



DECISION

**IN THE MATTER OF an Application dated
December 11, 2002 by Imperial Oil for
Removal and Abandonment of Pipe Lines,
Broadview Avenue, Saint John NB**

July 22, 2003

New Brunswick

Board of Commissioners of Public Utilities

BOARD OF COMMISSIONERS OF PUBLIC UTILITIES

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July 22, 2003

Mr. William H. Teed, Q.C.
Patterson Palmer
One Brunswick Square
Suite 1500
P.O. Box 1324
Saint John, N.B.
E2L 4H8

Dear Mr. Teed:

Re: Imperial Oil Application to Remove and Abandon Pipe Lines
Your file no. 102/18/2623
Board Reference 2002 14-02-07

The Board has, subject to the conditions attached, approved the application of Imperial Oil to:

- (a) take up and remove that portion of two pipe lines which are located under lands owned by the Saint John Port Authority and
- (b) abandon that portion of two pipe lines which are located underneath Broadview Avenue, Saint John, N.B.

Yours truly,

Lorraine R. Légère
Board Secretary

attachment

Conditions that Imperial Oil Must Comply With in Order to Abandon & Remove Pipelines – Saint John, NB

1. Imperial Oil Limited (IOL) shall provide full-time environmental inspection during the removal of the selected portion of the pipelines and the capping and decommissioning of the remaining underground portion of the pipelines.
2. IOL shall obtain soil samples from the area of the pipelines where they are being removed (surrounding bedding material and native soil) and any samples suspected to contain petroleum hydrocarbons shall be analyzed.
3. IOL shall obtain groundwater samples for testing where any evidence of a release from the pipeline(s) is found at any location.
4. IOL shall contact the Saint John Office of Environment and Local Government 48 hours in advance of any work undertaken under this application.
5. IOL shall submit a copy of the completed environmental report to the Environment and Local Government and give notice to the Board that this has occurred.
6. IOL shall restore the lower cove area to the condition that existed immediately prior to the initial pipeline construction. The work required for removal of the pipelines and site restoration requires consideration of the Port Authorities operations and shall be carried out through consultation and coordination with the Port Authority.
7. IOL shall notify the Minister of the Department of Natural Resources and Energy when the work has been completed.
8. IOL shall apply to the Minister of the Department of Natural Resources and Energy for a cancellation of the Operating License.
9. IOL shall remove all appropriate signage.

Lorraine R. Légère
Board Secretary

July 22, 2003