



EB-2009-0358

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 EDF
EN Canada Solar Arnprior B LP for an electricity
generation licence.

By delegation, before: Jennifer Lea

DECISION AND ORDER

EDF EN Canada Solar Arnprior B LP filed an application dated September 28, 2009 with the Ontario Energy Board under section 60 of the *Ontario Energy Board Act, 1998* for an electricity generation licence as a Standard Offer Program participant.

The Board's Notice of Application and Written Hearing for an electricity generation licence was published on October 14, 2009. One member of the public, Ms. Cecelia Baker, responded to the Notice of Application and Written Hearing by a letter dated October 23, 2009. The writer expressed concerns that the applicant does not meet the Standard Offer Program eligibility criteria and is non-compliant with the OEB licensing requirements. The applicant responded to the letter on October 28, 2009.

I have reviewed the concerns raised in the letter. All of these concerns, including the size of the installed capacity of the project, were addressed by the applicant in its response to Ms. Baker. The concerns raised in the letter regarding environmental approvals are not within the scope of the matters considered by the Board in considering an application for a generation licence.

The Board's main criteria in relation to the licensing of new generators qualifying under the Standard Offer Program are the status of the OPA contract and the status of the connection process with the local distributor. The information provided by the applicant

on these two matters is satisfactory. The applicant has the Standard Offer Program contract with the OPA for the generation facility and it has completed the connection impact assessment with Hydro One, the local distributor.

After considering the application, it has been found to be in the public interest to issue the electricity generation licence under Part V of the Act.

IT IS THEREFORE ORDERED THAT:

The application for an electricity generation licence is granted, on such conditions as are contained in the attached licence. It is also a condition of this order that the applicant comply with the terms of the connection agreement for a small embedded generation facility or a mid-sized embedded generation facility as set out in Appendix E to the Distribution System Code.

DATED at Toronto, December 16, 2009

ONTARIO ENERGY BOARD

Original Signed By

Jennifer Lea
Counsel, Special Projects