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March 29, 2019

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**Sent By Electronic Mail, Courier and RESS Electronic Filing**

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

Dear Ms. Walli:

**EB-2017-0108: Application for certificates of public convenience and necessity for Norfolk County, the County of Elgin, and the County of Middlesex**

**Re: Draft Certificates of Public Convenience and Necessity for EPCOR Natural Gas Limited Partnership**

Further to the Ontario Energy Board's (the "**Board**") directions in Procedural Order No. 8 dated January 8, 2019, please find enclosed draft Certificates of Public Convenience and Necessity (each a "**Certificate**"), with accompanying service area maps, for the following municipalities:

- Norfolk County
- Municipality of Bayham (County of Elgin)
- Municipality of Central Elgin (County of Elgin)
- Township of Malahide (County of Elgin)
- Municipality of Thames Centre (County of Middlesex)

To assist in confirming the accuracy of the included and excluded areas of each Certificate, we have included footnotes with source information details in the draft Certificates. We anticipate that these footnotes would be removed once the Certificates are confirmed as final and complete.

Finally, in preparing these draft Certificates and the accompanying maps, EPCOR has observed that substantial portions of E.B.C. 111 and 119 dated October 15, 1981 (the "**Omnibus CPCN**") have been superseded, leaving only the Town of Aylmer and certain areas within the Township of South-West Oxford and the former Township of Westminster (now part of the City of London) as being covered by the Omnibus CPCN. If the Board is amenable, EPCOR would be pleased to submit draft Certificates and maps for these areas so that the Omnibus CPCN can be cancelled in its entirety. Subject to guidance from the Board, EPCOR anticipates being able to provide such draft Certificates and maps by April 18, 2019.

We look forward to concluding this matter in the near future.

Please do not hesitate to contact me if you have any questions.

Yours very truly,



Patrick G. Welsh

PW:vs

c (email only): Myriam Seers, *Torys LLP*  
Susannah Robinson, *EPCOR Natural Gas Limited Partnership*  
Dana Bissoondatt, *EPCOR Utilities Inc.*  
Azalyn Manzano, *Ontario Energy Board*  
Ritch Murray, *Ontario Energy Board*  
Richard Lanni, *Ontario Energy Board*  
Scott Lewis, *OM Limited Partnership*  
Richard King, *Osler, Hoskin & Harcourt LLP*

## Certificate of Public Convenience and Necessity

The Ontario Energy Board grants

### EPCOR Natural Gas Limited Partnership

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

### Norfolk County

as it is constituted on the date of this Decision and Order, including and excluding the areas set out in Schedule "A".

**DATED** at Toronto, \_\_\_\_\_, 2019

**ONTARIO ENERGY BOARD**

*Original Signed By*

Kirsten Walli  
Board Secretary

Draft

**SCHEDULE “A”**

**Included Areas (subject to “Excluded Areas”, below)**

**Former Township of Houghton**

1. All and singular those certain parcels or tracts of land and premises situate, lying and being in the former Township of Norfolk, in the former Regional Municipality of Haldimand-Norfolk (formerly in the Township of Houghton, in the County of Norfolk) and being composed of all of the lands and premises situate, lying and being in the lands formerly known as the Township of Houghton, save and except the following:
  - (a) The whole of Gore Lot A; and
  - (b) The north half of Gore Lot B.<sup>1</sup>

**Former Township of Middleton**

2. All and singular those certain parcels or tracts of land and premises situate, lying and being in the former Township of Norfolk, formerly in the Township of Middleton, in the County of Norfolk, and being composed of the following:
  - (a) The south quarters of Lots 1 and 2, in Concession 1, North of Talbot Road; and
  - (b) The whole of Lots 1 and 2, in each of Concessions 1 and 2, South of Talbot Road.<sup>2</sup>

**Former Township of North Walsingham**

3. All and singular those certain parcels or tracts of land and premises situate, lying and being in the former Township of Norfolk, in the former Regional Municipality of Haldimand-Norfolk, formerly in the Township of North Walsingham in the County of Norfolk, and being composed of the following:
  - (a) The whole of Lot 1 in each of Concessions 11, 12, 13 and 14;
  - (b) The whole of Lot 1 in Concession 10, save and except all of the southerly 200 feet of the said Lot except the westerly 200 feet of the said southerly 200 feet;
  - (c) The whole of Lot 1 in Concession 9, save and except all of the northerly 200 feet of the said lot except the westerly 200 feet of the said northerly 200 feet;

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<sup>1</sup> Omnibus CPCN, p. 5

<sup>2</sup> Omnibus CPCN, pp. 5-6

- (d) The whole of Lots 1 in each of Concessions 7 and 8; and
- (e) The south halves of each of Lots 2, 3, 4, and 5 in Concession 7.<sup>3</sup>

#### **Former Township of South Walsingham**

- 4. All and singular those certain parcels or tracts of land and premises situate, lying and being in the former Township of Norfolk, in the former Regional Municipality of Haldimand-Norfolk, formerly in the Township of South Walsingham, in the County of Norfolk, and being composed of the following:
  - (a) The whole of Lots 1, 2, 3, 4 and 5, in each of Concessions 1, 2, 3, 4, 5, and 6;
  - (b) The whole of Lots 1, 2, 3, 4, and 5, in each of Ranges A and B;
  - (c) The whole of Marsh Lots 1, 2, 3, 4 and 5;
  - (d) The whole of Gore Lot E, in Concession 3;
  - (e) The whole of Gore Lot D in Concession 2;
  - (f) The whole of Gore Lot C in Concession 1;
  - (g) The whole of Gore Lot B, in Range A;
  - (h) The whole of Gore Lot A, in Range B; and
  - (i) The whole of Marsh Lot in front of Gore Lot A, Range B.<sup>4</sup>

#### **Excluded Areas**

- 1. Lot 1 of Concessions 9, 10, 11 and 12 in Norfolk County;<sup>5</sup>
- 2. The north half of Lots 2, 3, 4 and 5 in Concession 7 in Norfolk County;<sup>6</sup> and
- 3. All of Lots 2, 3, 4 and 5 in Concession 8 in Norfolk County.<sup>7</sup>

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<sup>3</sup> Omnibus CPCN, pp. 6-7

<sup>4</sup> Omnibus CPCN, p. 7.

<sup>5</sup> OEB Order, p. 15 → overlapping and unserviced

<sup>6</sup> OEB Order, p. 16 (uncertificated – Lots 2, 3, 4, and 5 in Concession 7); p. 18 (specific instructions to include/exclude north half of Lots 3 and 5 in Concession 7 and all of Lots 4 and 5 in Concession 8; specific instructions to exclude all uncertificated areas)

<sup>7</sup> OEB Order, p. 16 (uncertificated – Lots 2-5 in Concession 8); p. 18



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

The Ontario Energy Board grants

### **EPCOR Natural Gas Limited Partnership**

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 Bayham**

as it is constituted on the date of this Decision and Order, including and excluding the areas set out in Schedule “A”.

**DATED** at Toronto, \_\_\_\_\_, 2019

#### **ONTARIO ENERGY BOARD**

*Original Signed By*

Kirsten Walli  
Board Secretary

Draft

**SCHEDULE “A”**

**Included Areas (subject to “Excluded Areas”, below)**

**Former Village of Vienna**

1. All of the former Village of Vienna.<sup>1</sup>

**Former Village of Port Burwell**

2. All of the former Village of Port Burwell.<sup>2</sup>

**Former Township of Bayham**

3. All and singular those certain parcels or tracts of land and premises situate, lying and being in the former Township of Bayham, in the County of Elgin, and being composed of the whole of the said former Township of Bayham, saving and excepting therefrom the following:
  - (a) The whole of Lots 15, 16, 17, 18, 19, 20 and 21, in Concession 11;
  - (b) The whole of Lots 20, 21, 22, 23, 24 and 25, in Concession 10;
  - (c) The whole of Lots 20, 21, 22, 23, 24, 25, 26, 27 and 28, in Concession 9;
  - (d) The southerly 200 feet of Lots 17, 18 and 19, in Concession 9;
  - (e) The northerly 200 feet of Lots 17, 18 and 19, in Concession 8;
  - (f) The north half of Lot 20, in Concession 8;
  - (g) Those parts of Lots 21, 22, 23 and 24, in Concession 8 lying north of the road which runs in a generally easterly and westerly direction through such Lots and commonly known as Ridge Road. However, the property of Mr. John Siemens Jr., R.R. 1, Eden, Ontario (part of Lot 23, Concession 8) is to continue to be served by **[EPCOR Natural Gas Limited Partnership]**; and
  - (h) The whole of Lots 26, 27 and 28, in Concession 8.<sup>3</sup>

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<sup>1</sup> Omnibus CPCN, p. 2

<sup>2</sup> Omnibus CPCN, p. 2

<sup>3</sup> Omnibus CPCN, pp. 4-5



**Excluded Areas**

**Former Township of Bayham**

1. See paragraphs 3(a) to (h), above.<sup>4</sup>

Draft

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<sup>4</sup> EBC 255 for the former Township of Bayham, excluding areas in Bayham granted to EPCOR (OEB Order p. 7)



## Certificate of Public Convenience and Necessity

The Ontario Energy Board grants

### EPCOR Natural Gas Limited Partnership

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

### Township of Malahide

as it is constituted on the date of this Decision and Order, including and excluding the areas set out in Schedule “A”.

**DATED** at Toronto, \_\_\_\_\_, 2019

**ONTARIO ENERGY BOARD**

*Original Signed By*

Kirsten Walli  
Board Secretary

Draft

**SCHEDULE “A”**

**Included Areas (subject to “Excluded Areas”, below)**

**Former (original) Township of Malahide**

1. All of the former (original) Township of Malahide.<sup>1</sup>

**Former Village of Springfield**

2. All of the former Village of Springfield.<sup>2</sup>

**Former Township of South Dorchester**

3. All of the former Township of South Dorchester.<sup>3</sup>

**Excluded Areas**

**Township of Malahide**

1. Lot 24 in Concession 11, in the Township of Malahide.<sup>4</sup>

Draft

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<sup>1</sup> OEB Order, p.3 (Distributor is granted/retains a lower-tier CPCN where former upper tier CPCN is cancelled). Approval for Franchise Agreement renewal for the entire Township of Malahide was granted in EB-2015-0205 in part pursuant to E.B.C. 212 issued February 9, 1996 (now cancelled), in addition to the CPCNs listed below.

<sup>2</sup> Omnibus CPCN, p. 2

<sup>3</sup> Omnibus CPCN, p. 2

<sup>4</sup> OEB Order, p. 18



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

The Ontario Energy Board grants

### **EPCOR Natural Gas Limited Partnership**

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 Central Elgin**

as it is constituted on the date of this Decision and Order, including and excluding the areas set out in Schedule "A".

**DATED** at Toronto, \_\_\_\_\_, 2019

**ONTARIO ENERGY BOARD**

*Original Signed By*

Kirsten Walli  
Board Secretary

Draft

**SCHEDULE “A”**

**Included Areas (subject to “Excluded Areas”, below)**

**Former Village of Belmont**

1. All of the former Village of Belmont.<sup>1</sup>

**Former Township of Yarmouth**

2. In the Former Township of Yarmouth:
  - (a) All those parts of Lots 27 and 28 in Concession 3 lying north-east of Catfish Creek which runs in a north-westerly direction through such lots;
  - (b) All those parts of Lots 25, 26, 27 and 28 in Concession 4 lying east of Catfish Creek which runs in a general northerly direction through such lots;
  - (c) All those parts of Lots 24, 25, 26, 27 and 28 in Concession 5 lying east of Catfish Creek which runs in a general northerly direction through such lots;
  - (d) All those parts of Lots 25, 26, 27 and 28 in Concession 6 lying east of Catfish Creek which runs in a general northerly direction through such lots;
  - (e) All those parts of Lots 24, 25, 26, 27 and 28 in Concession 7 lying east of Catfish Creek which runs in a general northerly direction through such lots;
  - (f) All those parts of Lots 69, 70, 71, 72 and 73 in Concession 8 lying east of Catfish Creek which runs in a general north-easterly direction through such lots;
  - (g) All of Lots 27 and 28, in Concession 9
  - (h) All of Lots 23 and 24 in Range I South of Edgeware Road, in Range I North of Edgeware Road, in Range II North of Edgeware Road and in Concession 10; and
  - (i) All of Lot 17 in Concessions 14 and 15.<sup>2</sup>

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<sup>1</sup> Omnibus CPCN, p. 2.

<sup>2</sup> EBC 242

**Excluded Areas**

**Former Village of Port Stanley**

1. All of the former Village of Port Stanley.<sup>3</sup>

**Municipality of Central Elgin**

2. In the Municipality of Central Elgin:
  - (a) Lots 23, 24, 25, 26, 27 and 28, in Concession I;
  - (b) Southern part of Lots 23, 24 and 25, in Concession II;
  - (c) Lots 26, 27 and 28, in Concession II;
  - (d) Lot 26, in Concession III;
  - (e) Part of Lots 27 and 28 south of Catfish Creek, in Concession III;
  - (f) Part of Lots 26 and 27 south of Catfish Creek, in Concession IV;
  - (g) Lots 20, 21 and 22, in Range I south of Edgeware Road;
  - (h) Lots 20, 21 and 22, Range I north of Edgeware Road;
  - (i) Lots 20, 21 and 22, Range II north of Edgeware Road;
  - (j) Lots 13, 14, 15 and 16, in Concession XIV; and
  - (k) Lots 14, 15 and 16, in Concession XV.<sup>4</sup>

Draft

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<sup>3</sup> FBC 259 (Union), superseded by EB-2007-0810 (Union)

<sup>4</sup> Per EB-2007-0810 (January 14, 2008), these areas are uncertificated and were not granted to Union.





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

The Ontario Energy Board grants

### **EPCOR Natural Gas Limited Partnership**

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 Thames Centre**

as it is constituted on the date of this Decision and Order, including and excluding the areas set out in Schedule “A”.

**DATED** at Toronto, \_\_\_\_\_, 2019

**ONTARIO ENERGY BOARD**

*Original Signed By*

Kirsten Walli  
Board Secretary

Draft

**SCHEDULE “A”**

**Included Areas (subject to “Excluded Areas”, below)**

**Former Township of North Dorchester**

1. All and singular those certain parcels or tracts of land and premises situate, lying and being in the former Township of North Dorchester, in the County of Middlesex, and being composed of the following:
  - (a) The whole of Lot 24 in Concession A;
  - (b) The north half of Lot 24, in Concession B;
  - (c) Those customers along the east side of Highway 74 to a depth of 200 feet from the said Highway, from the dividing line between the north and south halves of Lot 24, in Concession B to Highway 401 lying in Lot 24, in Concession 1;
  - (d) Those parts of Lots 21, 22, 23 and 24, in Concession 1 lying south of Highway 401;
  - (e) The whole of Lots 21, 22, 23 and 24, in Concession 1 lying south of Highway 401;
  - (f) The whole of Lots 21, 22, 23 and 24 in each of Concessions 2, 3, 4, 5 and 6;
  - (g) The west half of the southerly quarter of Lot 20 in Concession 5;
  - (h) The whole of Lot 20, in Concession 6, save and except the northeasterly quarter thereof;
  - (i) The south halves of Lots 11, 12, 13, 14, 15, 16, 17, 18 and 19, in Concession 6;
  - (j) The whole of Lots 6, 7, 8, 9 and 10 in each of Concessions 2, 3, 4, 5 and 6;
  - (k) Those parts of Lots 6, 7, 8, 9 and 10 in Concession 1 lying South of Highway 401;
  - (l) The south halves of Lots B, 1, 2, 3, 4 and 5, in Concession 6;
  - (m) The whole of Lot A in each of Concessions 2, 3, 4, 5 and 6; and
  - (n) That part of Lot A, in Concession 1 lying south of Highway 401.<sup>1</sup>

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<sup>1</sup> Omnibus CPCN, p. 2.

**Excluded Areas**

**Former Township of West Nissouri**

1. All of the former Township of West Nissouri.<sup>2</sup>

**Former Township of North Dorchester**

2. All of the former Township of North Dorchester, except as listed in the “Included Areas”, above.<sup>3</sup>

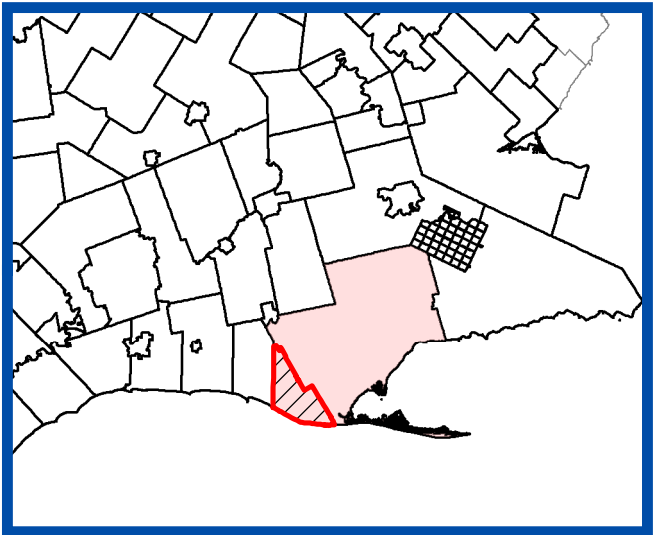
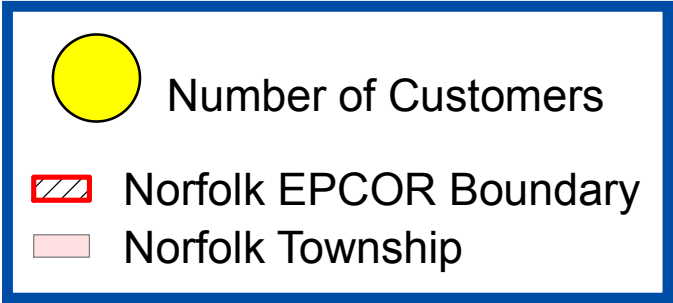
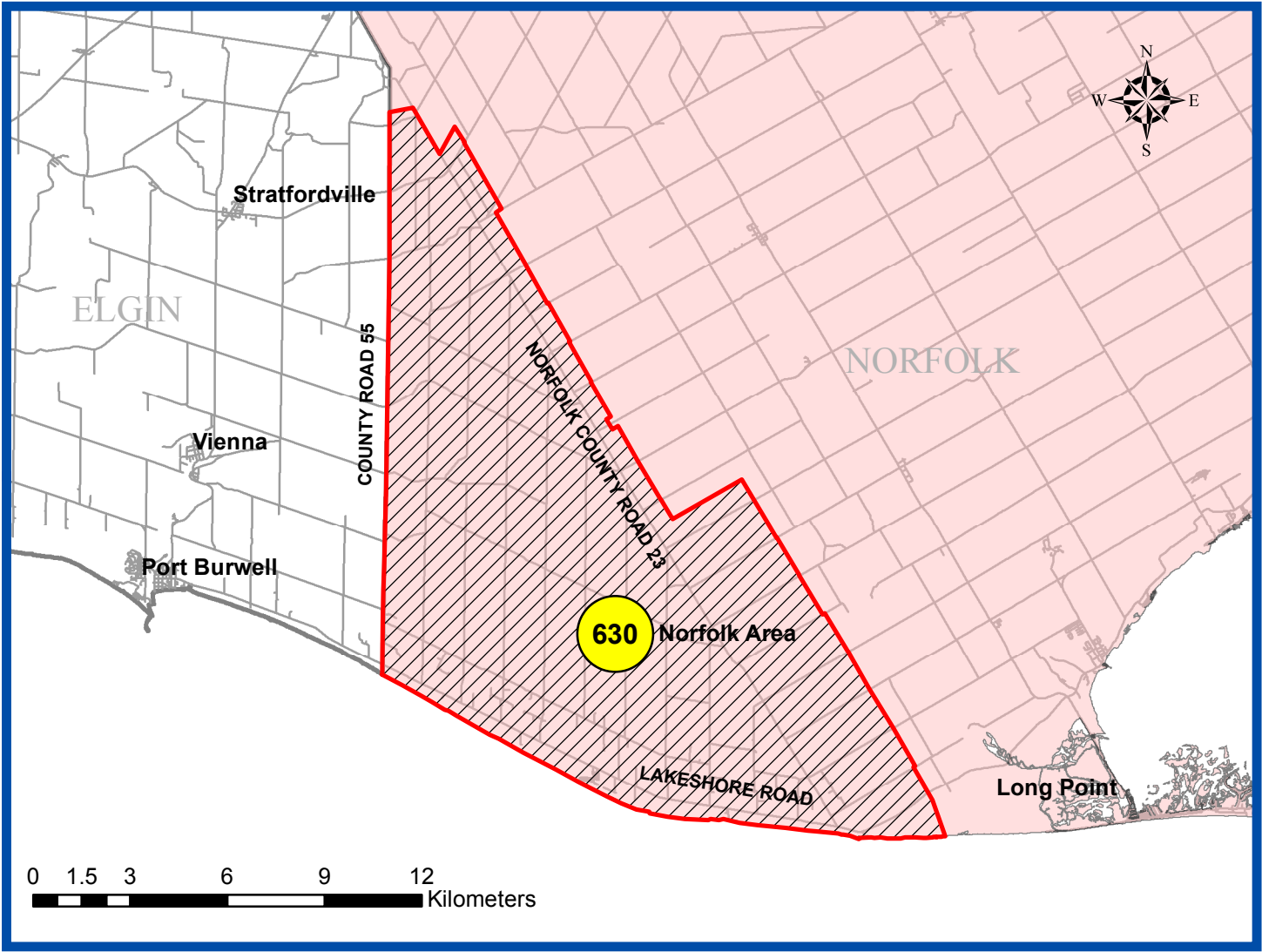
Draft

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<sup>2</sup> EB-2009-0034 cancels FBC 99 covering the former Township of West Nissouri.

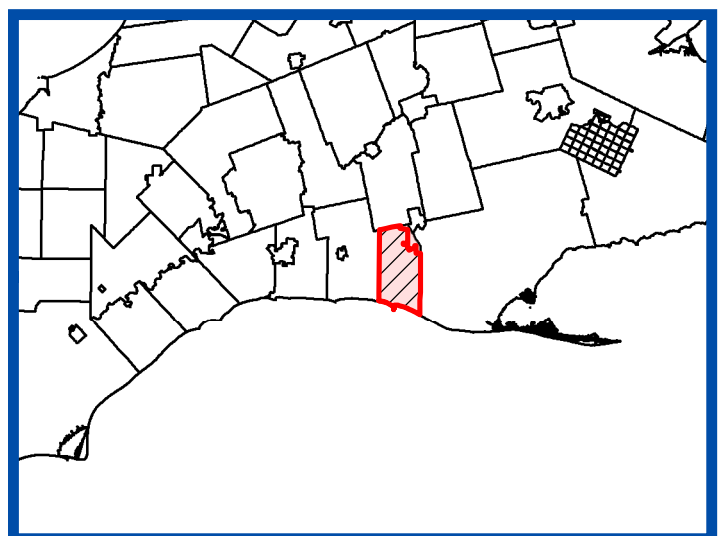
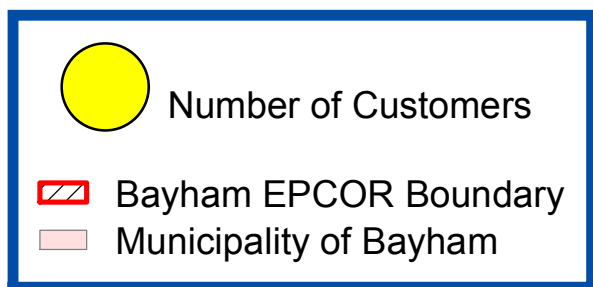
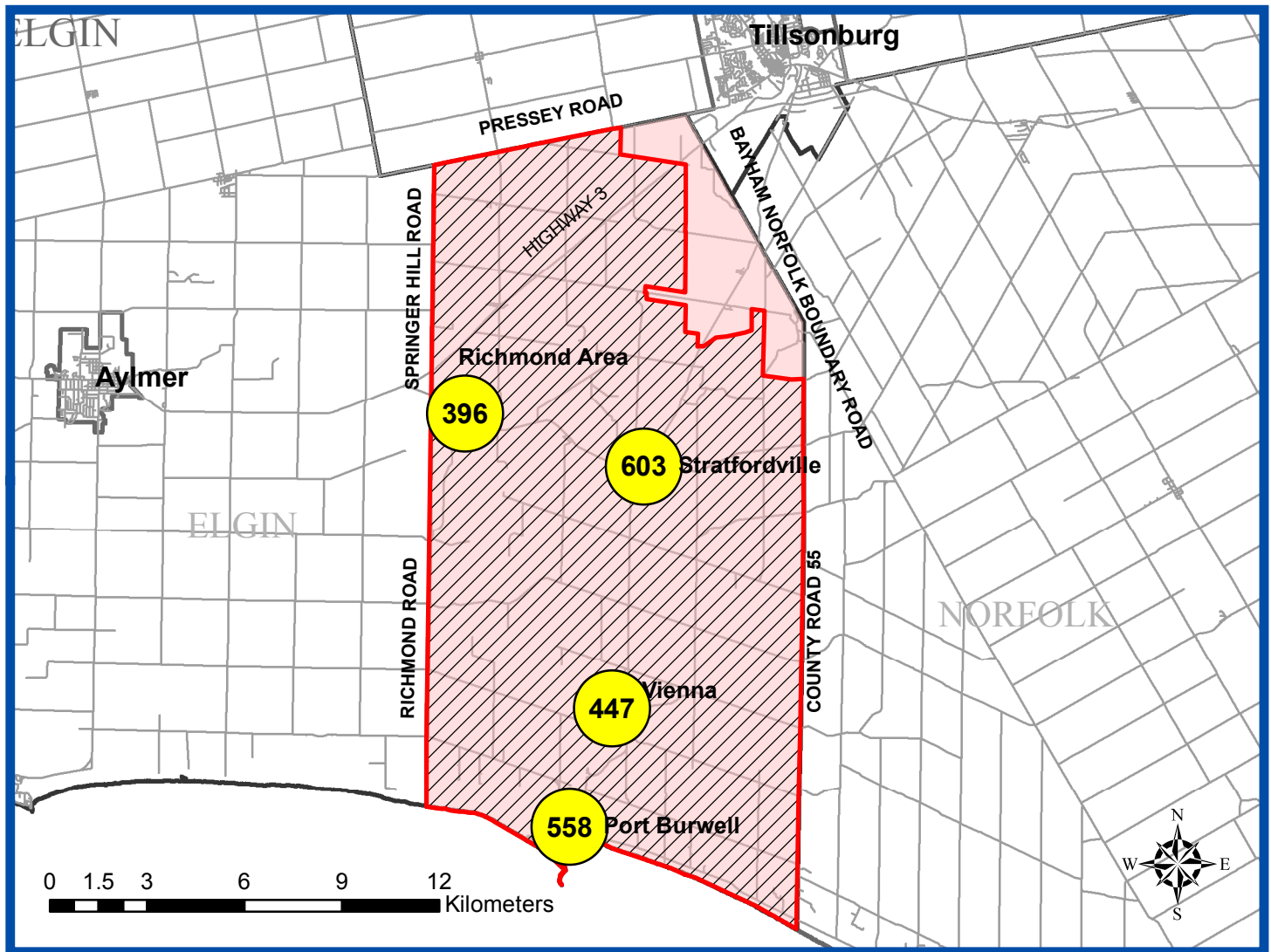
<sup>3</sup> EB-2009-0034 supersedes FBC 259 covering the areas within the former Township of North Dorchester.

# Norfolk Township Service Map, Norfolk County



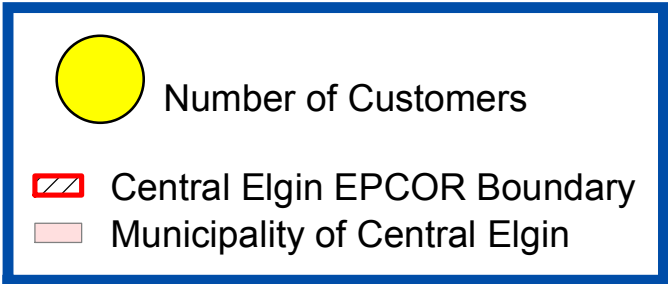
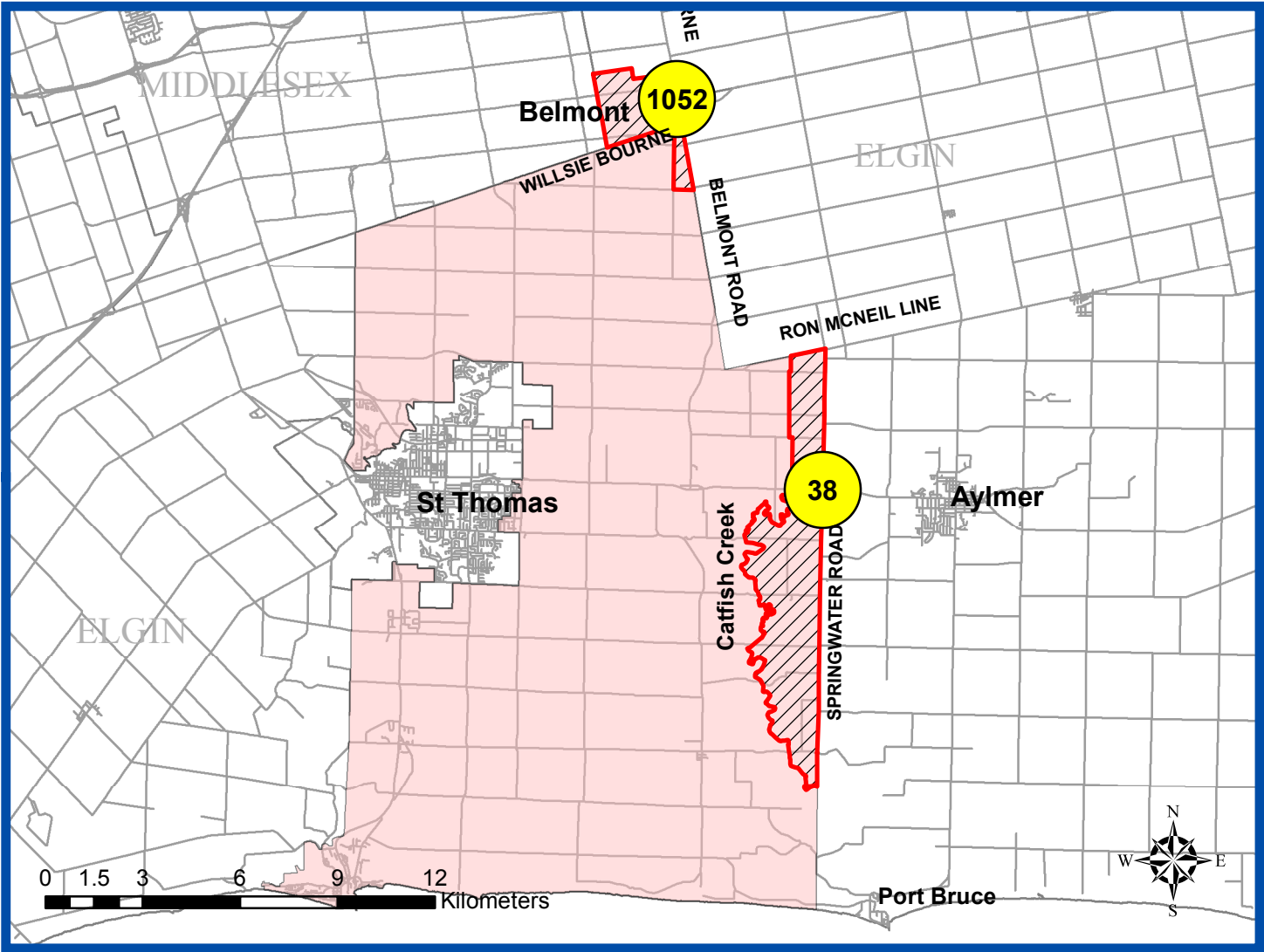
EPCOR Natural Gas Limited Partnership

# Municipality of Bayham Service Map, Elgin County

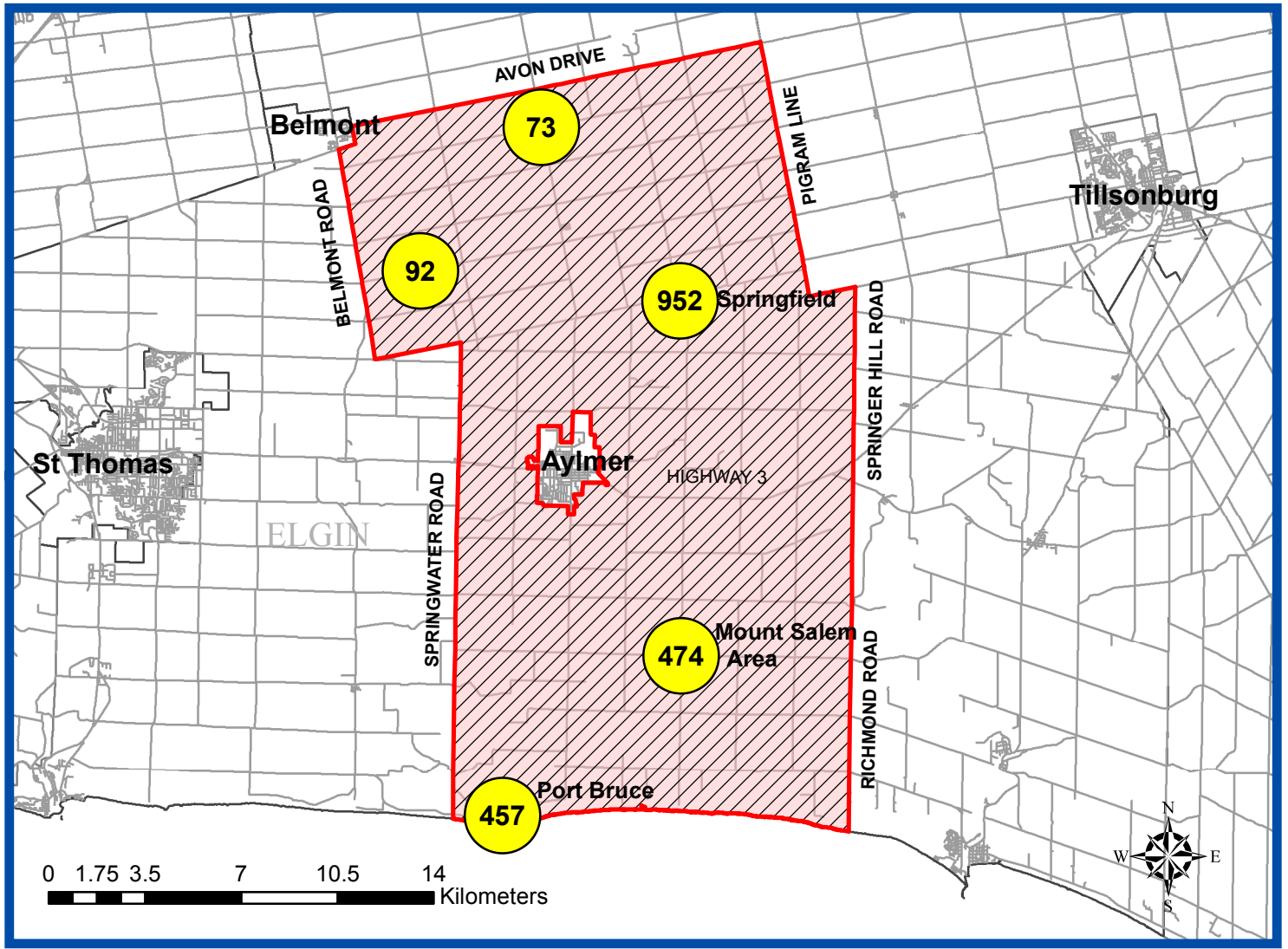


EPCOR Natural Gas Limited Partnership

# Municipality of Central Elgin Service Map, Elgin County



# Township of Malahide Service Map, Elgin County



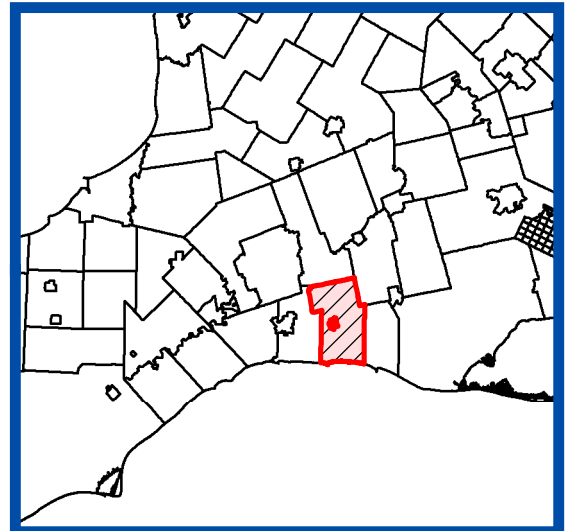
Number of Customers



Township of Malahide EPCOR Boundary



Township of Malahide



**EPCOR**

EPCOR Natural Gas Limited Partnership



# Municipality of Thames Centre Service Map, Middlesex County

