

**EB-2011-0394**

**ONTARIO ENERGY BOARD**

**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 McLean's Mountain Wind Limited Partnership  
for an Order granting leave to construct a new transmission line and associated facilities.

**CLOSING SUBMISSION OF CANADIAN PACIFIC RAILWAY  
COMPANY**

May 25, 2012

## INTRODUCTION

1. Canadian Pacific Railway Company (“CP”) makes the following submission in relation to the application for leave to construct (the “**Application**”), made by McLean’s Mountain Wind LP (“**McLean’s**” or the “**Applicant**”).

## BACKGROUND

2. CP is the registered owner of Goat Island, which is the site proposed by McLean's for a connection/switching station and a related cable that will emerge from the water on the north shore and traverse Goat Island underground for approximately 340 metres. The connection/switching station will be located adjacent to the Hydro One transmission line located at Hwy 6.

## SUBMISSION

3. Since becoming aware of McLean’s Application, CP and McLean’s have been negotiating a lease agreement for the use of certain portions of Goat Island. Negotiations are progressing and CP continues to expect that an agreement will be finalized by the end of June 2012. CP respectfully requests, in accordance with the submission of Board Staff<sup>1</sup>, that the Board make its approval subject to McLean’s and CP reaching a final lease agreement for McLean’s use of certain portions of Goat Island.

4. In their argument-in-chief dated May 17, 2012, McLean’s noted a revision to the route that the cable will take across Goat Island. CP confirms that it was aware of that change and does not object to it.

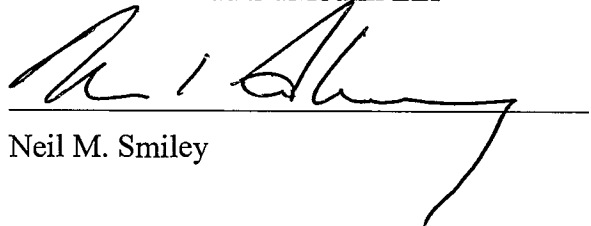
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<sup>1</sup> Board Staff Final Submission, May 25, 2012, EB-2011-0394 at page 3.

5. CP notes that Board Staff have recommended that approval of McLean's Application be made conditional upon McLean's successfully obtaining all approvals and licenses required by the environment assessment process for renewable energy projects.<sup>2</sup> CP agrees with this recommendations and respectfully submits that it should be a condition of approval.

**All of which is respectfully submitted.**

**Canadian Pacific Railway Company**  
By its Counsel  
Fasken Martineau DuMoulin LLP



Neil M. Smiley

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<sup>2</sup> Board Staff Final Submission, May 25, 2012, EB-2011-0394 at pages 5 – 6.