



Atlantic Shores Offshore Wind  
1 Dock 72 Way, Floor 7  
Brooklyn, NY 11205

June 25, 2024

**By Electronic Mail**

Suilin Chan, Chief  
Permitting Section, Air Programs Branch  
United States Environmental Protection Agency, Region 2  
290 Broadway  
New York, NY 10007-1866  
chan.suilin@epa.gov

**Re: Request to Change Ownership of Atlantic Shores Offshore Wind, LLC's Outer Continental Shelf ("OCS") Air Permit**

Dear Suilin:

I am writing on behalf of Atlantic Shores Offshore Wind, LLC ("Atlantic Shores"), which is a joint venture entity between EDF-RE Offshore Development, LLC and Shell New Energies US LLC, that originally held Lease OCS-A 0499, which was partially assigned to Atlantic Shores Offshore Wind Project 1, LLC and Atlantic Shores Offshore Wind Project 2, LLC (each holding 50% Record Title Interest in the southern portion of Lease OCS-A 0499, with the northern portion redesignated as Lease OCS-A 0459), to request a change in ownership of the pending Clean Air Act ("CAA") OCS Air Permit application ("Permit Application") to be vested with Atlantic Shores Offshore Wind Project 1, LLC.

**Background History**

In April, 2022, the Bureau of Ocean Energy Management ("BOEM") approved Atlantic Shores' request to assign 100 percent interest of the southern portion of OCS-A 0499 (which contains the Atlantic Shores South Project 1 and 2 areas, hereinafter the "Projects") to Atlantic Shores Offshore Wind Project 1, LLC and Atlantic Shores Offshore Wind Project 2, LLC ("Project Companies"), respectively, with each entity having a 50 percent interest in the southern portion of OCS-A 0499. The northern portion of OCS-A 0499 was redesignated as Lease OCS-A 0549. As such, the Project Companies are the lessees for OCS-A 0499.

On September 1, 2022, Atlantic Shores submitted the Permit Application to the United States Environmental Protection Agency ("EPA") Region 2 for emissions associated with the construction, operation, and decommissioning of the Projects within Lease Area OCS-A 0499.

As you are aware, the Projects are currently the subject of BOEM review, with the recent issuance of a Final Environmental Impact Statement under the National Environmental Policy Act in May 2024, and a targeted issuance of a Record of Decision and approval of the Construction and Operation Plan ("COP") this summer and fall, 2024.

As part of these BOEM approvals, Atlantic Shores and its Project Companies are requesting a lease segregation whereby Atlantic Shores Offshore Wind Project 1, LLC ("Project Company 1") will retain a portion of Lease OCS-A 0499 and Atlantic Shores Offshore Wind Project 2, LLC ("Project Company 2") will acquire a new lease consisting of the remaining portion of Lease OCS-A 0499. In light of this

lease segregation and prior designation of the Project Companies as the leaseholders, Atlantic Shores wishes to relinquish its ownership of the proposed CAA permit and transfer such ownership to Project Company 1.

### **Request for Change in Ownership**

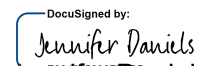
Consistent with 40 C.F.R. § 71.7, which allows for a change in ownership “where the permitting authority determines no other change in the permit is necessary, provided that a written agreement containing a specific date for transfer of permit responsibility, coverage, and liability between the current and new permittee has been submitted to the permitting authority[.]” Atlantic Shores hereby requests an administrative amendment to the pending Permit Application to Project Company 1. 40 C.F.R. § 71.7(d)(1)(iv). No changes will be required to the pending Permit Application to execute this change in ownership. Project Company 1 is the appropriate new owner given that its Project is the first one to be developed in Lease Area OCS-A 0499, with Project 2 anticipated to occur thereafter in a staggered manner.

Atlantic Shores and the Project Companies have agreed to this proposed change in ownership. The relevant documentation reflecting that agreement is appended hereto as Appendix A. Further, Project Company 1 hereby agrees to adopt all prior commitments and representations made by Atlantic Shores in the Permit Application.

At a later date, when necessary, Project Company 1 and Project Company 2 will undertake any necessary permit transfers, amendments, and/or application requests to ensure that Project Company 2 is subject to all required terms and conditions under the CAA to conduct the activities approved in its respective COP for its new commercial lease area. Atlantic Shores and the Project Companies also will ensure that BOEM's current decision-making process is coordinated with this request in terms of timing and reference to this change in ownership is included in any applicable decision documents.

Thank you for your consideration of this request. We remain available to address any questions or provide any information that you may need to execute this change in ownership.

Sincerely,

DocuSigned by:  
  
Jennifer Daniels  
Vice President and Development Director  
Atlantic Shores Offshore Wind, LLC

cc: Julia Pettit  
General Counsel and Secretary  
Atlantic Shores Offshore Wind, LLC  
1 Dock 72 Way, Floor 7  
Brooklyn, NY 11205

Francis C. Steitz, Director ([Francis.Steitz@dep.nj.gov](mailto:Francis.Steitz@dep.nj.gov))  
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New Jersey Department of Environmental Protection  
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Enclosure

**APPENDIX A**

(Assignment and Assumption Agreement)

(see attached.)