

July 8, 1957

Monday, July 8, 1957

Present: Chairman Brackman, Commissioners Graham, Papalia

The matter of investigation by the Department upon its own motion relative to the rates and charges for electric service assessed by Michael Lowell, doing business as Dorimor Trailer Park in the town of Danvers as a result of a protest filed with the Department by certain residents of said Dorimor Trailer Park, the following action was taken:

Investigation
rates - re
Michael
Lowell - for
elec. service
in Danvers

(11694)

APPEARANCES: A. Kenneth Carey, Esq., for Morrison H. Lowell,
Edward N. Gadsby, Esq., for the Department.

This is an investigation by the Department on its own motion, D.P.U. 11827-E, of the rates, prices and charges for electric service assessed by Morrison H. Lowell d/b/a Dorimor Trailer Park, 380 Newbury Street, Danvers, in accordance with a complaint filed with the Department by Donald E. Reed, et als.

On the above matter a public hearing was held on March 28, 1956 at which time all parties of interest were given an opportunity to be heard and several of the petitioners appeared and discussed at length the adverse differential in rates of the Danvers Municipal Light Department which now supplies the trailer park with electricity.

At the time of the proceedings the trailer park purchased all of its electricity from the Danvers Municipal Light Department and resold it to its individual

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tenants at rates established by itself but not with this Department as prescribed by statute. In the proceedings it was agreed by counsel for the Department and the trailer park that the Dorimor Trailer Park was a public utility as defined in section 1 of chapter 164 of the General Laws subject to the rules and regulations of this Department.

The opinion of this Department with respect to the practice of submetering was stated in Re Boston Edison Company, D.P.U. 8862, March 4, 1953. The Department in that case took the position that submetering was essentially parasitic and undesirable. The Department continues to hold this opinion. Therefore, during the course of this investigation, and as a result of the efforts of this Department, arrangements were made for the residents of the Dorimor Trailer Park to be supplied directly by Danvers Municipal Light Department at the filed rates. They are now being so supplied. Accordingly, the complaint of the petitioners has become a moot question.

Of the original 14 customers signing the petition at the present time only two remain as tenants of the trailer park. Under date of June 3, 1957, these two tenants wrote to this Department advising that they were now customers of the Danvers Municipal Light Department and requested that the petition be withdrawn without prejudice.

Under date of June 3, 1957 Mr. Morrison H. Lowe of the Dorimor Trailer Park advised that he was no longer

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engaged in the business of selling electricity and request - (11694)
 that he not be required to make filings with this Department as provided for under Chapter 164 of the General Laws.

Therefore, after a public hearing, consideration of the evidence, and an investigation, the Department is of the opinion and hereby

ORDERS That the complaint of 14 customers of the Dorimor Trailer Park located in the town of Danvers is hereby dismissed without prejudice; and it is further

ORDERED: That Mr. Morrison H. Lowell d/b/a Dorimor Trailer Park, 380 Newbury Street, Danvers, be relieved of the requirements of filing with this Department as required under Chapter 164 of said General Laws; and it is

FURTHER ORDERED: That the investigation of the Department be and hereby is terminated.

Commissioners participating in decision D.P.U. 11694 were:

Brackman, Chm., Papalia, Graham

Boston Edison Company
 re - pole
 locations in
 Milton

(12197)

petition of Boston Edison Company for determination by the Department that public convenience and necessity require locations for poles, guy wires and anchors, cross arms, wires (fixtures, to be used for the distribution of electricity, private property in the care and control of the Metropolitan District Commission in the town of Milton, the following action was taken:

APPEARANCE: E. A. Gula, for the Petitioner

and a petition of the Boston Edison Company under