



EB-2006-0008

APPLICATION BY HYDRO ONE NETWORKS INC. FOR AUTHORITY TO EXPROPRIATE INTEREST IN CERTAIN LANDS

NOTICE OF APPLICATION

Hydro One Networks Inc. ("HONI") has filed an application, dated January 17, 2006 with the Ontario Energy Board under section 99 of the *Ontario Energy Board Act* for approval to expropriate lands. On July 8, 2005 HONI was granted an order of the Board (file number EB-2004-0476) for leave to construct a transmission reinforcement project in the Niagara Peninsula area ("Niagara Reinforcement Project"). The approved facilities included 76 kilometres (km) of a new double circuit 230 kilovolt (kV) transmission line, primarily along existing Hydro One rights-of-way between Allanburg Transformer Station ("TS") and Middleport TS.

HONI has secured the necessary easement rights to construct the approved project with the exception of easement rights on one property and is therefore seeking the approval of the Board to expropriate permanent and temporary working easement rights on the lands of Ralph Leonard Saari and Valerie Anne Saari, in the vicinity of Pelham. A description of the lands and draft reference plan of survey which identifies the lands are attached to HONI's application, which is attached at Appendix A.

This is an application for an authority to expropriate land for the purpose of completing the easement rights for the construction of the Niagara Reinforcement Project along the existing transmission corridor, not an application dealing with expropriation. The Board may, if it is of the opinion that it is in the public interest, grant the authority to expropriate the land. However, **the Board does not have the authority to determine the amount of compensation payable**. If the authority to expropriate is granted and the parties do not agree upon compensation, the amount shall be determined under the *Expropriations Act*.

Copies of the application and of the pre-filed evidence in support of the application are attached to this notice at Appendix A.

How to Participate

If you have an interest in any of the lands which are the subject matter of this application you may become an Intervenor in this proceeding. **To become an Intervenor you must send a letter of intervention, with 9 hard copies, to the Board Secretary within 10 calendar days of the receipt of this Notice. A copy must also be sent to the Applicant.** Information on how to participate may be obtained by calling the Board's Customer Service Centre toll free at 1-877-632-2727, by email to Boardsec@oeb.gov.on.ca or from the frequently asked questions (FAQ) section of the Board's web site at www.oeb.gov.on.ca.

The Board may proceed in this matter by way of written hearing or oral hearing. However, the Board will not hold a written hearing if a party satisfies the Board that there is a good reason to hold an oral hearing. **If you wish to make a submission regarding whether the hearing should be oral or written, you must make this submission to the Board Secretary within 10 calendar days** of the receipt of this notice, or as part of your letter of intervention, and must provide 9 hard copies of the submission. In addition, a copy of this submission must also be sent to the Applicant.

Procedural orders as to how the matter will proceed may be issued by the Board from time to time, and copies of any procedural orders will be sent to HONI and intervenors in the proceeding.

ADDRESSES

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V.P. & Chief Regulatory Officer

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DATED at Toronto, January 23, 2006

ONTARIO ENERGY BOARD

Original signed by

Peter H. O'Dell
Assistant Board Secretary

APPENDIX “A”

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The Application