



Application Form: Requirements, Instructions, Terms and Conditions

By Order dated July 28, 2021, the Board established an Administratively Determined Incentive ("ADI") Program and a Competitive Solar Incentive ("CSI") Program within the Successor Incentive Program ("SuSI"). Within the ADI, an Interim Subsection t market segment was established. The interim market segment will be open to applicants starting on August 28, 2021 until the earlier of either 3 months prior to the opening of the CSI program or the receipt of applications totaling 75 MWdc. Projects certified under the ADI program shall be considered "connected to the distribution system" for purposes of NJ Solar Renewable Energy Certificate II ("SREC-II") eligibility. Subsection t is limited to "grid supply" projects which sell their power in the wholesale electricity market. Consistent with the Solar Act of 2012, projects interconnected behind a customer-generator's meter that are eligible for net metering are not eligible for Subsection t. The following application is intended only for the development of solar electric power generation facilities that seek certification from the Board of Public Utilities ("Board") as being located on a brownfield, an area of historic fill, or a properly closed sanitary landfill facility as defined at N.J.S.A. 48:3-87(t)(1) ("Subsection t"). Before completing the attached Interim Subsection t application, please carefully read all of the information below and in sections I, II, and III.

Before submitting an application, it is recommended the applicant schedule a meeting with the New Jersey Department of Environmental Protection's Office of Permitting and Project Navigation (www.nj.gov/dep/pcer) to determine what permits may be required and to identify other potential issues.

Additionally, the applicant should review the compliance history at the proposed site and the various operations that were conducted there. Satisfaction of all outstanding NJDEP regulatory compliance obligations is required prior to obtaining final certification. The applicant should identify if there are any outstanding compliance and enforcement issues associated with the property on which the proposed project is to be sited as early in the process as possible, and resolve accordingly, before submitting the Post Construction NJDEP Compliance Form.

I. Minimum Qualification Requirements

1. Only those applications for projects proposed to be located on sites meeting the definition of a brownfield, an area of historic fill, or a properly closed sanitary landfill facility, pursuant to N.J.S.A. 48:3-51, and which meet all the statutory requirements under Subsection t, will be considered as "connected to the distribution system" for purposes of SREC-II eligibility in the ADI Program. Projects that are proposed to be located on land that has been actively devoted to agricultural or horticultural use that is valued, assessed, and taxed pursuant to the Farmland Assessment Act of 1964, <u>L.</u> 1964, <u>c.</u> 48 (C.54:4-23.1 <u>et seq.</u>) at any time within the ten (10) year period prior to July 24, 2012 will not be eligible for designation as being located on a brownfield, an area of historic fill, or a properly closed sanitary landfill facility for purposes of qualifying for SREC-IIs.

II. Instructions for Completing the Application Form

- 1. Each solar electric power generation facility seeking certification via the Interim Subsection t ADI program requires the submission of an individual application form. Do not apply for more than one (1) solar facility project per application form. However, if certification of a single facility under more than one (1) of the three (3) designations specified in (1) is sought for example, certification of a project as being located in part on a landfill and in part on a brownfield is sought for one facility a separate application is not required for each type of certification. The applicant shall specify in the relevant questionnaires below and on the required site maps delineating the location of the solar array(s) which portions of the site qualify for which designation. The applicant cannot state that a given portion of the site qualifies for more than one designation (for example, if certification of a given block and lot is sought as a brownfield, the same application cannot seek certification for that same block and lot as an area of historic fill).
- 2. Complete sections A through G contained in this application, and affix the attachments required in the questions contained in section G below.





3. Original signatures on all forms and the certification contained in section H of this application are required. The certification contained in section H must also be notarized.

III. Important Terms and Conditions

- 1. The "applicant" is defined as the entity that submits the Interim Subsection t ADI application form (i.e., an applicant may be a project developer, property owner, contractor, installer, land speculator, or agent of any thereof).
- 2. The applicant, by executing the application and certification, acknowledges on behalf of all project participants that full certification pursuant to Subsection t is a condition of SREC-II eligibility, but that it does not obviate the need for compliance with the Successor Solar Incentive ("SuSI") Registration Program requirements and the need to meet all relevant local, state and federal laws. In review of an application, the Board may attach specific conditions, including, but not limited to, setting the effective date of the project's qualification life.
- 3. The applicant may be required to supplement the initial information provided during the application process.
- 4. Board staff, in consultation with New Jersey Department of Environmental Protection ("NJDEP") staff, will review each application.
- 5. By submitting an application, the applicant acknowledges notice on behalf of all project participants that the information included in the application is subject to disclosure under the Open Public Records Act, N.J.S.A. 47:1A-1 et seq. Aggregated information will be used by the Board and/or other state, federal, county, regional, or local agencies in reports and evaluations, and the geographic location may be used to update Geographic Information System mapping. Applications will be reviewed and decisions on applications will be made by the Board, in consultation with NJDEP.
- 6. Amendments or supplements to the application form will be provided via the Board website at www.nj.gov/bpu and NJCEP website at www.njcleanenergy.com. This application form may be modified at any time without prior notification.
- 7. Projects certified via the Interim Subsection t ADI application process must also comply with all appropriate provisions of the Renewable Portfolio Standards rules, such as the proposed SuSI registration program rules to be located at N.J.A.C. 14:8-11. The conditions for certification by the Board include the submission of a ADI/SuSI Program registration within fourteen (14) days of an Order granting conditional certification, and compliance with all applicable local, state, and federal laws, permit requirements, and regulations.

Applications submitted via US postal mail or fax will not be accepted. Submit applications electronically to the Secretary of the New Jersey Board of Public Utilities via board.secretary@bpu.nj.gov.





A: Applicant	t Contact Information			
Applicant Com	pany Name (if applicable):			_
				_
Daytime Phone	e: En	nail:		_
Applicant Maili	ng Address:			_
City:		State:	Zip Code:	_
B: Applicant	t Role (Indicate the nature of the appl	icant, being sure to check a	Il that apply)	
Applicant is:	☐ Solar Facility Installer/Developer☐ Agent (if agent, what role is represent)	•	☐ Property Owner	_
C: Property	Owner Contact Information			
Property Owne	er Company Name (if applicable):			
First Name:		Last Name:		_
Daytime Phone	e: Em	nail:		_
Property Owne	er Mailing Address:			_
City:		State:	Zip Code:	_
	cility Owner (Who will own the Facility e if known. Duplicate data contained i		3.	
Solar Facility C	Owner Company Name (if applicable):			_
Contact Persor	າ:			_
				_
Daytime Phone	e: Em	nail:		_
Solar Facility C	Owner Mailing Address:			_
City:		State:	Zip Code:	=
	or / Solar Installer / Developer (Who w e if known. Duplicate data contained i		ble.	
Company Nam	ne (if applicable):			_
First Name:		Last Name:		_
Daytime Phone	e: Em	nail:		_
Mailing Addres	s:			_
			Zip Code:	_
Federal Tax I.D	D. Number:			





F: Proposed Solar Facility Characteristics; Size, Location, Point of Interconnection Complete if known.
Solar Facility Size:MW acMW dctotal acreage of solar facility
Solar Facility Location (Address):
Solar Facility Block and Lot Number(s):
Solar Facility Municipality:
Solar Facility Zip Code:
Electric Distribution Company accommodating facility interconnection:
G: Certification Questionnaire;
Indicate below whether the proposed facility is located on land that has been actively devoted to agricultural or horticultural use and that is/has been valued, assessed, and taxed pursuant to the Farmland Assessment Act of 1964, <u>L.</u> 1964, <u>c.</u> 48 (C.54:4-23.1 <u>et seq.</u>) at any time within the ten (10) year period prior to July 24, 2012.
☐ Yes, the proposed facility is located on land that has been actively devoted to agricultural or horticultural use that is/has been valued, assessed, and taxed pursuant to the Farmland Assessment Act of 1964 within the ten (10) year period prior to July 24, 2012.
 No, the proposed facility is not located on land that has been actively devoted to agricultural or horticultural use that is/has been valued, assessed, and taxed pursuant to the Farmland Assessment Act of 1964 within the ten (10) year period prior to July 24, 2012. I have attached tax assessment records for those years
Is the proposed facility located in the Pinelands National Reserve?
If "Yes," please attach any correspondence/approvals with the Pinelands Commission relating to the requirements under the Comprehensive Management Plan ("CMP"), available at www.nj.gov/pinelands/cmp.
☐ Yes, I have attached the requested materials. ☐ No, please explain below:
Are there any use restrictions at the site?
If "Yes," explain the use restriction below and provide documentation that the proposed solar project is not prohibited.
Will the use restriction be required to be modified?
If "Yes," explain the modification below.





Complete the questionnaire below (1, 2, or 3) that corresponds to the category under which you are applying for certification: 1 - Properly Closed Sanitary Landfill Facility; 2 - Brownfield; or 3 - Area of Historic Fill. If applying for certification for more than one of the categories, the applicant must complete each applicable subsection. As noted above, if applying for more than one of the categories, the applicant must specify which portions of the site qualify for which category. The applicant cannot state that a given portion of the site qualifies for more than one category (for example, if certification of a given block and lot is sought as a brownfield, the same application cannot seek certification for that same block and lot as an area of historic fill). If an applicant is seeking approval for more than one category, a map(s) shall be submitted that clearly delineates each land classification by block and lot.

1 - Properly Closed Sanitary Landfill Facility Questionnaire

For guidance on installing solar on landfills please review the NJDEP Division of Solid and Hazardous Waste Guidance Document at www.nj.gov/dep/dshw/swp/solarguidance.pdf

1)	Name of the sanitary landfill facility as identified in NJDEP's database of New Jersey landfills, available at www.nj.gov/dep/dshw/lrm/landfill.htm :
2)	NJDEP Solid Waste Program Interest ("SW PI") Number or New Jersey Solid Waste Identification Number:
3)	Owner of the sanitary landfill facility:
4)	Block(s) and Lot(s) of the sanitary landfill facility: Property Acreage:
5)	Municipality and County in which the sanitary landfill facility is located:
	Municipality: County:
6)	Date that the sanitary landfill facility ceased operations:
7)	Submit: (check one)
	A copy of the NJDEP approval letter for the closure as-built certification submitted pursuant to N.J.A.C. 7:26-2A.9(c)6;
	or
	Copies of any other correspondence indicating proper closure of the landfill.
8)	I have attached a copy of the most recent sanitary landfill closure and post-closure plan approval, if applicable
9)	I have attached additional information or documentation that establishes that the sanitary landfill facility is properly closed as defined in N.J.S.A. 48:3-51





	I have attached a single map detaili identification of the landfill waste foo with the parcels block and lot	otprint and other associated	d structures and ed		
	 A single map cannot clearly ider submitted a separate maps for e 				I have
,	What permits and/or approvals, if ar etc.) directly related to the installation and/or approvals and attach copies.	n and operation of the sola	ar facility on this pr		
	Permit Description	Permit Number	Date Permit Issued	Copy Attached	
				☐ Yes ☐ No	
				☐ Yes ☐ No	
				☐ Yes ☐ No	
				☐ Yes ☐ No☐ Yes ☐ No☐ No☐ No☐ No☐ No☐ No☐ No☐ No☐ No☐ N	
				☐ Yes ☐ No	

Permit Description	Permit Number	Date Permit Issued	Copy Attached
			☐ Yes ☐ No
			☐ Yes ☐ No
			☐ Yes ☐ No
			☐ Yes ☐ No
			☐ Yes ☐ No
			☐ Yes ☐ No





Brov	wnfield Questionnaire			
1)	Name of Property:			
2)	Address of Property:			
3)	Municipality:	County:	(in which	the property is located)
4)	Block(s) and lot(s) of the proper	ty:		
•	Property Acreage:			
5)	("EPA") Identification Number, a	am Interest Number, NJDEP Inci and/or NJDEP Known Contamina ease provide all identifying numbe	ted Site List Number (located at
6)	the property in the tables below.	o and/or operatorship and provide . Provide sufficient history regard operty was/is a commercial or inc	ding the nature of the	operations to facilitate
	Name of Pro	operty Owner	From	То
	Name of Operator	Nature of Operations	From	То
	Name of Operator	Nature of Operations	FIOIII	10
7)		icant asserts that the property is	currently vacant. Pro	vide any supporting
	documentation for that position.			
		 vacant and documentation is att vacant but no documentation is not vacant. 		
3)				□Yes □No
<i>,</i> ,	io and proporty vacant:		• • • • • • • • • • • • • • • • • • • •	103 1140





9)	Is con	tamination present at the site?
10)	Has a	Licensed Site Remediation Professional ("LSRP") been retained, if required?
	If "Yes	s," provide the Name and License # of LSRP.
	Name	:License #:
	If "No,	" explain below:
11)	Indica	te below what remedial phases were conducted.
		A preliminary assessment ("PA") has been performed pursuant to the Technical Requirements for Site Remediation, N.J.A.C. 7:26E-3 and a copy of the report is attached.
		A site investigation ("SI") has been performed pursuant to the Technical Requirements for Site Remediation, N.J.A.C. 7:26E-3 and a copy of the report is attached.
		A remedial investigation ("RI") has been performed pursuant to the Technical Requirements for Site Remediation, N.J.A.C. 7:26E-4 and a copy of the report is attached.
		A remedial action work plan ("RAWP") has been approved by the NJDEP or certified by a Licensed Site Remediation Professional and a copy of the report is attached.
		A remedial action report ("RAR") has been approved by the NJDEP or certified by a Licensed Site Remediation Professional and a copy of the report is attached.
12)	What, neces	if any, remediation is still required by Federal or State laws and regulations? Attach additional pages if sary.
13)	Has a	final remediation document been issued for the property?
,		s," submit a copy of the Response Action Outcome ("RAO") issued by the LSRP No Further Action ("NFA") letter issued by the NJDEP.





Soil without engineering control	Permit Number
Con Without Chighteening Control	
Soil with engineering control	
Ground water natural attenuation	
Ground water other than natural attenuation	
Type of Remedial Action Permit Soil without engineering control	Solar facility located with boundary of area covered by Remedial Action Permit
Soil with engineering control	☐ Yes ☐ No
Ground water natural attenuation	Yes No
Ground water other than natural attenuation	Yes No
ny existing remedial action permits that will be Type of Remedial Action Permit Requiring	required to be modified as part of the sol Permit Number
- · · · · · · · · · · · · · · · · · · ·	
Modification	
- · · · · · · · · · · · · · · · · · · ·	
Modification Soil without engineering control	

 $^{^{\}rm 1}$ The definition of area of concern ("AOC") can be found in N.J.A.C. 7:26E TECHNICAL REQUIREMENTS FOR SITE REMEDIATION





18) I have attached additional information or documentation that establishes that the	
property meets the definition of a brownfield as contained in N.J.S.A. 48:3-51	☐ No





19) What permits and/or approvals, if any, have you received from the NJDEP (i.e., Land Use, Air Quality, NJPDES, etc.) directly related to the installation and operation of the solar facility on this property? Please list all permits and/or approvals and attach copies. Attach additional pages if necessary.

Permit Description	Permit Number	Date Permit Issued	Copy Attached
			☐ Yes ☐ No
			☐ Yes ☐ No
			☐ Yes ☐ No
			☐ Yes ☐ No
			☐ Yes ☐ No
			☐ Yes ☐ No

20) What <u>other</u> permits and/or approvals, if any, have you received from the NJDEP (i.e., Land Use, Air Quality, NJPDES, etc.) for the property? Please list all permits and/or approvals and attach copies. Attach additional pages if necessary.

Permit Description	Permit Number	Date Permit Issued	Copy Attached
			☐ Yes ☐ No
			☐ Yes ☐ No
			☐ Yes ☐ No
			☐ Yes ☐ No
			☐ Yes ☐ No
			☐ Yes ☐ No





Name of Property:
Address of Property:
Municipality: County:(in which the property is located
Block(s) and lot(s) of the property:
Property Acreage:
NJDEP Site Remediation Program Interest Number, NJDEP Incident Number, Environmental Protection Age ("EPA") Identification Number, and/or NJDEP Known Contaminated Site List Number (located at www.nj.gov/dep/srp/kcsnj/). Please provide all identifying numbers applicable to the property:
Has a Licensed Site Remediation Professional ("LSRP") been retained?
Name:License #:
If "No," explain below:
Has the property been mapped by the New Jersey Geological Survey ("NJGS") as historic fill?
Was a site investigation performed pursuant to N.J.A.C. 7:26E-3.12?
If "Yes," submit the results.
If "No," Please explain:
, , ,





Requirements for Site Remediation, N.J.A.C. 7:26E-4.7 been implemented?		☐ No
Were the activities outlined in the NJDEP Technical Guidance for Historic Fill (located at: www.nj.gov/dep/srp/guidance/#historic_fill) followed?		□No
Please explain. Attach additional pages if necessary.		
44) Has a versa dial action work plan in comparation the magniference the Tachmical		
11) Has a remedial action work plan, incorporating the requirements from the Technical Requirements for Site Remediation, N.J.A.C. 7:26E-5.4, either been approved by		
the NJDEP or certified by an LSRP for the historic fill located at this property?		☐ No
If "Yes," does the remedial action work plan incorporate the proposed solar facility project?	🗌 Yes	□No
I have attached a copy of the approved/certified remedial action work plan		☐ No
Please explain. Attach the approved/certified remedial action work plan and any addition	onal pages if	necessary.
12) Has the remediation of the historic fill been completed pursuant to the Technical Requirements for Site Remediation, N.J.A.C. 7:26E-5.4?	□Yes	□No
If "No," please explain:	🗀 100	
13) If the remediation of the historic fill has been completed, submit a copy of the Response ("RAO") issued by the LSRP or the No Further Action ("NFA") letter issued by the NJDE		come
		come





14) <u>Will</u> a	soil or ground water remedial action permit be re	equired for the property? Yes	□No	
Has a soil or ground water remedial action permit been issued for the property? Yes				
If "Ye	If "Yes," list the permit number for the appropriate remedial action permit(s) issued for the property and attach a copy.			
	Type of Remedial Action Permit	Permit Number		
	Soil without engineering control			
	Soil with engineering control			
	Ground water natural attenuation			
	Ground water other than natural attenuation			
	portion of the property on which the solar facility ed by the proposed/issued remedial action perm		ıry of the area	
	Soil without engineering control	☐ Yes ☐ No		
	Soil with engineering control	☐ Yes ☐ No		
	Ground water natural attenuation	☐ Yes ☐ No		
	Ground water other than natural attenuation	☐ Yes ☐ No		
16) List a	ny existing remedial action permits that will be re Type of Remedial Action Permit Requiring Modification	quired to be modified as part of the solar pro	oject.	
	Soil without engineering control			
	Soil with engineering control			
	Ground water natural attenuation			
	Ground water other than natural attenuation			
the lo	e attached a map of the portion of the property or cation of the historic fill and the proposed solar face attached a single map detailing the property, the mination/historic fill & the official tax map with the A single map cannot clearly identify the block, lot be submitted a separate map for each block and lo	acility	☐ No of the ☐ No ion/historic fill.	
area (e attached additional information or documentation of the property on which the solar facility will be look fill as contained in N.J.S.A. 48:3-51	ocated meets the definition of	☐ No	





20) What permits and/or approvals, if any, have you received from the NJDEP (i.e., Land Use, Air Quality, NJPDES, etc.) directly related to the installation and operation of the solar facility on this property? Please list all permits and/or approvals and attach copies. Attach additional pages if necessary.

Permit Description	Permit Number	Date Permit Issued	Copy Attached
			☐ Yes ☐ No
			☐ Yes ☐ No
			☐ Yes ☐ No
			☐ Yes ☐ No
			☐ Yes ☐ No
			☐ Yes ☐ No

21) What <u>other</u> permits and/or approvals, if any, have you received from the NJDEP (i.e., Land Use, Air Quality, NJPDES, etc.) for the property? Please list all permits and/or approvals and attach copies. Attach additional pages if necessary.

Permit Description	Permit Number	Date Permit Issued	Copy Attached
			☐ Yes ☐ No
			☐ Yes ☐ No
			☐ Yes ☐ No
			☐ Yes ☐ No
			☐ Yes ☐ No
			☐ Yes ☐ No





H: Certifications

Applicant Certification

- 1) The information provided in this application package has been personally examined, is true, accurate, complete, and correct to the best of the undersigned's knowledge, based on personal knowledge or on inquiry of individuals with such knowledge; and
- 2) The system proposed in the application will be constructed, installed, and operated as described in the application and in accordance with all Board rules and applicable laws;
- 3) The system proposed in the application will be constructed, installed, and operated in accordance with all Board policies and procedures for the ADI / SuSI Registration Program;
- 4) All signing parties understand that certain information in this application is subject to disclosure under the Open Public Records Act, N.J.S.A. 47-1A-1 et seq.; and
- 5) All signing parties acknowledge that submission of false information may be grounds for denial of this application, and if any of the foregoing statements are willfully false, they are subject to punishment to the full extent of the law, including the possibility of fine and imprisonment.

Signature:		
Print Name:		
Date:		
Signed and sworn to before me on this	day of	, 20
Signature		
Name	_	





Project Installer/Developer Certification (if known)

- The information provided in this application package has been personally examined, is true, accurate, complete, and correct to the best of the undersigned's knowledge, based on personal knowledge or on inquiry of individuals with such knowledge; and
- 2) The system proposed in the application will be constructed, installed, and operated as described in the application and in accordance with all Board rules and applicable laws;
- 3) The system proposed in the application will be constructed, installed, and operated in accordance with all Board policies and procedures for the ADI / SuSI Registration Program;
- 4) All signing parties understand that certain information in this application is subject to disclosure under the Open Public Records Act, N.J.S.A. 47-1A-1 et seq.; and
- 5) All signing parties acknowledge that submission of false information may be grounds for denial of this application, and if any of the foregoing statements are willfully false, they are subject to punishment to the full extent of the law, including the possibility of fine and imprisonment.

Signature:			
Print Name:			
Date:			
Signed and s	sworn to before me on this	day of	, 20
Signature		_	
Name		-	



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Interim Subsection t (ADI/SuSI) Program Application Form



Proposed Facility Owner (if known)

- The information provided in this application package has been personally examined, is true, accurate, complete, and correct to the best of the undersigned's knowledge, based on personal knowledge or on inquiry of individuals with such knowledge; and
- 2) The system proposed in the application will be constructed, installed, and operated as described in the application and in accordance with all Board rules and applicable laws;
- 3) The system proposed in the application will be constructed, installed, and operated in accordance with all Board policies and procedures for the ADI / SuSI Registration Program;
- 4) All signing parties understand that certain information in this application is subject to disclosure under the Open Public Records Act, N.J.S.A. 47-1A-1 et seq.; and
- 5) All signing parties acknowledge that submission of false information may be grounds for denial of this application, and if any of the foregoing statements are willfully false, they are subject to punishment to the full extent of the law, including the possibility of fine and imprisonment.

Signature.			_
Print Name:			-
Date:		·····	_
Signed and sworn to befo	re me on this	day of	, 20
Signature			
Name			





Property Owner

- The information provided in this application package has been personally examined, is true, accurate, complete, and correct to the best of the undersigned's knowledge, based on personal knowledge or on inquiry of individuals with such knowledge; and
- 2) The system proposed in the application will be constructed, installed, and operated as described in the application and in accordance with all Board rules and applicable laws;
- 3) The system proposed in the application will be constructed, installed, and operated in accordance with all Board policies and procedures for the ADI / SuSI Registration Program;
- 4) All signing parties understand that certain information in this application is subject to disclosure under the Open Public Records Act, N.J.S.A. 47-1A-1 et seq.; and
- 5) All signing parties acknowledge that submission of false information may be grounds for denial of this application, and if any of the foregoing statements are willfully false, they are subject to punishment to the full extent of the law, including the possibility of fine and imprisonment.

Signature:			
Print Name:			
Date:			
Email:			
Signed and s	sworn to before me on this	day of	, 20
Signature			
Name			