FERC's Environmental Review Process

We are here

Public Input Opportunities

- Participate in the Applicant's open houses (14) to identify stakeholder concerns
- Issue Notice of Intent to Prepare an EIS opening the scoping period (including public scoping meetings and on-site reviews) to seek public comments
- Review draft environmental resource reports (DRRs) filed by the Applicant; issues comments on DRRs
- Issue Notice of Application and assign CP Docket No. after Applicant files a formal application

Public Input Opportunities

- Issue Draft EIS and open public comment period
- Host public comment meeting(s) to seek comments on the Draft EIS

Public Input Opportunities

- Analyze Draft EIS comments and prepare Final EIS
- Issue Final EIS
- Respond to comments on the Final EIS in our recommendations to the Commission
- Commission issues Order approving or denying the application

Public Input Opportunities

- Intervenors may request rehearing of the Commission's decision
- Commission issues Notice to Proceed with construction if the application is approved

Public Input Opportunities

- Analyze data and prepare Draft EIS
At this stage, the pipeline will begin to give notice to state resource agencies, counties and cities where the project is located and landowners with property impacted by the project.

Resource agencies and local government units should seek involvement in this process; may be consulted for application feedback.

As soon as Docket # is established, register for e-subscription to receive filings.

Can monitor FERC filings to learn when Docket # is issued.

FIRST OPPORTUNITY TO FILE COMMENTS (May still be too soon to intervene - check to see if Notice invites intervention).

SECOND OPPORTUNITY TO FILE COMMENTS; DEADLINES FOR INTERVENTION ESTABLISHED.

THIRD OPPORTUNITY FOR COMMENTS; LAST OPPORTUNITY TO INTERVENE.

Intervenors have 30 days to seek rehearing. Thirty day deadline set by statute; cannot be extended.
Pipeline not likely to move ahead quickly with design until rehearing is resolved. Once certificate is approved on rehearing, pipeline will move ahead even if court review is filed.

**Mark Up of Post-Certificate Activities (Graphic from FERC Website)**

**Text Only**

At this stage, pipeline will begin to up the pressure on ROW acquisition start condemnation proceedings (likely in federal court) if unresolved.

Stakeholders must report any failure to restore ROW (for landowners, damages may be possible if provided for as part of easement agreement).

Opportunity to review plans and provide feedback and comments. Certificate conditions may require compliance with state and local permitting requirements.

Stakeholders can monitor construction to make sure that pipeline complies with terms of certificate and report violations to FERC Hotline.

Issues regarding pipeline compliance and/or violation with safety standards must be brought to DOT Office of Pipeline Safety.