

**Ministry of Northern Development,
Mines, Natural Resources and
Forestry**

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**Ministère du Développement du Nord,
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VIA e-mail to Board Registrar (registrar@oeb.ca) and RESS

March 18, 2022

Our File No.

Nancy Marconi
Registrar
Ontario Energy Board
2300 Yonge Street, Suite 2700
Toronto, Ontario, M4P 1E4
E-mail: boardsec@ontarioenergyboard.ca

RE: Enbridge Gas Inc.

- **Coveny & Kimball-Colinville Well Drilling Project**
- **OEB File No.: EB-2021-0248**

Dear Registrar,

In accordance with the Procedural Order for this matter, please find attached the Ministry of Northern Development, Mines, Natural Resources and Forestry's written submission with respect to the above-referenced application.

Yours truly,

Demetrius Kappos
Counsel
Legal Services Branch
Ministry of Northern Development, Mines, Natural Resources and Forestry

c. The Applicant representatives listed below (by e-mail)

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ENBRIDGE GAS INC.
COVENY & KIMBALL-COLINVILLE WELL DRILLING PROJECT
EB-2021-0248

**Written Submission of the Ministry of
Northern Development, Mines, Natural Resources and Forestry**

Introduction:

Enbridge Gas Inc. (“Enbridge”) has applied to the Ministry of Northern Development, Mines, Natural Resource and Forestry (“MNDMNRF”) pursuant to the *Oil, Gas and Salt Resources Act* (“OGSRA”) to drill the following wells:

- a) an A-1 observation well (TCV 7) to be drilled in the Coveny Designated Storage Area (“DSA”) to monitor natural gas content and pressure in the underground storage formation and to assist in the continued safe and reliable operation of Enbridge’s storage facilities; and
- b) A vertical gas storage well (TKC 68) to be drilled in the Kimball-Colinville DSA to partially replace deliverability lost from that pool as a result of recent abandonment of 6 storage wells in that DSA.

On November 26, 2021, MNDMNRF referred the application to the Ontario Energy Board (“OEB”) pursuant to s. 40 of the *Ontario Energy Board Act, 1998*, S.O. 1998, c. 15, Schedule B (the “OEB Act”) for a Report to the Minister.

The OEB initiated this proceeding subsequent to the MNDMNRF referral.

Enbridge is also proposing to construct approximately 120 metres of new NPS 10 steel pipeline in the Kimball-Colinville DSA to connect the proposed TKC 68 well to the existing Kimball-Colinville gathering lines. Enbridge applied to the OEB for an order granting leave to construct the proposed natural gas pipeline.

Together, the above-noted components amount to the Enbridge application (“Application”).

Enbridge hereby seeks the following of the OEB:

- a) Pursuant to section 40(1) of the OEB Act, a favourable report to the Ministry of Northern Development, Mines, Natural Resource and Forestry (“MNDMNR”) for drilling an injection/withdrawal well and an A-1 observation well; and
- b) Pursuant to section 91 of the OEB Act, leave to construct a gathering pipeline connecting the above injection/withdrawal well.

Further to Interrogatories and responses to Interrogatories, the MNDMNR is hereby providing a Written Submission.

Analysis:

MNDMNR Petroleum Operations Section has reviewed Enbridge’s Application, Board Staff’s Interrogatories (including the proposed conditions of approval), the Interrogatories of the Chippewas of Kettle and Stony Point First Nation / Southwind Development Corporation (“CKSPFN”) and Enbridge’s Response to all Interrogatories. We are satisfied that the Application is complete and that Enbridge has offered a complete response to all Interrogatories.

Based on the Application and this further information provided, NDNMRF has no objection to the Application’s approval subject to the Board Staff’s proposed conditions of approval, subject to the comments below. With regard to the draft conditions of

approval, we interpret that various outstanding items that will or may be required, in particular from the Ministry of Energy (a letter of opinion on the adequacy of the procedural aspects of Indigenous consultation), are addressed under OEB Staff draft condition of approval #5 for the application under s. 40, OEB Act and condition of approval #3 for the application under s. 91 of the OEB Act.

We also note the Applicant has committed to developing a project-specific Spill Response Plan prior to the start of well drilling operations (Reference: Interrogatory Response: Exhibit I.CKSPFN.19 Page 1 of 1); and that following the installation of the project facilities, the location of the TCV7 and TKC 68 wells and the lateral pipeline from TKC 68 will be added to Enbridge's Emergency Response Plan (Reference: Interrogatory Response: Exhibit I.MNDMNRF.5 Page 1 of 1). In the Ministry's submission, it would be appropriate to include these future actions in the conditions of approval.

We understand that Enbridge, as per its response to an Interrogatory from OEB Staff (Reference: Interrogatory Response: Exhibit I.STAFF.2 Page 1 of 2), accepts the responsibility for compliance with CSA Z341.1-18 to the satisfaction of the MNDMNRF and that this be imposed as a condition of approval. That condition (draft condition 10 for the application under s. 40, OEB Act) also requires that Enbridge conform with the requirements for wells as specified in the *Oil, Gas and Salt Resources Act*, its Regulation 245/97, and the Provincial Operating Standards v.2 to the satisfaction of the MNDMNRF. We understand that Enbridge accepts each of these conditions (Reference: Interrogatory Response: Exhibit I.STAFF.9 Page 3 of 3).

Conclusion and Relief Requested:

MNDMNRF has no objection to approval of the Application, subject to the OEB Staff's proposed conditions of approval and the suggested inclusions to the conditions of approval described above.

ALL OF WHICH IS RESPECTFULLY SUBMITTED.

DATED AT Toronto, this the 18th day of March, 2022.

Demetrius Kappos
Counsel
Legal Services Branch
Ministry of Northern Development, Mines, Natural Resources and Forestry