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August 14, 2017

Delivered by Email

Ms. Kristi Sebalj

Registrar, Ontario Energy Board

2300 Yonge Street

26th Floor, Box 2319

Toronto, Ontario

M4P 1E4

Re: Application for Leave to Construct - wpd White Pines Wind Incorporated
Board File No. EB-2016-0268

We are the Solicitors for the County of Prince Edward ("the County"), a party to the original Ontario Energy Board ("OEB") Leave to Construct application ((OEB File No. 2013-0339) made by wpd White Pines Wind Incorporated ("wpd").

We recently became aware of your correspondence dated July 31, 2017 to wpd and their reply correspondence dated August 1, 2017, neither of which was copied to the County despite being a party to the hearing. As counsel for the County in the above-noted matter, we are writing to advise the OEB that on August 8, 2017 wpd provided written Notice of Commencement of Work (the "Notice") to the County with a September 10, 2017 start date, copy enclosed. We are not aware of any similar notice having been provided to the OEB.

As wpd advised the OEB, the Environmental Review Tribunal has reduced the scope of wpd's Renewable Energy Approval ("REA") to 9 turbines. Wpd has advised the County, as per their Notice, that they have revised the Interconnection Line portion of their work, originally approved in the OEB Leave to Construct ("LTC") approval. They have reduced their line voltage so as to delete some planned infrastructure and change their point of connection to the power grid. As was noted in the OEB hearing the Interconnection Line does not form part of wpd's REA.

As stated in your July 31, 2017 letter to wpd, the OEB expects wpd to provide revised information on the status and validity of its current System Impact Assessment, Customer Impact Assessment and FIT contract and on wpd's plans to proceed with

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the construction of the transmission infrastructure that was the subject of this hearing. If this information has been provided to the OEB, we would request a copy. In addition, we believe this information should be made available to the public. If this information has not yet been provided to the OEB, we would make the same request when the information is provided.

It is our opinion that an amendment or a new application for LTC is required for this change in the scope of work.

With the commencement of construction now slated for September 10, 2017 the County requests a formal response from the OEB as soon as possible as to whether an amendment or new application for LTC approval is required from the OEB.

We look forward to your prompt reply.

Yours truly,
TEMPLEMAN MENNINGA LLP



Wayne Fairbrother

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Encl: Notice

RECEIVED

AUG 08 2017

CLERK'S OFFICE



To:
The Corporation of the County of Prince Edward
332 Main Street,
Picton, ON K0K 2T0

Monday, July 31, 2017

Re: Commencement of Works at the White Pines Wind Project within Prince Edward County

We write pursuant to the Road Users Agreement effective April 26, 2016 (the "RUA") between the Corporation of the County of Prince Edward (the "County") and wpd White Pines Incorporated ("wpd White Pines"). Following the reduction in footprint resulting from April 26, 2017 decision of the ERT, finalized design drawings were updated accordingly to include only those components required to construct the Project. A hard copy of those files were delivered to the County on June 30, 2017.

It is the intention of wpd White Pines to commence works, as detailed in the aforementioned drawings, on the Project as of September 10, 2017. Accordingly attached to this correspondence is our Notice of intent to commence works pursuant to the RUA and the *Electricity Act, 1998* (the "Notice")

Following your acknowledgment of this Notice & as required by Schedule C of the Road Users Agreement, wpd White Pines will submit an application for Entrance, Temporary Occupancy, & Encroachment permits (with originals to follow via courier). Building permits will be sought for the foundation works prior to the commencement of those particular works; currently anticipated to commence in October, 2017. We are not aware of any Oversize or Overweight permits that are required at this time. However, our subcontractors are also aware of this requirement and will seek such accordingly as needed. Performance Security & an Insurance Certificate/Proof of Insurance as identified within the RUA, will be provided in advance of the date identified for the commencement of works, as detailed by the terms of that Agreement.

We would ask that you respond to acknowledge your receipt and understanding of this Notice.

Sincerely,

A handwritten signature in dark ink, appearing to be a stylized representation of the letters "A" and "P" followed by a flourish.

wpd White Pines Wind Incorporated.

Notice of Intent to Commence Works

wpd White Pines Wind Incorporated hereby provides notice of its intention pursuant to the Road Use Agreement to commence construction and the Road Work, Distribution System and Entrance Works, as of September 10, 2017 within Prince Edward County, including, but not limited to, on the municipally owned roads, forced roads, and/or right of ways as follows: Royal Road, Maypul Layn, Murphy Road, Bond Road, County Road 10, Johnson Road, Crowes Road, Miller Road, Mowbray Road, County Road 1, Lighthall Road, County Road 5, County Road 6, County Road 4, County Road 34, County Road 24 and PIN 55081-0069 (identified as the Future Walmsley Extension) as further and more particularly detailed within the detailed design drawings attached as Appendices A, B, C and D

Additionally, and to the extent required, wpd White Pines Wind Incorporated hereby provides notice of its intention to commence installation and construction of the electrical and related infrastructure pursuant to the *Electricity Act, 1998*, within Prince Edward County as of September 10, 2017, including, but not limited to, on the municipally owned roads, forced roads and/or right of ways as follows: Royal Road, Maypul Layn, Murphy Road, Bond Road, County Road 10, Johnson Road, Crowes Road, Miller Road, Mowbray Road, County Road 1, and PIN 55081-0069 (identified as the Future Walmsley Extension) as further and more particularly detailed within the detailed design drawings attached as Appendices A, B and C

Appendix A: [General Project Map]

Appendix B: [Distribution System]

Appendix C: [Forced Road Crossing]

Appendix D: [Municipal Road Works]