

October 28, 2024

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

Dear Ms. Marconi:

**Re: Enbridge Gas Inc.
Application for Certificate of Public Convenience and Necessity
Town of Ajax
Ontario Energy Board File No. EB-2024-0234**

Further to the questions submitted by Ontario Energy Board Staff related to certificates of public convenience and necessity, Enbridge Gas provides the following responses.

Staff Question-1

Reference: EB-2024-0234, Application, page 1, para 3, 4 and 5
EB-2024-0234, Application, page 2, para 8

Preamble:

Enbridge Gas notes that the boundaries of the Town of Ajax were expanded to include several areas of the former Township of Pickering, including the former Village of Pickering, the former community of Pickering Beach and the former Village of Audley.

Enbridge Gas states that it holds certificate rights for all of the lands that now make up the Town of Ajax through the following certificates:

- F.B.C. 9, dated May 15, 1956 for the former Village of Pickering
- F.B.C. 10, dated May 15, 1956 for the former Township of Pickering
- F.B.C. 75 dated August 20, 1956 for the former Town of Ajax

Enbridge Gas has requested orders cancelling and superseding the F.B.C. 9 certificate related to the former Village of Pickering and the F.B.C. 75 Certificate related to the former Town of Ajax and replacing them with a Certificate to supply natural gas in the current Town of Ajax.

Questions:

- a) Please discuss why Enbridge Gas has not requested that those parts of F.B.C. 10 related to the former Township of Pickering that became part of the Town of Ajax be cancelled and replaced by a new certificate for the Town of Ajax.

- b) Please discuss which municipalities are covered by F.B.C. 10. If there are no municipalities covered by F.B.C. 10, please discuss whether F.B.C. 10 could be cancelled.

Response:

- a) The F.B.C. 10 CPCN (see attachment 1) is related to the former Township of Pickering only. On January 1, 1974, the southeastern portion of the former Township of Pickering, including the former Village of Pickering (covered by F.B.C. 9) became part of the Town of Ajax. The rest of the former Township of Pickering became the Town of Pickering, which in 2000 became the City of Pickering.

Subsequent to the application dated July 23, 2024 associated with the request for a new CPCN for the Town of Ajax, the parts of F.B.C. 10 relating to the former Township of Pickering that formed the City of Pickering were cancelled and superseded by the CPCN issued on September 19, 2024 for the City of Pickering in the EB-2024-0205 proceeding.

This current application should include a request to cancel and supersede the remaining parts of F.B.C. 10. Paragraph 8 of the original application should be updated as follows:

8. Enbridge Gas now applies to the Ontario Energy Board for an Order pursuant to s.8 of the Municipal Franchises Act cancelling and superseding the F.B.C. 9 Certificate of Public Convenience and Necessity held by Enbridge Gas Inc. related to the former Village of Pickering, those parts of the F.B.C. 10 Certificate of Public Convenience and Necessity held by Enbridge Gas Inc. related to those parts of the former Township of Pickering that became part of the Town of Ajax, and the F.B.C. 75 Certificate of Public Convenience and Necessity held by Enbridge Gas Inc. related to the former Town of Ajax and replacing them with a Certificate of Public Convenience and Necessity to construct works to supply natural gas in the current Town of Ajax.

- b) See the response to part (a). The F.B.C. 10 CPCN still applies to those parts of the former Township of Pickering that became part of the Town of Ajax and can be superseded by a new CPCN for the Town of Ajax.

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
(519) 436-5325

**IN THE MATTER OF The Municipal
Franchises Act, Chapter 249
R. S. O. 1950, Section 8 as
amended, and**

**IN THE MATTER OF an Application
by The Consumers' Gas Company of
Toronto for a certificate of public
convenience and necessity to con-
struct works and to supply natural
gas to the Township of Pickering**

B E F O R E:

**A. R. Crozier, Chairman } the 9th day of
W. R. Howard, Commissioner } December, 1955**

**CERTIFICATE OF PUBLIC CONVENIENCE
AND NECESSITY**

**UPON THE APPLICATION OF The Consumers' Gas Company of
Toronto (hereinafter referred to as the "Applicant") for a
certificate pursuant to the provisions of The Municipal
Franchises Act, R. S. O. 1950, Chapter 249, and amendments
thereto, and upon the hearing of such application by the
Board in the City of Toronto on the 9th day of December, 1955,
after due notice of such hearing had been given as directed
by the Board, in the presence of Counsel for the Applicant,
Counsel for the Village of Pickering, the Village of Markham
and the Township of Pickering, no one else appearing, upon
consideration of the evidence and exhibits produced at the
hearing and upon hearing what was alleged by Counsel aforesaid.**

**1. THIS BOARD DOETH ORDER THAT a certificate of public
convenience and necessity be and the same is hereby granted
to The Consumers' Gas Company of Toronto for the supply of
natural gas to the inhabitants of the Township of Pickering,
for the construction of the works necessary therefor.**

2. The Board fixes the costs of this Application at \$25.00 payable forthwith by the Applicant.

DATED at Toronto this 15th day of May 1956.

ONTARIO FUEL BOARD

[Signature].....

W. R. Howard.....

Source: Archives Ontario's listing of the Ontario Fuel Board's certificates

RG 45-18	F.B.C.9	Consumers Gas Company of Toronto - Certificate of Public Convenience and Necessity - Pickering Village	1955	1 file of textual records	1986-00830/1	B114678
RG 45-18	F.B.C.10	Consumers Gas Company of Toronto - Certificate of Public Convenience and Necessity - Pickering Township Cancelled - application	1955-1956	1 file of textual records	1986-00830/1	B114678