

IN THE MATTER OF an application by wpd White Pines Wind Incorporated for an order pursuant to Section 92 of the Ontario Energy Board Act, 1988 granting leave to construct transmission facilities to connect a wind generation project to the Ontario transmission system in Prince Edward County
EB-2013-0339

RESPONSE FROM PRINCE EDWARD COUNTY TO TWO INTERROGATORIES FROM OEB STAFF

- 1. PLEASE EXPLAIN WHY DISCUSSIONS BETWEEN THE APPLICANT AND THE COUNTY REGARDING THE PLACEMENT OF THE TRANSMISSION LINE ON MUNICIPAL ROAD ALLOWANCES HAVE NOT TAKEN PLACE SINCE MARCH 2013.*

As previously noted, a meeting between the Applicant and the County regarding the placement of the transmission line took place on March 15, 2013. At that meeting, Mr. McAuley noted that the only information that was provided for the County to review were very preliminary drawings. The scale of the drawings and sketches that were provided made it difficult, if not impossible, for the County to review the drawings with any precision and provide any meaningful comments to the Applicant. Accordingly, Mr. McAuley specifically requested the Applicant to provide more detailed information before having another meeting.

On May 16, 2013 Joshua Vaidhyan on behalf of Paul Deol and the Applicant sent a request for a further meeting (Tab # 1 hereto). The County responded May 28, 2013 (Tab # 2 hereto) again requesting "final" or at least "non-draft" reports be provided to the County for review and comment. No additional or revised reports or documentation was provided pursuant to this request and thus no further meeting has occurred since March 2013.

Further, as of November 2013 a key piece of information for the County to assess the transmission line's impact still remained outstanding, namely: the revised Heritage Assessment Report as noted in Exhibits # 2 & 3 *in the Affidavit of Mr. McAuley*.

This revised Report, prepared subsequent to the March 15, 2013 meeting, was not provided to the County and apparently was not made public. In fact, the County, after requesting the revised Heritage Assessment Report and being denied, was forced to file an application under the Freedom of Information and Protection of Privacy legislation to obtain a copy.

The revised Heritage Assessment Report along with sufficiently detailed information regarding the transmission line route was important for the County to receive and review prior to any further meeting with the Applicant's representatives. Accordingly, no meeting occurred subsequent to the March 15, 2013 meeting.

2. *DID THE APPLICANT ATTEMPT TO INITIATE FURTHER DISCUSSIONS WITH THE COUNTY IN NOVEMBER AND DECEMBER 2013? IF SO, WHAT WAS THE OUTCOME AND WHY WAS IT UNSUCCESSFUL?*

Actually it was the County, not the Applicant, which initiated contact in the fall of 2013 when the County heard of the apparent filing of an Application to the Ontario Energy Board [the "OEB"]. In November 2013, the County contacted Mr. Deol on behalf of the Applicant (*Exhibit # 2 in the Affidavit of Mr. McAuley*). Mr. Deol responded (*Exhibit # 3 in the Affidavit of Mr. McAuley*) by confirming that indeed an OEB Application had been filed. Further and importantly, Mr. Deol advised the County that the transmission line route had been revised from the version presented to the County at the March 15, 2013 meeting.

More recently, on April 7, 2014 Paul Deol e-mailed a request to the County to have a meeting. On April 10, 2014 Mr. McAuley responded (Tab # 3 hereto) by providing available dates that the County could meet but reiterating the need for detailed plans as a prerequisite for a productive meeting. Mr. McAuley asked: "would it not be better for you to complete more detailed plans, submit those for our review and then have a meeting to review our detailed comments?" No response providing the requested information was received.

As a result of all of the foregoing, no meetings or discussions related to the transmission line or terms of agreements have been held between the Applicant and the County since March 2013.

Robert McAuley

From: Joshua Vaidhyan <joshua@wpd-canada.ca>
Sent: May-16-13 4:28 PM
To: Robert McAuley; Jo-Anne Egan
Cc: Paul Deol
Subject: Meeting regarding White Pines Project_wpd Canada

Hi Robert,

Hi Jo-Anne,

Hope you are keeping well. Myself and Paul were hoping to schedule another meeting with you hopefully around the end of the month. The meeting will mainly be to present the cable route as well as begin discussions regarding a Road-use agreement. Based on our current availability, May 27, 28, 29 would work well for us. Please let me know if any of those days work for you.

Regards,

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Joshua Vaidhyan
Site Engineer, wind Projects

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wpd Canada

2233 Argentinia Road, Suite 102

Robert McAuley

From: Robert McAuley
Sent: May-28-13 2:24 PM
To: Paul Deol (Paul@wpd-canada.ca); Joshua Vaidhyan (Joshua@wpd-canada.ca)
Cc: pparkinson@pecounty.on.ca; Jo-Anne Egan; jangelo@pecounty.on.ca
Subject: WPD Project - Prince Edward County; Proposed interconnection line

Paul, I'm following up on our meeting March 15. has WPD filed for "leave to construct" with OEB? do you have an update on that process?

The reports filed March 2013 were all stamped "draft". When can we expect "final", or non-draft reports for our review and comments?

We've also looked at the sketches you sent April 15, but at the scale provided they are difficult to read and interpret as an overall set. As well, without details of the adjacent lands (use an aerial base perhaps?) each drawing is not easily put into context with its immediate surroundings. We note the March draft assessment reports indicate that separation distances from the line work into adjacent private features/buildings is important, but we can not put that into context from the plans submitted. Some detail is lacking. We'll await a full complete submission when you're ready.

Yours truly,

Robert McAuley, P.Eng C.B.C.O.
Commissioner of Engineering, Development and Works County of Prince
Edward
280 Main Street, Picton

Ontario, K0K 2T0
613-476-2148 ext 321

Robert McAuley

From: Robert McAuley
Sent: April-10-14 11:27 AM
To: 'Paul Deol'; Jo-Anne Egan
Subject: RE: White Pines - 69kV line

Hello Paul. With the OEB hearing submission dates and pending workloads/holidays the next few weeks are full. At this point I can meet anytime May 22 or 23, however we do not have detailed plans to review so in my humble opinion the meeting would be short and not very productive. We can meet regardless if you have a need.

You already know our key issues from our meeting last year on your preliminary plans and now more fully from our recent interrogatories to the wpd/OEB. Would it not be better for you to complete more detailed plans, submit those for our review and then have a meeting to review our detailed comments?

Regards.

Robert McAuley, P.Eng C.B.C.O.
Commissioner of Engineering, Development and Works County of Prince Edward

-----Original Message-----

From: Paul Deol [<mailto:paul@wpd-canada.ca>]
Sent: April-07-14 4:30 PM
To: Robert McAuley; Jo-Anne Egan
Subject: White Pines - 69kV line

Hello Robert and Jo-Anne ,

I hope all is well with you. I'm writing to keep you in the loop that a portion of our proposed 69kV transmission line will be changing. Specifically, through discussions with the MTO, they asked us to move the line outside of the roundabout, so we have shifted it in that section accordingly (see attached map for updated proposal). Would you be

available sometime in the next few weeks to sit down and have a more detailed look at the rest of the cable route?

Thanks,

Paul Deol
Project Engineer

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