



DEPARTMENT OF THE ARMY
U.S. ARMY CORPS OF ENGINEERS, NEW YORK DISTRICT
JACOB K. JAVITS FEDERAL BUILDING
26 FEDERAL PLAZA
NEW YORK, NEW YORK 10278-0090

OCT 31 2019

Regulatory Branch

SUBJECT: Permit Application Number NAN-2019-00825-WOR
by Forefront Power LLC

Kevin Jamieson
Maser Consulting P.A.
18 Computer Drive East
Albany, New York 12205

Dear Mr. Jamieson:

On June 13, 2019, the New York District, U.S. Army Corps of Engineers (Corps), received a request for Department of the Army authorization for the construction of a solar power generation facility. The project site is in the Rondout Creek watershed, located at 270-276 Maple Avenue in the Town of Goshen, Orange County, New York.

The proposed work is shown on the drawings entitled "Varano Solar Project 270 & 276 Maple Ave. Goshen, NY, 10958", Sheet Nos. C-101, C-102 and C-103, prepared by Maser Consulting P.A., dated July 18, 2019, and last revised September 19, 2019.

Our review indicates that since the proposed work does not appear to include dredging or construction activities in or over any navigable waters of the United States, the placement of any dredged or fill material in any waters of the United States (including coastal or inland wetlands) or the accomplishment of any work affecting the course, location, condition or capacity of such areas, a Department of the Army permit, in accordance with 33 CFR 320-330, will not be required provided the proposed work is executed in accordance with the referenced material.

Care should be taken so that any fill or construction materials, including debris, do not enter the waterway to become a drift or pollution hazard. A No Permit Required (NPR) determination by the Corps:

- Does not obviate the requirement to obtain any other Federal, State, or local permits which may be necessary for your project;
- Does not constitute a federal evaluation of possible impacts to species protected under the Endangered Species Act. Projects that have the potential to impact federally listed species should contact the U.S. Fish and Wildlife Service; and

OCT 31 2019

- Does not constitute a federal evaluation of possible impacts to historic resources protected under Section 106 of the Natural Historic Preservation Act. Projects that have the potential to impact historic sites should contact the State Historic Preservation Officer in New York.

This NPR determination neither addresses nor includes any consideration for geographic jurisdiction on aquatic resources and shall not be interpreted as such.

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>.

If any questions should arise concerning this matter, please contact Brian A. Orzel, of my staff, at (917) 790-8413.

Sincerely,



Rosita Miranda
Chief, Western Section

cc: NYSDEC - Region 3
Town of Goshen