



DECISION AND ORDER

EB-2019-0218

ENBRIDGE GAS INC.

Application for approval to construct natural gas pipelines and ancillary facilities in the Township of St. Clair, in the County of Lambton

By Delegation, before: Nancy Marconi

March 12, 2020

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1 INTRODUCTION AND SUMMARY

This is the Decision of the Ontario Energy Board (OEB) regarding an application filed by Enbridge Gas Inc. (Enbridge Gas) on October 7, 2019.

Enbridge Gas applied under section 90(1) of the *Ontario Energy Board Act, 1998* (OEB Act) for approval to construct approximately 1.2 kilometres of Nominal Pipe Size (NPS) 20 natural gas pipeline and ancillary facilities from the Dow Valve Site to the Bluewater Interconnect at a new LaSalle Pipeline Valve Site (Project). Enbridge Gas also applied under section 97 of the OEB Act for approval of the Form of Easement and Temporary Land Use agreements it will require for construction of the Project.

The Project will increase the Sarnia Industrial Line (SIL) system capacity to meet demand growth in the south Sarnia area. Construction is scheduled to begin in May 2021 and the Project is expected to be in-service in November 2021.

A map of the Project is attached as Schedule A to this Decision and Order.

The OEB examined all aspects of Enbridge Gas' leave to construct application and is satisfied that the Project is in the public interest. Leave to construct the Project is granted subject to the conditions of approval attached as Schedule B to this Decision and Order (Conditions of Approval). The OEB also approves the Form of Easement and Form of Temporary Land Use Agreement that Enbridge Gas will offer to affected landowners.

2 THE PROCESS

Enbridge Gas filed its leave to construct application on October 7, 2019.

On October 18, 2019, the OEB issued a letter requesting that the following information be filed before the application could be processed:

- A map of the proposed pipeline, suitable for publication, reflecting the existing natural gas infrastructure in the vicinity of the area proposed to be served, with major roads and geographic features marked clearly
- Environmental Report for the Project
- A list of the affected landowners (to be filed in confidence)

On October 23, 2019, Enbridge Gas filed the map as requested, and on October 25, 2019, the OEB received the remaining materials to complete Enbridge Gas' application.

The OEB issued a Notice of Hearing on November 18, 2019. TransCanada Pipelines Limited (TCPL) applied for, and was granted, intervenor status.

On December 9, 2019, the OEB issued Procedural Order No. 1, indicating that it was proceeding by way of a written hearing and making provision for interrogatories, interrogatory responses and submissions.

In accordance with Procedural Order No. 1, interrogatories were filed by OEB staff and TCPL on December 20, 2019, and Enbridge Gas filed responses to interrogatories on January 13, 2020. On January 27, 2020, OEB staff filed submissions and TCPL filed a letter stating that it had reviewed the interrogatory responses of Enbridge Gas and that it had no further comments. The reply submission from Enbridge Gas was filed on February 10, 2020. On February 27, 2020, Enbridge Gas filed an update to their evidence with a letter from the Ministry of Energy, Northern Development and Mines (MENDM), which stated that the procedural aspects of the duty to consult had been found to be satisfactory.

3 LEAVE TO CONSTRUCT

This application seeks an order for leave to construct a natural gas pipeline under section 90 of the OEB Act. Section 96 of the OEB Act provides that the OEB shall make an order granting leave if the OEB finds that “the construction, expansion or reinforcement of the proposed work is in the public interest”. When determining whether a project is in the public interest, the OEB typically considers the need for the project, the nature of the proposed facilities and any alternatives, project cost and economics, environmental matters, Indigenous consultation, land matters, and conditions of approval.

3.1 Need for the Project

Enbridge Gas’ SIL system provides natural gas service to residents, businesses and industry in the Sarnia market, specifically one of Enbridge Gas’ most geographically concentrated in-franchise markets and one of the largest petrochemical and refined petroleum manufacturing areas in North America. The majority (approximately 90%) of the Sarnia market demand is consumed by contract rate industrial customers (mainly Rate T1 and Rate T2) such as power generators and large industrial customers. Residential and small commercial/industrial customers constitute the remainder of the Sarnia market demand.

According to the application, the Project is in response to a request for incremental demand from Nova Chemicals (Canada) Ltd. (NOVA) to support a \$2 billion expansion of NOVA’s existing Corruna site. The Project is also intended to address future growth in the Sarnia area. Enbridge Gas states that it is in ongoing discussions with multiple customers in the Sarnia market, and the aggregate volume of incremental firm demand in the area could amount to more than 250 TJ/d. As an ancillary benefit, Enbridge Gas states that the Project will enable enhanced in-line inspection capability.

Enbridge Gas identified the Project as part of a larger Sarnia Industrial System project in the Utility System Plan filed as part of its 2019 rates application.¹ The Project is also included in its Asset Management Plan, filed as part of its 2020 rates application.²

OEB staff submitted that based on the evidence filed by Enbridge Gas, there is a need for the Project.

¹ EB-2018-0305

² OEB Staff Interrogatory 5

Findings

The OEB finds that Enbridge Gas has demonstrated the need for this Project.

The Sarnia market has seen significant growth – more than doubling market demand since 1998 – and as noted above, Enbridge Gas recently received a request for incremental firm T2 Storage and Transportation Carriage Service commencing in 2021 from NOVA³. This increased demand growth is driving the need for Enbridge Gas to increase the capacity of the SIL system.

In designing the Project, Enbridge Gas took into account further forecasted customer interest in firm services on the SIL system beyond 2021. The Project will create 12.2 TJ/d of additional capacity beyond NOVA's requirements to serve a portion of the estimated future growth in the Sarnia market.

Letters of support for the Project were received from the St. Clair Township Council, the Lambton County Council, and the Sarnia-Lambton Economic Partnership.

The OEB finds that NOVA's requirements for incremental firm service, in combination with potential future demand growth in the Sarnia market, support the need for the proposed pipeline and related facilities.

3.2 Proposed Facilities and Alternatives

Enbridge Gas compared the Project to a variety of facility and non-facility alternatives. This included the construction of other new or replacement pipeline, compression, a new liquified natural gas plant, new compressed natural gas facilities, commercial services from third-parties such as incremental supply delivered to the Sarnia market, and Integrated Resource Planning (IRP) alternatives.

Enbridge Gas established that facility alternatives needed to provide a minimum of 61.4 TJ/d of incremental SIL system capacity to serve NOVA demand beginning November 1, 2021, as well as a number of other design day and operational requirements. Enbridge Gas established that commercial non-facility alternatives needed to provide firm gas delivery of 61.4 TJ/d at the Bluewater Interconnect to serve incremental NOVA demand beginning November 1, 2021, with price certainty as well as a number of other requirements.

³ Exhibit B-1-1, Page 3.

Enbridge Gas also established requirements for IRP non-facility alternatives.

Enbridge Gas concluded through its assessment of facility, non-facility and IRP non-facility alternatives that the proposed Project was the optimal choice.

OEB staff supported Enbridge Gas' proposed Project as it is the lowest cost alternative, has the shortest pipeline route with the least resulting environment impact, and provides enhanced system reliability⁴.

Findings

The OEB is satisfied that Enbridge Gas considered a reasonable range of alternatives and that the proposed Project is superior to these alternatives.

The proposed Project was assessed by Enbridge Gas against both facility and non-facility alternatives, and each alternative was evaluated against the established requirements and the proposed Project.

Enbridge Gas considered three alternatives that involved new pipeline construction. Each of these alternatives required significantly longer distances of new pipeline and higher costs, and two of these alternatives also required additional launcher and receiver facilities, as compared to the proposed Project. Enbridge Gas therefore eliminated these alternatives.

Enbridge Gas explained that the two alternatives that involved replacing existing pipelines were deemed not to be acceptable, as they would require a new easement and temporary land use to construct a new pipeline directly through the Aamjiwnaang First Nation Reserve lands. Through discussions with Aamjiwnaang First Nation, it was established that the community did not wish to provide Enbridge Gas with a new easement through their lands⁵. In combination with the fact that both alternatives would also require construction of a larger diameter pipeline at more than double the distance compared to the proposed Project, Enbridge Gas eliminated these alternatives.

The alternatives to construct a new compressor plant, new liquefied natural gas plant, and new compressed natural gas facilities were all eliminated due to unacceptable technical and operational conditions produced by these alternatives.

⁴ OEB Staff Submission, page 5.

⁵ Exhibit B-1-3, page 8.

The commercial non-facility alternative of having firm gas supply delivered from Bluewater Gas Storage (BGS) at the Bluewater Interconnect Station was eliminated as BGS does not offer firm transportation to the Sarnia market.

IRP options were deemed not to be viable given that the impact of targeted IRP or demand-side management (DSM) for space heating would be far too low to have a material impact on the SIL system, and incremental geotargeted DSM could not be expected to be available in time to meet the required in-service date of 2021.

Enbridge Gas also reviewed multiple pipeline diameter options (NPS 16, NPS 20, and NPS 24) with respect to the proposed Project before concluding that the NPS 20 pipeline from the Dow Valve Site to the Bluewater Interconnect was the preferred alternative. The NPS 16 pipeline was determined to be unacceptable due to its inability to serve any incremental growth in the Sarnia market, and the NPS 24 pipeline was rejected due to the increased cost associated with the larger diameter and a need for additional launcher and receiver facilities⁶.

Based on an assessment of potential alternatives, the OEB agrees with Enbridge Gas that the proposed Project is the lowest cost alternative, with the shortest pipeline route, and not only meets NOVA's requirements, but also provides for additional growth in the Sarnia market to be served.

The OEB requests that in future applications, to the extent that alternatives are eliminated on the basis of costs, the cost for these alternatives be provided in the pre-filed evidence.

3.3 Project Cost and Economics

Enbridge Gas stated that the total estimated cost of the Project is \$30.8M, which includes \$2.9M in indirect overhead costs. This comprises \$23.4M in pipeline costs and \$7.3M for station costs.

Enbridge Gas undertook a Discounted Cash Flow analysis consistent with E.B.O. 188⁷, which shows that the Project has a net present value of \$2.5M and a Profitability Index (PI) of 1.1.

⁶ Exhibit B-1-3, page 6.

⁷ Guidelines for Assessing and Reporting on Natural Gas System Expansion in Ontario, E.B.O. 188, January 20, 1998.

Enbridge Gas proposed to apply an Hourly Allocation Factor (HAF) to the capital costs of each new, large volume customer serviced by the Project, in order to facilitate cost recovery of the capacity associated with future growth. The proposed HAF of \$244 per m³/hour will be allocated based on the customer's peak hour need, and the allocation of capital costs through the HAF will be in addition to the costs of any customer-specific facilities required for future customers. The HAF was calculated to be the cost of future growth capacity (in this case, the cost of the surplus capacity of 12.2 TJ/d) divided by the capacity (in this case, 13,021 m³/hour or 12.2 TJ/d). Enbridge Gas will cease to apply the HAF once the incremental capacity of 12.2 TJ/d has been fully contracted.

Findings

The OEB finds that the Project is economically justified and in the public interest.

The PI of 1.1, calculated by Enbridge Gas in accordance with E.B.O. 188, satisfies the OEB's economic test for this Project.

The OEB accepts the HAF proposed by Enbridge Gas for application to the capital costs of each new, large volume customer serviced by the Project. The OEB finds that the HAF appropriately allocates the cost of capacity associated with NOVA's requirements to NOVA, and the cost of capacity associated with forecast growth for cost recovery from future customers. The OEB notes that approval of a HAF is consistent with Enbridge Gas' OEB-approved Leamington Expansion Project⁸ and Chatham-Kent Rural Project⁹.

Through interrogatory responses, Enbridge Gas provided a number of comparable projects that it has completed in the past. The OEB finds that these comparator projects could have been more helpful had the reasons for any differences in cost and scope been explained, and had project costs been escalated to today's dollars. In any event, the OEB has determined that given that there is a need to provide additional capacity, and based on the assessment of potential alternatives, that in this case, the Project is economically justified without this additional detail.

⁸ EB-2016-0013

⁹ EB-2018-0188

3.4 Environmental Matters

The OEB's *Environmental Guidelines for the Location, Construction, and Operation of Hydrocarbon Pipelines and Facilities in Ontario, 7th Edition, 2016* (Guidelines) prescribe the environmental analysis and reporting that is required for applications under section 90(1) of the OEB Act.

Enbridge Gas retained Stantec Consulting Ltd. (Stantec) to undertake an environmental assessment of the proposed pipeline. Stantec prepared an Environmental Report (ER) in accordance with the Guidelines. According to the ER, with the implementation of proposed mitigation and protective measures, Stantec does not anticipate any significant adverse residual environmental or socio-economic impacts from the Project¹⁰.

Enbridge Gas has committed to comply with all mitigation measures recommended in the ER.

Enbridge Gas also stated that it will obtain all necessary permits, approvals and authorizations prior to commencing construction of the Project and will have inspection staff to ensure that it complies with contractual obligations with the pipeline contractor, provincial ministries, municipal government and landowners.

OEB staff submitted that it has no concerns with the environmental aspects of the Project¹¹.

Findings

The OEB finds that Enbridge Gas has followed the OEB's Guidelines to assess the potential environmental impact of the Project and that Enbridge Gas is able to adequately address environmental issues by implementing the mitigation measures identified in the ER and by adhering to the conditions of approval for this Decision and Order.

The ER prepared by Stantec includes an assessment of the preferred pipeline route, describes the natural and socio-economic setting of the Project area, and assesses the residual impacts of the Project on various environmental and socio-economic components. The ER also recommends various mitigation measures to minimize

¹⁰ Environmental Report, section 7.0

¹¹ OEB staff submission, page 7.

impacts to the natural and socio-economic environment. The ER concludes that the location of the Project is environmentally acceptable, and that by following standard construction practices and adhering to the mitigation measures proposed in the ER, construction of the Project will have negligible environmental or cumulative impacts.

The ER identifies a number of species at risk that are known to, or potentially, inhabit the lands in the vicinity of the Project. Enbridge Gas has committed to working closely with the Ministry of Environment, Conservation and Parks to develop appropriate mitigation measures to protect species at risk and to obtain all required permits and approvals.

The OEB notes that Enbridge Gas is required to adhere to the conditions of approval for this Decision and Order, which includes implementing all of the recommendations in the ER. Enbridge Gas is also obligated to monitor the impacts of construction both during and after construction and report to the OEB.

Stantec has completed a Stage 1 Archaeological Assessment (AA) and initiated work on a Stage 2 AA. Enbridge Gas expects that the fieldwork for the Stage 2 AA will be completed by May 2020 and that a report will be provided to the Ministry of Heritage, Sport, Tourism and Culture Industries in June 2020. The OEB notes that the conditions of approval for this Decision and Order require Enbridge Gas to certify that the company obtained all approvals, permits, licences and certificates required to construct, operate and maintain the Project.

3.5 Indigenous Consultation

In accordance with the Guidelines, Enbridge Gas contacted the MENDM on July 5, 2018, with respect to the Crown's duty to consult, and provided the MENDM with a description of the Project.

The MENDM sent a letter to Enbridge Gas on September 10, 2018, delegating the procedural aspects of the Crown's duty to consult for the Project to Enbridge Gas. MENDM identified five communities that Enbridge should consult: Aamjiwnaang First Nation, Bkejwanong (Walpole Island) First Nation, Chippewas of the Thames First Nation, Chippewas Of Kettle and Stony Point First Nation, and Oneida Nation of the Thames.

On October 8, 2019, Enbridge Gas provided the MENDM with its Indigenous Consultation Report for the Project and requested that the MENDM determine if the procedural aspects of the duty to consult had been sufficiently addressed.

As part of its application with the OEB, Enbridge Gas filed a summary of Enbridge Gas' Indigenous consultation activities for the Project.¹² Enbridge Gas also filed an updated Indigenous Consultation Report: Log and Project Correspondence, as of December 19, 2019.

OEB staff submitted that Enbridge Gas appeared to have made efforts to engage with affected Indigenous groups and that no concerns that could materially affect the Project had been raised through its consultation to date¹³.

On February 27, 2020, Enbridge Gas filed a letter from MENDM notifying Enbridge Gas that it had completed its review of the Indigenous Consultation Report for the Project and had found that the procedural aspects of consultation undertaken by Enbridge Gas to date had been satisfactory. MENDM noted its expectation that Enbridge Gas will continue its consultation activities throughout the life of the Project¹⁴.

Findings

The OEB finds that Enbridge Gas followed the OEB's Guidelines and has made efforts to consult with the five Indigenous communities that were identified by the MENDM, as described in Enbridge Gas' Indigenous Consultation Report. The Indigenous communities were given direct notice of this proceeding and did not intervene or otherwise raise concerns before the OEB, and the MENDM provided a letter on February 27, 2020 confirming that the procedural aspects of the duty to consult have been satisfactorily addressed by Enbridge Gas to date. Therefore, the OEB finds that Enbridge Gas' duty to consult has been satisfied.

3.6 Land Matters

Enbridge Gas indicated that the Project requires approximately 1.72 hectares of permanent easement, 3.79 hectares of temporary easement, and 0.58 hectares of fee simple lands. Enbridge Gas stated that negotiations with directly impacted landowners

¹² Application, Exhibit C, Tab 8, Schedules 1,2

¹³ OEB Staff Submission, page 7.

¹⁴ Exhibit B-1-8, attachment 3.

are ongoing and that it expects to have all land rights in place prior to the commencement of the Project¹⁵.

According to the ER, a consultation and engagement program was undertaken to permit interested and potentially affected parties to provide input into the Project. The ER stated that Hydro One Networks Inc. (HONI) had advised Enbridge Gas that 53 metres of the proposed pipeline is located within HONI-owned lands known as the Sarnia South Transmission Station. HONI informed Enbridge Gas that it may need to utilize these lands in the future, in which case Enbridge Gas would have to remove the pipeline to accommodate HONI's future needs on its land.

OEB staff requested that Enbridge Gas comment on the potential need for a station on the HONI-owned lands and the implications for the Project, including what Enbridge Gas intends to do in the event that HONI requires these lands for a station in the future. In its responses¹⁶, Enbridge Gas stated that HONI has not expressed a specific need for or plans to build on this site in the future. Enbridge Gas also stated that, at this time, it does not foresee any impacts to the proposed pipeline and that if HONI intends to build a station in the future, Enbridge Gas would work with HONI to protect the integrity of the SIL system and ensure that there is no interruption of service to the Sarnia market.

Enbridge Gas commented that negotiations between Enbridge Gas and HONI are ongoing for a permanent easement on the HONI-owned lands.

Enbridge Gas sought approval of the Form of Easement and Form of Temporary Land Use Agreement, which it notes were approved by the OEB in previous pipeline projects.¹⁷

OEB staff submitted that the OEB should approve the proposed Form of Easement and Form of Temporary Land Use Agreement.

Findings

The OEB finds that the Form of Easement and Form of Temporary Land Use Agreement filed by Enbridge Gas, both of which are consistent with previously-approved forms of agreement, are approved.

¹⁵ Exhibit B-1-7, page 3.

¹⁶ OEB Staff Interrogatory 8

¹⁷ OEB Staff Interrogatory 9

With respect to the HONI-owned lands, the OEB expects that should a need arise for HONI to utilize its land in the future, Enbridge Gas and HONI will work together to avoid interruption of service to the Sarnia area, protect the integrity of both the electricity and natural gas systems, and minimize costs for both electricity and natural gas ratepayers.

3.7 Conditions of Approval

Section 23 of the OEB Act permits the OEB, when making an order, to impose conditions of approval as it considers appropriate.

As part of the interrogatory process, OEB staff proposed draft conditions of approval. Enbridge Gas had no objections to the conditions of approval proposed by OEB staff. In its submissions, OEB staff argued that the OEB should consider two amendments to the draft conditions of approval.

As the MENDM's Indigenous consultation sufficiency letter was outstanding at the time of the submission, OEB staff proposed that the OEB consider adding the following condition¹⁸:

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

OEB staff also submitted that as an OEB decision on this application is expected in March 2020, that Condition 2(a) be amended such that the OEB's authorization for the leave to construct terminates 18 months, rather than 12 months, after the decision is issued. OEB staff submitted that this would better align with the anticipated construction start date of May 2021¹⁹.

In its reply submission, Enbridge Gas supported OEB staff's proposed amendments, however it noted that when comparing the draft conditions of approval included in interrogatories with those included in OEB staff's written submission, it had noticed that the notice period stipulated within condition 2.(b)i. had changed. Enbridge Gas noted that the change from "ten days prior to the date construction commences" to "five days prior to the date construction commences" was likely an oversight, but that it would be supportive of either notice period²⁰.

¹⁸ OEB Staff submission, page 9.

¹⁹ OEB Staff submission, page 9.

²⁰ Enbridge Gas reply submission, page 10.

Findings

The OEB accepts the conditions of approval proposed by OEB staff and accepted by Enbridge Gas, with the exception of the proposed condition of approval that would require authorization for leave to construct to be conditional upon confirmation from MENDM that Enbridge Gas had satisfied the procedural aspects of the duty to consult. Given that a letter was received from MENDM on February 27, 2020 confirming that the procedural aspects of the duty to consult have been satisfactorily addressed by Enbridge Gas to date, this condition is no longer required.

The OEB confirms that condition 2(a) should be amended such that the OEB's authorization for leave to construct terminates 18 months, rather than the typical 12 months, after the decision is issued. The OEB accepts that construction is not anticipated to start until May 2021, which would be beyond the normal 12 month timeframe.

With respect to the notice period stipulated within condition 2.(b)i., the OEB will maintain the standard ten day notice period for notifying the OEB prior to the commencement of construction.

The conditions of approval for the Project are provided in Schedule B. The OEB notes that the wording of condition 7 has been modified slightly from the draft conditions proposed by OEB staff to align with more updated standard language seen in other decisions.

4 ORDER

IT IS ORDERED THAT:

1. Enbridge Gas Inc. is granted leave, pursuant to section 90(1) of the OEB Act, to construct approximately 1.2 kilometres of NPS 20 natural gas pipeline and ancillary facilities from the Dow Valve Site to the Bluewater Interconnect at a new LaSalle Pipeline Valve Site, as described in its application.
2. The OEB approves the Form of Easement and Form of Temporary Land Use Agreement that Enbridge Gas Inc. has offered or will offer to each owner of land affected by the Project.
3. Leave to construct is subject to Enbridge Gas Inc. complying with the conditions of approval set out in Schedule B.
4. Enbridge Gas Inc. shall pay the OEB's costs incidental to this proceeding upon receipt of the OEB's invoice.

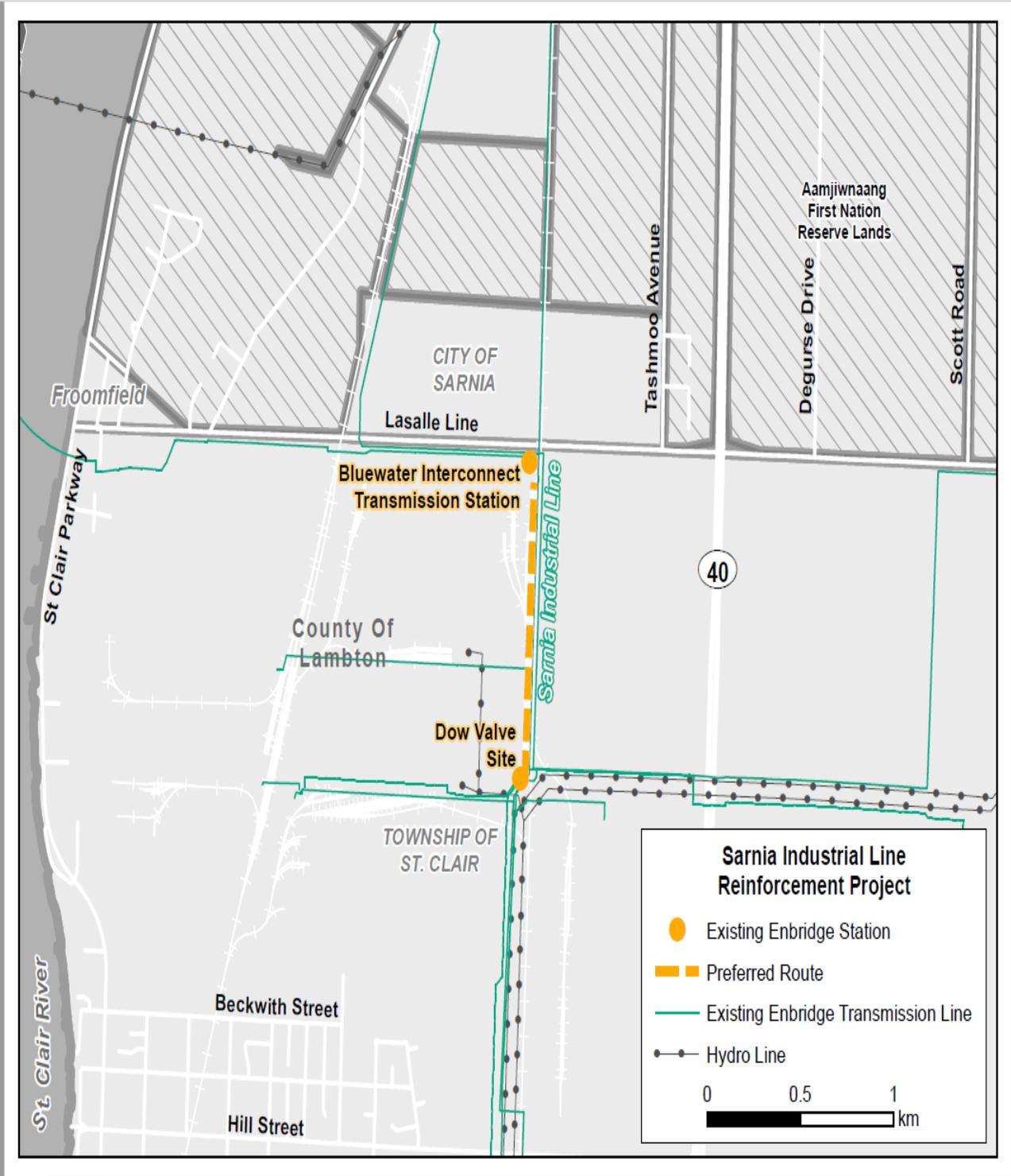
DATED at Toronto March 12, 2020

ONTARIO ENERGY BOARD

Original Signed By

Nancy Marconi
Manager, Generation and Transmission Applications

**SCHEDULE A – MAP OF THE PROJECT
DECISION AND ORDER
ENBRIDGE GAS INC.
EB-2019-0218
MARCH 12, 2020**



**SCHEDULE B – CONDITIONS OF APPROVAL
DECISION AND ORDER
ENBRIDGE GAS INC.
EB-2019-0218
MARCH 12, 2020**

CONDITIONS OF APPROVAL
Application under Section 90(1) of the OEB Act
Enbridge Gas Inc.
EB-2019-0218

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-2019-0218 and these Conditions of Approval.

2. (a) Authorization for leave to construct shall terminate 18 months after the decision is issued, unless construction has commenced prior to that date.

(b) Enbridge Gas shall give the OEB notice in writing of the following:
 - i. The commencement of construction, at least 10 days prior to the date construction commences
 - ii. The planned in-service date, at least 10 days prior to the date the facilities go into service
 - iii. The date on which construction was completed, no later than 10 days following the completion of construction
 - iv. The in-service date, no later than 10 days after the facilities go into service

3. Enbridge Gas shall implement all the recommendations of the Environmental Report filed in EB-2019-0218, and all the recommendations and directives identified by the Ontario Pipeline Coordinating Committee review.

4. Enbridge Gas shall advise the OEB of any proposed change in the project, including but not limited to changes in: OEB-approved construction or restoration procedures, the proposed route, construction schedule and cost, the necessary environmental assessments and approvals, and all other approvals, permits, licences, certificates and rights required to construct the proposed facilities. 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.

5. Concurrent with the final monitoring report referred to in Condition 6(b), Enbridge Gas shall file a Post Construction Financial Report, which shall provide a variance

analysis of project cost, schedule and scope compared to the estimates filed in this proceeding, including the extent to which the project contingency was utilized. Enbridge Gas shall also file a copy of the Post Construction Financial Report in the proceeding where the actual capital costs of the project are proposed to be included in rate base or any proceeding where Enbridge Gas proposes to start collecting revenues associated with the project, whichever is earlier.

6. Both during and after construction, Enbridge Gas shall monitor the impacts of construction, and shall file with the OEB one paper copy and 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' 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 certification, by a senior executive of the company, of Enbridge Gas' adherence to Condition 3
 - ii. Describe the condition of any rehabilitated land

- iii. Describe the effectiveness of any such 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, the rationale for taking such actions
7. 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.