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**Commission de l'Énergie
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BY E-MAIL

November 14, 2014

Attention: Ms. Kirsten Walli, Board Secretary

Dear Ms. Walli:

**Re: wpd Fairview Wind Inc.
Location of Distribution Facilities in Public Roadway
Board staff Interrogatories for Township of Clearview
Board File Number EB-2014-0226**

In accordance with Procedural Order No. 1 issued on October 21, 2014, please find attached the Board staff interrogatories for the Township of Clearview on the referenced application filed by wpd Fairview Wind Inc.

Original Signed By

Edik Zwarenstein
Project Advisor, Electricity Facilities and Infrastructure

Attachment

cc: Parties to EB-2014-0226 proceeding

Board Staff Interrogatories for Township of Clearview
Regarding wpd Fairview Wind Inc. ("Fairview") Request for Location
of Electrical Distribution Facilities under S41(9)

EB-2014-0226
November 14, 2014

INTERROGATORY CLEARVIEWStaff-1

Reference:

- a) Interrogatories from Township of Clearview to wpd Fairview Wind Inc. November 4, 2014
- b) Application by wpd Fairview Wind dated July 21, 2014, Tab C

Preamble:

Questions/Requests:

- 1) Does the absence (in the Township interrogatories) of defined objections to specifics of the applicant's plan imply that there are no technical objections to the plan?
- 2) Please confirm that the Township has consulted counsel for advice in this matter.
- 3) Does the Township understand that, if the decision of the Board includes a location for the distribution facilities, that it will be within the roadway, and that the applicant would be allowed to proceed with construction of the facilities?
- 4) Does the Township understand that this hearing is the forum in which the differences with Fairview about the location must be resolved?
- 5) Does the Township recognize that peripheral issues such as the Wind Generators and the Renewable Energy Act ("REA") hearings etc. are out of the scope of this limited application and will not prevent dealing with the matter of the location of the distribution facilities within the roadway?
- 6) Does the Township acknowledge that if the REA environmental hearing were to decide that the Clearview roadway was not an environmentally sound route, then, regardless of the results of the Board's decision in this matter, the REA decision would prevail?

INTERROGATORY CLEARVIEWStaff-2

Reference:

- a) Interrogatories from Township of Clearview to wpd Fairview Wind Inc. November 4, 2014
- b) Revised Application by wpd Fairview Wind dated July 21, 2014, Tab C

Preamble:

At page 1 of reference a), the Township of Clearview indicates that it is not yet ready to submit its plan for location of distribution facilities within its Roadway until it has answers to its interrogatories.

At interrogatory #10.4 of reference a) the Township asks "10.4 What (sic) has the proposed depth and location not been determined?"

Questions/Requests:

- 1) Does the Township acknowledge that the application reference b) provides plans (ref b) Tabs C1.2A and C1.2B for the location of the distribution facilities relative to property lines and that Tab C1.2C provides a cross section indicating depth of burial of the distribution facilities?
- 2) Given that plans and cross section have been provided in the application (reference b) Tab C1.2A, C1.2B and C1.2C) what is preventing the Township from either:
 - i) Providing it's plan for location of distribution facilities within the Roadway;
OR
 - ii) Indicating and resolving problems with the plan submitted by wpd Fairview Wind?

INTERROGATORY CLEARVIEWStaff-3

Reference:

- a) Interrogatories from Township of Clearview to wpd Fairview Wind Inc., November 4, 2014
- b) Application by wpd Fairview Wind dated July 21, 2014, Tab C

Preamble:

This relates to the intersection with County Road 91

Questions/Requests:

- a) In reference a) (Clearview's) interrogatory #10.1 asks if the offset from property

line can be consistent with the proposed offset on County Road 91. Please indicate why this is of concern.

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