

June 17, 2018

By Email

ra-eppipelines@pa.gov
kyordy@pa.gov



Re: Sunoco’s Response to DEP’s request for information on Gombach Road (PA-WM1-0111.0000-RD, HDD# S1B-0260)

Dear Ms. Drake:

On June 9, 2018, Sunoco submitted a letter to the Department in response to the Department’s June 8, 2018 request for additional information regarding horizontal directional drilling (“HDD”) Site PA-WM1-0111.0000-RD (“Site”). Pursuant to the Corrected Stipulated Order entered on EHB Docket No. 2017-009-L on August 10, 2017 (“Order”), and on behalf of Clean Air Council, Mountain Watershed Association, Inc., and the Delaware Riverkeeper Network (“Appellants”), we respectfully submit these comments in reply.

Despite Sunoco’s disagreement, the Department is correct in that the information upon which the re-evaluation is based is to be included in the re-evaluation report. Specifically, the Order states at Paragraph 5.i. that “The Report shall document in detail the information considered for the re-evaluation of the design of the HDD at that site.” The seismic data is such information, and hence is to be included.

Appellants disagree that the location of the Mariner East 1 pipeline is confidential security information under the Public Utility Confidential Security Information Disclosure Protection Act. The claim is specious. In the re-evaluation report, Sunoco prominently displays in the Plan View and in the Profile View of the proposed FlexBor “Existing Sunoco 12” pipeline.”

It is unclear why Sunoco wants to withhold from the Department and the public the raw 3D seismic data. Appellants are concerned that it is because of what the data would reveal.

By the nature of the Department’s response, Appellants are concerned that the only deficiency the Department sees with Sunoco’s re-evaluation report is that indicated in the Department’s letter. Appellants reiterate that despite that change from HDD to a different trenchless

construction methodology, serious risks remain with the plan as detailed in the original joint comments of Appellants.

Thank you for considering these comments. Please keep us apprised of your next steps on this HDD Site.

Sincerely,

s/ Melissa Marshall, Esq.
Melissa Marshall, Esq.
PA ID No. 323241
Mountain Watershed Association
P.O. Box 408
1414-B Indian Creek Valley Road
Melcroft, PA 15462
Tel: 724.455.4200
mwa@mtwatershed.com

s/ Aaron J. Stemplewicz
Aaron J. Stemplewicz, Esq.
Pa. ID No. 312371
Delaware Riverkeeper Network
925 Canal Street, 7th Floor, Suite 3701
Bristol, PA 19007
Tel: 215.369.1188
aaron@delawareriverkeeper.org

s/ Joseph Otis Minott, Esq.
Joseph Otis Minott, Esq.
Executive Director & Chief Counsel
PA ID No. 36463
joe_minott@cleanair.org

Alexander G. Bomstein, Esq.
PA ID No. 206983
abomstein@cleanair.org

Kathryn L. Urbanowicz, Esq.
PA ID No. 310618
kurbanowicz@cleanair.org

Clean Air Council
135 South 19th Street, Suite 300
Philadelphia, PA 19103
Tel: (215) 567-400

cc: jrinde@mankogold.com
ntaber@pa.gov