



State of New Jersey

PHILIP D. MURPHY
Governor

DEPARTMENT OF ENVIRONMENTAL PROTECTION
OFFICE OF THE ASSISTANT COMMISSIONER
WATERSHED AND LAND MANAGEMENT
501 EAST STATE STREET, 1ST FLOOR
MAIL CODE 501-01A, PO BOX 420
Trenton, NJ 08625

SHAWN M. LATOURETTE
Commissioner

TAHESHA WAY
Lt. Governor

April 23, 2024

Elizabeth A. Klein, Director
Bureau of Ocean Energy Management
1849 C Street NW
Washington, D.C. 20240

Karen J. Baker, Chief
Office of Renewable Energy Programs
Bureau of Ocean Energy Management
1849 C Street NW
Washington, D.C. 20240

Re: Atlantic Shores Offshore Wind, LLC

Dear Ms. Klein and Ms. Baker,

On April 22, 2024, Atlantic Shores Offshore Wind, LLC ("Atlantic Shores") as lessee and assignor under Outer Continental Shelf commercial lease number OCS-A 0549, submitted to the New Jersey Department of Environmental Protection ("NJDEP") a Coastal Zone Management consistency certification and a copy of the Construction and Operation Plan ("COP") for the proposed construction and operation of the wind energy project known as the Atlantic Shores North Project (the "Project").¹ The Project consists of up to 157 total wind turbine generators (WTGs), up to 8 offshore substations (OSSs), inter-array and/or inter-link cables connecting the WTGs and OSSs and up to one permanent meteorological (met) tower that will be located in federal offshore waters approximately 8.4 miles from the New Jersey shoreline and approximately 60 mi (96.6 km) from the New York State coast within Bureau of Ocean Energy Management ("BOEM") Lease Area OCS-A 0549 ("Lease Area") as well as accompanying electric transmission cables from the Lease Area to two landfall points in either southern and northern Monmouth County or southern Monmouth County and New York State.

¹ On April 17, 2024, Atlantic Shores submitted a letter to NJDEP indicating its intent to submit a federal consistency certification; however, this letter did not include the Coastal Zone Management consistency certification and the COP, which constitute necessary data and information pursuant to 15 C.F.R. 930.58.


Although the Project's Lease Area does not fall within a Geographic Location Description for purposes of 16 USC § 1456(c)(3)(A) and the implementing regulations at 15 CFR Part 930 Subparts D and E, following a request by the NJDEP, Atlantic Shores voluntarily submitted the consistency certification to NJDEP to review for any reasonably foreseeable effects of the Project on coastal use or resources for consistency with the enforceable policies of the New Jersey Coastal Zone Management Program.

NJDEP and Atlantic Shores have mutually agreed to stay the NJDEP six-month consistency review period consistent with 15 CFR§ 930.60(b) to provide sufficient time for discussions, meetings, and exchange of materials between Atlantic Shores and NJDEP.

The purpose of this letter is to notify BOEM of this stay agreement consistent with 15 CFR § 930.60(b). Pursuant to the attached stay agreement executed on April 23, 2024, the NJDEP consistency decision in this matter is due no later than February 20, 2026. The NJDEP will notify BOEM when it issues a final decision in this matter.

Please contact Janet Stewart at (609) 633-2289 or by email at Janet.Stewart@dep.nj.gov should you have any questions.

Sincerely,



Katrina Angarone
Assistant Commissioner
Watershed and Land Management

cc Atlantic Shores Offshore Wind, LLC
David Kaiser, NOAA
Kerry Kehoe, NOAA
Jeffrey Payne, NOAA



State of New Jersey

DEPARTMENT OF ENVIRONMENTAL PROTECTION

AGREEMENT TO STAY SIX-MONTH REVIEW PERIOD

Between

New Jersey Department of Environmental Protection

And

Atlantic Shores Offshore Wind, LLC

The New Jersey Department of Environmental Protection ("NJDEP") and Atlantic Shores Offshore Wind, LLC hereby agree as follows.

On April 22, 2024, Atlantic Shores Offshore Wind, LLC ("Atlantic Shores") as lessee and assignor under Outer Continental Shelf commercial lease number OCS-A 0549, submitted to the New Jersey Department of Environmental Protection ("NJDEP") a Coastal Zone Management consistency certification and a copy of the Construction and Operation Plan ("COP") for the proposed construction and operation of the wind energy project known as the Atlantic Shores North Project (the "Project").¹ The Project consists of up to 157 total wind turbine generators (WTGs), up to 8 offshore substations (OSSs), inter-array and/or inter-link cables connecting the WTGs and OSSs and up to one permanent meteorological (met) tower that will be located in federal offshore waters approximately 8.4 miles from the New Jersey shoreline and approximately 60 mi (96.6 km) from the New York State coast within Bureau of Ocean Energy Management ("BOEM") Lease Area OCS-A 0549 ("Lease Area") as well as accompanying electric transmission cables from the Lease Area to two landfall points in either southern and northern Monmouth County or southern Monmouth County and New York State.

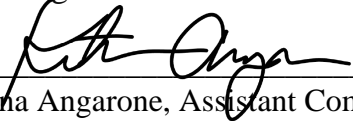
Although the Lease Area does not fall within a Geographic Location Description for purposes of 16 USC § 1456(c)(3)(A) and the implementing regulations at 15 CFR Part 930 Subparts D and E, following a request by the NJDEP, Atlantic Shores Offshore Wind, LLC voluntarily submitted a federal consistency certification to the NJDEP that allows the review of any reasonably foreseeable effects of the Project on coastal use or resources for consistency with the enforceable policies of the New Jersey Coastal Zone Management Program. Therefore, the proposed project is subject to NJDEP review pursuant to the Coastal Zone Management Act (CZMA), 16 U.S.C. § 1451-1466, and the CZMA's implementing regulations at 15 CFR part 930,

subpart D and subpart E. In accordance with 15 CFR § 930.60(b), and in consideration of the parties' mutual interest that the State have additional time to fully assess the proposed project's consistency with the state's enforceable policies, the NJDEP and Atlantic Shores Offshore Wind, LLC mutually agree to the following dates and to stay the NJDEP CZMA six-month review period as specified herein.


- Date the NJDEP 6-month review period commenced: April 23, 2024
- Date the 6-month review period was to end: October 23, 2024
- Date during the 6-month review period that the stay begins: April 23, 2024
- Date that the stay ends: August 20, 2025
- Date the 6-month review period ends and the NJDEP consistency decision is due: February 20, 2026

NJDEP will issue its consistency decision on or before February 20, 2026, unless NJDEP and Atlantic Shores Offshore Wind, LLC mutually agree in writing to another later date. The NJDEP and Atlantic Shores Offshore Wind, LLC mutually agree that the NJDEP may issue its consistency decision during the stay period and before the end of the stay if the NJDEP determines it has received sufficient information. Furthermore, should NJDEP conclude its review earlier than anticipated by this agreement, then NJDEP will issue its consistency decision at the earliest possible time prior to February 20, 2026. Any other modification or revocation of this agreement will be mutually agreed upon in writing by NJDEP and Atlantic Shores Offshore Wind, LLC.

These agreements made and entered by:


Katrina Angarone, Assistant Commissioner
For New Jersey Department of Environmental Protection

4/23/24
Date

DocuSigned by:

E001265696FE4DB
Jennifer Daniels, Development Director
Atlantic Shores Offshore Wind, LLC

4/23/2024
Date