



DEPARTMENT OF THE ARMY
U.S. ARMY CORPS OF ENGINEERS, NEW YORK DISTRICT
JACOB K. JAVITS FEDERAL BUILDING
26 FEDERAL PLAZA
NEW YORK NEW YORK 10278-0090

Regulatory Division

October 31, 2025

SUBJECT: Permit Application Number NAN-2012-00449-ULA
by Constitution Pipeline Company, LLC
Susquehanna County, Pennsylvania and Broome, Chenango, Delaware,
and Schoharie Counties, New York

Glen Jasek
Constitution Pipeline Company, LLC
2800 Post Oak Boulevard, Level 17
Houston, Texas 77056

Dear Mr. Jasek:

On May 30, 2025, the U.S. Army Corps of Engineers received a request for Department of the Army authorization for the discharge of fill material into waters of the United States, including wetlands, to facilitate the construction of a new 30-inch diameter, 125-mile natural gas pipeline in the Counties of Delaware and Schoharie, New York. The proposed project impacts areas under the regulatory jurisdiction of the Baltimore, Buffalo, and New York Districts. The New York District will serve as the lead for reviewing this application in coordination with Buffalo and Baltimore.

In electronic correspondence dated June 24, 2025, this office requested information necessary to properly evaluate the application. To this date, the requested information has not been received. Please provide a status update regarding the requested information, including:

1. A status update on the planned surveys to verify wetland/waterbody boundaries and cover types for the full alignment of the pipeline and review area, including any alignment changes. Please be advised that site inspections of these surveyed areas may be required in the future;
2. A full reckoning of all impacts to waters of the United States along the full alignment of the pipeline, including any alignment changes, to include design drawings depicting these impacts, as well as a narrative for each describing the size of impacts, in square feet, the amount of fill material to be discharged into the waters, in cubic yards, and the need and purpose of the impact;
3. A revised compensatory mitigation plan to account for impacts to waters of the United States along the full alignment of the pipeline;

4. The Federal Energy Regulatory Commission (FERC) is the Lead Federal Agency for the project. Please provide an update on the status of the FERC application, including revised National Environmental Policy Act documentation and effects determinations, to account for any changes in the alignment of the pipeline; and
5. A 401 Water Quality Certification from the State of New York.

Please be advised that this request for information only covers information sought to process the U.S. Army Corps of Engineers Section 404 permit and does not obviate the need to provide documentation for any other local, state or federal permitting requirements.

Please send this office the requested information in writing as soon as possible so that we may continue the processing of your application.

If questions arise concerning this matter, please contact Adam Labatore, of my staff, at (518) 266-6353 or Adam.C.Labatore@usace.army.mil .

Sincerely,



Stephan A. Ryba
Chief, Regulatory Division
New York District

CC: L. Schubring – Williams
E. Hogan – NYSDEC
K. Gaidasz – NYSDEC
G. Hufnagel – AECOM
M. Uitvlugt – Buffalo District, USACE
M. Dombroskie – Baltimore District, USACE
G. Fernandez Johnson - FERC - Division of Gas-Environment and Engineering
USEPA
USFWS