with the Commission, resource agencies, Native American nations, local governments, and members of the public on the relicensing of the Crescent and Vischer Ferry Projects. If you have any questions regarding this request, please do not hesitate to contact me. Thank you for your assistance in this matter.

Sincerely,



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Licensing Manager

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Attachments:

Governor's Press Release

[Reimagine the Canals Task Force Report](#)



For Immediate Release: 1/6/2020

GOVERNOR ANDREW M. CUOMO

GOVERNOR CUOMO ANNOUNCES 29TH PROPOSAL OF THE 2020 STATE OF THE STATE: \$300 MILLION PLAN TO REIMAGINE THE ICONIC ERIE CANAL

Will Repurpose the Canal to Grow Regional Tourism, Reduce Flooding in Canal Communities, Improve Irrigation for Upstate Farmers, Expand Fishing Opportunities and Restore Wetlands

\$165 Million Phase One of the Plan to Begin this Year

Recommendations Made by Reimagine the Canals Task Force

Renderings are Available [Here](#)

Governor Andrew M. Cuomo today unveiled the 29th proposal of his 2020 State of the State: a \$300 million plan to reimagine the Erie Canal by creating recreational activities on the Canal to boost tourism, mitigating flooding, enhancing irrigation and recreational fishing and restoring wetlands. The Governor is recommending the New York Power Authority Board, which now oversees the Canal Corporation as a subsidiary, approve the \$300 million investment over the next five years at the board's January meeting.

"When the Erie Canal was created in the 19th century it set the state and the nation on a path to prosperity, and this year we will repurpose the canal to fit our state's 21st century needs," **Governor Cuomo said**. "This bold and visionary plan to transform this historic waterway will build on the success of the Empire State Trail, grow tourism across Upstate New York, improve resilience of today's Canal communities and ensure the economic sustainability of the waterway into the future."

"As an upstate New Yorker who lives near the Erie Canal and is a frequent visitor to canal communities, I know how this plan to reimagine the canal can unlock even more potential to make it a major tourism magnet," **said Lieutenant Governor Kathy Hochul**. "The canals have played a crucial role in New York's history and growth, and with the implementation of these new exciting projects, the canals will remain a vital force and make a positive contribution to the economic well-being and quality of life in the 225 communities they travel through."

A first phase of funding will start this year that will have two parts: a \$100 million economic development fund to invest in communities along the Canal and a separate

\$65 million investment in solutions that will help prevent ice jams and related flooding in the Schenectady area.

The remaining \$135 million of the plan's funding will subsequently be allocated to research recommended by the *Reimagine Task Force*, as well as to solutions related to flood mitigation, invasive species prevention and ecosystem restoration.

New Economic Development Fund for Canal Communities

In the first phase of the program, a \$100 million economic development fund will support projects that adaptively reuse canal infrastructure to enhance water recreation, tie the Canal's new recreational improvements to the Governor's Empire State Trail, celebrate historic canal structures, and develop unique canalside attractions and activities. Roughly \$25 million of that will be allocated immediately to a set of initial projects:

- ***Connecting Communities***: The ["Brockport Loop"](#) project in Monroe County will connect SUNY College at Brockport to the Empire State Trail and the village of Brockport through the transformation of a canal guard-gate into a pedestrian bridge and overlook, with a supporting grant of \$2 million from the Ralph Wilson Foundation.
- ***Celebrating "Iconic Infrastructure"***: [Interactive](#), hydro-powered [illumination of Canal "movable dams"](#) - initially in Amsterdam and Canajoharie in the Mohawk River valley - will celebrate the Canal's heritage and its history as an engineering marvel.
- ***Expanding Water Recreation***: A new [whitewater destination](#), at the north end of Cayuga Lake near Seneca Falls, will rely on existing water control infrastructure to construct an active water sports course adjacent to the Montezuma National Wildlife Refuge, to increase eco-tourism and sport visitors to the region.
- ***Adapting Industrial Property for New Uses***: Winner of the *Reimagine the Canals* competition, a [canalside pocket neighborhood](#), will be developed by Madison County in Central New York at a former industrial property in Canastota along the Old Erie Canal - demonstrating a new model for 21st century canalside living.
- ***Developing Destination Accommodations***: The historic Guy Park Manor, on the Mohawk River in Amsterdam, will be reborn as a [hospitality destination](#) and a pedestrian bridge constructed across the already-existing Canal lock will provide access to additional overnight accommodation along the Empire State Trail on the opposite side of the river.

Resiliency Improvements Strengthen Canal Communities

To help mitigate chronic summer and winter flooding in the Mohawk River Valley, an initial allocation of approximately \$65 million will be used for deploying an icebreaker and undertaking dredging and filling in certain portions of the Mohawk to

prevent ice jam formation; developing an Ice Jam Monitoring and Early Warning System to better alert communities to potential flooding; and retrofitting the New York Power Authority's Vischer Ferry power dam in Niskayuna to help mitigate summer flooding and ice jams around the Schenectady and Scotia areas, including the historic Stockade District. At the recommendation of the Task Force further studies will be undertaken to better assess additional approaches to both reducing flood vulnerability in the Mohawk and tackling the rise of aquatic invasive species across the Canal.

Improved Irrigation for Farmers

The plan also includes establishment of an irrigation district in Western New York to enhance drought resiliency by ensuring that farmers in those counties have reliable access to water during the critical summer growing season. Guaranteed access to water is needed to expand the production of high-value fruits and vegetables, specifically in areas that today cannot access canal water. To ensure water is available during periods of low rainfall, canal outflow infrastructure will be modernized as part of a "smart water management system" that can better respond to changing weather conditions. A new grant program operated by the New York State Department of Agriculture and Markets will underpin additional private-sector investment in irrigation infrastructure.

World-Class Fishing and Restored Wetlands

To create world-class fishing in Western New York, the new plan recommends managing water releases from the Canal to enhance fish habitat, improve angling opportunities, and extend the fall fishing season in Lake Ontario tributaries. It also includes funding to expand public fishing access along key streams in Orleans, Monroe and Niagara Counties. In addition, it identifies a program to divert Canal water to restore and re-nourish wetlands in Central New York that were compromised a century ago by the Canal's construction. This will allow areas in close proximity to the Montezuma National Wildlife Refuge, a migratory stopover for more than 1 million birds each year, to be significantly enhanced to further attract naturalists, locals, and visitors from throughout the region and beyond.

Reimagine the Canals Task Force Shares Recommendations in Report

Ideas in this plan originated from the *Reimagine the Canals* Task Force recommendations. The *Reimagine the Canals* Task Force, launched by Governor Cuomo in May of 2019 to pursue a comprehensive investigation of how the 195-year-old Erie Canal could be reimaged for the 21st century, issued its full set of findings to the Governor today in an official report. The Task Force set out to:

- Identify potential new uses for the Erie Canal aimed at improving the quality of life for New Yorkers
- Evaluate how the Erie Canal can support and enhance economic development along the canal corridor

- Identify new opportunities to enhance recreation and tourism along the Erie Canal
- Assess how the Erie Canal can help mitigate impacts from flooding and ice jams to improve resiliency and restore ecosystems in canal communities, and
- Discover opportunities for using Erie Canal infrastructure to expand irrigation for Western New York farms.

The Task Force is chaired by Joanie Mahoney, New York State Thruway Authority chair and former Onondaga County Executive. Mahoney is overseeing Task Force work in Central New York. Former Lieutenant Governor Bob Duffy serves as regional co-chair in Western New York, and Joseph Martens, former Department of Environmental Conservation commissioner, serves as regional co-chair in the Mohawk River valley.

In addition to economic development and operational recommendations, the findings, detailed in the [Reimagine the Canals Task Force Report](#) released today, include solutions for strengthening storm resiliency along the waterway, improving irrigation for farmlands, expanding fishing opportunities in Western New York and restoring wetlands in Central New York.

The Task Force engaged with municipal leaders, stakeholders, local business owners, scientists and other experts, along with community members, to identify opportunities and solutions that support a new vision for future investments in the waterway. Many of the ideas that the Task Force explored came from the completed *Reimagine the Canals* competition, held last year by the New York Power Authority and New York State Canal Corporation. SUNY's Rockefeller Institute of Government, on behalf of the Task Force, conducted a series of outreach sessions during the summer in five canal communities - Lockport, Brockport, Schenectady, Utica and Syracuse - to solicit new ideas from the public at large. Ideas were also solicited on a *Reimagine the Canals* website, offering more distant canal users an opportunity to provide their views to the Task Force.

The "Reimagine" initiative builds on successful efforts by Governor Cuomo to invest in the canal corridor, including the state's [Downtown Revitalization Initiative](#) and successful [Taste NY](#) program, which have stoked new industries, businesses and housing in canal communities. Harnessing the Canal's full potential to attract more tourism and recreation is a key focus of the Initiative. Governor Cuomo and state agency and authority staff will collaborate with Empire Line communities and continue to consult with Task Force members and other stakeholders to ensure the success of projects as they move forward.

There are 1.6 million trips taken annually on the Erie Canal Trailway, the former towpath used by mules and horses to pull barges in the canals' early days. The Trailway is part of Governor Cuomo's [Empire State Trail](#), which at 750 miles will be the largest state multi-use trail network when completed in late 2020. Governor DeWitt Clinton began work on the original Erie Canal on July 4, 1817.

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