



RP-2003-0231

EB-2003-0290

EB-2003-0289

**NOTICE OF APPLICATION AND NOTICE OF WRITTEN HEARING
GAS FRANCHISE AND CONSOLIDATED CERTIFICATE OF PUBLIC
CONVENIENCE AND NECESSITY FOR THE
TOWN OF TECUMSEH**

Union Gas Limited has filed an application dated November 18, 2003 with the Ontario Energy Board under the *Municipal Franchises Act*, R.S.O. 1990, c. M.55 for an order of the Board approving the terms and conditions upon which and the period for which the Corporation of the Town of Tecumseh is, by by-law to grant to Union the right to construct and operate works for the distribution of gas, and the right to extend and add to the works in the Town of Tecumseh. Union has also applied for an order of the Board declaring and directing that the assent of the electors of the Town of Tecumseh to the by-law is not necessary. The Board has assigned file number RP-2003-0231/EB-2003-0290 to the franchise application.

Effective January 1, 1999, the former Town of Tecumseh, the former Township of Sandwich South and the former Village of St. Clair Beach were amalgamated to form the Town of Tecumseh. Union is presently serving the Town of Tecumseh. Union has existing franchise agreements with the former Town of Tecumseh, which expires October 24, 2004, with the former Township of South Sandwich (E.B.A. 556) which expires October 23, 2004, and with the former Village of St. Clair Beach (E.B.A. 574) which expires October 23, 2004.

Union has also applied to the Board for an order that cancels the existing Certificate of Public Convenience and Necessity for the Former Village of St. Clair Beach, and replaces it with a new Certificate of Public Convenience and Necessity for the entire area of the amalgamated Town of Tecumseh. Union holds a Certificate of Public Convenience and Necessity for the former Village of St. Clair Beach (P.F.A. 7991) but no Certificates for the former Town of Tecumseh and the former Township of Sandwich South as Union Gas Limited served those municipalities on or before the 1st day of April, 1933. The Board has assigned file number RP-2003-0231/EB-2003-0289 to this certificate application.

Copies of the applications are available for inspection at the Board's office, Union's head office, Union's district office and the office of the Corporation of the Town of Tecumseh, at the addresses indicated below.

The Board intends to proceed with the application by way of a written hearing unless a party satisfies the Board that there is a good reason for not holding a written hearing. If you object to the Board holding a written hearing in this matter, you must provide written reasons why an oral hearing is necessary. Any submissions objecting to a written hearing must be received by the Board within 7 calendar days of the publication date of this Notice.

If you wish to participate in the written hearing, you must forward three copies of your written submissions to the Assistant Secretary of the Board and one copy to the applicant at the addresses below. All submissions must be received no later than 14 days after the publication date of this Notice. If Union wishes to respond to the written submissions, such response must be received by the Board no later than 21 days after the publication date of this Notice. All submissions must quote file no. RP-2003-0231, clearly state the sender's name and address, and be received by the Assistant Secretary by 4:45 p.m. on the required dates.

IF YOU DO NOT FILE A WRITTEN SUBMISSION OBJECTING TO A WRITTEN HEARING OR DO NOT PARTICIPATE IN THE HEARING BY FILING WRITTEN SUBMISSIONS IN ACCORDANCE WITH THIS NOTICE, THE BOARD MAY PROCEED WITHOUT YOUR PARTICIPATION AND YOU WILL NOT BE ENTITLED TO FURTHER NOTICE IN THIS PROCEEDING.

ADDRESSES

Ontario Energy Board

P.O. Box 2319
2300 Yonge Street
Toronto, Ontario
M4P 1E4

Attn: Paul B. Pudge
Assistant Secretary
Tel: 1-888-632-6273 (Toll free)
Fax: 416-440-7656

Union Gas Limited (Head Office)

50 Keil Drive North
Chatham, ON
N7M 5M1

Attn: Jim Laforet
Manager, Regulatory Research and Records
Tel: 519-436-4695
Fax: 519-436-4641

The Corporation of the Town of Tecumseh

917 Lesperance Road
Tecumseh, ON
N8N 1W9

Attn: Ms. Laura Moy
Tel: 519-735-2184
Fax: 519-735-6712

16

Union Gas Limited (District Office)
555 Riverview Dr.
Chatham, ON
N7M 5M1

17

Attn: Mr. Lindsay Boyd
District Manager
Tel: 519-351-5020 ext 220
Fax: 519-358-4223

18

DATED at Toronto December 11, 2003.

19

ONTARIO ENERGY BOARD

Paul B. Pudge
Assistant Secretary