

ONTARIO ENERGY BOARD

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 granting
the right to construct or operate works for the
distribution of gas, and the right to extend or add to
the works, in the former Township of Roxborough;

AND IN THE MATTER OF an application by
Enbridge Gas Distribution Inc. for an order granting a
certificate of public convenience and necessity to
construct works to supply gas in the former Township
of Roxborough;

A P P L I C A T I O N

1. Enbridge Gas Distribution Inc. (the "Applicant") is an Ontario corporation with its head office in the City of Toronto.
2. The former Township of Roxborough located within the Corporation of the Township of North Stormont ("Corporation") is a municipal Ontario corporation with its head office at 2 Berwick Victoria Street, Berwick, Ontario K0C 1G0. Attached hereto and marked as Schedule "A" is a map showing the geographical location of the former Township of Roxborough within the Corporation of the Township of North Stormont.
3. The Corporation was formed when the former Township of Finch, Village of Finch, and Township of Roxborough amalgamated on January 1, 1998 to form the Township of the North Stormont.
4. The Applicant wishes to serve the Municipality and respectfully submits that it is in the public interest to do so. Attached hereto and marked as Schedules "B", "C", and "D", respectively, are the signed resolution, the form of the Corporation's by-law granting to the Applicant the franchise approval, and the proposed municipal gas franchise agreement in the form of the Ontario Energy Board ("Board") approved 2000 Model Franchise Agreement, with no amendments and is for a term of twenty years.
5. The Applicant is party to exclusive franchise agreements and possesses certificates of public convenience and necessity for the following surrounding municipalities: Township of The Nation (EB-2006-0059), Township of North Glengarry (EB-2006-0333), and the Township of South Glengarry (F.B.C. 195, F.B.C. 198).

The nearest municipality served by another natural gas utility (Union Gas Limited) is the Township of South Stormont; which is a shared municipality with Enbridge holding the certificate for the former Township of Osnabruck (F.B.C. 215) and Union holding the certificate for the former Township of Cornwall. Union Gas Limited also holds the certificate for the former Township and Village of Finch now amalgamated within the Township of North Stormont.

6. The Applicant hereby applies to the Board, pursuant to Section 9 of the *Municipal Franchises Act*, R.S.O. c. M.55, for:
 - i) an Order renewing the Applicant's right to distribute, store, and transmit gas in and through the Municipality for such period of time and upon such terms pursuant to the provisions of Schedule "D" attached, or as may otherwise be prescribed by the Board;
 - ii) an Order directing and declaring that the assent of the municipal electors to the terms and conditions of the franchise agreement is not necessary; and
 - iii) an order, pursuant to subsection 8(2) of the *Municipal Franchises Act*, R.S.O. 1990, c. M. 55, as amended (the "Act"), for a certificate of public convenience and necessity to construct works to supply gas in the Municipality.
7. The persons affected by this application are the customers and other residents in the Municipality. Because of the number of such persons, it is impractical to set out their names and addresses herein.

DATED at Toronto this 18th day of December, 2007.

ENBRIDGE GAS DISTRIBUTION INC.
500 Consumers Road
Toronto ON M2J 1P8
by its Solicitor

[Original Signed]

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