

# DETHLEFS PYKOSH SHOOK & MURPHY

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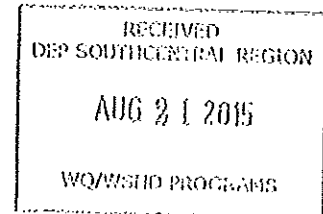
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August 19, 2015

Pennsylvania Department of Environmental Protection (PADEP)  
South-Central Regional Office  
909 Elmerton Avenue  
Harrisburg, PA 17110



**RE: Sunoco Pipeline, L.P. (SPLP)  
Pennsylvania Pipeline Project – Cumberland County, PA  
Notice of Application to PADEP (Chapter 150 Water  
Obstruction/Encroachment)**

Dear Sir / Madam:

Please be advised that I am writing to you in the capacity of the Solicitor for Monroe Township.

In response to the letter from Tetra Tech dated July 20, 2015, regarding the above-referenced matter, Monroe Township would like the opportunity to meet with a representative relative to the proposed Sunoco Pipeline Project in the aforementioned letter.

Some of the concerns that the Township has are related to compliance with Township's comprehensive plan, land development and subdivision ordinances, stormwater ordinances, illicit discharge ordinances and other ordinances. The aforementioned documents and ordinances are available on the Township's website at [www.monroetwp.net](http://www.monroetwp.net).

A non-exhaustive list of concerns would be as follows:

1. The overall impact on the Township;
2. Safety factors;
3. Extent of the aforementioned project, i.e., does it entail only a pipeline, are there other structures, access roads, and/or disturbances contemplated by the project within the bounds of Monroe Township;
4. Will there be disruption of traffic;
5. What is the plan to maintain rights-of-way;
6. The effect of heavy equipment on Township's roads;
7. Impacts to Township's stormwater management and PAG -13 (MS-4) requirements;

8. Township's ability to inspect storm water facilities and monitor illicit discharge;
9. What extent will the project conform to the abovementioned ordinances;
10. Ability to review stormwater management and other proposed improvements for compliance with Township regulations; and
11. Provide tax map of parcels impacted by proposed pipeline project.

Again, this is a non-exhaustive list of concerns that the Township has with regards to the project. I believe it will be helpful if the applicant would be willing to schedule a meeting to discuss the project.

If you have any questions please feel free to contact me.

Very Truly Yours,



Michael J. Pykosh, Solicitor  
Monroe Township, Cumberland County

cc: Board of Supervisors  
Mark B. Bruening, Monroe Township Authority Engineer  
File



AUG 17 2015

WATERSHED MANAGEMENT

**GENERAL INFORMATION FORM – AUTHORIZATION APPLICATION**

Before completing this General Information Form (GIF), read the step-by-step instructions provided in this application package. This version of the General Information Form (GIF) must be completed and returned with any program-specific application being submitted to the Department.

<b>Related ID#s (If Known)</b> Client ID# _____ Site ID# _____ Facility ID# _____		<b>DEP USE ONLY</b> Date Received & General Notes	
APS ID# _____ Auth ID# _____			

**CLIENT INFORMATION**

DEP Client ID#	Client Type / Code NPACO		
Organization Name or Registered Fictitious Name	Employer ID# (EIN)	Dun & Bradstreet ID#	
Sunoco Pipeline, L.P. (SPLP)	23-3102656	11-339-2331	
Individual Last Name	First Name	MI	Suffix SSN
NA			
Additional Individual Last Name	First Name	MI	Suffix SSN
NA			
Mailing Address Line 1		Mailing Address Line 2	
535 Fritztown Road			
Address Last Line – City	State	ZIP+4	Country
Sinking Spring	NY	19608	USA
Client Contact Last Name	First Name	MI	Suffix
Gordon	Matthew	L	
Client Contact Title	Phone	Ext	
Environmental Manager	610-670-3284		
Email Address	FAX		
MLGordon@sunocologistics.com			

**SITE INFORMATION**

DEP Site ID#	Site Name		
	Pennsylvania Pipeline Project		
EPA ID#	Estimated Number of Employees to be Present at Site	0	
Description of Site			
Installation of 33.1 miles of a natural gas pipeline through Cumberland County in southcentral PA.			
County Name	Municipality	City	Boro Twp State
Cumberland	Refer to attached Supplemental Information	<input type="checkbox"/>	<input type="checkbox"/> <input checked="" type="checkbox"/>
County Name	Municipality	City	Boro Twp State
		<input type="checkbox"/>	<input type="checkbox"/> <input type="checkbox"/>
Site Location Line 1		Site Location Line 2	
Refer to Attachment 8 (Location Map)			
Site Location Last Line – City	State	ZIP+4	
Detailed Written Directions to Site			
Begin at the intersection of Route 233 and McCrea Rd. in the town of McCrea, Pennsylvania. Continue north on Rt. 233 for approximately 0.46 miles until reaching the intersection of Rt. 233 and the Project's right-of-way. Proceed west on the right-of-way for approximately 1.45 miles until reaching the Cumberland County line.			
Site Contact Last Name	First Name	MI	Suffix
Gordon	Matthew	L	
Site Contact Title	Site Contact Firm		
Environmental Manager	Sunoco Pipeline, L.P.		
Mailing Address Line 1	Mailing Address Line 2		
535 Fritztown Road			

Mailing Address Last Line – City Sinking Spring			State PA	ZIP+4 19608
Phone 610-670-3284	Ext	FAX	Email Address MLGordon@sunocologistics.com	
NAICS Codes (Two- & Three-Digit Codes – List All That Apply) 23 and 493190			6-Digit Code (Optional) 237120, 486210	

Client to Site Relationship  
OWNOP

**FACILITY INFORMATION**

<b>Modification of Existing Facility</b>	<b>Yes</b>	<b>No</b>
1. Will this project modify an existing facility, system, or activity?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
2. Will this project involve an addition to an existing facility, system, or activity?	<input checked="" type="checkbox"/>	<input type="checkbox"/>

*If "Yes", check all relevant facility types and provide DEP facility identification numbers below.*

Facility Type	DEP Fac ID#	Facility Type	DEP Fac ID#
<input type="checkbox"/> Air Emission Plant		<input type="checkbox"/> Industrial Minerals Mining Operation	
<input type="checkbox"/> Beneficial Use (water)		<input type="checkbox"/> Laboratory Location	
<input type="checkbox"/> Blasting Operation		<input type="checkbox"/> Land Recycling Cleanup Location	
<input type="checkbox"/> Captive Hazardous Waste Operation		<input type="checkbox"/> MineDrainageTrmULandRecyProjLocation	
<input type="checkbox"/> Coal Ash Beneficial Use Operation		<input type="checkbox"/> Municipal Waste Operation	
<input type="checkbox"/> Coal Mining Operation		<input type="checkbox"/> Oil & Gas Encroachment Location	
<input type="checkbox"/> Coal Pillar Location		<input checked="" type="checkbox"/> Oil & Gas Location	Unknown
<input type="checkbox"/> Commercial Hazardous Waste Operation		<input type="checkbox"/> Oil & Gas Water Poll Control Facility	
<input type="checkbox"/> Dam Location		<input type="checkbox"/> Public Water Supply System	
<input type="checkbox"/> Deep Mine Safety Operation -Anthracite		<input type="checkbox"/> Radiation Facility	
<input type="checkbox"/> Deep Mine Safety Operation -Bituminous		<input type="checkbox"/> Residual Waste Operation	
<input type="checkbox"/> Deep Mine Safety Operation -Ind Minerals		<input type="checkbox"/> Storage Tank Location	
<input type="checkbox"/> Encroachment Location (water, wetland)		<input type="checkbox"/> Water Pollution Control Facility	
<input type="checkbox"/> Erosion & Sediment Control Facility		<input type="checkbox"/> Water Resource	
<input type="checkbox"/> Explosive Storage Location		<input type="checkbox"/> Other:	

Latitude/Longitude Point of Origin	Latitude			Longitude		
	Degrees	Minutes	Seconds	Degrees	Minutes	Seconds
Entrance points	40	15	24	77	28	12
Horizontal Accuracy Measure	Feet		--or--	Meters		
Horizontal Reference Datum Code	<input type="checkbox"/> North American Datum of 1927 <input checked="" type="checkbox"/> North American Datum of 1983 <input type="checkbox"/> World Geodetic System of 1984					
Horizontal Collection Method Code	SURVY, GPSDF, GISDR					
Reference Point Code	CTROD					
Altitude	Feet		NA	--or-- Meters		
Altitude Datum Name	<input type="checkbox"/> The National Geodetic Vertical Datum of 1929 <input type="checkbox"/> The North American Vertical Datum of 1988 (NAVD88)					
Altitude (Vertical) Location Datum Collection Method Code	NA					
Geometric Type Code	POINT					
Data Collection Date	2014 and 2015					
Source Map Scale Number	NA	inch(es)	=	Feet		
	--or--	Centimeter(s)	=	Meters		

**PROJECT INFORMATION**

Project Name  
Pennsylvania Pipeline Project

**Project Description**

Installation of two parallel pipelines within an approximately 306-mile, 50-foot-wide right-of-way (ROW) from Houston, Washington County, Pennsylvania to SPLP's Marcus Hook facility in Delaware County, Pennsylvania with the purpose of interconnecting with existing SPLP's Mariner East pipelines. A 20-inch diameter pipeline would be installed within the ROW from Houston to Marcus Hook (306 miles) and a second, up to 20-inch diameter pipeline, would also be installed in the same ROW, from SPLP's Delmont station to Marcus Hook (for approximately 265 miles) (Refer to Attachment 9 of the Joint Application). Approximately 33.1 miles are located in Cumberland County in southcentral PA.

<b>Project Consultant Last Name</b> Schaeffer		<b>First Name</b> Brad		<b>MI</b>	<b>Suffix</b>
<b>Project Consultant Title</b> Environmental Project Manager			<b>Consulting Firm</b> Tetra Tech, Inc.		
<b>Mailing Address Line 1</b> 285 Ellicott Street			<b>Mailing Address Line 2</b>		
<b>Address Last Line - City</b> Buffalo		<b>State</b> NY	<b>ZIP+4</b> 14203		
<b>Phone</b> 716-849-9419	<b>Ext</b> 117	<b>FAX</b> 716-849-9420	<b>Email Address</b> brad.schaeffer@tetratech.com		

Time Schedules	Project Milestone (Optional)
August 2015	Water Crossing and Erosion Control Permit Submittals
August 2015	State T&E Clearances
October 2015	USFWS Clearance
April 2016	Construction

1. Have you informed the surrounding community and addressed any concerns prior to submitting the application to the Department?  Yes  No
2. Is your project funded by state or federal grants?  Yes  No  
 Note: If "Yes", specify what aspect of the project is related to the grant and provide the grant source, contact person and grant expiration date.  
 Aspect of Project Related to Grant: \_\_\_\_\_  
 Grant Source: \_\_\_\_\_  
 Grant Contact Person: \_\_\_\_\_  
 Grant Expiration Date: \_\_\_\_\_
3. Is this application for an authorization on Appendix A of the Land Use Policy? (For referenced list, see Appendix A of the Land Use Policy attached to GIF instructions).  Yes  No  
 Note: If "No" to Question 3, the application is not subject to the Land Use Policy.  
 If "Yes" to Question 3, the application is subject to this policy and the Applicant should answer the additional questions in the Land Use Information section.

**LAND USE INFORMATION**

**Note:** Applicants are encouraged to submit copies of local land use approvals or other evidence of compliance with local comprehensive plans and zoning ordinances.

1. Is there an adopted county or multi-county comprehensive plan?  Yes  No
2. Is there an adopted municipal or multi-municipal comprehensive plan?  Yes  No
3. Is there an adopted county-wide zoning ordinance, municipal zoning ordinance or joint municipal zoning ordinance?  Yes  No  
 Note: If the Applicant answers "No" to either Questions 1, 2 or 3, the provisions of the PA MPC are not applicable and the Applicant does not need to respond to questions 4 and 5 below.  
 If the Applicant answers "Yes" to questions 1, 2 and 3, the Applicant should respond to questions 4 and 5 below.
4. Does the proposed project meet the provisions of the zoning ordinance or does the proposed project have zoning approval? If zoning approval has been received, attach documentation.  Yes  No
5. Have you attached Municipal and County Land Use Letters for the project?  Yes  No

### COORDINATION INFORMATION

**Note:** The PA Historical and Museum Commission must be notified of proposed projects in accordance with DEP Technical Guidance Document 012-0700-001 and the accompanying Cultural Resource Notice Form.

If the activity will be a mining project (i.e., mining of coal or industrial minerals, coal refuse disposal and/or the operation of a coal or industrial minerals preparation/processing facility), respond to questions 1.0 through 2.5 below.

If the activity will not be a mining project, skip questions 1.0 through 2.5 and begin with question 3.0.

1.0	Is this a coal mining project? If "Yes", respond to 1.1-1.6. If "No", skip to Question 2.0.	<input type="checkbox"/>	Yes	<input type="checkbox"/>	No
1.1	Will this coal mining project involve coal preparation/ processing activities in which the total amount of coal prepared/processed will be equal to or greater than 200 tons/day?	<input type="checkbox"/>	Yes	<input type="checkbox"/>	No
1.2	Will this coal mining project involve coal preparation/ processing activities in which the total amount of coal prepared/processed will be greater than 50,000 tons/year?	<input type="checkbox"/>	Yes	<input type="checkbox"/>	No
1.3	Will this coal mining project involve coal preparation/ processing activities in which thermal coal dryers or pneumatic coal cleaners will be used?	<input type="checkbox"/>	Yes	<input type="checkbox"/>	No
1.4	For this coal mining project, will sewage treatment facilities be constructed and treated waste water discharged to surface waters?	<input type="checkbox"/>	Yes	<input type="checkbox"/>	No
1.5	Will this coal mining project involve the construction of a permanent impoundment meeting one or more of the following criteria: (1) a contributory drainage area exceeding 100 acres; (2) a depth of water measured by the upstream toe of the dam at maximum storage elevation exceeding 15 feet; (3) an impounding capacity at maximum storage elevation exceeding 50 acre-feet?	<input type="checkbox"/>	Yes	<input type="checkbox"/>	No
1.6	Will this coal mining project involve underground coal mining to be conducted within 500 feet of an oil or gas well?	<input type="checkbox"/>	Yes	<input type="checkbox"/>	No
2.0	Is this a non-coal (industrial minerals) mining project? If "Yes", respond to 2.1-2.6. If "No", skip to Question 3.0.	<input type="checkbox"/>	Yes	<input type="checkbox"/>	No
2.1	Will this non-coal (industrial minerals) mining project involve the crushing and screening of non-coal minerals other than sand and gravel?	<input type="checkbox"/>	Yes	<input type="checkbox"/>	No
2.2	Will this non-coal (industrial minerals) mining project involve the crushing and/or screening of sand and gravel with the exception of wet sand and gravel operations (screening only) and dry sand and gravel operations with a capacity of less than 150 tons/hour of unconsolidated materials?	<input type="checkbox"/>	Yes	<input type="checkbox"/>	No
2.3	Will this non-coal (industrial minerals) mining project involve the construction, operation and/or modification of a portable non-metallic (i.e., non-coal) minerals processing plant under the authority of the General Permit for Portable Non-metallic Mineral Processing Plants (i.e., BAQ-PGPA/GP-3)?	<input type="checkbox"/>	Yes	<input type="checkbox"/>	No
2.4	For this non-coal (industrial minerals) mining project, will sewage treatment facilities be constructed and treated waste water discharged to surface waters?	<input type="checkbox"/>	Yes	<input type="checkbox"/>	No
2.5	Will this non-coal (industrial minerals) mining project involve the construction of a permanent impoundment meeting one or more of the following criteria: (1) a contributory drainage area exceeding 100 acres; (2) a depth of water measured by the upstream toe of the dam at maximum storage elevation exceeding 15 feet; (3) an impounding capacity at maximum storage elevation exceeding 50 acre-feet?	<input type="checkbox"/>	Yes	<input type="checkbox"/>	No

3.0	Will your project, activity, or authorization have anything to do with a well related to oil or gas production, have construction within 200 feet of, affect an oil or gas well, involve the waste from such a well, or string power lines above an oil or gas well? If "Yes", respond to 3.1-3.3. If "No", skip to Question 4.0.	<input type="checkbox"/>	Yes	<input checked="" type="checkbox"/>	No
3.1	Does the oil- or gas-related project involve any of the following: placement of fill, excavation within or placement of a structure, located in, along, across or projecting into a watercourse, floodway or body of water (including wetlands)?	<input type="checkbox"/>	Yes	<input type="checkbox"/>	No
3.2	Will the oil- or gas-related project involve discharge of industrial wastewater or stormwater to a dry swale, surface water, ground water or an existing sanitary sewer system or storm water system? If "Yes", discuss in <i>Project Description</i> .	<input type="checkbox"/>	Yes	<input type="checkbox"/>	No
3.3	Will the oil- or gas-related project involve the construction and operation of industrial waste treatment facilities?	<input type="checkbox"/>	Yes	<input type="checkbox"/>	No
4.0	Will the project involve a construction activity that results in earth disturbance? If "Yes", specify the total disturbed acreage. 4.0.1 Total Disturbed Acreage 305 acres	<input checked="" type="checkbox"/>	Yes	<input type="checkbox"/>	No
5.0	Does the project involve any of the following? If "Yes", respond to 5.1-5.3. If "No", skip to Question 6.0.	<input checked="" type="checkbox"/>	Yes	<input type="checkbox"/>	No
5.1	Water Obstruction and Encroachment Projects - Does the project involve any of the following: placement of fill, excavation within or placement of a structure, located in, along, across or projecting into a watercourse, floodway or body of water?	<input checked="" type="checkbox"/>	Yes	<input type="checkbox"/>	No
5.2	Wetland Impacts - Does the project involve any of the following: placement of fill, excavation within or placement of a structure, located in, along, across or projecting into a wetland?	<input checked="" type="checkbox"/>	Yes	<input type="checkbox"/>	No
5.3	Floodplain Projects by the commonwealth, a Political Subdivision of the commonwealth or a Public Utility - Does the project involve any of the following: placement of fill, excavation within or placement of a structure, located in, along, across or projecting into a floodplain?	<input checked="" type="checkbox"/>	Yes	<input type="checkbox"/>	No
6.0	Will the project involve discharge of stormwater or wastewater from an industrial activity to a dry swale, surface water, ground water or an existing sanitary sewer system or separate storm water system?	<input type="checkbox"/>	Yes	<input checked="" type="checkbox"/>	No
7.0	Will the project involve the construction and operation of industrial waste treatment facilities?	<input type="checkbox"/>	Yes	<input checked="" type="checkbox"/>	No
8.0	Will the project involve construction of sewage treatment facilities, sanitary sewers, or sewage pumping stations? If "Yes", indicate estimated proposed flow (gal/day). Also, discuss the sanitary sewer pipe sizes and the number of pumping stations/treatment facilities/name of downstream sewage facilities in the <i>Project Description</i> , where applicable. 8.0.1 Estimated Proposed Flow (gal/day)	<input type="checkbox"/>	Yes	<input checked="" type="checkbox"/>	No
9.0	Will the project involve the subdivision of land, or the generation of 800 gpd or more of sewage on an existing parcel of land or the generation of an additional 400 gpd of sewage on an already-developed parcel, or the generation of 800 gpd or more of industrial wastewater that would be discharged to an existing sanitary sewer system? 9.0.1 Was Act 537 sewage facilities planning submitted and approved by DEP? If "Yes" attach the approval letter. Approval required prior to 105/NPDES approval.	<input type="checkbox"/>	Yes	<input checked="" type="checkbox"/>	No
10.0	Is this project for the beneficial use of biosolids for land application within Pennsylvania? If "Yes" indicate how much (i.e. gallons or dry tons per year). 10.0.1 Gallons Per Year (residential septage) _____ 10.0.2 Dry Tons Per Year (biosolids) _____	<input type="checkbox"/>	Yes	<input checked="" type="checkbox"/>	No
11.0	Does the project involve construction, modification or removal of a dam? If "Yes", identify the dam. 11.0.1 Dam Name _____	<input type="checkbox"/>	Yes	<input checked="" type="checkbox"/>	No

12.0	Will the project interfere with the flow from, or otherwise impact, a dam? If "Yes", identify the dam.	<input type="checkbox"/>	Yes	<input checked="" type="checkbox"/>	No
12.0.1	Dam Name				
13.0	Will the project involve operations (excluding during the construction period) that produce air emissions (i.e., NOX, VOC, etc.)? If "Yes", identify each type of emission followed by the amount of that emission.	<input checked="" type="checkbox"/>	Yes	<input type="checkbox"/>	No
13.0.1	Enter all types & amounts of emissions; separate each set with semicolons.	To Be Determined			
14.0	Does the project include the construction or modification of a drinking water supply to serve 15 or more connections or 25 or more people, at least 60 days out of the year? If "Yes", check all proposed sub-facilities.	<input type="checkbox"/>	Yes	<input checked="" type="checkbox"/>	No
14.0.1	Number of Persons Served				
14.0.2	Number of Employee/Guests				
14.0.3	Number of Connections				
14.0.4	Sub-Fac: Distribution System	<input type="checkbox"/>	Yes	<input type="checkbox"/>	No
14.0.5	Sub-Fac: Water Treatment Plant	<input type="checkbox"/>	Yes	<input type="checkbox"/>	No
14.0.6	Sub-Fac: Source	<input type="checkbox"/>	Yes	<input type="checkbox"/>	No
14.0.7	Sub-Fac: Pump Station	<input type="checkbox"/>	Yes	<input type="checkbox"/>	No
14.0.8	Sub Fac: Transmission Main	<input type="checkbox"/>	Yes	<input type="checkbox"/>	No
14.0.9	Sub-Fac: Storage Facility	<input type="checkbox"/>	Yes	<input type="checkbox"/>	No
15.0	Will your project include infiltration of storm water or waste water to ground water within one-half mile of a public water supply well, spring or infiltration gallery?	<input type="checkbox"/>	Yes	<input checked="" type="checkbox"/>	No
16.0	Is your project to be served by an existing public water supply? If "Yes", indicate name of supplier and attach letter from supplier stating that it will serve the project.	<input type="checkbox"/>	Yes	<input checked="" type="checkbox"/>	No
16.0.1	Supplier's Name				
16.0.2	Letter of Approval from Supplier is Attached	<input type="checkbox"/>	Yes	<input type="checkbox"/>	No
17.0	Will this project involve a new or increased drinking water withdrawal from a stream or other water body? If "Yes", should reference both Water Supply and Watershed Management.	<input type="checkbox"/>	Yes	<input checked="" type="checkbox"/>	No
17.0.1	Stream Name				
18.0	Will the construction or operation of this project involve treatment, storage, reuse, or disposal of waste? If "Yes", indicate what type (i.e., hazardous, municipal (including infectious & chemotherapeutic), residual) and the amount to be treated, stored, re-used or disposed.	<input checked="" type="checkbox"/>	Yes	<input type="checkbox"/>	No
18.0.1	Type & Amount	Non-hazardous/Construction related C&D waste will be disposed; Amount Unknown			
19.0	Will your project involve the removal of coal, minerals, etc. as part of any earth disturbance activities?	<input type="checkbox"/>	Yes	<input checked="" type="checkbox"/>	No
20.0	Does your project involve installation of a field constructed underground storage tank? If "Yes", list each Substance & its Capacity. <u>Note:</u> Applicant may need a Storage Tank Site Specific Installation Permit.	<input type="checkbox"/>	Yes	<input checked="" type="checkbox"/>	No
20.0.1	Enter all substances & capacity of each; separate each set with semicolons.				
21.0	Does your project involve installation of an aboveground storage tank greater than 21,000 gallons capacity at an existing facility? If "Yes", list each Substance & its Capacity. <u>Note:</u> Applicant may need a Storage Tank Site Specific Installation Permit.	<input type="checkbox"/>	Yes	<input checked="" type="checkbox"/>	No
21.0.1	Enter all substances & capacity of each; separate each set with semicolons.				



22.0 Does your project involve installation of a tank greater than 1,100 gallons which will contain a highly hazardous substance as defined in DEP's Regulated Substances List, 2570-BK-DEP2724? If "Yes", list each Substance & its Capacity. Note: Applicant may need a Storage Tank Site Specific Installation Permit.  Yes  No

22.0.1 Enter all substances & capacity of each; separate each set with semicolons.

23.0 Does your project involve installation of a storage tank at a new facility with a total AST capacity greater than 21,000 gallons? If "Yes", list each Substance & its Capacity. Note: Applicant may need a Storage Tank Site Specific Installation Permit.  Yes  No

23.0.1 Enter all substances & capacity of each; separate each set with semicolons.

24.0 Will the intended activity involve the use of a radiation source?  Yes  No

**CERTIFICATION**

I certify that I have the authority to submit this application on behalf of the applicant named herein and that the information provided in this application is true and correct to the best of my knowledge and information.

Type or Print Name Matthew L. Gordon

*Matthew L. Gordon*  
Signature

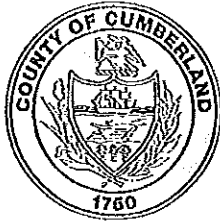
Project Manager, Sunoco Pipeline, L.P.  
Title *Project Manager*

2/2/12  
Date

## Pennsylvania Pipeline Project

### Cumberland County: General Information Form Supplemental Information

Municipality	City	Borough	Township	Municipal Comprehensive Plan	Municipal Zoning Ordinance
Lower Mifflin			X	Y	Y
Upper Frankford			X	Y	Y
Lower Frankford			X	Y	Y
North Middleton			X	Y	Y
Middlesex			X	Y	Y
Monroe			X	Y	Y
Silver Spring			X	Y	Y
Upper Allen			X	Y	Y
Mechanicsburg		X		Y	Y
Lower Allen			X	Y	Y



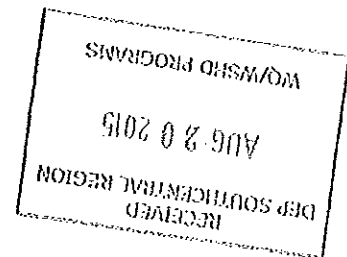
## Cumberland County Agricultural Land Preservation Board

310 Allen Road, Suite 101  
Carlisle, PA 17013  
Phone 717.240.5383  
Fax 717.240.6517  
[www.ccpa.net/farmland](http://www.ccpa.net/farmland)

August 17, 2015

Pennsylvania Department of Environmental Protection  
909 Elmerton Avenue  
Harrisburg, PA 17110-8200

RE: Project - Pennsylvania Pipeline Project  
Applicant - Sunoco Pipeline, LP



Dear Officials:

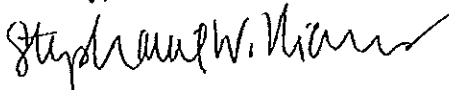
The Cumberland County Planning Department is in receipt of the NOI for the above referenced project. On behalf of the Cumberland County Agricultural Land Preservation Board, the following comments are submitted for consideration:

- **Background** - Cumberland County manages a high successful Farmland Preservation Program. To date, the County has preserved nearly 17,000 acres of prime farmland through the Pennsylvania Agriculture Conservation Easement (ACE) Purchase Program and the Federal Farm and Ranchland Protection Program (FRPP). The purpose of these programs is to protect viable agricultural lands by acquiring agricultural conservation easements that prevent the development of land for any purpose other than agriculture production.
- **Pipeline Siting** - Based on the mapping provided in the NOI, there would appear to be preserved farms in the path of the pipeline project. Areas of concern include Silver Spring, Monroe and Upper Allen Townships (see attached map with colored flags noting areas of concern). Landowners that may be affected include Mary Deitch, Gary & Christine Biddle and Donald Strock. There may be additional landowners that are not readily apparent based on the scale of the mapping. As "holder" of those easements, the County has a legal interest in these properties and responsibility to ensure compliance with the deed of easement.
- **Easement Terms: Fee Simple Acquisition** - The terms of the deed of easement would prohibit a landowner from subdividing and selling land fee simple for the purpose of construction and operation of a natural gas pipeline.
- **Easement Terms: Granting ROW** - The terms of the deed of easement for the 3 farms noted above are not identical with respect to granting rights of way for utilities. While each of the farms was preserved through the ACE Program, the Biddle Farm includes federal funding under FRPP and as a result is subject to additional requirements.

- The ACE Program permits the granting of ROWs for the installation, transportation, or use of lines for water, sewage, electric, telephone, coal by underground methods, gas, oil or oil products.
- The FRPP Program prohibits the landowner from voluntarily granting a ROW for a gas pipeline. A copy of the terms of the FRPP addendum as well as a guidance document from USDA, NRCS is enclosed.
- Additional Factors - While the ACE Program permits the granting of ROW for utilities, the County still bears responsibility to ensure that the terms of deed of easement can otherwise be upheld. The following additional factors should be considered:
  - The deed of easement requires that a minimum of 50% of the easement area be utilized for agriculture production. By granting a ROW, a landowner must maintain the ability to meet the minimum agriculture production requirements.
  - Utility ROWs should be sited to protect prime, unique and important soils to the greatest extent practicable.
  - BMPs to minimize soil erosion and water quality impacts should be implemented during construction.
  - Construction scheduling should be coordinated to minimize disruption to agricultural activities. If such scheduling cannot be arranged landowners should be adequately compensated for short term loss of agriculture production. Compensation for long term loss of agricultural viability due to compaction and soil degradation should also be considered.
  - The excavation and restoration of soils should be managed to ensure that topsoil is returned to its original topography.

Thank you for the opportunity to provide comment. If you require additional information or have questions concerning these comments, please contact me at 717-240-5383 or at [sjwilliams@ccpa.net](mailto:sjwilliams@ccpa.net).

Sincerely,



Stephanie Williams  
Farmland Preservation Program Administrator

CC: Gary & Christine Biddle  
Denise Coleman, USDA-NRCS  
Cumberland County Board of Commissioners  
Carl Goshorn, Cumberland County Conservation District  
Mary Deltch  
Donald Strock  
Doug Wolfgang, PA Department of Agriculture



Natural Resources Conservation Service  
One Credit Union Place, Suite 340  
Harrisburg, PA 17110-2993

March 18, 2014

Cumberland County  
310 Allen Road  
Carlisle, PA 17013  
717-240-5362

RE: NRCS Farm and Ranch Land Protection Program (FRPP)  
Infrastructure Installation Policy

Dear FRPP Participating Entity:

In recent months, NRCS in Pennsylvania has become aware of several major pipeline projects proposed across Pennsylvania. These projects include both the Atlantic Sunrise pipeline in eastern Pennsylvania and a proposed Sunoco pipeline, called the "Mariner East Project" in western Pennsylvania, among other pipeline projects. The proposed pipelines have the potential to be developed in locations with high concentrations of preserved farms, including farms preserved through the Farm and Ranchlands Protection Program (FRPP).

The FRPP program protects valuable farm and ranch land for future generations. The purpose of FRPP is:

to protect agricultural use and related conservation values of eligible land by limiting nonagricultural uses of the land.

The Commonwealth of Pennsylvania's agricultural preservation law allows farm owners of a preserved farm to grant a right of way to a gas company for gas lines. If the farm owners do not want the gas line the gas company has the option to acquire the right of way through eminent domain.

However, if the proposed pipeline ROW involves a federal farm enrolled under the Farm and Ranch Lands Protection Program (FRPP), the farm owner may not grant a right of way and the gas company may not acquire any part of the FRPP enrollment through eminent domain.

For Federal easements such as FRPP, taking of easement acreage for a ROW or other infrastructure installation is not permitted. As a matter of law, a condemnation for eminent domain is not legally feasible against the United States because neither a state nor a county government may defeat a federal realty interest such as the one the United States has acquired under FRPP easements. Moreover, at this time, NRCS has no authority to voluntarily modify or terminate its interests, in whole or part, in any FRPP funded conservation easement.

NRCS is asking that Agricultural Land Preservation entities holding FRPP easements with the potential to be impacted by proposed pipelines or other proposed infrastructure installation requests work with NRCS to best determine a course of action. NRCS must first review a ROW

*Helping People Help the Land*

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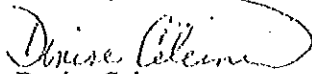


installation request prior to any action being taken on FRPP acreage. NRCS will work with each entity and preserved parcel on a case by case basis to review the request.

If a pipeline ROW is established on an FRPP preserved farm without NRCS approval, the landowner could be in violation of their FRPP easement deed, and would be responsible for action taken by the pipeline company on the FRPP easement. Therefore, it is very important that any pipeline installation or ROW request proposed on an FRPP easement be communicated immediately to NRCS prior to any action being taken.

If you have any questions or concerns please contact me by phone at 717-237-2203 or by email at [denise.coleman@pa.usda.gov](mailto:denise.coleman@pa.usda.gov).

Sincerely,



Denise Coleman  
State Conservationist

cc: Gary Smith, Assistant State Conservationist for Operations, NRCS  
Doug Wolfgang, Director, PA Department of Agriculture  
Stephanie Zimmerman, Administrative Officer II, PA Department of Agriculture  
Virginia Henning, Attorney Advisor, USDA Office of General Counsel

Exhibit "A"

**ADDENDUM TO THE DEED OF AGRICULTURAL CONSERVATION  
EASEMENT**

THIS DEED OF AGRICULTURAL CONSERVATION EASEMENT to which this document is attached as an Addendum is purchased pursuant to and in accordance with the United States Department of Agriculture, Farm and Ranch Lands Protection Program, 16 U.S.C. 3838h and 3838i, administered by the Natural Resources Conservation Service. This Addendum and the Agricultural Conservation Easement, and all exhibits to each, shall be collectively referred to as the Agricultural Conservation Easement or this Deed. In the event a discrepancy arises between this Addendum and the Agricultural Conservation Easement deed, the terms of this Addendum control. A soils map from the summary report used to determine eligibility for participation has been recorded with this Deed. The soils report and summary report establish current conditions on the subject land at the time this Agricultural Conservation Easement is recorded.

WHEREAS: The Farm and Ranch Lands Protection Program's purpose is to protect the agricultural use and related conservation values of the land by limiting nonagricultural uses of the land; and, the United States Secretary of Agriculture has provided cost-share assistance to the Grantees for purchase of this conservation easement.

WHEREAS: The subject land consists of primarily productive agricultural land. Approximately \_\_\_\_\_ of the soils have been classified as prime or statewide important farmland by the NRCS.

PURPOSE: The primary purpose of this Agricultural Conservation Easement is to protect the agricultural soils, agricultural viability, and agricultural productivity of the subject land in perpetuity. No activity that significantly impairs the subject land's prime, unique and important soils shall be permitted. A soils map and related soils report is attached to this Agricultural Conservation Easement to guide where development may occur in order to carry out this purpose. The referenced soils map and soils report are attached to this Addendum as Exhibit "1" and are incorporated herein.

NOW THEREFORE, in consideration of the sum contributed to the purchase of this Agricultural Conservation Easement through the Farm and Ranch Lands Protection Program, the receipt and sufficiency of which is hereby acknowledged, Grantor does voluntarily grant, bargain and sell, and convey in perpetuity to the United States of America and its assigns, acting by and through the Department of Agriculture, Natural Resource Conservation Service on behalf of the Commodity Credit Corporation the same rights that are granted to the State and County government.

**A. PERMITTED AND PROHIBITED USES:**

1. **Construction on the Protected Property:** Construction is limited to structures and improvements that support the agricultural use of the Protected Property. All existing and newly constructed buildings and structures which contain impervious surfaces, including non-seasonal permanent rooftops and pavement, shall not exceed the following Maximum impervious cover amounts: The maximum impervious cover on this parcel is \_\_\_\_\_ acres.

2.

- (a) Fences may be maintained and replaced and new fences installed if they are necessary for agricultural operations on the Protected Property or to mark boundaries of the Protected Property.
- (b) The construction of one additional residential structure is permitted if:
  - a. The construction and use of the residential structure is used as the landowner's principal residence or for the purpose of providing housing for persons employed in farming the subject land on a seasonal or full-time basis;
  - b. No other residential structure has been constructed on the restricted land at any time since the recording of the Agricultural Conservation Easement;
  - c. The residential structure and its curtilage occupy no more than two acres of the subject land and shall only be subdivided from the subject land in accordance with Section (A)(2) of this Addendum;
  - d. The location of the residential structure and its driveway will not significantly harm the economic viability of the subject land for agricultural production;
  - e. The location of the residential structure shall be sited in a manner that protects the prime, unique, and important soils to the greatest extent practicable; and
  - f. Approval from the County for such residential structure is obtained prior to siting and constructing the residential structure.
- (c) The construction or use of any building or other structure for agricultural production is permitted, including installation of conservation practices included in the conservation plan, provided that the buildings and structures are sited to the greatest extent practicable in a manner that protects prime, unique, and important soils and approval from the County is obtained prior to siting and construction.
- (d) The replacement of a residential structure existing on the subject land on the date of the granting of the Agricultural Conservation Easement is permitted, provided such location is sited to the greatest extent practicable in a manner that protects the impact to prime, unique, and important soils and approval from the County is obtained if a location is chosen other than the current location of the residential structure.

2. **Subdivision:** If the county agricultural conservation easement purchase program allows for subdivision of property subject to an agricultural conservation easement, the subdivision shall not create any parcel that is not economically viable for agricultural production, as the term is defined in the regulation at 7 Pa Code Section 138e.3 as that



provision reads as of the date of the recording of this Agricultural Conservation Easement.

**3. Utilities:** The granting of rights of way by the Grantor, his heirs, executors, administrators, successors and assigns, or any person, partnership corporation or other entity claiming title under or through Grantor in and through the subject land for the installation, transportation, or use of, lines for water, sewage, electric, telephone, coal by underground mining methods, gas, oil or oil products is permitted, provided the location of activities and structures, permitted under this provision, is consistent with the agricultural viability and the protection of soils purposes as articulated in this Agricultural Conservation Easement. The granting of rights of ways includes the right to construct or install such lines, provided any excavation of soils to install such lines is returned to the original topography promptly upon completion of the construction or installation, and methods are taken to control soil erosion. To the greatest extent practicable, such utility rights-of-ways shall be sited to protect the impact to prime, unique, and important soils. After the Agricultural Conservation Easement is recorded, granting of utility rights-of-way on the subject land may only occur through the condemnation process, which is subject to the review by the Agricultural Lands Condemnation Approval Board in accordance with 3 P.S. Section 913, unless the condemnation is exempt from review under that section. If the proposed condemnation is exempt from review by the Agricultural Lands Approval Board, the Grantees shall give notice of this fact to the United States Department of Agriculture. Due to the federal interest in this Agricultural Conservation Easement, the United States shall be notified as soon as possible by the Grantees of a proposed taking and prior to any condemnation approval by the Agricultural Lands Condemnation Approval Board or successor entity so that the United States may review and/or challenge the proposed taking. The construction or installations of utility lines other than the type stated in this paragraph are prohibited.

**4. Mining and Drilling.** The granting of leases, assignments or other conveyances or the issuing of permits, licenses or other conveyances or the issuing of permits, licenses or other authorization for the exploration, development, storage or removal of coal by underground mining methods, oil and gas by the owner of the subject land or the owner of the underlying coal by underground mining methods, oil and gas, or the development of appurtenant facilities related to the removal of coal by underground mining methods, oil or gas development or activities incident to the removal or development of such minerals is permitted, provided the location of activities and structures, permitted under this provision is consistent with the agricultural viability and the protection of soils purposes as articulated in this Agricultural Conservation Easement. In the event underground access to coal veins is necessary and above ground drilling for oil and gas occurs, the installation of drills, underground mining entrances, and road access shall be permitted, provided that such activities are located and carried out in a manner that protects to the greatest extent practicable prime, unique, and important soils. Any new road access to such sites shall be subject to the 'impervious surface' limitation articulated in Section (A)(1) of the Addendum.

**5. Customary Rural Enterprises:** Customary part-time or off-season minor or rural enterprises and activities which are provided for in the County Agricultural Easement

Purchase Program approved by the State Board are permitted. Customary rural enterprises that require construction of their own buildings are prohibited.

**6. Agricultural Production** - the production, processing, and marketing of agricultural crops for the purposes consistent with the terms of the Conservation Easement Deed.

**7. Mining for On-Farm Use:** The excavation of soil, sand, gravel, stone or other materials for on-farm use in agricultural production on the subject land is permitted, provided that such excavation is located in a manner that protects to the greatest extent practicable the prime, unique and important soils; approval from the County is obtained prior to carrying out such activities; and the total disturbed area does not exceed one acre, as determined by the County and NRCS.

**8. Roads:** Existing roads, as identified in the Baseline Documentation of this Agricultural Conservation Easement, may be maintained and repaired in their current state. New roads may be constructed for permitted agricultural or residential uses on the subject land, provided that they are located in a manner that protects to the greatest extent practicable the prime, unique and important soils; are subject to the impervious surface limitation detailed in Section (A)(1).

**9. Conservation Plan:** All agricultural production shall be subject to paragraph 7 of the main body of the Agricultural Conservation Easement deed; however, as a condition of receiving FRPP funding, the following provisions, at a minimum, must be implemented regardless of any other conservation planning provisions contained within the Agriculture Conservation Easement deed:

As required by section 1238I of the Food Security Act of 1985, as amended, the Grantor, his heirs, successors, or assigns, shall conduct agricultural operations on highly erodible land on the Protected Property in a manner consistent with a conservation plan prepared in consultation with NRCS and the Conservation District. This conservation plan shall be developed using the standards and specifications of the NRCS Field Office Technical Guide and 7 CFR part 12 that are in effect on the date of this Conservation Easement Deed. However, the Grantor may develop and implement a conservation plan that proposes a higher level of conservation and is consistent with the NRCS Field Office Technical Guide standards and specifications. NRCS shall have the right to enter upon the Protected Property, with advance notice to the Grantor, in order to monitor compliance with the conservation plan.

Any activities, including livestock husbandry, tillage, planting, cultivation, and harvesting operations, that cause the removal, loss or erosion of excessive soil erosion greater than two times the tolerable soil loss level "T" as determined by U.S.D.A., is not permitted.

Forest management and timber harvesting shall be performed in accordance with the conservation plan and be consistent with the Conservation Easement Deed.

In the event of noncompliance with the conservation plan, NRCS shall work with the Grantor to explore methods of compliance and give the Grantor a reasonable amount of time, not to exceed twelve months, to take corrective action. If the Grantor does not comply with the conservation plan, NRCS will inform Grantee of the Grantor's noncompliance. The Grantee shall take all reasonable steps (including efforts at securing voluntary compliance and, if necessary, appropriate legal action) to secure compliance with the conservation plan following written notification from NRCS that (a) there is a substantial, ongoing event or circumstance of non-compliance with the conservation plan, and (b) NRCS has worked with the Grantor to correct such noncompliance.,

If the NRCS standards and specifications for highly erodible land are revised after the date of this Conservation Easement Deed based on an Act of Congress, NRCS will work cooperatively with the Grantor to develop and implement a revised conservation plan. The provisions of this section apply to the highly erodible land conservation requirements of the Farm and Ranch Lands Protection Program and are not intended to affect any other natural resources conservation requirements to which the Grantor may be or become subject.

## **B. GENERAL PROVISIONS:**

### **1. Right of Enforcement.**

Under this Conservation Easement, the United States is granted the right of enforcement in order to protect the public investment. The Secretary of the United States Department of Agriculture (the Secretary) or his or her assigns, on behalf of the United States, may exercise this right of enforcement under any authority available under State or Federal law if the Pennsylvania Department of Agriculture, or its successors or assigns, fails to enforce any of the terms of this Conservation Easement, as determined in the sole discretion of the Secretary.

**2. Responsibilities of Grantor Not Affected:** Except as specified herein, this Agricultural Conservation Easement and Addendum do not impose any legal or other responsibilities on the United States. Grantor shall continue to be solely responsible for payment of all taxes and assessments levied against the subject land and all improvements erected thereon. Grantor shall continue to be solely responsible for the maintenance of the subject land and all improvements erected thereon. Grantor acknowledges that the United States has no knowledge or notice of any hazardous waste stored on or under the subject land. The United States' exercise or failure to exercise any right conferred by the Agricultural Conservation Easement shall not be deemed to be management or control of activities on the subject land for the purposes of enforcement of the Act of October 18, 1988 (P.L. 756, No. 108), known as the Hazardous Sites Cleanup Act. Grantor, his heirs, executors, administrators, successors, or assigns agree to hold harmless, indemnify and defend the United States from and against all liabilities and expenses arising from or in any way connected with all claims, damages, losses, costs or expenses, including reasonable attorneys fees, resulting from a violation or alleged violation of any State or Federal environmental statute or regulation including, but not limited to, statutes or regulations concerning the storage or disposal of hazardous or toxic chemicals or materials.

3. **Assignment of the Agricultural Conservation Easement.** Grantees may only assign their interest in this Agricultural Conservation Easement pursuant to 3 P.S. Section 914.1(o)(3), and with the prior written consent of the United States as required by the Contingent Right set forth herein.

4. **Extinguishment.** This Agricultural Conservation Easement may not be extinguished for at least 25 years from the date of purchase of the Agricultural Conservation Easement and only after it has been determined by the State Agricultural Lands Preservation Board and County Agricultural Lands Preservation Board that the land subject to the Agricultural Conservation Easement is no longer viable agricultural land. Such extinguishment may occur only after approval by the State Agricultural Lands Preservation Board, County Agricultural Lands Preservation Board and the United States.

5. **Condemnation.** The United States of America possesses an interest in this Agricultural Conservation Easement as provided for in Section (B)(1) above, constituting a Federal property interest in the subject land. No State or local government may institute condemnation proceeding against Federal property interest without prior approval of the Secretary of the United States Department of Agriculture. If the Secretary of the United States Department of Agriculture consents to condemnation, the proceeds derived from said condemnation shall be distributed as provided for in Section B(7). Consent from condemnation does not relieve the condemner of the requirements of Section 913 of Act 43 of June 30, 1981 as amended (The Agricultural Area Security Law).

6. **No Merger.** Should Grantee acquire fee title to the subject land, no merger shall occur and this Agriculture Conservation Easement and the fee shall continue to be managed as separate estates.

7. **Proceeds from Extinguishment or Condemnation.** If this Agricultural Conservation Easement is extinguished via transfer to the Grantor, condemnation or other means, in whole or in part, then Grantees and the United States are each entitled to their proportional share of the value of the Agricultural Conservation Easement at the time of condemnation. The proportional shares of the United States and the Grantees are \_\_\_\_\_% and \_\_\_\_\_% respectively, representing the proportion each party contributed to the purchase price of the Agricultural Conservation Easement.

#### 8. **Environmental Warranty.**

Grantor warrants that it is in compliance with, and shall remain in compliance with, all applicable Environmental Laws. Grantor warrants that there are no notices by any governmental authority of any violation or alleged violation of, non-compliance or alleged non-compliance with or any liability under any Environmental Law relating to the operations or conditions of the Property. Grantor further warrants that it has no actual knowledge of a release or threatened release of Hazardous Materials, as such substances and wastes are defined by applicable federal and state law.

Moreover, Grantor hereby promises to hold harmless and indemnify the Grantee and the United States against all litigation, claims, demands, penalties and damages, including reasonable attorneys' fees, arising from or connected with the release or threatened release of any Hazardous Materials on, at, beneath or from the Protected Property, or arising from or connected

with a violation of any Environmental Laws by Grantor or any other prior owner of the Protected Property. Grantor's indemnification obligation shall not be affected by any authorizations provided by Grantee or the United States to Grantor with respect to the Protected Property or any restoration activities carried out by Grantee at the Protected Property; provided, however, that Grantee shall be responsible for any Hazardous Materials contributed after this date to the Protected Property by Grantee.

"Environmental Law" or "Environmental Laws" means any and all Federal, state, local or municipal laws, rules, orders, regulations, statutes, ordinances, codes, guidelines, policies or requirements of any governmental authority regulating or imposing standards of liability or standards of conduct (including common law) concerning air, water, solid waste, hazardous materials, worker and community right-to-know, hazard communication, noise, radioactive material, resource protection, subdivision, inland wetlands and watercourses, health protection and similar environmental health, safety, building and land use as may now or at any time hereafter be in effect.

"Hazardous Materials" means any petroleum, petroleum products, fuel oil, waste oils, explosives, reactive materials, ignitable materials, corrosive materials, hazardous chemicals, hazardous wastes, hazardous substances, extremely hazardous substances, toxic substances, toxic chemicals, radioactive materials, infectious materials and any other element, compound, mixture, solution or substance which may pose a present or potential hazard to human health or the environment."

**9. General Indemnification.** Grantor shall indemnify and hold harmless the United States, its employees, agents, and assigns for any and all liabilities, claims, demands, losses, expenses, damages, fines, fees, penalties, suits, proceedings, actions, and costs of actions, sanctions asserted by or on behalf of any person or governmental authority, and other liabilities (whether legal or equitable in nature and including, without limitation, court costs, and reasonable attorneys' fees and attorneys' fees on appeal) to which the United States may be subject or incur relating to the subject land, which may arise from, but is not limited to, Grantor's negligent acts or omissions or Grantor's breach of any representation, warranty, covenant, agreements contained in this Agriculture Conservation Easement, or violations of any Federal, State, or local laws, including all Environmental Laws.

**10. Title Warranty.** Grantor hereby warrants and represents that the Grantor is seized of the subject land in fee simple and has good right to grant and convey this Agriculture Conservation Easement, that the subject land is free and clear of any and all encumbrances except those of record that have been approved by Grantee and the United States, and that Grantee and its successors and assigns shall enjoy all of the benefits derived from and arising out of this Agriculture Conservation Easement. Any present or future mortgage on the subject land has been or will be subordinated to this Agriculture Conservation Easement.

**11. Subsequent Conveyances.** Grantor shall specifically refer to this Agriculture Conservation Easement in any subsequent lease, deed, or other instrument by which any interest in the subject land is conveyed.

**12. Subsequent Liens.** Any future liens must be subject to or subordinated to this Agriculture Conservation Easement.

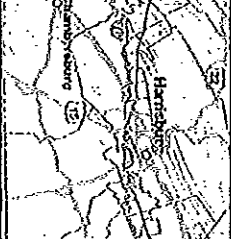
13. Forbearance. Forbearance by Grantee to exercise its rights under this Agriculture Conservation Easement in the event of any breach of any term of this Agriculture Conservation Easement by the Grantor shall not be deemed or construed to be a waiver by the Grantee of such term or of any subsequent breach of the same or any other term of this Agriculture Conservation Easement or of any of Grantee's rights under this Agriculture Conservation Easement. No delay or omission by Grantee in the exercise of any right or remedy upon any breach by the Grantor shall impair such right or remedy or be construed as a waiver.

[Insert "Acceptance of Property Interest by NRCS" and pertinent exhibits]

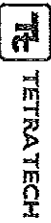


- Legend**
- Alignment Centerline
  - ▭ County Boundary
  - ▭ Township Boundary

Chart Identifier



**PROJECT LOCATION MAP**  
 NONROSETT TOWNSHIP  
 FIGURE 3-43  
 PENNSYLVANIA PIPELINE PROJECT  
 SINOPEC OIL PIPELINE ALIGNMENT  
 CHESTER AND COUNTY, PA



Map data is not guaranteed to be accurate. Tetra Tech is not responsible for any errors or omissions in this map. © 2011 Tetra Tech and its licensors.

