‐‐‐‐‐Original Message‐‐‐‐‐

From: R&W Kochan [[mai](mailto:kochan@ptd.net)l[to:kochan@ptd.net]](mailto:kochan@ptd.net) Sent: Friday, June 24, 2016 12:57 AM

To: Buczynski, Joseph

Subject: Kochan Request for Public Hearing on Proposed Atlantic Sunrise Project, ESCGP Application ( Chapter 102), Wetlands & Streams Application ( Chapter 105)

Importance: High

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11 Lake Catalpa Road

Dallas, PA 18612‐1490 June 24, 2016

Mr. Joseph Buczynski

Department of Environmental Protection Northeast Regional Office

#2 Public Square Wilkes‐Barre, PA 18701

Dear Mr. Buczynski:

I appreciate the time you took this week to explain the various stages of the DEP process in regard to the Atlantic

Sunrise Pipeline (ASP) in our area. As stated, my husband, Walter, and I have made numerous requests to both FERC and Transco/Williams stating our concerns for the proposed ASP pipeline through our yard which have not been adequately or accurately addressed, and in many instances not at all by Transco.

Attached to this e‐mail are copies of various pieces of such correspondence detailing the damages we would endure if

this pipeline is allowed to dynamite (parallel) through our steep side slope which contains at least two streams and several natural springs that feed our two ponds. Specifically, we are extremely concerned about massive soil erosion, sedimentation and eutrophication of our ponds as well as increased flooding, or diverted flooding from the disrupted streams finding new pathways through our yard.

Also attached is a copy of a letter from our Dallas Twp. Supervisors attesting to this and their concerns as well.

For over two years we have stated our concerns to both FERC and Williams about the impending destruction to our

property from the planned pipeline route since we already experience severe flooding in heavy rainfall. We have

submitted photographic evidence of the flooding onto two State roads including Route 309 (a few photographs are attached to this e‐mail for DEP review).

This flooding has necessitated road crews blocking the area with lighted barricades to redirect road traffic from the hazard which is especially dangerous when freezing in the Winter. We asked Transco/Williams to at least move the pipeline further up the hill to lessen the amount of additional runoff, however, Williams did not do so in their proposal as submitted to FERC. We do not understand how "consultants" can make a fair and reasonable determination of Transco's plan with respect to our concerns without visiting our actual property. Our home essentially sits in a teacup with the steep side sloped mountain and streams above us.

For Transco to simply report to FERC that they have a "plan" is not sufficient. We would like to know: what drainage

issues may naturally occur and how that will affect our property; what type of erosion and sediment control is proposed for after construction when they have ripped out our mature trees and dynamited the rock along the proposed pipeline route. The Luzerne Conservation District could not answer these concerns and said we had to wait until the Draft Environmental Impact Study was prepared, then contact you/the DEP.

We do not believe Transco's permanent ROW "meadow" on our disrupted steep side slope will be able to retain the

natural flow of water from flooding our property since the mature trees cannot adequately do this now in heavy rains. Our home and outbuildings currently stay dry and without need or use of a sump pump. However, we have verified with our insurance company that we cannot obtain flood (or any) insurance for this potential disaster from the pipeline on our land.

We have seen ineffective erosion control measures from the Chief gathering pipeline placed in our community a few

years ago. Chief assured numerous landowners that erosion control would be put into place. If that erosion control plan was approved by a government agency, we pray it was not required to comply with Pennsylvania's Erosion &

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Sediment Control regulatory requirements because these methods did not work! Instead, landowners experienced new

water problems that they did not have prior to the pipeline installation. Worse yet, Chief would take no responsibility and left landowners to try and correct these new problems at their own expense.

In that regard we are extremely concerned that a similar type of mitigation measure will be used if FERC approves the

ASP and Williams is allowed to rip out two acres of mature trees after dynamiting our 45 degree rocky and steep side slope with streams and springs surrounding our home. Please note, these springs do not freeze in the winter which supplies our neighbor's cattle with fresh water; more flooding will result in eutrophication of our two ponds which feed into Leonard Creek.

We are also concerned about the accuracy of Transco/Williams' data supplied to both FERC and the DEP since they have

not officially surveyed our land before submitting data to FERC and presumably the DEP.

Transco has still not responded to FERC's DEIS even with the deadline only a few days away. Nor has Transco given us

any specific or current information for our property. When expressing our concerns to their engineer over a year ago, his response was that, "It's not our problem." We then had to pay a lawyer $1,000 to obtain a copy of Transco's proposed route through our land.

After these experiences, we hope to find some integrity in the process and that it will be found in the DEP.

As such, and as of to‐date, we do not know yet exactly where Transco intends to place their pipeline on our yard. It

could be as close as 300‐500' to our home and well within the blast/kill zone. Hopefully, you have seen the April 2016 news story of the Salem Twp. PA man burning alive while running for his life at 1500' from the natural gas explosion. With at least three natural gas explosions in Pennsylvania in this past year alone, we cannot understand how a pipeline could be placed so close to human life nor how the industry can continue to provide false data on how far this blast/kill zone actually is.

I have signed up to receive DEP news releases as it appears there is a yearly subscription fee for the PA Bulletin.

Hopefully, DEP will prove more fair and democratic in this process and actually listen to and address landowner concerns

about potential property damage. In that light, I encourage the DEP to hold public hearings per county at the very least. With all of the public concern, it is insufficient, and actually insulting to the public to hold only one hearing and at the state level. I hope you and the decision makers will consider the unnecessary hardship and increased burden that would be placed on landowners if they could not attend a public hearing in their own county. That is the very least the DEP could do to serve the "taxpaying" public. Thank you, also, for allowing us to save some significant expense and send our concerns and back‐up information to you via e‐mail. Understandably, the e‐mail may become too large and require me to send in separate sections.

We respectfully request the DEP to address our property concerns so we may avoid destruction to our home of 28 years

and its natural surrounding environment. The affects will be everlasting.

Sincerely,

Robyn (and Walter) Kochan

Attachments:

Sample Correspondence to and from FERC (7 pieces) Letter to FERC 6‐24‐14

Comment to FERC on Property Concerns 5‐15‐15

Letter to FERC on Transco Unresponsiveness to Our Questions 7‐9‐15 FERC's Inquiry to Transco about Kochans Alternate Routes 8‐19‐15 Comment to FERC on Alternate Route 10 Submitted 8‐20‐15

Letter to FERC on Proposed Alternate Routes 8‐25‐15

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Transco Response on Kochan Route Alternatives 8‐28‐15

Sample Photos of Flooding and ASP Proposal (8 pieces including commentary on

photos):

ASP Proposal through Kochan Property Flooded pond and uprooted evergreen tree

Kochan flooded middle front yard around evergreen trees Kochan large pond flooded to driveway in Winter Kochan property flooding‐TIFF‐FERC001

state road 309 flooding from kochan property with trucks‐TIFF‐FERC One of several Kochan trees lost in pond flooding

Photos commentary

Dallas Twp. Supervisors Letter Attesting to Our Water Issues (1 piece)

DEIS Excerpts re Kochan Alternative Routes (1 piece)

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11 Lake Catalpa Road

Dallas, PA 18612

June 24, 2014

Kimberly D. Bose, Secretary

Federal Energy Regulatory Commission (FERC) 888 First Street, NE, Room 1A

Washington, DC 20426

Re: Pre-filing docket # PF14-8-000

Dear Secretary Bose:

We are contacting you with our opposition to Williams’ proposed pipeline through our property

as part of the Atlantic Sunrise project.

We attended the May 20, 2014 Open House in Lehman and expressed our concerns to Williams

at that time. While we did not and are not formally granting survey rights, we did ask our land agent, Craig Bass, to set-up a meeting with us and Williams’ engineers to do a one-time walk through of our property together so that we could show our concerns to them. A walk up through the considerable side slope on the proposed pipeline path would reveal how obvious a problem this is given all of the natural springs and stream that feed our two ponds. To-date, we have not heard back from Craig Bass or any other representative of Williams regarding this matter.

We would have filed our complaint on-line but since it will not accept attachments, and the

photos help clarify our opposition, we are submitting our concerns in writing as follows:

Already living on a wetland, water runoff significantly increased after land bordering our

property was cleared to build the Goodleigh Manor Development. Additional run off from the ground that was cleared for the infrastructure above our property has resulted in siltation and eutrification of an existing pond. (Photos are attached of water issues we already have on our property after heavy rains and of pond eutrification.)

Our ponds are spring fed from the hills surrounding our property. Our home and ponds are

situated in an alcove surrounded by the hills with the springs. Our home and out buildings are surrounded by hills on three sides. We simply cannot afford any more water runoff without serious and permanent damage to our property.

After significant rainfall or a winter or spring snow melt, we often experience flooding of our

driveways, front lawns and Lake Catalpa Road then spilling onto Route 309. (Photos attached.) The public hazard is further increased in the winter when the overflow covers these roads with ice. Every year local fire/police put up safety horse flashing light barricades at the end of our driveway to slow or divert traffic after the road floods. Cutting down a 50 foot to 125 foot swath of trees on our steep side slope just behind our home would make our home flood. The additional runoff from so much ground devoid of trees would, besides flooding our property, cause runoff erosion and siltation. We have also lost several mature trees due to this now excessive increase of water in the soil.

Kimberly D. Bose, Secretary of FERC

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Kochan Objection

We have owned this property for 25 years. Our drinking water is drawn from 20 feet below the

ground. We do not use any chemicals on our land or in our ponds as we do not want to endure the health risks or negatively impact the environment. We eat fresh fish out of our pond and grow organic vegetables. Penn Dot has honored our request to not spray any chemicals on the burm of the road bordering our property so that we do not have chemical runoff into our pond. We are also extremely concerned about Williams’ use of chemicals on the swath of land they desire to cut for their pipeline, and its negative impact as it runs down to our land and ponds.

With Williams proposal to cut through the back of our property (the elevated alcove portion of

our property, containing the springs to feed our ponds), there is no doubt we, and the community, would endure further water damage. Ripping out mature trees to be replanted with grass is not enough protection from further, and extensive, soil erosion and water damage. Moving the pipeline path to a higher elevation beyond the eastern boundary of our property would at least allow for a greater chance for the additional runoff to percolate.

We are hereby formally registering this objection with you now and requesting that Williams

reroute this portion of the pipeline so as not to further negatively affect us.

Sincerely,

Walter & Robyn Kochan

[kochan@ptd.net](mailto:kochan@ptd.net)

570-675-2873

c w/attachments:

Gas Branch 2, PJ-11.2

Federal Energy Regulatory Commission 888 First Street, NE

Washington, DC 20426

**FERC Comment Re: Kochans Property Concerns**

**5-15-15**

Per a conversation with Sarah McKinley in FERC External Affairs today, we understand

that the draft of the Environmental Study has begun for Williams’ proposal of the Atlantic Sunrise project. Supposedly during this time, consultants study the terrain to make recommendations, approval, and occasionally go out to the land in question.

Within the year we have stated our concerns to both FERC and Williams about the

impending destruction to our property from the planned pipeline route since we already experience severe flooding in heavy rainfall. We have submitted photographic evidence of the flooding onto two State roads. This has necessitated road crews blocking the area with lighted barricades to redirect road traffic from the hazard which is especially dangerous when freezing in the Winter. We asked Williams to at least move the pipeline further up the hill to lessen the amount of additional runoff, however, Williams did not do so in their proposal as submitted to FERC. How can “consultants” make a fair and reasonable determination of Williams’ plan with respect to our concerns without visiting our actual property?

Another pipeline was placed in our community a few years ago. We personally know of

numerous landowners who were told by the pipeline company that erosion control would be put into place. Presumably FERC and its “consultants” approved this. The erosion control was so shoddy the landowners are now experiencing more water damage today than they ever had. It is unreasonable that they have had to undergo their own expense to try and correct these damages with additional drainage methods. Is this the type of input and substandard efforts we can expect from FERC and Williams if their plan is approved to rip out a 150’ wide x 500’ long swath of mature trees on a 45 degree rocky side slope with three streams and numerous springs that surround our home? This is a wetland.

The outright lies and misrepresentation during this process is despicable to say the least.

This morning a surveying crew for Williams trespassed our property, and returned a second time, even though they did not ask permission to survey our land. Is this an indicator of Williams fairly treating landowners and with respect?

Submitted via FERC website e-comments for Docket #CP15-138-000

**Kochan comment to FERC 7/9/2015**

**re: Williams’ Unresponsiveness to our Questions**

This comment of 7/9/15 relates to FERC’s July 9, 2015 letter to William H. Hammons of

Transco re: Environmental Data Request; and our prior comments of 6/16/15 which are still unaddressed and relate to FERC’s May 19, 2015 questions on environmental data to William H. Hammons of Transco and their response dated June XX, 2015.

In the July 9, 2015 letter to Mr. Hammons, on page 6, #31, states, “Provide an update on

the discussions with Landview Properties, Inc. regarding pipeline alignments across the Goodleigh Manor Subdivision, and with the neighboring property owners the Kochans.”

We want to know why FERC has not asked for Transco/Williams to provide an

environmental, engineering, and economic analysis of the two alternative alignments that we provided to FERC on 6/25/15 as we see that FERC has requested this information for others who have provided alternative routes.

Secondly, there have been NO discussions with us regarding the proposed pipeline

through Landview Properties and ours so we would like to know what FERC is referring to. Is this another lie that Transco/Williams has conveyed to FERC --- that they have been discussing this with us, when in fact they have ignored our repeated requests for an explanation as to where the pipeline is routed through our property (when they stated in prior documents to FERC (see below) that the pipeline was re-routed to address our concerns)?

Likewise, we would like a response to our comments on 6/16/15 to FERC that have still

NOT been addressed. Specifically they are as follows:

In our specific case, FERC questions were noted in table 10B-1 as: “*Transco indicated*

*that it realigned the pipeline route* near MP 25.8 along CPL North *to address comments provided by Walter and Robyn Kochan*. Explain how the realignment addresses the comments about drainage and runoff issues.” (As we stated on 6/16/15, “In the nine months that we have been expressing our concerns about this route, NO ONE from Transco has communicated to us that they have realigned the route, or addressed our concerns.) We are now one-year later and still have not received any communication from Transco about where the route actually is, if it has been realigned, or an answer to the two alternate routes we submitted to FERC on 6/25/15.

Transco’s response to the May 19th FERC inquiry was “*Transco conducted ground-*

*based routing surveys of the pipeline survey corridor during the Federal Energy Regulatory Commission (FERC) pre-filing period, as detailed in Section 10.5.3 in Resource Report 10 of Transco’s Certificate Application.* (We asked on 6/16/15 what ground-based routing surveys are and the exact dates they say these were conducted. We still have not received an answer.) *“Transco recognizes that drainage issues may naturally occur on the western portion the property, along Lake Catalpa Road, due to surrounding development. Erosion and sediment control* devices *would be used during*

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*construction to reduce runoff on to the landowner’s parcel*. (On 6/16/15 we said

“Transco’s statement sounds entirely ambiguous. We would like to know: what drainage issues may naturally occur and what does that mean; what type of erosion and sediment control is proposed for *after construction* when they have ripped out our mature trees and dynamited the rock along the proposed pipeline route? Is this the same type of erosion and sediment control that has been approved for other pipeline projects in our community, where landowners now have water problems that did not exist prior to pipeline installation for which they have had to remedy at their own and costly expense?”) Today, 7/9/15 we STILL HAVE NOT RECEIVED ANSWERS TO THESE

CONCERNS, nor has FERC addressed them in their 7/9/15 correspondence to Mr. Hammons.

We contacted three departments at FERC on 6/11/15 and no one could explain

Transco/Williams responses or what the current proposed pipeline route is through our property. As stated on 6/15/15, we were told the route was unchanged yet Jennifer Kerrigan’s May 19th letter indicates that Transco/Williams states it was realigned. The Transco map dated 5/26/15 with the route for our property does not appear to be changed from the one submitted on 3/31/15. The Landowner Helpline told us on 6/15/15 that no one can “tell us” what the route is; that everything must be posted as public comment and

go back and forth.

We have posted public comment as dictated and are doing so again today (nearly one

month later) and still our questions and concerns have not been addressed, and are not in Jennifer Kerrigan’s July 9, 2015 letter to Mr. Hammons. How can this project be anything but a rubber-stamp approval, or grossly mis-managed, when no one at FERC (the regulatory agency), or Transco/Williams can tell us exactly where the route is on our property and how they will address our concerns?

Likewise, how is it that FERC allows Transco/Williams to conduct itself above and

beyond the law as they openly lie to a federal agency and are not prosecuted? FERC’s own website posts Title 18, United States Code, Section 1001 which makes it a crime to knowingly and willfully make any materially false, fictitious or fraudulent statement or representation in any matter within the jurisdiction of the enormous bureaucracy of the

U.S. Federal government. Presumably, this includes FERC since they identify themselves as a “federal” agency. So why aren’t the lies addressed that Transco/Williams tells to FERC?

To the May 19th FERC inquiry, Transco’s other response was, "*Although survey access*

*has been granted, Transco has been unable to coordinate and obtain detailed surveys due to unavailability of the landowner*." (We stated on 6/16/15 that “Transco publicly filed outright lies that only serve to mislead FERC and the public” because we DID NOT GRANT surveying rights to them, and actually caught Transco/Williams survey crews trespassing our property twice on 5/15/15. They were in a white pick-up truck with Georgia license plate #AGS-0452. We called the police to report the trespasses.” Likewise, we sat in meetings with their representatives and our town officials so stating we were unavailable was also untrue.) These are just our examples (not counting all the

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other landowners who have similar experiences) of the lies Transco/Williams has stated

to FERC which serve nothing else than to **intentionally mislead government officials.**

We expect a complete and timely response to our questions and concerns as stated above

which includes: 1) where is the current pipeline proposed through our property; 2) how does Williams intend to handle the damages to our property from the increased water run- off if the pipeline is not re-routed from our steep side slope; 3) response on the two alternate routes we have proposed.

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20150819-3036 FERC PDF (Unofficial) 08/19/2015

FEDERAL ENERGY REGULATORY COMMISSION

WASHINGTON, D.C. 20426

In Reply Refer To:

OEP/DG2E/Gas 2 Transcontinental Gas Pipeline

Company, LLC

Docket No. CP15-138-000

§ 375.308(x)

OFFICE OF ENERGY PROJECTS

August 19, 2015

Mr. William H. Hammons

Regulatory Analyst, Lead Rates and Regulatory Transcontinental Gas Pipe Line Company, LLC

2800 Post Oak Boulevard

P.O. Box 1396

Houston, TX 77251-1396

**Re:**

**Environmental Data Request**

Dear Mr. Hammons:

Please provide the information described in the enclosure to assist in our analysis

of the above-referenced certificate application by Transcontinental Gas Pipe Line Company, LLC (Transco) for the Atlantic Sunrise Project (Project). File your responses in accordance with the provisions of the Commission’s Rules of Practice and Procedure. In particular, Title 18 Code of Federal Regulations (CFR) 385.2010 (Rule 2010) requires that you serve a copy of the response to each person whose name appears on the official service list for this proceeding.

**You should file a complete response within 20 days of the date of this letter**.

The response must be filed with the Secretary of the Commission at:

Kimberly D. Bose, Secretary

Federal Energy Regulatory Commission 888 First Street NE, Room 1A

Washington, DC 20426

If certain information cannot be provided within this time frame, please indicate

which items will be delayed and provide a projected filing date. **You should be aware**

**that the information described in the enclosure is necessary for us to continue preparation of the environmental impact statement (EIS) for the Project. Once we**

***Robyn***

*2016-06-24 02:59:19*

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Kochan information is on pages 3-4 of this PDF which equal pages 1-2 of the report.

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**have received your responses and reviewed them for completeness, we will be able to**

**establish a schedule for completing the EIS.**

When filing documents and maps, be sure to prepare separate volumes, as outlined on the Commission’s website at [www.ferc.gov/help/filing-guide/file-ceii/ceii-](http://www.ferc.gov/help/filing-guide/file-ceii/ceii-guidelines.asp) [guidelines.asp.](http://www.ferc.gov/help/filing-guide/file-ceii/ceii-guidelines.asp) Any Critical Energy Infrastructure Information should be filed as non- public and labeled “**Contains Critical Energy Infrastructure Information – Do Not Release**” (18 CFR 388.112). Cultural resources material containing location, character, or ownership information should be marked “**Contains Privileged Information – Do Not Release**” and should be filed separately from the remaining information, which should be marked “**Public**.”

File all responses under oath (18 CFR 385.2005) by an authorized Transco

representative and include the name, position, and telephone number of the respondent to each item.

If you have any questions, please contact me at 202-502-8954. Thank you for

your cooperation.

Sincerely,

Jennifer Kerrigan

Environmental Project Manager Gas Branch 2

Enclosure

cc:

Public File, Docket No. CP15-138-000

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Enclosure

**ENVIRONMENTAL INFORMATION REQUEST**

**Transcontinental Gas Pipe Line Company, LLC Docket No. CP15-138-000**

**Resource Report 3 – Fish, Wildlife, and Vegetation**

1.

Draft Biological Assessment, Section 3.2 – Table 3.2-1 in the Draft Biological

Assessment (BA) defines a separate action area for each species. Please define one action area for the project and provide a map or figure of the action area. In addition, define separate zones of impact for each species to facilitate report

organization and analysis of direct/indirect and short-term/long-term effects.

**Resource Report 6 – Geological Resources**

2.

Provide a response to the comments filed by Thomas Byron on August 6, 2015,

regarding restrictions on blasting near the proposed pipeline.

**Resource Report 9 – Air and Noise Quality**

3.

July 29, 2015 Data Response – In response to question 20 of the July 9, 2015 data

request, the U.S. Environmental Protection Agency guidance provided (*Calculating Potential to Emit (PTE) for Emergency Generators*) is outdated and not consistent with recent New Source Performance Standards and National Emission Standards for Hazardous Air Pollutants (Subparts JJJJ and ZZZZ) for emergency generator engines. Provide confirmation from the Pennsylvania Department of Environmental Protection (PADEP) that these emergency engines are to be limited to 500 and not 100 hours per year.

4.

July 29, 2015 Data Response– In response to question 21 of the July 9, 2015 data

request, the construction emissions in nonattainment and maintenance areas for 2016 and 2017 exceed the general conformity threshold for carbon monoxide and

nitrogen oxides. Provide a general conformity determination. Include in this

determination the actual project/facility (e.g. compressor station, pipeline construction, etc.) rather than just the locality of the emissions (e.g. Lancaster, Pennsylvania).

**Resource Report 10 – Alternatives**

5.

Provide an environmental, engineering, and economic analysis of the alternative

routes identified by Robyn and Walter Kochan near milepost (MP) 25 of Central Penn Line (CPL) North. The analysis should include the following information so that a quantitative comparison can be made with Transcontinental Gas Pipe Line Company, LLC’s (Transco) proposed route in this area:

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a.

the length of pipeline (miles);

b.

the acreage of both the permanent and construction rights-of-way;

c.

the size and location of any non-typical work areas required;

d.

the number of residences within 50 feet of the edge of the construction

right-of-way;

e.

the number of waterbodies and wetlands crossed, and the length of each

crossing;

f.

the acres of agricultural land affected;

g.

the acres of forest cleared; and

h.

the miles of right-of-way that would be parallel or adjacent to existing

rights-of-way.

Transco may supplement its response with other information that may be relevant

to the analysis of the alternative and/or with suggested modifications to the route that would result in fewer environmental impacts.

6.

Provide an environmental, engineering, and economic analysis of the alternative

routes identified by Garry and Bonnie Gross near MP 68 of CPL South. The analysis should include the following information so that a quantitative comparison can be made with Transco’s proposed route in this area:

a.

the length of pipeline (miles);

b.

the acreage of both the permanent and construction rights-of-way;

c.

the size and location of any non-typical work areas required;

d.

the number of residences within 50 feet of the edge of the construction

right-of-way;

e.

the number of waterbodies and wetlands crossed, and the length of each

crossing;

f.

the acres of agricultural land affected;

g.

the acres of forest cleared; and

h.

the miles of right-of-way that would be parallel or adjacent to existing

rights-of-way.

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Transco may supplement its response with other information that may be relevant

to the analysis of the alternative and/or with suggested modifications to the route that would result in fewer environmental impacts.

7.

Provide responses to comments and include an environmental, engineering, and

economic analysis of the alternative routes identified by Patrick Kelsey in filings dated August 16, 17, 19, and 26, 2014, and October 9, 2014. The analysis should

include the following information so that a quantitative comparison can be made

with Transco’s proposed route in this area:

a.

the length of pipeline (miles);

b.

the acreage of both the permanent and construction rights-of-way;

c.

the size and location of any non-typical work areas required;

d.

the number of residences within 50 feet of the edge of the construction

right-of-way;

e.

the number of waterbodies and wetlands crossed, and the length of each

crossing;

f.

g.

the acres of agricultural land affected;

the acres of forest cleared; and

h.

the miles of right-of-way that would be parallel or adjacent to existing

rights-of-way.

Transco may supplement its response with other information that may be relevant

to the analysis of the alternative and/or with suggested modifications to the route that would result in fewer environmental impacts.

8.

Provide an environmental, engineering, and economic analysis of the alternative

route identified by Thomas Byron near MP 22.6 of the CPL North. The analysis should include the following information so that a quantitative comparison can be

made with Transco’s proposed route in this area:

a.

the length of pipeline (miles);

b.

the acreage of both the permanent and construction rights-of-way;

c.

the size and location of any non-typical work areas required;

d.

the number of residences within 50 feet of the edge of the construction

right-of-way;

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e.

the number of waterbodies and wetlands crossed, and the length of each

crossing;

f.

the acres of agricultural land affected;

g.

the acres of forest cleared; and

h.

the miles of right-of-way that would be parallel or adjacent to existing

rights-of-way.

Transco may supplement its response with other information that may be relevant

to the analysis of the alternative and/or with suggested modifications to the route that would result in fewer environmental impacts.

9.

In response to comments provided by Thomas Zagami regarding the property

owned by MFS, Inc., provide information on how Transco would address the concerns regarding the development of the property.

10.

Provide an environmental, engineering, and economic analysis of the alternative

route identified by John and Deborah Sowers on August 14, 2015 between MPs

5.5 and 6.7 of CPL South. The analysis should include the following information so that a quantitative comparison can be made with Transco’s proposed route in this area:

a.

the length of pipeline (miles);

b.

the acreage of both the permanent and construction rights-of-way;

c.

the size and location of any non-typical work areas required;

d.

the number of residences within 50 feet of the edge of the construction

right-of-way;

e.

the number of waterbodies and wetlands crossed, and the length of each

crossing;

f.

the acres of agricultural land affected;

g.

the acres of forest cleared; and

h.

the miles of right-of-way that would be parallel or adjacent to existing

rights-of-way.

Transco may supplement its response with other information that may be relevant

to the analysis of the alternative and/or with suggested modifications to the route that would result in fewer environmental impacts.

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11.

On August 10, 2015, Linda Quodomine filed comments on CPL South Alternative

24 regarding potential inaccuracies in the analysis in the July 29, 2015 data response. Respond to her comments.

12.

Provide the names and addresses for the landowners located along the following

alternative routes:

a.

CPL South Alternative 21;

b.

CPL South Alternative 22;

c.

CPL South Alternative 23;

d.

CPL South Alternative 24; and

e.

The alternative routes identified in questions 5 and 6 above.

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Document Content(s)

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**Kochan Comment to FERC on Feasability of Alternative Route #10 Originally**

**Submitted on 8/20/2015**

In Transco/Williams 8/28/15 response to FERC’s 8/19/15 inquiry, they stated they have

reviewed the four alternative routes we have provided and denied them all.

First, we would like to know how Transco/Williams can realistically deny these routes

when they have not surveyed our property. We granted them a one-month survey access in August for the purpose of reviewing these routes and they did not do so.

Second, a new landman, Ed Anderson, our next door neighbor, Ray Jackloski, and we

have all agreed that the route we submitted on 8/20/15 (which we presume Transco/Williams is identifying as Alternative Route #10) makes more sense. This alternative is preferable to all of us because it is higher up on the hill on a more level piece of land further from our home and outbuildings; and since it is higher up the hill, it does NOT cut across our steep side slope. This alternative would eliminate significant damage to Mr. Jackloski’s and our properties, and the public roadways.

However, in Transco/Williams’s 8/28/15 response to FERC, they denied Alternative #10

on the basis it would cut more trees. Both Mr. Jackloski and we are agreeable to having more trees cut from our own properties to alleviate having the pipeline closer to our homes and thwart significant damages their existing route would cause to our properties and public roadways of which Dallas Twp. and the PennDOT are well aware of. The new landman Mr. Anderson called Kelli Bell at their office who stated they would have to survey to assess this route. Again we sent them our permission to survey for only one month (September) and only for this purpose. We ask FERC to hold Transco/Williams accountable to do this survey and provide a realistic response to our Alternative Route

#10.

It should be noted that Ed Anderson appeared at Mr. Jackloski’s yesterday because he

stated that the window was closing and Mr. Jackloski must sign the contract to get the project underway. Mr. Jackloski refused to sign the contract, stating he did not like the proposed route. Mr. Jackloski explained that Williams wants to run their pipeline through his septic drainage field and has only offered him pennies to use his driveway. Ruining Mr. Jackloski’s septic drainage field would eliminate his ability to properly dispose of human sewage on his property. It would then cost him nearly $30,000 more to install a sand mound replacement system (which is the requirement in our township), not to mention the lengthy inconvenience of not being able to live in his own home without proper sanitation, or what the runoff will do to our property which sits below Mr. Jackloski’s. It is in that regard that Mr. Jackloski and Mr. Anderson walked the land yesterday and saw the steep side slope, and all of us agreed that Alternative Route #10 is in the best interest of everyone --- including Transco/Williams.

Mr. Anderson reiterated that that the window is closing, and that once it has closed no

route variations will be made. He also said Transco/Williams would not talk to any new landowners.

Third, we would like to know how FERC can allow Transco/Williams to treat

landowners unethically and not hold them accountable as in the following specifics for our case, not to mention the thousands of other complaints submitted by landowners forced into this project:

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For over one year, we have requested a route variation to avoid damage to our

property and Williams has been non-responsive, not giving us a copy of their current route until two months ago (July 2015) when we had to pay a lawyer who demanded we receive a copy. How can FERC allow Transco/Williams to not respond to our concerns for over one-year and let time lapse without working with us for a reasonable solution?

How can Transco/Williams be allowed to develop an initial route without surveying and then say it is set in stone when they have no realistic data of what the route is destroying?

How can FERC allow Transco/Williams to deny our alternate routes without surveying?

How can FERC allow Transco/Williams to deny Alternate Route #10 on the basis it affects more trees when both Mr. Jackloski and we are willing to have more trees cut to avoid having the pipeline closer to our homes and to avoid the damages from excessive water runoff? This is especially true if FERC reads the commentary provided by Transco/Williams regarding this route as they have stated it is not a longer route, does not affect streams, waterbodies, etc. How can FERC stand idly by and allow Transco/Williams to be totally unreasonable and not act in good faith by denying this route, and particularly if they again refuse to survey to further investigate Alternative Route #10?

How could Transco/Williams respond to our alternate route that was submitted to FERC on “8/20/15” when FERC wrote their inquiry the day before, on “8/19/15?”

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Lastly, Transco/Williams has still not responded to us or to FERC as to how they will

mitigate additional runoff which would damage our property if they are allowed to place their pipeline as proposed. For them to state in their 8/28/15 response to FERC, “…the majority of runoff from the Project will occur through overland flow from *temporarily* disturbed areas to *undisturbed* areas outside the right-of-way” is unconscionable. When they place their pipeline and have dynamited through rock that is not “temporary.” That is a permanent restructuring of the land. Further, for the overland flow to run to “undisturbed areas outside the right-of-way” essentially means it will flow to our home, outbuildings and roadways because they will be

will not be replanting trees on that same parcel of land.

cutting through our steep side slope surrounding our home.

Ripping out mature trees

from the steep side slope is NOT “temporary” when it is those very trees that cannot

hold back the excessive water during heavy rains now, and when Transco/Williams

The data in Table 10G-14 is incorrect. Both the proposed route and Alternative #10

claim to cross the same amount of distance. It also claims that the forest interior crossed in miles is doubled using the Alternative #10 route when in fact they are the same as the land on all of our property is forested.

**For Transco/Williams to state “The right-of-way [on our property] will involve a**

**change in cover from woodland to meadow” and that “this conversion is not *expected* to increase the runoff produced from the drainage area to the Kochan parcel since the expected runoff volume coefficient and peak rates for pre- construction (woodland) and post-construction (meadow) conditions are approximately the same” is a preposterous statement. A wooded area and a meadow, particularly after it’s been compacted with heavy machinery and allows water to roll-off rather than percolate into the ground are NOT comparable for run-off.** Certainly, an expert study needs to be done to prove this *before* this project would be allowed to destroy our property.

FERC needs to act responsibly and hold Transco/Williams accountable for its

unethical business practices and dealings with landowners. We expect that before FERC grants rights to Transco/Williams that they will request action and specific responses to our valid concerns as noted herein.

**Kochan Request/Comment to FERC re: Proposed Alternative Routes 8/25/15**

Our next door neighbor called us tonight because they are very upset with the route

Transco/Williams proposes and for using their driveway for equipment. They said they do not understand why Transco/Williams proposes to cut through their best piece of property or ours, and why they are not going further up the hill behind his home so as not to destroy his property or ours from excessive run-off. The destructive route Transco/Williams proposes does not make sense to him (or to us). Further, he stated the landman said our neighbor needs to hurry and sign the contract because they need to get going on this project. We would like to know how the landman could state this if Transco/Williams has not yet received approval from FERC. This is not the first time we have heard that landmen in our area have told landowners the project will go through and construction will begin next year. If that is true, this is not a democratic or transparent process.

Just 4 business days ago, on 8/19/15, FERC requested Transco/Williams to provide an

environmental, engineering and economic analysis of the alternate routes we proposed to alleviate destruction to our property as well as eliminate public hazard to the roadways from the excessive run-off their pipeline will create by cutting across our steep side slope. To-date, Transco/Williams has not posted their findings to this on the FERC website. We would like to know how Williams can bulldoze ahead with their proposed route when they have not responded about the alternate routes we proposed which would eliminate destruction to our neighbors and our properties. It appears Transco/Williams has not taken FERC’s request seriously and has not investigated these routes. This is unethical. We would like answers.

**Excerpt from**

TRANSCONTINENTAL GAS PIPE LINE COMPANY, LLC

DOCKET NO. CP15-138-000 — Atlantic Sunrise Project Resource Report 10 – Alternatives

Responses to FERC Data Requests dated August 19, 2015 August 28, 2015

**Re: Kochan Property**

**(Pages 17-19 of 132 page Transco Report)**

***(Kochans disagree with Transco’s commentary for Route #10, particularly since Transco had***

***not surveyed our property to determine and report accurately.)***

TRANSCONTINENTAL GAS PIPE LINE COMPANY, LLC

DOCKET NO. CP15-138-000 — Atlantic Sunrise Project Resource Report 10 – Alternatives

Responses to FERC Data Requests dated August 19, 2015 August 28, 2015

**Data Request No. 5**

Provide an environmental, engineering, and economic analysis of the alternative routes identified

by Robyn and Walter Kochan near milepost (MP) 25 of Central Penn Line (CPL) North. The analysis should include the following information so that a quantitative comparison can be made with Transcontinental Gas Pipe Line Company, LLC’s (Transco) proposed route in this area:

1. the length of pipeline (miles);
2. the acreage of both the permanent and construction rights-of-way;
3. the size and location of any non-typical work areas required;
4. the number of residences within 50 feet of the edge of the construction right-ofway;
5. the number of waterbodies and wetlands crossed, and the length of each crossing;
6. the acres of agricultural land affected;
7. the acres of forest cleared; and
8. the miles of right-of-way that would be parallel or adjacent to existing rights-ofway.

Transco may supplement its response with other information that may be relevant to the analysis of the alternative and/or with suggested modifications to the route that would result in fewer environmental impacts.

**Response:**

Transco has reviewed the comments filed by the Kochans on June 25 and August 20, 2015. Four

minor alternatives, CPL North Alternatives 7, 8, 9 and 10, have been developed based on the routes described in the Kochan’s comments. The alternatives are located in Dallas Township, Luzerne County, Pennsylvania. The alternatives begin as far south as MP 24.3 and extend as far north as MP 26.8. The locations of these alternatives are shown on Figures 10F-11 – 14 in Attachment 10-1. Tables 10G-11 – 14 provided in Attachment 10-2 provide a comparison of these alternatives and the corresponding sections of the June 2015 proposed route.

CPL North Alternative 7 is approximately 1.7 miles in length, approximately 0.1 miles longer

than the corresponding section of the June 2015 proposed route. This alternative impacts more forested land than the corresponding section of the proposed route. One residence is located within 50 feet of this alternative while no residences are within 50 feet of the June 2015

TRANSCONTINENTAL GAS PIPE LINE COMPANY, LLC

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proposed route. This alternative and the corresponding section of the proposed route both cross

one stream. No wetland complexes are crossed by this alternative or the corresponding section of the proposed route based on review of available data. Transco has not incorporated this alternative into the proposed route due to the increased impacts to forested land and the presence of a residence within 50 feet of the construction workspace.

CPL North Alternative 8 is approximately 2.1 miles in length, approximately 0.2 miles longer

than the corresponding section of the June 2015 proposed route. This alternative and the corresponding section of the June 2015 proposed route would affect the same amount of forested land and waterbodies. No wetland complexes are crossed by this alternative or the corresponding section of the proposed route based on review of available data. Three residences are located within 50 feet of this alternative while no residences are within 50 feet of the June 2015 proposed route. Transco has not incorporated this alternative into the proposed route due to the increased length and number of residences within 50 feet of the construction workspace.

CPL North Alternative 9 is approximately 1.3 miles in length, the same length as the

corresponding section of the June 2015 proposed route. Both routes cross the same amount of forested land. This alternative crosses two waterbodies while the corresponding section of the proposed route crosses one waterbody. No wetland complexes are crossed by this alternative or the corresponding section of the proposed route based on review of available data. One residence is located within 50 feet of this alternative while no residences are within 50 feet of the June 2015 proposed route. Transco has not incorporated this alternative into the proposed route due to the increased number of waterbody crossings and residences within 50 feet of the construction workspace.

CPL North Alternative 10 is approximately 0.6 miles in length, approximately the same length as

the corresponding section of the June 2015 proposed route. Both routes cross the same amount of forested land; however, CPL North Alternative 10 crosses more forest interior than the corresponding section of the proposed route. No waterbodies or wetland complexes are crossed by this alternative or the corresponding section of the proposed route based on review of available data. In addition, no residences are within 50 feet of the construction workspace for this alternative or the corresponding section of the proposed route. Transco has not incorporated this alternative into the proposed route due to the increase in impacts to forest interior.

In a letter submitted to the Commission on June 25, 2015, the Kochans expressed concerns

regarding the potential for the Project to increase stormwater runoff on their property and PA State Route 309 (Tunkhannock Highway). Transco has evaluated the effect of changes to land cover on post-construction stormwater runoff. The Project is linear in nature and the majority of runoff from the Project will occur through overland flow from temporarily disturbed areas to undisturbed areas outside the right-of-way. For the Kochan property, runoff will flow from temporarily disturbed areas to existing forested and wooded areas outside the right-of-way. The Project area will be restored to original contours following pipeline installation, keeping existing

TRANSCONTINENTAL GAS PIPE LINE COMPANY, LLC

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Responses to FERC Data Requests dated August 19, 2015 August 28, 2015

drainage patterns intact. As a result, the change in runoff resulting from construction of the

Project will be negligible. The right-of-way will also be permanently stabilized and the vegetative cover will be maintained as an herbaceous or meadow in good condition cover type**. For the Kochan parcel, this will involve a change in cover from woodland to meadow**. However, this conversion is not expected to increase the runoff produced from the drainage area to the Kochan parcel since the expected runoff volume coefficient and peak rates

for pre-construction **(woodland**) and post-construction **(meadow**) conditions are approximately the same.

Prepared by: Casey Talento

Permitting Specialist

Ecology and Environment, Inc. Phone: 716-684-8060



**Kochan Photos Commentary**

Included in the photos are examples of the water issues we currently face that affect our

property and 2 state roads when we incur heavy rains.

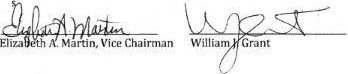
In 2014, we mailed a packet of 13 photos to FERC with our opposition to the

Transco/Williams pipeline through our yard. We electronically submitted 2 more photos of the water issues to our property and state roadways when we have heavy rains. This is at the foundation for why we have been asking FERC and Transco/Williams since inception to re-route the proposed pipeline on our property.

Transco/Williams also received 25 photos of these issues to underscore our plea.

Again, we are reiterating that additional runoff from the steep side slope surrounding our

property puts us at risk of life, limb and home, and the public in danger from the hazard of flooding onto two state highways. We have repeatedly expressed these concerns to FERC and Transco/Williams yet have not had a response from either as to exactly how these damages will be avoided.



Federal Energy RcguJ.uory Commission

809 First Street, NE

Washington, *DC* 20426

Atlantic Sunrise Pipeline Project, Docket# CPJS-138

f unel ,2015

*To* Whom It May Contern,

It has come to the attention of the Dallas Township Board of Supervisors that m uch of the 5.4·mile route­ of the AtlanticSunrise Plpellne being planned to traverse through Dallos Township may pass through numerous properties containing and/or are comprised of watershed and/or questionable storm water drainage areas.

Of particuJar interest is the property belonging to R obyn and WaJter Kochan, situated at 11Lake

catalpa Road, at the Intersection ofSR 309 Highway, In Kunkle (Dallas Township).The Kochans liveon a notorious ly flood -prone property that is adversely affected during heavy rain events. Not only doe-s the­ Kochan property experience extreme flooding. but rampant stormwater now continues onto and over SR

309 Highway, a Pennsylvan ia Department of Transportation (PennDOT) roa dway.Of concern to lhe

)(ochans,as we11 as this Board, isthat the clear cutting of a 150-foot wide S\Vath across a 25·45degree

slope.and resulting placement of the 30"·42"wide Atla 1ltfc Sunrise- Pipeline hnm iately behind their

home.may exacerbate the storm wa ter issues already present on and aroun d this- property.

In addition.we feel that the steep mountainou sand forested land belonging to Ge!"aldine Nesbitt. as well as similar stormwater related issues atfetting the B}rron property, would be destined to similar fates.Jt has become apparent that the pipeline route selected by Williams·Transco to traverse Dallas Township

may not *have* been properly researched from a geographica\_l and/or storm water management

>erspective.It is a concern to the Board of Supervisors that these residents wou)d besignific.antly and

negatively impacted by the placement of this pipeli ne. I n total,those residents who are 1n contention of

the present pipeline route account for more than three of the 5.4-mile route through our municipality.

It has aJso come to the attention of our Board that alternate routesfor the Atlantic Sunrise Pipeline

exist, but hi informatiOn has not been shared with the "township.To date, we have not received upd ated maps *or* plans from \tVil liams·Transco.According to the DaJias Township Subdh•is:lon and Land

Development Ordinance (SALDO).controls relative to stormwater management and watershed issues art"

in place.It is a tequirement of lh Dallas Townsh ip SALDO tha t any non·tt-sidesu iaJ construction.

partic-u larly of this m agnitude,woold need to go through our p1anning process.

Sincerely,

Dallas Township Board of Supe-rvisor

*:i£rn/641f,f ";M)*

Frank E.Wagner ha1rman

**Pages 117-120 of 1338 pages in May 2016 Draft Environmental Impact Study**

**Excerpts Re: Kochan Proposed Alternate Routes**

CPL North Alternatives 7, 8, 9, 10, and 10A

In response to landowner concerns regarding drainage and flooding issues, impacts on pastureland and septic systems, and potential effects on the Goodleigh Manor Subdivision, we are

evaluating five route alternatives near Kunkle, Pennsylvania, between MPs 24.3 and 26.8 of the proposed

route (see figure 3.3.2-2).

Walter and Robyn Kochan (Kochans) provided comments and indicated that their property often

floods after a significant rainfall and during spring snow melt and that the flooding often extends onto Lake Catulpa Road and Pennsylvania Route 309 (PA 309). The Kochans indicated that right-of-way

clearing along the proposed route would increase stormwater runoff and exacerbate the flooding issues. The Dallas Township Board of Supervisors submitted comments and indicated that the Kochans live on a

flood-prone property that is adversely affected during heavy rains and reiterated that clearing the pipeline right-of-way along the proposed route could increase flooding in and around their property. Jack

Jackloski provided comments and indicated that the proposed route would affect his septic system and that construction activities would affect his pasture and his ability to care for his cattle and horses. Jim Comes, President of Landview Properties, Inc., submitted comments and expressed concern about the

potential pipeline alignment affecting future residential development in the Goodleigh Manor Subdivision.

CPL North Alternative 7 (Alternative 7) follows the same alignment as the proposed route from

MP 24.3 to MP 25.5. At MP 25.5, Alternative 7 deviates from the proposed route and proceeds west for

0.3 mile adjacent to the south side of PA 309 to the Kunkle Fire and Rescue Station. Alternative 7 then crosses to the east side of PA 309 and proceeds north for 0.1 mile, at which point it crosses Lake Catalpa Road. After crossing the road, Alternative 7 proceeds northeast adjacent to the west side of Lake Catalpa Road across primarily forestland before rejoining the proposed route at MP 26.8.

CPL North Alternative 8 (Alternative 8) deviates from the proposed route at MP 24.3 and

proceeds east for about 1 mile across primarily pastureland and forestland adjacent to the south side of Stredney Road. From this point, Alternative 8 turns and proceeds north crossing Stredney Road and

PA 309. After crossing PA 309, Alternative 8 continues north across pastureland, forestland, and the

Goodleigh Manor Subdivision before rejoining the proposed route at MP 26.2. It then follows the same alignment as the proposed route to MP 26.8.

CPL North Alternative 9 (Alternative 9) follows the same alignment as the proposed route from

MPs 24.3 to 24.9. At MP 24.9, Alternative 9 separates from the proposed route and proceeds east for

0.4 mile adjacent to the north side of a pipeline operated by PVR NEPA Gas Gathering, LLC. It then turns north and follows the same alignment as Alternative 8 to MP 26.8.

CPL North Alternative 10 (Alternative 10) follows the same alignment as the proposed route

from MPs 24.3 to 25.6. At MP 25.6, the alternative turns and proceeds east for 0.1 mile following the southern property boundary of the Jackloski property to avoid bisecting his pasture and affecting his

septic system. It then turns and proceeds north across forestland and the Goodleigh Manor Subdivision,

eventually joining and following the same alignment as Alternatives 8 and 9 to MP 26.8.

CPL North Alternative 10A (Alternative 10A) follows the same alignment as the proposed route

(and CPL North Alternative 10) to MP 25.6. The alternative then turns and proceeds east for 0.1 mile following the same alignment as CPL North Alternative 10 along the southern property boundary of the Jackloski property to avoid bisecting his pasture and affecting his septic system. From there, the

alternative proceeds northwest to MP 25.9 where it rejoins the proposed route. It then follows the same

alignment as the proposed route to MP 26.8.

An environmental comparison of Alternatives 7, 8, 9, 10, and 10A to the corresponding segment

of the proposed route is provided in table 3.3.2-4. ***(We were unable to print this table or the map showing alternatives due to due to formatting.)***

The alternative routes and the proposed route are all about the same length. Alternatives 7 and 8

would follow existing rights-of-way for a greater percentage of their length (38 and 48 percent, respectively); however, because the alternatives are primarily collocated with roads, they would be closer

to developments and residences than the proposed route and Alternatives 9, 10, and 10A.

Alternative 7 would avoid crossing residential lots within the Goodleigh Manor Subdivision. In

contrast, Alternatives 8 and 9 would cross six residential lots, Alternative 10 would cross five lots, and Alternative 10A and the proposed route would cross four lots. Alternatives 8, 9, and 10 would also cross

through the middle of the residential lots, which would preclude the development of the lots.

Alternative 10A and the proposed route would minimize the number of lots within the Goodleigh Manor Subdivision that would be affected by the Project.

Alternatives 7 and 8 would cross the most forestland (1.9 miles) compared to Alternative 9

(1.7 miles), Alternative 10 (1.6 miles), Alternative 10A (1.7 miles), and the proposed route (1.6 miles). Alternative 9 would cross one more waterbody than the proposed route and the other alternatives.

Melvin Morris provided comments and indicated that Alternative 8 would cross in close proximity to a

lake he constructed on his property on the south side of Stredney Road and that construction could

**increase erosion and sedimentation into his lake. *(What about our two ponds and hazard to State Road #309?)***

As described above, we are recommending that Transco incorporate Alternative 5 into the

proposed route. Because Alternative 5 ends north of Stredney Road, we have determined that Alternative 8 is no longer a viable alternative. With respect to the remaining alternatives, we do not

believe that Alternatives 9 or 10 would address the concerns associated with the crossing of the

Goodleigh Manor Subdivision. Because Alternative 10A addresses the concerns of the Kochans, Jack Jackloski, and the Goodleigh Manor Subdivision, **we recommend that:**

* **Prior to the end of the draft EIS comment period, Transco should file with the**

**Secretary a revised alignment sheet that incorporates CPL North Alternative 10A between MPs 25.6 and 25.9 into the proposed route in consultation with landowners**

**Kochans, Jackloski, and the Goodleigh Manor Subdivision.**

***(Tonight is 6/23/16 and Transco has not yet provided this information.)***