

**Russell & Ruth Marie Bristow**

Ontario Energy Board  
P.O. Box 2319  
2300 Yonge Street, 27th Floor  
Toronto ON M4P 1E4

02 September 2014

Attn: Ms. Kirsten Walli  
Board Secretary

Dear Ms. Walli,

**Letter of Intervention**  
**RE: EB-2014-0226 – wpd Fairview Wind Incorporated**

**Request for Oral Hearing**

I am requesting the Ontario Energy Board undertake an Oral Hearing for File EB-2014-0226. As one of the single most affected heritage homes by the outcome of this Hearing, my participation will be compromised and limited by a Written Hearing process.

Furthermore, I hereby request, an extension to the date by which I can ask to be granted intervenor status from the OEB regarding the above file. My request for an extension is to allow the Township of Clearview Council to meet so that appropriate direction with respect to participation in the hearing can be established with Council, in accordance with your response to Michael Wynia, which I quote:

*"On Aug.29.14 OEB acknowledged receipt of the request by Michael Wynia, Director of Community Planning and Development, Clearview Twp., for an extension to the intervention date re the above file to allow for the next Clearview Township Council Meeting so that appropriate direction with respect to participation in the hearing can be established with Council.*

*"Should Clearview (sic) Township Council determine that it will file an intervention request in this case; such request may be made after the September 2, 2014 filing deadline. Please note, however, that any approval of such intervention request will be made on the basis that Clearview (sic) Township accepts the record of the proceeding as it then stands, including any steps that may have taken place during the intervening period."*

The Aug.20.14 Notice posted on wpd Canada Corporation's website does not state any deadline for submissions; rather it only states the deadline for OEB to receive a request to be an intervenor as Sept.2.14.

In his July 3.2014 letter to "wpd Fairview Wind Inc.", (wpdFWI), John Pickernell, Board Secretary, OEB, acknowledges receipt on June 24, 2014 of the application under S41(9) to establish the location of wpdFWI's distribution facilities within certain road allowances owned by the Municipality of Clearview:

*"...upon review we note your application is incomplete in that page numbering is missing or is duplicated, there is missing information, incomplete references, and numerous maps are illegible. With these deficiencies the application cannot be processed. See attached list of deficiencies. (Attach) Please note that your application will therefore be held in abeyance until such time that we are in receipt of a complete application"*

On Jul.21.14, wpdFWI resubmitted its application for OEB approval under S 41(9) seeking an order, or orders, for an order, or orders, establishing a location for wpdFWI's distribution facilities to run beneath a portion of Fairgrounds Road and including a portion through the intersection of Sideroad 21/22 and Fairgrounds Road ( **"Clearview Township Road Allowances"**), more particularly described in Exhibit C, Tab 1, Schedule 1.

Also wpd Fairview requested that the *"OEB expedite its hearing of this Application in accordance with sections 2.10 and 7.01 of the Board's Rules of Practice and Procedure because, as the sole owner of the Clearview Township Road Allowances, the Municipality is the only person or entity directly affected by this Application."*

I disagree with the need for haste and the argument advanced in the sentence above for an "expedited hearing". I will provide more detail in a further submission.

A crucial fact has been withheld from OEB in this submission by wpdFWI, which is:

**The REA application for the Fairview Wind Project has not been "Approved by the MOE"**

On Apr.1, 2014, MOE sent the REA application back to wpdFWI with a list of requirements including further reporting by wpd FWI to correct numerous errors and omissions in their Aug.31.12 RA application, identified by public comments posted to the EBR, further public consultation and further EBR posting from July 24, 2014 to Aug.23, 2014.

wpdFWI cobbled together the June 24, 2014 application to OEB for an Expedited Hearing, before the second posting on the EBR, for which the public comment period closed just one week ago, on August 23, 2014. For your information many errors and omissions were identified by Clearview Twp. and the many residents whose families, properties and business interests will be negatively affected by the wpdFWI proposed Fairview Wind Project, for which wpdFWI has failed to identify a single negative effect.

I look forward to your response to my request for an Oral Hearing and an extension for my submission to be granted Intervenor Status.

Yours sincerely,

Russell Bristow

[REDACTED]

Ruth Marie Bristow

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