

February 5, 2024

Marisa Policastro
Infrastructure and Energy Alternatives, Inc.
6325 Digital Way, Suite 460
Indianapolis, IN 46278

Re: General Permit Acknowledgment
Aspen Solar Project
DEP General Permit File No. GP052803223-004, GP042803223-001, GP072803223-001
APS ID No. 1093876
Fannett Township, Franklin County

Dear Marisa Policastro:

This letter acknowledges receipt of your notification to use and registers your use of a General Permit (GP) under the authority of the Dam Safety and Encroachments Act (32 P. S. § 693.1 et. seq.) and 25 Pa. Code Chapter 105 to install and maintain 1.) two utility lines by horizontal directional drilling under Dry Run (CWF, MF), 2.) three utility line by open cut under an Unnamed Tributary to Dry Run (CWF, MF), 3.) one utility line and 30-inch diameter outfall structure on Unnamed Tributary 59717 to Dry Run (CWF, MF), 4.) a temporary stream crossing over the existing 36-inch diameter pipe over UNT 59712 to Dry Run (CWF, MF), and a temporary stream crossing over an existing 24-inch diameter pipe over an Unnamed Tributary 59706 to Dry Run (CWF, MF) impacting 137-feet of stream, 1089-feet of floodway, and 26-feet of wetland impacts, all for the purpose of installing a new solar array. The project is located 0.58 miles from the intersection of Path Valley Road and TR 531 in Fannett Township, Franklin County (Latitude:40.151631, Longitude: -77.756744). You are responsible for assuring the work is done in accordance with the drawings, terms and conditions contained in the GP(s). Please direct special attention to all time sensitive issues associated with the GP authorization(s). You may proceed with your project after making the required notifications stipulated in the GP(s) and securing all other approvals that may be necessary.

Please place this letter with your copy of the GP Registration package, the applicable GP terms and conditions, required Federal authorizations, and the Erosion and Sediment Control plan and maintain on site during construction. Please review the complete permit authorization package so that you are aware of the extent of authorization(s).

We have determined that your proposed work, if accomplished in accordance with the attached terms and conditions, is authorized by the Pennsylvania State Programmatic General Permit-6 (PASPGP-6). This PASPGP-6 verification provides U.S. Army Corps of Engineers authorization pursuant to Section 10 of the Rivers and Harbors Act and/or Section 404 of the Clean Water Act. This authorization may be subject to modification, suspension, or revocation if any of the information contained in the application, including the plans, is later found to be in error. The attached list of conditions must be followed for purposes of the PASPGP-6. Any person aggrieved by this action may appeal the action to the Environmental Hearing Board

(Board), pursuant to Section 4 of the Environmental Hearing Board Act, 35 P.S. § 7514, and the Administrative Agency Law, 2 Pa.C.S. Chapter 5A. The Board's address is:

Environmental Hearing Board
Rachel Carson State Office Building, Second Floor
400 Market Street
P.O. Box 8457
Harrisburg, PA 17105-8457

TDD users may contact the Environmental Hearing Board through the Pennsylvania Relay Service, 800.654.5984.

Appeals must be filed with the Board within 30 days of receipt of notice of this action unless the appropriate statute provides a different time. This paragraph does not, in and of itself, create any right of appeal beyond that permitted by applicable statutes and decisional law.

A Notice of Appeal form and the Board's rules of practice and procedure may be obtained online at <http://ehb.courtapps.com> or by contacting the Secretary to the Board at 717.787.3483. The Notice of Appeal form and the Board's rules are also available in braille and on audiotape from the Secretary to the Board.

IMPORTANT LEGAL RIGHTS ARE AT STAKE. YOU SHOULD SHOW THIS DOCUMENT TO A LAWYER AT ONCE. IF YOU CANNOT AFFORD A LAWYER, YOU MAY QUALIFY FOR FREE PRO BONO REPRESENTATION. CALL THE SECRETARY TO THE BOARD AT 717.787.3483 FOR MORE INFORMATION. YOU DO NOT NEED A LAWYER TO FILE A NOTICE OF APPEAL WITH THE BOARD.

IF YOU WANT TO CHALLENGE THIS ACTION, YOUR APPEAL MUST BE FILED WITH AND RECEIVED BY THE BOARD WITHIN 30 DAYS OF RECEIPT OF NOTICE OF THIS ACTION.

If you have additional questions about your registration, please call Kristen Cease at 717.705.4970 and refer to Application No. GP052803223-004, GP042803223-001, GP072803223-001.

Sincerely,

Bethany A. Kavulich

Bethany A. Kavulich, P.E.
Civil Engineer Manager, Hydraulic
Dam Safety, Waterways & Wetlands Section

cc: Paul Hughes, Kimley-horn and Associates, Inc.