



EB-2013-0031

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 Wainfleet Wind Energy Inc. for an Order or Orders pursuant to subsection 41(9) of the *Electricity Act 1998*, S.O. 1998, c. 15, Schedule A, as amended, establishing the location of Wainfleet Wind Energy Inc.'s distribution facilities within certain public right-of-way and street owned by the Township of Wainfleet, Regional Municipality of Niagara.

BEFORE: Paula Conboy
Presiding Member

Peter Noonan
Member

AMENDING ORDER

July 19, 2013

WHEREAS, by Decision and Order EB-2013-0031 dated June 27, 2013 the Board conditionally approved an application by Wainfleet Wind Energy Inc. to establish the location of Wainfleet Wind Energy Inc.'s distribution facilities within certain public rights-of-way and streets owned by the Township of Wainfleet; and

WHEREAS, due to inadvertence the condition approved and contained in Decision EB-2013-0031 was not included in the Board order accompanying Decision EB-2013-0031; and

WHEREAS, it is deemed to be necessary to include the condition in the Body of the order;

NOW THEREFORE, it is ordered that:

1. Board Order EB-2013-0031 is amended by inserting the following clause into the order following clause no. 1:

“2. The approval of the Board is subject to the following condition:

- a) The Applicant shall advise the Board's designated representative of any proposed material change in the location of the facilities as described in the Plans and Profiles as set out at ExB/T2/S1 and Ex B/T3/S1/Appendix A of the application and shall not make a material change in the Plans and Profiles without prior approval of the Board or its designated representative.
- b) The Applicant shall designate a person as Project Manager and shall provide the name of the individual to the Board's designated representative. The Project Manager will be responsible for the fulfillment of the Conditions of Approval on the construction site.
- c) The Board's designated representative for the purpose of this Condition of Approval shall be the Manager, Electricity Facilities and Infrastructure Applications.”

ISSUED AT Toronto on July 19, 2013

ONTARIO ENERGY BOARD

Original signed by

Kirsten Walli
Board Secretary