

Energy Facility Siting Board Application  
 Aquidneck Island Reliability Project  
 Addendum to response to Question 20.

The chart below summarizes the relief needed from federal, state, and local boards and agencies and provides relevant citation as requested. More detailed information is provided in § 10 of the Environmental Report.

<b>Responsible Board/Agency</b>	<b>Permit/Review</b>	<b>Regulation</b>	<b>Reason needed</b>
Rhode Island Energy Facility Siting Board	EFSB License	Rhode Island General Laws (R.I.G.L.) Section 42-98-1 et seq.	License to construct a major energy facility
Rhode Island Department of Environmental Management (RIDEM)	RIDEM Freshwater Wetlands Permit	R.I.G.L. Section 2-1-18 et seq.	Alteration of freshwater wetlands in connection with the construction of certain structures and access roads
RIDEM	Rhode Island Pollutant Discharge Elimination System (RIPDES) Storm Water Discharge Associated With Construction Activities	Section 402 of the Clean Water Act; RIPDES Regulations	Soil disturbances exceeding one acre
RIDEM	Water Quality Certification	Section 401 of the Clean Water Act; RIDEM Water Quality Regulations	Fill discharges to waters of the United States
Portsmouth Town Council	Noise Ordinance Variance	Section 257-5(J) of the Code of the Town of Portsmouth	Occasional extended work hours
Portsmouth Zoning Board	Dimensional Variance	Portsmouth Zoning Ordinance, Article IV, Section B	Structures in excess of 35 feet tall
Portsmouth Zoning Board	Special Use Permit	Portsmouth Zoning Ordinance, Article IV, Section B	Use of the property
Portsmouth Zoning Board	Zoning Variance	Stone Wall Preservation Ordinance Section 333-4-B of the Code of the Town of Portsmouth	Alteration of stone walls for access
Portsmouth Planning Board	Development Plan Review	Portsmouth Zoning Ordinance, Article III, Section H.12	Demolition of existing substation building
Portsmouth Planning Board	Development Plan Review/Environmental Review Assessment	Portsmouth Zoning Ordinance Article III, Section H.12	Work within Watershed Protection District

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Portsmouth Building Official	Determination Of Applicability	Section 320-3 of the Code of the Town of Portsmouth	Soil disturbance and excavation exceeding 50 cubic yards
Middletown Town Council	Noise Variance	Section 130.78(H) of the Middletown Town Code	Occasional extended work hours
Middletown Zoning Board of Review	Dimensional Variance	Middletown Zoning Ordinance, Article 3, Section 305	Structures in excess of 35 feet tall
Middletown Zoning Board of Review	Special Use Permit	Middletown Zoning Ordinance, Article 6, Section 602	New substation and extension of the 61 and 62 Lines
Middletown Zoning Board of Review	Dimensional Variance	Middletown Zoning Ordinance, Article 7, Section 705(F)(1).	Fence over 6 feet tall
Middletown Planning Board and Zoning Board of Review	Planning Board Approval; Zoning variance	Chapter 97 of the Middletown Town Code; Section 97.03 of the Middletown Town Code	Alteration of stone walls for access
Middletown Zoning Board of Review	Special Use Permit	Middletown Zoning Ordinance, Article 11, Section 1101-1104	Work within Watershed Protection District
Middletown Building Official	Determination of Applicability	Middletown Town Code Section 151.02, Construction Site Runoff Control	Soil disturbance and excavation exceeding 50 cubic yards
United States Army Corps of Engineers	Programmatic General Permit (Category 2)	Section 404 of the Clean Water Act	Fill discharges to waters of the United States
State Historic Preservation Office and Tribal Historic Preservation Office	Consultation	Section 106 of the National Historic Preservation Act	Work within cultural resource area boundaries
Federal Aviation Administration	Form 7460-1 Notice of Proposed Construction or Alteration	14 Code of Federal Regulations (CFR) part 77, <i>Safe, Efficient Use, and Preservation of the Navigable Airspace</i>	Review of potential aeronautical hazards for work within the boundaries of a Part 77 surface.