

FEDERAL ENERGY REGULATORY COMMISSION
WASHINGTON, D.C. 20426

OFFICE OF ENERGY PROJECTS

In Reply Refer To:
OEP/DG2E/Gas 4
Constitution Pipeline Company, LLC
Constitution Pipeline Project
Docket No. CP13-499-000
§ 375.308(x)

January 29, 2016
Lynda Schubring, PMP
Environmental Project Manager
Constitution Pipeline Company, LLC
2800 Post Oak Boulevard
P.O. Box 1396
Houston, Texas 77251-1396

Re: Partial Notice to Proceed with Tree Felling and Variance Requests

Dear Ms. Schubring:

I grant in part your January 8, 2016 request, as preceded by the information and variance requests described in Constitution Pipeline Company's (Constitution) Implementation Plan (IP) submitted on May 19, 2015 and as supplemented by its filings dated January 14, 2016 subject to the following stipulations:

- This letter approves limited non-mechanical tree felling in **Pennsylvania only**;
- This letter approves the workspace variances in Constitution's May 19, 2015 and January 8, 2016 requests **in Pennsylvania only, except for the variances listed in table 1 below**; and
- For each exclusion area listed in "Attachment E – Tree felling Exclusion List," of Constitution's January 14, 2016 supplement, Constitution **may not fell** trees within 100 feet of each area and **must** employ qualified archaeologists to demarcate these additional areas.

Constitution has obtained the necessary federal clearances from the Pennsylvania State Historic Preservation Office, Pennsylvania Department of Environmental Protection, as well as the U.S. Fish and Wildlife Service. The U.S. Army Corps of Engineers stated in a letter to Constitution dated January 14, 2016 that the activities as proposed would not require authorization from that agency. In addition, Constitution has acquired landowner access for the approved facilities in Pennsylvania.

In considering your January 8, 2016 request, we have reviewed Constitution's IP filed on May 19, 2015 and as supplemented on January 14, 2016. Based on our review, Constitution has provided the information necessary to meet the project pre-construction conditions in the Commission's December 2, 2014 *Order Issuing Certificates* (Order) solely as it relates to the facilities and activities approved herein. In addition, we have confirmed the receipt of all required federal authorizations relevant to the approved activities herein. This letter does **not** authorize tree felling in New York nor does it authorize the workspace variances in Constitution's May 19, 2015 and January 8, 2016 requests in New York at this time.

I remind you that Constitution must comply with all applicable remaining terms and conditions of the Order.

Sincerely,

Terry Turpin, Director
Division of Gas – Environment
and Engineering

cc: Public File, Docket No. CP13-499-000

TABLE 1		
Sites Excluded From the Notice To Proceed Approval		
Access Road / Workspace Identification	Milepost	Reason For Exclusion
Pennsylvania		
TRK#949	2.9	Explanation / justification lacking for substantial additional impact to forest
TRK#950	2.9	Explanation / justification lacking for substantial additional impact to forest
PAR-2C	Offline east of MP 3.3	Explanation / justification lacking, map lacking
PAR-2D	3.3	Explanation / justification lacking
TRK#915	9.1	Explanation / justification lacking
PAR-15	17.8	Explanation / justification lacking