



DECISION AND ORDER

EB-2024-0253

ENBRIDGE GAS INC.

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

By Delegation, before:

Theodore Antonopoulos
Vice President
Major Applications

November 21, 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 Brantford.

2 CONTEXT AND PROCESS

Enbridge Gas filed an application with the OEB on August 15, 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 Brantford.

The OEB held a written hearing. A notice of hearing was published in the local newspaper on September 10, 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 Brantford 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 Brantford is a municipal corporation incorporated under the laws of the Province of Ontario. It is a single-tier municipality surrounded by but independent of the County of Brant.

The City of Brantford was first incorporated as a city in 1877. The City of Brantford annexed a portion of the former Township of Brantford in 1981 (with the remainder of the former Township of Brantford being annexed into the County of Brant in 1999). The City of Brantford also annexed parts of the County of Brant in 2017.

Enbridge Gas is authorized to serve the entire geographic area of the City of Brantford, as it is currently constituted through a 1959 certificate that pertains to operations within numerous municipalities including the City of Brantford, the former Township of Brantford and the County of Brant.¹ Through the application, Enbridge Gas requests a new certificate to construct works to supply natural gas in the City of Brantford as it is currently constituted, and which would cancel the parts of the 1959 certificate that pertain to the City of Brantford and the former Township of Brantford.

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

Enbridge Gas has a 20-year franchise agreement with the City of Brantford effective October 16, 2006.² Enbridge Gas also has franchise agreements with, and certificates for, the Township of Blandford-Blenheim, the County of Brant, the County of Haldimand, the City of Hamilton, the County of Norfolk, the Township of North Dumfries and the Township of Norwich, each of which is immediately adjacent to the City of Brantford.

¹ F.B.C 259, dated March 17, 1959.

² EB-2006-0067.

4 FINDINGS

I find that it is in the public interest to approve Enbridge Gas's application for a certificate for the City of Brantford. Enbridge Gas currently serves the City of Brantford through a certificate issued in the name of its various legacy municipalities. The issuance of a new certificate 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 Brantford. The new certificate supersedes Enbridge Gas's prior certificate authorization for the City of Brantford. 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 Brantford. A current map of the City of Brantford is attached as Schedule B.
2. This certificate of public convenience and necessity cancels and supersedes those parts of F.B.C. 259 related to the City of Brantford and the former Township of Brantford.
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 21, 2024

ONTARIO ENERGY BOARD

Theodore Antonopoulos

Vice President

Major Applications

SCHEDULE A
CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY
ENBRIDGE GAS INC.
EB-2024-0253
NOVEMBER 21, 2024

EB-2024-0253

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 Brantford

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

This certificate of public convenience and necessity

supersedes those parts of F.B.C. 259 related to the City of Brantford and the Township of Brantford

DATED at Toronto, November 21, 2024

ONTARIO ENERGY BOARD

Theodore Antonopoulos

Vice President

Major Applications

SCHEDULE B
MAP OF THE CITY OF BRANTFORD
ENBRIDGE GAS INC.
EB-2024-0253
NOVEMBER 21, 2024

