



Ontario
Energy
Board | Commission
de l'énergie
de l'Ontario

DECISION AND ORDER

EB-2024-0308

ENBRIDGE GAS INC.

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

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

February 13, 2025

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 Woolwich.

2 CONTEXT AND PROCESS

Enbridge Gas filed an application with the OEB on October 16, 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 Woolwich.

The OEB held a written hearing. A notice of hearing was published in the local newspaper on November 14, 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 Woolwich 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 Woolwich is a municipal corporation incorporated in 1816 under the laws of the Province of Ontario. It is a lower-tier municipality located in the Regional Municipality of Waterloo.

Enbridge Gas has been providing gas distribution services within the Township of Woolwich since approximately 1960. Since then, the boundaries of Township have changed as the result of various municipal reorganizations. As stated in the application:

- The *Regional Municipality of Waterloo Act 1972* created a regional government structure and established limits of the local municipalities effective January 1, 1973 which included the Town of Elmira and part of the Township of Waterloo being annexed to the Township of Woolwich. The Township of Woolwich consists of an extensive rural area along with residential communities including Elmira, St. Jacobs, Breslau, Conestogo, Heidelberg, Maryhill, North Woolwich, Bloomingdale, Weissenburg, West Montrose, Floradale, Winterbourne, and Zuber Corners.
- Enbridge Gas holds a certificate dated December 9, 1959 (F.B.C. 338) for the former Township of Woolwich, a certificate dated March 16, 1960 (F.B.C. 340) for the former Township of Woolwich, and a certificate issued dated December 14, 1959 (F.B.C. 337) for the former Town of Elmira.
- Enbridge Gas also holds a certificate dated January 8, 1958 (F.B.C. 192) for 29 municipalities including the former Township of Waterloo which was later dissolved and annexed to the Township of Woolwich and to the three cities of Kitchener, Waterloo, and Cambridge pursuant to the *Regional Municipality of Waterloo Act 1972*.

In the light of the foregoing, Enbridge Gas submits it is authorized to serve the entire geographic area of the Township of Woolwich, as it is currently constituted, through the combination of various certificates each covering different parts of the Township. Through the application, Enbridge Gas seeks an order cancelling its prior certificate authorizations relating to the Township of Woolwich and replacing them with a single certificate for the Township as it is currently constituted. Specifically, Enbridge Gas seeks for an order of the OEB cancelling the F.B.C. 338 and F.B.C. 340 certificates

related to the former Township of Woolwich, the F.B.C. 337 certificate related to the former Town of Elmira, and those parts of the F.B.C. 192 certificate related to the parts of the former Township of Waterloo that were annexed into the Township of Woolwich and replacing them with a new certificate to construct works to supply natural gas in the current Township of Woolwich.

Enbridge Gas states that it is not aware of any other natural gas distributor within the Township of Woolwich or any area adjacent to it.

Enbridge Gas has a 20-year franchise agreement with the Township of Woolwich effective December 19, 2006.¹ Enbridge Gas also has franchise agreements with, and certificates for, Township of Mapleton, the Township of Centre Wellington, the Township of Guelph / Eramosa, the Township of Puslinch, the City of Cambridge, the City of Kitchener, the City of Waterloo, the Township of Wilmot and the Township of Wellesley, each of which is immediately adjacent to the Township of Woolwich.

¹ EB-2006-0238

4 FINDINGS

I find that it is in the public interest to approve Enbridge Gas's application for a certificate for the Township of Woolwich. The issuance of a new certificate for the Township of Woolwich 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 Woolwich. The new certificate cancels and supersedes Enbridge Gas's prior certificate authorizations for the Township of Woolwich. 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 Township of Woolwich. A current map of the Township of Woolwich is attached as Schedule B.
2. This certificate of public convenience and necessity cancels and supersedes:
 - F.B.C. 338, related to the former Township of Woolwich
 - F.B.C. 340, related to the former Township of Woolwich
 - F.B.C. 337, related to the former Town of Elmira
 - Those parts of F.B.C. 192 related to the former Township of Waterloo annexed into the Township of Woolwich
3. Enbridge Gas Inc. shall pay the OEB's costs incidental to this proceeding upon receipt of the OEB's invoice.

DATED at February 13, 2025

ONTARIO ENERGY BOARD

Theodore Antonopoulos

Vice President

Major Applications

SCHEDULE A
CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY
ENBRIDGE GAS INC.
EB-2024-0308
FEBRUARY 13, 2025

EB-2024-0308

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 Woolwich

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

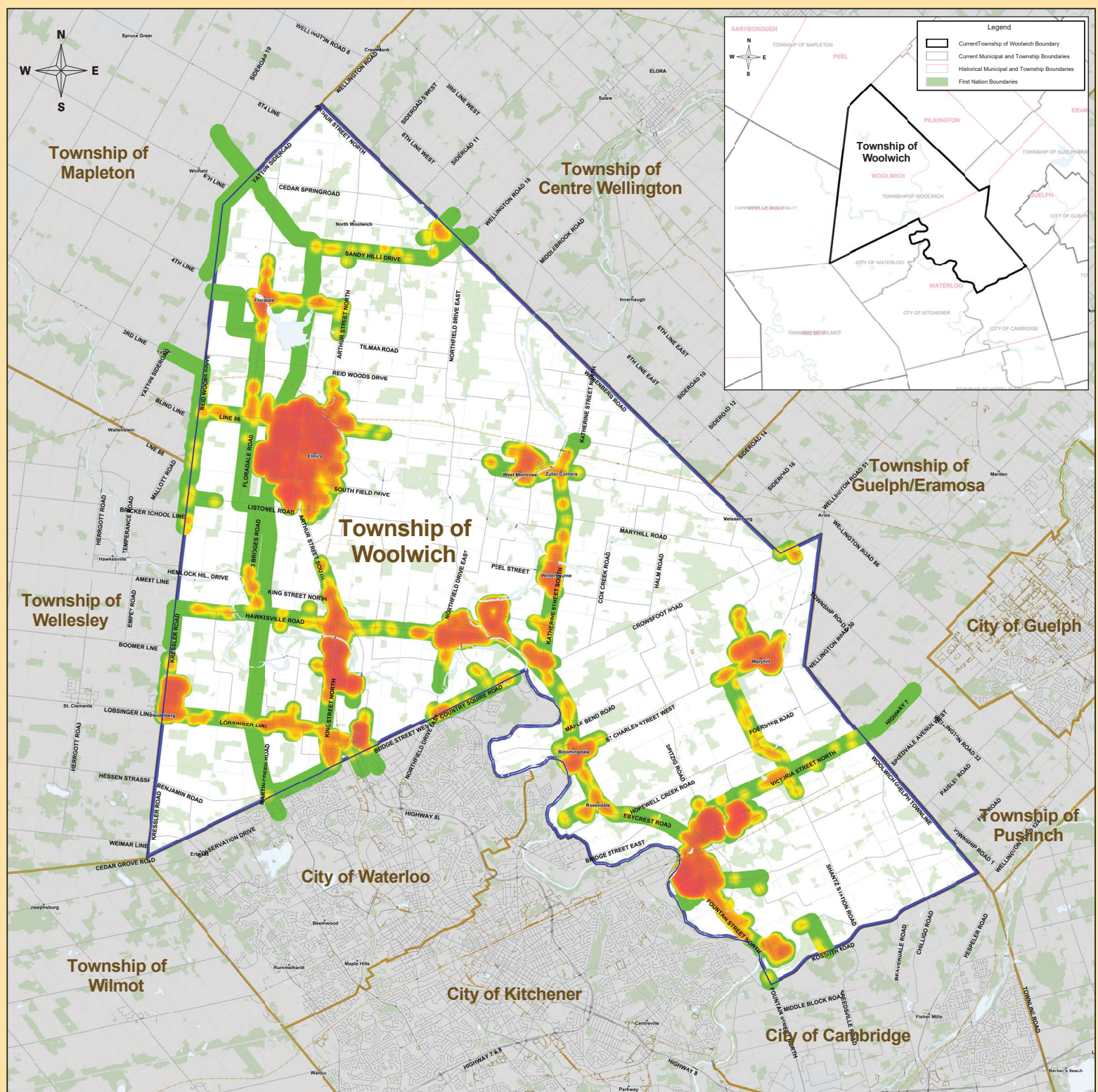
This certificate of public convenience and necessity cancels and supercedes F.B.C. 338 related to the former Township of Woolwich, F.B.C. 340 related to the former Township of Woolwich, F.B.C. 337 related to the former Town of Elmira, and those parts of F.B.C. 192 related to the former Township of Waterloo annexed into the Township of Woolwich.

DATED February 13, 2025

ONTARIO ENERGY BOARD

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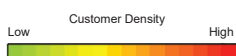
SCHEDULE B
MAP OF THE TOWNSHIP OF WOOLWICH
ENBRIDGE GAS INC.
EB-2024-0308
FEBRUARY 13, 2025



Township of Woolwich

Legend

- Enbridge Gas Pipeline Coverage Area
- Township of Woolwich
- Roads
- Railways
- Municipal and Township Boundaries
- First Nation Boundary



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

