



Ontario Energy Board Commission de l'énergie de l'Ontario

DECISION AND ORDER

EB-2016-0364

WHITBY HYDRO ELECTRIC CORPORATION

**Application for leave to sell distribution assets to Durham Region
Non-Profit Housing Corporation**

BY DELEGATION, BEFORE: Brian Hewson
Vice President
Consumer Protection & Industry Performance

March 16, 2017

DECISION AND ORDER

THE APPLICATION

Whitby Hydro Electric Corporation (Whitby Hydro) filed an application with the Ontario Energy Board (OEB) on December 8, 2016 under section 86(1)(b) of the *Ontario Energy Board Act, 1998 (Act)*, for a Decision and Order granting Whitby Hydro leave to sell one specific distribution system asset to Durham Region Non-Profit Housing Corporation (Durham Region Housing).

The proposed asset to be sold is a CAMTRAN padmount distribution transformer number 3324 with the voltage rating of 13.8kV /8.0kV/ 120/240V and serial number of 1M01687006 located at 123 Eric Clarke Drive (Garrard Heights), Whitby, Ontario.

THE PROCESS

Whitby Hydro requested, with Durham Region Housing's agreement letter, that the OEB dispose of this matter without a hearing. 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 proceeded to decide the application without a hearing pursuant to section 6(4) of the Act.

FINDINGS

Section 86(1)(b) of the Act provides that leave of the OEB 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 transformer that is the subject of this transaction is necessary in serving the public.

The applicant stated that Durham Region Housing has historically owned the transformers at this property, however, due to the failure of transformer number 3324 and after unsuccessful attempts by Durham Region Housing to procure a private contractor in a short timeframe, Whitby Hydro agreed to provide "emergency assistance" to the owner by replacing the asset. Whitby Hydro noted that Durham Region Housing was advised that this asset would need to be sold back from Whitby Hydro to the Durham Region Housing.

Whitby hydro noted that transformer number 3324 will continue to serve the same customers after the sale transaction is completed and into the foreseeable future. The applicant stated that the transaction will not adversely affect the safety, reliability, quality of service, operational flexibility or economic efficiency of Whitby Hydro. As well, the applicant stated that there will be no impact on Whitby Hydro's distribution rates as a result of the asset sale.

The sale of the asset is for the sum of \$3,582.55 including all applicable taxes.

I find that the proposed transaction is reasonable and is not anticipated to have any negative effects. It is therefore in the public interest to grant Whitby Hydro leave to sell the distribution transformer to Durham Region Housing.

IT IS ORDERED THAT:

1. Whitby Hydro Electric Corporation is granted leave to sell one CAMTRAN padmount distribution transformer (number 3324) to Durham Region Non-Profit Housing Corporation.

DATED at Toronto March 16, 2017

ONTARIO ENERGY BOARD

Original signed by

Brian Hewson
Vice President, Consumer Protection & Industry Performance