

US EPA ARCHIVE DOCUMENT



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

August 3, 2010

Enbridge Energy, Limited Partnership  
c/o Tom Fridel  
1500 West Main Street  
Griffith, Indiana 46375

**Re: U.S. EPA Notice of Approval With Modifications of Enbridge Energy Limited Partnership's Oil Recovery and Containment Plan in response to the Removal Administrative Order issued by U.S. EPA on July 27, 2010, pursuant to §311(c) of the Clean Water Act in Docket No. CWA 1321-5-10-001**

Dear Mr. Fridel:

The United States Environmental Protection Agency (U.S. EPA) has completed its review of the Oil Recovery and Containment Plan that Enbridge Energy, Limited Partnership (Enbridge or you) submitted on August 2<sup>nd</sup>, 2010.

U.S. EPA approves, with modifications, this plan and asks for a clean hard copy to be submitted to the U.S. EPA Incident Commander (IC) no later than 5pm on August 5<sup>th</sup>, 2010. Until the revised hardcopy is available to replace the current version, the plan as submitted may be used as long as U.S. EPA's corrections are attached and adhered to.

Specific comments are set forth below and shall be incorporated into the revised plan, pursuant to Paragraph 20 of the July 27, 2010 EPA Order. To the extent Enbridge has questions or concerns regarding the enclosed comments, Enbridge must immediately inform the IC or designated agency representative.

Any changes to the plan, other than the comments attached, must be documented in writing as an amendment to the plan and submitted to the IC for approval prior to initiating the change.

Enbridge must make the following modifications for the IC's approval of your plan:

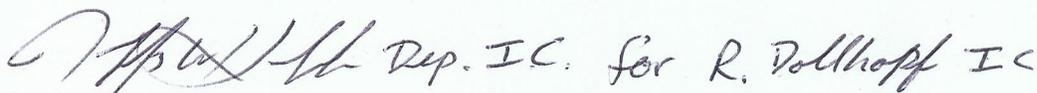
1. **Section 4.0** – last sentence reads "All Company employees..." change it to "All Company and contracted employees...."
2. **Section 6.0** – only states to see Figures 1 and 2 – yet you reference up to Figure 7, please correct.
3. **Section 6.0** – before going into detail in each division, add a paragraph to discuss these two points: The Company is performing daily overflights of all zones and has

hired a consultant specializing in boom placement to assist with booming strategies. The consultant is only mentioned in Section 6.2 Division B

4. **Section 6.1** Division A Contingency – Add “In addition, U.S. EPA or any member of Unified Command (through the Incident Commander) may request additional resources be deployed due to potential breaches of the containment system.”

U.S. EPA recognizes that Enbridge has put forth significant effort over these last few days with respect to both the response and the finalization of this plan. However, in order to ensure that U.S. EPA's interests are being met, we will only approve a complete and thorough plan. U.S. EPA reminds Enbridge that modifications to this plan, including adding or removing resources and adjustment of best field practices, remains explicitly within the authority of the IC for U.S. EPA through Unified Command.

Sincerely,



Handwritten signature: *Ralph Dollhopf* Dep. IC. For R. Dollhopf IC

Ralph Dollhopf  
Federal On-Scene Coordinator and Incident Commander  
U.S. EPA, Region 5

cc: L. Kirby-Miles, U.S. EPA, ORC  
J. Kimble, U.S. EPA, Dep. IC, FOOSC  
S. Wolfe, U.S. EPA, FOOSC  
M. Durno, U.S. EPA, Dep. IC, Section Chief  
Records Center, USEPA, Reg. V