

LARAMIE COUNTY CLERK BOARD OF COUNTY COMMISSIONERS AGENDA ITEM PROCESSING FORM

1. DATE OF PROPOSED ACTION: January 20, 2015

2. AGENDA ITEM:	<input type="checkbox"/> Appointments	<input type="checkbox"/> Bids/Purchases	<input type="checkbox"/> Claims
<input type="checkbox"/> Contracts/Agreements/Leases	<input type="checkbox"/> Grants	<input checked="" type="checkbox"/> Land Use: Board App/Subdivision/ZC	
<input type="checkbox"/> Proclamations	<input type="checkbox"/> Public Hearings/Rules & Reg's	<input type="checkbox"/> Reports & Public Petitions	
<input type="checkbox"/> Resolutions	<input type="checkbox"/> Other		

3. DEPARTMENT: Planning & Development Office

APPLICANT: EOG Resources, Inc. AGENT: EOG Resources, Inc.

4. DESCRIPTION:

Consideration of a Board Approval for the Fairway Pipeline Phase 2.0, approximately 6.5 miles of pipelines in Laramie County, Wyoming.

RECEIVED AND APPROVED AS
TO FORM ONLY BY THE
LARAMIE COUNTY ATTORNEY

Amount \$ _____ From _____

5. DOCUMENTATION: 1 Originals 0 Copies

<u>Commissioner</u>	<u>Clerks Use Only:</u>	
	<u>Signatures</u>	
Ash _____	Co Atty _____	
Holmes _____	Asst Co Atty _____	
Heath _____	Grants Manager _____	
Kailey _____		
Thompson _____		
Action _____	Outside Agency _____	



LARAMIE COUNTY PLANNING & DEVELOPMENT DEPARTMENT

Planning • Building

MEMORANDUM

TO: Laramie County Board of Commissioners

FROM: Karen Bryant, Associate Planner

DATE: January 20, 2015

TITLE: Review and action of a Board Approval for the Fairway Pipeline Phase 2.0, approximately 6.5 miles of pipelines in Laramie County, Wyoming.

EXECUTIVE SUMMARY

EOG Resources, Inc. has submitted an application for Board Approval of 6.5 miles of pipelines in Laramie County, Wyoming. The pipeline will be located beginning in the Northwest quarter of the Northwest quarter of Section 11, T. 13 N., R. 65 W., North to Campstool Road following Campstool Road/Road 209 approximately 3 miles East, then North to the Southeast quarter of the Southeast quarter of Section 19, T. 14 N., R. 64 W., of the 6th P.M., Laramie County, Wyoming. The pipeline will connect the approved Fairway Compressor Station to the proposed I-80 Compressor Station.

BACKGROUND

The proposed pipeline route is outside of the zoned boundary and not included in PlanCheyenne. However, Energy Pipelines, regardless of zone district, are required to obtain Board Approval with a public hearing.

The pipeline will consist of four (4) separate lines:

- 8" high pressure gas line
- 8" oil line
- 10" fresh water line
- 8" waste water line

This portion of pipeline is part of an overall pipeline project that, once complete, will send gas south to the Hereford Ranch Plant in Weld County, Colorado.

This project has completed the application process and, as such, has come before the Laramie County Board of Commissioners for approval. Any changes to the route, once approved, would necessitate another hearing with the Board.

Pertinent Regulations

Section 1-2-100 (a) of the Laramie County Land Use Regulations governing the Board Approval Process.

Section 2-2-104 of the Laramie County Land Use Regulations governing Work in Public Right-Of-Way.

Section 2-2-127 of the Laramie County Land Use Regulations governing Highpower Transmission Lines, Water Pipelines over 12 Inches in Diameter and Energy Pipelines.

AGENCY REVIEW

County Engineer

Any location where the pipeline crosses a FEMA floodplain, a Floodplain Development permit will be required to be submitted and approved by the County for each crossing. Any County Road crossing shall be bored and the boring shall be from right-of-way to right-of-way (i.e., the bore holes shall be located outside the right-of-way).

County Public Works Director

All road crossings require permits and boring. Floodplain crossings require floodplain development permits. All permits require inspection during and at completion.

Fire District #4

Our biggest overall concern is EOG has never interfaced with local responders in our area. Additionally, we have no idea what the level or timeliness would be of THEIR response should an 8" oil pipeline rupture and spill its contents into Crow Creek. As these are likely going to be classified as gathering lines, they will not be regulated by DOT PHMSA or the State of Wyoming. Therefore we would HIGHLY request that EOG be required to put pipeline markers on these lines, and in the rights of ways in a manner identical to transmission pipelines. That way at least we have product information and emergency contact information as well as an awareness of where the lines are.

WYDOT

Pipeline within WYDOT right-of-way requires a utility license. WYDOT contact for license is Kit Westbrook, 307-745-2100. kit.westbrook@wyo.gov. Attachment "A" Board Approval Application, Location Information - Section 31, 30 & 19, T14N, R64W.

Agencies Responding with No Comment: Board of Public Utilities, Cheyenne Urban Planning Office, Combined Communications Center, County Assessor, Fire District No. 1.

Agencies Not Responding: Cheyenne Light Fuel and Power, County Real Estate Office, County Treasurer, Department of Energy (WAPA), Emergency Management, Environmental Health Department, Fire District No. 6, High West Energy, Phillips 66 Pipeline, Plains All America Pipeline, Sheriff's Office, Wyoming DEQ.

DISCUSSION

Section 2-2-127 of the Laramie County Land Use Regulations (LCLUR) requires that the Laramie County Board of Commissioners hold a public hearing to assure that the “energy pipeline will be located so as to minimize disruption of existing county residents and land users”. The applicant has indicated that all the necessary easements will be attained, and has placed the line along ROW and Section lines where possible, so as to minimize impacts to property owners.

Section 2-2-104 (LCLUR) states work within a Public Right-Of-Way shall require permits. The applicant has met with the County Public Works Department with regard to the design standards and permits required to work in the County Right-of-Way.

Section 1-2-100 (a) of the Laramie County Land Use Regulations requires that the Laramie County Board of Commissioners shall find the following before granting Board Approval:

- i. The proposed use is permitted by Board Approval in the proposed location and is in conformance with all applicable development standards.
- ii. The proposed use is in general conformance with all other applicable policies adopted by Laramie County.
- iii. There is no defined negative impact to the community.

The proposed use is allowed along the 6.5 miles located in Laramie County with Board Approval. The applicant is required to submit a Grading, Erosion, Sediment Control Plan Permit, three (3) Floodplain Permits, and Right-of-Way permits, to be in compliance with other Laramie County policies. The applicant has provided evidence that the pipeline will be built to meet federal requirements (49 CFR Part 195) regarding Transportation of Hazardous Liquids by Pipeline. Therefore, staff finds this application in conformance with the plans and policies of the Laramie County Land Use Regulations (LCLUR 2011).

A letter was sent to adjacent property owners on December 17, 2014 to inform them of the proposed use. Staff did not receive any formal comments from the adjacent landowners.

RECOMMENDATION and FINDINGS

Based on evidence provided, staff recommends the Laramie County Board of Commissioners find that:

- a. This application meets the criteria for Board Approval pursuant to section 1-2-100(a) of the Laramie County Land Use Regulations:
- b. This application meets the criteria as provided for in Section 2-2-104 of the Laramie County Land Use Regulations.
- c. This application meets the criteria for Board Approval pursuant to 2-2-127 of the Laramie County Land Use Regulations.

and that the Board approves the proposed pipeline known as the Fairway Pipeline Phase 2.0, of approximately six and one half (6.5) miles located in Laramie County, Wyoming with the following conditions:

1. A Grading, Erosion, and Sediment Control (GESC) Permit shall be obtained prior to construction.
2. Three (3) Floodplain Development Permits shall be obtained prior to construction.
3. All applicable Right-of-Way (ROW) Permits shall be obtained prior to construction.

PROPOSED MOTION

I move to grant Board Approval for the Fairway Pipeline Phase 2.0 of approximately 6.5 miles, located in Laramie County, Wyoming, and shown in “Exhibit A”, with conditions 1 thru 3, and adopt the findings of fact a, b and c of the staff report.

ATTACHMENTS

Attachment 1: Aerial Map

Attachment 2: Applicant Justification Letter

Attachment 3: Resolution

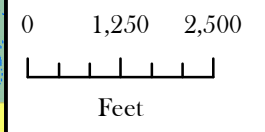
Attachment 4: Exhibit A

Laramie County Wyoming

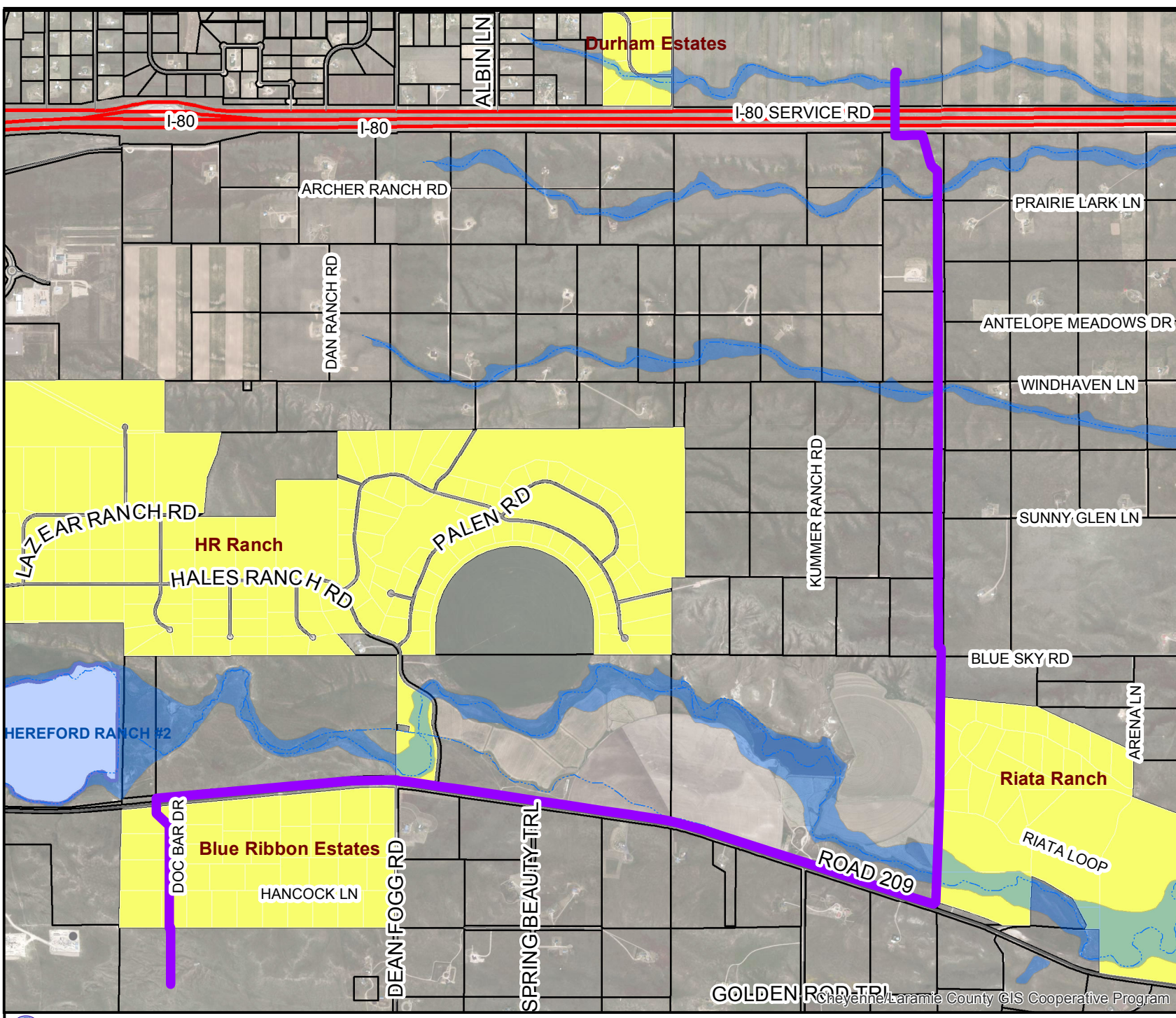


Fairway Gathering Lines Phase 2.0

- ### Legend
- #### Streets
- Interstate (Red double line)
 - Arterial (Thick black line)
 - Collector (Medium black line)
 - Local (Thin black line)
 - Rail Road (Line with cross-ticks)
 - Property Lines (Thin grey line)
 - Fairway Gathering Line (Thick purple line)



Date: 12/17/2014





EOG Resources, Inc.
600 Seventeenth Street
Suite 1000N
Denver, CO 80202
Main: 303-572-9000
Fax: 303-824-5400

December 15, 2014

Laramie County Planning and Development Office
Attn: Karen Bryant
3966 Archer Pkwy
Cheyenne, WY 82009

RE: Fairway Gathering System Phase 2.0

Dear Karen:

EOG Resources, Inc. (EOG) plans to install Phase 2.0 of its High Pressure Gas Gathering Pipeline. Phase 2.0 will be approximately 6.5 miles in length beginning at the north lateral valve site where Phase 1.0 ends in the SWSW of Section 2, T13N R65W. From there it will run north to cross Campstool Road and turn east for approximately three miles. It will then turn north, running approximately three miles where it will cross Interstate 80. The line will cross I-80 in the NENE of Section 30, T14N-R64W boring under the interstate into the SESE of T14N-R64W, Laramie County, Wyoming, where Phase 2.0 will end at the proposed I-80 Compressor Station. Phase 2.0 will avoid Federal and State lands along the entire route. The pipeline will be built to meet the requirements of DOT CFR 49 part 195 Transportation of Hazardous Liquids by Pipeline.

Pipeline will consist of 1 - 8" high pressure gas line, 1 - 8" oil line, 1 - 10" fresh water line, and 1 - 8" produced water line. Upon completion, the line will send gas south to the Hereford Rand Plant in Section 26, T12N-R63W, Weld County, Colorado.

Phase 2.0 of the Fairway Gathering Line crosses five private landowners, one of which is EOG. All landowners have been contacted and have granted consent to survey and all have granted Right-of-Way and/or Easements to EOG for purposes of the pipeline.

Should you have any questions, please contact me at (303) 262-9894 (O), (720) 934-1587 (C), or via email at barbara_griswold@eogresources.com.

Sincerely,

A handwritten signature in blue ink that reads "Barbara Griswold".

Barbara Griswold
Sr. Regulatory Specialist

RESOLUTION # _____

ENTITLED: A RESOLUTION APPROVING THE FAIRWAY PIPELINE PHASE 2.0.

WHEREAS, Wyoming State Statutes §18-5-201 to 18-5-208; §18-5-301 to 18-5-315 authorize Laramie County, in promoting the public health, safety, morals and general welfare of the county, to regulate the use of land through zoning in unincorporated Laramie County; and

WHEREAS, The Laramie County Board of Commissioners have previously adopted the Laramie County Land Use Regulations; and

WHEREAS, this application meets the criteria for a Board Approval pursuant to section 1-2-100 of the Laramie County Land Use Regulations; and

WHEREAS, this application meets the criteria as provided for in Section 2-2-104 of the Laramie County Land Use Regulations; and

WHEREAS, this application meets the criteria listed in Section 2-2-127 of the Laramie County Land Use Regulations; and

WHEREAS, EOG Resources, Inc. desires to construct an approximately 6.5 miles of pipeline within Laramie County, Wyoming.

NOW THEREFORE BE IT RESOLVED BY THE GOVERNING BODY OF LARAMIE COUNTY, WYOMING, as follows:

The Laramie County Board of Commissioners finds that:

- a. This application meets the following criteria for Board Approval pursuant to section 1-2-100(a) of the Laramie County Land Use Regulations:
 - i. The proposed use is permitted by Board Approval in the proposed location and is in conformance with all applicable development standards.
 - ii. The proposed use is in general conformance with all other applicable policies adopted by Laramie County.
 - iii. There is no defined negative impact to the community.
- b. This application meets the criteria as provided for in Section 2-2-104 of the Laramie County Land Use Regulations.
- c. This application meets the criteria listed in Section 2-2-127 of the Laramie County Land Use Regulations.

and that the Laramie County Board of Commissioners approves the construction of the Fairway Pipeline Phase 2.0, as shown in Exhibit A, with the following conditions:

- 1. A Grading, Erosion, and Sediment Control (GESCC) Permit shall be obtained prior to construction.
- 2. Three (3) Floodplain Development Permits shall be obtained prior to construction.
- 3. All applicable Right-of-Way (ROW) Permits shall be obtained prior to construction.

PRESENTED, READ, PASSED, APPROVED AND ADOPTED this _____ day of _____, 2015.

LARAMIE COUNTY BOARD OF COMMISSIONERS

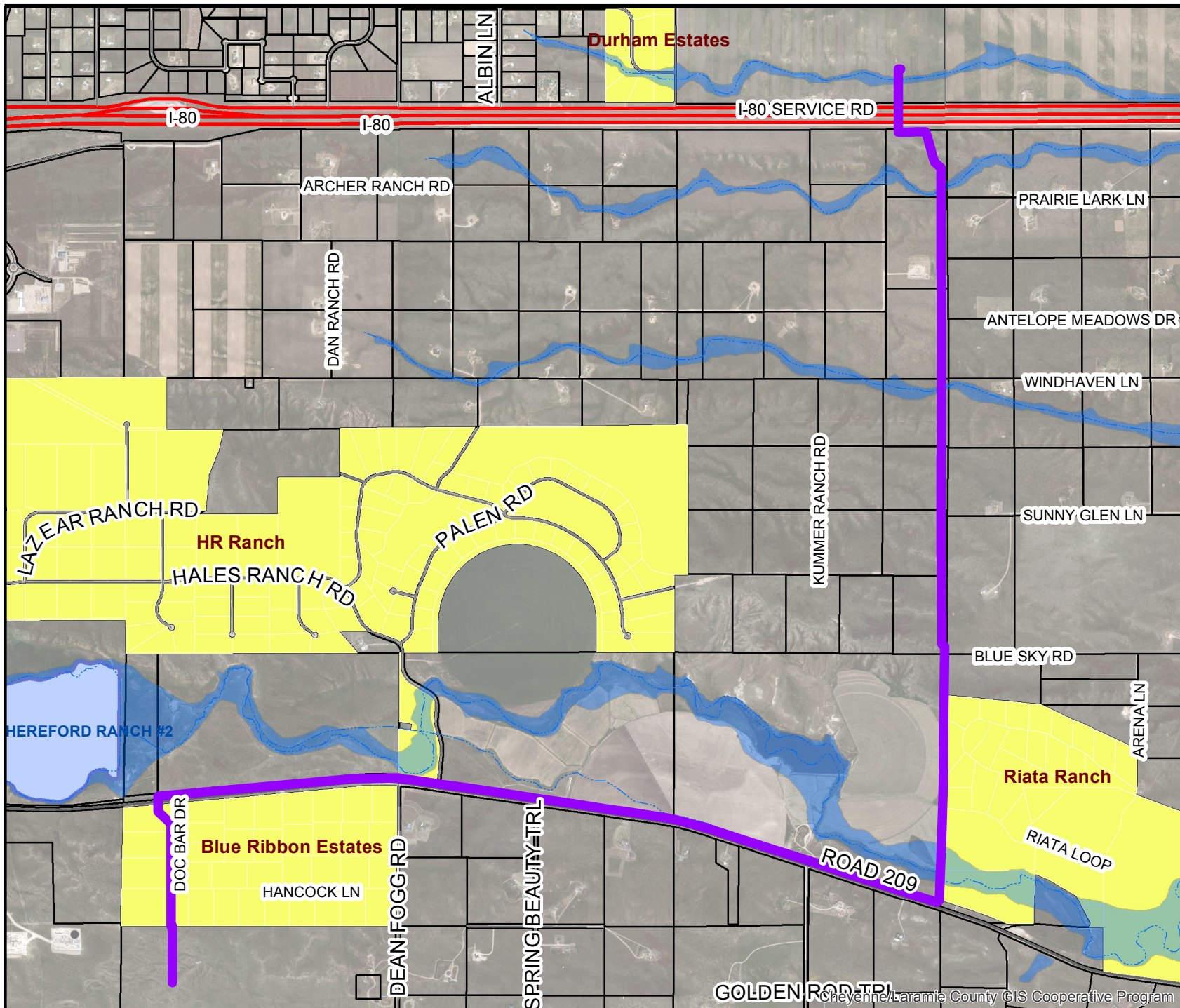
Amber Ash, Chairman

ATTEST:

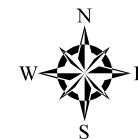
Debra K. Lathrop, Laramie County Clerk

Reviewed and approved as to form:

Mark T. Voss, Laramie County Attorney



Laramie County Wyoming

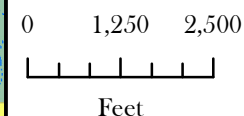


Fairway Gathering Lines Phase 2.0

Legend

Streets

- Interstate
- Arterial
- Collector
- Local
- + Rail Road
- Property Lines
- Fairway Gathering Line



Date: 12/17/2014

Cheyenne/Laramie County GIS Cooperative Program

This map is made possible through the Cheyenne and Laramie County Cooperative GIS Program (CLCCGIS). The data contained herein was collected for its use and is for display and planning purposes only. The CLCCGIS will not be held liable as to the validity, correctness, accuracy, completeness, and/or reliability of the data. The CLCCGIS furthermore assumes no liability associated with the use or misuse of this information.

