

STATE OF IOWA  
DEPARTMENT OF COMMERCE  
UTILITIES BOARD

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IN RE:  EQUISTAR CHEMICALS, LP	DOCKET NO. P-758
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**ORDER GRANTING PERMIT**

(Issued November 4, 2008)

On April 11, 2007, Equistar Chemicals, LP (Equistar), filed a petition with the Utilities Board (Board) for renewal of a pipeline Permit No. R-962 in the above-referenced docket pursuant to Iowa Code § 479.23 (2007). Equistar filed revisions to the petition and exhibits and provided additional information on September 19, 2007, and December 19, 2007. Equistar requests renewal of a pipeline permit for approximately 1.25 miles of 4-inch diameter pipeline and 1.24 miles of 6-inch diameter pipeline for the transportation of natural gas in Clinton County. The 6-inch pipeline was constructed in 1968 and the 4-inch pipeline was constructed in 1974. The pipelines have a maximum allowable operating pressure of 305 psig.

Equistar filed a proof of publication on April 25, 2008. On April 28, 2008, Mr. Jeffrey L. O'Neal, utility regulatory engineer for the Board, filed a staff report regarding the petition. In the report, Mr. O'Neal stated that the pipeline complied with all design, construction, testing, operating and maintenance requirements of the Board. Mr. O'Neal further stated that no special safety or engineering requirements were recommended for the permit and no objections had been filed.

Iowa Code § 479.23 (2007) provides that any pipeline company currently owning or operating a natural gas pipeline in Iowa may petition the Board for the extension of a permit by filing a petition stating the name of the applicant, principal office and place of business, legal and general description of the route, map, and maximum and normal operating pressure. Section 479.23 further requires the applicant establish that its financial condition is satisfactory pursuant to Iowa Code § 479.26 (2007).

Board rule 199 IAC 10.8 provides that if a review of the petition finds unresolved issues of fact or law, or if an objection is filed within 20 days of the second publication of the published notice, the matter will be set for hearing. Rule 10.8 further provides that if a hearing is not required, a renewal permit will be issued upon the filing of the proof of publication required by rule 10.4.

Based upon the information in the petition and Mr. O'Neal's report, the Board finds that Equistar has satisfactorily demonstrated that it has complied with Iowa Code § 479.23 (2007). The record shows there is no unresolved issue of fact or law and no objections have been filed. Therefore, Equistar's petition requesting renewal of pipeline permit should be granted and a permit issued concurrently with this order.

**IT IS THEREFORE ORDERED:**

1. The petition for renewal of Pipeline Permit No. R-962 filed by Equistar Energy Company on April 11, 2007, as amended on September 19, 2007, and December 19, 2007, is granted. The permit will be issued concurrently with this order.

2. The Board retains jurisdiction of the subject matter of this docket pursuant to Iowa Code chapter 479 (2007) and may at any time during the period of the permit make such further orders as may be necessary.

**UTILITIES BOARD**

/s/ John R. Norris

/s/ Krista K. Tanner

ATTEST:

/s/ Judi K. Cooper  
Executive Secretary

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Dated at Des Moines, Iowa, this 4<sup>th</sup> day of November, 2008.