



# **EAST POINT ENERGY CENTER**

**Case No. 17-F-0599**

**1001.33 Exhibit 33**

**Other Applications and Filings**

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## **Exhibit 33: Other Applications and Filings**

This Exhibit will track the requirements of proposed Stipulation 33, dated August 20, 2019 and therefore, the requirements of 16 NYCRR § 1001.33.

### **33(a) Statement of Other Applications and Filings**

The Applicant does not have any other pending application or filings with the NYPSC, the Department of Public Service Staff or any other governmental department, agency or court concerning subject matter of the Project.

In March 2018, the Applicant signed a long-term agreement to sell the Project's RECs to NYSEERDA. The Applicant participated in the RFP RESRFP 17-1 and was selected by NYSEERDA as a winning bidder with respect to the Project.

Details pertaining to other federal applications and filings are provided below in Section 33(b).

### **33(b) Anticipated Federal Permits, Consents, Approvals, or Licenses**

The following federal permits, consents, approvals, or licenses are anticipated to be required for construction or operation of the Project:

#### ***USFWS:***

- Endangered Species Act, Section 7 Consultation.

#### ***USACE:***

- National Environmental Protection Act (NEPA) compliance;
- National Historic Preservation Act, Section 106 compliance; and
- Section 404 of the Clean Water Act (CWA) of Nationwide Permit for Placement of Fill in Federal Jurisdictional Wetlands, Waters of the United States.

The dates for these federal applications will be contingent upon certification of the Project through Article 10 of the PSL.