



BOARD OF SUPERVISORS County of Dane

ROOM 118, CITY-COUNTY BUILDING
210 MARTIN LUTHER KING, JR. BOULEVARD
MADISON, WISCONSIN 53703-3342
608/266-5758 • FAX 266-4361 • TDD 266-4121



February 27, 2015

Wisconsin State Senator Tom Tiffany
12th Senate District
PO Box 7882
Madison, WI 53707-7882

Dear Senator Tiffany,

I appreciate your interest in a zoning matter before the Zoning & Land Regulation (ZLR) Committee that I chair. I'm writing in response to your February 18, 2015 letter of inquiry regarding Enbridge's Conditional Use Permit (CUP) petition to construct a pumping facility to facilitate expanded capacity of pipeline Line 61.

The CUP process is a quasi-judicial proceeding. As you probably know, in a quasi-judicial proceeding, committee members are obligated to gather facts presented in a public process and draw conclusions from those facts when taking action on such a petition. To do otherwise could disqualify us from voting or undermine the County's position if litigation were to occur. Therefore, the committee is in the final stage of the process of gathering the facts needed to inform our decision.

One area the committee is seeking more information is, as you noted, regarding insurance. The committee, in collaboration with Enbridge, is in the process of commissioning professional services to provide an objective assessment as to the type of insurance coverage and amount of coverage the market will bear to ensure the interest of the public is protected in the event of a spill. Access to the information and data the consultant needs to perform that analysis will determine when the issue is back before the committee.

All documents related to the petition are publicly available at:

<https://dane.legistar.com/LegislationDetail.aspx?ID=1941701&GUID=F78014F1-5656-4E4C-B1F8-B2455A6CBDD0&>

As I completed this letter, WCA staff just arranged a meeting for us March 5th at 10:30 in your office. I look forward to meeting with you to provide more detailed information. In the meantime, if you have any questions regarding the material or the CUP process, Todd Violante, Director of Dane County Planning & Development can direct you to the appropriate staff to assist you. His number is (608) 266-4021.

Regards,

Patrick Miles
County Board Supervisor
District 34

Cc:

ZLR Committee Members
Mark O'Connell, Executive Director, Wisconsin Counties Association
Kyle Christenson, Director of Government Affairs, Wisconsin Counties Association