Thomas F. (Tom) Beasley c/o Bernard LLP Suite 1500 – 570 Granville Street Vancouver, BC V6C 3P1 Phone: 604 661-0617

Fax: 604 681-1788 Cell: 778 855-7750 Email: beasley@bernardllp.ca

September 4, 2018 **By Email (<u>boardsec@oeb.ca</u> and <u>registrar@oeb.ca</u>)**

Ontario Energy Board PO Box 2319 2300 Yonge Street, 27th Floor Toronto, Ontario M4P 1E4

Attn.: Kirsten Walli, Board Secretary

Dear Ms. Walli:

Re: Lake Superior Link Transmission Project

- Section 1: Thunder Bay to Nipigon
- Ontario Energy Board files: EB 2017-0182, 2017-0194 and 2017-0364

This is a request for Intervenor status by the East Loon Lake Campers' Association ("ELLCA") in the applications by Hydro One Networks Inc. ("Hydro One") and by Upper Canada Transmission Inc. on behalf of Nextbridge Infrastructure ("Nextbridge") to the Ontario Energy Board ("OEB"), under s. 92 of the *Ontario Energy Board Act*, S.O. 1998, c. 15 (the "*OEBA*"). Those applications are for leave to construct an electrical transmission line between Thunder Bay and Wawa, Ontario, commonly called the "East-West Tie line" (the "EWT line").

On August 9, 2018, the OEB issued a Notice of Hearing in the Hydro One Application and ordered that the period for requesting intervenor status will close on September 4, 2018.

On August 13, 2018, the OEB combined the applications into a joint hearing at the OEB's Toronto office beginning on October 2, 2018.

A. Intervenor Background

1. I am a member of the Environment Committee of the ELLCA. I have been appointed by the ELLCA Board as their representative on the Intervenor Application and all matters related to the Applications by Hydro One and Nextbridge.

- 2. I am an employment and administrative law lawyer in British Columbia and was called to the Ontario Bar in 1981, but I have not been a member of the Ontario Bar since about 1985.
- **3.** I am not representing the ELLCA as a lawyer.
- **4.** I have a keen interest in the Project. My wife, Victoria Donoghue and I own a camp (Northern Ontario term for cottage) at Loon Lake, Municipality of Shuniah, about 25 miles east of Thunder Bay, Ontario. Our property is close to the Section 1 portion of the proposed EWT Line. My parents bought the property in 1959. My wife and I are members of the ELLCA.
- 5. The ELLCA started as an unincorporated association in 1947 and was incorporated in 1978. It conducts a vast array of summer programs including swimming and sport lessons and crafts for children; sport and general interest programs for adults; and represents the property owners on the eastern half of Loon Lake, which is the closest portion of the lake to the proposed EWT Line.
- **6.** Currently, the ELLCA has about 50 members from the approximate 80 camps on the east side of Loon Lake.
- 7. The ELLCA owns property along East Loon Road on which it has 2 tennis courts, a 1,000 sq. ft. building, playground equipment, basketball and volleyball courts, and a baseball diamond.
- **8.** Loon Lake sits in a bowl and is primarily fed by underground streams, north and west of the lake, which could be affected by construction and clearing of the Right of Way "(ROW") and transmission lines north of the lake.

B. Nature and Scope of the Intended Intervenor Participation

- **9.** The proposed route of the Hydro One's application is close to Loon Lake, and in particular to the eastern half of the lake.
- 10. The majority of the proposed Hydro One transmission line near Loon Lake will be constructed on a new ROW that is largely on or adjacent to the existing Hydro One transmission corridor. This at least doubles the ROW near Loon Lake, increasing impacts:
 - a) on the environment (water flow and quality; wildlife);
 - b) by noise and construction vehicles; and
 - c) on the viewscape from the shores and waters of Loon Lake.
- 11. The viewscape impact will be increased as these new structures will be much taller with a wider ROW. The current Transmission line is not viewable from the shores or water of Loon Lake.

- 12. In 2017 Nextbridge moved its proposed route to the next valley north of Loon Lake, when the ELLCA objected to their initial proposal of doubling the existing ROW, given the impacts referred to in paragraph 10 above. Nextbridge's current route minimizes the direct environment, noise/construction and viewscape impacts on Loon Lake.
- **13.** Hydro One should also move its proposed line to the next valley north of Loon Lake. Their failure to commit to the northern route in the Nextbridge proposal ignores existing and validated stakeholder interests.
- **14.** The ELLCA intends to participate actively and responsibly as an intervenor in the Applications as necessary to determine the routing of the EWT Line near Loon Lake.
- **15.** The ELLCA and its members have interests in land which are directly impacted by the routing of the EWT Line near Loon Lake.
- **16.** The ELLCA wishes to participate by written submissions and interrogatories related to the routing of the EWT Line near Loon Lake.
- **17.** If granted Intervenor Status, the ELLCA intends to request relevant information and material from:
 - a) Hydro One by written interrogatories filed with the OEB and delivered to all parties of record by September 12, 2018, to meet the deadline set out at paragraph 2 of the OEB's Procedural Order No. 1 dated August 13, 2018; and
 - b) Nextbridge by written interrogatories filed with the OEB and delivered to all parties of record also by September 12, 2018. The OEB's deadline for interrogatories on the Nextbridge Application is not set out in the Procedural Orders on the Combined Hearing.

C. Request for Costs

- **18.** The ELLCA is seeking costs as an intervenor.
- **19.** The ELLCA meets the eligibility criteria for costs set out in s.3.03 of the OEB *Practice Direction on Cost Awards*. The ELLCA represents the interests of persons with an interest in land that is affected by the applications.

D. Contact Information

20. If granted Intervenor status, documents related to the Applications should be sent to me at:

c/o Bernard LLP Suite 1500 – 570 Granville Street Vancouver, BC V6C 3P1

Phone: 604 661-0617 Fax: 604 681-1788 Cell: 778 855-7750

Email: <u>beasley@bernardllp.ca</u>

- **21.** I am out of the office from September 6 to 18, primarily at our camp at Loon Lake. While I am away, please contact:
 - a) Tracy Dundass, my Assistant (604 681-1700), <u>dundass@bernardllp.ca</u>, who can track me down; or
 - b) me by cell (778 855-7750) or my personal email tbeasley@telus.net.
- 22. I look forward to the ELLCA's participation as an Intervenor on these Applications.
- **23.** Please call or email me if you have any questions.

Thomas F. Beasley

c: East Loon Lake Campers Association, Attn.: William Goodman, President and Zoie Yurick, Secretary (by email) Nextbridge, Attn. Jennifer Tidmarsh, Project Director (by email)

Hydro One, Attn.: Steven Mantifel, Manager – Special Projects (by email)