



June 20, 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. 2 dated the 8th of May 2012 and Procedural Order No. 3 dated the 13th of June 2012, kindly find attached the interrogatories the Corporation of the Municipality of Bluewater makes of the Applicant Tribute Resources Inc. in respect of their pre-filed evidence in the above noted matter.

Yours truly,

S. McAuley
CAO/Clerk

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IN THE MATTER OF the *Ontario Energy Board Act, 1998*, S.O. 1998, c.15, Schedule B; and in particular sections 36.1(1), 38(1), 40(1), 90(1), thereof;

AND IN THE MATTER OF an application by Tribute Resources Inc. for an Order designating the areas known as the Stanley 4-7-XI Pool and the Bayfield Pool, in the County of Huron, as gas storage areas;

AND IN THE MATTER OF an application by Tribute Resources Inc. for authority to inject gas into, store gas in and remove gas from the areas designated as the Stanley 4-7-XI Pool and the Bayfield Pool and to enter into and upon the lands in the said areas and use the land for such purposes;

AND IN THE MATTER OF an application by Tribute Resources Inc. to the Ministry of Natural Resources for a license to drill wells in the said areas;

AND IN THE MATTER OF an application by Tribute Resources Inc. for an Order granting leave to construct natural gas pipelines in the County of Huron and in the County of Middlesex;

AND IN THE MATTER OF an application by Tribute Resources Inc. for a determination in respect of the compensation payable under Section 38 of the *Ontario Energy Board Act, 1998*.

**THE CORPORATION OF THE MUNICIPALITY OF BLUEWATER
INTERROGATORIES OF THE APPLICANT TRIBUTE RESOURCES INC.**

JUNE 20, 2012

1. Reference: Issue 1.2, EB-2011-0077

Evidence: Binder 3 A2-A Schedule B-2, Binder 1 B3-B2

- (a) The Municipality of Bluewater owns and operates a sewage treatment facility (the “Bayfield STF”) in the immediate vicinity of the Bayfield Pool. The access lane to the Bayfield STF, also owned by the Municipality of Bluewater, is on the lands proposed to be designated as the Bayfield Pool (Binder 1, B3-B2, *inter alia*).
 - (i) What is Tribute’s evidence that the tract of land to be designated is appropriately bounded and sized to provide for the safe operation of the storage pool, in particular with regard to:
 - (a) the proximity of the Bayfield STF and the safe operation of the Bayfield STF, and a future expanded Bayfield STF;
 - (b) the location of the pool below the access lane to the Bayfield STF.
 - (ii) Can Tribute guarantee that a catastrophic failure at the proposed Bayfield Pool will not cause a failure of the Bayfield STF, including contamination from the Bayfield STF of the nearby Bayfield River?

2. Reference: Issue 2.5, EB-2011-0076, EB-2011-0077, EB-2011-0078

Evidence: Applications, Binder 1 D3, Binder 1 B3-B2

- (a) The Municipality of Bluewater owns and operates the Bayfield STF in the immediate vicinity of the Bayfield Pool. The access lane to the Bayfield STF, also owned by the Municipality of Bluewater, is on the lands proposed to be designated as the Bayfield Pool (Binder 1, B3-B2, *inter alia*).
 - (i) How does Tribute propose to be accountable to Bluewater for losses or damages caused by Tribute’s activities in relation to the Bayfield STF and any future expanded Bayfield STF?
 - (ii) In the event of a catastrophic failure at the proposed Bayfield Pool, and in the event such a failure causes damages to the Bayfield STF, including contamination from the Bayfield STF to the nearby Bayfield River, how does Tribute propose to be accountable to Bluewater, the Ministry of the Environment, other Agencies, and the affected public (both from contamination, and from being deprived of sewage treatment facilities and the need for emergency sewage treatment facilities)?
 - (iii) In respect of the matters raised in 2(a)(i) and (ii), what are the potential losses to Bluewater and its residents?

- (iv) In respect of the matters raised in 2(a)(i) and (ii), is insurance coverage available, and if so, will Tribute agree to maintain such insurance coverage? If insurance is not available, what does Tribute propose?

3. Reference: Issue 3.4, EB-2011-0077, EB-2011-0078
Evidence: Applications, Binder 3 D2-1 Application for Well License, Binder 1 B3-B2

(a) The Municipality of Bluewater owns and operates the Bayfield STF in the immediate vicinity of the Bayfield Pool. The access lane to the Bayfield STF, also owned by the Municipality of Bluewater, is on the lands proposed to be designated as the Bayfield Pool (Binder 1, B3-B2, *inter alia*).

- (i) What impact will the proposed wells have on the Bayfield STF?
- (ii) What impact will the proposed wells have on the access to the Bayfield STF?
- (iii) How will Tribute ensure that there are no environmental impacts from the wells on the Bayfield STF and the access to the Bayfield STF?
- (iv) How will Tribute address any other impacts of the wells on the Bayfield STF and the access to the Bayfield STF?

4. Reference: Issue 4.5, EB-2011-0076, EB-2011-0077, EB-2011-0078
Evidence: Applications, Binder 1

- (a) What are the impacts, if any, of Industrial Wind Turbine Projects and the associated infrastructure on Tribute's project?
- (b) What are the impacts, if any, of Tribute's project on Industrial Wind Turbine Projects?

5. Reference: Issue 4.6, EB-2011-0077, EB-2011-0078
Evidence: Applications, Binder 1 B3-B2, Binder 3 in general, and in particular Binder 3 C2, Binder 3 D1, Binder 3 D2-1, Binder 3 D3, Binder 3 D7, Binder 3 E4, Binder 3 E8, Binder 4 in general, and in particular Binder 4 B1, Binder 4 B2, Binder 4 B6, Binder 4 C1, Binder 4 D4, Binder 4 E1

(a) The Municipality of Bluewater owns and operates the Bayfield STF in the immediate vicinity of the Bayfield Pool. The access lane to the Bayfield STF, also owned by the Municipality of Bluewater, is on the lands proposed to be designated as the Bayfield Pool (Binder 1, B3-B2, *inter alia*).

- (i) Can Tribute ensure that there will be 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:
 - i. the efficient functioning of the existing or future Bayfield STF,
 - ii. access to the existing or future Bayfield STF, and
 - iii. the safe inflow and outflow of sewage to and from the existing or future Bayfield STF?
- (ii) What actions will Tribute take to 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
 - (c) the safe inflow and outflow of sewage to and from the existing or future Bayfield STF?
- (iii) If there is an impact of these Applications on existing and future operations of the Bayfield STF, how will Tribute mitigate these impacts?

6. Reference: Issue 4.7, EB-2011-0077, EB-2011-0078
 Evidence: Applications, Binder 3 in general, and in particular Binder 3 C2, Binder 3 D1, Binder 3 D2-1, Binder 3 D3, Binder 3 D7, Binder 3 E4, Binder 3 E8, Binder 4 in general, and in particular Binder 4 B1, Binder 4 B2, Binder 4 B6, Binder 4 C1, Binder 4 D4, Binder 4 E1

- (a) The Municipality of Bluewater owns and operates the Bayfield STF in the immediate vicinity of the Bayfield Pool. The access lane to the Bayfield STF, also owned by the Municipality of Bluewater, is on the lands proposed to be designated as the Bayfield Pool (Binder 1, B3-B2, *inter alia*).
 - (i) Can, and if so how can Tribute ensure that any use of the Municipality of Bluewater's lands in the vicinity of the Bayfield STF is safe?
 - (ii) Can, and if so how can Tribute ensure that the Applications will have no impact on the Municipality of Bluewater's existing and possible future use of its lands, and in particular as they relate to the existing or future Bayfield STF?

7. Reference: Issue 4.8

Evidence: Binder 4 generally, Binder 4 B1 page 4, Binder 4 D4-4, pages 1-3

(a) The Municipality of Bluewater owns the Road Allowance for a substantial portion of the proposed pipeline route (and the lands accessing the Bayfield STF, and the Bayfield STF lands).

(i) When and how will Tribute satisfactorily address the several issues raised in the Municipality of Bluewater's correspondence dated the 9th of October 2009 (Binder 4, D4-4), which we understand from the evidence to be all acceptable to Tribute and BPC (Binder 4, D1, page 1), and specifically:

- (a) The conflicts with power lines and other utilities;
- (b) There are several trees that may be disturbed or be removed. How will Tribute restore or compensate for this loss of trees?
- (c) How will Tribute ensure there is no interference with the cemetery on Bronson Line north of Rogerville Road, and if there is interference, how will Tribute mitigate this interference?
- (d) Will Tribute confirm that no additional archeology work is required, and if such work is required, to undertake the work?
- (e) How will Tribute accommodate that 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?
- (f) When will Tribute provide pipeline details to the satisfaction of the Municipality of Bluewater, 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, and archeology results?
- (g) In addition to the information contained at Binder 4, B6, when will Tribute provide details of the construction methods for the pipeline?
- (h) When will Tribute provide the Municipality of Bluewater with confirmation in writing that approval has been obtained from all other bodies having an interest in the project?
- (i) When will Tribute seek approval from the Municipality of Bluewater for its works?
- (j) When will Tribute 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?