



**ORDER NUMBER**  
**G-43-22**

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

and

FortisBC Energy Inc.

Application for Approval of Rates and Agreement for Constructing and Operating a Compressed Natural Gas  
Fueling Station under the Province's Greenhouse Gas Reduction (Clean Energy) Regulation for GFL  
Environmental Inc. and for Amendments to Rate Schedule 6P – Public Service – Natural Gas Refueling Service  
Tariff and Rates

**BEFORE:**

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

on February 22, 2022

**ORDER**

**WHEREAS:**

- A. On October 27, 2021, FortisBC Energy Inc. (FEI) applied to the British Columbia Utilities Commission (BCUC), pursuant to sections 59 to 61 and 89 of the *Utilities Commission Act*, for approval of the following:
1. The rate design and rates established in a Fueling Services Agreement and amending agreement to the Fueling Services Agreement (Amending Agreement No. 1) between FEI and GFL Environmental Inc. (GFL) (collectively GFL Agreement) for Compressed Natural Gas (CNG) fueling service at the fueling station located in Abbotsford, BC (GFL Abbotsford Fueling Station) on an interim and refundable basis, effective November 15, 2021; and
  2. Amendments to Rate Schedule 6P – Public Service – Natural Gas Refueling Service (RS 6P) tariff and rates, on an interim non-refundable/non-recoverable basis, to accommodate point-of-sale public fueling at the GFL Abbotsford Fueling Station, effective November 30, 2021. Due to the nature of the service, FEI states that it will not have the ability to refund or recover any differences between interim and permanent rates for public users (Application);
- B. On December 14, 2020, FEI and GFL entered into a Fueling Services Agreement and on September 22, 2021, Amending Agreement No. 1, which established the terms, conditions and rates for GFL to receive CNG fueling service from the GFL Abbotsford Fueling Station;
- C. FEI states it has secured a capital contribution under the Government of Canada's Natural Resources Canada (NRCan) Electric Vehicle and Alternative Fuel Infrastructure Deployment Program towards the development

and construction of the GFL Abbotsford Fueling Station. Under the funding contribution agreement between NRCan and FEI for the GFL Abbotsford Fueling Station, FEI is required to provide public fueling access to the station;

- D. By Order G-320-21 dated November 5, 2021, the BCUC, among other things, ordered the following:
1. Approved the rate design and rates established in the GFL Agreement on an interim and refundable/recoverable basis, effective November 15, 2021;
  2. Consented to the proposed amendments and rates to RS 6P, for public fueling at the GFL Abbotsford Fueling Station, as set out in the Application on an interim and non-refundable/non-recoverable basis, effective November 30, 2021; and
  3. Established a regulatory timetable, which included one round of information requests (IRs) to FEI and further process to be determined, to review whether the GFL Abbotsford Fueling Station is a prescribed undertaking as provided in the Greenhouse Gas Reduction (Clean Energy) Regulation (GGRR); and
- E. The BCUC has reviewed FEI's responses to the IRs and determines that a further regulatory timetable is warranted to review whether the GFL Abbotsford Fueling Station is a prescribed undertaking as provided in the GGRR.

**NOW THEREFORE** the BCUC establishes a further regulatory timetable, as set out in Appendix A to this order.

**DATED** at the City of Vancouver, in the Province of British Columbia, this 22<sup>nd</sup> day of February 2022.

BY ORDER

*Original signed by:*

W. M. Everett, QC  
Commissioner

Attachment

FortisBC Energy Inc.

Application for Approval of Rates and Agreement for Constructing and Operating a Compressed Natural Gas Fueling Station under the Province's Greenhouse Gas Reduction (Clean Energy) Regulation for GFL Environmental Inc. and for Amendments to Rate Schedule 6P – Public Service – Natural Gas Refueling Service Tariff and Rates

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**REGULATORY TIMETABLE**

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Action	Date (2022)
BCUC Information Request (IR) No. 2 to FEI	Tuesday, March 1
Intervener IR No. 2 to FEI	Thursday, March 3
FEI responses to BCUC and Intervener IR No. 2	Wednesday, March 16
FEI Final Argument	Wednesday, March 30
Intervener Final Argument	Wednesday, April 13
FEI Reply Argument	Wednesday, April 20