



Enbridge Gas Inc.  
50 Keil Drive North  
Chatham, Ontario, Canada  
N7M 5M1

March 4, 2024

Ms. Nancy Marconi  
Registrar  
Ontario Energy Board  
2300 Yonge Street, 27<sup>th</sup> Floor  
Toronto, ON M4P 1E4

Dear Ms. Marconi:

**Re: Enbridge Gas Inc.  
Application for Renewal of Franchise Agreement - Township of Nairn and Hyman  
Ontario Energy Board File No. EB-2023-0332**

This letter is to acknowledge that there were typographical reference errors in the application originally submitted on November 10, 2023 at paragraphs 2 and 5. Attached is a corrected version of the application portion of the original submission with the corrections underlined.

Further to the March 4, 2024 request of Ontario Energy Board staff, I can confirm that Enbridge Gas currently serves approximately 114 customers in the Township of Nairn and Hyman and that Enbridge Gas and its predecessors have been providing gas distribution services within the Township of Nairn and Hyman since approximately 1974.

I can also confirm that Enbridge Gas is not aware of any changes to the municipal boundaries of the Township of Nairn and Hyman since the Certificate of Public Convenience and Necessity (RP-2003-0207/ EB-2003-0256) was issued.

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

Yours truly,

Patrick McMahon  
Technical Manager  
Regulatory Research and Records  
[patrick.mcmahon@enbridge.com](mailto:patrick.mcmahon@enbridge.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 Enbridge Gas Inc. for an Order approving the terms and conditions upon which, and the period for which, the Corporation of the Township of Nairn and Hyman is, by by-law, to grant to Enbridge Gas Inc. the right to construct and operate works for the distribution, transmission and storage of natural gas and the right to extend and add to the works in the Township of Nairn and Hyman;

**AND IN THE MATTER OF** an Application by Enbridge Gas Inc. for an Order directing and declaring that the assent of the municipal electors of the Township of Nairn and Hyman to the by-law is not necessary.

### APPLICATION

1. Enbridge Gas Inc. (Enbridge Gas), a regulated public utility, is a corporation incorporated under the laws of the Province of Ontario, with its offices in the City of Toronto and the Municipality of Chatham-Kent.
2. The Corporation of the Township of Nairn and Hyman (Municipality) is a municipal corporation incorporated under the laws of the Province of Ontario. Attached hereto and marked as Schedule "A" is a map showing the geographical location of the Municipality and a customer density representation of Enbridge Gas' service area. Enbridge Gas currently serves approximately 114 customers in the Municipality. Enbridge Gas and its predecessors have been providing gas distribution services within the Township of Nairn and Hyman since approximately 1974. *[Corrected]*
3. The Township of Nairn and Hyman is a single-tier municipality located in the Sudbury District that was incorporated in 1896.
4. Enbridge Gas has an existing franchise agreement with the Township of Nairn and Hyman (RP-2003-0207/ EB-2003-0257) which is attached as Schedule "B".
5. Enbridge Gas has a Certificate of Public Convenience and Necessity for the Township of Nairn and Hyman (RP-2003-0207/ EB-2003-0256) which is attached as Schedule "C". Enbridge Gas is not aware of any changes to the municipal boundaries of the Township of Nairn and Hyman since the Certificate of Public Convenience and Necessity was issued. *[Corrected]*

6. Enbridge Gas applied to the Council of the Municipality for the renewal of a franchise agreement permitting Enbridge Gas to construct and operate works for the distribution, transmission and storage of natural gas and the right to extend and add to the works in the Township of Nairn and Hyman.
7. On September 18, 2023, the Council of the Municipality gave approval to the form of a Franchise Agreement in favour of Enbridge Gas and authorized Enbridge Gas to apply to the Ontario Energy Board for approval of the terms and conditions upon which and the period for which the franchise agreement is proposed to be granted.
8. Attached hereto as Schedule "D" is a copy of Resolution 2023-10-179 of the Council of the Municipality approving the form of the draft by-law and franchise agreement, authorizing this submission to the Ontario Energy Board, and requesting an Order declaring and directing that the assent of the municipal electors to the by-law and franchise agreement is not necessary.
9. Attached hereto as Schedule "E" is a copy of By-law 2023-26 and the proposed franchise agreement. The Township of Nairn and Hyman has provided first and second readings of its by-law.
10. Enbridge Gas has franchise agreements with and Certificates of Public Convenience and Necessity for the Township of Baldwin, the Town of Espanola and the City of Greater Sudbury. There is no other natural gas distributor in the area.
11. The proposed franchise agreement is in the form of the 2000 Model Franchise Agreement with no amendments and is for a term of twenty (20) years.
12. The address of the Municipality is as follows:

Township of Nairn and Hyman  
64 McIntyre Street  
Nairn Centre, ON P0M 2L0  
Attention: Belinda Ketchabaw, CAO/Clerk/Treasurer  
Telephone: (705) 869-4232  
Email: [belindaketchabaw@nairncentre.ca](mailto:belindaketchabaw@nairncentre.ca)

The address for Enbridge Gas' regional operations office is:

Enbridge Gas Inc.  
1211 Amber Drive  
Thunder Bay, ON P7B 6M4  
Attention: Nicole Lehto, Director, Northern Region Operations  
Email: [nicole.lehto@enbridge.com](mailto:nicole.lehto@enbridge.com)

13. In recognition of the changes to OEB Notices of Hearing and Related Processes issued on September 28, 2023, Enbridge Gas believes that publishing the Notice in the local newspaper, on the OEB web site, on the Enbridge Gas' web site and on the municipality's web site will provide a broad awareness of this application. The newspaper having the highest circulation in the Township of Nairn and Hyman is the *Mid-North Monitor*. This is the newspaper used by the Municipality for its notices.
14. Enbridge Gas now applies to the Ontario Energy Board for:
  - (a) an Order under s.9(3) approving the terms and conditions upon which, and the period for which, the Township of Nairn and Hyman is, by by-law, to grant Enbridge Gas the right to construct and operate works for the distribution, transmission and storage of natural gas and the right to extend and add to the works; and
  - (b) an Order pursuant to s.9(4) directing and declaring that the assent of the municipal electors of the Township of Nairn and Hyman is not necessary for the proposed franchise agreement by-law under the circumstances.

**DATED** at the Municipality of Chatham-Kent, in the Province of Ontario this 10<sup>th</sup> day of November, 2023.

**ENBRIDGE GAS INC.**

*[Original Application Digitally Signed By Patrick McMahon – November 10, 2023]*

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Patrick McMahon  
Technical Manager  
Regulatory Research and Records

Comments respecting this Application should be directed to:

Mr. Patrick McMahon  
Technical Manager, Regulatory Research and Records  
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Chatham, ON N7M 5M1  
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