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Enbridge Gas Inc.
500 Consumers Road
North York, Ontario M2J 1P8
Canada

December 1, 2020

VIA EMAIL and RESS

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

Dear Ms. Long:

**Re: Enbridge Gas Inc. (Enbridge Gas)
Ontario Energy Board (OEB) File: EB-2020-0198
NPS 20 Waterfront Relocation Project (Project)**

Enbridge Gas is in receipt of the City of Toronto's (City) request for intervenor status in the above noted application. Included in the City's intervention request is a letter from the City to Enbridge Gas which terminates the permission previously granted to Enbridge Gas in 1955 authorizing use of the Keating Railway Bridge (Bridge). Enbridge Gas would note that is letter was not included in the leave to construct application for the Project as it was provided to Enbridge Gas after the leave to construct application for the Project was filed with the OEB. Subsequent to receipt of the letter Enbridge Gas provided a response letter to the City which is attached to this filing.

Please contact the undersigned if you have any questions.

Yours truly,

Joel Denomy
Technical Manager, Regulatory Applications

cc: Guri Pannu, guri.pannu@enbridge.com
David Stonehouse, david.stonehouse@toronto.ca
Michele Wright, michele.a.wright@toronto.ca
Nicholas Rolfe, nicholas.rolfe@toronto.ca



Enbridge Gas Inc.
PO Box 650
Scarborough, ON M1K 5E3

November 10, 2020

City of Toronto
100 Queen Street West, 4th Floor, East Tower
Toronto, ON M5H 2N2

Attention: Tracey Cook

Dear Ms. Cook:

Re: Enbridge Gas NPS 20 Relocation Project
OEB File No: EB-2020-0198

Enbridge Gas Inc. ("Enbridge Gas") acknowledges receipt of your letter dated October 30, 2020 regarding termination of Enbridge Gas' license to occupy the Keating Railway Bridge.

As you are aware, Enbridge Gas is seeking leave to construct ("LTC") from the Ontario Energy Board ("OEB") regarding the relocation of the NPS 20 pipeline from the Keating Railway Bridge. The NPS 20 pipeline provides a critical supply of natural gas to the City of Toronto (the "City") and Enbridge Gas must have OEB approval prior to undertaking this work. As part of our LTC application, Enbridge Gas has requested approval from the OEB by April 1, 2021. Assuming approval is granted by the OEB within the foregoing timeline, then relocation should occur by May 2022. This letter, along with your letter, will be filed with the OEB as part of the record in the LTC proceeding.

Your letter terminating the license will be used as evidence in the LTC proceeding in support of Enbridge Gas' need to replace the NPS 20 pipeline. However, the primary purpose for the relocation of Enbridge Gas's pipeline continues to be the flood protection work being undertaken by Waterfront Toronto. In the absence of flood protection work, the pipeline would not be required to be relocated. Further, the City's purported termination of Enbridge Gas' license to occupy the Keating Railway Bridge is inconsistent with our prior discussions and the positions taken by the City throughout the course of discussions among Enbridge Gas, Waterfront Toronto and the City, in which the City and Waterfront Toronto advocated for cost sharing the project and the application of the *Public Service Works and Highways Act*. As such, Enbridge Gas does not agree with your conclusions regarding cost responsibility. Enbridge Gas stands by its position, which is detailed in its LTC application and evidence, that Enbridge Gas should be reimbursed for 100% of the project costs.

The issue of cost responsibility for the completion of Enbridge Gas' relocation project is an issue for review and determination by the OEB as part of the LTC approval process. We expect the OEB to begin the process for seeking participation in and the conduct of the application shortly. We understand that the City and Waterfront Toronto may seek to participate in the LTC proceeding, which we believe is the appropriate forum for any further discussion or review of these issues.

Sincerely,

A handwritten signature in black ink, enclosed in an oval. The signature appears to read "Byron Madrid".

Byron Madrid, P. Eng.
Manager, Capital Development & Delivery
System Improvement
Enbridge Gas Inc.
500 Consumers Road
Toronto, ON M2J 1P8