

**ONTARIO ENERGY BOARD**

**Windsor Pipeline Replacement Project – Section 101 Application**

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**POLLUTION PROBE INTERROGATORIES  
TO  
ESSEX COUNTY**

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**August 5, 2020**

**Submitted by: Michael Brophy  
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**Consultant for Pollution Probe**

Pollution Probe #1

- a) Please confirm the date Enbridge applied to Essex County for approval to install the proposed NPS 6 pipeline within the County of Essex road allowance.
- b) Please confirm the date Enbridge applied for approval to Essex County to abandon or decommission the existing NPS 10 steel pipeline within the County of Essex road allowance.
- c) Please confirm what date County of Essex was provided the EGI Environmental Report dated July 16, 2019 for the proposed NPS 6 pipeline and provide a copy of the cover letter accompanying the report (if available).
- d) Please confirm the nature of discussions and permit/approvals with Enbridge over the proposed pipeline on or around August 19, 2019 when Enbridge filed its Leave to Construct application to the OEB for approval of the proposed NPS 6 pipeline.
- e) Please confirm the date that Enbridge provided the exact location and depth of cover for its proposed NPS 6 pipeline to the County of Essex.
- f) Please confirm which date Enbridge was notified that County Road 46 would be widened in the future.

Pollution Probe #2

Reference: Enbridge indicates that the County of Essex should have intervened in the pipeline Leave to Construct proceeding (EB-2019-0172) for the new pipeline if it had concerns.

- a) Please provide all correspondence from Enbridge recommending that the OEB Leave to Construct proceeding (EB-2019-0172) would be the appropriate forum to raise outstanding permitting and approval issues.
- b) Please explain why the County of Essex did not intervene in that proceeding.

Pollution Probe #3

If the proposed NPS 6 pipeline is located as requested by Enbridge and the road allowance is widened in 5-10 years, please outline if any portion of the pipeline would need to be relocated at that time and who would pay for any relocation costs.

Pollution Probe #4

Please confirm that using the 'TAC Guidelines for Underground Utility Installations Crossing Highway Rights-of-Way' is standard practice for municipalities in Ontario. If this is not correct, please explain why County of Essex is referencing this document.

Pollution Probe #5

Please describe the local and regional impact if County Road 46 were to be closed due to an issue related to the proposed pipeline (e.g. damage or rupture).