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Enbridge Gas Distribution
500 Consumers Road
North York, Ontario M2J 1P8
Canada

October 23, 2015

VIA RESS, EMAIL and COURIER

Kirsten Walli
Board Secretary
Ontario Energy Board
2300 Yonge Street
Suite 2700
Toronto, ON M4P 1E4

Dear Ms. Walli,

**Re: Enbridge Gas Distribution Inc. ("Enbridge")
Ontario Energy Board (the "Board") File Number EB-2015-0280
Application for the Renewal of Franchise Agreement - City of Markham**

Pursuant to the Ontario Energy Board's Letter of Direction dated October 19, 2015 enclosed is my Affidavit of Service and Publication on behalf of Enbridge with respect to the application for the renewal of the franchise agreement with the City of Markham.

Yours truly,

(Original Signed)

Bonnie Jean Adams
Regulatory Coordinator

Encl.

ONTARIO ENERGY BOARD

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 Enbridge Gas
Distribution Inc. for an order extending the term of the right to
construct or operate works for the distribution of gas, and the right
to extend or add to the works, in the City of Markham.

AFFIDAVIT OF SERVICE AND PUBLICATION

I, BONNIE JEAN ADAMS of the City of Vaughan, make oath and say as follows:

1. I am an employee of Enbridge Gas Distribution Inc. ("Enbridge") and as such have knowledge of the matters hereinafter deposed to.
2. In accordance with the Ontario Energy Board's Letter of Direction, a copy of the Notice of Application ("Notice") along with a copy of Enbridge's Application and Evidence was served via courier on the City of Markham (the "City").
3. Attached hereto and marked as Exhibit "A" and Exhibit "B" are copies of the aforesaid Notice and Enbridge's Application
4. Attached hereto is proof, in the form of courier receipts (Exhibit "C") that the Notice together with the application and evidence were served on the City.
5. In accordance with the Letter of Direction, the Notice was posted on the Enbridge website. Attached as Exhibit "D" is a copy of the page from the Enbridge website displaying the link to the Notice.

Sworn before me in the City of Toronto,)
this 23rd day of October, 2015.)

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)
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(Original Signed)

Bonnie Jean Adams

ONTARIO ENERGY BOARD NOTICE

Enbridge Gas Distribution Inc. has applied for the renewal of its natural gas franchise agreement in the City of Markham.

Learn more. Have your say.

Enbridge Gas Distribution Inc. has applied to the Ontario Energy Board for:

- 1. Renewal of its natural gas franchise agreement with the City of Markham which gives Enbridge Gas Distribution Inc. the right to build, operate and add to the natural gas distribution system and to distribute, store and transmit natural gas for a period of 20 years.**
- 2. An order that the permission of the municipal electors of the City of Markham is not necessary in relation to the natural gas franchise agreement.**
- 3. An order cancelling the existing certificates of public convenience and necessity for the former Township of Markham and the former Village of Markham and replacing them with a single certificate of public convenience and necessity for the City of Markham.**

THE ONTARIO ENERGY BOARD IS HOLDING A PUBLIC HEARING

The Ontario Energy Board (OEB) will hold a public hearing to consider Enbridge Gas' requests. At the end of this hearing, the OEB will decide whether to grant Enbridge Gas' requests.

The OEB is an independent and impartial public agency. We make decisions that serve the public interest. Our goal is to promote a financially viable and efficient energy sector that provides you with reliable energy services at a reasonable cost.

BE INFORMED AND HAVE YOUR SAY

You have the right to information regarding this application and to be involved in the process.

- You can review the application filed by Enbridge Gas on the OEB's website now;
- You can file a letter with your comments, which will be considered during the hearing;
- You can become an active participant (called an intervenor). Apply by **November 3, 2015** or the hearing will go ahead without you and you will not receive any further notice of the proceeding;
- At the end of the process, you can review the OEB's decision and its reasons on our website.

As the delegated decision maker for this case, the OEB's Manager, Natural Gas Applications, does not intend to provide for an award of costs for this hearing.

LEARN MORE

Our file number for this case is **EB-2015-0280**. To learn more about this hearing, find instructions on how to file letters or become an intervenor, or to access any document related to this case, please select the file number **EB-2015-0280** from the list on the OEB website: www.ontarioenergyboard.ca/participate. From that OEB web page you can also enter the file number **EB-2015-0280** to see all the documents related to this case. You can also phone our Consumer Relations Centre at 1-877-632-2727 with any questions.

ORAL VS. WRITTEN HEARINGS

There are two types of OEB hearings – oral and written. The OEB intends to proceed with this application by way of a written hearing unless a party satisfies the OEB that there is good reason for not holding a written hearing. If you believe an oral hearing is necessary, you must provide written reasons to the OEB by **November 3, 2015**.

PRIVACY

If you write a letter of comment, your name and the content of your letter will be put on the public record and the OEB website. However, your personal telephone number, home address and e-mail address will be removed. If you are a business, all your information will remain public. If you apply to become an intervenor, all information will be public.

This hearing will be held under section 8(1), 9(3) and 9(4) of the Municipal Franchises Act, R.S.O. 1990, c.M.55.



EB-2015-

ONTARIO ENERGY BOARD

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
Enbridge Gas Distribution Inc. for an order extending
the term of the right to construct or operate works for
the distribution of gas, and the right to extend or add
to the works, in the City of Markham.

AND IN THE MATTER OF an application by
Enbridge Gas Distribution Inc. for an order canceling
the existing certificates of public convenience and
necessity for certain geographic areas now
incorporated within the City of Markham and
replacing these with a single certificate of public
convenience and necessity for the City of Markham.

A P P L I C A T I O N

1. Enbridge Gas Distribution Inc. (the "Applicant") is an Ontario corporation with its head office in the City of Toronto. The Corporation of the City of Markham ("Corporation") is a municipal Ontario corporation with its head office at 101 Town Centre Boulevard, Markham, ON, L3R 9W3. The Corporation's City Clerk is Ms. Kimberley Kitteringham. Attached hereto and marked as Schedule "A" is a map showing the geographical location of the City of Markham ("Municipality").
2. The Applicant and the Corporation are party to a municipal gas franchise agreement ("Agreement"). Attached hereto and marked as Schedule "B" is a copy of the franchise agreement and By-law 43-96 enacted March 26, 1996.
3. The Applicant possesses Certificates of Public Convenience and Necessity ("Certificate") for the geographical area of the Corporation permitting it to distribute, store and transmit gas in the Municipality. Attached hereto and marked as Schedule "C" is the Certificate for the Township of Markham, F.B.C. 5, (April 12, 1956) and marked as Schedule "D" is the Certificate for the Village of Markham, F.B.C. 5A, (May 12, 1956).

4. The Village of Markham became the Town of Markham on January 1, 1969 and in 1971 the Township of Markham was incorporated into the Town of Markham. On July 1, 2012, the Town of Markham officially became the City of Markham.
5. The Applicant wishes to renew its municipal gas franchise with the Corporation and to continue serving the Municipality in accordance with the Certificates. The Applicant respectfully submits that it is in the public interest to do so. Attached hereto and marked as Schedule "E" is the Corporation's signed resolution, the draft by-law granting to the Applicant the franchise renewal, and a copy of the proposed franchise agreement between the Applicant and the Corporation ("the Agreement").
6. The proposed franchise agreement is in the form of the Ontario Energy Board ("Board") approved 2000 Model Franchise Agreement, with no amendments and is for a term of twenty years.
7. The Applicant hereby applies to the Board for:
 - i) an Order, pursuant to Section 9 of the *Municipal Franchises Act*, R.S.O. 1990, c. M. 55, as amended (the "Act") renewing the Applicant's right to distribute, store, and transmit gas in and through the Municipality for such period of time and upon the terms set out in the Agreement, or as may otherwise be prescribed by the Board;
 - ii) an Order, pursuant to Section 9 of the Act, directing and declaring that the assent of the municipal electors to the terms and conditions of the franchise agreement is not necessary; and
 - iii) an Order, pursuant to subsection 8(2) of the Act canceling the Applicant's existing certificate of public convenience and necessity for the former Township of Markham, canceling the certificate of public convenience and necessity held by the former Village of Markham and replacing them with a certificate of public convenience and necessity for the City of Markham.
8. The persons affected by this application are the customers and other residents in the Municipality. Because of the number of such persons, it is impractical to set out their names and addresses herein.

DATED at Toronto this 6th day of, October, 2015.

ENBRIDGE GAS DISTRIBUTION INC.
500 Consumers Road
Toronto, ON M2J 1P8
by its Solicitor

(Original Signed)

Guri Pannu
Legal Counsel
Tel: (416) 758-4761
Fax: (416) 495-5994
E-mail: guri.pannu@enbridge.com

Mailing Address:
P.O. Box 650
Toronto ON M1K 5E3

United Parcel Service

Daily Manifest Customer Copy

Exhibit C

Page : 1

ENBRIDGE GAS DISTRIBUTION INC.
500 CONSUMERS RD
NORTH YORK, ON M2J1P8

UPS SHIPPER NUMBER:
PICK UP RECORD #:
DATE SHIPPED:

4R7V94
4562181046
28/OCT/2015

EDI

Domestic Shipments

Reference	Consignee Information	Service	Postal Code	Zone	Weight	Billed Charge
RD2015-02 GENRL61715-01 Payment Type: PREPAID Bill to Account: 4R7V94 Bill to Company: ENBRIDGE GAS DISTRIBUTION INC	KIRSTEN WALLI ONTARIO ENERGY BOARD 2300 YONGE STREET SUITE 2700 TORONTO ON M4P1E4 CA	Saver	M4P1E4	500	0	11.40
Total :						11.40

PACKAGES	Tracking Number	Delivery Confirmation	Weight	COD Amount	Declared Value
	1Z4R7V94177695019		0		

RD2015-02 GENRL61715-02 Payment Type: PREPAID Bill to Account: 4R7V94 Bill to Company: ENBRIDGE GAS DISTRIBUTION INC	IAN MONDROW GOWLING LAFLEUR HENDERS LLP 1 FIRST CANADIAN PLACE 100 KING STREET WEST SUITE 1600 TORONTO ON M5X 1G5 CA	Expedited	M5X 1G5	300	0	11.40
Total :						11.40

PACKAGES	Tracking Number	Delivery Confirmation	Weight	COD Amount	Declared Value
	1Z4R7V94177695021		0		

RD2015-02 GENRL61715-02 Payment Type: PREPAID Bill to Account: 4R7V94 Bill to Company: ENBRIDGE GAS DISTRIBUTION INC	VINCE DERO BORDEN LADDER GERVAIS LLP 100 QUEEN STREET SUITE 1300 WORLD EXCHANGE PLAZA OTTAWA ON K1P 1J9 CA	Expedited	K1P 1J9	302	0	11.40
Total :						11.40

PACKAGES	Tracking Number	Delivery Confirmation	Weight	COD Amount	Declared Value
	1Z4R7V94177695030		0		

RD2015-02 GENRL61715-01 Payment Type: PREPAID Bill to Account: 4R7V94 Bill to Company: ENBRIDGE GAS DISTRIBUTION INC	KIRSTEN WALLI ONTARIO ENERGY BOARD 2300 YONGE STREET SUITE 2700 TORONTO ON M4P1E4 CA	Expedited	M4P1E4	300	0	11.40
Total :						11.40

PACKAGES	Tracking Number	Delivery Confirmation	Weight	COD Amount	Declared Value
	1Z4R7V94177695049		0		

25244 61715-02 Payment Type: PREPAID Bill to Account: 4R7V94 Bill to Company: ENBRIDGE GAS DISTRIBUTION INC	KIMBERLEY KITTERINGHAM CITY OF MARKHAM 101 TOWN CENTRE BLVD MARKHAM ON L3R 9W3 CA	Expedited	L3R 9W3	300	0	11.40
Total :						11.40

PACKAGES	Tracking Number	Delivery Confirmation	Weight	COD Amount	Declared Value
	1Z4R7V94177695058		0		

RD2015-02 GENRL61715-01 Payment Type: PREPAID Bill to Account: 4R7V94 Bill to Company: ENBRIDGE GAS DISTRIBUTION INC	MR ROD CADDOCK ENBRIDGE INC SUITE 3000 425 FIRST STREET S W CALGARY AB T2P 3L8 CA	Expedited	T2P 3L8	306	0	11.40
Total :						11.40

PACKAGES	Tracking Number	Delivery Confirmation	Weight	COD Amount	Declared Value
	1Z4R7V94177695067		0		



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Updated: 10/23/2015 8:26 Eastern Time

Delivered

Delivered On:
Wednesday, 10/21/2015 at 10:40

Left At:
Front desk

Signed By:
DIANE


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Shipping Information

To:
101 TOWN CENTRE BLVD
MARKHAM, L3R, CA

Shipped By

UPS Expedited®

Easy package
drop-off and
collection
with UPS
Access Point®



Shipment Progress

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Additional Information

Reference Number(s): 25244
61715-02
Shipped/Billed On: 10/20/2015
Type: Package

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hearing or our rate-change application. You can view all of our rate case information and evidence-as well as the evidence we filed in other regulatory proceedings-below. Please note that we haven't posted any evidence that was confidential or that required a non-disclosure agreement. Under the Franchises tab you will find the Ontario Energy Board Notice of Application (NOA) and Enbridge's Application and Evidence for recent franchise renewals.

- Media Centre
- Enbridge Customer Forum

NEB Pipelines

Pipeline and Construction Projects

Regulatory Affairs

Leaves to Construct

Contact Information

General Project Enquiries

Gas Storage

Glossary

Other Regulatory Proceedings

Rate Cases and QRAMs

Franchises

EB-2014-0325-EB-2014-0332 - Grand Valley

EB-2015-0036 - Southgate

EB-2015-0146 - Village of Casselman

EB-2015-0161 - Grey Highlands

EB-2015-0263 - County of Grey

EB-2015-0280 - City of Markham

Enbridge Application - Evidence

20151006 CvtLtr - City of Markham Application.pdf

20151006 EGD City of Markham Application.pdf

Schedule A - City of Markham Map.pdf

Schedule B - By Law - Agreement.pdf

Schedule C - Markham_Twp_PCN_FBC_5_19560412.pdf

Schedule D - Markham_Village_PCN_FBC_5A_19560515.pdf

Schedule E - Resolution-By-law- Agreement.pdf

OEB Notice of Application

20151019 Notice_Enbridge_City of Markham.pdf