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November 17, 2010

VIA EMAIL, COURIER, and RESS

Ms Kirsten Walli
Board Secretary
Ontario Energy Board
2300 Yonge Street, Suite 2700
Toronto, Ontario, M4P 1E4

Dear Ms Walli:

**Re: Enbridge Gas Distribution Inc. ("Enbridge")
Ontario Energy Board (the "Board") Docket No.: EB-2010-0310
Application to Vary Condition of Order (EB-2009-0187)
Interrogatory Responses**

As directed by the Board in Procedural Order No. 1 attached please find the interrogatory responses of Enbridge to Board Staff.

If you have any questions, please contact the undersigned.

Yours truly,

A handwritten signature in blue ink, appearing to read 'B. Adams'.

Bonnie Jean Adams
Regulatory Coordinator

cc: Neil McKay, Manager, Natural Gas Applications, OEB
Zora Crnojacki, Project Advisor, Applications and Regulatory Audit, OEB
All EB-2010-0310 Interested Parties

BOARD STAFF INTERROGATORY #1

INTERROGATORY

Please identify the Planning Act exemptions mandated by the Regulation 305/10 for the York Energy Centre undertaking.

RESPONSE

Section 62.0.1, of the Planning Act reproduced below, provides the exemption from the application of the *Planning Act* in its entirety. This exemption would apply to official plans, municipal by-laws, site plan controls and any other provisions of the *Planning Act*.

Enbridge has not included the entire *Planning Act* but has provided a link where it may be viewed:

http://www.e-laws.gov.on.ca/html/statutes/english/elaws_statutes_90p13_e.htm#BK89

Planning Act, Exempt undertakings Section 62.0.1

62.0.1 (1) An undertaking or class of undertakings within the meaning of the *Environmental Assessment Act* that relates to energy is not subject to this Act or to section 113 or 114 of the *City of Toronto Act, 2006* if,

(a) it has been approved under Part II or Part II.1 of the *Environmental Assessment Act* or is the subject of,

(i) an order under section 3.1 or a declaration under section 3.2 of that Act, or

(ii) an exempting regulation made under that Act; and

(b) a regulation under clause 70 (h) prescribing the undertaking or class of undertakings is in effect. 2006, c. 23, s. 24.

(2) An undertaking referred to in subsection 62 (1) that has been approved under the *Environmental Assessment Act* is not subject to section 113 or 114 of the *City of Toronto Act, 2006*. 2006, c. 23, s. 24.

BOARD STAFF INTERROGATORY #2

INTERROGATORY

Please file the current construction schedule for the pipeline subject to leave to construct order EB-2009-0187.

RESPONSE

Below please find the construction schedule for the pipeline subject to leave to construct order EB-2009-0187.

Activity	Start	End	Comments
Environmental Assessment (EA) and Related Reports	March 2009	January 2010	Public open houses held on 14-Apr-09 and 26-May-09. Includes archaeological, hydrogeological and geotechnical reports.
Municipal Consultations (Township of King and York Region)	May 2009	Ongoing	First meeting with King on 06-May-09; first meeting with York on 21-May-09.
EA Circulation to Ontario Pipeline Coordination Committee (OPCC)	July 2009	September 2009	
OEB Leave to Construct Application	September 2009	April 2010	Leave granted on 05-April-2010.
Material Procurement	September 2010	February 2011	Materials began arriving in ON on 15-Nov-2010.
Municipal Permitting (road occupancy)	November 2010	February 2011	
Contractor Engagement Process	August 2010	Q4 2010 / Q1 2011	
Construction	Q4 2010 / Q1 2011	December 2011	
Date of First Delivery	December 2011	December 2011	

Witness: R. Murray

BOARD STAFF INTERROGATORY #3

INTERROGATORY

Please provide a planned date on which the gas fired plant will require commissioning gas and a planned for full operation of the plant.

RESPONSE

York Energy Centre LP anticipates the need for gas as part of its commissioning activities as early as December 2011. Commercial operation is expected in Q2 2012.