



**EB-2012-0072**

**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 Natural Resources Limited for an order approving the terms and conditions upon which, and the period for which, the Corporation of the Town of Aylmer is, by by-law, to grant to Natural Resources Limited the right to construct and operate works for the distribution, transmission and storage of natural gas and the right to extend and add to the works in the Town of Aylmer;

**AND IN THE MATTER OF** an application by Natural Resources Limited for an order directing and declaring that the assent of the municipal electors of the Town of Aylmer to the by-law is not necessary.

**By delegation, before:** Neil McKay

### **INTERIM ORDER**

Natural Resources Limited (the “Applicant” or “NRG”) filed an application dated February 22, 2012 with the Ontario Energy Board (the “Board”) under section 9 of the *Municipal Franchises Act*, R.S.O. 1990, c. M.55, as amended (the “Act”), for an order of the Board approving the terms and conditions upon which and the period for which the Corporation of the Town of Aylmer (the “Corporation”) is, by by-law, to grant to NRG the right to construct and operate works for the distribution of gas and the right to extend and add to the works in the Town of Aylmer (the “Municipality”). NRG also applied for an order of the Board declaring and directing that the assent of the municipal electors to the by-law is not necessary.

In addition, the Applicant has requested an order of the Board extending the term of its

existing Municipal Gas Franchise Agreement with the Corporation beyond its expiry date of February 27, 2012 to permit sufficient time to process this application. The Board has assigned file number EB-2012-0072 to the franchise renewal application.

The Applicant also holds a Certificate of Public Convenience and Necessity for the geographical area of the Corporation (E.B.C. 111).

Pursuant to section 10(4) of the *Municipal Franchises Act 1990* the Board will grant an interim order extending the existing Municipal Gas Franchise Agreement between the Applicant and the Corporation until such time that the Board makes a final determination on the franchise renewal application.

**IT IS ORDERED THAT:**

1. The Municipal Gas Franchise Agreement between Natural Resources Limited and the Corporation of the Town of Aylmer dated February 27, 1984 is extended until such time that the Board makes a final determination on the franchise renewal application.

**DATED** at Toronto, February 27, 2012

**ONTARIO ENERGY BOARD**

*Original signed by*

Neil McKay  
Manager, Natural Gas Applications