



**bcuc**  
British Columbia  
Utilities Commission

**Marija Tresoglavic**  
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January 8, 2021

Sent via email/eFile

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|---|
| <b>FEI OPERATING AGREEMENT BETWEEN THE CITY OF<br/>NELSON AND FEI EXHIBIT A-2</b> |
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Ms. Diane Roy  
Vice President, Regulatory Affairs  
FortisBC Energy Inc.  
16705 Fraser Highway  
Surrey, BC V4N 0E8  
[gas.regulatory.affairs@fortisbc.com](mailto:gas.regulatory.affairs@fortisbc.com)

**Re: FortisBC Energy Inc. – Application for Approval of an Operating Agreement between the Corporation of the City of Nelson and FortisBC Energy Inc. – Project No. 1599165 – Regulatory Timetable**

Dear Ms. Roy:

Further to your December 9, 2020 filing of the above-noted matter, enclosed please find British Columbia Utilities Commission Order G-5-21, establishing a regulatory timetable for the review of your application.

Sincerely,

*Original signed by:*

Marija Tresoglavic  
Acting Commission Secretary

/ae



**ORDER NUMBER**  
**G-5-21**

IN THE MATTER OF  
the *Utilities Commission Act*, RSBC 1996, Chapter 473

and

FortisBC Energy Inc.  
Application for Approval of an Operating Agreement  
between the Corporation of the City of Nelson and FortisBC Energy Inc.

**BEFORE:**

R. I. Mason, Panel Chair  
W. M. Everett, QC, Commissioner  
B. A. Magnan, Commissioner

on January 8, 2021

**ORDER**

**WHEREAS:**

- A. On December 9, 2020, FortisBC Energy Inc. (FEI) applied to the British Columbia Utilities Commission (BCUC) pursuant to section 23(1)(g) of the *Utilities Commission Act* for approval of an operating agreement entered into between the Corporation of the City of Nelson (City of Nelson) and FEI, effective March 1, 2021 (FEI-Nelson Operating Agreement or Application);
- B. FEI, through its predecessor companies Inland Natural Gas Co. Ltd. and Terasen Gas Inc., and the City of Nelson entered into a franchise agreement approved by BCUC Order C-16-80, dated June 12, 1980, and later a Franchise Amendment Agreement approved by BCUC Order C-3-04, dated May 13, 2004. The Franchise Amendment Agreement expires on February 28, 2021;
- C. FEI requests interim approval of the FEI-Nelson Operating Agreement effective March 1, 2021 if a final determination by the BCUC is not made prior the expiry of the Franchise Amendment Agreement; and
- D. The BCUC has reviewed the Application and considers that establishment of a public hearing is warranted.

**NOW THEREFORE** the BCUC orders as follows:

- 1. A public hearing is established for the review of the Application in accordance with the regulatory timetable, attached as Appendix A to this order.
- 2. FEI must publish, no later than January 28, 2021, on its website and in display-ad format, the Public Notice attached as Appendix B to this order. Publication should be in such appropriate news publications as may properly provide adequate notice to FEI customers in the City of Nelson.

3. FEI must publish notice of the Application on its social media platforms on or before January 28, 2021 and must publish weekly reminder notices on each of these platforms until the conclusion of the intervener registration period on February 11, 2021.
4. Parties who wish to participate in the regulatory proceeding are to register with the BCUC by completing a Request to Intervene Form by the date established in the regulatory timetable attached as Appendix A to this order and in accordance with the BCUC's Rules of Practice and Procedure attached to Order G-15-19. Alternatively, parties may register as an interested party or submit a letter of comment through the letter of comment form available on the BCUC website.

**DATED** at the City of Vancouver, in the Province of British Columbia, this           8<sup>th</sup>           day of January 2021.

BY ORDER

*Original signed by:*

R. I. Mason  
Commissioner

Attachment

FortisBC Energy Inc.  
Application for Approval of an Operating Agreement  
between the Corporation of the City of Nelson and FortisBC Energy Inc.

**REGULATORY TIMETABLE**

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| Action  | Date (2021)           |
|---|-----------------------|
| FEI to publish public notice                            | Thursday, January 28  |
| Intervener registration and letters of comment deadline | Thursday, February 11 |
| Further process   | To be determined      |



# Public Notice

## OPERATING AGREEMENT BETWEEN THE CITY OF NELSON AND FORTISBC ENERGY INC.

On December 9, 2020, FortisBC Energy Inc. (FEI) applied to the British Columbia Utilities Commission (BCUC) for approval of an operating agreement with the City of Nelson. The operating agreement between both parties outlines the terms of administering and operating gas distribution facilities within the City of Nelson.

More information on the application can be found at [bcuc.com](http://bcuc.com) on our “Current Proceedings” page.

### HOW TO PARTICIPATE

- **Submit a letter of comment**
- **Register as an interested party**
- **Request intervener status**

### IMPORTANT DATES

1. **Thursday, February 11, 2021** – Deadline to register as an intervener or file a letter of comment with the BCUC.

For more information on getting involved, please visit our website ([www.bcuc.com/get-involved](http://www.bcuc.com/get-involved)) or contact us at the information below.

## GET MORE INFORMATION

### FortisBC Energy Inc. Regulatory Affairs



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### British Columbia Utilities Commission



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