

**PIPELINE TASK FORCE MEETING
1580 PAOLI PIKE
THURSDAY, December 5, 2019
FINAL MINUTES**

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

Call to Order & Pledge of Allegiance

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

Moment of Silence

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

Recording

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

Approval of Minutes

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

Public Comment

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

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

Chairperson's Report

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

Correspondence

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

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

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

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

New Business

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

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

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

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

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

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

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

Mike mentioned that these would be good to use for reference moving forward. Caroline explained that there are 2 risk assessments and the 1 hazard analysis that she will forward to Ernie for review.

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

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

Legislative Update and Old Business

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

Adjournment

The meeting was adjourned at 7:04 pm.

Respectfully submitted,
Susan D'Amore

F:\Data\Shared Data\Minutes\Pipeline Task Force\2019\Pipeline TF Mins 12-05-19 DRAFT.docx