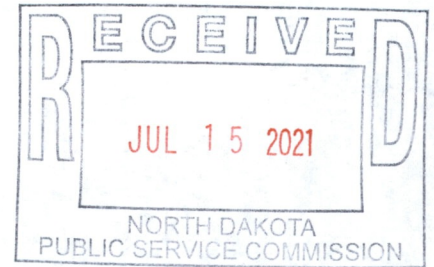


July 14, 2021

Public Service Commission

RE: Targa Badland LLC  
Little Missouri Gas Plant Expansion  
McKenzie Co. North Dakota  
Case No. PU-14-853



Dear Patrick Fahn:

Targa Badland LLC (Targa) filed an application for a certificate of site compatibility on December 31, 2014, for a gas processing plant, the Little Missouri Gas Plant (Plant) south of Watford City in McKenzie County. The filing included the existing plants – Little Missouri Gas Plant (LMGP) I, II, & III. The expansion Plant (LMGP IV) is collocated with the existing LMGP III and has the capacity to process up to 200 MMDCF natural gas. The Public Service Commission issued the Findings of Fact, Conclusions of Law and Order on September 15, 2015.

Targa received a “Notice of Noncompliance” dated June 15, 2021, with two items. Below please find Targa’s response to these items.

*Item 1*

- *The Certification to Order Provisions paragraph 30 (Certification) attached and made part of the Order required that the Company provide the Commission what both an electronic and a paper copy of the site designated by the Commission and the facility design specifications within three months of completion of construction. The Certification also required that the Company provide an electronic version of the designated corridor and the facility design specification that can be imported into ESRI GIS mapping software within 3 months of the completion of the construction. The Company is in noncompliance of the Commission’s Order by not filing with the Commission these mapping requirements.*

Targa’s records indicate that the design specification paper copy was submitted via email to Victor F. Shock and [NDPSC@nd.gov](mailto:NDPSC@nd.gov) on November 19, 2019 and again on December 2, 2019 to John G. Hamre and [NDPSC@nd.gov](mailto:NDPSC@nd.gov). A hard copy was also mailed on November 20, 2019. Attachment 1 is another paper copy of the facility design submittal. Targa could not locate records that the ESRI GIS file was submitted. Therefore, Targa has enclosed a thumb drive with the ESRI GIS files.

Attachment 1 – Facility design and enclosed ESRI GIS file (thumb drive).

*Item 2*

- *The Tree and Shrub Mitigation Specifications (Specifications) attached to and made part of the Order required that two trees be planted for every one tree removed, and that two shrubs be planted for one shrub removed. The Specifications required that, prior to tree and shrub replacement, documentation identifying the number and variety of trees and shrubs removed, as well as the mitigation plan for the proposed number, variety, type, location and data of replacement plantings, and must be filed with*

*Commission for approval. The Specifications required that tree and shrub replacements be inspected annually, in September, for the three years, with the first annual inspection at least one year from the anniversary date of the original planting. The Specifications further required that a report of each annual report be submitted to the Commission by October 1 of each year, documenting the condition of planting and any woodlands work completed as of September of each year.*

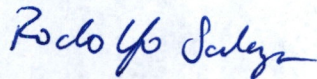
Little Missouri Gas Plant was constructed on an agricultural field without trees or shrubs. The attached memorandum states in the last paragraph of the first page that the area was an agricultural use property with no trees or shrub present. Victor also states that the Commission take no further action in the case. Therefore, Targa requests that Item 2 be removed from the noncompliance list since there were no trees or shrubs on the property and subsequently no tree or shrub mitigation necessary.

See Attachment 2 - Memorandum from Victor Schock (Public Utility Analyst) to Commissioners, Randy Christmann, Julie Fedorchak, and Brian Kroshus.

Please let me know if you have any questions. I can be reached at 713-584-1264 or e-mail at: [Rudysalazar@targaresources.com](mailto:Rudysalazar@targaresources.com).

Thank you for your attention to this matter.

Sincerely;



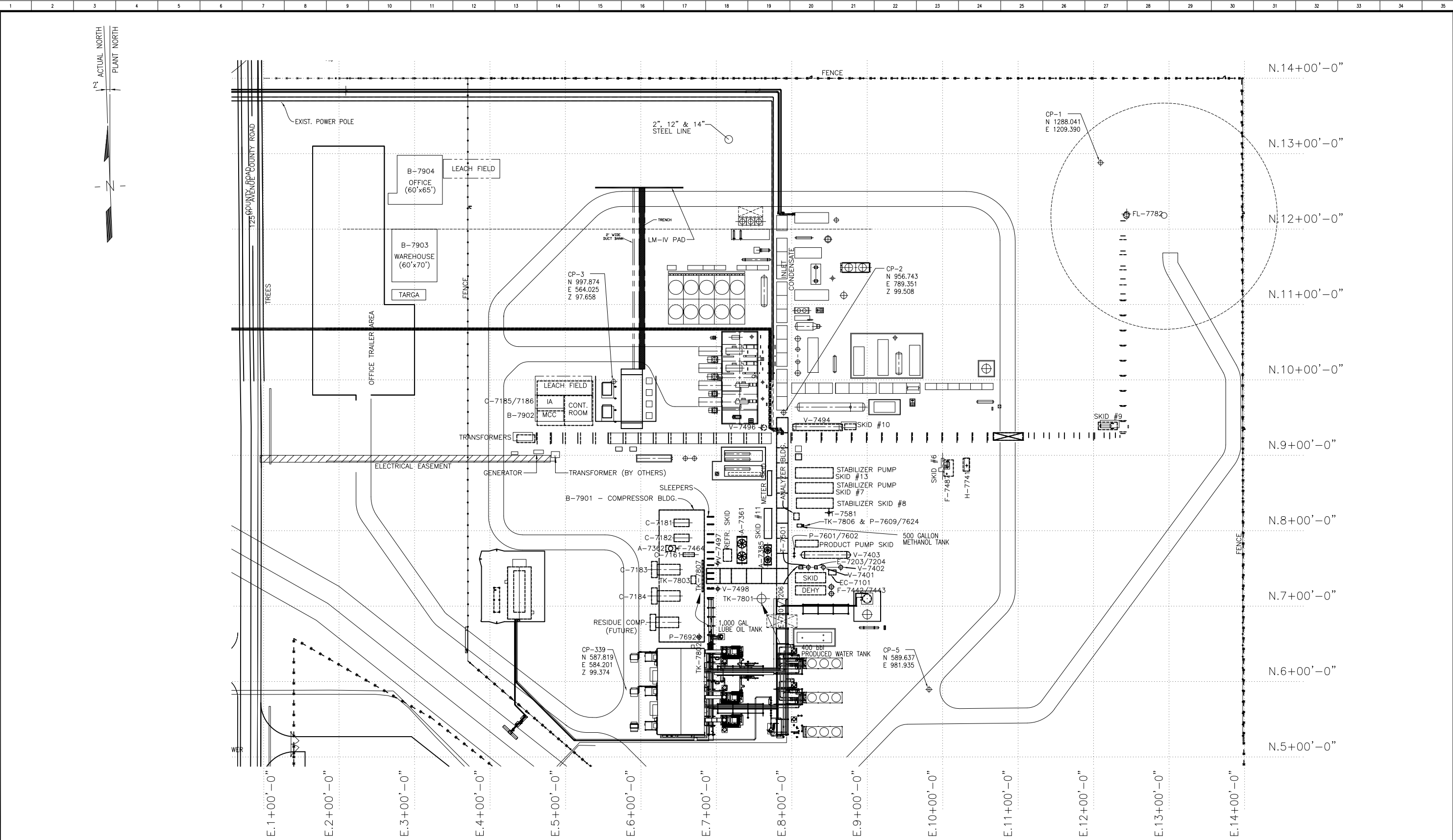
Rudy Salazar  
Sr. Environmental Specialist

Attachment 1 - Facility Design  
Attachment 2 - Memorandum

**Attachment 1 - Facility Design**







**PLOT PLAN FOR LM-III, LM-IV, TRANSCANADA SELM - PARCEL 2**

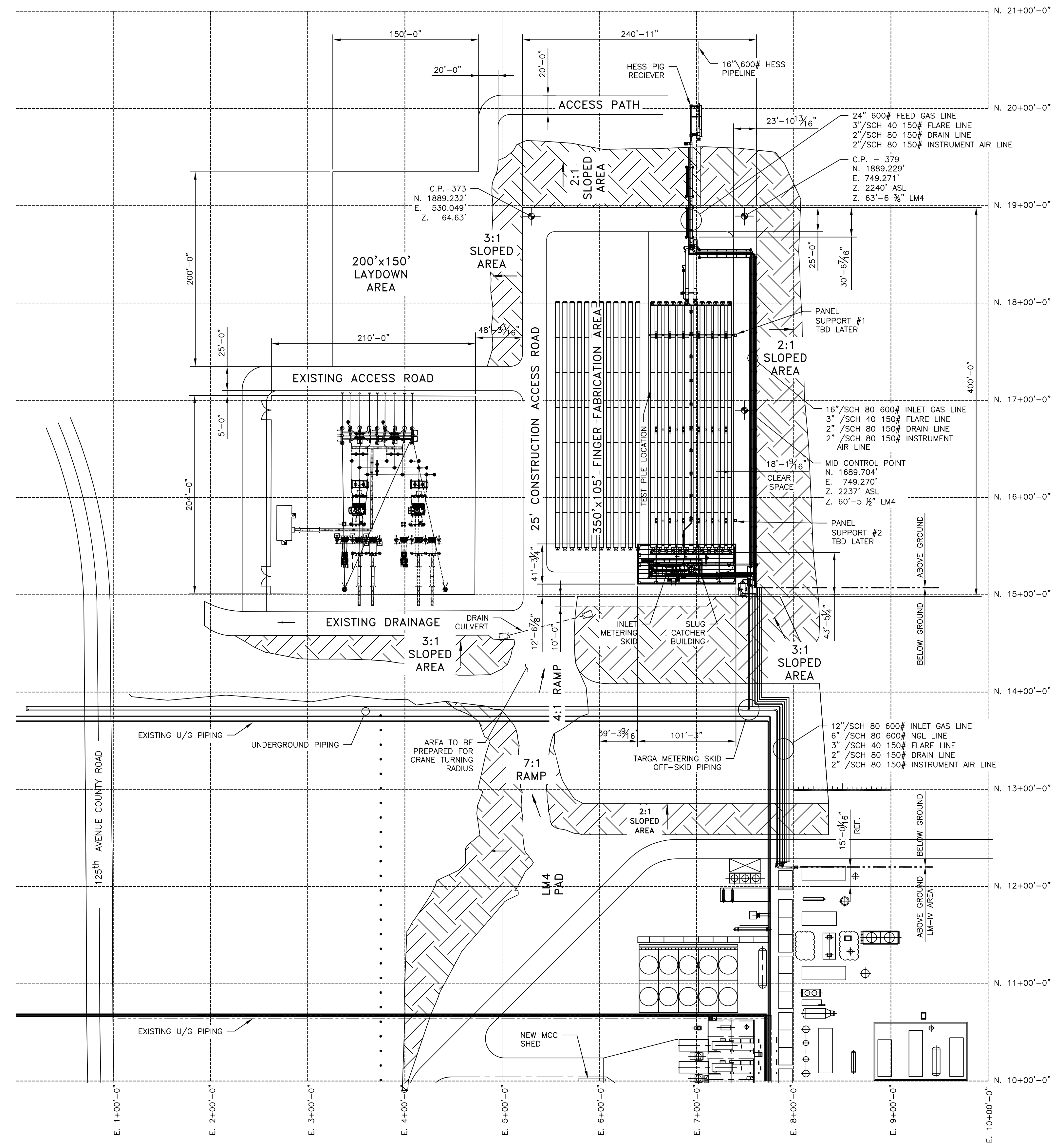
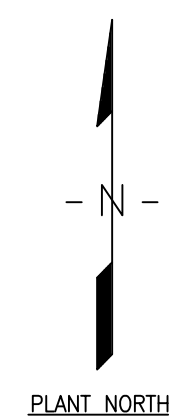
REFERENCE DWGS.	REV	DESCRIPTION	DWN	CHKD	DATE	REV	DESCRIPTION	DWN	CHKD	DATE	SCALE:	DATE
											-	
											DWN BY: HWP	12/04/2018
											CHKD BY: RNB	12/04/2018
											FINAL CK:	
						B	ADDED BENCHMARKS	AAK	HWP	23/03/2019	ENGR.:	
						A	ISSUED FOR APPROVAL	HWP	RNB	02/01/2019	APPRV:	
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<p>PREPARED BY: NEW HORIZONS CONSULTING ENGINEERS .LLP</p>											<p>PROJECT NUMBER: 18-0083</p>	

**TARGA**

PLOT PLAN  
LM3 & LM4 OVERALL PLOT PLAN  
LITTLE MISSOURI FACILITY

DRAWING NUMBER	401-100-E001
CAD FILE NAME	401-100-E001
REVISION	B

PLOT DATE: --



PLOT PLAN FOR HESS SLUG CATCHER AND SUBSTATION - PARCELS 3

REFERENCE DWGS.	REV	DESCRIPTION	DWN	CHKD	DATE	REV	DESCRIPTION	DWN	CHKD	DATE
						A	ISSUED FOR APPROVAL	HVP	RNB	08/08/18

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PREPARED BY: (COMPANY) PROJECT NUMBER: 18-0083

SCALE:	(SCALE)	DATE
DWN BY:	HVP	08/08/18
CHKD BY:	RNB	08/08/18
FINAL CK:	PGV	08/08/18
ENGR.:	-	-
APPRV.:	-	-
APPRV.:	-	-

PLANT NAME  
LITTLE MISSOURI GAS PLANT  
MCKENZIE COUNTY, NORTH DAKOTA



DRAWING NUMBER	18-0083_HPP
CAD FILE NAME	18-0083-HPP
REVISION	A

HESS AREA PLOT PLAN  
LITTLE MISSOURI GAS PLANT

PLOT DATE: -

**Attachment 2 - Memorandum**

# Memorandum

To: Commissioners, Randy Christmann, Julie Fedorchak, and Brian Kroshus

From: Victor Schock - Public Utility Analyst

Date: December 21, 2017

Re: Targa Badlands LLC, Little Missouri Gas Plant Expansion - McKenzie, Siting Application

Case No. PU-14-853

On September 16, 2015 the Commission issued an order granting Certificate of Site Compatibility number 45 for the construction, operation and maintenance of a natural gas processing plant expansion owned by Targa Badlands LLC (Targa).

At the time the approval was given by the commission, Targa did not plan to start construction in the immediate future, but rather wait until demand rose to a level requiring the additional capacity. For reference, it is only the 3<sup>rd</sup> expansion of this plant that took the capacity above the threshold requiring commission siting approval.

On or about November 2, 2017 while requesting an update from Targa as to when they plan to begin construction, staff learned that construction of this 3<sup>rd</sup> expansion had already begun during the summer of 2017. Staff informed Targa at that time of the requirement to notify the commission and conduct a preconstruction conference prior to beginning construction, and advised that further investigation would be conducted. Targa then requested a preconstruction conference be scheduled.

On December 12, 2017 a preconstruction conference call was conducted including commission staff, Targa's company coordinator, project manager and environmental specialist as well as the commissions third party inspector E3 Environmental in attendance. At the start of the call staff requested additional information about what has already been done at the site including ground disturbance, tree and shrub removal and any other construction related activity. It was determined that excavation had been started and concrete poured for footings and piers for a compressor building, skirt walls and for various components that are part of the 3<sup>rd</sup> plant expansion. Staff and Targa agreed that this activity would constitute the start of construction and that it took place prior to the preconstruction conference.

Since this particular site has been in use for many years by Targa and undergone two previous expansions, the impact of this is virtually nil. Prior to the existing plant, the area was an agricultural use property with no trees or shrubs present.

Staff believes that this minor oversight by Targa was not intentional and did not have a negative impact on any aspect of the site. Staff also believes that even though this may be considered a violation of the commission order and associated Certification related to order provisions for an energy conversion facility, that the commission take no further action in this case.

C: David McQuade, Targa