

**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 Village of Elnora

**ORDER U2004-092**

Application No. 1332415  
File No. 6675-E11-1

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ATCO Gas – South, a division of ATCO Gas and Pipelines Ltd. (ATCO Gas - South) 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 Village of Elnora (the Village) to be changed from 5.26 per cent of the gross revenue of ATCO Gas - South derived from the sale of natural gas within the Village to 16 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.

ATCO Gas – South has also applied for a change to Rate Rider "C" 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.

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 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 Village of Elnora and ATCO Gas – South which was approved in Order U2004-091 issued in conjunction with this order. 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.

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. 1332415 by ATCO Gas - South dated February 3, 2004, is approved, subject to the terms and conditions herein contained.
2. The new rate for the Village of Elnora, as indicated on Rate Rider "A" attached as Schedule "A" to this Order, becomes effective upon the execution of the Village's

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

DATED at the City of Edmonton, in the Province of Alberta, on April 5, 2004.

  
**ALBERTA ENERGY AND UTILITIES BOARD**

## SCHEDULE "A"

Effective by Order  
On Consumption  
This replaces Rider "A"  
Rider "A" Page 1 of 1

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

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

	Franchise			Franchise			Franchise	
	Fee	Method		Fee	Method		Fee	Method
Calgary	11.11	C	Claresholm	5.25	B	Lomond	5.26	C
Lethbridge	32.30	A	Coaldale	11.30	A	Longview	16.00	A
			Coalhurst	12.44	A	Magrath	11.18	A
Acme	5.26	B	Cochrane	5.26	C	Milk River	5.26	C
Airdrie	7.50	C	Coutts	5.26	B	Nanton	5.25	B
Banff	5.25	C	Cowley	13.79	A	Nobleford	5.26	C
Banff Park	5.25	B	Cremona	5.26	C	Okotoks	5.25	B
Barnwell	13.00	A	Crossfield	11.23	A	Olds	6.00	C
Barons	14.97	A	Crowsnest Pass	5.26	C	Penhold	5.26	C
Bassano	5.26	C	Delburne	5.26	C	Picture Butte	5.26	C
Beiseker	11.18	A	Didsbury	5.26	C	Raymond	11.18	A
Big Valley	5.26	C	Duchess	12.67	A	Rockyford	5.26	C
Black Diamond	14.00	A	<b>Elnora</b>	<b>16.00</b>	<b>A</b>	Rosemary	14.78	A
Bow Island	10.50	A	Foremost	21.00	A	Standard	11.34	A
Bowden	5.26	C	Fort Macleod	12.50	A	Stavely	11.18	A
Brooks	5.25	B	Glenwood	5.26	C	Stirling	11.18	A
Burdett	11.18	A	Granum	5.25	B	Strathmore	11.18	A
Canmore	5.26	B	High River	5.26	B	Taber	5.26	C**
Carbon	15.07	A	Hill Spring	21.52	A	Trochu	5.26	B
Cardston	5.26	C	Hussar	13.74	A	Turner Valley	5.26	B
Carmangay	15.97	A	Innisfail	5.26	C	Vauxhall	5.26	C
Carstairs	5.26	C	Irricana	11.18	A	Vulcan	7.00	C
Champion	15.01	A	Linden	5.26	C			

Method

- A. Applied to gross revenues excluding gas costs (Rider "F"), deemed value (Rider "E"), the Company owned production rate rider (COPRR) (Rider "G") and the Company owned storage rate rider (COSRR) Market Value portion of (Rider "H").
- B. Applied to gross revenues including gas costs (Rider "F") from sales service rates.
- C. Applied to gross revenues including gas costs (Rider "F") and deemed value (Rider "E").

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

## SCHEDULE "B"

Effective By Decision  
On Consumption  
Rider "C" Page 1 of 1

**ATCO GAS AND PIPELINES LTD. - SOUTH  
RIDER "C"  
TO RATE NO. 1 TO RATE NO. 8  
AND ANY OTHER RIDERS THERETO**

Additions to be made to the Rate of customers resident in municipalities that receive a property tax assessed under the Municipal Government Act. The addition is the estimated percentage of gross revenue excluding gas costs (Rider "F"), deemed value (Rider "E"), company owned production rate rider (COPRR) (Rider "G") and company owned storage rate rider (COSRR) Market Value portion of (Rider "H") 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"), company owned production rate rider (COPRR) (Rider "G") and company owned storage rate rider (COSRR) Market Value portion of (Rider "H") required to provide for the costs payable each year. To the extent that this percentage may be more or 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.

Bow Island  
Rosemary  
Foremost  
Elnora