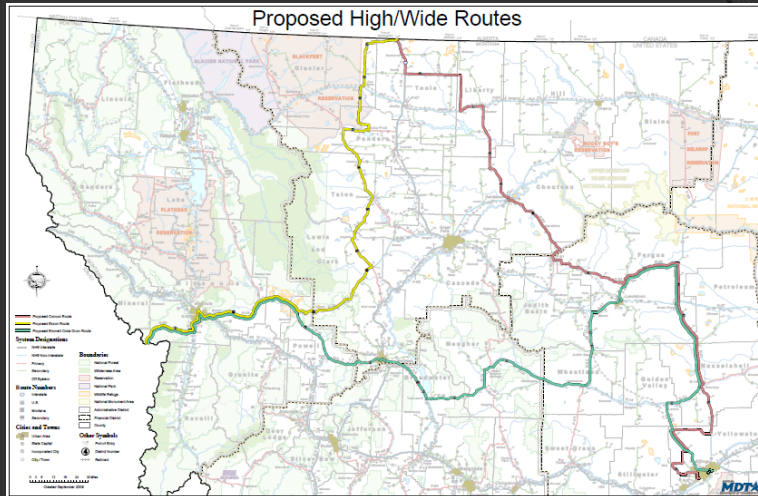


Proposed High/Wide Transport Moves in MT

(Lessons Learned - Incorporating Environmental Requirements in Transport Projects)



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 WASETO Committee on Highway Transport
 October 21st, 2010



The Vehicles



Presentation Overview

1. Imperial Oil (Exxon) Project

- Current Status
- Remaining Actions

2. Conoco Coke Drums Project

- Current Status
- Remaining Actions

3. Berry Y&V Project

- Current Status
- Remaining Actions



4. Lessons Learned

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Imperial Oil (Exxon) Current Status

Imperial Oil (Exxon) Current Status

▪ Proposal Recap:

- Route – Begins at the Port of Lewiston, ID, enters Montana on Lolo Pass and leaves MT at the Port of Sweet Grass (U.S./Canadian Border)

- Approximately 200 modules:

- Anticipated to begin November 2010 with completion in 2011

- The modules are up to:

- 24 feet wide, 30 feet high, 210 feet long
(2-3% of modules will be this size)

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Imperial Oil (Exxon) Current Status, (con't.)

•Proposal Recap:

•Approximate Number of Permits:

- **Encroachment permits for turnouts (53 new/22 existing)**
 - **572 (Approximately) - utility permits for modifications or relocations**
 - **33 - overhead obstacles (I.e. sign bridges, signals, poles, etc...)**
 - **200 - Oversize (32) permits**
- **Current Status - Public comments on the Environmental Assessment (EA) - currently under review**

Environmental Assessment (EA)

- **Public comments are currently being reviewed for content and processing, per Montana Environmental Policy Act (MEPA) guidelines.**
- **April, 2010 - Released for 30-day public review and comment.**
 - **Public meetings were held in**
 - Cut Bank - April 27th
 - Lincoln - April 28th
 - Missoula - April 29th
- **May 14, 2010 - Public comment period ended.**

Environmental Assessment (EA) Public Comment Breakdown

- **Approximately 7,200 comments received**
- **Public comment themes:**
 - **Do NEPA rather than MEPA**
 - **Do EIS instead of an EA**
 - **Include impacts of the Alberta Tar Sands operations**
 - **Include impacts to Idaho**
 - **Include more information related to accident/emergency issues**
 - **Biological Concerns (I.e. raptors, fisheries, water resources...)**
 - **Other Environmental (I.e. historic resources, recreational...)**
 - **Extend comment period**

Imperial Oil (Exxon) Remaining Actions

- **Continue to review and address EA comments**
- **Complete review of plans & technical information (turnouts, signs, signals)**
- **Release of Environmental Decision Document**
 - **Decision document can find one of three things:**
 1. **EIS is necessary**
 2. **EA did not reflect issues and a revised EA is necessary**
 3. **EA is adequate and EIS is not necessary.**

Conoco Coke Drums Current Status

■ Proposal Recap:

- Route – Begins at the Port of Lewiston, ID and ends at the ConocoPhillips refinery in Billings, MT.

- 4 loads/2 moves

- Timeline of moves is dependent on Idaho Supreme Court decision

- The modules are up to:

- 29 feet wide, 26 feet 9 inches high, and 226 feet 2 inches long

- Permits (Anticipated)

- 10 Utility permits

- Numerous temporary utility moves (done under encroachment permits)

- 22 - overhead obstacles (i.e. signals and sign bridges)

- 4 – Oversize (32 J) permits

Conoco Coke Drums Current Status (con't.)

- Oversize (32 J) permit sections under review.

- On August 24th a district court judge in Idaho revoked special permits issued by the Idaho Department of Transportation allowing the transport of the coke drums within the state of Idaho. ConocoPhillips appealed the decision, and the Idaho Supreme Court heard arguments on October 1st but has not announced its decision yet.

Conoco Coke Drums Project Remaining Actions

- **MDT must review and approve an Emergency Response Plan along with a winter travel plan.**
- **The carriers must demonstrate they can get the loads to the Montana border.**
- **Oversize (32 J) permit issuance**

Berry Y & V Current Status

Proposal:

- **Route - Begins in Billings, MT and leaves MT at the Port of Sweet Grass.**
- **10 loads**
 - **Timeline of moves is unknown**
- **The modules are up to:**
 - **24 feet wide**
 - **29 feet 6 inches high**
 - **145 feet long**
- **Permits**
 - **Utility conflicts and overhead obstacles are unknown**
 - **10 - Oversize (32J) permits**

- **Current Status - An oversize (32J) application was submitted on September 22nd, 2010.**

Berry Y & V Remaining Actions

▪Berry Y & V must:

- **Demonstrate compliance with the 10-minute rule**
- **Submit an Emergency Response Plan for review & approval**
- **Provide list of all utility conflicts and overhead obstacles**
- **Submit a complete oversize 32J permit application**

▪MDT will:

- **Once the above-mentioned material is submitted, determine if additional environmental analysis is necessary**

Lessons Learned

▪ MT Laws , Codes, Rules, Policies

- **MEPA vs. NEPA - Determining the Level of Environmental Review**
- **Oversize 32 J Environmental Checklist**
- **“Non-divisible Loads “ - A.R.M. 18.8.601 (4) (c)/23 C.F.R. 658.5**
- **“10 Minute Rule” - A.R.M. 18.8.1101(6)**
- **“Night-Time Travel” - A.R.M. 18.8.1101**

**A.R.M. - Administrative Rules of Montana
C.F.R. - Code of Federal Regulations**

Lessons Learned, continued

- **Material reviews**
 - **Web Sites and Public Involvement**
 - **Transportation Plans**
 - **Emergency Response Plans**
 - **Costs associated with bulk Permit and design reviews (Encroachment, Utility, Oversize 32 J)**
 - **Memorandum of Agreement - Construction & Operation**
 - **Other agency coordination - Military, Law Enforcement, Local governments, Tribal governments**