



EB-2009-0108

IN THE MATTER OF the *Ontario Energy Board Act*,
1998, S.O. 1998, c. 15, Schedule B;

AND IN THE MATTER OF an application pursuant to
section 86(1)(b) of the *Ontario Energy Board Act*,
1998 by Hydro One Networks Inc. seeking an order
granting leave to sell distribution system assets to
Leisure Lake Resort Ent Ltd.

By delegation, before: Jennifer Lea

DECISION AND ORDER

THE APPLICATION

Hydro One Networks Inc. (“Hydro One”) filed an application with the Ontario Energy Board on April 15, 2009 under section 86(1)(b) of the *Ontario Energy Board Act, 1998*, for an order granting Hydro One leave to sell certain distribution system assets to Leisure Lake Resort Ent Ltd. (“Leisure Lake”).

The Board assigned file number EB-2009-0108 to the application. The assets that are the subject of the proposed transaction are 14 distribution transformers installed on customer owned poles. The assets are located entirely within a trailer park owned by Leisure Lake and are exclusively serving Hydro One customers of the trailer park.

FINDINGS

Hydro One requested, with Leisure Lake’s consent, that the Board dispose of this matter without a hearing under section 21(4)(b) of the Act. I find, based on the evidence filed in the application, that no other person will be adversely affected in a material way by the outcome of this proceeding. I have therefore disposed of this matter without a hearing.

Section 86(1)(b) of the Act provides that leave of the Board is required before a transmitter or a distributor can “sell, lease or otherwise dispose of that part of its transmission or distribution system that is necessary in serving the public.” The assets that are the subject of this transaction are necessary in serving the public.

The applicant states that the assets proposed to be sold from Hydro One to Leisure Lake exclusively serve and will continue to serve Hydro One customers and that the proposed transaction will enable customers to own the assets instead of the utility with no change in supply. The applicant states that the transaction will not adversely affect the safety, reliability, quality of service or operational flexibility for customers of Hydro One or Leisure Lake and that there are no environmental issues associated with the transaction. The proposed transfer will not impact distribution or transmission rates of the applicant.

The total sale price of \$7,863.69 plus GST represents the net book value of the assets.

Based on the evidence, I find that there are benefits to the proposed transaction, and no negative consequences have been identified. It is therefore in the public interest to grant Hydro One leave to sell the assets described below to Leisure Lake.

IT IS ORDERED THAT:

1. Hydro One Networks Inc. is granted leave to sell to Leisure Lake Resort Ent Ltd. 14 distribution transformers installed on customer owned poles at the trailer park owned by Leisure Lake Resort Ent Ltd.

ISSUED at Toronto, June 29, 2009

ONTARIO ENERGY BOARD

Original signed by

Jennifer Lea
Counsel, Special Projects