Public Service Commission
State of North Dakota

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January 13, 2022

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NOTICE OF NONCOMPLIANCE

Project: Targa Badlands LLC – 8-Inch Crude Pipeline Project – McKenzie County
Case No.: PU-16-695

The Commission's May 31, 2017, Findings of Fact, Conclusions of Law and Order in Case No. PU-16-695 issued Certificate of Corridor Compatibility No. 198 and Route Permit No. 209 to Targa Badlands LLC (Targa) designating a location for the construction, operation, and maintenance of the Project.

As-built design specifications and GIS

The Certification to Order Provisions paragraph 29 (Certification) attached to and made part of the Order required that the Company provide the Commission with both an electronic (pdf) and a paper copy of the corridor approved by the Commission and the facility design specifications for the construction of the transmission facility showing the location of the transmission facility as built, and provide this information within 3 months of completion of the construction. The Certification required that the Company also provide an electronic version of the corridor approved by the Commission and the facility design specifications for the construction of the transmission facility showing the location of the transmission facility as built that can be imported into ESRI GIS mapping software within 3 months of completion of the construction. It appears the Company is in noncompliance of the Commission's Order by not filing with the Commission these mapping requirements.

Staff requests these mapping documents and data be filed with the Public Service Commission by January 28, 2022, to avoid further action due to noncompliance.

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Notice of Noncompliance

Public Service Commission Staff

Patrick Fahn

Reclamation and Revegetation

On December 10, 2020, the Commission's third-party inspector filed with the Commission a Permit Compliance Inspection Report 2020. The Report may be viewed at https://psc.nd.gov/database/documents/16-0695/053-010.pdf.

The inspection noted the following items of concern:

1. An erosion and sedimentation issue (Appendix B, photo 1; Section 33, T150N, R97W) requiring regrading and restoration of vegetation.
2. Leaning pipeline identification markers (signage) at Section 5, T150N, R99W, Section 34, T150N, R96W, and Section 34, T159N, R97W that require maintenance and confirmation that they are straight in their alignment with the pipeline.

Staff requests that Targa respond to the Public Service Commission by January 28, 2022, with a resolution for these issues.

Please feel free to contact me with any questions.

Best regards,

Patrick Fahn
Director, Public Utilities Division