



Enbridge Gas Inc.
50 Keil Drive North
Chatham, Ontario, Canada
N7M 5M1

May 6, 2019

Ms. Kirsten Walli
Board Secretary
Ontario Energy Board
2300 Yonge Street, 27th Floor
Toronto, ON M4P 1E4

Dear Ms. Walli:

**Re: OM Limited Partnership
Application for Approval of Franchise Agreement with Norfolk County
Ontario Energy Board File No. EB-2019-0104**

Enbridge Gas Inc. hereby submits interrogatories on the evidence of OM Limited Partnership pursuant to Procedural Order No. 1 to the above noted proceeding

Should you have any questions on this submission, please do not hesitate to contact me.

Yours truly,

[Original Signed By]

Patrick McMahon
Specialist, Regulatory Research and Records
pmcmahon@uniongas.com
(519) 436-5325

Encl.

c.c. (email only): Scott Lewis, OMLP
Peter Budd, OMLP

**ENBRIDGE GAS INC.
INTERROGATORIES TO OMLP**

1. **Reference:** OMLP Application, page 1 and Schedule C

"On the 18th day of December 2018 the Council of the Municipality passed By-Law 2018-103 to authorize the execution of an agreement with OMLP to construct facilities and provide natural gas services to the Maricann Facility on the 8th Concession Road. Attached hereto and marked as Schedule "B" is By-Law 2018-103."

Reference: OMLP Application, page 3

"9. OMLP now applies to the Ontario Energy Board for:

(a) an Order under s.9(3) approving the terms and conditions upon which, and the period for which, the Municipality has, by by-law, granted OMLP the right to construct and operate works for the distribution, transmission and storage of natural gas and the right to extend and add to the works; and

(b) an Order pursuant to s.9(4) directing and declaring that the assent of the municipal electors of the Municipality is not necessary for the franchise by-law under the circumstances."

Questions:

- (a) Please confirm whether the proposed franchise agreement as written provides OMLP rights to construct and operate works for the distribution, transmission and storage of natural gas and the right to extend and add to the works throughout all of Norfolk County.
- (b) Is OMLP considering providing gas distribution services to any part of Norfolk County other than to the Maricann Facility on the 8th Concession Road?
- (c) Please confirm OMLP's understanding that the effective date of any franchise agreement will be the later of the date of the Decision and Order issued by the Ontario Energy Board approving a franchise agreement or the date of the passing of the municipal bylaw approving the franchise agreement.
- (d) Please provide OMLP's interpretation of clause 4 of the proposed franchise agreement with respect to whether the 20 year term of the agreement commences on the date of the final passing of the municipality's bylaw or the date of the Decision and Order issued by the OEB.
- (e) Please confirm OMLP's understanding that Enbridge Gas currently holds a franchise agreement with Norfolk County and that Enbridge Gas (previously Union Gas Limited) has been distributing gas within Norfolk County since 1904.
- (f) Given that consumers within Norfolk County have been receiving gas distribution services for several decades, please confirm that clause 4(b) of the proposed franchise agreement is applicable for the agreement between Norfolk County and OMLP.
- (g) Please provide a copy of the resolution or bylaw of Norfolk County which confirms that the municipality is in agreement that the assent of the municipal electors of the municipality is not necessary for the proposed franchise agreement.
- (h) Please confirm whether OMLP has constructed facilities to provide natural gas services to the Maricann Facility on the 8th Concession Road prior to approval of the proposed franchise agreement by the OEB.