

**East Goshen Township  
Pipeline Task Force  
Meeting Agenda**  
Thursday, January 23, 2020  
5:00 PM

1. Call to Order
2. Pledge of Allegiance
3. Moment of Silence
4. Ask if anyone is recording the meeting
5. Approval of Minutes
  - a. December 5, 2019
  - b. January 9, 2020
6. Public Comment
7. Chairperson's Report
8. Reports
  - a. Legislative Update
  - b. Current Pipeline Events Impacting East Goshen
9. Old Business
  - a. Boot Road Geophysical Survey Reports
  - b. Discuss 2019 Accomplishments & 2020 Objectives in preparation for 1/28/20 Annual Planning Session
  - c. Consider Task Force Recommendation to Board of Supervisors for Planning Commission to review Township Ordinance in reference
  - d. Consider recommendation from Task Force to Board of Supervisors to acquire services of a professional geologist
  - e. Emergency Action Plan
10. New Business
11. Any Other Matter
12. Correspondence
13. Adjournment

1  
2 **PIPELINE TASK FORCE WORKSHOP MEETING**  
3 **1580 PAOLI PIKE**  
4 **THURSDAY, December 5, 2019**  
5 **DRAFT MINUTES**  
6

7 **Present:** Chair Caroline Hughes; Vice Chair Bill Wegemann; Members: Judi DiFonzo,  
8 Christina Morley, Gerald Sexton; David Shuey, Liaison & Township Supervisor;  
9 Mike Lynch, Township Supervisor; Rick Smith, Township Manager; John Hertzog,  
10 Board of Supervisor-Elect; Eddie Decker, Planning Commission; Ernie Harkness,  
11 Planning Commission  
12

13 **Call to Order & Pledge of Allegiance**

14 Caroline called the meeting to order at 5:03 p.m. and led the pledge of allegiance.  
15

16 **Moment of Silence**

17 Caroline called for a moment of silence to honor those that lost their lives in the  
18 military service.  
19

20 **Recording**

21 Caroline asked if anyone was recording the meeting. No one was recording.  
22

23 **Approval of Minutes**

24 The minutes from October 24, 2019, were unanimously approved.  
25

26 **Public Comment**

- 27 1. Henry Zawada, Honey Brook Township, addressed the Pipeline Task Force (TF)  
28 and explained that he has been visiting different townships to raise  
29 communication and transparency regarding pipeline issues. He voiced concerns  
30 about pipeline leaks and contamination of drinking water. Caroline thanked him  
31 for coming to speak and will contact him after the meeting.
- 32 2. Everyone in the room introduced themselves.
- 33 3. John Hertzog stated that he would like the TF to address safety issues and  
34 possibly supply a flow chart diagram outlining the steps needed for during/after  
35 a pipeline emergency.
- 36 4. Ernie Harkness asked if the Township will follow the all hazards approach. Rick  
37 explained that the Township follows the plan that was provided by Federal  
38 Emergency Management Agency (FEMA).  
39 Caroline voiced that there are challenges to an all hazards approach.  
40 David explained that he attended a table top exercise where it was stated that  
41 the all hazards approach is fine.  
42 Rick explained that the new county Pipeline Task Force may modify the plans.  
43 Caroline stated that both Thornbury and Edgemont Townships hired an outside  
44 firm to conduct reviews of their emergency operations plan. She will provide the  
45 group with a copy of the reports.

- 1 5. Eric Friedman, Glen Mills, stated that he is serving on the new public safety  
2 group in Delaware County. There was continued discussion about the all hazards  
3 approach and cell phone use during an emergency.
- 4 6. Melissa DiBernardino, 1602 Old Orchard Lane asked why Sunoco is installing a  
5 50 inch casing at New Kent. Rick explained that Sunoco is preparing for the dual  
6 pull. Melissa then asked if there was an issue with the AQUA line. Rick stated no  
7 there was no issue. Melissa expressed concern about the condition of Boot Road.  
8 Rick stated that PennDOT has not released the latest study. David explained that  
9 it was a third party that conducted the study.

10  
11 **Chairperson's Report**

- 12 1. Caroline reported that she attended the Safety 7 hearings on 10/23, 10/24 &  
13 11/20.  
14 The expert witness testimony will be held in July 2020.
- 15 2. Eric stated that the notice of violation administered from the US Department of  
16 Transportation - Pipeline and Hazardous Materials Safety Administration to  
17 Sunoco in May, 2019 is now available with redactions. Caroline will send to the  
18 members.

19  
20 **Correspondence**

21 Caroline reference the correspondence letter dated November 7, 2019. This was a  
22 Notice of Violation (NOV) issued by DEP to Sunoco. The TF discussed that the NOV  
23 referenced Sunoco/Energy Transfer's unauthorized action of combining drill sites  
24 HDD 520 and HDD 530 into a single site, HDD 521. This action and failure to notify  
25 DEP of changes to the installation plans resulted in a finding that the operator is  
26 noncompliant with the permits issued by the PADEP. Sunoco was given 10 days  
27 from receipt of the NOV to submit information to DEP as remedy.

28  
29 The Township sent the letter dated November 20, 2019, to DEP requesting that they  
30 direct Sunoco to immediately cease operations on drill site HDD 521 until Sunoco  
31 Pipeline has complied with the conditions set forth in the NOV.

32  
33 Caroline motioned that a recommendation to the Board of Supervisors be sent to  
34 request confirmation from Sunoco proving they are now in compliance with the  
35 NOV. Judi seconded the motion. The motion unanimously passed.

36  
37 David questioned whether Sunoco is in compliance with the Township's Storm  
38 Water Code as stated in §195. He asked if the Township Engineer, Pennoni, could  
39 verify compliance.

40  
41 **New Business**

- 42 1. Mike Lynch explained that Ernie and Ed were in attendance representing the  
43 Planning Commission in order to open discussion regarding ordinances,  
44 setbacks, easements and the interaction to the pipelines in the Township.  
45 Ernie stated that the Planning Commission has not included Pipeline Risk  
46 Analysis in their ordinances. Pipelines touch the majority of the zoning areas in  
47 the Township. Ernie said that this is a macro situation and needs a

1 comprehensive approach. He continued that proper analysis of the data needs to  
2 occur.

3 Mike Lynch mentioned that this is a challenge because the County is completely  
4 built out.

5 David mentioned that safety is an important aspect of the position of the  
6 setbacks and easements.

7 Ernie questioned how to initiate this approach and how to consider making  
8 recommendations to the board.

9 It was agreed that this would be a good topic for the County Planning  
10 Commission.

11 Christina stated that there are sample ordinances for neighboring Townships  
12 and other helpful ordinance information on the CCATO and the Chester County  
13 Planning Commission websites.

14 Mike mentioned that these would be good to use for reference moving forward.

15 Caroline explained that there are 2 risk assessments and the 1 hazard analysis  
16 that she will forward to Ernie for review.

17 She and Ernie agreed that starting this dialog and open communication between  
18 the Pipeline Task Force and the Planning Commission is beneficial.

- 19  
20 2. For 2020, the Task Force will continue to meet the fourth Thursday of the month  
21 at 5:00 pm. It was agreed that the second Thursday of the month will be  
22 reserved for workshops as needed. The next workshop meeting will be held on  
23 Thursday, January 9, 2020. The next regular meeting is scheduled for January 23,  
24 2020. Both meetings will start at 5:00 pm.

25  
26 **Legislative Update and Old Business**

27 Due to time constraints, these items were tabled until next meeting.

28  
29 **Adjournment**

30 The meeting was adjourned at 7:04 pm.

31 Respectfully submitted,

32 *Susan D'Amore*

33  
34  
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1  
2 **PIPELINE TASK FORCE WORKSHOP MEETING**  
3 **1580 PAOLI PIKE**  
4 **THURSDAY, January 9, 2020**  
5 **DRAFT MINUTES**  
6

7 **Members Present:**

8 Gerry Sexton  
9 Christina Morley  
10 Karen Miller  
11

12 **Others Present:**

13 David Shuey, Liaison & Township Supervisor  
14 John Hertzog, Township Supervisor  
15 Mike Lynch, Township Supervisor  
16 Michele Truitt, Township Supervisor  
17 Rick Smith, Township Manager  
18 Ernie Harkness, Planning Commission Chair  
19

20 **Call to Order & Pledge of Allegiance**

21 Gerry called the meeting to order at 5:01 p.m. and led the pledge of allegiance.  
22

23 **Moment of Silence**

24 Gerry called for a moment of silence to honor our first responders and military  
25 personnel, especially those who lost their lives in service to our country.  
26

27 **Recording**

28 Gerry asked if anyone was recording the meeting. No one was recording.  
29

30 **Approval of Minutes**

31 Since there was not a quorum, the December 5, 2019 minutes will be approved at  
32 the next meeting.  
33

34 **Public Comment**

35 None. Comments made in context of the meeting.  
36

37 **Chairperson's Report**

38 Gerry discussed the \$30.6 million civil penalty that the Department of  
39 Environmental Protection (DEP) issued to ETC Northeast Pipeline (ETC), which is a  
40 part of Energy Transfer Partners.  
41

42 **Reports**

43 Gerry discussed the article that was in the Daily Local News about Bill #284  
44 sponsored by Tom Killion. This bill addresses what confidential security  
45 information pipeline operators are required to share with emergency planning  
46 officials. This bill is still awaiting floor vote.  
47

1 Gerry commented that Christina provided an excellent commentary to DEP  
2 regarding the HDD 421 Reevaluation reports. Gerry asked if there has been any  
3 progress from the Township with respect to acquiring the services of a professional  
4 geologist. Rick stated that a recommendation from the Task Force (TF) to the Board  
5 would need to be made. David mentioned that the Township has been promised the  
6 reports on the Boot Road analysis.

7  
8 The TF discussed the event that happened on Saturday, January 4. Sunoco  
9 conducted testing\* without notifying the Emergency Management Services, the  
10 Township, Police or Fire Personnel. A resident who called 911 was told to shelter in  
11 place but did not receive a follow up or "all clear". Rick explained that the Township  
12 is investigating what happened and why no one was notified before the testing.  
13 Emails and letters were sent to Sunoco. David mentioned that he has requested that  
14 we be informed on what happened, an explanation on exactly what Sunoco was  
15 doing and lastly demanded a public apology. John Hertzog stated that Rick held a  
16 meeting with 911, EMS and Sunoco as part of the investigation on what happened.

17  
18 \* Addendum to above: It was originally reported this that this was pneumatic (air)  
19 testing. It was later determined that this was hydrostatic (water) testing.

## 20 21 **New Business**

22 **10a. Boot Road Summary** – There was discussion that the Boot Road Summary  
23 Report that was emailed via Constant Contact did not seem like a formal report;  
24 there was not signature endorsing it. Christina stated that she met with Carolyn  
25 Comitta regarding this report. She said that all the reports on Boot Road are going to  
26 be consolidated and that there should be a new one by the end of next week  
27 (1/17/20). Rick stated that we are able to file a Right To Know request if we do not  
28 receive the reports.

29  
30 Gerry asked about the work Aqua was doing and if it could be related to Sunoco  
31 work. Rick stated several valves and rusty bolts needs to be replaced by Aqua. Rick  
32 suggested to wait until was get the reports and then discuss if there is a relation.

33  
34 Melissa DiBernardino, 1502 Old Orchard Lane, stated that she attended a meeting  
35 with Aqua regarding the number of water main breaks. She explained that there are  
36 still details being sorted out.

37  
38 **10b. Accomplishments and Objectives** – Gerry volunteered to compile the 2019  
39 accomplishments and the 2020 goals. He will distribute to the TF for review at the  
40 next meeting on 1/23/20.

41  
42 **10c. Pipeline Setback Recommendations for Paoli Pike TND Ordinance** – Gerry  
43 stated that the TND Ordinance was not discussed at the BOS meeting on 12/17/19.  
44 Gerry reviewed three relevant documents and provided a summary of what he  
45 deemed important in reference to setbacks, easements and ordnances. He suggested  
46 that the TF could make two separate recommendations based upon the relative  
47 risks associated with different materials being transported:

- 1 1. Pipelines transporting highly volatile high pressure products (i.e. methane  
2 and NGLs).
- 3 2. Pipelines transporting volatile liquid petroleum products (i.e. jet fuel and  
4 heating oil).

5  
6 Gerry stated that the distance number for the setback is still unknown. Christina  
7 stated that this analysis is helpful to determine that number.

8  
9 There was discussion about providing a Consultation Zone for new structures and  
10 business owners. David stated that he disagrees with defining setbacks; however,  
11 likes the idea of a consultation zone. He also mentioned that the Paoli Pike Trail  
12 could be used as an evacuation route in case of an emergency. Christina mentioned  
13 that setback ordinances were designed to protect the pipeline. Mike stated that  
14 setbacks are a complex topic. He encourages the TF to take on the challenge and is  
15 open to research being done by the TF and Planning Commission before it is  
16 presented to the BOS.

17  
18 Ernie stated that the Planning Commission has listed as one of its goals for 2020 to  
19 review the ordinances with pipelines and public health and safety. He continued  
20 that the TF needs to propose a formal recommendation to the Board of Supervisors  
21 to ask the Planning Commission to look at the Zoning Ordinances to see what (if  
22 any) changes need to be made that can protect the public's health and safety. The  
23 Planning Commission in turn will send back to the BOS with recommendations. He  
24 also stated that there is no pipeline reference in the TND ordinance.

25  
26 Mike asked Ernie to give a summary of his background.

27  
28 John Daniel, 526 Beaumont Circle, asked what the Township is doing to minimize  
29 the risk from the pipeline to existing homes. He expressed concern about resale.  
30 Mike explained that the Township is limited in what they can do in regards to risk  
31 reduction. John explained that the Township has helped the residents by  
32 establishing the Pipeline Task Force. John Daniel asked if Sunoco could be held liable  
33 if there was an emergency.

34  
35 **Any Other Matter**

36 Rick explained that Adelphia received approval from the Federal Energy Regulatory  
37 Commission to construct and operate its proposed Adelphia Gateway Project. The  
38 only construction from Adelphia in East Goshen will be at the valve site on the north  
39 side of Paoli Pike.

40 Rick explained that Sunoco has laid out the pipe at the Bow Tree site and will be  
41 pullback from Bow Tree to SS. Simon and Jude.

42 Melissa questioned why air pressure testing was done on 1/4/20 since this is more  
43 dangerous than hydrostatic testing. She stated that she contacted the PUC about this  
44 event. See addendum noted above regarding the type of testing actually performed.

1 **Adjournment**

2 The meeting was adjourned at 6:45 pm. The next meeting is January 23, 2020 @  
3 5:00 pm.

4

5 Respectfully submitted,

6 *Susan D'Amore*

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