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DELAWARE COUNTY, PENNSYLVANIA

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January 28, 2019

Sent Via Email: ra-eppipelines@pa.gov

Pennsylvania Department of Environmental Protection
Southeast Regional Office
Attn: Waterways and Wetlands
2 East Main Street
Norristown, PA 19401

RE: RESPONSE TO NOTICE IN PENNSYLVANIA BULLETIN, VOLUME 49, NUMBER 50, SATURDAY, DECEMBER 14, 2019, HARRISBURG PA, PAGES 7361-7363; COMMENT AND REQUEST FOR PUBLIC HEARING

Dear Mr. Hohenstein:

The Pennsylvania Department of Environmental Protection (the "Department") published notice of a complete application for a Major Permit Modification, Chapter 102 Permit No. ESG0100015001, Erosion and Sediment Control Permit, for Delaware County, PA in the Pennsylvania Bulletin, Volume 49, Number 50, pages 7361-7363. The initial thirty (30) day comment period initiated on December 14, 2019, was extended by the Department through January 28, 2020.

In response to the Department's notice, Middletown Township (the "Township") requests a public hearing be held regarding Energy Transfer Partner's ("ETP") request from the Department for a Major Modification to its permits to construct the Mariner 2 pipeline (both 16 inch and 20 inch diameter pipelines) by open trench and boring techniques within the section of the pipeline formerly known as HDD Segment #620, from Riddlewood Drive to an area just south of Glen Riddle Road, in Middletown Township, Delaware County, Pennsylvania.

The Township requests this public hearing in order to provide comment(s) requesting the Department, as part of the review of the Major Modification, to be aware of and consider the potential impact of the proposed permit modification on compliance with Township Codes and permits and approvals issued by the Township for construction of the pipeline including but not limited to Township Code Chapter 186, Grading and Excavating (permit), Chapter 198, Stormwater Management (approval of a Stormwater Management Site Plan), Chapter 202, Streets and Sidewalks (permits for various temporary

access points from Township roadways to the pipeline work areas); and to consider the potential impact of the proposed permit modification on the "Excess Maintenance Agreement" between the Township and Sunoco Pipeline, LP regarding access to and repair of Township roads damaged due to Sunoco Pipeline, LP and its designated contractor's "vehicles or combinations, together with loads". The Township believes the proposed Major Modification could have significant impact on permits and approvals already issued by the Township as well as on the "Excess Maintenance Agreement" for repair of Township roadways because of significant changes in the areas of disturbance as compared to the original permit.

The Township further wishes to insure that ETP is aware of and prepared to comply with all relevant Township Ordinances and Regulations, and all Agreements that ETP has entered into with the Township to require protection and restoration of the lands and waters of the Township.

Sincerely,

A handwritten signature in blue ink, appearing to read "A. Haines", with a stylized flourish at the end.

Andrew S. Haines
Township Manager

c: Middletown Township Council
Jim Flandreau, Esq.
Eric Janetka, P.E.