



STATE OF NEW YORK
DEPARTMENT OF AGRICULTURE AND MARKETS
Division of Land and Water Resources
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February 21, 2014

Hon. Kathleen H. Burgess, Secretary
New York State Public Service Commission
Empire State Plaza
Agency Building Three
Albany, NY 12223-1350

RE: PSC Case No. 13-T-0538 – Application of Williams Field Services Company, LLC and DMP New York, Inc. For a Certificate of Environmental Compatibility and Public Need to Construct an Approximately 9.5 Mile Natural Gas Gathering Pipeline in the Town of Windsor, Broome County, New York

Dear Secretary Burgess:

The Department has completed a review of the above-referenced application submitted by Williams Field Services Company, LLC and DMP New York, Inc. Below are the Department's comments concerning the construction and restoration measures for agricultural land that is included in the application.

1. Table 7 on page 50 lists the location of agricultural properties that will be crossed by the proposed pipeline. While most of the information is accurate, the station numbers in the table may need to be updated by Williams.
2. Exhibit S includes the ROW Restoration and Revegetation Plan that Williams intends to follow after the pipeline installation. Section 5 of the plan includes the restoration measures for agricultural areas. On page 6 of the plan it states "In some areas a crown of soil may be left over the trench to allow for soil subsidence." In agricultural areas, a crown of subsoil should be left over the trench, **prior to replacement of the topsoil**. The topsoil should be graded evenly across the ROW.
3. On page 6 of the ROW Restoration and Revegetation Plan, the Department's most current version of the document *Fertilizer, Lime, and Seeding Recommendations For Restoration of Construction Projects On Farmland in New York State* (Rev. 9-25-12) is correctly listed; however, Table 1B includes a note referencing the 6-15-2005 version of the document.
4. The application indicates that a relatively large area of Additional Temporary Workspace is proposed for the Nash property, south of Farr Road. In a response to information request DPS-5, Williams stated that "[t]he large workspace depicted on the project maps,

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therefore, is intended to allow access to these areas in order to correct the issues identified by the landowner." This portion of the Nash property is used for agricultural production and the Department fully supports the correction of issues resulting from the installation of the first pipeline, as identified by the landowner. However, Williams should provide Department of Public Service staff, Agricultural and Markets staff and the landowner with a map showing the areas to be addressed and a description of the work to be done to correct these issues, for review and approval.

Thank you for consideration of the Department's comments concerning this project.

Sincerely,

A handwritten signature in cursive script that reads "Matthew J. Brower". The signature is written in dark ink and is positioned to the right of the typed name.

Matthew J. Brower
Associate Environmental Analyst

cc: Service List
John Strub
Steve Howard, Williams