

**EAST GOSHEN TOWNSHIP
BOARD OF SUPERVISORS MEETING
FUGETT MIDDLE SCHOOL AUDITORIUM, 500 ELLIS LANE, WEST CHESTER, PA
THURSDAY, SEPTEMBER 19, 2019
FINAL APPROVED MINUTES**

[Ed. note: as “Energy Transfer” and “Sunoco” were used interchangeably throughout the meeting, all references to “Sunoco” will be changed to “Energy Transfer”.]

Present:

East Goshen Township: Chairwoman Janet Emanuel; Vice-Chair Marty Shane; Members David Shuey and Mike Lynch; Township Manager Rick Smith.

Energy Transfer: Joe McGinn, VP Public Affairs; Larry Gremminger, VP Environmental Health and Safety; Ron Cummings, Project Manager.

Call to Order & Pledge of Allegiance

Janet called the meeting to order at 7:00 p.m. and asked David to lead the pledge of allegiance.

Moment of Silence

Janet called for a moment of silence to honor our troops and first responders.

Recording

Janet announced that the meeting was being recorded and would be uploaded tomorrow. *[ed note: the first portion of recording was lost due to technical difficulties, but the recording picks up during Mr. Cocco’s comments and continues through the final Board vote.]*

Chairman’s Report

Janet announced that this is a single issue meeting about whether to approve or deny Energy Transfer’s request for a permit to work 24 hours a day during the pullback phase. She also observed that nothing about any decision tonight would affect existing easement agreements that private property owners have with Energy Transfer, some of which may prohibit 24 hour operations.

Presentation by Energy Transfer

Joe made a short PowerPoint presentation describing what pullback operations are and why Energy Transfer is requesting a permit for 24-hour operations. He added that Energy Transfer would provide residents living within 500 feet of pullback operations with \$129 per day for hotel rooms and a per diem of \$61 per day per person. Ron described the location of the six pullback sites, the general schedule for pullback operations, whether the site would have a “dual pull” in which both the 16” and 20” lines would be pulled back simultaneously, and how long pull back operations are expected to last, as summarized below.

Site	Expected Date	Dual Pull?	Expected duration with 24 hour approval	Expected duration without 24 hour approval
HDD 460 (Greenhill Rd)	October, 2019	Yes	40-44 hours	5-6 days
HDD 461 (Carriage Drive)	June 2020	No (16" line already installed)	Probably not needed	
HDD 471 (Village Square Drive)	April 2020, pending approval by DEP for 20" line	No (16" line already installed)	48 hours	5-6 days
HDD 490 (New Kent)	December 2019	Yes	36 hours	5-6 days
HDD 500 (Bow Tree)	To be determined, pending approval by DEP for 20" line	No (16" line already installed)	24-48 hours	2-4 days
HDD 521 (N. Chester Road)	December 2019	Yes	33-37 hours	5-6 days

Joe added that there is the risk that the drill holes can collapse overnight if 24 hour operations are not approved, which would require Energy Transfer to drill all over again and substantially increase the work time in East Goshen. He added that Energy Transfer's emergency hotline number is 855-400-4491.

Public Comment

Lee Dastur, 1432 Quaker Ridge, noted black spots on her lawn last summer and attempted to call the emergency hotline, but was advised to call 911 instead.

Caroline Hughes, 1101 Amalfi Drive and Chair of the Township Pipeline Task Force, criticized Energy Transfer, highlighted the damages that it has caused in our region and encouraged the Board to deny its request. She noted that Energy Transfer had previously indicated that it would not ask the East Goshen Board of Supervisors for permission to do pullback operations 24 hours a day. She observed that sinkholes in both Middletown Township and West Whiteland Township developed as a result of pullback operations. She also noted that Energy Transfer received permission from Middletown Township to pullback 24 hours a day, but instead of lasting 72 hours as was promised, pullback operations lasted 72 days. She observed that in Uwchlan Township, which did not grant permission for 24-hour pullback operations, the pullbacks were completed in only three days. She highlighted a recent pipeline explosion in Maine, which caused one fatality and several injuries, despite the pipeline conveying an odorized product and added that Mariner East's products will not be odorized.

Ron Cocco, 633 N. Speakman Lane, referenced the Pipeline and Hazardous Materials Safety Administration (PHMSA) regulations requiring a minimum of a 12" separation between two pipelines and asked whether this requirement would be met during dual

pullbacks. Larry clarified that the PHMSA rule only applies to pipelines owned by two different pipeline companies. Ron also asked how broken HDD lines would be repaired, to which Larry responded that generally it is not feasible to make major repairs to damaged HDD, but rather that they'd need to be re-drilled and replaced. Ron asked whether there were other examples of other dual pull operations in the United States, to which Larry responded that he'd been involved with many during his career, including a dual pull under the Mississippi River. Ron also asked if Energy Transfer would consider compensating the Township \$50,000 for every day that the pullback operations exceeded its estimates, to which Joe responded that it would not. Joe added that 195 pullbacks for the Mariner East project have been completed thus far and most of them have been completed on time, with the major exception being the pullbacks in Middletown Township. Larry further clarified that even with 24 hour pullbacks, there would still be some downtime for welding and inspection work. He also reiterated that not allowing 24 hour pullbacks would increase the likelihood of the bore holes collapsing.

Everett Warren, 540 Beaumont Circle, asked the Board not to approve 24 hour pullbacks. He stated that he has no intention of moving into a hotel and added that Energy Transfer has already ruined 2 and a half years of his life, so what's another few days. He also raised concerns that approving 24-hour pullback operations would set a precedent for other pipeline companies who may drill in the future through East Goshen.

Mary Beth Semler, Yardley Village, noted that for people on the Autism spectrum, this type of noise is physically painful and asked what decibel levels residents might expect during pullback. Larry explained that the various pieces of equipment would generate noise readings in the high 80s to 110 dBA range at the work site and high 80s-low 90s dBA range 300 feet away.

Nick Batista, 1428 Quaker Ridge, noted that he'd suffered through nine months of terrible noise and vibrations when Energy Transfer was drilling near his home last year and that he received no compensation for his misery. He asked the Board not to approve Energy Transfer's request.

Tony Perretta, 1601 Bane Way, asked when DEP was likely to approve the 20" line at HDD 471. Larry indicated that the final approval would probably happen by February. Mr. Perretta asked that if 24-hour pullback is approved that compensation be provided to residents living further from 500' from pullback sites. He also observed that many of Energy Transfer's temporary construction easements in East Goshen expire at the end of May 2020 and that making this request now may be a way for Energy Transfer to avoid having to renegotiate those agreements.

Maria O'Hara, 1605 Bane Way, stated that 24-hour pullbacks are a sham. She noted that if there's ever a pipeline explosion, Energy Transfer will declare bankruptcy and walk away.

Lex Pavlo, 611 S. Speakman Lane, stated that in any other industry when mistakes are made the company develops a "Performance Improvement Plan". However, Energy

Transfer has made mistake after mistake and never seems to learn from any of them. He also questioned the credentials and affiliations of the Arizona State Engineering Professor who had written a letter to the Township on behalf of Energy Transfer in support of continuous pullback operations.

Pat & Becky Schmid, 530 Beaumont Circle, asked the Board to deny Energy Transfer's request. They asked the Energy Transfer representatives if they would accept \$129 to move out of their homes for a night. They asked if Energy Transfer had ever conducted a dual pull in as densely populated an area as East Goshen, to which Larry responded that he had been part of a dual pull in Pasadena, Texas, which is also densely populated and which took one and a half years to complete. Mr. Schmid asked East Goshen to confirm whether Pasadena, Texas was as densely populated as East Goshen [*ed. note, according to Wikipedia, Pasadena, Texas has a population of 149,043 and a population density of 3,208 residents per square mile, compared with about 1,823 per square mile in East Goshen*]. They also asked about whether accommodations would be made for school busing and homework for students forced to live in a hotel.

Kathy Buonanno, 1606 Herron Lane, asked how the Township got to this point and what the value is of allowing 24-hour pullback operations.

Sheila Johnson, 1502 Von Steuben Drive, stated that Energy Transfer has shown that it is incapable of doing the project correctly and that the Board should therefore deny its request.

Frank Morgan, 1704 Clocktower Drive, stated that approving 24-hour pullback operations would set a bad precedent, as he anticipates more pipelines being constructed in East Goshen in the future.

Elaine McLaughlin, 615 Marydell Drive, stated that this is the first pipeline issue over which the Township has actual control, and that the Township should act to protect the health, safety and welfare of the community.

Vince Shadduck, Rexton Drive, stated that his apartment backs right up to the New Kent site and that he works nights. He expressed his frustration with the noise that Sunoco makes. He also noted that Energy Transfer plans to ship the product to be conveyed by the Mariner East pipelines overseas and stated that the project does not benefit East Goshen.

Janet announced that the Board would convene a short recess.

Michelle Truitt, 1430 Grand Oak Lane, asked if the Board plans to make a decision tonight, to which Janet replied that it would. She expressed concern about the safety of the pipeline and asked Energy Transfer to install air monitors along the pipeline route and provide assistance in the event of an emergency.

Brian Sweet, 646 Meadow Drive, asked the Board to deny Energy Transfer's request as 24-hour pullback provides no benefit to the community.

Christina Morley, 1530 Alison Drive and Member of the Township Pipeline Task Force, asked when HDD 520 became HDD 521. She also asked for clarification about why a report to DEP was not signed. She also questioned Larry's credentials.

Vanessa Tropolis, 21 School Lane, stated that no emergency plan for the pipeline is in place and that the risks of an accident are greater at night. Joe noted that Energy Transfer has conducted first responder training with area fire companies.

Melissa DiBernardino, 1602 Old Orchard Lane, asked the Board not to approve Energy Transfer's request and asked Energy Transfer why there is suddenly a need to make this request now.

Tom McDonald, 646 Thorncroft Drive, stated that he sees no benefit to 24-hour pullback operations, and that providing \$129 for hotels to impacted residents in Wellington and Bellingham, particularly those in assisted living who require frequent professional care, would not begin to cover their costs. He also asked why the Board would consider approving 24-hour pullback operations before DEP has approved the 20" line in all locations in the Township.

Mr. Perretta asked Energy Transfer to do the right thing and provide support to Texans impacted by recent severe flooding.

Mike made a motion to instruct the Noise Control Officer to deny the request from Energy Transfer to work 24 hours a day during pullback operations. David seconded. David noted that he had not heard sufficient evidence that the geological conditions in East Goshen could cause collapses if 24 hour pullbacks were denied and that the difference between two days of work around the clock compared with five without it was not a significant enough to justify approving the request.

The motion passed 4-0.

Adjournment

There being no further business, Mike made a motion to adjourn at 9:15pm. David seconded. The motion passed 4-0.

Respectfully submitted,
Jon Altshul
Recording Secretary