



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

BY EMAIL

April 12, 2024

Nancy Marconi
Registrar
Ontario Energy Board
2300 Yonge Street, 27th Floor
Toronto ON M4P 1E4

Dear Ms. Marconi:

**Re: PUC (Transmission) LP (PUC Transmission) and Hydro One Sault Ste. Marie (HOSSM)
Leave to Construct Application – PUC Tx Project and HOSSM Station
Project
Ontario Energy Board (OEB) File Number: EB-2023-0360**

In accordance with Procedural Order No. 1, OEB staff advises the OEB that parties have come to an agreement regarding an issues list for the leave to construct – PUC Tx Project and HOSSM Station Project application. The proposed issues list is attached.

Further, parties are requesting that the OEB waive the requirement under rule 26.02(e)(ii) of the Rules of Practice and Procedure that the interrogatories correspond to the issues list. Parties are requesting that they may file interrogatories according to the exhibit numbers in the application. Parties believe this approach is more efficient and likely less costly.

Yours truly,

Katherine Wang

Senior Advisor, Generation & Transmission

Encl.

cc: Parties to EB-2023-0360

Proposed Issues List

EB-2023-0360

PUC (Transmission) LP (PUC Transmission) and Hydro One Sault Ste. Marie (HOSSM)

Application for Leave to Construct and Related Matters

[Section 92 Leave to Construct Issues List]

1.0: Prices: Need for the Project

1.1: Has the application demonstrated that the project is needed or would be beneficial in the case of discretionary projects? What factor(s) are driving the need – e.g. new customer demand, increased system capacity requirement, reliability, sustainment, system resilience, etc.?

1.2: Is the project consistent with any relevant power system plan (e.g., regional plan)?

2.0: Prices: Project Alternatives

2.1: Has the application demonstrated that the proposed project is the preferred option to address the need, as opposed to implementing a different transmission solution, a distribution solution, a non-wires solution, or some other solution?

3.0: Prices: Project Cost

3.1: Has the application provided sufficient information to demonstrate that the estimates of the project cost are reasonable? Are comparable projects selected by the applicant (as required by the filing requirements) sufficient and appropriate proxies for the proposed project?

3.2: Has the application adequately identified and described any risks associated with the proposed project? Is the proposed contingency budget appropriate and consistent with these identified risks?

3.3: Has HOSSM adequately demonstrated that the eligibility criteria of Causation, Materiality, and Prudence have been met for the establishment of a new deferral account?

4.0: Prices: Customer Impacts

4.1: Has the application correctly determined the need for and the amount of any capital contributions that are required for the project?

4.2: Are the projected transmission rate impacts that will result from the project reasonable given the need(s) it satisfies and the benefit(s) it provides?

5.0: Reliability and Quality of Electricity Service

5.1: Has the application established that the project will maintain or improve reliability?

5.2: Has a final System Impact Assessment (SIA) been provided? Does the final SIA conclude that the project will not have a material adverse impact on the reliability of the integrated power system?

5.3: Has a final Customer Impact Assessment (CIA) been provided? Does the final CIA conclude that the project will not have an adverse impact on customers, with respect to reliability and quality of electricity service?

6.0: Route Map and Form of Landowner Agreements

6.1: Are any proposed forms of landowner agreements under section 97 of the OEB Act appropriate and consistent with OEB requirements?

6.2: Does the route map provided pursuant to section 94 of the OEB Act show the general location of the proposed project and the municipalities, highways, railways, utility lines and navigable waters through, under, over, upon or across which the proposed project is to pass.

7.0: Conditions of Approval

7.1: The OEB's standard conditions of approval are attached as Schedule 1. If the OEB approves the proposed project, what additional or revised conditions, if any, are appropriate?

8.0: Other

8.1: Is HOSSM's request for an exemption from section 11.2.1 of the Transmission System Code (TSC) which would require Algoma Steel Inc. to pay bypass compensation to HOSSM, appropriate?

Schedule 1:

Standard Conditions of Approval for Electricity Leave to Construct Applications

1. [The Applicant] shall fulfill any requirements of the SIA and the CIA, and shall obtain all necessary approvals, permits, licences, certificates, agreements and rights required to construct, operate and maintain the project.
2. Unless otherwise ordered by the OEB, authorization for leave to construct shall terminate 12 months from the date of the Decision and Order, unless construction has commenced prior to that date.
3. [The Applicant] shall advise the OEB of any proposed material change in the project, including but not limited to changes in: the proposed route, construction schedule, necessary environmental assessment approvals, and all other approvals, permits, licences, certificates and rights required to construct the project.
4. [The Applicant] shall submit to the OEB written confirmation of the completion of the project construction. This written confirmation shall be provided within one month of the completion of construction.
5. [The Applicant] shall designate one of their employees as project manager who will be the point of contact for these conditions, and shall provide the employee's name and contact information to the OEB and to all affected landowners, and shall clearly post the project manager's contact information in a prominent place at the construction site.