



EB-2010-0384

IN THE MATTER OF the *Municipal Franchises Act*, R.S.O. 1990, c. M.55, as amended;

AND IN THE MATTER OF an application by Union Gas Limited for an order cancelling or superseding parts of the existing Certificate of Public Convenience and Necessity F.B.C. 192 associated with the former Township of Sombra and replacing these with a Certificate of Public Convenience and Necessity for the Corporation of the Township of St. Clair.

By delegation, before: Neil McKay

DECISION AND ORDER

Union Gas Limited (“Union”) filed an application on December 14, 2010 with the Ontario Energy Board (the “Board”) under section 8 of the *Municipal Franchises Act*, R.S.O. 1990, c. M.55, as amended (the “Act”), for an order of the Board that cancels and supersedes the parts of the existing Certificate of Public Convenience and Necessity associated with the former Town of Sombra and establishes a new Certificate for the Township of St. Clair. The Board has assigned File No. EB-2010-0384 to this application. The Board’s Notice of Application and Written Hearing was published as directed by the Board. There were no intervenors.

Union holds a Certificate of Public Convenience and Necessity (F.B.C. 192) with the former Township of Sombra. The Applicant does not hold a Certificate of Public Convenience and Necessity for the former Township of Moore as gas was distributed prior to April 1, 1933 when a Certificate of Public Convenience and Necessity was not

required. The Board finds that it is in the public interest to grant the application and that public convenience and necessity requires that approval be given.

IT IS THEREFORE ORDERED THAT:

1. The parts of the existing Certificate of Public Convenience and Necessity F.B.C. 192 associated with the former Township of Sombra are cancelled and replaced by the certificate attached as Appendix A to this Decision and Order.
2. A Certificate of Public Convenience and Necessity, attached as Appendix A to this Decision and Order, is granted to Union Gas Limited to construct works to supply gas in the Corporation of the Township of St. Clair.

DATED at Toronto, February 15, 2011

ONTARIO ENERGY BOARD

Original signed by

Neil Mckay
Manager, Natural Gas Applications

**APPENDIX A
TO BOARD DECISION AND ORDER**

EB-2010-0384

DATED: FEBRUARY 15, 2011

**Certificate of Public Convenience and Necessity for
the Corporation of the Township of St. Clair**

Certificate of Public Convenience and Necessity

The Ontario Energy Board hereby grants

Union Gas Limited

approval under section 8 of the *Municipal Franchises Act*, R.S.O. 1990, c. M.55, as amended, to construct works to supply gas to the

Corporation of the Township of St. Clair

This certificate replaces the parts of Certificate F.B.C. 192 held by Union Gas Limited associated with the former Township of Sombra.

DATED at Toronto, February 15, 2011

ONTARIO ENERGY BOARD

Original signed by

Neil McKay
Manager, Natural Gas Applications