



EB-2017-0147

**Enbridge Gas Distribution Inc.**

**Application for approval to construct a natural gas pipeline in the Township of Brock and the City of Kawartha Lakes to supply gas to Fenelon Falls**

**PROCEDURAL ORDER NO. 2**

**January 8, 2018**

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* (OEB Act) and under s. 8 of the *Municipal Franchises Act* (Franchises Act) for approvals that would allow Enbridge Gas to provide natural gas service to the community of Fenelon Falls in the Township of Brock and the City of Kawartha Lakes (Fenelon Falls Project).

Enbridge Gas has requested the following approvals:

- Approval to construct 37 kilometres of natural gas pipelines under s. 90(1), consisting of two segments:
  - The Sunderland Segment consists of 8 kilometres of 6 inch diameter pipeline starting in the community of Sunderland in the Township of Brock and connecting to Enbridge's existing pipeline at Farmstead Road in the City of Kawartha Lakes.
  - The Fenelon Falls Segment consists of 29 kilometres of 6 inch and 4 inch diameter pipeline starting in the community of Oakwood and ending in the community of Fenelon Falls in the City of Kawartha Lakes.
- Approval for a Certificate of Public Convenience and Necessity under s. 8 of the Franchises Act for the City of Kawartha Lakes to allow it to construct the natural gas facilities.
- Approval under s. 36 of the OEB Act to charge a System Expansion Surcharge of \$0.23 per m<sup>3</sup> to all new customers in the community of Fenelon Falls that take service from the proposed facilities and all new customers of similar community expansion projects.

The OEB issued a Notice of Hearing on August 18, 2017. On October 30, 2017, the OEB issued a revised Notice of Hearing to advise Indigenous communities 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. Enbridge Gas served and posted the notices as directed.

Anwaatin Inc. (Anwaatin), Consumers Council of Canada (CCC), Canadian Propane Association (CPA), School Energy Coalition (SEC) and Vulnerable Energy Consumers Coalition (VECC) applied and were awarded intervenor status and cost eligibility. On December 5, 2017 Anwaatin filed a notice of withdrawal as an intervenor from the proceeding.

Enbridge Gas requested a written hearing. Anwaatin had requested an oral hearing but withdrew from the proceeding. The OEB has received no request for an oral hearing since Enbridge Gas filed its responses to the interrogatories on December 22, 2017.

The OEB will proceed by way of a written hearing. This Procedural Order sets out the schedule for written submissions by intervenors and OEB staff and for written reply submissions by Enbridge Gas.

If it is necessary to make provision for matters related to this proceeding, the OEB may issue further procedural orders from time to time.

**THE ONTARIO ENERGY BOARD THEREFORE ORDERS THAT:**

1. Intervenor and OEB staff shall file written submissions, if any, with the OEB and deliver them to Enbridge Gas by **January 22, 2018**.
2. Enbridge Gas may file a written reply submission with the OEB, intervenors and OEB staff by **January 31, 2018**.

All filings to the Board must quote the file number, EB-2017-0147 and be made electronically in searchable / unrestricted PDF format through the OEB's web portal at <https://www.pes.ontarioenergyboard.ca/eservice/>. Two paper copies must also be filed. Filings must clearly state the sender's name, postal address and telephone number, fax number and e-mail address. Parties must use the document naming conventions and document submission standards outlined in the RESS Document Guideline found at <https://www.oeb.ca/industry>. If the web portal is not available parties may email their documents to the address below. Those who do not have internet access are required to submit all filings on a CD in PDF format, along with two paper copies. Those who do not have computer access are required to file 7 paper copies.

All communications should be directed to the attention of the Registrar at the address below, and be received no later than 4:45 p.m. on the required date.

**ADDRESS**

Ontario Energy Board  
P.O. Box 2319  
2300 Yonge Street, 27th Floor  
Toronto ON M4P 1E4  
Attention: Board Secretary

E-mail: [Registrar@oeb.ca](mailto:Registrar@oeb.ca)  
Tel: 1-888-632-6273 (Toll free)  
Fax: 416-440-7656

**DATED** at Toronto, January 8, 2018

**ONTARIO ENERGY BOARD**

*Original signed by*

Kirsten Walli  
Board Secretary