



Public Service Commission State of North Dakota

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September 1, 2020

Mollie M. Smith, Fredrikson & Byron, P.A.
200 South Sixth Street, Suite 4000
Minneapolis, MN 55402-1425

RE: Case No. PU-20-381
NuStar Pipeline Operating Partnership L.P.
10" North System Pipeline Relocation - Cass County
Siting Application

The Public Service Commission Staff is reviewing NuStar's application. Staff requests NuStar supplement the application as soon as possible with the following:

1. Email addresses, preferably, or mailing addresses for the following people who reside within any part of the study corridor:
 - a. An officer of each township with retained zoning authority
 - b. The chief executive office of each city, and
 - c. The chairman of the board of county commissioners and the county auditor of each county
2. An updated map suitable for publication

Subsequently, file with the Commission the following:

1. The percentage of the pipeline length that is co-located with existing utility and pipeline corridors
2. Clarification on whether any third-party inspectors will be on site during construction
3. Section 17.4.5 of the application indicates that a portion of the refined petroleum products will be used in ND. What type(s) of refined petroleum

4. product(s) will be transported to ND? Provide the location and name of the facility that will receive the product(s). How much product(s) is destined for ND?
5. Clarification on whether the company is aware of any present or future natural resource development in the area. If yes, describe your understanding of any developments and their locations relative to the proposed pipeline.
6. Final copies of the Engineering Drawings in Appendix A of the application and a description of the changes from the preliminary version
7. 10-year spill history
8. Baseline soil analysis used for determining topsoil depth along the project route
9. Copies of the following project control documents:
 - a. Stormwater Pollution Prevention Plan
 - b. Pipeline Integrity Management Plan
 - c. Emergency Response Plan
 - d. Erosion Control Plan
 - e. Revegetation Plan
 - f. Weed Management Plan, and any county specific weed management plan
 - g. Construction Plan
 - h. Dust Control Plan
10. A table listing all permits required for the project and the status of each permit application
11. Clarification whether NuStar reached out to local emergency responders to inform them about emergency response procedures and whether NuStar will conduct tabletop exercises with them
12. The following GIS layers:
 - a. Interstate Highway
 - b. State Highway
 - c. Existing Road
 - d. Drain 14
 - e. Proposed Fargo-Moorhead Diversion Channel
 - f. Study Area
 - g. Section Boundary
 - h. Wetland Data Point
 - i. Upland Data Point
 - j. NHD Flowline
 - k. Woody Vegetation
 - l. All Horizontal Direction Drill Bore Pads in Township 139N, Range 050W
13. NuStar provided comments in its July 14, 2020 letter to the City of West Fargo regarding confining the blanket easement width for the relocation pipeline to 100 feet within the property outlined in red on Exhibit A to the letter. Does the City of West Fargo own the land outlined in red of Exhibit A to the letter, and what kind of issue(s) with underlying landowner(s) have been identified regarding confining the easement width in that area? How is NuStar addressing such issue(s)?

14. A .5-mile line-of-sight survey for raptor nests was conducted along the project route. Would an aerial survey better inform the presence or absence of raptor nests? If yes, is NuStar committed to such a survey? If no, why is a line-of-sight the preferred method?

If you have any questions, please contact me at (701) 328-4153.

Best regards,



Adam Renfandt
Analyst, Public Utilities Division