

# **DECISION AND ORDER**

EB-2024-0315

**ENBRIDGE GAS INC.** 

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

**Lindsay Wright** By Delegation, before:

> Manager Natural Gas

### 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 Perth.

### **2 CONTEXT AND PROCESS**

Enbridge Gas filed an application with the OEB on October 24, 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 Perth.

The OEB held a written hearing. A notice of hearing was published in the Frontenac News newspaper on November 21, 2024 and the insideottawavalley.com website between November 21, 2024 and November 28, 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 Perth 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 Perth is a municipal corporation incorporated in 1854 under the laws of the Province of Ontario. It is a lower-tier municipality located in the County of Lanark.

The boundaries of the Town changed as the result of a municipal reorganization in 2010, where the Town of Perth annexed parts of the Township of Drummond/ North Elmsley and the Township of Tay Valley.

Enbridge Gas holds a certificate dated December 9, 1957 for the Town of Perth (F.B.C. 147), a certificate dated January 23, 1958 for the Township of Drummond (F.B.C. 185), and a certificate dated August 25, 1960 for the former Township of Bathurst (F.B.C. 316). Enbridge Gas notes that the parts of the Township of Drummond/North Elmsley that were annexed into the Town of Perth were located in the former Township of Drummond.

In the light of the foregoing, Enbridge Gas submits it is authorized to serve the entire geographic area of the Town of Perth, as it is currently constituted, through a combination of certificates. Through the application, Enbridge Gas seeks an order of the OEB cancelling F.B.C. 147 relating to the Town of Perth and those parts of F.B.C. 185 and F.B.C. 316 related to the portions of the former Township of Drummond and the former Township of Bathurst annexed to the Town of Perth, and replacing them with a new certificate to construct works to supply natural gas in the Town of Perth as it is currently constituted.

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

Enbridge Gas has a 20-year franchise agreement with the Town of Perth effective March 29, 2018. Enbridge Gas also has franchise agreements with, and certificates for, the Township of Drummond/ North Elmsley and the Township of Tay Valley, each of which is immediately adjacent to the Town of Perth.

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<sup>&</sup>lt;sup>1</sup> EB-2017-0343

### 4 FINDINGS

I find that it is in the public interest to approve Enbridge Gas's application for a certificate for the Town of Perth. The issuance of a new certificate for the Town of Perth 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 Perth. The new certificate cancels and supersedes Enbridge Gas's prior certificate authorizations relating to the Town of Perth. 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 Town of Perth. A current map of the Town of Perth is attached as Schedule B.
- 2. This certificate of public convenience and necessity cancels and supersedes:
  - F.B.C. 147, related to the Town of Perth.
  - Those parts of F.B.C. 185 related to the former Township of Drummond and the former Township of Bathurst annexed into the Town of Perth.
  - Those parts of F.B.C. 316 related to the former Township of Drummond and the former Township of Bathurst annexed into the Town of Perth.
- 3. Enbridge Gas Inc. shall pay the OEB's costs incidental to this proceeding upon receipt of the OEB's invoice.

**DATED** at Toronto, February 27, 2025

### **ONTARIO ENERGY BOARD**

**Lindsay Wright** 

Manager Natural Gas

# SCHEDULE A CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY ENBRIDGE GAS INC.

EB-2024-0315

**FEBRUARY 27, 2025** 

# **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 Perth**

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

This certificate of public convenience and necessity cancels and supersedes F.B.C 147, related to the Town of Perth, those parts of F.B.C 185 related to the former Township of Drummond and the former Township of Bathurst annexed into the Town of Perth, those parts of F.B.C 316 related to the former Township of Drummond and the former Township of Bathurst annexed into the Town of Perth.

**DATED** at Toronto, February 27, 2025

ONTARIO ENERGY BOARD

**Lindsay Wright**Manager
Natural Gas

# SCHEDULE B MAP OF THE TOWN OF PERTH ENBRIDGE GAS INC. EB-2024-0315 FEBRUARY 27, 2025







