



EB-2012-0204

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 74 of the *Ontario Energy Board Act, 1998* by Festival
Hydro Inc. seeking an order to amend its current Electricity
Distribution Licence (ED-2002-0513);

By delegation, before: Adrian Pye

DECISION AND ORDER

THE APPLICATION

Festival Hydro Inc. ("Festival") filed an application with the Ontario Energy Board on April 23, 2012 under section 74 of the *Ontario Energy Board Act, 1998*, for a licence amendment to amend the service area of its electricity distribution licence.

This service area amendment is required in order for Festival to service land that is vacant, unserved, and abutting property serviced by Festival, in a new subdivision that is presently included in Hydro One Networks Inc.'s ("Hydro One") defined service area. The subject land is described as Part of Lots 3 & 4 and all of blocks S, U & V, Concession 2 (Geographic Township of Ellice), Registered Plan No. 11, City of Stratford, County of Perth.

FINDINGS

Based on the evidence, I find that it is in the public interest to amend Schedule 1 of Festival's distribution licence to include the lands described above. The following facts are relevant to this decision.

The evidence filed with the application demonstrates that it is more economically efficient for Festival to serve the proposed new subdivision. Festival has existing infrastructure in close proximity to the subject property that can provide the required electrical service for the property with minimal investment, and no contribution in aid of construction is required from the customer/landowner, Northwest Stratford (2009) Developments Inc.

The incumbent distributor, Hydro One, does not have infrastructure adjacent to the property and Hydro One or the customer would need to make a significant investment to expand and upgrade the infrastructure to service the property. In order to serve the customer, Hydro One would have to construct a new line crossing private property.

Hydro One supports the proposed service area amendment. A letter from Northwest Stratford (2009) Development Inc., the customer/landowner, filed with the application indicates that the customer prefers a connection to Festival's distribution system.

No assets will be stranded as a result of the proposed amendment. No negative impact on rates, reliability or service quality of Festival or Hydro One has been identified as a result of the proposed amendment.

In its application, Festival included documentation from Hydro One indicating the required amendment to Hydro One's distribution licence (ED-2003-0043) as a result of the proposed amendment. I will also grant this amendment.

The applicant asked that the Board decide the application without a hearing. I have done so. The two distributors and the customer/landowner consented to the application as filed. The evidence filed with the Board demonstrated that the outcome of the proceeding would not produce an adverse effect on any other existing customers of the distributors, nor on potential customers who may locate in the subdivision.

IT IS THEREFORE ORDERED THAT:

The electricity distribution licences of Festival Hydro Inc. (ED-2002-0513), specifically Schedule 1 and Hydro One Networks Inc. (ED- 2003-0043), specifically Appendix B - Tab 1 and Appendix B - Tab 4 are amended as requested by Festival Hydro Inc.

The amended licences are attached to this decision and order.

DATED at Toronto, July 5, 2012

ONTARIO ENERGY BOARD

Original Signed By

Adrian Pye
Manager, Licence Applications