



**EB-2008-0420**

## **NOTICE OF APPLICATION AND WRITTEN HEARING**

### **Application by Hydro One Brampton Networks Inc. and Halton Hills Hydro Inc. for Licence Amendments and Sale of Distribution Assets**

#### **The Application**

Hydro One Brampton Networks Inc. and Halton Hills Hydro Inc. have filed a joint application with the Ontario Energy Board under the *Ontario Energy Board Act, 1998*, S.O. 1998, c. 15, Schedule B, for an order of the Board:

- (a) amending the distribution service areas of Hydro One Brampton and Halton Hills Hydro to reflect the transfer of one customer from Hydro One Brampton to Halton Hills Hydro;
- (b) approving the sale from Hydro One Brampton to Halton Hills Hydro of distribution assets necessary in serving the customer proposed to be transferred from Hydro One Brampton to Halton Hills Hydro;
- (c) amending schedule 3 of Hydro One Brampton's electricity distribution licence to reflect an exemption until June 2009 from section 6.5.4 of the Distribution System Code (the "DSC") in relation to 15 customers; and
- (d) amending schedule 3 of Halton Hills Hydro's electricity distribution licence to reflect an exemption until December 31 2010 from section 6.5.4 of the DSC in relation to 60 customers.

The Board has assigned file number EB-2008-0420 to the application. The application will be decided by the Counsel, Special Projects, who has been delegated this authority pursuant to section 6 of the Act. The Counsel, Special Projects, does not intend to provide for an award of costs when deciding this application.

**Section 6.5.4 of the DSC**

Section 6.5.4 of the DSC deals with long term load transfer ("LTLT") arrangements. A load transfer is a situation in which a customer is located in the licensed service area of one distributor (the "geographic distributor") but is physically served electricity by another distributor (the "physical distributor"). Section 6.5.4 of the DSC requires geographic distributors to eliminate their LTLT arrangements before January 31, 2009. This can be accomplished by either negotiating the transfer of the customers to the physical distributor or by the geographic distributor extending its system to connect the customers.

**Service Area Amendments**

According to the application, the service area amendment is being sought in order to eliminate one LTLT arrangement between Hydro One Brampton and Halton Hills Hydro through the transfer of one customer to the physical distributor. The applicants state that since the physical distributor is already serving the customer, it would not be cost effective for the geographic distributor to incur significant capital costs to build the required facilities to connect this customer.

The customer proposed to be transferred to Halton Hills Hydro through service area amendments is currently located within Hydro One Brampton's service area but is physically supplied by Halton Hills Hydro. Presently, the customer is considered a Hydro One Brampton customer and is being charged Hydro One Brampton's rates. The proposed amendments, if granted, will result in this customer becoming a customer of Halton Hills Hydro and being subject to lower distribution rates. The customer is located at 7751 Winston Churchill Blvd in the City of Brampton.

**Sale of Distribution Assets**

Hydro One Brampton is seeking approval to sell to Halton Hills Hydro certain assets that are part of its distribution system and are necessary in serving the customer proposed to be transferred to Halton Hills Hydro. Hydro One Brampton states that due to the age of the assets, a nominal value of \$2 plus GST has been assigned to the assets. The assets will continue to be used to serve the same customer presently served by the assets.

**Interim Exemption from Section 6.5.4 of the DSC**

As stated above, the DSC set January 31, 2009, as the date by which load transfer arrangements between electricity distributors must be eliminated.

Hydro One Brampton seeks an exemption until June 2009 to maintain its LTLT arrangements with Halton Hills Hydro in relation to 15 Hydro One Brampton LTLT customers currently supplied by Halton Hills Hydro. The customers are located within the City of Brampton with the following municipal addresses:

- (a) one customer located at 2868 Bovaird Drive;
- (b) three customers located on Old Pine Crest with municipal address numbers 10221, 10231 & 10245; and
- (c) 11 customers located on Winston Churchill Blvd with municipal address numbers 10253, 10315, 10333, 10431, 10451, 10475, 10605, 10625, 10827, 11507 and 11511.

Halton Hills Hydro seeks an exemption until December 31, 2010 to maintain its LTLT arrangements with Hydro One Brampton in relation to 60 Halton Hills Hydro LTLT customers currently supplied by Hydro One Brampton. The customers are located within the Town of Halton Hills with the following municipal addresses:

- (a) 59 customers located on Winston Churchill Drive with the following municipal address numbers 8046, 8120, 8148, 8182, 8194, 8214, 8232, 8340, 8484, 8490, 8504, 8602, 8656, 8688, 8722, 8748 (2 services), 8836, 9118, 9190, 9218, 9250, 9260, 9278, 9294, 9296, 9362, 9368, 9420, 9438, 9446 (2 services), 9550, 9564, 9580, 9584, 9590, 9610 (2 services), 9616, 9618, 9626, 9636, 9652, 9690, 9714, 9734, 9738, 9754, 9792, 9118, 8564 (2 services), 9674 (2 services), 8800, 8768, 9402, 8246; and
- (b) one customer located at 10212 Old Pine Crest.

According to the application, the Region of Peel will be conducting a road widening in the area where these customers are located which is expected to be completed by 2010. Halton Hills Hydro intends to build a joint pole line with Hydro One Brampton at the time of the road widening to connect the 60 customers.

**How to See Hydro One Brampton and Halton Hills Hydro's Pre-filed Evidence**

Copies of the application and the pre-filed evidence in support of the application will be available for public inspection at the Board's offices, at the address indicated below.

Copies can also be viewed at Hydro One Brampton and Halton Hills Hydro offices at the addresses indicated below.

**How to Participate in the Hearing**

The application will be decided by way of written hearing unless a party satisfies the Board that there is good reason for holding an oral hearing. If you object to a written hearing in this matter, you must provide written reasons why an oral hearing is necessary. Any objections to a written hearing must be received by the Board and copied to the applicants within 10 days of the date this notice was served.

If you wish to participate in the written hearing, please file a written submission setting out your views on the application with the Board and deliver it to the applicants no later than 21 days after the date this notice was served.

If the applicants wish to respond to the submission(s), the written response must be filed with the Board and delivered to any party that made submissions no later than 28 days after the date this notice was served.

**How to File Documents with the Board**

If you already have a user ID, please submit your submission through the Board's web portal at [www.errr.oeb.gov.on.ca](http://www.errr.oeb.gov.on.ca). Additionally, two paper copies are required. For instructions on how to file and naming conventions, please refer to the RESS Document Guidelines found at [www.oeb.gov.on.ca](http://www.oeb.gov.on.ca), e-Filing Services. Those who do not have internet access are asked to submit their submission on a CD or diskette in PDF format, along with two paper copies. You may also send your submission by post or e-mail to the addresses below.

In responding to this Notice, please include Board file number EB-2008-0420 in the subject line of your e-mail or at the top of your document. It is also important that you provide your name, postal address and telephone number and, if available, an e-mail

address and fax number. All communications should be directed to the attention of the Board Secretary at the address below, and be received no later than 4:45 p.m. on the required date.

**Need More Information?**

Further information on how to participate may be obtained by visiting the Board's Web site at [www.oeb.gov.on.ca](http://www.oeb.gov.on.ca) or by calling our Consumer Relations Centre at 1-877-632-2727.

**IMPORTANT**

**IF YOU DO NOT FILE AN OBJECTION TO A WRITTEN HEARING OR IF YOU DO NOT FILE A WRITTEN SUBMISSION IN ACCORDANCE WITH THIS NOTICE, THE BOARD MAY PROCEED WITHOUT YOUR PARTICIPATION AND YOU WILL NOT BE ENTITLED TO FURTHER NOTICE IN THE PROCEEDING.**

**ADDRESSES**

**The Board**

Ontario Energy Board  
P.O. Box 2319  
2300 Yonge Street, 27th Floor  
Toronto ON M4P 1E4  
Attention: Board Secretary

Tel: 1-877-632-2727 ( toll free)  
Fax: 416-440-7656  
E-mail: [Boardsec@oeb.gov.on.ca](mailto:Boardsec@oeb.gov.on.ca)

**The Applicants**

Hydro One Brampton Networks Inc.  
175 Sandalwood Parkway West  
Brampton ON L7A 1E8  
Attention: Mr. Scott Miller

Tel: 905-452-5504  
Fax: 905-840-0967  
E-Mail: [smiller@hydroonebrampton.com](mailto:smiller@hydroonebrampton.com)

Halton Hills Hydro Inc.  
43 Alice Street  
Acton ON L7J 2A9  
Attention: Mr. Arthur Skidmore

Tel: 519-853-3700 ext 225  
Fax: 519-853-5592  
E-mail: [askidmore@haltonhillshydro.com](mailto:askidmore@haltonhillshydro.com)

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**DATED** at Toronto January 16, 2009  
**ONTARIO ENERGY BOARD**

*Original Signed By*

Kirsten Walli  
Board Secretary