



Ontario
Energy
Board

Commission
de l'énergie
de l'Ontario

DECISION AND ORDER ON COST AWARDS

EB-2018-0263

EPCOR NATURAL GAS LIMITED PARTNERSHIP

Application for leave to construct natural gas transmission pipeline
and associated facilities and for associated approvals to serve the
Municipality of Arran-Elderslie, the Municipality of Kincardine and the
Township of Huron-Kinloss

BEFORE: Susan Frank
Presiding Member

Lynne Anderson
Member

Robert Dodds
Member

August 28, 2019

INTRODUCTION AND SUMMARY

This is a decision of the Ontario Energy Board (OEB) on cost claims filed with respect to an EPCOR Natural Gas Limited Partnership (ENGLP) proceeding.

ENGLP applied to the OEB under section 90(1) of the *Ontario Energy Board Act, 1998* for leave to construct approximately 120 kilometres of natural gas pipeline to serve the Municipality of Arran-Elderslie, the Municipality of Kincardine and the Township of Huron-Kinloss. ENGLP also sought approval, under section 97 of the *Ontario Energy Board Act, 1998*, of the forms of easement agreement related to the construction of the proposed pipeline. ENGLP also applied under section 9 of the *Municipal Franchises Act, 1990* for approval of a natural gas franchise agreement with each of the Corporation of the County of Bruce, the Corporation of the County of Grey, the Corporation of the Municipality of Arran-Elderslie, the Corporation of the Municipality of Brockton, the Corporation of the Municipality of Kincardine, the Corporation of the Municipality of West Grey, the Corporation of the Township of Chatsworth and the Corporation of the Township of Huron-Kinloss. ENGLP also applied under section 8 of the *Municipal Franchises Act, 1990* for approval of a certificate of public convenience and necessity for each of the County of Bruce, the County of Grey, the Municipality of Brockton, the Municipality of West Grey and the Township of Chatsworth.

The OEB granted Anwaatin Inc. (Anwaatin) and Industrial Gas Users Association (IGUA) intervenor status and cost award eligibility.

On July 11, 2019, the OEB issued its Decision and Order in which it set out the process for intervenors to file their cost claims, for ENGLP to object to the claims and for intervenors to respond to any objections raised by ENGLP.

The OEB received cost claims from Anwaatin and IGUA. No objections were received from ENGLP.

Findings

The OEB has reviewed the claims filed to ensure that they are compliant with the OEB's *Practice Direction on Cost Awards*.

The OEB finds that both parties are eligible for 100% of their reasonably incurred costs of participating in this proceeding. The OEB finds that the claims of Anwaatin and IGUA are reasonable and each of these claims shall be reimbursed by ENGLP.

THE ONTARIO ENERGY BOARD ORDERS THAT:

1. Pursuant to section 30 of the *Ontario Energy Board Act, 1998*, EPCOR Natural Gas Limited Partnership shall immediately pay the following amounts to the intervenors for their costs:
 - Anwaatin Inc. \$6,410.49
 - Industrial Gas Users Association \$6,161.78
2. Pursuant to section 30 of the *Ontario Energy Board Act, 1998*, EPCOR Natural Gas Limited Partnership shall pay the OEB's costs of, and incidental to, this proceeding immediately upon receipt of the OEB's invoice.

DATED at Toronto August 28, 2019

ONTARIO ENERGY BOARD

Original Signed By

Kirsten Walli
Board Secretary