

August 1, 2017

VIA HAND-DELIVERY

Mr. Darrell Nitschke
Executive Secretary
North Dakota Public Service Commission
600 E. Boulevard, Dept. 408
Bismarck, ND 58505-0480

**Re: Plains Terminals North Dakota LLC
Case No. PU-16-140**

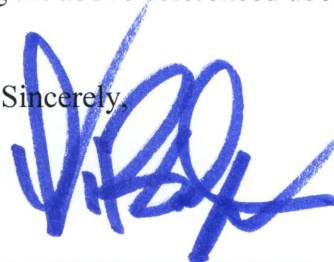
Dear Mr. Nitschke:

Please find enclosed for filing in the above-referenced matter an original copy and ten (10) additional copies of the following documents submitted on behalf of Plains Terminals North Dakota LLC:

1. Preconstruction Meeting Minutes;
2. Plains Notification Letter to PHMSA Regarding Commencement of Construction.

Also enclosed herewith is a disk containing the above-referenced documents in PDF format. Should you have any questions, please advise.

Sincerely,



LAWRENCE BENDER

Enclosures

cc: Ms. Sara Cardwell (*via e-mail*)

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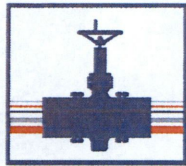
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PU-16-140 Filed: 8/1/2017 Pages: 4
**Preconstruction meeting minutes, notice of
construction commencement**

Plains Terminals North Dakota LLC
Lawrence Bender, Fredrikson&Byron, P.A.



PLAINS
Terminals North Dakota LLC

June 7, 2017

Transmitted via email to Allan.Beshore@dot.gov

Mr. Allan Beshore
Director
PHMSA Office of Pipeline Safety
901 Locust Street, Suite 462
Kansas City, MO 64106

Re: Plains Terminals North Dakota LLC
24-Inch Crude Oil Pipeline – McKenzie County, Siting Permit
State of North Dakota Public Service Commission (Case No. PU-16-140)
Order on Recommended Findings of Fact, Conclusions of Law and Order
30 Day Advance Notification of Intent to Commence Construction
(PTND File No. L9762)

Dear Mr. Beshore:

Plains Terminals North Dakota LLC (“PTND”) is in receipt of the State of North Dakota Public Service Commission’s (“NDPSC”) *Order on Recommended Findings of Fact, Conclusions of Law and Order* dated August 17, 2016 (the “Order”), a copy of which is attached to this notification letter, whereby the NDPSC authorized PTND’s construction of a 24-inch crude oil pipeline to be located in McKenzie County, North Dakota originating PTND’s Johnsons Corner Terminal, east of Johnsons Corner, North Dakota, extending 3.5 miles to the northwest and terminating at the Dakota Access Pipeline Johnsons Corner Terminal Facility (the “Project”).

The Project does not trigger PHMSA registry notification; however, pursuant to Ordering Paragraph No. 4 of the Order, PTND must inform the U.S. Department of Transportation, Pipeline and Hazardous Materials Safety Administration of PTND’s intent to start construction thirty (30) days prior to commencing construction of the Project.

Please consider this letter PTND’s thirty (30) day advance notification of its intent to commence construction of the Project. Should you have any questions, I can be reached at 713.993.5096 or at cehoward@paalp.com.

Regards,

Carol E. Howard
Environmental Permitting & Compliance Specialist

Enclosure

ATTENDEES:

ND PSC			
Sara Cardwell	Public Utility Analyst	701-328-4153	scardwell@nd.gov
Plans All American Pipeline, L.P.			
Shawn Moderow	Environmental Permitting & Compliance Engineer	713-993-5208	smmoderow@paalp.com
Erik Anthony	Project Manager	307-259-8847	edanthonny@paalp.com
PSC Third Party Inspector			
Paul Lee	Construction Coordinator	701-351-5551	paul.lee@kljeng.com
E3 Environmental, LLC			
Katie Schmidt	Sr. Env. Consultant	651-282-0652	kschmidt@go2e3.com

MEETING MINUTES:

The following is a summary of the discussions held during the preconstruction meeting for the Plains Terminals North Dakota LLC (Plains) Johnsons Corner to Dakota Access Pipeline Project (Project), PU-16-140. Plains is a subsidiary of Plains All American Pipeline, L.P.

The preconstruction meeting was held via conference call on July 25, 2017 at 10:00 am CST. Prior to the meeting Sara Cardwell (Cardwell) distributed the Commission's Finding of Fact, Conclusion of Law and Order (Orders) and the North Dakota Century Code 49-22-20 which states the penalties under the Energy Conversion and Transmission Facility Siting Act.

Cardwell began the meeting with introductions of call participants; individuals identified their project role as reflected above in the attendees table. Erik Anthony (Anthony) agreed to be the point of contact for the Commission's third-party inspector, Paul Lee (Lee).

Cardwell next outlined provisions in the Commission's Order, specifically Order points 4 and 5. Order point 4 requires Plains to notify the U.S. Department of Transportation, Pipeline and Hazardous Materials Safety Administration 30-days prior to the commencement of construction. Plains is to file a certification with the Commission documenting the date of this notification.

Order point 5 requires that all necessary licenses and permits for construction of any portion of the Project be filed with the Commission prior to work commencing at that portion of the Project. Plains is currently in the process of obtaining the required road crossing permits for the Project. Plains plans to host a kickoff meeting on August 1, 2017. Lee requested an invite to the kickoff, which Plains has extended. Topsoil turnover is anticipated to begin as early as August 2, 2017, Plains is aware that Lee will need to be present for initial topsoiling efforts.

Cardwell confirmed that the construction right-of-way (ROW) is 75-feet, the permanent ROW is 25-feet and that the Certificated Corridor for the Project is 250-feet.

Schmidt confirmed that a pre-construction tree and shrub inventory has been completed. This inventory was included in the application as filed with the Commission in Appendix D. Plains understands that they need to inventory all shrubs and trees greater than 1-inch in diameter at breast height that are removed during construction.

Plains understands the Commission's Tree and Shrub Mitigation Specifications and will implement the necessary steps to comply with the plan.

Plains will implement the appropriate best management practices to minimize impacts to the waterway crossed by the Project.

One year post-construction Plains will file with the Commission a report documenting the status of reclamation efforts; this report shall also identify any landowner concerns that have been reported as well as any corrective measures implemented.

Spills that are reportable to a state or federal agency must also be reported to the Commission within 24-hours of discovery.

Cardwell reviewed the Commission's Certification Relating to Order Provisions, comments to specific provisions are outlined below.

Provision 8: Plains understands that any unanticipated discovery of cultural resources must be reported to the Commission.

Provision 9: Plains plans to begin topsoil removal on August 2, 2017.

Provision 10: Plains plans to host the construction kickoff meeting on August 1, 2017. Plains understands that if the construction kickoff date changes significantly a secondary notice to the Commission identifying the planned kickoff should be supplied. Monthly construction progress reports shall be submitted via email to ndpsc@nd.gov, and Cardwell and Lee shall be copied on each submittal. The monthly reports must have a 1.3-inch margin along the bottom of the page. Monthly reports should include the status of construction progress; key milestones, significant weather events, details regarding topsoil depth and depth of cover on the pipeline.

Provision 27: Plains has provided written notification to all landowners for which an easement has been obtained. The current contacts for landowners are:

Erik Anthony
(Contact information in attendees table.)

Corey Schmitt
Contract ROW Manager, B.J. Kardmas
161 1st Ave. SE, Dickinson, ND
701-290-382

Provision 29: There have not been any route modifications since the filing of the application.