



EB-2007-0819

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 existing Certificates of Public Convenience and Necessity for certain geographic areas that now form part of the Municipality of West Grey and replacing these with a single Certificate of Public Convenience and Necessity.

By delegation, before: Neil McKay

DECISION AND ORDER

Union Gas Limited ("Union") has filed an application dated October 19, 2007 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 or supersedes the existing Certificates of Public Convenience and Necessity ("Certificate") associated with the former municipalities within the Municipality of West Grey (the "Municipality") and establishes a single Certificate for the Municipality.

The Board has assigned File No. EB-2007-0819 to this application.

The Board's Notice of Application and Written Hearing was published on November 21, 2007. There were no intervenors.

Effective January 1, 2000, the former Township of Bentinck, the former Township of Glenelg, the former Township of Normanby and the former Village of Neustadt were amalgamated to form the Township of West Grey. Effective January 1, 2001, the former Town of Durham and the former Township of West Grey were amalgamated to form the Municipality.

The Applicant currently holds Certificates associated with the former Township of Glenelg (E.B.C. 75), the former Township of Bentinck (part of E.B.C. 29), the former Township of Normanby (part of E.B.C. 29) and the former Town of Durham (part of E.B.C. 29). The Applicant does not have a Certificate for the former Village of Neustadt. There are no gas utilities, other than Union within the Municipality.

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 E.B.C. 75 for the former Township of Glenelg is cancelled.
2. The portions of the existing Certificate of Public Convenience and Necessity E.B.C. 29 covering the former Township of Bentinck, the former Township of Normanby and the former Town of Durham are superseded by the Certificate attached as Appendix A to this Decision and Order.
3. 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 Municipality of West Grey.

DATED at Toronto, January 17, 2008

ONTARIO ENERGY BOARD

Original signed by

Neil McKay
Manager, Facilities Applications

APPENDIX A
TO BOARD DECISION AND ORDER
EB-2007-0819
DATED: January 17, 2008

Certificate of Public Convenience and Necessity for the
Municipality of West Grey

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

Municipality of West Grey

This certificate replaces the certificates and portions of certificates associated with the former entities that are now within the Municipality of West Grey.

DATED at Toronto, January 17, 2008

ONTARIO ENERGY BOARD

Original signed by

Neil McKay

Manager, Facilities Applications