



EB-2008-0266

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 Enbridge Gas Distribution Inc. for an order cancelling the existing Certificate of Public Convenience and Necessity for the former Village of Shelburne, and replacing this Certificate with a Certificate of Public Convenience and Necessity, for Town of Shelburne including areas covered by the Certificates of Public Convenience and Necessity for the Townships of Amaranth and Melancthon.

By delegation, before: Neil McKay

DECISION AND ORDER

Enbridge Gas Distribution Inc. (“Enbridge”) filed an application dated July 22, 2008 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 cancelling the existing Certificate of Public Convenience and Necessity for the former Village of Shelburne, and replacing this Certificate with a Certificate of Public Convenience and Necessity, for the Town of Shelburne including portions of the areas covered by the Certificates of Public Convenience and Necessity for the Townships of Amaranth and Melancthon. The Board has assigned file number EB-2008-0266 to this application.

The Board’s Notice of Application and Written Hearing was published on August 28, 2008. There were no intervenors. Enbridge has Certificates of Public Convenience and Necessity granting Enbridge the right to construct works to supply natural gas to the former Village of Shelburne (E.B.C. 51), the former Township of Amaranth (E.B.C. 49) and the former Township of Melancthon (E.B.C 57). On March 31, 1997, by an Order made pursuant to the *Municipal Act*, R.S.O. 1990, c. M.45, portions of the former Townships of Amaranth and Melancthon were annexed to the Town of Shelburne.

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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 Certificate of Public Convenience and Necessity attached as Appendix A to this Decision and Order replaces those parts of Certificates E.B.C. 49 and E.B.C.57 relating respectively to the former Township of Amaranth and the former Township of Melancthon.
2. The Certificate of Public Convenience and Necessity for the former Village of Shelburne (E.B.C. 51) is cancelled.
3. The Certificate of Public Convenience and Necessity, attached as Appendix A to this Decision and Order, is granted to Enbridge Gas Distribution Inc. to construct works to supply gas in the Town of Shelburne.

DATED at Toronto, September 16, 2008
ONTARIO ENERGY BOARD

Original Signed By

Neil McKay
Manager - Facilities

APPENDIX A

TO BOARD DECISION AND ORDER

EB-2008-0266

DATED: September 16, 2008

Certificate of Public Convenience and Necessity

for the Town of Shelburne

Certificate of Public Convenience and Necessity

The Ontario Energy Board hereby grants

Enbridge Gas Distribution Inc.

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

Town of Shelburne

This Certificate of Public Convenience and Necessity replaces the Certificate for the former Village of Shelburne, E.B.C. 51 and those parts of Certificates E.B.C. 49 and E.B.C. 57 relating respectively to the former Township of Amaranth and the former Township of Melancthon that are now included in the Town of Shelburne.

DATED at Toronto, September 16, 2008

ONTARIO ENERGY BOARD

Original Signed By

Neil McKay
Manager - Facilities