

October 6, 2022

The Honorable Kathy Hochul  
Governor of New York State  
NYS State Capitol Building  
Albany, NY 12224

Re: Support for signature of S.6486-D/A.7389-C,

Dear Governor Hochul:

We, the undersigned organizations, businesses, labor, and faith groups, write today to urge you to sign A.7389-C (Kelles)/S.6486-D (Parker) into law without delay. This legislation would place a two-year moratorium on the issuance of new air permits and air permit renewals for electric generating facilities that use fossil-fuels that provides in whole, or in part, energy used for Proof-of-Work cryptocurrency mining, and directs the Department of Environmental Conservation (DEC) to conduct an environmental review.

We thank you and DEC for the important, and precedent-setting decision to deny the Title V Air Permit for the Greenidge Generation power station. This decision aligns with New York's Climate Leadership and Community Protection Act, and the natural next step to build upon this decision and adhere New York's climate mandates is to swiftly sign A.7389-C/S.6486-D into law.

**Allowing for the life of dying fossil fuel power plants to be extended for cryptocurrency mining would take New York backwards in meeting the goals and mandates established under the Climate Leadership and Community Protection Act.** Cryptocurrency mining's energy consumption must be reviewed to see if the practice can align with New York's climate law. Attached you will find a letter sent to you in October 2021 that further details environmental concerns with cryptocurrency mining.

This legislation takes a very measured approach to this emerging concern with two simple provisions:

1. Establishes a two-year pause on the issuance of new air permits and air permit renewals filed after the effective date for electric generating facilities that use fossil-fuels that provides in whole, or in part, energy used for proof-of-work cryptocurrency mining.
2. Requires the Department of Environmental Conservation to issue a final generic environmental impact statement after close of the public comment and public hearing period no later than one year after the effective date.

**This bill does NOT:**

1. Stop all crypto mining activities in New York.
2. Impact existing mining facilities, mining that plugs directly into the grid (which is how most mining takes place currently), mining utilizing renewable energy sources, or other validation methods
3. Prevent the purchase, selling, trading, holding or use of cryptocurrencies in any manner.

Opposition states that this bill unfairly targets a specific industry and technology. It does not for two key reasons:

1. **Other industries are not repowering fossil fuel power plants**, and most entities do not require the level of energy needed to demand a whole power plant. New York should not support the repowering of fossil fuel plants for any purpose, given our climate law mandates and the local, statewide, and national impacts burning fossil fuels has on the environment and public health. But

we know [crypto miners have been repowering fossil fuel plants](#) in NY and across the country, which is why it's important this bill hones in on that

2. Should fossil-fueled crypto mining activities expand as has been projected, this industry could single-handedly jeopardize New York's climate goals due to their energy demand. Based on current, in construction, and proposed crypto mining facilities, **energy demand from this industry would be enough to power 750,000 homes – twice the size of Buffalo.** [We are already seeing this play out in Texas.](#) According to Texas grid operator ERCOT, cryptocurrency miners in Texas will be using an estimated 6 gigawatts of electricity by 2023—the equivalent of what it takes to power every home in the state's largest city, Houston. This is why the environmental review that comes with this legislation is of particular importance.

Additionally, *there are very few jobs created by crypto mining*, with profits accruing to the few, but the environmental impacts affect us all, particularly low-income communities that are often located near fossil fuel power plants and have been disproportionately affected by ongoing and legacy contamination.<sup>1</sup> Considering the millions, and billions, of dollars being invested by proof-of-work crypto mining operations in rural and often times, economically distressed areas, and how lucrative mining just one Bitcoin has historically been (currently valued at roughly \$20,000, down 57% year-to-date),<sup>2</sup> one would imagine the jobs at these facilities would number in the hundreds, similar to the emerging electric vehicle manufacturing industry. Instead:

“A \$1.9 billion facility by FX Solutions and Atlas Power near Williston, ND **would create around 100 temporary construction jobs and support only 30 employees over the long-term.** Meanwhile, the first stage of the project would draw 240 MW of electricity — roughly, the amount of energy needed to power the city of Fargo — and eventually ramping up to a powerhouse 700-megawatt scale.”<sup>3</sup>

AboutBit's \$50 million facility in Sullivan County, IN - which will extend the life of the Merom Generating Station (a coal-fired power plant), **would create 15 high-tech jobs.**<sup>4</sup>

Additionally, BIPOC and low-income communities are often near polluting peaker plants – these polluting facilities could be kept online longer if crypto mining continues to ramp up statewide energy demands.

Signing A.7389-C/S.6486-D is critical to ensure New York doesn't undercut its landmark climate law and protects communities. We urge you to keep up New York's momentum following the Greenidge decision to address the hugely energy consumptive proof-of-work cryptomining industry by signing this bill into law.

Thank you for your time and consideration of our comments.

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<sup>1</sup> U.S. House of Representatives, Committee on Energy & Commerce Staff, *Memorandum, Hearing on “Cleaning Up Cryptocurrency: The Energy Impacts of Blockchains”* (Jan. 17, 2021), [https://energycommerce.house.gov/sites/democrats.energycommerce.house.gov/files/documents/Briefing%20Memo\\_OI%20Hearing\\_2022.01.20.pdf](https://energycommerce.house.gov/sites/democrats.energycommerce.house.gov/files/documents/Briefing%20Memo_OI%20Hearing_2022.01.20.pdf).

<sup>2</sup> Tanaya Macheel, Arjun Kharpal, “Bitcoin bounces back after falling to new 2022 lows over the weekend,” CNBC, June 20, 2022, <https://www.cnbc.com/2022/06/20/bitcoin-btc-rebounds-but-struggles-to-hold-above-20000-.html>

<sup>3</sup> Adam Willis, Large-scale crypto mining data center planned for western North Dakota oil patch, In Forum (Jan. 26, 2022), <https://www.inforum.com/business/large-scale-crypto-mining-data-center-planned-for-western-north-dakota-oil-patch>.

<sup>4</sup> Alex Brown, Startup to Establish Crypto Mining Facility in Sullivan County, Inside Indiana Business (May 11, 2022), <https://www.insideindianabusiness.com/articles/startup-to-establish-crypto-mining-facility-in-sullivan-county>.

Sincerely,

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Sierra Club Atlantic chapter

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**Finger Lakes Business Coalition:**

12th Moon Astrology  
17th Century Suds  
A Holism In Sync  
A Stone's Throw B&B  
Abelson Law Office  
Acorn Designs  
Admiral Peabody's Lakeside Lodging  
Advanced Remodeling  
Airy Acres Vineyard  
AKS Apartments, LLC  
Aligned Business Concepts  
Amazing Grace Bed & Breakfast  
American Canoe Association, Atlantic Division  
Ann Cain Crusade, R.N., M.S., L.Ac  
Ann Sheldon, Life Coach  
Another Time Antiques  
Anthony Road Wine Company  
Applegate Toys  
Area Records  
Argetsinger Vineyards  
Atwater Vineyards  
Autumn Leaves Used Books  
B&B: 448 East Broadway LLC  
Bagley's Poplar Ridge Vineyard  
Barnstormer Winery  
Barry Family Vineyards  
Bear Meadow Folk Instruments  
Beef N' Brew  
Bella Stone Massage  
Bellwether Cidery  
Benedict Accounting and Tax Service  
Berta's Cafe  
Bill Carini Gardens  
Billsboro Winery  
Bitterwind Hop Farm  
Bl.ink  
Blackberry Inn B&B  
Blecher Electric  
Bloomer Creek Vineyard  
Boathouse Beer Garden

Bob and Dee  
Bob and June's Organic Coffee  
Bostwick House B&B  
Bottomless Brewing  
Boundary Breaks Vineyard  
Bout Time B & B  
Bramble: Community Herbalism  
Bread 'N' Roses  
Brian Grafstein LMT  
Brian Keeler, Artist  
Bumble & Co. B & B  
Bunnell Associates  
Burdett House B&B  
Burford Books  
Buried Treasures Organic Farm  
Buttonwood Creek Tree Farm  
Calm Reflections  
Camp Seneca Lake  
Cappy's  
Capricorn Hill Farms  
Captain Bill's & Seneca Harbor Station  
Cash and Caring Auction Services  
Castle Creek Kombucha  
Catherine Cottages  
Cathy Emilian Design  
Cayuga Chiropractic & Wellness  
Cayuga Morning Star B & B  
Caywood Vineyards  
Charles Limousine Service  
Chateau Lafayette Reneau  
Chefs for the Marcellus  
Cherry Orchard B & B  
Church Creative Flooring, Inc.  
Cindy Lane-Newcomb; Raven's Landing  
Clean Team  
Clear Path Healing Arts Center  
Climbing Bines Hop Farm and Brewery  
Cloud 9 Wellness  
Compost International  
Cortland Beer Company, LLC  
Cottage Views B & B  
Cotton Club at the Windmill  
Cowlick Farms  
Creating Change  
Creativelink Photo/Graphics Services  
Creeside Cafe  
Crestwood Pools Inc.  
Crooked Lake Winery  
Cummins Nursery  
Curry Creek Vineyards  
Custom Care Pharmacy

D. Bordwell Editorial Services  
Damiani Wine Cellars  
Dan Rapaport Consulting  
Dano's Heuriger  
Daphne's Delights  
Darlene Bordwell Photography  
David Mooney-State Farm Insurance  
Deep Lake Industries  
DeMarco Vineyards  
Derek's Diner  
Dewitt Park Inn  
Digital Wires  
DigitalWires  
DigitalWires  
Discovery Massage  
Dixie O'Connor, Fine Arts  
Down to Earth Markets  
Dr. Konstantin Frank Vinifera Wine Cellars  
DS Hoffman, Luthier  
Dundee Scottish Festival of the Finger Lakes  
Eagle Crest Vineyards/ O-Neh-Da Vineyard  
Earthgirl Flowers  
Earthgirl Pottery  
East Side Dog Services  
Echoes of the Glen B & B  
Edible Finger Lakes  
Eli Thomas Art  
Ely Fruit Farms  
Emery Vineyards  
Eminence Road Farm Winery  
Enigma Skin Care Studio  
Eremita Winery  
Eve's Cidery  
Evolving Studios  
Exercise Enterprise  
Factivist  
Faith Muirhead, Educational Consultant  
Farm Kind  
Farmer Ground Flour  
Farmshed CNY  
Finger Lakes Clean Waters Initiative, Inc  
Finger Lakes Concierge  
Finger Lakes Distilling  
Finger Lakes Estate and Auction Company  
Finger Lakes Florist  
Finger Lakes Foie  
Finger Lakes Food Company, LLC  
Finger Lakes Gifts and Lounge  
Finger Lakes Mill Creek Cabins  
Finger Lakes Natural Health  
Finger Lakes Soap Company  
Finger Lakes Transport and Tours  
Finger Lakes Vacation Rental  
Finger Lakes Waterfall Resort  
Finger Lakes Website Services  
Fingerlakes Angling Zone Guide Service  
FingerLakes1.com  
Firehouse Distillery  
Fleur De Lys of the Finger Lakes  
FLX Best Wine Tours  
FLX Table  
FLX Winery  
Forever Green Tree Care Services  
Forge Cellars  
Fork & Gavel Cafe at Cornell  
Fossil and Till  
Fox Pond Products  
Fox Run Vineyards, Inc  
Fox Trot Stables  
Free Spirit Design Glass  
Free to Be Me Coalition for Peace  
Frisch Kitchen  
Frog Hollow Marina  
Frontenac Point Vineyard and Winery  
Fruit Yard Winery  
Geneva Bicycle Center  
Gentle Giants B&B  
GentlyBorne Midwifery  
George's Prosound  
Gil's Honeybees  
Gimme! Coffee Inc.  
Ginger Cat B&B  
Glacier Ridge Vineyards  
Glen Mountain Market  
Glendale Farms  
Glenhaven Farm Winery  
Glenora Wine Cellars  
Global Taco  
Golden Knight Inn & Suites  
Golden Orb Tattoos and Piercings  
Good Earth Health Foods  
Good Karma Candles  
Good to Go! Market  
Goose Watch Winery  
Graceful Arts Fiber Studio  
GRACES (Grass Roots Accomodations  
Coalition for Energy Sustainability)  
Graphic Connections  
Greensprings Natural Cemetery  
GreenStar Cooperative Market  
Gryphon Construction  
Halsey's Wood Fire Bistro



Harvest Cafe  
Hayward House B&B  
Hazelnut Kitchen  
Hazlitt 1852 Vineyards  
Heart & Hands Wine Company  
Heart to Heart Yoga  
Heavily Brewing Company  
Hector Handmade  
Hector Logging Company  
Hector Wine Co.  
Hemlock Hills Alpaca Farm  
Hermann J. Wiemer Vineyard  
Heron Hill Winery  
Hipshot Products, Inc.  
Hotel Groton  
Humble Hill Farm and Lodge  
Hunt Country Vineyards  
Idol Ridge Winery  
Ileen Kaplan Piano Service  
Indian Creek Farm  
Inner Decisions  
Interludes  
International Climbing Machines  
Irish Carpentry  
Italy Hill Produce  
Ithaca Acupuncture- Integrative Medicine Center  
Ithaca Soap/17th Century Suds  
IthacaDomains.com  
J & D Landscape Construction  
Jabberwock  
JCC of Greater Rochester  
Jeremy and Erica Crytzer  
Jesi Turner, Musician  
Joe's Hots  
Joseph M Rao Inc.  
Journeyman Services  
JR Dill Winery  
Just a Few Acres Farm  
Just Desserts  
Kali Herbs  
Kate Gustin, CPC - Joy of Living Health and Life Coach  
Keep in Touch Therapeutic Massage  
Keuka Artisan Bakery & Deli  
King Ferry Winery  
King's Garden Vineyards  
Kingbird Farm  
Kirton's Farm Market  
Knapp Winery

Krys Cail, Farm and Food Business Development Consulting  
Kurtz Construction  
Lake City Hobby  
Lakehouse B&B  
Lakeland Winery  
Lakeside Refrigeration Service  
Lamoreaux Landing Wine Cellars  
Larson Publications  
Lawrence Reverby - Attorney at Law  
Leaf Kitchen Restaurant  
Leidenfrost Vineyards  
Lilly Broadcasting  
Linda Parks, CPA and Financial Advisor  
Linda Ruth Astrology  
Live Well Upstate: Massage Therapy and Natural Medicine  
Locke's Glen, LLC Vacation Rentals  
Macro Mamas  
Magnolia Place B & B  
Main Street Bike Shop  
Mandible Cafe at Cornell/ Fork and Gavel Cafe at Cornell  
Marmalade Cat B & B  
McGregor Winery  
Medleys Cafe & Catering  
Michael Turback-Food and Wine Writer  
Moon Heart Studios  
Moosewood Restaurant  
Mother Earth Natural Foods  
Muddy Fingers Farm  
Native Plant Nurture  
Natural Health Family Chiropractic  
Nautical Nights B & B  
Newell Farm  
No Man Services  
North East Organic Farming Assoc. of NY  
Northeast Band Supply  
Northstar Public House  
O'Shaughnessy Antiques and Fine Arts Gallery  
Odessa Coffee Depot  
Old Fashioned Flowers from Fernville Farm  
Owl Gorge Productions  
Paradise on the Lake B and B  
Parker's Grille  
Passport Creations  
Penguin Bay Winery  
Perennial Evolution Farm  
Peter Drobny - Glass Consultant  
Pi Truck  
Pine Tree Farms

Pioneer Printing  
Plowbreak Farm  
Pompous Ass Winery  
Preliminaires Chocolat  
Privacy on the Lake B & B  
Quality Wine Tours  
QWIK Solar  
QwikSolar  
Rasta Ranch Vineyards  
Ravines Wine Cellars  
Reagan's Canoe and Kayak Livery  
Reality Realty  
Red Dove Tavern  
Red Jacket Orchards  
Red Newt Cellars  
Red Tail Ridge Winery  
Regional Access  
Relax Inn  
RENOVUS Energy, Inc.  
Rising Sun Reiki  
Robinia Redux Locust Fencepost Plantation  
Rooster Fish Brewing  
Roots and Wings Performing Arts Academy  
Rustic Log Cabins  
Sabol Farm  
Salubrious Farms  
Sapsquatch Pure Maple Products  
Sawmill Creek Vineyards  
Schank Companies  
Seneca BioEnergy  
Seneca Chief Guide Services  
Seneca General Store  
Seneca Harbor Station  
Seneca Harbor Wine Center  
Seneca Lake General Store  
Seneca Lake Vacation Rentals  
Seneca Lodge  
Seneca Lodge Craft Brewing  
Seneca Lodge Lake House  
Seneca Physical Therapy of the Finger Lakes,  
PC  
Seneca Sailing Adventures  
Seneca Shore Wine Cellars  
Seneca Springs Resort  
Seneca Strategic Consulting, LLC  
Seneca Sunrise Coffee  
Seneca Wine Boat Tours  
SenecaLakeVacationRentals.com  
Senecayuga Properties, LLC.  
September Hill Midwifery  
Shalestone Vineyards

Shaw Vineyards  
Sheldrake Point Vineyards  
Showboat Motel and Restaurant  
Silver Springs Winery  
Silver Thread Vineyards  
Six Circles Farm  
Skyland Gallery  
Skyland Guest House  
Snug Planet and Snug Solutions  
Solar Systems Unlimited  
Southern Tier Hops  
Squires Accounting and Tax Services Inc.  
Stalks and Stones  
Standing Stone Vineyard  
Staving Artist Woodwork  
Stick and Stone Farm  
Stomping Grounds  
Stone Pillow Pottery  
StoneBoat Computing Solutions  
Stonecat Cafe  
Stony Lonesome Farms LLC  
Studio West  
subject2change Media  
Summit to Stream Adventures  
Sun Dance Creations  
Sun Garden Grille  
Sunrise Hill Vineyards  
Sunrise Landing B & B  
Sunset on Seneca B&B  
Sunshine Natural Foods  
Sustainable Viticulture Systems-Proprietor  
Suzanne's Fine Regional Cuisine  
Swamp Road Baskets  
Swedish Hill, Goose Watch, and Penguin Bay  
Wineries  
Sweet Chariot Livery  
Sweet Mother Nature  
Tabora Vineyards  
TAITEM Engineering PC  
Tchotchke  
The Black Sheep Inn  
The Burns Sisters  
The Elf in the Oak  
The Good Life Farm  
The Keep at Newell Farm  
The Last Word  
The Pearl of Seneca Lake B & B  
The Piggery  
The Soap Garden  
The Water Cottage  
The White Gazebo

Themis and Thread  
Think Topography  
Thomas Merrill Professional Land Surveyor  
Three Brothers Wineries  
Three Swallows Farm  
Three Tree Inn B & B  
Thunder Mountain Foods  
Thyme Stands Still Fruit and Vegetables  
Tim McKinney,  
Photographer/Writer/Woodworker  
Tim Regan  
Tim Wells- Furniture Maker  
Tom Blecher  
Tom Weidemann  
Tree Gate Farm  
Turbo Taxi  
Two Goats Brewing  
Two Sisters Cottage on Seneca Lake  
Unique Pool Service  
Upstate Energy Solutions  
Vaping Bad  
Ventosa Vineyards  
Villa Bellangelo  
Waterloo Container  
Waterloo Custom Apparel and Gifts  
Watkins Glen Massage  
Watkins Glen Wine and Spirits  
Wayne Schutz  
West Haven Farm  
West Main Kitchen  
West Side Wine and Spirits  
White Gazebo Inn  
White Wizard Consulting, LLC  
Wide Awake Bakery  
Wild Flower Cafe  
Wine a Bit and More  
Wine Forward  
Wine on Ice  
Wixom Farm  
Wolf Tree Farm  
Zero to Go LLC