Solar Act Subsection t. Application Form

RECEIVED
2015 JAN 30 PM 1 31
NJ BPU
MAILROOM

Application Form: Requirements, Instructions, Terms and Conditions

The following application is intended only for entities associated with the development of solar electric power generation facilities that seek certification from the Board of Public Utilities (Board) as being located on a brownfield, on an area of historic fill or on a properly closed sanitary landfill facility pursuant to N.J.S.A. 48:3-87 (t)(1). Projects certified under this subsection shall be considered "connected to the distribution system" for purposes of Solar Renewable Energy Certificate ("SREC") eligibility, shall not require such designation by the board, and shall not be subject to board review pursuant to subsection q. and r. of N.J.S.A. 48:3-87. ***Before completing the attached Subsection t. application, please carefully read all of the information in I., II., and III. below.***

I. Minimum Qualification Requirements

1. Only those applications for projects proposed to be located on sites meeting the definition of a brownfield, an area of historic fill or a properly closed sanitary landfill facility, pursuant to N.J.S.A. 48:3-51, and which meet all the statutory requirements under N.J.S.A. 48:3-87 (t)(1), will be considered as "connected to the distribution system" for purposes of SREC eligibility, pursuant to N.J.S.A. 48:3-87 (t)(1).

II. Instructions for Completing the Subsection t. Application Form

1. Each solar electric power generation facility seeking certification under subsection t. requires the submission of an individual application form. Do not apply for more than one facility per application form.
2. Complete each section, A. through F., of this application form, and affix the attachments required in the questions contained in section F. below.
3. Original signatures on all forms and within the certification in section G. are required.

III. Important Terms and Conditions

1. The "applicant" is defined as the entity that submits the subsection t. application form (e.g., an applicant can be a project developer, contractor, installer, land speculator, or agent of any thereof.)
2. The applicant, by signing the application and certification, acknowledges on behalf of all project participants, that full certification pursuant to subsection t. is a condition of SREC eligibility but does not obviate the need to comply with the SREC Registration Program requirements, and meet all relevant local, state or federal laws. In review of an application, the Board may attach specific conditions, including setting the effective date of the project's qualification life.
3. The applicant may be required to supplement the information provided during the application process.
4. Board staff, in consultation with Department of Environmental Protection staff, will review each application.
5. By submitting an application, the applicant acknowledges notice on behalf of all project participants that the information included in the application is subject to disclosure under the Open Public Records Act, N.J.S.A. 47:1A-1 et seq. Aggregated information will be used by the Board and/or other state, federal, county, regional or local agencies in reports and evaluations, and the geographic location may be used to update GIS mapping. Applications will be reviewed and decisions will be made by the Board related to the Application, in consultation with the Department of Environmental Protection.
6. Amendments or supplements to the subsection t. application will be provided via the Board website at www.nj.gov/bpu and NJCEP website at www.njcep.com. This application may be modified at any time without prior notification.
7. Projects certified under the subsection t. application process must also comply with all appropriate provisions of the Renewable Portfolio Standards rules such as the SREC Registration Program (SRP), N.J.A.C. 14:8-2.4, including submission of an SREC Registration Program registration within ten days of execution of a contract for the facility installation work, and compliance with all applicable local, state, and federal laws, permit requirements and regulations.

Solar Act Subsection t. Application Form

Mail or hand deliver five (5) complete application packages to:
(Faxes and e-mails will not be accepted.)

Solar Act Subsection t. Application Package
New Jersey Board of Public Utilities
44 South Clinton Avenue, 7th Floor
Post Office Box 350
Trenton, New Jersey 08625-0350

Attn: Division of Economic Development

Solar Act Subsection t. Application Form

A: Applicant Contact Information

Applicant Company Name (if applicable): Naval Weapons Station Earle

Mr. _ Ms._ Dr: _ First Name: Lurdes Last Name: Gil

Daytime Phone: 732-866-2319 Email: Lurdes.Gil@Navy.mil

Applicant Mailing Address: 201 Highway 34

City: Colts Neck State: NJ Zip Code: 07722

B: Applicant Role (Indicate with checkmark the nature of the applicant, check all that apply)

Applicant is: _x_Project Developer _____Solar Facility Owner ____ Contractor/Solar Installer

_____Agent (if Agent, what role is represented) _____

_____Other (if Other, describe applicant's role in project development) _____

C: Solar Facility Owner (Who will own the Facility?)

Fill out if known. Duplicate data in A. above, if applicable

Company Name (if applicable): Unknown at this time Contact Person: _____

Mailing Address: _____

City: _____ State: _____ Zip Code: _____

Daytime Phone: _____ Email: _____

D: Contractor / Solar Installer / Developer (Who will construct the Facility?)

Fill out if known. Duplicate data in A. above, if applicable

Company Name: Unknown at this time Contact Person: _____

Federal Tax I.D. Number: _____

Daytime Phone: _____ Email: _____

Address: _____

City: _____ State: _____ Zip Code: _____

E: Proposed Solar Facility Characteristics; Size, Location, Point of Interconnection

Fill out if known.

Solar Facility Size: _____MW ac 3 MW dc 15 site acres

Solar Facility Location (Address): 201 Hwy 34, Colts Neck, NJ 07722

Solar Facility Block and Lot Number(s): Block 56, Lot 1

Solar Facility Township: Colts Neck

Solar Facility Zip Code: 07722

Electric Distribution Company accommodating facility interconnection: Jersey Central Power and Light (JCP&L)

Solar Act Subsection t. Application Form

F: Certification Questionnaire;

Applicants are instructed to apply for certification under ONE of the following categories: a) properly closed sanitary landfill facility; b) brownfield; or c) area of historic fill. Complete the questionnaire below (a, b, or c) that corresponds to the category under which you are applying for certification. Do not complete more than one of the following sections.

a) Properly Closed Sanitary Landfill Facility Questionnaire

1) Name of the sanitary landfill facility as identified in NJDEP's database of New Jersey Landfills at http://www.nj.gov/dep/dshw/lrm/landfill.htm:

   _____

2) NJDEP Program Interest (PI) Number or NJ Solid Waste Identification Number: _____

3) Owner of the sanitary landfill facility: _____

4) Block(s) and Lot(s) of the sanitary landfill facility: _____

5) Municipality and County in which the sanitary landfill facility is located:

   _____

6) Date that the sanitary landfill facility ceased operations: _____

7) For sanitary landfill facilities that closed in 1982 or later, submit a copy of the DEP approval letter for the closure as-built certification submitted pursuant to N.J.A.C. 7:26-2A.9 (d) 10.

   ☐ The landfill closed in 1982 or later and I have attached the requested information.
   ☐ N/A, the landfill closed prior to 1982.

8) For sanitary landfill facilities that closed before 1982, submit copies of any DEP correspondence certifying proper closure of the landfill.

   ☐ The landfill closed before 1982 and I have attached the requested information.
   ☐ N/A, the landfill closed in 1982 or later.

9) Submit a site plan of the sanitary landfill facility that clearly depicts the boundaries of the landfill (i.e. the extent of the waste including any approved buffer) as well as a clear delineation of the boundaries of the cap or otherwise approved remedy.

   ☐ I have attached the requested information.

10) Submit a delineated map of the portion of the site for which you are seeking certification. If you are seeking certification for the entire site, submit a map that clearly shows the boundary of the entire site.

   ☐ I have attached the requested information.

11) Provide the acreage of the portion of the site for which you are seeking certification. If you are seeking certification for the entire site, provide the acreage for the entire site. _____

12) If the sanitary landfill facility only encompasses a portion of the site, provide a description of the current use of the balance of the site (attach additional pages if necessary).

13) Submit any additional information or documentation that establishes the sanitary landfill facility is properly closed per the definition located at N.J.S.A. 48:3-51.

- ☐ I have attached additional information.
- ☐ I have not attached additional information.

14) What permits and/or approvals, if any, have you received from the NJDEP Solid & Hazardous Waste Program or Site Remediation Program to install solar at this site? Please list any permits or approvals and attach copies.

15) What other permits and/or approvals, if any, have you received from any other NJDEP Program (Land Use Regulation, Flood Hazard, CAFRA, etc.) for the installation of solar on this site? Please list any permits or approvals and attach copies. If no such permits are required, please state that.

b) Brownfield Questionnaire

1) Provide the Site Name as it appears on the NJDEP Known Contaminated Site List (KCSL) located at: http://www.nj.gov/dep/srp/kcsnj/. If the site is not listed on the KCSL, proceed to question 2.

Naval Weapons Station Earle

Solar Act Subsection t. Application Form

2) If the site is not listed on the KCSL, indicate that it is not contained on the list (by checking the box below) and provide the site name and address.

☐ Site is not listed on Known Contaminated Site List (KCSL)

Name of Site: _____

Address of Site: _____

3) Block(s) and Lot(s) of the site: Block 56, Lot 1

4) Municipality and County in which the site is located: Colts Neck, NJ

5) NJDEP Site Remediation Program Interest (PI) Number or EPA Identification Number: PI01500

6) Owner of the site: U. S. Navy

7) Present a history of ownership/operatorship and description of the nature of operations at the site, in the two tables below. Provide enough past history regarding the nature of operations to clearly determine that the site was/is used for commercial or industrial purposes (attach additional sheets as necessary).

Name of Property Owner/Operator	From	To
U. S. Navy	1943	Present

Nature of Operations	From	To
An area within Solar Site 3 (Installation Restoration	1960	1983
(IR) Site 13) was used as a landfill.		
Solar Site 4 (IR Site 5) was utilized as a landfill. Part	1968	1978
of the site was also used as a skeet shooting range.		

8) Is the site currently vacant? If yes, submit supporting documentation. If the site is vacant but no documentation is available, indicate below.

☒ Yes, the site is vacant and documentation is attached.
☐ Yes, the site is vacant but no documentation is available.
☐ No, the site is not vacant.

9) If the site is vacant, what is the date that operations ceased at the site? Solar Site 3 (IR Site13): 1983. Solar Site 4 (IR 5): 1978.

10) Is the site located within "an area in need of redevelopment" pursuant to the Local Housing and Redevelopment Law, N.J.A.C. 40A-1, et seq.? If yes, submit local council or redevelopment entity resolution approving designation.

☐ Yes, the site is located within "an area in need of redevelopment" and documentation is attached.
☒ No, the site is not located within "an area in need of redevelopment".

☐ Other, please explain. _____

11) Is the site located in "an area in need of rehabilitation" pursuant to the Local Housing and Redevelopment Law, N.J.A.C. 40A-1, et seq.? If yes, submit local council or redevelopment entity resolution approving designation.

☐ Yes, the site is located within "an area in need of rehabilitation" and documentation is attached.
☒ No, the site is not located within "an area in need of rehabilitation".
☐ Other, please explain. _____

12) Has a preliminary assessment (PA) been performed for the site? Indicate below and if a PA has been performed submit a copy.

☒ Yes, a preliminary assessment has been performed and a copy of the assessment is attached.
☐ No, a preliminary assessment has not been performed.
☐ Other, please explain. _____

13) If a preliminary assessment was performed for the site and revealed a discharge of a contaminant, provide detailed information about the type and known extent of contamination identified (attach additional pages if necessary).

Solar Site 3 (Installation Restoration Site 13): The 1987 Preliminary Assessment documented minimal environmental impact. Results of 1993 site investigation indicated low levels of pesticides, PCBs, metals and semi-volatile organic compounds (SVOCs) in site soils. Metals, SVOCs, pesticides and PCBs were present in groundwater. A ROD was signed in 2004.

Solar Site 4 (IR Site 5): Site investigations at Solar Site 4 documented elevated levels of metals and volatile organic compounds in subsurface soils and groundwater. A ROD was signed in 1997.

14) If a preliminary assessment was NOT performed for the site provide any other data available for the site that indicates a discharge of a contaminant has occurred on the site (attach additional pages if necessary).

_____

15) If a preliminary assessment was NOT performed for the site and no other data is available to indicate a discharge of a contaminant has occurred on the site, provide a written description of why you suspect that there has been a discharge of a contaminant at the site (attach additional pages if necessary).

_____

16) What, if any, remediation activities are required by NJDEP prior to redevelopment at the site (attach additional pages if necessary)?

No other environmental remediation activities are required prior to redevelopment. Landfill caps have been constructed at these sites and long-term monitoring is being conducted.

17) Has a remedial action work plan been approved for this site? If so, does the remedial action work plan incorporate solar? Please explain.

Solar Site 3 (Installation Restoration (IR) Site 13): A remedial action work plan was approved and implemented. The 2005 landfill cap work plan did not incorporate solar.

Solar Site 4: Remedial action work plans for the site were approved and implemented. The 1997 landfill cap and 1998 skeet range closure work plans did not incorporate solar.

18) What, if any, remediation activities have been completed at the site (attach additional pages if necessary)?

Solar Site 3 (IR Site 13): As detailed in 2004 Record of Decision, a low permeability landfill cover system was installed over the landfill. Land use controls have been implemented and a groundwater classification exception area (CEA) is to be established. Groundwater sampling is conducted annually.
Solar Site 4 : Lead contaminated soil was excavated from the skeet range shot fall area. A landfill cover system was installed over the landfill. In addition, land use controls have been implemented and a CEA is to be established. Groundwater sampling is conducted bi-annually.

19) Has a Licensed Site Remediation Professional (LSRP) been retained?

- ☐ Yes, an LSRP has been retained. Name and License # of LSRP: _____
- ☒ No, an LSRP is not required.
- ☐ Other, please explain. _____

20) Has a final remediation document been issued for the site? If yes, submit a copy of the Response Action Outcome (RAO) or No Further Action (NFA).

- ☐ Yes, an RAO or NFA has been issued and is attached.

☒ No, an RAO or NFA has not been issued.

21) Submit a delineated map of the portion of the site for which you are seeking certification. If you are seeking certification for the entire site, submit a map that clearly shows the boundary of the entire site.

22) Provide the acreage of the portion of the site for which you are seeking certification. If you are seeking certification for the entire site, provide the acreage for the entire site. _____ 2.15

23) Submit any additional information or documentation that establishes the site is a brownfield per the definition located at N.J.S.A. 48:3-51.

☐ I have attached additional information.
☐ I have not attached additional information.

24) What other permits and/or approvals, if any, have you received from any NJDEP Program (Land Use Regulation, Flood Hazard, CAFRA, etc.) for the installation of solar on this site? Please list any permits or approvals and attach copies. If no such permits are required, please state that.

None so far

c) Area of Historic Fill Questionnaire

1) Provide the Site Name as it appears on the NJDEP Known Contaminated Site List (KCSL) located at: http://www.nj.gov/dep/srp/kcsnj/. If the site is not listed on the KCSL, proceed to question 2.

_____

2) If the site is not listed on the KCSL, identify that it is not contained on the list (by checking the box below) and provide the site name and address.

☐ Site is not listed on Known Contaminated Site List (KCSL)

Name of Site: _____

Address of Site: _____

3) Block(s) and Lot(s) of the site: _____

4) Municipality and County in which the site is located: _____

5) NJDEP Site Remediation Program Interest (PI) Number or EPA Identification Number: _____

Solar Act Subsection t. Application Form

6) Owner of the site: _____

7) Has the site been mapped by the New Jersey Geological Survey as historic fill? (This map can be downloaded at: http://www.nj.gov/dep/njgs/geodata/dgs04-7.htm)

- ☐ Yes, the site is mapped by NJGS as historic fill.
- ☐ No, the site is not mapped by NJGS as historic fill.

8) Was a subsurface investigation performed pursuant to N.J.A.C. 7:26E-3.12? If yes, submit the results.

- ☐ Yes, subsurface investigation was performed and the results are attached.
- ☐ No, subsurface investigation was not performed.
- ☐ Other, please explain. _____

9) Has the property been shown to be contaminated? Please explain. Attach additional pages if necessary.

_____

10) If answer to 9) above is yes, have the remedial activities pursuant to the NJDEP Technical Guidance for Historic Fill (located at: http://www.nj.gov/dep/srp/guidance/#historic_fill) been implemented; or the requirements pursuant to the Technical Requirements for Site Remediation, N.J.A.C. 7:26: E, subsections 3.12, 4.7 and 5.4? Please explain. Attach additional pages if necessary.

_____

11) If answer to 9) above is yes, has a remedial action work plan been approved for this site? If so, does the remedial action work plan incorporate solar? Please explain.

_____

Solar Act Subsection t. Application Form

12) If answer to 9) above is yes, has a Licensed Site Remediation Professional (LSRP) been retained? If no, please explain.

- ☐ Yes, an LSRP has been retained. Name and License # of LSRP: _____
- ☐ No, an LSRP has not been retained (explain below).

Explanation for why an LSRP has not been retained:

_____

_____

_____

_____

_____

13) If answer to 9) above is yes, has the remediation been completed?

_____

_____

_____

_____

_____

14) If remediation has been completed, submit a copy of the RAO or NFA for the site.

- ☐ I have attached a copy of the RAO or NFA.
- ☐ N/A.

15) Submit a delineated map of the portion of the site for which you are seeking certification. If you are seeking certification for the entire site, submit a map that clearly shows the boundary of the entire site.

16) Provide the acreage of the portion of the site for which you are seeking certification. If you are seeking certification for the entire site, provide the acreage for the entire site. _____

17) Submit any additional information or documentation that establishes the site to be an area of historic fill per the definition located at N.J.S.A. 48:3-51.

- ☐ I have attached additional information.
- ☐ I have not attached additional information.

18) What other permits and/or approvals, if any, have you received from any NJDEP Program (Land Use Regulation, Flood Hazard, CAFRA, etc.) for the installation of solar on this site? Please list any permits or approvals and attach copies. If no such permits are required, please state that.

_____

_____

_____

Solar Act Subsection t. Application Form

G: Certifications

The undersigned warrants, certifies, and represents that:
1) the information provided in this application package has been personally examined, is true, accurate, complete and correct to the best of the undersigned's knowledge, based on personal knowledge or on inquiry of individuals with such knowledge; and
2) the system proposed in the application will be constructed, installed and operated as described in the application and in accordance with all Board rules and applicable laws;
3) the system proposed will be constructed, installed and operated in accordance with all Board policies and procedures for the SREC Registration Program;
4) all signing parties understand that certain information in this application is subject to disclosure under the Open Public Records Act, N.J.S.A. 47-1A-1 et seq.; and
5) all signing parties acknowledge that **submission of false information may be grounds for denial of this application, and if any of the foregoing statements are willfully false, they are subject to punishment to the full extent of the law, including the possibility of fine and imprisonment.**

Applicant

Signature: [signature]
Print Name: Lurdes Oliveira
Date: 30 Jan 2015

Project Developer
(if known)
Signature: _____
Print Name: _____
Date: _____

Proposed Facility Owner
(if known)
Signature: _____
Print Name: _____
Date: _____

State of New Jersey County of Monmouth
Signed and sworn to before me on this 30 day of January, 2015

[signature]
Signature
William Paul Bonnell
Name

WILLIAM P. BONNELL
NOTARY PUBLIC OF NEW JERSEY
I.D. # 2271103
My Commission Expires 10/1/2098

WILLIAM PAUL BONNELL
NOTARY PUBLIC
NEW JERSEY