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November 7, 2021

Project C160860.04, Task 010

Mr. Kevin S. White, PE
Environmental Group Manager
Regional Permit Coordination Manager
Regional Permit Coordination Office
400 Market Street
Harrisburg, Pennsylvania 17105-2301

**Response to Technical Deficiency Notifications
State Water Quality Certification
DEP Application No. WQ0083221-001
APS ID No. 1030905; AUTH ID No. 1340458
National Fuel Gas Supply Corporation
2021 FM120 Insertion Project
McKean, Elk and Cameron Counties, Pennsylvania**

Dear Mr. White:

National Fuel Gas Supply Corporation (National Fuel), has received the Pennsylvania (PA) Department of Environmental Protection's (PaDEP) technical deficiency notifications via email dated May 11, 2021 regarding State Water Quality Certification, PADEP Application No. WQ0083221-001 for the 2021 FM120 Insertion Project (Project) located in Sergeant Township, McKean County; City of St. Mary's and Jones Townships, Elk County; and Shippen Township, Cameron County, PA. National Fuel requested a 60-day extension to respond to technical deficiency notifications on June 11, 2021 and received approval from your office on June 17, 2021. GAI Consultants, Inc. (GAI), on behalf of National Fuel, is providing the following responses to the technical deficiency notifications. For ease of review, we have provided your comments below in italics, followed by our responses in regular font.

Comment 1: In attachment 3 of the 401 SWQC application (Environmental Permits, Approvals, and Consultants Table), it appears that coordination was made with SHPO. Anticipated approval dates were provided, but there appears to be missing information from the agencies stating decisions of approval or denial. Please provide dates from each agency including all approvals or denials received. [§121.5(a)(6)]

Response 1: As shown in Attachment 3 of the 401 SWQC application (Environmental Permits, Approvals, and Consultations Table), the PA SHPO approved the June 9, 2020, Phase 1 Archaeological Survey Report on September 24, 2020, and the Supplemental Archaeological Survey Record of Disturbance on January 4, 2021. Anticipated approval dates in Attachment 3 were provided in parenthesis. Provided herein as **Attachment 1**, is the updated Environmental Permits, Approvals, and Consultations Table with updates in bold and italic. Additionally, coordination with the PA SHPO occurred on October 21, 2021, regarding slight Project alignment shifts and limit of disturbance adjustments following National Fuel's field survey. PA SHPO response was received November 5, 2021, and is included as **Attachment 2**.

National Fuel and GAI thank you for your continued review of the Project. Should you have any questions or comments, please feel free to contact Mr. Daniel Young of National Fuel at 814.871.8582 or via email at youngd@natfuel.com; or me at 412.399.5052, or via email at a.lundy@gaiconsultants.com.

Sincerely,

GAI Consultants, Inc.

Angela M. Lundy, MPA
Project Manager

Attachments: Attachment 1 (Updated Environmental Permits, Approvals, and Consultations Table), Attachment 2 (SHPO Clearance - November 5, 2021)

cc: Mr. Daniel Young, National Fuel Gas Supply Corporation

ATTACHMENT 1

UPDATED ENVIRONMENTAL PERMITS, APPROVALS, AND CONSULTATIONS TABLE

Environmental Permits, Approvals, and Consultations Table

Agency	Permit/ Approval/Consultation	Agency Contact	Submittal Date	Approval Date ¹
Federal				
FERC	Approval under BAA	Not Applicable	Not Applicable	Not Applicable
Unites States Fish and Wildlife Service, PA Field Office	Rare, Threatened, and Endangered Species Consultation	Ms. Nicole Ranalli. Telephone: 814.206.7455	May 11, 2020	July 28, 2020
Unites States Army Corps of Engineers (USACE), Pittsburgh District	PA State Programmatic GP-5 (PASPGP-5) to be confirmed by the PA Department of Environmental Protection (PaDEP) upon submittal of the GP-11.	To be Determined	January 19, 2021	(February 2022)
USACE, Baltimore District	PASPGP-5 to be confirmed by the PaDEP upon submittal of the GP-11.	To be Determined		
State				
PaDEP	Individual 401 WQC	Ms. Rebecca Dunlap, Aquatic Biologist	January 19, 2021	(February 2022)
	Clean Water Act, Section 401/Chapter 105, GP-11 Application - McKean County	Ms. Rebecca Dunlap, Aquatic Biologist	January 19, 2021	(February 2022)
	Clean Water Act, Section 401/Chapter 105, GP-11 Application - Elk County	Ms. Rebecca Dunlap, Aquatic Biologist		
	Clean Water Act, Section 401/Chapter 105, GP-11 Application - Cameron County	Ms. Rebecca Dunlap, Aquatic Biologist		
	Chapter 102, ESCGP-3 Site Restoration and PCSM Review	Michael Luciani, Engineer		
PA Department of Conservation and Natural Resources	Rare, Threatened, and Endangered Species Consultation	Mr. Jason Ryndock, Ecological Information Specialist. Telephone: 717.705.2822 or c-ryndock@pa.gov	May 11, 2020	June 23, 2020
	Bureau of Forestry - Elk State Forest Project Proposal Package	Mr. Andrew J. Sidelinger Forester. Telephone: 814-486-3353, ext. 117 or asidelinge@pa.gov	November 6, 2020	To be determined – ongoing coordination
PFBC	Rare, Threatened, and Endangered Species Consultation	Mr. Jordan Allison. Telephone: 814.359.5236	May 11, 2020	May 13, 2020
PA Game Commission (PGC)	Rare, Threatened, and Endangered Species Consultation	Ms. Olivia Braun. Telephone: 717.787.4250 x73128 or Olbraun@pa.gov	May 11, 2020	June 17, 2020
PGC	State Game Lands 14 and 293	Mr. Jason M. Wagner, Game Land Management Group Supervisor. Telephone: 570-398-4744 or jasonwagne@pa.gov	November 11, 2020	To be determined – ongoing coordination
SHPO	Section 106, NHPA	Mr. Douglas C. McLearen, Chief, Division of Archaeology and Protection. Telephone: 717.783.8947	<ol style="list-style-type: none"> June 9, 2020; Phase I Archaeological Survey Report September 17, 2020. Supplemental Archaeological Survey Record of Disturbance Form December 23, 2020 Supplemental Archaeological Survey Record of Disturbance Form October 21, 2021 	<ol style="list-style-type: none"> September 24, 2020 January 4, 2021 November 5, 2021
Local				
McKean County Conservation District	Chapter 102, ESCGP-3 E&S Review	Sherry Dumire, Resource Conservationist, Telephone: 814.887.4008 or sadumire@mckeancountypa.org	January 19, 2021	(February 2022)
Elk County Conservation District	Chapter 102, ESCGP-3 E&S Review	Ms. Kate Wehler, District Manager, Telephone: 814.776.5373		
Cameron County Conservation District	Chapter 102, ESCGP-3 E&S Review	Jim Zoschg, Conservation Resource Technician, 814.486.9302 or jzoschg@cameroncd.org		

Note:

¹ Dates provided in parentheses are anticipated/approximate dates.

ATTACHMENT 2
SHPO CLEARANCE – NOVEMBER 5, 2021



Pennsylvania State Historic Preservation Office

PENNSYLVANIA HISTORICAL AND MUSEUM COMMISSION

November 5, 2021

Michael Eisen
GAI
6000 Town Center Blvd
Suite 300
Canonsburg PA 15317

RE: ER Project # 2020PR00573.004, 2021 FM120 INSERTION PROJECT, Federal Energy Regulatory Commission, Multi-Municips, Cameron County

Dear Michael Eisen:

Thank you for submitting information concerning the above referenced project. The Pennsylvania State Historic Preservation Office (PA SHPO) reviews projects in accordance with state and federal laws. Section 106 of the National Historic Preservation Act of 1966, and the implementing regulations (36 CFR Part 800) of the Advisory Council on Historic Preservation, is the primary federal legislation. The Environmental Rights amendment, Article 1, Section 27 of the Pennsylvania Constitution and the Pennsylvania History Code, 37 Pa. Cons. Stat. Section 500 et seq. (1988) is the primary state legislation. These laws include consideration of the project's potential effects on both historic and archaeological resources.

Archaeological Resources

No Archaeological Concerns - Environmental Review - No Historic Properties - Archaeological

Thank you for submitting information concerning the above-referenced project. In our opinion and based on the information received and available in our files, there are no archaeological historic properties (resources listed in or eligible for listing in the National Register) present within the area of potential effect. Should the scope of the project change and/or should you be made aware of historic property concerns, you will need to notify the PA SHPO at pashare@pa.gov and provide the revised designs for review and comment.

For questions concerning archaeological resources, please contact Justin McKeel at jusmckeel@pa.gov.

Sincerely,

Andrea MacDonald
Director, State Historic Preservation Office