**Ontario Energy Board** P.O. Box 2319 27<sup>th</sup> Floor 2300 Yonge Street Toronto ON M4P 1E4 Telephone: 416-481-1967 Facsimile: 416-440-7656 Toll free: 1-888-632-6273 Commission de l'énergie de l'Ontario C.P. 2319 27° étage 2300, rue Yonge Toronto ON M4P 1E4 Téléphone: 416-481-1967 Télécopieur: 416-440-7656 Numéro sans frais: 1-888-632-6273



**BY E-MAIL** 

October 30 2017

Lorraine Chiasson Regulatory Coordinator Regulatory Affairs Enbridge Gas Distribution Inc. 500 Consumers Road North York ON M2J 1P8 egdregulatoryproceeding@enbridge.com

## LETTER OF DIRECTION

Dear Ms.Chiasson:

## Re: Enbridge Gas Distribution Inc. Fenelon Falls Pipeline Project Board File Number EB-2017-0147

On July 26, 2017 Enbridge Gas Distribution Inc. (Enbridge Gas) applied to the Ontario Energy Board (OEB) under s. 90(1) and s. 36 of the *Ontario Energy Board Act, 1998* for Fenelon Falls Pipeline Project in the City of Kawartha Lakes and the Township of Brock in the Regional Municipality of Durham (Fenelon Falls Project). Enbridge also applied for certificate of public convenience and necessity for the City of Kawartha Lakes under s. 8 of the *Municipal Franchises Act*.

The OEB issued a Notice of Hearing for this application on August 18, 2017 (Notice) which was published and served as directed by the OEB.

The OEB is re-issuing a revised Notice to ensure that Indigenous communities are notified that the OEB's review of this application may serve as a component of the Crown's duty to consult for the Fenelon Falls Project.

Please note that you must serve the Notice on the parties identified below **within fourteen days** of the date of this letter. If you are unable to comply with the directions within this timeframe, you must inform the Registrar immediately at <u>Registrar@oeb.ca</u>.

You are directed:

- 1. To arrange immediately for the service of the enclosed revised Notice, in the exact form accompanying this letter, except:
  - a. Under the sections entitled "BE INFORMED AND HAVE YOUR SAY" and "ORAL VS. WRITTEN HEARINGS" remove the bold and bracketed words "[utility will insert actual date 10 calendar days from the date the notice is posted on the applicant's website]"; and
  - b. In the revised Notice, insert the date which shall be determined by adding 10 calendar days to the date that the revised Notice will be posted on Enbridge Gas' website in accordance with the requirements of paragraph 3 below. If that date falls on a "holiday" as defined in Rule 6.02 of the OEB's *Rules of Practice and Procedure*, insert the next date that is not a holiday. Use the following date format "January 1, 2016".
  - 2. Once the requirements of paragraph 1 are completed, to immediately and prior to completing any other steps required in this letter of direction, file with the OEB a pdf version of the complete revised Notice (Dated Notice).
  - 3. To make a copy of the revised Dated Notice, the application and evidence, and any amendments thereto, available for public review at Enbridge Gas' office and in a prominent place on Enbridge Gas' website.
  - 4. No later than the date the revised Notice is posted on Enbridge Gas' website in accordance with paragraph 3, to arrange for the service personally, by courier, or by registered mail of the enclosed revised Dated Notice, the application and the evidence, directly on each of the following:
    - all Indigenous communities that have been consulted or with lands or interest in the lands directly affected by the proposed pipeline and related facilities including:
      - Chippewas of Georgina Island
      - Chippewas of Rama First Nations
      - Alderville First Nation
      - Curve Lake First Nation
      - Williams Treaty First Nation
      - Hiawatha First Nation
      - Mississaugas First nation
      - Wahta Mohawk First Nation
      - Beausoleil First Nation
      - Karatha Nishnawbe
      - Huron Wendat Nation
    - b) the Métis Nations of Ontario, Lands, Resources and Consultation Office, 75 Sherbourne St., Suite 222, Toronto, Ontario M5A 2P9

- c) all property owners and encumbrancers with lands or interest in lands directly affected by the proposed pipeline and related facilities, that were identified in the search of title referred to in paragraph 1 in the letter of direction dated, August 18, 2017
- d) All persons that have applied for intervenor status in this proceeding, including Anwaatin Inc., Canadian Propane Association, School Energy Coalition, Vulnerable Energy Consumers Coalition and the Consumers Council of Canada
- e) the clerk of the City of Kawartha Lakes and the Township of Brock in the Regional Municipality of Durham
- f) all affected utilities and railway companies
- g) members of the Ontario Pipeline Coordinating Committee
- 5. To file with the OEB an affidavit in both electronic and paper forms proving completion of the matters in paragraphs 1 through 4 above, immediately thereafter, with the revised Dated Notice and original post office registration receipts (where applicable), or courier confirmation lists attached as appendices.
- 6. To provide a copy of the Notice, the application and evidence, and any amendments thereto, to anyone requesting the material.

You are further directed not to include any documents or materials when serving the Notice other than documents or materials expressly required by this letter of direction to be served.

Yours truly,

**Original Signed By** 

Kristi Sebalj Registrar Office of the Registrar

Encl.