



DEPARTMENT OF THE ARMY
U.S. Army Corps of Engineers, ATTN: CENAN-OP-RU
Upstate Regulatory Field Office
1 Buffington St., Building 10, 3rd Fl. North
Watervliet, New York 12189-4000

Upstate New York Section

March 9, 2022

SUBJECT: Permit Application No. NAN-2021-00254-USH
by Glen Solar 1, LLC
Town of Glen, Montgomery County, New York

Greg Gibbons
Glen Solar 1, LLC
55 Technology Drive, Suite 102
Lowell, MA 01851

Dear Mr. Gibbons:

On February 4, 2022, this office received your request for a reverification of the previously verified Nationwide Permit No. 14 dated August 16, 2021. This request included your Application for Department of the Army Permit dated February 4, 2022, and a letter stating that the previously submitted drawings entitled "Wetland Impact Figure, NYS Rte. 5S – Fultonville Solar Site", Drawing No. Figure 3-1, dated June 2021, and prepared by Shumaker Consulting Engineering & Land Surveying, D.P.C., "NYSERDA Submission, 2621 State Highway 5S Solar Project", Drawing Nos. T-1, C-1.0, C-2.0, C-3.0, C-4.0, C-5.0, C-5.1, C-5.2, C-6.0, C-6.1, C-6.2, C-6.3, W-1.0, and W-2.0, all prepared by Borrego Solar, dated February 10, 2021, and last revised June 24, 2021, "16'0" x 8'0" Cattle Guard", prepared by Big R Bridge, and dated April 30, 2010, and "HL-93 Cattle Guard Sill", prepared by Big R Bridge, and dated December 6, 2012, were still valid and up to date. The submitted information describes a proposal that would consist of the following:

The discharge of fill material into 0.08 acres of waters of the United States, including wetlands and 74 linear feet of stream channel to facilitate the installation two crossings, including the upgrading of an existing farm crossing and the installation of a cattle guard roadway, to provide an access roadway to a proposed solar facility at 2621 State Route 5S. In addition, approximately 0.06 acres of wetland and 10 linear feet of stream channel will be temporarily impacted as part of the roadway installation. All temporary impacts will be restored to preexisting conditions at the completion of the roadway.

Based upon the information provided, it appears that your proposed work may be authorized under Department of the Army nationwide general permit number: 14. The nationwide permits are prescribed as a Reissuance of Nationwide Permits in the Federal Register dated December 27, 2021 (86 FR 73522).

The work may be performed without further authorization from this office provided the activity complies with the terms and conditions of the Nationwide Permits (NWP) and the permit conditions listed in Section B, No. 14, Section C, any applicable

PLEASE USE THE ABOVE 18-CHARACTER FILE NUMBER ON ALL CORRESPONDENCE WITH THIS OFFICE

New York District regional conditions, and any applicable regional conditions added by the State of New York. Please note that NWP General Condition No. 12 requires the installation and maintenance of proper soil erosion and sediment controls during construction.

The 2022 Nationwide Permits, including their final regional conditions, water quality certifications, and coastal zone concurrence statements are available at:

<http://www.nan.usace.army.mil/Missions/Regulatory/Nationwide-Permits/>

Please review and familiarize yourself with all relevant terms and conditions of the nationwide permit prior to proceeding with your project, and subsequently ensure you adhere to all conditions through the duration of the project. If you do not have internet access and require a specific paper copy, please contact the undersigned to request one be mailed to you. Please be sure to have your permit application number readily available when you call.

This verification is valid until March 14, 2026, unless the nationwide permit is modified, reissued, or revoked. This verification will remain valid until March 14, 2026, if the activity complies with the terms of any subsequent modifications of the nationwide permit authorization. If the nationwide permits are suspended, revoked, or modified in such a way that the activity would no longer comply with the terms and conditions of a nationwide permit, and the proposed activity has commenced, or is under contract to commence, the permittee shall have 12 months from the date of such action to complete the activity.

Please note that this determination does not eliminate the need to obtain any other Federal, State, or local authorizations required by law for the above described work, including any required permit from the NYSDEC.

In order for us to better serve you, please complete our Customer Service Survey located at:

<http://www.nan.usace.army.mil/Missions/Regulatory/CustomerSurvey.aspx>

Any inquiries can be directed to the undersigned at (518) 266-6355 or at Brad.Sherwood@usace.army.mil.

Sincerely,



Brad Sherwood
Project Manager
Upstate New York Section

Enclosure

Cf: Connally, P. – NYSDEC, Region 4, Schenectady
Town of Glen
McGlynn, M. - Shumaker



DEPARTMENT OF THE ARMY
U.S. Army Corps of Engineers, ATTN: CENAN-OP-RU
Upstate Regulatory Field Office
1 Buffington St., Building 10, 3rd Fl. North
Watervliet, New York 12189-4000

CENAN-OP-RU

NATIONWIDE PERMIT COMPLIANCE CERTIFICATION AND REPORT FORM

Permittee: Borrego Solar Systems, Inc.

Permit No. NAN-2021-00254-USH

Date Permit Verification Issued: March 9, 2022

Location: Town of Glen, Montgomery County, New York

Within 30 days of the completion of the activity authorized by this permit and any mitigation required by the permit, sign this certification and return it to the address at the bottom of this form.

Please note that your permitted activity is subject to a compliance inspection by a U.S. Army Corps of Engineers representative. If you fail to comply with this permit, you are subject to permit suspension, modification, or revocation.

I hereby certify that the work authorized by the above referenced permit has been completed in accordance with the terms and conditions of said permit, and required mitigation was completed in accordance with the permit conditions.

Date Work Started: _____

Date Work Completed: _____

Signature of Permittee

Date

Fold this form into thirds, with the bottom third facing outward. Tape it together and mail to the address below
or **EMAIL TO:** cenan.rfo@usace.army.mil

Place Stamp
Here

DEPARTMENT OF THE ARMY
U.S. Army Corps of Engineers
ATTN: CENAN-OP-RU
Upstate Regulatory Field Office
1 Buffington St., Bldg. 10, 3rd Fl. North
Watervliet, New York 12189-4000