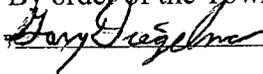


NOTICE OF PUBLIC HEARING

NOTICE IS HEREBY GIVEN that the Zoning Board of Appeals of the Town of Batavia will hold a Public Hearing on Monday, July 20th at 6:50 P.M. in the Town Hall, 3833 West Main St Rd, Town of Batavia, Genesee County, New York to consider the application from Paul Toretta of CH4-Biogas requesting an area variance under section 235 and schedule A of the Town of Batavia Zoning Ordinance for property identified by tax map parcel 13.-1-175.1 located Ag Park Drive in the Town of Batavia. Applicant is requesting height variances for tanks used in the process of reclaiming organic and non-hazardous waste into usable methane gas. The Town of Batavia zoning code allows a maximum height of 40 feet. The applicant is proposing to erect 4 tanks at a height of 50 feet, 1 tank at a height of 55 feet, and the digester tank at a height of 81 feet. The Zoning Board of Appeals invites and will accept both oral and written comments relevant to this application at said hearing. A copy of the application is available for review at the Town Hall.

By order of the Town of Batavia Zoning Board of Appeals
 Chairman

Gary Diegelman