



Ontario
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BY EMAIL

January 17, 2025

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

Dear Ms. Marconi:

**Re: Enbridge Gas Inc.
Boblo Island Community Expansion Project – Application for Exemption
from Leave-to-Construct (LTC) Requirement
OEB File Number: EB-2024-0249**

In accordance with Procedural Order No. 1, please find attached the Ontario Energy Board (OEB) Staff interrogatories in the above proceeding. The applicant has been copied on this filing.

Enbridge Gas's responses to these interrogatories are due by January 31, 2025.

Any questions relating to this letter should be directed to Zora Crnojacki at zora.crnojacki@oeb.ca or at 416-440-8104. The OEB's toll-free number is 1-888-632-6273.

Yours truly,

Original Signed By

Zora Crnojacki
Senior Advisor

Encl.

c: EGIRegulatoryProceedings@enbridge.com; henry.ren@enbridge.com

**OEB Staff Interrogatories
Enbridge Gas Inc.
EB-2024-0249**

Please note, Enbridge Gas Inc. is responsible for ensuring that all documents it files with the OEB, including responses to OEB staff interrogatories and any other supporting documentation, do not include personal information (as that phrase is defined in the *Freedom of Information and Protection of Privacy Act*), unless filed in accordance with rule 9A of the OEB's *Rules of Practice and Procedure*.

OEB STAFF-1

Reference: Exhibit H, Tab 1, Schedule 1, Attachment 2: Delegation Letter, December 8, 2022; Attachment 7: Indigenous Consultation Report: Summary Table (as of December 10, 2024) and Attachment 8: Indigenous Consultation Log (as of December 10, 2024)

Preamble:

Six Indigenous communities have been identified by the Ministry of Energy and Electrification (Ministry of Energy) as potentially impacted by the project:

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

Enbridge Gas provided the following information to each of the Indigenous communities identified by the Ministry of Energy as potentially impacted by the project:

- A detailed description of the nature and initial scope of the project. This included a list of other provincial or federal approvals that may be required for the project to proceed
- Maps of the project location
- Letter containing information on the Virtual Open House

- Environmental Report (ER), providing information about the potential effects of the project on the Environment, including archaeological assessments (AA)
- Updated ER
- Notice of Project Change, providing information about the changed route, if the adjusted route reduces potential cumulative effects and interference and safety hazards
- OEB's Notice of Hearing, providing information on how to participate in the OEB's hearing regarding the project

Enbridge Gas has undertaken the consultation with the six Indigenous communities and received their comments and concerns.

As required by the OEB's Environmental Guidelines on Hydrocarbon Projects and Facilities in Ontario, Enbridge Gas filed an Indigenous Consultation Report (ICR) and Log of the consultation with its application. Enbridge Gas provided an updated ICR on December 18, 2024, as required by Procedural Order No. 1. The information in the ICR is updated as of December 10, 2024

Question:

How will Enbridge Gas address any additional concerns related to the project that the communities raised after December 10, 2024?

OEB STAFF-2

Reference: Exhibit H, Tab 1, Schedule 1 Attachment 7: Indigenous Consultation Report: Summary Table (as of December 10, 2024)

Preamble:

Five out of six consulted communities have expressed outstanding concerns with the project going ahead while the active land claim by Walpole Island First Nation (WIFN) is before the federal courts. The land claim includes Boblo Island. Oneida Nation has not expressed any concerns related to the project.

Enbridge Gas discussed concerns related to WIFN's land claim. Enbridge Gas discussed this matter with WIFN, Aamjiwnaang First Nation, Chippewas of Kettle and Stony Point First Nation, Caldwell First Nation, and Chippewas of Thames First Nation.

WIFN commented that Boblo Island is part of its land claim and noted that the project is of "significant interest to the WIFN community." WIFN also expressed that accommodation for the project would be required.

Aamjiwnaang First Nation informed Enbridge Gas that they "...were looking into advancing their own land claim on Boblo Island."

Caldwell First Nation stated that aboriginal title to Boblo Island was never surrendered.

Chippewas of Kettle and Stony Point First Nation was concerned that the project was to start prior to resolution of WIFN's land claim to Boblo Island which was before the courts.

Chippewas of Thames First Nation expressed their concern with the project commencing before the resolution of the WIFN's land claim.

Enbridge Gas has committed to continue the engagement with the Indigenous communities throughout the life of the project.

Question(s):

- a) Please discuss Enbridge Gas's position on concerns raised by the Indigenous communities that the project is not to commence prior to resolution of the WIFN land claim which is before federal courts and which includes Boblo Island.
- b) Please comment on WIFN's assertion that accommodation for the project would be required as Boblo Island is part of the land claim and is of significant interest to the WIFN community.
- c) Please summarize the content and timing of any discussions between Enbridge Gas and the Ministry of Energy regarding WIFN's active land claim. Please discuss whether Enbridge Gas received any direction or guidance from the Ministry of Energy regarding the proposed project in light of the active land claim? Provide copies of correspondence between Enbridge Gas and the Ministry of Energy on this matter.
- d) Please describe Enbridge Gas's plans for continuing engagement with the six Indigenous communities. Which channels of communication will be used and what information regarding the project construction, operation or any other aspect of the project will be conveyed?

OEB STAFF-3

Reference: Exhibit H, Tab 1, Schedule 1, Attachment 7: Indigenous Consultation Report: Summary Tables (as of December 10, 2024)

Preamble:

Regarding capacity funding, Enbridge Gas noted that it offered funding to each Indigenous community identified as potentially impacted by the project. According to Enbridge Gas, capacity funding will support timely activities such as technical review of project documents and engagement in meaningful consultation.

Question(s):

- a) Please provide information on which Indigenous communities accepted and were provided capacity funding by Enbridge Gas and provide a description of the activities supported by the capacity funding that was provided.
- b) Please advise if any Indigenous communities raised concerns with Enbridge Gas with respect to the capacity funding being offered and if so, how Enbridge Gas responded to such concerns.

OEB STAFF-4

Reference: Exhibit H, Tab 1, Schedule 1, Attachment 7: Indigenous Consultation Report: Summary Tables (as of December 10, 2024)

Preamble:

In its summary table filed in evidence, Enbridge Gas summarizes questions or concerns that were raised by community members or representatives related to the project.

Question:

Please provide a summary of all forms of accommodation that Enbridge Gas has committed and agreed to make or made to any of the six consulted Indigenous communities in response to the concerns raised in the Indigenous consultation process for the project?

OEB STAFF-5

Reference: Exhibit H, Tab 1, Schedule 1, Attachment 5: Sufficiency Letter (not filed)

Preamble:

The Ministry of Energy delegated the procedural aspects of consultation to Enbridge Gas and will provide a letter with its opinion on the adequacy of the procedural aspects of Indigenous consultation undertaken by Enbridge Gas related to the project. This letter

is referred to interchangeably as the “Sufficiency Letter” or as the “Letter of Opinion”. Enbridge Gas stated that the Sufficiency Letter would be filed on the record once it had been received by Enbridge Gas.

Question:

What is the expected date when Enbridge Gas anticipates that the Sufficiency Letter would be provided by the Ministry of Energy?