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August 21, 2014

Ohio EPA – Northeast District Office
Division of Surface Water
Attn: Todd Surrena, 401 Coordinator
2110 East Aurora Road
Twinsburg, OH 44087

**RE: Mountain Gathering, LLC
Buckeye Compressor Station to Monroe North Meter Site Natural Gas Pipeline
York and Switzerland Townships, Belmont and Monroe Counties, Ohio
Administrative Completeness Review for Section 401, Water Quality Certification
Application
Ohio EPA ID No. 144455**

Dear Todd:

We have addressed each of the comments in the letter from Maggie Corder dated July 30, 2014, and have provided responses below.

1. *A copy of the United States Army Corps of Engineers' jurisdictional determination letter;*
 - *While Ohio EPA is in receipt of an email from Tyler Bintrim at the Pittsburgh District of the Army Corps of Engineers dated June 30, 2014 stating that a Preliminary JD will be utilized for this project, Ohio EPA requires documentation that the Corps is willing to authorize the project under a specific Nationwide Permit that includes the issuance of the Preliminary JD.*

Please see most recent correspondence from Tyler Bintrim of USACE (July 31, 2014), attached.

2. *A specific and detailed mitigation proposal, including the location and proposed legal mechanism for protecting the property in perpetuity;*
 - *The applicant has proposed mitigation for impacts to the streams that exceeded Ohio EPA's thresholds for Nationwide Permit 12 and not all stream impacts within the project footprint. Please revise to include a mitigation plan that includes all stream and wetland impacts.*

Please see revised Mitigation Plan, Stream Impacts table, and Wetland Impacts table, attached.

3. *Applicable permit fees;*

- *Upon submittal of the application, half of the fees for the review of the streams that triggered the requirement for an individual 401 Water Quality Certification were included. However, all streams proposed for impact should be included in Section 3: Fees. This is in accordance with ORC section 3745.114. The linear feet of impact under the minimal degradation alternative was utilized to calculate fees. Fees are based on the preferred alternative. The correct calculation for total fees due is below. Perennial Stream Impacts: 377 LF*\$15.00= \$5,655.00. Intermittent Stream Impacts: 60 LF*\$10.00=\$600.00. Review Fee: = \$6,255.00. Due at time of 401 WQC Application (App. Fee and 1/2 of review fee) = \$3,327.50 Due at time of 401 WQC Issuance (1/2 of review fee)= \$3,127.50.*

The revised application fee was calculated according to the following:

| | |
|--|----------------|
| Wetland acres impacted (0.06 ac * \$500/ac): | \$30 |
| Intermittent stream linear feet impacted (21 LF * \$10/LF): | \$210 |
| Perennial stream linear feet impacted (100 LF * \$15/LF): | \$1,500 |
| Total review fees: | \$1,740 |
| Total fees (\$200 application fee + total review fees): | \$1,940 |
| | |
| Due at time of 401 WQC application submittal: | \$1,070 |
| Due at time of 401 WQC issuance: | \$870 |

Please see the enclosed check as payment of the application fee.

The ORAMs associated with the wetland impacts for this project were included in Appendix VIII of the original application submission. Construction would begin October 2014 and be completed by October 2015.

4. *Descriptions, schematics, and appropriate economic information of the applicant's preferred, non-degradation and minimal degradation alternatives for design and operation of the activity;*

- *All streams proposed for impact are required to be included in the alternatives analysis. They do not have to be analyzed individually, but the project as a whole should have a Preferred, Minimal and Non-Degradation Alternative. When preparing alternatives analysis please provide a total cost estimate for each alternative.*

Please see revised Alternatives Analysis and Project Mapping, attached.

5. *A copy of the United States Army Corps of Engineers' public notice regarding the 404 permit application. If no public notice is to be issued by the Corps, notification that the project is to be authorized under a general permit will fulfill this requirement.*

- *Ohio EPA is aware that the applicant has applied to the Pittsburgh District of the Army Corps of Engineers' for coverage under Nationwide Permit 12. To fulfill this requirement when seeking coverage under a Nationwide Permit the applicant is required to submit either a Provisional Nationwide Permit from the Army Corps of*

Engineers or correspondence from the Army Corps of Engineers stating that issuance of a specific Nationwide Permit is imminent.

Please see most recent correspondence from Tyler Bintrim of USACE (July 31, 2014), attached.

Enclosed with this transmittal letter are one hard copy and one electronic copy of the information requested, including the following:

- USACE correspondence dated July 31, 2014
- Revised Mitigation Plan with impacts tables
- Check as payment for revised application fee
- Revised Alternatives Analysis and Project Mapping

If you have any questions, please do not hesitate to contact me at (717) 763-7211, extension 2638.

Very truly yours,



Jillian Arnold
Environmental Resources Division
Gannett Fleming, Inc.

Attachments

Copies Furnished (electronically): Dewey Chalos, Mountain Gathering, LLC
Cy Whitson, Gannett Fleming, Inc.
Brent Ramsey, Gannett Fleming, Inc.

Gannett Fleming Companies

(Gannett Fleming, Inc. as paying agent for subsidiaries and affiliates)
Harrisburg, Pennsylvania

PNC Bank, N.A. Jeannette, PA
Payable if desired at PNC Bank, Delaware

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| |
|----------|
| DATE |
| 08/15/14 |

| |
|--------------------|
| AMOUNT |
| ****\$1,070.00**** |

PAY
EXACTLY ***One Thousand Seventy And 00/100 US Dollars***

COPY

Void After 90 Days

TO THE
ORDER
OF

TREASURER, STATE OF OHIO
OHIO EPA, DIV OF SURFACE WATER
ATTN:401/IWP/MITIGATION SECTION MGR
P.O. BOX 1049
COLUMBUS, OH 43216-1049

William M. Stout



⑈ 250 1 2 1 ⑈ ⑆ 04330 16 2 7 ⑆ 10 1 36 36 7 1 5 ⑈

Mountain Gathering, LLC

BUCKEYE COMPRESSOR STATION TO MONROE NORTH METER SITE NATURAL GAS PIPELINE

York and Switzerland Townships,
Belmont and Monroe Counties, Ohio

REVISED APPLICATION FOR SECTION 401 WATER QUALITY CERTIFICATION

Prepared for:



810 Houston Street
Fort Worth, TX 76102

Prepared by:



Gannett Fleming, Inc.
207 Senate Avenue
Camp Hill, PA 17011
(717) 763 – 7211

August 2014

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- II.** Revised Stream and Wetland Impacts Tables
- IV.** Agency Correspondence
 - a. USACE JD – July 31, 2014
- V.** Revised Alternatives Analysis
- VI.** Revised Project Mapping
 - a. Preferred Alternative
 - b. Minimal-Degradation Alternative
 - c. Non-Degradation Alternative
- VII.** Revised Mitigation Plan

NOT INCLUDED (submitted to OEPA with original 401 WQC application on July 15, 2014)

- I.** Application Form
- III.** Relevant Excerpts from Wetland Delineation Report
- VIII.** Pre-Construction Notification submitted June 13, 2014