



BRITISH COLUMBIA
UTILITIES COMMISSION

ORDER
NUMBER G-53-87

PROVINCE OF BRITISH COLUMBIA
BRITISH COLUMBIA UTILITIES COMMISSION

IN THE MATTER OF the Utilities Commission
Act, S.B.C. 1980, c. 60, as amended

and

IN THE MATTER OF a July 2, 1987 Application
for a Certificate of Public Convenience
and Necessity by ICG Liquid Gas Ltd. ("ICG")
to enable the proposed construction and
operation of a Propane Gas Distribution
System serving the Blackcomb Benchlands
area of Whistler, B.C.

and

IN THE MATTER OF a July 2, 1987 Exemption by
ICG Liquid Gas Ltd. pursuant to Section 103(3)
of the Utilities Commission Act ("the Act")

BEFORE: J.D.V. Newlands,)
Deputy Chairman; and) August 5, 1987
N. Martin,)
Commissioner)

O R D E R

WHEREAS in its Application ICG Liquid Gas Ltd. ("ICG") sought
an Order of the Commission pursuant to Section 51 of the Utilities Commission
Act ("the Act") granting to ICG a Certificate that public convenience and
necessity requires the construction and operation of certain storage and
distribution works to serve various commercial and residential developments
with propane gas service in the area of the Blackcomb Benchlands, north of
Fitzsimmons Creek in the Resort Municipality of Whistler, B.C. (the
Blackcomb System)[see Appendix A attached to this Order]; and

.../2

WHEREAS ICG also applied for an Order of the Commission pursuant to Section 103(3) of the Utilities Commission Act exempting ICG from all provisions of the Utilities Commission Act, other than Part 2; and

WHEREAS the Commission has considered the urgency of the matter in order to enable construction to proceed as soon as possible so as not to impede the timely development of the Blackcomb System; and

WHEREAS the Commission has been advised of impending Applications from other interested parties for the provision of storage and distribution works, but not seeking exemption from the provisions of the Utilities Commission Act, other than Part 2; and

WHEREAS the Commission at this time does not intend to restrict further Applications from still other interested parties; and

WHEREAS Commission Order No. G-102-85 dated November 8, 1985 confirmed the operation of propane gas storage and distribution facilities by ICG Liquid Gas Ltd. ("ICG") serving the Resort Municipality of Whistler south of Fitzsimmons Creek, (the Whistler System) and granted to ICG conditional exemption, to December 31, 1994 from the application of all or any of the provisions of Part 3 of the Act with the exception of Sections 47, 51 and 53; and

WHEREAS one of the conditions in Commission Order No. G-102-85 stated that the number of connected customers or accounts of the Whistler System shall not exceed 35 without the approval of the Commission; and

WHEREAS ICG now request that the afore-noted condition be amended by substituting 45 in place of 35 concerning the connected customers or accounts of the Whistler System; and

WHEREAS the Commission has reviewed all of the afore-noted matters.

ORDER

NUMBER G-53-87

NOW THEREFORE the Commission orders as follows:

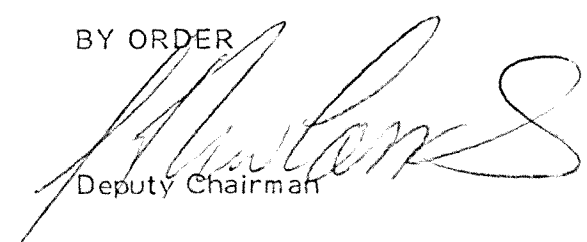
1. Effective the date of this Order a Certificate of Public Convenience and Necessity is granted to ICG Liquid Gas Ltd. to proceed with construction of propane gas storage and distribution facilities required to serve various commercial and residential developments in the area of the Blackcomb Benchlands, north of Fitzsimmons Creek, in the Resort Municipality of Whistler, B.C.

It is a condition of this Order that in the event of the selection of an interested party other than ICG Liquid Gas Ltd. ("ICG") to provide propane gas service to the Blackcomb Benchlands that such other party shall be required to purchase from ICG the total cost of its construction of the Blackcomb System.

2. In view of other Applications, either impending, or which may be received from other interested parties following a public notice (copy attached), the Commission, in a future Order, to be issued after October 15, 1987 will establish a public hearing to determine the appropriate party to serve the Blackcomb Benchlands area. The matter of Applications for Exemption from the provisions of the Utilities Commission Act, other than Part 2 will also be determined at that time.
3. In respect of the Whistler System the Commission approves the amendment requested by ICG and as a consequence, the number of connected customers or accounts specified in Order No. G-102-85 is amended from 35 to 45.

DATED at the City of Vancouver, in the Province of British Columbia, this 22nd day of September, 1987.

BY ORDER


Deputy Chairman

Attachment



NOTICE

IN THE MATTER OF a Propane
Gas Distribution System
serving the Blackcomb Benchlands
area of Whistler, B.C.

APPLICATIONS

Applications have been filed with the Commission as follows:

1. I.C.G. Liquid Gas Ltd.
 - to function on an unregulated basis.
2. Inland Natural Gas Co. Ltd.
 - to function on a fully-regulated basis.

The Commission, having regard for the public interest, will consider Applications from other parties interested in providing underground propane gas service to the Blackcomb Benchlands area. Such Applications must be filed with the Commission not later than Thursday, October 15, 1987.

PUBLIC HEARING

After October 15, 1987 the Commission will issue an Order establishing a public hearing of all Applications. The hearing will determine the appropriate party to serve the Blackcomb Benchlands area, and the matter of Applications for Exemption from the Commission Act, other than Part 2, will also be determined at that time.

CLARIFICATION

Persons seeking additional information and/or clarification concerning Applications should contact the following, in writing, or by telephone (660-4700):

W.J. Grant, Director, Petroleum Engineering,
A.C. Michelson, Commission Secretary.

BY ORDER

A.C. Michelson,
Commission Secretary