

ONTARIO ENERGY BOARD

IN THE MATTER OF the Ontario Energy Board Act, 1998, S.O. 1998, c. 15, (Schedule B) (the "Act");

AND IN THE MATTER OF an Application by Enbridge Gas Distribution Inc. for an order granting leave to construct 0.25 km of natural gas distribution pipeline in the City of Toronto under section 90 of the Act.

**LEAVE TO CONSTRUCT APPLICATION: DON VALLEY
PIPELINE**

1. The Applicant, Enbridge Gas Distribution Inc. ("Enbridge") is an Ontario corporation with its head office in the City of Toronto. It carries on the business of selling, distributing, transmitting, and storing natural gas within Ontario.
2. Enbridge hereby applies to the Ontario Energy Board (the "Board"), pursuant to Section 90 (1) of the Act, for an Order or granting leave to construct approximately 0.25 kilometres of NPS 30 inch extra high pressure pipeline (the "Project" or "Don Valley Pipeline"). The Project will replace an existing segment of pipeline supplying the City of Toronto, Ontario.
3. The segment of pipeline to be replaced is located on an infrastructure bridge (the "Bridge") owned by Enbridge that spans the Don River. Enbridge has determined that the Bridge should be removed and the segment of pipeline

located on the Bridge should be abandoned and replaced as the Bridge poses a risk to the safe operation and reliability of the Don Valley Pipeline.

4. The Don Valley Pipeline is a single source feed located in the densely populated urban area of Toronto. It supplies natural gas to a large population of non-interruptible residential customers, industrial customers and commercial customers and natural gas fired power plants. The Don Valley Pipeline is a critical distribution pipeline that supplies the diverse mix of customers in the downtown core.
5. The Project consists of the installation of approximately 250 meters of NPS 30 extra high pressure steel natural gas main underneath the Don River from Bayview Avenue to Sunlight Park Road and the decommissioning of approximately 250m of the existing NPS 30 extra high pressure pipe segment on the Bridge. A map showing the general location of the proposed pipeline route can be found in Exhibit B, Tab 1, Schedule 1, Attachment 5.
6. The route and location for the proposed facilities associated with the Project were selected by an independent environmental consultant through the process outlined in the Ontario Energy Board's "*Environmental Guidelines for the Location, Construction, and Operation of Hydrocarbon Pipelines and Facilities in Ontario*" (7th Edition, 2016) (the "Guidelines"). Input from the public was sought during the route selection process and was incorporated into the final route decision. Details on the route selection, along with the Environmental Implementation plan, and Environmental and Socio Economic Impact Assessment can be found in the C series of Exhibits.

7. Pursuant to the Guidelines, Enbridge requested that the Ministry of Energy (the “MOE”) determine if there is any Duty to Consult requirements for the Project. The MOE has delegated the procedural aspects of Duty to Consult for the Project to Enbridge. Information on indigenous consultations and Duty to Consult activities can be found at Exhibit F, Tab 1, Schedule 1.
8. Enbridge has included draft agreements in the E series of Exhibits that will be offered to affected landowners where the need for an easements arises.
9. Planning and engineering will occur in 2017 / 2018, with construction to begin in 2019. Enbridge is therefore requesting the Board issue a decision for this proceeding not later than December 2018 in order to meet Project timelines.
10. Enbridge requests this Application proceed by way of written hearing in English.
11. Enbridge requests the Board issue the following Orders:
 - (i) pursuant to section 90 of the *Ontario Energy Board Act*, 1988, S.O., 1988, c-15, Schedule B, an Order granting leave to construct the pipelines.
 - (ii) pursuant to section 97 of the *Ontario Energy Board Act*, 1998, S.O. 1998, c-15, Schedule B, an Order approving the form of easement agreements found at Exhibit E, Tab 1, Schedule 3.
12. Enbridge requests that copies of all documents filed with the Board in connection with this proceeding be served on it and on its counsel, as follows:

The Applicant:

Andrew Mandyam
Director, Regulatory Affairs
and Financial Performance
Enbridge Gas Distribution Inc.

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The Applicant's counsel:

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DATED at Toronto this 4th day of July, 2018.

ENBRIDGE GAS DISTRIBUTION INC.

(Original Signed)

Guri Pannu
Legal Counsel