
RE: Fw: Borrego Solar Project/Lanfear Property

Kornak, Kate F (DEC) <Kate.Kornak@dec.ny.gov>

Thu, Jun 24, 2021 at 1:45 PM

To: Markku McGlynn <mmcglynn@shumakerengineering.com>, "Smith, Carolyn K (DEC)" <Carolyn.Smith@dec.ny.gov>

Cc: "Sherwood, Bradley J CIV USARMY CENAN (USA)" <Brad.Sherwood@usace.army.mil>, Gregory Gibbons <ggibbons@borregosolar.com>, Steve Long <slong@borregosolar.com>, "Swenson, Theresa G (DEC)" <theresa.swenson@dec.ny.gov>

Good afternoon,

Thank you for submitting updated plans on June 16, 2021 which moves the proposed project out of the state-regulated freshwater wetland area. The nearest mapped state-regulated wetland is separated from the site by Route 5S and Egelston Rd. These roads represent definable breaks. Based on the information provided, onsite wetlands are not jurisdictional for the Department and therefore an Article 24 Freshwater wetland permit application is not required.

If you have any additional questions, please let me know.

Thank you,

Kate Kornak

Kate Kornak

Regional Permit Administrator

Region 4, Division of Environmental Permits

New York State Department of Environmental Conservation

1130 North Westcott Rd. Schenectady, NY 12306

P: (518) 357-2459 | kate.kornak@dec.ny.gov



From: Markku McGlynn <mmcglynn@shumakerengineering.com>**Sent:** Wednesday, June 16, 2021 4:06 PM**To:** Kornak, Kate F (DEC) <Kate.Kornak@dec.ny.gov>; Smith, Carolyn K (DEC) <Carolyn.Smith@dec.ny.gov>**Cc:** Sherwood, Bradley J CIV USARMY CENAN (USA) <Brad.Sherwood@usace.army.mil>; Gregory Gibbons <ggibbons@borregosolar.com>; Steve Long <slong@borregosolar.com>**Subject:** RE: Fw: Borrego Solar Project/Lanfear Property

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Kate/Carolyn, thank you for your June 10th letter response. As a follow up to the NYSDEC jurisdictional inquiry, we have attached an updated package removing the northeast portion of the site boundary in proximity to the 500' NYSDEC wetland checkzone.

To our understanding the State-regulated wetland TH-13 will not intersect any of our wetlands to the west of Revine Creek. We are understanding Revine Creek to be non-navigable and non-jurisdictional as a Class C (C) stream. Please let us know if you have a different interpretation however we anticipate avoiding the banks of the stream, limited to within 15'-20' from the OHW as observed. We will follow up with permitting next.

Thank you,

Markku McGlynn

**Environmental Scientist IV
Shumaker Consulting Engineering and Land Surveying, D.P.C.**

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PLEASE NOTE FOR FILE ATTACHMENTS LARGER THAN 15 MB PLEASE COORDINATE USE OF OUR COMPANY DROPBOX.

----- Forwarded message -----
From: **Smith, Carolyn K (DEC)** <Carolyn.Smith@dec.ny.gov>
Date: Thu, Jun 10, 2021, 5:04 PM
Subject: Fw: Borrego Solar Project/Lanfear Property
To: ggibbons@borregosolar.com <ggibbons@borregosolar.com>

My apologies, the first one kicked out your email address, so I am forwarding you a copy of the message and attachments.

Thank you.

Casey

From: Smith, Carolyn K (DEC)
Sent: Thursday, June 10, 2021 5:00 PM
To: thr56@frontier.com <thr56@frontier.com>
Cc: Kornak, Kate F (DEC) <Kate.Kornak@dec.ny.gov>
Subject: Borrego Solar Project/Lanfear Property

Dear Mr. Reilly;

Attached please find our Jurisdictional Inquiry Response and Map regarding the above referenced project. If you have any questions, please contact Kate Kornak at the information on the letter.

Thank you.

Casey Smith
Office Assistant I

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