U.S. Department of Energy
Categorical Exclusion Determination Form

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Proposed Action Title: Lectrolyst, LLC -- Transformation of Carbon Emissions to High-Value Products Through a Two-step Electrochemical Platform

Program or Field Office: Advanced Research Projects Agency - Energy

Location(s) (City/County/State): Newark, DE; Cary NC

Proposed Action Description:

Funding will support the project team's small-scale research and development activities to develop and build an electrochemical platform centered on selective conversion of CO2 to acetic acid and ethylene, bridging CO2 capture to downstream production of plastics, fuels, and critical industrial feedstocks. Specifically, the project team will (1) build a scaled-up prototype stack meeting key performance metrics; (2) optimize for stability and stress testing; and (3) integrate stacks into final modular system for production of acetic acid from initial CO2 feedstock. If successful, the project team will demonstrate practical CO electroreduction (COR) system, showing how this process can integrate into the first full-scale plants built around this technology and establishing COR as a critical platform in the CO2 utilization value chain.

Project activities will be conducted at existing facilities at Lectrolyst, LLC (Newark, DE) and Susteon, Inc. (Cary, NC) designed for the applicable activities. Project tasks will be conducted in accordance with established safety and materials/waste management protocols and pursuant to applicable Federal, State, and local regulatory requirements. Lectrolyst, LLC, under the terms of its ARPA-E Cooperative Agreement, is prohibited from commencing applicable project work, including any facility modifications, before (1) obtaining the necessary permits and approvals and (2) providing written assurances to ARPA-E of the same.

Categorical Exclusion(s) Applied:

B3.6 - Small-scale research and development, laboratory operations, and pilot projects

B3.15 - Small-scale indoor research and development projects using nanoscale materials

For the complete DOE National Environmental Policy Act regulations regarding categorical exclusions, including the full text of each categorical exclusion, see Subpart D of 10 CFR Part 1021.

Regulatory Requirements in 10 CFR 1021.410(b): (See full text in regulation)

☑ The proposal fits within a class of actions that is listed in Appendix A or B to 10 CFR Part 1021, Subpart D.

To fit within the classes of actions listed in 10 CFR Part 1021, Subpart D, Appendix B, a proposal must be one that would not: (1) threaten a violation of applicable statutory, regulatory, or permit requirements for environment, safety, and health, or similar requirements of DOE or Executive Orders; (2) require siting and construction or major expansion of waste storage, disposal, recovery, or treatment facilities (including incinerators), but the proposal may include categorically excluded waste storage, disposal, recovery, or treatment actions or facilities; (3) disturb hazardous substances, pollutants, contaminants, or CERCLA-excluded petroleum and natural gas products that preexist in the environment such that there would be uncontrolled or unpermitted releases; (4) have the potential to cause significant impacts on environmentally sensitive resources, including, but not limited to, those listed in paragraph B(4) of 10 CFR Part 1021, Subpart D, Appendix B; (5) involve genetically engineered organisms, synthetic biology, governmentally designated noxious weeds, or invasive species, unless the proposed activity would be contained or confined in a manner designed and operated to prevent unauthorized release into the environment and conducted in accordance with applicable requirements, such as those listed in paragraph B(5) of 10 CFR Part 1021, Subpart D, Appendix B.

☑ There are no extraordinary circumstances related to the proposal that may affect the significance of the environmental effects of the proposal.

☑ The proposal has not been segmented to meet the definition of a categorical exclusion. This proposal is not connected to other actions with potentially significant impacts (40 CFR 1508.25(a)(1)), is not related to other actions with individually insignificant but cumulatively significant impacts (40 CFR 1508.27(b)(7)), and is not precluded by 40 CFR 1506.1 or 10 CFR 1021.211 concerning limitations on actions during preparation of an environmental impact statement.

Based on my review of the proposed action, as NEPA Compliance Officer (as authorized under DOE Order 451.1B), I have determined that the proposed action fits within the specified class(es) of action, the other regulatory requirements set forth above are met, and the proposed action is hereby categorically excluded from further NEPA review.

NEPA Compliance Officer: Geoffrey Goode Digitally signed by Geoffrey Goode Date: 2020.03.24 05:34:46 -04'00' Date Determined:

(This form will be locked for editing upon signature)