



MOHAWKS OF THE BAY OF QUINTE

KENHTEKE KANYEN'KEHÀ:KA

COMMUNITY INFRASTRUCTURE / TECHNICAL SERVICES / ENVIRONMENT

24 Meadow Drive., Tyendinaga Mohawk Territory, ON K0K 1X0

Phone 613-396-3424 Fax 613-396-3627

October 20th, 2014

Sheri Young
Secretary of the Board
National Energy Board
517 Tenth Avenue, S.W.
Calgary, AB T2R 0A8

MAIL ROOM
SALE DE COURIER
2014 OCT 28 P 1:24
NEB/ONE

RE: Enbridge Pipelines Line 9 Reversal

Dear Sheri,

The Mohawks of the Bay of Quinte (MBQ) are writing to you today to provide you with our recent correspondence to Enbridge Pipelines Inc. It is of great concern and disappointment to MBQ that Enbridge does not identify the Salmon River, Napanee River, Moira River, and the Bay of Quinte has sensitive areas, nor have 'Tactical Response Plans' for the said watersheds – to which Enbridge's Line 9B crosses each of the said rivers. It is MBQ's position that valves should be placed within a kilometre on each side of the said watersheds and 'Tactical Response Plans' be developed and provided to the Mohawks of the Bay of Quinte.

We appreciate your participation in our endeavors to determine proper use of lands of interest to the community, the prevention or mitigation of anticipated and non-anticipated effects of the proposed project, and efforts to ensure maximum benefit to our community and generations to come.

The above shall not be construed so as to derogate from or abrogate any inherent, Aboriginal, treaty, constitutional, or legal rights of the Mohawks of the Bay of Quinte.

Sincerely,

R. Donald Maracle, Chief
Mohawks of the Bay of Quinte
Email: rdonm@mbq-tmt.org

Cc: File



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October 20th, 2014

Ms. Sonia Fazari
Enbridge Pipelines Inc.
2225 Sheppard Ave. East
North York, ON M2C 1P8
Sonia.Fazari@enbridge.com

Re: Enbridge Pipelines Line 9 Reversal

Dear Ms. Fazari,

I am writing to you today seeking 'Tactical Response Plans', the placement of valves, and up to date information arising from your response dated August 6th, 2014. The information that you have provided us thus so far is vague in nature, out of date, and inadequate. Specifically, the Mohawks of the Bay of Quinte (MBQ) are requesting 'Tactical Response Plans' for the Salmon River, Moira River, Napanee River, and Trent River; the location of Valve KP 3251.4; and a commitment to have valves installed within a kilometre of each of these water crossings. Further, MBQ would like to be informed of the extent of liability Enbridge will account for in the event of a leak and impairment to the community, water supply, and aquatic habitats.

It is of a great concern to MBQ that the documentation that you have provided MBQ does not identify the Salmon River, Moira River, Napanee River, nor the Bay of Quinte has sensitive areas. The Salmon, Moira, and Napanee watersheds all drain into the Bay of Quinte and Enbridge's Line 9B crosses each of them. The Bay of Quinte is located on the north shore of Lake Ontario, west of the head of the St. Lawrence River that drains the Great Lakes into the Gulf of the St. Lawrence. Further, Page 7 of Attachment A of you response dated August 6th, 2014 states that a 'Tactical Response Plan' will be developed for the Trent River in 2013 – Trent River also drains into the Bay of Quinte and Enbridge's Line 9 also crosses it.

Additionally, in response to the National Energy Board's concerns, we are discouraged in realizing that Enbridge has only installed valves at 6 of 104 water crossings. This is unacceptable. It would be in the best interest of MBQ and Enbridge to ensure valves are placed within a kilometre of both sides of each of the water crossings of the above watersheds.

The Mohawks have used these watersheds and the Bay of Quinte for time immemorial for sustenance; harvesting fish, tools, medicine, etc. Every spring, to this day, the Mohawks of Tyendinaga Mohawk Territory harvest fish from these four rivers and the bay. The Bay of

Quinte is also one of the largest sport fishing tourism attractions in Ontario and our modest economy depends on it.

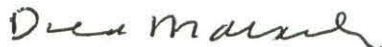
Further, in 1987, the Bay of Quinte was designated as an Area of Concern under the Canada – United States Great Lakes Water Quality Agreement – launching the Bay of Quinte Remedial Action Plan (BQRAP). The Area of Concern encompasses the Bay and its 18000km² drainage basin. The shoreline of the Bay includes 19 significant wetlands. Combined efforts of BQRAP and stakeholders and have been focused on excess nutrients, persistent toxic contamination, bacterial contamination and the loss or destruction of fish and wildlife habitats already. Significant accomplishments have been realized and the Bay of Quinte is expected to be delisted by 2019¹.

To that end, the Mohawks of the Bay of Quinte are requesting ‘Tactical Response Plans’ for the Salmon, Napanee, Moira, and Trent Rivers; a commitment from Enbridge to install valves within a kilometre from these said watersheds; the coordinates for Valve KP 3251.4; and documented information stating the liability Enbridge will assume in the event of a leak and impairment to the community, water supply and aquatic habitats.

We appreciate your participation in our endeavors to determine proper use of lands of interest to the community, the prevention or mitigation of anticipated and non-anticipated effects of the proposed project, and efforts to ensure maximum benefit to our community and generations to come.

The above shall not be construed so as to derogate from or abrogate any inherent, Aboriginal, treaty, constitutional, or legal rights of the Mohawks of the Bay of Quinte.

Sincerely,



R. Donald Maracle, Chief
Mohawks of the Bay of Quinte
Email: rdonm@mbq-tmt.org

Cc: TMC
Dan Brant, CAO, MBQ
Lisa Maracle, Director of Nation Building, MBQ
Sheri Young, Secretary of the Board, NEB

¹ <http://www.ec.gc.ca/raps>