



**SPECIAL MEETING OF COUNCIL**  
**MEETING TO BE HELD IN THE COUNCIL CHAMBERS,**  
**606 MOUNTAINVIEW SQUARE**  
**ON SUNDAY, OCTOBER 28, 2018 AT 7:00 P.M.**

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1. Call to Order
2. Public Input / Questions on Agenda Items
3. Media Inquiries - For Clarification Only
4. New Business/Adoption of Agenda
5. TransCanada – Jurisdictional Challenge

# COUNCIL REPORT

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Date: October 28, 2018

File:

To: Mayor and Council

From: Warren Waycheshen, CAO

Re: District as Intervener in M. Sawyer Challenge of TransCanada Pipeline Jurisdiction

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## Recommendation:

**Motion:** THAT the District of Kitimat register as an intervener in M. Sawyer's jurisdictional challenge to TransCanada's Coastal GasLink project.

## Background:

The District led an open-letter campaign (updated letter attached) regarding a late jurisdictional challenge to the Coastal GasLink Pipeline. The challenge claims the pipeline was approved under the Oil and Gas Commission; whereas, it should have been considered by the National Energy Board (NEB). The NEB recently provided notice that it will formally consider the jurisdictional question in application of Mr. Sawyer regarding the jurisdiction of Coastal GasLink.

The District has the ability to register as an interested party, and would receive ongoing information on the matter going forward. It would also enable our community to have the option of making a submission should the NEB call for a written or oral hearing on the matter at a later date.

The deadline for registering as an intervener is Monday October 29<sup>th</sup> at 3:00 PST and the application can be completed by staff.

## Alternative Options:

1. If Council does not wish to become an intervener the following is provided for consideration:  
**THAT the October 26, 2018 report on the District as Intervening in the M. Sawyer Challenge of the TransCanada Pipeline Jurisdiction be received for information.**
2. Other direction or dates as developed through discussion of Council.

## Budget Implications: Not applicable

  
Dir of Finance Initials

## Council Initiative / Other Relevant Plans:

2. We strive to be proactive and deliberate in our approach to economic development.

  
Submitted by:

Warren Waycheshen,  
Chief Administrative Officer





**\*Letter re-released on October 12, 2018 with three additional communities signing on.\***

September 5, 2018

Dear Mr. Sawyer and West Coast Environmental Law Association,

As elected leaders of our respective communities, we send you this open letter on behalf of our residents.

We recognize it is your right to file a jurisdictional challenge with the National Energy Board against LNG Canada's feed supply pipeline, TransCanada's Coastal GasLink.

We would also like you to know that our communities are in support of the proposed LNG Canada export facility and associated pipeline.

We believe that the development of this LNG export facility will bring tremendous benefits to our communities, region, province, entire nation, and even the broader global environment. If the LNG Canada project moves forward, it will create thousands of person-years of work for all walks of people across the North, B.C., Canada, and beyond. The development of this project would create billions of dollars in taxes for all levels of government; which will support programs that are important to all of us, such as education, healthcare, infrastructure, and funding for environmental sustainability initiatives. If this LNG export facility is developed, it will also bring remarkable benefits to many First Nations including contract and employment opportunities, and benefit agreements.

LNG is often referred to as transition fuel. It is a hydrocarbon based energy source, however, it produces significantly less greenhouse gases than many of the other energy sources that it is replacing globally, such as coal. If LNG Canada proceeds, it will produce the least carbon intensive LNG in the world. Global demand for LNG will remain, so if LNG Canada is unable to supply the lowest carbon intensive product in the world, the demand will be met by some other source.

Both the proposed LNG Canada export facility and Coastal GasLink pipeline have been subject to very extensive and rigorous assessment and review processes that actively sought public comment. There has been opportunity to challenge the jurisdiction of these projects for years.

It is with these sentiments that we find it disappointing that your challenge is being raised at this point in time, when the respective project partners are on the verge of making an investment decision on what could be the single largest private investment in our nation's history; an investment decision that could deliver an abundance of benefits to so many people in our communities, region, province, and across our entire nation.

We stand united in our support for seeing the development of LNG Canada, and we will continue to voice our support for this project.

Respectfully,



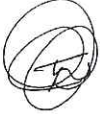
"I support LNG Canada"

Mayor Chris Beach  
Village of Burns Lake



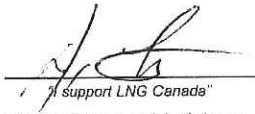
"I support LNG Canada"

Mayor Merlin Nichols  
District of Chetwynd



"I support LNG Canada"

Mayor Dale Bumstead  
City of Dawson Creek



"I support LNG Canada"

Mayor Dawyne Lindstrom  
Village of Fraser Lake



"I support LNG Canada"

Mayor Bill Streper  
Northern Rockies Regional Municipality



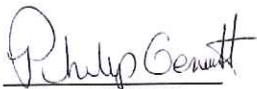
"I support LNG Canada"

Mayor Lori Ackerman  
City of Fort St. John



"I support LNG Canada"

Mayor Shane Brienen  
District of Houston



"I support LNG Canada"

Mayor Phil Germuth  
District of Kitimat



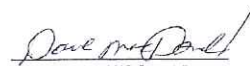
"I support LNG Canada"

Mayor Pat Crook  
District of Mackenzie



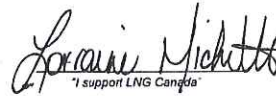
"I support LNG Canada"

Mayor Gail Lowry  
District of New Hazelton



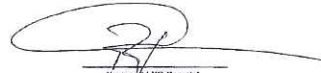
"I support LNG Canada"

Mayor Dave MacDonald  
District of Port Edward



"I support LNG Canada"

Mayor Lorraine Michetti  
Village of Pouce Coupe



"I support LNG Canada"

Mayor Rob Fraser  
District of Taylor



"I support LNG Canada"

Mayor Darcy Repen  
Village of Telkwa



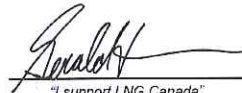
"I support LNG Canada"

Mayor Carol Leclerc  
City of Terrace



"I support LNG Canada"

Mayor Don McPherson  
District of Tumbler Ridge



"I support LNG Canada"

Mayor Gerry Thiessen  
District of Vanderhoof