



September 13, 2022

Mr. Nicholas Bryan  
Sunoco Logistics, L.P.  
535 Fritztown Road  
Sinking Spring, PA 19608

Re: Technical Deficiency Letter No. 2  
ESCGP-3 Permit Application  
Pennsylvania Pipeline Project (PPP)/Mariner East II  
Major Permit Amendment Request  
HDD 541  
Southeast Regional Office Submission  
Construction Spread 6  
DEP File No. ESG0100015001  
Thornbury Township  
Delaware County

Dear Mr. Bryan:

The Department of Environmental Protection (DEP) and the Chester County Conservation District (District) have reviewed the above-referenced application and has identified the technical deficiencies listed below. The *Pennsylvania Erosion and Sediment Pollution Control Program Manual* (E&S Manual) and the *Pennsylvania Stormwater Best Management Practices Manual* (BMP Manual) include information that may aid you in responding to some of the deficiencies listed below. The deficiencies are based on applicable laws and regulations, and the guidance sets forth DEP's established means of satisfying the applicable regulatory and statutory requirements.

### **Technical Deficiencies from the District**

1. The original permit amendment request was submitted to address a Notice of Violation (NOV) by DEP.
2. The work was completed and stabilized prior to this NOV. The original review was conducted to review the adequacy of these installed Post Construction Stormwater Management (PCSM) facilities, and no additional earth disturbance was proposed.
3. The plan submitted is not specific to the additional earth disturbance proposed. The plan is done in both red and black ink. Some of the work to be done is in red ink, but the majority is for work completed. I have no clear reference on the L.O.D. for the proposed additional work.

4. The plan does not address that this work will be completed in one day and stabilized which is usually recommended for off-site utility work.
5. The design details for the revised PCSM basins could not be located.  
[Chapter 102.11(a)(1)]

**Technical Deficiencies from DEP**

DEP has no additional comments at this time.

You must submit a response fully addressing each of the technical deficiencies set forth above. Please note that this information must be received within 30 calendar days from the date of this letter, or DEP may deny the ESCGP-3 Permit application.

Please submit a response letter addressing the above comments and one electronic copy of the highlighted revised information to DEP.

Please submit an electronic copy (PDF) of a response letter and the revised information (all revisions should be **highlighted**) by e-mail to christopsm@pa.gov, or via DEP FTP if needed. Please coordinate with the District regarding the submission format that will be needed for their office.

Please coordinate with the District prior to resubmitting. The District may require a District application and/or additional fees associated with your resubmission.

If you believe that any of the stated deficiencies are not significant, instead of submitting a response to that deficiency, you have the option of requesting that DEP make a permit decision based on the information you have already provided regarding the subject matter of that deficiency. If you choose this option with regard to any deficiency, you should explain and justify how your current submission satisfies that deficiency.

If you have questions about your application, please contact me by e-mail at christopsm@pa.gov or by telephone at 484.250.5152 and refer to Application No. ESG0100015001 Major Amendment HDD 541, to discuss your concerns or to schedule a meeting. You must attempt to schedule any meeting within the 30 calendar days allotted for your reply.

Sincerely,

*Christopher Smith*

Christopher Smith, P.E.  
Chief, Construction Permits Section  
Waterways and Wetlands

cc: Mr. Simcik – Tetra Tech, Inc.  
Mr. Magargee – Delaware County Conservation District  
Mr. Hohenstein, P.E.  
Mr. Shankar, P.E.  
Re 30 (GJS22WAW)252