

**DEP Permit # E38-194**  
**DEP Permit HDD Reference # PA-LE-0005.0000-RD-16**  
**DEP HDD # S3-0091**  
**Township – South Londonderry**  
**County - Lebanon**  
**HDD Site Name – School House Road Crossing**

**4<sup>th</sup> Public Comment Period**

<b>Commentator ID #</b>	<b>Name and Address</b>	<b>Affiliation</b>
1	Melissa Marshall, Esq. P.O. Box 408 1414-B Indian Creek Valley Road Melcroft, PA 15462	Mountain Watershed Association
2	Maya K. van Rossum 925 Canal Street 7 <sup>th</sup> Floor, Suite 3701 Bristol, PA 19007	Delaware Riverkeeper Network
3	Joseph Otis Minott, Esq. 135 South 19 <sup>th</sup> Street, Suite 300 Philadelphia, PA 19103	Clean Air Council
4	Alexander G. Bomstein, Esq. 135 South 19 <sup>th</sup> Street, Suite 300 Philadelphia, PA 19103	Clean Air Council
5	Kathryn L. Urbanowicz, Esq. 135 South 19 <sup>th</sup> Street, Suite 300 Philadelphia, PA 19103	Clean Air Council

**1. Comment**

On August 15, 2019, a conference call took place between the Department and Sunoco regarding outstanding issues with Sunoco’s reevaluation of the horizontal directional (“HDD”) plans indicated by drawing number PA-LE-0005.0000-RD-16. Following that call, Sunoco has submitted a brief supplement (“August Response”). 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”), please accept these comments regarding the Department’s request and the August Response.

First, Appellants must note that because the specifics of the August 15, 2019 call between Sunoco and the Department were not made available to the public, the public is not able to fully discern the nature of the Department’s outstanding concern. This makes it difficult to evaluate the adequacy of Sunoco’s response. Nevertheless, Appellants are able to address the August Response to the extent it is facially flawed.

Most importantly, the August response still does not address the concerns raised by Appellants and Department in previous rounds of comments. Sunoco has failed to provide a plan for protecting the two water supplies it has found in the vicinity of the site, analysis of the well production zones for those supplies, and details regarding water testing requests and results. Protecting water supplies was one of the key purposes of the Order and all this information is critical to the reevaluation process. Likewise, while the August Response does provide some additional detail regarding previous IRs at the site, it has still not justified its specific drilling path. The reevaluation remains incomplete.

Appellants also have some concern about the IR inspection protocol Sunoco employs. If the presence of roots and shrubs prevents Sunoco from detecting IRs in its routine observation during drilling, the Department should require Sunoco to step up its efforts and inspect more closely.

Thank you for considering these comments. Please keep Appellants apprised of any further developments. (1-5)

Letter – [Clean Air Council – 9-4-19 - School House Road Crossing](#)