



June 14, 2022

Via Email, followed by Certified Mail

JUN 24 2022
Town of Chilmark
Board of Selectmen
Front Desk

Subject: SFW Section 106 Notification of Proposed Project Modification – SFEC-OCS Micrositing Adjustment with No Adverse Effects to Historic Properties

Dear Signatories, Invited Signatories and Consulting Parties,

This letter describes a proposed project modification for the South Fork Wind Project (the Project) and notifies you of BOEM's determination that the modification would not adversely affect historic properties. Consulting parties have **30 calendar days** to review and comment on this notification, consistent with the process identified for project modifications in Stipulation V.A.1 of the *Memorandum of Agreement Among the Bureau of Ocean and Energy Management (BOEM), the Massachusetts State Historic Preservation Officer, the Rhode Island State Historic Preservation Officer and the New York State Historic Preservation Officer, and the Advisory Council on Historic Preservation Regarding the South Fork Wind Farm and South Fork Export Cable Project*, executed November 23, 2021 (the MOA).

The process for review of project modifications is described in Section V of the MOA (enclosed as Attachment A).

SFW proposes a minor micrositing adjustment to the export cable (SFEC-OCS) route (enclosed as Attachment B) to: (1) increase the likelihood of achieving target burial depth; (2) minimize the need for boulder clearance activities; (3) optimize cable crossing angles, and thereby reduce the quantity of secondary cable protection; and (4) reduce the amount of cable to be installed in ground conditions classified as challenging. The micrositing adjustment for the SFEC-OCS route is not within the original Area of Potential Effect (APE) identified for the Project; however, it is within the area that has been surveyed and for which survey results were provided to BOEM as part of the COP. As such, SFW notified BOEM of this proposed change and provided BOEM with information concerning the proposed modifications and associated evaluation.

The Qualified Marine Archaeologist for the Project evaluated the micrositing adjustment and determined that the proposed modification will not adversely affect any of the previously avoided ancient, submerged landform features (ASLFs), shipwrecks, or potential shipwrecks (enclosed as Attachment C). Thus, the summary description of the interpreted resources and adverse effects to ASLF remains unchanged from previous assessments. The MOA includes a stipulation related to Post-Review Discoveries, which are applicable for this micrositing adjustment.

BOEM has determined that there are no adverse effects to historic properties resulting from the micrositing adjustment and therefore these modifications do not require alteration of the conclusions reached in the *Finding of Adverse Effect for the South Fork Wind Farm and South Fork Export Cable Construction and Operations Plan* dated August 2021 (the Finding of Effect).

SFW Section 106 Project Modification – SFEC-OCS Micrositing Adjustment
June 14, 2022

Consistent with the MOA, we ask that you please submit any written comments on this proposed offshore project modification within the 30 calendar day comment period via email to SFWsec106consult@orsted.com.

Sincerely,



Brennan Guldner

Commercial Manager, South Fork Wind

Cc (via email): Sarah Stokely, BOEM
Rob Mastria, Orsted
Rob Soden, Orsted

Enclosures: A SFW Section 106 MOA Stipulation V
B Project Location Figure
C Marine Archaeological Resources Assessment Addendum
Memorandum (Confidential, Available Upon Request)

**South Fork
Wind**

Powered by
Ørsted &
Eversource

Attachment A. SFW MOA Section V Stipulations

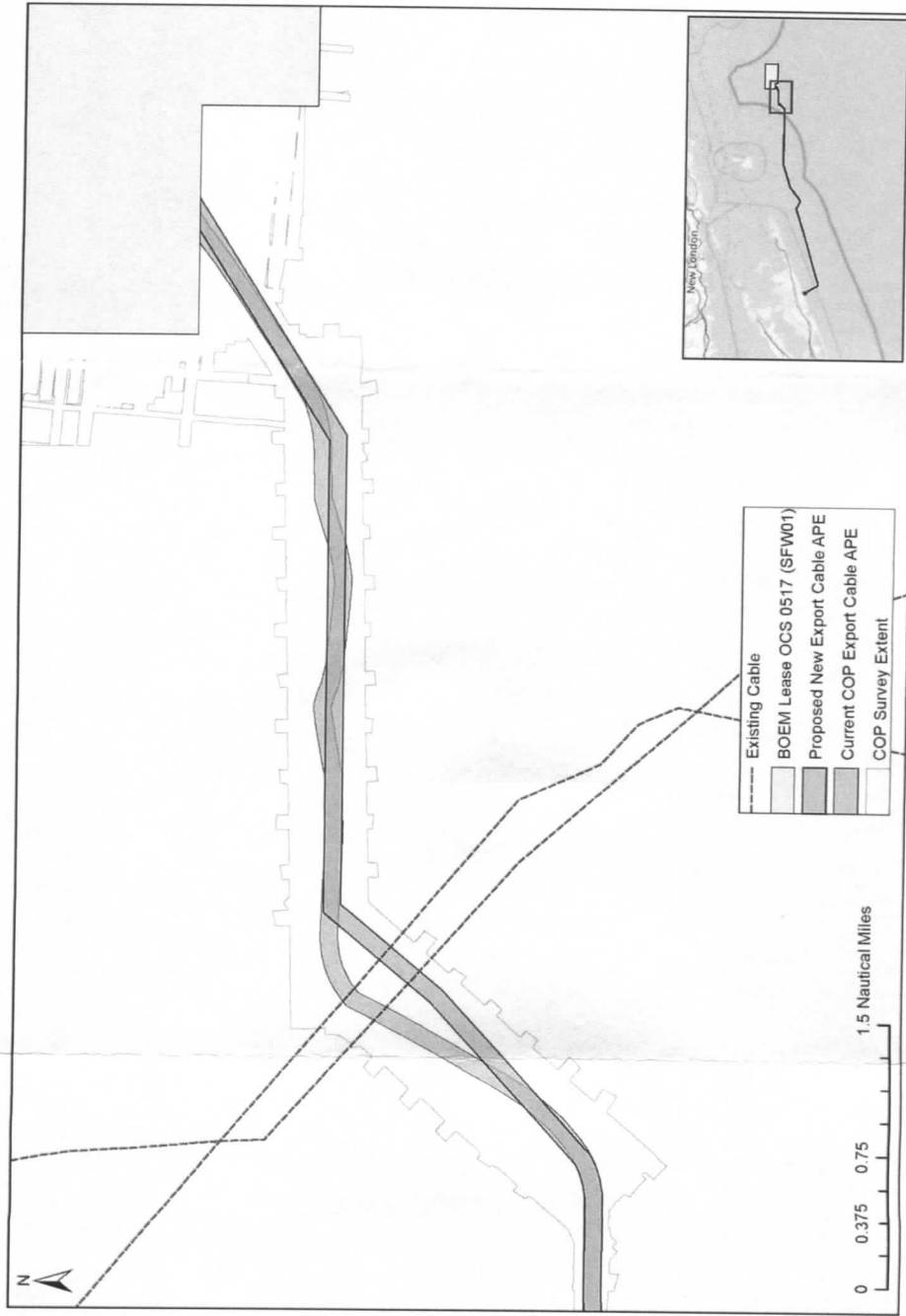
Section V of the Stipulations of the SFW Section 106 MOA describe the process for project modifications, provided below for reference:

V. PROJECT MODIFICATIONS

A. If SFW proposes any modifications to the Project that expands the Project beyond the Project Design Envelope included in the COP and/or occurs outside the defined APE or the proposed modifications change the final determinations and findings for this Project, SFW shall notify and provide BOEM with information concerning the proposed modifications. BOEM will determine if these modifications require alteration of the conclusions reached in the Finding of Effect and, thus, will require additional consultation with the signatories, invited signatories and consulting parties. If BOEM determines additional consultation is required, SFW will provide the signatories, invited signatories and consulting parties with the information concerning the proposed changes, and they will have 30 calendar days from receipt of this information to comment on the proposed changes. BOEM shall take into account any comments from signatories, invited signatories, and consulting parties prior to approving any proposed changes. Using the procedure below, BOEM will, as necessary, consult with the signatories, invited signatories, and consulting parties to identify and evaluate historic properties in any newly affected areas, assess the effects of the modification, and resolve any adverse effects.

1. If the Project is modified and BOEM identifies no additional historic properties or determines that no historic properties are adversely affected due to the modification, SFW will notify all the signatories, invited signatories, and consulting parties about this proposed change and BOEM's determination, and allow the signatories, invited signatories, and consulting parties 30 calendar days to review and comment. This MOA will not need to be amended if no additional historic properties are identified and/or adversely affected.
2. If BOEM determines new adverse effects to historic properties will occur due to a Project modification, SFW will notify and consult with the relevant signatories, invited signatories, and consulting parties regarding BOEM's finding and the resolution of the adverse effect and develop a new HPTP following the consultation process set forth in Stipulation IV. They will have 30 calendar days to review and comment on the adverse effect finding and the proposed resolution of adverse effects, including a draft HPTP. BOEM, with the assistance of SFW, will conduct additional consultation meetings, if necessary, during drafting and finalization of the HPTP. The MOA will not need to be amended after the HPTP is finalized.
3. If any of the signatories, invited signatories, or consulting parties object to determinations, findings, or resolutions made pursuant to these measures (Stipulation V.A.1 and 2), BOEM will resolve any such objections pursuant to the dispute resolution process set forth in Stipulation XI.

Attachment B. Project Location Figure



**Attachment C. Marine Archaeological Resources Assessment Addendum Memorandum
(Confidential)**

*Provided to BOEM and available upon request
to applicable Signatories, Invited Signatories and Consulting Parties*