

Residents of the Nozdrzec Municipality (and surrounding localities)

Wesoła, 15.09.2025

Brzozów County, Podkarpackie Voivodeship

POLAND

[REDACTED]
Independent Project Accountability Mechanism
European Bank for Reconstruction and Development
Five Bank Street, London,
E14 4 BG United Kingdom

We, as residents of localities neighbouring the wind turbines, oppose the wind farm investment implemented, among others, by YVS Nozdrzec Farma Wiatrowa sp. z o.o. within the territory of the Nozdrzec municipality.

Despite our protests and many cases of blatant violation of the law (e.g. entry onto private plots without a valid agreement with their owners), the investment was completed and produces electricity.

Unfortunately, residents feel deceived both by the investor and by the municipal authorities (there were no public consultations during which all arguments for and against this investment would have been presented).

The result is that reception of television via terrestrial antennas is not possible (many elderly and ill people live here, who until now could use television free of charge, including, for example, broadcasts of Holy Masses on holidays – and now this is impossible); in addition, residents experience other adverse health effects related to the operation of the wind turbines: noise, shadow flicker on sunny days (stroboscopic effect), infrasound, magnetic field.

Unfortunately, several of them are located below 700 metres from the nearest inhabited houses, and three even below 500 metres! Civil lawsuits have been brought against [REDACTED] before the District Court in Warsaw. The construction of wind turbines in Wesoła and Hłudno, which started on a large scale at the end of February 2023, from the very beginning raised many controversies among the local community (works in the field were also carried out on holidays, as well as during the bird nesting period, i.e. from 15 March to 15 July).

Controversy is also raised by the actions of local authorities, which, in the opinion of many residents, resulted in the issuance of decisions concerning the felling of trees on private plots belonging to members of the local community.

The investor's right to these plots – on the basis of lease agreements and transmission easement agreements from the years 2008–2013 – in many cases became time-barred (moreover – to this day there are no valid agreements in more than 20 cases), because Wind Energia sp. z o.o. – the legal predecessor of the investor – did not fulfil its obligations within the required time, and those agreements state that the investor was to pay rent within 10 years as payment for the possibility of investing. Since no payment was made – the agreements lost their validity – and in this situation the investor's entry onto the plots could be assessed as a violation of legal provisions. The current legal successor – YVS Nozdrzec Farma Wiatrowa – imposes the content of new agreements on landowners whose plots are the subject of interest of the above-mentioned investment, which in

our opinion primarily serve its own interests and, at the same time, according to the opinion of the plot owners, are harmful to them – and thus unacceptable.

Firstly, the remuneration related to these agreements is in amounts often set more than 15 years ago (!), and moreover the plots are the subject of assignment – that is, in a way, pledged as collateral for the above-mentioned investment!

Those landowners who did not agree to the conditions imposed by the investor and did not agree to violations of the law – entry onto the plots by the investor without valid agreements – received intimidating letters in which they were burdened with liability for possible damages amounting to even several tens of thousands of Polish zloty per day, and even imprisonment! In addition, residents of Wesoła and Hłudno have grievances against the investor, and especially against the authorities of the Nozdrzec municipality and municipal councillors, for not conducting public consultations during which all arguments for and against should have been presented; this investment, apart from measurable benefits in the future for the investor, simultaneously brings many disadvantages for residents, but also for nature and the ecosystem (wild animals, birds – it also constitutes an indirect threat to their health and lives).

After 2012, the matter of the construction of the wind farm seemed to “fall silent” – almost no one knew that in 2015 the County Office in Brzozów issued a decision – a building permit; however, none of the residents noticed works related to the construction of the wind farm until February 2023. In the meantime – in January 2023 – the Branch Office in Krosno of the Podkarpackie Voivodeship Office issued a building permit decision on the basis of an amended construction design (the capacity of the wind power plants increased from 2 to 3 MW). The wind farm leads to the disfigurement of the area, makes it unattractive for tourism for the next 30 years (!); these areas are unattractive to potential investors, and it is also not possible to obtain permits for the construction of new houses on many plots! In addition, residents are losing financially – because all buildings (especially at distances below 700 metres from a turbine), built with such effort by the work of the present and previous generations, are losing value by even more than 50%; many land plots in close proximity to the turbines are also losing value. Residents have a sense of injustice and feel deceived by the investor’s representatives (the office in Hłudno).

Unfortunately, in the opinion of the residents of the municipality, the vast majority of decisions of local authorities served the interests of the investor and not the interests of residents, especially when residents turned to them for help – arguing that this was a private matter between the plot owner and the investor. A particularly outrageous issue was the fact (in our view, certification of an untruth) – namely the declaration of the right to dispose of real property for the investor (PB-5) signed on 11.10.2022 by the then manager of YVS Nozdrzec Farma Wiatrowa, [REDACTED]. Outrageous was the violation of the personal integrity of two plot owners by employees of a security company hired on that day by YVS Nozdrzec Farma Wiatrowa.

Furthermore, in the years 2013–2014 land consolidation was carried out in Hłudno, which – according to residents – was also intended to serve the wind farm investment. In conclusion: the landowners in Wesoła and Hłudno whose land falls within the area of interest of the wind farm investment have a sense of injustice caused to them by the investor, its representatives in the company office in Hłudno, as well as feel “cheated” both by previous and current municipal authorities and previous and current municipal councillors, who instead of representing their interests and standing up for them – colloquially speaking – turned their backs on them. In the residents’ view, the investor exploited ignorance, advanced age, and possibly a lack of ability to make rational decisions by landowners – which resulted in problems for their legal successors described above.

The manner in which the investor treated landowners with whom it “did not manage” to sign new agreements and did not pay due lease rent together with statutory interest was, in the opinion of

many residents, highly reprehensible and degrading to their personal dignity, which is due to everyone regardless of age, social position, or financial status.

Those who came to the office in Hłudno with their problems felt like intruders who were disturbing the investor's work. Currently, many of them would not sign those agreements again, but unfortunately their legal successors bear their consequences.

No one expected that nowadays – in the 21st century – a multi-million business could be conducted in such a manner. Unfortunately, local authorities failed here and left residents with serious problems for at least 30 years.

Attachment: Signatures of residents of the Nozdrzec municipality and surrounding localities.

Copies sent to:

