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September 10, 2007

**VIA EMAIL AND OVERNIGHT DELIVERY**

Daniel F. Caruso  
Chairman  
Connecticut Siting Council  
Ten Franklin Square  
New Britain, CT 06051

**RE: Petition No. 815 – Iroquois Gas Transmission System, L.P. Petition for a Declaratory Ruling that the Connecticut Siting Council has an Advisory Role to the Federal Energy Regulatory Commission Regarding Iroquois's 08/09 Expansion Project in Brookfield, Newtown, and Milford, Connecticut**

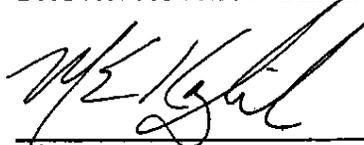
Dear Chairman Caruso:

On behalf of Iroquois Gas Transmission System, L.P. ("Iroquois"), enclosed are twenty (20) copies of Iroquois' List of Witnesses and Exhibits and Request for Administrative Notice.

Please contact me with any questions concerning this filing.

Very truly yours,

**BROWN RUDNICK BERLACK ISRAELS LLP**



Michael E. Kozlik

Enclosures

cc: Francis J. Collins, Esq.  
Thomas W. Beecher, Esq.  
John Haines, Esq.  
Jeffrey A. Bruner, Esq.  
Paul W. Diehl, Esq.

# 40243689 v1 - 070787/0005

STATE OF CONNECTICUT  
CONNECTICUT SITING COUNCIL

IROQUOIS GAS TRANSMISSION SYSTEM, L.P. : PETITION NO. 815  
PETITION FOR A DECLARATORY RULING :  
THAT THE CONNECTICUT SITING COUNCIL :  
HAS AN ADVISORY ROLE TO THE FEDERAL :  
ENERGY REGULATORY COMMISSION :  
REGARDING IROQUOIS'S 08/09 EXPANSION :  
PROJECT IN BROOKFIELD, NEWTOWN, AND :  
MILFORD, CONNECTICUT : SEPTEMBER 10, 2007

IROQUOIS GAS TRANSMISSION SYSTEM, L.P.

LIST OF WITNESSES AND EXHIBITS AND REQUEST FOR ADMINISTRATIVE NOTICE

Iroquois Gas Transmission System, L.P. ("Iroquois") hereby submits the following:

A. List of Witnesses

Iroquois will make the following witnesses available for cross-examination at the hearing of September 12, 2007<sup>1</sup>:

1. Matthew T. Murello - Lewis S. Goodfriend & Associates
2. Robert A. Perless, Senior Engineer, New Projects - Iroquois
3. Ronald E. Schroeder - Quonset Environmental Associates
4. Brian Wolf, Manager, Engineering Services – Iroquois
5. John M. Zimmer, Senior Project Manager – ENSR

B. List of Exhibits

Iroquois' witnesses will offer and adopt the following exhibits and will be available for cross-examination:

1. Letter from Philip M. Small to Daniel F. Caruso, re: Iroquois Gas Transmission System, L.P. – 08/09 Expansion Project, dated May 24, 2007, with the following enclosures:

<sup>1</sup> A resume for each witness was submitted in Docket No. 755A.

- a. FERC Docket No. PF07-7, Letter from Paul W. Diehl (Iroquois) to Philis J. Posey (FERC), dated March 9, 2007, re: Request for Authority to Use NEPA Pre-Filing Process for Iroquois' 08/09 Expansion Project;
  - b. FERC Docket No. PF07-7, Letter from J. Mark Robinson (FERC) to Paul W. Diehl (Iroquois), dated March 23, 2007, re: Approval of the Pre-Filing Request;
  - c. FERC Docket No. PF07-7, Iroquois Gas Transmission System, L.P., 08/09 Expansion Project, Initial Draft Resource Reports 1 and 10, dated April 2007;
  - d. FERC Docket No. PF07-7, Iroquois Gas Transmission System, L.P., filing dated May 9, 2007, concerning Iroquois open houses held in Newtown, Brookfield, and Milford; and
  - e. FERC Docket No. PF07-7-000, FERC Notice of Intent to Prepare an Environmental Assessment for the Proposed Iroquois 08/09 Expansion Project, Request for Comments on Environmental Issues, and Notice of Public Scoping Meetings, dated May 22, 2007.
2. Petition No. 815, "Iroquois Gas Transmission System, L.P. Petition for a Declaratory Ruling Regarding Its 08/09 Expansion Project in Brookfield, Newtown, and Milford, Connecticut," dated May 30, 2007.
  3. Petition No. 815, Letter from Philip M. Small to Daniel F. Caruso, dated July 18, 2007, with the following enclosure:
    - a. FERC Docket No. PF07-7, Response of Iroquois Gas Transmission System, L.P. to Scoping Comments, dated July 17, 2007.
  4. Petition No. 815, Letter from Philip M. Small to Daniel F. Caruso, dated July 20, 2007, re: Draft Environmental Resource Reports, with the following enclosures:
    - a. FERC Docket No. PF07-7-000, Letter from Paul W. Diehl (Iroquois) to the Honorable Kimberly D. Bose (FERC), dated July 18, 2007, re: Draft Environmental Resource Reports;
    - b. FERC Docket No. PF07-7/CP07-, Application of Iroquois Gas Transmission System, L.P. to Amend Certificate of Public Convenience and Necessity, Draft Volume II – Environmental Report, Resource Reports 1 - 13, Appendices A – I, Public, dated July 2007; and
    - c. FERC Docket No. PF07-7/CP07-, Application of Iroquois Gas Transmission System, L.P. to Amend Certificate of Public Convenience and Necessity, Draft Volume III, Environmental Report, Appendices J – M, Non-Internet Public, dated July 2007.

5. Petition No. 815, PowerPoint presentation entitled "Iroquois' 08/09 Expansion Project, Brookfield Compressor Station – Addition & Newtown Looping, Connecticut Siting Council Open House," dated September 5, 2007.
6. Petition No. 815, Iroquois' Responses to Council Interrogatories Q-CSC-1 through Q-CSC-25, filed on September 6, 2007.
7. Resumes for Iroquois' witnesses:
  - a. Matthew T. Murello
  - b. Robert A. Perless
  - c. Ronald E. Schroeder
  - d. Brian Wolf
  - e. John M. Zimmer

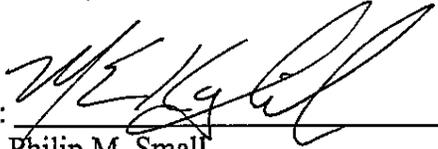
C. Administrative Notice

Iroquois requests that the Council take administrative notice of the following:

1. The records of Petition Nos. 540, 555, 755, and 755A.
2. FERC Docket No. PF07-7-000, Letter from Rich McGuire (FERC) to Paul W. Diehl (Iroquois), dated August 3, 2007, re: Staff's Comments on Draft Resource Reports (copy attached).

Respectfully submitted,

IROQUOIS GAS TRANSMISSION  
SYSTEM, L.P.

By: 

Philip M. Small  
Michael E. Kozlik  
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Its Attorneys

FEDERAL ENERGY REGULATORY COMMISSION  
WASHINGTON, D.C. 20426

OFFICE OF ENERGY PROJECTS

In Reply Refer To:  
OEP/DG2E/Gas Branch 1  
Iroquois Gas Transmission System, L.P.  
Docket No. PF07-7-000

August 3, 2007  
Paul W. Diehl  
Senior Attorney  
Iroquois Pipeline Operating Company  
One Corporate Drive, Suite 600  
Shelton, CT 06484

RE: Staff's Comments on Draft Resource Reports

Dear Mr. Diehl:

The enclosure contains our comments on Iroquois Gas Transmission System, L.P.'s (Iroquois) draft Resource Reports 2, 3, 4, 6, 9, and 11 and supporting documentation that you provided for the proposed Iroquois 08/09 Expansion Project. The enclosure includes comments related to:

- issues identified during the scoping process;
- FERC's filing requirements; and
- quality, content, and consistency of documentation.

Iroquois should revise the draft Resource Reports and supporting documentation to include the outstanding information and address our comments. This will facilitate timely and efficient preparation of the Environmental Assessment.

Please be aware that our ability to meet your schedule is dependant on both your commitment to resolve issues that are identified during the pre-filing period and on your response to this information request. When Iroquois files its application with the Commission, we will determine the completeness of that application relative to the issues raised.

When filing documents and maps, be sure to prepare separate volumes, as outlined in "How-to File Non-Internet Public, CEII or Privileged Material." This document is

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available on the Commission's web site at <http://www.ferc.gov/help/how-to/file-material.asp>.

All filed 7.5-minute-series topographic maps, aerial images, or photographs showing the location of the project facilities need to be marked "**Non-internet Public.**" Any plot plans showing equipment or piping details or site plans for facilities, Geographic Information System data, and any other Critical Energy Infrastructure Information should be filed non-public and labeled "**Contains Critical Energy Infrastructure Information-Do Not Release**" (18 CFR 388.112). Cultural resources information containing the location of that material should be marked "**Contains Privileged Information - Do Not Release**" and should be filed separately from the remaining information, which should be marked "**Public.**"

Thank you for your cooperation.

Sincerely,

Rich McGuire  
Environmental Project Manager

Enclosure

cc: Public File, Docket No. PF07-7-000

ENCLOSURE

Iroquois Gas Transmission System, L.P. (Iroquois)  
Docket No. PF07-7-000

**COMMENTS ON DRAFT RESOURCE REPORTS  
FOR THE IROQUOIS 08/09 EXPANSION PROJECT**

**Draft Resource Report 2 (Water Resources)**

1. Describe the steps Iroquois would take if any public or private water supply well is damaged as a result of construction of the 08/09 Expansion Project.
2. In table 2.2-1, please include the waterbody crossing method or if all methods are the same, include a footnote at the bottom of the table.
3. Fully discuss the possible impacts to waterbodies, wetlands, and vegetation from construction and any additional measures Iroquois would implement to mitigate for impacts on these resources.
4. Include a table of wetland types impacted by the project and include acreages. Also, clarify that a total of 25.35 acres of wetland would be disturbed.
5. Provide the discharge locations for hydrostatic test water.

**Draft Resource Report 3 (Fish, Wildlife, and Vegetation)**

6. Provide a table of vegetation types impacted and include acreages.
7. Briefly discuss how Iroquois would implement the requirements of the Bald and Golden Eagle Protection Act. Please provide the results of any necessary surveys for bald eagles.

**Draft Resource Report 4 (Cultural Resources)**

8. Delete the address/location information for the two resources discussed in section 4.4.3 and the milepost/station information in table 4.4-3 of Resource Report 4, and re-file Resource Report 4 (Volume V, Appendix Q) as part of the public Resource Reports (Volume II).
9. Provide the cultural resources survey reports listed in table 4.4-2 of Resource Report 4. When available, provide the New York and Connecticut State

Historic Preservation Offices' (SHPO) comments, as applicable, on these reports.

10. Provide all previously unfiled correspondence (including any attachments, in color, if originally provided in color) to and from the New York and Connecticut SHPOs, including the consultation correspondence referenced in section 4.3 of RR 4 and any transmittal letters.
11. Provide all previously unfiled correspondence (including any attachments, in color, if originally provided in color) to and from the Native American groups contacted, including the map attachment to Iroquois February 28 and June 13, 2007 letters to the groups, and the March 7, 2007 letter referenced in the Mohegan Tribe's email of March 14, 2007.
12. Ensure that the survey reports clearly identify the survey corridor width and configuration, and cover all project components including the contractor yards, extra work spaces, and access roads identified to date.
13. Would Iroquois avoid archaeological sites A06504.000031, A06504.000032, Kelly I, and Kelly II? If avoidance is not feasible, please identify when Iroquois would conduct Phase II evaluations. Provide the report and the New York SHPO's comments on the report. All material filed with the Commission containing **location, character, and ownership** information about cultural resources must have the cover and any relevant pages therein clearly labeled in bold lettering: "**CONTAINS PRIVILEGED INFORMATION--DO NOT RELEASE.**"
14. Provide the distances by which the potentially significant Buneo house and barn, and the Lott house, fall outside the construction zone. Identify any protective measures (e.g., fencing, monitoring) Iroquois would employ to ensure these aboveground resources are not inadvertently encroached upon during construction. Provide the structure forms for these resources.
15. Revise the *Plan for Unanticipated Discovery of Archeological or Paleontological Materials* as follows. Provide the revised plan.
  - a. Delete references to Paleontological resources and provide a separate stand-alone plan for paleontological resources.
  - b. The plan needs to include procedures for the discovery of human remains. Cite applicable New York and Connecticut State Law(s).

- c. Delete everything after “and” in “Procedures” Section 1, paragraph 2, line 3, to Section 3, paragraph 1, line 4, and continue with “inform the construction manager...”. Retain the remainder of Section 3.

#### **Draft Resource Report 6 (Geological Resources)**

16. Provide a Blasting Plan including:
  - a. the locations by milepost where bedrock blasting would be required;
  - b. any applicable state blasting regulations;
  - c. a pre-blast survey assessment of structures, wells, utilities, and mineral resources within 150 feet of the proposed construction right-of-way;
  - d. mitigation measures to avoid impacts to the items listed above; and
  - e. a disposal plan for excess bedrock excavated from the trench.
17. Section 6.4.4.1.2 of Resource Report 6 indicates the potential for karst along the Wright Loop Segment of the proposed project. Please indicate what mitigation measures would be implemented to avoid negative impacts to the pipeline in this terrain.
18. Section 6.4.5.1.3 of Resource Report 6 states, “it is only the steepest slopes that pose any risk relative to slope instability”. Please provide by milepost the locations along the Newtown Loop Segment of any areas susceptible to landslides or other ground failure. Indicate what mitigation measures would be implemented to avoid negative impacts to the proposed project.

#### **Draft Resource Report 9 (Air and Noise Quality)**

19. Include the distance and direction from the Brookfield and Milford Compressor Stations individually to the federal Class I areas identified in section 9.1.1.
20. Include the state ambient air quality standards in table 9.1.2-1.
21. Include an explanation of footnote 19 in table 9.1.7-1 or delete this footnote.
22. Include the “Percent of Major Source Threshold” of the combined potential construction emissions in tables 9.2.3.1-1 and 9.2.3.2-1.
23. File the referenced “Air Quality Dispersion Modeling Analysis” prepared for the Milford and Brookfield Compressor Stations as indicated in section 9.2.4.

24. Include the following in tables 9.2.4.2-2 and 9.2.4.3-2 for each planned compressor station:
  - a. hazardous air pollutants; and
  - b. a breakdown of particulate matter (PM) less than 10 microns in diameter ( $PM_{10}$ ), and PM less than 2.5 microns in diameter ( $PM_{2.5}$ ).
25. Identify the following:
  - a. mitigation measures which Iroquois would use to minimize air emissions from burning any brush, slash, or any materials generated from construction activities; and
  - b. the applicable state or local regulations.
26. Indicate the name of the air dispersion model that was used for the ambient air quality analysis as referenced in sections 9.2.4.2 and 9.2.4.3.
27. Explain the significance of the noise level measurements taken at the Boonville and Wright Compressor Stations in section 9.4.1.1 because noise measurements were also taken near residences to the Boonville, Wright, and Newtown pipeline loops.
28. In section 9.4.1.2, identify any state or local noise regulations applicable to the construction of the planned project in Connecticut and New York.
29. In section 9.4.2.3, identify whether the “Expected Compressor Station” equivalent sound level ( $L_{eq}$ ) and day-night sound level ( $L_{dn}$ ) in tables 9.4.2.3-1 and 9.4.3.3-1 include the “Existing Measured Sound Levels” at the noise-sensitive areas (NSAs).
30. Iroquois states in section 9.4.3.2 that the acoustical design goal from all proposed approved equipment at the Brookfield Compressor Station would be 52 decibels on the A-weighted scale (dBA)  $L_{dn}$  at the nearest noise-sensitive area; however, section 9.4.3.3, identifies this same projected  $L_{dn}$  as 55 dBA. Clarify this apparent discrepancy.

#### **Draft Resource Report 11 (Reliability and Safety)**

31. In section 11.3.1.1, identify by milepost in tabular form, all U.S. Department of Transportation (DOT) Class Locations and High Consequence Areas (as

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defined in Title 40 of the Code of Federal Regulations Part 192.761 [49 CFR 192.761]) for the proposed routes.

32. Indicate any reliability or safety measures being undertaken by Iroquois that are in addition to the DOT Minimum Federal Safety Standards found in 49 CFR 192.