

NOTICE OF OBJECTION TO THE JANUARY 25, 2013 APPLICATION FOR AN ELECTRICAL GENERATION
LICENSE ON FILE NUMBER EB-2012-0470

SENDER'S NAME – S.W.HENRY

POSTAL ADDRESS – 2656 LES DAVEY RD., RR2, BALTIMORE, ONTARIO, K0K 1C0

TELEPHONE NUMBER – 905 372 6120

FAX NUMBER – 905 372 7815

E-MAIL ADDRESS – SWHENRY@AIRNET.CA

THIS LETTER IS TO PROVIDE MY NOTICE OF OBJECTION TO GRANT A LICENSE TO GENERATE ELECTRICITY FOR PROJECT FILE # EB-2012-0470. THE NOTICE OF APPLICATION AND WRITTEN HEARING FOR FILE NUMBER EB-2012-0470 WAS DATED AT TORONTO ON JANUARY 25, 2013 AND SIGNED BY KIRSTEN WALLI AS BOARD SECRETARY. THE OEB'S OWN GUIDELINES (SIGNED BY KIRSTEN WALLI) ON PARTICIPATION IN A HEARING STATE THAT MY LETTER OF COMMENT MUST BE MADE NO LATER THAN 30 DAYS AFTER THE PUBLICATION OR SERVICE DATE OF THE NOTICE FOR APPLICATION – WHICH IN THIS CASE WOULD BE FEB 24, 2013 –“UNLESS THE NOTICE STATES OTHERWISE”. THIS NOTICE – WITHOUT GIVING ANY REASON WHATSOEVER – HAS COMPRESSED THE NORMAL 30 DAY NOTICE PERIOD TO JUST 17 DAYS AS IT STATES THAT ALL COMMENTS OBJECTING TO A WRITTEN HEARING MUST BE RECEIVED BY THE BOARD AND COPIED TO THE APPLICANT BY FEB 11, 2013. SHOULD THE BOARD CHOOSE TO REJECT MY LETTER OF OBJECTION BASED ON THIS SHORTENED 17 DAY RESPONSE TIME REQUIREMENT, THEN WITHOUT WAIVING ANY ADDITIONAL RIGHTS THAT MAY BE AVAILABLE TO ME REGARDING THE SHORTENING OF THE NOTICE PERIOD, THIS LETTER WILL SERVE AS MY FORMAL APPLICATION TO APPEAL SUCH AN ACTION BY THE BOARD. A COPY OF THIS LETTER WILL ALSO BE SENT TO THE AUDITOR GENERAL OF ONTARIO FOR AN INDEPENDENT REVIEW OF THE RATIONALE FOR THE HIGHLY UNUSUAL SHORTENING OF THE NORMAL RESPONSE TIME.

THE BASIS FOR MY OBJECTION TO THE GRANTING OF A LICENSE TO GENERATE ELECTRICITY ON THIS PROJECT EB-2012-0470 ARE THREEFOLD. FIRST, THERE MAY HAVE BEEN AN APPARENT MISINTERPRETATION OR POSSIBLE MISREPRESENTATION OF FACTS PRESENTED BY THE APPLICANT DURING THE PUBLIC HEARINGS DATED 6/07/10 AND 5/05/11. AT THOSE HEARINGS THE LAND UNDER CONSIDERATION FOR THIS PROJECT WAS CLEARLY REPRESENTED TO BE CLASS 4 OR BELOW LAND FOR AGRICULTURAL PURPOSES (E.G. MARGINAL FARMLAND) BASED ON AN OUTDATED PROVINCIAL LAND SURVEY. THE MORE RECENT OAK RIDGES MORaine LAND MAP CLEARLY SHOWS THAT THE LAND ON THE NORTHERN 50% OF THIS PROJECT'S LAND BASE IS DESIGNATED AS PERMANENT FARMLAND AND ONLY THE SOUTHERN 50% OF THE PROJECT IS CLASSIFIED AS MARGINAL FARMLAND.

SECOND, THE ENVIRONMENTAL ASSESSMENT OF THIS PROJECT DID NOT ADDRESS THE ISSUE OF THE PROJECT'S ALTERING THE TEMPERATURE OF THE FARMLAND IMMEDIATELY TO THE EAST (E.G. DOWNWIND) OF THIS PROJECT. A 10 MW SOLAR FARM WITH 58,000 BLACK SOLAR PANELS REPRESENTS A VERY SIGNIFICANT HEAT SINK DURING THE GROWING SEASON . NO MENTION HAS BEEN

MADE WHATSOEVER OF THE EXTENT OF THE RISE IN TEMPERATURE OF THE AIR - CAUSED BY THIS HEAT SINK –WHICH MAY ADVERSELY AFFECT THE FARMLAND GROWING CAPACITY OF THE FARMLAND TO THE EAST. HIGHER TEMPERATURES TEND TO DEplete THE SOIL OF ITS MOISTURE BUT NO ASSESSMENT HAS BEEN MADE RELATED TO THIS CONCERN.

THIRD , THIS PROJECT IS FORECASTED TO GENERATE 292 MILLION KWH OVER THE LIFE OF THE CONTRACT WHICH THE OPA HAS OBLIGATED ONTARIO ELECTRICITY USERS TO PAY FOR AT 44 CENTS PER KWH FOR A TOTAL OF \$128.5 MILLION. WHEN THE EXACT SAME AMOUNT OF GREEN ENERGY CAN BE PURCHASED FROM QUEBEC HYDRO OVER THE TWENTY YEARS FOR JUST \$23.6 MILLION, ONE MUST QUESTION WHY THERE IS SUCH A RUSH TO GRANT THIS LICENSE THEREBY OBLIGATING THE ELECTRICITY USERS IN THIS PROVINCE WITH A TOTALLY UNNECESSARY BURDEN OF \$104.9 MILLION.

RESPECTFULLY SUBMITTED,

S.W.HENRY

DATED – FEBRUARY 21,2013