



**VIA Electronic Filing**

July 31, 2020

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

Re: Gregory B. Jarvis Power Project, FERC No. 3211-009, Filing of Final License Application, and Requests for Official Name Change of Project and for Treatment of Exhibit F as Critical Energy/Electric Infrastructure Information

Dear Secretary Bose:

In accordance with Section 15(c)(1) of the Federal Power Act, 16 U.S.C. § 808(c)(1), and Section 5.17(a) of the regulations of the Federal Energy Regulatory Commission (FERC or Commission), 18 C.F.R. § 5.17(a), the Power Authority of the State of New York (Power Authority) is pleased to submit the enclosed Final Application for a New License (Application) for the relicensing of the Gregory B. Jarvis Power Project (Project), FERC Project No. 3211. The current license for the Project, for which the Power Authority is licensee, expires on July 31, 2022.

The Project was originally licensed as the Hinckley Hydroelectric Project. The Power Authority subsequently began referring to the Project to honor a local hero – Gregory B. Jarvis – who died as a crew member of the Space Shuttle Challenger in January 1986. To formalize the change in the new license, the Power Authority requests that the Commission change the official project name to the Gregory B. Jarvis Power Project. Upon Commission approval of the name change, the Power Authority will update all Project signage, as needed, to reflect the correct official name.

The Power Authority developed this Application in accordance with the Commission's Integrated Licensing Process (ILP) regulations. The Application is the culmination of a comprehensive, multiyear effort by the Power Authority, in consultation with numerous federal and state resource agencies, local government entities, and members of the public, to identify and analyze the effects of ongoing Project operations, and to evaluate appropriate protection, mitigation, and enhancement measures over the new license term. The Power Authority worked closely with relicensing participants to compile and review existing information relevant to the Project and conduct a total of seven studies on various resources in the Project area.

The enclosed Application reflects and builds upon all of these efforts to describe the Project and its benefits, Project operations and maintenance, and the Power Authority's proposed environmental and recreational enhancement measures for the new license term. The contents of this Application were prepared in accordance with 18 C.F.R. §§ 5.18, 4.51, and 4.41 of the Commission's regulations, as applicable. Additionally, the Power Authority has reviewed and incorporated in the Application, where appropriate, comments received from Commission staff and other relicensing participants in response to the Power Authority's Draft License Application distributed on March 3, 2020. Stakeholders will have the opportunity to comment on the Commission's environmental review of this Application, which includes the notice from the Commission that the Application is ready for environmental review, and when the Commission issues the draft environmental review document.

With the filing of the enclosed Application, the Power Authority hereby requests, pursuant to Section 5.19(a) of the Commission's regulations, 18 C.F.R. § 5.19(a), that the Commission issue a public notice within 14 days tendering the Application for filing and providing a preliminary schedule for the processing of the Application.

Some of the information in the enclosed Application contains detailed Project facility diagrams and other information relating to the "production, generation, transportation, transmission, or distribution of energy." See 18 C.F.R. § 388.113(c)(2)(i). This information, which appears in Exhibit F, includes engineering drawings that could be used by a person or an entity planning an attack on critical infrastructure. See *id.* § 388.113(c)(2)(ii). As such, this information is exempt from mandatory disclosure under the Freedom of Information Act, 5 U.S.C. § 552. Moreover, as required by the Commission's regulations, the Power Authority has filed this information as Critical Energy Infrastructure Information (CEII) and requests that the Commission maintain this information in its files as CEII for the maximum extent allowable under the Commission's regulations. See *id.* § 388.113(d).

From the initiation of the ILP process, the Power Authority has maintained a public website for documents and other information pertaining to the relicensing effort. The enclosed Application, with the exception of certain materials that have been classified as CEII, is available on this website, which is accessible at: [www.nypa.gov/jarvis](http://www.nypa.gov/jarvis).

In accordance with Section 5.18(a)(4) of the Commission's regulations, the Application includes a verification signed by an authorized representative of the Power Authority attesting to the accuracy of the information contained therein. Pursuant to the Commission's Supplemental Notice Waiving Regulations issued on May 8, 2020 in Docket No. AD20-11-000 recognizing the ongoing emergency conditions that may prevent a filing from including a notarized signature, the Power Authority respectfully requests waiver of the requirement in 18 C.F.R. § 5.18(a)(4) that the verification submitted with the Application be notarized.

Finally, the Power Authority would like to thank Commission staff, federal and state resource agencies, state and local government officials, and members of the public for their participation in this process and their contributions to this Application. We look forward to continuing our work

together as the Commission and other resource agencies complete environmental review and fulfill other regulatory requirements related to the Commission's issuance of a new license for the Project.

Should you have any questions regarding the enclosed Application, please direct them to me at (914) 287-3153 or [cindy.brady@nypa.gov](mailto:cindy.brady@nypa.gov).

Sincerely,

A handwritten signature in black ink that reads "Cindy Brady". The signature is written in a cursive, flowing style.

Cindy Brady  
Manager, Licensing