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BEFORE THE
FEDERAL ENERGY REGULATORY COMMISSION

In the Matter of:
KINDER MORGAN LOUISIANA PIPELINE

DOCKET NO. CP06-449-000

PUBLIC MEETING
FEBRUARY 27, 2007
6:30 P.M.

HOLIDAY INN
603 HOLIDAY DRIVE
JENNINGS, LOUISIANA

A P P E A R A N C E S

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BEFORE: MS. MEDHA KOCHHAR
FERC ENVIRONMENTAL PROJECT
MANAGER

ALSO APPEARING: MR. STEVE WYNGARDEN
I.C.F. INTERNATIONAL

MR. JAMES LITTLE
U.S. ARMY CORP OF ENGINEERS

MR. JOHN PEPPER
LOUISIANA DEPARTMENT OF
TRANSPORTATION

REPORTED BY: AVA LUNDQUIST, CVR
CERTIFIED COURT REPORTER

1 PROCEEDINGS

2 MS. KOCHHAR: Good evening, everybody.

3 Welcome to the Federal Energy Regulatory
4 Commission's comment meeting of the D.E.I.S. for
5 the Kinder Morgan Louisiana Pipeline Project.

6 My name is Medha Kochhar. I am the FERC
7 staff environmental project manager for this
8 project. With me at the table today is Steve
9 Wyngarden with I.C.F. He is part of the I.C.F. and
10 ENTREX team, helping us prepare the environmental
11 impact statement. Next to Steve is sitting James
12 Little. He is from the U.S. Army Corps of
13 Engineers. The U.S. Army Corps of Engineers is our
14 cooperating agency, working with us to develop the
15 E.I.S. Next to him is John Pepper. He is from the
16 Department of Transportation, and he is here to
17 talk about pipeline safety. Each of them will make
18 a presentation.

19 Also, we have with us Karen Fedely and
20 Jenny Slate. They are outside at the sign-in
21 sheets.

22 The purpose of this meeting today is to
23 give you an opportunity to give us your comments on
24 the D.E.I.S., which we issued January 2007.

25 This meeting is being transcribed by the

1 court reporter, and the transcripts will be made a
2 part of the Commission's formal record of the
3 proceeding in this case.

4 Your comments will help us ensure that we
5 do have a thorough environmental analysis of the
6 proposal. All of your comments, written or oral,
7 will be taken into consideration as we prepare the
8 final Environmental Impact Statement. So far, what
9 we mailed out is a draft environmental impact
10 statement. The final is yet to be produced for
11 this. The more specific your comments, the more
12 helpful they will be to us. You can give us your
13 comments in writing or present it here tonight.
14 All comments will be given equal treatment and will
15 be placed in the Commission's formal record of the
16 proceeding.

17 After the end of the comment period, which
18 is March 19, 2007, we will revise the D.E.I.S., or
19 the Draft Environmental Impact Statement, as
20 necessary or undertake any additional studies if
21 warranted. All of your comments will be addressed
22 in the final Environmental Impact Statement. We
23 cannot consider any comments made off-the-record by
24 anyone, including the pipeline company.

25 If you wish to provide your written

1 comments instead of or in addition to speaking, you
2 must file them with the Secretary of the Commission
3 no later than March 19, 2007. Be sure to include
4 the docket number, which is CP06-449-000. Again,
5 the CP docket number is CP06-449-000. It is very
6 important you write the correct docket number,
7 otherwise, your comments may float around in the
8 agency before they get to me.

9 If your comments concern a specific
10 property, give us a very precise location so we can
11 help you out with that.

12 In order for us to consider your comments,
13 they must be presented here tonight or provided in
14 writing on or before the comment period ends.

15 We are asking you to identify any
16 environmental concerns you may have. We will
17 address these concerns, again, in the E.I.S. that
18 will be prepared. This E.I.S. will be part of the
19 information that the Commission will use in
20 examining Kinder Morgan's proposal.

21 Each speaker will have five minutes. Since
22 we don't have very many people signed up for
23 speaking, or even one, I guess you can take as much
24 time as you want to.

25 The final E.I.S., along with the

1 non-environmental analyses prepared by the FERC
2 staff, will be used by the Commission in making its
3 decision on whether to certificate this project. I
4 want you to know that no decision has been made on
5 the Kinder Morgan Louisiana Pipeline Project at
6 this time. I am saying this because a lot of
7 people think a draft E.I.S. is sent out, so the
8 decision is already made. There has been no
9 decision made. The draft is out to let you know
10 where we stand with this project, what our current
11 analyses is, and we are looking for your input, if
12 you need to address any further concerns or any
13 analyses, so that we can develop the final version,
14 which will then go with our recommendations to the
15 Commission.

16 As you may have noticed, we have a court
17 reporter here again today to record the meeting,
18 and a transcript of the meeting will be made a part
19 of the record on this proceeding. If you wish to
20 purchase copies of the transcript, please speak to
21 the court reporter after the meeting concludes.

22 Any written material or any handouts that you
23 have, you may hand over to the court reporter so
24 that it becomes part of the record here.

25 Again, our purpose here tonight is to

1 receive your comments and questions on the record.
2 We understand the company will be here and
3 available to speak with you at the end of this
4 meeting so you can talk with them and discuss
5 specific issues or address your alignment and see
6 where your property is and what your specific
7 concern or issue is and how they can help you. We
8 will be here, too.

9 Again, your input is important to us. Your
10 site-specific comments are appreciated. I want to
11 thank all of you for coming here today and taking
12 your most precious time to work with us. Thank you
13 very much.

14 Now, I will request Red Iler from Kinder
15 Morgan come and give a brief description of the
16 project. Thank you.

17 Red?

18 MR. ILER: Good evening. My name is Red
19 Iler. I'm the Senior Project Manager with Kinder
20 Morgan Louisiana Pipeline. Kinder Morgan is here
21 seeking certification from FERC for the right to
22 construct and operate approximately 140 miles of
23 42-inch natural gas pipeline. This pipeline will
24 begin at a point near Sabine Pass, Louisiana, and
25 extend north by northeast to a point near

1 Chataignier, Louisiana.

2 With me tonight, I have groups from our
3 Land, Environmental, Engineering, Operations, and
4 Public Relations groups to assist in answering any
5 questions you may have.

6 Thank you for coming.

7 MS. KOCHHAR: Thank you, Red.

8 I will now request James Little come and
9 make a presentation.

10 James?

11 MR. LITTLE: Good evening. I'm James W.
12 Little, Jr., U.S. Army Corps of Engineers, New
13 Orleans District. On behalf of Colonel Richard E.
14 Wagenaar, District Engineer of the New Orleans
15 District, I join with the Federal Energy Regulatory
16 Commission in welcoming you to this public meeting
17 for the construction of 132 miles of 42-inch
18 pipeline; 1.22 miles of 36-inch pipeline; and
19 2.3 miles of 24-inch diameter pipeline for the
20 delivery and sale of natural gas to various
21 domestic markets.

22 The Corps of Engineers has been granted
23 permitting authority under Section 10 of the Rivers
24 and Harbors Act of 1899, which prohibits the
25 unauthorized obstruction or alteration of any

1 navigable water in the United States, and Section
2 404 of the Clean Water Act of 1972, which regulates
3 the discharge of dredged or fill material into
4 waters of the United States, which also includes
5 wetlands.

6 To date, the New Orleans District has not
7 received a permit application requesting Department
8 of the Army authorization to construct the Kinder
9 Morgan Louisiana Pipeline Project. However,
10 several pre-application meetings have been
11 conducted with representatives from Kinder Morgan
12 Louisiana Pipeline, L.L.C., concerning submittal of
13 a permit application for the proposed pipeline
14 facilities.

15 Upon receipt of a complete application
16 form, the New Orleans District will solicit
17 comments from the public via a 30-day public
18 comment advertisement. The Corps will evaluate the
19 proposed work in accordance with our regulations
20 and guidelines and in cooperation with the Federal
21 Energy Regulatory Commission and other Federal and
22 State resource and regulatory agencies.

23 The Federal Energy Regulatory Commission
24 will be the lead agency in preparation of the
25 Environmental Impact Statement required by the

1 National Environmental Policy Act of 1969. The
2 Corps will be a cooperating agency in the
3 preparation of this E.I.S.

4 The Corps is neither a proponent nor
5 opponent of the proposed action. A decision on
6 whether to issue a permit will be based on an
7 evaluation of the probable impact, including
8 cumulative impacts of the proposed activity on the
9 public interest. That decision will reflect the
10 national concern for both protection and
11 utilization of important resources. All factors
12 which may be relevant to the proposal will be
13 considered, such as conservation, economics,
14 aesthetics, wetlands, historic properties, fish and
15 wildlife values, flood hazards, and the needs and
16 welfare of the people, just to name a few. The
17 E.I.S. process will be used to identify the impacts
18 of the project, both beneficial as well as
19 detrimental.

20 As stated earlier, the purpose of this
21 meeting is to gather information from you, the
22 public, as to what issues you feel are important
23 and should be addressed in the E.I.S.

24 Your input is important to the evaluation
25 of the proposed actions and its potential impact on

1 the human and biological communities. Please feel
2 free to comment, and we look forward to hearing
3 from you tonight. If you don't feel like voicing
4 your concerns this evening, you may submit written
5 comments. Please do not hesitate to contact my
6 staff or I for assistance during the permit
7 evaluation process.

8 Thank you.

9 MS. KOCHHAR: Thank you, James.

10 John Pepper?

11 MR. PEPPER: Good evening. I'm John
12 Pepper, and I'm with the Department of
13 Transportation. Although we are not exactly a
14 cooperating agency with FERC and the Department of
15 the Army Corps of Engineers, the Department of
16 Transportation has the regulations that are used to
17 construct and operate natural gas pipelines.

18 I'm specifically with the Pipeline and
19 Hazardous Material Safety Administration, Office of
20 Pipeline Safety. Our mission statement is, to
21 ensure the safe, reliable, and environmentally
22 sound operation of the nation's pipeline
23 transportation system.

24 If you would like more information on our
25 agency, I have business cards up here which has a

1 web address on it, and at that web address, which
2 is ops.dot.gov, you can find the regions that the
3 O.P.S. oversees, and I am with the southwest
4 region, which covers Louisiana. You can find
5 information about the southwest region at that
6 website.

7 You can also find pipeline statistics at
8 our website, mainly our pipeline safety statistics.
9 You can also find our regulations. These
10 regulations, Part 192, are there, and they are what
11 we are talking about today. If you have any
12 questions regarding anything from operations to
13 construction on what is required of a pipeline, you
14 can look in those regulations for yourself.

15 We also have an index of O.P.S. waivers.
16 Kinder Morgan has applied for a waiver, and I will
17 talk about that in just a minute.

18 Basically, our regulations, our Part
19 192 regulations, are for transportation of natural
20 gas and other gas by pipeline. These regulations
21 include minimum requirements for materials, for
22 pipe design. Pipe design determines what type of
23 pipe you put in the various areas, whether it's
24 rural or more populated. We also have welding
25 requirements, construction requirements, testing,

1 erosion control, when they physically start
2 operating the pipeline, how they operate the
3 valves, when they operate them. We have
4 regulations for those types of issues. We have
5 maintenance issues, how they make repairs, how they
6 do coating repairs, anything that they need to do
7 with regard to maintaining the pipeline for the
8 life of the pipeline.

9 We also have a series of regulations for
10 personnel qualifications. Everybody that works for
11 Kinder Morgan will have to pass what is known as
12 "operator qualifications." So, they have to have
13 specific qualifications to do specific tasks on the
14 pipeline. Anything that is done on the pipeline
15 has to go through the operator qualification
16 regulations.

17 Finally, we have new rules for integrity
18 management, which are rules for higher consequence
19 areas. Those areas are where the population is
20 greater, like churches, schools, any kind of
21 population facility located near the pipeline. We
22 have new integrity management regulations that they
23 must follow in those areas.

24 We also offer waivers or special permits.
25 Kinder Morgan has applied for a waiver through the

1 D.O.T. to operate at what is known as 80 percent
2 S.M.Y.S., as opposed to the normal 72 percent
3 S.M.Y.S. And this is only in "Class 1" or very
4 rural areas. If we grant this waiver to Kinder
5 Morgan, they will have extra requirements put on
6 them to ensure the safety of the pipeline, and
7 those requirements include a more rigorous fracture
8 control plan so that in the event anything happens
9 to the pipeline, any rupture of any kind, it would
10 be contained in a smaller area.

11 We also have more stringent pipe
12 manufacturing controls, gas quality monitoring,
13 corrosion control measures, right-of-way patrolling
14 frequencies, and they are even required to in-line
15 inspect the pipeline on a much more frequent basis,
16 a seven-year frequency.

17 If you have any more questions on the
18 waiver, I would be glad to address them, but you
19 can also email me, and that is on my business card.

20 So, in conclusion, PHMSA, which is the
21 pipeline and hazardous materials safety
22 administration, it is our job to ensure that
23 operators follow all of our government-mandated
24 regulations for both the construction and the
25 operation of these regulated pipelines, and they

1 are also required to adhere to more stringent
2 requirements when waivers to those regulations are
3 granted. PHMSA's job is to ensure the safe
4 operation of the nation's pipelines, and we take
5 that job very seriously. So, if you have any
6 questions, my name is John Pepper. My phone number
7 is 713-272-2849. Once again, my business card is
8 here if you have any questions.

9 Thank you.

10 MS. KOCHHAR: Thank you, John.

11 Would any of you like to make a
12 presentation? Does anyone have a question or
13 comment? I'll give you a few more minutes to think
14 about it.

15 Do we have any questions?

16 Well, I guess the meeting is officially
17 adjourned since there is nobody here to make a
18 presentation or have any questions or comments.
19 Thank you for coming here tonight, and if you have
20 questions that you want to talk about informally,
21 we are here, and the company will be here for some
22 more time. Thank you very much.

23 (The hearing concluded at 7:02 p.m.)

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