



EB-2010-0052

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. 324 associated with the former Town of Burlington and replacing these with a Certificate of Public Convenience and Necessity for the Corporation of the City of Burlington.

By delegation, before: Neil Mckay

DECISION AND ORDER

Union Gas Limited (“Union”) filed an application on March 4, 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 Burlington.

The Board has assigned File No. EB-2010-0052 to this application. The Board’s Notice of Application and Written Hearing was published as directed by the Board. There were no intervenors.

Union has a Certificate of Public Convenience and Necessity, F.B.C. 324, granting Union the right to construct works to supply natural gas within the former Town of Burlington. F.B.C. 324 was issued to 14 municipalities on June 24, 1959.

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. 324 associated with the former Town of Burlington 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 City of Burlington.

DATED at Toronto, April 20, 2010

ONTARIO ENERGY BOARD

Original signed by

Neil Mckay
Manager, Natural Gas Applications

APPENDIX A

TO BOARD DECISION AND ORDER

EB-2010-0052

DATED: April 20, 2010

**Certificate of Public Convenience and Necessity for
the Corporation of the City of Burlington**

EB-2010-0052

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 City of Burlington

This certificate replaces the parts of Certificate F.B.C. 324 held by Union Gas Limited associated with the former Town of Burlington.

DATED at Toronto, April 20, 2010
ONTARIO ENERGY BOARD

Original signed by

Neil Mckay
Manager, Natural Gas Applications