



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

November 18, 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
Town of Grimsby
Ontario Energy Board File No. EB-2024-0247**

In accordance with instructions set out by the Ontario Energy Board's Letter of Direction dated November 14, 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. 59 Certificate of Public Convenience and Necessity held by Enbridge Gas Inc. related to the former Town of Grimsby and the former Township of North Grimsby and replacing them with a Certificate of Public Convenience and Necessity to construct works to supply natural gas in the current Town of Grimsby.

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 November 15, 2024, I did cause to be sent to the Town of Grimsby a true copy of the Decision and Order issued by the Ontario Energy Board on November 14, 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 18th day of)
 November, 2024.)

 Patrick McMahon

 A Commissioner, etc.



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

Exhibit A

November 15, 2024

This is Exhibit "A" to the Affidavit of
Patrick McMahon sworn before me
this 18th day of November, 2024.

Victoria Steele, Town Clerk
Town of Grimsby
160 Livingston Avenue
Grimsby, ON L3M 0J5

A Commissioner, etc.

Dear Ms. Steele:

**Re: Enbridge Gas Inc.
Certificate of Public Convenience and Necessity - Town of Grimsby
Ontario Energy Board File No. EB-2024-0247**

In accordance with instructions set out by the Ontario Energy Board's Letter of Direction dated November 14, 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 Town of Grimsby.

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-2024-0247

ENBRIDGE GAS INC.

**Application for a Certificate of Public Convenience and Necessity
for the Town of Grimsby**

By Delegation, before: **Theodore Antonopoulos**
 Vice President
 Major Applications

November 14, 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 Town of Grimsby.

2 CONTEXT AND PROCESS

Enbridge Gas filed an application with the OEB on August 2, 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 Town of Grimsby.

The OEB held a written hearing. A notice of hearing was published in the local newspaper from August 29 to September 5, 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 Town of Grimsby 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 Town of Grimsby 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 former Village of Grimsby was incorporated in 1876 and became the former Town of Grimsby in 1922.¹ In 1970, the boundaries of the former Town of Grimsby were expanded to include the former Township of North Grimsby.

Enbridge Gas is authorized to serve the entire geographic area of the Town of Grimsby, as it is currently constituted, through an existing certificate in the names of the Town's legacy municipalities.²

Through the application, Enbridge Gas requests an order of the OEB cancelling its existing certificate related to the Town of Grimsby's legacy municipalities, and granting it a new certificate to construct works to supply natural gas in the Town of Grimsby as it is currently constituted.

Enbridge Gas notes that, if the application is granted, there will be no change to its overall certificate rights in the Town of Grimsby.

Enbridge Gas further states that it is not aware of any other natural gas distributor holding a certificate for any part of the current Town of Grimsby, and that it has municipal franchise agreements with, and certificates for, all areas of the other municipalities within the Regional Municipality of Niagara.

¹ Town of Grimsby. 2024. *History and Heritage*. <https://www.grimsby.ca/parks-recreation-and-culture/history-and-heritage/>.

² E.B.C. 59, dated July 25, 1967 for the former Town of Grimsby and the former Township of North Grimsby

4 FINDINGS

I find that it is in the public interest to approve Enbridge Gas's application for a certificate for the Town of Grimsby. Enbridge Gas currently serves the Town of Grimsby through a certificate issued in the name of its various legacy municipalities. The issuance of a new certificate in the name of the Town of Grimsby, 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 Town of Grimsby. The new certificate supersedes Enbridge Gas's prior certificates for the former Town of Grimsby and parts of the former Township of North Grimsby. I also note that there is no other natural gas distributor 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 Town of Grimsby. A current map of the Town of Grimsby is attached as Schedule B.
2. This certificate of public convenience and necessity cancels and supersedes E.B.C. 59 related to the former Town of Grimsby and the former Township of North Grimsby.
3. Enbridge Gas Inc. shall pay the OEB's costs incidental to this proceeding upon receipt of the OEB's invoice.

DATED at Toronto, November 14, 2024

ONTARIO ENERGY BOARD

Theodore
Antonopoulos

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Theodore Antonopoulos
Date: 2024.11.14
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Theodore Antonopoulos
Vice President
Major Applications

SCHEDULE A

CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY

ENBRIDGE GAS INC.

EB-2024-0247

NOVEMBER 14, 2024

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

Town of Grimsby

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

This certificate of public convenience and necessity cancels and supersedes E.B.C. 59 for the former Town of Grimsby and the former Township of North Grimsby

DATED at Toronto, November 14, 2024

ONTARIO ENERGY BOARD

Theodore
Antonopoulos

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Theodore Antonopoulos
Date: 2024.11.14
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Theodore Antonopoulos
Vice President
Major Applications

SCHEDULE B
MAP OF THE TOWN OF GRIMSBY
ENBRIDGE GAS INC.
EB-2024-0247
NOVEMBER 14, 2024

Exhibit B

Town of Grimsby
160 Livingston Avenue
Grimsby, ON L3M 0J5

This is Exhibit "B" to the Affidavit of
Patrick McMahon sworn before me
this 18th day of November, 2024.


(905) 945-9634

Attention: Victoria Steele, Town Clerk

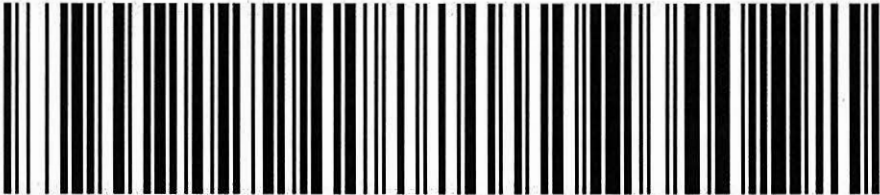
A Commissioner, etc.

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FROM/DE: UNION GAS 50 KEIL DR N APT/SUITE DOCK A CHATHAM, ONTARIO N7L3V9 519-436-4000 SIN: NET76809689 PIN: NET76809689 REF: P.MCMAHON WGT: 0.90 LBS DWT: 0.90 LBS DIM: 1X1X1 INCHES		TO/A: TOWN OF GRIMSBY 160 LIVINGSTON AVENUE GRIMSBY, ON L3M0J5 905-945-9634 ATTN: VICTORIA STEELE		<div>V</div> <div>STANDARD TERMS AND CONDITIONS APPLY</div> <div></div> <div>NET76809689</div>
INSTRUCTIONS: TOWN CLERK		GRD		
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