



**pennsylvania**

DEPARTMENT OF ENVIRONMENTAL  
PROTECTION

August 30, 2017

Transcontinental Gas Pipe Line Company, LLC  
c/o Mr. Joseph Dean, Manager, Permitting  
2800 Post Oak Blvd, Level 6  
Houston, TX 77056

Re: Erosion and Sediment Control General Permit-2 (ESCGP-2) Issuance  
Atlantic Sunrise Project – Unity Loop  
DEP Application No. ESG00081150001  
Jordan Township, Franklin Township and Penn Township  
Lycoming County

Dear Mr. Dean:

In compliance with the provisions of the Clean Water Act, 33 U.S.C. Section 1251 *et seq* (“the Act”) and Pennsylvania’s Clean Streams Law, 35 P.S. §§ 691.1 *et seq.*, the DEPARTMENT OF ENVIRONMENTAL PROTECTION hereby authorizes the Notice of Intent for the ESCGP permit for Stormwater Discharges Associated with Oil and Gas Activities (ESG00081150001) the Atlantic Sunrise Project-Unity Loop..

ESG 00081150001 is effective on August 30, 2017 and will expire on August 30, 2022. All dischargers are required by Sections 402 and 611 of The Clean Streams Law, 35 P.S. §§691.402 and 691.611 to comply with the terms and conditions of their permit.

In addition to the ESCGP permit authorization, the permittee and any subsequent co-permittees have additional responsibilities related to this authorization. ESCGP permit requirements and state regulations require “when a facility or activity is owned by one person but is operated by another person, it is the operator’s duty to obtain a permit” (see permit condition 13 for transfer of ownership or control requirements.) Please be advised that once an operator/contractor has been selected for the project, the ESCGP permit must either be transferred to the operator/contractor or the operator/contractor must be made a co-permittee and enter into an agreement with the permittee. Please use the enclosed Transferee/Co-Permittees Application form to transfer the permit or to add a co-permittee. This form must be received by this office at least 30 days prior to the co-permittee/transferee action taking place.

A pre-construction conference is required as specified in 25 Pa. Code § 102.5(e). The purpose of this conference is to review all aspects of the permit with the permittee, co-permittees, operators, consultants, the DEP inspectors and licensed professionals or their designees who will be responsible for the implementation of the critical stages of the approved PCSM plan.

It is a condition of ESCGP permit that as part of the maintenance program for the operation and maintenance of Best Management Practices (BMPs) the permittee or co-permittee must conduct inspections of the BMPs on a weekly basis and after each stormwater event (including the repair or replacement of BMPs) to ensure effective and efficient operation (see permit condition 8

Monitoring, Inspection, and Reporting Requirements). The Visual Site Inspection Report Form is enclosed and must be used to document these required site inspections.

For any property containing a PCSM BMP, the permittee or co-permittee shall record an instrument with the recorder of deeds which will assure disclosure of the PCSM BMP and the related obligations in the ordinary course of a title search of the subject property. The recorded instrument must identify the PCSM BMP, provide for necessary access related to long-term operation and maintenance for PCSM BMPs and provide notice that the responsibility for long-term operations and maintenance of the PCSM BMP is a covenant that runs with the land that is binding upon and enforceable by subsequent grantees. Unless a later date is approved by the Department in writing, the permittee shall record an instrument as required under 25 Pa. Code § 102.8(m)(2) and condition 20b of this permit within 45 days from the date of issuance of this permit or authorization. The permittee shall provide the conservation district and the Department with the date and place of recording along with a reference to the docket, deed book or other record, within 90 days from the date of issuance of this permit or authorization.

The Notice of Termination (NOT) form is also enclosed and must be completed and filed when construction activities have ceased and final stabilization has been achieved as a condition of this permit as specified in permit condition 23 of the permit regarding Termination of Coverage. The NOT is a ESCGP permit requirement, as well as a regulatory requirement under 25 Pa. Code § 102.7. The NOT must identify the responsible person(s) for the long term operation and maintenance of the Post Construction Stormwater Management (PCSM) BMPs (see permit condition 20 Long-term Operation and Maintenance). Please be advised that the permittee and/or co-permittee remain responsible for all operational maintenance for this project site until the NOT has been filed and acknowledged.

Any person aggrieved by this action may file a petition for review pursuant to Section 19(d) of the Federal Natural Gas Act, 15 U.S.C.A. § 717r(d), with the Office of the Clerk, United States Court of Appeals for the Third Circuit, 21400 U.S. Courthouse, 601 Market Street, Philadelphia, PA 19106-1790 within 30 days of publication of this notice, or within 30 days of receipt of written notice of this action, whichever occurs first. Important legal rights are at stake, so you should show this document to a lawyer at once.

If you have any questions, please call James A. Kuncelman, PE at 570.321.6523.

Sincerely,



James A. Kuncelman, P.E.  
Chief, Permits Section  
Waterways & Wetlands Program

cc: U.S. Army Corps of Engineers, Baltimore District, Michael Dombrowskie  
U.S. Environmental Protection Agency, Jamie Davis  
US Fish & Wildlife  
Lycoming County Conservation District  
Aaron Blair, Transcontinental Pipe Line Company, LLC  
John Zimmer, TRC Environmental  
PA Fish & Boat Commission, Division of Environmental Services  
PA-DCNR  
Pa Game Commission  
Jordan Township  
Franklin Township  
Penn Township

Enclosures: