

June 10, 2025

Mr. Ritchie Murray
Acting Registrar
Ontario Energy Board
2300 Yonge Street, 27th Floor
Toronto, ON M4P 1E4

Dear Mr. Murray:

**Re: Enbridge Gas Inc.
Application for Approval of Franchise Agreement and New CPCN
City of Kingston
Ontario Energy Board File No. EB-2025-0095**

Further to the questions submitted by Ontario Energy Board Staff related to the history of franchise agreements with the City of Kingston, Enbridge Gas provides the following responses.

Staff Question-1

Reference: Application page 2, paras 5
Application page 3, para 8

Preamble:

Enbridge Gas holds a franchise agreement that was entered into on July 22, 2003 for the geographic area of the former Township of Pittsburgh and a franchise agreement that was entered into on January 14, 2005 for the geographic area of the former Township of Kingston. The expiration dates of the franchise agreements were July 22, 2023 and January 14, 2025. Enbridge Gas filed its application on February 26, 2025.

Enbridge Gas states that it contacted the City of Kingston on September 12, 2022, about initiating the franchise renewal process.

Questions:

- a) Please confirm that paragraph 5 of the application should state that the OEB approved the E.B.A. 825 franchise agreement on July 22, 2003.
- b) Please provide correspondence that supports that Enbridge Gas contacted the City of Kingston about initiating the franchise renewal process prior to the expiry of the either of the franchise agreements.
- c) Please confirm that Enbridge Gas seeks to replace the two franchise agreements that it holds for the City of Kingston with a single franchise agreement.

Responses:

- a) Confirmed. The reference to June 22, 2003 should be to July 22, 2003 pursuant to Schedule B1 of the Application.
- b) Please see Attachment 1 for a copy of the email forwarded to the City of Kingston on September 12, 2022 to initiate discussions regarding the renewal of the franchise agreement. This email was sent over 10 months in advance of the July 22, 2023 expiry of the current franchise agreement between the City of Kingston and the former Union Gas Limited related to gas distribution within the former Township of Pittsburgh.
- c) Confirmed.

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

Yours truly,

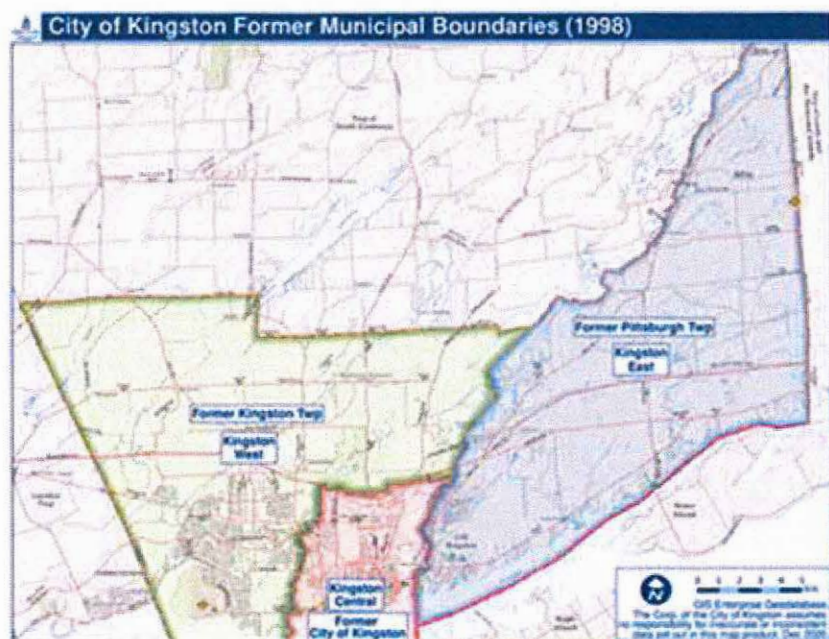
Patrick McMahon
Technical Manager
Regulatory Research and Records
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(519) 436-5325

From: Sonia Fazari
Sent: Monday, September 12, 2022 2:24 PM
To: 'jbolognone@cityofkingston.ca' <jbolognone@cityofkingston.ca>
Subject: Franchise Agreement Renewal – City of Kingston & Enbridge Gas

Hi John,

As a follow up to my voice message, please find below information regarding the upcoming franchise renewal between the City of Kingston and Enbridge Gas.

On July 22, 2023, the current franchise agreement between the City of Kingston and the former Union Gas Limited related to gas distribution within the former Township of Pittsburgh will expire. Based on the most recent customer count report, we currently provide service to approximately 23,770 customers within the City of Kingston. We have been providing gas distribution services within the City of Kingston since approximately 1955.



Provincial legislation requires a franchise agreement between the municipal corporation and the gas company serving that municipality. The Ontario Energy Board has directed that the current 2000 Model Franchise Agreement be used as the model for such agreements.

As a result, Enbridge Gas and the City of Kingston need to commence the process to renew a 20-year

franchise agreement using the approved model.

To assist you in this matter, I am enclosing the following documents:

1. Franchise Agreement Renewal Documents:

- Guidelines to Municipalities Respecting the Renewal of Franchise Agreements
- Draft Resolution of the municipality
- Draft By-Law of the municipality
- 2000 Model Franchise Agreement with Enbridge Gas Inc.



2022 07 25 - Draft Resolution - Draft Bylaw - City Model Franchise
Updated Guideli... City of Kin... of Kingston... Agreement - Ci...

2. Historical Background:

- a copy of OEB Order EBA 825 - Kingston Pittsburgh Twp Franchise Agreement (July 22, 2003)
- a copy of OEB Decision and Order RP-2003-0244 / EB-2003-0304 - Kingston Township Franchise Agreement (January 14, 2005)
- a copy of the Certificate of Public Convenience and Necessity that Enbridge Gas holds for the former Township of Pittsburgh (FBC 59)
- a copy of the Certificate of Public Convenience and Necessity that Enbridge Gas holds for the former Township of Kingston (FBC 62)



EBA 825 - Order - RP-2003-0244 - FBC 59 - FBC 62 -
Kingston Pit... EB-2003-0304 - ... Certificate - Tow... Certificate - Kin...

3. Reference Documents:

- a copy of the Gas Franchise Handbook (an explanatory supplement to the 2000 Model Franchise Agreement)
- customer density map for areas served within the City of Kingston



Gas Franchise MA3628 - CD City
Handbook (May... of Kingston.p...

This entire process to get a franchise agreement approved by the Ontario Energy Board can be quite lengthy and may take up to eight months. In order to activate the process, a council resolution agreeing to renew the franchise agreement will be required.

Please don't hesitate to reach out with any questions you may have regarding the franchise renewal information and/or the process set out by the Ontario Energy Board. I would be pleased to present to Council post the municipal election, but I will defer to you as you see fit. I look forward to hearing from you when you have a moment.

Kind regards,
Sonia

Sonia Fazari

Sr. Advisor, Municipal and Stakeholder Engagement, Eastern Region

Public Affairs and Communications

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