



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

December 10, 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
Township of Southwold
Ontario Energy Board File No. EB-2024-0260**

In accordance with instructions set out by the Ontario Energy Board's Letter of Direction dated November 28, 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 F.B.C. 259 Certificate of Public Convenience and Necessity held by Enbridge Gas Inc. related to the former Township of Southwold, the former Village of Fingal, the former Village of Shedden and replacing them with a Certificate of Public Convenience and Necessity to construct works to supply natural gas in the current Township of Southwold.

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 29, 2024, I did cause to be sent to the Township of Southwold a true copy of the Decision and Order issued by the Ontario Energy Board on November 28, 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 10th day of)
December, 2024.)

Patrick McMahon

A Commissioner, etc.



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

Exhibit A

November 29, 2024

Lisa Higgs, CAO / Clerk
Township of Southwold
35663 Fingal Line
Fingal, ON N0L 1K0

This is Exhibit "A" to the Affidavit of
Patrick McMahon sworn before me
this 10th day of December, 2024.

Dear Ms. Higgs:

A Commissioner, etc.

**Re: Enbridge Gas Inc.
Certificate of Public Convenience and Necessity – Township of Southwold
Ontario Energy Board File No. EB-2024-0260**

In accordance with instructions set out by the Ontario Energy Board's Letter of Direction dated November 28, 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 Township of Southwold.

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.



Ontario
Energy
Board

Commission
de l'énergie
de l'Ontario

DECISION AND ORDER

EB-2024-0260

ENBRIDGE GAS INC.

**Application for a Certificate of Public Convenience and
Necessity for the Township of Southwold**

By Delegation, before:

Theodore Antonopoulos
Vice President
Major Applications

November 28, 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 Township of Southwold.

2 CONTEXT AND PROCESS

Enbridge Gas filed an application with the OEB on August 20, 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 Township of Southwold.

The OEB held a written hearing. A notice of hearing was published in the local newspaper on September 19, 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 Township of Southwold 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 Township of Southwold is a municipal corporation incorporated in 1852 under the laws of the Province of Ontario. It is a lower-tier municipality located in the County of Elgin.

The size of the Township of Southwold was reduced when a portion of the Township was annexed to the Village of Port Stanley in 1989 and another portion was annexed to the City of St. Thomas in 1995. The boundaries of the Township of Southwold were later expanded in 1998 when it was merged with the former Village of Fingal and the former Village of Shedden.

Enbridge Gas is authorized to serve the entire geographic area of the Township of Southwold, as it is currently constituted, through a 1959 certificate (F.B.C. 259) that pertains to operations within numerous municipalities including the Township of Southwold.¹ Through the application, Enbridge Gas requests a new certificate to construct works to supply natural gas in the Township of Southwold as it is currently constituted, and which would cancel the parts of the F.B.C. 259 certificate that pertain to the former Township of Southwold, the former Village of Fingal and the former Village of Shedden that merged to form the current Township of Southwold.

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

Enbridge Gas has a franchise agreement with the Township of Southwold effective March 9, 2009.² Enbridge Gas also has municipal franchise agreements with, and certificates for, the Municipality of Dutton Dunwich, the Municipality of Strathroy-Caradoc, the Municipality of Central Elgin, the Municipality of Middlesex Centre, the City of St. Thomas and the City of London, each of which is immediately adjacent to the Township of Southwold.

¹ F.B.C. 259.

² EB-2009-0009.

4 FINDINGS

I find that it is in the public interest to approve Enbridge Gas's application for a certificate for the Township of Southwold. Enbridge Gas currently serves the Township of Southwold through a certificate issued in the name of its various legacy municipalities. The issuance of a new certificate in the name of the Township of Southwold, 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 Township of Southwold. The new certificate supersedes Enbridge Gas's prior certificate rights for the former Township of Southwold, the former Village of Fingal and the former Village of Shedden. 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 Township of Southwold. A current map of the Township of Southwold 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 former Township of Southwold, the former Village of Fingal and the former Village of Shedden that merged to form the Township of Southwold
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 28, 2024

ONTARIO ENERGY BOARD

Theodore
Antonopoulos

Digitally signed by
Theodore Antonopoulos
Date: 2024.11.28
16:11:19 -05'00'

Theodore Antonopoulos
Vice President
Major Applications

SCHEDULE A
CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY
ENBRIDGE GAS INC.
EB-2024-0260
NOVEMBER 28, 2024

EB-2024-0260

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

Township of Southwold

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

This certificate of public convenience and necessity cancels and supersedes those parts of F.B.C. 259 related to the former Township of Southwold, the former Village of Fingal and the former Village of Shedden that merged to form the Township of Southwold

DATED at Toronto, November 28, 2024

ONTARIO ENERGY BOARD

Theodore
Antonopoulos

Digitally signed by
Theodore Antonopoulos
Date: 2024.11.28
16:11:42 -05'00'

Theodore Antonopoulos
Vice President
Major Applications

SCHEDULE B
MAP OF THE TOWNSHIP OF SOUTHWOLD
ENBRIDGE GAS INC.
EB-2024-0260
NOVEMBER 28, 2024

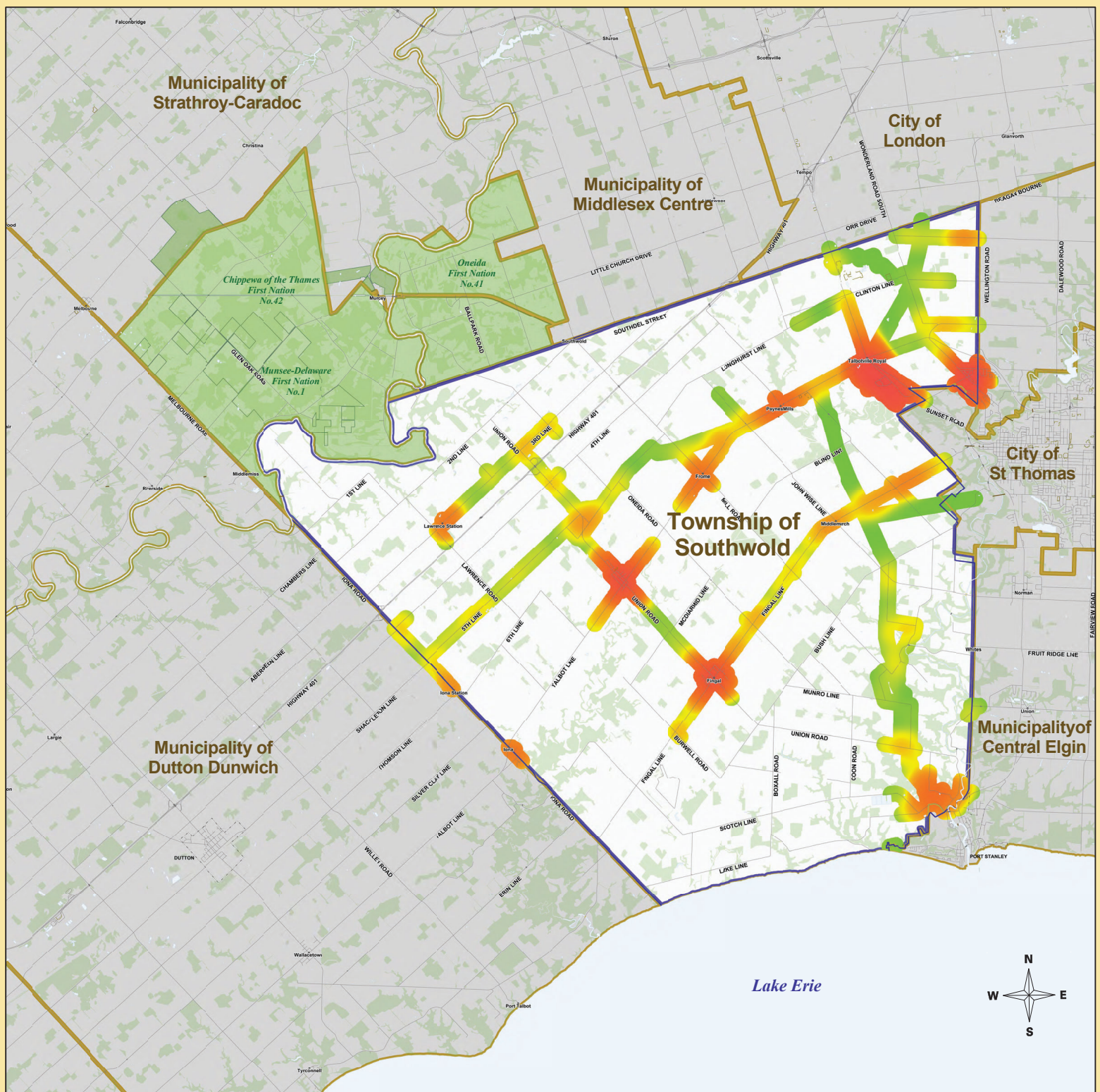


Exhibit B

Township of Southwold
35663 Fingal Line
Fingal, ON N0L 1K0

(519) 769-2010


Attention: Lisa Higgs, CAO / Clerk

This is Exhibit "B" to the Affidavit of
Patrick McMahon sworn before me
this 10th day of December, 2024.

A Commissioner, etc.

11/29/24, 9:55 AM


loomis-express.com/loomship/Shipping/PrintLabels?wbs=NET76883077

FROM/DE: UNION GAS 50 KEIL DR N APT/SUITE DOCK A CHATHAM, ONTARIO N7L3V9 519-436-4600 SIN: NET76883077 PIN: NET76883077 REF: TAX WGT: 1.00 LBS DWT: 0.90 LBS DIM: 1X1X1 INCHES		TO/A: TOWNSHIP OF SOUTHWOLD 35663 FINGAL LINE FINGAL, ON N0L1K0 519-769-2010 ATTN: TAX DEPT		V STANDARD TERMS AND CONDITIONS APPLY  NET76883077
INSTRUCTIONS:		GRD		
		PREPAID		

**N0L1K0
LONDON**


LQN0L1K0AANET76883077

NET76883077 PIN: 1/1 DATE: 11/29/2024 LOOMIS-EXPRESS.COM


NET76883077