



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

September 16, 2024

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

Dear Ms. Marconi:

**Re: Enbridge Gas Inc.
Approval of Certificate of Public Convenience and Necessity
City of Welland
Ontario Energy Board File No. EB-2024-0184**

In accordance with instructions set out by the Ontario Energy Board's Letter of Direction dated September 5, 2024, enclosed is my Affidavit of Service related to the Decision and Order in regard to the above-noted proceeding.

Yours truly,

Patrick McMahon
Technical Manager
Regulatory Research and Records
patrick.mcmahon@enbridge.com
(519) 436-5325

Encl.

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 cancelling and superseding those parts of the E.B.C. 58 Certificate of Public Convenience and Necessity held by Enbridge Gas Inc. related to the former City of Welland and the parts of the former Township of Crowland, the former Township of Humberstone, the former Township of Thorold and the former Township of Pelham annexed to the City of Welland and replacing them with a Certificate of Public Convenience and Necessity to construct works to supply natural gas in the current City of Welland.

AFFIDAVIT OF SERVICE

I, Patrick McMahon, of the Municipality of Chatham-Kent, in the Province of Ontario, make oath and say as follows:

1. I am an employee in the Chatham Office of Enbridge Gas Inc., the Applicant in the matter referred to in the preamble to this my Affidavit and I have personal knowledge of the matters herein deposed to.
2. By Courier, at Chatham, Ontario, on September 6, 2024, I did cause to be sent to the City of Welland a true copy of the Decision and Order issued by the Ontario Energy Board on September 5, 2024, to the above preamble and a covering letter, attached hereto as Exhibit "A".
3. The courier bill of lading is attached hereto as Exhibit "B".
4. I make this Affidavit in good faith and for no improper purpose.

SWORN BEFORE ME, at the)
 City of Toronto in the Province)
 of Ontario this 16th day of)
 September, 2024.)

 Patrick McMahon

 A Commissioner, etc.



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

Exhibit A

September 6, 2024

This is Exhibit "A" to the Affidavit of
Patrick McMahon sworn before me
this 16th day of September, 2024.

Tara Stephens, City Clerk
City of Welland
60 East Main Street
Welland, ON L3B 3X4

Dear Ms. Stephens:

A Commissioner, etc.

**Re: Enbridge Gas Inc.
Certificate of Public Convenience and Necessity - City of Welland
Ontario Energy Board File No. EB-2024-0184**

In accordance with instructions set out by the Ontario Energy Board's Letter of Direction dated September 5, 2024, Enbridge Gas now serves upon you a copy of the Decision and Order approving the new Certificate of Public Convenience and Necessity that Enbridge Gas holds for the City of Welland.

Please contact me directly if you have any questions about the application that resulted in this Decision and Order.

Yours truly,

[Original Signed By]

Patrick McMahon
Technical Manager
Regulatory Research and Records
patrick.mcmahon@enbridge.com
(519) 436-5325

Encl.



DECISION AND ORDER

EB-2024-0184

ENBRIDGE GAS INC.

**Application for a Certificate of Public Convenience and
Necessity for the City of Welland**

By Delegation, before:

Theodore Antonopoulos
Vice President
Major Applications

September 5, 2024

1 OVERVIEW

This Decision and Order of the Ontario Energy Board (OEB) approves an application filed by Enbridge Gas Inc. (Enbridge Gas) for a certificate of public convenience and necessity (certificate) for the City of Welland.

2 CONTEXT AND PROCESS

Enbridge Gas filed an application with the OEB on May 23, 2024, under section 8 of the *Municipal Franchises Act*. The application is for an order approving a new certificate of public convenience and necessity to construct works to supply natural gas in the City of Welland.

The OEB held a written hearing. A notice of hearing was published in the local newspaper on June 18, 2024. The notice of hearing was also posted on Enbridge Gas's website. No persons sought to become intervenors or otherwise participate in the proceeding.

In this Decision and Order, a reference to the City of Welland is a reference to the municipal corporation or its geographic area, as the context requires.

3 APPLICATION

Enbridge Gas is a corporation incorporated under the laws of the Province of Ontario, with its head office in the City of Toronto.

The City of Welland is a municipal corporation incorporated under the laws of the Province of Ontario. It is a lower-tier municipality located in the Regional Municipality of Niagara.

The City of Welland was incorporated in 1917 and was expanded in the 1970s and 1980s through annexations of certain portions of the former Township of Crowland, the former Township of Humberstone, the former Township of Thorold, and the former Township of Pelham.

Enbridge Gas is authorized to serve the entire geographic area of the City of Welland through an existing certificate that covers operations within eighteen municipalities including the former City of Welland, the former Township of Crowland, the former Township of Humberstone, the former Township of Thorold and the former Township of Pelham.¹ As such, Enbridge Gas does not have a certificate in respect of the City of Welland that is in the name of the City, or that is aligned with its municipal boundaries.

Accordingly, Enbridge Gas requests an order of the OEB cancelling those parts of its existing certificate related to the City of Welland's legacy municipalities, and granting it a new certificate to construct works to supply natural gas in the current City of Welland.²

Enbridge Gas notes that, if the application is granted, there will be no change to its overall certificate rights in the City of Welland. Enbridge Gas further states that it is not aware of any other person holding a certificate for the City of Welland.

¹ E.B.C. 58, dated July 25, 1967 covers operations within eighteen municipalities including the former City of Welland, the former Township of Crowland, the former Township of Humberstone, the former Township of Thorold and the former Township of Pelham

² The OEB notes that Enbridge Gas has also filed applications for new certificates that will cancel and supersede its authorizations as set out in E.B.C. 58 for the City of Niagara Falls, the City of St. Catharines, the Town of Pelham, the Town of Lincoln and the Town of Niagara-on-the-Lake but that E.B.C. 58 remains in effect for the Township of Wainfleet given that there have not been any annexations or any name changes to the Township of Wainfleet since the certificate was issued

4 FINDINGS

I find that it is in the public interest to approve Enbridge Gas's application for a certificate for the City of Welland. Enbridge Gas currently serves the City of Welland through a certificate issued in the name of its various legacy municipalities. The issuance of a new certificate in the name of the City of Welland, and that is geographically aligned with its municipal borders, is consistent with the intent of the OEB that certificate holders update service areas if boundaries of their existing certificate(s) are affected by municipal amalgamations, annexations, or name changes. Enbridge Gas filed a complete application and provided notice of the hearing in the manner instructed by the OEB. I note that no party intervened or otherwise objected the application.

A new certificate, attached as Schedule A to this Decision and Order, is granted to Enbridge Gas for the City of Welland. The new certificate supersedes those parts of E.B.C. 58 related to the former City of Welland and parts of the former Township of Crowland, the former Township of Humberstone, the former Township of Thorold, and the former Township of Pelham annexed to the City of Welland, which are hereby cancelled. I also note that there are no other natural gas distributors within the certificate area.

5 ORDER

IT IS ORDERED THAT:

1. A certificate of public convenience and necessity, attached as Schedule A, is granted to Enbridge Gas Inc. to construct works or supply natural gas in the City of Welland. A current map of the City of Welland is attached as Schedule B.
2. This certificate of public convenience and necessity supersedes the following certificate rights, which are hereby cancelled:
 - Those parts of E.B.C. 58 relating to the former City of Welland and the portions of the former Township of Crowland, the former Township of Humberstone, the former Township of Thorold and the former Township of Pelham that were annexed into the City of Welland.
3. Enbridge Gas Inc. shall pay the OEB's costs incidental to this proceeding upon receipt of the OEB's invoice.

DATED at September 5, 2024

ONTARIO ENERGY BOARD

Original Signed By

Theodore Antonopoulos

Vice President

Major Applications

SCHEDULE A

CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY

ENBRIDGE GAS INC.

EB-2024-0184

SEPTEMBER 5, 2024

EB-2024-0184

Certificate of Public Convenience and Necessity

The Ontario Energy Board grants

Enbridge Gas Inc.

approval under section 8 of the *Municipal Franchises Act*, R.S.O. 1990, c. M.55, as amended, to construct works to supply natural gas in the

City of Welland

as it is constituted on the date of this Decision and Order.

This certificate of public convenience and necessity cancels and supersedes those portions of E.B.C. 58 relating to the former City of Welland, and the parts of the former Township of Crowland, the former Township of Humberstone, the former Township of Thorold and the former Township of Pelham that were amalgamated into the City of Welland

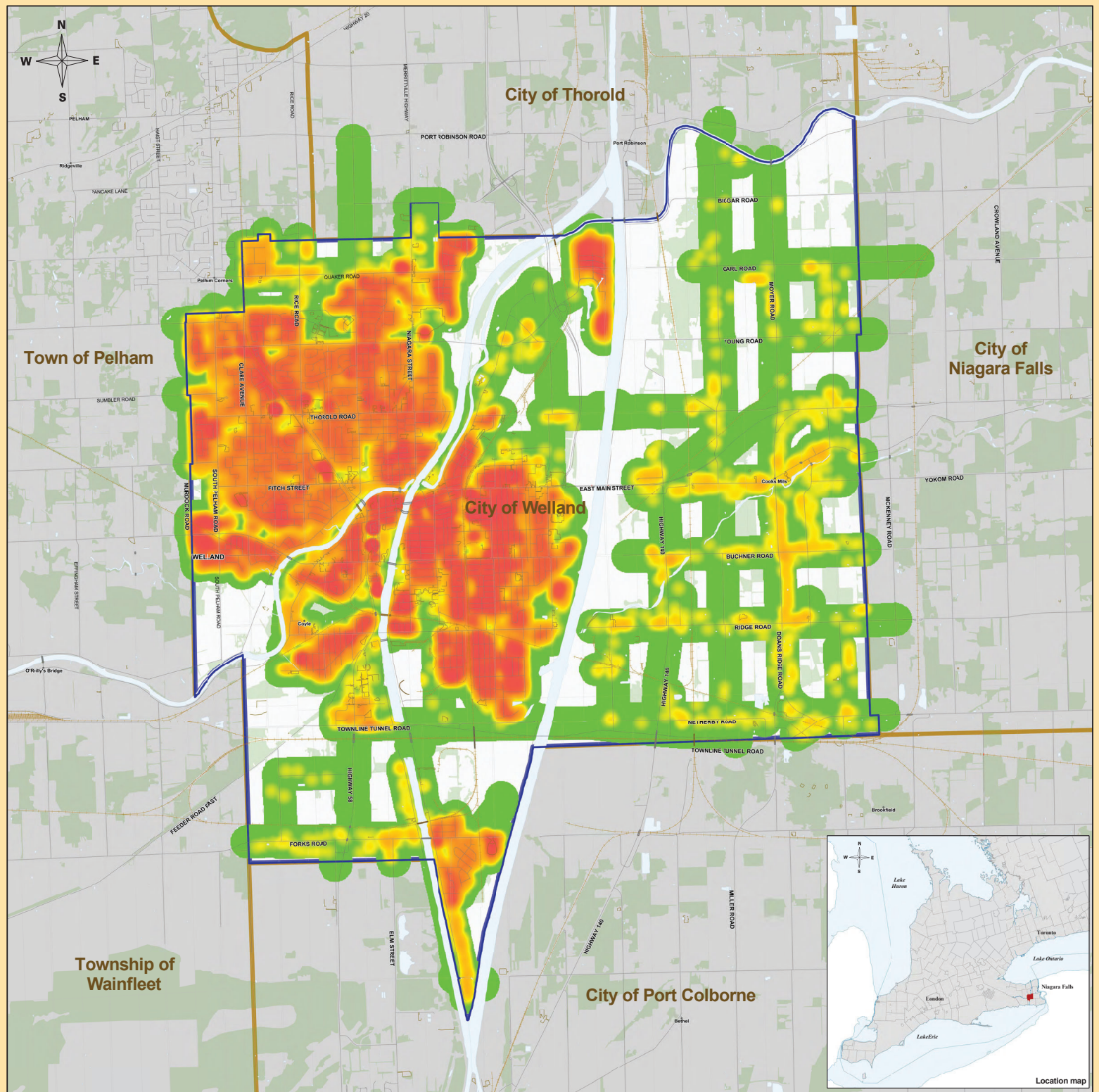
DATED at Toronto, September 5, 2024

ONTARIO ENERGY BOARD

Original Signed By

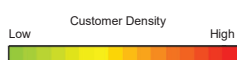
Theodore Antonopoulos
Vice President
Major Applications

SCHEDULE B
MAP OF THE CITY OF WELLAND
ENBRIDGE GAS INC.
EB-2024-0184
SEPTEMBER 5, 2024



Legend

- Enbridge Gas Pipeline Coverage Area
- City of St Welland
- Roads
- Railways
- Municipal and Township Boundaries
- First Nation Boundaries



City of Welland



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

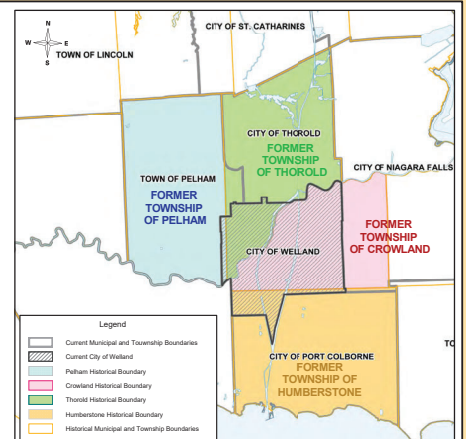


Exhibit B

This is Exhibit "B" to the Affidavit of
Patrick McMahon sworn before me
this 16th day of September, 2024.

City of Welland
60 East Main Street
Welland, ON L3B 3X4

(905) 735-1700

Attention: Tara Stephens, City Clerk

A Commissioner, etc.

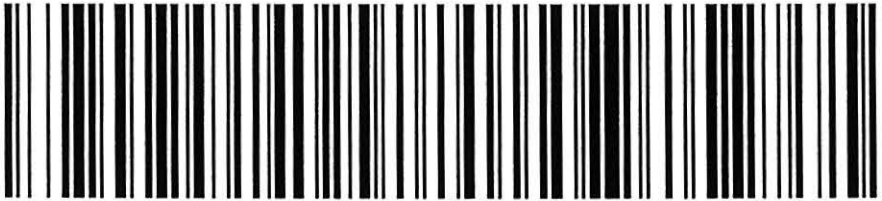
9/6/24, 8:28 AM

loomis-express.com/loomship/en/Shipping/PrintLabels?wbs=NET76402310

FROM/DE: UNION GAS 50 KEIL DR N APT/SUITE DOCK A CHATHAM, ONTARIO N7L3V9 519-436-4600 SIN: NET76402310 PIN: NET76402310 REF: P.MCMAHON WGT: 1.00 LBS DWT: 0.90 LBS DIM: 1X1X1 INCHES		TO/A: CITY OF WELLAND 60 EAST MAIN STREET WELLAND, ON L3B3X4 905-735-1700 ATTN: TARA STEPHENS		V STANDARD TERMS AND CONDITIONS APPLY  Loomis Express NET76402310
INSTRUCTIONS:		GRD		
		PREPAID		

L3B3X4

ST CATHARINES



LQL3B3X4AANET76402310

NET76402310 PIN: 1/1 DATE: 09/06/2024 LOOMIS-EXPRESS.COM