

PITT-11-16-009

November 4, 2016

Project Number 112IC05958

Mr. Brien R. Kocher
South Londonderry Township Engineer
Hanover Engineering Associates, Inc.
48 North Market Street
Elizabethtown, Pennsylvania 17022-2025

**Reference: Responses to Comments dated, September 15, 2016
Act 167 Consistency Review
Pennsylvania Pipeline Project
Sunoco Pipeline L.P. - Sinking Spring, Pennsylvania**

Dear Mr. Kocher:

We have reviewed the comments provided on the above referenced plan in your letter dated August 26, 2016. Our responses to the comments are provided below.

Stormwater Management Ordinance

1. **Comment:** Section 315A.1 and .2 – Proof of all necessary approvals and permits from Lebanon County Conservation District and DEP shall be provided to the Township.

Response: The Project is currently in review with PADEP. Approvals will be provided once received.

2. **Comment:** Section 316 – A Riparian Corridor Easement shall be created and recorded at all proposed stream crossings. This section also requires protection of existing native vegetation, removal of invasive vegetation and plantings of native plant materials. Since the applicant does not own the land where the easements would be created, perhaps the Township could accept, in lieu of this easement, additional plantings of suitable native plant materials proposed in the applicable riparian stream areas. These plantings shall be noted on the plans.

Response: Due to the nature of the project the pipeline right-of-way is to be cleared of trees. A Riparian Buffer Waiver has been applied for as part of the ESCGP-2 application which is currently under review with the PADEP. As a public utility corporation certificated and regulated by the Pennsylvania Public Utility Commission, Sunoco Pipeline LP's ("SPLP")

Mr. Brian R. Kocher
South Londonderry Township Engineer
Hanover Engineering Associates, Inc.
November 4, 2016 – Page 2

nonbuilding facilities, including the pipeline, are not subject to municipal zoning, stormwater, and SALDO regulations. See Duquesne Light Co. v. Upper St. Clair Twp., 105 A.2d 287 (Pa. 1954).

- 3. Comment:** Section 601 – An estimate for the erosion control improvements shall be prepared and forwarded to our office for review. Upon approval, performance security shall be provided to the Township prior to the start of construction.

Response: See the following estimate for E&S controls:

Item	Linear Feet of CFS in Twp.	Cost per foot of CFS	Estimated Total Cost
12" compost filter sock	10,256	\$7	\$71,794

Should you have questions regarding this correspondence, please do not hesitate to contact me at 412.921.8963 or via e-mail at megan.carson@tetrattech.com.

Sincerely,

Megan Carson
Permitting Specialist

MC/clm

Cc: Scott Galbraith – South Londonderry Township
File 112IC05958