

1 **Ross Firm INTERROGATORY #1 List 1**

2
3 **Interrogatory**

4
5 **Description of the Land Interests to be Expropriated.**

6
7 **Applicant References:** HONI Application for Authority to Expropriate – Updated
8 Application Paragraph 9 & 10.

9
10 **Preamble:** HONI’s Application in EB-2010-0023 served upon the individual members of
11 the RFG
12 states that a description of the lands and specific interests in lands to be expropriated is
13 attached as Appendix “3”. No copy of Appendix “3” was provided. The Application does
14 not specify what interest in each RFG property is being sought by HONI.

15
16 **Request:**

- 17 a. Please provide a copy of Appendix “3” to HONI’s Application for Authority to
18 Expropriate with respect to the RFG properties.
19 b. What Order is HONI seeking from the Board in this proceeding with respect to each
20 RFG property?
21 c. Please provide the wording of the Order being sought by HONI with respect to each
22 RFG property.

23
24 **Response**

- 25
26 a) The information from Appendix 3 pertaining to the RFG properties has been provided
27 previously to the owners. The entire Appendix 3 of the Application has not been
28 placed on the public record for reasons of privacy, and Hydro One believes that it
29 would be neither relevant nor in the public interest to do so in this interrogatory
30 response. For those reasons, a copy of Appendix 3 has not been provided.
31
32 b) Please see Exhibit B, Tab 2, Schedule 1, part b).
33
34 c) Please see Exhibit B, Tab 2, Schedule 1, part c).
35

Ross Firm INTERROGATORY #2 List 1

Interrogatory

Public Interest:

Applicant References: HONI Application for Authority to Expropriate – Updated Application Paragraph 12.

Preamble: HONI’s Application in EB-2010-0023 served upon the individual members of the RFG states that the project has been found to be in the public interest through previous related OEB hearings as well as via approval of the project by the Ministry of the Environment. The standard referred to in the Application is not the standard which is tested by this Board in this proceeding. The ‘public interest’ test in the instant application is broad and requires the balancing of the ‘mischief’ foisted upon the lands as a result of the project, against the benefit to the public as a result of the project. In order to competently address this balancing HONI must be aware of the ‘mischief’ contemplated for each property subject to these proceedings. In the absence of this information, HONI could not make the statement that the proposed takings are in the public interest.

Request:

d. Please provide a report for each RFG property which details the ‘mischief’ or effect the proposed taking will have on the subject land.

e. Please provide detailed constructions plans for each RFG property, which plans include time-lines, details of each step of the construction. Details and contact information for each contractor or subcontractor undertaking any work on the affected RFG properties.

f. Details of the HONI decommissioning plan in place in the event the towers are no longer needed.

g. Proof of decommissioning funds along with the details of that fund.

h. Proof that regardless of the future of HONI, the funds required for decommissioning the towers is and shall continue to be available.

i. Please provide details of the viva voce evidence HONI intends to call in support of the ‘public interest’ of the project. Please give the contact information, CV and ‘will say’ of each proposed witness.

j. Please provide details of the *viva voce* evidence HONI intends to call to detail the ‘mischief’ of the project with respect to the affected lands. Please give the contact information, CV and ‘will say’ of each proposed witness.

1 k. Please provide the HONI construction budget and actual costs to date with respect to
2 each individual RFG property.
3

4 **Response**
5

6 d. Hydro One has not conducted a report on the “mischief” that the proposed taking will
7 have on the subject land. Hydro One expects that compensable impacts caused by the
8 construction and operation of the Project to the remaining lands (i.e., injurious
9 affection) to be matters ultimately determined by the Ontario Municipal Board.
10

11 The impacts associated with construction activities are described in the EA and Hydro
12 One’s Construction and Site Restoration Guidelines. Please refer to the response to
13 part e) below for the construction activities to be carried out on the RFG properties.
14

15 e. There are 10 properties in the Ross group between structures 86 and 309. As property
16 rights acquisition dates are not known, a proposed range of dates of construction
17 activities are given below.
18

19 Durations given below represent a range across all RFG properties.
20

21 Two RFG properties will not have foundation or tower erection activities.
22

Activity	Proposed Start Date	Duration
Install Road Entrance	Aug./Sept. 2011	2 - 4 days
Tree Clearing	Aug./Sept. 2011	1 – 3 weeks
Install Roads	Aug.- Oct. 2011	1 – 3 weeks
Foundations	Sept.- Nov. 2011	1 – 4 weeks
Tower Assembly & Erection	Nov. – Feb. 2012	2 – 5 weeks
Stringing	May – Aug. 2012	4 -6 weeks
Road Removal	May – June 2013	4 weeks

23
24 Please refer to Environmental Guidelines for Construction and Maintenance of
25 Transmission Facilities included as an attachment to Exhibit B-02-08 for details
26 concerning the above activities. Please also see Chapter 5 of the EA, which provides
27 a description of standard construction activities.
28

29 All contractors are managed by Hydro One. Gary Bell, at Hydro One Construction, is
30 the contact person for any construction related matters and can be reached at (705-
31 627-0056).
32

33 f. The new Bruce to Milton 500kV transmission line is part of the transmission network
34 that forms the backbone of the Hydro One transmission system. It is highly unlikely
35 that this transmission line will no longer be needed at some time in the future. A
36 transmission line of this type is designed to have a service life of about 100 years, and

1 based on its experience with other lines Hydro One expects that the service life of the
2 Bruce to Milton facilities can be extended beyond 100 years with appropriate
3 maintenance and component replacement activities. Given this timing, removal plans
4 for the various components of the Bruce to Milton facilities will only be prepared at
5 or near the time of removal. For these reasons, and as indicated in the EA on page
6 361, Hydro One has not included decommissioning within the definition of the
7 undertaking.

8
9 When Hydro One determines that a non-network transmission line is no longer
10 required the following process is generally followed:

- 11 1. The Independent Electricity System Operator is contacted through a Hydro One
12 request to approve de-energizing the line.
- 13 2. Once approved, the line is categorized as an “idle line”, and a maintenance
14 program is developed to ensure that the facilities are in a safe condition.
- 15 3. Every 5 years the status of the line is reviewed to determine if maintenance should
16 be continued or that line be removed.

17
18 A decommissioning plan would typically be developed at a later point in time after
19 Hydro One has determined that the line will not be re-energized. Decommissioning
20 entails the removal of the towers, conductors, and associated equipment. No material
21 or debris is left on the corridor. The tower foundations are removed to at least below
22 plough depth. Comparable to the construction process, in the decommissioning
23 process Hydro One will consult with landowners regarding access road requirements
24 and it will also apply for permits and approvals from relevant regulatory authorities.

- 25
26 g. Hydro One funds any decommissioning costs on an “as incurred” basis. As such,
27 there is no fund for such costs.
- 28
29 h. See the response to part g above. Hydro One assumes that reasonably and prudently
30 incurred decommissioning costs will be recoverable in rates in the year in which the
31 costs are incurred.
- 32
33 i. This information will be provided closer to the date of the oral hearing, once the
34 Board has established further procedural steps in that regard.
- 35
36 j. Hydro One interprets the term “mischief” to relate to the compensable impacts that
37 may be caused by the construction and operation of the Project on remaining parcel
38 lands. As matters of compensation are not within the scope of this proceeding, Hydro
39 One’s evidence and witness panel will not be addressing these matters.
- 40
41 k. Hydro One does not budget or track costs on a per-property basis. As such, the
42 requested information is not available.