



Ontario
Energy
Board

Commission
de l'énergie
de l'Ontario

DECISION AND ORDER

EB-2021-0266

HYDRO ONE NETWORK INC.

**Application for leave to sell distribution assets to Ice
River Springs Water Co Inc.**

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

December 9, 2021

DECISION AND ORDER

Hydro One Networks Inc. (Hydro One) filed an application with the Ontario Energy Board (OEB) on October 4, 2021 under section 86(1)(b) of the *Ontario Energy Board Act, 1998* (OEB Act), for an order granting Hydro One leave to sell distribution system assets to Ice River Springs Water Co Inc. (Ice River Springs). The assets that are the subject of the proposed transaction consist of a primary metering unit and associated pole-top metering equipment, and are located on Grey Road 2 in Faversham, Ontario.

This Decision and Order is being issued by the Delegated Authority, without holding a hearing, pursuant to Section 6(4) of the OEB Act.

Section 86(1)(b) of the OEB 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 assets that are the subject of this transaction are necessary in serving the public.

The sale is for the purpose of transferring ownership of the assets that are located on land owned by the recipient, Ice River Springs. The transfer of ownership will allow Ice River Springs to participate in the Independent Electricity System Operator’s (IESO) Operating Reserve market and settle their metering with the IESO. Ice River Springs will remain a distribution customer of Hydro One.

Ice River Springs is not a licensed distributor. While under section 57(a) of the OEB Act distributors are required to hold a licence, section 4.0.1(1)(b) of Ontario Regulation 161/99 exempts a distributor who owns and operates a distribution system that is entirely located on land owned or leased by that distributor from the requirement to hold a distribution licence. As the assets are located on land owned by the recipient, Ice River Springs is exempted from section 57(a) of the OEB Act.

The sale is a cash sale at the price of \$32,650.18 plus HST for a total of \$36,894.70. The assets are being sold on an “as is, where is” basis, and the sale price represents the net book value of the assets. A letter agreeing to the sale was provided and signed by both parties.

The OEB finds that the proposed transaction is reasonable and is not anticipated to have any negative effects on quality, reliability or price of electricity services provided by Hydro One. It is therefore in the public interest to grant Hydro One leave to sell the assets described above to Ice River Springs Water Co Inc.

IT IS ORDERED THAT:

1. Hydro One Networks Inc. is granted leave to sell a primary metering unit and associated pole-top metering equipment located at 494306 Grey Road 2, in Feversham, Ontario, to Ice River Springs Water Co Inc.

DATED at Toronto December 9, 2021

ONTARIO ENERGY BOARD

Original Signed By

Brian Hewson
Vice President, Consumer Protection & Industry Performance