



EB-2008-0267
EB-2008-0266

**NOTICE OF APPLICATION
AND
NOTICE OF WRITTEN HEARING**

**FRANCHISE APPROVAL AND
CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY
FOR THE TOWN OF SHELBURNE**

Enbridge Gas Distribution Inc. (the “Applicant”) has filed an application dated July 22, 2008 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 Town of Shelburne (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 Town of Shelburne (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. In addition, the Applicant has applied for an order of the Board cancelling the Applicant’s existing Certificate of Public Convenience and Necessity (E.B.C. 51) dated July 11, 1966 relating to the former Village of Shelburne and replacing it with a single Certificate of Public Convenience and Necessity for the Town of Shelburne to include the areas annexed from the Townships of Amaranth and Melancthon on March 31, 1997 by an Order made pursuant to the Municipal Act, R.S.O. 1990, c. M.45.

The Applicant is presently serving the Town of Shelburne. The Applicant has franchise agreements with the former Village of Shelburne (E.B.A. 473), the former Township of Amaranth (E.B.A. 476) and the former Township of Melancthon (E.B.A. 488-A) which will expire respectively on January 23, 2009, March 1, 2009 and February 2, 2009.

The application will be decided by the Board's Manager, Facilities Applications, who has been delegated this authority pursuant to section 6 of the *Ontario Energy Board Act, 1998*, S.O. 1998, c.15 (Schedule B). The Manager, Facilities Applications does not intend to provide for an award of costs when deciding this application.

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.

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 days of the publication date of this Notice.

If you wish to participate in the written hearing, you must forward two 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 the Applicant 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 Board File Numbers EB-2008-00267 and EB-2008-0266, clearly state the sender's name and address, and be received by the Board 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
(for viewing of copies of application)

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

Attn: Kirsten Walli
Board Secretary

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

Enbridge Gas Distribution Inc.
(Head Office)

Attn: Tania Persad
Senior Legal Counsel, Regulatory
500 Consumers Road
Toronto, ON
M3J 1P8

Tel: (416) 495-5891
Fax: (416) 495-5994

Corporation of the Town of Shelburne

Attn: Mr. John Telfer, AMCT
Town Clerk/ Development Officer
203 Main Street East,
P.O. Box 69
Shelburne ON L0N 1S0

Tel: (519) 925-2600
Fax: (519) 925-6134

Enbridge Gas Distribution Inc.
(District Office)

Attn: Ashraf Abdel-Qader
Operations Manager
Central Region West
6 Colony Court
Brampton ON L6T 4E4

Tel: (905) 458-2119
Fax: (905) 458-2129

DATED at Toronto August 19, 2008

ONTARIO ENERGY BOARD

Original Signed By

Kirsten Walli
Board Secretary