

Walsh, Brian

From: Brett Koenecke [Brett@MAGT.COM]
Sent: Sunday, November 01, 2009 3:56 PM
To: Walsh, Brian
Cc: John Hayes; Jim White
Subject: Keystone ERP

Brian,

The Keystone Emergency Response Plan has been updated to address deficiencies noted in the SD Department of Environment and Natural Resources letter dated September 4, 2009. The deficiencies identified and resulting changes to the Plan are summarized below. The attachment shows the changed pages for your use.

1. "SDCL 34A-18-2 (3) states the plan must include the name, address and telephone number of the oil spill response organization. The mailing address for the oil spill response organization, National Response Corporation, was not readily identifiable in the plan. Please submit a page insert identifying the appropriate mailing address for National Response Corporation for inclusion in Section 2.0 or the final plan."

Modification has been in Section 2.0 to comply with SDCL 34A-18-2 (3) as requested and the mailing address of the National Response Corporation has been included.

2. "In accordance with SDCL 34A-18-7, the department should be included in the list agencies to be notified of plan modifications as described in Section 1.4, under the sub-heading "Agency Revision Requirements". Please make this change and submit a replacement page inclusion in the final plan."

The South Dakota Department of Environment and Natural Resources has been added to Section 1.4 "Agency Revision Requirements" per SDCL 34A-18-7.

3. "Please submit a replacement page for page 11 in Appendix B with the correct valve milepost location for the worst-case discharge. The department understands the correct valve location is Valve MP 432.4 not Valve MP 4324."

Page 11 in Appendix B has been corrected to reflect the accurate Valve MP 432.4.

4. "Although the plan provides substantial information about response activities and resources, the information is not South Dakota specific. To help the department understand TransCanada's response capabilities specific to South Dakota please submit a supplement to the plan containing the following information: description and location of company owned response equipment in South Dakota, description and location of the oil spill response organization's response resources in South Dakota including South Dakota based sub-contractors if applicable, and a description of anticipated spill response times for spills in South Dakota."

An operator's "South Dakota Supplemental Emergency Response and Equipment Statement" has been added to Appendix F. Based on the criteria presented in the above referenced letter from the SD DENR, appropriate attention has been given to satisfy both the letter and spirit of the law in regards to specific South Dakota requirements.

I trust this meets your requirements. If not, please do let me know right away. If you desire this sent by US Mail rather than email, let me know that also. Thank you.

BK

11/02/2009

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