



EB-2015-0032

**Pembina Infrastructure and Logistics LP**  
**Application for Well Drilling Licences**  
**within 1.6 km of the Dow Moore Storage Pool**

**BEFORE:** Cathy Spoel  
Presiding Member

**DECISION ON ISSUES LIST**  
**May 8, 2015**

Pembina Infrastructure and Logistics LP (Pembina) applied On January 22, 2015 to the Ministry of Natural Resources and Forestry (MNRF) pursuant to section 11(2) of the *Oil, Gas and Salt Resources Act* (OSGRA) for permits to drill wells in Pembina's salt solution mined caverns within 1.6 km of Enbridge Gas Distribution Inc.'s Dow Moore Designated Storage Area in the Township of St. Clair, Lambton County. The MNRF referred the application to the Ontario Energy Board (OEB) pursuant to section 40 of the *Ontario Energy Board Act, 1998* on February 6, 2015.

A Notice was issued on March 6, 2015 and was served and published as directed. The OEB issued Procedural Order No. 1 on, April 24, 2015 to, among other things, invite comments on the draft issues list and set the schedule for a written discovery process.

On April 28, 2015 the MNRF filed comments on the draft issues list which was attached to Procedural Order No. 1. On May 4, 2015 the OEB issued Procedural Order No. 2 to amend the dates provided in Procedural Order No. 1 to allow sufficient time for an approved issues list to be issued by the OEB prior to the date on which interrogatories are due.

**Comments on the Draft Issues List**

The MNRF in its comments concurred with the draft issues list and suggested the following additional issues:

1. How does the applicant plan to commit to compliance with the CSA Z341 Operating Standards, including:
  - a) the conversion of wells
  - b) risk assessment
  - c) an emergency shutdown system
  
2. Has the applicant completed appropriate modeling of the storage caverns for their structural integrity?

## **Board Findings**

The OEB finds that MNRF's suggested additional issues may be examined in the proceeding under the scope of Issue No. 4 in the draft Issues List. Therefore, the OEB does not find it necessary to add the MNRF's proposed issues as separate issues to the final issues list.

## **THE BOARD ORDERS THAT:**

1. The Final Issues List for the proceeding is attached as Appendix A.

All filings to the Board must quote the file number EB-2015-0032 and be made electronically through the Board's web portal at [www.pes.ontarioenergyboard.ca/eservice/](http://www.pes.ontarioenergyboard.ca/eservice/) in searchable / unrestricted PDF format. Two paper copies must also be filed at the Board's address provided below. Filings must clearly state the sender's name, postal address and telephone number, fax number and e-mail address. Parties must use the document naming conventions and document submission standards outlined in the RESS Document Guideline found at [www.ontarioenergyboard.ca/OEB/Industry](http://www.ontarioenergyboard.ca/OEB/Industry). If the web portal is not available parties may email their documents to the address below. Those who do not have internet access are required to submit all filings on a CD in PDF format, along with two paper copies. Those who do not have computer access are required to file 7 paper copies.

All communications should be directed to the attention of the Board Secretary at the address below, and be received no later than 4:45 p.m. on the required date.

**ADDRESS**

Ontario Energy Board  
P.O. Box 2319  
2300 Yonge Street, 27th Floor  
Toronto ON M4P 1E4  
Attention: Board Secretary  
E-mail: [boardsec@ontarioenergyboard.ca](mailto:boardsec@ontarioenergyboard.ca)  
Tel: 1-888-632-6273 (Toll free)  
Fax: 416-440-7656

**DATED** at Toronto, May 8, 2015

**ONTARIO ENERGY BOARD**

*Original Signed By*

Kirsten Walli  
Board Secretary

**Appendix A**  
**FINAL ISSUES LIST**  
**EB-2015-0032**

1. Is there a need for the proposed project?
2. Are there any outstanding landowner matters related to the proposed project?
3. Has there been adequate consultation with potentially affected parties?
4. Are there any adverse impacts of the proposed project on the integrity and operations of the adjacent Dow Moore Designated Storage Area and if so, what mitigation measures are appropriate?