



Ontario
Energy
Board | Commission
de l'énergie
de l'Ontario

DECISION AND ORDER

EB-2023-0189

TOROMONT ENERGY LTD.

Application for an Electricity Generation Licence

EB-2023-0290

THUNDER BAY HYDRO RENEWABLE POWER INCORPORATED

Application for an Electricity Generation Licence Amendment

EB-2023-0317

HAMILTON RENEWABLE POWER INC.

OEB's Own Motion to Amend Electricity Generation Licence

BY DELEGATION, BEFORE: Brian Hewson
Vice President,
Consumer Protection & Industry Performance

October 19, 2023

DECISION AND ORDER

Toromont Energy Ltd. (Toromont) submitted an application with the Ontario Energy Board (OEB) on July 11, 2023, under section 60 of the *Ontario Energy Board Act, 1998* (OEB Act) for a renewal of its electricity generation licence EG-2003-0163, which is set to expire on October 19, 2023.

Thunder Bay Hydro Renewable Power Incorporated (Thunder Bay Hydro) filed an electricity generation licence amendment with the OEB on September 11, 2023, pursuant to section 74 of the *Ontario Energy Board Act, 1998* (OEB Act), to amend electricity generation licence EG-2007-0728.

The Ontario Energy Board (OEB), on its own motion under section 19.4 of the *Ontario Energy Board Act, 1998* (OEB Act), is amending Hamilton Renewable Power Inc.'s electricity generation licence EG-2006-0059, to correct an administrative error.

Given the interrelated business relationships between the applicants, the OEB combined the applications into one proceeding, pursuant to section 21(5) of the OEB Act. This Decision and Order is being issued by the Delegated Authority without a hearing pursuant to section 6(4) of the OEB Act.

Toromont owns and operates three generation facilities located in Waterloo and Sudbury, Ontario and in addition is licensed to operate:

- a. The Sudbury Landfill Gas Energy Plant¹ located in Sudbury, Ontario.
- b. The Glanbrook Landfill Gas Energy Plant² located in Caledonia, Ontario.
- c. The Thunder Bay Municipal Landfill Generation Plant³ located in Thunder Bay, Ontario.

1. 1700211 Ontario Inc. is licensed under EG-2006-0240 to own the Sudbury Landfill Gas Energy Plant.

2. Hamilton Renewable Power Inc. is licensed as owner of the facility under EG-2006-0059.

3. Thunder Bay Hydro Renewable Power Incorporated is licensed under EG-2007-0728 to own and operate the Thunder Bay Municipal Landfill Generation Plant.

In reviewing Toromont's electricity generation licence renewal application, the OEB discovered that a generation facility in Caledonia, Ontario that Toromont operates for Hamilton Renewable Power Inc. (Hamilton Renewable) was missing in Schedule 1 of Hamilton Renewable's electricity generation licence EG-2006-0059 due to an administrative error. To address this, the OEB is amending, on its own motion, Schedule 1 of Hamilton Renewable's to include the missing generation facility.

The OEB also identified that the name of the facility, that Toromont operates for Thunder Bay Hydro was incorrect in Toromont's electricity generation licence renewal application. As a result of the discussions regarding correcting the facility information, Thunder Bay Hydro realized the facility information was incorrect in Schedule 1 of its electricity generation licence and submitted an application for a licence amendment, to update the facility information.

After considering the application and assessing the technical capability and financial viability of the applicant, the OEB finds that it is in the public interest to grant the application and issue an electricity generation licence to Toromont Energy Ltd. The OEB also approves the amendment to Thunder Bay Hydro Renewable Power Incorporated's licence. The OEB is also issuing, on its own motion, an amended electricity generation licence to Hamilton Renewable Power Inc. to reflect the ownership of the generation facility.

IT IS ORDERED THAT:

1. The application by Toromont Energy Ltd., is approved on such conditions as are contained in the attached licence.
2. Thunder Bay Hydro Renewable Power Incorporated's application to amend Schedule 1 of its electricity generation licence EG-2007-0728 is granted. The amended licence is attached to this Decision and Order.
3. Schedule 1 of Hamilton Renewable Power Inc.'s electricity generation licence EG-2006-0059 is amended. The amended licence is attached to this Decision and Order.

DATED at Toronto October 19, 2023

ONTARIO ENERGY BOARD

Brian Hewson
Vice President, Consumer Protection & Industry Performance