

EB-2006-0243

# NOTICE OF APPLICATION AND HEARING NATURAL RESOURCE GAS LIMITED

# LEAVE TO CONSTRUCT A NATURAL GAS PIPELINE AND ANCILLARY FACILITIES IN THE TOWNSHIP OF MALAHIDE, MUNICIPALITY OF THAMES CENTRE AND THE TOWN OF AYLMER

Natural Resource Gas Limited ("NRG" or the "Applicant") has filed an application with the Ontario Energy Board (the "Board") dated October 13, 2006, under section 90(1) of the *Ontario Energy Board Act, 1998*, S.O. 1998, c.15 (Schedule B). NRG has applied for an Order of the Board granting leave to construct approximately 28.5 kilometres of 6 inch diameter steel natural gas pipeline and ancillary facilities (the "Proposed Facilities").

The construction of the pipeline will allow NRG to meet the natural gas distribution requirements of an ethanol plant proposed by Integrated Grain Processors Co-operative Inc. (IGPC), to be located in Aylmer, Ontario, within NRG's franchise area.

The Proposed Facilities will interconnect with facilities, to be constructed by Union Gas Limited, north of Highway 401 on Bradley Avenue where the NRG franchise area abuts the Union Gas Limited franchise area. The pipeline route runs east along Bradley Avenue and then south along Highway 74 (Westchester Bourne Road). The pipeline turns east on Harrietsville Drive, then turns south on Dorchester Road and proceeds until Ron Mcneil Line. The pipeline turns east on Ron Mcneil Line, then turns south on Rogers Road, then turns east on Glencolin Line, and finally turns south on Imperial Road to the IGPC facility in Aylmer. On Harrietsville Drive, the route enters the Union Gas franchise area briefly in order to remain in the road allowance and avoid crossing private property which includes a woodlot. The length of the pipeline is approximately 28.5 km and the route will traverse sections of the Township of Malahide, Municipality of Thames Centre and the Town of Aylmer.

A map showing the location and route of the pipeline is included as Schedule A to this notice.

If approved, NRG plans to begin construction of the pipeline in 2007, to meet IGPC's need for commissioning gas by October 1, 2007.

# How to see NRG's Pre-filed Evidence

Copies of the application and the pre-filed evidence in support of NRG's application will be available for public inspection at the Board's offices, at NRG's head office and at the office of the Town of Aylmer.

# **How to Participate**

You may participate in this proceeding in one of three ways:

You may send the Board a letter of comment. Your letter should include any request to make an oral presentation to the Board, and must be received by the Board no later than **30 days** from the publication date of this notice.

You may request observer status in order to receive documents issued by the Board in the proceeding. Your request must be made by letter received by the Board no later than **10 days** from the publication date of this notice.

Your request intervenor status if you wish to actively participate in the proceeding. Your request must be made by letter of intervention received no later than **10 days** from the publication date of this notice, or, if you have been served this notice personally, no later than **10 days** from the date of service. Your letter of intervention must include a description of how you are, or may be, affected by the proceeding; and if you represent a group, a description of the group and its membership. The Board may choose to hold either a written or an oral hearing. Your letter of intervention should indicate your preference for a written or oral hearing, and the reasons for that preference. The Board may order costs in this proceeding. You must indicate in your letter of intervention whether you expect to seek costs from the applicant and the grounds for your eligibility for costs. You must provide a copy of your letter of intervention to the applicant.

# **Need More Information?**

Further information on how to participate may be obtained by visiting the Board's Web site at <a href="https://www.oeb.gov.on.ca">www.oeb.gov.on.ca</a> or by calling our Consumer Relations Centre at 1-877-632-2727.

#### **How to Contact Us**

In responding to this notice please reference Board file number EB-2006-0243. It is also important that you provide your name, postal address and telephone number and, if available, an e-mail address and fax number. All communications should be directed to the attention of the Board Secretary at the address below, and be received no later than 4:45 p.m. on the required date.

For your convenience, the Board accepts letters of comment by either post or e-mail. Our e-mail address is Boardsec@oeb.gov.on.ca Please include the application file reference number in the subject line of your e-mail.

Letters of intervention must be sent to the Board by regular mail to the address below. Please remember that you must send a copy of your request for intervention to the applicant at the address listed below.

#### **IMPORTANT**

IF YOU DO NOT REQUEST TO PARTICIPATE IN ACCORDANCE WITH THIS NOTICE, THE BOARD MAY PROCEED IN YOUR ABSENCE AND YOU WILL NOT BE ENTITLED TO ANY FURTHER NOTICE OF THESE PROCEEDINGS.

FURTHER, IF THE APPLICATION FOR LEAVE TO CONSTRUCT IS GRANTED, THE APPLICANT MAY SUBSEQUENTLY APPLY TO EXPROPRIATE LANDS FOR THE CONSTRUCTION OF THE PIPELINE IF NECESSARY.

#### **Addresses**

# **Ontario Energy Board**

P.O. Box 2319 2300 Yonge Street, 27th Floor Toronto, ON M4P 1E4

Attention: Kirsten Walli Board Secretary

Tel: 1-888-632-6273 (toll free)

Fax: 416-440-7656

#### **Town of Aylmer**

46 Talbot Street West Aylmer, ON N5H 1J7

Attention: Ms. Heather Adams
Administrator

Tel: 519.773-3164 Fax: 519.765-1446 Cell: 519 617-0867

E-mail: hadams@town.aylmer.on.ca

web site: www.aylmer.ca

# **Counsel for Natural Resource Gas Limited**:

Mr. Patrick Moran
Ogilvy Renault LLP
Barristers & Solicitors, Suite 3800
Royal Bank Plaza, South Tower
200 Bay Street
P.O. Box 84
Toronto, ON M5J 2Z4

Tel: 416.216-2989 Fax: 416.216-3930

E-mail: pmoran@ogilvyrenault.com

DATED at Toronto, November 1, 2006

ONTARIO ENERGY BOARD

Original signed by

Peter H. O'Dell Assistant Board Secretary

# SCHEDULE A

# TO THE NOTICE OF APPLICATION AND HEARING

**BOARD FILE NO. EB-2006-0243** 

DATED: November 1, 2006

MAP OF PROPOSED PIPELINE

