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BEFORE THE
FEDERAL ENERGY REGULATORY COMMISSION

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IN THE MATTER OF: : Docket Number
KINDER MORGAN LOUISIANA : PF06-16-000
PIPELINE, LLC :
- - - - -x

Sulphur City Hall
500 N. Huntington Street
Sulphur, Louisiana

Tuesday, May 9, 2006

The above-entitled matter came on for scoping
meeting, pursuant to notice at 6:35 p.m.

MODERATOR: MEDHA KOCHHAR, Ph.D., FERC

P R O C E E D I N G S

(6:35 p.m.)

DR. KOCHHAR: Good evening everybody here. On behalf of the Federal Energy Regulatory Commission, I would like to welcome all of you here tonight. This is an environmental scoping meeting for the proposed Kinder Morgan Louisiana Pipeline Project. This project is being proposed by Kinder Morgan Louisiana Pipeline LLC.

Let the record show the meeting begins at 6:35 p.m. My name is Medha Kochhar and I'm the FERC project manager for this Kinder Morgan Pipeline Project. I'm here with Steven Wyngarden from ICF and James Little from the Army Corps of Engineers. In the back of the room is Wayne Kicklighter from Entrix, John Peconom from FERC and Jennifer from Entrix. They are all part of our third-party contractor team, except for John, who is with me from FERC.

The FERC is the lead federal agency for the National Environmental Policy Act, which we call NEPA, review of the project and for the preparation of the EIS. Normally, the Department of Transportation, Office of Pipeline Safety has the responsibility for ensuring that natural gas pipeline facilities comply with several regulations and standards under the National Pipeline Safety

1 Act. Normally, they would come here, but they could not
2 make it.

3 This meeting is also called a NEPA public scoping
4 meeting. The purpose of tonight's meeting is to provide
5 each of you with an opportunity to give us your
6 environmental comments on the Kinder Morgan Pipeline
7 Project. We are here tonight to learn from you what your
8 concerns are for this project. It will help us the most if
9 your comments are very specific to the project regarding the
10 potential environmental effects and reasonable alternatives
11 of the proposed project. If you have any suggestions
12 towards alternatives, we would welcome all. Your comments
13 will be used to determine what issue we need to cover in the
14 EIS, which the Environmental Impact Statement.

15 If you wish to speak tonight, be sure to sign up
16 on the sign-up list. Make sure you sign your name on that.
17 There are also handouts for you to get some instructions as
18 to how to send your written comments to FERC.

19 On March 24, 2006, we issued a notice of intent
20 and this was mailed out to all the stakeholders, landowners
21 or anybody else -- like newspapers, state, local officials
22 also. We issued this NOI, Notice of Intent, on March 24th.
23 The comment period on the NOI ended on April 24, 2006. We
24 are still accepting written comments on the project. We
25 will take comments throughout our review of the project,

1 however, we ask that you provide comments as soon as
2 possible in order to give us time to analyze and research
3 the issues.

4 I would like to add that FERC strongly encourages
5 electronic filing. We have another pamphlet here -- you can
6 pick it up from the table in the back -- that gives you
7 guidance as to how to use electronic filing using the FERC
8 website, which is www.FERC.gov.

9 Regarding our process, we have developed pre-
10 filing environmental review of the project. A formal
11 application has not yet been filed with the FERC. However,
12 the FERC staff has already started its NEPA review for the
13 project to allow early involvement by the public, government
14 officials entities and other interested parties. The
15 purpose of the NEPA pre-filing process is to encourage
16 involvement by interested stakeholders in a manner that
17 allows for the early identification and resolution of
18 environmental issues.

19 The pre-filing process is relatively new at FERC.
20 We have started this so that early first six to seven months
21 during the pre-filing we get involved with the company, help
22 them work out the environmental issues, iron out some of the
23 problems. At the same time, we evaluate the route and see
24 how we can define the route and reduce environmental
25 impacts. Once we think they have come up to a level that it

1 is satisfactory, then we start the formal application
2 process. At this time Kinder Morgan would file an
3 application, which would be under a different docket number.
4 Both docket numbers will address this.

5 The cooperating agencies will work with us in
6 this process. We have requested the U.S. Corps of
7 Engineers, the U.S. Fish and Wildlife Service, the United
8 States Department of Commerce, National Oceanographic and
9 Atmospheric Administration, Office of National Marine
10 Fishery Service to be cooperating agencies and I believe
11 Corps has agreed to be a cooperating agency and tonight
12 James Little from Corps, here on my left-hand side, is going
13 to make a short presentation to give us their process.

14 During our review of the project, we will
15 assemble information from a variety of sources, including
16 applicant, Kinder Morgan; you, the public; other state,
17 local and federal agencies and our own independent analysis
18 and field work. We will analyze the information and prepare
19 a draft Environmental Impact Statement that will be
20 distributed to the public for their comments.

21 If you want a copy of the draft EIS, there are
22 three ways to let us know. You can send a written comment
23 to FERC or you can sign-up at the sign-in table tonight or
24 you can return the mailing list form, which is at the back
25 of this NOI. You must do one of these three things to

1 ensure that you stay on our mailing list. If we don't get
2 any response from you, we'll drop your name. It is very
3 important that any comments you send include our docket
4 number for the project. The docket number for the project
5 is PF-06-16-000. Again, the docket number right now is PF-
6 06-16-000.

7 Also, after the draft EIS is issued, we will have
8 45 days to review and comment on it. Normally, we schedule
9 a public comment meeting similarly to the format of this
10 meeting towards the end of the 45-day period. At that
11 meeting you can give us your comments on the draft EIS
12 orally or in writing. Alternatively, you may provide
13 comments in writing.

14 At the end of the 45-day comment period, we will
15 use your comments and any other new information that we have
16 gathered to finalize our EIS. The final EIS will be mailed
17 to people who are on our environmental mailing list. If
18 you receive a copy of the draft EIS, you will receive a copy
19 of FEIS. After the final EIS is issued, FERC commissioners
20 will use our findings to assist their determination on
21 whether to approve or deny the certificate for this project.

22 Before we start taking comments from you, we've
23 asked Kinder Morgan to provide a brief overview of the
24 project. Tonight Mr. Red Iler from Kinder Morgan has agreed
25 to give us a short presentation.

1 At this time, I will request Mr. Iler to come
2 forward to microphone. Mr. Iler.

3 MR. ILER: Thank you, Medha.

4 Good afternoon ladies and gentlemen. My name is
5 Red Iler. I'm the senior project manager with Kinder Morgan
6 Louisiana Pipeline, a subsidiary of Kinder Morgan.

7 I have with me tonight several of our key players
8 in this project, which would be Mr. Joe Sydes. He's over
9 operations in Louisiana and southeast Texas. I have our
10 senior land staff, Amy Girouard, Steven Butcher, from our
11 environmental group in Kinder Morgan Houston, Ms. Gina
12 Dorsey, and from our engineering counter-part, AMEC Paragon,
13 Mr. Bob Sease, Frank Smith and Matt Barczyk.

14 Kinder Morgan operates well over 25,000 miles of
15 pipeline. We do it safely and efficiently and we feel this
16 project is a plus for Kinder Morgan and for Louisiana. What
17 we are here trying to do is seeking FERC's certification for
18 a 42-inch natural gas pipeline, which will start at Sabine
19 Pass and extend north and east to just north of Eunice.

20 Thank you for coming.

21 DR. KOCHHAR: Thank you, Mr. Iler.

22 I would like to add that Kinder Morgan has
23 brought some maps of the project. If you are interested in
24 looking at your property in relation to where it falls on
25 the project or have any questions, please to talk to any one

1 of the Kinder Morgan office people.

2 Now we'll have Mr. James Little from the Corps of
3 Engineers to make a small presentation.

4 James?

5 MR. LITTLE: Good evening. I'm James Little,
6 Jr., U.S. Army Corps of Engineers, New Orleans District. On
7 behalf of Colonel Richard P. Wagenaar, District Engineer of
8 the New Orleans District, I join with the Federal Energy
9 Regulatory Commission in welcoming you to this public
10 scoping meeting to construct a natural gas pipeline from the
11 Sabine Pass LNG terminal to the Rayne, Louisiana area.

12 The proposed project will require the
13 installation of approximately 130 miles of 42-inch diameter,
14 1 mile of 136-inch diameter and 2.2 miles of one 24-inch
15 diameter conveyance pipeline.

16 The Corps of Engineers has been granted
17 permitting authority under Section 10 of the Rivers and
18 Harbors Act of 1899, which prohibits the unauthorized
19 obstruction or alteration of any navigable water of the
20 United States and Section 404 of the Clean Water Act of
21 1972, which regulates the discharge of dredged or fill
22 material on the waters of the United States.

23 To date, the New Orleans District has not
24 received a permit application requesting the Department of
25 the Army authorization to construct the Kinder Morgan

1 pipeline. However, a pre-application meeting was conducted
2 on May 12, 2005 with representatives from Kinder Morgan
3 Pipeline concerning submittal of a permit application for
4 the proposed pipeline facilities.

5 Upon receipt of a complete application form, the
6 New Orleans District will solicit comments from the public
7 via a 30-day public notice advertisement. The Corps will
8 evaluate the proposed work in accordance with our
9 regulations and guidelines and in cooperation with the
10 Federal Energy Regulatory Commission and other federal and
11 state resource and regulatory agencies.

12 The Federal Energy Regulatory Commission will be
13 the lead agency in preparation of the Environmental Impact
14 Statement required by the National Environmental Policy Act
15 of 1969. The Corps will be a cooperating agency in the
16 preparation of the EIS. The Corps is neither a proponent
17 nor opponent of the proposed action. The decision whether
18 to issue a permit will be based on an evaluation of the
19 probable impacts, including the cumulative impacts of the
20 proposed activity on the public interest. That decision
21 will reflect the national concern for both protection and
22 utilization of the important resources. All factors which
23 may be relevant to the proposal will be considered, such as
24 conservation, economics, aesthetics, wetlands, historic
25 properties, fish and wildlife resources, flood hazards and

1 the need and welfare of the people, just to name a few. The
2 EIS process will be used to identify the impacts of the
3 project -- both beneficial as well as detrimental.

4 As stated earlier, the purpose of this meeting is
5 to gather information from you, the public, as to what
6 issues you feel are important and should be addressed in the
7 EIS.

8 Your input is important to the evaluation of the
9 proposed action and its potential impact on the human and
10 biological communities. So please feel free to comment and
11 we look forward to hearing from you tonight. If you don't
12 feel like voicing your concerns this evening, you can submit
13 written comments. Please do not hesitate to contact me for
14 assistance during the permitting evaluation process. Thank
15 you.

16 DR. KOCHHAR: Thank you, James.

17 Are there any public officials here tonight?

18 (No response.)

19 DR. KOCHHAR: No? All right. In that case, we
20 can begin our meeting with you all here. Is there a
21 speaker's list.

22 MR. WYNGARDEN: Nobody signed up.

23 DR. KOCHHAR: Nobody signed up.

24 MR. WYNGARDEN: I might mention you see the nice
25 court reporter over here. He looks all intimidating with

1 the headphones and everything. That's because we're trying
2 to put this meeting on the official record. So you have a
3 couple of opportunities to speak tonight on the official
4 record. If anybody else does have some comments that they
5 want to come forward, we just ask that you do so at the
6 microphone.

7 Since nobody signed up, I guess this is the last
8 call. If anybody else, in hindsight, after hearing some of
9 our opening remarks might want to come up and have any
10 comments, we invite you to do so. If you don't want to do
11 that, if you have any questions, we could also entertain
12 just a question and answer period. But, again, we'll ask
13 those be provided at the microphone so that we can get them
14 on the record.

15 After the official meeting, there will also be a
16 chance for us to be more unofficial and mill around and look
17 at the maps and talk more informally. But, for the official
18 part of the meeting, we do ask that you speak at the
19 microphone. That's the way we'll conduct the remainder of
20 the meeting.

21 DR. KOCHHAR: Right.

22 MR. WYNGARDEN: Nobody officially signed up, but
23 does anybody else have any comments upon thinking about it?

24 DR. KOCHHAR: Any comments? Any questions?

25 Would you please come to the podium and say your

1 name clearly so the court reporter can get it and also speak
2 in a way so that he can get your comment, question or
3 whatever you have. Thank you.

4 MR. VINCENT: My name is Charles Vincent and my
5 question is, this is a 42-inch pipeline. How is it going to
6 be built? Is it trenched? How deep does it go? On our
7 property, we have other pipelines running through it. How
8 is that going to work? You know, I was just -- and it goes
9 right between my Giggs Bermuda field and it's going to ruin
10 a heck of a lot of hay pasture and it goes right behind my
11 barn, you know, with the stakes. So maybe you can answer
12 these questions.

13 DR. KOCHHAR: To answer your question, first of
14 all, I will have to know where your property is specifically
15 so that I can ask Kinder Morgan to respond to that because
16 there are different construction methods used. It's not
17 necessarily just open trench. It could be HDD, which is
18 horizontal and directional drill. It could be bore. It
19 could be anything. Since I don't know that, maybe we can
20 ask Kinder Morgan to meet with you after this so you can
21 show your property and they can talk to you about that.

22 MR. VINCENT: Okay.

23 Anybody else? No more questions?

24 No more questions, one. No more questions, two.

25 No more questions -- good.

1 MR. BURKHALTER: Lynwood Burkhalter.

2 DR. KOCHHAR: Say it again, please.

3 MR. BURKHALTER: Lynwood Burkhalter.

4 What is the purpose of the pipeline?

5 DR. KOCHHAR: What is the purpose of the
6 pipeline? To transmit gas from here -- from the LNG plant.

7 MR. BURKHALTER: From Rayne to the LNG or from
8 the LNG to Rayne?

9 DR. KOCHHAR: From the LNG to Rayne, yes.

10 Thank you.

11 Anybody else?

12 (No response.)

13 DR. KOCHHAR: No? One, second time -- anymore
14 questions? Three? No? Okay.

15 We'll adjourn the meeting and thank you for
16 coming here. If you have any more questions that you would
17 prefer to talk informally with the company or us, you're
18 welcome. Thank you again for coming.

19 (Whereupon, at 6:53 p.m., the above-entitled
20 matter was concluded.)

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