

**Date:** March 10, 2016

**Case:** Wisconsin DNR Public Hearing



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WISCONSIN DEPARTMENT OF NATURAL RESOURCES  
PUBLIC HEARING FOR THE DRAFT ENVIRONMENTAL  
IMPACT STATEMENT FOR THE ENBRIDGE  
SANDPIPER AND LINE 3 REPLACEMENT PIPELINES

MARCH 10, 2016

SUPERIOR PUBLIC LIBRARY

1530 TOWER AVENUE

SUPERIOR, WI

1 P R O C E E D I N G S

2 (4:31 p.m.)

3 MR. SIEBERT: Good afternoon and thank you  
4 for being here. My name is Dave Siebert and I would  
5 like to welcome you to today's hearing. I'm Director  
6 of the DNR Bureau of Environmental Analysis and  
7 Sustainability and I have been assigned to conduct  
8 this hearing today.

9 The purpose of this hearing is two-fold.  
10 One -- to receive comments on the Draft Environmental  
11 Impact Statement or EIS that the Department has  
12 prepared for the proposed Enbridge Line 3 Replacement  
13 and Sandpiper Pipeline Projects. And two -- to  
14 receive comments on the waterway and wetland permit  
15 application for the Line 3 Replacement Project.

16 I ask that everyone please sign in and let  
17 us know whether or not you intend to provide an oral  
18 comment at this hearing. Please sign in using these  
19 appearance slips which are available as you came in  
20 the door. Even if you don't plan to speak at the  
21 hearing so that we can have an accurate record of who  
22 attended today.

1           The Department of Natural Resources has  
2 set this time and place 4:30 and 6:30 March 10, 2016  
3 at the Superior Public Library in Superior, Wisconsin  
4 for a public information hearing on the Draft  
5 Environmental Impact Statement prepared by the  
6 Department of Natural Resources for the proposed  
7 Enbridge Line 3 Replacement and Sandpiper Pipeline  
8 Projects.

9           This hearing is held pursuant to Chapters  
10 227, 30, 281.36 and 1.11 of the Wisconsin statutes  
11 and is informational in nature. It is not a  
12 contested case hearing. It is not an adversarial  
13 hearing. The purpose of the hearing is for us to  
14 hear comments from members of the public on the Draft  
15 Environmental Impact Statement and the applications  
16 for wetland and waterway permits associated with the  
17 Line 3 Replacement Project.

18           The hearing has been noticed on the DNR  
19 website and in the Superior Telegram and all notice  
20 requirements of the statutes have been complied with.

21

22 In lieu of or in addition to an oral statement at

1 today's hearing written comments will be accepted by  
2 the Department through March 25th, 2016 and the  
3 written comments should be send to Mr. Jeff Schimpff  
4 at the mailing or electronic email addresses that are  
5 on the Hearing Notice and the Fact Sheet that we have  
6 provided.

7 We will also put up those addresses here  
8 on  
9 the screen at the end of Jeff's introductory  
10 presentation.

11 Your written statements will have the same weight and  
12 effect as oral statements presented at the hearing  
13 today.

14 Our next steps in this process, which Jeff  
15 will also address -- DNR intends to complete the  
16 environmental review process for the project before  
17 taking any action on permits.

18 We are here today to take your comments on  
19 our Draft Environmental Impact Statement and the Line  
20 3 applications and please be sure to provide us with  
21 your email or other address if you would like to  
22 receive notice of the Final EIS.

1           Allow me to discuss the hearing  
2 procedures. We appreciate all of you who have come  
3 to today's hearing and with me at the table is Jeff  
4 Schimpff from our Environmental Analysis Program. We  
5 also have other DNR staff in the room including Bill  
6 Clark, Ben Callan, Ed Culhane and Amy Cronk.

7           Before we begin to hear from you there are  
8 some ground rules for the hearing that are important  
9 for everyone to know. Given the number of people  
10 today and the acoustics of the room I would like to  
11 ask that there be no talking or side conversations.  
12 If you would like to have conversations if you could  
13 take it out in the hall I would truly appreciate  
14 that.

15           We want to be able to hear what people  
16 have to say and would expect that kind of attention  
17 from you, thank you.

18           Second I will ask that everyone in the  
19 hearing be respectful of those who are offering their  
20 comments. We know people feel strongly about the  
21 issues but we do not want to intimidate anyone from  
22 offering their comments and we want to hear as many

1 comments as we can. So no applause or waving of  
2 signs or other indications of support or opposition  
3 to what commenters are saying.

4 I do have the authority to close the  
5 hearing should there be outbursts or other  
6 demonstrations and obviously I don't want to do that  
7 so please help us here from as many of you as we can  
8 tonight be listening to the comments that are offered  
9 and not indicating your approval or disapproval of  
10 speaker's views.

11 We have scheduled this hearing to start at  
12 4:30 and in order to accommodate people's schedules  
13 we will also go through these preliminary comments  
14 and this introduction again at 6:30 for those who  
15 weren't able to arrive for the 4:30 start. So again  
16 I apologize but at 6:30 I will stop wherever we are  
17 at in the hearing and if you want to stay in here,  
18 you will hear me say these exact words.

19 As I said we would like to hear from as  
20 many of you as we can tonight so if you have lengthy  
21 comments I would ask you to please submit them in  
22 writing. We have forms in the back that you can use

1 if you would like to turn in written comments today.  
2 It has a mailer on it if you would like to do written  
3 comments and mail it to us as it is expressed in the  
4 Notice and on the Fact Sheet and in Jeff's  
5 presentation  
6 through March 25, 2016 you could also email those  
7 comments to us or send in the written comments.

8 We are going to try to limit oral comments  
9 today to five minutes per person. That means when  
10 you come up to the mic to speak we will let you know  
11 when you are within 30 seconds, we will hold up a  
12 yellow card and then we will hold up a red card when  
13 you are at the five minutes. Again we are doing this  
14 so that we can make sure that we can hear from  
15 everybody tonight.

16 I will be calling people one at a time to  
17 come up to the podium and speak. I will call out the  
18 names to let you know who is next in line and we have  
19 got a couple of chairs there for those that are going  
20 to be on deck -- when it is your turn to offer a  
21 comment if you could please state your name and  
22 address for the record and please speak directly in

1 this microphone when I place it back up there at the  
2 podium.

3 Before we take public testimony though I  
4 would like to ask Jeff Schimpff from the Department's  
5 Environmental Analysis Program to provide you with a  
6 very brief introduction.

7 MR. SCHIMPF: Hi thank you everybody for  
8 coming to the hearing tonight. Very briefly I will  
9 give a summary of the Project. Bill advance the next  
10 slide to the map. When you came in you went past a  
11 map of the Project that's 14 miles following much of  
12 an existing right-of-way from the Minnesota border to  
13 the terminal that's in Superior.

14 We have -- this hearing is part of a  
15 fairly lengthy process for a major project like this.

16  
17 It started when we received permit applications two  
18 years ago. We had decided to do an EIS on this  
19 Project and issued news releases on that and public  
20 notification, we held a public scoping meeting here  
21 in Superior in August of 2014 to get everyone's  
22 thoughts on what should be included in the

1 Environmental Impact Statement.

2 We issued a draft outline for the EIS and  
3 we got public comments on that and we started to  
4 draft the EIS which now is made available publicly on  
5 our website. And we are right now at the public  
6 hearing stage, and public hearing step in the whole  
7 process.

8 After the public hearing is done we will  
9 assemble all of the comments that you provide,  
10 whether here in person or in writing, in person here  
11 or whether you send them to our website on the  
12 comment form. And we will publish a Final EIS and a  
13 determination of whether or not the whole process and  
14 the EIS meets the requirements of the Wisconsin  
15 Environmental Policy Act.

16 Once the EIS is done and certified as  
17 meeting the requirements of the law then we will be  
18 able to issue a Final Determination on the permits  
19 for Line 3 Replacement. We will have a separate  
20 public informational meeting on the Sandpiper permit  
21 applications -- those are currently deemed not  
22 complete due to the need for us to find out what

1 Minnesota's final determination is going to be  
2 regarding the route.

3           And then once the Sandpiper permit meeting  
4 has been held then we will be able to make a final  
5 decision on the Sandpiper Project. These are  
6 basically parallel projects but they are somewhat  
7 separate because of the timing of the applicant.

8           Application status that I mentioned or  
9 alluded to before Line 3 Replacement application is  
10 complete, that's to basically close down the existing  
11 Line 3 and install a new Line 3 parallel to it on the  
12 same route, but at some distance over. The Sandpiper  
13 application as I mentioned is not complete yet  
14 because there are some determinations that have to be  
15 made in the state of Minnesota as many of you  
16 probably read in the news.

17           Today we're going to be taking public  
18 comments on the Draft Environmental Impact Statement  
19 that is available electronically for Line 3 and  
20 Sandpiper both. We'll also be taking comments on the  
21 wetland and waterway permits for the Line 3  
22 Replacement only because that is the only -- there

1 are two applications and that is the only one that is  
2 complete.

3 And we anticipate that it is likely that  
4 there will be a permit hearing at a later date, but  
5 not until the Sandpiper permit applications are  
6 complete.

7 And for public comments we do have a site  
8 it will be on our website, the address is here. We  
9 will put it up again I'm not sure if we will keep it  
10 up all night, that's our intent. If it doesn't bother  
11 speakers we will keep it up. Otherwise we have this  
12 information on the sheet out at the table so if you  
13 aren't sure what you want to say about the project  
14 and you want to take something home you can take that  
15 information sheet. It has the email address for  
16 sending comments.

17 And the top one is the link to the EIS and  
18 there is another link to a page where you can submit  
19 comments on that and just pull up that form fill it  
20 out on your computer and hit the email and it will  
21 come to us. So that is my presentation. We will turn  
22 it back over to Dave to continue the hearing.

1           MR. SIEBERT: Again the purpose of today's  
2 hearing is to listen to your comments. We appreciate  
3 your participation and your courtesy. First I would  
4 like to call Andy Lisak and then on deck we will have  
5 Dennis Szymialis. I will apologize now for  
6 mispronunciations and Jerry Engelking will be third.

7           And as I said in my introductory remarks  
8 if you would speak into the microphone and state your  
9 name and address for the record, we have a court  
10 reporter who will be tracking everything that is said  
11 today.

12           MR. LISAK: Good afternoon and welcome to  
13 Superior. My name is Andy Lisak I reside at 2224  
14 Hammond Avenue here in Superior and I serve as the  
15 Administrator of Douglas County. I especially want  
16 to welcome those who have traveled from Madison and  
17 from other areas outside of Douglas County in order  
18 to express their opinions on projects that directly  
19 impact those of us who live in Douglas County.

20           I am here to provide comment on the Draft  
21 Environmental Impact Statement the Wisconsin  
22 Department of DNR has prepared for the Sandpiper and

1 Line 3 Projects that are proposed by Enbridge.

2 On August 25, 2014 I testified during the  
3 DNR scoping meeting to the completeness of the DNR's  
4 proposed Draft EIS outline and in support of the two  
5 projects being proposed by Enbridge. Tonight I am  
6 here to commend the DNR for the thoroughness of the  
7 Draft EIS and to restate Douglas County's support for  
8 the Sandpiper Pipeline and Line 3 Replacement  
9 Project.

10 The proposed Sandpiper and Line 3 Projects  
11 will follow a 14 mile route the entirety of which is  
12 in Douglas County. The projects will follow an  
13 existing pipeline corridor. Much of that corridor  
14 traverses forest land owned by Douglas County. The  
15 County Board which represents 44,196 residents of the  
16 county, after taking into consideration the  
17 environmental and socio-economic costs and benefits  
18 of these projects and previous Enbridge projects,  
19 unanimously approved the easement request made by  
20 Enbridge for Sandpiper and Line 3.

21 For the Draft EIS "The Line 3 Replacement  
22 is necessary to increase the pipeline system's

1 service life and reduce the frequency and magnitude  
2 of ongoing maintenance activities on the existing  
3 Line 3 Pipeline."

4 The Draft EIS also states, "failure to  
5 replace the existing Line 3 would increase the  
6 ongoing cost of maintenance and would likely be  
7 associated with ongoing risks of pipeline leaks and  
8 releases and unrepaired or un-replaced sections of  
9 the aging existing Line 3 Pipeline." We agree with  
10 those findings.

11 In short the Line 3 Replacement Project  
12 will result in a safer and more reliable pipeline.  
13 We also agree that by utilizing the existing pipeline  
14 corridor the short-term local environmental impacts  
15 will be minimized and no long-term environmental  
16 impacts due to the construction phase of the project  
17 will result.

18 Both the Sandpiper and Line 3 Projects are  
19 better for the local environment than the  
20 alternatives of transporting crude oil from Alberta  
21 and North Dakota to Superior by either truck or rail.

22

1 We agree with the Draft EIS findings which state that  
2 transportation of crude oil by truck or by railcar  
3 "would likely result in a higher environmental cost  
4 or increased level of environmental degradation when  
5 compared to the movement of oil by pipeline."

6 As with the local environmental impacts  
7 the Sandpiper and Line 3 Projects will have minimal,  
8 if any, significant negative impact on the national  
9 and global environment. Pipelines offer the safest  
10 and most environmentally friendly means of  
11 transporting crude oil, much safer and with  
12 significant less impact than the truck and railcar  
13 alternatives.

14 We agree with the Draft EIS findings that  
15 the crude oil that would be transported through the  
16 proposed pipelines would replace existing supplies  
17 and thus not constitute an overall increase in global  
18 greenhouse gas emissions. The argument can be made  
19 that the Sandpiper Pipeline Project will actually  
20 have a positive impact on the environment and will  
21 lead to a net decrease in greenhouse gases once a  
22 more efficient and environmentally friendly pipeline

1 transportation alternative is provided for Williston  
2 Basin crude oil that is currently transported to  
3 Superior and other destinations by truck and railcar.

4  
5 The Sandpiper and Line 3 Projects will  
6 have positive short-term and long-term socio-economic  
7 impacts on Douglas County, the surrounding region and  
8 the state. According to the Draft EIS, construction  
9 activities will occur over a period of approximately  
10 14 months and would require 400 to 500 workers. As  
11 we have seen with previous Enbridge Pipeline Projects  
12 the creation of these construction jobs will provide  
13 an immediate boost to the local and regional  
14 economies, both with the injection of direct wages  
15 and salaries and then the subsequent increase in  
16 demand for housing, transportation and expenditures  
17 for goods and services.

18 Local sales tax revenue will increase the  
19 coffers of both Douglas County and the state of  
20 Wisconsin will increase. Wisconsin will also benefit  
21 from an increase in personal income tax collections.  
22 Once the projects are completed the state of

1 Wisconsin will realize an increase in terminal tax  
2 revenues paid to it by Enbridge.

3           The Sandpiper and Line 3 Projects will  
4 have long-term socio-economic benefits as well.  
5 Enbridge's multi-billion dollar investment in these  
6 projects will help insure the company's future in  
7 Douglas County as one of the county's largest and  
8 most socially and environmentally responsible  
9 employers.

10           The projects will also insure that the  
11 Calumet Superior Refinery and other regional  
12 refineries that serve our community have a safe,  
13 reliable and cost-competitive supply of crude oil.  
14 The Douglas County Board of Supervisors through its  
15 approval of the easements for the Sandpiper Pipeline  
16 and Line 3 Replacement Projects has gone on record in  
17 support of both of these projects and in support of  
18 Enbridge.

19           Douglas County believes that the  
20 environmental and socio-economic benefits of these  
21 two projects far exceed any environmental and  
22 socio-economic costs or externalities. Once again we

1 commend the Wisconsin DNR for the comprehensiveness  
2 of the Draft EIS and we look forward to providing any  
3 assistance we can to the agency as the Sandpiper  
4 Pipeline and Line 3 Replacement Projects move  
5 forward, thank you.

6 MR. SEIBERT: Thank you. The next name to  
7 come to the microphone  
8 Dennis Szymialis and then next up Jerry Engelking and  
9 after that Dan Olsen and if the people on deck could  
10 come to the chairs here that will help us keep it  
11 moving for everyone, thank you.

12 MR. SZYMIALIS: It's pronounced Smilus --  
13 and my current address is 2011 West 2nd Street in  
14 Duluth, Minnesota. Previously in 2010 when the  
15 Alberta Clipper Line was being put in I lived out on  
16 -- I believe it was 5928 Landborn Avenue and I had  
17 occasion to view the construction of the Alberta  
18 Clipper on a daily basis and towards the end of the  
19 construction I had occasion to observe the line was  
20 subjected to freezing temperatures and it was  
21 exposed, the backfilling hadn't been done and this  
22 had to result in pressure on the line and heaving of

1 that line.

2           And so nobody is really paying attention  
3 to how the line is being built and that should have  
4 safety concerns for the state of Wisconsin and  
5 wherever the line is going through. In the mid '80's  
6 I would also like to speak to the need for the line  
7 -- in the mid '80's I was a law student at the  
8 University of North Dakota. I took a law school  
9 course in oil and gas law from Owen Anderson who now,  
10 he recently retired from the University of Oklahoma  
11 as a law school professor and he co-authors text  
12 books in oil and gas law and policy.

13           And I think I am about as close to an  
14 expert witness as you are going to get on the need  
15 for the oil pipeline and I would like to say I have  
16 been living out portions of the last three winters in  
17 Fargo, North Dakota and I have had occasion to read  
18 the paper out there and I notice that there is a lot  
19 of pressure being put on public officials from the  
20 Chamber of Commerce in particular and the President  
21 of their -- the head of their Chamber of Commerce  
22 formerly worked for the Chamber of Commerce in Duluth

1 and it occurred to me that the pace of the pipeline  
2 building was accelerated beyond what it should have  
3 been.

4 And in order to create an artificial need  
5 for more pipelines which aren't needed and so in the  
6 process of Enbridge and other companies lobbying to  
7 push that pace and to create a pace of drilling that  
8 was unnecessary they caused the waste of billions of  
9 dollars of natural gas over the last five or ten  
10 years that had to be flared to keep pace with the  
11 drilling because the gas pipelines couldn't keep up  
12 with the drilling pipelines or with the oil  
13 pipelines.

14 And in flaring billions of dollars' worth  
15 of natural gas puts unnecessary carbon dioxide in the  
16 atmosphere, which is an environmental problem and so  
17 there are environmental problems associated with  
18 this, other than the accelerated risks of the  
19 pipeline being ruptured from shoddy construction  
20 work.

21 And the way the oil field is in North  
22 Dakota, the fracking of the oil shale there is oil

1 shale deposits in Michigan, in other places and it's  
2 merely -- this Enbridge Pipeline that they want to  
3 build is merely a fight for market share, it doesn't  
4 have anything to do with need, it doesn't help  
5 Wisconsin, it doesn't help with Minnesota and I want  
6 to say that I have heard that 15% of the oil in the  
7 country goes through Minnesota and Wisconsin.

8           We have the highest energy prices of any  
9 states in the country so I want to know for whose  
10 benefit is this being done -- it is not being done  
11 for our benefit it is being done so that other states  
12 can conserve their oil resources and so that our oil  
13 resources and natural gas resources get wasted and  
14 that should be a concern to the state of Minnesota  
15 and the state of Wisconsin.

16           And when I questioned Enbridge on this in  
17 a hearing in Minnesota they simply said we are not in  
18 the natural gas pipeline business. But they had a  
19 significant impact on the policy that created the  
20 situation so they should be held responsible. We  
21 shouldn't have continued more and more pipelines  
22 being built.

1            Alberta sand -- tar sands are being priced  
2 out of the market and the whole dynamics of the  
3 economics are changing so that no more pipelines need  
4 to be built and it is a waste to have that cost on to  
5 the public. It is a waste of resources it is going  
6 to end up in the long-run in higher costs and  
7 inefficient production and just a general waste and  
8 degradation of the environment, thank you.

9            MR. SIEBERT: Thank you, the next speaker  
10 is Jerry Engelking followed by Dan Olsen and then  
11 Kathryn McKenzie.

12            MR. ENGELKING: My name is Jerry Engelking  
13 I live at 6600 Cyprus Avenue, Superior, Wisconsin.  
14 Our property in south Superior is now listed on the  
15 map as one of two alternate routes for Enbridge. One  
16 of the routes goes around our property, the other  
17 route goes through our property.

18            We have spent some time in court with  
19 Enbridge and the jury has ruled that Enbridge is  
20 trespassing on our land with the last three pipelines  
21 that they put in. The case is now being quoted by  
22 the United States government, Canadian government, at

1 least three appellate courts in the United States and  
2 the case that went to the county court here is  
3 limiting Enbridge's easement rights.

4 The problem I have with the approval that  
5 the state of Wisconsin has given is that they have  
6 different terminology in these EIS statements. Some  
7 of the terminology says that they are negotiating  
8 with landowners for the right to go across their  
9 property or they are attempting to obtain easements  
10 on private property.

11 Whether or not they have obtained these  
12 easements it gives an impression or some kind of  
13 acceptance by the state of Wisconsin that they do  
14 have an easement when in fact according to this last  
15 lawsuit they do not have an easement on our land.  
16 The last three pipelines have been installed  
17 illegally.

18 I would like to see the state eliminate  
19 those -- that terminology that says they are  
20 negotiating easements or they are assuming that  
21 Enbridge has the easement rights on property. I  
22 would like to see the state of Wisconsin specifically

1 state in these papers -- these big thick volumes of  
2 paperwork that they print out along with the fed's  
3 and have them say that the route that Enbridge is  
4 going to use or that Enbridge has already obtained  
5 written permission from the landowner to use the  
6 routes that you are approving -- and they have to  
7 give that information to the state because as of  
8 right now they do not have approval to use our land.

9           The prior speaker mentioned something  
10 about natural gas -- Enbridge does pump natural gas  
11 through those pipelines. We went to a meeting on the  
12 Iron River and I think it was Line 3 or 4 one of them  
13 is specifically used for pumping natural gas. Thank  
14 you.

15           MR. SIEBERT: Thank you, Dan Olsen next up  
16 will be Kathryn McKenzie and after Kathryn would be  
17 Taylor Pederson.

18           MR. OLSEN: Good afternoon my name is Dan  
19 Olsen I live at 6001 Cumming Avenue in Superior. My  
20 position here is three-fold, but first to start out I  
21 want to commend and thank the DNR for the process  
22 that is put forth in front of you, the state of

1 Wisconsin. The EIS statements that have been put  
2 together for these two projects that is a process  
3 that isn't new to anyone, these things have been  
4 going on for a long period of time and I appreciate  
5 the process that they are in.

6 I mentioned three-fold in my participation  
7 here today. First is that I am a life-long resident  
8 of Superior -- south Superior basically living within  
9 a mile of the Enbridge right-of-ways and living  
10 within two miles of the Superior terminal here in the  
11 Calumet the former Murphy oil refinery.

12 My second position and with my opinions  
13 here I am not speaking they are my opinions not the  
14 city of Superior but I am a Superior City counselor  
15 and the value that Enbridge brings to this community  
16 in the form of taxes, employment, the relationship  
17 that we have with the company, the storage of the  
18 community, the involvement in the safety that they  
19 put forward, the programs, the volunteers that do  
20 other things for the city, the countless hours and  
21 donations to private and public entities that  
22 Enbridge is the sponsor of goes a long way in our

1 community.

2           We depend on companies like Enbridge for a  
3 tax base. They have always been a good steward, we  
4 receive from Enbridge a terminal tax fee for the  
5 amount of taxable crude oil and other products that  
6 are being used out at the Superior terminal. The  
7 fact that they use our city for their retail buying,  
8 every time you spend a dollar you are turning in over  
9 7 times so Enbridge employees are living in our  
10 communities, they are buying our homes, there are  
11 retail people in here that I have seen would be a  
12 part of this process as well.

13           So they are a big part of our community, a  
14 good part of our community -- a good partner.

15           The third part of my being here is that I  
16 am the International Representative for the Laborer's  
17 International Union of North Dakota and Minnesota and  
18 I am also the Business Manager of the Laborer's Union  
19 in Duluth, Minnesota. I represent 6,000 working men  
20 and women and families here in the twin ports and  
21 over 11,000 men and women in the construction  
22 industry in North Dakota and Minnesota as an

1 international rep.

2           These people that build these pipelines  
3 depend largely on the continued support of Enbridge  
4 towards organized labor. The continued safety that  
5 Enbridge is committed to in their pipelines and to  
6 their clean ups of right-of-ways, into the  
7 partnership and the due diligence that they present  
8 to anybody and everybody that they deal with is a  
9 very important part of what I do for a living.

10           I represent men and women in the  
11 construction industry that build these pipelines.  
12 The pipelines that we believe are the safest, the  
13 most economical way of transporting crude oil and  
14 natural gas and any other petroleum through the  
15 pipelines.

16           The Line 3 Replacement -- there's a reason  
17 that there is a Line 3 Replacement and it is the  
18 integrity of the pipe. It has reached its capacity,  
19 its longevity so those things are profit maybe,  
20 necessity yes. Those things have to be done to  
21 protect the environment. We are stewards of the  
22 environment no matter what anybody thinks.

1           We are as concerned about the environment  
2           and the waterways, the water sheds, the water ricings  
3           and all the communities as anyone else is. That's  
4           part of what we do. The building of the pipelines  
5           are by far and above the work that any place in the  
6           United States and possibly North America.

7           If you look anywhere in any tabloid --  
8           tabloid that's terrible -- any publication, you might  
9           see some in a tabloid -- any publication that the  
10          work force from the Midwest is second to none. We  
11          take pride in that here are some of the other trades  
12          that are with me here. There are four trades that do  
13          the work, so back to my very first part of this.

14          I have lived in Superior all of my life  
15          alongside of a right-of-way. We have always had  
16          great partnership. Enbridge has always been good,  
17          everybody else has been good. I stand in support of  
18          the Environmental Impact Statements and again I  
19          commend you for what you are doing and thank you for  
20          it.

21                   MR. SIEBERT: Thank you next up is Kathryn  
22          McKenzie. After her will be Taylor Pederson and then

1 Jim Caesar.

2 MS. MCKENZIE: Hello thank you for being  
3 here. My name is Kathryn McKenzie I live at 202  
4 North 58th Street where I have lived for 42 years.  
5 Before that I was gone for 10 years and before that I  
6 lived in Millings Park. I think that the line that  
7 is existent is in need of replacement and I know that  
8 there are pros and cons and I have probably more cons  
9 than pros but I will say that for the pros there are  
10 more jobs, more oil for the Midwest and points east  
11 and northeast.

12 There are economic benefits for the  
13 political elected officials. The cons potentially,  
14 the jobs would be short-term for works who are  
15 skilled coming from elsewhere spending their money  
16 here on hotels and food and bringing their paychecks  
17 to wherever they came from.

18 If this were Waukesha I don't believe we  
19 would be having this conversation. I believe it is  
20 economic. I don't know where the city will be when  
21 all the dinosaur industries are gone. I'll end it  
22 with that as well but I am not done.

1 I'm thinking of the air shed that we live  
2 in. During the siting of the middle school process  
3 there were employees from the oil company that went  
4 to the school district and stated that the proposed  
5 site was in the wrong place for prevailing winds and  
6 the site was changed. There is more to come on that.

7 Regarding the benzene spill and before  
8  
9

10 30

11  
12 that I taught at UW Superior for a math professor who  
13 had cancer and needed a bone marrow transplant. A  
14 colleague of hers, his, mine eventually told me what  
15 a doctor had asked him. Won't someone do something  
16 we have a cancer epidemic here.

17 So I looked into as much as I could with  
18 the stats with the state Division of Health and since  
19 -- quite a bit since I have asked and I know they do  
20 research on cancer and I have been able to find  
21 nothing. I have asked Henry Anderson, the state  
22 Division of Health head to come and he said they

1 don't want me.

2                   How has this come to be? There is  
3 political and social capital here and while serving  
4 as the President of the League of Women Voters in  
5 Douglas County and the City of Superior I was on the  
6 KBJR Board of Directors. We had dinner one evening  
7 and were asked to list for the TV station what  
8 projects they should be considering for news and I  
9 said well the refinery has a permit coming and from  
10 next to me from a bed pan came the judge -- a judge  
11 -- no do-gooding and socially activist woman is going  
12 to shut that refinery down.

13                   He had brought it with a group of friends  
14 to Superior, political capital. While serving on the  
15 Douglas County Board I was amazed that when we  
16 granted the easements and how little the going rate  
17 was. Eventually that cost was raised and then at  
18 that point Enbridge bought the easements that were in  
19 the city.

20                   Now they have bought the houses in the  
21 path of what will be the projected line. When I  
22 spoke to an Enbridge engineer and I live two and a

1 half blocks or something from the line and I have for  
2 42 years, I asked the engineer -- we talked to him  
3 and or I talked to him and he said, "Oh you bought  
4 that house 42 years ago, there was a pipeline there  
5 then, you should have known that."

6 I should have known that they would add to  
7 the volume of pipes through that process at that  
8 point when we bought the house? I don't think so.  
9 On the morning of the benzene spill as the cloud came  
10 down the river my neighbor woke me at 6. I woke up  
11 with a sore throat. Eventually I was on the

12 32  
13 committee that talked about the pipeline spill or  
14 that spill and I was told by one of their doctors  
15 that if I had problems at the beginning I would  
16 continue to have problems.

17 Well now I see an allergist in Lacrosse.  
18 I have a VOC, a volatile organic compound filter in  
19 my house that I have added just in case I need it to  
20 stay healthy. As the transfer from pipeline to tanks  
21 is done there is a diluent that gets aerosolized and  
22 I believe that the permit that Enbridge asked for

1 didn't include all of those pieces.

2 I am afraid for the workers who work on  
3 this line who may or may not know the health effects  
4 and maybe they have been informed and maybe they  
5 haven't. I just fear for their health. I fear for  
6 the health of the citizens of Superior and I know  
7 they are poor and I wonder who gave this corporation,  
8 this international corporation the agreement that  
9 will cut through our city and will decimate and has  
10 decimated the health of our citizens who are  
11 economically disadvantaged.

12 When I asked the DNR attorney once in  
13 Madison while I was looking at pipeline or refinery  
14 issues he said, "I don't work for you I work for the  
15 DNR". I beg to differ. That's not the charter. In  
16 yesterday's Duluth News Tribune the announcement was  
17 made that St. Louis County wasn't built to award an  
18 invasive grant species grants for \$420,000 of state  
19 money. For the last two years Douglas County has  
20 gotten nothing.

21 We are a port and a lake -- the lake, we  
22 have lakes and I wonder where the values and where

1 the political reasons for giving these grants is and  
2 what the DNR cares about us. This is ground water  
3 awareness week. So for the people who have wells  
4 after the Benzene spill they were given testing.

5 Will this happen again? And if they do test  
6 individually it costs thousands of dollars to test  
7 for hydrocarbons, who can afford this? Not many.

8 If the projections show that there will be  
9 100% risk of a breach in the line through Wisconsin,  
10 the only questions are where and when? If this  
11 corporation now has a Wisconsin legislation  
12 permission to not have any funds in a contingency for  
13 clean- up who will pay?

14 If it's corporate profit, corporate greed  
15 and political sway by local state politicians, the  
16 people who have the power are getting something for  
17 accepting this project. The Golden Rule those who  
18 with gold will rule and the poor will continue to  
19 suffer economically. The environment will be  
20 degraded as we already seem to have been written off.

21

22 With wildlife fisheries and basin species, ground

1 water, drinking water and the likelihood of  
2 contamination.

3 I'm almost finished. Will our property  
4 taxes go down? Will the shareholders benefit? What  
5 will the citizens get for the risk they are being  
6 asked and the burden they are being asked to bear?  
7 Who will assume the risk? Why choose my city for the  
8 health risk? Why choose my city for the  
9 environmental risk? Why choose my city for the  
10 terrorist risk?

11 After this dinosaur industry is over how  
12 will we be left? Thank you.

13 MR. SIEBERT: Thank you, the next speaker  
14 is Taylor Pederson followed by Jim Caesar and then  
15 Jim Eisenhauer.

16 MR. PEDERSON: Good evening my name is  
17 Taylor Pederson I am speaking on behalf of the  
18 Superior Douglas County area Chamber of Commerce.  
19 The address is 205 Belknap Street, Superior. I speak  
20 to you tonight in favor of the Enbridge Sandpiper  
21 Pipeline, as well as Line 3 Replacement Projects and  
22 have no issues with this Draft Environmental Impact

1 Statement.

2 We agree with the route and feel it is  
3 best that the line will follow the existing corridor  
4 for the majority of the route. We are confident that  
5 the utmost efforts will be taken to minimize  
6 environmental impacts with respect to easement  
7 agreements with affected landlords all of which we  
8 understand are most likely in place at this time.

9 The Chamber and our Board of Directors has  
10 gone on record and is in support of Enbridge, their  
11 standard of safety and these projects. The Chamber  
12 is in favor of this project for the direct and  
13 indirect jobs it will create, the positive economic  
14 impact it will have on the region. We believe that  
15 this is the safest and most environmentally  
16 responsible way to transport this oil and agree with  
17 this Draft EIS and thank the Wisconsin Department of  
18 Natural Resources for thoroughly preparing this  
19 statement, thank you.

20 MR. SIEBERT: Thank you, next speaker is  
21 Jim Caesar followed by James Eisenhauer and then next  
22 up after him would be Carl Whiting.

1           MR. CAESAR: Hi my name is Jim Caesar. I  
2           reside at 1507 Morningside Avenue in Duluth. I am  
3           the Executive Director of the Development Association  
4           for Superior and Douglas County. I am here on behalf  
5           of our Board of Directors and membership to speak in  
6           support of Enbridge and these two projects.

7           These types of projects are right in our  
8           wheelhouse and are one of the things that we champion  
9           being the lead economic development entity in  
10          Superior and Douglas County. We value Enbridge as an  
11          outstanding responsible corporate citizen. We value  
12          the over 800 jobs that they provide and the hundreds  
13          of construction -- related construction jobs.

14          We value their more than 20 million dollar  
15          tax revenue investment. We --you know we just don't  
16          look at this all in dollars and cents because we are  
17          concerned about safety and the environment as well  
18          and Enbridge has proven that they take our safety and  
19          environment seriously. So just as others have spoken  
20          -- Taylor and Dan Olsen and Andy Lisak we support  
21          this.

22          We believe that the environmental and

1 economic benefits far outweigh any risk, thank you.

2 MR. SIEBERT: James -- help me with your  
3 name I apologize -- Eisenhower, thank you.

4 MR. EISENHAUER: Hi my name is James  
5 Eisenhower and I just want to be brief but I just  
6 wanted to come. I am a resident of Duluth and just  
7 offer my support for this Enbridge Line 3 Project.  
8 Many will say that fossil fuels are not the way of  
9 the future but they are certainly here to stay for a  
10 while. I think that supporting this project sends a  
11 clear message that these jobs are important to the  
12 region, they produce substantial income and they can  
13 increase prosperity here.

14 I think also the support for this project  
15 is helpful and it can emphasize that the area, the  
16 City of Superior, Douglas County is a great place for  
17 this kind of business and I think that could be  
18 conducive to work force expansion in these  
19 industries.

20 Enbridge employs hundreds of people and I  
21 think the EIS work, the document so far it looks like  
22 it is environmentally sound and I think supporting

1 these jobs also has huge spill-over as previous  
2 people have indicated. We can then with these jobs  
3 -- every job that we have in the area we can train  
4 for these jobs so that can create jobs and education  
5 and I think the more that we commit ourselves and we  
6 support these jobs that exist, we can justify locally  
7 training people so we would fill less with workers,  
8 employees that are out of the area.

9 So I think that the commitment that we  
10 have to Enbridge helps support future employment for  
11 local residents and that is all I have.

12 MR. SIEBERT: Thank you, sorry again Jim  
13 for the mispronouncing your name. Carl Whiting is  
14 next followed by Deborah Topping and Thane Maxwell.

15 MR. WHITING: Good afternoon. I am Dr.  
16 Carl Whiting and I am speaking on behalf of the  
17 Wisconsin Safe Energy Alliance or WISE Alliance. It  
18 is a collection of landowners and concerned community  
19 members who would like to have an active say in  
20 pipelines in their community and the future direction  
21 of Wisconsin going forward.

22 I am going to use my testimony time to

1 read brief excerpts from a study titled, "Spills of  
2 Diluted Bitumen from Pipelines," a comparative study  
3 of environmental effects and responses. For anyone  
4 here who would like to know the source and be able to  
5 look it up themselves the address is  
6 [www.nap.edu/21834](http://www.nap.edu/21834). This was compiled by the  
7 Committee on the Effects of Diluted Bitumen on the  
8 Environment, the Board of Chemical Sciences and  
9 Technology, Division of Earth and Life Studies at the  
10 National Academy of Sciences, Engineering and  
11 Medicine, copyright 2016.

12 I would like you to think a little bit  
13 about the St. Croix River in winter with good ice  
14 cover and a very healthy flow beneath that ice cover  
15 as I read a few of these excerpts.

16 "Spills of diluted bitumen products where  
17 the crude oil submerges in the water column or sinks  
18 to the bottom are particularly difficult for  
19 responders. Most of the effective response methods  
20 are based on the premise that spilled oil floats. In  
21 its situations where water is moving there are no  
22 proven techniques for containment of suspended or

1 sunken crude oil to prevent re-mobilization and  
2 spreading prior to recovery.

3 Submerged oil moving downstream in rivers  
4 or following wind or tidally driven currents could be  
5 intercepted in theory but in reality no techniques  
6 are known to be affectatious to capture oil beneath  
7 the water's surface.

8 The sunken oil may not be recoverable thus  
9 resulting in protracted periods of exposure".

10 Regarding response to which Enbridge is supplement to  
11 the Draft EIS characterizes a very different clean-up  
12 scenario.

13 "When crude oil is suspended in the water  
14 column or sinks to the bottom response tactics must  
15 change. There are no known effective strategies for  
16 recovery of crude oil that is suspended in the water  
17 column. Nets with various mesh sizes and towed at  
18 varying speeds have been tested. When full the nets  
19 weigh 25 kilograms per square meter making them  
20 difficult to recover by hand and 25 to 50% of the oil  
21 leaked out when the nets were removed from the water.

22 The recovered material stuck so firmly

1 that the nets could not be reused. Other tactics for  
2 removal of oil suspended in the water column include  
3 various types of filter fences such as gabions which  
4 are wire cages stuffed with sorbents and placed on  
5 the bottom downstream from the release."

6 None of these tactics have been documented  
7 as effective. "Where the sunken material consists of  
8 oil particles or aggregates it may be possible to  
9 refloat the crude oil by agitation of the bottom  
10 which is what Enbridge has done in the past and which  
11 they recommend in a supplement to the EIS. Agitation  
12 using rakes or similar tools, injection of water  
13 using water wands and injection of air using  
14 equipment such as pond aerators were all used during  
15 the clean-up of the Enbridge Pipeline spill in the  
16 Kalamazoo River.

17 The re-floated crude oil was recovered  
18 using skimmers or sorbents however depending upon the  
19 conditions a significant amount of the crude oil or  
20 oil sediments sinks back to the bottom. The  
21 agitation could also simply mix the crude oil more  
22 deeply in the sediment.

1           For spills where the crude oil initially  
2 floats then sinks, the response team will be faced  
3 with the management and disposal of conventional  
4 waste materials such as sorbents, protective gear,  
5 skimmed oil, oil solids removed from the land, et  
6 cetera. The presence of diluted bitumen in  
7 particularly in its weathered residues of large  
8 quantities of resins and asphalt teams heightens the  
9 level of concern about long-term persistence in the  
10 environment.

11           The initial period when diluted bitumen  
12 can be contained and recovered by established  
13 response protocols coincides with the very same  
14 period when the exposure risk due to volatiles  
15 influences the spill response activities -- in other  
16 words, the gentlemen who would go out to try to help  
17 us and prepare our river to some semblance of normal  
18 are being faced with do I go out and try to breathe  
19 in that mess or do I wait until the noxious stuff  
20 drifts off and I'm left with the stuff sinking to the  
21 bottom where I can't possibly get to it.

22           In particular the assessment of where and

1 how much diluted bitumen has been spilled may be held  
2 back if potentially dangerous levels of volatiles are  
3 encountered. As indicated in Figure 5-5 if  
4 containment, booming and/or recovery of a large  
5 portion of the spilled diluted bitumen are not  
6 achieved during this initial period a significant  
7 portion of the spilled oil may aggregate with  
8 particular matter and become submerged.

9           The environmental outcome that should be  
10 most vigorously avoided in the spill response is the  
11 weathering of spilled diluted bitumen into heavy,  
12 sticky sediment-laden residue that cannot readily be  
13 recovered which requires dredging and disposal of  
14 large quantities of contaminated sediment and water  
15 and which will not degrade if left in the  
16 environment.

17           This weathering process begins rapidly  
18 following a release and can change the behavior of  
19 diluted bitumen in a matter of days. The oil and  
20 pipeline industries and the response community have  
21 developed approaches for addressing releases of crude  
22 oil that are based on a cumulated experience in

1 responding to the diversity of spills that have  
2 occurred, as well as knowledge of the general  
3 properties of crude oil.

4 This experience is predominantly based on  
5 spills of commonly transported crude oils that can be  
6 expected to float for some time. Given these greater  
7 levels of concern spills of diluted bitumen should  
8 entail special immediate actions and response for  
9 example, that the properties of diluted bitumen and  
10 weathered bitumen put spills in a class by  
11 themselves.

12 In light of the committee's findings  
13 regarding the differences between diluted bitumen and  
14 commonly transported crude oils, modifications to the  
15 current regulatory framework are needed to better  
16 account for the unique characteristics of diluted  
17 bitumen.

18 Finally, the response plan should also  
19 demonstrate that the operator fully understands the  
20 unique properties and potential environmental impacts  
21 of diluted bitumen and is prepared to implement  
22 response strategies that address its challenges.

1 This should take the form of enhanced planned  
2 sections describing in detail the areas most  
3 sensitive to the effects of the diluted bitumen  
4 spill, including the water bodies potentially at risk  
5 and response strategies and resources necessary to  
6 mitigate the impacts of spills of diluted bitumen  
7 including capabilities for detection, containment,  
8 recovery of submerged and sunken oil.

9           Unfortunately as the report makes clear in  
10 any fast moving water that will be impossible."

11           This is the National Academies of  
12 Sciences, Engineering and Medicine that is speaking  
13 and I highly encourage the DNR and the Enbridge  
14 Corporation to take a good look at the most recent  
15 science to make sure that what they are encouraging  
16 the public to believe can be properly mitigated is as  
17 of this study being described to us as unrecoverable,  
18 thank you.

19           MR. SIEBERT: The next speaker is Deborah  
20 Topping followed by Thane Maxwell and Korey Northrup.

21           MS. TOPPING: (Speaking in Native American  
22 language)

1 Hello my name is Deborah Topping. I am  
2 here as a Fond du Lac band member. I am here as a  
3 mother. I am here as a grandmother. I'm here as a  
4 great grandmother. A great, great grandmother -- a  
5 great, great, great grandmother, a great, great,  
6 great, great grandmother.

7 I am still here as a great, great, great,  
8 great, great, grandmother. One more time. I am  
9 still here as a great, great, great, great, great,  
10 great grandmother. Because who else is going to be  
11 here to talk for my grandchildren, my seven  
12 generation. I am here to talk for the water, I am  
13 here to talk for the otters, the turtles, the fish,  
14 the four legged, the swimmers and the flyers, who  
15 can't be here today to talk about it for themselves.

16 I am here for the 1837 Treaty. I am here  
17 for the 1842 Treaty. I am here for the 1854 Treaty.  
18 And we oppose this pipeline.

19 MR. SIEBERT: Thank you the next speaker  
20 is Thane Maxwell followed by Korey Northrup and Loma  
21 Hanes.

22 MR. MAXWELL: Hi what did you need me to

1 say at the beginning?

2 MR. SIEBERT: You can state your name and  
3 address so that we can get it on the record, I  
4 appreciate that.

5 MR. MAXWELL: It's Thane Maxwell,  
6 T-h-a-n-e M-a-x-w-e-l-l. My address is 3941 23rd  
7 Avenue South, Minneapolis. Nice to see some friendly  
8 faces here today. Did the two of you all have to  
9 listen to every single one of us at both meetings?  
10 What a task, I'm sorry you have to bear all of that  
11 yourselves.

12 And so you are with Wisconsin DNR?

13 MR. SIEBERT: Yes.

14 MR. MAXWELL: And so we came in a little  
15 bit late, we missed the presentation at the  
16 beginning, could you give me like the executive --  
17 basically what is your take on the EIS, good to go?

18 MR. SIEBERT: I am going to ask -- at 6:30  
19 I will do the introductory remarks for people who  
20 arrived late, but to honor the people who got here at  
21 4:30 you know we will do the presentations after we  
22 listen to everybody's comments.

1           MR. MAXWELL: Cool. I just want to focus  
2 my comments in a way that is useful for you because  
3 you know we all have our opinion about whether or not  
4 we should build a pipeline, so I am trying to get a  
5 sense of what is actually the moment you are at right  
6 now.

7           You have a Draft EIS, you are saying the  
8 project looks good to us and you want some feedback  
9 on that EIS before you finalize it is that correct?

10          MR. SIEBERT: No, if we said the project  
11 looks good to us that would be a permit decision.  
12 What the EIS does is outline all of the impacts and  
13 what we are saying is we have outlined the impacts  
14 that we have been able to research them and we want  
15 to know if you the public agree that we have touched  
16 on all of the important points.

17          MR. MAXWELL: Okay cool. Well I disagree.  
18  
19 I did not have time to go through all 400 pages or  
20 whatever it was but I looked at a couple of  
21 highlights, can we pull it up real quick or do you  
22 have a paper copy of it?

1 MR. SIEBERT: We don't.

2 MR. MAXWELL: Okay well maybe I will just  
3 flag a couple of things for you. The one section I  
4 saw I would pull it up immediately, the environmental  
5 justice section and it is like pretty baffling what  
6 you say in there. It says, Environmental justice is  
7 blah, blah, blah gives a definition. Then it says so  
8 we looked at the population in the proposed route and  
9 there is a disproportionate concentration of Native  
10 American people there and so you know, in  
11 environmental justice we have to see if we are you  
12 know disproportionately putting the cost of these  
13 projects on certain populations and then it just sort  
14 of stops.

15 And so there is no conclusion there like  
16 yes this is an environmental justice issue or no it  
17 is not or yes it is and we are going ahead with it  
18 any way there is absolutely no analysis. It just  
19 states -- what appears to me to be a problem but  
20 doesn't flag it as a problem.

21 There is a section on travel consultation  
22 and it spells out how you have worked with an

1 inter-tribal Fish and Wildlife Commission that came  
2 out of the Voight decision I believe, but no mention  
3 of actual tribal consultation so consultation with  
4 tribal governments who are sovereign have  
5 jurisdiction.

6 I also didn't see -- I didn't see anything  
7 in there about -- I didn't even get to look at the  
8 wetlands section very closely but I am curious as to  
9 what the impacts are in wetlands and I don't think --  
10 I don't think the study looks at what used to be  
11 wetlands here or what used to be wild rice here and  
12 that history is important just because it is not a  
13 wild rice bed anymore doesn't mean it's not there.

14 And wild rice as you know is a unique  
15 resource for the Anishinaabe people and they have  
16 constitutional protections on that.

17 Just some general remarks -- to me the  
18 lack of interstate coordination on these studies is  
19 absolutely ridiculous. I mean why would Wisconsin do  
20 its own EIS on a 14 mile section of the pipeline when  
21 Minnesota hasn't even scoped theirs? Right, when  
22 they are about to undertake probably a multi-year EIS

1 -- they haven't even outlined the scoping process,  
2 the feds haven't even started theirs for this project  
3 right.

4           Because Enbridge hasn't even applied for  
5 the permit yet, and North Dakota is going to do their  
6 own and everybody is going to -- it's going to be so  
7 fragmented. Like this is how it works, this is how  
8 you push these projects through right. Is you  
9 fragment it into different pipelines, different  
10 projects in different states and different  
11 jurisdictions so nobody is actually responsible.

12           Right you set up this web of bureaucracy  
13 and this has been going on for hundreds of years  
14 right -- you set up a web of bureaucracy so that no  
15 one is actually accountable anymore and it is  
16 unacceptable. So I think Wisconsin should stand  
17 down. I think you should postpone your EIS until  
18 Minnesota gets theirs together and I think you should  
19 coordinate with them.

20           I think you should coordinate with North  
21 Dakota, I think there should be an integrated  
22 regional EIS and that integrated regional EIS should

1 have tribes at the table and it should have the  
2 federal agencies at the table, with the Army Corp of  
3 Engineering and the EPA.

4           So everybody should get together and say  
5 look if we are serious about this land and we are  
6 serious about the economic benefits of this and  
7 weighing the two you know let's really look at the  
8 whole thing. Because when you put your blinders on  
9 and you start with the assumption that there is a  
10 need for a pipeline from Grand Forks to Superior you  
11 first of all ignore all of the other alternatives  
12 that would make much more regional sense, that is not  
13 a direct line from the Bakken to here right?

14           It makes no sense. You also start with  
15 the assumption that things are going swimmingly in  
16 the Bakken and they are not. They are busting in the  
17 Bakken and there is no future in the tar sands. Our  
18 political leaders are rapidly seeing that right.

19           Secretary Kerry came out yesterday saying  
20 we don't need any more pipelines. There is no need  
21 for this. Obama acknowledged the Keystone we didn't  
22 need it because it exacerbates climate change, so do

1 these. You know the same climate test should hold  
2 here, Obama is acknowledging that, Secretary Kerry is  
3 acknowledging that, Bernie Sanders came out against  
4 these pipelines people are starting to wake up.

5 And there is no reason for Wisconsin to  
6 push their bid through and stop their rubber stamp on  
7 it, it's just ridiculous.

8 Some basic -- a basic summary of why we  
9 are opposed to these in general. We don't think  
10 Enbridge should have the right of eminent domain to  
11 take people's land. They are not providing a public  
12 service, they are moving a private good for private  
13 profit and that doesn't make any sense.

14 They provide small short-term economic  
15 gains, not as many as people think in exchange for  
16 enormous risks, I'm sorry -- in exchange for enormous  
17 risk to our fishing industry, our tourism industry  
18 and our most precious resource, our fresh water.

19 They violate the treaty rights of the  
20 Anishinaabe people.

21 They violate the human rights of everybody that  
22 livesbeing

1 on that corridor and is being asked to shoulder the  
2 burdens for everybody else, right. You are  
3 concentrating  
4 impacts on people who have already had those impact  
5 concentrated on them for centuries and it is time to  
6 stop.

7           They also as we have seen, contribute to  
8 climate change and we have already passed two  
9 degrees. Just a few days ago we passed two degrees  
10 so climate change is not thirty years from now it is  
11 thirty years ago and the point that we are at today  
12 is climate chaos.

13           The second tribe was just formally  
14 displaced, given millions of dollars to move because  
15 their homes are being destroyed in Louisiana. It's  
16 gone. It's the second tribe to be moved. So we talk  
17 about Bangladesh, we talk about Pacific Islands, it  
18 is happening here to the people whose land we stole  
19 and that is not okay.

20           It is time to switch now to renewable  
21 energy. You know it pains me so much, it pains me so  
22 much to come to these meetings and see my union

1 brothers and sisters here fighting for this project  
2 and feeling this economic dependency on something  
3 that we are not dependent on. We do not need this  
4 anymore.

5           The fossil fuel era was great, it's over,  
6 it's time to move on and we need union jobs building  
7 solar rays and building wind turbines and building  
8 transmission systems and building electric car  
9 stations. We need union jobs doing all of that. So  
10 it is a false dependency, it is an abusive  
11 relationship you know.

12           We have been abused by these companies for  
13 a long time and we are scared of change and we are  
14 scared of getting out. We have to give up that fear  
15 and we do not need to build any more fossil fuel  
16 infrastructure, is basically what it comes down to.  
17 We do not need to do that anymore, we need to move  
18 on.

19           Enbridge just announced that these  
20 pipelines are delayed until 2019 so you know like I  
21 said no rush to push your piece of it through. They  
22 then made a second announcement to their investors

1 that also in 2019 they are going to start moving  
2 beyond tar sands. So you know I am like blown away  
3 by this, I am like what kind of business model is  
4 that you are building infrastructure that you are  
5 starting to -- like what are you going to put through  
6 the line are you going to pump peanut butter through  
7 the pipelines?

8 Like you are building infrastructure that  
9 you are trying to get away from, it doesn't make any  
10 sense so it is time to move on now. I will leave it  
11 at that, thank you very much.

12 MR. SIEBERT: Next up we have Korey  
13 Northrup, followed by Lorna Hanes and Elizabeth Ward.

14 MS. NORTHRUP: My name is Korey Northrup I  
15 am from the Fond du Lac band. I go to school here at  
16 UWS and you have to pardon my attire. Right now we  
17 are sugar bushing it's that time of year where the  
18 maple sap runs so I am here to support my 7th  
19 generation as my niece before me has because you know  
20 she likes to lead the way.

21 But basically from the perspective that I  
22 want to talk about it as like being outside and going

1 out there and maintaining traditions and coming  
2 together as a community out there on the sugar bush.  
3 It just -- I would hate to see that go away because  
4 of the pipeline you know and dirty fossil fuels and  
5 climate change and all of those things.

6 You know I am trying to help do my part to  
7 preserve our way of life you know which is not  
8 limited to wild rice. I hear a lot about wild rice  
9 and protecting wild rice but we need to protect our  
10 other medicines that are out there. And as part of  
11 the seeded territory here in Wisconsin I feel like we  
12 should speak out for those as well, you know and  
13 making sure that that stays clean and our medicines  
14 stay clean as well.

15 So we have sugar bush over in Fond du Lac  
16 down on the Ditch Bake Road so you all should come  
17 and check it out, it is super great. Everybody is  
18 welcome, everyone, thank you.

19 MR. SIEBERT: Lorna Hanes is the next  
20 speaker followed by Elizabeth Ward.

21 MS. HANES: Let's see here. It looks like  
22 that you are going to be going through like 12

1 counties. 1837, 42, and 54 treaty territories on  
2 which you are going to pass through four major river  
3 systems, the St. Croix, the Namekagon, the Chippewa  
4 which I would say Ojibwe River, the Wisconsin River,  
5 the counties that you are going through 12 of them is  
6 Douglas, Sawyer, Russ, Taylor, Clark, Woods, Adams,  
7 Lagwell, Columbus, Madison, Jefferson, Wellsworth, et  
8 cetera into Illinois.

9 I oppose this pipeline and as well I am  
10 dressed as I am. I was out in the sugar bush. I run  
11 horses, I run teams of horses, I do all of my work,  
12 my farming, my maple syruping, my logging, whatever I  
13 need to do outdoors is all by horse. There is no  
14 fossil fuels in what I do. I don't have a driver's  
15 license nor do I really care for one and if I do get  
16 one I would like to you know be responsible and have  
17 a fossil fuel free car -- electricity.

18 We have one I just need a driver's license  
19 and I believe that -- and I see my brothers and  
20 sisters of the union. I have been in the union all  
21 of my life. I love the union you know, it treated me  
22 good but I am done with that. There is something

1 more important that needs to be done and that is  
2 protecting our territories as a whole, as a planet as  
3 a whole. It is very important for your 7th  
4 generation to help.

5           And I love all of your 7th generations and  
6 I respect all of those 7th generations that have been  
7 here and that are coming here. And what I do in my  
8 work and my friends here and Deborah Topping, she  
9 doesn't like what's going on on her road. They had a  
10 pipeline going through her road. By the time they  
11 found out about it it was too late and now there is  
12 what, six of them and another proposed one?

13           I hope she gets into office and I hope she  
14 can change their mind about things. Thane has a  
15 great video of us in the sugar bush today. I was  
16 using horsepower the whole time collecting wood,  
17 dragging things in and out of the woods, two miles  
18 in. We are sugar bushing right between the two  
19 pipeline corridors right now, over there in Fond du  
20 Lac. We are right there in a mile and a half strip.

21           We actually have to ride down the side of  
22 the pipeline trail, right alongside the corridor to

1 get in to our sugar bush. And I do all of that by  
2 horses. There are some places in that place that my  
3 horse won't go and I don't make him go. My horse  
4 carries me. To carry a message to tell you people  
5 wake up and save yourselves.

6 MR. SEIBERT: The next speaker is  
7 Elizabeth Ward and Elizabeth is the last speaker I  
8 have that expressed a desire to speak tonight. Is  
9 there anyone else and if so if you could let the  
10 folks in the back know so that we can make sure that  
11 everybody has a chance to speak tonight, thanks.

12 MS. WARD: My name is Elizabeth Ward and I  
13 am here on behalf of the Sierra Club John Muir  
14 Chapter, the statewide branch of the Sierra Club. I  
15 do want to thank you for hosting the hearing and  
16 putting together the Environmental Impact Statement.  
17 We will submit technical comments further. I want to  
18 focus on just one thing today and that is that I  
19 think moving forward with this chunk of the pipelines  
20 is premature.

21 By studying just this 14 miles of the  
22 pipeline it ignores all of the environmental impacts

1 of the other 1,050 miles of the pipeline. Between  
2 these two projects Sandpiper and the Line 3  
3 Replacement which isn't really a replacement because  
4 it is significantly bigger than the existing Line 3,  
5 Enbridge will be pumping a million barrels per day  
6 more of oil into Superior.

7 That oil will not stay in Superior, they  
8 are going to need to build another pipeline or  
9 another couple of pipelines to move that oil down  
10 south through the state of Wisconsin, out of the  
11 state of Wisconsin, likely down south to export but  
12 either way the impacts of these pipelines go way  
13 beyond the 14 miles here.

14 The DNR being responsible to study all of  
15 the impacts in Wisconsin should take all of those  
16 cumulative impacts into consideration in the Final  
17 Environmental Impact Statement -- these pipeline  
18 cells will cross the St. Croix River which is a  
19 national  
20 wild and scenic river, it will cross the Wisconsin  
21 River, it will cross the Rock River, all of those  
22 impacts need to be considered as part of this

1 pipeline project because with a 20 billion dollar  
2 investment that these two pipelines are, Enbridge is  
3 going to be expecting to be able to move this oil  
4 south.

5 In addition on the Minnesota side as has  
6 been pointed out, the process has just begun. The  
7 pipelines have not been permitted yet. The tribes  
8 have not okayed the projects and it doesn't sound  
9 like that is going to be an easy thing for them to do  
10 and if these pipelines do get permitted in Minnesota  
11 there are a lot of questions being raised about the  
12 route and some routes have actually suggested going  
13 south through Minnesota so these pipelines won't even  
14 come into Wisconsin.

15 So I think overall this process is really  
16 premature and the DNR should hold off until we are  
17 sure these pipelines are coming into Wisconsin and at  
18 that time look at the full scope of these pipelines,  
19 thank you.

20 MR. SIEBERT: Thank you. Next I have one  
21 additional person I think that has asked to speak,  
22 Jeff Gurske. And again if there is someone else who

1 wishes to speak if they could talk to one of the  
2 Department people in the back and we will make sure  
3 that we get you on.

4 MR. GURSKE: Hi my name is Jeff Gurske I  
5 live in Maple, Wisconsin, 4722 South County Road F,  
6 Maple. First of all I would like to thank the DNR  
7 for going through this process. I would like to  
8 thank the environmental friends here for supporting  
9 the due process that needs to take place and is  
10 taking place.

11 I am here to support the pipeline. You  
12 hear a lot of about the one gentleman talked about  
13 the water or the oil getting in the river. It's  
14 absolutely -- nobody in here is going to disagree  
15 with that being a problem, a huge problem. That is  
16 part of the reason this Line 3 Replacement is in  
17 front of you because it is a problem, because it is  
18 outdated infrastructure basically and it is not going  
19 to cost the taxpayers money it is going to cost a lot  
20 of money to replace that line and also I personally  
21 worked on pipelines myself.

22 One gentleman mentioned about the safety

1 rules and inadequate construction. Well I worked at  
2 hospitals, I worked at nursing homes, I worked at  
3 high schools and working on the Enbridge Pipeline has  
4 far more inspections, qualifications that a worker  
5 has to take -- to use the piping itself. You know as  
6 a pipe welder, you have to take a welding test that  
7 takes six hours. Then they cut straps out, they  
8 x-ray the pipe, look for any flaws whatsoever and you  
9 have to cut twelve straps out of that piece of pipe  
10 all the way around and they have you cut out the hard  
11 spots and then you pull them apart.

12           The machine pulls them right apart. Any  
13 flaws in there whatsoever you don't have a job there.

14  
15 So with the safety concerns, they do go through all  
16 of the safety procedures. Wetlands -- I mean we have  
17 to go through them to get the pipeline done and you  
18 talk about education. Well let's look at what would  
19 happen if the DNR -- if this doesn't go on we lose  
20 all of that tax revenue, that's going to definitely  
21 have a negative impact on the fish and wildlife.

22           I mean it is all funded by taxes. These

1 people employ jobs, like I said I worked in  
2 construction I'm glad I didn't hear the term  
3 "temporary work" because that is our profession we do  
4 it for a living. I put two kids through college with  
5 these types of jobs and also they talked about the  
6 generations coming up.

7 I am a member of Local 11 out of Duluth,  
8 Minnesota we have an apprenticeship program and each  
9 one of these projects that take place we have  
10 apprentices working on them projects and we are  
11 putting them through school for five year programs  
12 and that isn't costing the taxpayers anything.

13 So I would just like to see this keep  
14 moving forward and I appreciate your due diligence on  
15 the environmental studies and we need to continue  
16 that and without the environmentals pushing on there  
17 -- I know for a fact it would be free reign. So I  
18 hope everybody continues the work and I do support  
19 moving this forward, thank you.

20 MR. SIEBERT: So before I go off the  
21 record let me just make sure is there anyone who  
22 wishes to speak that hasn't already indicated.

1     Otherwise as we announced at the beginning, we  
2     announced the hearing to be able to accommodate  
3     people who need to come after supper so we will  
4     restart the hearing at 6:30 and we will go through  
5     the introductions and all the stuff at the  
6     introductory presentation that I made and Jeff made  
7     at 4:30.

8                     So at this point we will go off the record  
9     and we will return at 6:30.

10                    (Whereupon the hearing recessed to be  
11     reconvened at 6:30 p.m. this same day)

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1 sign in and let us know whether or not you intend to  
2 provide an oral comment at this hearing. Please sign  
3 using these appearance slips in the back of the room  
4 even if you do not plan to speak at the hearing, so  
5 that we can have an accurate record of who attends  
6 the hearing.

7 The Department of Natural Resources has  
8 set this time and place 6:30 March 10th, 2016 at the  
9 Superior Public Library in Superior, Wisconsin for a  
10 public informational hearing on the Draft  
11 Environmental Impact Statement or EIS prepared by the  
12 Department of Natural Resources for the proposed  
13 Enbridge Line 3 Replacement and Sandpiper Pipeline  
14 Projects.

15 This hearing is being held pursuant to  
16 Chapters 227, 30, 281.36 and 1.11 of the Wisconsin  
17 statutes and is informational in nature. It is not a  
18 contested case hearing, it is not an adversarial  
19 hearing. The purpose of the hearing is to hear  
20 comments from members of the public on the Draft EIS  
21 and the applications for wetland and waterway permits  
22 associated with the Line 3 Replacement Project.

1           This hearing has been noticed on the WDNR  
2 website and in the Superior Telegram and all notice  
3 requirements of the statutes have been complied with.

4  
5           In lieu or in addition to an oral statement at  
6 today's hearing, written comments will be accepted by  
7 the Department through March 25th, 2016.

8           Written comments should be sent to Mr.  
9 Jeff Schimpff at the mailing or electronic mailing  
10 addresses on the hearing notice or the fact sheet  
11 that we have out in the hall. Written statements  
12 will have the same weight and effect as oral  
13 statements presented at the hearing.

14           As next steps DNR intends to complete the  
15 environmental review process for the project before  
16 taking any action on permits. We are here today to  
17 take your comments on our Draft EIS and the Line 3  
18 applications. Please be sure to provide us with your  
19 email or other address if you wish to receive notice  
20 of the Final EIS.

21           Allow me to discuss the hearing  
22 procedures. We appreciate all of you who have come

1 to today's hearing. With me at the table is Jeff  
2 Schimpff from the Environmental Analysis Program. We  
3 also have other DNR staff in the room including Bill  
4 Clark, Ben Callan, Ed Culhane, and Amy Cronk.

5           Before we begin to hear from you there are  
6 some ground rules for the hearing that are important  
7 for everyone to know. First given the number of  
8 people here today and the acoustics of this room we  
9 have to ask that there be no talking or side  
10 conversations among the audience. If you wish to  
11 talk amongst yourselves if you could please use the  
12 hall.

13           Second I will ask that everybody in the  
14 hearing room will be respectful of those who are  
15 offering comments. We know that people feel strongly  
16 about the issues but we do not want to intimidate  
17 anyone from offering their comments and we want to  
18 hear as many comments as we can. So no applause or  
19 waving of signs or other indications of support or  
20 opposition to what commenters are saying.

21           I do have the authority to close the  
22 hearing should there be outbursts or other

1 demonstrations, but I don't want to do that unless I  
2 have to. So please let us hear from as many of you  
3 as we can by listening to the comments that are  
4 offered, not indicating your approval or disapproval  
5 of the speaker's views.

6 I don't know that this will be a problem  
7 but I just wanted to let folks know that the library  
8 closes at 8:30 so we will be watching the time and by  
9 the number of speakers I think we are going to be  
10 fine on this, but I just want to let folks know that  
11 we may have to close it down right at 8:30 just to  
12 honor the good folks who work here at the library.

13 If you have lengthy comments I would ask  
14 that you please submit them in writing. We have  
15 forms in the back that you can use either to hand to  
16 us today or to mail to us and as I said before we  
17 also welcome your comments through March 25th, 2016  
18 either via email or sending to the address that we  
19 will share with you.

20 I do have a talking point up here of  
21 limiting people's oral comments to five minutes.  
22 Again I don't think I am going to need to do that but

1 I guess what I will do is we will let you know when  
2 we are at four minutes thirty seconds. We will put  
3 up a red marker when you are at five minutes. If you  
4 are close to that, I just ask that you honor people's  
5 time and let's try to stay to something along those  
6 lines.

7 When it is your turn to offer a comment I  
8 will ask that you please come and state your name and  
9 address for the record and if you can speak into this  
10 microphone that will help our court reporter who is  
11 taking down everything that occurs during the  
12 testimony.

13 Before we take that public testimony  
14 though, I will ask Jeff Schimpff from the Department  
15 to provide you with a very brief introduction.

16 MR. SCHIMPF: Very briefly I want to  
17 thank everyone who is in attendance today. It is  
18 very important for people to come and express their  
19 views at public hearings such as this.

20 The Enbridge Pipeline that we are talking  
21 about which is the subject of our Environmental  
22 Impact Statement is depicted on the map here. It

1 goes from the Minnesota border about 14 miles mainly  
2 paralleling existing pipeline routes to the Superior  
3 terminal.

4           If you need any additional information  
5 about the Project, about the route, about any other  
6 aspect of the Project, Ben Callan is available back  
7 in the hall to answer your questions.

8           This hearing is part of a process that  
9 began almost two years ago when we received the  
10 permit application from Enbridge for the Sandpiper  
11 and Line 3 Replacement Projects. We issued a news  
12 release that we were going to do an Environmental  
13 Impact Statement on this Project because it was a  
14 controversial project.

15           We held an EIS scoping meeting here in  
16 Superior in August of 2014. We got a number of  
17 comments and we compiled those and added those into  
18 our Draft EIS outline. We sent that out for public  
19 comment and took comments on that, modified the  
20 outline a little bit. Then we went about preparing a  
21 Draft EIS which is the subject of the hearing today.

22           Here is the Draft EIS which was done

1 according to our administrative code NR150 which  
2 tells us how we implement the Wisconsin Environmental  
3 Policy Act. We are at the public hearing stage now  
4 in the process and we are taking public comments on  
5 the Draft Environmental Impact Statement for the Line  
6 3 Replacement Project and for the Sandpiper Project  
7 as well as the permit application for the Line 3  
8 Replacement Project.

9 We will prepare a Final Environmental  
10 Impact Statement based on the public comments that we  
11 get. We will announce that, publish it on our  
12 website and we will also make a determination about  
13 whether or not the Environmental Impact Statement  
14 meets the requirements of the Wisconsin Environmental  
15 Policy Act.

16 Then we will -- once the Final EIS is  
17 complete and our determination is issued we will be  
18 able to make permit decisions on the Line 3  
19 Replacement, then we will anticipate that there will  
20 be additional public meeting on the Sandpiper permit  
21 application. It is two separate lines because of  
22 timing by the applicant it has been separated into

1 two different projects.

2 And once we have the public informational  
3 hearing on Sandpiper then we would be able to make  
4 permit decisions on that permit application.

5 The status of the applications is that as  
6 we have mentioned the Line 3 Replacement Application  
7 is complete so that is why we are taking public  
8 comment on the permit applications but the  
9 application for Sandpiper is not complete because the  
10 state of Minnesota as many of you probably know is in  
11 a separate process regarding which route the pipeline  
12 will even take so we don't know exactly what the  
13 route is going to be.

14 And if we do get a completed application  
15 for the Sandpiper Project then we will anticipate  
16 having a permit hearing separate at a separate time  
17 on those permit applications.

18 Whether you want to issue or present any  
19 public comments tonight at the hearing or leave them  
20 in writing you can do that, otherwise we have comment  
21 forms on the table in the foyer at the entrance to  
22 the library. You may go to the website that we have

1 here, it is also on sheets that we have in the front.

2

3           Comments are due March 25th, they will  
4 come to me and one thing I need to point out we did  
5 correct this on the sheets that we have out front,  
6 there is an extra "A" in the address it should be  
7 only one "A" here. I'm sorry for that mistake we did  
8 change it on the comment forms that we have in the  
9 front.

10           So with that I will let Dave Siebert  
11 continue and open up the public hearing again.

12           MR. SIEBERT: The first speaker I have  
13 tonight is Willis Matson and again if you could state  
14 your name and address and speak into the microphone.  
15 I heard in the earlier one people in the way back  
16 couldn't hear unless someone was speaking into the  
17 microphone and I would appreciate if you would,  
18 welcome.

19           MR. MATSON: Thank you very much. Okay  
20 my name is Willis Matson I live at 42516 State  
21 Highway number 34 in Osage, Minnesota. I am  
22 particularly interested in the overall impacts of the

1 entire Sandpiper and Line 3 Projects combined. Their  
2 original purpose -- their routes of transfer and  
3 ultimate destination -- in order that there are  
4 several levels of environmental review that are going  
5 on by the individual states and the federal  
6 government are sufficiently coordinated so as to have  
7 as wide as possible a range of alternatives  
8 considered.

9           And that no individual state act in and of  
10 itself thus pre-empting the possibility of  
11 alternatives for a neighboring state. I would  
12 suggest that the best mechanism for doing that is to  
13 suspend your current process and await the advent of  
14 the Minnesota process in conjunction with the U.S.  
15 Army Corp of Engineers.

16           You may or may not be aware that the  
17 applicant has suspended or requested the U.S. Army  
18 Corp of Engineers not advance their review thus  
19 disconnecting or de-coupling the required  
20 coordination of review on the state and federal  
21 level. And I would admonish the Department of  
22 Natural Resources here in Wisconsin to work closely

1 with Minnesota state officials to approach the Corp  
2 of Engineers and the applicant and encourage them to  
3 best facilitate the intent of the National  
4 Environmental Policy Act, the Wisconsin Environmental  
5 Policy Act and the Minnesota Environmental Policy  
6 Act, all of which say that the best job of serving  
7 the public and protecting the resources is conducted  
8 when those processes are well coordinated and  
9 collaborated and to allow the applicant to suspend  
10 the federal review by simple request, thus  
11 prohibiting that should be overturned by the  
12 collective powers of the two state governments  
13 working in conjunction with the U.S. Army Corp of  
14 Engineers.

15           You may or may not be aware that there is  
16 also a federal review going on in North Dakota. The  
17 U.S. Army Corp of Engineers does not require an  
18 environmental assessment because the project is  
19 covered by nationwide permit. But the U.S. Fish and  
20 Wildlife Service does not subscribe to that  
21 methodology and is necessarily having to conduct an  
22 environmental assessment for the North Dakota

1 segment.

2           So there is an opportunity for  
3 collaboration between the three states to work with  
4 the federal government and consider other possible  
5 alternatives. Now more specifically to your Draft  
6 EIS.

7           I was most particularly concerned with the  
8 rather shallow effort expended at looking at routes  
9 not passing through Wisconsin in particular and  
10 Minnesota as well. There is reference made and  
11 acknowledgement made of the existence of the pipeline  
12 whose name just right now skips my mind of the --  
13 Energy Transfer Pipeline Company that is being  
14 planned from the Bakken shale fields to a very  
15 similar destination point in Illinois as both the  
16 Line 3 oil and the Sandpiper oil would end up.

17           Yet your EIS dismisses that project as not  
18 being one that could serve the demands or quantity  
19 that would be shipped in Sandpiper in particular that  
20 comes from the Bakken but then misses an opportunity  
21 to look at the corridor that is being examined for  
22 that pipeline as an alternative to the route for

1 Sandpiper.

2           So it would be a mistake to simply say  
3 that pipeline in and of itself could not be an  
4 alternative to carry the same oil and not look at  
5 that same corridor as a possibly less impactful  
6 corridor for all three states. So I believe your EIS  
7 from the beginning is deficient in considering that  
8 alternative.

9           And similarly there is a single sentence  
10 that sweeps away other possible corridors that follow  
11 more direct route from the Bakken oil field to the  
12 destination for this oil. It simply says and I don't  
13 have it here in front of me to quote, but it  
14 basically says that there would likely be similar  
15 impacts along all other alternative routes through  
16 this region therefore they were not considered  
17 further.

18           Such a statement is not sustained or  
19 acceptable in any manner of environmental review.  
20 You are required to actually look to find if those  
21 routes do exist, to gather what information you can  
22 about those routes, and make a definitive

1 determination as to whether or not those routes  
2 indeed are equal to or better than the current  
3 proposed route.

4           So your EIS is deficient in considering  
5 that alternative as a viable possibility without ever  
6 examining, gathering data, or comparing those routes  
7 to the proposed route that would pass through the  
8 more sensitive area of Minnesota and certainly a  
9 highly sensitive area of Wisconsin.

10           I believe that completes the remarks I  
11 will make tonight. I will follow this up with more  
12 detailed written comments but I thought those were  
13 probably the ones that were most salient at this  
14 point. If you have any questions for me I would be  
15 happy to try to answer them for you now, thank you.

16           MR. SIEBERT: Thank you. The next speaker  
17 is Norm Voorhees and I don't have any other  
18 appearance slips so if anyone else would like to  
19 speak tonight if you could fill out one of these  
20 slips and hand it to someone in the back and then  
21 they will bring it up to me, thank you sir.

22           MR. VOORHEES: Good evening. My name is

1 Norm Voorhees. I represent the Northern Wisconsin  
2 Building Trades Council here in Superior, Wisconsin  
3 and northern counties in Wisconsin. I would like to  
4 speak on behalf of the men and women in the building  
5 and construction trades here that we are in support  
6 of this project. It is replacing old infrastructure  
7 along existing right-of-ways is my understanding and  
8 I think it is a safety issue for everybody concerned  
9 and the environment to replace that Line 3.

10 And I would just like to say that we are  
11 in support of it, thank you.

12 MR. SIEBERT: Is there anyone else who  
13 would like to speak? I do recognize Representative  
14 Milroy has joined us. I just want to welcome you  
15 tonight sir.

16 I guess with that -- would you state your name and  
17 address for the record.

18 MS. HANES: Hello my name is Lorna Hanes  
19 my address is Turtle Island. What you would call the  
20 United States. I am definitely -- don't approve of  
21 this, none of it and I don't know what happened.  
22 Well I do know what happened in whatever 60 years

1 later and earlier with your history.

2 But I also wanted to say something about  
3 the missing and murdered women that are along these  
4 routes. The missing and murdered women throughout  
5 Canada and the United States, that's not cool. I  
6 stopped out at a train station in Minot, there was a  
7 stop I get out and go smudge my lungs and some guy is  
8 talking -- two guys are there looking at the bulletin  
9 and they are bragging about how they can kidnap a  
10 native girl, a young girl and take her to these camps  
11 and will rape the shit out of her, and they think  
12 that's funny.

13 Would you like that with your daughter?  
14 Would you? You would, would you approve of that?  
15 No. Would you? How about you? No you wouldn't,  
16 neither would I. And I would hope nobody would. I  
17 don't approve of any of this.

18 MR. SIEBERT: Is there anyone else that  
19 would like to speak tonight, otherwise I will go off  
20 the record, yes? And I know you were on the record  
21 earlier if you wouldn't mind putting on the -- if you  
22 could give us your name and address so we make sure

1 we get it for the record for the 6:30 hearing I would  
2 sure appreciate it, thanks.

3 MS. TOPPING: Absolutely.

4 MR. SIEBERT: Thank you.

5 MS. TOPPING: Thank you. My name is  
6 Deborah Topping, Fond du Lac band member. I am here  
7 to oppose it so right there is the water that is  
8 right next to Enbridge. Who is drinking it? There  
9 are a bunch of lawyers here, we have a bunch of  
10 people who will want to have the pipeline here, who  
11 wants to drink it?

12 Nobody. What are you afraid of?  
13 Fracking? Frickin' fracking? I oppose it.

14 MR. SIEBERT: Thank you with that I think  
15 I will go off the record. We are going to stay here  
16 until we get close to 8:30, when the library needs us  
17 to be out of here. As we said there is Department  
18 staff to answer questions about the process,  
19 questions about the project and for now we will go  
20 officially off the hearing record.

21 (Whereupon the meeting was adjourned at  
22 6:53 p.m.)

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