



## Summary of the Scope of Consultant Review in Case No. U-20763

### Purpose of Review

The Michigan Public Service Commission Staff (Staff) hired a consultant, Weston Solutions, Inc., to assist in the review of the Enbridge application and related documents to meet the agency's obligations to review specific aspects of the construction and operation of the pipeline. The Staff has directed Weston's review to be guided by the Michigan Environmental Protection Act (MEPA) Section 5(2) which states:

In administrative, licensing, or other proceedings, and in any judicial review of such a proceeding, the alleged pollution, impairment, or destruction of the air, water, or other natural resources, or the public trust in these resources, shall be determined, and conduct shall not be authorized or approved that has or is likely to have such an effect if there is a feasible and prudent alternative consistent with the reasonable requirements of the public health, safety, and welfare. [MCL 324.1705(2).]

The intention of this review is to not only meet the regulatory obligations of the agency, but also to provide information to the Commission to aid in their review and determination of the necessity of this project.

### Environmental Review Performed by Weston Solutions, Inc

The purpose of the environmental review will fulfill MEPA Section 5(2) requirements. Weston's analysis focuses on the environmental impacts of Enbridge's proposed construction of the replacement pipeline segment under the Straits of Mackinac.

The topics include anticipated impacts of construction to: groundwater, surface water, air and noise, visual resources, tribal treaty rights, and archeological impairments. To the extent impairments are identified, Weston's analysis will also consider mitigative measures or alternatives to the impairment.

Specific work requested by Staff included:

- Review of the Departments of Environment, Great Lakes, and Energy and US Army Corps of Engineers permitting processes
- Review of documents submitted by Enbridge
- Submission of prepared discovery requests to parties in the case
- Review of greenhouse gas emissions
- Review of other relevant information submitted as part of the case process
- Based on the above reviews, develop expert witness testimony for direct and rebuttal filings.