



EB-2010-0183

**NOTICE OF APPLICATION
AND
NOTICE OF WRITTEN HEARING
GAS FRANCHISE FOR
THE TOWNSHIP OF TYENDINAGA**

Union Gas Limited ("Union" or "the Applicant") has filed an application dated May 5, 2010 with the Ontario Energy Board (the "Board") under the *Municipal Franchises Act*, R.S.O. 1990, c. M.55 for an order of the Board approving the terms and conditions upon which and the period for which the Corporation of the Township of Tyendinaga (the "Corporation") is, by by-law to grant to the Applicant the right to construct and operate works for the distribution of gas, and the right to extend and add to the works in the Township of Tyendinaga. The Applicant has also applied for an order of the Board declaring and directing that the assent of the electors of the Township of Tyendinaga to the by-law is not necessary. The Board has assigned file number EB-2010-0183 to the application.

The Applicant is presently serving the Corporation under the authority of a Certificate of Public Convenience and Necessity (F.B.C. 217) and has a franchise agreement (E.B.A. 601), which expires on September 17, 2010.

The application will be decided by the Manager, Natural Gas 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, Natural Gas 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 Township of Tyendinaga 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 number EB-2010-0183, clearly state the sender's name and address, and be received by the Board Secretary by 4:45 p.m. on the required dates.

All filings to the Board must quote file number EB-2010-0183, be made through the Board's web portal at www.errr.oeb.gov.on.ca, and consist of two paper copies and one electronic copy in searchable / unrestricted PDF format. Filings must clearly state the sender's name, postal address and telephone number, fax number and e-mail address. Please use the document naming conventions and document submission standards outlined in the RESS Document Guideline found at www.oeb.gov.on.ca. If the web portal is not available you may email your document to the BoardSec@oeb.gov.on.ca. Those who do not have internet access are required to submit all filings on a CD in PDF format, along with two paper copies. Those who do not have computer access are required to file seven paper copies. If you have submitted through the Board's web portal an e-mail is not required.

Need More Information?

Further information on how to participate may be obtained by visiting the Board's Web site at www.oeb.gov.on.ca or by calling our Consumer Relations Centre at 1-877-632-2727.

IMPORTANT

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

The Board:

Ontario Energy Board
P.O. Box 2319
27th Floor
2300 Yonge Street
Toronto ON M4P 1E4
Attention: Board Secretary
Filings: <https://www.errr.oeb.gov.on.ca/>
E-mail: boardsec@oeb.gov.on.ca
Tel: 1-888-632-6273 (Toll free)
Fax: 416-440-7656

The Applicant:

Union Gas Limited
50 Keil Drive North
Chatham ON N7M 5M1
Attention: Patrick McMahon
Manager, Regulatory Research and Records

E-Mail: pmcmahon@uniongas.com
Tel: 1-519-436-5325
Fax: 1-519-436-4641

Union Gas Limited
1653 Fortune Crescent
Kingston ON K7P 0E9
Attention: Danny Watson
District Manager, Eastern District

Tel: 613-389-7006 ext. 247
Fax: 613-396-4543

Municipality

The Township of Tyendinaga
859 Melrose Road, RR 1
Shannonville ON K0K 3A0
Attention: Steve E. Mercer
Clerk-Treasurer

Tel: 613-396-1944
Fax: 613-396-2080

DATED at Toronto, **June 3, 2010**

ONTARIO ENERGY BOARD

Original Signed By

Kirsten Walli
Board Secretary