WATKINS GLEN SOLAR ENERGY CENTER

Case No. 17-F-0595

1001.37 Exhibit 37

Back-Up Fuel

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The requirements of 16 New York Codes, Rules and Regulations (NYCRR) § 1001.37 are not applicable to the proposed Watkins Glen Solar Energy Center (the Watkins Glen Solar Energy Center or the Project) because it does not require back-up fuel. The Project is a solar generation facility and will not use fuel oil or any other back-up fuel.