



South Ripley
SOLAR PROJECT

ConnectGen Chautauqua County LLC

South Ripley Solar Project
Matter No. 21-00750

900-2.26 Exhibit 25

Other Permits and Approvals

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EXHIBIT 25 OTHER PERMITS AND APPROVALS

(a) List of any Federal or Federally-Delegated Permit, Consent, Approval or License Required for Facility Construction and Operation

Below is a list of anticipated federal permits, consent, approvals, or licenses needed for the proposed Facility based on the Applicant's current understanding:

- U.S. Army Corps of Engineers (USACE) Nationwide Permit for the placement of fill in federal jurisdictional Waters of the U.S. (WOTUS) pursuant to Section 404 of the Clean Water Act (CWA). The Applicant is in coordination with the USACE regarding Section 404 CWA permitting and anticipates seeking authorization under the Nationwide Permit program in Q3 2021.
- Water Quality Certification for the placement of fill in federal jurisdictional WOTUS pursuant to Section 401 of the CWA. The Applicant anticipates requesting Section 401 of the CWA certification in Q3 2021 concurrent with Section 404 CWA authorization.
- New York State Pollution Discharge Elimination System (SPDES) General Permit for Stormwater Discharges from Construction Activity (GP-0-20-001) pursuant to Section 402 of the CWA and Article 17 of the Environmental Conservation Law. The Applicant would obtain SPDES General Permit coverage prior to construction. The Applicant has completed a Stormwater Pollution Prevention Plan to support compliance with GP-0-20-001 and anticipates filing the Notice of Intent prior to construction.
- Consultation with the New York State Office of Historic Preservation (SHPO) under Section 106 of the National Historic Preservation Act (in connection with Section 404 permit). SHPO consultation was initiated by the Applicant via CRIS in June 2020. All historic and cultural resources survey reports (i.e., Phase 1A Archaeological Survey, Phase 1A Historic Resources Survey Methodology, Historic Resources Survey Report, and Phase 1B Archaeological Survey Report, and a Phase 1B Archaeological Survey Report Addendum per SHPO's request) have been submitted to SHPO as detailed in Exhibit 9.

The Applicant is not aware of other federal or federal-delegated permits, consents, approvals, or licenses required for construction or operation. The Applicant will inform the Office if any changes to the statuses of these authorizations.

(b) Other Applications or Filings

The Applicant anticipates seeking authorization from the New York State Department of Transportation (NYSDOT) to issue the following applicable road work permits for construction of the Facility:

- Highway Work Permit for the crossing of state highways or using state highways for access pursuant to the New York State Highway Law, Article 3, Section 52.
- County Rights-of-Way (ROW) Permit for performing maintenance, modification, or installation of any new structure (e.g., driveway, poles, wires, underground pipeline, signs) within the ROW of a county road pursuant to NYS Highway Law, Article 6, Section 136.
- Special Use Permit for Oversize/Overweight Vehicles (OS/OW) for load exceedance pursuant to NYS Vehicle and Traffic Law, Article 10, Section 385.

As part of the draft permit, and consistent with the 94-c Uniform Standards and Conditions, the Applicant anticipates that ORES will expressly authorize the NYSDOT to issue the applicable highway work permit(s) and other ministerial permit(s) associated with road work as listed above.

The Applicant does not have, and is not aware of, any other application or filing pending before any governmental agency, department or court which concerns the subject matter of this proceeding (i.e., South Ripley Solar Project).