



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

April 22, 2020

Upstate New York Section

SUBJECT: Permit Application Number NAN-2020-00372-UDA
by Stillwater Renewables, LLC
Town of Schaghticoke, Rensselaer County, New York

Stillwater Renewables, LLC
Attention: Ms. Dallas Manson
101 Summer Street, 2nd Floor
Boston, Massachusetts 02110

Dear Ms. Manson:

This office has reviewed your request for Department of the Army authorization dated April 13, 2020, and the attached drawing entitled "Stillwater Renewables, LLC, Site Plan" Sheet C-130, prepared by The Chazen Companies, dated September 6, 2019, and last revised on April 14, 2020. The information was submitted on behalf of Valerie Rodgets-Garcia and describes a proposal that would consist of the following:

The construction of a new solar array and associated attendant features at 34 Stillwater Bridge Road, in the Town of Schaghticoke, Rensselaer County, New York. None of the work associated with construction of the array, nor any of the other activities depicted on the above referenced drawings would be conducted within a manner that is within the jurisdiction of this office, and/or is not a regulated activity under the jurisdiction of this office.

Based solely on a review of the information provided, it appears that a Department of the Army permit, in accordance with 33 CFR 320-332, will not be required for your proposal. Care should be taken so that any fill or other construction materials, including debris, do not enter any waterbody or wetland to become a drift or pollution hazard.

The Department of the Army regulates construction activities in and over navigable waterways and discharges of dredged or fill material into waters of the United States, including intermittent and perennial streams and coastal and inland wetlands regardless of their size. If your proposal would involve such work, and has not been portrayed as such in the drawing you provided, you should contact this office immediately so that a project-specific determination can be made as to whether a Department of the Army permit will be required.

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.

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

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) 266-6356.

Sincerely,

Andrew C. Dangler

Andrew Dangler
Project Manager
Upstate New York Section

Cf: G. Viall
K. Kornak - NYSDEC, Region 4 – Schenectady
Town of Schaghticoke
D. MacDougall – The Chazen Companies