TO:

CITY MANAGER

1993 APRIL 06

FROM:

ACTING DIRECTOR PLANNING & BUILDING

OUR FILE: 13.250

SUBJECT:

PROPOSED REALIGNMENT OF

TRANS MOUNTAIN PIPE LINE LIMITED'S

REFINED PRODUCTS PIPELINE TO PETRO-CANADA

PURPOSE:

To obtain Council's approval for the proposed realignment of Trans Mountain

Pipe Line Limited's refined products pipeline to Petro-Canada.

RECOMMENDATIONS:

1. THAT Council approve the realignment of Trans Mountain Pipe Line Limited's refined products pipeline to Petro-Canada along the south side of Gaglardi Way (as shown on *Attachment 2*).

2. THAT a copy of this report be sent to Trans Mountain Pipe Line Limited.

REPORT

1.0 BACKGROUND

Trans Mountain Pipe Line Company Ltd. (TMPL) proposes to build two refined products pipelines from the company's Burnaby Mountain facility to the Shell refinery in Burnaby and the Petro-Canada refinery in Port Moody. TMPL is regulated by the National Energy Board and filed an application to construct the two pipelines with the NEB in 1992 December.

The pipeline from TMPL to Shell will be approximately 370 m long, connecting the two facilities by a crossing under Shellmont Street, and was approved by the National Energy Board by Order dated 1993 March 12. The proposed pipeline to Petro-Canada follows the north side of the Gaglardi Way right-of-way. Two alternatives were previously proposed for the portion of the pipeline that passes through the Burnaby Mountain Conservation Area en route to Petro-Canada (see *Attachment 1*). Alternate #2, TMPL's preferred alignment, was approved by Council at its regular meeting of 1993 January 25. Compared to alternate #1, alternate #2 requires the removal of fewer trees, passes under only one watercourse, and requires less additional right-of-way from the City of Burnaby. Council authorized the City Solicitor to negotiate an appropriate level of compensation and to prepare a right-of-way agreement between the City and TMPL.

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PROPOSED REALIGNMENT 2.0

Subsequent to Council's approval of TMPL's pipeline alignment to Petro-Canada, TMPL became aware that it was necessary to modify a portion of the approved alignment to avoid construction problems and longer term maintenance problems related to a drainage system recently installed by the Ministry of Transportation and Highways along the north side of Gaglardi Way. The drainage system is buried and was not indicated on the Ministry drawings used during the selection of the original preferred alignment.

Both the Ministry of Transportation and Highways and TMPL recommend changing the alignment to the south side of Gaglardi Way (see Attachment 2). Thus all but the easternmost pipeline crossing of Gaglardi Way would be eliminated and replaced by an alignment along the south side of Gaglardi Way, in the road shoulder, approximately 2.5m from the curb. This alignment change involves no tree removal.

TMPL has amended its NEB application to reflect the proposed realignment.

NEIGHBOURHOOD INFORMATION SESSION 3.0

In 1992 November, TMPL held a public open house to outline its original proposal. Over 400 people attended the open house. A questionnaire completed by ninety-two people indicated general public support for the pipeline project.

In 1993 March, TMPL distributed an information package on the proposed pipeline realignment to 558 households. On 1993 March 23 TMPL held a neighbourhood information session to discuss the proposed realignment. Seven members of the public attended the information session. We have been informed by TMPL that no one at the session opposed the project or the proposed realignment.

STATUS OF RIGHT-OF-WAY AGREEMENT 4.0

At the regular Council meeting of 1992 January 25, Council authorized the City Solicitor to prepare an agreement between the City and TMPL for the right-of-way required from the City along the approved alignment and to negotiate an appropriate level of compensation. The City Solicitor and TMPL are close to agreement on the terms of the right-of-way and are continuing negotiations regarding the level of compensation. When agreement is reached on the right-of-way and compensation, the City Solicitor will submit a report to Council outlining the terms of the agreement and amount of compensation and requesting authority to execute the agreement.

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5.0 **SUMMARY**

For technical reasons TMPL proposes to realign the refined products pipeline from TMPL's Burnaby Mountain facility to Petro-Canada from the north to the south side of Gaglardi Way. The alignment through the Burnaby Mountain Conservation Area will remain as approved by Council on 1993 January 25.

TMPL has informed all households in the neighbourhood of the proposed pipeline of the proposed realignment and held a neighbourhood information meeting to answer questions about the proposed change. No one from the neighbourhood has expressed opposition to the realignment.

The City Solicitor is, as authorized by Council in 1993 January, negotiating a right-of-way agreement and appropriate level of compensation for the right-of-way with TMPL.

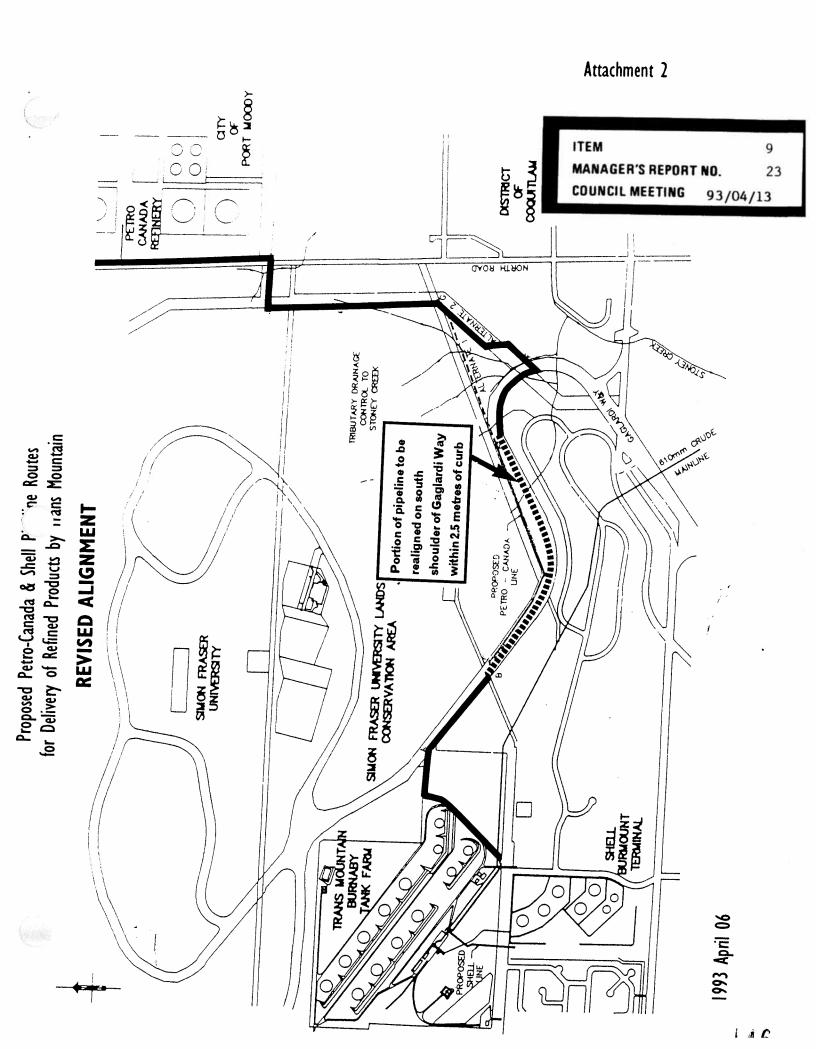
As the realignment is proposed for sound technical reasons, involves no tree removal and as no one has expressed opposition to the realignment, staff recommend that the proposed realignment be approved.

D. G. Stenson, Acting Director PLANNING AND BUILDING

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Attachments (2)

cc. City Solicitor
Director Recreation and Cultural Services
Director Engineering
Acting Chief Public Health Inspector
Director Administrative and Community Services



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