



## Department of Public Service

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Three Empire State Plaza, Albany, NY 12223-1350  
www.dps.ny.gov

November 23, 2022

Via Electronic Mail:

Laura Darling  
Attorneys for CHPE  
LLC and CHPE  
Properties Inc.  
Executive Woods,  
Five Palisades Drive,  
Albany, Ny 12205  
[ldarling@youngsom  
mer.com](mailto:ldarling@youngsommer.com)

RE: CASE 10-T-0139 – Application of Champlain Hudson Power Express, Inc. for a Certificate of Environmental Compatibility and Public Need Pursuant to Article VII of the PSL for the Construction, Operation and Maintenance of a High Voltage Direct Current Circuit from the Canadian Border to New York City.

**Limited Notice to Proceed with Construction**

Dear Ms. Darling:

The Application submitted by the Champlain Hudson Power Express, Inc (CHPE). to build a High Voltage Direct Current Circuit from the Canadian Border to New York City, was approved on April 18, 2013. This Limited Notice to Precede (LNTP) pertains to CHPE's to the Ryder Road Laydown Yard that was included in their Segment 1 and 2 Environmental Management and Construction Plan (EM&CP). CHPE submitted their EM&CP Segment 1 and 2 on April 15, 2022, filed a supplement on August 19, 2022, and refiled the revised EM&CP on September 21, 2022. CHPE requests to proceed with construction Limited Notice to Proceed to authorize clearing, site preparation, and construction of the Ryder Road Laydown Yard portion of CHPE's approved Segments 1 and 2 EM&CP. The EM&CP submitted by CHPE was approved by the New York State Public Service Commission on October 13, 2022. Ordering Clause 6 of that October 13<sup>th</sup> Order stated:

*“The Certificate Holder shall not commence construction until it has received a “Notice to Proceed with Construction” letter sent by the Chief of Environmental Certification and Compliance of the Office of Electric, Gas and Water or by a designee.”*

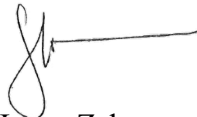
Laura Darling  
November 23, 2022, CASE 10-T-0139

Staff of the Department of Public Service determined that the information provided in your letter to me on behalf of CHPE, dated November 10, 2022, sufficiently meets the requirements of the Orders issued in the above referenced case except for conformance Uniform Fire and Building Code which may be needed for the construction trailers.

On the date of November 28, 2022, you are hereby authorized to begin limited construction in clearing, site preparation, and construction of the Ryder Road Laydown Yard as described in the EM&CP Segment 1-2. However, CHPE shall confirm or submit any applicable requirement per Certificate Condition 9 verifying compliance with the Uniform Fire and Building Code.

If you have any questions, please contact Matthew Smith of the Environmental Compliance Staff, at (518) 402-5141 or by email at [matthew.smith@dps.ny.gov](mailto:matthew.smith@dps.ny.gov).

Sincerely,

A handwritten signature in black ink, appearing to read 'Jason Zehr', with a long horizontal line extending to the right.

Jason Zehr  
Chief, Environmental Certification and Compliance  
Office of Electric, Gas and Water

cc: Case File, NYSDPS  
Matthew Smith, NYSDPS