



**EB-2007-0017**

**IN THE MATTER OF** the *Ontario Energy Board Act, 1998*, S.O. 1998, c.15, Schedule B;

**AND IN THE MATTER OF** an application by London Hydro seeking an order to make changes to its Conservation and Demand Management plan;

**AND IN THE MATTER OF** an application by London Hydro under section 21(4)(b) of the *Ontario Energy Board Act, 1998*, seeking to dispose of the proceeding without a hearing.

**BEFORE:** Gordon Kaiser  
Presiding Member and Vice Chair

Cathy Spoel  
Member

### **DECISION AND ORDER**

London Hydro filed an application, dated January 17, 2007 for an order to approve changes to its Conservation and Demand Management (“CDM”) plan. London Hydro has also requested, pursuant to subsection 21(4)(b) of the *Ontario Energy Board Act, 1998* (the “Act”) that the Ontario Energy Board (the “Board”) dispose of the proceeding without a hearing. The Board assigned file number EB-2007-0017 to this application.

On March 17, 2005, London Hydro was granted approval of its CDM plan. The total approved budget for London Hydro's CDM plan is \$2,836,792 . As a condition of approval, London Hydro was ordered to apply to the Board for approval if cumulative fund transfers among programs exceeded 20% of the approved budget. The approved budget of March 17, 2005 shall be referred to the “Original Budget” herein.

On November 1, 2005, London Hydro issued an informational update that reallocated 19.1% of the approved CDM plan of the Original Budget to a new budget ("The Current Budget"). London Hydro did not require Board approval to make the fund transfers from the Original Budget to the Current Budget since it did not exceed 20% of the approved plan. London Hydro's request for further changes to allocations in the CDM plan are compared to the values cited in both the Original Budget and the Current Budget in Table 1.

London Hydro is seeking approval to reallocate some of the funds allocated to their existing CDM programs. London Hydro indicated that response to some programs has been better than others, and would like to reallocate the funds in light of these developments. London Hydro also stated that certain programs were not supported by their customers or were deemed to be less efficient than other programs. The proposed funding transfers are outlined in Table 1 below.

Table 1 - Requested changes to CDM budget

<b>Program</b>	<b>Original Budget</b>	<b>Current Budget</b>	<b>Proposed Budget</b>
Traffic & Pedestrian Signals Upgrade	\$808,500	\$526,664	\$532,536
Residential PowerCost Monitor	\$50,000	\$50,000	\$61,734
Residential Appliance Recycling Program	\$842,500	\$1,429,336	\$1,852,634
Commercial Sector Energy Efficiency	\$304,000	\$304,000	\$229,318
Distribution Shunt Capacitor Program	\$125,000	\$0	\$0
Combined Heat & Power Opportunity	\$30,000	\$30,000	\$0
Energy Awareness in Classroom Program	\$100,000	\$100,000	\$187,046
LCBO Warehouse Makeover Program	\$100,000	\$100,000	\$0
Residential Summer Comfort Program	\$25,000	\$25,000	\$62
Demand Response Technologies	\$69,000	\$69,000	\$3,714
THAW Plus Program	\$50,000	\$50,000	\$0
Putting Our Own House in Order	\$33,000	\$32,792	\$32,792
Community One-Tonne Challenge	\$225,000	\$45,000	\$1,289
Public Education Campaign	\$75,000	\$75,000	\$257,667
<b>Total</b>	<b>\$2,837,000</b>	<b>\$2,836,792</b>	<b>\$3,158,792</b>
Less incremental OPA funds received for appliance recycling program			\$322,000
<b>Total CDM budget from Rate Payers</b>			<b>\$2,836,792</b>

London Hydro has also requested that the Board dispose of this matter without a hearing pursuant to section 21(4)(b) of the Act. Section 21(4)(b) of the Act states that the Board may dispose of a proceeding without a hearing if the Board determines that *“no person, other than the applicant, appellant or licence holder will be adversely affected in a material way by the outcome of the proceeding and the applicant, appellant or licence holder has consented to disposing of a proceeding without a hearing.”*

London Hydro issued public notice of its original CDM application (RP-2004-0203 / EB-2004-0206) as directed by the Board. There were no intervenors in the application. Based on the evidence filed, and in consideration of the level of participant involvement in the original proceeding, the Board finds that no person will be adversely affected in a material way by the outcome of this proceeding, and therefore finds that a hearing is not necessary.

The Board finds that the activities proposed by London Hydro qualify as CDM activities.

The Board approves the re-allocation of funds as proposed by London Hydro.

**THE BOARD ORDERS THAT:**

1. London Hydro is granted approval to reallocate the funds with the CDM plan as outlined in Table 1, and as set out in this Decision and Order.

**DATED** at Toronto, March 22, 2007

ONTARIO ENERGY BOARD

*Original signed by*

Peter H. O'Dell  
Assistant Board Secretary