



EB-2012-0329

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 Peterborough Distribution Inc. seeking an order granting leave to sell distribution system assets to the City of Peterborough

By delegation, before: Viive Sawler

DECISION AND ORDER
September 6, 2012

THE APPLICATION

Peterborough Distribution Inc. ("PDI") filed an application with the Ontario Energy Board on July 23, 2012 under section 86(1)(b) of the *Ontario Energy Board Act, 1998*, for an order granting PDI leave to sell certain distribution system assets to the City of Peterborough ("the City").

The Board assigned file number EB-2012-0329 to the application. The assets that are the subject of the proposed transaction are a portion of the property on which PDI has a distribution substation. The substation is at 963 Parkhill Road W. in the City of Peterborough and the proposed transaction is to accommodate the widening of Parkhill Road W.

FINDINGS

PDI requested, with the City's 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 sale is for the purposes of transferring ownership of assets that are located in PDI's service area. The applicant states that the portion of property being sold is not currently used for the operation of the electrical distribution system. After the proposed transaction the applicant states that there will be no change to the service provided to customers in the area as the transaction will have no effect on the operations of PDI. The proposed transfer will not impact distribution or transmission rates of the applicant. The applicant also states that the transaction will not adversely affect the safety, reliability, quality of service or operational flexibility for its customers.

The sale of the assets is a cash sale for the price of \$18,000.00 plus applicable taxes.

Based on the evidence, I find that there are benefits to the proposed transaction, and no negative consequences have been identified. It is therefore in the public interest to grant PDI leave to sell the assets described below to the City of Peterborough.

IT IS ORDERED THAT:

1. Peterborough Distribution Inc. is granted leave to sell a portion of the real estate property of its distribution substation located at 963 Parkhill Road W. in the City of Peterborough to the City of Peterborough to accommodate the widening of Parkhill Road W.

DATED at Toronto, September 6, 2012

ONTARIO ENERGY BOARD

Original Signed By

Viive Sawler
Manager, Conservation and Reporting