

Appendix E: Documentation of Co-Located Infrastructure Consultations

Appendix E contains a summary of utility location searches, the fact sheet sent to identified collocated infrastructure owners, and documentation of consultations with collocated infrastructure owners within the Cementon, Congers, and Putnam Station Transitional HDD areas.

Searches were conducted for utilities in the area of the alignment through UDig NY. A total of four utility owners were identified as potentially operating in the Putnam Station alignment, a total of four utility owners were identified as potentially operating in the Congers alignment, and a total of one utility owner was identified as potentially operating in the Cementon alignment. Table E-1 summarizes the status of Collocated Infrastructure (CI) owner consultation. Two CI owners, AT&T and Level 3, operate utilities along the Canadian Pacific (CP) railroad right of way. Consultations have taken place with the CI owners, each of whom have provided as-built drawings to the Project to be consulted during CHPE design.

Coordination with CP rail is being conducted to confirm that the proposed HDD alignment is being done in a manner satisfactory to the railroad.

Table E-1

Utility Owner Name	HDD	CI Search Status
CHG&E	Cementon	No known utilities.
CABLEVISION OF WEST NYACK	Congers	No known utilities.
ORANGE & ROCKLAND UTILITIES INC.	Congers	No known utilities.
SUEZ WATER NEW YORK	Congers	No known utilities.
TOWN OF CLARKSTOWN	Congers	No known utilities.
TOWN OF TICONDEROGA	Putnam Station	No known utilities.
AT&T	Putnam Station	Active underground utility along east side of CP railroad tracks.
LEVEL 3	Putnam Station	Active underground utility along west side of CP railroad tracks.
NATIONAL GRID	Putnam Station	No known utilities.

Champlain Hudson Power Express Upland Co-Located Infrastructure <u>Fact Sheet</u>

Project Background

- The Champlain Hudson Power Express (CHPE) is a 339-mile underground and underwater high voltage direct current (HVDC) electric transmission line that will import up to 1,250 MW of renewable power from Canada and send it to the New York City metro area.
- Transmission Developers Inc. (TDI) is the developer of the project.
- TDI is owned by Blackstone, a company based in New York.
- The transmission line is fully permitted at the State and Federal level and has been under development for roughly 10 years.
- The upland portion of the transmission line will be located primarily within transportation corridor (railway or highway) rights-of-way.

Construction Timing & EM&CP

- Construction is anticipated for 2022 –2025
- A map of the Project is included as Attachment A.
- Prior to construction commencing, CHPE must file an Environmental
 Management & Construction Plan (EM&CP) and receive approval from the
 State for this segment prior to installing the transmission line cables. The
 EM&CP will include detailed construction means and methods, and
 schedule. The EM&CP will be subject to public review and your
 organization will have the opportunity to review it before it becomes final.

- In preparation for that filing, TDI needs to coordinate with owners colocated infrastructure (CI) along this permitted route.
- TDI would like to (1) establish a contact with someone at your company/town who is responsible for this CI; (2) understand your process for discussing utility crossings; and (3) answer questions.

Overview of CI crossings and CHPE construction

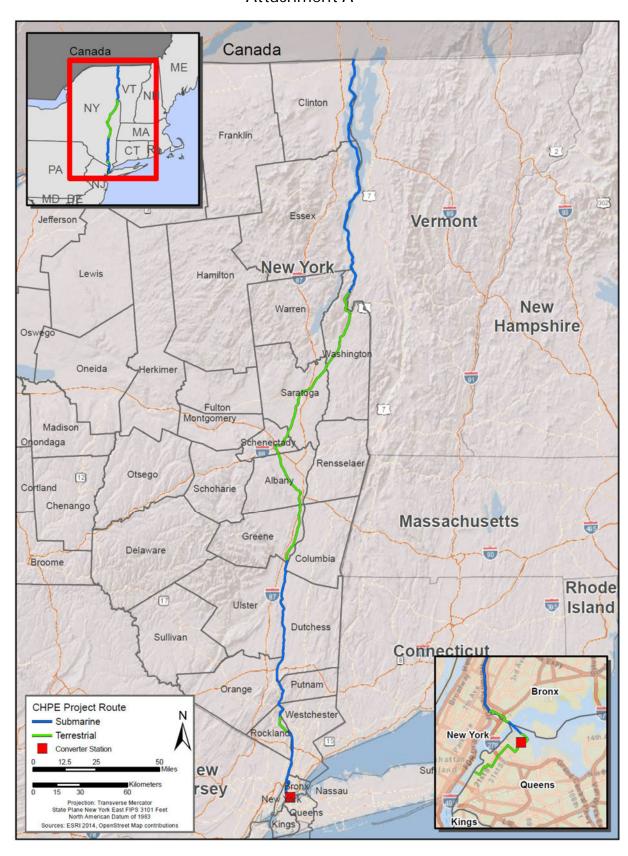
- The underground portion of the buried transmission line will be installed in a trench approximately three (3) feet wide and five (5) feet deep and will require minimal or no maintenance during its 60+ year operational life (Typical trench detail Attachment B).
- Within the trench, the cables will be installed in plastic conduit. There will also be a fiber optic cable installed within the trench.
- Proposed underground installation will be primarily in the shoulders of roadways, under the road's pavement or along the edge of the Canadian Pacific or CSX railroad rights-of-way.
- Once the cables are installed, the ground will be restored.
- Directly over the transmission lines, vegetation maintenance will be required to ensure deep rooted trees do not grow. Otherwise, no maintenance is needed.
- TDI has worked closely with the local towns, NYS DOT, and the Canadian Pacific and CSX railroads regarding CHPE, and it is coordinating the final design with them.
- Depending on the depth of the existing overland CI infrastructure, if within the 15 ft depth range, our preferred approach is to install our HVDC cables

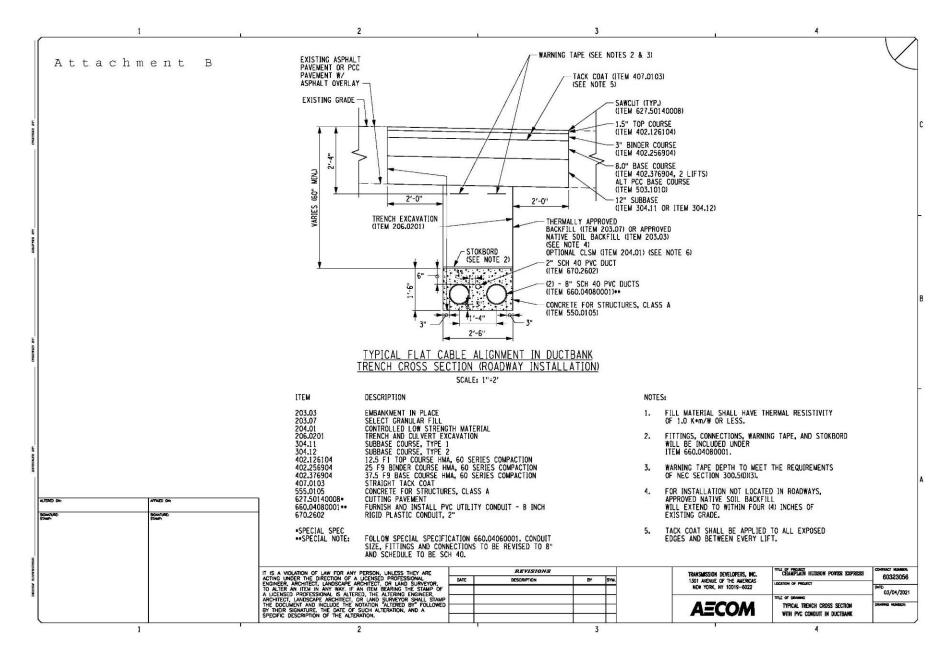
under all buried infrastructure. TDI will accomplish that by working with the CI-owners to establish the best methodology for exposing, supporting, and performing our cable installation under the existing infrastructure. (Typical crossing under CI – Attachment C)

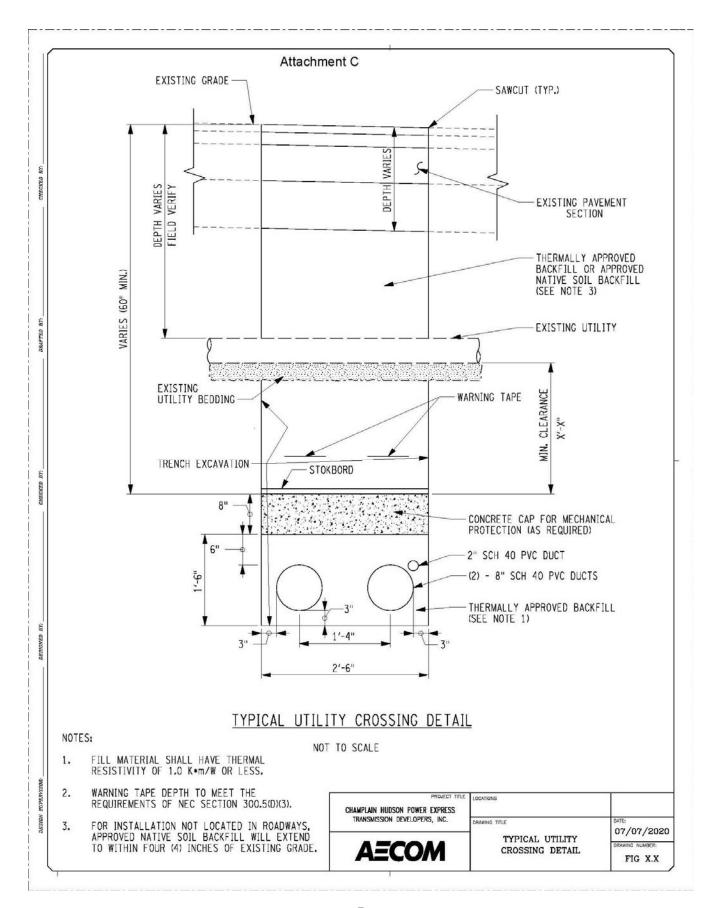
- Our proposal for crossing under CI will follow industry standard crossing methods. Adequate temporary construction supports will be provided for the exposed co-located utilities below grade.
- For deeper CI (usually greater than 15ft) or when there is significant concentration of CI infrastructure within a particular area, horizontal directional drilling (HDD) will be employed to cross under the existing utilities.
- For proposed HDDs, two bored conduits approximately separated at a minimum distance of 15 ft will be installed following the required depth to house the HVDC cables.
- In the event TDI cannot install its cable conduit under buried infrastructure, it will cross over the existing CI utilities via open trench, provided that the minimum cover of 60 inches can be provided over the proposed HVDC cables in roadway and 30 inches of cover in roadside, other vegetated areas and within railroad right-of-way per the below detail (Typical crossing over CI Attachment D).
- In crossing the existing co-located utilities, TDI and their contractors shall also install the proposed HVDC cables with at least the minimum clearance criteria specified by each individual utility owner.
- Regarding proposed trench installation over existing large municipal storm culverts, an underground utility bridging support structure will be

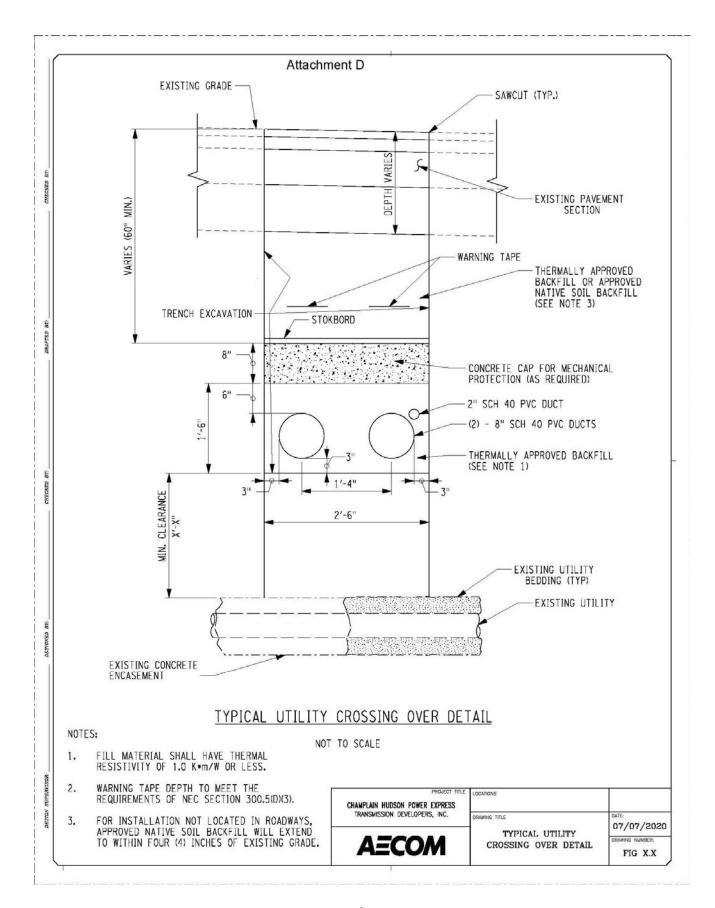
- constructed to allow the proposed HVDC cables to be self-supported across the span in the event the storm culverts require future repair or replacement. (Typical CI support Attachment E.)
- As part of development of a crossing plan for your CI, TDI will work with the respective CI owners, to:
 - Establish and conduct a subsurface utility survey to determine the precise location of the infrastructure within the limits of the proposed CHPE cable installation, including:
 - Depth from roadway and/or ground surface
 - Physical width and footprint occupied by the CI
 - Existence of CI supporting structures to be avoided
 - Confirm proposed crossing installation including the requirements for CI temporary support.
 - Eventually, based on this information, TDI will work with each CI owner to consummate a formal CI agreement as necessary.

Attachment A









Attachment E



AECOM U.S.A., Inc. 40 British American Blvd. Latham, NY 12110
 PROJECT NO.
 50323056

 Prepared By.
 JMO
 Date
 12/11/2020

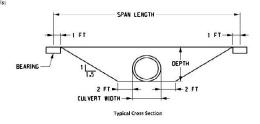
 Reviewed By.
 MWO
 Date
 12/11/2020

 Approved By.
 Date

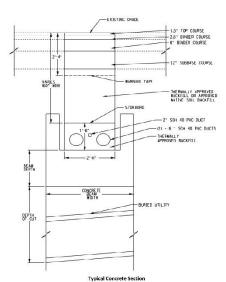
CALCULATION SHEET

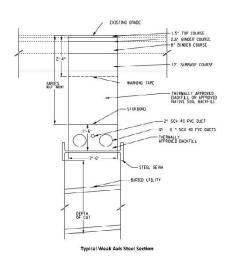
Client; TDI
Project: CHPE

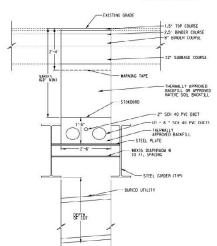
Description: Preliminary Review of Utility Support Options over culvert replacement



Underground Utility Support





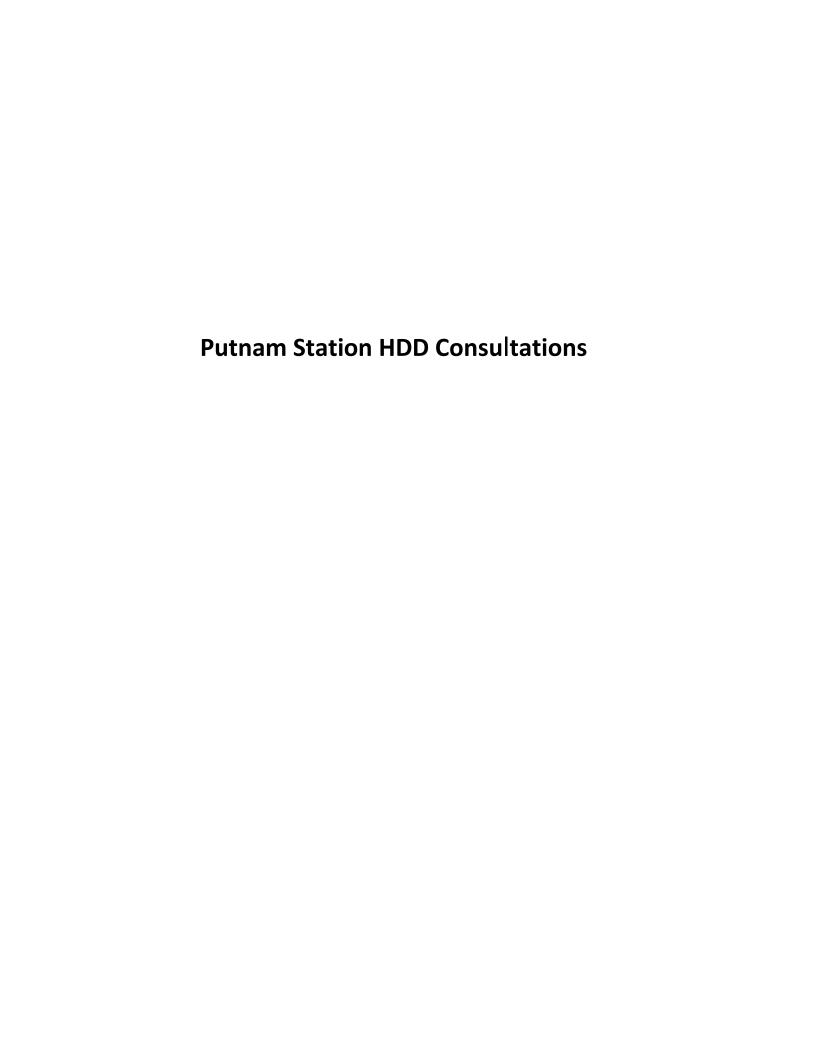


Typical Strong Axis Stael Section
1 Sizes

	Support Sizes																
	CONTRACTOR OF THE PARTY OF THE	Depth of Cut (ft)								0							
		5	6	7	8	9	10	11	12	13	14	15	16	17	18	19	20
	1.38	1-A	2-A	3-C	4-D	5-E	5	5	5	5	5	6	6	6	6	6	6
	1.65	1-A	2-A	3-C	4-D	5-E	5	5	5	5	5	6	6	6	6	6	6
£	1.92	1-A	2-A	3-C	4-D	5-E	5	5	5	5	5	6	6	6	6	6	6
th de	2.50	1-A	3-B	3-€	4-D	5-E	5	5	5	5	5	6	6	6	6	6	6
N.	3.08	1-A	3-B	4-D	5-D	5	5	5	5	5	5	6	6	6	6	6	6
/cri	3.67	1-A	3-В	4-D	5-D	5	5	5	5	5	5	6	6	6	6	6	6
Ιź	4.00	1-/	3-B	4-D	5-D	5	5	5	5	5	5	6	6	9	6	6	6
	4.50	2-A	3-C	4-D	5-F	5	5	5	5	5	6	6	6	6	6	6	6
	5.00	2-A	3-C	4-D	5-E	5	5	5	5	5	6	6	6	6	6	6	6

Type	Steel Beam Size
1	W36X231 - Weak Axis Support
2	W36X247 Weak Axis Support
3	W36X330 Weak Axis Support
4	W36X395 - Weak Axis Support
5	(2)W36X135 - Strong Axis Support
6	(2)W36X231 - Strong Axis Support

Туре	Concrete Beam Width	Beam Depth
	in	in
A	52	18
В	52	20
c	52	24
D	52	30
E	52	36



From: UDig NY Exactix <tickets@exactix.udigny.org>
Sent: Wednesday, October 12, 2022 7:01 PM

To: Grassi, Laura

Subject: Responses for UDig NY locate request 10052-001-282

Follow Up Flag: Follow up Flag Status: Flagged

This is a message from UDig NY's Automated Positive Response System (APR). Below is the response status from the facility operators associated with

Ticket # 10052-001-282

NY: WASHINGTON County, PUTNAM STATION 439 CO RT 3

AT&T

- CLEAR, NO FACILITIES WITHIN 15 FT OF THE EXCAVATOR DEFINED WORK AREA Comment - No Comment

LEVEL 3 COMMUNICATIONS

- Has Not Responded

NATIONAL GRID EAST ELEC 2

- CLEAR, NO FACILITIES WITHIN 15 FT OF THE EXCAVATOR DEFINED WORK AREA Comment - No Comment

TOWN OF TICONDEROGA

- CLEAR, NO FACILITIES WITHIN 15 FT OF THE EXCAVATOR DEFINED WORK AREA Comment - No Comment

For the most up-to-date response status please visit exactix.udigny.org or call 888-DIGGERS(344-4377).

For location requests which provide the legal 2 full working days' notice, facility operators have until the stated commencement date and time to provide a response status.

From: cl_irth_comm@irth.com

Sent: Wednesday, October 5, 2022 1:07 PM

To: Grassi, Laura

Subject:Seq# 1: 10052-001-282 for LEVEL 3 COMMUNAttachments:Digsite.txt; Design Ticket Legend.jpg; Map.png

Follow Up Flag: Follow up Flag Status: Flagged

****DESIGN****

DIG REQUEST from UDig NY for: LEVEL 3 COMMUN Taken: 10/05/2022 12:26

To: IRTHNET2 Transmitted: 10/05/2022 12:42 00027

Ticket: 10052-001-282-00 Type: Design Previous Ticket:

State: NY County: WASHINGTON Place: PUTNAM STATION

Addr: From: 439 To: Name: CO RT 3

Cross: From: To: Name:

Offset:

Locate: NearSt:

Means of Excavation: Blasting: N

Site marked with white: N Boring/Directional Drilling: N Within 25ft of Edge of Road: Y

Work Type: BURY MAIN CABLE

Estimated Work Complete Date: 10/11/2022

Depth of excavation: Site dimensions:

Start Date and Time: 10/13/2022 07:00

Must Start By: 10/27/2022

Contact Name: LAURA GRASSI Company: WSP USA, BUFFALO

Addr1: 50 LAKEFRONT BLVD Addr2: SUITE 111
City: BUFFALO State: NY Zip: 14202

Phone: 716-276-0193 Fax:

Email: laura.grassi@wsp.com Field Contact: LAURA GRASSI

Alt Phone: Email: laura.grassi@wsp.com

Working for: CHPE LLC

Comments: PROPOSED DESIGN AREA: DEAD END OF COUNTRY ROUTE 3 AT THE HUDSON

: RIVER EXTENDING NORTHEAST INTO THE RIVER

: PER CODE RULE 753 EACH OPERATOR SHALL PROVIDE A MEANS BY WHICH

: INFORMATION REGARDING THE LOCATION OF UNDERGROUND FACILITIES CAN BE

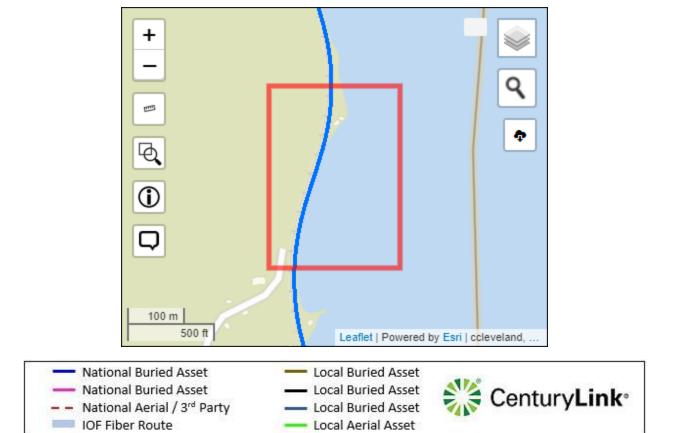
: OBTAINED FOR DESIGN PURPOSES.

: **THIS TICKET IS NOT A SUBSTITUTE FOR THE INTENT TO EXCAVATE**

: Lookup Type: MANUAL

Boundary: n 43.737268 s 43.734451 w -73.374697 e -73.371888

Members: AT&T LEVEL 3 COMMUN
: NAT GRID EAST ELEC 2 TWN TICONDEROGA



This email is for informational purposes only. Please do not reply as this is an unmanned inbox.

From: Cole, Benjamin

Sent: Wednesday, November 9, 2022 8:45 AM

To: Grassi, Laura

Subject: FW: CHPE Collocated Infrastructure Details_1C_ATT

Follow Up Flag: Follow up Flag Status: Flagged

From: Bill Lown <bill@lynnutils.com>

Sent: Tuesday, September 13, 2022 8:26 AM

To: Luke <luke@lynnutils.com>; Cole, Benjamin <Ben.Cole@wsp.com>; 'Lou Marello'' <lm5215@att.com>;

larry@lynnutils.com

Cc: 'Rick Chase' < rick.chase@transmissiondevelopers.com>; Grassi, Laura < Laura.Grassi@wsp.com>

Subject: Re: CHPE Collocated Infrastructure Details_1C_ATT

Ben,

Attached are the AT&T As-Builts for the area. As Luke stated, the only way to verify the depth or location is to test pit.

Thank you.
Bill Lown
Lynn Utilities Services
66 Middlebush Rd, Suite G107
Wappingers Falls, NY 12590



From: Luke

Sent: Monday, September 12, 2022 3:51 PM

To: Cole, Benjamin; 'Bill Lown'; 'Lou Marello"; larry@lynnutils.com

Cc: 'Rick Chase'; Grassi, Laura

Subject: Re: CHPE Collocated Infrastructure Details_1C_ATT

Ok, we'll take a look.

Get Outlook for Android

From: Cole, Benjamin < Ben.Cole@wsp.com>
Sent: Monday, September 12, 2022, 3:39 PM

To: |uke@lynnutils.com">|uke@lynnutils.com; 'Lou Marello'' |luke@lynnutils.com; 'Lou Marello'' |luke@lynnutils.com; 'Bill Lown' |bill@lynnutils.com; 'Lou Marello'' |luke@lynnutils.com; 'Bill Lown' |bill@lynnutils.com; 'Lou Marello'' |luke@lynnutils.com; 'Bill Lown' |bill@lynnutils.com; 'Lou Marello'' |luke@lynnutils.com; 'Lou Marello'' |luke@lynnutils.com<

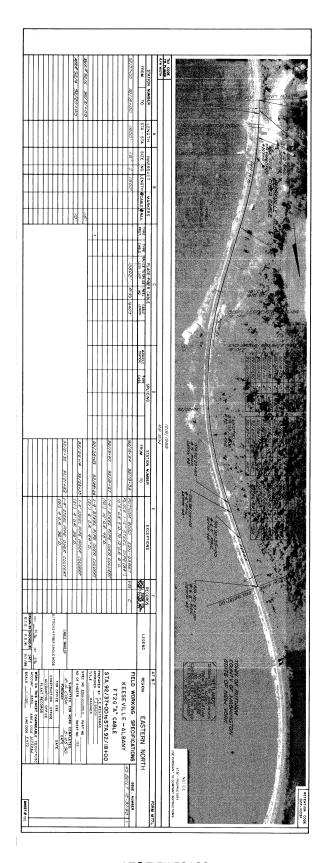
larry@lynnutils.com <larry@lynnutils.com>

Cc: 'Rick Chase' < rick.chase@transmissiondevelopers.com'>; Grassi, Laura < Laura.Grassi@wsp.com'>

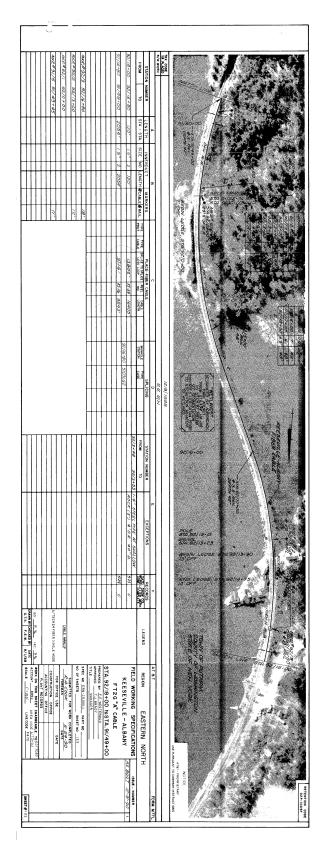
Subject: RE: CHPE Collocated Infrastructure Details 1C ATT

Hi Luke, just confirming, it is MP 92.5.
Thanks,
Ben
From: Cole, Benjamin Sent: Monday, September 12, 2022 9:19 AM To: luke@lynnutils.com; 'Bill Lown' < bill@lynnutils.com >; 'Lou Marello'' < lm5215@att.com >; larry@lynnutils.com Cc: 'Rick Chase' < rick.chase@transmissiondevelopers.com >; Grassi, Laura < Laura.Grassi@wsp.com > Subject: RE: CHPE Collocated Infrastructure Details_1C_ATT
Thanks Luke – ok.
I believe it's ~MP 92.5 but am working on confirming.
Ben Cole
From: luke@lynnutils.com Sent: Monday, September 12, 2022 9:00 AM To: Cole, Benjamin Ben.Cole@wsp.com ; 'Bill Lown' bill@lynnutils.com ; 'Lou Marello'' larry@lynnutils.com Cc: 'Rick Chase' rick.chase@transmissiondevelopers.com ; Grassi, Laura Laura.Grassi@wsp.com > Subject: RE: CHPE Collocated Infrastructure Details_1C_ATT
Ben,

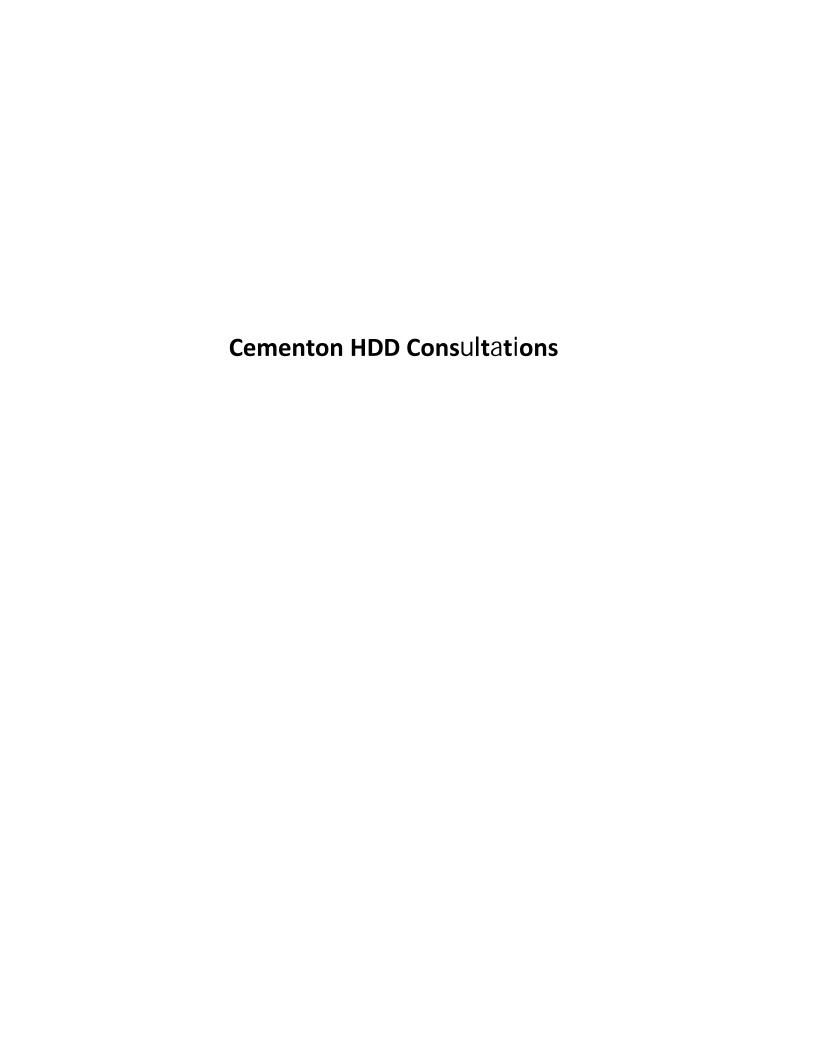
The only way to verify the depth or location is to test pit. We can look at the as-builts. Do you the Mile Post of the crossing on the railroad?
Thanks
Luke McCarthy
Lynn Utilities Services
Project Manager
From: Cole, Benjamin < Ben.Cole@wsp.com > Sent: Monday, September 12, 2022 8:17 AM To: Bill Lown < bill@lynnutils.com >; luke@lynnutils.com; 'Lou Marello'' < lm5215@att.com >; larry@lynnutils.com Cc: 'Rick Chase' < rick.chase@transmissiondevelopers.com >; Grassi, Laura < Laura.Grassi@wsp.com > Subject: RE: CHPE Collocated Infrastructure Details_1C_ATT
Good Morning All,
Please see attached planned location of an HDD work area/entry point. Currently gathering more info on this but wanted to get some info to you asap. <u>Is there depth or as-built info available</u> for the fiber line that's in this area? Are there crossing requirements other than notifying dig safe and maintaining minimum offset distances (for CHPE those are 5' (h), 2' (v)) of which we should be aware?
Thanks,
Ben Cole



AT&T FILE0192



AT&T FILE0193



From: UDig NY Exactix <tickets@exactix.udigny.org>

Sent: Tuesday, October 11, 2022 7:01 PM

To: Grassi, Laura

Subject: Responses for UDig NY locate request 10042-001-185

Follow Up Flag: Follow up Flag Status: Completed

This is a message from UDig NY's Automated Positive Response System (APR). Below is the response status from the facility operators associated with

Ticket # 10042-001-185

NY : GREENE County, CATSKILL ALPHA BLVD

CENTRAL HUDSON GAS AND ELECTRIC NORTH ELECTRIC

- Has Not Responded

CENTRAL HUDSON GAS AND ELECTRIC NORTH GAS

- Has Not Responded

For the most up-to-date response status please visit exactix.udigny.org or call 888-DIGGERS(344-4377).

For location requests which provide the legal 2 full working days' notice, facility operators have until the stated commencement date and time to provide a response status.

From: Dimisko, Brian <BDimisko@cenhud.com>
Sent: Thursday, October 13, 2022 5:11 PM

To: Cole, Benjamin

Cc: Borchert, John; Rick Chase; Grassi, Laura; Mangels, Luke; Koberger, Joseph; Broner,

Christopher; Bragg, Kyle

Subject: RE: CHG&E info for UDig NY ticket in Cementon

Follow Up Flag: Follow up Flag Status: Flagged

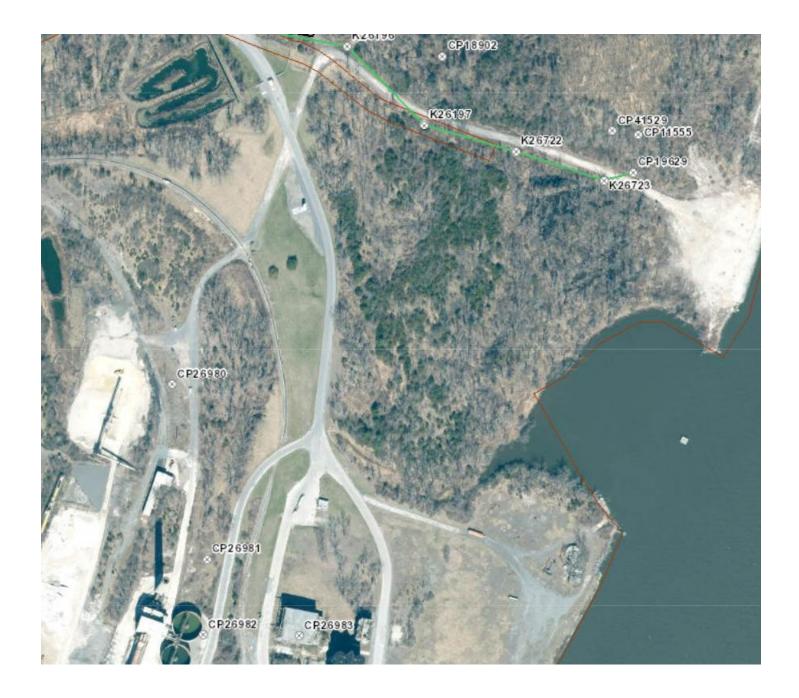
Ben

Based on my review of our corporate electric and gas assets mapping system, it doesn't appear that we have either of these assets within the area that you demarcated. There appears to be some electric distribution and gas transmission assets inland (to the west), but nothing that I can see from our mapping system.

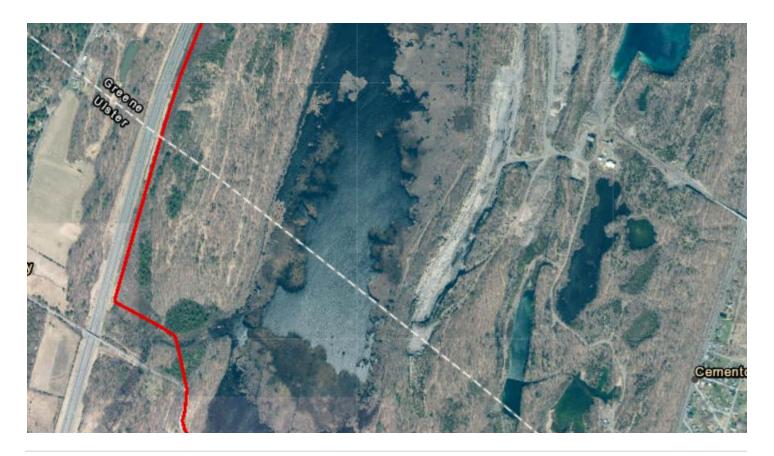
I've copied other responsible CHGE staff on this email for confirmation. I'm not the 'official' call on this, I'm just providing some preliminary info based on my review.

Brian

ELECTRIC



<u>GAS</u>



From: Cole, Benjamin <Ben.Cole@wsp.com>
Sent: Thursday, October 13, 2022 4:48 PM
To: Dimisko, Brian <BDimisko@cenhud.com>

Cc: Borchert, John <JBorchert@cenhud.com>; Rick Chase <rick.chase@transmissiondevelopers.com>; Grassi, Laura

<Laura.Grassi@wsp.com>

Subject: CHG&E info for UDig NY ticket in Cementon

CAUTION!!! This Message Is From an External Sender.

STOP and verify sender email address, LOOK closely at the content, DON'T click on any unknown attachments or links and REPORT anything suspicious.

*** WARNING - EXTERNAL EMAIL **** USE CAUTION BEFORE OPENING LINKS/ATTACHMENTS *** NEVER SUPPLY USERID/PASSWORD INFORMATION ***

Hi Brian,

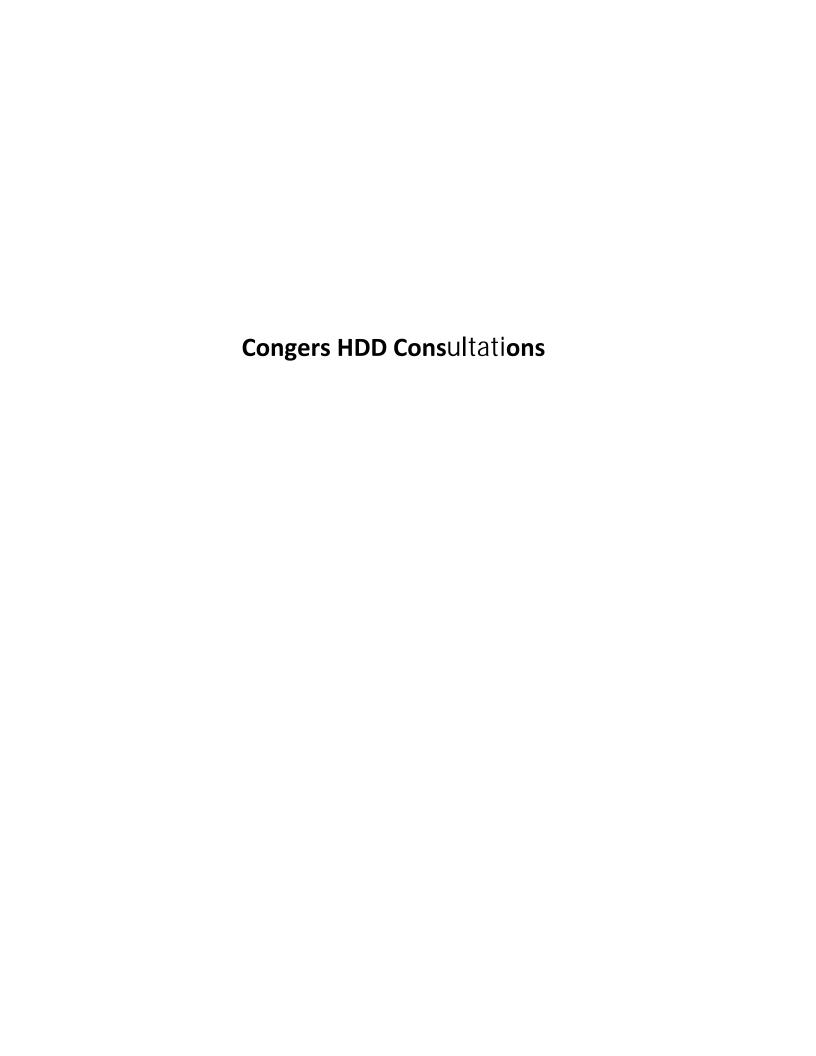
Regarding one of the transitional HDD locations on the HCPE project, we submitted a UDig NY ticket (#10042-001-185), on 10/4/22. The area specified for utility location is in Cementon, NY, immediately north of Lehigh Cement, in a gravel area along the Hudson River at the end of Alpha Blvd and extending south into the Hudson River. CHG&E were identified as owning both gas and electric lines in the vicinity, but no response to the UDig ticket has been received. Can you please let us know if any CHG&E utilities are present in the specified work area, or provide direction on who at CHG&E can help? A screen clip of the work area is provided below. Thank You.



Ben Cole

NOTICE: This communication and any attachments ("this message") may contain information which is privileged, confidential, proprietary or otherwise subject to restricted disclosure under applicable law. This message is for the sole use of the intended recipient(s). Any unauthorized use, disclosure, viewing, copying, alteration, dissemination or distribution of, or reliance on, this message is strictly prohibited. If you have received this message in error, or you are not an authorized or intended recipient, please notify the sender immediately by replying to this message, delete this message and all copies from your e-mail system and destroy any printed copies.

-LAEmHhHzdJzBITWfa4Hgs7pbKI



From: UDig NY Exactix <tickets@exactix.udigny.org>
Sent: Wednesday, October 12, 2022 7:01 PM

To: Grassi, Laura

Subject: Responses for UDig NY locate request 10052-001-387

Follow Up Flag: Follow up Flag Status: Flagged

This is a message from UDig NY's Automated Positive Response System (APR). Below is the response status from the facility operators associated with

Ticket # 10052-001-387

NY: ROCKLAND County, CONGERS 152 N NY RT 9W

CABLEVISION OF WEST NYACK

- CLEAR, NO FACILITIES WITHIN 15 FT OF THE EXCAVATOR DEFINED WORK AREA Comment - No Comment

ORANGE & ROCKLAND UTILITIES INC. | ROCK ORANGE

- MEETING CONFLICT, YOUR PROPOSED MEETING IS IN CONFLICT AND WE ARE UNABLE TO MEET ON SITE, UTILITY OWNER WILL ATTEMPT TO CONTACT YOU.

Comment - SENT CONFIDENTIALITY AGREEMENT TO CUSTOMER

SUEZ WATER NEW YORK

- Has Not Responded

TOWN OF CLARKSTOWN SEWER

 CLEAR, NO FACILITIES WITHIN 15 FT OF THE EXCAVATOR DEFINED WORK AREA Comment - No Comment

For the most up-to-date response status please visit exactix.udigny.org or call 888-DIGGERS(344-4377).

For location requests which provide the legal 2 full working days' notice, facility operators have until the stated commencement date and time to provide a response status.

From: Parco, William <william.parco@veolia.com>

Sent: Friday, October 14, 2022 2:03 PM

To: Grassi, Laura

Subject: Markout Design Ticket: 10052-001-387-00

Attachments: req47893.pdf

Follow Up Flag: Follow up Flag Status: Flagged

Hello

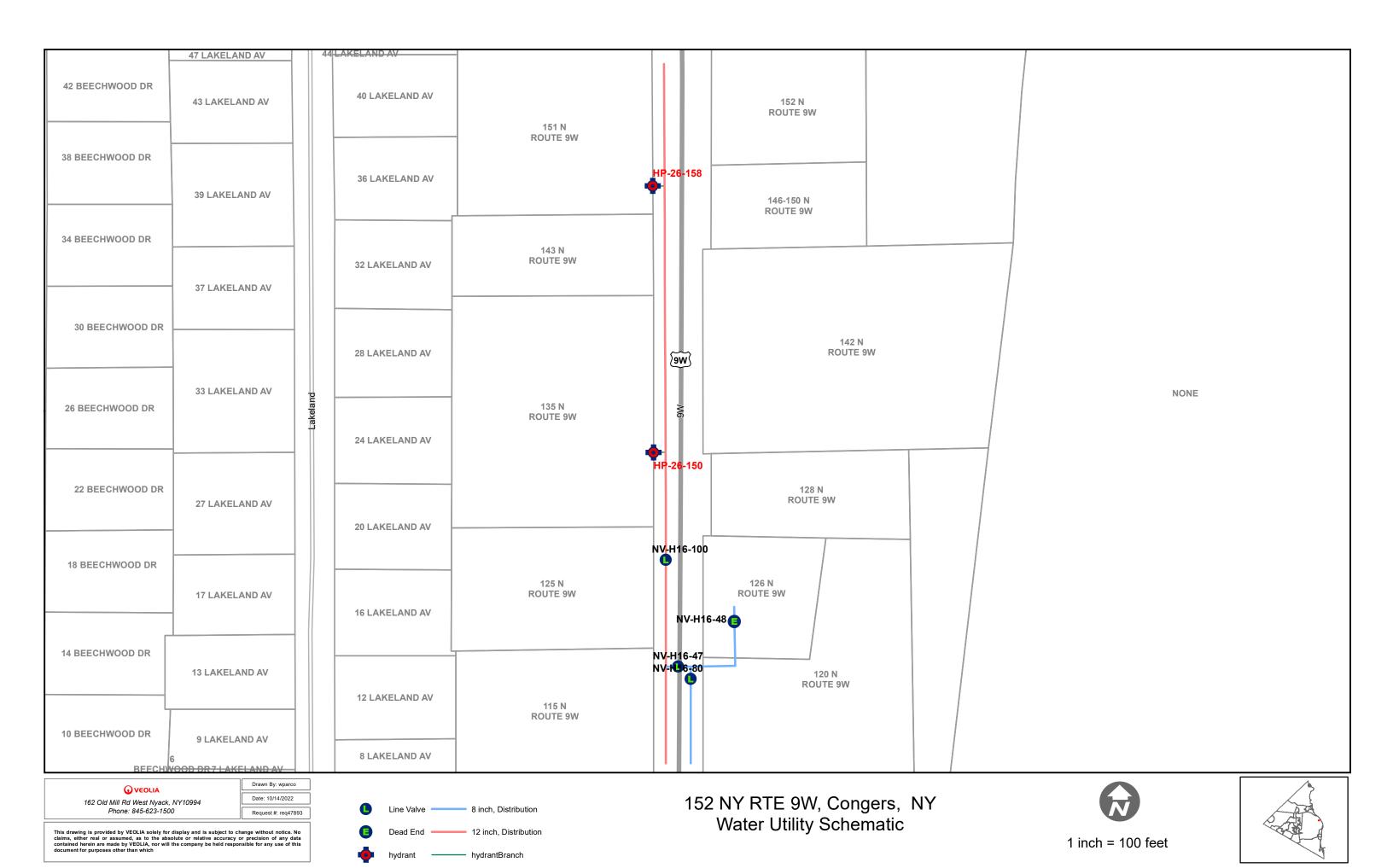
Please see the attached water utility schematic for the above referenced ticket. If you have any questions please let me know.

--

Bill Parco GIS Lead Veolia North America, New York Division

162 Old Mill Rd, West Nyack, NY, 10994 william.parco@veolia.com www.veolianorthamerica.com





From: Gallagher, Brendan J <GALLAGHERB@ORU.com>

Sent: Monday, October 31, 2022 11:13 AM

To: Grassi, Laura
Cc: Cole, Benjamin

Subject: RE: <External Sender> RE: Design Request - 152 RT 9W., Congers

Attachments: 0682_001.pdf; 0681_001.pdf

Follow Up Flag: Follow up Flag Status: Flagged

Here they are. Let me know if you need anything else. Thanks!

Brendan Gallagher
Orange and Rockland Utilities, Inc.
Operating Supervisor – Damage Prevention/Locating
766 West Nyack Road
West Nyack, New York 10994

CONFIDENTIALITY AGREEMENT

THIS AGREEMENT dated as of the __11_ day of _October, 2022, between ORANGE AND ROCKLAND UTILITIES, INC. ("Orange and Rockland"), a New York corporation with offices at One Blue Hill Plaza, Pearl River, New York 10965 and WSP USA Inc ("Contractor"), a New York corporation/partnership with offices at 1 Pennsylvania Plaza 2nd floor, New York, NY 10119, (collectively, the "Parties").

WHEREAS, Contractor submitted a UDig NY ticket for utility locations at a project site (152 N Route 9W through 300 Championship Golf Course in Congers, NY 10920, and into the Hudson River) and Orange and Rockland requires Contractor to execute this Agreement before Orange and Rockland will provide utility information to Contractor (all work to be performed by the Contractor being hereinafter referred to as the "Work");

WHEREAS, during the course of the Contractor's performance of the Work, it is anticipated that Orange and Rockland will deliver or otherwise disclose to the Contractor certain utility information (the "Confidential Information") for Contractor's use in the Work;

WHEREAS, Orange and Rockland and the Contractor wish to enter into an agreement in order to assure the confidentiality of the Confidential Information and to prevent the disclosure of same to third parties except as permitted herein;

WHEREAS, the Parties recognize the need to share information with project partners, including TDI-USA Holdings Corporation, a Delaware Corporation with an office located at 600 Broadway, Albany, NY 12207, CHPE LLC, a New York limited liability company with an office located at 600 Broadway, Albany, NY 12207, WSP USA Inc., a New York corporation with an office located at One Pennsylvania Plaza, New York, NY, 10119, NKT Inc., a corporation

organized and existing under the laws of the State of Delaware with an office located at 1255 Crescent Green, Cary NC 27518, and Caldwell Marine International LLC, a New Jersey limited liability company, with an office located at 1333 Campus Parkway, Wall Township, NJ 07753 (collectively, "Project Partners"). In order to receive the Confidential Information, each of the Project Partners shall execute the Certification attached to this Agreement.

NOW THEREFORE, in consideration of the mutual promises and covenants made herein, Orange and Rockland and the Contractor agree as follows:

- 1. Confidential Information, identified by Orange and Rockland as such, will be provided, delivered or otherwise disclosed to the Contractor for its use in connection with the purpose set forth hereinabove subject to the terms and conditions set forth below.
- 2. The Contractor acknowledges that the Confidential Information provided pursuant to this Agreement contains commercially sensitive and proprietary information concerning Orange and Rockland. The Contractor also acknowledges that execution of this Agreement creates a confidential relationship between itself and Orange and Rockland with respect to the Confidential Information received. The Contractor further acknowledges and agrees that, subject to the other provisions of this Agreement, use of the Confidential Information is for the sole and exclusive purpose of the Contractor's performance of the Work.
- 3. The Contractor agrees as follows:
- (a) The Contractor shall not without Orange and Rockland's prior written consent, use, publish, sell, disclose or otherwise divulge to any person, except necessary partners, including the Project Partners and the principals, advisors and employees of the Contractor at any time, nor shall the Contractor permit its partners, principals, advisors or employees to so

divulge, the Confidential Information provided to the Contractor pursuant to this Agreement; provided, however, that the Contractor may divulge the Confidential Information to the extent required to be disclosed by law, rule or regulation or in response to any order of any court, governmental or administrative agency or other governmental authority or by subpoena, summons or other legal process, but prior to such disclosure shall provide Orange and Rockland with prompt written notice of such requirement so that Orange and Rockland may at its option seek a protective order or other appropriate remedy;

- (b) Upon termination of this Agreement for any reason, the Contractor shall, at Orange and Rockland's request, return to Orange and Rockland any and all documents, magnetic tape, cards, computer disks and other tangible objects or materials furnished by Orange and Rockland and shall not retain any copies for its use or for any purpose. Contractor agrees not to disclose the Confidential Information, or any portion thereof, for a period of three years after any termination of the Agreement:
- (c) The Contractor shall not copy the Confidential Information received hereunder; and
- (d) In performing its obligations under this Agreement, the Contractor shall employ a degree of care no less than the degree of care used by the Contractor to protect its own confidential information, but in no event less than a reasonable degree of care.
- 4. Orange and Rockland agrees that Confidential Information covered by this Agreement shall not include the following:
 - (i) information that is or becomes public information through no breach hereof by the Contractor;
 - (ii) information that is known to and/or in the possession of the Contractor prior to the receipt of same hereunder by the Contractor, and is not subject to obligations of

confidentiality to the Parties;

- (iii) information that is acquired by the Contractor from a third party which is not under an obligation of confidence with respect to such information;
- (iv) information that is disclosed with Orange and Rockland's prior written consent; or
- (v) information that is developed independently by the Contractor without reliance upon the Confidential Information.
- 5. In the event of Contractor's breach of this Agreement, Orange and Rockland will not have an adequate remedy in money or damages, and accordingly, shall, in addition to any other available legal or equitable remedies, be entitled to an injunction against such breach without any requirement to post bond as a condition of such relief.
- 6. Paragraphs 3, 4 and 5 of this Agreement shall survive the termination of this Agreement.
- 7. The persons executing this Agreement represent and warrant that they are fully authorized to execute this Agreement on behalf of their respective organizations.
- 8. This Agreement shall be governed by and construed in accordance with the laws of the State of New York without giving effect to the conflict of laws principles thereof. All disputes arising out of, or in connection with this Agreement shall be decided by state or federal courts situated in the State of New York, to the exclusion of all other courts. The parties hereby submit to the jurisdiction of the state or federal courts situated in New York for purposes of all such suits.
- . IN WITNESS WHEREOF, the Parties, by their duly authorized representatives, have executed this Agreement as of the date first above written.

ORANGE AND ROCKLAND UTILITIES, INC.
By December 1
Title Supervisor
WSP USAINC.
Ву /
Title ELE UNEMENT BUS. LINE LOR, SUP

CERTIFICATION PURSUANT TO CONFIDENTILAITY AGREEMENT

The undersigned is an officer of CHPE LLC who has received, or is expected to receive Confidential Information pursuant to a Confidentiality Agreement between Orange and Rockland Utilities, Inc. and WSP USA Inc. The undersigned acknowledges receipt and hereby agrees to be bound by the terms of the Confidentiality Agreement to which this document is annexed. As consideration for receipt of such information, the undersigned agrees to indemnify and defend WSP USA Inc from and against any liabilities, damages, expenses, claims, of fees, including reasonable attorney's fees, suffered by WSP USA Inc. arising from the undersigned's breach of the Confidentiality Agreement.

William S. Helmer Name Executive Vice Prosident

518 - 694 - 646 Z Cell Phone Number

CERTIFICATION PURSUANT TO CONFIDENTILAITY AGREEMENT

The undersigned is an officer of NKT INC. who has received, or is expected to receive Confidential Information pursuant to a Confidentiality Agreement between Orange and Rockland Utilities, Inc. and WSP USA Inc. The undersigned acknowledges receipt and hereby agrees to be bound by the terms of the Confidentiality Agreement to which this document is annexed. As consideration for receipt of such information, the undersigned agrees to indemnify and defend WSP USA Inc from and against any liabilities, damages, expenses, claims, of fees, including reasonable attorney's fees, suffered by WSP USA Inc. arising from the undersigned's breach of the Confidentiality Agreement.

DocuSigned by: 4895F9D821F24DD	20. Oktober 2022 16:59 MESZ
Signature	Date
Michael Henssler	
Name	Cell Phone Number
Project Manager	
Position	W-

CERTIFICATION PURSUANT TO CONFIDENTILAITY AGREEMENT

The undersigned is an officer of CALDWELL MARINE INTERNATIONAL LLC who has received, or is expected to receive Confidential Information pursuant to a Confidentiality Agreement between Orange and Rockland Utilities, Inc. and WSP USA Inc. The undersigned acknowledges receipt and hereby agrees to be bound by the terms of the Confidentiality Agreement to which this document is annexed. As consideration for receipt of such information, the undersigned agrees to indemnify and defend WSP USA Inc from and against any liabilities, damages, expenses, claims, of fees, including reasonable attorney's fees, suffered by WSP USA Inc. arising from the undersigned's breach of the Confidentiality Agreement.

Signature

Brett Bail

Name

Cable Division Manager

Position

Date

132-620-8

Cell Phone Number

From: noreply@digtix.com

Sent: Tuesday, October 25, 2022 11:51 AM

Subject: Request for Underground Location: 10052-001-387-00 at 152 N NY RT 9W CONGERS

ROCKLAND, NY

Follow Up Flag: Follow up Flag Status: Flagged

DigTix POSITIVE RESPONSE NOTIFICATION www.digtix.com

Date: 22/10/25 Time: 11:50

To: LAURA GRASSI
Company: WSP USA, BUFFALO
From: Orange and Rockland

Subject: Request for Underground Location: 10052-001-387-00 at 152 N NY RT 9W CONGERS ROCKLAND, NY

As required by law, any O&R facility within the tolerance zone (2ft on both sides) must be exposed by hand, including removing asphalt and concrete, prior to excavation with mechanical machinery.

This message is being sent in response to your request to underground utility location. The following represents a list of responses for the indicated member codes. These responses only pertain to the specific member codes.

******* To avoid a damage, please dig safely and follow all safe digging best practices. For more information on best practices or mark outs, please visit oru.com/811. ********

Ticket: 10052-001-387-00

O&R UTILS / RCK-ORNG

Member: (DR)

` '

Place: CONGERS Address: 152 N NY RT 9W

Site Status: Completed Markings: None

Message:

Notes: maps have been sent

If there are any questions regarding this transmission or if you arrive at the site and have a question about the work site, please call 845-577-2363



This enhanced positive response is powered by <u>DigTix</u> and sent on behalf of Orange & Rockland Utilities (oru.com).

From: Gallagher, Brendan J <GALLAGHERB@ORU.com>

Sent: Tuesday, October 25, 2022 11:50 AM

To: Grassi, Laura

Cc:Cole, Benjamin; Huckle, Courtney; chpedoccontrol@portal3.pbid.comSubject:RE: <External Sender > RE: Design Request - 152 RT 9W., Congers

Attachments: 152 N RT 9W, Congers Electric.JPG; 152 N RT 9W, Congers Gas.JPG; Elm Avenue, Stony

Point Gas 3.JPG; Elm Avenue, Stony Point Electric 1.JPG; Elm Avenue, Stony Point Electric 2.JPG; Elm Avenue, Stony Point Electric 3.JPG; Elm Avenue, Stony Point Gas 1.JPG; Elm

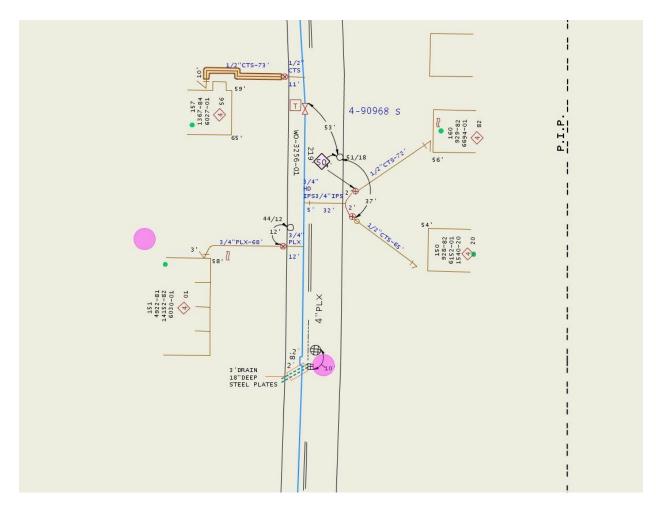
Avenue, Stony Point Gas 2.JPG

Follow Up Flag: Follow up Flag Status: Flagged

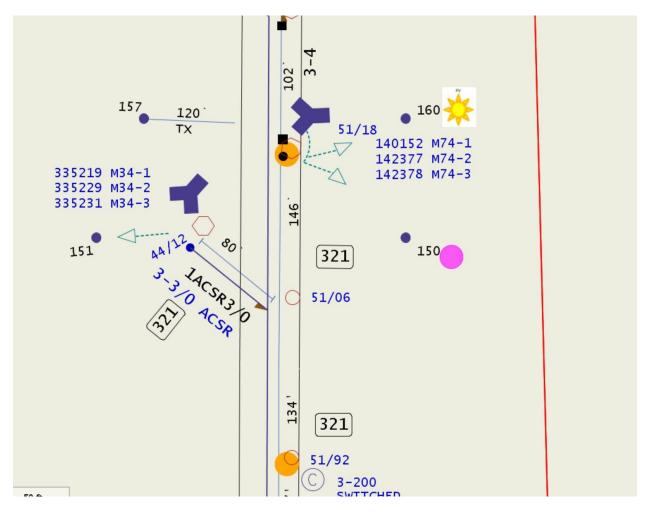
Laura,

Thank you. Please find the attached copies of our maps. Let me know if you have any questions.

Brendan Gallagher
Orange and Rockland Utilities, Inc.
Operating Supervisor – Damage Prevention/Locating
766 West Nyack Road
West Nyack, New York 10994



152 N RT 9W, Congers Electric



152 N RT 9W, Congers Gas