



DEPARTMENT OF THE ARMY
BUFFALO DISTRICT, CORPS OF ENGINEERS
1776 NIAGARA STREET
BUFFALO, NEW YORK 14207-3199

February 16, 2022

Regulatory Branch

SUBJECT: Delineation Verification for Department of the Army Processing No. LRB-2021-01432

LaBella Associates
Attn: David D'Young
300 State Street Suite 201
Rochester, NY 14614

Dear Mr. D'Young:

I have reviewed your request on behalf of Borrego Solar for an aquatic resource delineation verification for the 80-acre review area, titled the Forest Avenue Oneida Wind Project site located at 4949 Forest Avenue, in the Town of Oneida, Madison County, New York.

I have determined that the delineation titled, "Wetland and Stream Delineation Report, Oneida Wind, 4949 Forest Avenue, Oneida, New York; prepared for Borrego Solar Systems, by LaBella Associates, D.P.C.; dated October 2021" accurately reflects the review area conditions, as shown on the attached maps (sheets 1 to 5 of 5). Based upon the information provided and an in-office resource review, there are no potential waters of the U.S. within the review area. Therefore, it has been determined that the Corps has no jurisdiction over the review area, and a Department of Army permit is not required for any work involving discharge of dredged/fill material or work in, over, or under navigable waterways.

It is recommended the review area be re-evaluated by a qualified wetland biologist after five years of the date of this letter, or sooner if environmental conditions of the review area have changed. This will ensure that any changes are appropriately identified, and you do not inadvertently incur a violation of Federal law while constructing your project or working within the review area.

Further, the delineation included herein has been conducted to identify the location and extent of the aquatic resource boundaries for purposes of the Clean Water Act for the review area identified in this request. This delineation may not be valid for the Wetland Conservation Provisions of the Food Security Act of 1985, as amended. If you or your tenant are USDA program participants, or anticipate participation in USDA programs, you should discuss the applicability of a certified wetland determination with the local USDA service center, prior to starting work.

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Questions pertaining to this matter should be directed to me at (716) 879-4240, by writing to the following address: U.S. Army Corps of Engineers Regulatory Branch, 1776 Niagara Street, Buffalo, NY 14207, or by e-mail at: Shaina.R.Souder@usace.army.mil.

Sincerely,

A handwritten signature in black ink that reads "Shaina Souder". The signature is written in a cursive style with a large initial 'S'.

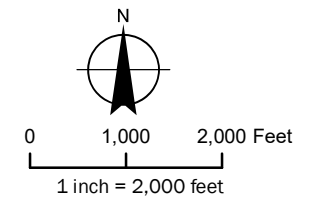
Shaina Souder
Biologist

Enclosures



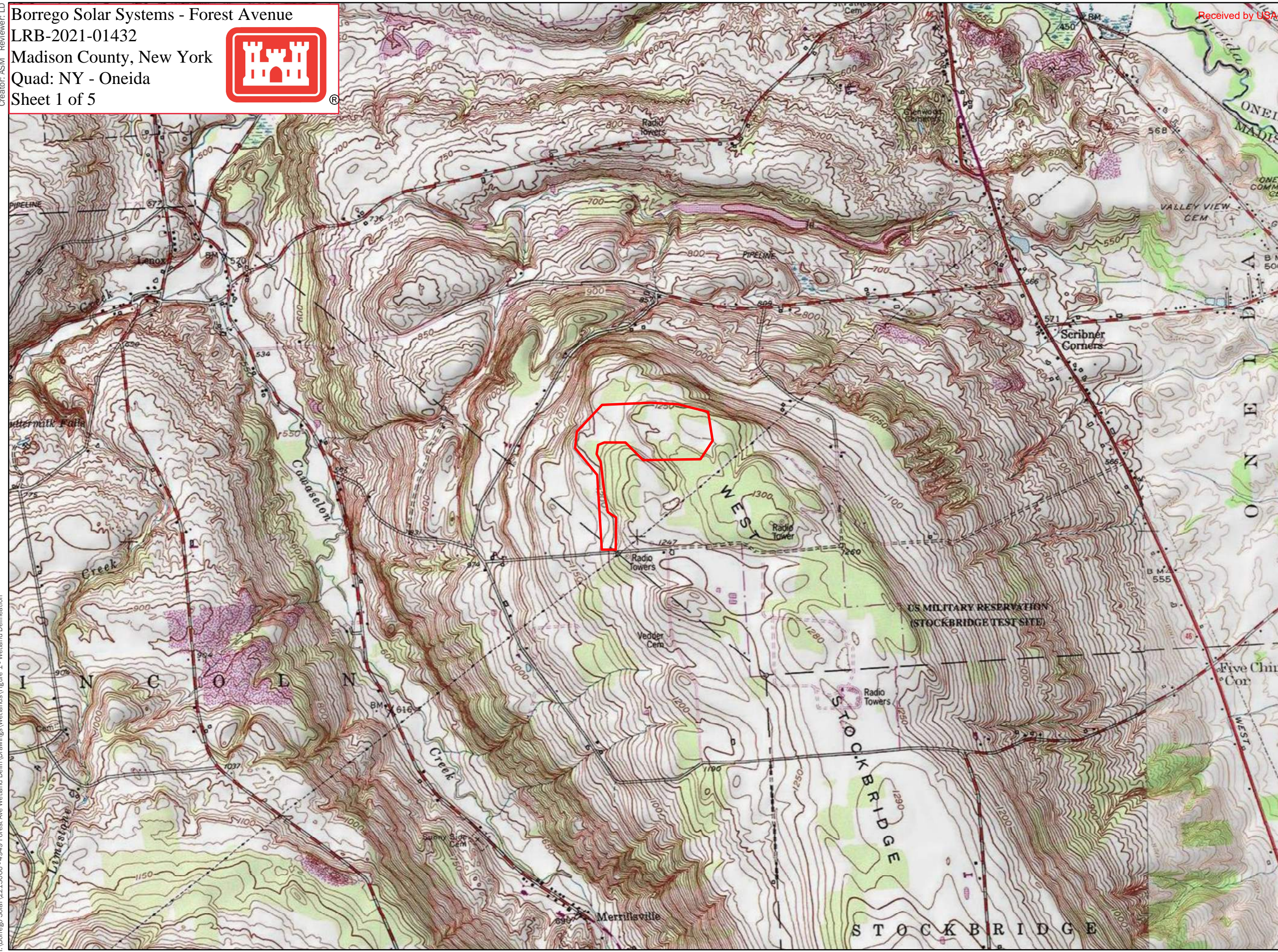
**Borrego Solar
 Wetland and Stream
 Delineation Report**

**Oneida Wind
 Forest Avenue
 Oneida, NY**



Legend

Study Area



Sources:
 1. Study Area: Created by LaBella using information provided by the client.
 2. Basemap: ESRI USA Topo Map (Updated: 2020) in reference to USGS Topographic Oneida Quadrangle (1993).

USGS Site Location

FIGURE 1

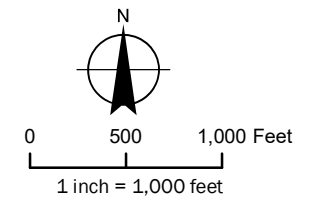
I:\Borrego Solar\2213066 - 4949 Forest Ave Wetland Delin\Drawings\Wetlands\Figure 1 - Wetland Delineation

Creator: ASM, Reviewer: LD



Borrego Solar Wetland and Stream Delineation Report

Oneida Wind Forest Avenue Oneida, NY



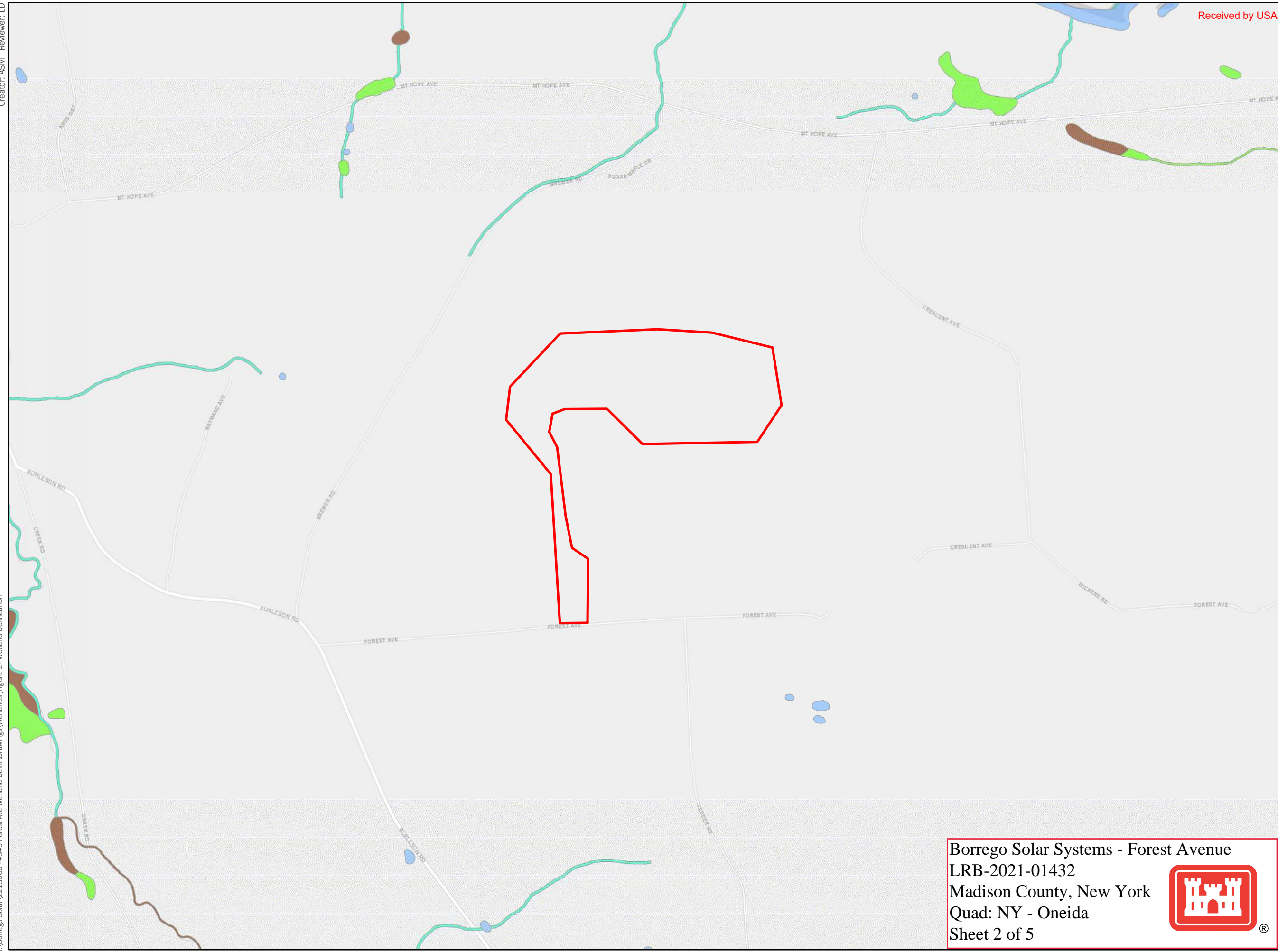
- Legend**
- Study Area
 - National Wetland Inventory**
 - Freshwater Emergent Wetland
 - Freshwater Forested/Shrub Wetland
 - Freshwater Pond
 - Lake
 - Riverine

Sources:
 1. Study Area: Created by LaBella using information provided by the client.
 2. Basemap: "Esri, HERE, Garmin, (c) OpenStreetMap contributors 2020.

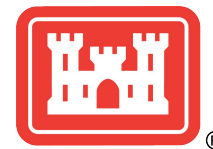
NWI-Mapped Resources

FIGURE 2

LaBella Project No: 2213066
Date: October 2021



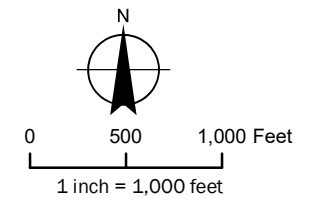
Borrego Solar Systems - Forest Avenue
 LRB-2021-01432
 Madison County, New York
 Quad: NY - Oneida
 Sheet 2 of 5





Borrego Solar Wetland and Stream Delineation Report

Oneida Wind
Forest Avenue
Oneida, NY



Legend

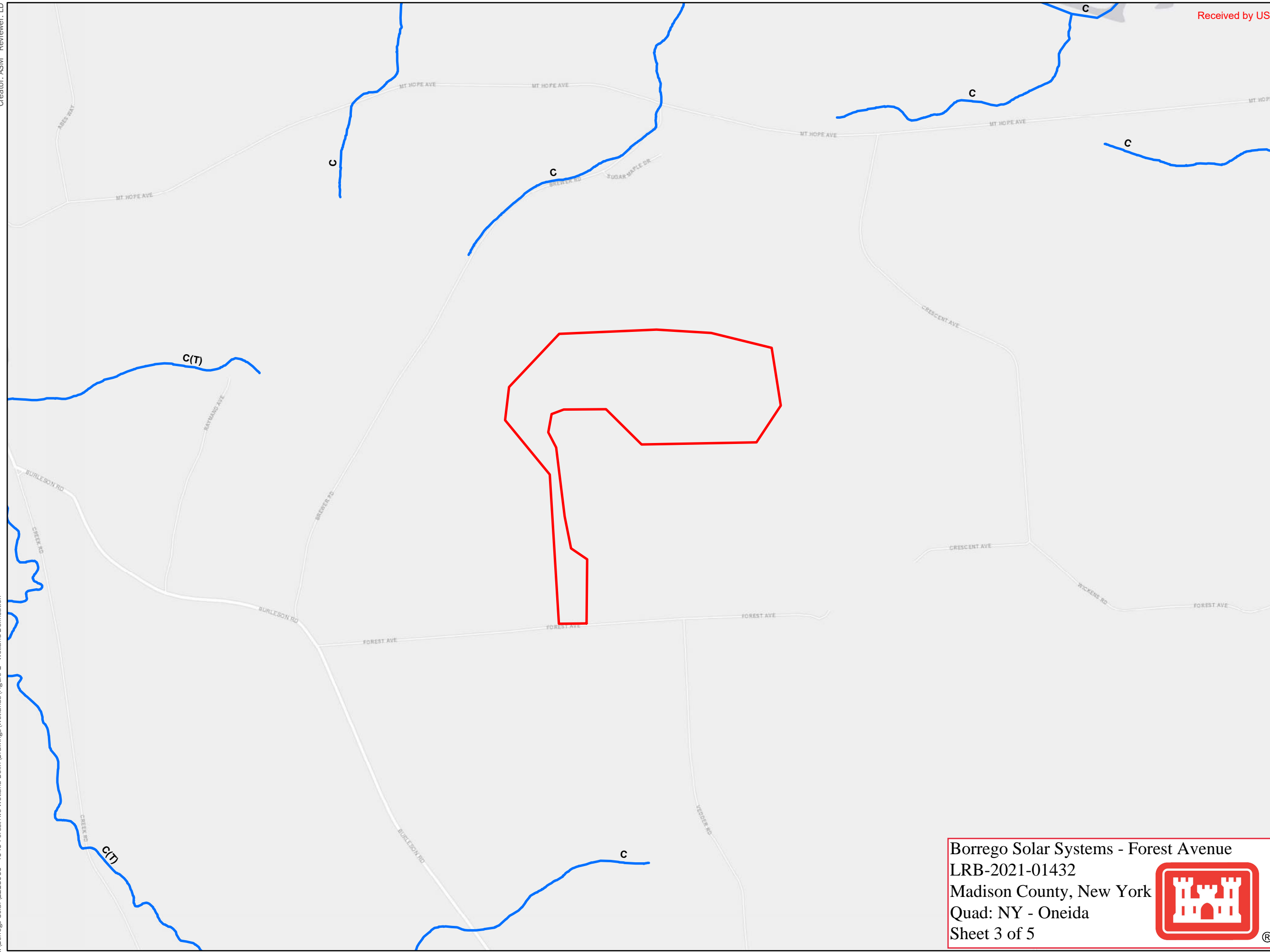
-  Study Area
-  NYSDEC-Classified
-  NYSDEC
-  NYSDEC Wetland 100-Foot Adjacent Area

Sources:
 1. Study Area: Created by LaBella using information provided by the client.
 2. Basemap: "Esri, HERE, Garmin, (c) OpenStreetMap contributors 2020."

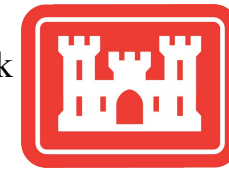
NYSDEC-Mapped Wetlands and Streams

FIGURE 3

LaBella Project No: 2213066
Date: October 2021



Borrego Solar Systems - Forest Avenue
 LRB-2021-01432
 Madison County, New York
 Quad: NY - Oneida
 Sheet 3 of 5

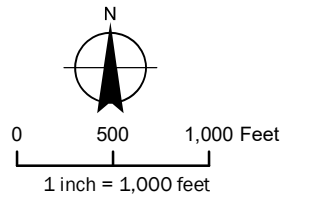



Borrego Solar Systems - Forest Avenue
LRB-2021-01432
Madison County, New York
Quad: NY - Oneida
Sheet 4 of 5



Borrego Solar Wetland and Stream Delineation Report

Oneida Wind
Forest Avenue
Oneida, NY



Legend
 Study Area

Sources:
1. Study Area: Created by LaBella using information provided by the client.
2. Basemap: "Esri, HERE, Garmin, (c) OpenStreetMap contributors 2020."
3. FEMA Flood Zone: Firm Panel 360405B, effective on September 4, 1985.

FEMA Flood Zones

FIGURE 4

There are no mapped FEMA Flood Zones.

Creator: MT Reviewer: LD

Borrego Solar Systems - Forest Avenue
LRB-2021-01432
Madison County, New York
Quad: NY - Oneida
Sheet 5 of 5 Delineation Map



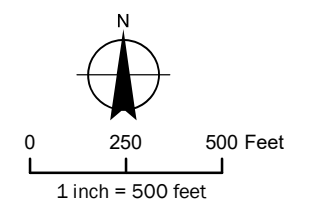
Received by USACE L.DOKTOR October 20, 2021



Borrego Solar

Wetland and Stream Delineation Report

Oneida Wind Forest Avenue Oneida, NY



Legend

- Study Area
- Data Point Location
- Road
- Soil

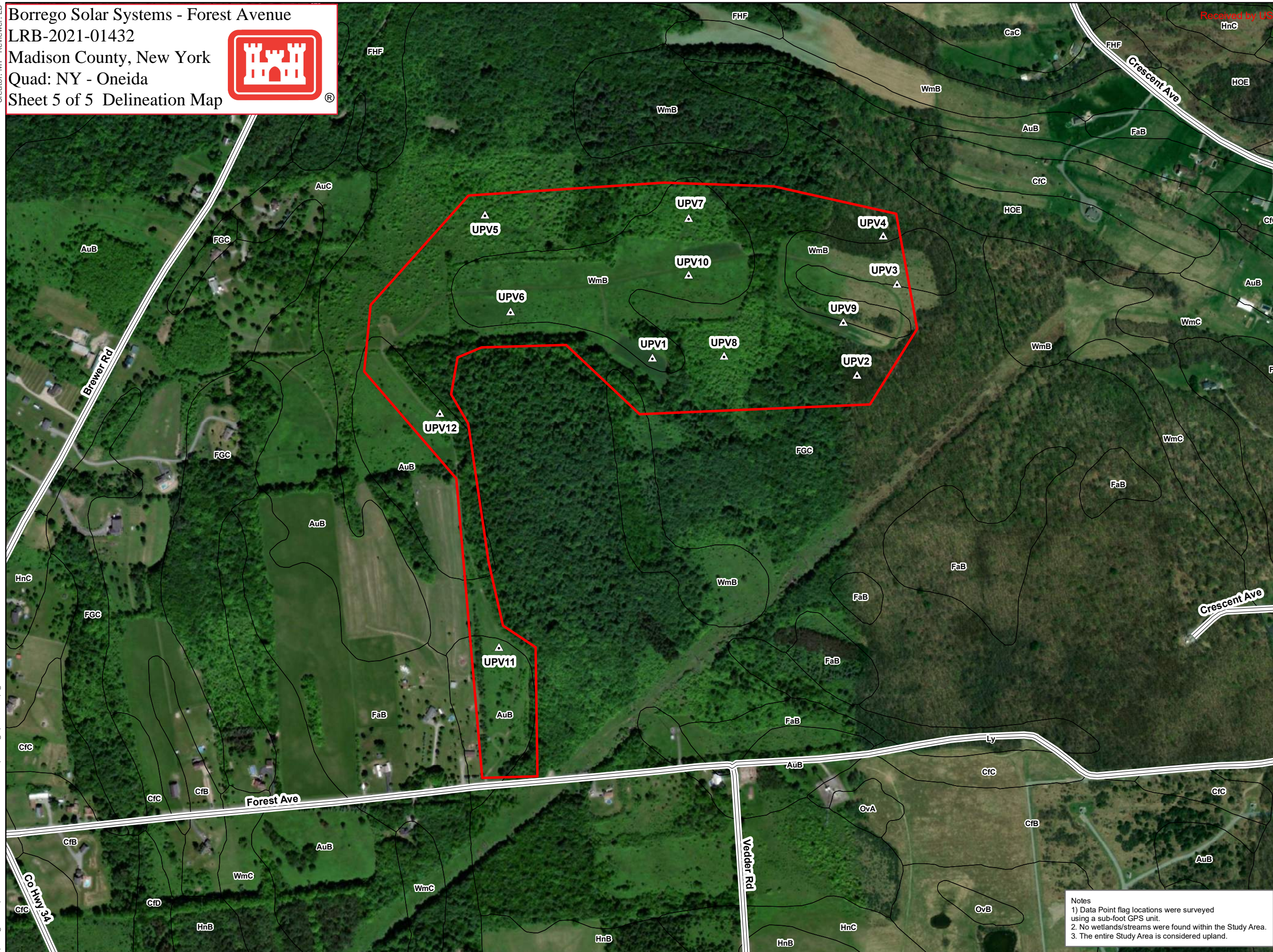
Sources:

1. Study Area: Created by LaBella using information provided by the client.
2. Basemap: Esri, DigitalGlobe, GeoEye, Earthstar, Geographics, CNES/Airbus DS, USDA, USGS, AeroGRID, IGN, and GIS User Community 2018, and 2020.
3. Mapped soil data were obtained from the NRCS online Soil Data (soildatamart.nrcs.usda.gov).

Wetland and Stream Delineation Survey

FIGURE 5

LaBella Project No: 2213066
Date: October 2021



Notes

- 1) Data Point flag locations were surveyed using a sub-foot GPS unit.
2. No wetlands/streams were found within the Study Area.
3. The entire Study Area is considered upland.

I:\Borrego Solar\2213066 - 4949 Forest Ave Wetland Delin Drawings\Wetlands\Figure 1 - Wetland Delineation