



**EB-2012-0226**  
**EB-2012-0227**

## **NOTICE OF REVISED APPLICATIONS**

### **LEAVE TO CONSTRUCT A NATURAL GAS PIPELINE IN GORHAM TOWNSHIP IN THE CITY OF THUNDER BAY IN THE DISTRICT OF THUNDER BAY**

### **CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY FOR GORHAM TOWNSHIP IN THE DISTRICT OF THUNDER BAY**

### **UNION GAS LIMITED**

On April 27, 2012 Union Gas Limited (the "Applicant" or "Union") filed two applications with the Ontario Energy Board (the "Board").

The first application, filed pursuant to section 90 of the *Ontario Energy Board Act, 1998*, S.O. 1998, c. 15, Schedule B, requested an order granting leave a leave to construct approximately 19 kilometres of nominal pipe size ("NPS") 16 (16 inch diameter) steel pipeline and 13.0 kilometres of NPS 12 (12 inch diameter) steel pipeline from TransCanada Pipeline's ("TCPL") valve site in Gorham Township ("Gorham") to the Ontario Power Generation ("OPG") gas fired Thunder Bay Generating Station on Mission Island in the City of Thunder Bay ("Leave to Construct Application"). The gas fired station was planned as a result of the conversion of the existing Thunder Bay coal fired peaking generating station to gas fired generation. The Board has assigned the Leave to Construct Application file number EB-2012-0226.

The second application was for a Certificate of Public Convenience and Necessity ("CPCN") to construct works to supply gas to the inhabitants of the unincorporated Township of Gorham in the District of Thunder Bay. This application is filed under section 9 of the *Municipal Franchises Act*, R.S.O.1990, c.M.55, as amended. The Board has assigned the CPCN application file number EB-2012-0227.

On November 19, 2012 Union filed with the Board a letter informing the Board that it wished to revise its Leave to Construct Application (EB-2012-0226) ("Revised Application") resulting from the discontinuation of the conversion of the coal fired Thunder Bay Generating Station to natural gas by OPG. Union noted that on October 31, 2012, OPG announced that it had terminated its contract with Union to supply gas to the Thunder Bay Generating Station. The letter further noted that it served to amend Union's application and evidence submitted to the OEB on April 27, 2012.

Based on the termination of the gas supply contract by OPG, Union withdrew the request to construct a section of the natural gas pipeline connecting the Belrose Station to the Thunder Bay Generating Station. However, Union indicated that the replacement of pipelines between Onion Lake Station and Belrose Station remains subject to Revised Application because the replacement pipeline is needed to ensure the continued safe and efficient operation of the Thunder Bay system.

A map showing the location of the proposed pipeline route is attached as Appendix "A".

### **Revised Leave to Construct**

The revised Leave to Construct application is to construct approximately 17 kilometres of NPS 12 steel pipeline to replace the NPS 10 Thunder Bay Lateral pipeline between Onion Lake Station and Belrose Station. The revised application deals with the same route for the construction of pipeline but is a smaller diameter pipe therefore Union did not file any further evidence regarding the route. In an attachment to the November 19, 2012 letter Union filed updates to its evidence on proposed construction schedule, design and pipe specification and construction costs.

Union is proposing to commence construction of the pipeline in May 2013. The planned in-service date is November 2013.

### **Certificate of Public Convenience and Necessity**

Union did not file any revisions to the CPCN application.

These applications will proceed by way of a written or oral hearing, to be subsequently determined.

## **How to Participate**

You may participate in this proceeding by requesting either intervenor or observer status, or by submitting a letter of comment:

1. **Intervenors** participate actively in the proceeding (i.e., submit written questions, evidence, and arguments, and cross-examine witnesses at an oral hearing). You may request intervenor status by sending a letter of intervention to the Board and copying Enbridge no later than **10 days** from the publication or service date of this notice. The letter of intervention must include:
  - a. A description of how you are, or may be, affected by the outcome of this proceeding;
  - b. If you represent a group, a description of the group and its membership; and
  - c. Whether you intend to seek an award of costs and the grounds for your cost award eligibility.
2. **Observers** do not participate actively in the proceeding but receive documents issued by the Board in the proceeding. (There is no fee for observers to receive documents issued by the Board.) You may request observer status by sending a request to the Board no later than **10 days** from the publication or service date of this notice.
3. **Letters of Comment** are to be sent to the Board no later than **30 days** from the publication or service date of this notice. All letters of comment will be placed on the public record, subject to the privacy terms for personal information stated below. This means that the letters will be available for viewing at the Board's offices and will be placed on the Board's website.
4. **Affected Landowners** will automatically be given copies of the Application and other relevant documents issued by the Board in this proceeding. If you are an affected landowner, you may choose to participate in this proceeding as an intervenor, as an observer, or by providing a letter of comment and your personal information will be treated accordingly.

## **YOUR PERSONAL INFORMATION IS TREATED DIFFERENTLY DEPENDING ON HOW YOU CHOOSE TO PARTICIPATE IN THE HEARING:**

- **Intervenors** - everything you file with the Board, including your name and contact information, will be placed on the public record (i.e., the public file and the Board's website).
- **Letters of comment or observers** - the Board removes any personal (i.e., not business) contact information from the letter of comment or the request for observer status (i.e., address, fax number, phone number, and e-mail address of the individual), however, your name and the content of the letter of comment or of the request for observer status will become part of the public record.

### **Filing Information for Intervenors**

If you already have a user ID, please submit your intervention request through the Board's web portal at <https://www.errr.ontarioenergyboard.ca>. Additionally, two paper copies must be submitted to the address set out below.

If you do not have a user ID, visit the Board's website under e-Filing Services and complete a user ID/password request form. For instructions on how to submit documents and naming conventions please refer to the RESS Document Guidelines found at <http://www.ontarioenergyboard.ca/OEB/Industry>, e-Filing Services.

The Board also accepts interventions by e-mail, at the address below. Additionally, two paper copies must be submitted to the address set out below. Those who do not have internet access are required to submit their intervention request on a CD in PDF format, along with two paper copies.

### **Need more information?**

For more information on how to participate please go to the Board's website at <http://www.ontarioenergyboard.ca/OEB/Industry/Regulatory+Proceedings/Hearing> or call the Board at 1-888-632-6273 (toll free).

**ADDRESSES**

**The Board**

Ontario Energy Board  
P.O. Box 2319  
27<sup>th</sup> Floor  
2300 Yonge Street  
Toronto ON M4P 1E4  
Attention: Board Secretary  
Filings:  
<https://www.errr.ontarioenergyboard.ca/>  
E-mail: [boardsec@ontarioenergyboard.ca](mailto:boardsec@ontarioenergyboard.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: Mark A. Murray, Manager  
Regulatory Projects and Lands Acquisition  
  
E-mail: [mmurray@spectraenergy.com](mailto:mmurray@spectraenergy.com)  
Tel: 519-436-4601  
Fax: 519-436-4641

**IMPORTANT**

**IF YOU DO NOT PARTICIPATE IN THE HEARING IN ACCORDANCE WITH THIS NOTICE, THE BOARD MAY PROCEED WITHOUT YOUR PARTICIPATION AND YOU WILL NOT BE ENTITLED TO ANY FURTHER NOTICE IN THE PROCEEDING.**

**DATED** at Toronto, December 7, 2012

**ONTARIO ENERGY BOARD**

*Original signed by*

Kirsten Walli  
Board Secretary

**APPENDIX "A" TO**  
**NOTICE OF REVISED APPLICATIONS**  
**BOARD FILE NO.: EB-2012-0226/0227**  
**DATED December 7, 2012**

