

## ONTARIO ENERGY BOARD

**IN THE MATTER OF** the *Ontario Energy Board Act, 1998*,  
S.O. 1998, c.15, Schedule B;

**AND IN THE MATTER OF** an Application by Enbridge Gas  
Distribution Inc. for one well drilling license in the Kimball-  
Colinville Designated Storage Area.

# REPLY SUBMISSIONS OF Enbridge Gas Distribution Inc. EB-2013-0289

### Overview

1. Enbridge Gas Distribution Inc. ("**Enbridge**" or the "**Applicant**") applied to the Ministry of Natural Resources ("**MNR**") on June 6, 2013 for approval to drill 1 observation well in the Kimball-Colinville Designated Storage Area ("**DSA**"). Section 40 of the OEB Act obligates the Minister of Natural Resources to refer the matter to the Ontario Energy Board (the "**Board**") to prepare a report which is binding upon the Minister in determining whether or not to approve the well applications.
2. The Application deals solely with the proposed re-location of an observation well, TK#63 Moore 6-18-VIII ("**TK#63**"), which was considered, and recommended, by the Board in EB-2012-0060. Construction did not occur during the time permitted in EB-2012-0060 as a result of discussions with the impacted landowner, Mr. Oliver Smith. There are no pipeline facilities to be constructed and therefore no associated leave to construct application.

### **General Requirements**

3. In a prior proceeding, EB-2007-0891, at page 2, the Board expressed the issues which it considers in the making of a Report for the Minister as follows:

“The Board’s review is focused on the technical expertise and capability of the Applicant to safely drill the well, to maintain geological integrity of the designated storage pool, to ensure environmental protection of affected lands, and minimize adverse impacts on affected landowners.”

4. The need, landowner, construction and environmental issues for the well were accepted as part of EB-2012-0060.
5. This Application has been driven by Enbridge’s desire to accommodate the landowner’s changing farming operations. This has been accomplished by moving the proposed well by approximately 8.7 metres. As such, Enbridge submits the Board’s findings in EB-2012-0060 remain valid and support a positive recommendation by the Board.
6. Enbridge believes its approach is consistent with good industry practice in these areas. The MNR has no objection to the proposal and Board Staff are supportive of the Application.
7. Enbridge has no concerns with the proposed draft conditions of Board Staff.

### **Conclusion**

8. Enbridge operates several storage facilities in Ontario, including the DSA in which the observation well is to be drilled. No party has raised any concern regarding Enbridge’s ability to carry out these activities and no party has raised any concern regarding the geologic integrity of the well.

9. Enbridge submits that the Board's findings in EB-2012-0060 continue to be applicable and that the Board should recommend approval. Enbridge respectfully requests the Board issue a report at its earliest opportunity recommending the Minister of Natural Resources approve the requested Application to drill the requested well, tk#63.

**DATED** October 10<sup>th</sup>, 2013 at Toronto, Ontario.

**Enbridge Gas Distribution Inc.**  
By its counsel

**AIRD & BERLIS LLP**

(Original Signed)

---

Scott Stoll