

RESOLUTION OF THE TOWN OF HAMBURG INDUSTRIAL
DEVELOPMENT AGENCY EXTENDING THE SALES TAX PERIOD FOR
THE KCE NY 6, LLC, UNTIL MARCH 10, 2023

WHEREAS, the Town of Hamburg Industrial Development Agency (the “Agency”) by resolution adopted on September 10, 2021 induced KCE NY 6, LLC, (the “Lessee”) with respect to the construction and installation of a 20 mw utility servicing battery energy storage facility for wholesale electric markets at 2026 Electric Avenue in the Village of Blasdell (the “Project”).

WHEREAS, due to COVID - 19 pandemic and the mandated construction shutdown and the supply-chain delays as a result of border closings and supply demands, the Lessee has been unable to complete the Project within the time frame originally anticipated and has requested that the time period for completion be extended for six months; and

WHEREAS, The Town of Hamburg Industrial Development Agency approved a temporary policy to waive extension fees for project extensions for COVID-19 Pandemic related delays on May 26, 2020 to lessen the economic burden of induced project delays related to the COVID-19 Pandemic.


NOW, THEREFORE, BE IT RESOLVED BY THE AGENCY AS FOLLOWS:

1. The Agency does hereby extend the sales tax period for the Lessee from September 10, 2022 until March 10, 2023 **and waives the extension fee;** and
2. This resolution shall take effect immediately.

ADOPTED: October 19, 2022

ACCEPTED: KCE NY 6, LLC,

as Lessee

By 
Taylor Quarles