Bluestone Wind Project Environmental Compliance and Monitoring Plan

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Contents

Introduction 1
Planning 1
Training 1
Preconstruction Coordination 1
Construction and Restoration Inspection 2
Agricultural Monitoring 2

Introduction

The Applicant, Bluestone Wind, LLC ("Bluestone Wind" or the "Applicant"), is committed to developing and operating the Bluestone Wind Project (the "Project") in a safe and environmentally responsible manner. The Project will be a utility-scale wind energy generating system located in eastern Broome County, New York. The purpose of this plan is to implement specific measures to protect sensitive environmental resources and limit long-term impacts to agricultural land. As part of this plan, the Applicant will provide funding for an independent, third party environmental monitor to oversee compliance with environmental commitments and permit requirements.

Planning

Prior to the start of construction, the environmental monitor will review all environmental permits and, based upon the conditions/requirements of the permits, prepare an environmental management document (Environmental Compliance Manual) that will be utilized for the duration of the construction and operation of the Project. This document will distill and clearly present all environmental requirements for construction and restoration included in all Project permits and approvals and will be designed to aid in the management of environmental issues and concerns that may arise during construction of the Project.

The Environmental Compliance Manual will include:

a) Copies of all issued environmental permits and approvals,
b) A compliance matrix that summarizes all relevant permit requirements and identifies the responsible party and time frame (if applicable), and
c) A Project contact list and organizational chart.

Training

The environmental monitor or their designee will hold environmental training sessions that will be mandatory for all contractors and subcontractors before they begin working on the site. The purpose of the training sessions will be to distribute the Environmental Compliance Manual, explain the environmental compliance program in detail prior to the start of construction, and assure that all personnel on site are aware of the permitting requirements for construction of the Project.

Preconstruction Coordination

Prior to construction, the contractor(s) and the environmental monitor will conduct a walkover of areas to be affected by construction activities. The limits of work areas, especially in and adjacent to sensitive resource areas such as wetlands, will be defined by flagging, staking or fencing prior to construction, as needed. This walkover will identify landowner concerns, sensitive resources, limits of clearing, proposed stream or wetland crossings, and placement of sediment and erosion control features. Specific construction procedures will be

discussed amongst the group and updated to become part of the Project layout and construction sequence, as needed.

The pre-construction site review will serve as a critical means of identifying any required changes in the construction of the Project early enough in the process to avoid potential delays once construction has begun. Proposed changes to the construction plan will be identified as soon as possible, as changes may require an agency notification period and take time for approval to be received.

Construction and Restoration Inspection

The monitoring program will include periodic inspections of construction work sites by the environmental monitor. The environmental monitor is the primary individual responsible for overseeing and documenting compliance with environmental permit conditions on the Project. The environmental monitor will conduct inspections of all areas requiring environmental compliance during construction activities, with an emphasis on those activities that are occurring within jurisdictional/sensitive areas, including cultural resource areas, wetland and stream crossings, and active agricultural lands.

When on-site, the environmental monitor's schedule will include participation in a daily Plan of Day (POD) meeting with the contractors to obtain schedule updates, identify in-field monitoring priorities, and address any observed or anticipated compliance issues. During each visit, multiple operations are likely to be occurring throughout the Project Site that will need to be monitored by the environmental monitor. Activities with the potential to impact jurisdictional/sensitive resources, or with greater potential for environmental impact, will receive priority attention from the environmental monitor. For instance, installation of an access road across a protected stream would likely receive greater attention than installation of buried electrical collection lines across a successional old field. However, some level of field inspection by the environmental monitor will occur at all earth-disturbing work sites during each site visit.

The monitor will keep a log of daily construction activities and will issue periodic (typically weekly) reporting and compliance audits. Additionally, when construction is nearing completion in certain portions of the Project Site, the monitor will work with the contractors to create a punch list of areas in need of restoration or mitigation in accordance with all issued permits.

Agricultural Monitoring

Specific to agricultural land impacted by the Project, the Applicant will provide a monitoring and remediation period of no less than two years immediately following the completion of initial restoration. The two-year period will allow for the effects of climatic cycles such as frost action, precipitation, and growing seasons to occur, from which various monitoring determinations can be made. The monitoring and remediation phase will be used to identify any remaining agricultural impacts associated with construction that need mitigation and to implement the follow-up restoration.

Impacts will be identified by the environmental monitor through on-site monitoring of all agricultural areas impacted by construction and through contact with respective farmland operators and New York State Department of Agriculture and Markets (NYSDAM). If the NYSDAM agrees that the environmental monitor is qualified on agricultural issues, one monitor will act as both the environmental and agricultural monitor.