

NEW YORK STATE DEPARTMENT OF ENVIRONMENTAL CONSERVATION

Office of the General Counsel, Deputy Commissioner & General Counsel

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JAN 24 2024

Commissioner Rory Christian
Department of Public Service
Agency Building 3
S. Mall Arterial
Albany, New York 12210
Via E-mail: Rory.Christian@dps.ny.gov

Re: Iroquois Enhancement by Compression (ExC) Project
Air State Facility Permit Nos.: 3-1326-00211 and 4-1922-00049
Applicant: Iroquois Gas Transmission System, LP

Dear Commissioner Christian:

As you are aware, New York State Department of Environmental Conservation (NYSDEC) is reviewing two Air State Facility (ASF) permit applications for the Iroquois Enhancement by Compression (ExC) Project, which includes the addition of 12,000 horsepower ("hp") of new compression and associated facilities at the existing Iroquois Dover Compressor Station located in Dover Plains, New York, and the addition of 12,000 hp of new compression and associated facilities at the existing Iroquois Athens Compressor Station located in Athens, New York. The ExC Project also includes upgrades at the Milford and Brookfield Stations in Connecticut. The ExC Project is designed to provide a total of 125,000 Dekatherms per day ("Dth/d") of incremental firm transportation service to two existing customers of Iroquois, Consolidated Edison Company of New York, Inc. ("Con Ed") and KeySpan Gas East Corporation d/b/a National Grid ("National Grid").

On March 25, 2022, the ExC Project received approval from the Federal Energy Regulatory Commission (FERC) in the form of a Certificate Order issued under the Natural Gas Act (FERC Docket No. CP20-48). In order to proceed with construction, Iroquois applied for two ASF permits from NYSDEC on February 28, 2020. NYSDEC published a Notice of Complete Application on December 28, 2022, beginning a public comment period. The public comment period concluded on February 22, 2023, with a comment hearing held on January 31, 2023.

NYSDEC is responsible for reviewing applications, including ExC Project's application, to ensure compliance with air pollution regulations and the Climate Leadership and Community Protection Act (Climate Act) which considers greenhouse gas emissions and whether such emissions would interfere with the attainment of the statewide greenhouse gas emissions limits established in Article 75 of the



Environmental Conservation Law (ECL). In cases where the project would be inconsistent with those limits, NYSDEC must ascertain whether there is a need for the project, or if the project is otherwise justified. The Department of Public Service (DPS) is generally responsible for overseeing utilities' ability to provide safe and reliable natural gas service in New York State. Given the above, NYSDEC is requesting DPS' input on whether there is a reliability need for the ExC Project or if the ExC project is otherwise justified.

Thank you for your assistance in this matter. Please do not hesitate to contact our office if any additional information is needed to fulfill this request.

Sincerely,

A handwritten signature in blue ink, appearing to read 'T. Berkman', with a long horizontal flourish extending to the right.

Thomas S. Berkman
Deputy Commissioner
and General Counsel