



EB-2007-0702

EB-2007-0703

NOTICE OF APPLICATION AND WRITTEN HEARING

UNION GAS LIMITED CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY AND FRANCHISE AGREEMENT FOR THE CORPORATION OF THE CITY OF BELLEVILLE

Union Gas Limited (the “Applicant” or “Union”) has filed an application dated July 24, 2007 with the Ontario Energy Board (the “Board”) under sections 8 and 9 of the *Municipal Franchises Act*, R.S.O. 1990, c. M.55, as amended (the “Act”), for orders of the Board :

- a) approving the terms and conditions upon which the Corporation of the City of Belleville is, by by-law, to grant to Union the right to construct or operate works for the distribution, transmission, and storage of natural gas and the right to extend or add to the works (the “franchise application”);
- b) declaring and directing that the assent of the electors is not necessary; and
- c) cancelling the existing Certificates of Public Convenience and Necessity associated with the former municipalities within the former City of Belleville and establishing a single Certificate of Public Convenience and Necessity for the Corporation of the City of Belleville (the “certificate application”).

Union has Franchise Agreements with the former City of Belleville (E.B.A. 197) dated September 26, 1977 which expires September 26, 2007 and the former Township of Thurlow (E.B.A. 805) dated October 20, 1997 which expires October 20, 2017. Union also has Certificates of Public Convenience and Necessity for the former City of Belleville (F.B.C 44) and the former Township of Thurlow (F.B.C. 58) granting Union the right to construct works to supply natural gas within the said municipalities.

On January 1, 2001, the former City of Belleville and the former Township of Thurlow were amalgamated to form the Corporation of the City of Belleville (the "Municipality").

The Board has assigned File Nos. EB-2007-0702 to the certificate application and EB-2007-0703 to the franchise application.

The application will be decided by the Manager, Facilities Applications, who has been delegated this authority pursuant to section 6 of the *Ontario Energy Board Act, 1998*, S.O. 1998, c.15 (Schedule B). The Manager, Facilities Applications does not intend to provide for an award of costs when deciding this application.

Copies of the application are available for inspection at the Board's office, the Applicant's head office, the Applicant's regional office and the office of the Corporation of the Municipality, at the addresses indicated below.

The Board intends to proceed with the application by way of a written hearing unless a party satisfies the Board that there is a good reason for not holding a written hearing. If you object to the Board holding a written hearing in this matter, you must provide written reasons why an oral hearing is necessary. Any submissions objecting to a written hearing must be received by the Board within 7 days of the publication date of this Notice.

If you wish to participate in the written hearing, you must forward three copies of your written submissions to the Assistant Secretary of the Board and one copy to the applicant at the addresses below. All submissions must be received no later than 14 days after the publication date of this Notice. If the Applicant wishes to respond to the written submissions, such response must be received by the Board no later than 21 days after the publication date of this Notice. All submissions must quote file no. EB-2007-0702 / 0703, clearly state the sender's name and address, and be received by the Board Secretary by 4:45 p.m. on the required dates.

IF YOU DO NOT FILE A WRITTEN SUBMISSION OBJECTING TO A WRITTEN HEARING OR DO NOT PARTICIPATE IN THE HEARING BY FILING WRITTEN SUBMISSIONS IN ACCORDANCE WITH THIS NOTICE, THE BOARD MAY PROCEED WITHOUT YOUR PARTICIPATION AND YOU WILL NOT BE ENTITLED TO FURTHER NOTICE IN THIS PROCEEDING.

ADDRESSES
(for viewing of copies of application)

Ontario Energy Board

P.O. Box 2319, 27th Floor
2300 Yonge Street
Toronto ON M4P 1E4

Attn: Ms. Kirsten Walli
Board Secretary

Tel: 1-888-632-6273 (Toll free)
Fax: 416-440-7656

Union Gas Limited (Head Office)

50 Keil Drive North
Chatham ON N7M 5M1

Attn: Patrick McMahon
Manager, Regulatory Research
and Records

Tel: 519-436-5325
Fax: 519-436-4641

Corporation of the City of Belleville

169 Front Street
Belleville ON K8N 2Y8

Attn. Ms. Julie Oram
City Clerk

Tel: 613-968-6481
Fax: 613-967-3206

Union Gas Limited (District Office)

520 Gardiners Road, Box 1087
Kingston ON K7L 4Y6

Attn: Danny Watson
Operations Manager, Eastern
District

Tel: 613-389-7006 ext 247
Fax: 613-634-4543

DATED at Toronto, August 10, 2007

ONTARIO ENERGY BOARD

Original signed by

Peter H. O'Dell
Assistant Board Secretary