

From: "Fontaine, Peter" <PFontaine@cozen.com>
To: "'Stacey Roth'" <Stacey.Roth@njpines.state.nj.us>
CC: Nancy Wittenberg <Nancy.Wittenberg@njpines.state.nj.us>, "Dippo, Charles...
Date: 8/6/2012 12:12 PM
Subject: RE: South Jersey Gas

Dear Stacey:

Thank you for your email. We understand your position and have asked Woodard & Curran to assemble specific information concerning the proposed route and the areas of impact to facilitate a discussion concerning an "offset."

However, for us to engage with the Commission in meaningful discussions about an MOA, we first need to understand the formula to be used to derive the offset. To that end, it would be helpful if you could share information concerning how the Commission calculated the offset in the Atlantic City Electric (ACE) MOA, including the formula used and how it was applied. As I recall from our discussion on July 26th, Commission staff derived a formula based upon the value of Pinelands Development Credits (PDCs), which was then applied to the acres of disturbance within the Preservation Area and the Forest Area, which according to the MOA was impacted a total of 17.5 miles. Naturally, the formula to be developed for the instant project will be much different from the formula used in the ACE MOA because in our case the infrastructure will be entirely underground, constructed within the existing ROW of public roads (without the need to clear forest), and minimally invasive due to the use of environmentally protective drilling techniques (enabling avoidance of sensitive areas like wetlands).

Please provide us with details on the offset formula used in the ACE MOA so that we can more fully evaluate this issue.

Best regards,

Pete

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-----Original Message-----

From: Stacey Roth [mailto:Stacey.Roth@njpines.state.nj.us]
Sent: Wednesday, August 01, 2012 4:08 PM
To: Fontaine, Peter
Cc: Nancy Wittenberg
Subject: South Jersey Gas

Peter:

We have reached out to BPU and are in the process of scheduling a conference call to discuss a potential MOA regarding the gas line to serve the B.L. England facility. However, after reviewing the information submitted by South Jersey Gas to the Pinelands Commission to date, there may be potential environmental issues associated with the proposed route. As a result, more specific information concerning the proposed route, including but not limited to site plans and construction details, will be

required in order to ascertain the extent of the environmental impacts associated with the project. Given this and the need to have discussions with BPU concerning its willingness to move forward with an MOA for this project, it is premature to provide you with a potential MOA offset.

Sincerely,

Stacey

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