



**EB-2009-0350**

**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 Hydro One Networks Inc. leave to sell distribution system assets to 604840 Ontario Inc.

By delegation, before: Jennifer Lea

## **DECISION AND ORDER**

On September 24, 2009, Hydro One Networks Inc. (“Hydro One”) filed an application with the Ontario Energy Board 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 604840 Ontario Inc., doing business as Island Park Campground (“Island Park”).

The assets being sold in this transaction consist of one wood pole, one fused switch, one transformer, one energy meter and one span of conductor, and are located entirely on the property of Island Park.

### **Findings**

Hydro One, with Island Park’s consent, requested 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 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 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 are useful only to serve customers of Island Park. The assets will continue to serve Island Park and will be owned by Island Park instead of the utility. There is no change in supply to the customers.

The applicant further states that that there is no impact on Hydro One rates and the transaction will not adversely affect the safety, reliability, quality of service or operational flexibility of Hydro One or Island Park.

The total sale price of \$102.54 (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. I therefore find that it is in the public interest to grant Hydro One leave to sell the assets described above to Island Park.

The approval of this application should in no way be construed as providing the Board’s view as to the merits of any future rate proposal related to the assets that are the subject of this decision and order.

**IT IS ORDERED THAT:**

Hydro One Networks Inc. is granted leave to sell to Island Park the assets described in the application as one wood pole, one fused switch, one transformer, one energy meter and one span of conductor.

**ISSUED** at Toronto, October 20, 2009

ONTARIO ENERGY BOARD

*Original signed by*

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Jennifer Lea  
Counsel, Special Projects