



ATCO Gas and Pipelines Ltd.

Amendment to Riders "A" and "B" with respect to
The Village of Stirling

June 5, 2009

ALBERTA UTILITIES COMMISSION

Decision 2009-076: ATCO Gas and Pipelines Ltd.

Amendment to Riders "A" and "B" with respect to the Village of Stirling
Application No. 1603717

June 5, 2009

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ALBERTA UTILITIES COMMISSION

Calgary Alberta

ATCO GAS AND PIPELINES LTD. AMENDMENT TO RIDERS “A” AND “B” WITH RESPECT TO THE VILLAGE OF STIRLING

Decision 2009-076
Application No. 1603717

1. ATCO Gas South, a division of ATCO Gas and Pipelines Ltd. (ATCO Gas South) applied to the Alberta Utilities Commission (the AUC) for a Decision approving an amendment to Rider “A” (surcharge for a franchise fee). This allows the franchise fee in the Village of Stirling (the Village) to be changed from 11.18 per cent of the gross revenue of ATCO Gas South derived from the sale of natural gas within the Village to 5 per cent of the revenue of ATCO Gas South from the delivery of natural gas within the Village, but excluding revenue derived from the cost of gas.

2. ATCO Gas South has also applied for a change to Rider “B” which recovers municipal taxes. ATCO Gas South will provide an estimate of the municipal taxes to be collected for the Village after the Village completes the third reading of its by-law.

3. Notice of the application was published in conjunction with the Notice for the Village’s application for renewal of its franchise agreement with ATCO Gas and Pipelines Ltd. and no objections were received. ATCO Gas South has given the AUC consent to proceed with the application without a hearing.

4. The AUC notes that these changes in rates result from the provisions included in the franchise agreement between the Village of Stirling and ATCO Gas and Pipelines Ltd. which was approved in Decision 2009-075 issued in conjunction with this Decision. The franchise fee provisions included in the Agreement allow the Village 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 Village to publish notice prior to any change in the level of the fee.

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

- (i) Application No. 1603717 by ATCO Gas South dated January 23, 2009, is approved, subject to the terms and conditions herein contained.
- (ii) The new rate for the Village of Stirling, as indicated on Rider “A” attached as Appendix 1 to this Decision, becomes effective upon the execution of the Village’s Franchise Renewal Agreement with ATCO Gas and Pipelines Ltd.

- (iii) The new rate for the Village of Stirling, as indicated on Rider "B" attached as Appendix 2 to this Decision, becomes effective upon the execution of the Village's Franchise Renewal Agreement with ATCO Gas and Pipelines Ltd.

Dated in Calgary, Alberta on June 5, 2009.

ALBERTA UTILITIES COMMISSION

(original signed by)

Thomas McGee
Commissioner

APPENDIX 1 – RIDER "A"



Appendix 1 Rider A

(consists of 1 page)

APPENDIX 2 – RIDER “B”



Appendix 2 Rider B

(consists of 1 page)

**ATCO GAS AND PIPELINES LTD. - SOUTH
ATCO GAS – SOUTH AND ATCO PIPELINES - SOUTH
RIDER "A" TO ALL RATES
AND ANY OTHER RIDERS THERETO**

All charges under the Rates, including any charges under other Riders, to Customers situated within the communities listed on this Rider "A" are subject to the addition of the percentage shown. 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.

Method A. - Applied to gross revenues excluding Rider "G" and the Market Value portion of Rider "H".

Method C. - Applied to gross revenues and Rider "E".

<u>Municipality</u>	<u>%</u>	<u>Method</u>	<u>Municipality</u>	<u>%</u>	<u>Method</u>	<u>Municipality</u>	<u>%</u>	<u>Method</u>
Calgary	11.11	C	Claresholm	10.00	A	Lomond	20.00	A
Lethbridge	32.30	A	Coaldale	11.30	A	Longview	16.00	A
Acme	20.00	A	Coalhurst	12.44	A	Magrath	11.18	A
Airdrie	29.60	A	Cochrane	23.00	A	Milk River	30.00	A
Banff	31.20	A	Coutts	20.00	A	Nanton	13.00	A
Banff Park	5.25	C	Cowley	13.79	A	Nobleford	0.00	A
Barnwell	13.00	A	Cremona	27.00	A	Okotoks	5.25	C
Barons	14.97	A	Crossfield	11.23	A	Olds	27.50	A
Bassano	20.00	A	Crowsnest Pass	5.26	C	Penhold	18.00	A
Beiseker	11.18	A	Delburne	21.60	A	Picture Butte	6.00	C
Big Valley	5.26	C	Didsbury	20.00	A	Raymond	5.00	A
Black Diamond	14.00	A	Duchess	12.67	A	Rockyford	28.00	A
Bow Island	10.50	A	Elnora	16.00	A	Rosemary	14.78	A
Bowden	22.00	A	Foremost	21.00	A	Standard	11.34	A
Brooks	18.00	A	Fort Macleod	12.50	A	Stavely	11.18	A
Burdett	11.18	A	Glenwood	5.26	C	Stirling	5.00	A
Canmore	22.10	A	Granum	8.50	A	Strathmore	11.18	A
Carbon	15.07	A	High River	13.00	A	Taber *	5.26	C
Cardston	15.00	A	Hill Spring	21.52	A	Trochu	14.20	A
Carmangay	15.97	A	Hussar	13.74	A	Turner Valley	10.00	A
Carstairs	25.00	A	Innisfail	5.26	C	Vauxhall	5.26	C
Champion	15.01	A	Irricana	11.18	A	Vulcan	7.00	C
			Linden	15.23	A			

* Includes a \$75,000 maximum annual allowable assessment on any individual metered account.

Effective By Order U2008-210
On Consumption September 9, 2008
This Replaces Rider "B"
Previously Effective August 13, 2007

**ATCO GAS AND PIPELINES LTD. – SOUTH
ATCO GAS – SOUTH AND ATCO PIPELINES - SOUTH
RIDER "B" TO ALL RATES
AND ANY OTHER RIDERS THERETO**

This Rider is applicable to Customers resident in municipalities that receive a property tax under the Municipal Government Act or receive payment for specific costs which are not generally incurred by the Company. This Rider is the estimated percentage of gross revenue required to provide for the tax payable or specific cost incurred each year. To the extent that this percentage may be more or less than that required to pay the tax or specific cost, 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:

Banff
Siksika Nation
Bow Island
Foremost
Rosemary
Turner Valley
Canmore
Elnora
Linden
Brooks
Granum
Trochu
Claresholm
Lomond
Nanton
Bassano
Milk River
Nobleford
Didsbury
Olds
Carstairs
Airdrie
Cardston
Penhold
Raymond
Coutts
Stirling