



**EB-2006-0286**

**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 Union Gas Limited for an order cancelling existing Certificates of Public Convenience and Necessity for certain geographic areas that now form part of The Municipality of Markstay - Warren and replacing these with a single Certificate of Public Convenience and Necessity.

**By delegation, before:** Mark C. Garner.

### **DECISION AND ORDER**

Union Gas Limited (“Union”) filed an application dated November 13, 2006 with the Ontario Energy Board (the “Board”) under the *Municipal Franchises Act*, R.S.O. 1990, c. M.55, as amended (the “Act”), for an order of the Board that cancels the existing Certificates of Public Convenience and Necessity (“Certificates”) for several former municipalities that now form part of The Municipality of Markstay - Warren (the “Municipality”) and replaces the existing Certificates with a new Certificate for the Municipality. The Board has assigned file number EB-2006-0286 to this application.

The Board’s Notice of Application and Written Hearing was published on December 13, 2006. There were no intervenors.

On January 1, 1999, the former Township of Ratter and Dunnott and the former Township of Hagar were amalgamated to form the Municipality. Also on January 1, 1999, the former geographic township of Awrey and portions of the former geographic townships of Hawley, Henry, Loughrin and Street were annexed to the Municipality.

Union has Certificates for the former Township of Ratter and Dunnett (E.B.C. 41) and the former Township of Hagar (E.B.C. 176). Union does not have Certificates for the former geographic township of Awrey and portions of the former geographic townships of Hawley, Henry, Loughrin and Street. There is no other natural gas utility, other than Union, in this area.

The Board finds that it is in the public interest to grant the application and that public convenience and necessity requires that approval be given.

**IT IS THEREFORE ORDERED THAT:**

1. Certificates for the former Township of Ratter and Dunnett (E.B.C. 41) and the former Township of Hagar (E.B.C. 176) are cancelled.
2. A Certificate of Public Convenience and Necessity, attached as Appendix A, is granted to Union Gas Limited to construct works to supply gas in the Municipality of Markstay - Warren.

**DATED** at Toronto, February 2, 2007

ONTARIO ENERGY BOARD

*Original signed by*

Mark C. Garner  
Managing Director, Market Operations

**APPENDIX A**

**TO BOARD DECISION AND ORDER**

**EB-2006-0286**

**DATED: February 2, 2007**

**Certificate of Public Convenience and Necessity**

**for the Municipality of Markstay - Warren**

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

The Ontario Energy Board hereby grants

### **Union Gas Limited**

approval under section 8 of the *Municipal Franchises Act*, R.S.O. 1990, c. M.55, as amended, to construct works to supply gas to the

### **Municipality of Markstay - Warren**

This certificate replaces the certificates of the former townships that are now within the Municipality of Markstay - Warren.

**DATED** at Toronto, February 2, 2007

ONTARIO ENERGY BOARD

*Original signed by*

Mark C. Garner  
Managing Director, Market Operations