

March 15, 2018

Ms. Kirsten Walli
Board Secretary
Ontario Energy Board
2300 Yonge Street, 27th Floor
Toronto, ON M4P 1E4

Dear Ms. Walli:

**Re: Certificate of Public Convenience and Necessity
Unincorporated Township of Eby
OEB File Number: EB-2017-0111**

Attached is an Updated Application by Union Gas Limited for Orders of the Board with respect to a Certificate of Public Convenience and Necessity for the unincorporated Township of Eby.

Should you have any questions on this material, please do not hesitate to contact me.

Yours truly,

[Original signed by]

Patrick McMahon
Manager, Regulatory Research and Records
pmcmahon@uniongas.com
(519) 436-5325

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 Union Gas Limited for an Order approving a Certificate of Public Convenience and Necessity to construct works to supply natural gas in the unincorporated Township of Eby.

APPLICATION (Updated)

1. Union Gas Limited ("Union"), a regulated public utility, is a corporation incorporated under the laws of the Province of Ontario, with its head office at the Municipality of Chatham-Kent, in the Province of Ontario.
2. On August 19, 2016, Union was directed by the Ontario Energy Board to file a report by December 31, 2016 confirming that Union has obtained Certificates of Public Convenience and Necessity covering the geographic areas in which its facilities are located. If during its investigation facilities are found to be located in areas where it does not hold Certificate rights, Union is to advise the Board as to where the infrastructure is located and to provide a plan to rectify the situation.
3. During its investigation of Certificates, Union identified a customer being served within the unincorporated Township of Eby since 1982. There is no record of a Certificate being issued to Union for the unincorporated Township of Eby.
4. Attached hereto and marked as Schedules "A(1)" and "A(2)" are maps showing the location of the unincorporated Township of Eby as well as customer density and metes & bounds description of the area within the unincorporated Township of Eby in which Union has facilities and provides service to an end-use customer. The proposed Certificate area boundary runs 808m x 300m west of Normick Perron and MTO PRS 551142937 Station which is located 132.5m north of Highway 66.
5. Union has a Franchise Agreement (RP-2000-0197 / EB-2000-0434) with and Certificate of Public Convenience and Necessity (FBC 37) for the Town of Kirkland Lake which is the closest municipality to the unincorporated Township of Eby.
6. Union is submitting this application for an Order under Section 8 of the *Municipal Franchises Act* based on the assumption that the doctrine of jurisdiction by necessary implication gives the Ontario Energy Board jurisdiction to issue a Certificate of Public Convenience and Necessity in respect of an unincorporated territory.

7. The address of Union's district office is:

Union Gas Limited
1211 Amber Drive
Thunder Bay, ON P7B 6M4
Attention: Nick Klip, District Manager, Northwest
Telephone: (807) 684-8818
Email: nklip@uniongas.com

8. Union now applies to the Ontario Energy Board for an Order pursuant to Section 8 of the *Municipal Franchises Act* approving a Certificate of Public Convenience and Necessity for the unincorporated Township of Eby.

DATED at the Municipality of Chatham-Kent, in the Province of Ontario this 15th day of March, 2018.

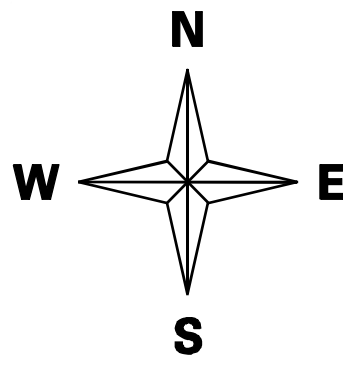
UNION GAS LIMITED

[Original signed by]

Patrick McMahon
Manager, Regulatory Research and Records

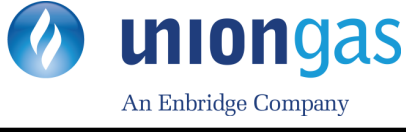
Comments respecting this Application should be directed to:

Mr. Patrick McMahon
Manager, Regulatory Research and Records
Union Gas Limited
50 Keil Drive North
Chatham, ON N7M 5M1
pmcmahon@uniongas.com
Telephone: (519) 436-5325



CUSTOMER

UNION GAS LIMITED

uniongas
An Enbridge Company

TITLE

TOWNSHIP OF EBY

DIVISION

Northwest

DRAWN BY

F. Seguin

CHECKED BY

F. Seguin

STATUS

APPROVED

DATE

24/02/2017

SYSTEM

GeoMedia Pro 2014

SCALE

1:19,000

PROJECTION

Universal Transverse Mercator Zone 17

DRAWING

MA1985

VERSION

1.0

DATUM

North America 1983 - CANADA

DATA SOURCE

Union Gas Carrying Facility from GIS System 2017
Base Mapping from DMTI SPATIAL 2016 and MNR LIO 2012-16
TransCanada Pipeline data 2004

DISCLAIMER

The location of Union Gas facilities on the following drawing is approximate and is to be used for information purposes only. Union Gas re-affirms that this drawing should not be relied upon to determine the location of any Union Gas facilities, exact locations can be determined by calling Ontario One Call 1-800-400-2255.

This document is to be used for viewing purposes only. It shall not guarantee gas supply or availability for a specific project. It is for demonstration purposes only indicating natural gas infrastructure.

FILE

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1

2

3

4

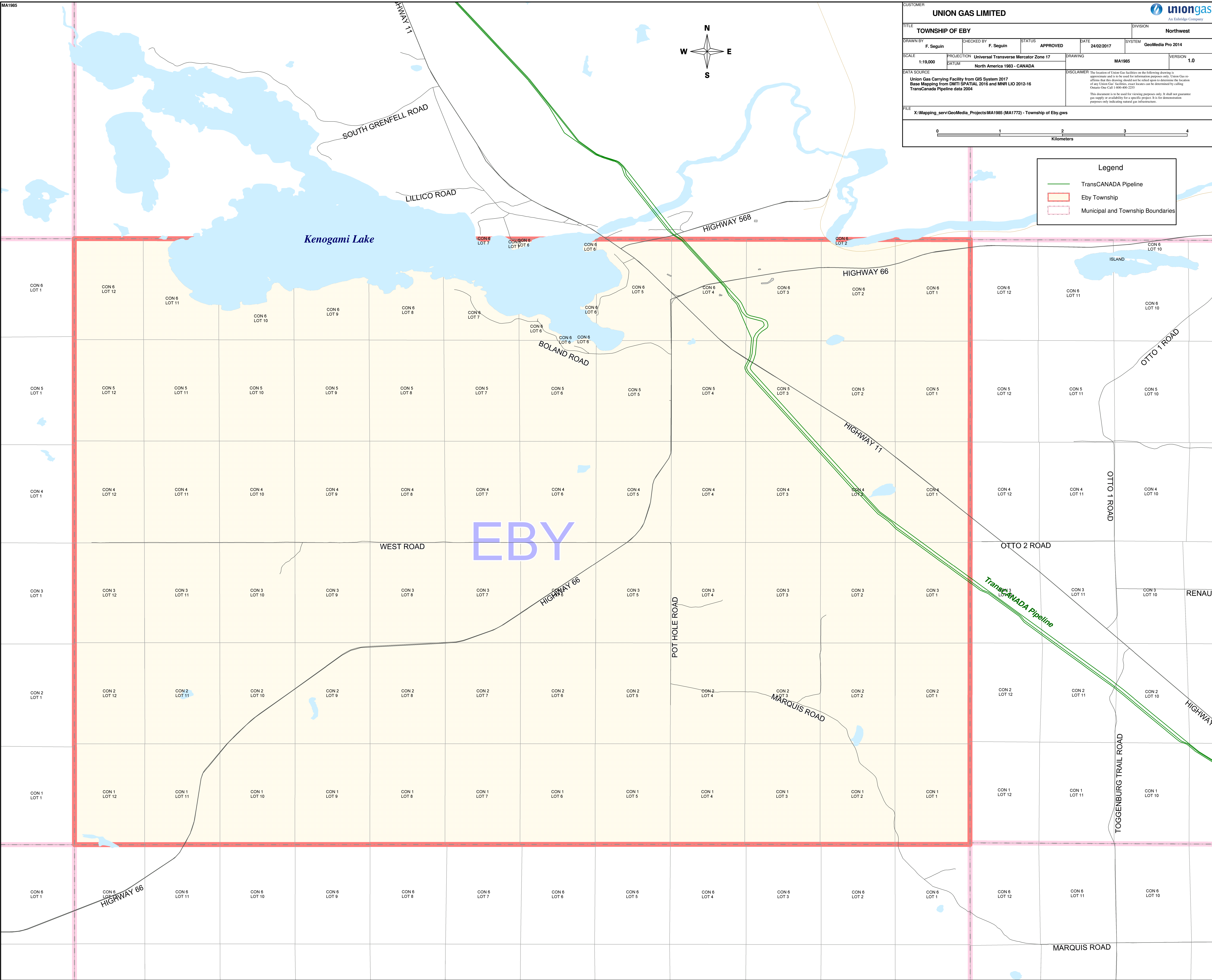
Kilometers

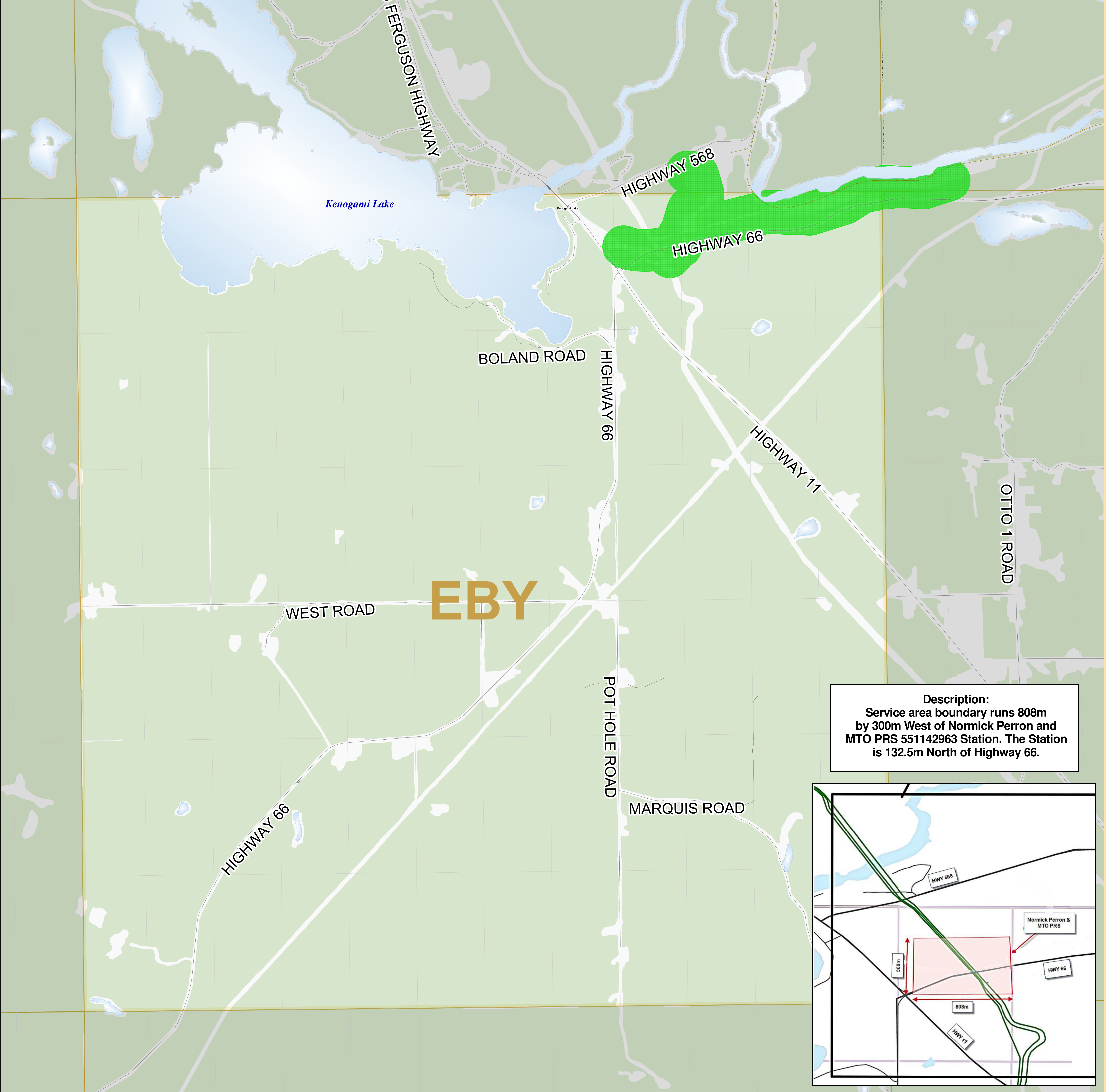
Legend

TransCANADA Pipeline

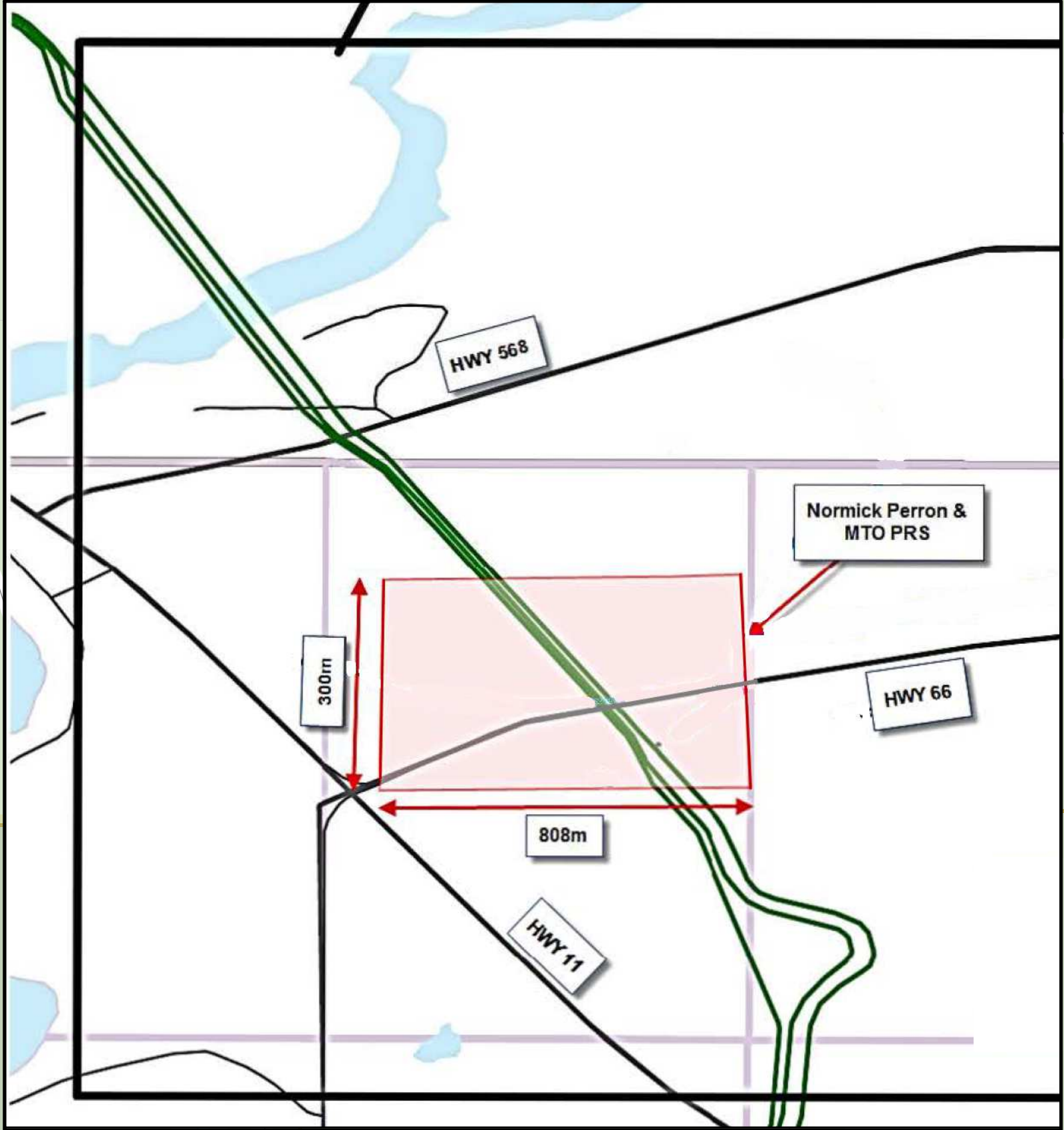
Eby Township

Municipal and Township Boundaries





Description:
Service area boundary runs 808m by 300m West of Normick Perron and MTO PRS 551142963 Station. The Station is 132.5m North of Highway 66.



EBY TOWNSHIP



Disclaimer:
The map is provided with no warranty express or Implied and is subject to change at any time. Any Person using the Density Map shall do so at its own Risk and the Density Map is not intended in any way As a tool to locate underground infrastructure for the purposes of excavation



Legend

- Union Gas Pipeline Coverage Area
- Eby Township
- Roads
- Railway
- Municipal and Township Boundaries
- First Nation Boundaries

