



EB-2014-0226

IN THE MATTER OF an application by wpd Fairview Wind Incorporated for an Order or Orders pursuant to section 41(9) of the Electricity Act, 1998, S.O. 1998, c. 15, Schedule A establishing a location for the applicant's distribution facilities on public road allowances owned by the Municipality of Clearview, as set out in this application.

PROCEDURAL ORDER NO. 2

December 2, 2014

wpd Fairview Wind Incorporated (the "Applicant" or "Fairview Wind") filed an application dated July 22, 2014 with the Ontario Energy Board (the "Board"), under subsection 41(9) of the *Electricity Act*, 1998, c.15, Schedule A (the "Electricity Act") for an order or orders establishing a location for distribution facilities it proposes to locate within certain road allowances owned by the Township of Clearview ("Township") on sections of Fairground Road, through the intersection of Fairgrounds Road and Sideroad 21/22, and on a section of County Road 91.

The Board issued its Notice of Application and Written Hearing (the "Notice") and Letter of Direction to the Applicant on August 1, 2014. The Applicant submitted an affidavit confirming service of the Board's Notice on September 9, 2014.

In procedural Order No. 1 dated October 21, 2014, the Board granted the Township intervenor status and declined intervenor status to the rest of the requestors.

In accordance with the Board's order, on October 30, 2014, Board staff submitted interrogatories to Fairview Wind.

On November 4, 2014 the Township of Clearview submitted its interrogatories of Fairview Wind.

On November 14, 2014, Fairview Wind provided responses to interrogatories of the Board staff and the Township.

Also on November 14, 2014, Board staff submitted interrogatories to the Township. In a letter dated November 25, 2014, Fairview Wind advised that it did not intend to submit interrogatories.

The Township responded to Board staff's interrogatories on November 27, 2014.

Form of Hearing

The Applicant requested a written hearing. The Township requested an oral hearing. The Board has decided that given the narrow scope of this proceeding, the most efficient approach to continue with this proceeding is by way of a written hearing.

The Board considers it necessary to make provision for the following matters related to this proceeding. The Board may issue further procedural orders from time to time.

IT IS THEREFORE ORDERED THAT:

1. Fairview Wind shall, on or before **December 9, 2014**, file with the Board and serve on the Township, its argument and submission as to why the Board should allow its proposal for the location of distribution lines and related facilities within the municipal road allowances of the Township, as described in its revised application of July 21, 2014 and as further detailed in its November 17, 2014 responses to interrogatories in Appendices "A" through "G".
2. The Township and Board staff shall file their respective arguments and submissions, if any, with the Board and serve it on Fairview Wind and each other, on or before **December 19, 2014**.
3. Fairview Wind shall file with the Board and serve on the Township its Reply argument on or before **December 24, 2014**.

All filings to the Board must quote the file number, EB-2014-0226 and be made in searchable / unrestricted PDF format electronically through the Board's web portal at <https://www.pes.ontarioenergyboard.ca/eservice/>. Two paper copies must also be filed

at the Board's address provided below. Filings must clearly state the sender's name, postal address and telephone number, fax number and e-mail address. Parties must use the document naming conventions and document submission standards outlined in the RESS Document Guideline found at <http://www.ontarioenergyboard.ca/OEB/Industry>. If the web portal is not available parties may email their documents to the address below. Those who do not have internet access are required to submit all filings on a CD in PDF format, along with two paper copies. Those who do not have computer access are required to file 7 paper copies.

All communications should be directed to the attention of the Board Secretary at the address below, and be received no later than 4:45 p.m. on the required date.

ADDRESS

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

E-mail: boardsec@ontarioenergyboard.ca
Tel: 1-888-632-6273 (Toll free)
Fax: 416-440-7656

DATED at Toronto, **December 2, 2014**

ONTARIO ENERGY BOARD

Yours truly

Original signed by

Kirsten Walli
Board Secretary

APPENDIX "A"

To Procedural Order No. 2

wpd FAIRVIEW WIND INCORPORATED

EB-2014-0226

APPLICANT AND LIST OF INTERVENORS

December 2, 2014

**wpd Fairview Wind Inc.
EB-2014-0226**

APPLICANT & LIST OF INTERVENORS

December 02, 2014

APPLICANT

Rep. and Address for Service

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APPLICANT

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**wpd Fairview Wind Inc.
EB-2014-0226**

APPLICANT & LIST OF INTERVENORS

December 02, 2014

INTERVENORS

Township of Clearview

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