



**EB-2008-0395**

**NOTICE OF APPLICATION  
AND  
NOTICE OF WRITTEN HEARING**

**GAS FRANCHISE APPROVAL  
FOR THE TOWNSHIP OF HAMILTON**

Union Gas Limited ( the “Applicant”) has filed an application dated December 10, 2008, with the Ontario Energy Board (the “Board”) under section 9 of the *Municipal Franchises Act*, R.S.O. 1990, c. M.55, as amended (the “Act”), for an order of the Board approving the terms and conditions upon which and the period for which the Corporation of the Township of Hamilton (the “Corporation”) is, by by-law, to grant to the Applicant the right to construct and operate works for the distribution of gas and the right to extend and add to the works in the Municipality of Hamilton (the “Municipality”).

Union Gas Limited has a Franchise Agreement (E.B.A. 498-A) with the Township of Hamilton effective January 24, 1998, which expires January 24, 2009. Union Gas Limited also has a Certificate of Public Convenience and Necessity, F.B.C. 210 granting Union Gas Limited the right to construct works to supply natural gas within the Township of Hamilton.

The application will be decided by the Manager, Facilities Applications, who has been delegated this authority pursuant to section 6 of the *Ontario Energy Board Act*, 1998, S.O. 1998, c.15 (Schedule B). The Manager, Facilities Applications does not intend to provide for an award of costs when deciding this application.

Copies of the application and pre-filed evidence will be available for public inspection at the Board’s offices, the Applicant’s offices, and at the office of the Corporation at the addresses indicated below.

The Board intends to proceed with the application by way of a written hearing unless a party satisfies the Board that there is a good reason for not holding a written hearing. If you object to the Board holding a written hearing in this matter, you must provide written reasons why an oral hearing is necessary. Any submissions objecting to a written hearing must be received by the Board **within 7 days** of the publication date of this Notice.

If you wish to participate in the written hearing, you must forward three copies of your written submissions to the Assistant Secretary of the Board and one copy to the applicant at the addresses below. All submissions must be received **no later than 14 days** after the publication date of this Notice. If the Applicant wishes to respond to the written submissions, such response must be received by the Board **no later than 21 days** after the publication date of this Notice. All submissions must quote file nos. EB-2008-0395, clearly state the sender's name and address, and be received by the Board Secretary by 4:45 p.m. on the required date.

**IF YOU DO NOT FILE A WRITTEN SUBMISSION OBJECTING TO A WRITTEN HEARING OR DO NOT PARTICIPATE IN THE HEARING BY FILING WRITTEN SUBMISSIONS IN ACCORDANCE WITH THIS NOTICE, THE BOARD MAY PROCEED WITHOUT YOUR PARTICIPATION AND YOU WILL NOT BE ENTITLED TO FURTHER NOTICE IN THIS PROCEEDING.**

**ADDRESSES**  
**(for viewing of copies of application)**

**Ontario Energy Board**  
P.O. Box 2319, 27th Floor  
2300 Yonge Street  
Toronto ON M4P 1E4

Attn: Kirsten Walli  
Board Secretary

Tel: 1-888-632-6273 (Toll free)  
Fax: (416) 440-7656

**Corporation of the Township of  
Hamilton**  
8285 Majestic Hills Drive  
Cobourg, ON K9A 4W5

Attn: Ms. Betty McIntosh  
CAO/Clerk/Treasurer

Tel: (905) 342-2810  
Fax: (905) 342-2818

**Union Gas Limited**  
(Head Office)  
50 Keil Drive North  
Chatham ON N7M 5M1

Attn: Mr. Patrick McMahon  
Manager, Regulatory Research  
and Records

Tel: 519-436-5325  
Fax: 519-436-4641

**Union Gas Limited**  
(District Office)  
520 Gardiners Road  
Box 1087  
Kingston, ON K7L 4Y6

Attn: Danny Watson  
District Manager, Eastern District

Tel: (613) 389-7006 Ext. 247  
Fax: (613) 634-4543

**DATED at** Toronto, December 18, 2008

ONTARIO ENERGY BOARD

*Original signed by*

Kirsten Walli  
Board Secretary