

*Supervisor*  
Yvonne M. Park

*Town Clerk / Registrar*  
Julie Goodway  
*Highway Superintendent*  
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Donald H. Michalak

# TOWN OF VILLENOVA

1094 BUTCHER RD.  
SOUTH DAYTON, NEW YORK 14138  
Phone (716) 988-3476 Fax (716) 988-3826

## Code Enforcement Office

Richard Vasile

*Councilmen*  
Nathan Palmer  
Sarah LoManto  
Keith Butcher  
Daniel DiStasio  
*Assessor*  
Jeanne Ebersole  
*Justice*  
Ronald G. Lucas

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## Wind Energy Conversion System Permit Application Process

### List of required documents to be submitted for WECS permit application approval

All applicable documents listed below must be fully completed and submitted to this office prior to the issuance of a building permit. Failure to submit any of the required documents or submittal of any incomplete documents, will result in a delay of the building permit being issued

- 1) Building Application - A FULLY COMPLETED WECS PERMIT APPLICATION (attached) including date, full name and address, phone #, fax #, e-mail of applicant, property owner, and contractor. Building site address, section block and lot number, scope proposed work and signature of the property owner. (land contract owner signature shall not be approved)
- 2) Drawings – TWO copies of stamped drawings by a licensed architect or engineer of ALL proposed work shall be submitted prior to the approval of a WECS permit,
- 3) Site Plan - A site plan of ALL buildings on the lot including length, width and setback measurements from lot lines must be submitted prior to the approval of a WECS permit.
- 4) Workers Compensation Document – ALL PERMITS REQUIRE ONE OF THE FOLLOWING FIVE NYSWCB DOCUMENTS BE SUBMITTED PRIOR TO THE APPROVAL OF A BUILDING PERMIT  
(All NYSWCB forms are submitted under penalty of perjury, a felony, carrying penalty up to four years in prison)
  - a) BP-1 Form..... If ALL work is being done by homeowner – no contractors working on project (40 hour rule) Form can be printed at [www.wcb.state.ny.us](http://www.wcb.state.ny.us)
  - b) CE-200 Form.....Exemption for sole proprietor contractor that is not required to carry workers comp  
Not a waiver of workers compensation (does not apply to subcontractors)  
Form can be completed at [www.wcb.state.ny.us](http://www.wcb.state.ny.us) or call 866-546-9322
  - c) C-105.2 Form.....For contractors covered by private N.Y.S. licensed insurance carriers (SI-12 Self Insur)
  - d) U-26.3 Form.....For businesses insured by the N.Y.S. insurance fund
  - e) DB-120.1 Form...For businesses with Certificate of Disability Benefits (DB-155 for Self Insurance)
- 5) Specialized Inspections – Third party inspectors are required for all specialized inspections and must be identified prior to the approval of a building permit - electrical inspectors, structural steel inspectors, etc. All third party inspectors must be identified by business name, address, phone # , fax # .
- 6) Special Use Permit – All WECS permits require special use permit approval by the Planning Board. A fully completed Special Use Permit (attached) shall be submitted with the WECS permit Application.
- 7) SEQR – A fully completed New York State SEQR Application form shall be submitted with all WECS permit applications. Small WECS shall submit the short form SEQR. Large WECS shall submit the long form SEQR.
- 8) A Certificate of Compliance can be obtained at the building inspectors office after final inspection and any or all remedies have been completed.

# TOWN OF VILLENOVA

## WIND ENERGY CONVERSION SYSTEM PERMIT APPLICATION FORM

Building Inspector Phone (716) 640 - 3093

Property Street Address: South Hill Road, Cherry Creek, NY 14723  
Tax Parcel Number 186.00-1-4, 186.00-1-14, 186.00-1-13.1, 186.00-1-27.1, 186.00-1-22, & 186.00-1-20

Property Owner: Nelson Noble 7690 Route 83, South Dayton, NY 14138  
Name Address

(716) 490-4707  
Phone # E-mail Fax #

Applicant: (other than owner) Villanova Wind 5, New Leaf Energy Inc. 55 Technology Drive, Suite 102, Lowell, Massachusetts 01851  
Name [Contact - Lydia Lake] Address

(518) 217-2912 llake@newleafenergy.com  
Phone # E-mail Fax #

~~Contractor:~~ Erdman Anthony Consulting Engineers 145 Culver Road, Suite 200, Rochester, NY 14620  
Site/Civil Engineer Contact: Name [Contact - Marc Kenward, PE] Address

(585) 427-8888 Kenwardmd@erdmananthony.com  
Phone # E-mail Fax #

Specialized Inspectors: 1) \_\_\_\_\_  
Electrical, Structural Steel, Etc. Name Address

Not available at this time

\_\_\_\_\_  
Phone # E-mail Fax #

2) \_\_\_\_\_  
Name Address

\_\_\_\_\_  
Phone # E-mail Fax #

Total KW 5 MW

Total Height 599-ft [tip of blade]

MET Tower only \_\_\_\_\_

Total Estimated Cost (Value Including Labor and Material) \$ \_\_\_\_\_

Scope of work Construct and operate one (1) of three (3) 599-ft tall, 5 MW wind energy generation turbines. One (1) Energy Storage Battery is proposed along with each WECS. Project includes construction of a 20-ft wide, 2,475-ft long gravel access driveway from NYS Route 83 to the northern turbine and a second 20-ft wide, 3,975-ft long gravel access driveway from South Hill Rd. to the southern and central turbines.

Foundation - - - -Material \_\_\_\_\_ Width \_\_\_\_\_ Depth \_\_\_\_\_

Signature of Property Owner Lydia Lake Date 2/20/2024 New Leaf Energy signing on behalf of property owner.

Office Use Only: PERMIT NUMBER \_\_\_\_\_ CEO INITIAL \_\_\_\_\_

## REQUIRED SITE PLAN DRAWING

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- 1) Draw the lot size (record the total acreage and distance in feet of all sides of property)
- 2) Draw the location of any existing buildings on property and any buildings on adjoining property within 10 feet of property lines. (record all building sizes and distances)
- 3) Draw the location of the proposed work in relation to attached or surrounding buildings (record all distances)
- 4) Measure and record distance of front setback, side setback, rear setback of proposed WECS

DRAW SITE PLAN HERE OR ATTACH DRAWING TO APPLICATION  
(Drawn to Scale)

# Signature of Property Owner

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Application is hereby made to the Town of Villenova for the issuance of a WECS Permit. The undersigned has submitted a completed application, plans, specifications, a site plan drawing, worker compensation documents, and a septic approval letter, which are hereto attached, incorporated into and made a part of this application. In consideration of the granting of the permit hereby petitioned for, the undersigned hereby agrees that if such permit is granted, he/she will comply with the terms pursuant to the Town of Villenova Zoning Code, the New York State Fire Prevention and Building Codes and Standards for construction of new buildings, additions, alterations, change of occupancy, removal or demolition, the Sanitary Code of the Chautauqua County Health Department, Dig Safely New York and regulations of the New York State Department of Transportation. He/she will preserve the established building line; and have full notification to the Code Enforcement Officer upon start of construction, allow for periodic inspections, and that he/she will not use or permit to be used, the structure covered by this permit, until all inspections have been performed, building is completely finished, and a Certificate of Occupancy / Compliance has been issued. The undersigned hereby certifies that all of the information in this petition is correct and true.

Signature of Property Owner See Owner Authorization included with this application. Date \_\_\_\_\_

1. The WECS permit placard MUST be displayed in a conspicuous location on the property until construction is complete and a Certificate of Compliance is issued. A copy of all approved plans must also be kept on the premises at all times and must be available for inspection.
2. Any deviation from the original approved plans shall require submittal of new drawings showing all proposed changes and approval by the Planning Board
3. Inspections are required upon completion of the following work. Failure to call for a required inspection may result in a delay or a stop work order.
  - a. Footing and Foundation
  - b. Structural Steel
  - c. Electrical
  - d. Final Inspection when all required work is completed.
3. No WECS shall be operated or used in whole or in part for any purpose whatever until a final inspection is performed and a Certificate of Compliance shall have been granted by the Code Enforcement Official.
5. CALL DIG SAFELY NEW YORK TWO FULL WORKING DAYS BEFORE YOU DIG  
CALL 811 or 1-800-962-7962
6. All electrical work must be inspected by a specialized electrical inspector
7. The work covered by this application shall not be started prior to the issuance of the building permit.
8. If you have any questions at any time or to schedule an inspection, you may call the Code Enforcement Officer, Rich Vasile – 716-988-3476.