# **PUBLIC NOTICE**



Comment Period Begins: December 3, 2024 Comment Period Ends: January 3, 2025 File Number: NAE-2023-02299 In Reply Refer to: Heather S. Stukas, Regulatory Division Phone: (978) 318-8678 Email: heather.s.stukas@usace.army.mil

The District Engineer, U.S. Army Corps of Engineers, New England District (USACE), has received a permit application, file number NAE-2023-02299, to conduct work in waters of the United States from James Foley, Knox Solar Energy Center LLC, 179 Green Street Suite 100, Boston, MA 02130. This work is proposed in freshwater wetlands adjacent to tributaries of the Saint George River near Rocky Hill Road in Warren, Maine. The site coordinates are: Latitude 44.137989°N Longitude - 69.226726°W.

The work involves the discharge of permanent fill into 0.11 acres of freshwater wetlands adjacent to tributaries of the Saint George River to facilitate construction of a ground-mounted solar energy facility. Additionally, the project will result in the permanent conversion of 4.42 acres of forested wetlands into emergent wetlands.

The applicant has demonstrated that they have avoided and minimized waterway/wetland impacts to the maximum extent possible. To compensate for unavoidable impacts to waterways/wetlands, the applicant proposes a one-time In-Lieu-Fee contribution to the Maine Natural Resource Conservation Program.

The work is shown on the enclosed plans entitled "Knox Solar Energy Center, Alternative Wetland Impact Plan" on five (5) sheets, and dated "August 8, 2024."

Additional plans are available per request.

## AUTHORITY

Permits are required pursuant to:

Section 10 of the Rivers and Harbors Act of 1899

- X Section 404 of the Clean Water Act
  - \_ Section 103 of the Marine Protection, Research and Sanctuaries Act.

The decision whether to issue a permit will be based on an evaluation of the probable impact of the proposed activity on the public interest. That decision will reflect the national concern for both protection and utilization of important resources. The benefit which may reasonably accrue from the proposal must be balanced against its reasonably foreseeable detriments. All factors which may be relevant to the proposal will be considered, including the cumulative effects thereof; among those are: conservation, economics, aesthetics, general environmental concerns, wetlands, cultural value, fish and wildlife values, flood hazards, flood plain value, land use, navigation, shoreline erosion and accretion, recreation, water supply and conservation, CENAE-R File No. NAE-2023-02299

water quality, energy needs, safety, food production and, in general, the needs and welfare of the people.

The USACE is soliciting comments from the public; federal, state, and local agencies and officials; Indian Tribes; and other interested parties in order to consider and evaluate the impacts of this proposed activity. The USACE will consider all comments received to determine whether to issue, modify, condition or deny a permit for this proposal. To make this decision, comments are used to assess impacts on endangered species, historic properties, water quality, general environmental effects, and the other public interest factors listed above. Comments are used in the preparation of an environmental assessment and/or an environmental impact statement pursuant to the National Environmental Policy Act. Comments are also used to determine the need for a public hearing and to determine the overall public interest of the proposed activity.

Where the activity involves the discharge of dredged or fill material into waters of the United States the evaluation of the impact of the activity will also include application of the guidelines promulgated by the Administrator, U.S Environmental Protection Agency, under authority of Section 404(b) of the Clean Water Act.

#### NATIONAL HISTORIC PRESERVATION ACT

Based on our initial review of the proposed project, historic properties were identified within the area of potential effects. However, the applicant currently proposes to avoid all effects to known historic properties. Additional review and consultation to fulfil requirements under Section 106 of the National Historic Preservation Act of 1966, as amended, will be ongoing as part of the permit review process.

#### ENDANGERED SPECIES CONSULTATION

The USACE has reviewed the application for the potential impact on federally-listed threatened or endangered species and their designated critical habitat pursuant to section 7 of the Endangered Species Act (ESA) as amended. It is our preliminary determination that the proposed activity for which authorization is being sought is designed, situated or will be operated/used in such a manner that it is not likely to adversely affect a listed species or their critical habitat. We are coordinating with the National Marine Fisheries Service and/or U.S. Fish and Wildlife Service on listed species under their jurisdiction and the ESA consultation will be concluded prior to the final decision.

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## **OTHER GOVERNMENT AUTHORIZATIONS**

The states of Connecticut, Maine, Massachusetts, New Hampshire and Rhode Island have approved Coastal Zone Management Programs. Where applicable, the applicant states that any proposed activity will comply with and will be conducted in a manner that is consistent with the approved Coastal Zone Management Program. By this public notice, we are requesting the state concurrence or objection to the applicant's consistency statement.

The following authorizations have been applied for, or have been, or will be obtained:

(X) Permit, license or assent from State.

() Permit from local wetland agency or conservation commission.

(X) Water Quality Certification in accordance with Section 401 of the Clean Water Act.

## COMMENTS

The Corps of Engineers is soliciting comments from the public; Federal, state, and local agencies and officials; Indian Tribes; and other interested parties in order to consider and evaluate the impacts of this proposed activity. Any comments received will be considered by the Corps of Engineers to determine whether to issue, modify, condition or deny a permit for this proposal. To make this decision, comments are used to assess impacts on endangered species, historic properties, water quality, general environmental effects, and the other public interest factors listed above. Comments are used in the preparation of an Environmental Assessment and/or an Environmental Impact Statement pursuant to the National Environmental Policy Act. Comments are also used to determine the need for a public hearing and to determine the overall public interest of the proposed activity. People submitting comments are advised that all comments received will be available for public review in their entirety and will be considered a matter of public record.

Comments should be submitted in writing by the above date. If you have any questions, please contact Heather S. Stukas, Regulatory Division, at <u>heather.s.stukas@usace.army.mil</u>, (978) 318-8678, (800) 343-4789 or (800) 362-4367.

Any person may request, in writing, within the comment period specified in this notice, that a public hearing be held to consider the application. Requests for a public hearing shall specifically state the reasons for holding a public hearing. The USACE holds public hearings for the purpose of obtaining public comments when that is the best means for understanding a wide variety of concerns from a diverse segment of the public.

The initial determinations made herein will be reviewed in light of facts submitted in

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response to this notice. Copies of letters of objection will be forwarded to the applicant who will normally be requested to contact objectors directly in an effort to reach an understanding.

THIS NOTICE IS <u>NOT</u> AN AUTHORIZATION TO DO ANY WORK.

Vetr D. Olustead

Peter D. Olmstead Chief, Maine Section Regulatory Division

Please contact Ms. Tina Chaisson at <u>bettina.m.chaisson@usace.army.mil</u> or (978) 318-8058 if you would like to be removed from our public notice mailing list.

# **PREPARED FOR**

# **KNOX SOLAR ENERGY CENTER LLC**

**179 GREEN STREET** JAMAICA PLAIN, MA 02130

# **SHEET INDEX**

SHEET No.	SHEET TITLE
GI-001	COVER SHEET
CN-001	GENERAL NOTES
EX-101	EXISTING CONDITIONS PL
CS-110	WETLANDS IMPACT PLAN
CS-120	STORMWATER BUFFER PL
CS-200	OVERALL SITE PLAN
CR-100	SITE PLAN KEY
CR-101 - CR-105	SITE GRADING & UTILITIE PLANS
DR-100	COLOR SOILS & SYMBOLS
DR-200	EXISTING WATERSHED SUBCATCHMENT PLAN
DR-300	PROPOSED WATERSHED SUBCATCHMENT PLAN
EC-101 - EC-102	EROSIONS CONTROL PLAN
CD-501 - CD-504 CD-505 - CD-511	EROSION CONTROL DETAI DETAILS

STATE AND FEDERAL F	PERMITS REQUIRED:	
PERMIT	REQUIRED / NOT REQURED	STATUS / PERMIT NO.
MEDEP WETLANDS BUREAU STANDARD DREDGE AND FILL	REQUIRED	PENDING
MEDEP NRPA	REQUIRED	PENDING
MEDEP SLODA	REQUIRED	PENDING
MEDOT ENTRANCE PERMIT	REQUIRED	PENDING
EPA, NPDES CONSTRUCTION GENERAL PERMIT (CGP)	REQUIRED	PENDING
MAINE ARMY CORPS	REQUIRED	PENDING
NO TEMPORARY OR PERMA		

NO TEMPORARY OR PERMANENT FILL SHALL BE PLACED IN ANY WETLAND UNLESS THE APPROPRIATE PERMIT HAS BEEN GRANTED BY MAINE DEP & USACE.

# **38 MW DC | 33.1 MW AC SOLAR ARRAY**

LAN LAN

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S MAP

NS AILS

# **PREPARED BY**



5 FLETCHER STREET, SUITE KENNEBUNK, MAINE 04303 207.363.0669 www.fando.com

# **PROJECT TEAM**

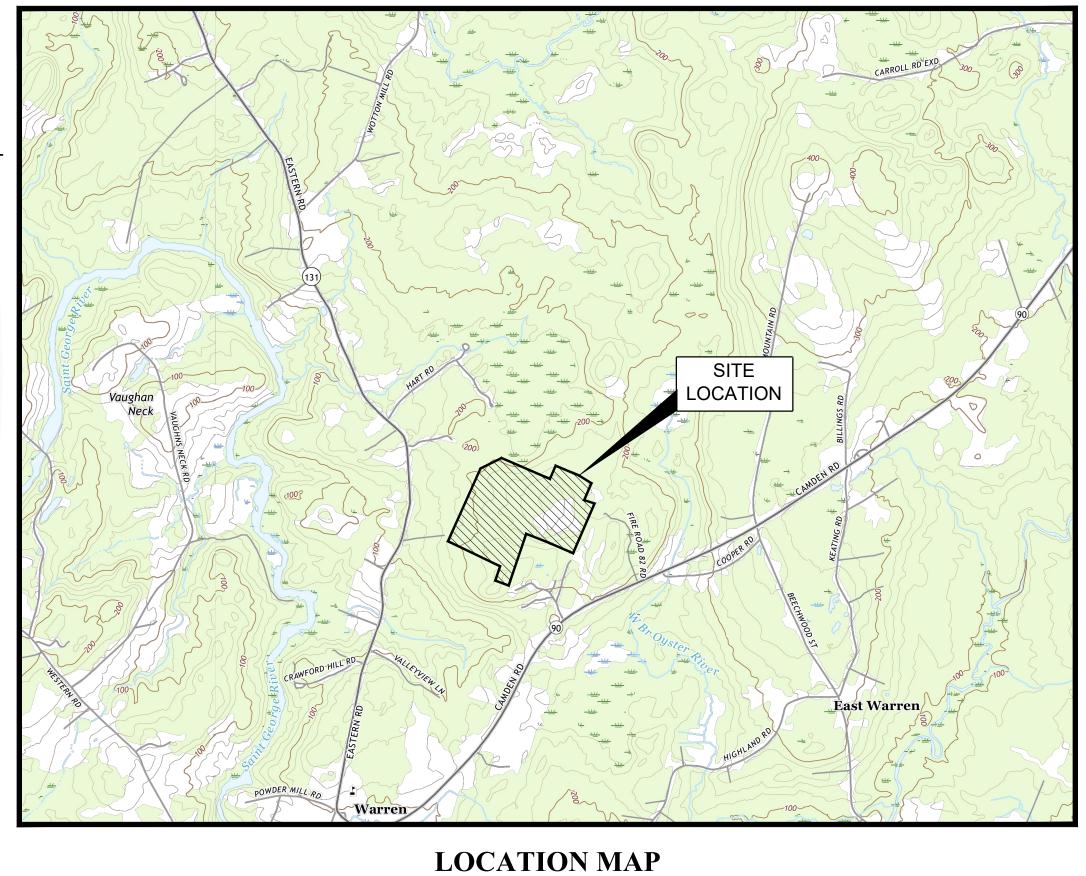
LAND SURVEYOR DOUCET SURVEY LLC **10 STORER STREET** KENNEBUNK, ME 04043 207.502.7005

NATURAL RESOURCES CONSULTANT MOYSE ENVIRONMENTAL SERVICES 355 HUSSON AVENUE. SUITE 4 BANGOR, ME 04401 207.945.6179

VERNAL POOL ASSESSMENT MOYSE ENVIRONMENTAL SERVICES 355 HUSSON AVENUE. SUITE 4 BANGOR, ME 04401 207.945.6179

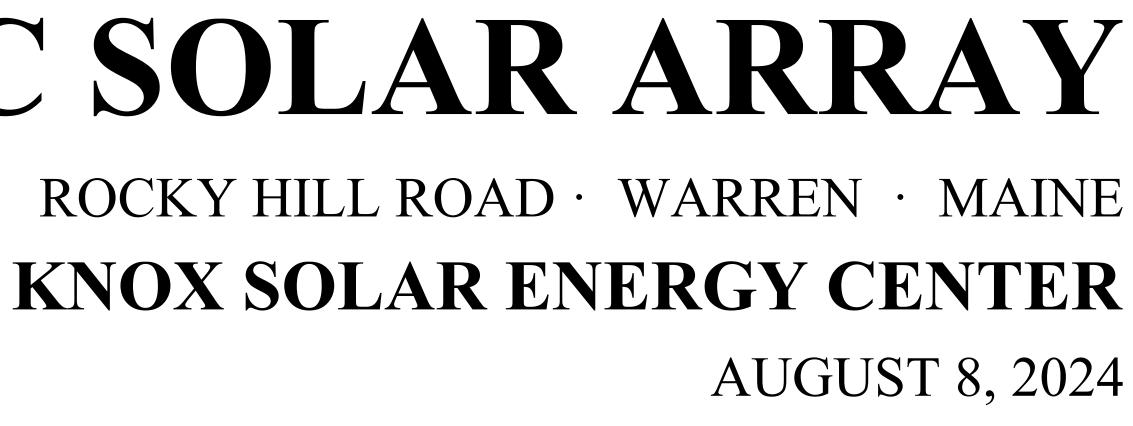
> **GEOTECHNICAL ENGINEERS** S.W. COLE ENGINEERING, INC. 286 PORTLAND ROAD GRAY, ME 04039 207.657.2866

SOIL SCIENTISTS MOYSE ENVIRONMENTAL SERVICES 355 HUSSON AVENUE. SUITE 4 BANGOR, ME 04401 207.945.6179





SCALE: 1" = 2000' McGLONE PROJ. No.: 20190588.C31 CONTACT DIG SAFE 72 HOURS PRIOR TO CONSTRUCTION DATE: 08/08/2024 THE LOCATION OF ANY UTILITY INFORMATION SHOWN ON THE LOCATION OF ANT UTILITY INFORMATION SHOWN ON THIS PLAN IS APPROXIMATE. CLD CONSULTING ENG. INC. MAKES NO CLAIM TO THE ACCURACY OR COMPLETENESS OF UTILITIES SHOWN. 72 HOURS PRIOR TO ANY EXCAVATION ON SITE, THE CONTRACTOR SHALL CONTACT DIG-SAFE AT 1-888-DIG-SAFE. GI-001



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NOTE			REGU
	REFERENCE: TOTAL PARCEL AREA:	WARREN - TAX MAP R10, LOT 63	1.
	OWNER OF RECORD:	TAX MAP R10, LOT 63 ALLENS BLUEBERRY FREEZER, INC.	2.
		P.O. BOX 536 ELLSWORTH, ME 04605—0536 K.C.R.D. BOOK 863, PAGE 250	3.
4.		.D.P. DURING FEBRUARY 2023 USING A TRIMBLE GEOXH ACCURACY UNDER IDEAL CONDITIONS IS $+/-$ 3 FEET.	4.
5.	APPROXIMATE HORIZONTAL PLANE COORDINATE ZONE	DATUM BASED ON NAD83(2011) MAINE EAST STATE (1801).	5.
6.	VERTICAL DATUM IS BASED	ON NAVD88.	6.
7.	MEASUREMENTS AND OTHER	FROM RECORD RESEARCH, OTHER MAPS, LIMITED FIELD R SOURCES. IT IS NOT TO BE CONSTRUED AS A JRVEY AND IS SUBJECT TO SUCH FACTS AS SAID	
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REFE	RENCE PLANS:		4.
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2.		LLS IN TOWN OF WARREN, KNOX COUNTY, FOR SHERRILL AND SURVEYS, DATED JUNE 1990, K.C.R.D. CABINET 8,	0.
<u>GENE</u>	ERAL		<u>CONS</u>
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3.		STRUCTION NOTIFICATIONS, APPLY FOR AND OBTAIN FEES, AND POST BONDS ASSOCIATED WITH THE WORK AS CT DOCUMENTS.	3.
4.		NOTES ON THIS PAGE. THEY CONTAIN INFORMATION TED WITH THIS PROJECT AND DESIGN.	4.
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- 7AM THOUGH NOON. ORY REQUIREMENTS HIN LOCAL RIGHTS-OF-WAY, PERFORM THE WORK IN ACCORDANCE WITH LOCAL NICIPAL STANDARDS.
- HIN STATE RIGHTS-OF-WAY, PERFORM THE WORK IN ACCORDANCE WITH THE EST EDITION OF THE DEPARTMENT OF TRANSPORTATION'S STANDARD CIFICATIONS AND ISSUED REVISIONS/SUPPLEMENTS.
- VIDE TRAFFIC SIGNAGE AND PAVEMENT MARKINGS IN CONFORMANCE WITH THE EST EDITION OF THE MANUAL OF UNIFORM TRAFFIC CONTROL DEVICES.
- RESPONSIBLE FOR SITE SECURITY AND JOB SAFETY. PERFORM CONSTRUCTION IVITIES IN ACCORDANCE WITH OSHA STANDARDS AND LOCAL REQUIREMENTS.
- POSE OF DEMOLITION DEBRIS IN ACCORDANCE WITH APPLICABLE FEDERAL, STATE LOCAL REGULATIONS, ORDINANCES AND STATUTES.
- PROJECT DISTURBS MORE THAN ONE ACRE OF LAND AND FALLS WITHIN THE NE DEP MULTI-SECTOR GENERAL PERMIT FOR STORMWATER DISCHARGE FROM STRUCTION ACTIVITIES GENERAL PERMIT PROCESS. WARREN MEADOW SOLAR TION LLC, HAS SUBMITTED INFORMATION TO THE DEP TO SATISFY THIS GENERAL MIT. THE CONTRACTOR MUST HAVE A COPY OF THIS GENERAL PERMIT ON SITE ALL TIMES.

AND SEDIMENT CONTROL

- TALL EROSION CONTROL MEASURES PRIOR TO STARTING ANY WORK ON THE SITE. ER TO THE EROSION AND SEDIMENT CONTROL DRAWINGS.
- LEMENT ALL NECESSARY MEASURES REQUIRED TO CONTROL STORMWATER NOFF, DUST, SEDIMENT, AND DEBRIS FROM EXITING THE SITE. PERFORM RECTIVE ACTION AS NEEDED FOR EROSION CLEANUP AND REPAIRS TO OFF SITE EAS, IF ANY, AT NO COST TO OWNER.
- PECT AND MAINTAIN EROSION CONTROL MEASURES PER THE SCHEDULE IN THE SION AND SEDIMENT CONTROL DRAWINGS. DISPOSE OF SEDIMENT IN AN UPLAND A. DO NOT ENCUMBER OTHER DRAINAGE STRUCTURES AND PROTECTED AREAS.
- FORM CONSTRUCTION SEQUENCING IN SUCH A MANNER TO CONTROL EROSION TO MINIMIZE THE TIME THAT EARTH MATERIALS ARE EXPOSED BEFORE THEY COVERED, SEEDED, OR OTHERWISE STABILIZED.
- ON COMPLETION OF CONSTRUCTION AND ESTABLISHMENT OF PERMANENT GROUND ER, REMOVE AND DISPOSE OF TEMPORARY EROSION CONTROL MEASURES. CLEAN IMENT AND DEBRIS FROM TEMPORARY MEASURES AND FROM PERMANENT STORM AIN AND SANITARY SEWER SYSTEMS.

CTION LAYOUT

- VIDE PROPER TRANSITIONS BETWEEN EXISTING AND PROPOSED SITE ROVEMENTS. FIELD VERIFY EXISTING PAVEMENT AND GROUND ELEVATIONS AT INTERFACE WITH PROPOSED PAVEMENTS AND DRAINAGE STRUCTURES BEFORE RT OF CONSTRUCTION.
- OR TO ORDERING MATERIALS AND BEGINNING CONSTRUCTION, FIELD VERIFY POSED UTILITY ROUTES AND IDENTIFY ANY INTERFERENCES OR OBSTRUCTIONS EXISTING UTILITIES OR PUBLIC RIGHTS-OF-WAY.
- EDIATELY INFORM THE ENGINEER IN WRITING IF EXISTING UTILITY CONDITIONS FLICT OR DIFFER FROM THAT INDICATED AND IF THE WORK CANNOT BE IPLETED AS INDICATED.
- ENSIONS ARE FROM FACE OF CURB. FACE OF BUILDING. FACE OF WALL. AND ITER LINE OF PAVEMENT MARKINGS, UNLESS NOTED OTHERWISE.
- JNDS OR MONUMENTATION DISTURBED DURING CONSTRUCTION SHALL BE SET OR ET BY A PROFESSIONAL LICENSED SURVEYOR.

# 

- TIFY UTILITY LOCATOR SERVICE AT LEAST 72 HOURS BEFORE STARTING AVATION.
- DIGSAFE: 1-888-DIG-SAFE
- P WORK IN THE VICINITY OF SUSPECTED CONTAMINATED SOIL, GROUNDWATER OR IER MEDIA. IMMEDIATELY NOTIFY THE OWNER SO THAT APPROPRIATE TESTING SUBSEQUENT ACTION CAN BE TAKEN. RESUME WORK IN THE IMMEDIATE NITY ONLY UPON DIRECTION BY THE OWNER.

SITE RESTORATION

- VIDE 4 INCHES OF TOPSOIL AND SEED TO AREAS DISTURBED DURING ISTRUCTION AND NOT DESIGNATED TO BE RESTORED WITH IMPERVIOUS SURFACES ILDINGS, PAVEMENTS, WALKS, ETC.) UNLESS OTHERWISE NOTED.
- PAIR DAMAGES RESULTING FROM CONSTRUCTION LOADS, AT NO ADDITIONAL COST OWNER.
- TORE AREAS DISTURBED BY CONSTRUCTION OPERATIONS TO THEIR ORIGINAL NDITION OR BETTER, AT NO ADDITIONAL COST TO OWNER.

RK IS RESTRICTED TO THE HOURS OF 6AM TO 6PM ON MONDAY THROUGH DAY. WEEKENDS AND HOLIDAYS, THE HOURS OF OPERATION SHALL BE LIMITTED

## <u>UTILITIES</u>

- 1. TERMINATE EXISTING UTILITIES IN CONFORMANCE WITH LOCAL, STATE AND INDIVIDUAL UTILITY COMPANY STANDARD SPECIFICATIONS AND DETAILS. COORDINATE UTILITY SERVICE DISCONNECTS WITH UTILITY REPRESENTATIVES.
- 2. THE TYPE, SIZE AND LOCATION OF DEPICTED UNDERGROUND UTILITIES ARE APPROXIMATE REPRESENTATIONS OF INFORMATION OBTAINED FROM FIELD LOCATIONS OF VISIBLE FEATURES, EXISTING MAPS AND PLANS OF RECORD, UTILITY MAPPING, AND OTHER SOURCES OF INFORMATION OBTAINED BY THE ENGINEER. ASSUME NO GUARANTEE AS TO THE COMPLETENESS, SERVICEABILITY, EXISTENCE, OR ACCURACY OF UNDERGROUND FACILITIES. FIELD VERIFY THE EXACT LOCATIONS, SIZES, AND ELEVATIONS OF THE POINTS OF CONNECTIONS TO EXISTING UTILITIES.
- 3. PAY ALL FEES AND COSTS ASSOCIATED WITH UTILITY MODIFICATIONS AND CONNECTIONS, REGARDLESS OF THE ENTITY THAT PERFORMS THE WORK.
- 4. COORDINATE THE WORK AND WORK SCHEDULE WITH UTILITY COMPANIES. PROVIDE ADEQUATE NOTICE TO UTILITIES TO PREVENT DELAYS IN CONSTRUCTION.
- 5. INTERIOR DIAMETERS OF STORM DRAIN AND SANITARY SEWER STRUCTURES SHALL BE DETERMINED BY THE PRECAST MANUFACTURER, BASED ON THE INDICATED PIPE SYSTEM LAYOUT AND LOCAL MUNICIPAL STANDARDS.
  - MINIMUM INTERIOR DIAMETERS: 0 TO 20 FEET DEEP; 4 FEET. 20 FEET OR GREATER; 5 FEET.
- 6. RIM ELEVATIONS FOR MANHOLES, VALVE COVERS, GATE AND PULL BOXES, AND OTHER STRUCTURES ARE APPROXIMATE. SET OR RESET RIM ELEVATIONS AS FOLLOWS:
  - IN PAVEMENTS AND CONCRETE SURFACES: FLUSH
  - IN SURFACES ALONG ACCESSIBLE ROUTES: FLUSH
  - IN LANDSCAPE, SEEDED, AND OTHER EARTH SURFACE AREAS: 1 INCH ABOVE SURROUNDING AREA; TAPER EARTH TO RIM ELEVATION.
- 7. INSTALL PROPOSED PRIVATE UTILITY SERVICES ACCORDING TO THE REQUIREMENTS PROVIDED BY, AND APPROVED BY THE AUTHORITY HAVING JURISDICTION (WATER, SEWER, GAS, TELEPHONE, ELECTRIC, FIRE ALARM, ETC.). COORDINATE FINAL DESIGN LOADS AND LOCATIONS WITH OWNER AND ARCHITECT.

CENTRAL MAINE POWER COMPANY

**CONTACT INFORMATION:** 

WARREN CEO: MELODY SAINIO ceo@warrenmaine.com PHONE - (207) 273-2421 WARREN PUBLIC WORKS: DOUG GAMMON – FOREMAN

ELECTRIC:

