

Last Updated: April 11, 2025

FOIP STATEMENT

The personal information is being collected under the authority of section 33(c) of the FOIP Act and will be used by the City of Calgary Climate and Environment business unit to build a publicly accessible web-based data disclosure tool for Benchmark YYC. All information collected by the City of Calgary is protected by the provisions of the FOIP Act. You may direct questions about the collection, use or disclosure of your personal information by the City of Calgary in relation to this program by calling the Corporate Environmental Specialist, Climate and Environment at (403) 268-8925.

Corporate Environmental Specialist
Climate and Environment, Planning and Development Services
The City of Calgary
P.O. Box 2100, Station M, Calgary, AB T2P 2M5 | Mail Code 111
(403) 268-8925
energybenchmarking@calgary.ca

COLLECTION AND USE OF INFORMATION

Participation by you, your organization, your employees and staff (as applicable) (collectively, "you" or "Participant") in Benchmark YYC (the "Program"), all of the information that you submit to the City of Calgary ("City" or "we" or "us" or "our") for the Program initiative, and our use of any of the data supplied to the Program (information submitted, accessed, and provided, collectively the "Program Data") is subject to the following terms and conditions ("Terms"). By participating in the Program, you accept and agree to be bound and comply with these Terms.

For each building or group of buildings that will be included in the Program, the City will identify a building contact (the "Building Contact") and will collect Business Contact Information and Building Information (as defined below) from this Building Contact. The City will build an internal dataset of Business Contact, Building Information, and a publicly accessible web-based data disclosure tool (the "Building Performance Map") for Benchmark YYC.

The Business Contact Information ("Business Contact Information") collected by us for each Building Contact includes but is not limited to:

- first and last name
- business phone number
- business email address
- company name
- position or title
- the relationship between the building contact and the building.

The Building Information (“Building information”) collected by us for each building in the Program includes but is not limited to:

| Category | Metric | Category | Metric |
|----------------------------------|---------------------------------------|---|--|
| Property ID Numbers | Portfolio Manager Property ID | Water Performance Metrics | Water Use (all sources) |
| | Custom Property Id | | Water Use Intensity (all sources) |
| Property Information | Property Name | Greenhouse Gas Emissions | Total (location- and market-based) GHG Emissions |
| | Address 1 | | Total (location- and market-based) GHG Emissions Intensity |
| | City | | Direct GHG Emissions |
| | Postal Code | | Direct GHG Emissions Intensity |
| | State/Province | | Emissions Factor (location-based) – Electricity/eGrid |
| | Primary Property Type - Self Selected | | Emissions Factor – Direct Fuels |
| | Year Built | | Emissions Factor (location-based) – District Hot Water |
| | Property GFA - Self-Reported | Renewable Energy & Green Power | Green Power - Onsite and Offsite |
| | Property GFA - Calculated (Buildings) | | Avoided Emissions - Onsite and Offsite Green Power |
| | Property GFA - Calculated (Parking) | | Electricity Use – Generated from Onsite Renewable Systems |
| | Number of Buildings | Meter Information | Number of Active Energy Meters - Total |
| | Occupancy | Data Accuracy | Reason(s) for No Score |
| Energy Use by Fuel Source | Electricity Use - Grid Purchase | | Alert - Gross Floor Area is 0 ft ² |
| | Natural Gas Use | | Alert - Property has no uses |
| | District Hot Water Use | | Alert - Energy Meter has less than 12 full calendar months of data |
| | Electricity Use (Grid) - Monthly | | Alert - Energy Meter has gaps |
| | Natural Gas Use - Monthly | | Alert – Energy Meter has overlaps |
| | District Hot Water Use - Monthly | | |
| Energy Performance | ENERGY STAR Score | | |
| | Site Energy Use | | |
| | Site EUI | | |
| | Weather Normalized Site Energy Use | | |
| | Weather Normalized Site EUI | | |
| | Source Energy Use | | |
| | Source EUI | | |
| | Weather Normalized Source Energy Use | | |
| | Weather Normalized Source EUI | | |

The City of Calgary will collect information through online forms, emails, and phone calls. Building Information is gathered through ENERGY STAR Portfolio Manager. We may also collect additional information within the context of assisting you with the setup of your ENERGY STAR Portfolio Manager account, including any information we may see during a screen sharing information session. This information will not be stored, shared, or disclosed by us.

You further acknowledge and consent to the City retaining such Program Data for as long as permitted or required by law and to the City using such Program Data pursuant to the Terms below.

REPRESENTATION OF NECESSARY CONSENT

You represent and warrant that you have all necessary authorizations and consent, and in the case of a corporation or other incorporated entity or non-incorporated organization, the necessary power to

disclose and share the Business and Building Information listed above to us and OPEN Regenerative Technologies Inc. ("OPEN Technologies"). You further represent that the Business and Building Information you share is, to the best of your knowledge, free from errors and omissions.

DISCLOSURE OF PROGRAM INFORMATION

The collection, processing, and analysis of all the Program Data submitted under the Program is performed by both the City and OPEN Technologies. The Program Data will be available and disclosed to OPEN Technologies and their employees and contractors. OPEN Technologies is bound by these Terms, including that OPEN Technologies may only use the Program Data disclosed to them through the Program for purposes associated with the Program and for no other purpose.

CONSENT TO PUBLIC DISCLOSURE OF BUILDING INFORMATION

Each Participant in the Program will have the option to consent to the public disclosure of their Building Information including, but not limited to:

- Property Type
- Managed By
- Name of Building
- Address of Building
- Gross Floor Area
- Year Built
- Site Energy Use Intensity
- Source Energy Use Intensity
- Water Use Intensity
- Greenhouse Gas Emissions
- Greenhouse Gas Emission Intensity
- ENERGY STAR score
- Case Studies

For Participants that have consented to Public Disclosure, all the above Building Information will be made available on the Public Map and within Program reports and materials ("Public Disclosure"). Business Contact Information, except for company name, will not be publicly disclosed.

REVOCATION OF PUBLIC DISCLOSURE CONSENT

You may revoke your consent to Public Disclosure at any time by writing to energybenchmarking@calgary.ca. Within ten days from revoking your consent to Public Disclosure, the City will remove your property name and address from the visible dataset as well as any identifying links to your Building Information. Your Building Information will be visible only within the aggregate datasets and data visualizations as indicated below. The City will subsequently return or destroy all information and remove it from any associated research projects.

DISCLOSURE OF BUILDING INFORMATION IN AGGREGATE

In cases where a Participant has not given consent to Public Disclosure of Building Information or has revoked such consent, no Building Information will be included in the visible dataset or the Public Map.

However, anonymized energy performance data from such buildings may be included in the energy performance histograms or other public data visualizations that form part of the Program. The Building Information may be included in the data used to generate various data visualizations illustrating the energy use of buildings of a particular size or age or any other data visualization desired for the Program. The information displayed in these data visualizations will not identify individuals, individual buildings or be linked to any Business Contact Information. Aggregate Building Information may also be used to create additional data and analytics products ("Additional Products"). These Additional Products will not contain business contact information or any other information that could identify individuals or individual buildings. The City and OPEN Technologies may disclose, transfer, or sell these Additional Products to third parties or use them for any other purpose.

DISCLOSURE TO REGULATORY AUTHORITIES

We may disclose your Business Contact Information, and Business and Building Information, for the purposes of meeting legal, regulatory, audit, processing, and security requirements. We may otherwise collect, use, and disclose such information as permitted or required by law (including as required by applicable foreign laws).

PROTECTION OF INFORMATION

Only authorized employees and contractors of the City that require access to your Building Contact and Building Information in connection with your participation in the Program will have access to such information. The City and OPEN Technologies hereby agree to protect all information obtained by them and their employees and contractors in accordance with these Terms.

ACCESS AND CORRECTIONS

If you wish to access or make corrections to your Business and Building Information in our possession, or you would like further information about the City's privacy practices, you may write to energybenchmarking@calgary.ca.

TERM AND TERMINATION

The term of your participation in the Program will last until you give notice to the City of your desire to terminate your participation in the Program or the City provides you notice that your participation in the Program is being terminated.

Upon receipt of notice to terminate your participation in the Program or upon delivery of notice that the City is terminating your participation in the Program, no new non-public information about you will be collected by the City or used in its Business and Building Information or Additional Products.

ENUREMENT

Your consent to these Terms will continue unless you notify us in writing that you wish to withdraw fully from participation in the Program.

DISCLAIMER

The Program Data collected and disclosed by the City are made available through voluntary submissions by government, institutional, commercial, and non-profit organizations. The Program Data is intended to

provide transparency to building energy and greenhouse gas emissions performance. The Program Data is not validated or verified for accuracy by the City or OPEN Technologies. Users of the Program Data for any purpose do so at their own risk.

The City and OPEN Technologies do not guarantee that errors in the Program Data will be corrected, or that Program Data use will be uninterrupted or error-free. The City and OPEN Technologies do not guarantee the Program Data is fit for any particular purpose. The City and OPEN Technologies will not be liable for any losses, direct or indirect, incidental, punitive, exemplary, or consequential damages whatsoever (including damages for loss of profits, interruption, loss of business information, legal fees or any other monetary loss) in connection with any claim made by the Participant or any person accessing the Program Data in relation to the accuracy, original ownership of or use of the Program Data.

GOVERNING LAW AND JURISDICTION

Participating in the Program, the use of Program Data and these Terms are governed by the laws of the Province of Alberta and the federal laws of Canada applicable in the Province of Alberta and the parties submit to the exclusive jurisdiction of the courts of the Province of Alberta, Judicial District of Calgary.

CONTACT

All questions, feedback, comments, requests, and other communications relating to these Terms, participation in the Program and use of Program Data should be directed to energybenchmarking@calgary.ca.