

March 30, 2016

Ms. Gail Mount  
North Carolina Department of Commerce  
Utilities Commission  
4325 Mail Service Center  
Raleigh, North Carolina 27699-4325

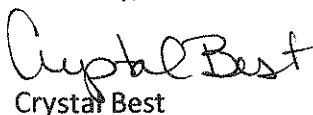
**Re: SCH File # 16-E-4600-0251; Amended Application of Sunflower Solar, LLC for Certificate to construct a 16 MW Solar Photovoltaic Electric Generating Facility in Halifax Co. Docket #SP-5272 Sub 0.**

Dear Ms. Mount:

The above referenced environmental impact information has been reviewed through the State Clearinghouse under the provisions of the North Carolina Environmental Policy Act.

Attached to this letter are comments made in the review of this document. Because of the nature of the comments, it has been determined that no further State Clearinghouse review action on your part is needed for compliance with the North Carolina Environmental Policy Act. The attached comments should be taken into consideration in project development.

Sincerely,

  
Crystal Best

State Environmental Review Clearinghouse

Attachments  
cc: Region L




PAT MCCRORY  
*Governor*

DONALD R. VAN DER VAART  
*Secretary*

MEMORANDUM

To: Crystal Best  
State Clearinghouse Coordinator  
Department of Administration

From: Lyn Hardison   
Division of Environmental Assistance and Customer Service  
Environmental Assistance and Project Review Coordinator

RE: 16-0251 (15-0527)  
Environmental Review –AMENDED Application of Sunflower Solar, LLC for the  
Certificate to construct a 16 MW Solar Photovoltaic Electric Generating Facility  
Halifax County

Date: March 28, 2015

The Department of Environment and Natural Resources has completed its review of the proposal for the referenced project. Based on the information provided, several of our agencies have identified permits that may be required. The agencies have offered some valuable guidance to be performed prior to applications submittals. The comments are attached for the applicant review.

If the applicant has any questions pertaining to NCDENR permitting processes, please suggest to the applicant to contact David Lee, Permit Assistance Coordinator, in the Department's Raleigh Regional Office, (919)791-4200 for more permitting assistance. The proposed project is located within his geographic working territory.

Thank you for the opportunity to respond.

Attachments



State of North Carolina  
Department of Environment and Natural Resources  
INTERGOVERNMENTAL REVIEW - PROJECT COMMENTS

Reviewing Office: Raleigh

Project Number 16-0251 Due Date: 3/23/2016  
County HALIFAX Co.

After review of this project it has been determined that the ENR permit(s) and/or approvals indicated may need to be obtained in order for this project to comply with North Carolina Law. Questions regarding these permits should be addressed to the Regional Office indicated on the reverse of the form. All applications, information and guidelines relative to these plans and permits are available from the same Regional Office.

	PERMITS	SPECIAL APPLICATION PROCEDURES or REQUIREMENTS	Normal Process Time (statutory time limit)
<input type="checkbox"/>	Permit to construct & operate wastewater treatment facilities, sewer system extensions & sewer systems not discharging into state surface waters.	Application 90 days before begin construction or award of construction contracts. On-site inspection. Post-application technical conference usual.	30 days (90 days)
<input type="checkbox"/>	NPDES - permit to discharge into surface water and/or permit to operate and construct wastewater facilities discharging into state surface waters.	Application 180 days before begin activity. On-site inspection. Pre-application conference usual. Additionally, obtain permit to construct wastewater treatment facility-granted after NPDES. Reply time, 30 days after receipt of plans or issue of NPDES permit-whichever is later.	90-120 days (N/A)
<input type="checkbox"/>	Water Use Permit	Pre-application technical conference usually necessary	30 days (N/A)
<input type="checkbox"/>	Well Construction Permit	Complete application must be received and permit issued prior to the installation of a well.	7 days (15 days)
<input type="checkbox"/>	Dredge and Fill Permit	Application copy must be served on each adjacent riparian property owner. On-site inspection. Pre-application conference usual. Filling may require Easement to Fill from N.C. Department of Administration and Federal Dredge and Fill Permit.	55 days (90 days)
<input type="checkbox"/>	Permit to construct & operate Air Pollution Abatement facilities and/or Emission Sources as per 15 A NCAC (2Q.0100 thru 2Q.0300)	Application must be submitted and permit received prior to construction and operation of the source. If a permit is required in an area without local zoning, then there are additional requirements and timelines (2Q.0113).	90 days
<input type="checkbox"/>	Permit to construct & operate Transportation Facility as per 15A NCAC (2D.0800, 2Q.0601)	Application must be submitted at least 90 days prior to construction or modification of the source.	90 days
<input checked="" type="checkbox"/>	Any open burning associated with subject proposal must be in compliance with 15 A NCAC 2D.1900	N/A	60 days (90 days)
<input type="checkbox"/>	Demolition or renovations of structures containing asbestos material must be in compliance with 15 A NCAC 20.1110 (a) (1) which requires notification and removal prior to demolition. Contact Asbestos Control Group 919-707-5950.		
<input type="checkbox"/>	Complex Source Permit required under 15 A NCAC 2D.0800		
<input checked="" type="checkbox"/>	The Sedimentation Pollution Control Act of 1973 must be properly addressed for any land disturbing activity. An erosion & sedimentation control plan will be required if one or more acres to be disturbed. Plan filed with proper Regional Office (Land Quality Section) At least 30 days before beginning activity. A fee of \$65 for the first acre or any part of an acre. An express review option is available with additional fees.		20 days (30 days)
<input type="checkbox"/>	Sedimentation and erosion control must be addressed in accordance with NCDOT's approved program. Particular attention should be given to design and installation of appropriate perimeter sediment trapping devices as well as stable stormwater conveyances and outlets.		(30 days)
<input type="checkbox"/>	Mining Permit	On-site inspection usual. Surety bond filed with ENR Bond amount varies with type mine and number of acres of affected land. Any acre mined greater than one acre must be permitted. The appropriate bond must be received before the permit can be issued.	30 days (60 days)
<input type="checkbox"/>	North Carolina Burning permit	On-site inspection by N.C. Division Forest Resources if permit exceeds 4 days	1 day (N/A)
<input type="checkbox"/>	Special Ground Clearance Burning Permit - 22 counties in coastal N.C. with organic soils	On-site inspection by N.C. Division Forest Resources required "if more than five acres of ground clearing activities are involved. Inspections should be requested at least ten days before actual burn is planned."	1 day (N/A)
<input type="checkbox"/>	Oil Refining Facilities	N/A	90-120 days (N/A)
<input type="checkbox"/>	Dam Safety Permit	If permit required, application 60 days before begin construction. Applicant must hire N.C. qualified engineer to: prepare plans, inspect construction, certify construction is according to ENR approved plans. May also require permit under mosquito control program. And a 404 permit from Corps of Engineers. An inspection of site is necessary to verify Hazard Classification. A minimum fee of \$200.00 must accompany the application. An additional processing fee based on a percentage of the total project cost will be required upon completion.	30 days (60 days)

February 11, 2015

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Mar 30 2016

County <u>HALIFAX Co.</u>		Project Number: <u>16-0251</u>	Due Date: <u>3/23/2016</u>	Normal Process Time (statutory time limit)
PERMITS		SPECIAL APPLICATION PROCEDURES or REQUIREMENTS		
<input type="checkbox"/>	Permit to drill exploratory oil or gas well	File surety bond of \$5,000 with ENR running to State of NC conditional that any well opened by drill operator shall, upon abandonment, be plugged according to ENR rules and regulations.		10 days N/A
<input type="checkbox"/>	Geophysical Exploration Permit	Application filed with ENR at least 10 days prior to issue of permit. Application by letter. No standard application form.		10 days N/A
<input type="checkbox"/>	State Lakes Construction Permit	Application fee based on structure size is charged. Must include descriptions & drawings of structure & proof of ownership of riparian property.		15-20 days N/A
<input type="checkbox"/>	401 Water Quality Certification	N/A		60 days (130 days)
<input type="checkbox"/>	CAMA Permit for MAJOR development	\$250.00 fee must accompany application		55 days (150 days)
<input type="checkbox"/>	CAMA Permit for MINOR development	\$50.00 fee must accompany application		22 days (25 days)
<input type="checkbox"/>	Several geodetic monuments are located in or near the project area. If any monument needs to be moved or destroyed, please notify: N.C. Geodetic Survey, Box 27687 Raleigh, NC 27611			
<input checked="" type="checkbox"/>	Abandonment of any wells, if required must be in accordance with Title 15A. Subchapter 2C.0100.			
<input checked="" type="checkbox"/>	Notification of the proper regional office is requested if "orphan" underground storage tanks (USTS) are discovered during any excavation operation.			
<input type="checkbox"/>	Compliance with 15A NCAC 2H 1000 (Coastal Stormwater Rules) is required.			45 days (N/A)
<input type="checkbox"/>	Catawba, Jordan Lake, Randolman, Tar Pamlico or Neuse Riparian Buffer Rules required.			
<input type="checkbox"/>	Plans and specifications for the construction, expansion, or alteration of a public water system must be approved by the Division of Water Resources/Public Water Supply Section prior to the award of a contract or the initiation of construction as per 15A NCAC 18C .0300 et. seq. Plans and specifications should be submitted to 1634 Mail Service Center, Raleigh, North Carolina 27699-1634. All public water supply systems must comply with state and federal drinking water monitoring requirements. For more information, contact the Public Water Supply Section, (919) 707-9100.			30 days
<input type="checkbox"/>	If existing water lines will be relocated during the construction, plans for the water line relocation must be submitted to the Division of Water Resources/Public Water Supply Section at 1634 Mail Service Center, Raleigh, North Carolina 27699-1634. For more information, contact the Public Water Supply Section, (919) 707-9100.			30 days

Other comments (attach additional pages as necessary, being certain to cite comment authority)

Division	Initials	No comment	Comments	Date Review
DAQ	ddm	<input type="checkbox"/>		3/4/16
DWR-WQROS (Aquifer & Surface)	ds rb	<input type="checkbox"/> <input type="checkbox"/>	<p>The only locality information provided in the packet was the following: East of the Intersection Dickens Wildwood Rd and Highway 301 in Halifax Co.- no maps were include with this packet.</p> <p>-Mush Island Gut, a Class C waters and it's unnamed tributaries are present or adjacent to the this locality.</p> <p>- A project that disturbs 1 acre or greater is required to secure an erosion and sedimentation control plan and must comply with construction stormwater permit conditions (NCG010000)</p> <p>The USGS Topographic map depicted blue line stream and crenulations that indicate a stream adjacent to the project footprint. (Note: the soil survey was not reviewed.) (No maps were provided with the scoping document.)</p> <p>-I recommend a site visit to ensure compliance with 404/401 requirements. If wetland or stream impacts are proposed, this project will need to comply with/secure a 404 permit from the USACE and obtain a 401 Water Quality Certification authorization</p>	3/21/16 3/10/16
DWR-PWS	NA	<input type="checkbox"/>		3/21/16
DEMLR (LQ & SW)	JLH	<input type="checkbox"/>	S&E plan box checked.	3/23/16
DWM - UST	MRP	<input type="checkbox"/>		3/23/16

## REGIONAL OFFICES

Questions regarding these permits should be addressed to the Regional Office marked below.

☐ Asheville Regional Office☐ Mooresville Regional Office☐ Wilmington Regional Office

2090 US Highway 70  
Swannanoa, NC 28778  
(828) 296-4500

☐ **Fayetteville Regional Office**  
225 North Green Street, Suite 714  
Fayetteville, NC 28301-5043  
(910) 433-3300

610 East Center Avenue, Suite 301  
Mooresville, NC 28115  
(704) 663-1699

☐ **Raleigh Regional Office**  
3800 Barrett Drive, Suite 101  
Raleigh, NC 27609  
(919) 791-4200

☐ **Washington Regional Office**  
943 Washington Square Mall  
Washington, NC 27889  
(252) 946-6481

127 Cardinal Drive Extension  
Wilmington, NC 28405  
(910) 796-7215

☐ **Winston-Salem Regional Office**  
450 West Hanes Mill Road, Suite 300  
Winston-Salem, NC 27105  
(336) 771-9800

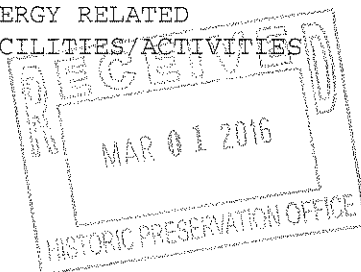
NORTH CAROLINA STATE CLEARINGHOUSE  
DEPARTMENT OF ADMINISTRATION  
INTERGOVERNMENTAL REVIEW

COUNTY: HALIFAX

H11: ENERGY RELATED  
FACILITIES/ACTIVITIES

STATE NUMBER: 16-E-4600-0257  
DATE RECEIVED: 02/25/2016  
AGENCY RESPONSE: 03/23/2016  
REVIEW CLOSED: 03/28/2016

MS RENEE GLEDHILL-EARLEY  
CLEARINGHOUSE COORDINATOR  
DEPT OF CULTURAL RESOURCES  
STATE HISTORIC PRESERVATION OFFICE  
MSC 4617 - ARCHIVES BUILDING  
RALEIGH NC



CH 15-0953

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DEPT OF TRANSPORTATION  
DPS - DIV OF EMERGENCY MANAGEMENT  
UPPER COASTAL PLAIN COG

PROJECT INFORMATION

APPLICANT: N.C. Department of Commerce  
TYPE: State Environmental Policy Act  
Environmental Review

Due 3/16/16

S-(AL)

DESC: Amended Application of Sunflower Solar, LLC for Certificate to construct a 16 MW Solar Photovoltaic Electric Generating Facility in Halifax Co. Docket #SP-5272 Sub 0. - View document at <http://starw1.ncuc.net/NCUC/portal/ncuc/page/Dockets/portal.aspx>, Type SP-5272 Sub 0 in the Docket Number search line.

Located off Hwy 301 Road in an unincorporated area about 2 miles south of Weldon, NC

Amended due to the addition of land and reduction in the capacity of the facility.

CROSS-REFERENCE NUMBER: 15-E-4600-0527

The attached project has been submitted to the N. C. State Clearinghouse for intergovernmental review. Please review and submit your response by the above indicated date to 1301 Mail Service Center, Raleigh NC 27699-1301.

If additional review time is needed, please contact this office at (919)807-2425.

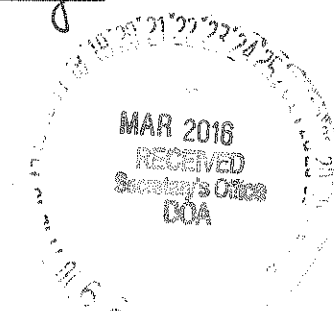
AS A RESULT OF THIS REVIEW THE FOLLOWING IS SUBMITTED: ☒ NO COMMENT ☐ COMMENTS ATTACHED

SIGNED BY:

Renee Gledhill-Earley

DATE:

3.18.16



MAR 02 2016

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Mar 30 2016



NORTH CAROLINA STATE CLEARINGHOUSE  
DEPARTMENT OF ADMINISTRATION  
INTERGOVERNMENTAL REVIEW

COUNTY: HALIFAX

H11: ENERGY RELATED  
FACILITIES/ACTIVITIES

STATE NUMBER: 16-E-4600-0251  
DATE RECEIVED: 02/25/2016  
AGENCY RESPONSE: 03/23/2016  
REVIEW CLOSED: 03/28/2016

MS ELIZABETH HEATH  
CLEARINGHOUSE COORDINATOR  
DEPT OF AGRICULTURE  
1001 MSC - AGRICULTURE BLDG  
RALEIGH NC

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**PROJECT INFORMATION**

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TYPE: State Environmental Policy Act  
Environmental Review

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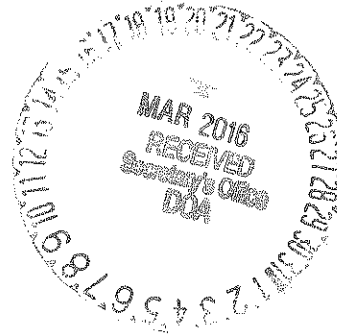
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SIGNED BY: \_\_\_\_\_

DATE: \_\_\_\_\_

3/17/2016



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Mar 30 2016



Dr. Richard Reich  
Assistant Commissioner

North Carolina Department of Agriculture  
and Consumer Services  
*Agricultural Services*

Joseph Hudyncia  
Environmental Programs

Zeke Creech  
State Clearinghouse  
N.C. Department of Administration  
1301 Mail Service Center  
Raleigh, North Carolina 27699-1301

March 16, 2016

Dear Mr. Creech:

The proposed Photovoltaic Electric Generating Facility has the potential to negatively impact agricultural/environmental/economic balance in the immediate area. The NCDA&CS discourages taking agricultural or managed forestland out of production. Far too much productive farmland has been, and continues to be, lost to development of various types in North Carolina. As farmland is taken out of production the potential for growing food and fiber for a growing population is reduced, and with it a substantial amount of associated economic activity generated by farming dollars that contributes revenue to the local economy year after year.

If implementation of the solar project moves forward on this tract of land, we encourage conservation of highly productive soils for their best use, i.e. agriculture. If crop or forestry activities are a current component of land use, seek solar development on less productive sites on this tract if possible.

The use of best practices in construction and maintenance of the facility are encouraged to insure that the productive capabilities of the land for any future agricultural activity is maintained and the integrity of unique or sensitive habitats is not destroyed. It is also recommended that a decommissioning plan that clearly defines the responsible party, process, time-line, and specific responsibilities (including restoration to prior condition) is incorporated.

We have cross-referenced the parcel for existing easements related to agriculture and found no CREP conservation easements, swine buyout easements, ADFP easements, plant conservation easements or plant conservation priority sites on the subject property.

Respectfully,

Joseph Hudyncia  
Environmental Programs  
NCDA&CS



NORTH CAROLINA STATE CLEARINGHOUSE  
DEPARTMENT OF ADMINISTRATION  
INTERGOVERNMENTAL REVIEW

*Carlos Moya*

COUNTY: HALIFAX

H11: ENERGY RELATED  
FACILITIES/ACTIVITIES

STATE NUMBER: 16-E-4600-0257  
DATE RECEIVED: 02/25/2016  
AGENCY RESPONSE: 03/23/2016  
REVIEW CLOSED: 03/28/2016

MS CARRIE ATKINSON  
CLEARINGHOUSE COORDINATOR  
DEPT OF TRANSPORTATION  
STATEWIDE PLANNING - MSC #1554  
RALEIGH NC

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**PROJECT INFORMATION**

APPLICANT: N.C. Department of Commerce  
TYPE: State Environmental Policy Act  
Environmental Review

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Sub 0. - View document at  
<http://starw1.ncuc.net/NCUC/portal/ncuc/page/Dockets/portal.aspx>, Type SP-5272  
Sub 0 in the Docket Number search line.

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CROSS-REFERENCE NUMBER: 15-E-4600-0527

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If additional review time is needed, please contact this office at (919)807-2425.

AS A RESULT OF THIS REVIEW THE FOLLOWING IS SUBMITTED: ☒ NO COMMENT ☐ COMMENTS ATTACHED

SIGNED BY: \_\_\_\_\_

DATE: March 8, 2016



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Mar 30 2016

NORTH CAROLINA STATE CLEARINGHOUSE  
DEPARTMENT OF ADMINISTRATION  
INTERGOVERNMENTAL REVIEW

FEB 29 2016

COUNTY: HALIFAX

H11: ENERGY RELATED  
FACILITIES/ACTIVITIES

STATE NUMBER: 16-E-4600-0252  
DATE RECEIVED: 02/25/2016  
AGENCY RESPONSE: 03/23/2016  
REVIEW CLOSED: 03/28/2016

MS PAULA CUTTS  
CLEARINGHOUSE COORDINATOR  
DPS - DIV OF EMERGENCY MANAGEMENT  
FLOODPLAIN MANAGEMENT PROGRAM  
MSC # 4218  
RALEIGH NC

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**PROJECT INFORMATION**

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TYPE: State Environmental Policy Act  
Environmental Review

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SIGNED BY:

*David Helms*

*ast. w SFHA*

DATE:

*3/2/16*



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Mar 30 2016

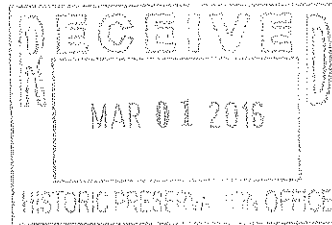
NORTH CAROLINA STATE CLEARINGHOUSE  
DEPARTMENT OF ADMINISTRATION  
INTERGOVERNMENTAL REVIEW

COUNTY: HALIFAX

H11: ENERGY RELATED  
FACILITIES/ACTIVITIES

STATE NUMBER: 16-E-4600-025  
DATE RECEIVED: 02/25/2016  
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REVIEW CLOSED: 03/28/2016

MS RENEE GLEDHILL-EARLEY  
CLEARINGHOUSE COORDINATOR  
DEPT OF CULTURAL RESOURCES  
STATE HISTORIC PRESERVATION OFFICE  
MSC 4617 - ARCHIVES BUILDING  
RALEIGH NC



CH 15-0953

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DEPT OF ENVIRONMENTAL QUALITY  
DEPT OF TRANSPORTATION  
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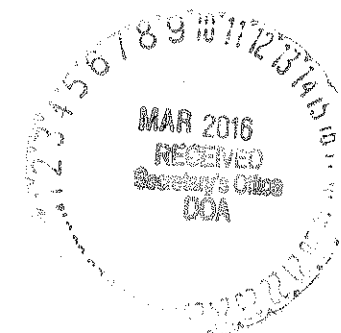
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SIGNED BY:

Renee Gledhill-Earley

DATE:

3.8.16



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