



COPY

May 7, 2012

By Email: boardsec@ontarioenergyboard.ca

By Fax: 1-416-440-7656

By Regular Mail (2 copies)

Kirsten Walli
Board Secretary
Ontario Energy Board
P.O. Box 2319
2300 Yonge Street, 27th Floor
Toronto, ON M4P 1E4

Dear Ms. Walli:

**Re: Tribute Resources Inc. – Huron Bayfield Storage Project Development
Board File Nos. EB-2011-0076, EB-2011-0077, EB-2011-0078, EB-2011-0285**

Further to Procedural Order No. 1 dated the 30th of April 2012, the Corporation of the Municipality of Bluewater makes submissions in relation to the Draft Issues List attached as Appendix B to this Procedural Order.

In addition to the issues as set out in the Draft Issues List, as well as further issues that may arise, the Municipality of Bluewater submits that the following should also be included as issues in this proceeding:

1. The Municipality of Bluewater owns and operates a sewage treatment facility (the “Bayfield STF”) in the immediate vicinity of the Bayfield Pool. Can, and if so how can the Applicant ensure that there is no impact of these Applications (and in particular the Development of the Bayfield Pool (EB-2011-0077) and the Construction of a Natural Gas Pipeline (EB-2011-0078)) on the existing and future operations of the Bayfield STF, including but not limited to:
 - a. the efficient functioning of the existing or future Bayfield STF,
 - b. access to the existing or future Bayfield STF, and

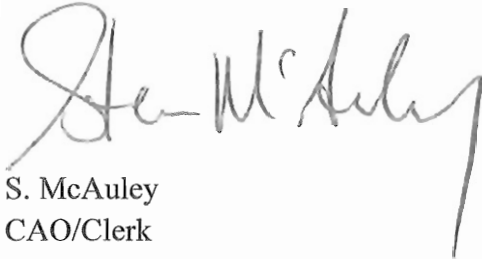
*The Corporation of the Municipality of Bluewater
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- c. the safe inflow and outflow of sewage to and from the existing or future Bayfield STF?
2. Can the Applicant, and if so how will the Applicant ensure that any use of the Municipality of Bluewater's lands in the vicinity of the Bayfield STF is appropriate, and that the Applications (and in particular the Development of the Bayfield Pool (EB-2011-0077) and the Construction of a Natural Gas Pipeline (EB-2011-0078)) will have no impact on the Municipality of Bluewater's existing and possible future use of such lands, and in particular as they relate to the existing or future Bayfield STF.
3. How and when will the Applicant satisfactorily address the several issues raised in the Municipality of Bluewater's correspondence dated the 9th of October 2009 (Binder 4, D4-4)? These issues include, but are not limited to the following:
 - a. Conflicts of the pipeline with power lines and other utilities;
 - b. Compensation and/or restoration for any tree removal;
 - c. Public and private roadway use issues;
 - d. The location of the pipeline in relation to the cemetery located on Bronson Line north of Rogerville Road;
 - e. Whether additional archeology work is required;
 - f. The depth of the pipeline may need to be adjusted at the crest of hills, areas of future municipal reconstruction, and at stream/drain crossings;
 - g. Pipeline details to include but not be limited to plan and profile drawings of sufficient grades/elevations for all surface and subsurface features, minimum cover, road crossing and culvert crossing details, pipeline depths for the entire route, pipe materials, construction methods and boring methods, archeology results;
 - h. Construction methods;
 - i. Receipt of consents and approvals;
 - j. That the Applicant obtain approval from the Municipality of Bluewater for its works;
 - k. That the Applicant enter into an agreement with the Municipality of Bluewater for the maintenance and upkeep for those sections of the pipeline located on the Municipality's property which shall address responsibility for all work related to the project, future relocation costs, liability, insurances, as-built drawings, restoration, duration, and removal.

It is submitted that it is in the public interest that these issues be addressed, including protecting public safety, protecting public health, ensuring environmental well-being, ensuring the well-being of the Municipality's residents, and protecting public assets.

Thank you for your consideration of the addition of these issues to the Draft Issues List attached as Appendix B to the Procedural Order dated the 30th of April 2012 in relation to this matter.

Yours truly,



S. McAuley
CAO/Clerk

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