



Waterdown to Finch General Inquiries  
questions@imperialon.ca  
416.586.1915

**VIA Email**

July 31, 2020

Nancy Marconi  
Manager, Generation and Transmission Applications  
Ontario Energy Board  
27<sup>th</sup> Floor, 2300 Yonge Street  
Toronto, Ontario M4P 1E4

**Re: Imperial Oil Limited  
Waterdown to Finch Project Application  
Ontario Energy Board File Number: EB-2019-0007  
Request for Changes of Project Routing  
OEB Additional Information Request of July 17, 2020**

Dear Ms. Marconi:

Imperial Oil Limited ("Imperial") has reviewed your letter of July 17, 2020 requesting certain information regarding potential impacts of the changes to the Waterdown to Finch Project (the "Project") route proposed by Imperial in its letter to the Ontario Energy Board (the "OEB" or the "Board") dated June 30, 2020 (the "Proposal") and has gathered the following information in response to your request.

Imperial submits that all three proposed changes are not material departures from the Project as approved by the OEB on March 12, 2020 (the "Decision") and therefore ought to be approved by the Board. Indeed, the proposed changes represent relatively minor changes to the map showing the "general route for the Project" included as Schedule A to the Decision. Additionally, Imperial confirmed in the Proposal that the proposed changes do not change the OEB-approved construction or restoration procedures, for which condition 6 of the Decision requires the Board's pre-approval.

To assist in your materiality assessment, Imperial offers the following information and would be pleased to provide you with additional information should you so require.

Sincerely,

A handwritten signature in black ink, appearing to read "Jessie Malone". The signature is fluid and cursive.

Jessie Malone  
Environmental and Regulatory Lead  
587.476.4799  
jessie.m.malone@esso.ca

### Change 1: Highway 403/Hurontario Crossing Realignment

As outlined in the Proposal, Imperial shifted the alignment of the pipeline closer to the existing Imperial pipeline in order to address setback requirements raised by the Ministry of Transportation regarding this crossing location.

#### 1: Directly Affected Stakeholders and Landowners

- a) *Please provide a list of stakeholders and landowners potentially affected by the proposed change.*

There are 4 landowners across 9 parcels affected by the proposed change as follows:

| <b>PIN</b> | <b>WTFN Parcel ID</b> | <b>Landowner</b>  | <b>Date and Means of Notification</b>  |
|------------|-----------------------|---|--|
| 131380009  | WTFN3319              | CITY OF MISSISSAUGA   | February 11, 2020<br>In-person meeting |
| 131800305  | WTFN3430              | CITY OF MISSISSAUGA   | February 11, 2020<br>In-person meeting |
| 131380007  | WTFN3350              | HYDRO ONE NETWORKS INC./INFRASTRUCTURE ONTARIO                  | March 3, 2020<br>In-person meeting     |
| 131770203  | WTFN3367              | MINISTRY OF TRANSPORTATION                                      | December 2019<br>Email                 |
| 131770210  | WTFN3368              | MINISTRY OF GOVERNMENT CONSUMER SERVICES/INFRASTRUCTURE ONTARIO | March 3, 2020<br>In-person meeting     |
| 131770032  | WTFN3369              | HYDRO ONE NETWORKS INC./INFRASTRUCTURE ONTARIO                  | March 3, 2020<br>In-person meeting     |
| 131800293  | WTFN3431              | HYDRO ONE NETWORKS INC./INFRASTRUCTURE ONTARIO                  | March 3, 2020<br>In-person meeting     |
| 131800297  | WTFN3432              | MINISTRY OF GOVERNMENT CONSUMER SERVICES/INFRASTRUCTURE ONTARIO | March 3, 2020<br>In-person meeting     |
| 131380040  | WTFN3211              | MINISTRY OF TRANSPORTATION                                      | December 2019<br>Email                 |

- b) *Please describe the means, process and timing of notifying the stakeholders and landowners of this proposed change.*

The stakeholders and landowners were notified of the proposed change via email and/or in person meetings.

Through ongoing Project engagement, the Ministry of Transportation (“MTO”) identified setback requirements at this crossing location; Imperial progressed design of a potential realignment to address MTO’s concerns and proposed this to the MTO in December 2019.

Once alignment was achieved between parties in March 2020, revised crossing drawings were developed for presentation to impacted stakeholders. See above in 1a) for the date and means of notification to each stakeholder. The stakeholders are currently progressing their technical reviews of the crossing drawings.

- c) *Are there any newly affected stakeholders and landowners (i.e. stakeholders and landowners that were not previously informed of the Project and/or directly impacted by the Project)?*

No, the route was re-aligned within the same properties.

- d) *Please describe any concerns raised by potentially affected stakeholders and landowners.*

To date, no concerns have been raised by potentially affected stakeholders and landowners.

- e) *Please describe the actions undertaken and planned by Imperial Oil to address these concerns.*

To date, no concerns have been raised by potentially affected stakeholders and landowners.

- f) *What are the next steps in communicating with these parties?*

The stakeholders are currently completing a technical review of the realignment. Imperial will continue to work with the stakeholders to address questions that may arise, including the provision of additional crossing drawings to aid in the technical review.

## 2: City of Mississauga

*Imperial Oil stated that consultation with the City of Mississauga regarding the proposed change is in progress.*

- a) *Please provide details of the consultation with the City of Mississauga, including communication to date, concerns raised, and Imperial Oil's plan to address these concerns.*

| <b>Stakeholder</b>  | <b>Date of Contact</b> | <b>Contact Type</b> | <b>Decription</b>  |
|---------------------|------------------------|---------------------|--|
| City of Mississauga | February 11, 2020      | In-person meeting   | The City was informed of a potential reroute being contemplated near HWY 403 and Hurontario; detailed information would be provided once available and the City would be updated on the status of the realignment. |
| City of Mississauga | May 28, 2020           | Email               | Submission to the City of the Hurontario Street revised road-crossing application related to the realignment.  |

|                     |               |       |  |
|---------------------|---------------|-------|--|
| City of Mississauga | June 26, 2020 | Email | The City requested revised technical drawings showing the realignment and its impacts on City's interests.   |
| City of Mississauga | June 29, 2020 | Email | Imperial referred the City to the May 28 <sup>th</sup> Hurontario Street revised submission and confirmed the forthcoming drawings to be submitted as a result of the realignment including a revised property sketch for WTFN3319, a revised crossing drawing for Central Parkway East and revised crossing drawings for City Storm facilities. |
| City of Mississauga | June 30, 2020 | Email | Submission to the City of the Central Parkway East revised road-crossing application related to the realignment.   |
| City of Mississauga | July 3, 2020  | Email | City indicated that a few crossings related to their Storm facilities will be impacted by the realignment and revised drawings would be required.  |
| City of Mississauga | July 22, 2020 | Email | Submitted route maps indicating the full realignment in the City of Mississauga along with updated property sketch for the City's owned land (WTFN3319, PIN 131380009).<br><br>The City was informed that revised crossing drawings related to the crossing of the City's Storm facilities are forthcoming.                                      |

### 3: Environmental Impacts

*Imperial Oil stated that there will be no new environmental impacts and that the area added in this proposed change was subject to the environmental assessment for the Project. Imperial Oil also indicated that it conducted a new arborist assessment and species at risk assessment.*

- a) *Please describe the reason a new arborist assessment and species at risk assessments were required if the area added through this proposed change was already subject to the environmental assessment.*

No new assessments were required along this route change. As noted in the Proposal, the area subject to this realignment is within the study area assessed in the Environmental Report and the area was previously subject to the tree inventory and environmental surveys

completed in 2018 and 2019. The OEB may be referring to Change Request 2 regarding new arborist assessments and species at risk assessments conducted by Imperial.

- b) *Please describe previously and newly identified potential environmental impacts caused by the proposed change in the alignment of the route.*

There are no newly identified potential environmental impacts caused by the proposed change in alignment of the route; previously identified potential impacts as outlined in Section 5 of the Environmental Report are still applicable to this realignment.

- c) *Describe specific mitigation measures that will be applied in relation to the proposed route re-alignment.*

No additional mitigation measures have been identified as a result of the route change. The mitigation measures as outlined in Section 5 of the Environmental Report will continue to be implemented as necessary during construction.

#### 4: New Easement Required

- a) *Please specify private and agency landowners for the areas requiring new permanent and temporary easements.*

Below is the list of parcels impacted by the realignment, including landowners for areas requiring new permanent and temporary easements as well as other agreement types.

| <b>PIN</b> | <b>WTFN Parcel ID</b> | <b>Landowner</b>  | <b>Type of Agreement</b>                               |
|------------|-----------------------|---|--|
| 131380009  | WTFN3319              | CITY OF MISSISSAUGA   | Licence agreement                                      |
| 131800305  | WTFN3430              | CITY OF MISSISSAUGA   | Road Crossing agreement                                |
| 131380007  | WTFN3350              | HYDRO ONE NETWORKS INC./INFRASTRUCTURE ONTARIO                  | Permanent Easement; Temporary Use and Access agreement |
| 131770203  | WTFN3367              | MINISTRY OF TRANSPORTATION                                      | Encroachment Permit                                    |
| 131770210  | WTFN3368              | MINISTRY OF GOVERNMENT CONSUMER SERVICES/INFRASTRUCTURE ONTARIO | Parcel no longer affected                              |
| 131770032  | WTFN3369              | HYDRO ONE NETWORKS INC./INFRASTRUCTURE ONTARIO                  | Permanent Easement; Temporary Use and Access agreement |
| 131800293  | WTFN3431              | HYDRO ONE NETWORKS INC./INFRASTRUCTURE ONTARIO                  | Permanent Easement; Temporary Use and Access agreement |
| 131800297  | WTFN3432              | MINISTRY OF GOVERNMENT CONSUMER SERVICES/INFRASTRUCTURE ONTARIO | Parcel no longer affected                              |
| 131380040  | WTFN3211              | MINISTRY OF TRANSPORTATION                                      | Encroachment Permit                                    |

- b) *What is the size of the area for each new easement and the form for each of the easements required?*

In addition to the licences, permits and agreements described above, Imperial requires the following permanent easements and lands for temporary workspace:

Temporary Workspace:

| <b>PIN</b> | <b>Parcel ID</b> | <b>Landowner</b>                                     | <b>Area (Acres)</b> |
|------------|------------------|--|---------------------|
| 131380007  | WTFN3350         | HYDRO ONE NETWORKS<br>INC./INFRASTRUCTURE<br>ONTARIO | 0.90                |
| 131770032  | WTFN3369         | HYDRO ONE NETWORKS<br>INC./INFRASTRUCTURE<br>ONTARIO | 6.17                |
| 131800293  | WTFN3431         | HYDRO ONE NETWORKS<br>INC./INFRASTRUCTURE<br>ONTARIO | 2.11                |

Permanent Easement:

| <b>PIN</b> | <b>Parcel ID</b> | <b>Landowner</b>                                     | <b>Area (Acres)</b> |
|------------|------------------|--|---------------------|
| 131380007  | WTFN3350         | HYDRO ONE NETWORKS<br>INC./INFRASTRUCTURE<br>ONTARIO | 0.13                |
| 131770032  | WTFN3369         | HYDRO ONE NETWORKS<br>INC./INFRASTRUCTURE<br>ONTARIO | 0.32                |
| 131800293  | WTFN3431         | HYDRO ONE NETWORKS<br>INC./INFRASTRUCTURE<br>ONTARIO | 0.23                |

- c) *Please confirm that each of the forms of easement agreements have been approved by the OEB.*

Imperial has presented each of the OEB approved forms of easement agreements to the landowners.

- d) *Please describe the status and prospect of negotiations with the affected landowners.*

Negotiations are in progress with the affected landowners and Imperial is continuing to work with the landowners to obtain agreements.

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## Change 2: Highway 401/Highway 27 Crossing Realignment

As outlined in the Proposal, Imperial realigned the pipeline outside of MTO's right-of-way in response to a specific MTO request to allow for future expansions of Highway 401.

### 5: Directly Affected Landowners and Stakeholders (private, HONI/IO, agency landowners)

a) *Please provide a list of stakeholders and landowners potentially affected by the proposed change.*

There are 23 parcels and 14 landowners affected by the proposed changes as follows:

| <b>PIN</b> | <b>Parcel ID</b> | <b>Landowner</b>                                  |
|------------|------------------|---|
| 074240247  | WTFN4054         | MINISTRY OF TRANSPORTATION                        |
| 074240190  | WTFN4077         | 1112308 ONTARIO INC.                              |
| 074240195  | WTFN4082         | 1350739 ONTARIO LIMITED                           |
| 074240121  | WTFN4076         | 2394561 ONTARIO INC.                              |
| 074240124  | WTFN4085         | 71-91 KELFIELD STREET INC.                        |
| 074240120  | WTFN4072         | APOSTOLIC CATHOLIC ASSYRIAN<br>CHURCH OF THE EAST |
| 074240216  | WTFN4074         | CITY OF TORONTO                                   |
| 074240199  | WTFN4078         | CITY OF TORONTO                                   |
| 074160031  | WTFN4083         | CITY OF TORONTO                                   |
| 074240163  | WTFN4084         | HYDRO ONE NETWORKS<br>INC./INFRASTRUCTURE ONTARIO |
| 074240125  | WTFN4086         | CITY OF TORONTO                                   |
| 074240161  | WTFN4087         | COWIE CAPITAL PARTNERS INC.                       |
| 074240160  | WTFN4089         | COWIE CAPITAL PARTNERS INC.                       |
| 074240226  | WTFN4090         | BURNAC CORPORATION                                |
| 074240153  | WTFN4092         | 401 AND DIXON PROPERTIES INC.                     |
| 074240096  | WTFN4071         | HYDRO ONE NETWORKS<br>INC./INFRASTRUCTURE ONTARIO |
| 074240162  | WTFN4088         | HYDRO ONE NETWORKS<br>INC./INFRASTRUCTURE ONTARIO |
| 074240154  | WTFN4091         | HYDRO ONE NETWORKS<br>INC./INFRASTRUCTURE ONTARIO |
| 074240151  | WTFN4094         | 878617 ONTARIO LTD.                               |
| 074240123  | WTFN4118         | HYDRO ONE NETWORKS<br>INC./INFRASTRUCTURE ONTARIO |
| 074240134  | WTFN4117         | KSD ENTERPRISES LTD.                              |
| 074240133  | WTFN4119         | KSD ENTERPRISES LTD.                              |
| 074240152  | WTFN5533         | 565991 ONTARIO LIMITED                            |

b) *Please describe the means, process and timing of notifying the directly affected private landowners, HONI/IO and agency landowners of this proposed change.*

The stakeholders and landowners were notified of the proposed change via email and/or in person meetings.

Through ongoing Project engagement, the Ministry of Transportation (“MTO”) requested a realignment of the pipeline outside of the MTO right of way to allow for future highway expansion.

Private landowners: Notified in person, by phone or email to inform them of the Project and routing changes along with the Temporary Workspace and Easement requirements for their respective parcel. Initial notifications occurred based on landowner availability between February and early April 2020. Imperial is continuing to work with each landowner on a regular basis to address Project questions and concerns as they continue to review the agreements.

HONI/IO: Presented with the proposed realignment at an in-person meeting on March 3rd, 2020. Revised drawings have been provided to HONI to progress their technical review.

Agency landowners: Imperial provided realignment sketches to the City of Toronto on March 6, 2020 and attended a preconsultation meeting with the City of Toronto on March 10, 2020. Greater detail on engagement with the City of Toronto is provided below in response to 6 a).

- c) *Are there any newly affected stakeholders and landowners (i.e. stakeholders and landowners that were not previously informed of the Project and/or directly impacted by the Project)?*

Yes, the landowners listed below are newly affected and were not previously informed of the Project.

| <b>PIN</b> | <b>Parcel ID</b> | <b>Landowner</b>           |
|------------|------------------|----------------------------|
| 074240190  | WTFN4077         | 1112308 ONTARIO INC.       |
| 074240195  | WTFN4082         | 1350739 ONTARIO LIMITED    |
| 074240121  | WTFN4076         | 2394561 ONTARIO INC.       |
| 074240124  | WTFN4085         | 71-91 KELFIELD STREET INC. |
| 074240134  | WTFN4117         | KSD ENTERPRISES LTD.       |
| 074240133  | WTFN4119         | KSD ENTERPRISES LTD.       |

- d) *Please describe any concerns raised by potentially affected stakeholders and landowners.*

The landowners newly affected by this change have raised the following concerns:

| <b>Concern</b>     | <b>Concern Description</b>  |
|--------------------|---|
| Future development | Certain landowners have expressed concern about routing of the pipeline easement that may impact future development plans on their respective parcels.                      |
| Compensation       | Certain landowners have expressed that additional compensation may be required to come to an agreement or may seek their own appraisal to compare to Imperials evaluations. |

|                       |   |
|-----------------------|---|
| Impact to tenants     | Certain landowners have expressed concern about the pipeline easement and TWS affecting leased areas utilized by their tenants and potential impacts to their operations. |
| Construction duration | Certain landowners have expressed concern with the duration of construction occurring on their parcels.   |
| Damages               | Certain landowners have expressed concern about affects on existing infrastructure on their parcels such as repaving, fencing, and landscaping.                           |

e) *Please describe the actions undertaken and planned by Imperial Oil to address these concerns.*

Mitigation measures to address the concerns outlined above are provided below. Imperial is continuing to work with the affected landowners to address their respective concerns.

| <b>Concern</b>        | <b>Mitigation Description</b>   |
|-----------------------|---|
| Future development    | Imperial has worked with landowners to realign the pipeline easement along the property lines of these parcels to address future development concerns   |
| Compensation          | Imperial has agreed to cover the costs for landowners to obtain a second appraisal for comparison to align on fair market compensation.   |
| Impact to tenants     | Imperial has met and offered to meet with tenants to ensure access restrictions to their leased areas are minimized and understand any additional concerns they may have. Imperial will work with tenants as construction commences to notify them if there will be access restrictions, to minimize impacts to the tenants' schedule and operations and where possible, to adjust the construction schedule to limit impacts to tenants. |
| Construction duration | Imperial has outlined construction requirements and schedules for each parcel affected by the change. Imperial is committed to completing the work as quickly as possible.  |
| Damages               | Imperial is working with the respective landowners to obtain costs for potential construction damages and has committed to reimburse landowners for additional damages such as repaving, landscaping, fencing and other potential damages that may arise.   |

f) *What are the next steps in the communication with these parties?*

Communication between Imperial representatives and landowners is ongoing, with Imperial and its agents reaching out to landowners with whom negotiations have not been finalized on a week-to-week basis. Each such landowner has been assigned a dedicated land agent who is and will be continuing negotiations to come to mutually agreeable terms.

6: City of Toronto

*Imperial Oil stated that consultation regarding the proposed change with the City of Toronto is in progress.*

*a) Please provide details of the consultation with the City of Toronto including communication to date, next steps, concerns raised, and Imperial Oil's plans to address these concerns.*

| <b>Stakeholder</b> | <b>Date of Contact</b> | <b>Contact Type</b> | <b>Description</b>   |
|--------------------|------------------------|---------------------|--|
| City of Toronto    | March 6, 2020          | Email               | Submission of preliminary route sketches for review by City's ROW Management staff. Imperial requested a pre-consultation meeting to review the sketches.  |
| City of Toronto    | March 10, 2020         | Email               | Imperial attended a pre-consultation meeting with the City's ROW Management staff to discuss permitting requirements. No major concerns were expressed from the City staff. They will await more detailed crossing drawings once available.  |
| City of Toronto    | June 12, 2020          | Email               | Imperial provided updated sketches related to the realignment and requested another meeting to ensure the changes are acceptable.  |
| City of Toronto    | July 7, 2020           | Email               | Imperial attended a meeting with the City's ROW Management staff to review updated sketches related to the realignment. Permitting requirements were established and the City requested detailed crossing drawings to be part of the road crossing agreement. The City expressed concerns regarding sight lines and the weight of equipment that may be used to cross roads. This information would be forthcoming by Imperial in the Traffic Accommodation Strategy/Plans as well as technical crossing drawings. |

7: Environmental Impacts

*Imperial Oil stated that there will be no new environmental impacts and that the area of the proposed change was subject to the environmental assessment for the Project. Imperial Oil also indicated that it conducted a new arborist assessment, species at risk assessment, field survey, ecological land classification, and aquatic survey.*

- a) *Please describe the reason a new arborist assessment, species at risk assessment, field survey, ecological land classification, and aquatic survey were required if the area added through this proposed change was already subject to the environmental assessment.*

The area of the realignment was considered in the Local Study Area of the Environmental Report. Tree inventories, completed in summer 2019, were focused on the construction footprint only (easement, access, and temporary workspace). Species at Risk, ecological land classification and aquatic features were assessed within the Study Area and field verified in surveys, completed in 2018 and 2019, along the proposed construction footprint only.

Due to the change to the construction footprint associated with the route change, supplemental field surveys were completed specific to the proposed disturbance footprint, the results of which are described further below.

- b) *Please describe the timing, scope and results of the additional environmental surveys related to the proposed route re-alignment.*

Additional surveys were completed within the new construction footprint (easement and temporary workspace) on June 4, 2020. Surveys included tree inventory, wildlife habitat, vegetation, aquatic features and ecological land classification.

| <b>Environmental Survey</b>    | <b>Results</b>   |
|--------------------------------|--|
| Tree inventory                 | 35 additional trees were identified along the realignment, with 26 trees identified for removal.   |
| Wildlife habitat               | Portions of the route were considered to provide suitable habitat for migratory birds. No species at risk wildlife were observed and are not expected in these locations.  |
| Vegetation                     | No vegetation species at risk were observed.   |
| Aquatic features               | Revised crossing location at Mimico Creek (WC_45.1) was field verified and classified as a Class 2 fish bearing watercourse. This crossing will continue to be constructed via horizontal directional drill.                                   |
| Ecological land classification | The majority of the construction footprint is culturally influenced communities (Cultural Meadows, Thickets or Savannahs), which are common ecotypes in urban areas. An area of meadow marsh is present at the eastern extent of the re-route. |

- c) *Please describe previously or newly identified potential environmental impacts caused by the proposed change in the alignment of the route.*

There are no newly identified potential environmental impacts. Potential impacts to wildlife and wildlife habitat, vegetation, and watercourses were previously assessed in Section 5 of the Environmental Report and are applicable to the proposed realignment.

Newly identified trees that will require removal have been included in the Arborist Report and Tree Preservation Plan submitted to the City of Toronto.

- d) *Please describe specific mitigation measures that will be applied in relation to the proposed route re-alignment.*

No additional mitigation measures have been identified as a result of the route change. The mitigation measures as outlined in Section 5 of the Environmental Report will continue to be implemented as necessary during construction.

### 8: New Easements Required

- a) *Please specify the private and agency landowner(s) of the areas requiring permanent and temporary easements.*

Below is the list of parcels impacted by the realignment, including landowners for areas requiring new permanent and temporary easements as well as other agreement types.

| <b>PIN</b> | <b>Parcel ID</b> | <b>Landowner</b>                               | <b>Type of Agreement</b>                  |
|------------|------------------|--|---|
| 074240247  | WTFN4054         | MINISTRY OF TRANSPORTATION                     | No longer affected                        |
| 074240190  | WTFN4077         | 1112308 ONTARIO INC.                           | Grant of Easement and Temporary Workspace |
| 074240195  | WTFN4082         | 1350739 ONTARIO LIMITED                        | Grant of Easement and Temporary Workspace |
| 074240121  | WTFN4076         | 2394561 ONTARIO INC.                           | Grant of Easement and Temporary Workspace |
| 074240124  | WTFN4085         | 71-91 KELFIELD STREET INC.                     | Grant of Easement and Temporary Workspace |
| 074240120  | WTFN4072         | APOSTOLIC CATHOLIC ASSYRIAN CHURCH OF THE EAST | Grant of Easement and Temporary Workspace |
| 074240216  | WTFN4074         | CITY OF TORONTO                                | Road Crossing Agreement                   |
| 074240199  | WTFN4078         | CITY OF TORONTO                                | Road Crossing Agreement                   |
| 074160031  | WTFN4083         | CITY OF TORONTO                                | Road Crossing Agreement                   |
| 074240163  | WTFN4084         | HYDRO ONE NETWORKS INC./INFRASTRUCTURE ONTARIO | No longer affected                        |
| 074240125  | WTFN4086         | CITY OF TORONTO                                | Road Crossing Agreement                   |
| 074240161  | WTFN4087         | COWIE CAPITAL PARTNERS INC.                    | No longer affected                        |

|           |          |  |   |
|-----------|----------|--|---|
| 074240160 | WTFN4089 | COWIE CAPITAL PARTNERS INC.                    | Grant of Easement   |
| 074240226 | WTFN4090 | BURNAC CORPORATION                             | No longer affected  |
| 074240153 | WTFN4092 | 401 AND DIXON PROPERTIES INC.                  | No longer affected  |
| 074240096 | WTFN4071 | HYDRO ONE NETWORKS INC./INFRASTRUCTURE ONTARIO | Permanent Easement and Temporary Use and Access agreement |
| 074240162 | WTFN4088 | HYDRO ONE NETWORKS INC./INFRASTRUCTURE ONTARIO | Permanent Easement  |
| 074240154 | WTFN4091 | HYDRO ONE NETWORKS INC./INFRASTRUCTURE ONTARIO | Permanent Easement and Temporary Use and Access agreement |
| 074240151 | WTFN4094 | 878617 ONTARIO LTD.                            | No longer affected  |
| 074240123 | WTFN4118 | HYDRO ONE NETWORKS INC./INFRASTRUCTURE ONTARIO | Permanent Easement and Temporary Use and Access agreement |
| 074240134 | WTFN4117 | KSD ENTERPRISES LTD.                           | Grant of Easement and Temporary Workspace                 |
| 074240133 | WTFN4119 | KSD ENTERPRISES LTD.                           | Temporary Workspace                                       |
| 074240152 | WTFN5533 | 565991 ONTARIO LIMITED                         | No longer affected  |

b) *What is the size of the area for each new easement and the form for each of the easements required?*

Permanent Easement:

| <b>PIN</b> | <b>Parcel ID</b> | <b>Landowner</b>                               | <b>Area (Acres)</b> |
|------------|------------------|--|---------------------|
| 074240190  | WTFN4077         | 1112308 ONTARIO INC.                           | 0.06                |
| 074240195  | WTFN4082         | 1350739 ONTARIO LIMITED                        | 0.07                |
| 074240121  | WTFN4076         | 2394561 ONTARIO INC.                           | 0.03                |
| 074240124  | WTFN4085         | 71-91 KELFIELD STREET INC.                     | 0.11                |
| 074240120  | WTFN4072         | APOSTOLIC CATHOLIC ASSYRIAN CHURCH OF THE EAST | 0.26                |
| 074240199  | WTFN4078         | CITY OF TORONTO                                | 0.00006             |
| 074240160  | WTFN4089         | COWIE CAPITAL PARTNERS INC.                    | 0.01                |
| 074240096  | WTFN4071         | HYDRO ONE NETWORKS INC./INFRASTRUCTURE ONTARIO | 0.09                |
| 074240162  | WTFN4088         | HYDRO ONE NETWORKS INC./INFRASTRUCTURE ONTARIO | 0.01                |
| 074240154  | WTFN4091         | HYDRO ONE NETWORKS INC./INFRASTRUCTURE ONTARIO | 0.10                |

|           |          |  |      |
|-----------|----------|--|------|
| 074240123 | WTFN4118 | HYDRO ONE NETWORKS INC./INFRASTRUCTURE ONTARIO | 0.14 |
| 074240134 | WTFN4117 | KSD ENTERPRISES LTD.                           | 0.07 |

Temporary Workspace:

| PIN       | Parcel ID | Landowner                                      | Area (Acres) |
|-----------|-----------|--|--------------|
| 074240190 | WTFN4077  | 1112308 ONTARIO INC.                           | 0.10         |
| 074240195 | WTFN4082  | 1350739 ONTARIO LIMITED                        | 0.35         |
| 074240121 | WTFN4076  | 2394561 ONTARIO INC.                           | 0.17         |
| 074240124 | WTFN4085  | 71-91 KELFIELD STREET INC.                     | 0.59         |
| 074240120 | WTFN4072  | APOSTOLIC CATHOLIC ASSYRIAN CHURCH OF THE EAST | 0.14         |
| 074240216 | WTFN4074  | CITY OF TORONTO                                | 0.69         |
| 074240199 | WTFN4078  | CITY OF TORONTO                                | 1.07         |
| 074160031 | WTFN4083  | CITY OF TORONTO                                | 0.69         |
| 074240096 | WTFN4071  | HYDRO ONE NETWORKS INC./INFRASTRUCTURE ONTARIO | 0.49         |
| 074240154 | WTFN4091  | HYDRO ONE NETWORKS INC./INFRASTRUCTURE ONTARIO | 1.89         |
| 074240123 | WTFN4118  | HYDRO ONE NETWORKS INC./INFRASTRUCTURE ONTARIO | 0.86         |
| 074240134 | WTFN4117  | KSD ENTERPRISES LTD.                           | 1.08         |
| 074240133 | WTFN4119  | KSD ENTERPRISES LTD.                           | 0.16         |

c) *Please confirm that the forms of easement agreement have been approved by the OEB.*

The forms of easement agreement have been approved by the OEB for private lands.

Imperial has presented each of the OEB approved forms of easement agreements to the public and agency landowners.

d) *Please describe the status and prospect of negotiations with the affected landowners.*

Negotiations are in progress for the properties listed in 5 a) and Imperial is continuing to work with the landowners to obtain agreements. Five properties affecting five landowners have been included in an Expropriation Application filed by Imperial with the OEB to maintain construction schedules (see EB-2020-0191). Imperial is committed to working in parallel with these landowners with the intent to come to an amicable settlement, and Imperial's application in respect of these properties was made conditional upon the OEB's approval of the Proposal.

### Change 3: New Easement Requirement

As outlined in the Proposal, one “sliver” of PIN 24930-1397 does not fall within the MTO right-of-way for Highway 407, therefore a new easement is required from the Ministry of Government and Consumer Services (“MGCS”) for this sliver.

#### 9: Directly Affected Landowners and Stakeholders

- a) *Please provide a list of stakeholders and landowners potentially affected by the proposed change.*

There is one parcel affected by this change:

| <b>PIN</b> | <b>Parcel ID</b> | <b>Landowner</b>   |
|------------|------------------|--|
| 249301397  | WTFN2040A        | MINISTRY OF GOVERNMENT AND CONSUMER SERVICES; MINISTRY OF TRANSPORTATION |

- b) *Please describe the means, process and timing of notifying the stakeholders and landowners of this proposed change.*

Through ongoing engagement in June 2020, the MTO clarified the limits of the 407ETR designation and confirmed that a small portion of the PIN does not fall within this designation. MGCS confirmed that it will issue an easement for the portion of land not showing on the 407ETR designation. On July 20, 2020, Imperial provided an updated sketch to the MGCS showing the proposed permanent easement location on this PIN. There is no planned change in the construction footprint, only a change in the agreement type.

- c) *Are there any newly affected stakeholders and landowners (i.e. stakeholders and landowners that were not previously informed of the Project and/or directly impacted by the Project)?*

There are no newly affected stakeholders or landowners. The route has not changed; the land ownership has been clarified as above.

- d) *Please describe any concerns been raised by potentially affected stakeholders and landowners.*

To date, no concerns have been raised by potentially affected stakeholders and landowners.

- e) *What are Imperial Oil’s plans to address these concerns?*

To date, no concerns have been raised by potentially affected stakeholders and landowners.

- f) *What are the next steps in the communication with these parties?*

Imperial will provide a draft reference plan to MGCS for the purposes of obtaining a permanent easement on this property.

Imperial will continue to work with MTO to obtain an Encroachment Permit for the remainder of the PIN that hosts highway infrastructure.

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### 10: City of Mississauga

*Imperial Oil stated that the proposed change is located in the City of Mississauga.*

- a) *Please provide details of consultation with the City of Mississauga, including communication to date, next steps, concerns raised, and Imperial Oil's plan to address these concerns.*

The route change notification submitted to the OEB on June 30, 2020 incorrectly identified this area as located within the City of Mississauga. This parcel is located within the Town of Milton and this change does not impact municipally-owned lands or infrastructure.

### 11: Environmental Impacts

*Imperial Oil stated that there will be no new environmental impacts and that the area added in this proposed change was subject to the environmental assessment for the Project. Imperial Oil did not indicate that it conducted environmental assessments or surveys related to the proposed change.*

- a) *Please indicate if any new environmental assessment surveys or studies are required related to this proposed change. If not, please explain.*

This is a change to the agreement type only. This area is planned to be constructed via horizontal directional drill ("HDD"); there are no anticipated surface impacts and no new environmental assessment surveys are required, as the footprint assessed in the Environmental Report has not changed.

- b) *Please describe previously or newly identified potential environmental impacts caused by the proposed change.*

As this area is planned to be constructed via HDD, there are no anticipated surface impacts.

- c) *Please describe specific mitigation measures that will be applied in relation to this proposed change.*

As this area is planned to be constructed via HDD, there are no anticipated surface impacts.

### 12: New Easement Required

- a) *Please specify the private and agency landowner(s) for the area requiring any new easements, both permanent and temporary.*

New permanent easement is required from the MGCS. No temporary workspace is required.

- b) *What is the size of the area and the form of the easement required?*

The permanent easement area required is 0.003 acres.

- c) *Please confirm that the form of easement agreement for any new easements has been approved by the OEB.*

Imperial has presented the OEB approved form of easement agreement to the landowner and has agreed to use the landowner's form of agreement.

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d) *Please describe the status and prospect of negotiations with the affected landowners.*

Negotiations are in progress with the MGCS and MTO and Imperial is continuing to work with the landowners to obtain permits and agreements.