

PSEG LONG ISLAND LLC
on Behalf of and as Agent for the
LONG ISLAND LIGHTING COMPANY d/b/a LIPA

Southampton to Deerfield Transmission Project

ENVIRONMENTAL MANAGEMENT AND CONSTRUCTION PLAN

Appendix W
Permits and Approvals

1 PERMITS AND APPROVALS

Attached to the following exhibit are applicable permits and approvals needed during the Project. These attachments are not all inclusive of what may be used during the Project.

Attached to the following document are:

- Attachment 1 – David Whites Lane Laydown Yard Lease Agreement
- Attachment 2 – Southampton College Laydown Yard Lease Agreement
- Attachment 3 – LIRR Utility License Agreement UL-551C-35-A
- Attachment 4 – NYSDEC SWPPP Letter of Acknowledgement

ATTACHMENT 1 – David Whites Lane Laydown Yard
Lease Agreement

ATTACHMENT 2 - Southampton College Laydown
Yard Lease Agreement

Executed lease agreement to be added once available.

ATTACHMENT 3 – LIRR Utility License Agreement
UL-551C-35-A

**THIRTY FIFTH AMENDMENT TO
RIGHT OF WAY OCCUPANCY AGREEMENT BETWEEN
LONG ISLAND LIGHTING COMPANY D/B/A LIPA
AND
THE LONG ISLAND RAIL ROAD COMPANY**

THIS AMENDMENT (the “**Amendment No. 35**”) dated as of 4/1/25, by and between THE LONG ISLAND RAIL ROAD COMPANY (“LIRR”), a public benefit corporation of the State of New York, with its principal office located at Jamaica Station Building, Jamaica, New York 11435 (“Licensor” or “LIRR”), and LONG ISLAND LIGHTING COMPANY d/b/a LIPA, a wholly-owned subsidiary of the Long Island Power Authority, a corporate municipal instrumentality and political subdivision of the State of New York, having its principal office at 333 Earle Ovington Boulevard, Uniondale, New York 11553 (“Licensee” or “LIPA”) by, Long Island Electric Utility Servco LLC (“Servco”), a wholly owned subsidiary PSEG Long Island, LLC, acting as agent for and on behalf of LIPA, having their principal office at 175 East Old Country Road, Hicksville, NY 11801 (collectively, the “Parties”). All capitalized terms used herein shall have the meanings ascribed to them in the Agreement, unless otherwise defined herein.

WHEREAS, the Parties entered into a Right of Way Occupancy Agreement, as amended (collectively, the “Agreement”) dated January 1, 2009 wherein the Licensor granted use and occupancy along and under specific LIRR right-of-ways (“LIRR ROWs”) to the Licensee to construct, maintain, repair and operate existing and future LIPA electrical facilities and crossings in Nassau and Suffolk Counties in the State of New York; and

WHEREAS, the Agreement has been amended from time to time, to add additional electrical facilities and crossings, as set forth on Appendix 1 attached hereto;

WHEREAS, the Parties executed that certain Letter Agreement for the Extension of the Traction Power and Right of Way Occupancy Agreements between Long Island Lighting Company and Long Island Railroad Company dated December 27, 2018 extending the term of the Agreement on a month-to-month basis until such time as the final terms of the respective renewal agreements are formally executed and all requisite approvals have been obtained by the Parties (“Temporary Extension Agreement”);

WHEREAS, the Parties wish to amend EXHIBIT C of the Agreement to include **five (5) new crossing** as described on Schedule 1 attached hereto and permitting the Licensee to construct and install such crossings in accordance with the terms and conditions set forth in this **Amendment No. 35**; and

WHEREAS, the said Facilities shall be constructed in substantially the location and position shown upon Project Drawings, as described in the Scope of Work and all Project related documents which have been reviewed and approved by LIRR attached hereto, as Schedule 2.

NOW, THEREFORE, in consideration of the promises and covenants herein contained, the Parties hereto agree as follows:

1. The Parties hereby agree to amend EXHIBIT C of the Agreement, to incorporate **the five (5) new crossing** as described in Schedule 1 attached hereto.
2. LIRR hereby authorizes Licensee to locate, construct, install and maintain **five (5) new crossing** listed in Schedule 1, in accordance with the approved Project Drawings, Scope of Work and the LIRR requirements and recommendations for each crossing location as described in detail in Schedule 2, attached hereto and incorporated herein.
3. The Amendment is subject to the terms of the Temporary Extension Agreement.
4. Except as expressly modified herein, the Agreement remains in full force and effect. All terms and conditions not modified by this **Amendment No. 35** shall remain in full force and effect for the duration of

the Agreement.

5. **Counterparts.**

This **Amendment No. 35** may be executed in counterparts, it being understood that all such counterparts, taken together, shall constitute one and the same agreement.

6. **Operational Conduct.** LIPA shall also be fully responsible to properly protect, using commercially reasonable efforts, its assets from degradation due to ground potential differences resulting from the LIRR's operations, as well as any other underground apparatus utilizing cathodic protection. The Licensee shall be required to fully insulate/isolate any metallic apparatus and/or structures to prevent voltage gradients from appearing on them or with reference to other components (both locally and at remote locations). The Licensee is also required to coordinate any cathodic protection systems (impressed current or otherwise) with all other utilities in the area. Any degradation of LIPA's assets, or voltage issues resulting from the proximity to the LIRR will be the Licensee's sole responsibility.
7. **Non-Precedent.** The Parties hereto acknowledge and agree that the terms and conditions contained herein have been and are negotiated under unique factual circumstances related to the Agreement and, as such, neither party to this Amendment shall be bound by the terms and conditions contained herein for any subsequent transactions between the parties.
8. The Parties acknowledge and agree that any and all references to and uses of the abbreviations "PSEG-LI", "PGE&E", or any variations thereof in amendments to the Master Agreement each means, at all times and for all purposes, "PSEG Long Island LLC", and shall have the same force and effect as if "PSEG Long Island LLC" had originally and instead been referenced.

IN WITNESS WHEREOF, the Parties have caused this **Amendment No. 35** to be executed by their duly authorized representatives as of the date first above written.

LONG ISLAND ELECTRIC UTILITY SERVCO, LLC, AS
AGENT OF AND ACTING ON BEHALF OF LONG ISLAND
LIGHTING COMPANY D/B/A LIPA

By: Michael T. Sullivan

Date: 3/20/2025

THE LONG ISLAND RAILROAD COMPANY

By: Tom Shen  Digitally signed by Tom Shen
Date: 2025.04.01 08:12:10
-04'00'

Date: _____

Appendix 1

Appendix 1

Amend No.	Agency	Amend Date	Description
1	LIRR	3/9/2017	Eleven (11) OH crossing installations of electrical transmission lines over LIRR tracks, at various locations in Nassau and Suffolk County
2	LIRR	4/12/2017	Two (2) OH crossing installations of electrical transmission lines over LIRR tracks, located west of Wellwood Avenue in N. Lindenhurst, N.Y.
3	MTARE	4/26/2017	MTARE LONGITUDINAL AGREEMENT
4	LIRR	8/31/2017	Fourteen (14) OH crossing installations of electrical transmission lines over LIRR tracks, at various locations in Nassau and Suffolk County
5	LIRR	10/4/2017	Four (4) OH crossing installations of electrical transmission lines over LIRR tracks, at various locations in Nassau and Suffolk County
6	LIRR	2/2/2018	Three (3) UG crossing installations of electrical transmission lines under LIRR tracks, at various locations in Nassau and Suffolk County
7	LIRR	3/5/2018	One (1) OH crossing installation of electrical transmission lines over LIRR tracks, at Plymouth Ave and Orinoco Court in Brightwaters, NY
8	LIRR	5/22/2018	Two (2) UG crossing installations of electrical transmission lines under LIRR tracks, located under Wellwood Avenue in N. Lindenhurst, N.Y.
9	MTARE	12/27/2018	MTARE LONGITUDINAL AGREEMENT
10	LIRR	7/17/2019	One (1) OH crossing installation of electrical transmission lines over LIRR tracks, at Alvah's Lane in Cutchogue, NY
11	LIRR	7/30/2019	Seven (7) UG and OH crossing installations of electrical Feeder & Fiber Optic Cables at various locations in Nassau, Suffolk & Queens Counties
12	MTARE	10/15/2019	MTARE LONGITUDINAL AGREEMENT
13	LIRR	1/17/2020	One (1) UG crossing installation of electrical transmission lines & Fiber Optic Cable, located under LIRR tracks, at Franklin Ave in Malverne, NY
14	LIRR	5/8/2020	One (1) UG crossing installation of electrical transmission lines, located under LIRR tracks at Nassau Blvd. in Garden City
15	LIRR	6/12/2020	One (1) UG crossing installation of an electrical transmission line, located under LIRR tracks at Powerhouse Rd in Roslyn
16	LIRR	7/2/2020	Two (2) UG crossing installations of electrical transmission lines under LIRR tracks, at various locations in Nassau and Suffolk County
17	LIRR	11/13/2020	One (1) UG crossing installation of an electrical transmission line, located under LIRR tracks in the vicinity of the Ronkonkoma Train Station
18	LIRR	1/15/2021	Two (2) crossing installations of electrical transmission lines, located under (and over) LIRR tracks in Nassau and Suffolk Counties
19	LIRR	6/11/2021	One (1) UG crossing installation of electrical transmission lines, located under LIRR tracks at New Hyde Park Rd. in Garden City
20	LIRR	6/16/2021	Six (6) crossing installations of electrical transmission lines under / over LIRR tracks, located at various locations in Nassau County, N.Y.
21	LIRR	12/15/2021	Three (3) OH crossing installation of electrical transmission lines, located over LIRR tracks at Orinoco Dr. in West Islip
22	MTARE		MTARE LONGITUDINAL AGREEMENT
23	LIRR		Three (3) UG crossing installation of electrical transmission lines, located under LIRR tracks in Wainscott, NY
24	LIRR	5/25/2022	Three (3) UG crossing installation of electrical transmission lines, located under LIRR tracks in Saint James, NY
25	LIRR	10/18/2022	Three (3) OH crossing installation of electrical transmission lines, located over LIRR tracks in Massapequa, NY
26	LIRR	10/18/2022	One (1) UG crossing installation of electrical transmission lines, located under LIRR tracks in Wyandanch, NY
27	LIRR	3/23/2023	One (1) UG crossing installation of electrical transmission lines, located under LIRR tracks in Bridgehampton, NY
28	LIRR	7/6/2023	One (1) UG crossing installation of electrical transmission lines, located under LIRR tracks in Hewlett, NY
29	LIRR	8/31/2023	One (1) UG crossing installation of electrical transmission lines, located under LIRR tracks in East Northport, NY
30	LIRR	6/20/2024	One (1) UG crossing installation of electrical transmission lines, located under LIRR tracks in East Hampton, NY
31	LIRR	6/24/2024	Four (4) UG crossing installation of electrical transmission lines and Two (2) optic cable, located under LIRR Tracks, at various locations in Floral Park
32	LIRR	10/16/24	Two (2) UG Crossing installation and Two (2) spare under Accabonic Road in East Hampton, NY
33	LIRR	9/11/24	One (1) UG crossing installation of electrical transmission lines & one spare located under LIRR tracks in Robbins La, Syosset, NY
34	LIRR	11/20/24	One (1) UG crossing installation of electrical transmission lines & one spare located under LIRR tracks in Southwoods Rd, Syosset, NY
35	LIRR		Three (3) UG crossing installation of electrical transmission lines, one fiber & one spare located under N. Sea Road in Southampton NY

SCHEDULE 1

SCHEDULE 1
COST SCHEDULE

Project No.	Item No.	Description	Unit Price	Qty	Annual Fee
UL-551C-35-A	1	Application	\$ 1,000.00	1	\$ 1,000.00
	2	Processing of license fee	\$ 1,500.00	1	\$ 1,500.00
	3	Engineering review (UG Install)	\$ 2,000.00	1	\$ 2,000.00
		Non-recurring Costs			\$ 4,500.00
	4	138kv Cable Install	\$ 1,300.00	3	\$ 3,900.00
	5	Single strand communication fiber	\$ 2,000.00	1	\$ 2,000.00
	6	Spare	\$ 100.00	1	\$ 100.00
		Annual Fee			\$ 6,000.00

SCHEDULE 2

UL-551C-35-A



February 7, 2025

Mr. Michael T. Sullivan, Vice President, Electric Operations
PSEG Long Island as agent for the Long Island Lighting Company d/b/a LIPA
175 East Old Country Road,
Hicksville, NY 11801-4280

Subject: UL-551C-35-A PSEG Long Island as agent for the Long Island Lighting Company d/b/a LIPA, proposal to install three (3) 138 kV underground cables, one single strand communication fiber and one (1) spare conduit under the elevated Montauk branch on North Sea Road in Southampton NY, 0.4 mile west of LIRR Southampton Train Station

Dear Mr. Sullivan;

We are in receipt of the **PSEG** letter dated **January 14, 2025**, requesting the subject installation, which provided the Project Site Plans. We have reviewed your request and have no objection to the revised plans submitted, subject to the following conditions:

1. **CASING PIPE:** The top of the casing pipe shall be a minimum of seven (7) feet from the base of the tie; the sides of the casing pipe shall be a minimum of five (5) feet from any part of the LIRR Crossing Gate foundation; the ends of the casing pipe shall be a minimum of twenty-five (25) feet, measured perpendicularly, from the nearest rail, and the interior angle formed by the rail and the casing pipe shall not be less than forty-five (45) degrees.
2. **JACKING PITS:** The face of the jacking and receiving pits shall be a minimum of twenty-five (25) feet from the nearest rail and ten (10) feet from any LIRR Crossing Gate or Signal Case. While Note #2 on the drawing "Jacking & Receiving Pits" states that not more than 4 consecutive braces shall be removed at one time, the 8"x 8" cross brace at the bulkhead of the trench shall not be removed for the purpose of lowering pipes.
3. **JACKING OPERATIONS:** Before jacking commences, the area between the pipe and the bulkhead must be closed off to retain the soil material and prevent same from caving into the pit. Boring operations, once commenced, shall not stop until completed. When boring or jacking operations are underway, the void from the soil material being removed shall not proceed in advance of the casing pipe; the working end of the auger shall be kept a minimum of four (4) feet inside the leading edge of the casing pipe.

4. **RAILROAD FACILITIES:** The normal operation of the railroad's highway crossing protection, together with vehicular sight lines thereto, must be preserved during all phases of the installation. The contractor must comply with M.U.T.C.D. maintenance and traffic control standards and provide required to provide flag personnel to control vehicular traffic during construction. Precautions shall be taken to protect underground and aerial cables located in the area.
5. **RAILROAD SUPERVISION:** The Railroad shall be given a minimum of ten days' notice prior to the start of construction of the jacking and receiving pits. The contractor shall not perform any work without the necessary Railroad supervision, inspection or protection personnel on site. All arrangements for the necessary Railroad personnel can be made by contacting the Civil Design & Inspections Department Project Engineer at 718-558-3351 prior to the installation date so that an inspector can schedule LIRR support.

COMMENTS:

1. That Licensee shall be fully responsible to properly protect their assets from degradation due to ground potential differences resulting from the LIRR's operations, as well as any other underground apparatus utilizing cathodic protection. The Licensee is also required to coordinate impressed current cathodic protection systems (if any) with any other utilities in the area. It is understood and agreed that any degradation of Licensee assets resulting from the proximity to the LIRR, will be the responsibility of the Licensee.
2. PSEG/ Contractor must call for an Inside/ outside mark out of all LIRR and 3rd party (Public) utilities within 10 days of any construction / excavation activities.
3. Horizontal location of bore must not come within 2ft of any LIRR utility pole, Signal C-case, Communications C-case and foundation of crossing gate.
4. PSEG/Contractor equipment must not come within 2ft of any LIRR utility pole or signal case/communication case.
5. Maintain a boring depth of at least 15ft when crossing the entire width of tracks.
6. The LIRR ROW cannot be used as a staging area for any equipment or material.
7. LIRR flagging must be provided when working along the Right of Way.
8. Anyone working within 25 feet of tracks or using equipment with the potential to foul tracks must be RWP trained as per LIRR policy.

9. Any/All damages to LIRR property caused by the project shall be repaired by PSEG or repaired by the LIRR and charged to PSEG.
10. The contractor should contact the 3rd Party Inspections Department Project Engineer at 718-558-4889 prior to the installation date so that an inspector can schedule LIRR support.

Should you have any questions on this matter, please contact the undersigned at (718) 558-4889.

Sincerely,

Tom Shen Digitally signed by Tom Shen
Date: 2025.04.01 08:12:30
-04'00'

Tom Shen
Managing Engineer Civil Inspections

cc: E. McGoldrick (3143)
U. Arteaga (3143)
J. Barksdale (2 Broadway – 21st Floor, Manhattan – MTA Pouch)
G. Crocitto (2 Broadway - Rm. A4.23 - MTA Pouch)

PSEG Long Island

175 E. Old Country Road
Hicksville, NY 11801



January 14, 2025

Tom Shen
Managing Engineer – Civil Inspections
Long Island Rail Road
93-59 183rd Street
Hollis, NY 11423

Re: Request New PSEG LI Utility License Agreement to Install Three 138kV Underground Cables, One Single Strand Communication Fiber and One Ground Conductor Under the Elevated Montauk Branch on North Sea Road, in Southampton NY, 0.40 Mile West of the LIRR Southampton Train Station.

Dear Mr. Shen:

PSEG Long Island respectfully requests a new utility license agreement to install three (3) 138 kV cables, one (1) single strand communication fiber and one (1) ground conductor under the Montauk Branch overpass on North Sea Road approximately 0.40 mile west of the Southampton Station.

The proposed work includes the following tasks:

- Construct open trench on North Sea Road approximately 3 feet wide and 5.7 feet deep.
- Install cable bundle consisting of three (3) ten-inch diameter HDPE conduits. And two (2) four-inch diameter HDPE conduits
- Install 138 kV cables in each of three (3) ten-inch conduits.
- Install communication fiber in one (1) four-inch HDPE conduit
- Install ground cable in one (1) four-inch HDPE conduit
- Backfill open trench with thermally approved backfill, include warning tape.
- Restore road surface back to original condition

The above-described work shall to commence after receipt of a fully executed agreement, confirmation of receipt of evidence of insurance and scheduling of field inspectors and flaggers as required. The work described above will take approximately 3 days to complete.

Included in this request are the Plan View drawing, Cross-Section and Pipe Data Sheet.

PSEG Long Island

175 E. Old Country Road
Hicksville, NY 11801



PSEG LONG ISLAND

We make things work for you.

If the attached meets with your approval, kindly prepare the Agreement naming the following licensee: Long Island Electric Utility Servco LLC, ("Servco") as agent of and acting on behalf of Long Island Lighting Company d/b/a LIPA, 175 East Old Country Road, Hicksville, NY 11801-4280. The signatory is Michael T. Sullivan, Vice President, Electric Operations.

Anthony Carullo, PMP, (516) 567-1347/Anthony.Carullo@pseg.com, is the Project Manager and will serve as the PSEG Long Island contact for this project.

Once the Agreement is prepared, please forward the electronic copy to me at the email address below.

Thank you for your assistance with this request. If you have any questions or comments, feel free to reach me at the contact information below.

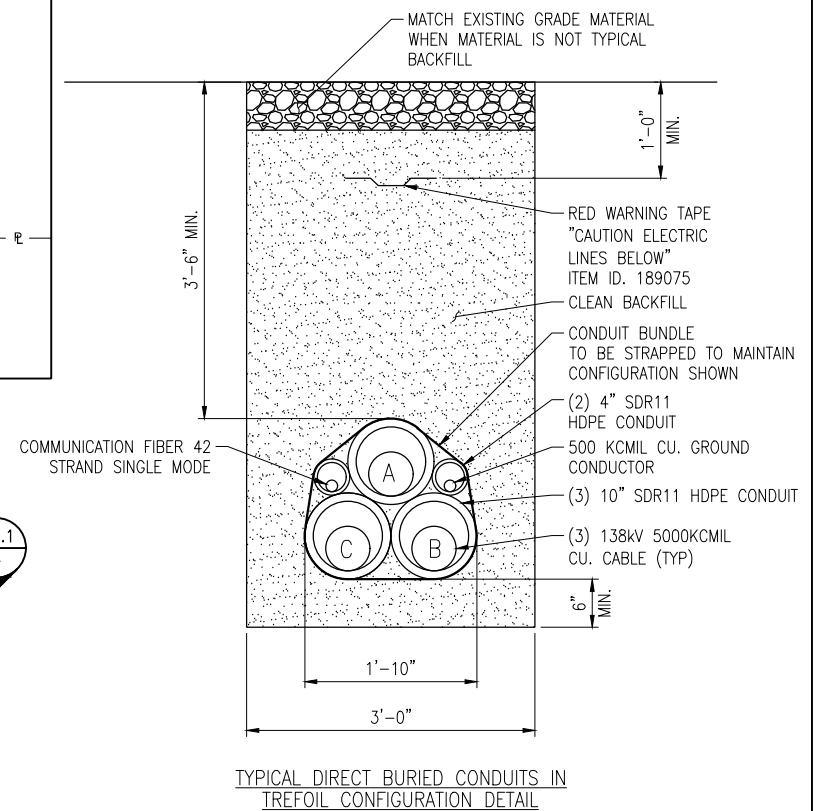
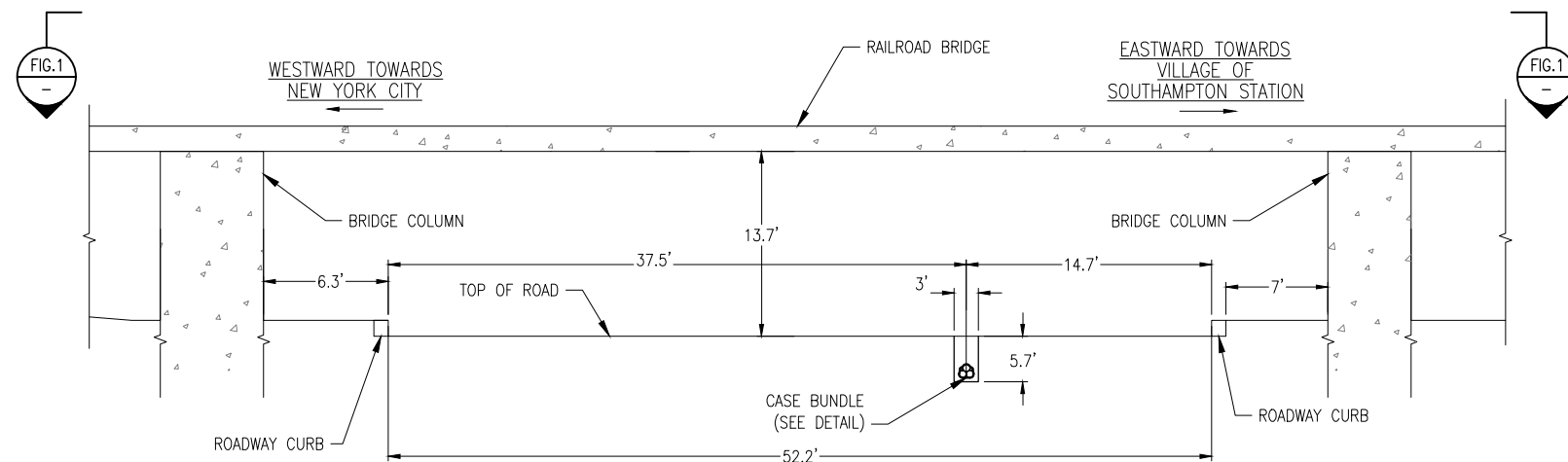
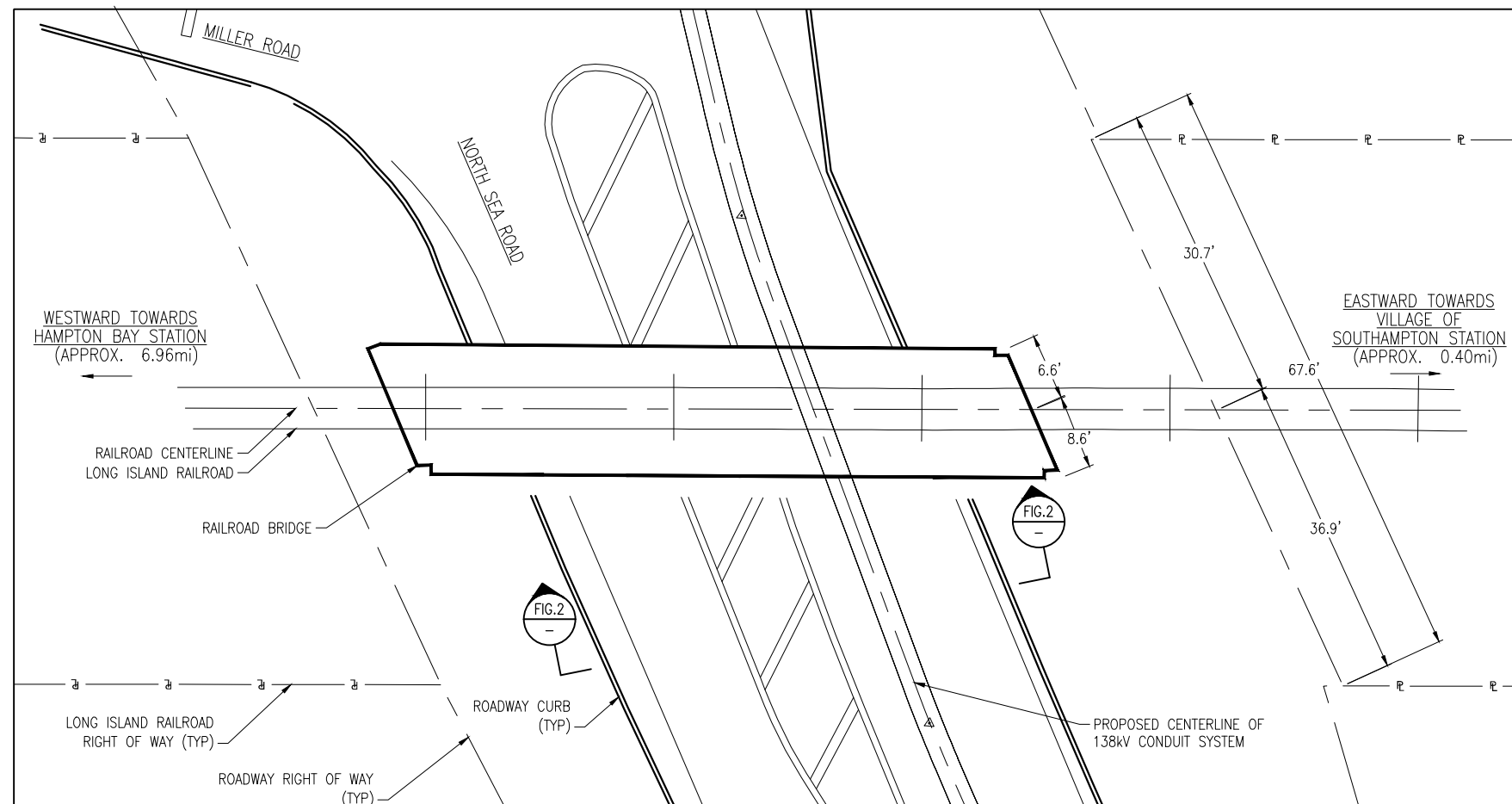
Sincerely,

Edward M. Aldrich

Edward M. Aldrich
PSEG Long Island
Environmental Projects and Permitting Group
999 Stewart Ave
Bethpage, NY 11714

(516) 580-5883
Edward.aldrich2@pseg.com


Att.



NOTE:


1. DRAWING BASED ON F113987 OF THE SOUTHAMPTON TO DEERFIELD 138KV UNDERGROUND TRANSMISSION LINE 60% DESIGN PACKAGE, SUBMITTED 11/08/2024.
2. MEASUREMENTS BASED ON GOOGLE EARTH IMAGERY AND SUE QL-B SURVEY PROVIDED BY GDB ON 3/20/2024.
3. MEASUREMENTS ARE APPROXIMATE BASED ON THE DATA LISTED IN NOTE 2 AND ARE TO BE CONFIRMED IN SUBSEQUENT STAGES OF DESIGN.
4. MEASUREMENTS AND DRAWINGS ARE FOR UNDERGROUND TRANSMISSION PLANNING PURPOSES ONLY.
5. DISTANCES TO LONG ISLAND RAILROAD STATIONS ARE MEASURED FROM CENTER OF ROADWAY TO RESPECTIVE STATION.

PERMITTING ONLY
NOT FOR CONSTRUCTION

[illegible]

PROJ. NO. 154527

ISSUE								
	NO.	DATE	W.O.	DESCRIPTION	DWN BY	CKD BY	REVIEWED	APPO

<p align="center">Long Island Power Authority SUFFOLK COUNTY, NY VILLAGE OF SOUTHAMPTON 138-KV TRANSMISSION LINE</p>			
<p align="center">SOUTHAMPTON TO DEERFIELD 138-KV UNDERGROUND TRANSMISSION CONDUIT SYSTEM CROSSING OF LONG ISLAND RAILROAD</p>			
<div align="center">  <div> <p>PSEG LONG ISLAND 175 East Old Country Road Hicksville, New York</p> </div> </div>			
<p>SCALE NONE</p>	<p>VENDOR DWG. NO.</p>	<p>REVISION</p>	
<p>DRAWING NO. EXHIBIT-RR</p>	<p>SMART NO. ---</p>	<p>REVISION B</p>	

PIPE DATA SHEET
(For Crossings and longitudinal Occupancy)

	PIPE DATA	
	CARRIER PIPE	CASING PIPE
CONTENTS TO BE HANDLED	Solid Dielectric Power Cable	N/A
NORMAL OPERATION PRESSURE	N/A	N/A
NOMINAL SIZE OF PIPE	10"	N/A
OUTSIDE DIAMETER	10.75"	N/A
INSIDE DIAMETER	8.678"	N/A
WALL THICKNESS	0.977"	N/A
WEIGHT PER FOOT	13.168	N/A
MATERIAL	High Density Polyethylene	N/A
PROCESS OF MANUFACTURE	Extruded	N/A
SPECIFICATION	ASTM D3350, ASTM F714	N/A
GRADE OR CLASS	SDR-11	N/A
TEST PRESSURE	N/A	N/A
TYPE OF JOINT	Fusion	N/A
TYPE OF COATING	N/A	N/A
DETAILS OF CATHODIC PROTECTION	N/A	N/A
DETAILS OF SEALS OR PROTECTION AT ENDS OF CASING	N/A	N/A
METHOD OF INSTALLATION	Direct Buried Pipe	N/A
CHARACTER OF SUBSURFACE MATERIAL AT THE CROSSING LOCATION	Light brown to orange fine-grained sand	N/A
APPROXIMATE GROUND WATER LEVEL	33'	N/A
SOURCE OF INFORMATION ON SUBSURFACE CONDITIONS (BORINGS, TEST PITS OR OTHER)	Borings	N/A

(For Crossings and longitudinal Occupancy)

NOTE: Any soil investigation made on railroad property or adjacent to tracks shall be carried on under the supervision of the LIRR C.E.

ATTACHMENT 4 – NYSDEC SWPPP Letter of
Acknowledgement

Executed letter of acknowledgement to be added once available.