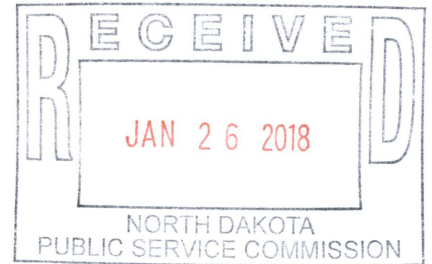


Wade C. Mann
100 West Broadway, Suite 250
P.O. Box 2798
Bismarck, ND 58502-2798
701.223.6585
wmann@crowleyfleck.com

January 26, 2018

Hand Delivery

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



In re: ONEOK Rockies Midstream, L.L.C.
Cherry Creek Lateral Pipeline Conversion Project
McKenzie & Williams Counties
Case No. PU-17-483
Our File No. 072530-000018

Dear Mr. Nitschke:

Enclosed for filing are the original and ten copies of the Application for a Waiver and/or Reduction of Procedures and Time Schedules.

Please feel free to contact the undersigned should you have any questions. Thank you.

Sincerely,

Wade C. Mann

WCM/lh
enc.

cc: Pat Fahn (via email)
Michael Dailey (via email)
Mitchell Shields (via email)
Andrew McVey (via email)

19 PU-17-483 Filed: 1/26/2018 Pages: 7

Application for a Waiver and/or Reduction of
Procedures and Time Schedules

ONEOK Rockies Midstream, L.L.C.

Wade C. Mann, Crowley Fleck PLLP

**STATE OF NORTH DAKOTA
PUBLIC SERVICE COMMISSION**

**ONEOK Rockies Midstream, L.L.C.
Cherry Creek Pipeline
McKenzie and Williams Counties
Siting Application**

Case No. PU-17-483

APPLICATION FOR A WAIVER AND/OR REDUCTION OF PROCEDURES
AND TIME SCHEDULES

North Dakota Century Code Section 49-22.1-05 provides that an applicant may make an application to the North Dakota Public Service Commission (“Commission”) for a waiver of any of the procedures or time schedules set forth within Chapter 49-22.1. Pursuant to Section 49-22.1-05, Applicant ONEOK Rockies Midstream, L.L.C. (“ONEOK”), hereby submits this Application for a Waiver or Reduction of Procedures and Time Schedules. ONEOK incorporates by reference the information contained within its prior waiver application and the siting application filed under Docket No. 1 in the above-referenced matter.

On January 11, 2018, the Commission issued notification of ONEOK’s application. *See* Docket No. 5. ONEOK respectfully requests that the Commission waive and/or reduce the procedure and time schedule contained in N.D.C.C. § 49-22-16(2)(d) which states that the Commission may not schedule a public hearing sooner than forty-five days from the date notification of the project is sent by mail or electronic mail to townships with retained zoning authority, counties and cities crossed by the corridor. The intent of Section 49-22-16(2)(d) is to provide the counties, any impacted cities, and townships with retained zoning authority sufficient

time to review an application, provide comments, and notify the Commission of applicable local ordinances and regulations as they relate to a project.

The corridor is located in McKenzie and Williams Counties. It does not pass through any cities. Alex Township in McKenzie County is the only township crossed by the corridor that has retained zoning authority. ONEOK contacted Williams County, McKenzie County, and Alex Township after their receipt of the Notification of Application. Attached hereto as Exhibits 1-3 to this application is correspondence from Williams County, McKenzie County and Alex Township to the Commission, acknowledging notice of the project and identifying any local requirements for the project, if any. The letters demonstrate that there are no outstanding local issues.

Since all of the entities identified in N.D.C.C. § 49-22-16(2)(d) have already submitted their responses to the Commission identifying any local requirements, the full forty-five day period between notification and hearing is no longer necessary. The project is necessary to provide much needed NGL pipeline capacity and ONEOK is prepared to begin the limited construction required for the conversion as soon as PSC approval is received. The intent of the scheduling requirement has been satisfied and a slight reduction of the forty-five day period will have no negative impact on the entities involved.

Therefore, ONEOK respectfully requests that the Commission (1) grant the requested waiver and/or reduction of procedure and time schedule contained in N.D.C.C. § 49-22-16(2)(d); and (2) expedite the scheduling of a public hearing.


Dated this 26th day of January, 2018.

Respectfully submitted,

ONEOK Rockies Midstream, L.L.C.

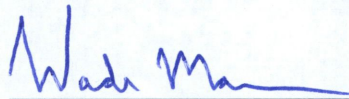
CROWLEY FLECK PLLP

Attorneys for Applicant
100 West Broadway, Suite 250
P.O. Box 2798
Bismarck, North Dakota 58502

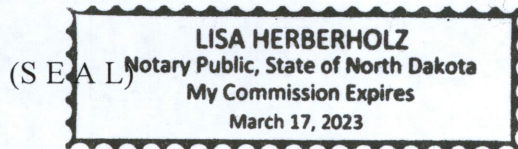
By: 
WADE C. MANN (Bar ID No.: 05871)

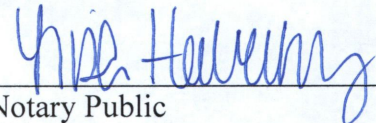
STATE OF NORTH DAKOTA)
)
COUNTY OF BURLEIGH)

Wade C. Mann, being first duly sworn on oath, deposes and says that he is the attorney for the applicant herein named, that he has read the above and foregoing application, knows the contents thereof, and that the same is true to the best of this affiant's knowledge, information, and belief.


WADE C. MANN

Subscribed and sworn to before me this 26th day of January, 2018




Notary Public
Burleigh County, North Dakota
My Commission Expires: _____



January 25, 2018

Public Service Commission
600 E. Boulevard, Dept. 408
Bismarck, ND 58505-0480

RE: ONEOK Cherry Creek Pipeline Project in Williams County

To whom it may concern:

It is the understanding of Williams County Development Services that the ONEOK Cherry Creek Pipeline Project (PU-17-483) is under the review of the North Dakota Public Service Commission. The Williams County Zoning and Subdivision Ordinance does not require a Conditional Use Permit for any pipeline which is subject to State government regulation and oversight. **(Section 2-2-14)** Therefore, if authorized and regulated by the Public Service Commission, PU-17-485 will be exempt from the Williams County Zoning and Subdivision Ordinance. However, the applicant will need to submit proof of such governmental oversight to the Williams County Planning and Zoning Division prior to confirmation of exemption.

The Williams County Zoning and Subdivision Ordinance requires that;

1. The pipeline proponent provide proof of such state oversight upon approval,
2. Crossing permits be obtained for all rights of way, and
3. Plans for any structure(s) are submitted to the Building Official to confirm compliance.

Please contact the Planning and Zoning Division should you have any questions or concerns.

Thank you,

Sam Henderson, MPA, AICP, CFM
Planning Official

Exhibit 2

January 25, 2018

Via Electronic Delivery

Patrick Fahn
Director, Public Utilities Division
North Dakota Public Service Commission
600 East Boulevard, Dept. 408
Bismarck, ND 58505-0480

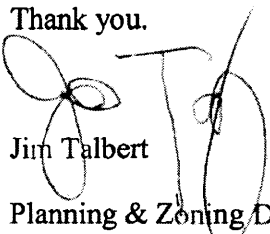
**RE: Case No. PU-17-483
ONEOK Rockies Midstream, L.L.C.
Cherry Creek Pipeline Project – McKenzie County
Notice of Application**

McKenzie County acknowledges receipt of the North Dakota Public Service Commission (Commission) Notice of Application in the above-referenced docket for the Cherry Creek Pipeline Project (Project), as proposed by ONEOK Rockies Midstream, L.L.C. (ONEOK). As specified in the North Dakota Facility Siting Act, subsection 49-22-16, McKenzie County understands it has 45 days from the date of the Notice of Application to provide a listing to the Commission of all local requirements identified under this subsection.

McKenzie County has been in contact with ONEOK and is working with ONEOK concerning the requirements of its Weed Management Plan. Furthermore, ONEOK has contacted the McKenzie County Road & Bridge Department and we verified that no amendment to existing road crossing permits will be required since ONEOK will retain ownership of the existing pipeline and associated permits.

McKenzie County has no other local requirements that will be identified for this Project within the 45 day time period.

Thank you.


Jim Talbert

Planning & Zoning Director

Exhibit 3

January 25, 2018

Via Electronic Delivery

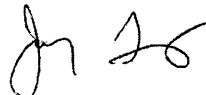
Patrick Fahn
Director, Public Utilities Division
North Dakota Public Service Commission
600 East Boulevard, Dept. 408
Bismarck, ND 58505-0480

**RE: Case No. PU-17-483
ONEOK Rockies Midstream, L.L.C.
Cherry Creek Pipeline Project – McKenzie County
Notice of Application**

Alex Township acknowledges receipt of the North Dakota Public Service Commission (Commission) Notice of Application in the above-referenced docket for the Cherry Creek Pipeline Project (Project), as proposed by ONEOK Rockies Midstream, L.L.C. (ONEOK). As specified in the North Dakota Facility Siting Act, subsection 49-22-16, McKenzie County understands it has 45 days from the date of the Notice of Application to provide a listing to the Commission of all local requirements identified under this subsection.

Alex Township has no local requirements that will be identified for this Project within the 45 day time period.

Thank you.



Jay Lewis, CHAIRMAN

Township Supervisor

Alex Township