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BY EMAIL

January 31, 2022

Ms. Nancy Marconi
Acting Registrar
Ontario Energy Board
2300 Yonge Street, 27th Floor
Toronto, ON M4P 1E4
Registrar@oeb.ca

Dear Ms. Marconi:

**Re: Ontario Energy Board (OEB) Staff Submission
Enbridge Gas Inc. – 2022 Storage Enhancement Application
OEB File Number: EB-2021-0078**

Please find attached OEB staff's submission in the above referenced proceeding, pursuant to Procedural Order No. 1.

Yours truly,

Judith Fernandes
Senior Advisor, Natural Gas Applications

Encl.

c: All parties in EB-2021-0078



ONTARIO ENERGY BOARD

OEB Staff Submission

Enbridge Gas Inc.

2022 Storage Enhancement Project

EB-2021-0078

January 31, 2022

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INTRODUCTION

On October 27, 2021, Enbridge Gas Inc. (Enbridge Gas) filed an application seeking the Ontario Energy Board's (OEB) approval for its 2022 Storage Enhancement Project (Project).

As the Project is comprised of multiple components, Enbridge Gas applied under various sections of the *Ontario Energy Board Act, 1998* (OEB Act) for:

- (1) Leave to vary/increase the maximum operating pressure (MOP) of two natural gas storage pools under section 38(1) of the OEB Act
- (2) A favourable report from the OEB to the Minister of Natural Resources¹(Minister) under section 40(1) of the OEB Act, supporting Enbridge Gas's licence application to drill a new storage well
- (3) Leave to construct new pipeline to connect the new storage well to an existing gathering pipeline under section 91 of the OEB Act

OEB staff supports Enbridge Gas's application and request for a favourable report to the Minister subject to the conditions that OEB staff has proposed for: (a) the approval to vary/increase the MOP of the pools, set out in the section addressing Enbridge Gas's request to increase the MOP of the pools; (b) the well licence, set out in Appendix A; and (c) the leave to construct, set out in Appendix B.

PROCESS AND STRUCTURE OF SUBMISSION

On October 22, 2021 the OEB received a letter from the Ministry of Northern Development, Mines, Natural Resources and Forestry (Natural Resources) advising the OEB that Enbridge Gas had filed a licence application to drill a new natural gas storage injection/withdrawal well within the Kimball-Colinville storage pool. The letter stated that as per section 40 of the OEB Act, the licence application is being referred to the OEB for a report.

The OEB issued a Notice of Application on November 16, 2021. Natural Resources and Mr. Bryan Arnold applied for intervenor status. On December 13, 2021, the OEB issued Procedural Order No. 1 approving Natural Resources as an intervenor. The OEB requested that Mr. Arnold provide further information regarding his intervention request by December 15, 2021. No further information was filed by Mr. Arnold. The OEB set out dates for the filing of interrogatories and submissions by Natural Resources and OEB staff. Natural Resources and OEB staff filed written interrogatories on December 17,

¹ Minister of Northern Development, Mines, Natural Resources and Forestry

2021. Enbridge Gas filed interrogatory responses on January 17, 2022.

OEB staff's submission is structured to first address the following issues that are relevant to all components of the Project: project need, project costs and ratepayer impact, land matters, environmental matters, and indigenous consultation.

The submission then addresses matters that relate more particularly to each of Enbridge Gas's three requests: to increase the MOP of the two storage pools; for a favourable report to the Minister; and for leave to construct.

OVERVIEW OF THE PROJECT

The Project is part of a larger multi-phase project to increase deliverability and storage capacity at Enbridge Gas's storage facilities in order to meet growing market demand for incremental storage space. In the first phase, the OEB approved Enbridge Gas's request to increase the MOP of the Black Creek, Coveny and Wilkesport natural gas storage pools.² As part of the second phase, the OEB approved Enbridge Gas's 2021/22 Storage Enhancement Project.³ The Project that is the subject of the current proceeding was identified in Enbridge Gas's 2021/22 Storage Enhancement Project application as being part of the second phase.

In this Project, Enbridge Gas seeks:

- Approval to increase the MOP of the Dow Moore storage pool and the Payne storage pool.
- A favourable report from the OEB to the Minister to support its well licence application in respect of a proposed new well TKC 69 in the Kimball-Colinville storage pool.
- Approval to install approximately 85 metres of pipeline to connect the new storage well to the existing Kimball-Colinville gathering pipeline.

² EB-2020-0074 Decision and Order

³ EB-2020-0256 Decision and Order

OEB STAFF SUBMISSION

PROJECT NEED

Enbridge Gas stated that the Project is needed to increase the deliverability and storage capacity of the Pools in order to meet growing market demand for incremental storage space.

The Project will create an additional storage capacity of 88,300 10³m³ to meet the requirements of Enbridge Gas's unregulated storage service customers. Enbridge Gas intends to sell the capacity at market-based prices.

In response to interrogatories, Enbridge Gas commented that in the current storage year, it is currently fully contracted and that demand for unregulated storage services in the most recently held open season exceeded contracts awarded by a factor of three.⁴

In interrogatories, OEB staff asked whether there will be any additional phases of the project and inquired about Enbridge Gas's rationale for enhancing deliverability in more than one phase. In its response, Enbridge Gas stated that it is evaluating storage enhancement projects at the Kimball-Colinville and Waubuno Storage Pools with projected in-service dates between 2024 and 2026. As these projects are in the early phases of evaluation, project engineering information regarding project specifications, timing, potential impacts on lands, the environment, and/or Indigenous consultation requirements is not yet available.⁵ Enbridge Gas also commented that the phased approach allows time to complete technical studies, such as Environmental Screening Reports, including Species at Risk studies and Archaeological Assessments; Engineering Assessments, Geological Assessments; Neighbouring Activities Assessments and Risk Assessments.

Based on the above, OEB staff submits that there is demand for incremental unregulated storage capacity and therefore the Project is needed.

OEB staff notes that Enbridge Gas's proposal is consistent with the OEB's decision in the Natural Gas Electricity Interface Review (NGEIR) which noted that ex-franchise customers have been acquiring storage at market-based rates for some time and found that the storage market for ex-franchise customers is sufficiently competitive to protect the public interest.⁶

OEB staff is also satisfied that the phased approach used for this Project appears to be appropriate as the phases are discrete. This allows for technical studies to be

⁴ Exhibit I, Staff 1(a)

⁵ Exhibit I, Staff 3(b)

⁶ EB-2005-0551, NGEIR Decision issued November 7, 2006, page 71

completed and will maintain storage injectability by limiting the number of pools that can be taken out of service at any one time without causing an interruption to gas supply operations.

PROJECT COSTS AND RATEPAYER IMPACT

Enbridge Gas stated that the entire Project will form part of Enbridge Gas's unregulated storage operations and that all costs associated with the Project will be captured in the unregulated accounts. As a result, no costs of the Project will be charged to the regulated utility accounts and Enbridge Gas's ratepayers will not be responsible for any of the Project costs.

OEB staff notes that since the NGEIR Decision, Enbridge Gas has not been required to file cost or economic information for unregulated storage projects.

OEB staff submits that it is appropriate that the Project costs be funded by Enbridge Gas's shareholders as the benefits will also accrue to the account of the shareholders.

OEB staff asked interrogatories about the impact of increasing MOP on indirect costs, and particularly on lost and unaccounted-for-gas. Enbridge Gas stated that currently, it allocates indirect costs proportionately across each legacy utility's unregulated and regulated storage business.⁷

OEB staff notes that in the decision on Enbridge Gas's 2021/22 Storage Enhancement Project, the OEB directed Enbridge Gas as part of its next rebasing application to address the allocation of all costs between its rate regulated and unregulated storage business and that this should include, without limitation, consideration of lost and unaccounted-for-gas.⁸

OEB staff considers that this issue is also relevant to this Project, but in light of the OEB's direction in the 2021/22 Storage Enhancement decision, OEB staff is satisfied that this matter will be dealt with by Enbridge Gas in its 2024 rebasing application.

LAND MATTERS

The Project requires the construction of gravel pads, temporary work areas and access lanes.

⁷ Exhibit I, Staff 4

⁸ EB-2020-0256 Decision and Order, p.4

Enbridge Gas stated that its land agents have contacted the parties directly impacted by the Project. The parties are a tenant farmer (in the case of well TKC 69 and the pipeline) and third-party landowners (regarding the MOP increase for Dow Moore and Payne pools).

No easement or temporary land use agreement is required for work associated with the construction of the pipeline as Enbridge Gas is the owner of the land.

In response to interrogatories, Enbridge Gas stated that no concerns about the Project have been expressed by landowners. Enbridge Gas also stated that there have not been any negotiations for temporary working rights to date with third-party landowners as all project work will be completed in compliance with the rights in the existing Gas Storage Lease Agreements held by Enbridge Gas.⁹

OEB staff submits that Enbridge Gas is appropriately managing land related matters. OEB staff has no issues or concerns with land matters related to the Project.

ENVIRONMENTAL MATTERS

Enbridge Gas retained Stantec Consulting Ltd. (Stantec) to complete an environmental assessment of the Project, in accordance with the OEB's Environmental Guidelines.¹⁰

Stantec prepared an Environmental Report (ER) to assess potential environmental impacts of the Project on environmental features, and to establish mitigation and protective measures that may be used to reduce and/or eliminate potential impacts. The ER states that with the implementation of the recommendations, ongoing communication and consultation, environmental and supplementary studies and adherence to permit, regulatory and legislative requirements, potential adverse residual environmental and socio-economic impacts of the Project are not anticipated to be significant.

The ER was provided to the Ontario Pipeline Coordinating Committee (OPCC) and other agencies. Enbridge Gas received and responded to comments from the Ministry of Government and Consumer Services, the Ministry of Transportation, and the Ministry of Heritage, Sport, Tourism and Culture Industries (MHSTCI).

Enbridge Gas noted that there are three properties that will be disturbed by the proposed project activities that require an Archaeological Assessment (AA): the work

⁹ Exhibit I, Staff 11

¹⁰ Environmental Guidelines for the Location, Construction and Operation of Hydrocarbon Pipelines in Ontario (7th edition), 2016

area for well TKC 69, and two properties located within the Payne storage pool. In responses to interrogatories, Enbridge Gas stated that a Stage 1 and 2 AA was completed on the work area for well TKC 69 and it received a clearance letter from the MHSTCI on October 4, 2021. Since the submission of this application, an AA was completed on one of the properties in the Payne storage pool and no archaeological resources were identified. The AA on the second property within the Payne storage pool is expected to be completed in January 2022. Enbridge Gas expects to receive clearance letters for the remaining AA reports by the end of the first quarter of 2022. OEB staff proposed conditions for the well licence that include a condition requiring Enbridge Gas to obtain, prior to commencement of construction of the proposed well, all necessary approvals, permits, licences, certificates, agreements and rights required to construct, operate and maintain the proposed well. This will ensure that AA approval is obtained prior to commencement of construction. Enbridge Gas did not object to this condition.¹¹

OEB staff has no concerns with the environmental aspects of the Project, given that Enbridge Gas is committed to implementing the proposed mitigation measures. OEB staff submits that Enbridge Gas's compliance with the conditions proposed by OEB staff in Appendix A and Appendix B will ensure that impacts of well drilling and pipeline construction are mitigated and monitored.

INDIGENOUS CONSULTATION

In accordance with the OEB's Environmental Guidelines, Enbridge Gas contacted the Ministry of Energy (MoE) on March 18, 2021 in respect of the Crown's duty to consult related to the Project. By a letter dated April 13, 2021 (Delegation Letter), the MoE delegated the procedural aspects of the Crown's Duty to Consult for the Project to Enbridge Gas. In the Delegation Letter, the MENDM identified five Indigenous communities with which Enbridge Gas should consult in relation to the Project:

- Aamjiwnaang First Nation
- Bkejwanong (Walpole Island First Nation)
- Chippewas of the Thames First Nation
- Chippewas of Kettle and Stony Point
- Oneida Nation of the Thames

Each of these five Indigenous communities and the Metis Nation of Ontario were served the Notice of Hearing for the Project, in accordance with the OEB's Letter of Direction.

¹¹ Exhibit I, Staff 12

No Indigenous community applied for intervenor status in the proceeding.

Enbridge Gas provided the MoE with its Indigenous Consultation Report for the Project and has provided updated consultation summary tables as requested by OEB staff. OEB staff submits that Enbridge Gas appears to have made efforts to engage with affected Indigenous communities and no concerns that could materially affect the Project have been raised through its consultation to date.

However, MoE has not yet issued to Enbridge Gas its letter of opinion on the adequacy of that consultation (Sufficiency Letter). In response to interrogatories, Enbridge Gas stated that it is not aware of the MoE's timeline to provide the Sufficiency Letter.¹²

OEB staff submits that should the OEB grant approval for the Project, its approval should be conditional on Enbridge Gas filing with the OEB a letter from the MoE confirming that the duty to consult has been adequately addressed with respect to the proposed Project. This has been done in similar situations in other decisions by the OEB.¹³

OEB staff notes that, to the extent that the Sufficiency Letter may identify outstanding issues, the OEB could elect to make provision for additional procedural steps to address these issues.

OEB staff suggests the following addition to the conditions of approval for leave to construct proposed by OEB staff in interrogatories¹⁴:

Appendix B – Leave to Construct – Condition 3

Authorization for leave to construct is subject to Enbridge Gas filing with the OEB a letter from the Ministry of Energy confirming that Enbridge Gas has satisfied the procedural aspects of the Crown's duty to consult with respect to the proposed Project.

REQUEST TO INCREASE THE MOP OF THE POOLS

Enbridge Gas seeks leave to vary the conditions of approval of a previous OEB decision which set a limit on the pressure gradient of the Dow Moore storage pool to 15.81 kPa/m (0.7 psi/ ft).¹⁵ Enbridge Gas proposes to increase the MOP of this storage pool to a maximum pressure gradient of 16.51 kPa/m (0.73 psi/ft). Enbridge Gas also seeks

¹² Exhibit I, Staff 10(d)

¹³ EB-2017-0261 Decision on Scugog Island Community Expansion Project and EB-2020-0192 Decision on London Lines Replacement Project

¹⁴ OEB Staff Interrogatory 13

¹⁵ E.B.O. 147, E.B.L.O. 224 Decision with Reasons, Appendix II.

approval to increase the MOP of the Payne storage pool to a maximum pressure gradient of 17.19 kPa/m (0.76 psi/ft).

In response to interrogatories, Enbridge Gas stated that the Pools were chosen based on their geological similarity to other Enbridge Gas pools that have undergone a pressure increase and have been operated successfully at an elevated pressure gradient of 16.5 kPa/m (0.73 psi/ft) or 17.2 kPa/m (0.76 psi/ft) for many years.

OEB staff notes that should the OEB approve Enbridge Gas's request to increase the MOP of the Pools based on its assessment that the Project is needed, the OEB Act permits the OEB, when making an order, to "impose such conditions as it considers proper".¹⁶ OEB staff submits that the OEB should consider including the following condition as part of its approval:

Enbridge Gas Inc. shall not operate:

- (a) the Dow Moore natural gas storage pool above an operating pressure representing a pressure gradient of 16.51 kPa/m (0.73 psi/ft) of depth and
- (b) the Payne storage pool to a maximum pressure gradient of 17.19 kPa/m (0.76 psi/ft) of depth without leave of the OEB.

OEB staff noted in interrogatories that the OEB typically requires, as a condition of approval, that the applicant comply with the relevant requirements of Canadian Standards Association Standard Z341 (CSA Z341) to the satisfaction of Natural Resources. Enbridge Gas confirmed in its responses, that it does not have any objection to the OEB imposing such a condition.¹⁷ OEB staff submits that it remains appropriate that, as a condition of approval, the OEB should require Enbridge Gas to comply with the relevant requirements of CSA Z341 to the satisfaction of Natural Resources.

WELL LICENCE APPLICATION

Enbridge Gas applied to the Minister for a licence to drill a new gas storage well (TKC 69) in the southern portion of the Kimball-Colinville storage pool. The drilling of TKC 69 is necessary to support the incremental capacity created by this Project. Drilling of the TKC 69 well is anticipated to add approximately 945 10³m³ per day of design day deliverability from the Kimball-Colinville storage pool.

Drilling is expected to occur from April to August 2022 when there will be no injection or

¹⁶ OEB Act, section 23

¹⁷ Exhibit I, Staff 6(c)

withdrawal operations in the Kimball-Colinville storage pool to avoid disruption to service from the pool and also when the reservoir pressure is less than 3,500kPa to allow the well to be safely drilled.

Natural Resources is the provincial authority that ensures all of the relevant requirements of CSA Z341 for drilling, modifications, and operation of these wells are satisfied. Enbridge Gas has provided Natural Resources with the following reports on the pools for their review: (i) “What If” Analysis and Operability Issues report; (ii) A Neighbouring Assessment for each Pool; and (iii) Engineering studies confirming that the proposed operating pressure increase does not exceed the maximum safe operating pressure for the Pools. In response to interrogatories, Enbridge Gas stated that is unaware of the timeline for Natural Resources’s review and provision of its comments and conclusion on compliance with CSA Z341.¹⁸

As part of its interrogatories, OEB staff proposed conditions with respect to the well licence, that are similar to those approved by the OEB in Enbridge Gas’s 2021/22 Storage Enhancement decision¹⁹ and sought comments from Enbridge Gas. In its response, Enbridge Gas stated that it has no concerns with regard to the conditions of licence proposed by OEB staff at this time.²⁰

OEB staff supports Enbridge Gas’s request for a favourable report to the Minister on the well licence application subject to the inclusion of the proposed conditions of licence set out in Appendix A, in the OEB’s report to the Minister.

LEAVE TO CONSTRUCT

Enbridge Gas has proposed to install approximately 85 metres of NPS 10 inch steel pipeline to connect the TKC 69 well to the existing Kimball-Colinville gathering pipeline.

The pipeline will be installed in the most direct and shortest route that allows a 90-degree connection from the proposed well to the gathering line. The pipeline installation will occur upon completion of drilling operations in Summer and Fall of 2022 and will not cause any disruption of service to the Kimball-Colinville storage pool. The planned in-service date is September 30, 2022.

Enbridge Gas states that all design, installation and testing of the proposed pipelines will be in accordance with the requirements of Ontario Regulation 210/01 – *Oil and Gas Pipeline Systems (Regulation)* under the *Technical Standards and Safety Act, 2000*.

¹⁸ Exhibit I, Staff 6

¹⁹ EB-2020-0256 Decision and Order, Schedule 3

²⁰ Exhibit I, Staff 12

This Regulation governs the installation of pipelines in Ontario. As well, the design will meet the requirements of CSA Standard Z662 for Oil and Gas Pipeline Systems in accordance with the Code Adoption Document under the Regulation.

As part of interrogatories, OEB staff proposed conditions of approval with respect to the leave to construct that are similar to those approved by the OEB in Enbridge Gas's 2021/22 Storage Enhancement decision²¹ and sought comments from Enbridge Gas. Enbridge Gas stated that it has no concerns with the conditions of approval proposed by OEB staff at this time.²²

OEB staff supports Enbridge Gas's leave to construct request, subject to the proposed conditions of approval attached as Appendix B to this document, which includes the additional condition of approval requiring Enbridge Gas to file with the OEB a letter from the MoE confirming that the duty to consult has been adequately addressed with respect to the proposed Project.

~All of which is respectfully submitted~

²¹ EB-2020-0256 Decision and Order, Schedule 4

²² Exhibit I, Staff 13

Appendix A
OEB Staff Submission

Draft Conditions of Licence

Well Licence

Application under Section 40 of the OEB Act**Enbridge Gas Inc. EB-2021-0078****DRAFT CONDITIONS OF LICENCE**

1. Enbridge Gas Inc. (Enbridge Gas) shall rely on the evidence filed with the OEB in the EB-2021-0078 proceeding and comply with applicable laws, regulations and codes pertaining to the construction of the proposed well.
2. The authority granted under this licence to Enbridge Gas is not transferable to another party without leave of the OEB. For the purpose of this condition, another party is any party except Enbridge Gas.
3. Enbridge Gas shall construct the facilities and restore the land in accordance with its application and evidence given to the OEB, except as modified by this licence and these Conditions.
4. Enbridge Gas shall implement all the recommendations of the Environmental Report filed in the proceeding.
5. Prior to commencement of construction of the proposed well, Enbridge Gas shall obtain all necessary approvals, permits, licences, certificates, agreements and rights required to construct, operate and maintain the proposed well.
6. Enbridge Gas shall ensure that the movement of equipment is carried out in compliance with all procedures filed with the OEB, and as follows:
 - i. Enbridge Gas shall make reasonable efforts to keep the affected landowner(s) as well as adjacent landowners and their respective tenant farmers, or their designated representatives, informed of its plans and construction activities
 - ii. The installation of facilities and construction shall be coordinated to minimize disruption of agricultural land and agricultural activities.
7. Enbridge Gas shall, subject to the recommendation by an independent tile contractor and subject to the landowner's approval, construct upstream and downstream drainage headers adjacent to the drilling area and access roads that cross existing systematic drainage tiles, prior to the delivery of heavy equipment, so that continual drainage will be maintained.
8. Both during and after construction, Enbridge Gas shall monitor the impacts of construction, and shall file with the OEB one electronic (searchable PDF) version of each of the following reports:
 - a) A Post Construction Report, within three months of the in-service date, which shall:
 - i. Provide a certification, by a senior executive of the company, of Enbridge Gas's adherence to Condition 1

- ii. Describe any impacts and outstanding concerns identified during construction
 - iii. Describe the actions taken or planned to be taken to prevent or mitigate any identified impacts of construction
 - iv. Include a log of all complaints received by Enbridge Gas, including the date/time the complaint was received, a description of the complaint, any actions taken to address the complaint, the rationale for taking such actions
 - v. Provide a certification, by a senior executive of the company, that the company has obtained all other approvals, permits, licences, and certificates required to construct, operate and maintain the proposed project.
 - b) A Final Monitoring Report, no later than fifteen months after the in-service date, or, where the deadline falls between December 1 and May 31, the following June 1, which shall:
 - i. Provide a certification, by a senior executive of the company, of Enbridge Gas's adherence to Condition 1
 - ii. Describe the condition of any rehabilitated land
 - iii. Describe the effectiveness of any actions taken to prevent or mitigate any identified impacts during construction
 - iv. Include the results of analyses and monitoring programs and any recommendations arising therefrom
 - v. Include a log of all complaints received by Enbridge Gas, including the date/time the complaint was received, a description of the complaint, any actions taken to address the complaint, the rationale for taking such actions.
9. For the purposes of these conditions, Enbridge Gas shall conform with:
- a) Canadian Standards Association Z341, 1-18 "Storage of Hydrocarbons in Underground Formations" to the satisfaction of the Ministry of Northern Development, Mines, Natural Resources and Forestry
 - b) The requirements for wells as specified in the *Oil, Gas and Salt Resources Act*, its Regulation 245/97, and the Provincial Operating Standards v.2 to the satisfaction of the Ministry of Northern Development, Mines, Natural Resources and Forestry.
10. Enbridge Gas shall designate one of its employees as project manager who will be the point of contact for these conditions, and shall provide the employee's name and contact information to the Ministry of Northern Development, Mines, Natural Resources and Forestry, the OEB and to all affected landowners, and shall clearly post the project manager's contact information in a prominent place at the construction site.

Appendix B
OEB Staff Submission

Draft Conditions of Approval

Leave to Construct

Application under Section 91 of the OEB Act**Enbridge Gas Inc. EB-2021-0078****DRAFT CONDITIONS OF APPROVAL**

1. Enbridge Gas Inc. (Enbridge Gas) shall construct the facilities and restore the land in accordance with the OEB's Decision and Order in EB-2021-0078 and these Conditions of Approval.
2. (a) Authorization for leave to construct shall terminate 12 months after the decision is issued, unless construction has commenced prior to that date.

(b) Enbridge Gas shall give the OEB notice in writing:
 - i. of the commencement of construction, at least 10 days prior to the date construction commences
 - ii. of the planned in-service date, at least 10 days prior to the date the facilities go into service
 - iii. of the date on which construction was completed, no later than 10 days following the completion of construction
 - iv. of the in-service date, no later than 10 days after the facilities go into service
3. Authorization for leave to construct is subject to Enbridge Gas filing with the OEB a letter from the Ministry of Energy confirming that Enbridge Gas has satisfied the procedural aspects of the Crown's duty to consult with respect to the proposed Project.
4. Prior to the commencement of construction of the proposed facilities, Enbridge Gas shall obtain all necessary approvals, permits, licences, certificates, agreements and rights required to construct, operate and maintain the proposed facilities.
5. Enbridge Gas shall implement all the recommendations of the Environmental Report filed in the proceeding, and all the recommendations and directives identified by the Ontario Pipeline Coordinating Committee review.
6. Enbridge Gas shall advise the OEB of any proposed change to OEB-approved construction or restoration procedures. Except in an emergency, Enbridge Gas shall not make any such change without prior notice to and written approval of the OEB. In the event of an emergency, the OEB shall be informed immediately after the fact.
7. Both during and after construction, Enbridge Gas shall monitor the impacts of

construction, and shall file with the OEB one electronic (searchable PDF) version of each of the following reports:

- (a) A post construction report, within three months of the in-service date, which shall:
 - i. provide a certification, by a senior executive of the company, of Enbridge Gas's adherence to Condition 1
 - ii. describe any impacts and outstanding concerns identified during construction
 - iii. describe the actions taken or planned to be taken to prevent or mitigate any identified impacts of construction
 - iv. include a log of all complaints received by Enbridge Gas, including the date/time the complaint was received, a description of the complaint, any actions taken to address the complaint, the rationale for taking such actions
 - v. provide a certification, by a senior executive of the company, that the company has obtained all other approvals, permits, licenses, and certificates required to construct, operate, and maintain the proposed project
- (b) A final monitoring report, no later than fifteen months after the in-service date, or, where the deadline falls between December 1 and May 31, the following June 1, which shall:
 - i. provide a certification, by a senior executive of the company, of Enbridge Gas's adherence to Condition 4
 - ii. describe the condition of any rehabilitated land
 - iii. describe the effectiveness of any actions taken to prevent or mitigate any identified impacts of construction
 - iv. include the results of analyses and monitoring programs and any recommendations arising therefrom
 - v. include a log of all complaints received by Enbridge Gas, including the date/time the complaint was received; a description of the complaint; any actions taken to address the complaint; and the rationale for taking such actions
- 8. Enbridge Gas shall designate one of its employees as project manager who will be the point of contact for these conditions, and shall provide the employee's name and contact information to the OEB and to all affected landowners, and shall clearly post the project manager's contact information in a prominent place at the construction site.