



E. Merrick Parrott
Associate
Direct Line: 919.835.4504
Direct Fax: 919.835.4561
merrickparrott@parkerpoe.com

Atlanta, GA
Charleston, SC
Charlotte, NC
Columbia, SC
Greenville, SC
Raleigh, NC
Spartanburg, SC

November 20, 2018

VIA ELECTRONIC FILING

Martha Lynn Jarvis
Chief Clerk
North Carolina Utilities Commission
430 N. Salisbury Street
Raleigh, North Carolina 27603

Re: Wilkinson Solar LLC's Written Approval of Erosion and Sedimentation
Control Plan; Docket No. EMP-93, Sub 0

Dear Clerk Jarvis:

Enclosed for filing in the above-referenced docket is the written approval of Erosion and Sedimentation Control Plan from the North Carolina Department of Environmental Quality for Wilkinson Solar LLC. Wilkinson Solar LLC makes this filing pursuant to Rule R8-63(b)(2)(v) and as stated in Exhibit 2(v) of the Application for a Certificate of Public Convenience and Necessity for a Merchant Plant filed on March 13, 2017.

Thank you for your assistance with this matter. Please let me know if you have any questions.

Sincerely,

/s/ E. Merrick Parrott

Enclosure

cc: Dominion Energy North Carolina (via US mail)

PPAB 4569397v1

OFFICIAL COPY

Nov 20 2018



NORTH CAROLINA
Environmental Quality

ROY COOPER
Governor

MICHAEL S. REGAN
Secretary

WILLIAM E. (TOBY) VINSON, JR.
Interim Director

November 19, 2018

**LETTER OF APPROVAL
WITH MODIFICATIONS AND PERFORMANCE RESERVATIONS**

Wilkinson Solar, LLC
Attn: Dr. Michael Kaplan, Vice President
One South Wacker Drive, Suite 1800
Chicago, IL 60606

RE: Erosion and Sedimentation Control Plan No. Beauf-2019-004
Project: Terra Switching Station
Location: Terra Ceia Road County: Beaufort
River Basin: Tar-Pamlico
Date Received by LQS: November 15, 2018
Acres Approved: 3 Project Type: New
Project Description: Grading associated with the new switching station, as shown on the plan received on November 15, 2018.

Dear Sir:

This office has reviewed the subject erosion and sedimentation control plan. We find the plan to be acceptable and hereby issue this Letter of Approval. (NOTE: Attached is a list of modifications and performance reservations for conducting this land disturbing activity) This plan approval shall expire three (3) years following the date of approval, if no land-disturbing activity has been undertaken, as required by 15A NCAC 4B.0129, unless modified by other legislation.

Please be advised that 15A NCAC 4B.0118(a) requires that a copy of the approved erosion and sedimentation control plan be on file at the job site. Also, you should consider this letter as giving the Notice required by G.S. 113A-61.1(a) of our right of periodic inspection to ensure compliance with the approved plan.

North Carolina's Sedimentation Pollution Control Program is performance oriented, requiring protection of existing natural resources and adjoining properties through the use of reasonable and appropriate Best Management Practices throughout the course of the project. If, following the commencement of this project, it is determined that the erosion and sedimentation control plan is inadequate to meet the requirements of the Sedimentation Pollution Control Act of 1973 (G.S. 113A-51 through 66), this office may require revisions to the plan and implementation of the revisions to ensure compliance with the Act.



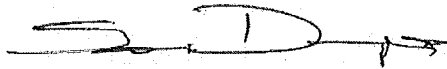
Acceptance and approval of this plan is conditioned upon your compliance with Federal and State water quality laws, regulations and rules. In addition, local city or county ordinances or rules may also apply to this land-disturbing activity. This approval does not supersede any other permit or approval.

Please note that this approval is based in part on the accuracy of the information provided in the Financial Responsibility/Ownership Form, which you have submitted. You are required to file an amended form if there is any change in the information included on the form. NOTE: Neither this approval nor the financial responsibility/liability cited in it automatically transfer with a change in project ownership. In addition, 15A NCAC 4B.0127(c) requires that you notify this office of the proposed starting date for this project (using the enclosed Project Information Sheet). Please notify us if you plan to have a preconstruction conference.

Please be advised that a rule to protect and maintain existing buffers along watercourses in the Tar-Pamlico River Basin became effective on January 1, 2000. The Tar-Pamlico River Riparian Area Protection and Maintenance Rule (15A NCAC 2B.0259) applies to a 50 (horizontal) foot wide zone along all perennial and intermittent streams, lakes, ponds and estuaries in the Tar-Pamlico River basin. For more information about the riparian area rule, please contact the Division of Water Quality's Wetland/401 Unit at 919-807-6300, or DWQ in our regional office at 252-946-6481.

Please be aware that your project will be covered by the enclosed NPDES General Stormwater Permit NCG010000 (Construction Activities). You should first become familiar with all of the requirements for compliance with the enclosed permit.

Sincerely,



Samir Dumpor
Regional Engineer

Enclosures

cc w/o enc: John Barefoot, PE, Kimley-Horn & Associates, Inc.(email)
Ryan VanPortfliet (email)
Michael Kaplan
WaRO Division of Water Resources

1. The developer is responsible for the control of sediment on-site. If the approved erosion and sedimentation control measures prove insufficient, the developer must take those additional steps necessary to stop sediment from leaving this site (NCGS 113A-57(3)). Each sediment storage device must be inspected after each storm event (NCGS 113A-54.1(e)). Maintenance and/or clean out is necessary anytime the device is at 50% capacity. All sediment storage measures will remain on site and functional until all grading and final landscaping of the project is complete (15A NCAC 04B .0113).
2. All existing ditches on this project site are assumed to be left undisturbed by the proposed development unless otherwise noted. The removal of vegetation within any existing ditch or channel is prohibited unless the ditch or channel is to be regarded with side slopes of 2 horizontal to 1 vertical or less steep (15A NCAC 04B .0124 (d)). Bank slopes may be mowed, but stripping of vegetation is considered new earth work and is subject to the same erosion control requirements as new ditches (NCGS 113A-52(6)).
3. The developer is responsible for obtaining all permits and approvals necessary for the development of this project prior to the commencement of this land disturbing activity. This could include our agency's Stormwater regulations and the Division of Water Resources' enforcement requirements within Section 401 of the Clean Water Act, the U.S. Army Corps of Engineers' jurisdiction of Section 404 of the Clean Water Act, the Division of Coastal Management's CAMA requirements, the Division of Solid Waste Management's landfill regulations, the Environmental Protection Agency and/or The U.S. Army Corps of Engineers jurisdiction of the Clean Water Act, local County or Municipalities' ordinances, or others that may be required. This approval cannot supersede any other permit or approval.
4. Adequate and appropriate measures must be properly installed downstream, within the limits of disturbance, of any land disturbing activity to prevent sediment from leaving the limits of disturbance, entering existing drainage systems, impacting an on-site natural watercourse or adjoining property. (NCGS 113A-57)

PROJECT INFORMATION SHEET

APPROVAL DATE: November 19, 2018

RESPONSIBLE PARTY: Wilkinson Solar, LLC

PROJECT NAME: Terra Switching Station

COUNTY: Beaufort NO.: Beauf-2019-004

OFF-SITE BORROW
AND/OR DISPOSAL SITE: _____ NO.: _____

START-UP DATE: _____

CONTRACTOR: _____

ON-SITE CONTACT: _____

ON-SITE PHONE NO.: _____

OFFICE PHONE NO.: _____

**COMPLETE & RETURN THIS FORM
PRIOR TO THE START OF CONSTRUCTION TO:**

**N.C.D.E.N.R.
LAND QUALITY SECTION
ATTN: *James Edwards*
943 WASHINGTON SQUARE MALL
WASHINGTON, NORTH CAROLINA 27889
james.edwards@ncdenr.gov**