



## MEMO

Date: October 21, 2015

To: Governor Terry McAuliffe, Commonwealth of Virginia  
Ms. Kimberly Bose, Secretary Federal Energy Regulatory Commission  
Senator Steve Newman  
Senator William Stanley, Jr.  
Delegate Kathy Byron  
Delegate Charles Poindexter  
Ms. Molly Ward, Secretary of Natural Resources  
Mr. David Paylor, Director of Department of Environmental Quality  
Mr. Chris McKlarney, Giles County Administrator  
Mr. Craig Meadows, Montgomery County Administrator  
Mr. Peter Huber, Pulaski County Administrator  
Mr. Thomas Gates, Roanoke County Administrator  
Mr. Clarence Monday, Pittsylvania County Administrator

From: Sharon K. Tudor, MMC

Subject: Resolution on Mountain Valley Pipeline

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Please find enclosed a certified copy of the Resolution passed by the Board of Supervisors regarding the Mountain Valley Pipeline at their Tuesday, October 20, 2015 meeting.

W. BRENT ROBERTSON  
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**Franklin County**  
*A Natural Setting for Opportunity*

THE FRANKLIN COUNTY BOARD OF SUPERVISORS HELD THEIR REGULAR MONTHLY MEETING ON TUESDAY, OCTOBER 20, 2015, AT 1:30 P.M., IN THE BOARD OF SUPERVISORS MEETING ROOM LOCATED IN THE GOVERNMENT CENTER, 1255 FRANKLIN STREET, SUITE 104, ROCKY MOUNT, VIRGINIA.

THERE WERE PRESENT: Cline Brubaker, Chairman  
Charles Wagner, Vice-Chairman  
Bob Camicia  
Ronnie Thompson  
C. B. Reynolds  
Bobby Thompson  
Leland Mitchell

OTHERS PRESENT: Brent Robertson, County Administrator  
Christopher Whitlow, Deputy Co. Administrator  
B J. Jefferson, County Attorney  
Sharon K. Tudor, MMC, Clerk

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**RESOLUTION OF THE BOARD OF SUPERVISORS OF  
THE COUNTY OF FRANKLIN, VIRGINIA  
REQUESTING THE GOVERNOR OF VIRGINIA TO REQUIRE THE VIRGINIA  
DEPARTMENT OF ENVIRONMENTAL QUALITY (DEQ) TO PROVIDE  
APPROPRIATE PLAN REVIEW AND CONSTRUCTION OVERSIGHT OF THE  
MOUNTAIN VALLEY PIPELINE PROJECT TO PROTECT SURFACE AND  
GROUNDWATER RESOURCES**

**WHEREAS**, the proposed Mountain Valley Pipeline (MVP) project is a natural gas pipeline system that spans approximately 300 miles from north-western West Virginia to southern Virginia – and, as an interstate pipeline, will be regulated by the Federal Energy Regulatory Commission (FERC). The MVP will be constructed and owned by Mountain Valley Pipeline, LLC, which is a joint venture of EQT Midstream Partners, LP; NextEra US Gas Assets, LLC; WGL Midstream; and Vega Midstream MVP LLC. EQT Midstream Partners will operate the pipeline and own a majority interest in the joint venture. The MVP project will potentially impact six Virginia Counties, including Franklin County.

**WHEREAS**, sedimentation caused by accelerated erosion from land-disturbing activities during construction is a significant contributor to pollution of the surface waters of Virginia and the United States; and

**WHEREAS**, many miles of the proposed Mountain Valley Pipeline (MVP) project would traverse highly erodible soils with very steep slopes in Franklin County; and

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**WHEREAS**, Franklin County is required by the Virginia Department of Environmental Quality to implement a comprehensive stormwater management and erosion and sediment control program to reduce the environmental impacts of development projects within the County; and

**WHEREAS**, Franklin County has been assigned a Total Maximum Daily Load (TMDL) for sediment in the Roanoke River and is required by the Virginia Department of Environmental Quality to implement an action plan to lower sediment loads to the Roanoke River to meet the TMDL; and

**WHEREAS**, the required amount of land-disturbance associated with the MVP excavation far exceeds the area of all land disturbing activities in a typical year for Franklin County and has the potential to cause severe erosion in the County's steep mountainous terrain and sedimentation in County's lakes, rivers and streams; and

**WHEREAS**, many Franklin County citizens rely on untreated groundwater from wells or springs for their domestic water supplies; and

**WHEREAS**, without very careful engineering and construction oversight, erosion and sediment from the construction of the proposed Mountain Valley Pipeline could have severe negative consequences for the County's lakes, streams, and rivers as well as its domestic, agricultural, and business water supplies; and

**WHEREAS**, the outdoor beauty and unspoiled nature of Smith Mountain Lake and its tributaries is integral to the County's ability to attract tourism and recreation to the region; and

**WHEREAS**, the Virginia Department of Environmental Quality has the authority to require the submission of site-specific erosion and sediment control plans and stormwater management plans, the authority to review and approve these plans, and the authority to conduct inspections and enforcement of these plans during the construction of the Mountain Valley Pipeline; and

**WHEREAS**, the Freedom of Information Act can be used to obtain public and local government access to such plans, but only if the Virginia Department of Environmental Quality requires the submission of the plans to the agency by the pipeline developer.

**WHEREAS**, the Virginia Department of Environmental Quality has publicly stated that it does not have sufficient resources to provide adequate oversight to linear construction projects, including pipeline projects such as the Mountain Valley Pipeline.

**NOW, THEREFORE, BE IT RESOLVED** by the Board of Supervisors of the County of Franklin, in consideration of the points made above, request that:

1. The Governor of Virginia provide adequate direction and resources to the Virginia Department of Environmental Quality to execute its role laid out in the Code of Virginia to adequately oversee and manage the environmental aspects of the construction of the Mountain Valley Pipeline project; including reviewing plans, conducting inspections, enforcing regulations, and when appropriate, reviewing the project-specific plans for the proposed Mountain Valley Pipeline; and

2. The Virginia Department of Environmental Quality is petitioned to require project-specific Erosion and Sediment Control and Stormwater Management Plans for environmentally sensitive areas of the proposed Mountain Valley Pipeline project that meet all Virginia standards, and that these plans be made available to the County and to the public for review and comment prior to project approval and that the approved plans be made available to the County and the public prior to construction; and

3. Prior to construction, the Virginia Department of Environmental Quality is petitioned to require Mountain Valley Pipeline, LLC officials and third-party inspectors to meet with local officials to discuss the implementation of the project-specific Erosion and Sediment Control and Stormwater Management Plans.

**AND BE IT FURTHER RESOLVED** that the Board of Supervisors of the County of Franklin, Virginia hereby directs the County Administrator to transmit this resolution to: the Governor of Virginia Terry McAuliffe with copies to the Federal Energy Regulatory Commission (FERC) for inclusion in pre-filing Docket Number PF-15-3-00, Virginia Senators Newman and Stanley, Virginia Delegates Byron and Poindexter, of the Virginia Secretary of Natural Resources Molly Ward, and Virginia Department of Environmental Quality Director David Paylor as well as the County Administrators of the other affected Virginia Counties.

**(RESOLUTION #02-10-2015)**

BE IT THEREFORE RESOLVED, by the Board of Supervisors to adopt the aforementioned resolution as presented.

MOTION BY: Ronnie Thompson

SECONDED BY: C. B. Reynolds

VOTING ON THE MOTION WAS AS FOLLOWS:

AYES: Mitchell, Thompson, Wagner, Reynolds, Camicia, Thompson & Brubaker

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SHARON K. TUDOR, MMC

CLERK

FRANKLIN COUNTY BOARD OF SUPERVISORS

