

Nexus Settlement Agreement
Fact Sheet
February 9, 2018

- **A no vote to the settlement agreement would NOT stop the pipeline or alter the route.**
 - FERC (Federal Energy Regulation Commission) approved the pipeline route on August 25, 2017.
 - On December 28, the Federal District Court ruled in favor of Nexus in the eminent domain lawsuit filed against the City of Green and other property owners. This ruling gave Nexus superior rights to the land; access to construct the pipeline while deciding on its value; and ultimately, if the City and Nexus did not come to terms on the value of the land, a federal court with a three judge panel would determine the value.
 - Prior to this settlement agreement, all but one land owner in Green had settled with Nexus including private residents, developers, the Akron-Canton Airport, the Cleveland Museum of Natural History, owners of the Singer Lake Bog, and ODNR.

- **If we would have continued to fight in court, the pipeline would still be built in Green along the FERC approved route.**
 - Any foreseeable outcome of our lawsuit filed in the Sixth Circuit Court of Appeals would not result in a court order to revise the pipeline route. Our filing challenged the Ohio EPA water quality certificate (or the 401), and the most likely outcome of the Sixth Circuit Court would be to require Nexus to update and resubmit wetland data to obtain the water quality certificate – only necessitating a delay in the construction. Our most desired outcome, moving the pipeline from the city of Green, is, unfortunately, no longer a foreseeable outcome.

- **Approving the settlement gives us some local controls over monitoring the pipeline construction process to ensure safety and environmental compliance.**
 - Through this settlement agreement, we can build a relationship with Nexus that will allow us to review, monitor and enforce policies to ensure the health, safety and welfare of our residents. The agreement forces Nexus to abide by our ordinances, not just federal regulations, during construction and throughout the pipeline’s service life. Without the agreement, Nexus would not be required to abide by our ordinances as a result of its federal approvals.

- **The compensation included in the settlement affords us the ability to relocate park and recreational facilities located in close proximity to the pipeline, and expand and enhance our recreational amenities.**
 - The funds also reimburse the City for costs associated with our legal actions regarding the pipeline over the past several years. Lastly, the land that we receive allows us to expand our existing parks and begin addressing goals identified in our Future Trails and Connectivity Plan.

- **Regardless of this settlement the City administration continues to oppose the construction of this pipeline through our community.**