

DECISION AND ORDER

EB-2025-0130

HYDRO ONE NETWORKS INC.

Application for approval to expropriate certain lands in northwestern Ontario

BEFORE: Patrick Moran

Presiding Commissioner

Robert Dodds Commissioner

Shahrzad Rahbar Commissioner

September 4, 2025



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1 OVERVIEW

In April 2024, the Ontario Energy Board granted Hydro One Networks Inc. (Hydro One) leave to construct approximately 360 kilometres (km) of electricity transmission line and associated station facilities in northwestern Ontario, in the regions of Thunder Bay, Rainy River and Kenora (Waasigan Project or the Project).¹

The Waasigan Project comprises two phases. Phase 1 consists of constructing a new 230 kV double-circuit transmission line that spans approximately 190 km to connect the existing Lakehead Transmission Station with the existing Mackenzie Transmission Station. Phase 2 consists of constructing a new 230 kV single-circuit transmission line spanning approximately 170 km from the existing Mackenzie Transmission Station to the existing Dryden Transmission Station.

Hydro One has applied for authority to expropriate permanent corridor easements on nine parcels of land² in relation to Phase 2 of the Waasigan Project. For the reasons provided in this Decision and Order, the OEB finds that the requested expropriation is in the public interest and grants Hydro One the authority to expropriate the interests in land described in Schedule A of this Decision and Order.

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¹ EB-2023-0198, <u>Decision and Order</u>, April 16, 2024; hereafter referred to in this Decision as the "Leave to Construct Decision"

² EB-2025-0130, Hydro One's <u>initial application</u>, dated April 24, 2025, requested authority to expropriate 16 privately held properties. As shown in <u>Hydro One's Interrogatory Responses</u>, dated July 16, 2025, Hydro One had reached voluntary agreements over seven of the 16 properties. Attachment 1 to Hydro One's Interrogatory Responses shows the final list of land rights being sought.

2 CONTEXT AND PROCESS

2.1 Leave to Construct Approval for Waasigan Project

On July 31, 2023, Hydro One applied under section 92 of the *Ontario Energy Board Act,* 1998 (OEB Act), for leave to construct the Waasigan Project. Hydro One also applied under section 97 for approval of the forms of land use agreements offered or to be offered to affected landowners. On April 16, 2024, the OEB issued the Leave to Construct Decision as follows:

- The OEB granted Hydro One leave to construct the Waasigan Project. The OEB found that the Waasigan Project is in the public interest with respect to prices and the reliability and quality of electricity service.
- The OEB approved the form of land easement agreements that have been or will be offered by Hydro One to directly affected landowners for the purposes of section 97 of the OEB Act.

In determining the need for the Waasigan Project, the Leave to Construct Decision³ noted that:

- An Order in Council⁴ and Ministry of Energy Directive required Hydro One to develop and seek approvals for the Waasigan Project.
- An IESO report noted the need for additional supply capacity.

2.2 Process

On April 24, 2025, Hydro One applied to the OEB under section 99 of the OEB Act for an order granting authority to expropriate permanent corridor easements over 16 privately held properties to construct and operate Phase 2 of the Waasigan Project.

The OEB issued its Notice of Hearing (Notice) on May 20, 2025, and directed Hydro One to serve the Notice, the application and relevant evidence on current registered property owners, encumbrancers and those with any interest in the lands directly affected by the expropriation application. The OEB did not receive any intervention requests.

³ EB-2023-0198, Decision and Order, April 16, 2024, pages 7-8

⁴ EB-2023-0198, Application Updated August 29, 2023, Exhibit B-03-01-01

The OEB issued Procedural Order No. 1 on June 24, 2025, establishing the procedural steps for the Issues List, written interrogatories and submissions.

The OEB issued its Decision on the Issues List on July 4, 2025.

OEB staff filed interrogatories on July 10, 2025. Hydro One filed its responses to the interrogatories on July 16, 2025.

OEB staff's submission was filed on July 30, 2025. Hydro One's reply submission was filed on August 5, 2025.

2.3 OEB's Jurisdiction in Expropriation Applications

Section 99 of the OEB Act establishes the OEB's power to grant an applicant authority to expropriate land for a "work", which includes an electricity transmission line.⁵ Under section 99, any person who has been granted leave by the OEB to construct certain works, including those under section 92 (relating to electricity) of the OEB Act may apply for authority to expropriate land for such works.

The test for an expropriation order under section 99 is outlined in subsection 99(5) which states that where the OEB is of the opinion that "the expropriation of the land is in the public interest, it may make an order authorizing the applicant to expropriate the land".

Compensation issues fall outside the scope of OEB's jurisdiction under section 99 of the OEB Act and are addressed in accordance with the *Expropriations Act, R.S.O. 1990, c. E 26* (Expropriations Act)⁶. Where required, compensation issues are resolved by the Ontario Land Tribunal.⁷ If the OEB grants authorization to expropriate land, and Hydro One is not able to reach an agreement with any landowner, the process set out in the Expropriations Act would be used to determine the amount of compensation to be paid.

⁵ Section 99 of the OEB Act falls under Part VI of the Act, which sets out the requirements for leave to construct, expropriation and related matters. A "work" is defined in this part of the OEB Act as a hydrocarbon line, electricity distribution line, electricity transmission line, interconnection or station.

⁶ Expropriations Act, R.S.O. 1990, c. E.26, s. 13

⁷ This was formerly the role of the Board of Negotiation, which has since been continued (as of 2021) as the Ontario Land Tribunal under section 2 of the *Ontario Land Tribunal Act*, 2021.

3 DECISION ON THE ISSUES

In the Leave to Construct Decision for the Waasigan Project, the OEB considered the interests of consumers with respect to prices and the reliability and quality of electricity service and determined that the Waasigan Project is in the public interest.

This proceeding is to determine whether the expropriation of the specific land interests requested by Hydro One is in the public interest. The OEB-approved Issues List contains the following three items:

- 1. Is the proposed expropriation in the public interest?
- 2. Has Hydro One requested expropriation of the minimum amount of land needed for the project, and the minimum legal interest required for that land?
- 3. What conditions, if any, should be attached to the OEB's Order in this proceeding?
- 3.1 Is the proposed expropriation in the public interest? Has Hydro One requested expropriation of the minimum amount of land required for the Project and the minimum legal interest required for that land?

Section 3.1 deals with the first two of the three issues on the Issues List. The OEB addresses Issue 3 (related to conditions of approval) in section 3.2 below.

Submissions

With respect to Issue 1, OEB staff submitted that the requested expropriations are in the public interest for the following main reasons:⁸

- In the Leave to Construct Decision, the OEB found the Waasigan Project to be in the public interest, in terms of price, reliability, and quality of electricity service, leave to construct was granted, and the forms of agreements to be offered to landowners were approved.
- The Waasigan Project has been identified in the Ontario Government's Long Term Energy plans as necessary to increase electricity capacity in the northwest Ontario region.
- The lands for which expropriation is sought are required for the route approved by the OEB's Leave to Construct Decision.

⁸ EB-2025-0130, OEB Staff Submission, July 30, 2025, page 6

 Hydro One has made diligent efforts to negotiate with the affected landowners but has not reached voluntary agreements with the subject landowners identified in this application. Therefore, expropriation is necessary for Hydro One to obtain the land rights required for the Waasigan Project.

With respect to Issue 2, OEB staff submitted that Hydro One had requested both the minimum amount of land and minimum legal interest (permanent easement) required for the Waasigan Project.

Regarding the amount of land, OEB staff noted that the width of each of the subject parcels is less or equal to a 46 metres right-of-way (ROW) (approved in the Leave to Construct Decision) along the Project corridor, and each parcel is within the approved route of the Waasigan Project. OEB staff also noted that, in its interrogatory responses, Hydro One stated that the calculation of the ROW width complies with Canadian construction standards for overhead transmission lines.⁹

Regarding the legal interest that Hydro One seeks to expropriate, OEB staff noted that transmission lines are typically long-lived assets and the subject easements will be required by Hydro One throughout the life of the transmission line to perform operation and maintenance activities. Thus, OEB staff submitted that Hydro One's request for permanent on-corridor easements is reasonable and necessary.¹⁰

In its reply submission, Hydro One agreed with OEB staff's submission.¹¹

Findings

The OEB is satisfied that Hydro One has established that the lands Hydro One seeks to expropriate are within the route approved for the Project and therefore necessary for the Project. Hydro One has established that it seeks to expropriate the minimum amount of land it needs for the Project, consistent with Canadian construction standards for overhead transmission lines. Finally, the permanent easements it proposes to expropriate constitute the minimum legal interest necessary to construct the transmission line and operate and maintain it on an ongoing basis.

The OEB grants Hydro One authority to expropriate the lands that are required for the Waasigan Project, and for which Hydro One has been unable to reach voluntary agreements to acquire, as listed in Schedule A below. This authority also applies to

⁹ EB-2025-0130, OEB Staff Submission, July 30, 2025, pages 6-7

¹⁰ EB-2025-0130, OEB Staff Submission, July 30, 2025, pages 7-8

¹¹ EB-2025-0130, Hydro One's Reply Submission, August 5, 2025, pages 2-3

those lands that are the subject of voluntary agreements that have not yet closed, but only in the event that those agreements do not close by the agreed dates.

3.2 What conditions, if any, should be attached to the OEB's Order in this proceeding?

Section 23 of the OEB Act permits the OEB, when making an order, to "impose such conditions as it considers proper."

In its interrogatories, OEB staff proposed that the OEB adopt the same Conditions of Approval that were established by the OEB in the Decision and Order for the Waasigan Phase 1 Expropriation application ¹² and provided the draft conditions of approval accordingly, to which Hydro One proposed three revisions related to draft conditions 1, 2 and 6.¹³

In its submission, OEB staff accepted Hydro One's proposed revisions to draft conditions 1 and 6 and objected to Hydro One's revision to draft condition 2.

The draft conditions, proposed revisions, as well as OEB staff's and Hydro One's submissions are summarized below.

Submissions

Draft Conditions of Approval

1. Hydro One shall notify the OEB in writing in the event that, after this Decision and Order has been issued, a negotiated settlement is reached and expropriation is no longer necessary. This notice shall be filed with the OEB within ten days of the settlement sought land rights being registered on title.

Hydro One suggested that the notification to the OEB be made only after the land rights sought have been officially registered to avoid any potential impediment to the registration of the right that would otherwise necessitate exercising expropriation authorization.

OEB staff accepted Hydro One's proposed revision as it avoids premature notice before settlement terms are finalized through registration.

2. Hydro One shall use all reasonable efforts to provide oral and <u>/or</u> written notice to the landowners a minimum of 48 hours prior to the initial entry onto the land.

¹² EB-2024-0319, Decision and Order, June 10, 2025

¹³ EB-2025-0130, Interrogatory Responses to Staff-04 (b)

Hydro One proposed this change to draft Condition 2 to accommodate landowner preferences for communication to allow for either oral and/or written notice.

OEB staff submitted that it does not support the substitution of oral notice in place of written notice. OEB staff noted that the oral notice does not create an easily traceable record of communication which limits the ability to demonstrate that reasonable efforts were made to notify landowners of initial entry onto the land. OEB staff further noted that, this condition is consistent with the previous OEB expropriation decision in the Waasigan Phase 1 Expropriation proceeding and OEB staff submitted that Hydro One had not adequately demonstrated why a departure from this practice is necessary.¹⁴

In its reply submission, Hydro One did not agree with OEB staff's submission and reiterated its opinion that notification should allow for "oral and/or written" notice to accommodate landowners preferences for communication.¹⁵

With respect to OEB staff's opinion that oral notice does not create an easily traceable record of communication, Hydro One submitted that its records of communication demonstrated that it is capable of tracking oral communications and referred to the "Records of Consultation" document included in its interrogatory responses. ¹⁶ Hydro One noted that OEB staff relied on said records in its submission and hence it should be sufficient to demonstrate reasonable efforts with respect to landowner notification. ¹⁷

In response to OEB staff's submission that this language was the same as proposed and accepted by the OEB in the Waasigan Phase 1 Expropriation proceeding, Hydro One referenced the OEB's decision in the East West Tie project, where the applicant proposed, and the OEB approved, the "oral or written notice" wording in this condition. Hydro One submitted that the need and justification for OEB staff's proposed language requiring both oral and written notice had not been demonstrated. Hydro OEB staff's proposed language requiring both oral and written notice had not been

3. Hydro One will reasonably attempt to accommodate landowner or tenant property operations when Project construction activities take place, subject to the Project's health, safety and security policies and procedures and the Occupational Health

¹⁴ EB-2025-0130, OEB Staff Submission, July 30, 2025, pages 8-9

¹⁵ EB-2025-0130, Hydro One's Reply Submission, August 5, 2025, pages 3-5

¹⁶ EB-2025-0130, Interrogatory Responses to Staff-02 a), Attachment 2

¹⁷ EB-2025-0130, Hydro One's Reply Submission, August 5, 2025, pages 3-4

¹⁸ EB-2019-0127, Decision and Order, September 12, 2019, Schedule C

¹⁹ EB-2025-0130, Hydro One's Reply Submission, August 5, 2025, page 4

and Safety Act.

Hydro One and OEB staff agreed on this draft condition.

4. Hydro One or its agents will consult with the landowner in advance of entry as to the manner in which existing gates / fences / entryways are to be managed while entering property. In the event the landowner cannot be contacted, Hydro One shall ensure that gates / fences / entryways used by Hydro One personnel or its agents are left as found.

Hydro One and OEB staff agreed on this draft condition.

5. Upon providing Hydro One with reasonable prior notice, the landowner(s) and tenant(s) can be present to observe the transmission facilities' construction and associated activities subject to the Project's health, safety and security policies and procedures and the Occupational Health and Safety Act.

Hydro One and OEB staff agreed on this draft condition.

6. No later than [14 days after the issuance of this Decision and Order], Hydro One shall file a summary of the general record keeping requirements it will implement for all project lands, ensuring that the requirements are consistent for land interests acquired through both voluntary agreements and expropriation, excluding any special record keeping requirements that may have been agreed to in an individual agreement.

As required in condition 6 of the Conditions of Approval that were established by the OEB in the Decision and Order for the Waasigan Phase 1 Expropriation application, ²⁰ Hydro One filed a summary of general record keeping requirements for project lands on June 27, 2025. ²¹ Hydro One confirmed that the general record keeping requirements for the Waasigan Phase 2 lands are the same as those provided in the Waasigan Phase 1 Expropriation proceeding. ²² Therefore, Hydro One proposed to remove draft condition 6.

OEB staff agreed that this draft condition can be removed given that Hydro One has confirmed that the general record keeping requirements provided for the Waasigan Phase 1 Expropriation application is applicable for Phase 2 lands.

²⁰ EB-2024-0319, Decision and Order, June 10, 2025

²¹ EB-2024-0319, Hydro One's Summary of General Record Keeping for Project Lands, June 27, 2025

²² EB-2025-0130, Interrogatory Response to Staff-4 (a)

7. Hydro One shall designate one of its employees as project manager who will be responsible for the fulfillment of these conditions, and shall provide the employee's name and contact information to the OEB and to the landowners and tenants, and shall ensure that this information is clearly posted on Hydro One's construction site office. The project manager will be responsible for the fulfilment of the conditions of approval on the site.

Hydro One and OEB staff agreed on this draft condition.

8. Hydro One shall furnish the OEB's designated representative with all reasonable assistance for ascertaining whether Hydro One has complied with these conditions of approval.

Hydro One and OEB staff agreed on this draft condition.

Findings

The OEB finds proposed conditions 1, 3, 4, 5, 7 and 8 to be acceptable. The OEB notes that Hydro One and OEB staff have reached agreement on these conditions.

The OEB also accepts the agreement between Hydro One and OEB staff that proposed condition 6 be removed on the basis that Hydro One has confirmed that the general record keeping requirements provided for the Waasigan Phase 1 Expropriation application are applicable for Phase 2 lands.

The OEB accepts the minor amendment to condition 2 proposed by Hydro One, subject to a requirement to keep a record of the notice given.

In conclusion, the OEB is satisfied that these are reasonable conditions to include in the OEB's order, including condition 2 as modified by the OEB.

The conditions are set out in Schedule B below.

4 DECISION ON CONFIDENTIALITY

Pursuant to Rule 10 of the OEB's Rules of Practice and Procedure and the Practice Direction on Confidential Filings, Hydro One filed a letter requesting confidential treatment of the Records of Consultation document contained in its response to OEB staff interrogatory #2, due to the sensitivity surrounding future negotiations between Hydro One and landowners.²³

Hydro One categorized the information as presumptively confidential under solicitorclient, settlement, or litigation privilege. Hydro One also provided an alternative rationale of protecting sensitive negotiations, stating that public disclosure of these records could significantly undermine the integrity of the negotiation process, potentially prejudice a person's competitive position, and result in significant loss or gain for an individual.

Hydro One submitted that the need for the confidential treatment requested outweighs the OEB's general public interest objectives of information transparency and openness, including that publication of the document could disclose personally identifiable information.²⁴

No objections to this request were filed.

Findings

Section 4 of the Practice Direction provides that where no objection to the confidentiality request is received for information fitting within one of the categories of information that will presumptively be treated as confidential.

The OEB hereby confirms confidential treatment of the information as there were no objections to Hydro One's confidentiality request and this information falls within the categories of information that the OEB generally treats as presumptively confidential.

²⁴ Ibid.

²³ EB-2025-0130, Hydro One's letter requesting confidential treatment, dated July 16, 2025 (filed on the public record on August 13, 2025)

5 CONCLUSION

The OEB finds that it is in the public interest to grant Hydro One the authority to expropriate the easements in the lands set out in Schedule A, subject to the conditions set out in this Decision and Order.

6 ORDER

THE ONTARIO ENERGY BOARD ORDERS THAT:

- 1. Hydro One Networks Inc. is hereby authorized to expropriate the interests sought in the lands listed in Schedule A to this Decision and Order. This authority includes those lands that are the subject of voluntary agreements that have not yet closed, but only in the event that those agreements do not close by the agreed dates.
- 2. Hydro One Networks Inc. shall file with the OEB a final expropriation plan for OEB approval and endorsement as soon as practical.
- 3. The authorization granted to Hydro One Networks Inc. is subject to the conditions attached in Schedule B to this Decision and Order.
- 4. Hydro One Networks Inc.'s confidentiality request in relation to its response to Staff Interrogatory #2 is granted.

DATED at Toronto September 4, 2025

ONTARIO ENERGY BOARD

Ritchie Murray Acting Registrar

SCHEDULE A DECISION AND ORDER DESCRIPTION OF PROPERTIES SUBJECT TO EXPROPRIATION HYDRO ONE NETWORKS INC.

EB-2025-0130

SEPTEMBER 4, 2025

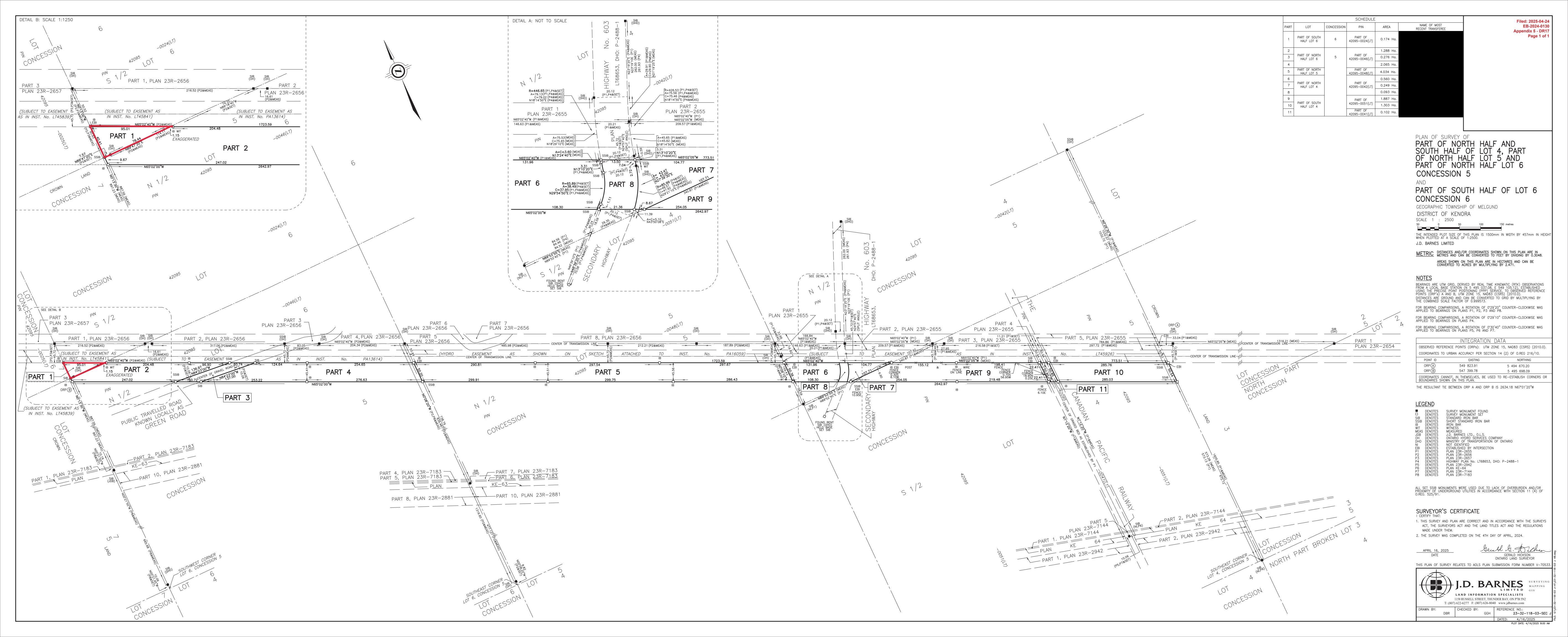
Filed: 2025-07-16 EB-2025-0130 Exhibit I-1-2 Attachment 1 Page 1 of 1

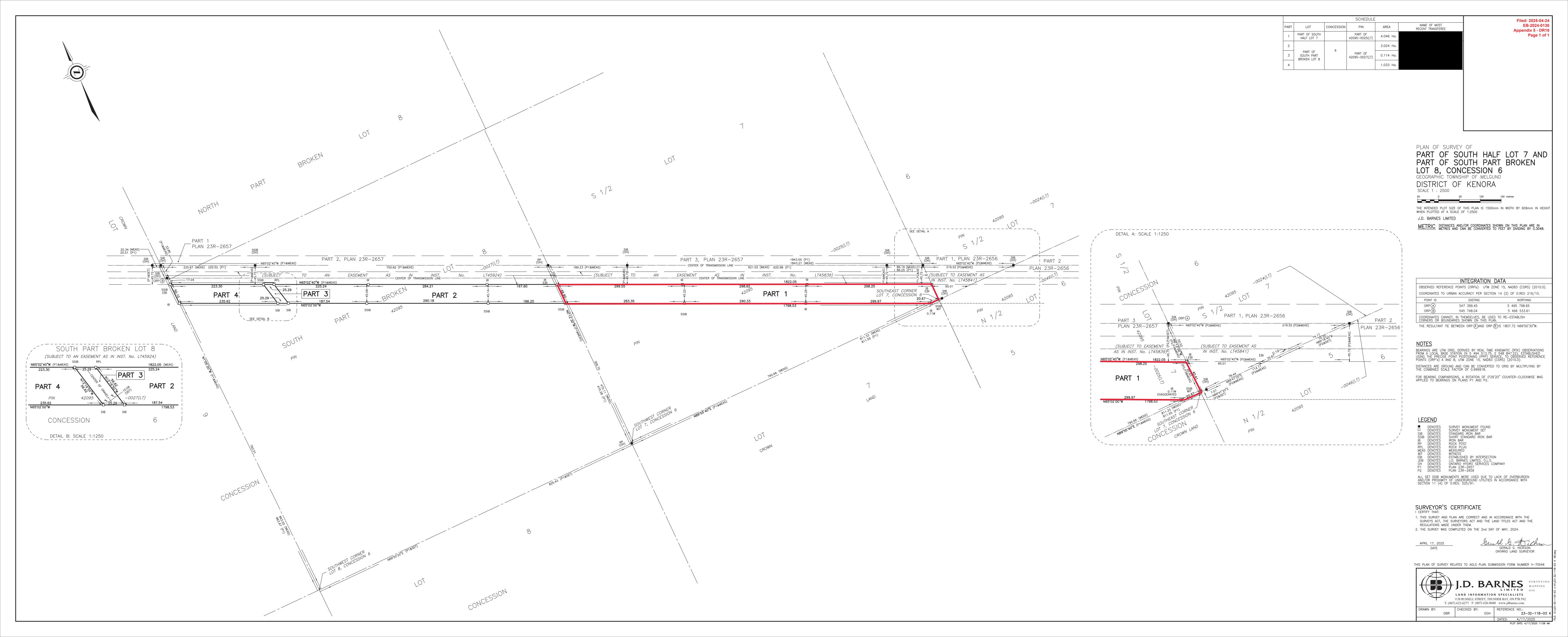
APPENDIX 4 - DESCRIPTION OF LANDS OVER WHICH AUTHORITY TO EXPROPRIATE IS BEING REQUESTED

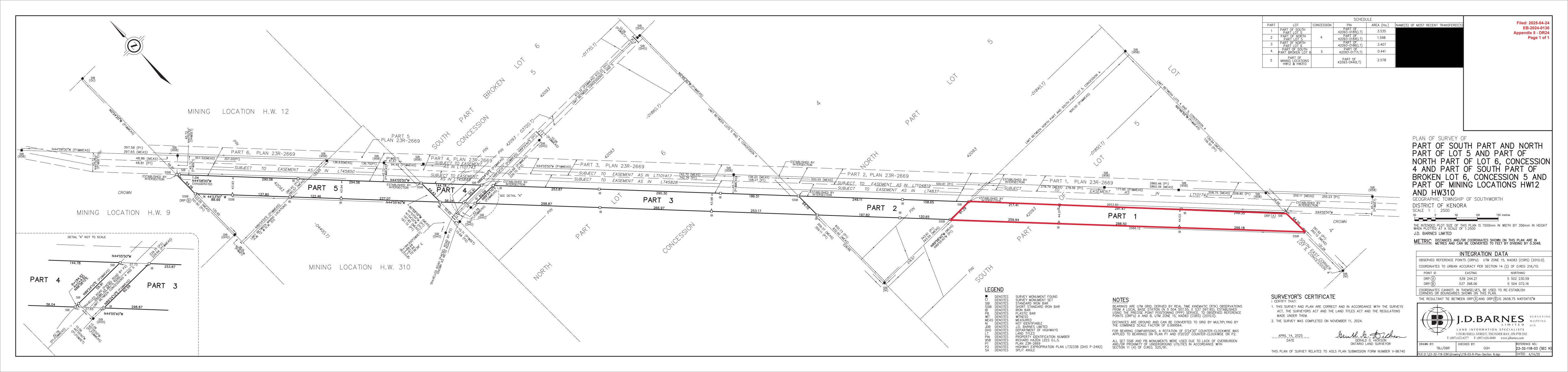
	Hvdro One File		Property	Registered Property	Legal Description of Property	General Description			Name(s) of Other Registered		
*	No.	Municipality	Identification Number	Owner Name(s)	(per Parcel Register)	of Interest to be Expropriated	Signed (Closing Pending)	Negotiation Update	Interest Holder(s) on Title	Type of Interest	Instrument
		Dryden									
	DR17 in Appendix 5 of Exhibit A-1-1	Unorganized Township - District of Kenora	42095-0024 (LT)		PCL 16228 SEC DKF; PT S1/2 LT 6 CON 6 MELGUND AS IN LT12260; S/T LT112664, LT45841; DISTRICT OF KENORA	Permanent Easement (Corridor)	No	Negotiations are ongoing, however a settlement has not yet been reached.		Easement Easement	LT45841 LT112664
	DR18 in Appendix 5 of Exhibit A-1-1	Unorganized Township - District of Kenora	42095-0025 (LT)		PCL 16353 SEC DKF; S1/2 LT 7 CON 6 MELGUND; S/T LT101092, LT45839; DISTRICT OF KENORA	Permanent Easement (Corridor)	No	Negotiations have reached an impass and a settlement has not been reached.		Easement Easement	LT45839 LT101092
	DR24 in Appendix 5 of Exhibit A-1-1	Unorganized Township - District of Kenora	42093-0185 (LT)		PCL 18406 SEC DKF; PT S PT LT 5 CON 4 SOUTHWORTH AS IN PA13564; S/T LT101742; DISTRICT OF KENORA	Permanent Easement (Corridor)	No	Property owner deceased. Hydro One is working with purported inheritor of property. Despite best efforts, documentation confirming chain of title for the property is outstanding. Settlement pending confirmation of ownership.		Easement	LT101742
	DR26 in Appendix 5 of Exhibit A-1-1	Unorganized Township - District of Kenora	42093-0186 (LT)		PCL 12020 SEC DKF; MINING LOCATION HW405 SOUTHWORTH; N PT LT 6 CON 4 SOUTHWORTH AS IN PO4525; EXCEPT LT32338; S/T LT101417, LT45828; DISTRICT OF KENORA	Permanent Easement (Corridor)	No	Negotiations are ongoing, however a settlement has not yet been reached.		Easement Easement	LT45828 LT101417
	DR63 in Appendix 5 of Exhibit A-1-1	Unorganized Township - District of Kenora	42068-0007 (LT)		PCL 8000 SEC DKF; PT S 1/2 LT 19 CON 8 ZEALAND AS IN PAS931, EXCEPT PT 1 AND 5 KR717; DISTRICT OF KENORA; SUBJECT TO AN EASEMENT IN GROSS OVER PTS 3, 6 & 8 23R2596 AS IN KN41538	Permanent Easement (Corridor)	No	Negotiations are ongoing, however a settlement has not yet been reached.		Easement	KN41538
	DR64 in Appendix 5 of Exhibit A-1-1	Unorganized Township - District of Kenora	42068-0001 (LT)		PCL 7668 SEC DKF; SE 1/4 OF S 1/2 LT 20 CON 8 ZEALAND EXCEPT PT 1 23R6264; DISTRICT OF KENORA; SUBJECT TO AN EASEMENT IN GROSS OVER PTS 2, 7 & 9 23R2596 AS IN KN41538	Permanent Easement (Corridor)	No	Negotiations are ongoing, however a settlement has not yet been reached.		Easement	KN41538
	DR65 in Appendix 5 of Exhibit A-1-1	Unorganized Township - District of Kenora	42068-0005 (LT)		PCL 7686 SEC DKF; SW 1/4 OF S 1/2 LT 20 CON 8 ZEALAND BEING QUARRY CLAIM; DISTRICT OF KENORA; SUBJECT TO AN EASEMENT IN GROSS OVER PTS 1 & 10 23R2596 AS IN KN41538	Permanent Easement (Corridor)	No	Negotiations are ongoing, however a settlement has not yet been reached.		Easement	KN41538
	DR66 in Appendix 5 of Exhibit A-1-1	Unorganized Township - District of Kenora	42068-0002 (LT)		PCL 7671 SEC DKF; SE 1/4 OF S 1/2 LT 21 CON 8 ZEALAND; DISTRICT OF KENDRA; SUBJECT TO AN EASEMENT IN GROSS OVER PTS 4 & 5 23R2589 AS IN KN41538	Permanent Easement (Corridor)	No	Negotiations are ongoing, however a settlement has not yet been reached.		Easement	KN41538
	DR75 in Appendix 5 of Exhibit A-1-1	Unorganized Township - District of Kenora	42069-0173 (LT)		PCL 30891 SEC DKF; S PT BROKEN LT 3 CON 2 WAINWRIGHT PT 4, 5, 6, 7, 9, 10, 12 & 13, 23R4081; ST LT100389, LT45848; DISTRICT OF KENORA; SUBJECT TO AN EASEMENT IN GROSS AS IN KN58216	Permanent Easement (Corridor)	No	Negotiations are ongoing, however a settlement has not yet been reached.		Easement Easement Casement	LT45848 LT100389 KN58216
										Charge Assignment of Rent - General	KN98421 KN98422

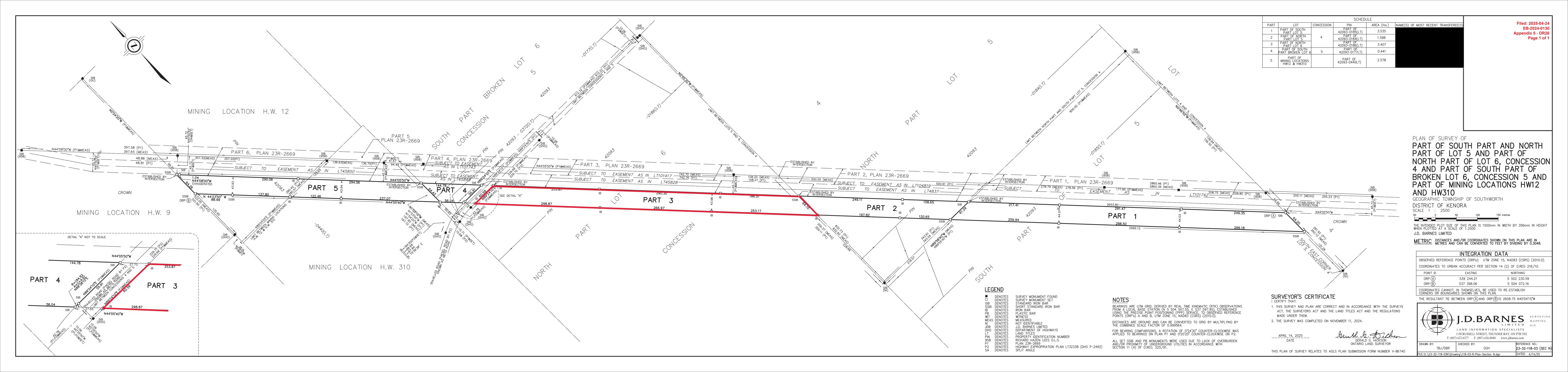
Summary Information

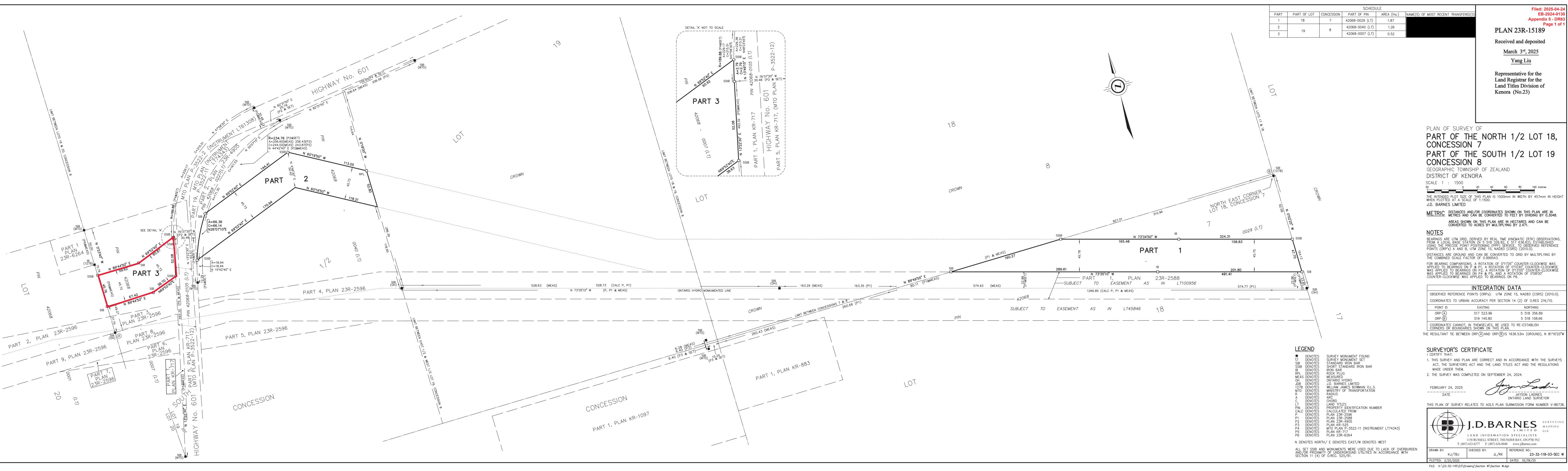
9	Total Properties Over Which Authority to Expropriate is being Requested
9	No Voluntary Settlements Achieved
0	Voluntary Settlements Signed (Closings Pening)











FILE: X:\23-32-118\03\Drawing\Section W\Section W.dgn

JL/RK

PLAN 23R-15189

Received and deposited

March 3rd, 2025

Representative for the

Land Registrar for the Land Titles Division of

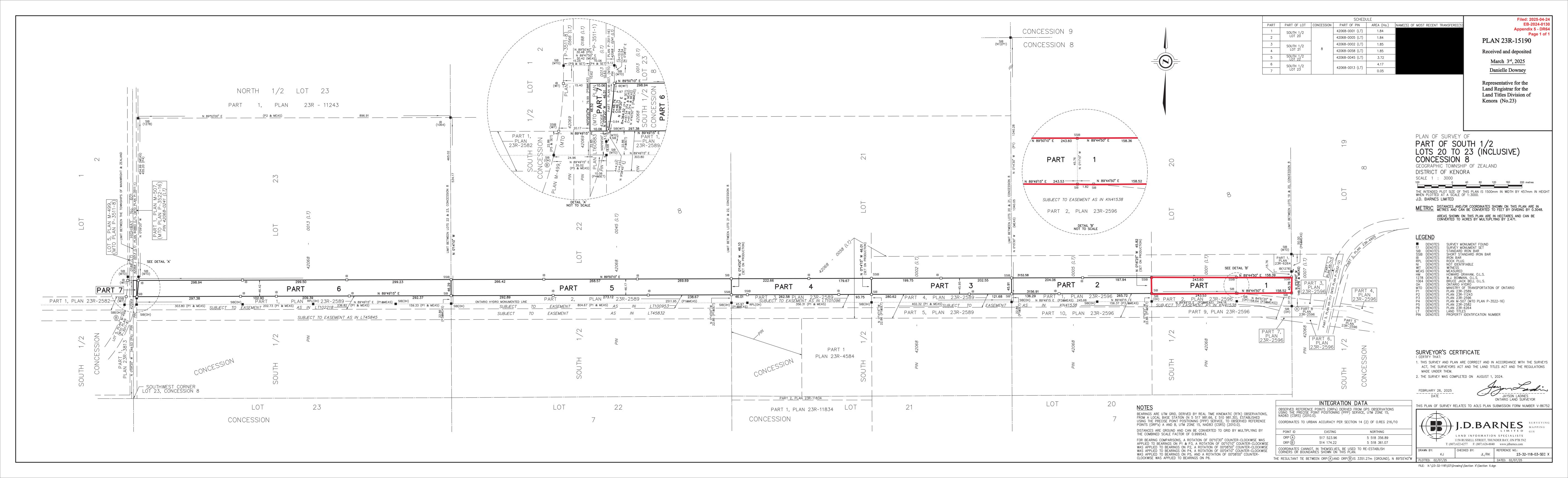
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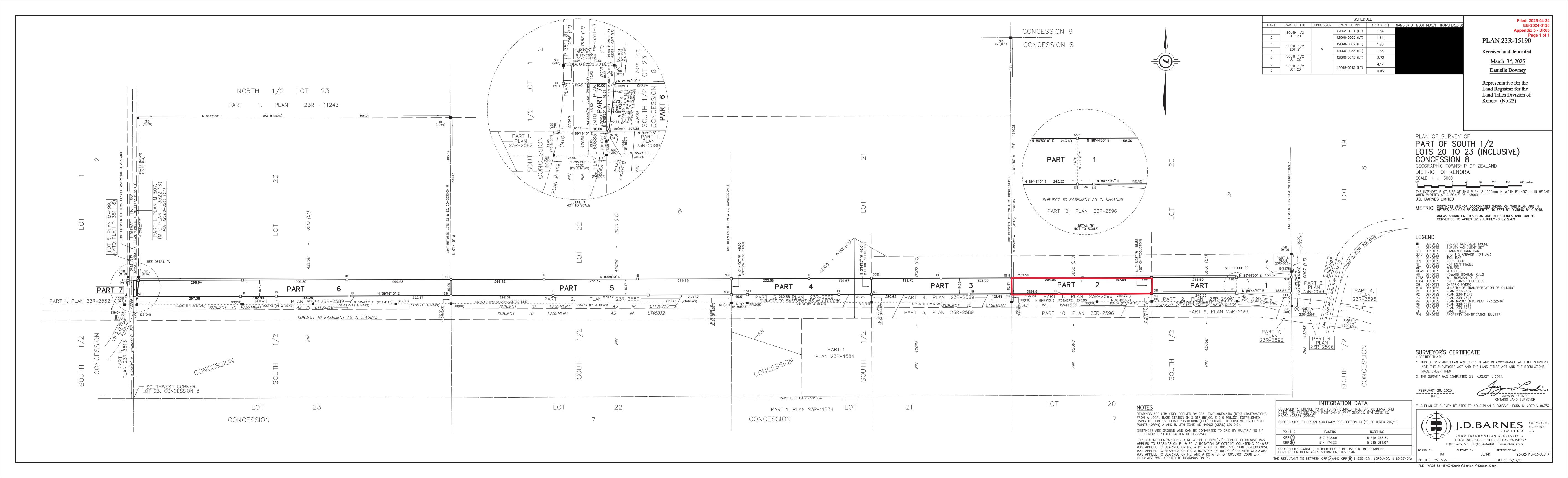
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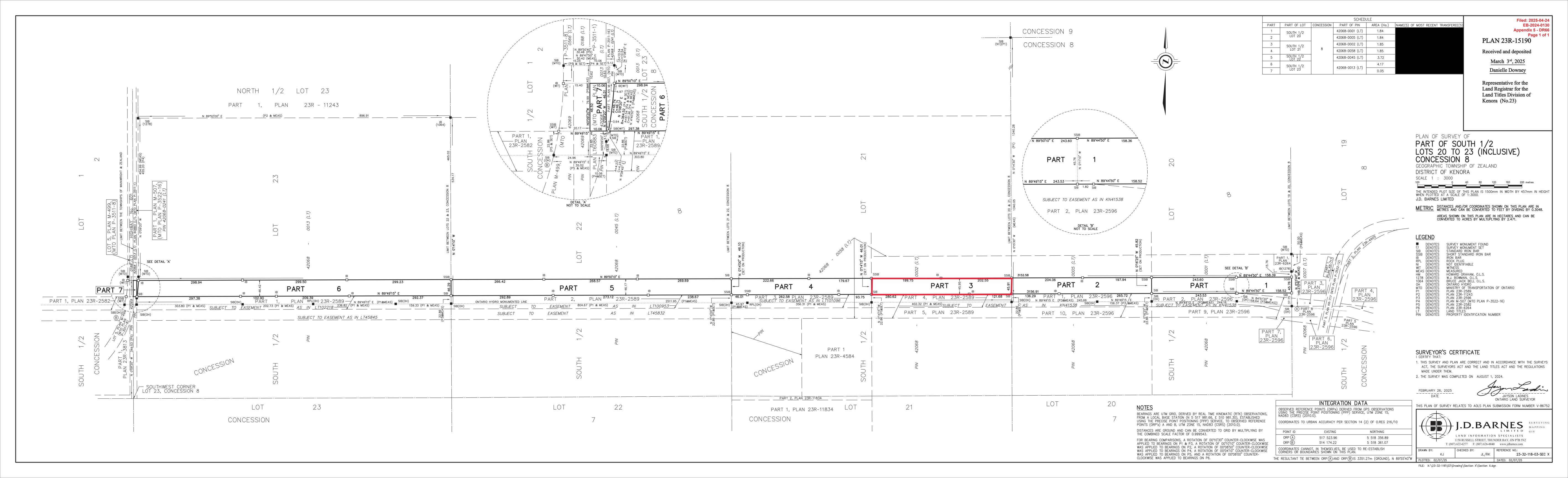
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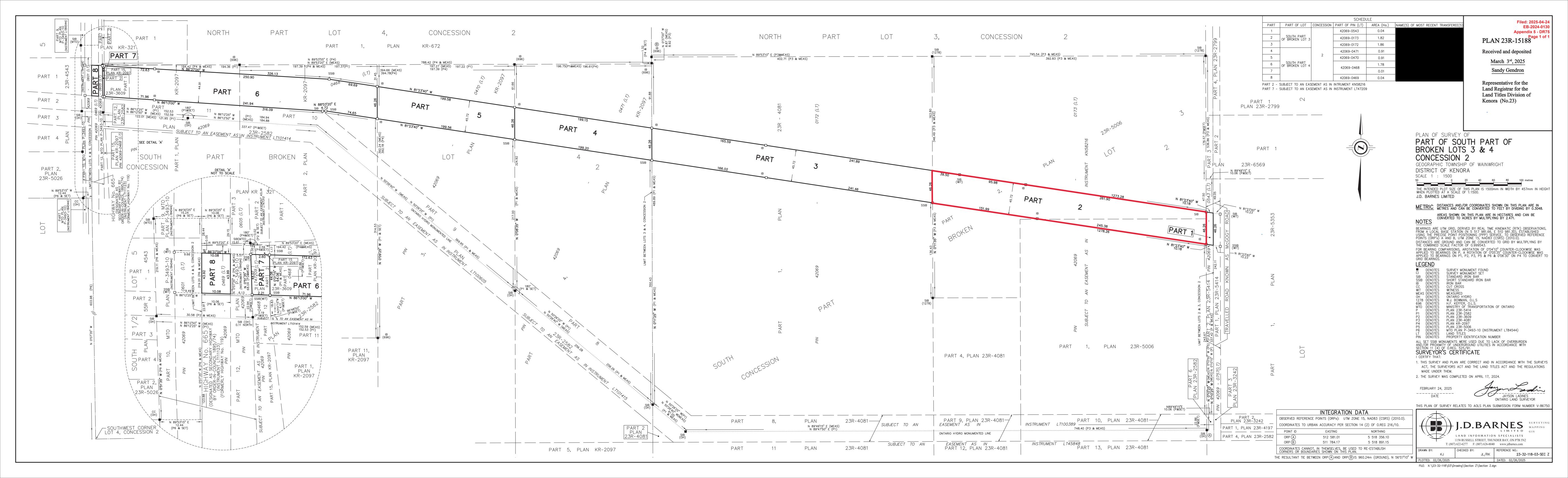
23-32-118-03-SEC W

Kenora (No.23)









SCHEDULE B

DECISION AND ORDER

CONDITIONS OF APPROVAL

HYDRO ONE NETWORKS INC.

EB-2025-0130

SEPTEMBER 4, 2025

Hydro One Networks Inc. Waasigan Project Phase 2 – Expropriation Application Conditions

- 1. Hydro One shall notify the OEB in writing in the event that after this Decision and Order has been issued, a negotiated settlement is reached and expropriation is no longer necessary. This notice shall be filed with the OEB within ten days of the sought land rights being registered on title.
- 2. Hydro One shall use all reasonable efforts to provide oral or written notice to the landowners a minimum of 48 hours prior to the initial entry onto the land. Hydro One shall keep a record of the notice given.
- 3. Hydro One will reasonably attempt to accommodate landowner or tenant property operations when Project construction activities take place, subject to the Project's health, safety and security policies and procedures and the *Occupational Health and Safety Act*.
- 4. Hydro One or its agents will consult with the landowner in advance of entry as to the manner in which existing gates / fences / entryways are to be managed while entering property. In the event the landowner cannot be contacted, Hydro One shall ensure that gates / fences / entryways used by Hydro One personnel or its agents are left as found.
- 5. Upon providing Hydro One with reasonable prior notice, the landowner(s) and tenant(s) can be present to observe the transmission facilities' construction and associated activities subject to the Project's health, safety and security policies and procedures and the *Occupational Health and Safety Act*.
- 6. Hydro One shall designate one of its employees as project manager who will be responsible for the fulfillment of these conditions, and shall provide the employee's name and contact information to the OEB and to the landowners and tenants, and shall ensure that this information is clearly posted on Hydro One's construction site office. The project manager will be responsible for the fulfilment of the conditions of approval on the site.
- 7. Hydro One shall furnish the OEB's designated representative with all reasonable assistance for ascertaining whether Hydro One has complied with these conditions of approval.