

BY E-MAIL ONLY

August 6, 2019

Deborah P. Bishop
BISHOP LAW

dbishop@bishoplaw.ca

ENCANA CORPORATION
APPLICATIONS NO.: 1920992, 1199791 and 338430
STATEMENT OF CONCERN NO. 31533

Dear Deborah P. Bishop:

You are receiving this letter because you filed a statement of concern on behalf of Werner and Sharon Ambros (the Ambroses) about Encana Corporation's (Encana) Applications No. 1920992, 1199791 and 338430. The Alberta Energy Regulator (AER) has reviewed the statement of concern, along with the applications, the applicable requirements and other submissions or information about the applications. The AER has decided that a hearing is not required under an enactment, or necessary, to consider the concerns outlined in your statement of concern.

In its review of your concerns, the AER considered the following:

- The Ambroses do not own the lands where the project is proposed.
- The Ambroses' lands and residence are within the Emergency Planning Zone (EPZ) of 1.23 km for the proposed pipeline, and approximately 0.71 km away from the well pad. Their lands, however, are already included in other larger EPZs for the existing Encana pipeline and the approved Emergency Response Plan includes the Ambroses for the emergency planning and response.
- Encana also must comply with requirements of *Directive 071: Emergency Preparedness and Response Requirements for the Petroleum Industry*.
- Traffic concerns are outside of the jurisdiction of the AER and should be addressed with the local municipality.
- The Ambroses' concerns about proliferation are general in nature and are not specific to these applications. Encana communicated to the Ambroses its planned

activities within 5 km radius of their residence as per previous commitment. Encana committed to continuing to work with the Ambroses on addressing concerns related to future projects and to keep them apprised of the upcoming plans in the area. The Ampros will have to opportunity to file statements of concern with regard to future development at time Encana submits applications with the AER for approval of specific facilities.

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- There was no specific evidence provided to support the Ambroses' concerns with reduced quality of life, social impact and impacts on property values. Those concerns are not specific to the applications, are general in nature and are outside the AER's jurisdiction.
- With regard to concerns with flaring, Encana must comply with flaring requirements set out in *Directive 060: Upstream Petroleum Industry Flaring, Incinerating, and Venting*. There will be no permanent on site flaring associated with this project.
- Regarding the water quality concern, Encana must adhere to the requirements of *Directive 008: Surface Casing Depth Requirements* for protection of aquifers, which are designed to protect the deepest aquifer.
- All of the Ambroses' concerns have been addressed to the satisfaction of the AER.

The AER has not made a decision on the Applications at this time and you will be provided notice when that decision is made. If a hearing on the Applications is to be held for another reason, a notice of hearing will be published.

Under the *Responsible Energy Development Act* an eligible person may file a request for a regulatory appeal on an appealable decision. Eligible persons and appealable decisions are defined in section 36 of the *Responsible Energy Development Act* and section 3.1 of the *Responsible Energy Development Act General Regulation*. If you wish to file a request for regulatory appeal, you must submit your request in the form and manner and within the timeframe required by the AER. You can find filing requirements and forms on the AER website, <http://www.aer.ca/applications-and-notices/appeals>.

If you have any questions, contact Julia MacPhee at Julia.MacPhee@aer.ca

Sincerely,

<original signed by>

L. Peterson

Director, Oil & Gas Surface

cc: Sharron Winter, Encana Corporation
AER SOC Coordinator, SOC@aer.ca
AER Grande Prairie Field Centre, GrandePrairie.FieldCentre@aer.ca