



September 24, 2020

City of Burlington
Burlington Department of Community Planning
PO Box 5013, 426 Brandt St.
Burlington, ON
L7R 3Z6

Attention: Jo-Anne Rudy

RE: Application submission: Files 505-01/20 & 520-02/20
Proposed Development location: 420 Guelph Line, Burlington, ON

Dear Town Clerk:

Thank you for providing Trans-Northern with the Recommendation Report for for the rezoning request and development of a 13-storey residential building with 170 dwelling units at a density of 446 units per hectare. Access to the site is proposed from Guelph Line with a total of 220 parking spaces proposed within two levels of underground parking and two levels of above-ground parking, located on the South side of Guelph Line and West of the TNPI line. Trans-Northern currently operates a high-pressure petroleum products transmission pipeline within a 60 foot right of way on the property Southwest and adjacent to the proposed development relating to 420 Guelph Line.

Trans-Northern has reviewed and at this time would not approve the development plans as the high-density building is proposed within 30 m of the pipeline. Additionally, parking is not approved within the Right-of-way. Please note, any development plans within the right-of-way will require a permit which can be requested by following the steps described near the end of this response.

Please note that, Trans-Northern is regulated by the Canada Energy Regulator. Section 335 (1) and (2) of the Canadian Energy Regulator Act, provides that:

- *It is prohibited for any person to construct a facility across, on, along or under a pipeline or engage in an activity that causes a ground disturbance within the prescribed area unless the construction or activity is authorized or required by the orders made under subsection (3) or (4) or regulations made under subsections (5) or (6) and done in accordance with them.*

- **Prohibition — vehicles and mobile equipment**

It is prohibited for any person to operate a vehicle or mobile equipment across a pipeline unless

- **(a)** *that operation is authorized or required by orders made under subsection (3) or (4) or regulations made under subsections (5) or (6) and done in accordance with them; or*
- **(b)** *the vehicle or equipment is operated within the travelled portion of a highway or public road.*

Additionally, should the applicant proposes to cross the pipeline with a vehicle or construct a facility across, on, along or under the pipeline, the applicant would be required to contact Trans-Northern prior to commencement of their work to receive the required authorization. This process can be initiated through

TORONTO

310-45 Vogell Road, Richmond Hill ON L4B 3P6
TEL (289) 475-5369 • FAX 905-770-8675

CALGARY

109-5305 McCall Way NE, Calgary AB T2E 7N7
TEL (403) 476-1646 • FAX 905-770-8675

TRANS-NORTHERN PIPELINES INC.

Ontario One Call (1-800-400-2255). A representative from Trans-Northern will attend on site mark the pipeline location, confirm safe work practices, and advise of any permit requirements.

Should the applicant require further information on the technical requirements related to ground disturbance or crossing of the pipeline, they may contact Cliff Lee, Crossing Coordinator via email at : crossingrequestseast@tnpi.ca.

As always, Trans-Northern appreciates being circulated development applications.

Yours truly,

Michelle Gruszecki
Property and Right of Way Administrator
403-476-1644
mgruszecki@tnpi.ca