

# Bluestone Wind Project

Case No. 16-F-0559

1001.33 Exhibit 33

Other Applications and Filings

## EXHIBIT 33 OTHER APPLICATIONS AND FILINGS

### (a) Other Applications or Filings Concerning the Subject Matter of the Proceeding

Except as identified in Exhibit 32 and Section (b) below, the Applicant does not have pending, nor is it aware of, any other application or filing before New York State Public Service Commission or any other governmental agency, department or court, which concerns the subject matter of this proceeding (i.e., the Bluestone Wind Project).

In 2018, the New York State Energy Research and Development Authority awarded a contract to the Applicant for the purchase of up to 124 megawatts of wind-generated renewable energy certificates as part of its 2017 Renewable Energy Standard solicitation.

### (b) Federal Permits, Consents, Approvals, or Licenses Required for Construction or Operation

Table 33-1 lists anticipated federal permits, consents, approvals, or licenses needed to construct and operate the proposed Facility based on the Applicant's current understanding of the project.

Table 33-1. Federal Permits and Approvals for the Facility

Agency	Anticipated Application Date	Description of Permit or Approval Required
U.S. Army Corps of Engineers (USACE)	Q4 2018	Section 10 of the Rivers and Harbors Act of 1898, Clean Water Act Section 404 or Nationwide Permit for Placement of Fill in Federal Jurisdictional Wetlands/Waters of the U.S., 33 USC § 1344  USACE review process includes assessment of the following: <ul style="list-style-type: none"><li>• National Environmental Policy Act Compliance, 42 USC § 4321 et seq.</li><li>• Compliance with National Historic Preservation Act Section 106, 16 USC § 470f</li><li>• Compliance with Endangered Species Act Section 7, including consultation with U.S. Fish &amp; Wildlife Service, 16 USC § 1536</li></ul>
Federal Aviation Administration	Applications submitted to FAA May 21, 2018	Lighting Plan and Clearances for Potential Aviation Hazard, including formal consultation with Department of Defense, 49 USC § 44718
U.S. Fish and Wildlife Service	Q4 2018	Eagle Incidental Take Permit, Bald and Golden Eagle Protection Act, 16 USC §§ 668-668c