#### THE PROVINCE OF ALBERTA

#### GAS UTILITIES ACT

#### ALBERTA ENERGY AND UTILITIES BOARD

IN THE MATTER of an amendment to ATCO Gas and Pipelines Ltd.'s Rider "A" and Rider "C" with respect to the Town of Hinton

#### **ORDER U2004-006**

Application No. 1319195 File No. 6675-H13-1

ATCO Gas – North, a division of ATCO Gas and Pipelines Ltd. (ATCO Gas - North) applied to the Alberta Energy and Utilities Board (the EUB) for an Order approving an amendment to Rate Rider "A" (surcharge for a franchise fee). This allows the franchise fee in the Town of Hinton (the Town) to be changed from 5.26 per cent of the gross revenue of ATCO Gas - North inclusive of the deemed value of natural gas delivered to its customers within the Town, to 8 per cent of the revenue of ATCO – North derived only from the non-gas portion of its customers' bills within the Town.

ATCO Gas – North has also applied for a change to Rate Rider "C" which recovers municipal taxes. ATCO Gas – North will provide an estimate of the municipal taxes to be collected for the Town after the Town completes the third reading of its by-law.

Notice of the application was published in conjunction with the Notice for the Town's application for renewal of its franchise agreement with ATCO Gas and Pipelines Ltd. and no objections were received. ATCO Gas - North has given the EUB consent to proceed with the application without a hearing.

The Board notes that these changes in rates result from the provisions included in the franchise agreement between the Town of Hinton and ATCO Gas – North which was approved in Order U2004-005 issued in conjunction with this order. The franchise fee provisions included in the Agreement allow the Town to change the level of the franchise fee once annually within a cap of 35 per cent. Clause 4.c) of the Franchise Agreement includes a requirement for the Town to publish notice prior to any change in the level of the fee.

The Alberta Energy and Utilities Board, pursuant to the *Gas Utilities Act*, R.S.A. 2000, c. G-5, hereby orders as follows:

1. Application No. 1319195 by ATCO Gas - North dated October 31, 2003, is approved, subject to the terms and conditions herein contained.

Order U2004-006

2. The new rate for the Town of Hinton, as indicated on Rate Rider "A" attached as Schedule "A" to this Order, becomes effective upon the execution of the Town's Franchise Renewal Agreement with ATCO Gas and Pipelines Ltd.

3. The new rate for the Town of Hinton, as indicated on Rate Rider "C" attached as Schedule "B" to this Order, becomes effective upon the execution of the Town's Franchise Renewal Agreement with ATCO Gas and Pipelines Ltd.

DATED at the City of Edmonton, in the Province of Alberta, on January 15, 2004.

ALBERTA ENERGY AND UTILITIES BOARD

Laurie Bayda.

# **SCHEDULE "A"**

Effective With Decision U2003-238 And DecisionU2003-194 On Consumption September 1, 2003 Rider "A" Page 1 of 1

# ATCO GAS AND PIPELINES LTD. - NORTH RIDER "A" TO ALL RATES AND ANY OTHER RATES THERETO

The percentage shown is to be applied as an addition to the billings calculated under the Rates including charges as allowed under other Riders in effect.

Red Deer	Municipality	Cit.	Method	<u>%</u>	Municipality		Method	<u>%</u>
Carmose	Edmonton	City	A	*22.70	I locale a sada a	\ /*!!		40.00
Fort McMurray					•	_		
Grande Prairie         City         C         10.00         Irma         Village         C         5.26           Lloydminster         City         C         8.26         Jasper         Town         B         5.25           Spruce Grove         City         C         8.26         Jasper         Town         B         5.25           St. Albart         City         B         5.26         Kitscoby         Village         C         5.25           Wetaskiwin         City         C         8.27         Lacombe         Town         C         5.26           Albark         Village         A         10.61         Lamont         Town         C         5.26           Amisk         Village         A         9.10         Legal         Village         C         5.26           Amisk         Village         A         9.00         Loughed         Village         A         16.67           Bashaw         Town         B         5.25         Mannville         Village         C         5.26           Bentley         Village         A         8.53         McLennan         Town         C         6.25           Berrwyn         Villa					•	•	_	
Loydminster	•					•		
Spruce Grove         City         C         8.25         Jasper         Town         B         5.25           St. Albert         City         B         5.26         Kitscoty         Village         C         5.25           Wetaskiwin         City         C         8.27         Lacombe         Town         C         5.26           Alioka         Village         A         10.81         Lamont         Town         C         5.26           Amisk         Village         A         9.10         Legal         Village         A         16.67           Amisk         Village         A         9.10         Legal         Village         A         16.67           Bashaw         Town         B         5.25         Mannville         Village         C         5.26           Benwyn         Village         A         8.53         McLennan         Town         C         6.25           Berwyn         Village         A         8.53         McLennan         Town         C         6.75           Berwyn         Village         A         15.26         Mirror         Village         A         12.60           Bon Accord         Town <td></td> <td>-</td> <td></td> <td></td> <td></td> <td>•</td> <td></td> <td></td>		-				•		
St. Albert         City         B         5.26         Kitscoty         Village         C         5.25           Wetaskiwin         City         C         8.27         Lacombe         Town         C         5.26           Alberta Beach         Summer Village         C         6.75         Lawoy         Village         B         5.26           Alix         Village         C         6.75         Lawoy         Village         B         5.26           Alix         Village         A         9.00         Lougheed         Village         A         16.67           Andrew         Village         A         9.00         Lougheed         Village         A         16.67           Bashaw         Town         B         5.25         Mannyille         Village         A         16.67           Bearledy         Village         A         8.53         McLennan         Town         C         6.25           Bentley         Village         A         17.68         Mirburn         Village         A         15.00           Berwyn         Village         A         17.68         Mirburn         Village         A         15.00           Berwyn </td <td>•</td> <td>•</td> <td></td> <td></td> <td></td> <td>•</td> <td></td> <td></td>	•	•				•		
Wetaskiwin					•			
Alberta Beach         Summer Village         A         10.61         Lamont         Town         C         5.26           Alix         Village         C         6.75         Lavoy         Village         B         5.25           Amisk         Village         C         9.00         Lougheed         Village         C         5.26           Andrew         Village         C         9.00         Lougheed         Village         A         16.67           Bashaw         Town         C         8.70         Mayerthorpe         Town         A         9.42           Beaverlodge         Town         C         8.70         Mayerthorpe         Town         C         6.25           Bentley         Village         A         17.68         Minburn         Village         A         15.00           B		•			•	•		
Alix         Village         C         6.75         Lavoy         Village         B         5.25           Amisk         Village         A         9.10         Legal         Village         C         5.26           Andrew         Village         C         9.00         Lougheed         Village         A         16.67           Bashaw         Town         B         5.25         Mannville         Village         C         5.26           Beaverlodge         Town         C         8.70         Mayerthorpe         Town         A         9.42           Bentley         Village         A         8.53         McLennan         Town         C         6.25           Berwyn         Village         A         8.53         McLennan         Town         C         6.25           Berwyn         Village         A         17.60         Milnet         Town         C         6.75           Berwyn         Village         A         17.26         Milret         Town         C         6.25           Berwyn         Village         A         17.26         Milror         Village         A         12.60           Gon Accord         Town </td <td></td> <td>-</td> <td></td> <td></td> <td>Lacombe</td> <td></td> <td></td> <td>5.26</td>		-			Lacombe			5.26
Amisk         Village         A         9.10         Legal         Village         C         5.26           Andrew         Village         C         9.00         Lougheed         Village         A         16.67           Bashaw         Town         B         5.25         Mannville         Village         A         16.67           Beaverlodge         Town         C         8.70         Mayerthorpe         Town         A         9.42           Bentley         Village         A         8.53         McLennan         Town         C         6.25           Berwyn         Village         A         8.53         McLennan         Town         C         6.75           Bittern Lake         Village         A         17.68         Milnor         Village         A         15.00           Bon Accord         Town         C         8.70         Mundare         Town         C         5.00           Breton         Village         A         12.67         Nampa         Village         A         11.00           Caroline         Village         B         5.26         Oyen         Town         C         7.25           Clive					Lamont			5.26
Andrew   Village   C   9.00   Lougheed   Village   A   16.67		Village			Lavoy	Village		5.25
Bashaw         Town         B         5.25         Mannville         Village         C         5.26           Beaverlodge         Town         C         8.70         Mayerthorpe         Town         A         9.42           Bentley         Village         A         8.53         McLennan         Town         C         6.25           Berwyn         Village         C         7.25         Millet         Town         C         6.75           Bittern Lake         Village         A         17.68         Milnburn         Village         A         15.00           Blackfalds         Town         B         5.26         Mirror         Village         A         12.60           Bon Accord         Town         C         8.70         Mundare         Town         C         5.00           Bruderheim         Town         C         5.25         Onoway         Village         A         11.00           Caroline         Village         B         5.26         Oyen         Town         C         7.25           Clive         Village         B         5.26         Peace River         Town         C         7.25           Clive <t< td=""><td></td><td>Village</td><td></td><td>9.10</td><td>Legal</td><td>Village</td><td>С</td><td>5.26</td></t<>		Village		9.10	Legal	Village	С	5.26
Beaverlodge	Andrew	Village		9.00	Lougheed		Α	16.67
Bentley   Village	Bashaw	Town		5.25	Mannville	Village	С	5.26
Berwyn	Beaverlodge	Town		8.70	Mayerthorpe	Town	Α	9.42
Bittern Lake         Village         A         17.68         Minburn         Village         A         15.00           Blackfalds         Town         B         5.26         Mirror         Village         A         12.60           Bon Accord         Town         C         8.70         Mundare         Town         C         5.00           Breton         Village         A         12.47         Nampa         Village         C         5.25           Bruderheim         Town         C         5.25         Onoway         Village         A         11.00           Caroline         Village         B         5.26         Oyen         Town         C         8.70           Chipman         Village         B         5.26         Peace River         Town         C         7.25           Clive         Village         B         5.25         Point Alison         Summer Village         C         5.26           Clyde         Village         B         5.25         Provost         Town         B         5.26           Cold Lake         Town         C         5.26         Rimbey         Town         A         11.00           Consort	Bentley	Village	Α	8.53	McLennan	Town	С	6.25
Bittern Lake	Berwyn		С	7.25	Millet	Town	С	6.75
Blackfalds         Town         B         5.26         Mirror         Village         A         12.60           Bon Accord         Town         C         8.70         Mundare         Town         C         5.00           Breton         Village         A         12.47         Nampa         Village         C         5.25           Bruderheim         Town         C         5.25         Onoway         Village         A         11.00           Caroline         Village         B         5.26         Oyen         Town         C         8.70           Chipman         Village         B         5.26         Oyen         Town         C         7.25           Clive         Village         B         5.25         Point Alison         Summer Village         C         5.26           Clivde         Village         A         9.47         Ponoka         Town         B         5.26           Clyde         Village         A         9.47         Ponoka         Town         B         5.26           Clyde         Village         A         9.47         Ponoka         Town         A         11.00           Colda Lake         Town <td>Bittern Lake</td> <td>Village</td> <td></td> <td>17.68</td> <td>Minburn</td> <td>Village</td> <td></td> <td></td>	Bittern Lake	Village		17.68	Minburn	Village		
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Eaglesham         Village         B         5.26         Seba Beach         Summer Village         B         6.00           Eckville         Town         C         5.26         Sexsmith         Village         C         5.25           Edgerton         Village         C         5.26         Sherwood Park         Unincorporated         B         6.00           Edson         Town         B         5.26         Silver Beach         Summer Village         B         6.00           Edson         Town         B         5.26         Silver Beach         Summer Village         B         5.26           Entwistle         Village         A         17.32         Slave Lake         Town         C         5.26           Entwistle         Village         A         17.32         Slave Lake         Town         C         5.26           Fairview         Town         C         5.25         Spirit River         Town         A         24.00           Falher         Town         C         2.56         Stony Plain         Town         B         8.11           Fox Creek         Town         A         12.93         Swan Hills         Town         A         8.16	,	•				•		
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Entwistle         Village         A         17.32         Slave Lake         Town         C         5.26           Fairview         Town         C         5.25         Spirit River         Town         A         24.00           Falher         Town         C         2.56         Stony Plain         Town         B         8.11           Fox Creek         Town         A         12.93         Swan Hills         Town         A         8.16           Gibbons         Town         C         8.70         Sylvan Lake         Town         B         5.26           Girouxville         Village         C         5.25         Thorsby         Village         A         11.69           Golden Days         Summer Village         B         5.26         Tofield         Town         C         7.00           Grand Centre         Town         C         3.00         Vegreville         Town         C         8.11           Grimshaw         Town         A         28.00         Vermilion         Town         C         5.26           Hardisty         Town         C         5.26         Veteran         Village         A         9.73           Hin	-							
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Falher         Town         C         2.56         Stony Plain         Town         B         8.11           Fox Creek         Town         A         12.93         Swan Hills         Town         A         8.16           Gibbons         Town         C         8.70         Sylvan Lake         Town         B         5.26           Girouxville         Village         C         5.25         Thorsby         Village         A         11.69           Golden Days         Summer Village         B         5.26         Tofield         Town         C         7.00           Grand Centre         Town         C         3.00         Vegreville         Town         C         8.11           Grimshaw         Town         A         28.00         Vermilion         Town         C         5.26           Hardisty         Town         C         5.26         Veteran         Village         A         9.73           Hines Creek         Village         C         5.25         Viking         Town         C         5.25           Hinton         Town         A         ****8.00         Warburg         Village         A         8.83		ŭ .						
Fox Creek         Town         A         12.93         Swan Hills         Town         A         8.16           Gibbons         Town         C         8.70         Sylvan Lake         Town         B         5.26           Girouxville         Village         C         5.25         Thorsby         Village         A         11.69           Golden Days         Summer Village         B         5.26         Tofield         Town         C         7.00           Grand Centre         Town         C         3.00         Vegreville         Town         C         8.11           Grimshaw         Town         A         28.00         Vermilion         Town         C         5.26           Hardisty         Town         C         5.26         Veteran         Village         A         9.73           Hines Creek         Village         C         5.25         Viking         Town         C         5.25           Hinton         Town         A         ****8.00         Warburg         Village         A         8.83								
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Girouxville         Village         C         5.25         Thorsby         Village         A         11.69           Golden Days         Summer Village         B         5.26         Tofield         Town         C         7.00           Grand Centre         Town         C         3.00         Vegreville         Town         C         8.11           Grimshaw         Town         A         28.00         Vermilion         Town         C         5.26           Hardisty         Town         C         5.26         Veteran         Village         A         9.73           Hines Creek         Village         C         5.25         Viking         Town         C         5.25           Hinton         Town         A         ****8.00         Warburg         Village         A         8.83		Town		12.93	Swan Hills	Town	Α	8.16
Golden Days         Summer Village         B         5.26         Tofield         Town         C         7.00           Grand Centre         Town         C         3.00         Vegreville         Town         C         8.11           Grimshaw         Town         A         28.00         Vermilion         Town         C         5.26           Hardisty         Town         C         5.26         Veteran         Village         A         9.73           Hines Creek         Village         C         5.25         Viking         Town         C         5.25           Hinton         Town         A         ****8.00         Warburg         Village         A         8.83	Gibbons	Town		8.70	Sylvan Lake		В	5.26
Grand Centre         Town         C         3.00         Vegreville         Town         C         8.11           Grimshaw         Town         A         28.00         Vermilion         Town         C         5.26           Hardisty         Town         C         5.26         Veteran         Village         A         9.73           Hines Creek         Village         C         5.25         Viking         Town         C         5.25           Hinton         Town         A         ****8.00         Warburg         Village         A         8.83	Girouxville	Village	С	5.25	Thorsby	Village	Α	11.69
Grimshaw         Town         A         28.00         Vermilion         Town         C         5.26           Hardisty         Town         C         5.26         Veteran         Village         A         9.73           Hines Creek         Village         C         5.25         Viking         Town         C         5.25           Hinton         Town         A         ****8.00         Warburg         Village         A         8.83	Golden Days	Summer Village	В	5.26	Tofield	Town	С	7.00
Grimshaw         Town         A         28.00         Vermilion         Town         C         5.26           Hardisty         Town         C         5.26         Veteran         Village         A         9.73           Hines Creek         Village         C         5.25         Viking         Town         C         5.25           Hinton         Town         A         ****8.00         Warburg         Village         A         8.83	Grand Centre	Town	С	3.00	Vegreville	Town	С	8.11
Hardisty         Town         C         5.26         Veteran         Village         A         9.73           Hines Creek         Village         C         5.25         Viking         Town         C         5.25           Hinton         Town         A         ***8.00         Warburg         Village         A         8.83	Grimshaw	Town		28.00	Vermilion		С	5.26
Hines Creek Village C 5.25 Viking Town C 5.25 Hinton Town A ***8.00 Warburg Village A 8.83	Hardisty	Town	С	5.26	Veteran	Village		9.73
Hinton Town A ***8.00 Warburg Village A 8.83	Hines Creek					•		
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	Holden				•	•		

#### Method:

- Applied to gross revenues excluding gas costs (Rider "F"), deemed value (Rider "E") and the company owned production rate rider (COPRR) (Rider "G").
- Applied to gross revenues including gas costs (Rider "F") from sales service rates. Applied to gross revenues including gas costs (Rider "F") and deemed value (Rider "E").
- Includes a \$370,000 maximum annual allowable assessment (Max) on any individual metered account.
- The deemed value of natural gas is applied only to Customers using less than 300,000 GJs per year. Includes a \$10,000 maximum annual allowable assessment on any individual metered account.

## ALBERTA ENERGY AND UTILITIES BOARD

## **SCHEDULE "B"**

Effective with Decision Effective Rider "C" Page 1 of 1

# ATCO GAS AND PIPELINES LTD. - NORTH RIDER "C" TO ALL RATES AND ANY OTHER RIDERS THERETO

Additions to be made to the Rate for Customers resident in municipalities that receive a property tax assessed under The Municipal Taxation Act. The addition is the estimated percentage of gross revenue excluding gas costs (Rider "F"), deemed value (Rider E") and the company owned production rate rider (COPRR) (Rider "G") required to provide for the tax payable each year. To the extent that this percentage may be more or less than that required to pay the tax, the percentage of gross revenue provided in the Rider will be adjusted on the 1st of February each year.

#### AND

Additions to be made to the Rate of Customers resident in areas or municipalities for the recovery of specific costs which are not generally incurred by the Company. The addition is the estimated percentage of gross revenue excluding gas costs (Rider "F"), deemed value (Rider E") and the company owned production rate rider (COPRR) (Rider "G") required to provide for the costs payable each year. To the extent that this percentage may be more of less than that required to recover the costs incurred, the percentage of gross revenue provided in the Rider will be adjusted on the 1st of February each year.

The percentage is to be applied as an addition to the billings calculated under the Rates including charges as allowed under other Riders in effect with respect to the following municipalities:

Hinton