



Public Service Commission State of North Dakota

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June 18, 2020

Lawrence Bender
Fredrikson & Byron, P.A.
1133 College Drive Suite 1000
Bismarck, ND 58501

Re Case No. PU-20-247
OE2 North LLC
8" NGL & 20" Residue Gas Pipelines – Williams Cnty
Siting Application

Dear Mr. Bender:

Staff is reviewing the OE2 North, LLC application in Case No. PU-20-247, and has the following questions:

1. Page 25 of the Application reads, “[t]o supplement the desktop assessment, GMEC conducted a field assessment of the NGL Line and collocated portion of the Residue Line on March 6, 2020 and the remainder of the Residue Line on March 26, 2020. Due to the time of year, a full assessment of hydrophytic vegetation was not possible.” Is OE2 North LLC committed to a full assessment of hydrophytic vegetation? Which sites was a full assessment not completed? Which wetlands and waterbodies were not been delineated as a result?
2. Confirm that all wetland and waterbody crossings will use the horizontal directional drilling technique. If some locations are not crossed by the technique, identify the method, and the location(s) on the Figure 1 Map from May 2020 of the OE2 North LLC: Residue Line Natural Resource Report.
3. When is the Class III survey and report expected to be completed, and when is concurrence anticipated from ND SHPO (ND State Historical Preservation Office)?
4. When is the Unanticipated Discovery Plan expected to be approved?

5. Please submit ND SHPO Consultation and the Class I Cultural Resource Inventory as privileged under separate cover.
6. How did the Landslide Area Maps in Appendix L inform construction design? Submit copies of any study that OE2 conducted on such areas, and any mitigation techniques employed at each site along the Project route to manage adverse impacts that the study informed. Also, include the mitigation techniques OE2 developed to manage adverse impacts related to the design and construction of the pipeline at the southern end of the Study Area where quaternary deposits have slide to the base of steeper slopes less than 500 feet west of the pipeline.
7. Please submit the Damage Prevention program plan, referenced on page 21 of the application.
8. Please send agency correspondence to the U.S. Department of Defense, the ND Transmission Authority, and the ND Department of Labor.
9. What percentage of the pipelines are co-located with existing utility corridors?
10. Why is the estimated acreage within the right-of-way showing "n/a" for WTL-004 on Table 3, page 7 of the Grouse Mountain Residue Line Natural Resource Field Assessment? Include sites WTL-005, WTL-008, WTL-009, and ISC-001 in the same table.
11. Was a baseline soil analysis conducted to determine topsoil depth along the Project route? If yes, please file a copy with the Commission.
12. File copies of all agency responses with the Commission once received.
13. Has OE2 North, LLC reached out to local emergency responders to inform them of OE2's emergency response procedures, and has OE2 conducted tabletop exercises with them?
14. Submit the following GIS layers / shapefiles:
 - a. Surface Water flow direction and elevation contour on page 133

Sincerely,

/s/ Adam Renfandt

Adam Renfandt
Analyst, Public Utilities Division
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