

## **Appendix G12**

### **First Nations Correspondence**



**FIRST NATIONS  
CORRESPONDENCE**

**WOLFE ISLAND WIND PROJECT**

**TECHNICAL APPENDIX G12**

File No. 160960180

Prepared for:

**Canadian Renewable Energy  
Corporation**

a wholly owned subsidiary of Canadian Hydro  
Developers

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November 2007

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## 1.0 Notice of Commencement to Release of Draft EA

### 1.1 GENERAL PROJECT COMMENTS

#### 1.1.1 First Nations Engagement: Mohawks of the Bay of Quinte

| To / From | Name                         | Contact Information     | Date                                                              | Comments Received                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                    |
|-----------|------------------------------|-------------------------|-------------------------------------------------------------------|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| To        | Mohawks of the Bay of Quinte | Chief and Council       | Letter July 27, 2004                                              | <ul style="list-style-type: none"> <li>• Cheyenne Loon of INAC advised us to contact you regarding Wolfe Island</li> <li>• (notice of commencement)CREC is proposing to develop a wind power project; we have attached a brochure with more details.</li> <li>• To assist our study, we ask that you provide us with any comments, concerns or background information relevant to this undertaking. For our records, we require a written response and would appreciate a reply by August 23, 2004.</li> </ul>                                                                                                                                                                       |
| From      | Mohawks of the Bay of Quinte | Chief R. Donald Maracle | Letter August 3, 2004 (in response to letter dated July 27, 2004) | <ul style="list-style-type: none"> <li>• Thank you for your letter.</li> <li>• The Council's immediate concern is the consideration in the project for archaeological investigations at the proposed sites. There is a possibility that any excavation on the islands may find artifacts, evidence of Iroquoian occupation or burial remains. There is a process for repatriation of remains and artifacts. We would expect to be notified in the even that remains are found.</li> <li>• Please confirm your commitment to undertake preliminary archaeological investigations before any excavation is started. As your project moves forward, please keep us informed.</li> </ul> |

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| To / From | Name                         | Contact Information     | Date                                                                | Comments Received                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                           |
|-----------|------------------------------|-------------------------|---------------------------------------------------------------------|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| To        | Mohawks of the Bay of Quinte | Chief R. Donald Maracle | Letter August 17, 2004 (in response to letter dated August 3, 2004) | <ul style="list-style-type: none"> <li>• In response to your letter dated August 3, 2004</li> <li>• We are pleased to advise that a Stage I Heritage Assessment has been undertaken and there are no registered archaeological sites on any of the lands proposed for wind power development.</li> <li>• Given the archaeological potential of Wolfe Island, we will be recommending that a Stage II Heritage Assessment be undertaken by a licensed archaeologist once the turbine locations have been finalized and the sites surveyed.</li> <li>• The contractors will be asked to inform the Ministry of Culture immediately if any artifacts or burial remains are located.</li> </ul> |
| To        | Mohawks of the Bay of Quinte | Chief and Council       | March 2/06                                                          | <ul style="list-style-type: none"> <li>• Notice of Public Open House</li> </ul>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                             |
| To        | Mohawks of the Bay of Quinte | Todd Kring              | Phone Call June 15, 2006                                            | <ul style="list-style-type: none"> <li>• Left message with Todd Kring – name was given by receptionist as person to contact.</li> <li>• Informed that Stantec is consulting firm hired to do EA work for Wolfe Island Project</li> <li>• Calling to determine if there were any comments thus far regarding the project, and to give an update on where we are in the process.</li> <li>• Left phone number and asked Mr. Kring to return phone call.</li> </ul>                                                                                                                                                                                                                            |
| To        | Mohawks of the Bay of Quinte | Todd Kring              | Phone Call June 27, 2006                                            | <ul style="list-style-type: none"> <li>• Left Message</li> <li>• Following up on phone call placed June 15</li> <li>• Calling regarding WI project, want to speak to him about the project and to find out if there are any concerns</li> <li>• Name was given to us by the receptionist, if there is a more appropriate person to contact, please let Stantec know.</li> <li>• Stantec will be following up with a letter that provides information on the project, and explains what feedback we're looking for.</li> </ul>                                                                                                                                                               |

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| To / From | Name                         | Contact Information     | Date                         | Comments Received                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                 |
|-----------|------------------------------|-------------------------|------------------------------|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| To        | Mohawks of the Bay of Quinte | Todd Kring              | Letter<br>June 27, 2006      | <ul style="list-style-type: none"> <li>• Further to earlier correspondence and the telephone messages left by our office, this letter provides an update on the Wolfe Island Wind Project and an inquiry for any feedback from The Mohawks of the Bay of Quinte.</li> <li>• Provided project background, project website, recent and future activities, included notice of modification and map of project location and study area</li> </ul>                                                                                                                                                                                                                     |
| To        | Mohawks of the Bay of Quinte | Todd Kring              | Phone call<br>June 29, 2006  | <ul style="list-style-type: none"> <li>• Mr. Kring has received correspondence in the mail and will have environmental people look at letter.</li> <li>• The letter referenced earlier comments made by Mohawks in process; thought there may have been a presentation to Council.</li> <li>• Will ensure that environmental people respond.</li> </ul>                                                                                                                                                                                                                                                                                                           |
| To        | Mohawks of the Bay of Quinte | Todd Kring              | Phone call<br>July 25, 2006  | <ul style="list-style-type: none"> <li>• KLH called Todd Kring to follow up on msg left with Rob Nadolny on June 29.</li> <li>• Stantec has not yet received a response from the environment staff yet.</li> <li>• KLH transferred to Kristen Maracle, Environmental Technical Services Officer.</li> <li>• Ms. Maracle did not see any problems, since the project is so far away.</li> <li>• Ms. Maracle said she would be able to send a letter out by the end of the week.</li> </ul>                                                                                                                                                                         |
| From      | Mohawks of the Bay of Quinte | Chief R. Donald Maracle | Letter<br>August 1, 2006     | <ul style="list-style-type: none"> <li>• As a First Nation with limited resources and capacity it is difficult to actively participate in all environmental assessments, and consultation processes in the area, however, the Mohawks of the Bay of Quinte would be concerned if the preliminary archaeological investigations found artifacts or burial remains. There is a traditional process that must be followed for the repatriation or re-interment of remains.</li> <li>• This shall not be construed so as to derogate from or abrogate any inherent, aboriginal, treaty, constitutional or legal rights of the Mohawks of the Bay of Quinte</li> </ul> |
| To        | Mohawks of the Bay of Quinte | Kristen Maracle         | Phone call<br>August 4, 2006 | <ul style="list-style-type: none"> <li>• KLH left message to follow up on previous conversation (July 25).</li> <li>• Just calling to see if Ms. Maracle has had a chance to get a letter together for Stantec.</li> </ul>                                                                                                                                                                                                                                                                                                                                                                                                                                        |

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| To        | Mohawks of the Bay of Quinte | Chief R. Donald Maracle | Letter October 30, 2006 From CREC | <ul style="list-style-type: none"> <li>• Thank you for letter dated 01 August 2006 sent to Robert Nadolny regarding Stage II Archaeological Assessment Activities WI</li> <li>• MBQ have interest in results of archaeological investigations</li> <li>• CREC will be pleased to forward advanced copy of Stage 1 Archaeological Assessment which will be part of ESR and released to public : lists four recommendations of Stage 1 Archaeological Report</li> <li>• Pending weather conditions, Stage II Archaeological Assessment will continue in autumn, CREC invited MBQ to send a representative to participate in the land based fieldwork</li> <li>• CREC offered to cover reasonable travel expenses and suitable remuneration for representative</li> <li>• Please confirm interest in this offer ASAP, CREC would appreciate confirmation of offer on or before November 10, 2006</li> <li>• Other recommendations from State 1 assessment will be implemented prior to start of submarine cable construction (i.e. recommendation number 2) or during construction CREC will advise MBQ so they can implement traditional process for repatriation or re-interment</li> <li>• CREC thanked MBQ for interest in Wolfe Island Wind Project, CREC looks forward to MBQs response to proposal and receipt of any other comments the Nation may have</li> </ul> |

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| To        | Mohawks of the Bay of Quinte | Chief R. Donald Maracle | Letter January 22, 2007 | <ul style="list-style-type: none"> <li>• CREC prepared an Environmental Overview Report to assist the public in their understanding of the project, gave project's website</li> <li>• CREC is preparing and Environmental Review Report- ERR is targeted to be released in late March 2007</li> <li>• In advance of the ERR's public release, Stantec is preparing an agency review to ensure their comments have been adequately addressed</li> <li>• CREC would like to take this opportunity to extend to the MBQ the opportunity to carry out their own review of the ERR concurrently with the agencies</li> <li>• CREC is aware that the MBQ has limited resources and capacity to actively participate in all EAs</li> <li>• On the understanding that the review would be completed concurrently with the agencies, CREC is prepared to contribute up to \$10,000 for the MBQ to have staff review the ERR, or have it peer reviewed</li> <li>• Request confirmation of such on or before Feb. 9/07, along with who will be the main contact person within the MBQ</li> <li>• CREC would be happy to meet with MBQ at Tyendinaga to further discuss any aspect of this renewable energy initiative</li> </ul> |

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| To        | Mohawks of the Bay of Quinte | Kristin Maracle     | E-mail Feb. 12/07      | <ul style="list-style-type: none"> <li>• Short note to confirm previous telephone discussion</li> <li>• MBQ will participate in review of ERR, along with other (listed) agencies</li> <li>• MBQ will be required within a four week window from receipt of the main document, however, we will endeavor to provide as many of the technical appendices as possible in advance of main document to help in spreading out workload</li> <li>• We will be looking for comments on the ERR and agreement that the document has identified and appropriately / sufficiently addressed the project-related issues and that the MBQ is satisfied with the ERR</li> <li>• Environmental team of MBQ makes recommendation to Chief and Council on whether or not there is a need for a meeting with the proponent to review the proposal – at this time the environmental team has determined that such a meeting is not required, but if that changes the MBQ will let us know. As discussed, should the environmental team determine that such a meeting is required, we are available to come to Tyendinaga to meet with environmental team and / or Chief and Council</li> <li>• In terms of community, as discussed, if environmental team and or Chief and Council would like us to come to Tyendinaga and host a community information sessions to show the project location, layout, environmental process followed, etc. we would be happy to do so, we will await your decision in this regard</li> </ul> |
| To        | Mohawks of the Bay of Quinte | Kristin Maracle     | Phone call, March 2/07 | <ul style="list-style-type: none"> <li>• Left voice mail</li> </ul>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                         |
| To        | Mohawks of the Bay of Quinte | Kristin Maracle     | Phone call, March 6/07 | <ul style="list-style-type: none"> <li>• Explained about march 27/28 POH</li> <li>• Offered CIS for MBQ</li> <li>• Offered to meet Chief and Council</li> <li>• Kristin said thanks for information, but not necessary</li> <li>• Rob Miller got directions to her office</li> </ul>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                        |

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|-----------|------------------------------|---------------------|---------------------------|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| From      | Mohawks of the Bay of Quinte | Kristin Maracle     | Phone call, March 6, 2007 | <ul style="list-style-type: none"> <li>Kristen mentioned she would put our offer onto tomorrow's council meeting agenda</li> </ul>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                 |
| To        | Mohawks of the Bay of Quinte | Kristin Maracle     | e-mail, March 6, 2007     | <ul style="list-style-type: none"> <li>Appreciates offer to get the POH topic onto tomorrow's council meeting agenda</li> <li>CHD would be pleased to hold a community information session at a location of your choosing to describe the proposed WI project</li> <li>March 26/29 would be great b/c we are already holding public open houses on March 27/28</li> <li>We will be at Sacred Heart School on WI on Tuesday March 27 and the Ambassador hotel in Kingston on March 28</li> <li>Would also be pleased to meet with environmental team and/or chief and Council at any other time</li> <li>Please contact me if you have any further questions or comments</li> </ul> |
| To        | Mohawks of the Bay of Quinte | Chief and Council   | Letter March 8/07         | <ul style="list-style-type: none"> <li>Notice of POH, and Commencement of an ERR</li> </ul>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                        |
| To        | Mohawks of the Bay of Quinte | Kristen Maracle     | Letter March 8/07         | <ul style="list-style-type: none"> <li>Notice of POH, and Commencement of an ERR</li> </ul>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                        |
| To        | Mohawks of the Bay of Quinte | Todd Kring          | Letter March 8/07         | <ul style="list-style-type: none"> <li>Notice of POH, and Commencement of an ERR</li> </ul>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                        |
| To        | Mohawks of the Bay of Quinte | Chief and Council   | May 18, 2007              | <ul style="list-style-type: none"> <li>Provided copy of DRAFT EA and requested comments pertinent to MBQ's interests</li> </ul>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                    |

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**1.1.2 First Nations Engagement: Union of Ontario Indians**

| To / From | Name                     | Contact Information | Date                                   | Comments Received                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                    |
|-----------|--------------------------|---------------------|----------------------------------------|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| To        | Union of Ontario Indians | Hazel Trudeau       | June 15, 2006                          | <ul style="list-style-type: none"> <li>CREC is undertaking the preparation of an ERR for the Wolfe Island Wind Project, brief project background / description, website link, notice of modification and map of study area and project location.</li> <li>The Project team is in the process of collecting and analyzing environmental information and has included your agency on our contact list as a means of keeping you informed of key activities in the project and would like to extend our thanks for your participation in this renewable energy initiative.</li> <li>Please contact Stantec with any comments, or question the Union of Ontario Indians has regarding the project.</li> </ul>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                            |
| From      | Union of Ontario Indians | Allan Dokis         | June 19, 2006<br>Letter to Rob Nadolny | <ul style="list-style-type: none"> <li>This letter re-confirms that under no circumstance should any of the correspondence exchanged between representatives from this organization and CREC related to the Wolfe Island Wind Project be characterized or construed as consultation with this organization, its member First Nations or the members of those First Nations. This letter shall serve as evidence that there was no consultation.</li> <li>We maintain that Aboriginal and treaty rights and any First Nations' interest in its traditional territory, including its resources, cannot be abrogated, derogated or infringes in any way by any government legislation, regulation, policy or initiative.</li> <li>Section 35 of the Constitution Act, 1982 recognized and affirms Aboriginal and treaty rights, and in doing so, it protects both the content of these rights and requires a process of consultation and accommodation.</li> <li>According to recent decisions of the Supreme Court of Canada, in order to trigger constitutional obligations around meaningful consultation and accommodation, First Nations are not required to prove the existence of section 35 rights in a court of law. Instead, they must demonstrate a "prima facie" case for the existence of a section 35 right.</li> <li>In light of this, we recommend that you consult with all Anishinabek First Nation communities that could be affected by this initiative.</li> </ul> |



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| To / From | Name                     | Contact Information | Date                                   | Comments Received                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                              |
|-----------|--------------------------|---------------------|----------------------------------------|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| From      | Union of Ontario Indians | Allan Dokis         | June 19, 2006<br>Letter to Sean Geddes | <ul style="list-style-type: none"> <li>• This letter re-confirms that under no circumstance should any of the correspondence exchanged between representatives from this organization and CREC related to the Wolfe Island Wind Project be characterized or construed as consultation with this organization, its member First Nations or the members of those First Nations. This letter shall serve as evidence that there was no consultation.</li> <li>• We maintain that Aboriginal and treaty rights and any First Nations' interest in its traditional territory, including its resources, cannot be abrogated, derogated or infringes in any way by any government legislation, regulation, policy or initiative.</li> <li>• Section 35 of the Constitution Act, 1982 recognized and affirms Aboriginal and treaty rights, and in doing so, it protects both the content of these rights and requires a process of consultation and accommodation.</li> <li>• According to recent decisions of the Supreme Court of Canada, in order to trigger constitutional obligations around meaningful consultation and accommodation, First Nations are not required to prove the existence of section 35 rights in a court of law. Instead, they must demonstrate a "prima facie" case for the existence of a section 35 right.</li> <li>• In light of this, we recommend that you consult with all Anishinabek First Nation communities that could be affected by this initiative.</li> </ul> |

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|-----------|--------------------------|---------------------|-------------------|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| To        | Union of Ontario Indians | Allan Dokis         | July 11, 2006     | <ul style="list-style-type: none"> <li>• Thank you for your letter dated June 19 regarding CREC's work to complete the ESP.</li> <li>• Stantec has implemented a comprehensive consultation program for the project that has been designed to be informative and responsive and will address the requirements set out in the ESP and CEAA as appropriate.</li> <li>• Our research and feedback from INAC has indicated that the Mohawks of the Bay of Quinte is the appropriate First Nation community with whom to consult, and as such, our consultation efforts under the ESP will continue to involve the MBQ.</li> <li>• We continue to be interested in any input from relevant First Nations so we can work to identify and address any potential issued under the ESP in a meaningful manner. We will continue to consult with the MBQ and would welcome your comments as to any additional specific First Nations that may have traditional territories within our area of study.</li> <li>• Provided contact information</li> </ul> |
| To        | Union of Ontario Indians | Allan Dokis         | Letter March 8/07 | <ul style="list-style-type: none"> <li>• Notice of POH, and Commencement of an ERR</li> </ul>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                 |

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**1.1.3 First Nations Engagement: Association of Iroquois and Allied Indians**

| To / From | Name           | Contact Information                        | Date                  | Comments Received                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                   |
|-----------|----------------|--------------------------------------------|-----------------------|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| To        | Rolanda Elijah | Association of Iroquois and Allied Indians | Fax December 13, 2006 | <ul style="list-style-type: none"> <li>CREC is undertaking the preparation of an ERR for the Wolfe Island Wind Project, brief project background / description, website link, notice of modification and map of study area and project location.</li> <li>The Project team is in the process of collecting and analyzing environmental information and has included your agency on our contact list as a means of keeping you informed of key activities in the project and would like to extend our thanks for your participation in this renewable energy initiative.</li> <li>Please contact Stantec with any comments, or question the Association of Iroquois and Allied Indians has regarding the project.</li> </ul>                                                                                                                                                                                                                                                                                                         |
| To        | Rolanda Elijah | AIAI                                       | Jan8/07               | <ul style="list-style-type: none"> <li>Left message on voice mail</li> <li>Stated that I was following up on a letter sent Dec 13/06 re the WI wind project</li> <li>Was wondering if she received it and if we could be receiving comments from her</li> </ul>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                     |
| To        | Rolanda Elijah | AIAI                                       | Jan 17/07             | <ul style="list-style-type: none"> <li>Left message re: the letter sent Dec 13th concerning the WI wind project – asked about if and when we'll receive comments from her</li> </ul>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                |
| To        | Rolanda Elijah | AIAI                                       | Jan 22, 2007          | <ul style="list-style-type: none"> <li>Left message re: letter sent Dec 13</li> <li>Asked RE to call back</li> </ul>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                |
| From      | Rolanda Elijah | AIAI                                       | Jan 23/2007           | <ul style="list-style-type: none"> <li>We understand that your role in the EA process is primarily technical and that our concerns, which are Aboriginal rights, socio-economic and indigenous knowledge-based are to fit within the established scientific, technological and policy frameworks established by the Province of Ontario – we are of the view that this framework is invalid as it has been developed without input or consultation of FN</li> <li>Our organization receives no fed or prov funding in helping to facilitate a mutual understanding of environmental concerns between proponents and our member FN – based on this lack of understanding, funding and resources, we are only able to state that we do have member FN whose traditional hunting and gathering areas may be affected by the project</li> <li>Our organization and member Nations are usually open to participating in sustainable planning processes, however, the current federal and prov policy practices in this policy</li> </ul> |

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|           |      |                     |      | <p>area are left to the goodwill of proponents, in terms of collaborating with FN and in identifying potential FN issues and incorporating these into the overall planning process</p> <ul style="list-style-type: none"> <li>• The proponent should be aware that while aboriginal ppl are listed at 'stakeholders' in EA processes, this is only partially correct</li> <li>• FN ppl have collective constitutional rights, including land rights, hunting, gathering and fishing rights</li> <li>• Furthermore, the scope, practice, and recognition of these rights in southern and central Ontario is an outstanding issue between the prov and federal govs and our Member Nations</li> <li>• Our comments on documents produced under the current EA Act are as follows:</li> <li>• It is our experience that when FN are approached respectfully and referenced in an appropriate way, we have no funds or authority to adequately screen or advise when these situations arise</li> <li>• In proposed land use issues, FN may seek legal remedies before the courts, unfortunately we have no funds or authority to adequately screen or advise when these situations may arise</li> <li>• We currently do not have the capacity to address the methodology developed for the siting criteria and technological alternatives, we hope that the proponent would use discretion in considering the selection of a site and technology that may interfere with the exercise of the FN rights and interests, eg. FN harvesting for consumption purposes</li> <li>• While the prov EA legislation and EA practice may put the onus on the proponent to consult FN, fed and prov Crowns do have a role in upholding the rights of the FN, and a duty to consult, the prov and fed govs duty currently exists in common law and is not reflected in Ontario EA legislation or the Canada Ontario agreement.</li> <li>• As a safeguard, we suggest flexibility in the development and application of the TOR to accommodate for any potential aboriginal intervention or interests</li> <li>• Based on archeological finds, it may be necessary to consult with other FN groups that have not been identified by OSSA or INAC. FN groups that currently reside in Quebec may also have an interest</li> </ul> |

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| To / From | Name           | Contact Information | Date                    | Comments Received                                                                           |
|-----------|----------------|---------------------|-------------------------|---------------------------------------------------------------------------------------------|
| To        | Rolanda Elijah | AIAI                | Letter<br>March<br>8/07 | <ul style="list-style-type: none"><li>• Notice of POH, and Commencement of an ERR</li></ul> |

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## 2.0 Comments of Draft EA to Notice of Completion

### 2.1 GENERAL PROJECT COMMENTS

#### 2.1.1 First Nations Engagement: Association of Iroquois and Allied Indians

| To / From | Name             | Contact Information | Date         | Comments Received                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                    |
|-----------|------------------|---------------------|--------------|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| From      | Adriana Poulette | AIAI                | June 13 2007 | <ul style="list-style-type: none"> <li>• RE: Notice of ERR and Public Open House</li> <li>• Please accept this letter as a response to your invitation and not as act of consultation</li> <li>• We understand that your role in the EA process is primarily technical and that our concerns, which are Aboriginal rights, socio-economic, and indigenous knowledge-based, are to fit within established scientific, technological and policy frameworks established by the Province of Ontario</li> <li>• We are in the view that this framework is invalid as it has been developed without input or consultation with First Nations</li> <li>• Our organization receives no federal or provincial funding in helping to facilitate a mutual understanding of environmental concerns between proponents and our member First Nations</li> <li>• Based on this, we are only able to state that we do have member First Nations whose traditional hunting and gathering areas may be affected by this Project</li> <li>• Provided comments on documents produced under the current EA Act</li> </ul> |
| To        | Adriana Poulette | AIAI                | June 18 2007 | <ul style="list-style-type: none"> <li>• As set out in our original letter to AIAI of 28 February 2007, we are currently in dialogue with the MBQ</li> <li>• If AIAI can suggest any other FN which should be included, we would appreciate that information</li> </ul>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                              |

**TECHNICAL APPENDIX G12**

**FIRST NATIONS CORRESPONDENCE**

Comments of Draft EA to Notice of Completion

November 2007

**2.2 COMMENTS ON THE DRAFT EA**

| #                                   | Page/Section         | Issue                                                                                                                                                                                                                                                                                                                                                        | Project Response       |
|-------------------------------------|----------------------|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|------------------------|
| <b>Mohawks of the Bay of Quinte</b> |                      |                                                                                                                                                                                                                                                                                                                                                              |                        |
| 1<br>Kristin Maracle<br>22 June     | No section specified | With evidence of climate change in weather patterns, it is obvious that there is high demand for renewable energy. Temperatures are rising, there are unusual weather patterns such as hurricanes, flooding, and drought. North American's should increase their usage of wind, water and biomass energy to decrease dependency on fossil fuels.             | No response necessary. |
| 2<br>Kristin Maracle<br>22 June     | No section specified | It is phenomenal that Wolfe Island Wind Project will be able to output enough energy to support up to 75,000 homes, as well as generating 537,000 MWh yearly.                                                                                                                                                                                                | No response necessary. |
| 3<br>Kristin Maracle<br>22 June     | No section specified | When looking at the environment as a whole, we are the ones that have to take it into our hands, to protect and renew it, for everything that is mentioned in this report; surface and groundwater quality, fish and fish habitat, air quality, wetlands, migratory birds, native species, species at risk, and the overall health and safety of our people. | No response necessary. |
| 4<br>Kristin Maracle<br>22 June     | No section specified | Stated in the report, that the Government of Ontario has a goal and principles of establishing a clean and healthy environment, economic growth, and strong communities for the long term. Development of the Project will, to a great extent, increase the chance of these goals and principles to be followed through.                                     | No response necessary. |



TECHNICAL APPENDIX G12

FIRST NATIONS CORRESPONDENCE

Comments of Draft EA to Notice of Completion

November 2007

| #                               | Page/Section         | Issue                                                                                                                                                                                                                                                                                                                                                                                                                                                                      | Project Response                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                              |
|---------------------------------|----------------------|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 5<br>Kristin Maracle<br>22 June | No section specified | The ERR is very extensive, as it touches on every aspect the Project may affect.                                                                                                                                                                                                                                                                                                                                                                                           | No response necessary.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                        |
| 6<br>Kristin Maracle<br>22 June | No section specified | Turbines numbered 29-35 are in a highly sensitive area, namely around PSW, rare species occurrence area, and ANSI. Although the report has setbacks for those areas, it does not state how far the turbines and the access roads are going to be setback from the rare species occurrence areas, and the ANSI. It is suggested that these areas be assessed, on which rare species may be in the area, and mitigation measures taken to reduce the risk of potential harm. | Actual setbacks from the bases of these six turbines to the ANSI/woodlot edge range from 71 m to over 500 m. Distances to wetland habitat ranges from 122 m to over 800 m. A discussion of setbacks has been added to <b>Sections 7.8.3.1.1 and 7.8.3.2.</b><br><br>The rare species occurrence that is mapped is arrow arum, a wetland obligate plant that only inhabits wetland habitat. Similarly, the Blanding's turtle inhabits wetlands. Minimum setbacks to potential occurrences of these species is 122 m. Mitigation and potential effects are discussed in <b>Section 7.8.3.2.</b> |
| 7<br>Kristin Maracle<br>22 June | No section specified | Due to residents relying on the lake, river and groundwater for their drinking water, it is especially important to impose the mitigation measures, and proper handling of materials when working and moving aggregates and machinery around waterways, by ensuring there are no fluid leaks, or disruption when doing so.                                                                                                                                                 | Mitigation measures, including those imposed for the protection of surface and groundwater, will be adhered to.                                                                                                                                                                                                                                                                                                                                                                                                                                                                               |
| 8<br>Kristin Maracle<br>22 June | No section specified | If water needs to be drawn from the lake for aid with concrete, it is suggested that the intake pump and hose is located away from any sensitive shoreline and fish spawning bed areas. To ensure this, consult with DFO to located such areas and to establish mitigation measures if needed.                                                                                                                                                                             | Appropriate procedures will be followed to protect fish and fish habitat and will be developed with input from DFO, MNR and/or CRCA.                                                                                                                                                                                                                                                                                                                                                                                                                                                          |
| 9<br>Kristin Maracle<br>22 June | No section specified | In regards to the silt barriers around the wetlands during construction; to my understanding, the bottom 3-4 inches should be buried to ensure that sediment and other debris will not enter the wetland.                                                                                                                                                                                                                                                                  | Silt barriers or other mitigation measures, as deemed appropriate by MNR and DFO, will be incorporated into detailed design to minimize potential effects of construction on wetlands and watercourses.                                                                                                                                                                                                                                                                                                                                                                                       |

**TECHNICAL APPENDIX G12**

**FIRST NATIONS CORRESPONDENCE**

Comments of Draft EA to Notice of Completion

November 2007

| #                                | Page/Section         | Issue                                                                                                                                                                                                                                                                                                                                                                           | Project Response                                                                                                                                                                                              |
|----------------------------------|----------------------|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 10<br>Kristin Maracle<br>22 June | No section specified | The mortality rate of any SAR species has to be kept to a minimum during this project.                                                                                                                                                                                                                                                                                          | Agree. Post-construction monitoring will occur to monitor mortality of SAR during operation. Construction phase incorporates many mitigation measures that will reduce effects on all species, including SAR. |
| 11<br>Kristin Maracle<br>22 June | No section specified | In reading the EA, I have found that the report fully describes every aspect of the project thoroughly. All the mitigation measures that are set out should be followed to ensure the safety of the residents and the surrounding environment.                                                                                                                                  | No response necessary.                                                                                                                                                                                        |
| 12<br>Kristin Maracle<br>22 June | No section specified | As stated before, with climate change now seen more and more in our everyday lives, the Wolfe Island Wind Project is an extraordinary project that will not only benefit us immediately, but will benefit our local environment as well. Hopefully other municipalities will invite a project, such as this, into their communities, to help promote usage of renewable energy. | No response necessary.                                                                                                                                                                                        |

## **Appendix A**

### **Notice of Commencement to Release of Draft EA**



Acres International Limited  
4342 Queen Street  
P. O. Box 1001  
Niagara Falls, Ontario, Canada • L2E 6W1  
Tel: 905-374-5200 • Fax: 905-374-1157  
www.acres.com

July 27, 2004  
15762.05.01  
15762.07.10

Mohawks of the Bay of Quinte  
RR #1  
Tyendinaga Mohawk Territory, ON  
K0K 1X0

Dear Chief and Council:

**Wolfe Island Wind Power Project  
Environmental Impact Statement**

Cheyenne Loon of Indian and Northern Affairs Canada advised us to contact you regarding the above-mentioned project.

Canadian Renewable Energy Corporation (CREC) is proposing to develop a wind power generating facility on Wolfe Island and Simcoe Island. The attached brochure provides more detail regarding the proposal.

The project is subject to the Ministry of Environment's Screening Process for Electricity Projects, under the Electricity Projects Regulation of the Ontario Environmental Assessment Act. CREC is also applying for funding for the project under Natural Resources Canada's Wind Power Production Incentive program. The financial incentives provided to a wind energy producer/developer under this program trigger the need for an environmental impact statement under the Canadian Environmental Assessment Act. CREC has retained Acres International Limited to assist them with producing one document that satisfies both provincial and federal EA requirements.

To assist our study, we ask that you provide us with any comments, concerns or background information relevant to this undertaking. For our records, we require a written response and would appreciate a reply by August 23, 2004.

If you have any questions regarding the environmental assessment, please contact Cate Mee of our office at 905-374-5200. If you have any questions pertaining to the engineering aspects of the project, please contact the undersigned at the same number noted above.

Yours very truly,

A handwritten signature in black ink, appearing to read "Murray McFarlane".

Murray McFarlane, P.Eng.  
Project Manager

MM:cm  
Attach

cc Ian Baines, CREC



# MOHAWKS OF THE BAY OF QUINTE

R.R. #1, Tyendinaga Mohawk Territory, Ontario, K0K 1X0

Phone: (613) 396-3424 • Fax: (613) 396-3627

August 3, 2004

Murray McFarlane, P.Eng  
Project Manager  
Acres International Limited  
4342 Queen Street  
PO Box 1001  
Niagara Falls, ON  
L2E 6W1

WITHOUT PREJUDICE

**Re: Wolfe Island Wind Power Project  
Letter dated July 27, 2004**

Dear Mr. McFarlane,

Thank you for letter dated July 27, 2004 outlining your client's proposal to construct wind generation facilities on Wolfe Island and Simcoe Island.

Tyendinaga Mohawk Council's immediate concern is the consideration in the project for archaeological investigations at the proposed sites. There is a possibility that any excavation on the islands may find artifacts, evidence of Iroquoian occupation and/or burial remains. There is a process for repatriation of Iroquoian remains and artifacts. We would expect to be notified in the event remains are found.

Please confirm your commitment to undertake preliminary archaeological investigations before any excavation is started. As your project moves forward please keep us informed.

I trust the above will receive your immediate attention and I look forward to your reply.

The above shall not be construed so as to derogate from or abrogate any inherent, aboriginal, treaty, constitutional or legal right of the Mohawks of the Bay of Quinte.

Yours truly,

Chief R. Donald Maracle  
Mohawks of the Bay of Quinte  
Tyendinaga First Nation

etk/RDM

07.05

① → C. McFarlane  
② → S. Grodner

c:c TMC  
Angela Maracle, Administrative Officer  
Peter Brant, Technical Services Officer  
Lisa Maracle, Lands Researcher  
Todd Kring, Capital Projects Officer  
Cheyenne Loon, Sr. Env. Advisor, INAC



Acres International Limited  
4342 Queen Street  
P. O. Box 1001  
Niagara Falls, Ontario, Canada • L2E 6W1  
Tel: 905-374-5200 • Fax: 905-374-1157  
www.acres.com

August 17, 2004  
15762.05.01  
.07.05

Mohawks of Bay of Quinte  
RR #1  
Tyendinaga Mohawk Territory, Ontario  
K0K 1X0

**Attention:** Chief R. Donald Maracle

Dear Chief Maracle:

**Wolfe Island Wind Project**

Thank you for your letter of August 3, 2004 regarding the Wolfe Island project.

We are pleased to advise that a Stage 1 Heritage Assessment has been undertaken and there are no registered archaeological sites on any of the lands proposed for wind power development. However, given the archaeological potential of Wolfe Island, we will be recommending that a Stage 2 Heritage Assessment be undertaken by a licensed archaeologist once the turbine locations have been finalized and the sites surveyed. The Ministry of Culture will be informed of the results of the Stage 2 assessment and if further actions are required they will be carried out at that time. The contractor will also be advised to be vigilant for the potential of heritage resources being uncovered during construction. They will be asked to inform the Ministry of Culture immediately if any artifacts and/or burial remains are located.

If you require any further information please contact Cate Mee at 905-374-5200, Ext. 5361.

Yours very truly,

A handwritten signature in cursive script, appearing to read "Cate Mee".

CM:srg

A handwritten signature in cursive script, appearing to read "Murray McFarlane".

Murray McFarlane  
Project Manager

cc Ian Baines, CREC

March 2, 2006

Chief and Council  
Mohawks of the Bay of Quinte  
RR1 Tyendinaga Mohawk Territory  
ON K0K 1X0  
Canada

Dear Chief and Council

**RE: Notice of Public Open Houses: Wolfe Island Wind Project**

Canadian Renewable Energy Corporation ("CREC") and Stantec Consulting Ltd. ("Stantec") will be conducting two Public Open Houses regarding the Wolfe Island Wind Project (see attachment). The Public Open Houses will introduce the project concept, environmental screening process, general planning constraints, and the anticipated project timeline.

The purpose of this letter is to invite you to attend the Public Open Houses to provide comments and/or ask questions regarding this wind project. Representatives from both CREC and Stantec will be available to answer questions and receive comments. Although the two Public Open Houses will provide identical information, we have scheduled them to give you more flexibility to choose a date and location that is most convenient for you. The Public Open Houses will be held at:

**When:** Wednesday, 22 March, 2006  
**Time:** 6:00 to 9:00 p.m.  
**Where:** Sacred Heart Catholic School  
57 Highway 95, Wolfe Island

**When:** Thursday, 23 March, 2006  
**Time:** 6:00 to 9:00 p.m.  
**Where:** Ambassador Conference Resort  
1550 Princess St., Kingston

We hope that you will attend the Open House(s), however, if you are unable to join us we welcome your input. To provide the study team with your comments, or for further information, please contact Stantec at **(519) 836-6050** (call collect), via email at **comments@wolfeislandwind.com**, or visit the project website at **www.wolfeislandwind.com**.

CREC and Stantec would like to take this opportunity to extend our thanks for your participation in this renewable energy initiative.

Sincerely,

**STANTEC CONSULTING LTD.**



**Rob Nadolny**  
Senior Project Manager  
Stantec Consulting Ltd.  
Tel: (519)836-6050 EX. 231  
Fax: (519)836-2493





**Stantec**

June 27, 2006  
File: 160960180

Mohawks of the Bay of Quinte  
R.R. #1  
Tyendinaga Mohawk Territory, ON  
K0K 1X0

**Attention: Todd Kring, Capital Projects Officer**

Dear Mr. Kring:

**Reference: Wolfe Island Wind Project**

Further to earlier correspondence and the telephone messages left by our office, this letter provides an update on the Wolfe Island Wind Project and an inquiry for any feedback from The Mohawks of the Bay of Quinte.

### **Project Background**

Canadian Renewable Energy Corporation ("CREC") is continuing the work required to complete the Environmental Screening Process ("ESP") under Ontario Regulation 116/01 of the Ontario *Environmental Assessment Act*. CREC is also in the process of working with federal authorities to ensure the project fulfills applicable federal permits and approvals as well as the *Canadian Environmental Assessment Act*.

As described in the Notice of Modification issued to project stakeholders in July 2005, the Project is situated in the Township of Frontenac Islands, County of Frontenac, Province of Ontario. We have enclosed the "Notice of Modification" for the project; however please note that Stantec is now the lead consultant for the ESP. The Project will consist of 86 turbines, with a nameplate capacity of 197.8 megawatts, strategically placed within the study area on Wolfe Island. Ancillary facilities include access roads, a transformer station, an operations and maintenance building, land-based transmission lines and an underwater electrical cable across the "Lower Gap" between Wolfe Island and Kingston, where an overhead transmission line will connect with the provincial electricity grid. Additional information, including a detailed project description, can be found on the Wolfe Island Wind Project website at [www.wolfeislandwind.com](http://www.wolfeislandwind.com).

**Reference: Wolfe Island Wind Project**

The Study Area for the Environmental Screening Report (“ESR”) includes the western portion of Wolfe Island and its surrounding waters; particularly the waters between the Island and the mainland where the underwater cable is proposed to be located, known locally as the “Lower Gap” (see enclosed map). The mainland portion of the Study Area is essentially a corridor (roughly 1 to 2 km wide) stretching from the Lower Gap shoreline, north to the Gardiner Transformer Station.

**Recent and Future Activities**

Stantec and CREC have spent 2006 collecting and analyzing environmental information, in addition to that which has been collected for the Project since 2004. This has included numerous technical studies such as biological inventories, noise assessments, land-use planning studies, geotechnical and geophysical surveys, and archaeological assessments. The collection and analysis of information from these and other studies is continuing to ensure a comprehensive ESP for the Project.

Notices have been distributed and Public Open Houses held since 2004, most recently on Wolfe Island on 22 March 2006 and Kingston on 23 March 2006. We are currently planning the final round of Public Open Houses for the Project in July or August 2006 and will continue to invite all stakeholders, including The Mohawks of the Bay of Quinte, to attend.

As a result of the technical studies and feedback received through the consultation process to date, we anticipate that the Project layout (including turbine, access road, and transmission line locations) will be available at the next round of Public Open Houses. The general schedule for future project activities is:

- July/August 2006: - final round of Public Open Houses
- August/September 2006 - issuance of Notice of Completion of the ESP  
- 30-day stakeholder review period of ESR
- September/October 2006 - issuance of Statement of Completion of the ESP
- 2007/2008 - project construction

As part of our consultation process under the ESP CREC and Stantec continue to be interested in any feedback or comments from stakeholders, including any offered by The Mohawks of the Bay of Quinte, with respect to the Project. Such feedback or comments can assist in ensuring that our planning of the Project best suits the needs of the local community.

**Reference: Wolfe Island Wind Project**

CREC and Stantec would like to take this opportunity to extend our thanks for your participation in this renewable energy initiative and we look forward to your response. Please do not hesitate to contact me if you have any questions or need further information.

Sincerely,

**Stantec Consulting Ltd.**

A handwritten signature in black ink, appearing to read 'R. Nadolny', with a stylized flourish at the end.

Rob Nadolny  
Senior Project Manager  
Tel: (519) 836-6050  
Fax: (519) 836-2493  
rnadolny@stantec.com

Attachment: Notice of Modification and map of Project Location and Study Area

c. Geoff Carnegie, Canadian Renewable Energy Corporation



# MOHAWKS OF THE BAY OF QUINTE

R.R. #1, Tyendinaga Mohawk Territory, Ontario, K0K 1X0

Phone: (613) 396-3424 • Fax: (613) 396-3627

RECEIVED

AUG 09 2006

August 1, 2006

Santec Consulting Ltd.  
Attn: Rob Nadolny, Senior Project Manager  
361 Southgate Drive  
Guelph, Ontario  
N1G 3M5

**Re: Wolfe Island Wind Project**

Dear Mr. Nadolny

Thank-you for the invitation to participate in the consultation processes as it relates to the Wind Project for Wolfe Island.

As a First Nation with limited resources and capacity it is difficult to actively participate in all environmental assessments, and consultation processes in the area however, the Mohawks of the Bay of Quinte would be concerned if the preliminary archaeological investigations found artifacts or burial remains. There is a traditional process that must be followed for the repatriation or re-interment of remains.

The above shall not be construed so as to derogate from or abrogate any inherent, aboriginal, treaty, constitutional or legal rights of the Mohawks of the Bay of Quinte.

Yours truly,

Chief R. Donald Maracle  
Mohawks of the Bay of Quinte  
Tyendinaga First Nation

Cc: TMC  
Lisa Maracle, Research  
Kristin Maracle, Environment



30 October 2006

Mohawks of the Bay of Quinte  
Tyendinaga First Nation  
ATT: Chief R. Donald Maracle  
R.R. #1  
Tyendinaga Mohawk Territory, Ontario  
K0K 1X0

Dear Chief Maracle,

**RE: Stage II Archaeological Assessment Activities**  
**Wolfe Island Wind Project**

Thank you for your letter dated 01 August 2006, sent to Robert Nadolny at Stantec Consulting Ltd. ("Stantec"), regarding the above captioned project. As you are aware, Canadian Renewable Energy Corp. ("CREC"), a wholly owned subsidiary of Canadian Hydro Developers, Inc., retained Stantec to oversee the environmental assessment activities for the project.

In your letter you mentioned that the Mohawks of the Bay of Quinte have a particular interest in the results of any archaeological investigations made in connection with the project. We are pleased to forward an advance copy of the Stage I Archaeological Assessment prepared by The Archaeologists Inc. The results of this study will be integrated into the Environmental Screening Report for the project, which will be publicly released in the future.

The recommendations of the Stage I Archaeological Assessment are:

1. lands to be disturbed by construction activities should be subjected to a Stage II Archaeological Assessment
2. underwater development areas should also be further investigated with a Stage II Underwater Archaeological Assessment or similar
3. should deeply buried archaeological remains be found during construction the appropriate authorities will be notified
4. should human remains be encountered during construction the appropriate authorities will be notified.

Pending weather conditions and resources, The Archaeologists Inc. will be returning the field this autumn to undertake the land-based portion of the Stage II Archaeological Assessment works. We would like to extend the offer the Mohawks of the Bay of Quinte to send a representative to participate in the land-based fieldworks once The Archaeologists Inc. establishes the timing of such work.

CREC is willing to cover reasonable travel expenses and suitable remuneration for your representative. Please confirm your interest in this offer as soon as possible so that appropriate arrangements can be made with The Archaeologists Inc. We would appreciate your confirmation on or before 10 November 2006.

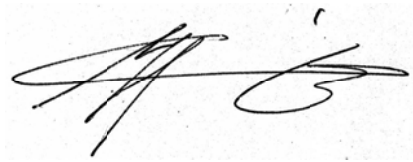
**ARCHAEOLOGICAL ASSESSMENT WORKS**  
**WOLFE ISLAND WIND PROJECT**

The other recommendations from the Stage I assessment will be implemented prior to the start of submarine cable construction (i.e., recommendation number 2) or during construction (recommendations 3 and 4). Should human remains of a First Nations person be encountered, we will immediately advise you so that you can implement your traditional process for repatriation or re-interment.

Thank you again for your continuing interest in the Wolfe Island Wind Project. We look forward to your response in relation to the above proposal and receipt of any other comments the Nation may have on the project as a whole.

Sincerely,

**CANADIAN RENEWABLE ENERGY CORP.**

A handwritten signature in black ink, appearing to read 'Geoff Carnegie', is written over a light gray rectangular background.

Geoff Carnegie  
Manager, Ontario Projects



**Canadian Renewable Energy Corporation**  
A Wholly Owned Subsidiary of Canadian Hydro Developers, Inc.

22 January 2007

Mohawks of the Bay of Quinte  
Tyendinaga First Nation  
ATT: Chief R. Donald Maracle  
13 Old York Road, R.R. #1  
Tyendinaga Mohawk Territory, Ontario  
K0K 1X0

Dear Chief Maracle,

**RE: Environmental Review Report**  
**Wolfe Island Wind Project**

As you may be aware, as part of the above project's development, Stantec Consulting Ltd. ("Stantec") prepared an Environmental Overview Report to assist the public in their understanding of the project. This Report is attached in hard copy for your continued reference and available electronically on the project website: [www.wolfeislandwind.com](http://www.wolfeislandwind.com).

Building upon this Report, and the area specific research conducted since then, Stantec is preparing an Environmental Review Report ("ERR") for public review as per the requirements of the Environmental Screening Process. The ERR is targeted to be released in late March 2007.

In advance of the ERR's public release, we will be carrying out an agency review to ensure their comments have been adequately addressed. As such, we would like to take this opportunity to extend to the Mohawks of the Bay Quinte ("MBQ") the opportunity to carry out their own review of the ERR concurrently with the agencies.

We are aware from your 01 August 2006 letter that the MBQ is a First Nation with limited resources and capacity to actively participate in all environmental assessments. Thus, on the understanding that the review would be completed concurrently with the agencies, we are prepared to contribute up to \$10,000 for the MBQ to have staff review the ERR or in the alternative have it peer reviewed.

If you are in agreement, or have questions or comments with regard to this proposal, we would appreciate confirmation of such on or before 09 February 2007, along with who will be the main contact person within the MBQ for this work. We would also be happy to meet with you at Tyendinaga to further discuss any aspect of this renewable energy initiative. We look forward to hearing from you.

Sincerely,

**CANADIAN HYDRO DEVELOPERS, INC.**

Geoff Carnegie  
Manager, Ontario Projects

cc: Kristin Maracle, MBQ Environment



**Stantec**

March 15, 2007

Chief and Council  
Mohawks of the Bay of Quinte  
Tyendinaga First Nation  
c/o: Chief R. Donald Maracle  
13 Old York Road, R.R. #1  
Tyendinaga Mohawk Territory, ON K0K 1X0

**RE: Notice of Public Open Houses and  
Commencement of Environmental Review Report  
Wolfe Island Wind Project**

Dear Chief and Council,

Further to our previous correspondence on the above-captioned project, you are invited to attend the upcoming Public Open House(s) to provide comments and/or ask questions regarding responsible development of the wind resource at Wolfe Island. Representatives from both Canadian Renewable Energy Corporation ("CREC") and Stantec Consulting Ltd. ("Stantec") will be available to answer questions and receive comments.

Although the two Public Open Houses will provide identical information, they have been scheduled to provide persons, organizations, and stakeholders with the flexibility to choose a date and location that is most convenient for them. The Public Open Houses will be held (also see attachment):

**When:** Tuesday, 27 March, 2007  
**Time:** 6:00 to 9:00 p.m.  
**Where:** Sacred Heart Catholic School  
57 Highway 95, Wolfe Island

**When:** Wednesday, 28 March, 2007  
**Time:** 6:00 to 9:00 p.m.  
**Where:** Ambassador Conference Resort  
1550 Princess St., Kingston

We hope that you or representatives from the Mohawks of the Bay of Quinte will be able attend the Open House(s). However, if you are unable to join us we welcome your input. To provide the study team with your comments, or for further information, please contact Stantec collect at **(519) 836-6050**, via email at **[comments@wolfeislandwind.com](mailto:comments@wolfeislandwind.com)**, or visit the project website at **[www.wolfeislandwind.com](http://www.wolfeislandwind.com)**.

We also understand that representatives from CREC will be meeting with the Chief and Council on 26 March 2007. This meeting will provide a further opportunity for information to be exchanged between the Mohawks of the Bay of Quinte and CREC in regard to the project.



March 15, 2007

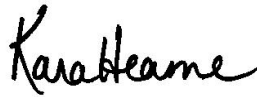
**Re: Notice of Public Open Houses and Commencement of Environmental Review Report  
Wolfe Island Wind Project**

Please note that CREC has voluntarily elevated the project's Environmental Screening Report to an Environmental Review Report, consistent with the Environmental Screening Process. Additional information on the rationale for the elevation to an Environmental Review is attached for your continued reference.

CREC and Stantec would like to take this opportunity to extend our thanks for your participation in the Environmental Screening Process for this renewable energy initiative and look forward to seeing you at the Public Open House.

Sincerely,

**STANTEC CONSULTING LTD.**



**Kara Hearne**  
Project Manager  
Stantec Consulting Ltd.  
519-836-6050  
519-836-2493

encl.: Notice of Commencement of an Environmental Review / Public Open Houses  
Rationale for Environmental Review

*Information will be collected and used in accordance with the Freedom of Information and Protection of Privacy Act, and solely for the purpose of assisting CREC in meeting environmental assessment and local planning requirements. This material will be maintained on file for use during the study and may be included in project documentation. With the exception of personal information, all comments will become part of the public record.*

# NOTICE OF COMMENCEMENT OF AN ENVIRONMENTAL REVIEW AND NOTICE OF PUBLIC OPEN HOUSES

## Wolfe Island Wind Project

Canadian Renewable Energy Corporation ("CREC"), a wholly owned subsidiary of Canadian Hydro Developers, Inc. ("Canadian Hydro"), is proposing to develop a wind plant on Wolfe Island, in the Township of Frontenac Islands, near Kingston, Ontario. Canadian Hydro is passionate about building a sustainable future, and with eighteen plants in operation, is recognized as one of Canada's premier independent developers of EcoLogo™ certified low-impact renewable energy facilities ([www.canhydro.com](http://www.canhydro.com)).

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Electricity generated by the Project will be transmitted by a submarine cable across the "Lower Gap" between Wolfe Island and Kingston, where it will be connected by underground transmission line to the provincial grid. Interconnection and a new switching station to facilitate the interconnection with the provincial grid will be located adjacent to Hydro One Networks Inc.'s existing Gardiners Transformer Station.

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In accordance with the ESP, CREC initially undertook a Screening of the Project. However, during the Screening, CREC voluntarily elevated the Project to an Environmental Review in response to the more detailed studies and assessment undertaken for the Project. Stantec is therefore preparing an Environmental Review Report to assist with the environmental and planning aspects of the project. CREC and Stantec are also in the process of working with federal authorities to ensure the project fulfills applicable federal permits and approvals as well as the *Canadian Environmental Assessment Act*.

Public Open Houses are being held, and stakeholder input collected, as part of the above-noted regulatory processes. CREC invites you to attend Public Open Houses regarding the Wolfe Island Wind Project. The Public Open Houses will provide identical information and will afford stakeholders and other interested parties the opportunity to review the project layout, results of the ESP, and general planning constraints, as well as to provide comments regarding responsible development of the wind resource at Wolfe Island to the project team. The Public Open Houses are scheduled for:

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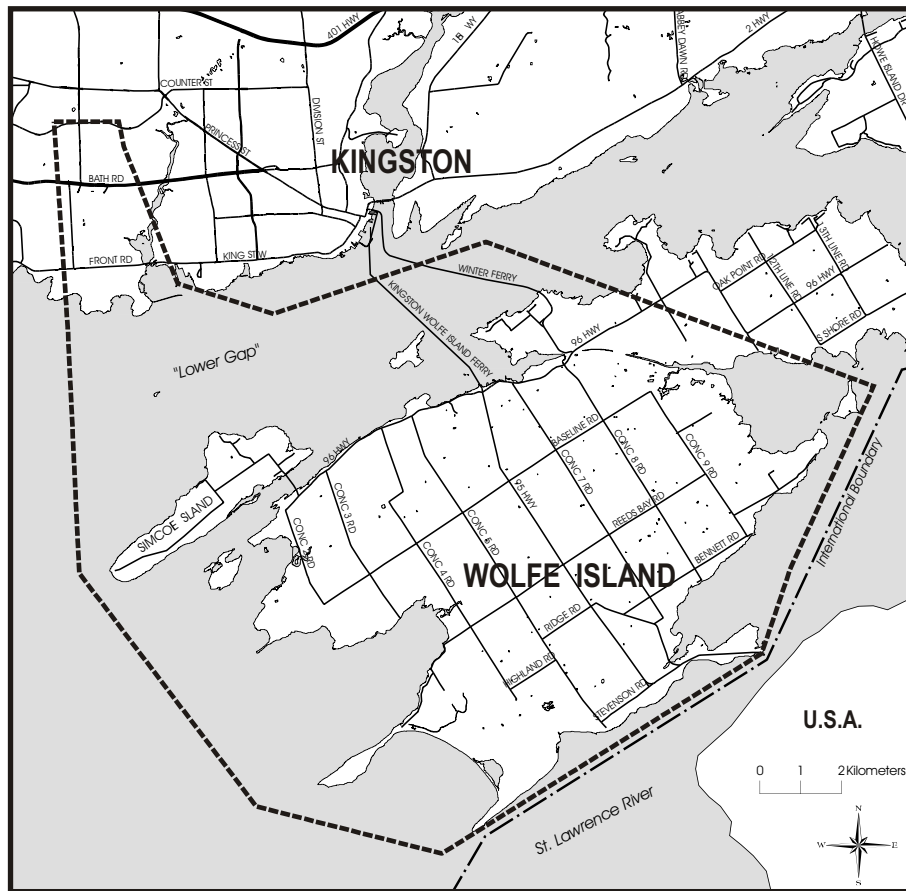
Stakeholder participation is an important component of the ESP. In order to ensure that the appropriate environmental protection measures are incorporated into the project design, your input and questions are encouraged. To provide the study team with your comments, or for further information, please visit us at [www.wolfeislandwind.com](http://www.wolfeislandwind.com) or call Stantec collect at (519) 836-6050. Written comments can also be sent to:

**Kara Hearne**  
Project Manager  
Stantec Consulting Ltd.  
361 Southgate Drive  
Guelph, Ontario  
N1G 3M5

**Rob Miller**  
Project Engineer  
Canadian Renewable Energy Corporation  
c/o 190 Collingwood Street  
Kingston, Ontario  
K7L 3X8

Fax: 519.836.2493  
E-mail: [comments@wolfeislandwind.com](mailto:comments@wolfeislandwind.com)

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## **Rationale for Environmental Review**

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During the Screening stage, CREC voluntarily elevated the Wolfe Island Wind Project to an Environmental Review in response to the more detailed studies being undertaken for the Project. Stantec is therefore preparing an Environmental Review Report to assist with environmental and planning aspects of the Project.

CREC and Stantec are also in the process of working with federal authorities to ensure the project fulfills applicable federal permits and approvals as well as the *Canadian Environmental Assessment Act*.



**Stantec**

March 15, 2007

Todd Kring  
Mohawks of the Bay of Quinte  
Tyendinaga First Nation  
13 Old York Road, R.R. #1  
Tyendinaga Mohawk Territory, ON K0K 1X0

**RE: Notice of Public Open Houses and  
Commencement of Environmental Review Report  
Wolfe Island Wind Project**

Dear Todd Kring,

Further to our previous correspondence on the above-captioned project, you are invited to attend the upcoming Public Open House(s) to provide comments and/or ask questions regarding responsible development of the wind resource at Wolfe Island. Representatives from both Canadian Renewable Energy Corporation ("CREC") and Stantec Consulting Ltd. ("Stantec") will be available to answer questions and receive comments.

Although the two Public Open Houses will provide identical information, they have been scheduled to provide persons, organizations, and stakeholders with the flexibility to choose a date and location that is most convenient for them. The Public Open Houses will be held (also see attachment):

**When:** Tuesday, 27 March, 2007  
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1550 Princess St., Kingston

We hope that you or representatives from the Mohawks of the Bay of Quinte will be able attend the Open House(s). However, if you are unable to join us we welcome your input. To provide the study team with your comments, or for further information, please contact Stantec collect at **(519) 836-6050**, via email at [comments@wolfeislandwind.com](mailto:comments@wolfeislandwind.com), or visit the project website at [www.wolfeislandwind.com](http://www.wolfeislandwind.com).

We also understand that representatives from CREC will be meeting with the Chief and Council on 26 March 2007. This meeting will provide a further opportunity for information to be exchanged between the Mohawks of the Bay of Quinte and CREC in regard to the project.

March 15, 2007

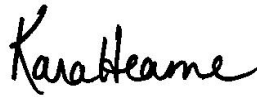
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Wolfe Island Wind Project**

Please note that CREC has voluntarily elevated the project's Environmental Screening Report to an Environmental Review Report, consistent with the Environmental Screening Process. Additional information on the rationale for the elevation to an Environmental Review is attached for your continued reference.

CREC and Stantec would like to take this opportunity to extend our thanks for your participation in the Environmental Screening Process for this renewable energy initiative and look forward to seeing you at the Public Open House.

Sincerely,

**STANTEC CONSULTING LTD.**



**Kara Hearne**  
Project Manager  
Stantec Consulting Ltd.  
519-836-6050  
519-836-2493

encl.: Notice of Commencement of an Environmental Review / Public Open Houses  
Rationale for Environmental Review

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# NOTICE OF COMMENCEMENT OF AN ENVIRONMENTAL REVIEW AND NOTICE OF PUBLIC OPEN HOUSES

## Wolfe Island Wind Project

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Electricity generated by the Project will be transmitted by a submarine cable across the "Lower Gap" between Wolfe Island and Kingston, where it will be connected by underground transmission line to the provincial grid. Interconnection and a new switching station to facilitate the interconnection with the provincial grid will be located adjacent to Hydro One Networks Inc.'s existing Gardiners Transformer Station.

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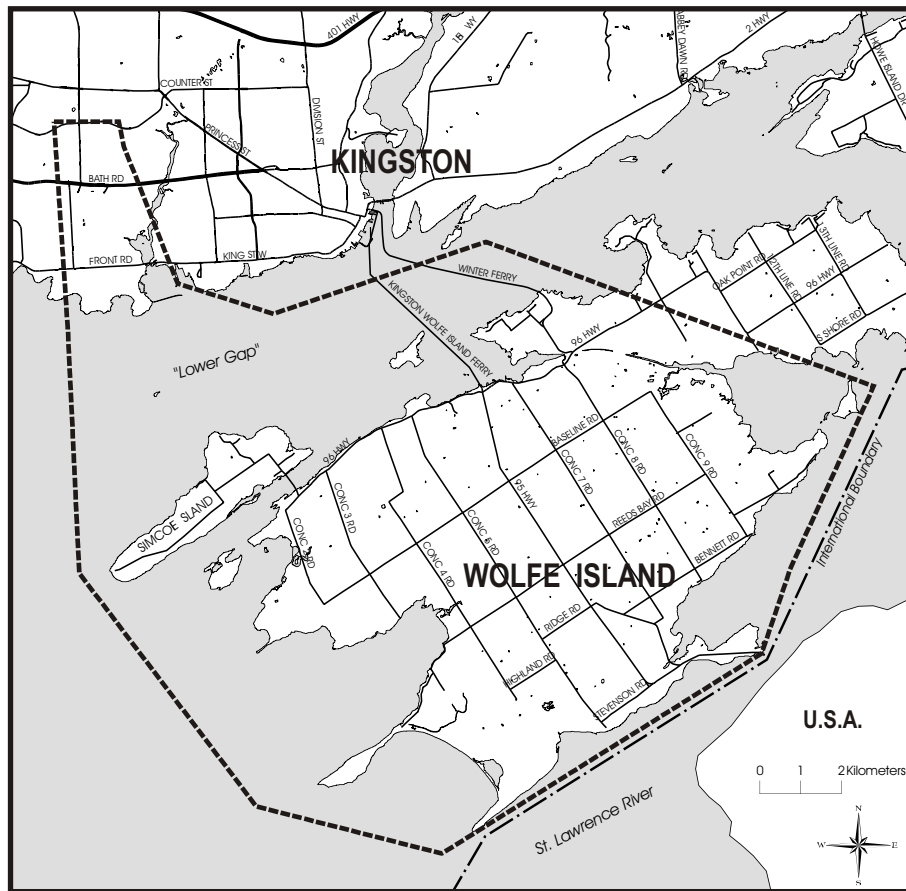
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Project Manager  
Stantec Consulting Ltd.  
361 Southgate Drive  
Guelph, Ontario  
N1G 3M5

**Rob Miller**  
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**Stantec**

March 15, 2007

Kristin Maracle  
Mohawks of the Bay of Quinte  
Tyendinaga First Nation  
13 Old York Road, R.R. #1  
Tyendinaga Mohawk Territory, ON K0K 1X0

**RE: Notice of Public Open Houses and  
Commencement of Environmental Review Report  
Wolfe Island Wind Project**

Dear Kristin Maracle,

Further to our previous correspondence on the above-captioned project, you are invited to attend the upcoming Public Open House(s) to provide comments and/or ask questions regarding responsible development of the wind resource at Wolfe Island. Representatives from both Canadian Renewable Energy Corporation ("CREC") and Stantec Consulting Ltd. ("Stantec") will be available to answer questions and receive comments.

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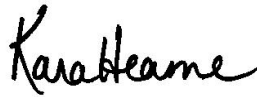
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Sincerely,

**STANTEC CONSULTING LTD.**



**Kara Hearne**  
Project Manager  
Stantec Consulting Ltd.  
519-836-6050  
519-836-2493

encl.: Notice of Commencement of an Environmental Review / Public Open Houses  
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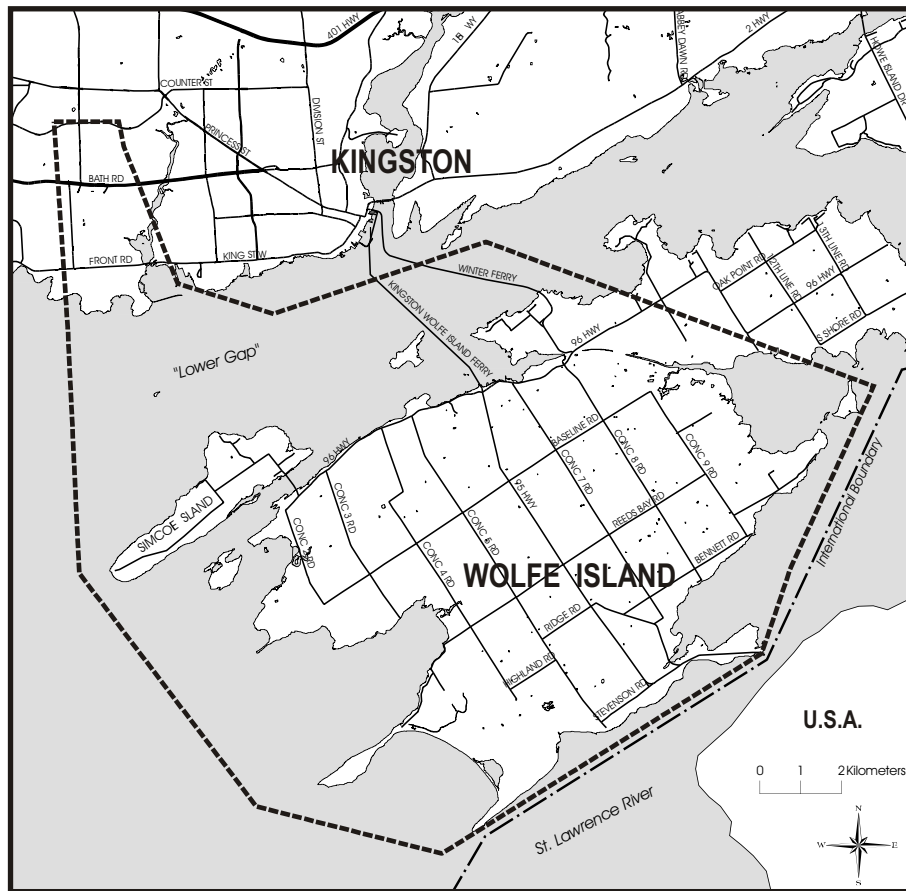
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361 Southgate Drive  
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Canadian Renewable Energy Corporation  
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Kingston, Ontario  
K7L 3X8

Fax: 519.836.2493  
E-mail: [comments@wolfeislandwind.com](mailto:comments@wolfeislandwind.com)

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Stantec Consulting Ltd.

361 Southgate Drive

Guelph, ON

Tel: (519) 836-6050 Fax: (519) 836-2493

[stantec.com](http://stantec.com)



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**Stantec**

May 18, 2007

Chief and Council  
Mowhaks of the Bay of Quinte  
RR1  
Tyendinaga, Mohawk Territory, Ontario K0K 1X0

**Delivered by courier**

Dear Chief and Council,

**Reference: Draft Environmental Assessment Report  
Wolfe Island Wind Project**

Canadian Renewable Energy Corporation ("CREC"), a wholly owned subsidiary of Canadian Hydro Developers, Inc., is the proponent of the above captioned renewable energy project. Stantec Consulting Ltd. ("Stantec") has been retained by CREC to lead the provincial and federal environmental assessment processes for the Wolfe Island Wind Project. At this time, Stantec has completed the enclosed draft Environmental Review Report / Environmental Impact Statement (herein referred to as the "EA").

**Consequently, we are requesting that you review the enclosed draft EA and provide us with any comments pertinent to the Mohawks of the Bay of Quinte's interest in the project. Your comments are respectfully requested to be received by us on or before the close of business June 22, 2007.**

This draft EA has been prepared as a harmonized document, consistent with the Canada-Ontario Agreement on Environmental Assessment Harmonization. Specifically, the federal requirements of an Environmental Impact Statement under the *Canadian Environmental Assessment Act* have been integrated with the provincial requirements of an Environmental Review Report under Ontario Regulation 116/01 of the *Environmental Assessment Act*.

The EA process for the Wolfe Island Wind Plant, in its various forms, has been ongoing since 2003. A comprehensive data collection program, including extensive field surveys and literature reviews, has been completed and the results incorporated within the draft EA. In addition, agency, First Nations, public, and other stakeholders have been engaged throughout the history of the project in order to ensure that their respective interests are reflected in the project's design and the EA. Furthermore, many standalone or independent studies and reports have been commissioned to support this EA, for example Tourism Impacts, Ferry Traffic Impact Assessment, Economic Benefits, Property Value Assessment, and Shadow Flicker.

**Reference: Draft Environmental Assessment Report  
Wolfe Island Wind Project**

Our intention is to respond to comments and questions received from the Mohawks of the Bay of Quinte and government agencies during this draft EA review period by providing additional information or revisions to the draft EA, as appropriate. This will be followed by issuance of the Notice of Completion under the provincial EA process and release of the final EA to First Nations, the public, agencies and other project stakeholders for the 30-day public review period. As such, we request that you do not circulate this draft EA outside of your respective organization and treat the draft EA as a private and confidential document.

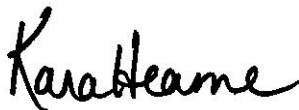
Please note that the environmental noise portion of the draft EA has been completed in anticipation of formal acceptance of the Environmental Noise Impact Assessment by the Ontario Ministry of the Environment, which is anticipated to occur in the near future. The draft EA also reflects the selection of Sand Bay as the preferred submarine cable landfall location on the mainland. Additionally, the timing of submarine cable construction has also been identified; nearshore construction is targeted for early September 2008 (after the Labour Day weekend), and cable laying is proposed to occur in late September / early October 2008. Appendix C10 – Cable Crossing Report will be further updated during preparation of the final EA to reflect these changes.

Given the size of the draft EA, and to reduce the environmental impact of report production, we have elected to provide the draft on a CD-ROM. If you require any part of the draft EA as a paper copy to facilitate your review, please feel free to contact me. We are also available to assist regarding any questions or comments you may have on the enclosed draft EA; please note that I am the single point of contact for this project.

Thank you for your continuing participation in this renewable energy initiative – an initiative that will benefit all Ontarians and assist the government in meeting its renewable energy targets.

Sincerely,

**STANTEC CONSULTING LTD.**



Kara Hearne  
Project Manager  
Tel: (519) 836-6050  
Fax: (519) 836-2493  
kara.hearne@stantec.com

Enclosures: CD-ROM of Draft Wolfe Island Environmental Review Report / Environmental  
Impact Statement  
Agency Circulation List

c. Robert Miller, CREC



**Stantec**

June 15, 2006  
File: 160960180

Union of Ontario Indians  
Nipissing First Nation  
P.O. Box 711  
North Bay ON P1B 8J8

**Attention: Hazel Trudeau**

Dear Ms. Trudeau:

**Reference: Wolfe Island Wind Project**

Canadian Renewable Energy Corporation ("CREC"), the proponent of the above captioned project, is currently undertaking the preparation of an Environmental Review Report ("ERR") under Ontario Regulation 116/01 of the Ontario *Environmental Assessment Act*. CREC is also in the process of working with federal authorities to ensure the project fulfills applicable federal permits and approvals as well as the *Canadian Environmental Assessment Act*. We have enclosed the "Notice of Modification" for the project; however please note that Stantec is now the lead consultant for the ERR.

The Wolfe Island Wind Project is situated in the Township of Frontenac Islands, County of Frontenac, Province of Ontario and will consist of 86 turbines generating approximately 198 megawatts strategically placed within the study area on Wolfe Island (see enclosed map). Ancillary facilities include access roads, a transformer station, land-based transmission lines and an underwater electrical cable across the "Lower Gap" between Wolfe Island and Kingston, where an overhead transmission line will connect with the provincial electricity grid. Additional information, including a detailed project description, can be found on the Wolfe Island Wind Project website at [www.wolfeislandwind.com](http://www.wolfeislandwind.com).

The Study Area for the ERR includes the western portion of Wolfe Island and its surrounding waters; particularly the waters between the Island and the mainland where the underwater cable is proposed to be located, known locally as the "Lower Gap". The mainland portion of the Study Area is essentially a corridor (roughly 1.3 to 2 km wide) stretching from the Lower Gap shoreline, north to the Gardiner Transformer Station. The geographic coordinates of the Study Area are approximately 44°5'25" to 44°16'43"N and 76°19'17" to 76°34'40"W

**Reference: Wolfe Island Wind Project**

The development of the ERR for the project includes an extensive consultation program. As part of this process we have included the Mohawks of the Bay of Quinte.

Currently, the Project team is in the process of collecting and analyzing environmental information, planning a round of Public Open Houses, and working to develop a preliminary layout for the turbines and ancillary facilities. Stantec has included your agency on our contact list as a means of keeping you informed of key activities in the Project. CREC and Stantec would like to take this opportunity to extend our thanks for your participation in this renewable energy initiative.

Please contact the undersigned with any comments or questions the Union of Ontario Indians has regarding the project. Stantec has included your agency on our contact list a means of keeping you informed of key activities in the Project.

Please do not hesitate to contact me if you have any questions or need further information.

Sincerely,

**Stantec Consulting Ltd.**

A handwritten signature in black ink, appearing to read 'R. Nadolny', with a horizontal line underneath.

Rob Nadolny  
Senior Project Manager  
Tel: (519) 836-6050  
Fax: (519) 836-2493  
rnadolny@stantec.com

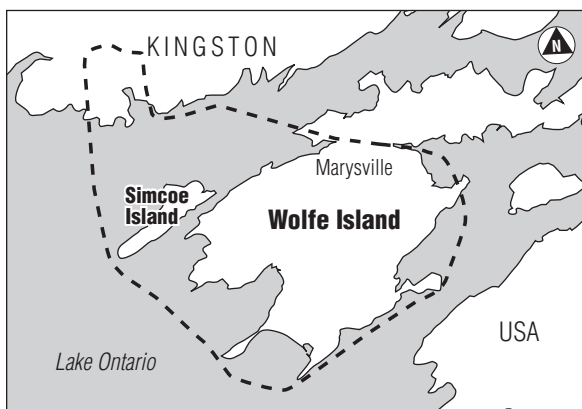
Attachment: Notice of Modification and map of Project Location and Study Area

# Notice of Modification to an Environmental Screening WOLFE ISLAND WIND PROJECT

Canadian Hydro Developers, Inc. ("Canadian Hydro"), through its wholly owned subsidiary Canadian Renewable Energy Corporation and in association with the Ontario Wind Energy Partners Limited Partnership ("OWEP"), which is a Limited Partnership consisting of Gaia Power, Inc. (Kingston, ON), Skypower Corp. (Toronto, ON), and Citizens Energy Corporation (Boston, MASS), is proposing to develop a wind plant on Wolfe and Simcoe Islands in the Township of Frontenac Islands, near Kingston, Ontario.

As originally conceived, Canadian Hydro and OWEP were pursuing two independent wind projects. However, in the interest of increasing competitiveness and minimizing costs, the two Companies have decided to develop one, integrated project. It is intended that Canadian Hydro will be the project lead.

Thus, on the basis of an integrated project, Canadian Hydro and OWEP are proposing to develop a wind plant designed to generate between 150 to 200 megawatts ("MW") of renewable energy. Depending upon the final wind turbine configuration, 65 to 135 turbines would be placed strategically throughout the general area of study (see figure). A power line, substation, and other ancillary facilities are also proposed as part of the project and will assist in connecting the project electrically to the mainland.



— — General Area of Study

Canadian Hydro has retained Acres International Limited ("Acres") to prepare an Environmental Screening Report ("ESR") as required under Ontario Regulation 116/01 of the *Environmental Assessment Act*. The ESR is being completed as required for a Category B project under the Ministry of the Environment's Environmental Screening Process for electricity projects as outlined in their "Guide to Environmental Assessment Requirements for Electricity Projects (March 2001)".

As applicable, the Wolfe Island Wind Project will also have regard for federal requirements. Canadian Hydro and Acres will work with the appropriate federal agencies to ensure the project meets the requirements for a screening level study under the *Canadian Environmental Assessment Act*.

At this time Acres is finalizing the ESR based upon an integrated project between Canadian Hydro and OWEP, which will be made available to stakeholders for review and comment. In the interim, in order to ensure that the appropriate environmental protection measures are incorporated into the project design, your input and questions are encouraged. To provide the study team with your comments, or for further information, please call Acres at 905.374.5200 or visit us at [www.wolfeislandwind.com](http://www.wolfeislandwind.com). Written comments can also be mailed to:

Trion Clarke  
Environmental Specialist  
Acres International Ltd.  
4342 Queen Street, P.O. Box 1001  
Niagara Falls, Ontario  
L2E 6W1

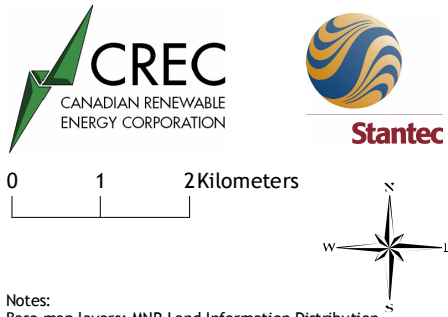
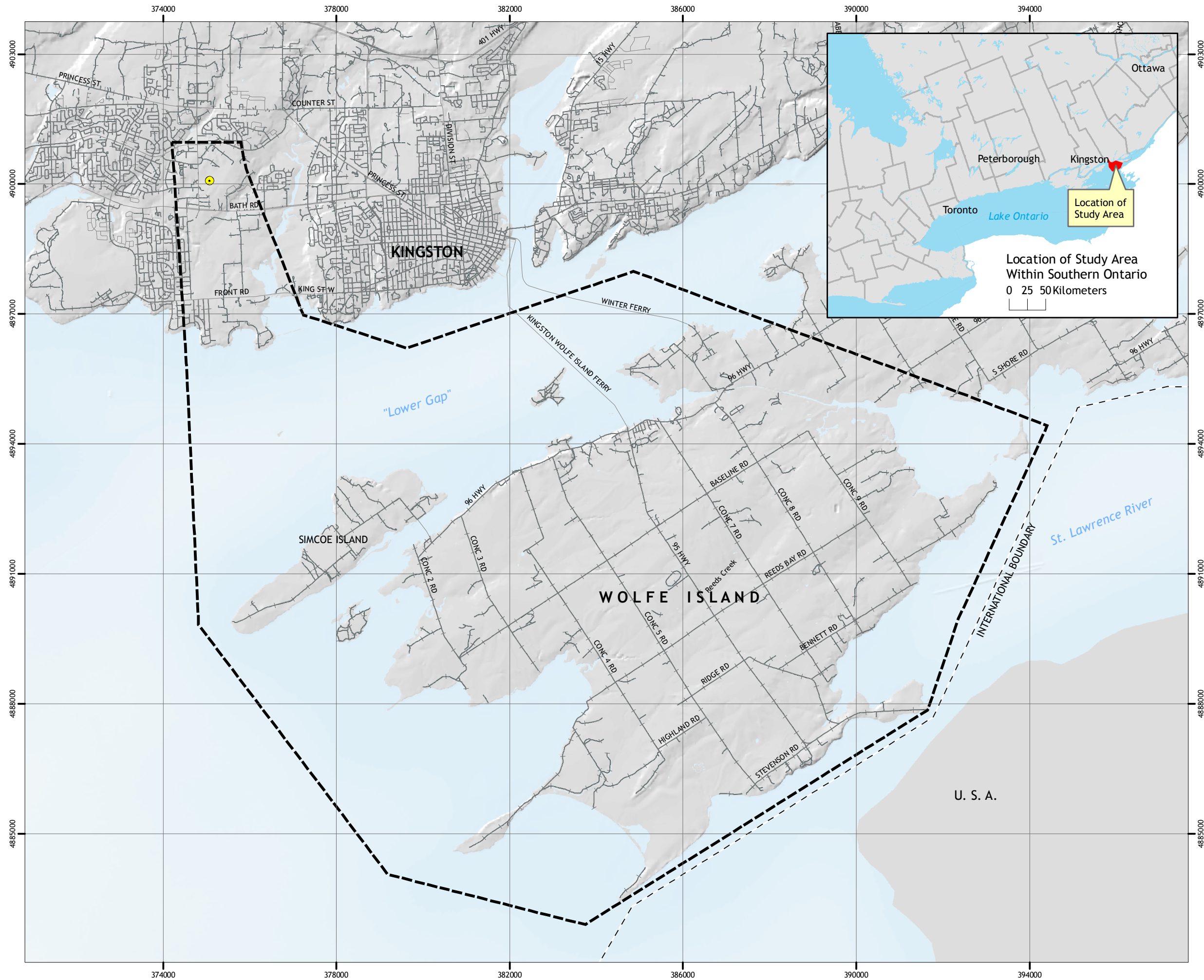
Geoff Carnegie  
Manager, Ontario Projects  
Canadian Hydro Developers, Inc.  
52 Hilldale Cres.  
Guelph, Ontario  
N1G 4B8

e-mail: [comments@wolfeislandwind.com](mailto:comments@wolfeislandwind.com)  
Fax: 905.374.1157

Canadian Hydro and Acres will make additional information about the Wolfe Island Wind Project available as the project progresses. At this time, it is intended that information will be distributed through the project's website and in local papers.

Information will be collected and used in accordance with the *Freedom of Information and Protection of Privacy Act*, and solely for the purpose of assisting Canadian Hydro in meeting environmental assessment and local planning requirements. This material will be maintained on file for use during the study and may be included in project documentation. With the exception of personal information all comments will become part of the public record.





Notes:  
Base map layers: MNR Land Information Distribution Service (LIDS).

- Legend
- Study Area
  - Gardiner Transformer Station

## WOLFE ISLAND WIND PROJECT

FIGURE NO.

1.1

# Project Location and Study Area

FILE:  
60960056\_01.mxd

PROJECT NUMBER  
60960056

REV. NO. SHEET NO. SCALE:  
0 1 OF 1 1:85,000

DRAWN BY:  
AM

MARCH 2006



June 19, 2006

RECEIVED

JUN 23 2006

Rob Nadolny  
Senior Project Manager  
Stantec Consulting Ltd.  
361 Southgate Drive  
Guelph, Ontario  
N1G 3M5

Dear Mr. Nadolny:

**Subject: Wolfe Island Wind Project**

The Union of Ontario Indians is in receipt of your notice received June 19<sup>th</sup>, 2006 with respect to the above noted initiative of the Canadian Renewable Energy Corporation in the undertaking of an Environmental Review Report. Your notice outlines some details related to ERR under Regulation 116/01 of the Ontario *Environmental Assessment Act*.

This letter re-confirms that under no circumstance should any of the correspondence exchanged between representatives from this organization and the Canadian Renewable Energy Corporation related to the above noted initiative be characterized or construed as a consultation with this organization, its member First Nations or the members of those First Nations. This letter shall serve as evidence that there was no consultation.

We maintain that Aboriginal and treaty rights and any First Nations' interest in its traditional territory, including its resources, cannot be abrogated, derogated or infringed in any way by any government legislation, regulation, policy or initiative.

Section 35 of the *Constitution Act, 1982* recognizes and affirms Aboriginal and treaty rights, and in doing so, it protects both the content of these rights and requires a process of consultation and accommodation.

According to recent decisions of the Supreme Court of Canada, in order to trigger constitutional obligations around meaningful consultation and accommodation, First Nations are not required to prove the existence of section 35 rights in a court of law. Instead, First Nations must demonstrate a "prima facie" case for the existence of a section 35 right.

# UNION OF ONTARIO INDIANS

Head Office: Nipissing First Nation, P.O. Box 711, North Bay, ON P1B 8J8 Phone: (705) 497-9127 Fax: (705) 497-9135



In light of the high standard that has been set in law and by the Courts for governments to consult with First Nations, we are recommending that you meet with all Anishinabek First Nation communities whose traditional territory may be affected by this initiative. It is only through direct discussions with Anishinabek First Nation communities that you will be able to work towards the development of a meaningful consultation process with each individual First Nation.

However, your correspondence on the above issue is not satisfaction of any legal obligation of the government to consult with First Nations.

Yours truly,



Allan Dokis  
Intergovernmental Affairs Director

Copy to: Geoff Carnegie, Canadian Hydro Developers  
Trion Clarke, Acres International Ltd.

---

Stantec Consulting Ltd.

361 Southgate Drive

Guelph ON N1G 3M5

Tel: (519) 836-6050 Fax: (519) 836-2493

[stantec.com](http://stantec.com)



**Stantec**

March 9, 2007

Allan Dokis

Union of Ontario Indians

Nipissing First Nation P.O. Box 711

North Bay ON N1G 3M5

**RE: Notice of Environmental Review Report and Public Open Houses**  
**Wolfe Island Wind Project**

Dear Allan Dokis,

Further to our earlier correspondence on the above-captioned project, Canadian Renewable Energy Corporation ("CREC"), a wholly owned subsidiary of Canadian Hydro Developers, Inc., and Stantec Consulting Ltd. ("Stantec") will be conducting two Public Open Houses regarding the Wolfe Island Wind Project (see attachment).

CREC has retained Stantec to complete the Environmental Screening Process ("ESP") for a Category B Project, as required under Ontario Regulation 116/01 of the *Environmental Assessment Act*. The ESP is described in the Ministry of the Environment's *Guide to Environmental Assessment Requirements for Electricity Projects, March 2001* ("EA Guide"). The EA Guide is available electronically on the Ministry's website:  
<http://www.ene.gov.on.ca/envision/gp/4021e.pdf>.

As outlined in the EA Guide, there are two possible stages of review required under the ESP: Screening and Environmental Review. All projects subject to the ESP are required to go through the Screening stage, with the Environmental Review stage required if a project warrants more detailed study and assessment.

During the Screening stage, CREC voluntarily elevated the Wolfe Island Wind Project to an Environmental Review in response to the more detailed studies being undertaken for the Project. Stantec is therefore preparing an Environmental Review Report to assist with environmental and planning aspects of the Project. CREC and Stantec are also in the process of working with federal authorities to ensure the project fulfills applicable federal permits and approvals as well as the *Canadian Environmental Assessment Act*.

Building upon the above information, you are invited to attend the Public Open House(s) to provide comments and/or ask questions regarding responsible development of the wind resource at Wolfe Island. Representatives from both CREC and Stantec will be available to answer questions and receive comments. Although the two Public Open Houses will provide

March 9, 2007

**RE: Notice of Environmental Review Report and Public Open Houses  
Wolfe Island Wind Project**

identical information, they have been scheduled to provide persons and organizations with the flexibility to choose a date and location that is most convenient for them. The Public Open Houses will be held:

**When:** Tuesday, 27 March, 2007  
**Time:** 6:00 to 9:00 p.m.  
**Where:** Sacred Heart Catholic School  
57 Highway 95, Wolfe Island

**When:** Wednesday, 28 March, 2007  
**Time:** 6:00 to 9:00 p.m.  
**Where:** Ambassador Conference Resort  
1550 Princess St., Kingston

We hope that you will attend the Open House(s), however, if you are unable to join us we welcome your input. To provide the study team with your comments, or for further information, please contact Stantec at **(519) 836-6050**, via email at **comments@wolfeislandwind.com**, or visit the project website at [www.wolfeislandwind.com](http://www.wolfeislandwind.com).

CREC and Stantec would like to take this opportunity to extend our thanks for your participation in this renewable energy initiative.

Sincerely,

**STANTEC CONSULTING LTD.**



**Kara Hearne**  
Project Manager  
Stantec Consulting Ltd.  
519-836-6050  
519-836-2493

encl.: Notice of Commencement of an Environmental Review / Public Open Houses

*Information will be collected and used in accordance with the Freedom of Information and Protection of Privacy Act, and solely for the purpose of assisting CREC in meeting environmental assessment and local planning requirements. This material will be maintained on file for use during the study and may be included in project documentation. With the exception of personal information, all comments will become part of the public record.*



---

Stantec Consulting Ltd.

361 Southgate Drive

Guelph ON N1G 3M5

Tel: (519) 836-6050 Fax: (519) 836-2493

[stantec.com](http://stantec.com)



---

**Stantec**

March 9, 2007

Hazel Trudeau

Union of Ontario Indians, Nipissing First Nation

Nipissing First Nation

P.O. Box 711

North Bay Ontario P1B 8J8

**RE: Notice of Environmental Review Report and Public Open Houses**  
**Wolfe Island Wind Project**

Dear Hazel Trudeau,

Further to our earlier correspondence on the above-captioned project, Canadian Renewable Energy Corporation ("CREC"), a wholly owned subsidiary of Canadian Hydro Developers, Inc., and Stantec Consulting Ltd. ("Stantec") will be conducting two Public Open Houses regarding the Wolfe Island Wind Project (see attachment).

CREC has retained Stantec to complete the Environmental Screening Process ("ESP") for a Category B Project, as required under Ontario Regulation 116/01 of the *Environmental Assessment Act*. The ESP is described in the Ministry of the Environment's *Guide to Environmental Assessment Requirements for Electricity Projects, March 2001* ("EA Guide"). The EA Guide is available electronically on the Ministry's website:  
<http://www.ene.gov.on.ca/envision/gp/4021e.pdf>.

As outlined in the EA Guide, there are two possible stages of review required under the ESP: Screening and Environmental Review. All projects subject to the ESP are required to go through the Screening stage, with the Environmental Review stage required if a project warrants more detailed study and assessment.

During the Screening stage, CREC voluntarily elevated the Wolfe Island Wind Project to an Environmental Review in response to the more detailed studies being undertaken for the Project. Stantec is therefore preparing an Environmental Review Report to assist with environmental and planning aspects of the Project. CREC and Stantec are also in the process of working with federal authorities to ensure the project fulfills applicable federal permits and approvals as well as the *Canadian Environmental Assessment Act*.

Building upon the above information, you are invited to attend the Public Open House(s) to provide comments and/or ask questions regarding responsible development of the wind resource at Wolfe Island. Representatives from both CREC and Stantec will be available to

March 9, 2007

**RE: Notice of Environmental Review Report and Public Open Houses  
Wolfe Island Wind Project**

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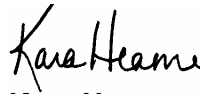
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**Time:** 6:00 to 9:00 p.m.  
**Where:** Ambassador Conference Resort  
1550 Princess St., Kingston

We hope that you will attend the Open House(s), however, if you are unable to join us we welcome your input. To provide the study team with your comments, or for further information, please contact Stantec at **(519) 836-6050**, via email at **comments@wolfeislandwind.com**, or visit the project website at [www.wolfeislandwind.com](http://www.wolfeislandwind.com).

CREC and Stantec would like to take this opportunity to extend our thanks for your participation in this renewable energy initiative.

Sincerely,

**STANTEC CONSULTING LTD.**



**Kara Hearne**  
Project Manager  
Stantec Consulting Ltd.  
519-836-6050  
519-836-2493

encl.: Notice of Commencement of an Environmental Review / Public Open Houses

*Information will be collected and used in accordance with the Freedom of Information and Protection of Privacy Act, and solely for the purpose of assisting CREC in meeting environmental assessment and local planning requirements. This material will be maintained on file for use during the study and may be included in project documentation. With the exception of personal information, all comments will become part of the public record.*

Stantec Consulting Ltd.  
361 Southgate Drive  
Guelph ON N1G 3M5  
Tel: (519) 836-6050 Fax: (519) 836-2493  
[stantec.com](http://stantec.com)



July 11, 2006  
File: 160960180

Union of Ontario Indians  
Nipissing First Nation  
P.O. Box 711  
North Bay ON P1B 8J8

**Attention: Allan Dokis, Intergovernmental Affairs Director**

Dear Mr. Dokis:

**Reference: Wolfe Island Wind Project**

Thank you for your letter of 19 June 2006 regarding Canadian Renewable Energy Corporation's ("CREC") Environmental Screening Process ("ESP"), under Ontario Regulation 116/01 of the Ontario *Environmental Assessment Act*, for the Wolfe Island Wind Project (the "Project"). Our purpose in writing to the Union of Ontario Indians was to solicit input on the relevant First Nations groups who may have a legitimate interest in the area near our proposed project, not to claim that such correspondence is consultation, which is, as you state, the responsibility of the relevant governments.

We have implemented a comprehensive consultation program for the Project that has been designed to be informative and responsive and will address the requirements set out in the ESP and the *Canadian Environmental Assessment Act* as appropriate. Our research and feedback from Indian and Northern Affairs Canada has indicated that the Mohawks of the Bay of Quinte is the appropriate First Nation community to consult with for this Project. As such, our First Nations consultation efforts under the ESP will continue to involve the Mohawks of the Bay of Quinte.

We continue to be interested in any input from the relevant First Nations so that we can work to identify and address any potential issues under the ESP in a meaningful manner. We will continue to consult with the Mohawks of the Bay of Quinte and would welcome your comments as to any additional specific First Nations that may have traditional territories within our area of study.

Please do not hesitate to contact me if you have any questions or comments as part of the ESP, or need further information.

Sincerely,

**Stantec Consulting Ltd.**

Rob Nadolny  
Senior Project Manager  
Tel: (519) 836-6050  
Fax: (519) 836-2493  
[rnadolny@stantec.com](mailto:rnadolny@stantec.com)

cc. Geoff Carnegie, CREC





**Stantec**

December 13, 2006  
File: 160960180

Association of Iroquois and Allied Indians  
387 Princess Ave.  
London ON N6B 2A7

**Attention: Rolanda Elijah**

Dear Ms. Elijah:

**Reference: Wolfe Island Wind Project**

Canadian Hydro Developers, Inc., through its wholly owned subsidiary Canadian Renewable Energy Corporation ("CREC") is proposing to develop a 197.8 megawatt ("MW") wind plant on Wolfe Island, County of Frontenac. The plant is known as the Wolfe Island Wind Project (the "Project"). CREC is currently working with Stantec Consulting Ltd. ("Stantec") to undertake preparation of an Environmental Review Report ("ERR") under Ontario Regulation 116/01 of the Ontario *Environmental Assessment Act* ("EA Act"). CREC is also working with federal authorities to ensure the Project fulfills applicable federal permits and approvals as well as the *Canadian Environmental Assessment Act* ("CEA Act").

Enclosed is the "Notice of Modification" for the Project; however please note that Stantec is now the lead consultant for the ERR. A brief description of the Project and the study area is also attached, with a map of the Project location. Additional information, including a detailed Project description, can be found on the Wolfe Island Wind Project website at [www.wolfeislandwind.com](http://www.wolfeislandwind.com).

The development of the ERR for the Project includes an extensive stakeholder consultation program that has been designed to address the requirements of the Environmental Screening Process ("ESP") under Ontario Regulation 116/01 of the EA Act, and the CEA Act as appropriate. As part of the ESP, and as suggested by Indian and Northern Affairs Canada, we have contacted the Mohawks of the Bay of Quinte. The Ontario Secretariat for Aboriginal Affairs suggested that we also contact the Association of Iroquois and Allied Indians to solicit input on any other relevant First Nations groups within your Association who may have an interest in the area near the proposed Project, either as part of their traditional territories or through other claims.

**Reference: Wolfe Island Wind Project**

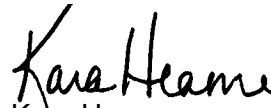
We will consider any input from the relevant members of your association, among others, so that we can work to identify and address any potential issues during the development of the ERR in a meaningful manner.

Currently, the Project team is in the process of collecting and analyzing environmental information, planning a round of Public Open Houses, and working to develop a preliminary layout for the turbines and ancillary facilities. Stantec has included your Association on our contact list as a means of keeping you informed of key activities in the Project. CREC and Stantec would like to take this opportunity to extend our thanks for your participation in this renewable energy initiative.

Please contact the undersigned with any comments or questions the Association of Iroquois and Allied Indians has regarding the Project, or if further information is required.

Sincerely,

**Stantec Consulting Ltd.**



Kara Hearne  
Project Manager  
Tel: (519) 836-6050  
Fax: (519) 836-2493  
kara.hearne@stantec.com

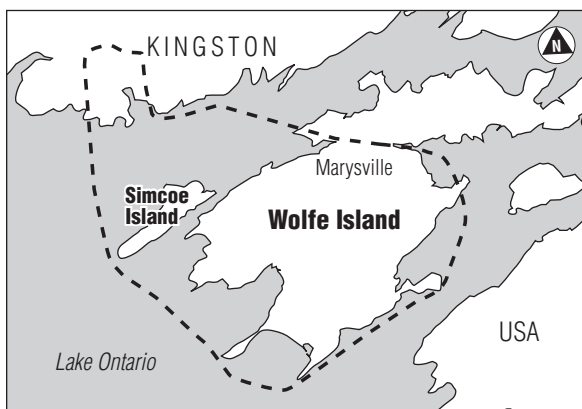
Attachments: Notice of Modification  
Brief Description of the Project and Study Area  
Map of Project Location and Study Area

# Notice of Modification to an Environmental Screening WOLFE ISLAND WIND PROJECT

Canadian Hydro Developers, Inc. ("Canadian Hydro"), through its wholly owned subsidiary Canadian Renewable Energy Corporation and in association with the Ontario Wind Energy Partners Limited Partnership ("OWEP"), which is a Limited Partnership consisting of Gaia Power, Inc. (Kingston, ON), Skypower Corp. (Toronto, ON), and Citizens Energy Corporation (Boston, MASS), is proposing to develop a wind plant on Wolfe and Simcoe Islands in the Township of Frontenac Islands, near Kingston, Ontario.

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Thus, on the basis of an integrated project, Canadian Hydro and OWEP are proposing to develop a wind plant designed to generate between 150 to 200 megawatts ("MW") of renewable energy. Depending upon the final wind turbine configuration, 65 to 135 turbines would be placed strategically throughout the general area of study (see figure). A power line, substation, and other ancillary facilities are also proposed as part of the project and will assist in connecting the project electrically to the mainland.



— — General Area of Study

Canadian Hydro has retained Acres International Limited ("Acres") to prepare an Environmental Screening Report ("ESR") as required under Ontario Regulation 116/01 of the *Environmental Assessment Act*. The ESR is being completed as required for a Category B project under the Ministry of the Environment's Environmental Screening Process for electricity projects as outlined in their "Guide to Environmental Assessment Requirements for Electricity Projects (March 2001)".

As applicable, the Wolfe Island Wind Project will also have regard for federal requirements. Canadian Hydro and Acres will work with the appropriate federal agencies to ensure the project meets the requirements for a screening level study under the *Canadian Environmental Assessment Act*.

At this time Acres is finalizing the ESR based upon an integrated project between Canadian Hydro and OWEP, which will be made available to stakeholders for review and comment. In the interim, in order to ensure that the appropriate environmental protection measures are incorporated into the project design, your input and questions are encouraged. To provide the study team with your comments, or for further information, please call Acres at 905.374.5200 or visit us at [www.wolfeislandwind.com](http://www.wolfeislandwind.com). Written comments can also be mailed to:

Trion Clarke  
Environmental Specialist  
Acres International Ltd.  
4342 Queen Street, P.O. Box 1001  
Niagara Falls, Ontario  
L2E 6W1

Geoff Carnegie  
Manager, Ontario Projects  
Canadian Hydro Developers, Inc.  
52 Hilldale Cres.  
Guelph, Ontario  
N1G 4B8

e-mail: [comments@wolfeislandwind.com](mailto:comments@wolfeislandwind.com)  
Fax: 905.374.1157

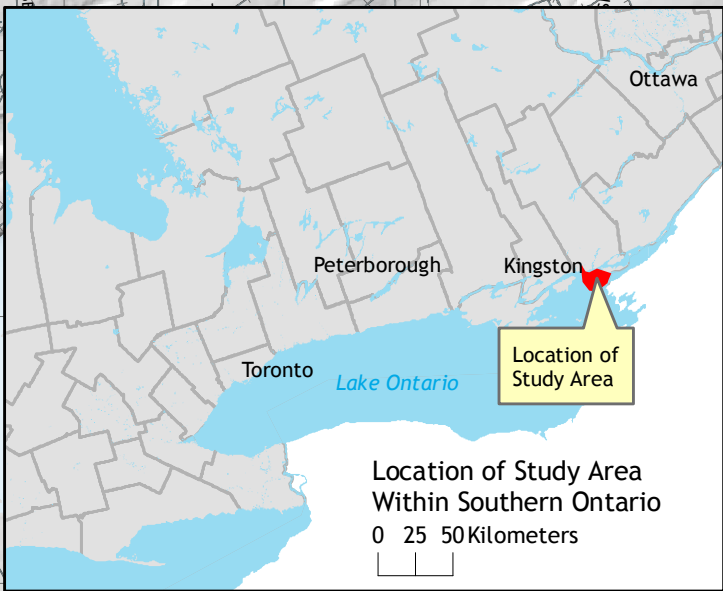
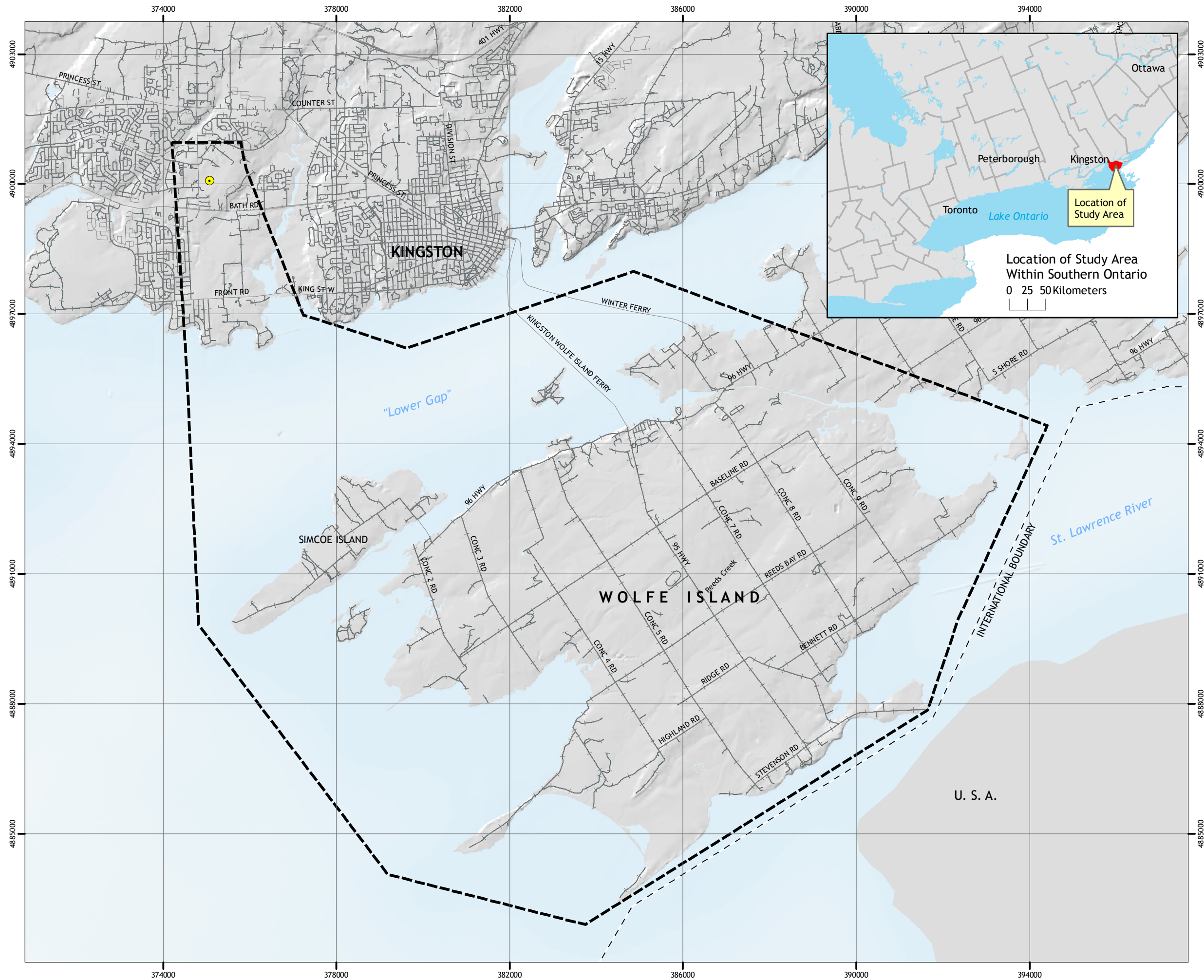
Canadian Hydro and Acres will make additional information about the Wolfe Island Wind Project available as the project progresses. At this time, it is intended that information will be distributed through the project's website and in local papers.

Information will be collected and used in accordance with the *Freedom of Information and Protection of Privacy Act*, and solely for the purpose of assisting Canadian Hydro in meeting environmental assessment and local planning requirements. This material will be maintained on file for use during the study and may be included in project documentation. With the exception of personal information all comments will become part of the public record.

## **Brief Description of the Wolfe Island Wind Project and Study Area**

The Wolfe Island Wind Project (the "Project") is situated in the Township of Frontenac Islands, County of Frontenac, Province of Ontario. As proposed, the Project will consist of 86 wind turbines generating 197.8 megawatts of renewable electricity, strategically placed within the study area on Wolfe Island (see attached map). Ancillary facilities include access roads, a transformer station, an operations and maintenance building and yard, provincial grid interconnection facilities, land-based transmission lines and an underwater electrical cable across the "Lower Gap" between Wolfe Island and Kingston, where a transmission line will connect with the provincial electricity grid.

The Study Area for the Environmental Review Report includes the western portion of Wolfe Island and its surrounding waters; particularly the waters between the Island and the mainland where the underwater cable is proposed to be located, known locally as the "Lower Gap". The mainland portion of the study area is essentially a corridor (roughly 1.3 to 2 km wide) stretching from the Lower Gap shoreline, north to the Gardiner Transformer Station. The geographic coordinates of the study area are approximately 44°5'25" to 44°16'43"N and 76°19'17" to 76°34'40"W.



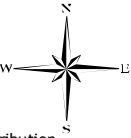


**CREC**  
CANADIAN RENEWABLE  
ENERGY CORPORATION



**Stantec**

012 Kilometers



Notes:  
Base map layers: MNR Land Information Distribution  
Service (LIDS).

**Legend**

 Study Area

 Gardiner Transformer Station

## WOLFE ISLAND WIND PROJECT

FIGURE NO.

**1.1**

# Project Location and Study Area

FILE:  
60960056\_01.mxd

PROJECT NUMBER  
60960056

REV. NO. SHEET NO. SCALE:  
0 1 OF 1 1:85,000

DRAWN BY:  
AM

MARCH 2006

# Fax Cover Sheet

|               |                |
|---------------|----------------|
| Name:         | Kara Hearn     |
| Organization: | Stantec        |
| Fax:          | (59) 836-2493  |
| Phone:        | (519) 836-6250 |
| From:         | AIAI           |
| Date:         | Jan. 23/07.    |
| Subject:      | Wolfe Island   |
| Pages:        | 3              |

☐ Original Sent In Mail

**Urgent**

**Reply ASAP**

☐ Please Comment

~~☐~~ For Your Records

**Comments:**

From the desk of...  
**Rolanda Elijah**  
 Director of Intergovernmental Affairs  
**Association of Iroquois and Allied Indians**  
 387 Princess Avenue  
 London, Ontario  
 N6B 2A7  
 (519) 434-2761  
[reliah@aiaii.on.ca](mailto:reliah@aiaii.on.ca)



**Association of Iroquois and Allied Indians  
Ontario Environmental Assessment Act  
Fax Back Form**

Date: Jan. 23/2007

To: Kara Heame  
Project Manager  
Stantec Consulting Ltd.  
361 Southgate Drive  
Guelph, ON, N1G 3M5  
(F) (519) 836-2493

Re: Wolfe Island Wind Project

We are in receipt of documentation produced under the Environmental Assessment Act for our review and comment.

We understand that your role in the environmental assessment process is primarily technical and that our concerns, which are Aboriginal rights, socio-economic and indigenous knowledge-based, are to fit within established scientific, technological and policy frameworks established by the Province of Ontario. We are of the view that this framework is invalid as it has been developed without input or consultation of First Nations.

Our organization receives no federal or provincial funding in helping to facilitate a mutual understanding of environmental concerns between proponents and our member First Nations. Based on this lack of understanding, funding and resources, we are only able to state that we do have member First Nations whose traditional hunting and gathering areas may be affected by this project.

Our organization and Member Nations are usually open to participating in sustainable planning processes. However, the current federal and provincial policy practices in this policy area are left to the goodwill of proponents, in terms of collaborating with First Nations, and in identifying potential First Nation issues and incorporating these into the overall planning processes.



The Proponent should be aware that while aboriginal people are listed as "stakeholders" in environmental assessment processes, this is only partially correct. First Nations people have collective constitutional rights, including land rights, hunting, gathering and fishing rights. Furthermore, the scope, practice and recognition of these rights in southern and central Ontario is an outstanding issue between the provincial and federal governments and our Member Nations.

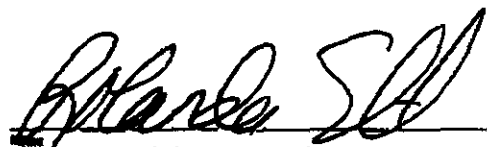
Our comments on documents produced under the current Environmental Assessment Act are as follows:

- It is our experience that when First Nations are approached respectfully and referenced in an appropriate way, that this overall approach tends to lead to more positive dialogue.
- In proposed land use situations, First Nations may seek legal remedies before the courts. Unfortunately, we have no funds or authority to adequately screen or advise when these situations may arise.
- We currently do not have the capacity to address the methodology developed for the siting criteria and technological alternatives. We hope that the Proponent would use discretion in considering the selection of a site and technology that may interfere with the exercise of First Nations rights and interests, e.g. First Nation harvesting for consumption purposes
- While the provincial EA legislation and EA practice may put the onus on the Proponent to consult First Nations, federal and provincial Crowns do have a role in upholding the rights of First Nations, and a duty to consult. The provincial and federal governments' duty currently exists in common law and is not reflected in Ontario EA legislation or the Canada-Ontario Agreement Regarding Environmental Assessment.
- As a safeguard, we suggest flexibility in the development and application of the Terms of Reference to accommodate for any potential aboriginal intervention or interests.
- Based on archeological finds, it may be necessary to consult with other First Nation groups that have not been presently identified by the Ontario Aboriginal Affairs Secretariat or Indian and Northern Affairs Canada. First Nation groups that currently reside in the Province of Quebec may also have an interest in projects located in Ontario.

We thank you for taking the time to contact our organization and regret that we are not able to provide you with more assistance. If you have further questions or concerns please feel free to contact our office at (519) 434-2761.

For any policy or legislative concerns that you may have please contact the Ministry of the Environment and/or the Canadian Environmental Assessment Agency.

Sincerely,



on behalf of the Association of Iroquois and Allied Indians

*Director of Intergovernmental Affairs*

c: Canadian Environmental Assessment Agency, Ontario Region, Louise Knox  
Ministry of the Environment, EAAB, Director, James O'Mara  
Ontario Secretariat for Aboriginal Affairs, ADM & Secretary, Doug Carr





**Stantec**

March 8, 2007

Rolanda Elijah  
Association of Iroquois and Allied Indians  
387 Princess Ave  
London ON N6B 2A7

**RE: Notice of Environmental Review Report and Public Open Houses**  
**Wolfe Island Wind Project**

Dear Rolanda Elijah,

Further to our earlier correspondence on the above-captioned project, Canadian Renewable Energy Corporation ("CREC"), a wholly owned subsidiary of Canadian Hydro Developers, Inc., and Stantec Consulting Ltd. ("Stantec") will be conducting two Public Open Houses regarding the Wolfe Island Wind Project (see attachment).

CREC has retained Stantec to complete the Environmental Screening Process ("ESP") for a Category B Project, as required under Ontario Regulation 116/01 of the *Environmental Assessment Act*. The ESP is described in the Ministry of the Environment's *Guide to Environmental Assessment Requirements for Electricity Projects, March 2001* ("EA Guide"). The EA Guide is available electronically on the Ministry's website:  
<http://www.ene.gov.on.ca/envision/gp/4021e.pdf>.

As outlined in the EA Guide, there are two possible stages of review required under the ESP: Screening and Environmental Review. All projects subject to the ESP are required to go through the Screening stage, with the Environmental Review stage required if a project warrants more detailed study and assessment.

During the Screening stage, CREC voluntarily elevated the Wolfe Island Wind Project to an Environmental Review in response to the more detailed studies being undertaken for the Project. Stantec is therefore preparing an Environmental Review Report to assist with environmental and planning aspects of the Project. CREC and Stantec are also in the process of working with federal authorities to ensure the project fulfills applicable federal permits and approvals as well as the *Canadian Environmental Assessment Act*.

Building upon the above information, you are invited to attend the Public Open House(s) to provide comments and/or ask questions regarding responsible development of the wind resource at Wolfe Island. Representatives from both CREC and Stantec will be available to answer questions and receive comments. Although the two Public Open Houses will provide

March 8, 2007

**RE: Notice of Environmental Review Report and Public Open Houses  
Wolfe Island Wind Project**

identical information, they have been scheduled to provide persons and organizations with the flexibility to choose a date and location that is most convenient for them. The Public Open Houses will be held:

**When:** Tuesday, 27 March, 2007  
**Time:** 6:00 to 9:00 p.m.  
**Where:** Sacred Heart Catholic School  
57 Highway 95, Wolfe Island

**When:** Wednesday, 28 March, 2007  
**Time:** 6:00 to 9:00 p.m.  
**Where:** Ambassador Conference Resort  
1550 Princess St., Kingston

We hope that you will attend the Open House(s), however, if you are unable to join us we welcome your input. To provide the study team with your comments, or for further information, please contact Stantec at **(519) 836-6050**, via email at **comments@wolfeislandwind.com**, or visit the project website at [www.wolfeislandwind.com](http://www.wolfeislandwind.com).

CREC and Stantec would like to take this opportunity to extend our thanks for your participation in this renewable energy initiative.

Sincerely,

**STANTEC CONSULTING LTD.**



**Kara Hearne**  
Project Manager  
Stantec Consulting Ltd.  
519-836-6050  
519-836-2493

encl.: Notice of Commencement of an Environmental Review / Public Open Houses

*Information will be collected and used in accordance with the Freedom of Information and Protection of Privacy Act, and solely for the purpose of assisting CREC in meeting environmental assessment and local planning requirements. This material will be maintained on file for use during the study and may be included in project documentation. With the exception of personal information, all comments will become part of the public record.*

## **Appendix B**

### **Release of Draft EA to Notice of Completion: General Project Comments**



**Association of Iroquois and Allied Indians  
Ontario Environmental Assessment Act  
Fax Back Form**

Date: July 13th

Kara Hearne  
Project Manager  
Stantec Consulting Ltd.  
361 Southgate Drive  
Guelph, Ontario, Canada  
N1G 3M5  
(519) 836 2493

Re:

Notice of Environmental Review Report and Public Open Houses Wolfe  
Island Wind Project

We are in receipt of documentation produced under the Ontario Environmental Assessment Act for our review and comment. Please accept this letter as a response to your invitation and not an act of consultation. We cannot and do not consider this response letter to be consultation as we are not mandated to consult on behalf of our member nations. Our involvement as a representative for the First Nations occurs when invited by one of our member First Nations to do so. Consultation should always occur with the First Nation(s) specifically impacted.

As an association, we understand that your role in the environmental assessment process is primarily technical and that our concerns, which are Aboriginal rights, socio-economic and indigenous knowledge-based, are to fit within established scientific, technological and policy frameworks established by the Province of Ontario. We are of the view that this framework is invalid as it has been developed without input or consultation with First Nations.

Our organization receives no federal or provincial funding in helping to facilitate a mutual understanding of environmental concerns between proponents and our member First Nations. Based on this lack of understanding, funding and resources, we are only able to state that we do have member First Nations whose traditional hunting and gathering areas may be affected by this project.

Our organization and Member Nations are usually open to participating in sustainable planning processes. However, the current federal and provincial practices in this policy area are left to the goodwill of proponents, in terms of collaborating with First Nations, and in identifying potential First Nation issues and incorporating these into the overall planning processes.

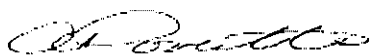
Aboriginal people are listed as "stakeholders" in environmental assessment processes, however this is only partially correct. First Nations people have collective constitutional rights, including land rights, hunting, gathering and fishing rights. The practice and recognition of these rights in southern and central Ontario is an outstanding issue between the provincial and federal governments and our member Nations. Therefore, in proposed land use situations, First Nations can seek legal remedies before the courts, including legal injunctions and other judicial intervention.

Our comments on documents produced under the current Environmental Assessment Act are as follows:

- It is our experience that when First Nations are approached respectfully and referenced in an appropriate way, that this overall approach tends to lead to more positive dialogue.
- We currently do not have the capacity to address the methodology developed for the site selection criteria and technological alternatives, at this particular time. The Proponent should use discretion in considering the selection of a site and technology that may interfere with the exercise of First Nations rights, including treaty and rights to access to wild game, water, plants, fish and ceremonial areas etc. Consideration should be put towards treaty boundary lines, real and potential land claims, and First Nations communities in the surrounding area.
- While the provincial EA legislation and EA practice may put the onus on the Proponent to consult First Nations, federal and provincial Crowns do have a constitutional obligation to uphold the rights of First Nations, and a duty to consult. The provincial and federal governments may not be forthcoming regarding this duty, as this duty currently exists in common law and is not reflected in Ontario EA legislation; which needs to be updated.
- As a safeguard, we suggest that First Nations be directly involved in the development and application of the Terms of Reference to accommodate for any potential First Nation intervention or interests. This approach would be ideal for addressing any First Nation issues that may arise. For example, where there may be archaeological discoveries at a site, First Nations customs vary and the Proponent should be ready to address that situation with the appropriate First Nations, in an innovative or other culturally appropriate manner.
- Based on archeological finds, it may be necessary to consult with other First Nations that have not been presently identified by the Ministry of the Environment or the Ontario Aboriginal Affairs Secretariat. First Nations that currently reside in the Province of Quebec may also have an interest in projects located in Ontario.

We thank you for taking the time to contact our organization and regret that we are not able to provide you with more assistance. If you have further questions or concerns please contact our office at (519) 434-2761.

Sincerely,



Adriana Poulette B.A., M.A.  
Senior Policy Analyst and Government Relations Advisor  
The Association of Iroquois and Allied Indians



## Canadian Renewable Energy Corporation

A Wholly Owned Subsidiary of Canadian Hydro Developers, Inc.

18 June 2007

The Association of Iroquois and Allied Indians  
ATT: Adriana Poulette, B.A., M.A.  
Senior Policy Analyst and Government Relations Advisor  
387 Princess Avenue  
London, Ontario  
N6B 2A7

Sent by Email: [apoulette@aiai.on.ca](mailto:apoulette@aiai.on.ca)

Dear Ms. Poulette,

**RE: Wolfe Island Wind Project  
Notice of Environmental Review Report**

Thank you for your fax back form dated 13 July and received via our environmental consultant, Stantec Consulting Ltd., on 13 June 2007.

As set out in our original letter to the AIAI of 28 February 2007, we are currently in a dialogue with the Mohawks of Bay of Quinte. If the AIAI can suggest any other First Nation which should be included, we would appreciate that information.

More information regarding the Wolfe Island Wind Project is available on the Project's web site at [www.wolfeislandwind.com](http://www.wolfeislandwind.com), including a copy of the DRAFT Environmental Review Report (ERR), which is under the *Project Documents* tab.

If the AIAI has any questions or comments regarding the Wolfe Island Wind Project, please feel free to contact me anytime.

Sincerely,

**CANADIAN HYDRO DEVELOPERS, INC.**

Rob Miller  
Project Engineer

CANADIAN HYDRO DEVELOPERS, INC.

Trading Symbol TSX-KHD 190 Collingwood Street, Kingston, Ontario, Canada K7L 3X8  
Phone: 613.545.0215 Fax: 613.545.0692 [www.canhydro.com](http://www.canhydro.com)

## **Appendix C**

### **Comments on Draft EA**



# MOHAWKS OF THE BAY OF QUINTE



## KENHTEKE KANIENKEHA

June 22, 2007

Rob Miller  
Project Engineer  
190 Collingwood Street  
Kingston, ON  
K7L 3X8

Dear Mr. Miller,

Please find attached the comments on the Environmental Review Report. The report was very extensive, and has demonstrated significant socio-economic benefits in support of the project.

In regards to the Property Value Impact Study, The Assessment of Potential Effects of a Wind Plant on Tourism on Wolfe Island, and Economic Benefits Assessment on Wolfe Island, we have no negative comments regarding the findings from the reports.

The above shall not be construed so as to derogate from or abrogate any inherent, aboriginal, treaty, constitutional or legal rights of the Mohawks of the Bay of Quinte.

The Mohawks of the Bay of Quinte would like to extend our warm regards, and the best of luck with this project. Please keep us informed as the project evolves.

Sincerely,

Kristin Maracle  
Environmental Technical Services Officer  
Mohawks of the Bay of Quinte

Cc: Tyendinaga Mohawk Council

**VISION STATEMENT**  
Tyendinaga, as part of the Mohawk Nation, is a healthy, sustainable Kanienkehaka community, built on and united by our language, culture, traditions, knowledge and history. We exercise our rights and responsibilities for the protection of and respect for our people, our land, our resources and the environment.

13 Old York Road  
R.R.#1,  
Tyendinaga Mohawk Territory  
Ontario K0K 1X0  
Tel: 613-390-3424  
Fax: 613-390-3627  
Email: info@mohq-tmt.org  
www.mohq-tmt.org



## Wolfe Island Wind Project

### Environmental Review Report

With evidence of Climate Change currently in our weather patterns, it is obvious that there is a high demand for Renewable Energy. The temperatures are rising and there are unusual weather patterns, such as: hurricanes, flooding and drought. North American's should increase their usage of wind, water and biomass energy, to decrease the dependency on fossil fuels. With the Wolfe Island Wind Project being able to output enough energy to support up to 75,000 homes is phenomenal, as it will generate 537,000 MWh yearly. When looking at the environment as a whole, we are the ones that have to take it into our hands, to protect and renew it, for everything that is mentioned in this report; surface and groundwater quality, fish and fish habitat, air quality, wetlands, migratory birds, native species, species at risk, and the overall health and safety of our people.

It is stated in the report, that the Government of Ontario has a goal and principles of establishing a clean and healthy environment, economic growth, and strong communities for the long term. The development of the Wolfe Island Wind Project will, to a great extent, increase the chance of these goals and principles to be followed through.

The Environmental Review Report is very extensive, as it touches on every aspect, which the project may affect. The first concern is with the placement of the turbines in the south west corner of the project area. Turbines numbered 29-35 respectfully, are in a highly sensitive area, namely around: Provincially Significant Wetland, Rare Species Occurrence area, Area of Natural and Scientific Interest (ANSI) for Earth and Life. Initially there was a concern, by looking at the map, that the turbines and access roads were not set back enough from these sites. It is required that at least a 30m buffer be utilized when working around any waterway, and 100m away from provincially significant wetlands. This report is abiding by those setbacks, and then some. It is requesting 50m from a watercourse, and 120m from a provincially significant wetland. Although, the report has setbacks for those areas, it does not state how far the turbines and the access roads are going to be setback from the Rare Species Occurrence areas, and the Areas of Natural and Scientific Interest. It is suggested that these areas be assessed, on which rare species may be in the area, and mitigation measures taken to reduce the risk of potential harm.

In regards to the mitigation measures during, construction, when moving machinery from site to site, the operation of machinery, moving aggregates and machinery from mainland to the project site, and clean up, they are all set out properly, and should be followed as reported on. Due to the residents relying on the lake, river and groundwater for their drinking water, it is especially important, to impose the mitigation measures, and proper handling of materials when working and moving aggregates and machinery around waterways, by ensuring there are no fluid leaks, or disruption when doing so.

If water needs to be drawn from the lake for aid with concrete, it is suggested that the intake pump and hose it located away from any sensitive shoreline and fish spawning bed areas. To ensure this, consult with the Department of Fisheries and Oceans, to locate such areas, and to establish mitigation measures if needed.

In regards to the silt barriers around the wetlands during construction; to my understanding, the bottom 3-4 inches should be buried to ensure that sediment and other debris will not enter the wetland.

With the bird mortality and collision with the turbines, is a sensitive issue to the residents. It looks as though, there are some birds listed with the Species at Risk that could be affected by the turbines, they are at a somewhat higher risk, but potentially would not be harmed by the turbine blades. The mortality rate of any SAR species has to be kept to a minimum during this project, or any other project for that matter.

In reading the Environmental Review Report on the Wolfe Island Wind Project, I have found that the report fully describes every aspect of the project thoroughly. All the mitigation measures that are set out should be followed to ensure the safety of the residents, and the surround environment. As stated before, with Climate Change, now seen more and more in our everyday lives, the Wolfe Island Wind Project is a extraordinary project that will not only benefit us immediately, but will benefit our local environment as well. Hopefully other municipalities will invite a project, such as this, into their communities, to help promote the usage of renewable energy.