

The Commission met on **December 7, 2017**, with Chair Lange and Commissioners Lipschultz, Schuerger, Sieben, and Tuma present.

The following matters were taken up by the Commission:

**PL-9/CN-14-916**

**In the Matter of the Application of Enbridge Energy, Limited Partnership, for a Certificate of Need for the Line 3 Replacement Project in Minnesota from the North Dakota Border to the Wisconsin Border**

**PL-9/PPL-15-137**

**In the Matter of the Application of Enbridge Energy, Limited Partnership for a Routing Permit for the Line 3 Replacement Project in Minnesota from the North Dakota Border to the Wisconsin Border**

Commissioner Lipschultz moved to take the following actions:

1. Find the EIS inadequate solely and specifically as follows:
  - a. The EIS needs to be supplemented to (i) indicate how far and where SA-04 would need to be moved to avoid the karst topography it would otherwise traverse and (ii) provide a revised environmental-impact analysis of SA-04 specifically to reflect the resulting relocation of that alternative.
  - b. The EIS needs to be supplemented to clarify that quantitative representations of route and system alternatives do not necessarily reflect the actual qualitative impacts of those alternatives. For example, the acreage of HCA drinking water sources impacted by SA-04 may be less than the same acreage of HCA drinking water sources impacted by other routes based on the nature of those water sources.
  - c. The EIS needs to be supplemented to clearly identify the extent to which resource impacts of route alternatives in the existing Line 3 corridor are or are not additive—i.e., the extent to which that route alternative would introduce new or additional impacts beyond the impacts of the existing pipelines in that corridor.
  - d. The EIS needs to be supplemented to clarify that the traditional cultural properties survey must be completed before the start of any construction pursuant to any permit granted in this proceeding.

2. Direct the Executive Secretary to file a notice of the Commission's adequacy determination pursuant to Minn. R. 4410.2800, subp. 6, within five days of the Commission's December 7, 2017 meeting. The supplemental information required under part one of this motion must be submitted to the Commission within 60 days of the notice's publication date.

The motion passed 5-0.

There being no further business, the meeting was concluded.

**APPROVED BY THE COMMISSION: December 26, 2017**

A handwritten signature in black ink that reads "Daniel P. Wolf". The signature is written in a cursive style with a large, stylized 'D' and 'W'.

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Daniel P. Wolf, Executive Secretary