



PERMIT
Under the Environmental Conservation Law (ECL)

IDENTIFICATION INFORMATION

Permit Type: Freshwater Wetlands
Permit ID: 3-1326-00275/00002
Effective Date: 09/27/2012 Expiration Date: 09/26/2017

Permit Type: Water Quality Certification
Permit ID: 3-1326-00275/00003
Effective Date: 09/27/2012 Expiration Date: 09/26/2017

Permit Type: Air State Facility
Permit ID: 3-1326-00275/00004
Effective Date: 09/27/2012 Expiration Date: No expiration date

Permit Issued To: CRICKET VALLEY ENERGY CENTER LLC
31 MILK ST STE 1001
BOSTON, MA 02109

Contact: ROBERT DE MEYERE
CRICKET VALLEY ENERGY CENTER LLC
31 MILK ST STE 1001
BOSTON, MA 02109
(617) 456-2214

Facility: CRICKET VALLEY ENERGY CENTER
2241 ST RTE 22
DOVER PLAINS, NY 12522

Description:
Construction of the Cricket Valley Energy Center (CVE), a proposed combined cycle natural gas powered 1,000-megawatt (MW) electric generating facility and interconnection substation. The project is located at the former Mica Products site at 2241 NYS Route 22 in the Town of Dover, Dutchess County. The property totals approximately 193 acres, including 79 acres (west of the Metro-North rail line) within the Great Swamp Critical Environmental Area; a 57-acre Project Development Area east of the rail line; and an additional 57 acres of industrial land to the south, formerly leased to Rasco Materials LLC (13 acres of which will be temporarily used during project construction).

Freshwater Wetlands

This permit authorizes permanent fill of approximately 0.05 acres of DEC-regulated freshwater wetlands and permanent alteration of approximately 0.8 acre of DEC-regulated Adjacent Area due to facility construction. This permit also authorizes temporary disturbance of approximately 0.6 acres of



DEC-regulated Adjacent Area due to facility and bioretention area construction; 0.6 acres of DEC-regulated freshwater wetlands for removal of debris and non-native sediments; and an additional 1.8 acres of DEC-regulated Adjacent Area for purposes of removal of non-hazardous industrial waste and development of temporary parking. A wetland mitigation plan has been developed to compensate for both temporary disturbance to and permanent loss of freshwater wetlands, and permanent and temporary disturbances to DEC-regulated Adjacent Areas. That plan provides for the creation of 0.08 acres of wetland in Wetland DP-22 and the restoration and enhancement of 1.8 acres of regulated Adjacent Area contiguous to Wetland DP-22.

Water Quality Certification

This permit provides a Water Quality Certification pursuant to Section 401 of the Clean Water Act for the activities described above, and for permanent fill of 0.03 acres of U.S. Army Corps of Engineers (USACE)-jurisdictional wetland, and rip-rap placed along approximately 0.06 acre of intermittent stream for erosion protection.

Air State Facility

This permit is a preconstruction permit for a major stationary source, as defined in 6NYCRR Part 201. The permit allows the construction and operation of three natural gas fired combustion turbines with supplemental duct burning, one natural gas fired auxiliary boiler, one diesel emergency fire pump engine, and four diesel black-start emergency generators. This permit is provided under separate cover.

Additional requirements.

In addition to the above individual permits, the permittee must also obtain coverage under and comply with the SPDES General Permit for Stormwater Discharges from Construction Activity (GP-0-10-001).

By acceptance of this permit, the permittee agrees that the permit is contingent upon strict compliance with the ECL, all applicable regulations, the General Conditions specified and any Special Conditions included as part of this permit.

Permit Administrator: CHRISTOPHER M HOGAN
625 BROADWAY
ALBANY, NY 12233

Authorized Signature: Christopher M. Hogan Date: 9/27/2012