



**EB-2006-0285**

**EB-2006-0286**

## **NOTICE OF APPLICATION AND HEARING**

### **GAS FRANCHISE APPROVAL AND APPROVAL TO ESTABLISH A CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY FOR THE MUNICIPALITY OF MARKSTAY - WARREN**

Union Gas Limited ( the “Applicant”) has filed an application dated November 13, 2006 with the Ontario Energy Board (the “Board”) under section 9 of the *Municipal Franchises Act*, R.S.O. 1990, c. M.55, as amended (the “Act”), for an order of the Board approving the terms and conditions upon which and the period for which the Corporation of the Municipality of Markstay - Warren (the “Corporation”) is, by by-law, to grant to the Applicant the right to construct and operate works for the distribution of gas and the right to extend and add to the works in the Municipality of Markstay - Warren (the “Municipality”). The Applicant has also applied for an order of the Board declaring and directing that the assent of the municipal electors to the by-law is not necessary.

The Applicant has also, pursuant to section 8 of the Act, applied for an order of the Board that cancels or supersedes the existing Certificates of Public Convenience and Necessity associated with the former municipalities within the Municipality and establishes a single Certificate of Public Convenience and Necessity for the Municipality.

On January 1, 1999, the former Township of Ratter and Dunnett 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 Corporation.

#### **How to See the Applicant’s Pre-filed Evidence**

Copies of the application and pre-filed evidence will be available for public inspection at the Board’s offices, the Applicant’s offices, and at the office of the Corporation at the addresses indicated below.

**How to Participate**

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

1. 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.
2. 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.
3. You may 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 [www.oeb.gov.on.ca](http://www.oeb.gov.on.ca) 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-2006-0285 / EB-2006-0286. 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 EB-2006-0285 / EB-2006-0286 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.**

**ADDRESSES**

**(for viewing of copies of application)**

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

Attn: Ms. Kirsten Walli  
Board Secretary

Tel: 1-888-632-6273 (Toll free)  
Fax: 416-440-7656

**Corporation of the Municipality of  
Markstay - Warren**  
21 Main Street S.  
Markstay ON P0M 2G0

Attn. Mrs. Lorraine Demore  
Director, HR/Lottery Licensing Officer

Tel: 705-853-4536  
Fax: 705-853-4964

**Union Gas Limited (Head Office)**  
50 Keil Drive North  
Chatham ON N7M 5M1

Attn: Mr. Patrick McMahon  
Manager, Regulatory Research  
and Records

Tel: 519-436-5325  
Fax: 519-436-4641

**Union Gas Limited (District Office)**  
36 Charles Street East  
North Bay ON P1B 8K7

Attn. Mr. Doug French  
Operations Manager, Northeast

Tel: 705-475-7914  
Fax: 705-475-7922

DATED at Toronto, December 1, 2006

ONTARIO ENERGY BOARD

*Original signed by*

Peter H. O'Dell  
Assistant Board Secretary