

Brookside Solar, LLC

Franklin County, New York

NOTICE OF SUBMISSION OF JOINT PERMIT APPLICATION, INCLUDING WATER QUALITY CERTIFICATION

This notice announces that, on July 22, 2024, Brookside Solar, LLC, (“the Applicant”) filed a Joint Application for Wetlands Permit under Nationwide Permit 51 which included a request for a Water Quality Certification (WQC), with the U.S. Army Corps of Engineers (USACE) (collectively the “Joint Application”). The Joint Application will be filed with the New York State Office of Renewable Energy Siting and Electric Transmission (ORES) on or about September 20, 2024. The Joint Application relates to electric utility lines and access roads associated with its proposed 100 megawatt (MW) solar powered electric generation project, to be located in the Towns of Burke and Chateaugay, Franklin County, known as the Brookside Solar Energy Center.

On December 8, 2023, the Applicant was issued a Siting Permit under Section 94-c of the New York Executive Law from ORES (Matter # 21-00917), now NY Public Service Law Article VIII. The Joint Application that is the subject of this notice covers the permits/approvals required to construct and/or operate the Project under the Clean Water Act 404 from the USACE and for Water Quality Certification from ORES (Clean Water Act 401 and 6 NYCRR Part 608). No public comment period is required for the Joint Application at this time.

The Joint Application includes, among other things: a description of the Project, including details on Project components, Project design, Project construction, and related information; an analysis of the environmental setting of the Project; results from analyses conducted to assess potential impacts to aquatic resources, streams and jurisdictional waters from construction and operation of the Project; proposed measures to minimize environmental impacts; and reasonable alternatives. The Application also addresses compliance with the Endangered Species Act and the Historic Preservation Act.

The Applicant is seeking coverage pursuant to Section 404 of the Clean Water Act under Nationwide Permit 51 for limited impacts to federally jurisdictional wetlands and streams. The Project will have the following environmental impacts relevant to the request for Water Quality Certification and USACE Application under review. All construction and any impact within the Facility Area is allowable by ORES in state regulated streams, wetlands, or 100-foot wetland adjacent areas. Construction of the Project will result in approximately 2,559 linear feet (0.059 acres) of temporary impacts to federally regulated streams associated with underground electric collection lines, and approximately 136 linear feet (less than 0.01 acre) of permanent impacts to federally regulated streams associated with access roads. Construction of the Project will result in approximately 0.03 acres of temporary impacts in federally regulated wetlands associated with selective tree clearing. Any necessary wetland mitigation related to potential Project impacts will be determined by the USACE.

Pursuant to the ORES regulations, this notice is being provided in accordance with 16 NYCRR § 1100-1.4(b)(1) and § 1.6(c) and will be published at least three (3) days prior to the filing of the Joint Application with ORES. A copy of the Joint Application will be served on the Chief Executive Officer of each municipality in which any portion of the Project is located, as well as those persons and agencies enumerated in 16 NYCRR § 1100-1.6(a).

This Joint Application, when filed with ORES, will be available on the Project’s dedicated website ([Brookside Solar Project | Solar Farms in New York \(aes.com\)](#)) or on the ORES website at (<https://ores.ny.gov/permit-applications>) under Matter Number 21-00917. Documents may also be viewed at the following public repositories: Wead Library, 64 Elm Street, Malone, NY 12953 and Chateaugay Memorial Library, 4 John Street, Chateaugay, NY 12920. Libraries often have free internet access.

Contact Information

To obtain information regarding the Project, please contact:

Brookside Solar, LLC
c/o AES Clean Energy Development, LLC
Development 292 Madison Avenue, 15th Floor
New York, NY 10017
866-757-7697

Project Representative: Mario Rice, Director

brookside solar@aes.com

File a Request for Notices

Any interested member of the public may file a request with ORES to receive copies of all notices concerning the Project. Written requests should be sent to general@ores.ny.gov or sent by mail to the following address: Office of Renewable Energy Siting (ORES), c/o: OGS Mailroom, Empire State Plaza, 240 State Street, P-1 South, J Dock, Albany, NY 12242.