

**THE COUNCIL OF THE TOWNSHIP OF HAY
SUBMISSION
TO
THE ONTARIO ENERGY BOARD
ON
THE MODEL GAS FRANCHISE AGREEMENT**

ISSUE: The municipality being required to split the relocation costs with the gas company when the municipality has not approved the location of the gas line.

The Council of the Township of Hay is opposed to the splitting of costs between the municipality and the gas company as set out in Item 7. of Section III – Conditions, in regard to the relocation of pipe lines where the municipality has not approved the locations.

This issue mainly affects rural municipalities where there are recreational subdivisions with roadways that have not been assumed nor are they maintained by the municipality. These types of roadways are basically dirt roads (sometimes graveled) and have been mainly created by use, not constructed in the correct location according to the Plans of Subdivision.

Union Gas has installed lines into these subdivisions along these unassumed roadways. We did receive maps from Union Gas requesting our approval for the location of the lines, but we would return the maps indicating that we did not have any approval over the location as we had not assumed the roadway. Union Gas went ahead and installed their lines along the traveled portion of the roadways in these subdivisions – in most cases the traveled portion of the roadways is in a quite different location than where the road should be.

If the Township is forced to or decides to assume any of these roadways, they will have to be constructed in the correct location according to the Plans of Subdivisions and this will require the relocation of the gas lines. Hay Township Council feels strongly that a municipality should not have to pay any of the costs related to the relocation of the gas lines in the circumstances where the gas line location was not approved by the municipality.