

October 17, 2024

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

Dear Ms. Marconi:

**Re: Enbridge Gas Inc.
Application for Certificate of Public Convenience and Necessity
Township of Armour
Ontario Energy Board File No. EB-2024-0230**

Further to the questions submitted October 10, 2024 by Ontario Energy Board Staff related to facilities and certificates of public convenience and necessity, Enbridge Gas provides the following responses.

Staff Question-1

Reference: EB-2024-0230, Application, page 3, para 8

Preamble:

Enbridge Gas states that it is requesting a certificate that covers all of the current Township of Armour given the ongoing interest in access to natural gas within the municipality.

Questions:

- a) Please confirm that the proposed certificate does not overlap with any other person's certificate. If there is an overlap, please provide a description of the location and extent of the overlap.
- b) Please discuss whether there are any pending requests for service attachments in, and if there any planned projects for, the Township of Armour.

Responses:

- a) Confirmed. Enbridge Gas is not aware of any other person or company holding a certificate of public convenience and necessity within the Township of Armour.
- b) Enbridge Gas can confirm that there are no current mainline projects planned within the Township of Armour, but there are two service requests 'on hold' for service locations along the side of East Road within the Township of Armour.

Staff Question-2

Reference: EB-2024-0230, Application, page 1, para 3 and 4
EB-2015-0296, OEB Letter, January 25, 2016

Preamble:

In the certificate and franchise proceeding for the City of Kitchener¹, the former Union Gas acknowledged in its application that it had been operating in the municipality without either a certificate or a franchise since 1959. The OEB directed the former Union Gas to conduct a review of all of its service territory to ensure that the situation did not exist in other parts of the province.²

The Township of Armour was part of the service area of the former Union Gas. In the current certificate application for the Township of Armour, Enbridge Gas states that while preparing a franchise and certificate application for the Township of Ryerson, it conducted a review, and identified customers being served in the Township of Armour. Enbridge Gas notes that it does not hold a certificate for the Township of Armour.

Questions:

- a) Please discuss whether Enbridge Gas identified any other areas in Ontario where it is operating without a certificate/franchise when it conducted its review for the Township of Ryerson franchise and certificate proceeding. If so, please provide a list of any other municipalities that have been identified and explain whether certificate/franchise applications have been submitted for those municipalities.
- b) Please discuss whether any larger-scale reviews have been conducted to identify any other areas in Ontario where Enbridge Gas is operating without a certificate/franchise. Please also discuss the results of any larger-scale reviews that have been conducted and any measures that have been put in place to verify that Enbridge Gas is not operating without a certificate/franchise in any other parts of Ontario.

Responses:

- a) Enbridge Gas currently has an application (EB-2024-0274) under review by the OEB related to approval of a franchise agreement with the County of Dufferin. While over the years Enbridge Gas has constructed part of its gas distribution system within road allowances under the jurisdiction of the County of Dufferin, a formal franchise agreement has not been put in place. Enbridge Gas does not have a Certificate of Public Convenience and Necessity for the County of Dufferin but does have Certificates of Public Convenience and Necessity for each of the lower-tier municipalities within the County of Dufferin.

Other than the Township of Armour and the County of Dufferin, Enbridge Gas is not aware of any other areas in Ontario where we are operating without a certificate / franchise agreement in place.

- b) In 2020 when community expansion proposals were being developed for Phase 2 of the Natural Gas Expansion Program (NGEP), CPCNs associated with communities included within a community expansion project proposal were reviewed to determine if an updated CPCN would be required either as part of a leave to construct application or on a stand-alone

¹ EB-2015-0296

² EB-2015-0296, OEB Letter, January 25, 2016

application. Once the projects chosen for NGEF funding were identified in June 2021, work began on preparing materials as required for updated CPCNs for these projects.

In 2022, following the release of the OEB's Natural Gas Facilities Handbook, Enbridge Gas enlisted the help of an outside consultant to review existing CPCNs and identify any that may require updates due to municipal boundaries being changed since the CPCNs were issued. This review was completed at the end of December 2022 and resulted in a ramp up of CPCN update applications to the OEB starting in 2023 which has continued into 2024 and beyond.

For every franchise agreement renewal occurring in 2023 and beyond, Enbridge Gas has undertaken more extensive reviews of municipal boundary changes that have impacted not only the municipality for which the franchise agreement is associated, but also other municipalities that have been impacted by the annexations identified. This has resulted in additional CPCN update applications in 2024 that will continue into 2025.

Upon confirmation of distribution pipelines within the Township of Armour, Enbridge Gas' mapping system was updated with a "problem polygon" flagged around the township with an outgoing message to call drafters prior to any system expansion type work. Enbridge Gas continues to update its mapping systems with information related to franchise agreements and certificates of public convenience and necessity in order to prevent any construction in areas not currently covered by a franchise agreement and CPCN where required.

Procedural discussions continue within Enbridge Gas to ensure that CPCNs are included in annual reviews of plant in service and project planning.

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

Yours truly,

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