



EB-2013-0282

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: Theodore Antonopoulos

DECISION AND ORDER

October 24, 2013

THE APPLICATION

Festival Hydro Inc. ("Festival") filed an application with the Ontario Energy Board on July 30, 2013 under section 74 of the *Ontario Energy Board Act, 1998*, for an order of the Board to amend Festival's licensed service area in Schedule 1 of its electricity distribution licence ED-2002-0513.

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, 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. I note that Hydro

One's licence is not required to be amended given the manner in which Schedule 1 of Hydro One's licence is presented. 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. The new subdivision is a continuation of the residential subdivision which was added to Festival's service area in 2012 (EB-2012-0204). Festival has existing infrastructure that was installed for the first phase of the residential subdivision in close proximity to the subject area and that can accommodate the anticipated load with minimal investment, and no contribution in aid of construction is required from the customer/landowner, Northwest Stratford (2009) Developments Inc.

Although the incumbent distributor, Hydro One, has existing infrastructure in close proximity to the subject area, Hydro One would need to obtain an easement from Festival to access this new subdivision and would create an island of customers completely embedded within Festival's service territory. A letter from Hydro One filed with the application indicates that Hydro One supports Festival's application for the proposed service area amendment.

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.

The applicant asked, with Hydro One's consent, that the Board decide the application without a hearing. I have done so. The evidence filed with the Board demonstrates 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 licence of Festival Hydro Inc. (ED-2002-0513), specifically Schedule 1 of the licence, is amended to include the lands described as Part of Lots 3 & 4, Concession 2 (Geographic Township of Ellice), Registered Plan No. 11, City of Stratford, County of Perth.

The amended licence is attached to this decision and order.

DATED at Toronto, October 24, 2013

ONTARIO ENERGY BOARD

Original signed by

Theodore Antonopoulos
Manager, Electricity Rates