



national fuel

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July 7, 2016

Kimberly D. Bose, Secretary
Federal Energy Regulatory Commission
888 First Street, N.E.
Washington, DC 20426

Re: National Fuel Gas Supply Corporation and Empire Pipeline, Inc.
Northern Access 2016 Project
Docket Nos. CP15-115-000 and CP15-115-001

Dear Ms. Bose:

National Fuel Gas Supply Corporation and Empire Pipeline, Inc. (collectively, "National Fuel") hereby submit their response to the comments recently filed by the Supervisor of the Town of Pendleton, New York, dated June 29, 2016.

Please contact the undersigned if you have questions concerning this filing.

Very truly yours,

/s/ Kenneth Webster

Kenneth Webster
Attorney
National Fuel Gas Supply Corporation and
Empire Pipeline, Inc.

Enc.

cc: Christine Allen

CERTIFICATE OF SERVICE

I hereby certify that I have this day served, in accordance with the provisions of Rule 2010 of the Commission's Rules of Practice and Procedure, the foregoing document upon each person designated on the official service list compiled by the Secretary of the Commission in this proceeding.

Dated at Williamsville, New York this 7th day of July, 2016.

/s/ Matthew J. Luzi

Matthew J. Luzi

National Fuel Gas Supply Corporation

Empire Pipeline, Inc.

6363 Main Street

Williamsville, New York 14221

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Statement that National Fuel should restart a process to identify a location more suited to the placement of the proposed Compressor Station. Statement that there are no light or heavy industrial facilities anywhere within the proximity of the proposed Pendleton Compressor Station site, only homes.

As noted in Empire's responses to numerous stakeholder comments and its responses to FERC Staff's Environmental Data Requests,¹ Empire objectively completed a thorough analysis of reasonable alternatives for the proposed Pendleton Compressor Station site, which included a review of several proposed alternatives, both within the Town of Pendleton ("Town") and in surrounding municipalities. Moreover, in response to concerns raised by community stakeholders about Empire's initial preferred Pendleton Compressor Station site, Empire secured an option to purchase an alternative parcel on Killian Road, and formally amended its FERC Application to update its preferred compressor station site to this location. This revised location is within an industrially-zoned area and addresses community stakeholder concerns raised during and after the Commission's initial scoping process, including concerns related to aesthetics, noise, lighting, vibration, and emissions.

The proposed Pendleton Compressor Station site consists of only a small 20 acre portion of a much larger approximately 250 acre light industrial zone established by the Town. This light industrial zone permits a variety of industrial and manufacturing uses, including, for example, the manufacture and assembly of electronics, pharmaceuticals, and laboratories and research facilities, as well as essential services, such as the proposed Pendleton Compressor Station. As is well known, a large scale bulk topsoil storage, shredding and distribution operation, as well as an active gun club, are located approximately 2,100 feet and 3,300 feet, respectively, from the proposed Pendleton Compressor Station site, within this light industrial zone.

Also worth noting is that the Town's own Comprehensive Plan specifically includes the stated goal of "maintain[ing] industrial zoning and expand[ing] . . . light industrial zoning" and clearly acknowledges that the "establishment of more light industrial activities can help to create a more stable/balanced tax base."² Even more telling, the Town's Comprehensive Plan specifically recommends land use changes "to guide the future growth of the Town of Pendleton" which include "[e]xtending the Light Industrial Zoning District on Killian Road."³

¹ See Docket Nos. CP15-115-000 and CP15-115-001.

² See *Town of Pendleton Comprehensive Plan 2025*, § 4.4 (emphasis added), available at [http://pendletonny.us/pdfs/Pendleton%20-%20Comprehensive Plan.PDF](http://pendletonny.us/pdfs/Pendleton%20-%20Comprehensive%20Plan.PDF)

³ *Id.*

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