

November 2, 2011

Chief William K. Montour Six Nations of the Grand River 1695 Chiefswood Road PO Box 5000 Ohsweken, ON N0A 1M0

Dear Councillor Montour:

# Subject: NextEra Energy Canada, ULC Wind Energy Projects

We are writing this letter (in accordance with Ontario Regulation 359/09) to share updated information with you about our wind projects in southwestern Ontario.

First, we want to let you know about a Public Open House concerning the transmission line route for three of our projects (the Adelaide, Bornish and Jericho projects). The enclosed *Notice of Project Update Meeting* explains that a Public Open House will be held on November 10, 2011 at the Ailsa Craig Community Centre, 155 Annie Ada Shipley Street, Municipality of North Middlesex. The purpose of this meeting is to provide information about proposed changes to the transmission line route for these three projects. Each of these three wind projects has already had at least one public open house for the wind centres (i.e., the wind turbine generators). The enclosed notice is for an open house that focuses on a transmission line route change, not the wind energy centres.

Second, we want to let you know about Public Open Houses to be held on December 7 and 8, 2011 for our Bluewater and Goshen projects, respectively. Although Public Open Houses have been held for these projects before, these are considered "first" open houses in the municipalities of Bluewater and Huron East. Ontario Regulation 359/09 requires us to provide you with these notices. We also want to keep you informed about public activities that may prompt questions, or be of interest to you and your community.

We also wish to acknowledge that these Public Open Houses are separate from (and in addition to) our ongoing dialogue with you and your community, and do not replace our procedural consultation efforts.

In addition to the Bluewater and Goshen *Notices of Public Meetings*, we are enclosing copies of updated Project Description Reports for five projects (i.e., Adelaide, Bluewater, Bornish, Goshen and Jericho). These reports describe projects that you, or the Director of Renewable Energy Approvals has indicated are relevant to your community. In addition to these copies, the reports can be downloaded from our web site at <u>www.NextEraEnergyCanada.com</u>. Please let us know if you feel the above list of five projects is not correct.



These updated Project Description Reports are general documents. They will be followed by draft studies that contain more specific information on these projects. Once finalized, the studies will be part of our submission to Ministry of Environment for a Renewable Energy Approval.

Our consultant Bob Waldon has been in contact with your staff about these projects since they were first announced, and will follow-up soon to discuss the information with you. Please feel free to contact him at (905) 838-4256 or rdwaldon@bedfordC4.com with any questions.

Sincerely,

Thomas Bird Environmental Services Project Manager

c.c. Lonny Bomberry, Director, Lands and Resources 2676 Fourth Line PO Box 5000 Ohsweken, ON N0A 1M0

> Joanne Thomas, Consultation Point Person, Lands and Resources 2676 Fourth Line PO Box 5000 Ohsweken, ON N0A 1M0

- Info. c.c. R. D. (Bob) Waldon, Bedford Consulting & Associates
- Enclosures Adelaide, Bornish, Jericho Notice of Project Update Meeting Bluewater and Goshen Notice of Public Meeting Adelaide, Bluewater, Bornish, Goshen and Jericho Project Description Reports



November 2, 2011

Chief Joseph Gilbert Walpole Island First Nation (Bkejwanong Territory) RR #3 Wallaceburg, ON N8A 4K9

Dear Chief Gilbert:

# Subject: NextEra Energy Canada, ULC Wind Energy Projects

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Sincerely,

Thomas Bird Environmental Services Project Manager

c.c. Dr. Dean Jacobs, Consultation Manager Nin.Da.Waab.Jig Walpole Island Heritage Centre

> Jared Macbeth, Project Review Coordinator Nin.Da.Waab.Jig Walpole Island Heritage Centre

Vera Williams Department of Economic Development

Info. c.c. R. D. (Bob) Waldon, Bedford Consulting & Associates

Enclosures Adelaide, Bornish, Jericho Notice of Project Update Meeting Bluewater and Goshen Notice of Public Meeting Adelaide, Bluewater, Bornish, Goshen and Jericho Project Description Reports



Appendix

I.5 December 21, 2011: Notice of Site Plan and Copy of Site Plan



December 21, 2011

Chief Christopher Plain Chippewas of Aamjiwnaang 978 Tashmoo Avenue Sarnia, Ontario N7T 7H5

Dear Chief Plain:

#### Subject: NextEra Energy Canada, ULC – Bornish Wind Energy Project

We are writing this letter (in accordance with Ontario Regulation 359/09) to share more information with you about our Bornish Wind Energy Project in southwestern Ontario.

First, we enclose a copy of a Notice, which explains that a Draft Site Plan is being issued for the Bornish Wind Energy Project. Issuing this Draft Site Plan confirms the existing noise receptors (houses, etc.) that we must consider in planning our Project.

Second, we enclose a copy of the actual Draft Site Plan. This Draft Site Plan will provide you with information on the Project Components and their proposed locations.

Our consultant Bob Waldon has been in contact with your staff about this Project since it was first announced, and will continue to follow-up as additional information is developed. Please feel free to contact him at (905) 838-4256 or rdwaldon@bedfordC4.com with any questions.

Sincerely,

Thomas Bird Environmental Services Project Manager

c.c. Sharilyn Johnston, Environmental Officer

Info. c.c.R. D. (Bob) Waldon, Bedford Consulting & Associates



December 21, 2011

Chief Elizabeth Cloud Chippewas of Kettle and Stoney Point First Nation 6247 Indian Lane R.R.#2 Kettle and Stoney Point First Nation, Ontario NOL 1Y0

Dear Chief Cloud:

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Sincerely,

Thomas Bird Environmental Services Project Manager

c.c. Mark French, Band Manager Sue Bressette, Communication Relations Officer

Info. c.c.R. D. (Bob) Waldon, Bedford Consulting & Associates



December 21, 2011

Chief Joe Miskokomon Chippewas of the Thames First Nation R.R.#1 320 Chippewa Road Muncey, Ontario NOL 1Y0

Dear Chief Miskokomon:

#### Subject: NextEra Energy Canada, ULC – Bornish Wind Energy Project

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Sincerely,

Thomas Bird Environmental Services Project Manager

c.c. Raymond Deleary, Policy Analyst Candace Deleary, Council Secretary

Info. c.c.R. D. (Bob) Waldon, Bedford Consulting & Associates



December 21, 2011

Chief A. MacNaughton Six Nations Confederacy R.R. #2 Ohsweken, ON N0A 1M0

Dear Chief MacNaughton:

#### Subject: NextEra Energy Canada, ULC – Bornish Wind Energy Project

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Sincerely,

Thomas Bird Environmental Services Project Manager

c.c. Leroy Hill, Secretary Hazel Hill, Interim Director

Info. c.c.R. D. (Bob) Waldon, Bedford Consulting & Associates



December 21, 2011

Chief Patrick Waddilove Munsee Delaware First Nation R.R.#1 289 Jubilee Road Muncey, Ontario NOL 1Y0

Dear Chief Waddilove:

#### Subject: NextEra Energy Canada, ULC – Bornish Wind Energy Project

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Sincerely,

Thomas Bird Environmental Services Project Manager

c.c. Daniel Miskokomon, First Nation Manager

Info. c.c.R. D. (Bob) Waldon, Bedford Consulting & Associates



December 21, 2011

Chief Joel Abram Oneida Nation of the Thames 2212 Elm Avenue, R.R. #2 Southwold, ON NOL 2G0

Dear Chief Abram:

#### Subject: NextEra Energy Canada, ULC – Bornish Wind Energy Project

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Sincerely,

Thomas Bird Environmental Services Project Manager

c.c. April Varewyk, Environment Officer Holly Elijah, Council Assistant

Info. c.c.R. D. (Bob) Waldon, Bedford Consulting & Associates



December 21, 2011

Chief Alfred Day Oneida Council of Chiefs On^yota a:ka Lotiyaneshu 1086 River Road Southwold, Ontario NOL 2G0

Dear Chief Day:

#### Subject: NextEra Energy Canada, ULC – Bornish Wind Energy Project

We are writing this letter (in accordance with Ontario Regulation 359/09) to share more information with you about our Bornish Wind Energy Project in southwestern Ontario.

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Sincerely,

Thomas Bird Environmental Services Project Manager

c.c. Charlene Deleary, Secretary

Info. c.c.R. D. (Bob) Waldon, Bedford Consulting & Associates



December 21, 2011

Chief William K. Montour Six Nations of the Grand River 1695 Chiefswood Road PO Box 5000 Ohsweken, ON N0A 1M0

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Sincerely,

Thomas Bird Environmental Services Project Manager

c.c. Lonny Bomberry, Director Joanne Thomas, Consultation Point Person

Info. c.c.R. D. (Bob) Waldon, Bedford Consulting & Associates



December 21, 2011

Chief Joseph Gilbert Walpole Island First Nation (Bkejwanong Territory) R.R. #3 Wallaceburg, ON N8A 4K9

Dear Chief Gilbert:

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Sincerely,

Thomas Bird Environmental Services Project Manager

c.c. Dr. Dean Jacobs, Consultation Manager Jared Macbeth, Project Review Coordinator Vera Williams, Department of Economic Development

Info. c.c.R. D. (Bob) Waldon, Bedford Consulting & Associates



Appendix I.6 May 7, 2012: Delivery of Updated Draft Project REA Table 1 Reports and s. 17 Request #2 May 7 2012



Chief Christopher Plain Chippewas of Aamjiwnaang 978 Tashmoo Avenue Sarnia, Ontario N7T 7H5

<u>DELIVERED</u>

Dear Chief Plain:

## Subject: Proposed NextEra Energy Canada, ULC Bornish Wind Energy Centre

Bornish Wind LP is proposing to develop the Bornish Wind Energy Centre (the "Project"). Bornish Wind LP is a wholly-owned subsidiary of NextEra Energy Canada ULC. The parent company of NextEra Energy Canada ULC is NextEra Energy Resources, LLC, with a current portfolio of nearly 8,500 operating wind turbines across North America. The Project is located in the Municipality of North Middlesex and will consist of 45, 1.62 MW turbines with a total nameplate capacity of 72.9 MW, though 48 turbine locations will be permitted.

NextEra is pleased to provide you with one paper copy and two CDs of the draft REA Reports, in addition to Turbine Visualizations, for your review. We are also providing to you sign-off letters from the Ministry of Natural Resources and the Ministry of Tourism, Culture and Sport on the Natural Heritage Assessment Report and Archaeological Assessment Report. These reports are now considered *final*, whereas the remaining REA Reports are still considered *drafts*.

Please also find enclosed one paper copy of the draft REA Report summaries. The summaries explain the purpose, methods and results of each report. A copy of the summaries is also included on the CDs. The summaries are provided for convenience, and to assist in your review of this Project proposal and the supporting studies. Please see the draft Reports for complete data and information.

Copies of each of the draft reports are also available on the Project website at: <u>www.NextEraEnergyCanada.com</u>.

Finally, we are enclosing a copy of the Notice of Public Meeting to take place at the Aisla Craig Community Centre, on July 10, 2012. We wish to provide you with this notice to ensure you are aware of events that your community may take note of, as it will be published in local newspapers. As you are aware, the public consultation process is separate from the Aboriginal consultation requirements of the Renewable Energy Approval Regulation 359/09.

As per Ontario Regulation 359/09, NextEra Energy Canada must request a written response to the Project proposal from your community. We respectfully request that at this time, you provide us with your written response to the Bornish Wind Energy Centre proposal. We ask that your response include any information that you and/or your community feel should be considered as part of the final REA Reports to be submitted to the Ministry of the Environment.

Kindly advise us of your views on:



- 1. Any anticipated adverse impacts you feel that the Project may have on your constitutionally protected Aboriginal or treaty rights;
- 2. Any other concerns over potential negative impacts to the environment that you anticipate and that you may have an interest in; and,
- 3. Any suggestions you have for mitigating the impacts identified in #1 and #2.

Your response will be included as part of the First Nations and Métis Consultation Report, which is required as part of the REA submission for the Project. As part of the application to Ministry of the Environment, that report will become a public document.

We are available to meet with you to answer any questions or to address concerns and would like to do so prior to submitting the Renewable Energy Approval Application to the Ministry of the Environment. Please contact Bob Waldon at (905) 838-4256 if you wish to make these arrangements right away; however, we will be in touch within a week of this letter to follow-up on scheduling a meeting.

NextEra anticipates filing the REA with the Ministry of the Environment in July 2012. Once the Ministry determines the application is "complete", a Proposal Notice will be posted on the Environmental Registry to begin a minimum 30 day comment period and the Ministry will make a decision on the REA application within six months. When the REA Director makes a decision on the application, a Decision Notice will be posted on the Environmental Registry to notify the public. Both Notices will be posted on the Ontario Environmental Registry at www.ebr.gov.on.ca.

While this formal process is available to you to express any concerns, as explained above, it is our intention and hope that we can work directly with you for any matters you feel should be discussed about the Project. In this regard, Bob Waldon will contact you or your staff representative to discuss these draft REA Reports and your response as requested above.

Please contact Bob Waldon (see above) or myself at (905 335-4904 or e-mail: Thomas.Bird@nexteraenergy.com) with any questions.

Yours very truly,

Thomas Bird, Environmental Services Project Manager

Enclosures:

Chief Christopher Plain May 7 2012 Page 2 of 2



- One hard copy and two CDs of the draft REA Reports; these include:
  - Project Description Report
  - o Construction Plan Report
  - Deign and Operations Report
  - Decommissioning Plan Report
  - Wind Turbine Specification Report
  - Natural Heritage Assessment Report
  - Water Assessment and Water Body Report
  - Cultural Heritage Assessment Report
  - Stage 1 and Stage 2 Archaeological Assessment Report
  - Shadow Flicker Report
- One hard copy of the draft REA Report summaries
- MNR/MTCS sign-off letters
- Turbine Visualizations
- Public Meeting Notice
- C.c. Sharilyn Johnston, Environmental Officer, 1300 Tashmoo Avenue, Sarnia, ON, N7T 8E5
- Info C.c. Adam Camp, NextEra Energy Resources, Project Director Bob Waldon, Bedford Consulting & Associates

May 7, 2012



Chief Elizabeth Cloud Chippewas of Kettle and Stony Point First Nation 6247 Indian Lane, R.R.#2 Kettle and Stony Point First Nation, Ontario NOL 1Y0

<u>DELIVERED</u>

Dear Chief Cloud:

## Subject: Proposed NextEra Energy Canada, ULC Bornish Wind Energy Centre

Bornish Wind LP is proposing to develop the Bornish Wind Energy Centre (the "Project"). Bornish Wind LP is a wholly-owned subsidiary of NextEra Energy Canada ULC. The parent company of NextEra Energy Canada ULC is NextEra Energy Resources, LLC, with a current portfolio of nearly 8,500 operating wind turbines across North America. The Project is located in the Municipality of North Middlesex and will consist of 45, 1.62 MW turbines with a total nameplate capacity of 72.9 MW, though 48 turbine locations will be permitted.

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Chief Elizabeth Cloud May 7 2012 Page 2 of 2



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- Info C.c. Adam Camp, NextEra Energy Resources, Project Director Bob Waldon, Bedford Consulting & Associates

May 7, 2012



Chief Joe Miskokomon Chippewas of the Thames First Nation R.R.#1, 320 Chippewa Road Muncey, Ontario NOL 1Y0

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  - Shadow Flicker Report
- One hard copy of the draft REA Report summaries
- MNR/MTCS sign-off letters
- Turbine Visualizations
- Public Meeting Notice
  - C.c. Rolanda Elijah, Consultation Coordinator

Candace Deleary, Council Secretary

Info C.c. Adam Camp, NextEra Energy Resources, Project Director Bob Waldon, Bedford Consulting & Associates May 7 2012



Chief A. MacNaughton Six Nations Haudenosaunee Confederacy Council R.R. #2 Ohsweken, ON N0A 1M0

<u>DELIVERED</u>

Dear Chief MacNaughton:

## Subject: Proposed NextEra Energy Canada, ULC Bornish Wind Energy Centre

Bornish Wind LP is proposing to develop the Bornish Wind Energy Centre (the "Project"). Bornish Wind LP is a wholly-owned subsidiary of NextEra Energy Canada ULC. The parent company of NextEra Energy Canada ULC is NextEra Energy Resources, LLC, with a current portfolio of nearly 8,500 operating wind turbines across North America. The Project is located in the Municipality of North Middlesex and will consist of 45, 1.62 MW turbines with a total nameplate capacity of 72.9 MW, though 48 turbine locations will be permitted.

As a courtesy, based on our discussion with you indicating that you desire to continue to be informed about this Project, NextEra is pleased to provide you with one paper copy and two CDs of the draft REA Reports, in addition to Turbine Visualizations, for your review. We are also providing to you sign-off letters from the Ministry of Natural Resources and the Ministry of Tourism, Culture and Sport on the Natural Heritage Assessment Report and Archaeological Assessment Report. These reports are now considered *final*, whereas the remaining REA Reports are still considered *drafts*.

Please also find enclosed one paper copy of the draft REA Report summaries. The summaries explain the purpose, methods and results of each report. A copy of the summaries is also included on the CDs. The summaries are provided for convenience, and to assist in your review of this Project proposal and the supporting studies. Please see the draft Reports for complete data and information.

Copies of each of the draft reports are also available on the Project website at: <u>www.NextEraEnergyCanada.com</u>.

Finally, we are enclosing a copy of the Notice of Public Meeting to take place at the Aisla Craig Community Centre, on July 10, 2012. We wish to provide you with this notice to ensure you are aware of events that your community may take note of, as it will be published in local newspapers. As you are aware, the public consultation process is separate from the Aboriginal consultation requirements of the Renewable Energy Approval Regulation 359/09.

As you may know, Six Nations Haudenosaunee Confederacy Council was not identified on the list of communities to be consulted for this project, which list was issued by the Director of Renewable Energy Approvals. We wish to provide you with this information, however, as a courtesy, as stated above, and in view of our ongoing discussions with your staff through the Haudenosaunee Development Institute.

Chief A. MacNaughton May 7 2012 Page 2 of 2



As per Ontario Regulation 359/09, NextEra Energy Canada must request a written response to the Project proposal from your community. We respectfully request that at this time, you provide us with your written response to the Bornish Wind Energy Centre proposal. We ask that your response include any information that you and/or your community feel should be considered as part of the final REA Reports to be submitted to the Ministry of the Environment.

Kindly advise us of your views on:

- 1. Any anticipated adverse impacts you feel that the Project may have on your constitutionally protected Aboriginal or treaty rights;
- 2. Any other concerns over potential negative impacts to the environment that you anticipate and that you may have an interest in; and,
- 3. Any suggestions you have for mitigating the impacts identified in #1 and #2.

Your response will be included as part of the First Nations and Métis Consultation Report, which is required as part of the REA submission for the Project. As part of the application to Ministry of the Environment, that report will become a public document.

We are available to meet with you to answer any questions or to address concerns and would like to do so prior to submitting the Renewable Energy Approval Application to the Ministry of the Environment. Please contact Bob Waldon at (905) 838-4256 if you wish to make these arrangements right away; however, we will be in touch within a week of this letter to follow-up on scheduling a meeting.

NextEra anticipates filing the REA with the Ministry of the Environment in July 2012. Once the Ministry determines the application is "complete", a Proposal Notice will be posted on the Environmental Registry to begin a minimum 30 day comment period and the Ministry will make a decision on the REA application within six months. When the REA Director makes a decision on the application, a Decision Notice will be posted on the Environmental Registry to notify the public. Both Notices will be posted on the Ontario Environmental Registry at www.ebr.gov.on.ca.

While this formal process is available to you to express any concerns, as explained above, it is our intention and hope that we can work directly with you for any matters you feel should be discussed about the Project. In this regard, Bob Waldon will contact you or your staff representative to discuss these draft REA Reports and your response as requested above.

Please contact Bob Waldon (see above) or myself at (905 335-4904 or e-mail: Thomas.Bird@nexteraenergy.com) with any questions.

Yours very truly,

Thomas Bird, Environmental Services Project Manager

Chief A. MacNaughton May 7 2012 Page 2 of 2



Enclosures:

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- Turbine Visualizations
- Public Meeting Notice
- c.c. Leroy Hill, Secretary, Haudenosaunee Confederacy Council, Haudenosaunee Resources Centre, 2634 Sixth Line, Ohsweken, ON N0A 1M0

Hazel Hill, Interim Director, Haudenosaunee Development Institute 16 Sunrize Court, P.O. Box 714, Ohsweken, ON NOA 1M0

Info c.c. Adam Camp, NextEra Energy Resources, Project Director Bob Waldon, Bedford Consulting & Associates May 7 2012



Chief Patrick Waddilove Munsee Delaware First Nation R.R.#1 289 Jubilee Road Muncey, Ontario NOL 1Y0

<u>DELIVERED</u>

Dear Chief Waddilove:

### Subject: Proposed NextEra Energy Canada, ULC Bornish Wind Energy Centre

Bornish Wind LP is proposing to develop the Bornish Wind Energy Centre (the "Project"). Bornish Wind LP is a wholly-owned subsidiary of NextEra Energy Canada ULC. The parent company of NextEra Energy Canada ULC is NextEra Energy Resources, LLC, with a current portfolio of nearly 8,500 operating wind turbines across North America. The Project is located in the Municipality of North Middlesex and will consist of 45, 1.62 MW turbines with a total nameplate capacity of 72.9 MW, though 48 turbine locations will be permitted.

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Please contact Bob Waldon (see above) or myself at (905 335-4904 or e-mail: Thomas.Bird@nexteraenergy.com) with any questions.

Yours very truly,

Thomas Bird, Environmental Services Project Manager

Chief Patrick Waddilove May 7 2012 Page 2 of 2

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- Public Meeting Notice
- C.c. Daniel Miskokomon, First Nation Manager

Info C.c. Adam Camp, NextEra Energy Resources, Project Director Bob Waldon, Bedford Consulting & Associates May 7, 2012



Chief Joel Abram Oneida Nation of the Thames 2212 Elm Avenue, R.R. #2 Southwold, ON NOL 2G0

<u>DELIVERED</u>

Dear Chief Abram:

### Subject: Proposed NextEra Energy Canada, ULC Bornish Wind Energy Centre

Bornish Wind LP is proposing to develop the Bornish Wind Energy Centre (the "Project"). Bornish Wind LP is a wholly-owned subsidiary of NextEra Energy Canada ULC. The parent company of NextEra Energy Canada ULC is NextEra Energy Resources, LLC, with a current portfolio of nearly 8,500 operating wind turbines across North America. The Project is located in the Municipality of North Middlesex and will consist of 45, 1.62 MW turbines with a total nameplate capacity of 72.9 MW, though 48 turbine locations will be permitted.

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Thomas Bird, Environmental Services Project Manager

Chief Joel Abram May 7 2012 Page 2 of 2

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- Public Meeting Notice
- C.c. April Varewyk, Environment Officer Holly Elijah, Council Assistant
- Info C.c. Adam Camp, NextEra Energy Resources, Project Director Bob Waldon, Bedford Consulting & Associates

May 7 2012



Chief Alfred Day Oneida Council of Chiefs On^yota a:ka Lotiyaneshu 1086 River Road Southwold, Ontario N0L 2G0

<u>DELIVERED</u>

Dear Chief Day:

## Subject: Proposed NextEra Energy Canada, ULC Bornish Wind Energy Centre

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As you may know, Oneida Council of Chiefs was not identified on the list of communities to be consulted for this project, which list was issued by the Director of Renewable Energy Approvals. We wish to provide you with this information, however, as stated above, as a courtesy, and in view of our ongoing discussions with staff through the Haudenosaunee Development Institute.

Chief Alfred Day May 7 2012 Page 2 of 2



As per Ontario Regulation 359/09, NextEra Energy Canada must request a written response to the Project proposal from your community. We respectfully request that at this time, you provide us with your written response to the Bornish Wind Energy Centre proposal. We ask that your response include any information that you and/or your community feel should be considered as part of the final REA Reports to be submitted to the Ministry of the Environment.

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Please contact Bob Waldon (see above) or myself at (905 335-4904 or e-mail: Thomas.Bird@nexteraenergy.com) with any questions.

Yours very truly,

Thomas Bird, Environmental Services Project Manager

Chief Alfred Day May 7 2012 Page 2 of 2



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- Turbine Visualizations
- Public Meeting Notice
- c.c. Charlene Deleary, Oneida Council of Chiefs, Secretary

Info c.c. Adam Camp, NextEra Energy Resources, Project Director Bob Waldon, Bedford Consulting & Associates
May 7 2012



Chief William K. Montour Six Nations of the Grand River 1695 Chiefswood Road PO Box 5000 Ohsweken, ON N0A 1M0

<u>DELIVERED</u>

Dear Chief Montour:

## Subject: Proposed NextEra Energy Canada, ULC Bornish Wind Energy Centre

Bornish Wind LP is proposing to develop the Bornish Wind Energy Centre (the "Project"). Bornish Wind LP is a wholly-owned subsidiary of NextEra Energy Canada ULC. The parent company of NextEra Energy Canada ULC is NextEra Energy Resources, LLC, with a current portfolio of nearly 8,500 operating wind turbines across North America. The Project is located in the Municipality of North Middlesex and will consist of 45, 1.62 MW turbines with a total nameplate capacity of 72.9 MW, though 48 turbine locations will be permitted.

As a courtesy, based on our discussion with you indicating that you desire to continue to be informed about this Project, NextEra is pleased to provide you with two paper copies and two CDs of the draft REA Reports, in addition to Turbine Visualizations, for your review. We are also providing to you sign-off letters from the Ministry of Natural Resources and the Ministry of Tourism, Culture and Sport on the Natural Heritage Assessment Report and Archaeological Assessment Report. These reports are now considered *final*, whereas the remaining REA Reports are still considered *drafts*.

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As you may know, Six Nations of the Grand River was not identified on the list of communities to be consulted for this project, which list was issued by the Director of Renewable Energy Approvals. We wish to provide you with this information, however, as a courtesy, as stated above, and in respect of Six Nations Elected Council's stated responsibility to protect air, lands and waters in this area, as set out in the Six Nations of the Grand River Consultation and Accommodation Policy.

Chief William K. Montour May 7 2012 Page 2 of 2



As per Ontario Regulation 359/09, NextEra Energy Canada must request a written response to the Project proposal from your community. We respectfully request that at this time, you provide us with your written response to the Bornish Wind Energy Centre proposal. We ask that your response include any information that you and/or your community feel should be considered as part of the final REA Reports to be submitted to the Ministry of the Environment.

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Chief William K. Montour May 7 2012 Page 2 of 2



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- Public Meeting Notice
- C.c. Lonny Bomberry, Director, Lands and Resources Joanne Thomas, Consultation Point Person, Lands and Resources, 2676 Fourth Line, PO Box 5000, Ohsweken, ON NOA 1M0
- Info C.c. Adam Camp, NextEra Energy Resources, Project Director Bob Waldon, Bedford Consulting & Associates

May 7, 2012



Chief Joseph Gilbert Walpole Island First Nation (Bkejwanong Territory) R.R. #3 Wallaceburg, ON N8A 4K9

# <u>DELIVERED</u>

Dear Chief Gilbert:

#### Subject: Proposed NextEra Energy Canada, ULC Bornish Wind Energy Centre

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Chief Joseph Gilbert May 7 2012 Page 2 of 2

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  - o Construction Plan Report
  - Deign and Operations Report
  - Decommissioning Plan Report
  - Wind Turbine Specification Report
  - Natural Heritage Assessment Report
  - Water Assessment and Water Body Report
  - o Cultural Heritage Assessment Report
  - Stage 1 and Stage 2 Archaeological Assessment Report
  - Shadow Flicker Report
- One hard copy of the draft REA Report summaries
- MNR/MTCS sign-off letters
- Turbine Visualizations
- Public Meeting Notice
- C.c. Dr. Dean Jacobs, Nin.Da.Waab.Jig, Walpole Island Heritage Centre, Consultation Manager

Jared Macbeth, Nin.Da.Waab.Jig, Walpole Island Heritage Centre, Project Review Coordinator

Vera Williams, Interim Director, Department of Economic Development, Walpole Island First Nation, 785 Tecumseh Road, Thunder Bird Plaza, Unit #6, Walpole Island, Ontario N8A 4K9

Info C.c. Adam Camp, NextEra Energy Resources, Project Director Bob Waldon, Bedford Consulting & Associates



Appendix

Appendix J Other Correspondence



J.1 Aamjiwnaang to NextEra, February 24, 2010

Appendix



Aamjiwnaang First Nation (*formerly Chippewas of Sarnia*) 1300 Tashmoo Ave., Sarnia, Ontario N7T 8E5 (519) 332-6770

February 24, 2010

Ben Greenhouse Project Director, Development NextEra Energy Resources 5500 North Service Road, Suite 205 Burlington, ON L7L 6W6

Dear Mr. Greenhouse:

# Re: Review of Bornish Wind Farm Project – Draft REA Documents for Consultation

Aamjiwnaang First Nation (AFN) appreciates NextEra Energy Resources efforts to work cooperatively with our First Nation in this consultative process. The capacity received to provide an independent review of the documents for consultation was helpful in that regard.

AFN wishes to be fully engaged in the REA with your company and will endeavour to build on the existing relationship in order that it will be a respectful and productive process.

AFN submitted comments through the independent reviewer's report and at this time have no further concerns regarding the documentation but expect continued consultation and engagement and to be fully informed during the process.

We would also expect the opportunity to be involved in any archeological work that continues in the area or in any area that AFN has expressed their interest in.

We look forward to continuing our relationship and meeting with you to determine our next steps in this process.

Sincerely,

Sharilyn Johnston Environmental Officer Aamjiwnaang



J.2 Oneida Council of Chiefs to NextEra, March 3, 2010

Appendix





MOHAWK - ONEIDA - ONONDAGA - CAYUGA - SENECA - TUSCARORA

ONEIDA COUNCIL OF CHIEFS SOUTHWOLD P.O. ONTARIO NOL 2G0

March 3, 2010

Ben Greenhouse Project Director, Development NextEra Energy Canada 5500 North Service Road, Suite 205 Burlington, ON L7L 6W6



Dear Mr. Greenhouse:

Thank you for notifying us of your intention to propose the construction of a facility to generate electricity through wind power. We strongly support the principle of using sustainable energy sources, and recognize your proposal is consistent with our own views of conservation and respect for the natural world.

The Oneida Nation Council of Chiefs is communicating with you about this proposal on behalf of the Haudenosaunee (the Iroquois Confederacy). In doing so, we are supported by the elected Council of the Oneida Nation of the Thames. We intend to ensure that there is no confusion about our authority to work with you, and that you will not be required to duplicate your efforts with other Haudenosaunee communities or governments.

The relationship between the Haudenosaunee and the Crown is provided for in a series of treaties. Both by its treaty commitments and as a result of decisions by Canadian courts, the Crown bears a legal obligation to consult with indigenous nations about proposals and projects that can affect treaty and aboriginal rights.

Where treaty rights are involved, the Crown must take steps to accommodate those rights. While we appreciate your working with us, and look forward to resolving any issues with you directly, we feel it is important that you should realize that our collaboration does not relieve the Crown of its obligations, and that those obligations cannot be delegated to third parties.

We fully expect the Crown will fulfill its duties, and we are sending a copy of this letter to the appropriate Crown officials to ensure that they are aware of what we are doing.

The location of your proposed facility is within the territory that is set apart for the Haudenosaunee pursuant to the Treaty at Albany in 1701. We view that Treaty, with its subsequent clarifications and reaffirmations in 1726 and 1755, as setting apart the area as one in which the Haudenosaunee would conduct what today would be called economic activities.

To the extent that your proposed project takes up the land with the approval of the Crown, we believe the Haudenosaunee have the right, by Treaty, to participate appropriately in the benefits that result. We look forward to a pragmatic and mutually beneficial relationship.

RECEIVED

MAR n 8 2010

Sincerely,

Howard Elijah, Secretary, On^yota a:ka Lotiyaneshu

Cc

Ministry of Energy & Infrastructure John Whitehead Assistant Deputy Minister Ministry of Energy & Infrastructure 880 Bay St 3rd Floor Toronto ON M7A 2C1

Ministry of Environment Paul Evans Assistant Deputy Minister Ministry of Environment 135 St. Clair Avenue West, 14th Floor Toronto ON M4V 1P5

Ministry of Aboriginal Affairs Deborah Richardson Assistant Deputy Minister Ministry of Aboriginal Affairs 160 Bloor Street East, 9th Floor Toronto ON M7A 2E6

Chief Joel Abram Oneida Nation of the Thames Elm Ave Southwold On N0L 2G0

Grant Wedge Legal Director Ministry of Aboriginal Affairs 160 Bloor Street East, 9th Floor Toronto, ON M7A 2E6



Appendix

J.3 NextEra reply to Oneida Council of Chiefs, June 3, 2010



NextEra Energy Canada, ULC

June 3, 2010

Howard Elijah Secretary, Oneida Council of Chiefs On^yota a:ka Lotiyaneshu 1086 River Road Southwold PO Southwold, Ontario N0L 2G0

Dear Secretary Elijah,

Thank you for the letter dated March 3, 2010, in which the Oneida Nation Council of Chiefs acknowledged having received notification of the NextEra Energy Resources, LLC ("NextEra") plan to construct and operate the Bornish Wind Energy Center ("Bornish Wind"). Please find enclosed a location map of Bornish Wind.

As you may know, within weeks, NextEra plans to file Bornish Wind's Renewable Energy Application ("REA") with the Ministry of Environment. Bornish Wind's REA includes the natural heritage (environmental) and archeological reports. Copies of all of the draft natural heritage and archeological reports were provided to the Oneida of the Thames in October 2009 with copies to Alfred Day. We acknowledge your advice concerning the Oneida Nation Council of Chiefs taking the lead, and will ensure future correspondence is sent directly to the Council. These reports are also available on our website at <a href="http://www.canadianwindproposals.com">http://www.canadianwindproposals.com</a>. In summary, the natural heritage and archaeological reports conclude that there should not be any significant negative environmental impacts associated with Bornish Wind. If the Oneida Nation Council of Chiefs has any questions or concerns about these reports or the Bornish Wind project, please do not hesitate to contact us to further discuss these issues.

Based on your letter, it is our understanding that the Oneida Nation Council of Chiefs intends to represent the interest of the other Haudenosaunee communities and governments as they relate to Bornish Wind. We respectfully ask for your guidance as to which communities and governments this will include and the process or protocol to be followed for technical review of project studies. We

would appreciate your advice on this protocol for Bornish, and for the other NextEra projects that are shown on the enclosed map. For example, should we assume that proximity of a project to a particular Haudenosaunee community will determine which Council will take the lead? Our intention in seeking your advice is simply to know how best to work collaboratively with all communities who may have an interest or concern about our projects.

We agree that it is well settled law that the Duty to Consult and accommodate rests with the Crown. As an applicant for a wind energy project, and as a matter of NextEra's company policy, our role in the consultation process is to provide relevant information about our projects to Aboriginal and non-aboriginal communities, agencies and government, so that any adverse impacts are identified, avoided, or mitigated. As you stated, we also look forward to working together collaboratively to address impacts associated with Bornish Wind. To that end, in your letter, you indicated that Bornish Wind may be located in an area where the Haudenosaunee has economic activities. Please identify any impact that you believe Bornish Wind may have on the Haudenosaunee's ability to conduct economic activities authorized by the Treaty at Albany in 1701, including the clarifications and reaffirmations in 1726 and 1755.

As a company, NextEra is interested in exploring engagement initiatives with all neighboring landowners and communities (aboriginal or otherwise) that have an interest in the operation and construction of our wind projects projects. We see this as being a part of our corporate responsibility to be a good neighbor in all communities, but not necessarily a requirement of the REA process.

Again, thank you for this opportunity to communicate with the Oneida Nation Council of Chiefs about Bornish Wind. Please contact Tom Bird at 905.335.4904 if you wish to meet and further discuss the natural heritage and archaeological reports that relate to Bornish's REA submittal. We will ensure copies of the final reports are sent to you at that time. We are also available to discuss NextEra's further engagement initiatives.

Sincerly,

NextEra Energy Canada,

- Greenhause

Ben Greenhouse Project Director

CC: Tom Bird, NextEra Energy Canada Robert Waldon, Bedford Consulting & Associates



Appendix J.4 E-Mails from Oneida Nation of the Thames, October 19 and November 25, 2011