



Tuesday, December 4, 2012

Hello Mayor Goldring, Councillors and Sr. Staff of the D&I Committee,

Environmental Defence, the Sustainable Development Committee, and BurlingtonGreen effectively collaborated together to produce the delegations for Monday's D&I committee to inform you about Enbridge's Line 9 Reversal project application. Our goal was to summarize the significant background and concerns to assist you to quickly learn about the importance and potential risk of this Enbridge project now before the National Energy Board (NEB). Thank you for the discussions and suggestions that resulted on what next steps the City could take. These are summarized below and followed by pertinent points from the delegations.

**Summary of next steps:**

- 1) Be proactive and inform the public of the issue. BurlingtonGreen (BG) is prepared to move forward in this regard and suggest working in tandem with the City. BG would be pleased to have an initial meeting with Donna Kell to discuss how best to communicate the issue to the public in a collaborative way with the city and with the region.
- 2) Include BG at any information meetings with Environmental Defence (ED) so we may offer our local context input to determine next steps. It is important for ED to be leading advocacy at a provincial and national level but we cannot expect ED to also lead awareness at the local level.
- 3) Meet with area MPPs McKenna & Chudleigh and MPs Wallace & Raitt: Suspecting partisan politics may be a factor, it is suggested that Minister McMeekin and Kevin Flynn are included for an efficient informative discussion of the issue.
- 4) Draft a resolution to request the Province of Ontario use it's authority to deem the project eligible under the Ontario Environmental Assessment Act, and that the scope of this assessment could review the project under a broad range of issues to trigger a public consultation separate from the NEB process.
- 5) COB can leads AMO stakeholders. Contact and inform. Find out where each is along this spectrum. Collaborate on how best to engage the Province and Public. Determine a representative for the NEB hearing.

### **Pertinent points from the delegations:**

- Request answers to questions on COB's internal consultation process: In order to learn how to do better and not potentially miss reviewing what could be a pertinent issue in future, we would appreciate these questions answered. See p. 11 of the delegation.
- Insufficient Enbridge Environmental Assessment: That provided by Enbridge only covers the terminal construction areas and NOT general operation factors along the pipeline ROW between terminals. Analysis from integrity digs was not yet available to provide in the ESEIA. It holds nothing in answer to our concerns about potential risk in specific areas on land or to watersheds in this area, nor even region specific maps showing where exactly the pipeline runs in Halton and other municipalities. We suggest the quickest way to see for ourselves is to use satellite mapping tools, but contend that Enbridge should be providing this information such as we attempted to illustrate using the Halton-Hamilton Water Source Protection Map.
- Jurisdiction: The NEB reports to the MNR and may be approached at any time with questions. Ontario has the authority to deem this project eligible under the Ontario Environmental Assessment Act, and that the scope of this assessment could review the project under a broad range of issues and could trigger a public consultation separate to the NEB process.
- Enbridge's whole project transparency: Phase 1 approval was for a stated increase from 50K bpd to 90K bpd upto 150K bpd at "previously approved operating pressures" (???) of light crude only. Phase 2 application is asking for approval of 240K bpd upto 300K bpd across the entire Line 9 using a drag reducing agent added to diluted bitumen. What was the point of the Phase 1 application if they intended to negate the "ask" in a May pre-application before the July phase 1 approval was even issued? Enbridge has not been transparent even to the NEB.
- Risk if running at capacity continuously: If approved to run 240K - 300K bpd switching between various crude oil products, what will the impact be on this pipeline that has admittedly already aged past its life expectancy? We look forward to Mr. Sidawi and the city engineering department review of the Enbridge ESEIA to see if it or other technical documents provided by Enbridge can provide sufficient assurances to this concern and the potential risks to our land, creeks and source drinking water.
- Skepticism at Enbridge's Northern Gateway BC hearing: What can Burlington learn from the questions being posed at this hearing for a brand new pipeline that is leading BC Environment Minister Terry Lake to state Enbridge's responses are "...long on promises, bur short on solid evidence and action..."
- Local emergency response team input: Include the water treatment plant operators to provide input to determine if they have the capability to immediately flag and effectively remove the diluents from contaminated water entering the intake pipes. Confirm with Halton & MNR who

is immediately responsible for any clean up of Lake Ontario and affected creek systems if an incident were to occur. Evaluate the readiness of supplies on hand to react quickly.

- Review Activities in Hamilton: We encourage you to listen to the questions posed to Enbridge officials by the Nov. 21 Hamilton General Committee Council and collaborate with our neighbour to share concerns, information learned and possible next steps. Agenda link with webcast, start at 1:30 for Enbridge delegation, and 1:55 for questions from committee <http://hamilton.siretechnologies.com/sirepub/mtgviewer.aspx?meetid=329&doctype=AGENDA>
- Of interest, on this same Hamilton agenda (link above) is a worthwhile delegation starting at 4:40 from “Susan McMaster, on behalf of Citizens Opposed to Paving the Escarpment and Stop Escarpment Highway Coalition respecting the Niagara to GTA Highway Issue” Why this is of interest is it highlights Burlington's Stop the Escarpment Highway Coalition and Council leadership to bring information directly to Minister Chiarelli that apparently Hamilton Council had been unaware of until this delegation. It is our hope that going forward Burlington, Hamilton and other ROW municipalities can collaborate on this Enbridge project issue effectively together.

Again, thank you for your attention on this issue.

Respectfully,

Amy Schnurr & Michelle Bennett  
BurlingtonGreen Environment Association Inc.