



U.S. Department
of Transportation
Pipeline and Hazardous
Materials Safety
Administration

1200 New Jersey Avenue, SE
Washington, DC 20590

September 10, 2020

Mr. Thomas V. Wooden, Jr.
Vice President, GTM Engineering and Asset Management
Enbridge, Inc.
5400 Westheimer Court
Houston, TX 77056

Re: Docket No. PHMSA-RSPA-2003-15122
Special Permit Renewal from May 15, 2020 to May 15, 2025

Dear Mr. Wooden:

On November 6, 2019, pursuant to 49 Code of Federal Regulations (CFR) § 190.341, Texas Eastern Transmission, LP (TETLP) applied to the Pipeline and Hazardous Materials Safety Administration (PHMSA) for the renewal of the special permit, PHMSA-RSPA-2003-15122, originally issued on May 15, 2010 and renewed on May 15, 2015. The special permit waives compliance with 49 CFR § 192.611 for 42 pipeline segments where the class locations have changed from a Class 1 to a Class 2 and operate above 72 percent of specified minimum yield strength.

The 42 special permit segments consist of approximately 6.75 miles of 24-inch diameter Line 12 and 5.86 miles of 30-inch diameter Line 19. The special permit segments are located in Perry, Berks, Huntingdon, Juniata, Montgomery, and Bucks Counties, Pennsylvania and Hunterdon County, New Jersey. The special permit allows TETLP to continue operation of the original Class 1 pipe in Class 2 locations, subject to the conditions set forth in the special permit.

On March 27, 2020, PHMSA published a Federal Register notice (85 FR 17376) announcing the special permit renewal request. The special permit renewal request letter and all other pertinent documents are available for review in Docket No. PHMSA-RSPA-2003-15122 in the Federal Docket Management System located at www.regulations.gov.

PHMSA received one (1) public (anonymous) comment¹ during the 30-day comment period. The comment submitted on March 30, 2020 recommended that “we enact the New Green Deal immediately to begin the process of saving the planet and its inhabitants.” The commenter did not state why he or she disagrees with the renewal of the existing special permit. In addressing this comment, the special permit conditions are designed to protect the public and the environment on the special permit segment.

PHMSA has reviewed all operational and maintenance data submitted by TETLP for the special permit segments. PHMSA finds that there has been no material change in conditions and that TETLP continues to meet the terms of the special permit. Based on the information provided by TETLP, PHMSA has determined that renewal of the special permit would not be inconsistent with pipeline safety. PHMSA is making non-substantive modifications to Limitation 7 as *italicized* and underlined below.

Limitation 7: PHMSA grants this special permit for a period of no more than five (5) years from the grant date. If TETLP elects to seek renewal of this special permit, a renewal request must be submitted at least 180 days prior to expiration of the five-year period, to the PHMSA Associate Administrator, with copies to the Director, Division of Engineering and Research, and Director, Office of Pipeline Safety, Southwest Region. PHMSA may seek additional information from TETLP prior to granting a request for special permit renewal.

Accordingly, pursuant to 49 CFR § 190.341, by this Order, and as outlined in the existing special permit, PHMSA grants the renewal of Special Permit PHMSA-RSPA-2003-15122, from May 15, 2020, through May 15, 2025, to TETLP to continue its operation of the 42 pipeline segments located in Perry, Berks, Huntingdon, Juniata, Montgomery, and Bucks Counties, Pennsylvania and Hunterdon County, New Jersey. This special permit renewal Order continues to waive compliance with certain Federal regulations in 49 CFR § 192.611.

My staff would be pleased to discuss this special permit or any other regulatory matter with you. Senth White, Director of Engineering and Research Division, may be contacted at 202-366-2415, for technical matters; and Mary McDaniel, Director, Office of Pipeline Safety, Southwest Region may be contacted at 713-272-2847, for operational matters specific to the renewal of this special permit.

Sincerely,

ALAN KRAMER MAYBERRY
Digitally signed by ALAN KRAMER MAYBERRY
Date: 2020.09.10 15:12:05 -04'00'

Alan K. Mayberry,
Associate Administrator for Pipeline Safety

¹ <https://www.regulations.gov/document?D=PHMSA-RSPA-2003-15122-0039>.