

**STATE OF NEW HAMPSHIRE
SITE EVALUATION COMMITTEE**

Docket No. SEC 96-01

**SECOND SUPPLEMENTAL ORDER OF AMENDMENT TO CERTIFICATE
OF SITE AND FACILITY**

Amended Application of Portland Natural Gas Transmission System (PNGTS), for an Energy Facility Certificate to construct, operate and maintain a Natural Gas Pipeline, consisting of approximately 78.6 miles of 24 inch outside diameter pipeline, extending from Pittsburg, New Hampshire across northern New Hampshire to Shelburne, New Hampshire, along with a lateral extending 0.7 mile to Groveton, New Hampshire (PNGTS project), and

Amended application of PNGTS and Maritimes & Northeast Pipeline, L.L.C. (M&N) to construct operate and maintain 31.3 miles of 30 inch outside diameter pipeline, between Newington, New Hampshire and Plaistow, New Hampshire, along with two laterals, one extending 1.1 miles to Newington, New Hampshire and the second extending 0.6 mile to Haverhill, MA (Joint Facilities)

On or about July 16, 1997, the Site Evaluation Committee issued a Certificate of Site and Facility to Portland Natural Gas Transmission System (PNGTS) to construct, operate and maintain a natural gas pipeline approximately 78.6 miles of 24 inch outside diameter pipeline extending from Pittsburg, New Hampshire across northern New Hampshire to Shelburne, New Hampshire, along with a lateral that extends 0.7 mile to Groveton, New Hampshire, and to PNGTS and Maritimes & Northeast Pipeline, L.L.C. (M&N) to construct and operate 31.3 miles of 30 inch outside diameter pipeline between Newington, New Hampshire and Plaistow, New Hampshire along with two laterals, one extending 1.1 miles to Newington, New Hampshire and the second extending 0.6 mile to Haverhill, Massachusetts with associated ancillary facilities (Joint Facilities).

PNGTS has requested that the Environmental Construction Plan (ECP), approved as part of the Certification Order, be modified based upon a Project Completion Plan dated December 7, 1998. The changes result from the inclusion of winter construction methods into the approved ECP. The Department of Environmental Services, Water Division, has no objections to the applicant's request provided said Project Completion Plan contain certain conditions submitted to the Committee. Public Counsel has no objection to the requested modification.

Upon consideration of the foregoing, it is

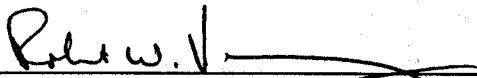
Ordered, that the Certificate of Site and Facility is hereby amended to include the Project Construction Plan dated December 7, 1998 subject to the following conditions:

1. PNGTS shall meet all requirements of the Environmental Construction Plan and the Certification Order as amended by the Project Completion Plan.

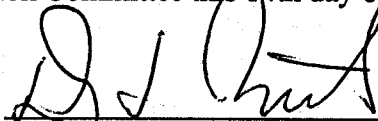
2. PNGTS shall temporarily cease all earth disturbance or re-disturbance during periods when the temperature is above 32 degrees Fahrenheit for a period of 48 hours or more unless approved by the New Hampshire Department of Environmental Services Environmental Inspector ("DES EI"). All construction shall cease and the right-of-way (ROW) temporarily stabilized by March 1, 1999, unless authorized in writing by DES.
3. PNGTS shall consult DES regarding the start-up of spring 1999 cleanup and restoration by April 1, 1999, and final restoration and cleanup shall start as soon as ROW condition permit.
4. PNGTS shall contain within erosion control barriers and hay or straw mulch all spoil piles that will be left over the winter. Hay mulch shall not be used in wetland areas.
5. PNGTS shall adequately anchor all hay/straw mulch, as per the Environmental Construction Plan ("ECP").
6. PNGTS shall snip, segregate and save all wetland topsoil, for wetland restoration as per the ECP.
7. PNGTS shall adequately mark all stockpiled wetland and agricultural topsoil with signs and flagging.
8. PNGTS shall tie all flag sand bags used to divert water.
9. No additional off ROW impacts are approved by DES.
10. PNGTS shall trench in all silt fencing. Under no circumstances shall it be weighted with frozen material or rocks. Unfrozen sand bags that are tied and continuously laid are acceptable.
11. All final earth slopes exceeding a slope of three horizontal to one vertical, or receiving surface water flow from side hill seeps, shall be marked.
12. PNGTS shall inoculate all legume seed.
13. PNGTS shall, if requested by the DES EI, straw mulch and/or mat all wetland areas associated with a stream likely to be flooded in the spring.
14. PNGTS shall obtain prior approval of DES Concord before discharging heated hydrostatic test water having a temperature greater than 37 degrees Fahrenheit.

15. PNGTS shall provide weekly copies of all winter monitoring inspection reports prepared by the applicant's contractors environmental inspectors. A facsimile copy is sufficient to satisfy this condition.
16. PNGTS shall notify DES within 24 hours of an erosion event causing sediment to enter a wetland or state surface water.
17. PNGTS shall furnish DES with a punch list of uncompleted items and unrestored areas by March 15, 1999.
18. Restoration or winter stabilization including grading, seeding, mulching and installation of erosion control and water management measures shall be completed within 18 days of pipe lowering-in.

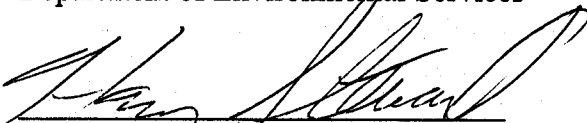
By Order of the New Hampshire Site Evaluation Committee this 14th day of January, 1999.



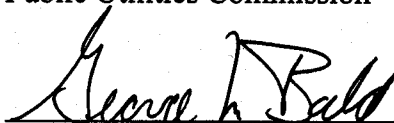
Robert V. Varney, Chairman
Site Evaluation Committee
Department of Environmental Services



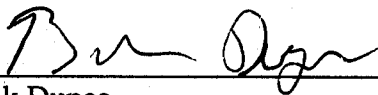
Douglas Patch, Vice Chairman
Site Evaluation Committee
Public Utilities Commission



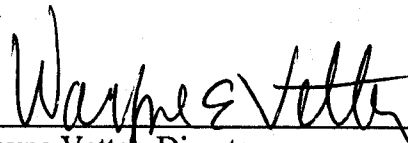
Harry Stewart, Director
Water Division
Department of Environmental Services



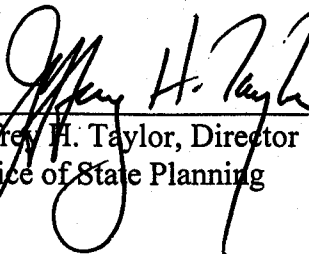
George Bald, Commissioner
Department of Resources & Economic
Development



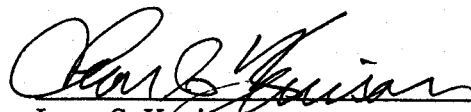
Brook Dupee
Office of Community & Public Health
Department of Health & Human Services



Wayne Vetter, Director
Fish and Game Department



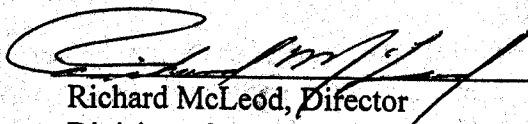
Jeffrey H. Taylor, Director
Office of State Planning



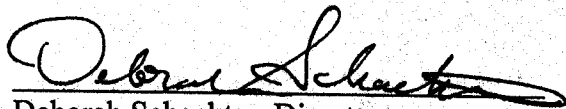
Leon S. Kenison
Department of Transportation



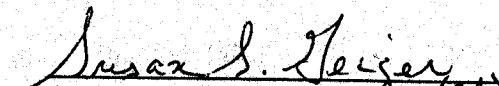
Philip Bryce, Director
Division of Forests & Lands
Department of Resources & Economic
Development



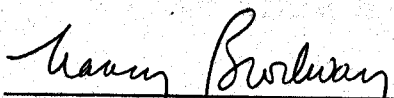
Richard McLeod, Director
Division of Parks & Recreation
Department of Resources & Economic
Development



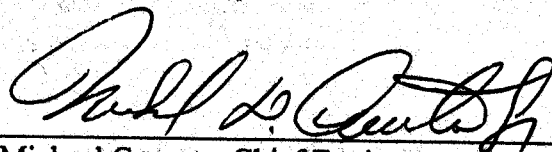
Deborah Schachter, Director
Governor's Office of Energy and
Community Services



Susan Geiger, Commissioner (co)
Public Utilities Commission



Nancy Brockway, Commissioner
Public Utilities Commission



Michael Cannata, Chief Engineer
Public Utilities Commission



Kenneth A. Colburn, Director
Air Resource Division
Department of Environmental Services