



**Ontario Waterpower Association**

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December 1, 2008

Ms. Kirsten Walli  
Board Secretary  
Ontario Energy Board  
2300 Yonge St., Suite 2700  
P.O. Box 2319  
Toronto, ON M4P 1E4

Dear Ms. Walli:

**RE: Proposed Amendments to the Transmission System Code  
Submission of the Ontario Waterpower Association  
Board File No.: EB-2008-0003**

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I am writing with reference to the above- noted proceeding, regarding the issue of Transmission Connection Cost Recovery. The OWA submits that definitions of “enabler facility” and “renewable resource cluster” (“Cluster”) require further consideration and clarification through this proceeding. While the OWA commends the Board for expanding the potential for enabler facilities and Clusters to be prescribed by including Ministerial directives, the OWA submits that specific incorporation of the concepts within the TSC would be prudent.

While the OWA remains committed to contributing to the current and subsequent IPSP processes in the identification of eligible renewable resource clusters and associated enabler facilities, it is our view that the proposed definitions and their application could effectively be extended to situations wherein proponents of renewable energy projects could come directly to the Board. Specifically, the OWA submits that a third alternative for designating enabler facilities and Clusters should be included in the definitions and that the TSC should provide that the Board may designate enabler facilities and Clusters for the purpose of cost responsibility. In light of the uncertainty surrounding the IPSP, a third alternative will further enable renewable resources and the achievement of the province’s renewable energy targets.

Procedurally, this designation could be made by order as part of a leave-to-construct proceeding under section 92 of the *OEB Act*. The applicant and parties would have the opportunity to demonstrate that a transmission connection facility provides access to an area that would be economic and cost effective to develop if most or all of the generation potential within the area were developed to fully utilize the transmission connection facility. The Board could make a determination on this point, and designate the proposed transmission connection facility as an enabler facility for the purpose of cost responsibility under the TSC. To that end, the OWA proposes the following amendments to the proposed definitions of enabler facility and Cluster:

2.0.28A “enabler facility” means a line connection facility or a transformation connection facility to which two or more generation facilities that are included in a renewable resource cluster are connected or intend to connect to convey energy into a transmitter’s transmission system, where either (a) the connection facility is identified as an “enabler facility” and the associated renewable resource cluster is identified as such in an integrated power system plan that has been approved under Part II.2 of the Electricity Act; or (b) the associated renewable resource cluster is the subject of a direction issued by the Minister to the Ontario Power Authority under section 25.32 of the Electricity Act on or after [ ] ***insert date of coming into force of this amendment*** and the Board, on the advice of the Ontario Power Authority, has determined that a connection facility is required; or (c) the Board orders that the connection facility be designated as an enabler facility.

2.0.57A “renewable resource cluster” means a defined geographic area identified as such in an integrated power system plan approved under Part II.2 of the Electricity Act or in a direction issued by the Minister to the Ontario Power Authority under section 25.32 of the Electricity Act, or by order of the Board where resources suitable for renewable generation are present and where the renewable generation facilities are not, or are not expected to be, owned or controlled by the same person;

All of which is respectfully submitted.

December 1, 2008



Paul Norris  
President  
Ontario Waterpower Association