



uniongas

A Spectra Energy Company

April 7, 2008

Ms. Kirsten Walli
Board Secretary
Ontario Energy Board
2300 Yonge Street, 27th Floor
Toronto, ON M4P 1E4

Dear Ms. Walli:

**Re: The Corporation of the Town of Milton
- Certificate of Public Convenience and Necessity**

Attached is an Application by Union Gas Limited for Orders of the Board to supersede and expand the Certificate of Public Convenience and Necessity for the amalgamated Town of Milton.

The purpose of this Application is simply to match up the Certificate of Public Convenience and Necessity with the approved Franchise Agreement for the Town of Milton. The Application for the Franchise Agreement between Union and the Corporation of the Town of Milton was approved by the Board on May 30, 2007 (EB-2007-0094).

Should you have any questions, please do not hesitate to contact me or Lynda Anderson ((519) 436-4600 ext. 2161 or landerson@spectraenergy.com). We look forward to receipt of your instructions.

Yours truly,

[Original signed by]

Patrick McMahon
Manager, Regulatory Research and Records
pmcmahon@uniongas.com
(519) 436-5325

PM/la

Attach.

ONTARIO ENERGY BOARD

IN THE MATTER OF the *Municipal Franchises Act*, R.S.O. 1990, Chapter M.55; and in particular Section 8 thereof;

AND IN THE MATTER OF an Application by Union Gas Limited for an Order supersede, and expand the Certificate of Public Convenience and Necessity for the amalgamated Corporation of the Town of Milton.

APPLICATION OF UNION GAS LIMITED

1. Union Gas Limited ("Union"), a regulated public utility, is a corporation incorporated under the laws of the Province of Ontario, with its head office at the Municipality of Chatham-Kent, in the Province of Ontario.
2. The Corporation of the Town of Milton (the "Municipality") is a municipal corporation incorporated under the laws of the Province of Ontario. Attached hereto and marked as Schedule "A" is a map showing the location of the Municipality.
3. The Certificate of Public Convenience and Necessity (F.B.C. 324) was issued by the Ontario Fuel Board on June 24, 1959 granting United Gas Limited the right to construct works to supply natural gas to 14 municipalities. The former Town of Milton, the former Township of Trafalgar and a portion of the former Township of Esquesing (the other portion is now within the Town of Halton Hills) were three of these municipalities that now form the Town of Milton.
4. In 1974 a portion of the former Township of Nassagaweya became part of the Town of Milton (the remainder was annexed to what is now the Township of Guelph Eramosa). Union has not been able to find evidence that it has a Certificate of Public Convenience and Necessity for the portion of the former Township of Nassagaweya that is now within the Town of Milton.
5. Union now applies to the Ontario Energy Board for an Order superseding those parts of the existing Certificate of Public Convenience and Necessity (F.B.C. 324) relating to the former Town of Milton, the former Township of Trafalgar and a portion of the former Township of Esquesing that now form the Town of Milton and replacing them with a single, expanded Certificate of Public Convenience and Necessity that also includes a portion of the former Township of Nassagaweya (for the amalgamated Corporation of the Town of Milton).

6. Union requests that this Application be dealt with by way of a written hearing in accordance with Section 34.01 of the Board's Rules of Practice and Procedure.
7. The Municipality affected by this Application is::
The Corporation of the Town of Milton
43 Brown Street
Milton, ON L9T 5H2
Attention: Mr. Troy McHarg, Clerk
Telephone: (905) 878-7252 Fax: (905) 878-6995

DATED at the Municipality of Chatham-Kent, in the Province of Ontario this 7th day of April, 2008.

UNION GAS LIMITED

[Original signed by]

Per: _____
Dan Jones
Assistant General Counsel

Comments respecting this Application should be directed to:

Mr. Patrick McMahon
Manager, Regulatory Research and Records
Union Gas Limited
50 Keil Dr. North
Chatham, ON N7M 5M1
Telephone: (519) 436-5325
Fax: (519) 436-4641

Town of Milton

