

William A. Allen
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July 30, 2011

Vanesa Enskaitis
Public Affairs and Stakeholder Relations
Xeneca Power Development
5160 Yonge Street, Suite 520
North York, ON
M2N 6L9
Ref: (416) 590-9362 X104; E-mail venskaitis@xeneca.com

Dear Ms. Enskaitis,

Re: a. McGraw Falls Project
b. My July 17 request to be kept informed about the current status of all Xeneca FIT projects in Ontario.

Thank you for your communication of July 28 which you dated July 21. I ask that, in the future, you date your correspondence to me on the date that you send it to me.

I will issue separate communications to you about the two matters which I raised in my July 17 communication to you and to which you have offered response. In this communication I will address the McGraw Falls Project. In subsequent communication I will list other Xeneca projects for which I request being added as a stakeholder to confirm my July 17 request.

I write in open format to share with others who may be interested.

Thanks for the information about the McGraw Falls Project. Please add my name to the list of stakeholders for that project. As you suggested I have downloaded the three McGraw Falls project documents which were not posted on July 17 but now are posted as of July 30 at the Xeneca website at http://www.xeneca.com/projects/current_projects/matawin_river.html.

1. Notice of Completion (NOC) (1 page)
2. Environmental Screening Report (ESR) (145 pages)
3. Appendix for Project No. 61006 (144 pages)

There is a helpful range of issues and a lot of good work in the McGraw Falls ESR. I am working my way through its details.

The Appendix provides good documentation of the actual local newspaper ads, a standard that is not always followed in Ontario. Thanks for acting on that higher standard.

I see that the NOC indicates that requesters of elevations had a deadline of May 1, 2009 to submit their requests to the Director of Environmental Assessment and Approvals Branch, Ministry of the Environment. That date, as you know, precedes the date when the Ontario Legislature passed the Green Energy and Green Economy Act (GEA) on May 14, 2009. See <http://news.ontario.ca/mei/en/2009/05/ontario-legislature-passes-green-energy-act.html>. That leads to some questions which I ask you to answer.

1. Is the McGraw Falls project being considered under the Green Energy and Green Economy Act?
2. Were there any requests for elevation prior to the May 1, 2009 deadline?
- 3a. Has Xeneca received approval to proceed with the project?
- 3b. If so where are the approval documents posted?
4. The Appendices include a notice dated February 21, 2008 which mentions specialty studies “currently in process” re each of habitat, hydrology and archaeology*.
- 4a. Does the April 1, 2009 ESR include all of the information from these three studies?
- 4b. Were any other specialty studies initiated after February 21, 2008?
 - I have an interest in cultural heritage values so commend Xeneca for ensuring that “McGraw Falls Water Power continues to work very closely with the Thunder Bay Region Ministry of Natural Resources to ensure that local values are examined and studies are focused appropriately” (McGraw Falls ESR Appendix A). An indication of appropriate focus and treatment of cultural values would be inclusion in the ESR of all five classes of cultural heritage values listed in Ontario’s Forest Management Guide for Cultural Heritage Values, Section 1.4, page 7. (OMNR. 2007. Forest Management Guide for Cultural Heritage Values. Ontario Ministry of Natural Resources. Queen’s Printer for Ontario. Toronto. 84p). Those classes are:
 - archaeological sites
 - archaeological potential areas
 - cultural heritage landscapes
 - historical Aboriginal values
 - cemeteries
- 4c. I recommend that Xeneca cite this document and ensure that all five classes of cultural heritage values are addressed appropriately in every archaeological or cultural heritage study authorized by Xeneca at every Ontario waterpower project in which Xeneca is involved. Will Xeneca undertake that commitment?
5. At what stage is Xeneca in the construction schedule for the McGraw Falls project as of July 30, 2011?
6. Will Xeneca be posting on its website any additional documents related to the McGraw Falls Project?

Thanks for answering my July 30 questions about the McGraw Falls Project.

W.A. Allen

Copies: As determined by W. Allen

PS. The chain of communication which you and I have had to date follows.

Subject: RE: MCGRAW
Date: Thu, 28 Jul 2011 14:09:35 -0400
From: Vanesa Enskaitis <VEnskaitis@xeneca.com>
To: Bill Allen <heritage1@magma.ca> CC: Vanesa Enskaitis <VEnskaitis@xeneca.com>

July 21, 2011

Thanks for your interest in the McGraw Falls project. The Notice of Completion and the Environmental Reports are on our website under Current Projects. The publish date for both was April 2009.

The Notice of Completion was issued by a consultant at ORTECH. Xeneca has also issued a NOC for Ivanhoe: The Chute (July 2011).

Please have a look at our website and let me know which projects you would like to be added to the stakeholder list for.

Best regards,

Vanesa

From: Bill Allen [mailto:heritage1@magma.ca]
Sent: Sunday, July 17, 2011 9:57 AM
To: Vanesa Enskaitis
Subject: MCGRAW

Dear Xeneca,

It has been two months since the May 19 article about Xeneca by Lindsay Kelly in "Northern Ontario Business". See <http://www.northernontariobusiness.com/Industry-News/energy/Xeneca-leads-hydroelectric-development-in-the-North.aspx>. The article states that "The Thunder Bay project on the Matawin River at McGraw Falls is closest to development, with construction slated to begin this year." However, when I checked the Xeneca website today at http://www.xeneca.com/projects/current_projects/matawin_river.html I see that project documents are listed as "Coming Soon". Since I could not access any project documents I have clicked on the button at that website which says, "Project Notifications - Check here to comment or request further information" and I started to write this communication.

I have questions.

1. Since construction at McGraw Falls may already have started or is close to getting started would you please tell me the date of the Notice of Completion for that project and send me that notice and all other related project documents.
2. Was McGraw Falls the first Notice of Completion issued by Xeneca? If not which notices of completion have been published to date?
3. Kelly Lindsay's article mentions projects slated for Foleyet, Iroquois Falls, Sudbury, Cochrane, Englehart, Elliot Lake, Thunder Bay, and Kapuskasing. Please keep me informed about the current status of all Xeneca FIT projects in Ontario.

For your information I have particular interests in safe fish passage and currently serve on the provincial writing team for the recovery strategy of one fish species at risk. My business card is attached. I work extensively with multiple First Nations.

Thanks.
W. A. Allen