



EB-2008-0326

IN THE MATTER OF the *Municipal Franchises Act*, R.S.O. 1990, c. M.55, s.9 as amended;

AND IN THE MATTER OF an Application by Union Gas Limited for an Order cancelling the existing Certificates of Public Convenience and Necessity for the former Village of Ailsa Craig, the former Town of Parkhill, the former Township of East Williams and the former Township of West Williams and to supersede the part of the existing Certificate of Public Convenience and Necessity E.B.C. 77 related to the former Township of McGillivray and replace them with a single Certificate of Public Convenience and Necessity for the amalgamated Corporation of the Municipality of North Middlesex.

By delegation, before: Neil McKay

DECISION AND ORDER

Union Gas Limited ("Union") filed an application dated March October 8, 2008 with the Ontario Energy Board under section 8 of the *Municipal Franchises Act*, R.S.O. 1990, c. M.55, as amended (the "Act"), for an order of the Board that cancels or supersedes various existing Certificates ("Certificates") of Public Convenience and Necessity associated with the former jurisdictions that are now within the Municipality of North Middlesex (the "Municipality") and establishes a single Certificate for the amalgamated Municipality.

The Board has assigned file number EB-2008-0326 to this application.

The Board's Notice of Application and Hearing was published on November 6, 2008. There were no intervenors.

Union is presently serving the former constituent jurisdictions under the authority of existing Franchise Agreements and Certificates of Public Convenience and Necessity as follows: Village of Ailsa Craig (Franchise Agreement E.B.A. 526 and Certificate of Public Convenience and Necessity E.B.C.160); Town of Parkhill (Franchise Agreement E.B.A. 524 and Certificate of Public Convenience and Necessity E.B.C.158); Township of East Williams (Franchise Agreement E.B.A. 529 and Certificate of Public Convenience and Necessity E.B.C.163); Township of West Williams (Franchise Agreement E.B.A. 530 and Certificate of Public Convenience and Necessity E.B.C.164); and Township of McGillivray (Franchise Agreement E.B.A. 867 and Certificate of Public Convenience and Necessity E.B.C. 77).

On January 1, 2001 the former Village of Ailsa Craig, the former Town of Parkhill, the former Township of East Williams, the former Township of West Williams and the former Township of McGillivray were amalgamated to form the Municipality of North Middlesex by Minister's order.

The Board finds that it is in the public interest to grant the application and that public convenience and necessity require that approval be given.

IT IS THEREFORE ORDERED THAT:

- 1) The Certificates of Public Convenience and Necessity for the former Village of Ailsa Craig, E.B.C. 160, the former Town of Parkhill, E.B.C. 158, the former Township of East Williams, E.B.C. 163 and the former Township of West Williams, E.B.C. 164 be cancelled.
- 2) The portions of the existing Certificate of Public Convenience and Necessity related to the former Township of McGillivray, E.B.C. 77, be superseded by the Certificate attached as Appendix A.
- 3) A Certificate of Public Convenience and Necessity attached as Appendix A to this Decision and Order be granted to Union Gas Limited to construct works to supply gas in the Municipality of North Middlesex.

DATED at Toronto, December 23, 2008
ONTARIO ENERGY BOARD

Original Signed By

Neil McKay
Manager- Facilities

APPENDIX "A"
TO BOARD DECISION AND ORDER
EB-2008-0326

DATED: December 23, 2008

Certificate of Public Convenience and Necessity

Certificate of Public Convenience and Necessity

The Ontario Energy Board hereby grants

Union Gas Limited

approval under section 8 of the *Municipal Franchises Act*, R.S.O. 1990, c. M.55, as amended, to construct works to supply gas to the

Municipality of North Middlesex

This Certificate of Public Convenience and Necessity replaces the following Certificates of Public Convenience and Necessity: E.B.C. 158; E.B.C. 160; E.B.C. 163 and E.B.C. 164 and supersedes the parts of the Certificate of Public Convenience and Necessity E.B.C. 77 related to the Municipality of North Middlesex.

DATED at Toronto, December 23, 2008

ONTARIO ENERGY BOARD

Original Signed By

Neil McKay
Manager - Facilities