

DE 99-091

GRANITE STATE ELECTRIC COMPANY

Additional Petitioner: Exeter And Hampton Electric Company
Petition to Amend Franchise Area Border in the Town of Atkinson,
New Hampshire

Order NISI Granting Petition

O R D E R N O. 23,252

July 6, 1999

The Petitioners, Granite State Electric Company (GSECo), and Exeter and Hampton Electric Company (E&H), filed a Joint Petition under NH RSA 374:22 and 374:26 with the New Hampshire Public Utilities Commission (Commission) on June 23, 1999, to amend their distribution franchise area border in the Town of Atkinson, New Hampshire to accommodate the needs of a housing developer, Skyline Industries Real Estate Ventures, Inc. (Skyline Industries).

Skyline Industries is developing three residential single-family dwelling units on three lots off Shannon Road in Atkinson, New Hampshire. These lots are identified as Lot 2, Lot 2-1, and Lot 2-2 on a plan entitled "Robert Kinzler, Shannon Road, Atkinson, New Hampshire," said plan being recorded in the Rockingham County Registry of Deeds as Plan No. D-26651. The three lots extend easterly of Shannon Road, an existing town road, a distance of eight hundred (800) feet, more or less. The existing franchise border between GSECo and E&H runs in a

northerly/southerly line parallel to Shannon Road and is located three hundred (300) feet easterly of the centerline of said road. This results in the franchise border segmenting each of the three lots. The points of service for Lot 2 and Lot 2-2 are beyond the three hundred (300) feet border and located in the franchise area of E&H.

GSECo was approached by Skyline Industries to supply electric service to the homes being constructed on the three lots, since GSECo's existing primary distribution system runs along Shannon Road and along the entire frontage of the three lots for which service is being requested. In order for E&H to serve the three lots, E&H would need to construct a line along Shannon Road within GSECo's franchise area and parallel to GSECo's existing distribution system. With these facts in mind, the parties concluded that GSECo is the most logical and rational choice to serve the three lots from an economic and engineering perspective.

GSECo, E&H, and Skyline Ventures have entered into an Agreement which records the intention of E&H to cede a portion of its franchise area to GSECo, and to relinquish the right to serve the three lots, and the intention of GSECo to provide electric service to the three lots, subject to approval by the Commission.

We find that allowing GSECo and E&H to amend their distribution franchise area border in the Town of Atkinson, New Hampshire as requested is in the public good.

Based upon the foregoing, it is hereby

ORDERED NISI, that the Joint Petition of GSECo and E&H to amend their distribution franchise area border in the Town of Atkinson, New Hampshire is granted; and it is

FURTHER ORDERED, that the franchise line between GSECo and E&H be relocated such that Lot 2, Lot 2-1 and Lot 2-2 be within GSECo pursuant to RSA 374:22 and 26. This is shown on a plan entitled "Robert Kinzler, Shannon Road, Atkinson, New Hampshire," said plan being recorded in the Rockingham County Registry of Deeds as Plan No. D-26651; and it is

FURTHER ORDERED, that all construction shall meet the requirements of the National Electrical Safety Code and all other applicable safety standards in existence at that time; and it is

FURTHER ORDERED, that the joint petitioners file revised Commission Service Territory Maps for their respective territory within 60 days from the effective date of this order, reflecting the above changes in service areas brought about by this revision in franchise boundaries and specifying thereon that the maps are effective on the date hereof by authority of the above Commission Order No.; and it is

FURTHER ORDERED, that the Petitioner shall cause a copy of this Order Nisi to be published once in a statewide newspaper of general circulation or of circulation in those portions of the state where operations are conducted, such publication to be no

later than July 13, 1999 and to be documented by affidavit filed with this office on or before July 20, 1999; and it is

FURTHER ORDERED, that all persons interested in responding to this petition be notified that they may submit their comments or file a written request for a hearing on this matter before the Commission no later than July 23, 1999; and it is

FURTHER ORDERED, that any party interested in responding to such comments or request for hearing shall do so no later than July 28, 1999; and it is

FURTHER ORDERED, that this Order Nisi shall be effective August 6, 1999, unless the Commission provides otherwise in a supplemental order issued prior to the effective date.

By order of the Public Utilities Commission of New
Hampshire this sixth day of July, 1999.

Douglas L. Patch
Chairman

Susan S. Geiger
Commissioner

Nancy Brockway
Commissioner

Attested by:

Thomas B. Getz
Executive Director and Secretary