



**ORDER NUMBER
G-16-20**

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 Armstrong and FortisBC Energy Inc.

BEFORE:

R. I. Mason, Panel Chair
B. A. Magnan, Commissioner

on January 28, 2020

ORDER

WHEREAS:

- A. On August 26, 2019, FortisBC Energy Inc. (FEI) filed an application with the British Columbia Utilities Commission (BCUC) for approval of an operating agreement dated August 9, 2019 between the Corporation of the City of Armstrong (City of Armstrong) and FEI (FEI-City of Armstrong Operating Agreement or Application), pursuant to section 23(1)(g) and section 89 of the *Utilities Commission Act*;
- B. FEI (through its predecessor company BC Gas Utility Co. Ltd.) and the City of Armstrong entered into a franchise agreement (Franchise Agreement) dated April 7, 1998, approved by BCUC Order C-6-98, dated May 28, 1998. The Franchise Agreement expired on October 11, 2019;
- C. By Order G-319-19, dated December 9, 2019, the BCUC granted interim approval of the FEI-City of Armstrong Operating Agreement, pending a final determination by the BCUC on the Application. Order G-319-19 also established a public hearing process for the review of the Application, which included public notice, intervener registration and a deadline for letters of comment. No requests to intervene or letters of comment were received by the BCUC; and
- D. The Panel has reviewed the Application and considers the following determination is warranted.

NOW THEREFORE pursuant to section 23(1)(g) of the *Utilities Commission Act*, the BCUC orders that the FEI-City of Armstrong Operating Agreement, dated August 9, 2019, between FEI and the City of Armstrong, is approved on a permanent basis.

DATED at the City of Vancouver, in the Province of British Columbia, this 28th day of January 2020.

BY ORDER

A handwritten signature in black ink, appearing to read 'R. I. Mason', followed by a period.

R. I. Mason
Commissioner