



Enbridge Gas Inc.

**Application for leave to construct natural gas pipelines
and associated facilities in the City of Markham,
Regional Municipality of York.**

PROCEDURAL ORDER NO. 2

June 16, 2020

Enbridge Gas Inc. (Enbridge Gas) filed an updated application (Application) to the Ontario Energy Board (OEB) on March 31, 2020 under section 90 of the *Ontario Energy Board Act, 1998*, S.O. 1998, c. 15, (Schedule B) (OEB Act), for an order granting leave to construct approximately 755 metres of natural gas pipeline, three stations and two network disconnects in the City of Markham that would allow it to inject a controlled quantity of hydrogen into an isolated portion of its natural gas distribution system (Project). Enbridge Gas also applied to the OEB under section 97 of the OEB Act for approval of the form of land-use agreements and under section 36 of the OEB Act for approval of a rate rider to compensate affected customers for costs associated with increased gas consumption.

In the Application, Enbridge Gas noted that it consulted with the Technical Standards and Safety Authority (TSSA) to introduce and provide information on the Project, and that the TSSA indicated that it would act as a technical reviewer on behalf of the OEB for the application if requested.

Procedural Order No. 1 was issued on May 15, 2020. Each of Consumers Council of Canada (CCC), Environmental Defence, the Federation of Rental-housing Providers of Ontario (FRPO), H2GO Canada (H2GO), Industrial Gas Users Association (IGUA), Pollution Probe, School Energy Coalition (SEC) and Vulnerable Energy Consumers Coalition (VECC) were approved as intervenors and found to be eligible to apply for cost awards. Procedural Order No. 1 also set a schedule for parties to ask interrogatories on the Application and for Enbridge Gas to file responses to interrogatories that it received. Interrogatories were filed by CCC, Environmental

Defence, FRPO, H2GO, Pollution Probe, SEC, VECC and OEB staff. Enbridge Gas filed interrogatory responses on June 15, 2020.

Having reviewed the application evidence and interrogatory responses, the OEB has decided to seek further information from the TSSA as to the broader safety issues associated with the Project, including any ongoing monitoring activities by the TSSA. The OEB requests that the TSSA file written evidence in respect of the Project in accordance with the timeline set out below. Without limiting the generality of the evidence to be filed, topics that the OEB would appreciate the TSSA addressing include the following:

- a) Regulations and standards that are applicable to the Project
- b) The TSSA's mandate and authority as they relate to the Project
- c) Actions the TSSA will take (or has taken) to ensure compliance with the applicable regulations and standards (e.g., on-going monitoring)
- d) The level of the TSSA's satisfaction with Enbridge Gas' compliance with applicable regulations and standards to date
- e) The level of the TSSA's satisfaction with Enbridge Gas' work to identify risks and develop mitigations as they relate to the Project
- f) The results of any scans the TSSA may have completed on similar projects in other jurisdictions (including commentary on the 2% hydrogen threshold and its appropriateness)
- g) The TSSA's opposition or support for the Project and why
- h) Conditions of approval that the TSSA would recommend be included as part of any OEB approval

At this time, provision is being made for parties to ask TSSA written interrogatories after the TSSA's evidence is filed with the OEB.

It is necessary to make provision for the following matters related to this proceeding. Further procedural orders may be issued by the OEB.

IT IS THEREFORE ORDERED THAT:

1. The TSSA shall file with the OEB evidence in respect of the Project by **June 30, 2020**.
2. OEB staff, Enbridge Gas and intervenors may request any relevant information and documentation from the TSSA through written interrogatories. The written interrogatories to the TSSA should be addressed to Kourosh Manouchehri, Fuels Safety Engineer, Technical Standards and Safety Authority, KManouchehri@tssa.org, and also filed with the OEB and sent to all parties by **July 14, 2020**.
3. The TSSA shall file with the OEB complete written responses to all interrogatories by **July 28, 2020**.

All filings to the OEB must quote the file number, **EB-2019-0294**, be made in searchable/unrestricted PDF format electronically through the OEB's web portal at <https://pes.ontarioenergyboard.ca/eservice>. Filings must clearly state the sender's name, postal address, 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.

NOTE: The OEB is temporarily waiving the paper copy filing requirement until further notice. All communications should be directed to the attention of the Board Secretary at the address below, and be received no later than 4:45 p.m. on the required date.

With respect to distribution lists for all electronic correspondence and materials related to this proceeding, parties must include the Case Manager, Ritchie Murray at ritchie.murray@oeb.ca and OEB Counsel, Lawren Murray at lawren.murray@oeb.ca.

ADDRESS

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DATED at Toronto, **June 16, 2020**

ONTARIO ENERGY BOARD

Original signed by

Christine E. Long
Registrar and Board Secretary