



# CHAPTER 102 INSPECTION REPORT

## McKean County CONSERVATION DISTRICT

Permit No.: PAD420008

Report No.: 4

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Clear Report

### GENERAL INFORMATION

Project/Site Name:	<u>Clermont Solar Farm</u>	Permit Issuance Date:	<u>4/15/2021</u>
Site Address:	<u>Clermont Road</u>	Permit Expiration Date:	<u>4/15/2026</u>
Site City, State, ZIP:	<u>Wilcox, PA 15870</u>	Permit Type:	<u>NPDES IP</u>
RP/Permittee Name:	<u>Energix Renewables</u>	Site Municipality(ies):	<u>Sergeant</u>
RP/Permittee Address:	<u>Zvi Tvizer</u>	Site County(ies):	<u>McKean</u>
RP/Permittee City, State, ZIP:	<u>1201 Wilson Boulevard Arlington, VA 22209</u>	Earth Disturbance:	<u>681.00</u> acres
RP/Permittee Email:	<u>zvi.tvizer@energixrenewables.com</u>	Site Latitude:	<u>41.39540</u>
Surface Water(s):	<u>Smith Run</u>	Site Longitude:	<u>- 78.3352</u>
Special Protection?	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	Complaint Inspection?	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
Construction Stage:	<u>Active Construction</u>	Activity:	<u>Construction &gt;= 1 ac</u>

Operator Name	Operator Company	Operator Email	Approved
			<input type="checkbox"/>
			<input type="checkbox"/>
			<input type="checkbox"/>

### INSPECTION INFORMATION

Inspection Date:	<u>3/11/25</u>	Inspection Time:	<u>9:00</u> <input checked="" type="checkbox"/> AM <input type="checkbox"/> PM
Lead Inspector Name:	<u>Katelynn Decker</u>	Inspector Email:	<u>kadecker@mckeancountypa.gov</u>
Inspector Title:	<u>Conservation Technician</u>	Inspector Phone:	<u>814-887-4008</u>
Other Inspector(s):	<u>Sandy Thompson</u>	Weather:	<u>40 Degree and sunny</u>
Was a representative of the project on-site during the inspection?	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No		
Representative Name:	<u>Rob Eaton</u>	Email:	<u>eatonfab@comcast.net</u>
Representative Company:	<u>Duffy INC.</u>	Phone:	
Type of Inspection:	<input checked="" type="checkbox"/> Initial <input type="checkbox"/> Follow-up (Previous Report # ) <input checked="" type="checkbox"/> Photographs attached		

Brief description of the site and summary of observations:

On March 11, 2025 Sandy and myself met with Rob Eaton from Duffy, Inc., Justin Calligaro from GAI, and Richard Glass from Energix Renewables to do a site inspection of the Clermont Solar Farms. This is the fourth inspection of this site during construction. All land clearing is to be done at once with the installation of the panels by areas according to the E&S plan. We all met at the South entrance of the site. Areas D, E, and F are complete and waiting seed and mulch. Plans are to complete this step when the weather is constantly warm to give the seed the best chance at taking hold. All silt sock has been installed in these areas as well. Areas A, B, and C are still in the clearing and grubbing process, however with the weather warming they have become rather wet. Once they are dry enough to continue work they will continue what is still to be done in these areas.

Overall, the site is in compliance for this portion of construction and will be monitored as the construction continues.

<b>INSPECTION FINDINGS</b>	
<input checked="" type="checkbox"/>	No violations observed at this time.
a. <input type="checkbox"/>	Failure to implement and/or maintain E&S BMPs for earth disturbance (§§ 102.4(b)(1), 102.22(a)(1)).
b. <input type="checkbox"/>	Failure to develop and/or implement a written E&S Plan (§ 102.4(b)(2)).
c. <input type="checkbox"/>	Failure to have a person trained and experienced in E&S control methods develop an E&S Plan (§ 102.4(b)(3)).
d. <input type="checkbox"/>	Failure to have the E&S Plan and/or inspection/monitoring reports on-site and available for review (§ 102.4(b)(8)).
e. <input type="checkbox"/>	Failure of permittee to obtain all necessary approvals/permits from DEP/CCD prior to commencing earth disturbance (§ 102.4(d)).
f. <input type="checkbox"/>	Failure to hold a pre-construction meeting and/or invite DEP/CCD staff and/or provide at least 7 days' notice (§ 102.5(e)).
g. <input type="checkbox"/>	Failure of an operator to submit a co-permittee acknowledgement form (§ 102.5(h)).
h. <input type="checkbox"/>	Failure to prepare and/or implement and/or provide upon request a PPC Plan when required (§ 102.5(l)).
i. <input type="checkbox"/>	Failure to temporarily stabilize areas where there will be a cessation of earth disturbance activities for at least 4 days (§ 102.22(b)).
j. <input type="checkbox"/>	Failure to complete or accurately complete visual site inspections as required by the permit (CSL § 402(b)).
k. <input type="checkbox"/>	Failure to implement PCSM BMPs as specified in the approved PCSM Plan (§ 102.8(a)).
l. <input type="checkbox"/>	Failure to operate and maintain PCSM BMPs as specified in an approved PCSM Plan or deed (§ 102.8(a)).
m. <input type="checkbox"/>	Failure to have the PCSM Plan, inspection reports, and/or monitoring records available for review (§ 102.8(j)).
n. <input type="checkbox"/>	Failure to have a licensed professional or a designee present on-site during critical stages of PCSM BMPs (§ 102.8(k)).
o. <input type="checkbox"/>	Failure to record an instrument for PCSM BMPs (§ 102.8(m)(2)).
p. <input type="checkbox"/>	Failure to meet riparian forest buffer criteria (§ 102.14(b)).
q. <input type="checkbox"/>	Failure to permanently stabilize a project site or any phase or stage thereof (§ 102.22(a)).
r. <input type="checkbox"/>	Failure to remove temporary E&S BMPs once permanent stabilization has been established (§ 102.22(a)(1)).
s. <input type="checkbox"/>	Failure to obtain NPDES permit prior to commencing earth disturbance activity with at least one acre of disturbance (§ 102.5(a)).
t. <input type="checkbox"/>	Failure to obtain E&S permit prior to commencing earth disturbance activity with at least 25 acres of disturbance for timber harvesting and road maintenance (§ 102.5(b)).
u. <input type="checkbox"/>	Failure to obtain E&S permit prior to commencing earth disturbance activity with at least 5 acres of disturbance for oil and gas activities (§ 102.5(c)).
v. <input type="checkbox"/>	Failure of activity not requiring a permit to comply with Chapter 102 requirements (§ 102.5(k)).
w. <input type="checkbox"/>	Failure to follow the approved construction sequence in an E&S or PCSM Plan (CSL § 402(b)).
x. <input type="checkbox"/>	Failure to submit a Notice of Termination (NOT) (§ 102.7(a)).
y. <input type="checkbox"/>	Unauthorized discharge of polluting substances to waters of the Commonwealth resulting in pollution (CSL § 401).

z.	<input type="checkbox"/>	Failure to comply with the terms and conditions of a permit or order (CSL § 402(b)).
aa.	<input type="checkbox"/>	Failure to remove building materials and/or wastes from the site for recycling or disposal in accordance with DEP regulations as required by the permit (CSL § 402(b)).
bb.	<input type="checkbox"/>	Failure to comply with DEP regulations or the Clean Streams Law (CSL § 611).
cc.	<input type="checkbox"/>	Failure to take necessary measures to prevent pollutants from reaching waters of the Commonwealth (§ 91.34(a)).
dd.	<input type="checkbox"/>	Failure to notify DEP of new or expanded earth disturbance not identified in an NPDES permit application (§ 92a.24(b)).
ee.	<input type="checkbox"/>	Failure to notify and/or obtain authorization from DEP/CCD for changes to NPDES permitted activities (§ 92a.41(a)(12)).
ff.	<input type="checkbox"/>	Other:
	<input type="checkbox"/>	During the inspection violations of Chapter 105 were observed and are identified in a separate Chapter 105 inspection report.
	<input type="checkbox"/>	E&S BMPs were evaluated and appear to be functioning as designed.
	<input type="checkbox"/>	PCSM BMPs were evaluated and appear to be functioning as designed. <input type="checkbox"/> Form 3800-FM-BCW0531a was used to document the PCSM BMP evaluation.
	<input type="checkbox"/>	There is a need for modifications to the E&S Plan, PCSM Plan, or permit coverage. Describe:

**COMPLIANCE ASSISTANCE RECOMMENDATIONS**

no compliance comments

**ADDITIONAL COMMENTS**

no additional comments

**NOTICE AND SIGNATURES**

*This report is official notification that a representative of the Department of Environmental Protection (DEP) has conducted an inspection of your earth disturbance activity to determine compliance with 25 Pa. Code Chapter 102 and the Pennsylvania Clean Streams Law. This representative may be an employee of a County Conservation District (CCD), which by delegation agreement with DEP is authorized to investigate complaints, inspect earth disturbance activities and conduct compliance actions. Any violations observed by DEP/CCD have been noted in this report and constitute unlawful conduct as defined in Section 611 of the Clean Streams Law. Failure to take corrective actions to resolve the violations may result in administrative, civil and/or criminal penalties being assessed by DEP as specified at Section 602 of the Clean Streams Law. The Clean Streams Law provides for up to \$10,000 per day in civil penalties, up to \$10,000 in summary criminal penalties, and up to \$25,000 in misdemeanor criminal penalties for each violation. This report does not constitute an Order or appealable action of DEP. Nothing contained herein shall be deemed to grant or imply immunity from legal action for any violation noted herein. For further information or assistance contact the DEP/CCD inspector.*

*The Project Site Representative's signature acknowledges that they have read the report and were given an opportunity to discuss the report with the inspector. The signature does not necessarily mean the signee agrees with the report. All comments by the inspector are based on visual site observations and do not constitute professional practice under applicable law.*

- Violations are documented in this report and this report serves as a Notice of Violation (NOV).
- A follow-up inspection will occur on or about: April 15, 2025

_____	_____	<b>Katelynn Decker</b>	<b>3/11/2025</b>
Site Representative Signature	Date	Inspector Signature	Date

cc: