



**EB-2013-0016**

**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  
2136109 Ontario Inc., doing business as Cole's Point  
Resort.

By delegation, before: Adrian Pye

## **DECISION AND ORDER**

**March 7, 2013**

### **THE APPLICATION**

Hydro One Networks Inc. ("Hydro One") filed an application with the Ontario Energy Board on January 18, 2013 under section 86(1)(b) of the *Ontario Energy Board Act*, 1998, for an order granting Hydro One leave to sell distribution system assets to 2136109 Ontario Inc., doing business as Cole's Point Resort ("Cole's Point").

The Board assigned file number EB-2013-0016 to the application. The assets that are the subject of the proposed transaction are three overhead distribution transformers located at Cole's Point Road, Lot 17, Concession 10 in Seymour Township, Ontario. Specifically, the assets are described as:

1. 1970 – 25 kVA overhead transformer;
2. 1995 - 25 kVA overhead transformer;
3. 1975 - 50 kVA overhead transformer.

**FINDINGS**

Hydro One requested, with Cole's Pole 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 sale is for the purposes of transferring ownership of the assets that are located on land owned by the recipient. The applicant states that the assets proposed to be sold to Cole's Point exclusively serve and will continue to serve the same Hydro One customer. After the proposed transaction Cole's Point will own the assets instead of the utility, but there will be no change in supply. The applicant states that the transaction will not adversely affect the safety, reliability, quality of service or operational flexibility for any other customers connected to the feeder. The proposed transfer will not impact distribution or transmission rates of the applicant.

The sale of the assets is a cash sale for the price of \$1,296.72 plus HST. The sale price covers the net book value of the assets.

I find that the proposed transaction is reasonable and is not anticipated to have any negative effects. It is therefore in the public interest to grant Hydro One leave to sell the assets described above to Cole's Point.

**IT IS THEREFORE ORDERED THAT:**

1. Hydro One Networks Inc. is granted leave to sell three overhead distribution transformers located at Cole's Point Road, Lot 17, Concession 10 in Seymour Township, Ontario to 2136109 Ontario Inc., doing business as Cole's Point Resort.

**DATED** at Toronto, March 7, 2013.

ONTARIO ENERGY BOARD

*Original signed by*

Adrian Pye  
Manager, Licence Applications