



Appendices

LIST OF APPENDICES

	<u>Appendix</u>
NextEra Energy Canada, ULC First Nations and Métis Relationship Policy	A
NextEra Energy Canada, ULC Ontario Project – Archaeological Protocol	B
Community Reference Materials Binder Index	C
List of Projects and Milestone Dates provided to Aboriginal Communities	D
NextEra Energy Canada, ULC Archaeology Communiqué, Spring 2012	E
Aboriginal Community Consultation Protocols	F
Aamjiwnaang First Nation	F.1
Six Nations Elected Council	F.2
Walpole Island First Nation	F.3
Tables of Concordance	G
Aamjiwnaang First Nation	G.1
Kettle and Stony Point First Nation	G.2
Munsee-Delaware First Nation	G.3
Walpole Island First Nation	G.4
Historic Saugeen Métis	G.5
Chronologies of Contacts with Aboriginal Communities	H
Aamjiwnaang First Nation	H.1
Chippewas of the Thames First Nation	H.2
Haudenosaunee Confederacy Chiefs Council	H.3



Appendixes

Kettle and Stony Point First Nation	H.4
Moravian of the Thames	H.5
Munsee-Delaware First Nation	H.6
Oneida Council of Chiefs	H.7.1
Oneida Nation of the Thames	H.7.2
Six Nations of the Grand River Elected Council	H.8
Walpole Island First Nation	H.9
Historic Saugeen Métis	H.10
Letters Evidencing Deliveries Prior To and Pursuant to Ontario Regulation 359/09	I
June 4, 2010 cover letters Accompanying Community Reference Materials Binders (re. initial PDR delivery)	I.1
Copy of Notice available on web site and published regarding June 30, 2010 PM #1	I.2
October 16, 2011 e-mail and November 2, 2011 cover letters regarding November 10, 2011 Public Meeting #2	I.3
June 14, 2012 cover letters regarding July 17, 2012 Public Meetings #3 and enclosing updated PDR	I.4
November 7 and 19, 2012 cover letters enclosing notice and site plan	I.5
November 22, 2012 cover letters enclosing Draft Project Table 1 REA reports and notice regarding Final Public Meetings (PM 4, 5 and 6)	I.6
February 7, 2013 cover letters accompanying revised notice to explain a change in venue for the February 8, 2013 Final Public Meeting	I.7
Other Documentation	J
Aamjiwnaang First Nation Health and Environment Committee Comments and Concerns Regarding Wind Power Projects	J.1
June 19, 2012 letter from Tina Jacobs, Moravian of the Thames	J.2



Appendixes

October 15, 2012 e-mail from Tina Jacobs, Moravian of the Thames	J.3
March 3, 2010 Letter from Oneida Council of Chiefs	J.4
June 3, 2010 Reply from NextEra to Oneida Council of Chiefs	J.5



Appendixes

Appendix A

NextEra Energy Canada, ULC First Nations and Métis Relationship Policy

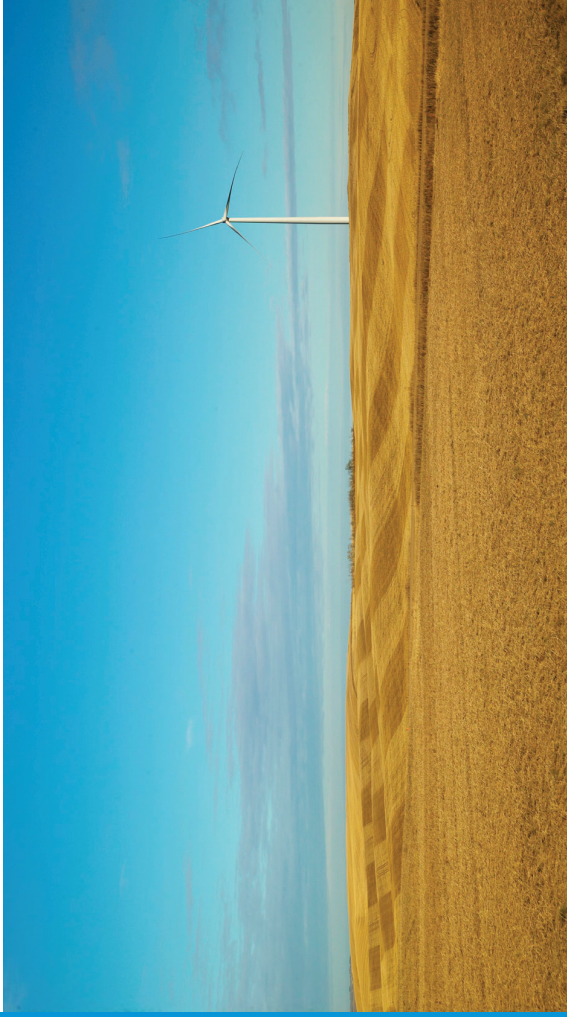
NextEra Energy Canada, ULC

NextEra Energy Canada, ULC is an indirect, wholly-owned subsidiary of NextEra Energy Resources, LLC, North America's leading generator of renewable energy from the wind and sun with more than 8,800 wind turbines in operation in North America. NextEra Energy Resources is the largest generator of wind energy in North America with nearly 90 wind projects in 17 U.S. states and three Canadian provinces capable of generating more than 8,500 MW of energy, enough to power nearly two million homes.



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NextEra Energy Canada, ULC First Nation and Métis Relationship Policy



PRINCIPLES

During the course of developing, constructing, operating and decommissioning its renewable energy projects in Canada, NextEra Energy Canada (“NEEC”) will be guided by the following principles:

1. Fostering a collaborative working relationship with potentially impacted First Nation and Métis communities as early as practicable.
2. Understanding and recognizing applicable aboriginal and treaty rights and interests.
3. Understanding and respecting the cultural integrity of First Nation and Métis communities potentially impacted by NEEC’s projects.
4. Fulfilling all delegated obligations to consult and (where applicable) accommodate First Nation and Métis communities.
5. Being open to discuss a broader relationship with potentially impacted First Nation and Métis communities and host First Nation and Métis communities.

In putting these principles into practice, NEEC is committed to the following practices:

PRINCIPLE 1

Forming a Collaborative Working Relationship

- » providing notification to potentially impacted First Nation and Métis communities as early as possible
- » providing relevant project information (including information about project impacts) to potentially impacted First Nation and Métis communities in a timely manner and in a format that is meaningful
- » establishing a mutually-agreeable schedule for regularly meeting with Chief and Council or Métis leadership (or their appointed representatives) through the project development and construction phase
- » offering to hold an open house in each potentially-impacted First Nation or Métis community
- » establishing a mutually-agreeable arrangement for the exchange of information during project operations and decommissioning

PRINCIPLE 2

Understanding and Recognition of Rights and Interests

- » early in the project development phase, assessing the nature of any existing aboriginal or treaty rights or unresolved First Nation or Métis claims in the project area
- » learning about First Nation and Métis interests and traditional practices (e.g., harvesting practices, sacred sites, etc.) in the project area
- » providing support to potentially impacted First Nation and Métis communities to allow such communities to undertake a meaningful review of the NEEC project
- » where applicable, employing mutually acceptable methods to identify the community interests of potentially impacted First Nation and Métis communities

PRINCIPLE 3

Understanding and Respecting Cultural Integrity

- » providing training on First Nation and Métis history and law to NEEC employees with project development responsibilities in Canada
- » ensuring that work at project sites does not cause avoidable impacts to archaeological resources
- » maintaining an archaeological protocol that can be tailored to individual projects depending upon circumstances
- » where feasible, involving local First Nation and/or Métis communities or individuals in archaeological field work and construction monitoring

PRINCIPLE 4

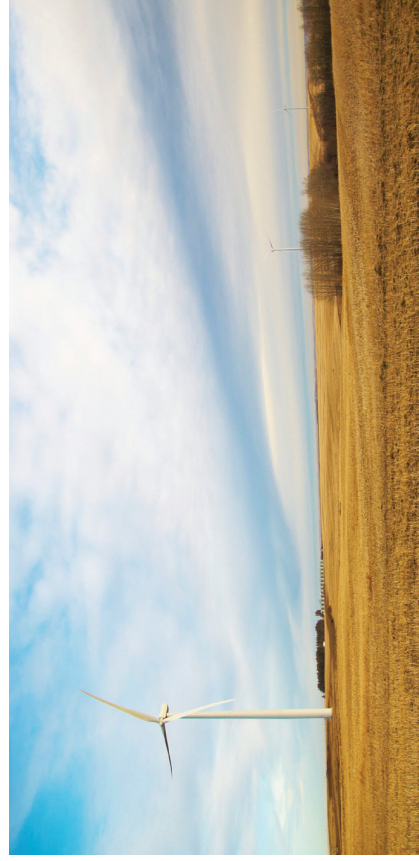
Fulfilling Delegated Consultation and Accommodation Obligations

- » meeting all legally-binding consultation requirements delegated from government
- » taking into consideration any consultation protocol or policy developed by any potentially impacted First Nation and Métis community
- » where applicable, accommodating impacted First Nation and Métis communities

PRINCIPLE 5

Considering a Broader Relationship

- » where applicable, considering opportunities for aboriginal scholarships, cultural funding and/or training in the renewable energy sector
- » where applicable, providing employment opportunities for communities (e.g., advance job postings, targeted recruitment, preferential hiring for qualified members, etc.) to: (a) members of potentially impacted First Nation and Métis; and (b) host First Nation and Métis communities
- » where applicable, providing business opportunities (e.g., communicating project needs, unbundling supply contracts, support for training, preferential contracting, subcontractor requirements, etc.) to qualified, cost-competitive First Nation and Métis businesses





Appendixes

Appendix B

NextEra Energy Canada, ULC Ontario Project – Archaeological Protocol



NextEra Energy Canada ULC Ontario Projects - Archaeological Protocol

NextEra Energy Canada ULC (“NEEC”) is pursuing wind energy projects in Ontario. Under the Ontario Renewable Energy Approvals regulation (the “REA”), there is a requirement to undertake archaeological assessments where the project may impact an archaeological resource.

NEEC is also committed to working collaboratively with potentially affected Aboriginal communities to ensure that archaeological and construction work at project sites does not cause avoidable impacts to archaeological resources. In this regard, NEEC will abide by this protocol and will require its archaeological contractors to acknowledge and respect it as part of their contract for services with NEEC, as well as any additional process agreed to between NEEC and those communities.

NEEC invites comments on this protocol from affected Aboriginal communities and will update and amend it as required for relevance and effectiveness.

WORKING DRAFT

Guiding Principles for Archaeological Work on NEEC Projects:

- This process may be updated and refined to ensure that all archaeological field work is completed in a manner acceptable to all relevant parties, and within the regulations of the Ministry of Tourism and Culture
- NEEC recognizes that each potentially affected Aboriginal community may identify different interests, or specific areas of concern, and that this protocol may need modification to address those specifics
- NEEC is committed to pursuing a positive relationship with Aboriginal communities built on trust, and is committed to ensuring that all archaeological work undertaken is respectful and addresses the needs of the affected community

Objectives:

- To protect aboriginal archaeological resources from avoidable impacts
- To ensure open, respectful, and timely communications between aboriginal communities and NEEC on archaeological matters
- To provide a means of active participation by aboriginal communities in archaeological activities conducted in their traditional territory

- To identify representatives that each party can contact and consult with on matters related to the archaeological process
- To ensure affected Aboriginal communities are aware of any archaeological finds
- To provide a process for dealing with specific issues or unforeseen discoveries as a result of archaeological and construction work

General Process:

1. The archaeological team and NEEC will arrange a meeting with the potentially impacted First Nations and/or Métis communities in the vicinity of the project work area. The meeting would present an overview of the proposed work, including maps showing areas where investigations will be undertaken, and showing any known archaeological sites in the area (Stage 1 assessments).
2. Feedback will be requested from the communities on any known sites of interest for cultural, spiritual or heritage importance. The specific terms on which this information may be provided by the communities will be discussed and agreed to in writing including any confidentiality provisions required, in order to ensure there is prior and informed consent for any use of such information.
3. A request will be made for each community to identify a lead contact called the “liaison” for ongoing communications throughout the archaeological work. NEEC will also consider requests to have a qualified monitor on-site during field work.
4. Where an archaeological monitor is requested, NEEC will make good faith efforts to reach mutually acceptable arrangements with the affected community(ies) for the scope of the monitor’s role, budget for reasonable costs to perform the work, a final monitor’s report and any required insurance coverage and/or training such as safety procedures. Where requests for more than one monitor are received, NEEC will request that any arrangements not result in duplication of roles. These arrangements will be recorded in writing with leadership or authorized staff of the affected community.
5. The consulting archaeologist team will contact the community liaison or monitor, if applicable, at least two (2) business days before going into field, to ensure that they are aware of the work plans, and confirm the following process in the event of a discovery of artifacts or remains.
6. If an artifact is discovered, and it can be determined to be of aboriginal origin, the monitor will be notified, and asked to assist if necessary. The monitor, with the archaeology team, will determine whether the artifact is of significant or of special interest. If specific care must be taken with the item, the monitor should indicate

such. Any artifacts that are removed must be moved to an accredited archaeological repository in order to preserve them and in accordance with the applicable guidelines and standards of Ministry of Tourism and Culture. The monitor will be informed about the location of the repository. Work will continue at the site.

7. If no monitor is available, the designated community liaison will be promptly notified when an artifact of suspected aboriginal origin is found. The liaison will be advised if the artifact will be removed to an Archaeological Repository and the location of the Repository. Work will continue at the site.
8. If a Stage 2 archaeological assessment uncovers aboriginal artifacts requiring a Stage 3 assessment based on the guidelines of the Ministry of Tourism and Culture, the monitor and the consulting archaeologist will determine if there is a need to involve other community members/elders to see the site and discuss its potential implications. If the monitor or liaison expresses concern about whether the site should be considered for a Stage 3 assessment based on its unique cultural, heritage, or spiritual value to the community, a meeting between the archaeologist, liaison, monitor (if applicable) and NEEC shall be convened to discuss the findings, and options for proceeding with the work for appropriate mitigation strategies.
9. If human remains are found, NEEC and its consulting archaeologist will adhere to all applicable laws and regulations. This will require notification of the Police and/or Coroner's office. All work at the site will stop, and the community liaison will be notified immediately. If the site is determined not to be a crime scene, and evidence suggests that the remains are aboriginal, the community liaison must be immediately contacted again to request their attendance at the site.
10. The manner in which the human remains are treated will be determined by the community liaison in accordance with the appropriate regulations and legislation (or other community members as determined by the liaison) in discussion with the consulting archaeologists and the landowner. The process and procedures associated with any recovery, handling, and reburial will be determined by the community liaison.
11. Where human remains are discovered, and a determination of their origin is not possible, all community liaisons will be asked for advice in consultation with NEEC and the consulting archaeologist to determine the best course for recovery and reburial of the remains, or the mitigation of the site.
12. The final archaeological report and details of each artifact of aboriginal origin (including the archaeological repository to which it has been sent) will be



provided to the community liaison when the work has been completed. A plain language summary will also be provided.

Upon completion of the archaeological reports, NEEC will determine in consultation with the community liaison, whether continued field monitoring will be required during construction activities that involve ground disturbance, and if so, the mutually acceptable arrangements for same.

**W O R K I N G
D R A F T**



Appendixes

Appendix C

Community Reference Materials Binder Indexes (Original and Updated)



NextEra Energy Canada, ULC

NextEra Energy Canada - Community Reference Materials

The enclosed binder of materials has been compiled by NextEra Energy Canada to be a helpful resource for community leadership, staff and individuals who are seeking basic information about the wind energy industry and our company. The purpose is to help foster a basic understanding of our industry and our company. This can be an important foundation and a starting point on which to have dialogue about our specific project proposals, as they are brought forward.

This binder is organized into sections that include information on NextEra Energy Canada, our industry and additional references to get more information on renewable energy approvals and our current projects. We have left room in the binder for additional project-related materials as they become available.

Additional copies of all materials can be obtained by contacting NextEra Energy Canada at:

**NextEra Energy Canada, ULC
5500 North Service Road, Suite 205
Burlington, ON
L7L 6W6**

**(o) 905-335-4904
(f) 905-335-5731**



NextEra Energy Canada - Community Reference Materials

TABLE OF CONTENTS

Who is NextEra Energy Canada?

Information from NextEra Energy Canada:

- “Powering our Future”
- “Providing Safe, Clean Wind Energy”

Some “Wind Energy Basics”

Information from Canadian Wind Energy Association and Natural Resources Canada:

- “The win/win of wind energy”
- “Wind is the way forward”
- “Developing wind energy”
- “The sights and sound of wind”
- “Birds, bats and wind energy”
- “Making wind energy a reality”
- “Wind energy benefits you”

Renewable Energy Approvals for Wind Energy Projects

- Information from the Ontario Ministry of the Environment

Where is NextEra in Ontario?

- Map of current and potential projects

Where can I get project information?

- Web site addresses where NextEra Energy Canada project descriptions and studies will be posted.

How to contact NextEra Energy Canada

- NextEra contact information.



Where to get more information about current NextEra Energy Canada wind projects in Ontario.

For:

- Nanticoke Wind Farm (being re-named as the Summerhaven Wind Energy Centre)
- Adelaide Wind Energy Centre

Please go to: <http://www.tcirenewables.com/default.aspx?lang=en&page=projects-ontario>

For:

- Bluewater Wind Energy Centre
- Bornish Wind Energy Centre
- Conestogo Wind Energy Centre
- Durham East Wind Energy Centre
- Goshen Wind Energy Centre
- Jericho Wind Energy Centre

Please go to: <http://www.canadianwindproposals.com/>

Contact us by mail, phone or facsimile at:

NextEra Energy Canada

Contact us at:

NextEra Energy Canada ULC

5500 North Service Road

Suite 205

Burlington, Ontario

L7L 6W6

Telephone: (905) 335-4904

Facsimile: (905) 335-5731



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- “Making wind energy a reality”
- “Wind energy benefits you”

Renewable Energy Approvals for Wind Energy Projects

- Information from the Ontario Ministry of the Environment

Where is NextEra in Ontario?

- Map of current and potential projects

(Updated) Where can I get more information?

- Web site addresses where NextEra Energy Canada project descriptions and project studies will be posted as well as general references on wind energy issues.
- Website address to find links to reports and information on current topics including health issues, property values and Ontario’s energy plan

How to contact NextEra Energy Canada

- NextEra contact information.

(New) Wind Energy News

(New) Project Newsletters

Updated July 18, 2011



Where to get more information about current NextEra Energy Canada wind projects in Ontario, including all current renewable energy application materials.

For:

- Adelaide Wind Energy Centre

Please see: <http://www.tcirenewables.com/default.aspx?lang=en&page=projects-ontario>

For:

- Bluewater Wind Energy Centre
- Bornish Wind Energy Centre
- Conestogo Wind Energy Centre
- East Durham Wind Energy Centre
- Goshen Wind Energy Centre
- Jericho Wind Energy Centre
- Summerhaven Wind Energy Centre (formerly Nanticoke Wind Farm)

Please see: <http://www.canadianwindproposals.com/>



(New) For general information about the following wind energy issues and reference documents:

- o [NextEra Energy Canada Wind Brochure](#)
- o [Health Fact Sheet](#)
- o [Canadian Wind Energy Association website](#)
- o [Ontario's Long Term Energy Plan](#)
- o [Green Energy Act Fact Sheet](#)
- o [A Study of Low Frequency Noise and Infrasound from Wind Turbines – Epsilon Associates](#)
- o [Chief Medical Officer of Health of Ontario Report](#)
- o [Wind Turbine Sound and Health Effects -- An Expert Panel Review](#)
- o [Wind Energy Study - Effect on Real Estate Values in the Municipality of Chatham-Kent, Ontario](#)
- o [The Impact of Wind Power Projects on Residential Property Values in the United States: A Multi-Site Hedonic Analysis – Berkely National Laboratory](#)
- o [Landowners' Guide to Wind Energy in Alberta – Pembina Institute](#)

Please see NextEra Energy Canada, ULC's project information web site at:
<http://www.canadianwindproposals.com/>

Or, contact us by mail, phone or facsimile at:

NextEra Energy Canada, ULC

5500 North Service Road
Suite 200
Burlington, Ontario
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Telephone: (905) 335-4904
Facsimile: (905) 335-5731



Appendixes

Appendix D

List of Projects and Milestone Dates Provided to Aboriginal Communities

NextEra Energy Canada, ULC Ontario FIT Projects
Estimated Timelines for Planning
 Updated: APRIL 2012

These timelines are estimates and subject to change. Field conditions, agency review time, regulatory process and other factors beyond NextEra's control will influence timing.

Project Name	Archaeology Field Work	Draft REA Report Package*	Target to Submit REA Application	MOE REA Decision	Start Construction
Adelaide	January 2012	Late-April or early May 2012	Late-July 2012	February 2013	Late Summer 2013
Bornish	April through May 2012	Late April or early May 2012	Mid-July 2012	February 2013	Late Summer 2013
Bluewater	April through May 2012	Early March, 2012	Late-June, 2012	February 2013	Summer 2013
Conestogo	February/March 2012 (Stage 2)	Completed	Completed	Approved, pending ERT Decision	TBC
East Durham	April through July 2012	October 2012	January 2013	August 2013	Spring 2014
Goshen	April through July 2012	Early August, 2012	Late October 2012	Early June, 2013	Winter 2014
Jericho	April through June 2012	October 2012	January 2013	August 2013	Spring 2014
Summerhaven	TBC	Completed	Completed	March 2, 2012	TBC

* The potential reports for a complete package include most or all of the following reports:

NextEra Energy Canada, ULC Ontario FIT Projects
Estimated Timelines for Planning
Updated: APRIL 2012

Potential Reports Under REA

1. Project Description Report
2. Plain Language Summary Reports
3. Stage 1 Archaeological Assessment Report
4. Stage 2 Archaeological Assessment Report
5. Stage 3 Archaeological Assessment Report, if required and typically done after submission of REA.
6. Heritage Assessment Report
7. Construction Plan Report
8. Consultation Report (including Aboriginal Consultation Report containing a Table of Concordance to other reports concerning any *pre-identified* "Aboriginal Values" or issues lists)
9. Decommissioning Plan Report
10. Design and Operations Report (includes Environmental Effects Monitoring Plan and Emergency Response and Communication Plan)
11. Natural Heritage Assessment Report (includes Records Review, Site Investigation, Evaluation of Significance and Environmental Impact Study)
12. Noise Study Report
13. Site Plan Report
14. Wind Turbine Specification Report
15. Water Body and Water Assessment Report



Appendixes

Appendix E

NextEra Energy Canada, ULC Archaeology Communiqué, Spring 2012



SPRING/SUMMER 2012 ARCHAEOLOGICAL UPDATES

In the Fall 2011 we provided you with a second update on NextEra Energy Canada, ULC (“NEEC”) fieldwork that is required for its wind projects in southern Ontario. This work will continue in Spring 2012 once fields are ploughed and weathered. This update is to continue our ongoing communications about the work.

Field Work Planned

The following work will take place:

Project*	Work Planned and Consultant Name	Timeframe
Conestogo	Archaeological Consultant: Archaeological Services Inc. Contact: Andrew Riddle E-Mail: ariddle@iasi.to	Early spring once ploughing and soil weathering is complete.
	Independent Monitor, Saugeen Ojibway Nations Environment Office: Individual to be confirmed through SON EO	
	Work Description: The work will complete the Stage 2 archaeological surveying and will be conducted in accordance with the 2011 Ministry of Tourism, Culture and Sport’s (MTCS) Standards and Guidelines. The lands will be ploughed and allowed to weather for at least 2 significant rainfalls. This will be followed a pedestrian survey led by a licensed archaeologist. The surveying will be done only when there is at least 80% ground visibility. A representative sample of archaeological artifacts that are found will be picked up, documented, and archived at an appropriate repository according to MTCS requirements. A Stage 2 Archaeological Assessment report will be completed that describes the study and any artifacts found and will be submitted to MTCS for review and to interested Aboriginal communities.	

Project*	Work Planned and Consultant Name	Timeframe
	The remaining fieldwork will require only 1 day to complete and includes pedestrian survey of one MET tower location and one electrical line corridor	
East Durham	Archaeological Consultant: Scarlett Janusas Archaeological And Heritage Consulting Contact: Scarlett Janusas, E-mail: jscarlett@amtelecom.net	Spring 2012
	Independent Monitor, Saugeen Ojibway Nations Environment Office: Individual to be confirmed through SON EO	
	Work Description: The work is to start and complete stage 2 archaeological surveying. The lands will be plowed and allowed to weather for at least 2 significant rainfalls. This will be followed a pedestrian survey led by a licensed archaeologist. Land surveyors walk side by side and mark 5 metre intervals on cultivated fields. The surveying will be done when there is at least 80% ground visibility and the soil has been weathered by rain. That is why a set start date cannot be given. Any archaeological artifacts that are found will be picked up, documented, and archived at an appropriate repository according to Ministry of Tourism and Culture (MTC) requirements. A Stage 2 Archaeological Assessment report will be completed that describes the study and any artifacts found and will be submitted to MTC for review and to interested Aboriginal communities. The surveying is expected to take 5 to 10 days to complete. Stage 2 will be conducted as per the 2011 MTC Standards and Guidelines.	

Project*	Work Planned and Consultant Name	Timeframe
<p>Adelaide and Bornish</p>	<p>Archaeological Consultant: Golder Associates Contact: Jeff Muir, Field Manager E-Mail: Jeffrey_Muir@golder.com</p>	<p>Spring 2012</p>
	<p>Independent Monitors: Brandy George Archaeological Services Inc. Contact: Brandy George, Monitoring Archaeologist Wayne Hill, Two Row Archaeology</p>	
	<p>Work Description The goal is to conduct the remaining Stage 2 archaeological fieldwork. This will consist of a pedestrian survey led by a licensed archaeologist. Field archaeologists walk side by side at 5 metre intervals on cultivated fields. The surveying will be conducted when there is at least 80% ground visibility (i.e. crops have been harvested and the land re-ploughed) and the soil has been weathered by rain.</p> <p>A large portion of the work has been done on each project but this fieldwork will accommodate any changes made to the wind farm design layout and to any modifications to the proposed transmission lines.</p> <p>Any archaeological artifacts that are found will be documented, and a sample will be picked up, catalogued, and archived at an appropriate repository according to Ministry of Tourism, Culture and Sport requirements.</p> <p>A Stage 2 Archaeological Assessment report will be completed that describes the study area and any artifacts found. It will be submitted to Ministry of Tourism, Culture and Sport for review and to interested Aboriginal communities. This will supplement the Stage 2 Archaeological Assessment reports already submitted for these projects.</p> <p>The work schedule is currently being developed but is expected to take place throughout the spring. Field ploughing and weather may affect the schedule and duration of the field work.</p>	

Project*	Work Planned and Consultant Name	Timeframe
<p>Bluewater, Goshen and Jericho</p>	<p>Archaeological Consultant: Golder Associates Contact: Jeff Muir, Field Manager E-Mail: Jeffrey_Muir@golder.com</p>	<p>Spring 2012</p>
	<p>Independent Monitors: Brandy George Archaeological Services Inc. Contact: Brandy George, Monitoring Archaeologist</p>	
	<p>Work Description: The goal is to conduct the remaining Stage 2 archaeological fieldwork. This will consist of a pedestrian survey led by a licensed archaeologist. Field archaeologists walk side by side at 5 metre intervals on cultivated fields. The surveying will be conducted when there is at least 80% ground visibility (i.e. crops have been harvested and the land re-ploughed) and the soil has been weathered by rain.</p> <p>This work is a continuation of the fieldwork already conducted by Golder with Brandy George's assistance in the fall of 2010 and throughout 2011.</p> <p>Any archaeological artifacts that are found will be documented, and a sample will be picked up, catalogued, and archived at an appropriate repository according to Ministry of Tourism, Culture and Sport requirements.</p> <p>For the Bluewater project, a Stage 2 Archaeological Assessment Report has already been submitted for the wind farm layout and the additional report submitted in the spring of 2012 will deal with the transmission line field work and any modifications to the existing wind farm layout. For both Goshen and Jericho, a Stage 2 Archaeological Assessment report for each project will be completed that describes the study area and any artifacts found. All reports will be submitted to the Ministry of Tourism, Culture and Sport for review and to interested Aboriginal communities.</p> <p>The work is anticipated to last for about 6 to 8 weeks.</p>	

Project*	Work Planned and Consultant Name	Timeframe
	Field ploughing and weather may affect the schedule and duration of the fieldwork.	
Summerhaven	<p>Archaeological Consultant: Golder Associates Contact: Jeff Muir, Field Manager E-Mail: Jeffrey_Muir@golder.com</p>	Spring 2012
	<p>First Nation Monitor with Golder Crew: Jason Silver (for Six Nations of Grand River) Sheila Silver (for Six Nations of the Grand River) Jedekiah Secord (for Mississaugas of New Credit)</p> <p>Independent Monitor: Wayne Hill, Two Row Archaeology</p>	
	<p>Work Description: The Stage 1 desktop study is completed and the Stage 2 archaeological fieldwork is about 95% done. All diagnostic artifacts and a sample of other artifacts have been collected and catalogued, while others were left <i>in situ</i>.</p> <p>Curated artifacts are kept securely in Golder's office as per Ministry of Tourism and Culture regulations and recorded as part of the Ontario Archaeological Sites Database. There have been about 900 sites found to date, with some portions of the proposed transmission line and collector cables still to be surveyed.</p> <p>About 150 sites have undergone Stage 3 archaeological assessment to date, with other sites recommended for Stage 3 archaeological assessment avoided through wind farm layout changes. Stage 4 work has already been conducted on 7 sites. This year's fieldwork will still follow the first priority of avoidance, but as the wind farm design advances, this becomes more difficult. Where avoidance is not possible, Stage 4 excavation, documentation and cataloguing is required.</p>	

Please see the enclosed map for the general locations of all current NEEC wind projects.

As explained above, the exact start date in of site work depends on weather and soil conditions. We cannot predict a specific date but certainly will begin as soon as fields are ploughed and soils are weathered.

Field Briefings

NEEC and its archaeological consultants will arrange a field briefing for communities who wish to send a representative to meet directly with the archaeological consultant. The field briefing is a suggestion we received from one of the interested communities in 2010. They would last about 1 hour.

Field briefing arrangements will be made based on requests we receive by April 1, 2012.

The field briefing is described in NEEC's Ontario Projects Archaeological Protocol (enclosed). We would like the field briefing to include:

1. Opportunity to meet the personnel involved in this work, including any monitors who will be on site
2. Description of archaeological fieldwork plans and locations
3. Discussion of NEEC's Archaeological Protocol and roles of the archaeological crew and monitors
4. Receive any advice or direction from community representatives that may help us to complete this work in a respectful and thorough way
5. Ensure all involved parties know who the appropriate contact persons are, and how to contact them

Contact Information

For any questions about field briefings, or to request additional arrangements for monitoring, please contact the coordinating archaeologists above **by April 1, 2012** and R. D. (Bob) Waldon of Bedford Consulting & Associates, who is coordinating the Aboriginal consultation work at:

Bob Waldon
Bedford Consulting & Associates
e-mail: rdwaldon@bedfordC4.com
1-905-838-4256

If you have any questions about the archaeological field work itself, please contact:

Tom Bird
Project Manager, Environmental Services
NextEra Energy Canada, ULC
1-905-335-4904



Appendixes

Appendix F

Aboriginal Community Consultation Protocols



Appendixes

Appendix F.1 Aamjiwnaang First Nation

Consultation Protocol—Aamjiwnaang

1. Preamble

The Aamjiwnaang First Nation, formerly known as the Sarnia Indian Reserve 45 or Chippewas of Sarnia First Nation, is a First Nations community of about 1000 Anishinabek people residing on reserve land along the shores of the St. Clair River near Sarnia, Ontario. The reserve land is the result of Treaties 27 ½ and 29 that were negotiated with the Crown in the 1820's. These treaties of the "Huron Tract" offered some compensation to the First Nation for the land surrendered, established reserves, and form the basis for Aamjiwnaang First Nation's treaty rights.

Though the reserve is the current location of the Anishinabek people of Aamjiwnaang, the traditional territory that Aamjiwnaang's ancestors inhabited covers much of south western Ontario and the Great Lakes Region, including significant territory in what is now Michigan. It is a habitat for distinctive flora and fauna and is known for its main waterway, the St. Clair River. Aamjiwnaang First Nation and its ancestors have been living, hunting and fishing in this territory since time immemorial. The people of Aamjiwnaang First Nation therefore assert aboriginal rights throughout this region.

Aamjiwnaang's environment is unique and as Anishinabek people they are given the responsibility as caretakers of Mother Earth. Aamjiwnaang's reserve lands are now bordered by significant industrial and petro-chemical developments, and there are significant concerns about the short and long term impacts of the presence and growth of these industries. Environmental remediation activities are carried out by Aamjiwnaang in response to concerns about the land, water, air, animals and people situated within Aamjiwnaang's territory and in an effort to continue to preserve the traditional ways of the community. Efforts to protect and restore the natural environment are, however, not limited to efforts which involve its own residents. The First Nation is also actively engaged in applying its own high standards of environmental concern and management to a range of external issues, including proposed project activities by Industries and Government in the traditional territory.

2. Guiding Principles:

Aamjiwnaang First Nation understands the following basic principles to be a key part of any consultation and accommodation discussion.

- a. The Guidelines listed in this document are the minimum requirements for consultation and accommodation and are the expectations of Aamjiwnaang with respect to consultation and accommodation.
- b. Aamjiwnaang has inherent treaty rights and aboriginal rights as well as a traditional territory and must be consulted with on any project that will or might have an impact on these rights.
- c. All parties must recognize that the duty to consult and accommodate with Aamjiwnaang rests with the Crown (Federal and Provincial Governments) and that all authority for decision-making and approvals will remain on a government-to-government basis.
- d. All proponents must commit to satisfying all environmental regulations and to seek best practice solutions and to use best available technology as regards any environmental concerns on any project within Aamjiwnaang's traditional territory. Aamjiwnaang must be made aware of any real or potential risks to health and safety, and every measure should be provided to avoid impacting the health of the Aamjiwnaang people.
- e. Proponents, the Crown, and the First Nation will approach meetings in good faith, with respect, and with a desire to be flexible and seek a fair agreement for all parties.
- f. Proponents, in their desire to complete projects in a reasonable time frame, should seek to satisfy all relevant federal and provincial guidelines and legislation for the project.
- g. Consultations and negotiations should be held with full disclosure that includes, but should not be limited to, detailed project reports, details about regulations and fees that relate to the property or development in question, and any information given also to the Crown to satisfy regulatory measures.
- h. All consultation and negotiation should be free of all coercion (including financial and time constraints), and should begin as soon as possible to ensure First Nations are included before irreversible decisions are made.
- i. That all parties recognize that consultation is an on-going process that spans the life of a project through construction, operation, and decommissioning. Therefore, any agreements resulting from this process should allow for the possibility of renegotiation if the circumstances surrounding the agreement change.
- j. Decisions should be made by consensus wherever possible. There must be a willingness to provide accommodation for the reasonable concerns of Aamjiwnaang before the project proceeds.

- k. Nothing in this document shall offer any justification for taking away or superseding treaty and/or aboriginal rights within the meaning of Section 25 and 35 of the Constitution Act, 1982 or the duty to consult and accommodate.
- l. Nothing in this document shall be considered an endorsement by Aamjiwnaang of any current legislation, regulations, policies, procedures, or practices of the Crown or proponents in Aamjiwnaang's traditional territory where Aamjiwnaang has no meaningful role in their development or administration, or do not reflect the reconciliation of the relationship between the Crown and Aamjiwnaang.
- m. Nothing in this protocol implies consent or approval of any past, existing, new, or ongoing activities within Aamjiwnaang's traditional territory.

3. Definitions:

Aamjiwnaang First Nation: Means the aboriginal people within the meaning of section 35 of the Constitution Act, 1982, which is a First Nation, and a Band pursuant to the Indian Act. The First Nation is formerly known as the Chippewas of Sarnia. The First Nation's reserve is located near Sarnia, Ontario and is un-ceded land.

Aamjiwnaang Rights (Aboriginal Rights): Aamjiwnaang members have Aboriginal rights within the meaning of Section 25 and 35 of the Constitution Act, 1982 which are collective and not individual. The rights belong to the community and arise from presence, occupation and practice on the land prior to European contact. These rights continue to exist unless modified or extinguished by treaty.

Aamjiwnaang Title (Aboriginal Title): is a common law property interest in land. Aboriginal title arises from occupation of Canada by Aboriginal peoples prior to the *Royal Proclamation of 1763*. Aboriginal title is a collective right to land held by all members of an Aboriginal nation.

Accommodation: An amicable agreement achieved by consultation between two or more parties to deal with concerns and to avoid irreparable harm or to minimize the effects of infringement by seeking compromise in an attempt to harmonize any conflicting interests.

Activity: Any legislation, regulation, policy, procedure, plan, tenure, grant, license, permit, restriction, amendment, approval, authorization, transfer, transaction, operation, or other activity, which may have an impact on Aamjiwnaang's Aboriginal Title or other Aboriginal Rights.

Consultation: A deliberation, in good faith, on a matter involving two or more parties having concern for the consideration of a First Nation's wishes in planning and acting; with a mutual goal of arriving at an agreeable decision prior to any undertaking by any party.

Crown: Her Majesty in right of Canada and Her Majesty in right of Ontario and their respective governments and agencies.

Information: Refers to materials that can be disclosed in accordance with applicable law

Impact: Any adverse effect that any activity may cause to the Environment within Aamjiwnaang's traditional territory or the health of Aamjiwnaang or any of its members or any Aamjiwnaang right.

Proponent: A person, including corporations, which may include the Crown, who proposes a project to be implemented that may affect Aamjiwnaang interests.

Reserve: Refers to the un-ceded land near Sarnia, ON that was set aside under Treaty 27 ½ and 29 for the Sarnia band, now known as Aamjiwnaang First Nation and formerly known as the Chippewas of Sarnia.

Traditional Territory: The Traditional Territory of Aamjiwnaang is not confined to its reserve boundaries, but rather to the area of past occupation and land use. For this purposes of this consultation protocol, the Traditional territory of the Aamjiwnaang First Nation stretches along the shores of Lake Huron, north to Goderich, east to Stratford and south to Point Pelee.

4. Consultation principles

The Crown must initiate consultation at the earliest stage in the decision-making process before decisions are made that infringe on Aamjiwnaang title or rights, and without Aamjiwnaang first having to raise questions about the proposed activity. Consultation must occur at all stages of any proposed activity that potentially impact on asserted or recognized rights of Aamjiwnaang, including legal or policy changes, strategic planning, scientific or technical decision making, operational decisions, environmental assessments, impact assessments, approvals which may lead to a permit, license, lease, or change in land status, and any amendment to any such decisions.

The consultation process, while involving non-crown proponents, shall have an ongoing government-to-government relationship based on the recognition and affirmation of the aboriginal and treaty rights and aboriginal title of the people of Aamjiwnaang. The concerns, interests, and ideas of Aamjiwnaang must be integrated into the decisions or developments that impact their territory, rights, or title.

Consultation with Aamjiwnaang must be separate and distinct from consultation with other interest groups.

The Crown or its designate shall provide all necessary financial or other resources required by Aamjiwnaang in order to effectively participate in all aspects of the consultation.

All discussions must be undertaken in good faith, and all alternative options must be available, including a “no-activity” option if the impacts of the decision or development are expected to cause undue infringement on Aamjiwnaang’s rights, title, or people.

Aamjiwnaang must be prioritized in any strategic level decisions, before operational decisions are undertaken. Resources and time must be provided to Aamjiwnaang in order to conduct the necessary studies or reviews to better understand the potential impacts or infringements that may occur as the result of an activity.

5. Anticipated Outcomes:

It is the desired hope that all consultations will result in fair and mutually beneficial meetings that are conducted in good faith, without prejudice, and designed to incorporate Aamjiwnaang into the decision making process. It is further expected that the Crown and Proponents must accommodate and/or mitigate any activity that may infringe on Aamjiwnaang’s Aboriginal title, rights, or interests.

Common types of Accommodation include, but are not limited to:

- Modification of the project, including scope, scale, or technology changes
- Employment
- Joint Ventures
- Co-management of resources
- Joint land use planning
- Training
- Limiting resource extraction and harvesting
- Conservation measures
- Hunting access
- Environmental protections and ongoing monitoring
- Alternate land arrangements
- Relocation
- Alternative food source compensation
- Equity in companies
- Preferential contracts for services
- Community-use buildings
- Financial compensation
- Compensatory damages for past infringements or impacts

- Other arrangements

6. Responsibilities of Each Party

6.1 Crown

The Crown is responsible to:

- Respect and uphold the treaty and aboriginal rights enshrined in the Constitution Act, 1982 related to First Nations.
- Consult with and seek accommodate for Aamjiwnaang whenever there is an activity that may or will impact the treaty and aboriginal rights of the community.
- Work with Aamjiwnaang on a government-to-government basis.
- Uphold the honour of the Crown.
- Consider and give reasonable consideration to Aamjiwnaang rights and interests.

6.2 Proponent(s)

The Proponent is responsible to:

- Recognize that Aamjiwnaang is a level of government that seeks to uphold the treaty and aboriginal rights held by Aamjiwnaang community members.
- Ensure that good faith consultation and flexibility guide relations with the Aamjiwnaang community with an aim to seeking mutually beneficial solutions.
- Recognize that an activity cannot be permitted within Aamjiwnaang's traditional territory without consultation and accommodation with Aamjiwnaang.
- Recognize that the duty to consult rests with the crown and that any decision or agreement reached must ultimately be made on a government to government basis.
- Provide contact persons and all information in a timely manner to ensure that good communication is the cornerstone of effective and transparent consultation.
- Provide adequate details and information about the project and any associated timelines or project schedules.

6.3 Aamjiwnaang

Aamjiwnaang is responsible to:

- Provide information to Proponents and the Crown when asked related to the Aboriginal Rights and Treaty Rights asserted on or near the activity under discussion.
- Provide contact person(s) for whom inquiries could be made regarding the status and execution of the consultation process of Aamjiwnaang.
- Represent the views of community members at all times.

- Make a reasonable effort to provide Aamjiwnaang members with adequate notice of all major projects and time allowances for comments.
- Monitor compliance by all parties of the consultation and accommodation process.
- Operate in good faith and with a desire to seek mutually beneficial outcomes wherever possible.
- Provide information and guidance in order to ensure that activities are undertaken with consideration of the land-use principles and potential impact on sites of cultural, spiritual, or heritage interest.

7. Funding and Capacity to meet Consultation Needs:

The Crown is responsible for providing funding and capacity to enable First Nations and Proponents to hold meaningful discussions about activities and for both parties to understand the issues at stake. This funding is critical for the consultation process in order to proceed without delays.

Proponents must recognize that the Aamjiwnaang First Nation often does not have the internal capacity or resources necessary to meet all consultation goals without outside funding. Proponents must recognize that Aamjiwnaang does not receive adequate resources to undertake all consultation requests received. Proponents may be asked to provide capacity for various portions of the consultation process.

Consultation needs are often extensive, including:

- Hiring Aamjiwnaang members to review and meet with proponents.
- Hiring outside experts or staff to provide critical analysis.
- Completion of third-party reviews of Environmental Assessment documents or Legal agreements.
- Travel, accommodation, and other honoraria.
- Administrative costs.
- Other costs.

The necessity of consultation and accommodation and the lack of capacity of Aamjiwnaang requires proponents to meet many of the capacity and consultation costs associated with the process to ensure the meeting of deadlines and deliverables in a timely manner. Costs may also rise or decrease depending on the size, scope, and community involvement necessary to hold adequate and good faith consultations. Proposed budgets will be developed and shared with the proponent throughout the process.

8. General Consultation and Accommodation Steps

The following outlines the general process of consulting and accommodating Aamjiwnaang.

1. Initial Contact: Notice of a proposed project or decision is made to Aamjiwnaang. Any notice must be submitted to the Chief, the Council, and the Health and Environment Committee. Proponents must submit adequate information and details about the proposed activity including:

1. The appropriate contact person and his or her contact information
2. Reference maps of the proposed project site or area
3. Information about the activity and potential impacts in plain language format, including potential impact on resources and land
4. Information on the anticipated economic impact on Aamjiwnaang and on surrounding communities
5. The timeframe or activity schedule with critical dates identified
6. Information about the potential impacts on treaty or aboriginal rights

2. Information Sharing: Following an internal review, a response will be sent to the proponent, indicating the next steps and the appropriate contact person at Aamjiwnaang. This will likely take one of three forms:

1. More information is required from the proponent or the Crown to adequately assess the proposal
2. At this time Aamjiwnaang is not interested in entering into a full consultation process, however the proponent should continue to inform Aamjiwnaang throughout the process, especially if there are any changes in scope or expected impact.
3. Aamjiwnaang is considering entering into a full consultation process and requires more information and capacity.

3. Pre-Consultation: If the response is to consider entering a full consultation process, the Proponent will be asked to provide more information and attend meetings. Details of the process, budget, and information required will be discussed. This stage in the process will lead to one of three responses

1. More information is required from the proponent or the Crown to determine whether there are potential or real impacts on constitutional rights or title issues.
2. At this time Aamjiwnaang is not interested in entering into a full consultation process, however the proponent should continue to

inform Aamjiwnaang throughout the process, especially if there are any changes in scope or expected impact.

3. Aamjiwnaang requires the proponent or Crown to enter a full consultation process.

4. **Consultation:** If the response following pre-consultation is 3, the proponent may be asked to sign a consultation agreement or memorandum of understanding. This agreement will identify the process and requirements to complete the consultation and accommodation process, and may include:

1. A request for more information, including plain language summaries
2. A request to participate in meetings with Chief and Council, the Health and Environment Committee, the community as a whole, or other groups as required.
3. A request for capacity to undertake the necessary review of the proposal, including expert legal, technical, or other advice
4. A request to undertake more studies, or to expand on existing studies.

Following the consultation process, an internal analysis of the potential or real impacts will be undertaken. The results of this analysis will determine whether there is a need to progress to the next step, accommodation and mitigation.

5. **Accommodation and Mitigation:** Following the further studies and analysis undertaken in step 4, Aamjiwnaang will negotiate with the proponent or Crown to determine the requirement to develop mitigation strategies or accommodations for the potential or real impacts.
6. **Reconciliation:** Following the end of the consultation process, Aamjiwnaang will provide a response to the Crown and proponent indicating that the consultation process has been completed, and whether the interests and rights of Aamjiwnaang have been accommodated. The response may include agreeing to the proposal as described, agreeing to the proposal with conditions and accommodations, agreeing to abandon or postpone the proposed project, or no agreement.

9. Dispute Resolution

In order to avoid resorting to the court system, if at any point throughout the consultation process the parties feel that an agreement cannot be reached they may opt to pursue a dispute resolution process.

Any dispute resolution process must be:

- conducted in a manner where Aamjiwnaang has equal decision making power;
- conducted in an impartial and mutually acceptable manner; and
- conducted in a timely manner.

The process of consultation shall cease for the duration of a dispute resolution process.

The Crown, Aamjiwnaang, and the Proponent must be parties to any dispute resolution process.

If the parties required in a dispute resolution by subsection 15.4 deem it appropriate they may agree to grant standing to any Aamjiwnaang Member or party in a dispute resolution.

A third party may receive standing in a dispute resolution.

A dispute resolution process may be sought where the end result of the consultation process is 'no agreement.'

10. Existing Activities Affecting and Impacting Aamjiwnaang

The Crown must work with Aamjiwnaang to review past decisions about activities undertaken in Aamjiwnaang's traditional territory and reserve lands that were made without honourable consultation and accommodation and continue to affect and impact Aamjiwnaang in the present.

The Crown or Third Parties must inform Aamjiwnaang about existing activities undertaken by the proponent or Crown in the traditional territory or reserve lands of Aamjiwnaang when proposing any new activities or changes to existing uses.

11. Review and Amendment

Aamjiwnaang shall review this policy regularly on at least an annual basis.

Ongoing consultations are not affected by this policy that began before the signing date unless agreed upon by all parties.

This agreement was approved on June 22, 2010 . The First Nation reserves the right to establish new procedures, fees, or consultation measures at any time.

AAMJIWNAANG FIRST NATION TREATY TERRITORY

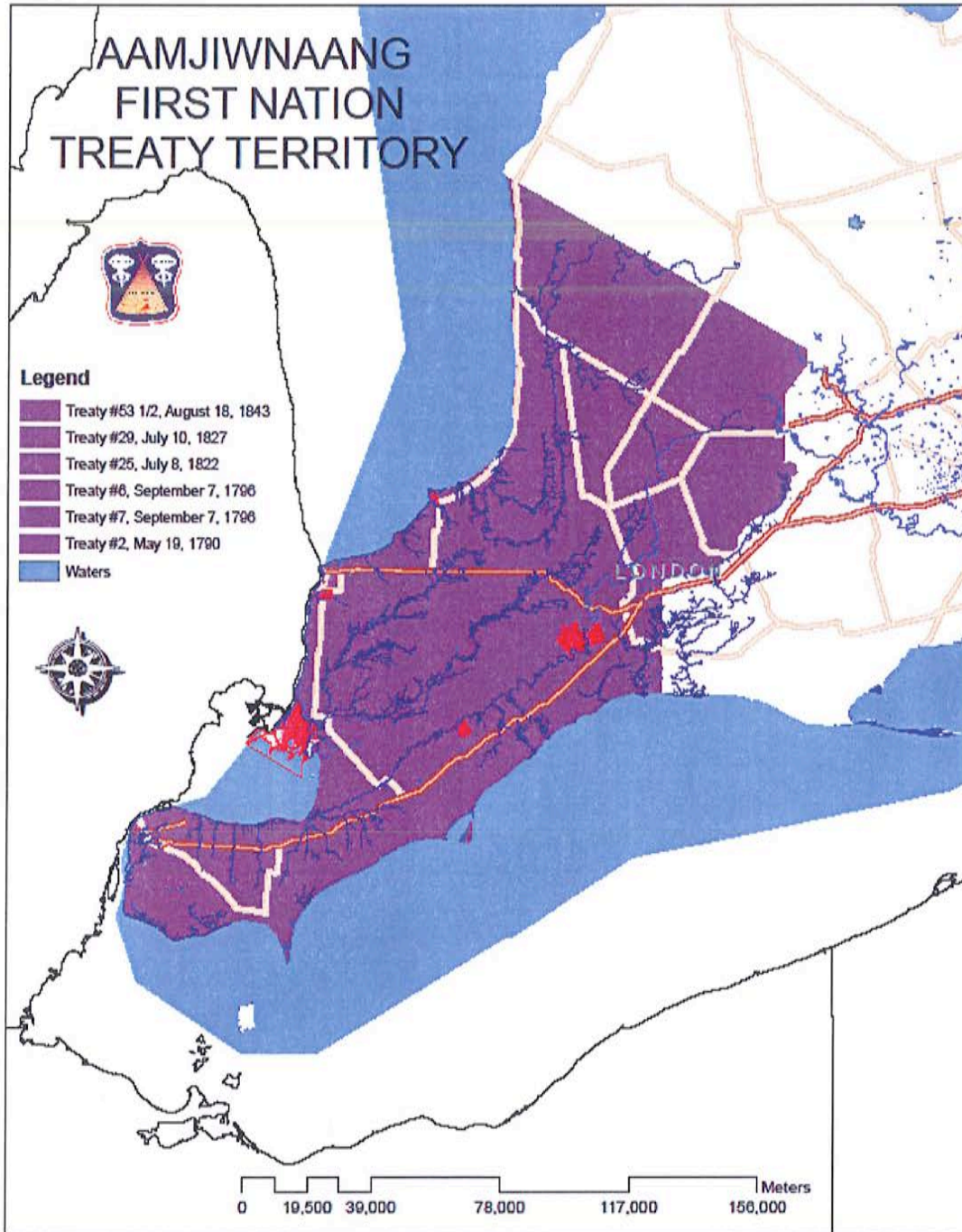


Legend

- Treaty #63 1/2, August 18, 1843
- Treaty #29, July 10, 1827
- Treaty #25, July 8, 1822
- Treaty #6, September 7, 1796
- Treaty #7, September 7, 1796
- Treaty #2, May 18, 1790
- Waters



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Appendixes

Appendix F.2 Six Nations Elected Council

Six Nations Consultation Policy



Six Nations of the Grand River Land Use Consultation & Accommodation Policy

A Policy for Obtaining Free, Prior, and Informed Consent from Six Nations

1. Preamble

Six Nations of the Grand River is the largest First Nation by population in Canada. The current territory spans 46 500 acres and is bordered by the Mississaugas of the New Credit First Nation and the counties of Norfolk, Brant, and Haldimand. This territory represents only 4.8% of the 950,000 acres of the Haldimand Tract lands that were granted to Six Nations by the Haldimand Proclamation in 1784.

As the official governing body of the territory and working with all Six Nations Community Members, Six Nations Elected Council (SNEC) on behalf of the people of Six Nations of the Grand River has interests in and a duty to protect land within the Haldimand Tract. These interests include unsurrendered lands; conditionally surrendered lands which are subject to unfulfilled conditions; and the Grand River including the river bed. Additionally Council asserts a responsibility to protect the land, air, and water within the wider area specified by the 1701 Fort Albany/Nanfan Treaty. By 1995, Six Nations has filed with the Federal Crown, 29 specific claims with more to be researched. At this time, the Federal Crown is typically taking between 10-20 years to review and settle specific claims. However, in 1995 when Six Nations commenced a court action against the Crown requesting an accounting of all the real and personal property that Six Nations should have had from the Haldimand Tract, the Government of Canada ceased any attempts to settle the claims submitted under the Specific Claims Policy. The Crown's failure to settle these claims has resulted in land disputes that harm relations and waste both money and resources. This failure has resulted in frustration for developers, municipalities, communities, as well as the people of Six Nations.

2. Policy Statement

Six Nations Elected Council (SNEC) requires that the Crown, Proponents and municipalities consult with SNEC in good faith in order to obtain its free and informed consent on behalf of Six Nations of the Grand River prior to SNEC approval of any project potentially affecting Six Nations' Interests. SNEC expects that effective mechanisms shall be provided by the Crown and/or Proponent for just and fair redress for any significant development activities; and all parties shall take appropriate measures to mitigate adverse environmental, economic, social, cultural or spiritual impacts. SNEC supports development that benefits the people of Six Nations and is conducted in a manner that is cognisant and respectful of the water, air, land, rights and interests of the people of Six Nations. SNEC fully expects all Proponents, municipalities and the Crown to respect this policy.

3. Guiding Principles

The following principles shall guide all consultation and accommodation endeavours.

- 3.1 The process of consultation and accommodation must be guided by the principles established by the United Nations Declaration on the Rights of Indigenous Peoples. At a minimum this must include:
 - (i) a lack of any and all coercion including, but not limited to, financial and time constraints;
 - (ii) commencing consultation at the onset of a project, prior to decisions being made; and
 - (iii) full disclosure including, but not limited to, detailed reports on the project and the property; details of all federal, provincial, and municipal fees and taxes related to the property; and information as to the purchase price of the property.
- 3.2 The decision-making process must be proactive, holistic, and strategic in scope that works toward joint planning approaches. Decisions should be made by consensus wherever possible.
- 3.3 The process shall have an ongoing government-to-government relationship based on the recognition of Six Nations inherent rights, treaty rights, and title. Six Nations must have a formal role in all decisions influencing and impacting the territory at all levels reasonably necessary to protect the rights and interests of Six Nations. SNEC must not be just considered part of a larger Ontario community who might be consulted.
- 3.4 The process shall have respect for the sacred bonds between Six Nations and the land, through long term agreements that provide measures to protect the land and resources that Six Nations relies on to sustain its culture, Community, and economy.
- 3.5 There shall be available financial resources for Six Nation's full and effective participation in all aspects of the consultation and accommodation process.
- 3.6 There must be a willingness to provide accommodation for the reasonable concerns of Six Nations prior to the commencement of the project.
- 3.7 There must be a willingness to engage in a jointly accepted dispute resolution process in the event an agreement cannot be reached.
- 3.8 There must be a commitment to deal with each development on an individual and flexible basis. The controlling question in all situations must be what is required to maintain the honour of the Crown and to effect reconciliation between the Crown and Six Nations peoples with respect to the interests at stake.

4. Application

- 4.1 This policy and related procedures apply to any and all Federal, Provincial and Municipal land use policies or regulations; all land use development projects within the Haldimand Tract; and any proposed land projects outside of the Haldimand Tract that may reasonably be seen to affect the rights and interests of Six Nations as outlined in the Policy Statement section above.
- 4.2 This policy does not apply to land use projects proposed by Members of Six Nations within the Six Nations territory.

5. Enforcement

- 5.1 If a Proponent or the Crown fails to abide by this policy SNEC may take one or more of the following actions:
 - (i) legal action;
 - (ii) publication of projects that are not in compliance with the policy; and
 - (iii) any other action deemed reasonable.

6. Definitions

- 6.1 Accommodation – an amicable agreement achieved by consultation between two or more parties to reconcile Six Nations concerns and to avoid irreparable harm or to minimize the effects of infringement by seeking compromise in an attempt to harmonize any conflicting interests. Accommodation may include, but is not limited to:
 - (i) Partnerships;
 - (ii) joint ventures;

- (iii) revenue sharing;
 - (iv) employment and educational opportunities; and
 - (v) other arrangements that benefit the Six Nations Community.
- 6.2 Consultation – a deliberation, in good faith, on a matter involving two or more parties, having concern for and consideration of Six Nations’ wishes in planning and acting; with a mutual goal of arriving at an agreeable decision prior to any undertaking by either party.
- 6.3 Haldimand Tract – the land six miles on either side of the Grand River from its source to Lake Erie granted to Six Nations by the Haldimand Proclamation of October 25, 1784
- 6.4 Major projects – Projects that SNEC believes have a reasonable potential to cause environmental damage, result in non-compensable damage, or projects on lands to which Six Nations has a strong *prima facie* case for recognition or restoration of beneficial title. These projects may include, but are not limited to:
- (i) Some estate residential developments;
 - (ii) large residential developments;
 - (iii) commercial and industrial developments;
 - (iv) changes to Municipal or Provincial land use policies or plans;
 - (v) major transportation projects;
 - (vi) projects that border and/or cross the Grand River;
 - (vii) aggregate resource projects
 - (viii) energy, electric and water projects, and associated transmission or transportation;
 - (ix) waste management facilities;
 - (x) projects deemed Special Projects by SNEC. (*amended by LAR#8-02/25/2010*)
- 6.5 Minor projects – Projects that SNEC believes present very little potential for negative effects on the environment, cultural, social and economic damage, or infringement on Six Nations’ Interests, and Treaty rights. These projects may include, but are not limited to:
- (i) severances;
 - (ii) variances;
 - (iii) lot line adjustments;
 - (iv) garden suites;
 - (v) some estate residential developments; and
 - (vi) the majority of notices outside of the Haldimand Tract not deemed to be Special Projects.
(*amended by LAR#8-02/25/2010*)
- 6.6 Proponent – A person including corporations, which may include the Crown, who proposes a minor or major project to be implemented that may affect Six Nations’ Interests.
- 6.7 SNEC – Six Nations Elected Council including its authorized agents and employees.
- 6.8 Special Projects – Projects of a significant size or importance that have a reasonable potential to affect Six Nations Interests or infringe on Six Nations rights. (*amended by LAR#8-02/25/2010*)
- 6.9 Six Nations Interests – SNEC asserts their interest in the following lands:
- (i) Unsurrendered lands within the Haldimand Tract;
 - (ii) Conditionally surrendered lands which are subject to unfulfilled conditions;
 - (iii) The Grand River including the river bed; and
 - (iv) The 1701 Fort Albany/Nanfan Treaty territory.
- 6.10 Six Nations Land Use Consultation Team – A panel delegated by SNEC, as per the *Six Nations Land Use Consultation Team Terms of Reference*, to carry out the process of consultation and accommodation on behalf of SNEC.
- 6.11 The Crown – Her Majesty in right of Canada and Her Majesty in right of Ontario and their respective governments and agencies.
- 6.12 Third Parties – A person; other than the Crown, SNEC, or the Proponent; who is either directly or indirectly affected by a project.

7. Non-Derogation

- 7.1 Nothing in this policy, pursuant to section 25 of the Charter of Rights and Freedoms, shall be construed so as to abrogate or derogate from the protection provided for Six Nations' existing Aboriginal or Treaty rights as recognized by section 35 of the *Constitution Act* 1982, the Royal Proclamation of October 7, 1763, and any rights or freedoms that now exist by way of land claims agreements or may be so acquired.
- 7.2 Nothing in this policy shall be construed as to affect the Aboriginal or Treaty rights, as recognized by section 35 of the *Constitution Act*, 1982, of any other First Nation.

8. Responsibilities of the Crown

- 8.1 The Crown is responsible to:
- (i) operate in good faith;
 - (ii) uphold the honour of the Crown;
 - (iii) accommodate Six Nations concerns up to the point of undue hardship where Six Nations rights and interests have been asserted but not necessarily proven;
 - (iv) keep abreast of the status of the consultation process throughout and contribute in a meaningful way when necessary;
 - (v) participate in consensus decision making;
 - (vi) give reasonable consideration to Six Nations' rights and interests;
 - (vii) ensure the consultation process is adequately and securely funded; and
 - (viii) conduct consultation in the most expeditious manner possible consistent with SNEC internal policies and processes.

9. Responsibilities of SNEC

- 9.1 SNEC is responsible to:
- (i) operate in good faith;
 - (ii) represent the concerns, values, and opinions of all Six Nations Community Members;
 - (iii) make a reasonable effort to provide all Six Nations Community Members with adequate notice of all major projects;
 - (iv) make a reasonable effort to provide all Six Nations Community Members with an opportunity to comment on major projects;
 - (v) promote and encourage the utilization of this consultation and accommodation process;
 - (vi) lobby for the necessary resources to operate the consultation and accommodation process; and
 - (vii) monitor compliance, by all parties, with the consultation and accommodation process.

10. Responsibilities of Proponents

- 10.1 Proponents are responsible to:
- (i) operate in good faith;
 - (ii) notify SNEC at the onset of the project;
 - (iii) adhere to the consultation and accommodation process; and
 - (iv) disclose, in a timely manner, all information required by SNEC including but not limited to:
 - (a) a detailed description of the project;
 - (b) a description of the property;
 - (c) the purchase price of the property; and
 - (d) all taxes, including land transfer, paid on the property.

11. Overview of the Early Consultation Process

- 11.1 This overview shall not be interpreted to be exhaustive of the process for consulting with Six Nations. For greater clarity please reference the SNEC document, "*Six Nations of the Grand River Land Use Consultation and Accommodation Procedure Manual.*"
- 11.2 Prior to the onset of the project the Proponent shall notify SNEC, in writing, of their intentions and shall provide SNEC with detailed descriptions of the proposed development.
- 11.3 Contact between SNEC and a Proponent may be initiated at this time during informal meetings and/or other forms of communication. This may be interpreted as a sign of good faith and honourable intention however; this initial communication shall not be considered to fulfill the duty to consult.
- 11.4 Following receipt of notice as described in 11.2, SNEC shall give notice in conjunction with the Proponent to the Crown requiring it to consult with Six Nations.
- 11.5 The Proponent shall submit, in a timely manner, any studies, plans, environmental assessments, reports, property descriptions, taxation information, or other related documentation reasonable in the circumstances and relevant to the project that may be requested by SNEC.
- 11.6 SNEC shall maintain detailed records in order to provide, in writing, to the Crown indication of the financial/human resources utilized to perform a preliminary review of a project.
- 11.7 Following the preliminary review SNEC will provide the Crown and the Proponent with:
 - (i) any preliminary concerns or objections from Six Nations; and
 - (ii) notification as to whether the project is being considered as a major or minor project.

12. Minor Projects

- 12.1 If a project is considered minor the Proponent shall submit all documentation requested by SNEC to ensure that SNEC is fully informed on the land being used and the project itself.
- 12.2 SNEC reserves the right to request regular updates on specific aspects of minor projects.
- 12.3 SNEC will notify the Crown and provide the Proponent with a letter indicating the satisfactory fulfillment of consultation when the Proponent has complied with all reasonable requests of SNEC.

13. Major Projects

SNEC recognizes that not all major projects present equal levels of risk to the interests or Treaty rights of the Six Nations Community. The following represents an overview of how SNEC is prepared to address major projects. SNEC reserves the right to deal with each project on an individual basis within this framework.

- 13.1 If a project is considered major, SNEC shall publicize the location and nature of the proposed project.
- 13.2 SNEC will provide the Crown and the Proponent with any concerns, issues or objections. SNEC shall allow an adequate period of time for the Proponent and the Crown to respond to the identified concerns, issues and objections.
- 13.3 When SNEC has acquired all relevant information concerning the proposed project and notified the Crown and Proponent of any concerns or objections, SNEC shall make a reasonable attempt to inform all Six Nations Community Members.
- 13.4 SNEC shall allow adequate time for all Six Nations Community Members to submit objections or support for the project. SNEC shall give all reasonable submissions consideration in drafting a response to the Proponent.
- 13.5 If SNEC decides to consult on the project a Six Nations Council Resolution shall be passed to that effect. This resolution shall require SNEC to engage in meaningful dialogue by way of negotiation and mediation with the Crown and Proponent, to attempt to resolve any identified issues, concerns and objections.

13.6 If SNEC decides not to consult on the project a Letter of Objection shall be furnished to the Crown and to the Proponent.

14. Overview of Accommodation Process

14.1 Any party that wishes to fulfill the duty to consult with Six Nations shall not be considered to have fulfilled that duty until the concerns of Six Nations Land Use Consultation Team and the Six Nations Community have been heard and any reasonable concerns satisfactorily addressed.

14.2 After the Six Nations Land Use Consultation Team and Six Nations Community have been provided with the opportunity to submit comments regarding the project, SNEC shall compile a Report of Concerns detailing the concerns identified throughout the process, as well as recommendations for how to accommodate those concerns. SNEC will then submit the report to the Crown and the Proponent. This report will be made available to the public.

14.3 The Proponent and the Crown may opt to agree with the concerns and recommendations suggested in the Report of Concerns.

14.4 If the Report of Concerns is not agreed to by the Proponent or the Crown a detailed, written response to the Report of Concerns and alternative means of accommodation shall be furnished to SNEC, in a timely manner, by the disagreeing party.

14.5 Upon receipt of any response from the Proponent or the Crown, SNEC and the Proponent shall attempt to reach a mutually acceptable agreement through a process of conciliation.

14.6 If a mutually acceptable agreement is obtained by the parties, SNEC shall furnish a letter to the Proponent recognizing the project and indicating that the duty to consult and accommodate has been fulfilled.

14.7 If a mutually acceptable agreement is no longer reasonably attainable SNEC shall notify the Crown of its desire to commence a further negotiation process.

14.8 Negotiations shall be carried out in a mutually agreeable, impartial manner. The structure, procedure, timing, location and parties shall be agreed to by the Crown and SNEC prior to the negotiation process being undertaken.

15. Dispute Resolution

15.1 In order to avoid resorting to the court system, if at any point throughout the consultation process the parties feel that an agreement cannot be reached they may opt to pursue a dispute resolution process.

15.2 Any dispute resolution process must be:

- (i) conducted in a manner where Six Nations has equal decision making power;
- (ii) conducted in an impartial and mutually acceptable manner; and
- (iii) conducted in a timely manner.

15.3 The process of consultation shall cease for the duration of a dispute resolution process.

15.4 The Crown, SNEC, and the Proponent must be parties to any dispute resolution process.

15.5 If the parties required in a dispute resolution by subsection 15.4 deem it appropriate they may agree to grant standing to any Six Nations Member or party in a dispute resolution.

15.6 A third party may receive standing in a dispute resolution.

15.7 A dispute resolution process may be sought where the end result of the consultation process is 'no agreement.'

16. Review and Amendment

16.1 SNEC shall review this policy on at least an annual basis.

16.2 Any ongoing consultations shall not be affected by changes to the policy, unless agreed to by all parties.

16.3 SNEC reserves the right to amend or clarify the policy as it considers necessary to reflect its intended application.

17. Regulations

17.1 SNEC reserves the right to establish procedures, regulations and fees, from time to time, under the authority of this policy. This right may be delegated to agents, successors and employees of Six Nations Elected Council.

18. Authorization

18.1 This policy was approved at the General Council meeting held on June 2, 2009 by **SNCR #197-02/06/2009 and #198-02/06/2009** to be effective on June 3, 2009. This policy shall repeal and replace any previous Six Nations Council policies relating to land consultation.

18.2 This policy was amended at the Lands and Resources meeting held on February 25, 2010 under the authority of **LAR#8-02/25/2010**. All occurrences of such amendments have been noted herein and shall be effective immediately.



Appendixes

Appendix A.3 Walpole Island First Nation

Walpole Island First Nation Consultation and Accommodation Protocol

A. Purpose and Application

1. This Protocol sets out Walpole Island First Nation's (WIFN's) rules, under its laws and its understanding of respectful application of Canadian law, for the process and principles for consultation and accommodation between WIFN, the Crown and Proponents, about any Activity that is proposed to occur in WIFN's Traditional Territory or that might cause an Impact to the Environment or Health therein or WIFN Rights. WIFN expects the Crown and Proponents to respect this Protocol in all such interactions with WIFN.

B. Definitions

1. Definitions:
 - a. **Activity** means any Crown Activity or Proponent Activity.
 - b. **Canada** means the federal government or the federal Crown, her Majesty the Queen in right of Canada.
 - c. **Crown** means either or both of Canada and Ontario, and any component part of each.
 - d. **Crown Activity** means:
 - i. New legislation, regulations, policies, programs and plans that provide authority to or are implemented or to be implemented by the Crown;
 - ii. Changes to legislation, regulations, policies, programs and plans that provide authority to or are implemented or to be implemented by the Crown;
 - iii. Issuance, varying, approval, suspension or cancellation of permits, licenses, authorizations, renewals or anything similar, by the Crown; and
 - iv. Anything else authorized or undertaken by the Crown.
 - e. **Crown Designate** means such person with or appointed by the Crown to be the lead contact on behalf of the Crown for consultation and accommodation with WIFN in respect of any Activity.
 - f. **Day** means a business day and excludes weekends and statutory holidays.
 - g. **Emergency Situation** means a situation that is likely to endanger the life or health of any person, or that is likely to result in an environmental catastrophe.

- h. **Environment** means the components of the earth, and includes:
 - i. land, water and air, including all layers of the atmosphere;
 - ii. all organic and inorganic organisms including flora and fauna and humans;
 - iii. the physical, social, economic, cultural, spiritual and aesthetic conditions and factors that affect the physical or socio-psychological health of WIFN or any of its members;
 - iv. physical and cultural heritage, any structure, site or thing that is of historical, archaeological, paleontological or architectural significance; and
 - v. any part or combination of those things referred to in paragraph (i) to (iv), and the interrelationships between two or more of them.
- i. **Health** means the physical or socio-psychological health of WIFN or any of its members.
- j. **Impact** means any adverse effect that any Activity may cause to the Environment within WIFN's Traditional Territory or the Health of WIFN or any of its members or any WIFN Right.
- k. **Information** means, to the extent permitted to be disclosed in accordance with applicable law:
 - i. Location (including if possible a map of the site of and area of impact of the Activity if applicable), timing, and as a full a description as possible of the Activity;
 - ii. a written draft of the Crown Activity, if applicable;
 - iii. known or potential Impacts as a result of the Activity;
 - iv. the name and contact information for the Crown Designate;
 - v. the name and contact information of the Proponent, if applicable;
 - vi. all information and documents provided by the Proponent to the Crown in respect of the Proponent Activity, if applicable; and
 - vii. any other information that the Crown and/or Proponent considers relevant.
- l. **Notification** means the initial written notice sent to the WIFN Contact by the Crown and/or Proponent, which shall contain as much Information as is in the possession of the Crown and/or Proponent at this stage after reasonable efforts to acquire same.

- m. **Ontario** means the provincial government or Crown or Queen in right of Ontario (“Ontario”).
- n. **Proponent** means the party (which could include the Crown, a corporation, partnership, sole proprietorship, association, organization, person or the like) other than WIFN or a business in which WIFN has majority control or a majority financial interest, that would undertake or is undertaking the Proponent Activity, as the case may be.
- o. **Proponent Activity** means any activity pursuant or incidental to anything authorized or ordered by the Crown, or that the Crown is contemplating authorizing or ordering, and does not include any activity of WIFN or a member of WIFN or a business in which members of WIFN have majority control or a majority financial interest which activity WIFN has authorized.
- p. **Protocol** means the Walpole Island First Nation Consultation and Accommodation Protocol.
- q. **Reserve** means the unceded reserve of WIFN which is Walpole Island Reserve No. 46, which is a reserve as under the *Indian Act* R.S.C. 1985 c. I-5, as amended (the “*Indian Act*”), is referred to in Ojibwe as "Bkejwanong" (where the waters divide), and which forms a large river delta on Lake St. Clair consisting of six islands which are Walpole, St. Anne, Potawatomi, Squirrel, Bassett and Seaway, totaling approximately 24,000 ha./58,000 acres. For the purposes of this Protocol, the Traditional Territory of WIFN does not include the Reserve.
- r. **Traditional Territory** means that territory as described in Schedule “A” hereto.
- s. **Walpole Island First Nation (“WIFN”)** means the aboriginal people within the meaning of section 35 of the *Constitution Act, 1982*, which is a First Nation, and a Band pursuant to the *Indian Act*.
- t. **WIFN Contact** means the person appointed by WIFN to whom Notification is sent and who is mandated to ensure that where applicable WIFN Representative(s) is/are appointed in respect the particular Activity referred to in the Notification.
- u. **WIFN Representative(s)** means the person(s) appointed by WIFN to participate in the consultation and accommodation process about a particular Activity, and such person(s) must have the authority to act on behalf of WIFN in regard to same.
- v. **WIFN Rights** means any of WIFN’s or its members’ aboriginal or treaty rights or the ability to exercise such rights, or asserted aboriginal or treaty rights (where there is prima facie merit to that asserted right).

- w. **WIFN Sustainability** means the ability of WIFN to survive and thrive including through a healthy Environment, through good Health of WIFN and its members, and through respect for and honouring of WIFN Rights.

C. Legal Status

2. No WIFN Right may be abrogated or derogated from through operation of this Protocol other than by proper legal authority of WIFN.
3. Nothing in this Protocol may be construed to limit any consultation or accommodation obligations owed to WIFN by the Crown or any Proponent.
4. Notwithstanding anything in this Protocol, WIFN retains the right to challenge, by way of judicial review or any other legal or other process, any Activity.

D. Context and General Principles to Guide Consultation and Accommodation

5. WIFN is part of the Ojibwe, Potawatomi and Odawa people who together comprise a political and social compact known as the Three Fires Confederacy.
6. The Anishnabeg of WIFN have lived in their Traditional Territory since time immemorial, practicing their ways and living according to their laws and culture. They are a self-defined people.
7. WIFN continues to assert (see Ontario Superior Court of Justice court file no. 00-CV-189329) and exercise aboriginal title and aboriginal rights to and in all parts of its Reserve, and to those parts of its Traditional Territory to which it has not been a party to a treaty, including lands under water in Canadian portions of Lake Erie, Lake Huron, Lake St. Clair, the St. Clair River and the Detroit River (see map attached as Schedule A for parts of Traditional Territory in which WIFN claims Aboriginal title). In all other parts of its Traditional Territory, WIFN maintains treaty rights and maintains aboriginal rights to the extent not explicitly surrendered in the treaty.
8. In addition to aboriginal title, WIFN's rights in its Reserve and Traditional Territory include rights to hunt, fish and trap, to harvest plants for food and medicine, to protect and honour burial sites and other sacred and culturally significant sites, to sustain and strengthen its spiritual and cultural connection to the land, to protect the Environment that supports its survival, to govern itself, and to participate in all governance and operational decisions about how the land and resources will be managed, used and protected.
9. WIFN's laws require WIFN to preserve and even enhance a mutually respectful relationship with the Environment, to co-exist with Mother Earth and protect this relationship. WIFN under its laws has the responsibility to care for its Traditional Territory for future generations, to preserve and protect wildlife, lands, waters, air and resources. WIFN relies on the health of the Environment in its Traditional Territory for its survival. The health of the lands and waters is essential to the

continued existence of WIFN as a people and it and its members' Health, its culture, laws, livelihood, and economy.

10. WIFN is recognized as a respected and principled steward of the Environment. WIFN's input and perspective in any consultation and accommodation process will likely include the use of traditional ecological and cultural knowledge alongside knowledge from western scientific and technical sources.
11. All decisions about any Activity that might cause an Impact must be made carefully and in the best interests of WIFN Sustainability. WIFN has suffered significant adverse effects from development, use and pollution of its Traditional Territory (WIFN's Reserve and main residential community is downstream and down-wind from one of the most industrialized parts of North America) and from taking and using of parts of its Traditional Territory including those to which it asserts aboriginal title.
12. WIFN may decide that consideration of cumulative effects must be included in any consultation and accommodation process. Cumulative effects include not only those of the Activity combined with other existing projects or Activities or residual impacts from past activities, but with other planned Activities.
13. It may be necessary for the Crown and/or Proponent to fund cumulative effects analyses, WIFN land use and occupancy studies, and other relevant studies to enable informed decision-making about any Activity.
14. WIFN expects to play a meaningful role in any environmental assessment ("EA") or related process, including, if WIFN requests, to have a role in establishing the scope and terms of reference for such EAs and to appoint a member to any EA panel review, and to review and comment on environmental impacts statements, and any screening, study or like reports, but EAs and any role that WIFN might take in regard to these do not of themselves satisfy the Crown's or any relevant Proponent's duty to consult with and accommodate WIFN.
15. WIFN recognizes the need to identify and develop new and appropriate ways through which aboriginal and non-aboriginal parties may create sustainable development opportunities from the resources found within WIFN's Traditional Territory. WIFN's understanding of what is "sustainable" is informed by WIFN's traditional knowledge and laws. WIFN's laws require WIFN to assess an Activity by anticipating its potential effects at least seven generations into the future.
16. Consultation and accommodation processes must be designed and implemented with flexibility to reflect the nature and importance of the WIFN Right or Health or elements or conditions of the Environment that could be affected by the Activity, and the seriousness of the possible Impact. WIFN and only WIFN might decide in certain circumstances that it does not require consultation and/or accommodation in respect of an Activity, and it may determine the level of consultation and accommodation it considers necessary (minor, medium, major).

17. It takes time to make good decisions that consider all relevant matters, and it takes time to build and maintain good relations, and sufficient time must be provided for consultation with and accommodation of WIFN by the Crown and Proponents.
18. All parties to consultation and accommodation processes are expected to treat each other with respect and act in good faith, in an honest, transparent and open manner.
19. WIFN must be consulted by the Crown and if applicable Proponents from the earliest stages of any contemplated Activity, so that strategic and long-term planning is facilitated, WIFN's input can be taken into account in the consideration of relevant alternatives to such Activity (including the alternative of no activity), and in the design of such Activity. This should be a significant benefit to the planning exercise, and greatly reduce the potential for conflict at later stages.
20. The Crown and if applicable Proponents must always consult with WIFN with the intent, and where required by WIFN by taking all feasible steps, to accommodate WIFN by substantially addressing all of WIFN's legitimate concerns about the Activity.
21. The Crown may delegate aspects of consultation and accommodation to the Proponent so long as the Crown maintains an oversight role over the entire process unless WIFN requests otherwise.
22. Accommodation will generally include:
 - Prevention and remediation of Impacts to the extent feasible (and where WIFN requires as below, by not proceeding with the Activity),
 - mitigation of Impacts to the extent feasible
 - provision of capacity building and other benefits from the Activity to the extent reasonably feasible
 - provision of compensation and related benefits from the Activity to the extent reasonably feasible in general to compensate for Impacts
 - measures to increase WIFN's comfort with or trust in the Activity, including community monitoring, community liaison or oversight committees, a role on Proponent's board, other decision-making roles, etc.
23. The Crown is expected to fund, and/or ensure funding is provided by any relevant Proponent for all the reasonable costs of WIFN to participate in a meaningful and informed way in any consultation and accommodation process. These costs will be estimated in a workplan and budget provided by WIFN. Template versions of a workplan and budget are attached to this Protocol as Schedules B and C, but these are examples only.

24. In respect of accommodation, WIFN generally expects Proponents to enter into a Memorandum of Agreement (“MOA”) or the like in respect of Activities that WIFN expects to result in some, but not significant, Impacts, and to enter into an Impacts Benefits Agreement (“IBA”) or the like when WIFN expects significant Impacts but does not decide to stop the Activity. The Crown is expected to work with WIFN when requested to ensure that Proponents meet these expectations. A template version of possible topics to be included in an MOA and IBA are attached to this Protocol as Schedule D, but this is an example only.
25. WIFN has the right to stop any contemplated Crown or Proponent Activity that would likely have a significant Impact.
26. The Crown must not dispose of or grant to any third party any interest in land that is part of WIFN’s aboriginal title claim area (see Ontario Superior Court of Justice court file no. 00-CV-189329, and Schedule A to this Protocol), without the prior and informed consent of WIFN.

E. Trigger for Consultations

27. The Crown must consult with and accommodate WIFN and where applicable ensure that the Proponent also consults with and accommodates WIFN, in respect of any Activity, when this duty is triggered.
28. In addition, WIFN expects where possible to engage in consultations and negotiations for accommodation at the strategic-planning level, including in respect of the following:
 - co-management of resources (eg: fisheries, wildlife protection plans, and the like)
 - protection and management of watersheds and ecosystems
 - land use planning for broader areas in the Traditional Territory
29. Consultations with and accommodation of WIFN are triggered when the Crown is contemplating any Crown Activity or is aware of any Proponent Activity that might have an Impact.
30. Unless WIFN otherwise decides, if any Activity has begun or is underway before consultation with WIFN is completed, and such consultation would have been triggered, the Crown and where applicable the Proponent must undertake consultation with and ensure accommodation of WIFN forthwith. WIFN expects the Crown to suspend such Activity where to do so would not cause undue hardship to the Crown or any relevant Proponent, until consultations are completed.

F. Consultation and Accommodation Process

31. *Step One: Initial Contact*

- a. The WIFN Contact is the WIFN Consultation Manager or a person standing in for him, or such other person or office as the Band Council from time to time appoints.
- b. All Notifications are to be sent to the WIFN Consultation Manager, with a copy sent to the WIFN Chief. If the WIFN Contact is absent or otherwise unable to fulfill his duties of being the WIFN Contact, and there is no person standing in for him, the Chief shall appoint the WIFN Contact.
- c. The Crown Designate must send Notification normally by email and fax to the WIFN Contact, of the contemplated Activity, at the earliest possible stage.
- d. The Proponent shall also send Notification to the WIFN Contact of its Proponent Activity, but WIFN expects consultation and accommodation processes to be initiated by the Crown and for the Crown to have oversight unless WIFN otherwise requests.
- e. Neither the Crown nor the Proponent are required to send such Notification and engage in the process in this Part, if they are contemplating or taking action to address an Emergency Situation. However, as soon as possible after dealing with the Emergency Situation, the Crown or Proponent must send a Notification or other notice to the WIFN Contact of the action taken to address the Emergency Situation. The Crown and/or Proponent must engage in the process in this Part if such action would have otherwise triggered consultations under this Protocol and it could result in further Impact in the future.
- f. The WIFN Contact will where possible confirm receipt of such Notification to the Crown Designate and if applicable the Proponent, within 3 days of receiving it.
- g. If the Crown Designate and Proponent if applicable do not receive such confirmation within 3 days, they must contact the office of the Chief and/or the office of the Director of Operations, to determine if the Notification was received and who the WIFN Representative(s) is/are.

32. *Step Two: Determination of Consultation and Accommodation Needs and Appointment of WIFN Representatives if Applicable*

- a. The WIFN Contact will if possible within 3 days of receipt of the Notification, forward to the Band Council or a committee of or a delegate of the Band Council as the Band Council may determine from time to time:
 - the Notification;

- a recommendation as to whether consultation and accommodation is required, and if so, the level of same that is likely to be required (minor, medium or major);
- if consultation and accommodation is recommended, a request to appoint WIFN Representative(s) for this consultation and accommodation process within 10 days or a shorter period of time as the WIFN Contact reasonably determines is necessary;

and subject to s. 32(b), the Band Council or a committee of or a delegate of the Band Council as the case may be, will make the determination as to whether consultation and accommodation is required. If so, it will determine the likely level of same, and will appoint WIFN Representative(s) and inform them of the likely level of same. If no consultation and accommodation is required, it will instruct the WIFN Contact to provide notice to the Crown and if applicable the Proponent that no consultation or accommodation is required.

- b. If no response as above is provided to the WIFN Contact within the requested time, the WIFN Contact will:
 - if he recommended that no consultation or accommodation is required, provide notice to the Crown and if applicable the Proponent that no consultation or accommodation is required;
 - if he recommended that consultation and accommodation is required, appoint the WIFN Representative(s) and inform them of his recommendation as to the level of consultation and accommodation likely to be required (minor, medium or major).
- c. Further steps in this Protocol assume that WIFN has determined that consultation and accommodation are required.

33. Step Three: Preparation of Workplan and Budget

- a. The WIFN Representative(s) will review the Notification to determine whether other Information is required in order for WIFN to develop a workplan and budget for consultation and accommodation in respect of the Activity (eg: whether WIFN has enough Information to determine what technical studies it might have to commission, what legal input it might require, what community input it might require).
- b. The WIFN Representative(s) will contact the Crown Designate and Proponent if applicable as soon as possible after being appointed, to identify him/herself or themselves, to request other Information that is required if any and to determine when it will be delivered, and to set a target date when a workplan and budget for WIFN's participation in the process will be forwarded by WIFN to the Crown Designate and if applicable the Proponent.

- c. If information is to come in stages over the process, then workplans and budgets may be developed for each stage.
- d. The WIFN Representative(s) will prepare a draft workplan for the process of consultations and negotiations, and a budget for WIFN to participate in a meaningful and informed way in same.
- e. The workplan will generally include:
 - Provision of all required Information to WIFN Representative(s): what information, and when it will be provided.
 - Collection of required information from WIFN: what information (such as nature and extent of the exercise of affected Rights, and how such Rights or the Environment or Health might be Impacted by the Activity), when it will be collected, and then provided to the Crown Designate and if applicable the Proponent.
 - Expert analysis or input (if required): what type(s) (such as environmental experts, archaeologists, anthropologists, forestry experts, etc.); nature of the work (which might include field study, review of Information and other relevant documentation, preparation of a report); when each step in the work will be completed.
 - Legal analysis or input (if required): nature of the work (including assisting WIFN in the consultation and negotiation process, evaluation of Information and other relevant documentation from experts and others as to the implications on WIFN's Rights of the proposed Activity, and preparation of legal memoranda re same); when each step in the work will be completed.
 - Consultation and negotiation meetings: their locations, participants, purposes or goals, and timing.
 - Work to be accomplished between each consultation and negotiation meeting (including collection and provision of information, expert and legal analysis and input).
 - Internal community consultation: what is required (might include community meetings, development and dissemination of material to community members, staff and administrative work); when this work will be completed.
 - Negotiating an MOA and/or IBA or the like with the Proponent (if required).

- Ratification of any MOAs, IBAs or the like by the WIFN Community (if required): community processes, when each step in such processes will be completed.
- f. The budget will generally include:
- Expenses to collect, copy and disseminate information.
 - Expert fees and expenses (if required).
 - Legal fees and expenses (if required).
 - Fees or honoraria and expenses for WIFN Representatives for their work in the consultations and negotiations.
 - Meeting costs (to book room and provide refreshments etc)
 - Internal community consultation costs (booking meeting rooms, refreshments for meetings, creating, copying and disseminating written information packages, administrative and staff work for this).
- g. The WIFN Representative(s) will forward the workplan and budget to the Crown Designate and Proponent if applicable as soon as it is completed, generally within 30 days of receipt of the Notification if the Information it contains is sufficient for this purpose.
- h. WIFN expects the Crown and Proponent if applicable to abide by the workplan and budget submitted by WIFN, and for the Crown to cover the budgeted costs or to ensure that the Proponent covers such costs.
- i. If in the opinion of the Crown and/or Proponent, elements of the workplan or budget are not reasonable, they must send to the WIFN Representative(s) their proposed changes and reasons for same before taking any other steps in the consultation or negotiation process.
- j. WIFN expects the Crown and Proponent if applicable to negotiate the workplan and budget in good faith with WIFN, so all parties may arrive at a mutually agreeable workplan and budget.

34. *Step Four: Follow Workplan and Revise When Necessary*

- a. The parties will follow the workplan to the extent reasonable, and WIFN Representative(s) will revise the workplan (and budget if necessary) if circumstances warrant. In case of revision, relevant parts of step three would be repeated.
- b. Consultations may take many forms, and parties should be flexible and patient as the process progresses.

- c. WIFN often makes decisions with the participation of its members. Workplans may therefore contain provision for internal community consultation. In addition, in some cases there may be need for further consultation with particular families or individuals who might be most affected. The number of meetings and internal consultations will depend on the complexity and significance of the Activity and seriousness of Impacts.
- d. The final phase of the process will often involve the negotiation of an MOA and/or IBA, the terms and conditions of which WIFN will analyse to determine whether or not it wishes the Activity to proceed. The WIFN community will often have to ratify or consent to such agreements. The signing of any such MOA or IBA or the like, or if same is not required, the submission by WIFN to the Crown Designate and Proponent if applicable of a letter or other notice stating WIFN agrees the Activity may proceed, constitutes WIFN's consent to the Activity on whatever terms and conditions are contained in the MOA or IBA or letter or the like.

35. General:

- a. The Crown and Proponent must disclose all relevant Information to WIFN Representatives as it becomes available, throughout the consultation and accommodation process.
- b. WIFN may determine whether it wishes to hold any aspect of consultation and accommodation process with the Crown, the Proponent or both, and expects such parties to respect such decisions if they are reasonable.
- c. Any party to consultation and accommodation processes may involve such experts, lawyers or support persons as are reasonably required.
- d. Generally, notes of and correspondence related to all consultation and accommodation processes are the responsibility of each respective party.
- e. Parties to consultation and accommodation processes may enter into confidentiality agreements and may agree that all discussions and correspondence pertaining to such processes are confidential to the extent allowed by law.
- f. If WIFN requires accommodation through negotiations with the Proponent for an MOA or IBA or the like, the Crown is expected to, when requested by WIFN, assist WIFN to ensure that the Proponent engages in such negotiations pursuant to the portion of the workplan and budget that pertain to same. WIFN expects the Crown to not approve the relevant Activity unless and until agreement is reached between WIFN and the Proponent on the MOA or IBA or the like.
- g. This Protocol and any MOA, IBA or the like that WIFN might enter into, are all without prejudice to WIFN's claim in Ontario Superior Court of Justice

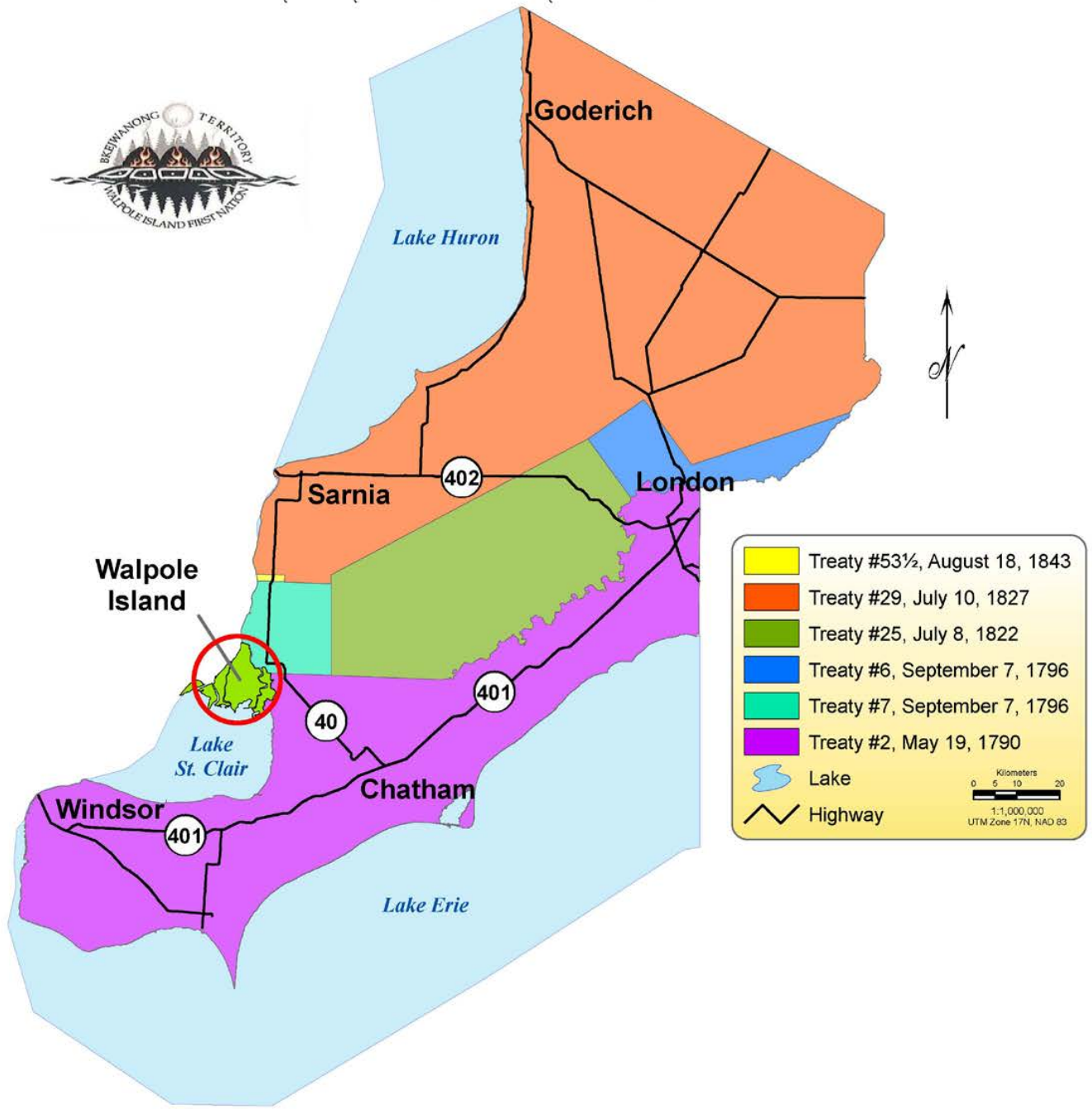
court file no. 00-CV-189329 and any of its other specific claims and land claims.

SCHEDULE A

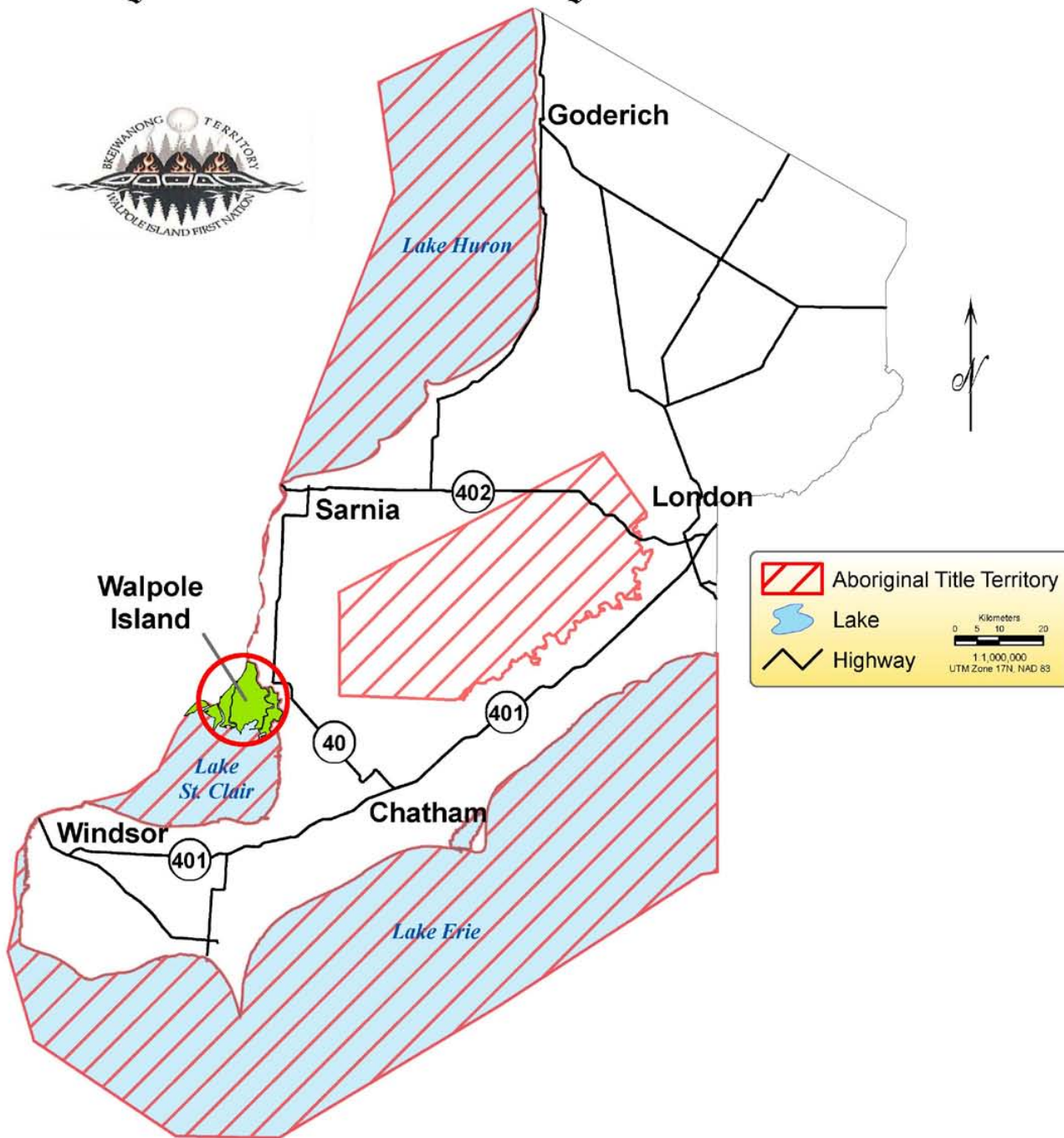
**Walpole Island First Nation's Traditional Territory (in Canada)
consists of the following lands (see also map versions in this Schedule):**

1. The Canadian portions of the beds of Lake St. Clair, the St. Clair River and the Detroit River.
2. That part of the Canadian portion of Lake Huron south of a line drawn from the northeast corner of the boundary of the 1807 Treaty of Detroit to the northwest corner of the boundary of Treaty #29 of 1827 (approximately the Canadian portion of Lake Huron south of Goderich)
3. That part of the Canadian portion of Lake Erie west of the extrapolation of the eastern boundary of Treaty #2 of 1790 (roughly a line drawn south from London)
4. For greater certainty, any islands encompassed within the lands described above.
5. The area which was the subject of Treaty 25 on July 8, 1822 (which treaty was not signed by WIFN or its predecessors)
6. The geographic Township of Anderdon
7. The lands subject to the following treaties:
 - (a) Treaty #2 (19 May 1790)
 - (b) Treaty #6 (7 September 1796)
 - (c) Treaty #7 (7 September 1796)
 - (d) Treaty #12 (11 September 1800)
 - (e) Treaty #29 (10 July 1827)

Treaties with the British Crown



Aboriginal Title Territory



**SCHEDULE B TO WALPOLE ISLAND FIRST NATION
CONSULTATION AND ACCOMMODATION PROTOCOL**

Work-Plan for Consultations / Negotiations

STAGE	TASK	DESCRIPTION / COMMENTS	WHO TO COMPLETE	DATE TO BE COMPLETED	STATUS / DATE ACTUALLY COMPLETED
WORKPLAN & BUDGET	Identification of WIFN needs for participation	WIFN Representatives to work with Crown Designate and Proponent to determine WIFN needs to participate in an informed and meaningful way	WIFN Representatives	20 days after receipt of Notification	
	Provision of further information to WIFN	All further information to be provided by Crown Designate and Proponent to WIFN Representatives	Crown Designate		
	WIFN to prepare draft workplan and budget	WIFN Representatives to review all information to determine technical advisors and internal requirements and draft workplan and budget	WIFN Representatives	30 days after receipt of Notification	
	Agreement on Workplan	Parties to negotiate and agree on workplan and budget	Parties	40 days after receipt of Notification	

CONSULTATION PRE-MEETING 1	Pre- Meeting; Engage Technical Advisors	WIFN to engage technical and legal advisors and experts, provide with agendas, workplan, and terms of engagement (including to interview traditional users to determine potential impacts of Activity, if required)	WIFN Representatives	Prior to First Meeting	
CONSULTATION MEETING 1	Meeting 1	All Parties (or Crown and WIFN if WIFN so requests) to meet to share and review information, raise questions for need for further information, and discuss potential impacts. Deadlines for work and next steps to be determined	All Parties. WIFN Representatives to arrange for meeting.		
CONSULTATION POST MEETING 1	Further questions and answers	Further information shared to respond to questions raised at meeting 1.	All Parties	Within X days of Meeting 1 (and ongoing)	
	Technical reports	WIFN technical advisors and experts undertake technical research and analysis and issue reports. Distribute reports to Crown Designate and Proponent.	WIFN Representatives to oversee and manage	Within X days of Meeting 1	
CONSULTATION MEETING 2	Meeting 2	Discussion of all information shared post meeting 1, and determine any need for further information. Discuss options to ensure that WIFN's concerns are substantially addressed, and measures to ensure this.	All Parties. WIFN Representatives to arrange meeting.		

CONSULTATION POST MEETING 2	Share proposals	Parties to share proposals on ways to address WIFN's concerns, which might include MOA or IBA.	All Parties	X days after meeting 2	
NEGOTIATION	Negotiate MOA or IBA, if applicable	WIFN Representatives, likely with assistance of legal advisor, to prepare draft MOA or IBA and distribute to Proponent and Crown if applicable. Parties to exchange drafts to negotiate MOA or IBA, via email/fax or at in-person meeting(s).	WIFN Representatives	X days after meeting 2	
	Agree on MOA or IBA, if applicable	Parties to negotiation to come to agreement on MOA or IBA terms, possibly with assistance of Crown if WIFN so requests.	All Parties to MOA or IBA	X days after meeting 2	
COMMUNITY CONSULTATION	Meetings in WIFN community	WIFN Representatives to prepare information and present it in community meetings to get input and in some cases the final decision re Activity. Might be more than one meeting required. Crown and Proponent Reps might be requested to attend.	WIFN Representatives		
	Sharing of Community Response	WIFN Representatives prepare and present response re community reaction or decision to Crown and Proponent	WIFN Representatives		

<p>CONSULTATION MEETING 3 3</p>	<p>If required, meeting 3 if outstanding issues</p>	<p>If agreement not reached between parties by this stage, hold another meeting(s) to determine if agreement can be reached and how, and next steps for doing this.</p>	<p>All Parties. WIFN Representatives to arrange for meeting(s)</p>		
<p>CONSULTATION AND NEGOTIATION POST MEETING 3</p>	<p>Agreement reached if possible</p>	<p>Steps required to ratify MOA or IBA, or for WIFN to send letter approving Activity or otherwise for agreement between Crown and WIFN re Activity</p>	<p>All Parties. WIFN Representatives to oversee.</p>		

**SCHEDULE C TO WALPOLE ISLAND FIRST NATION
CONSULTATION AND ACCOMMODATION PROTOCOL**

BUDGET

This Budget may be divided into two parts -- one for Consultation and one for Negotiation – if the Crown pays for Consultation costs and the Proponent pays for costs to negotiate MOA or IBA or the like.

CONSULTATION & NEGOTIATION BUDGET		
ITEM	DESCRIPTION	EXPECTED COST
Administrative Expenses	Copying fees, postage, long distance fees, %age overhead for WIFN administration	
WIFN Representative Fees / Per Diems	Salary recovery, fee, or per diem for each WIFN representative (itemize separately)	
WIFN Representative Expenses	Travel and other expenses	
Consultation / Negotiation Meetings	Meeting rooms, refreshments, etc (list for each projected consultation meeting)	
Community Meetings Expenses	Copying and dissemination of material, meeting rooms, refreshments, elder or other honoraria (list for each community meeting)	
Internal Technical Advisor/ Expert Fees	Describe which kinds of WIFN technical advisors/experts required, their deliverables and their fees	
Internal Technical Advisor/Expert Expenses	Travel and other expenses	
Outside Technical Advisor/Expert Fees	Describe which kinds of outside experts or technical advisors required, their deliverables and their fees	
Outside Technical Advisor/Expert Expenses	Travel and other expenses	
Legal Fees	Describe type of work required and fees for consultations	

Legal Expenses	Travel and other expenses	
TOTAL		



Appendixes

Appendix G Tables of Concordance



Appendixes

Appendix G.1 Aamjiwnaang First Nation

Issue/Value	Response	Corresponding Report and Section
<ul style="list-style-type: none"> Bird/bat studies 	<ul style="list-style-type: none"> The location of turbines, as well as numerous other decisions associated with developing wind projects, is carefully designed to minimize any effects on wildlife. As part of Ontario's REA process, Jericho Wind, Inc. (Jericho) is working with experts to assess the potential effects on local wildlife, including birds and bats. As part of the facility siting and pre-construction activities, studies were completed to identify potential issues related to birds, bats and their habitat. Biologists collect the following information on birds and bats in relation to the Project through field studies and interviews with agencies and environmental organizations: <ul style="list-style-type: none"> Current use of the area, including important seasonal or specialized habitats such as migratory bird stopover and staging areas; Species of Conservation Concern present in the area, with Threatened and Endangered species also being addressed as part of the permitting process; Existing records of species in the area, and; Bird, bat and other wildlife habitat. In addition, biologists assess any nearby wetlands and determine local permitting requirements relating to environmental protection. Jericho avoids or minimizes impacts to wetlands, a common habitat for many species of birds, and other environmentally sensitive areas during siting and layout of the Project. Through these efforts, biologists can identify the: <ul style="list-style-type: none"> Number and type of birds/bats present in the area; Behaviour of birds/bats while they are present in the area; and, Possible risk to birds/bats due to turbine collisions. If issues are identified during the consideration of impacts, Jericho takes corrective action, such as: <ul style="list-style-type: none"> Moving proposed turbine locations to avoid significant bird habitats or to reduce potential strikes; Establishing setbacks between turbines and wetlands; and, Avoiding inter-waterway flight paths or sensitive contiguous habitats for grassland birds. Jericho will meet all of the requirements for conducting baseline wildlife, bird and bat studies, as described in <i>O. Reg. 359/09</i> and set out in guidelines prepared by the Ministry of Natural Resources. Finally, the Design and Operations Report includes an Environmental Effects Monitoring Plan (EEMP) to monitor potential impacts on bird and bat species during the first three years of commercial operation. The EEMP summarizes potential negative effects; identifies performance objectives with respect to the potential negative effects; describes mitigation measures to achieve the performance objectives; and commits to future monitoring to ensure the mitigation measures meet the performance objectives. Jericho will provide the monitoring results to the Ministry of the Environment, Ministry of Natural Resources and any other relevant agency as required. 	<ul style="list-style-type: none"> Natural Heritage Assessment Report/Environmental Impact Study.
<ul style="list-style-type: none"> Effects on migratory bird paths and Tundra Swans 	<ul style="list-style-type: none"> Potential effects to migratory birds are addressed through the Natural Heritage Assessment and Environmental Impact Study Report. Within the Report, Jericho identified and assessed Candidate Significant Wildlife Habitats including Waterflow Stopover and Staging Areas that may be used by Tundra Swans annually during spring migration. Where significant habitats for migratory birds are 	<ul style="list-style-type: none"> Design and Operations Report: Table 6-2 – Mitigation Measures, Residual Effects and Monitoring plan: Natural Heritage Resources Natural Heritage Assessment and Environmental

Issue/Value	Response	Corresponding Report and Section
	<p>identified, this information, together with information about other constraints, is used to guide the placement of wind turbines. This habitat-based approach appears to be a key factor in preventing negative effects on birds (MNR, 2011a).</p> <ul style="list-style-type: none"> • Scientific studies have found that migrating swans are generally able to avoid wind turbines and that swan mortality resulting from collisions with wind turbines is limited; however turbines may cause swans to avoid stopover and staging areas used during migration (Hötker, <i>et al.</i> 2006). • Information on species within the Study Areas was conducted as part of the Records Review for the NHA Report and in consultation with the MNR. An initial series of avian surveys was conducted by Golder Associates for the Project Study Area. The Jericho Wind Energy Centre Avian Use Monitoring Report – 2010 (Golder Associates, 2011), describes the results of spring Tundra Swan/waterfowl surveys, winter avian use surveys, spring migration avian use surveys, breeding (summer) avian use surveys and fall migration avian use surveys. It was used in conjunction with Ontario Breeding Bird Atlas (Cadman <i>et al.</i> 2007) data to describe the bird species known to use habitats in the Project Study Area. • Additional surveys to identify Candidate Significant Tundra Swan Migratory Stopover and Staging Areas were completed in March 2012. • Two Candidate Significant Tundra Swan Migratory Stopover and Staging Areas were determined to be located within 120 m of the Project Location, and as per MNR guidelines, these areas were carried forward to the Environmental Impact Study. Additional spring migration surveys will be completed at these locations in 2013 to collection additional information on Tundra Swan use of the areas. If determined to be significant, mitigation measures and additional post-construction monitoring for disturbance effects will be required at these locations. 	<p>Impact Study Report: Section 2.2.2.4 – Wildlife Habitat (including rare species)</p> <ul style="list-style-type: none"> • Natural Heritage Assessment and Environmental Impact Study Report: Section 5.7 – Significant Wildlife Habitat • Natural Heritage Assessment Report: Appendix C – Avian Use Monitoring Report (Golder Associates, 2011)
<ul style="list-style-type: none"> • Turbine vibrations affecting earthworms and snakes, particularly snake SAR 	<ul style="list-style-type: none"> • Infrasound and low frequency vibrations are always present in the environment and are produced from many sources other than wind turbines such as ambient air turbulence, ventilation units, traffic, aircrafts and other machinery (Rogers <i>et al.</i>, 2002). • In general, turbines are designed to avoid creating vibration as this would affect long term structural stability. Therefore, it is not anticipated that any vibrations would be transmitted at any appreciable distance that would impact wildlife, including snakes and earthworms. • Potential effects to reptiles are addressed through the Natural Heritage Assessment and Environmental Impact Study Report. Within the Report, Jericho identified and assessed Candidate Significant Wildlife Habitats including Snake Hibernacula, Turtle Nesting and Overwintering Habitats. • Several Candidate Snake Hibernacula Habitats, Turtle Nesting Habitats and Turtle Wintering Areas were identified within 120 m of the Project Location. Pre-construction surveys will be completed in 2013 to evaluate the significant of these habitat features. Risks to snakes and turtles are primarily the result of their sensitivity to road mortality along access roads. Once construction is complete, traffic is expected to be very light; therefore road mortality is not expected to be significant. • In general, turbines are designed to avoid creating vibration as this would affect long term structural stability. Therefore, it is not anticipated that any vibrations would be transmitted at any appreciable distance that would impact wildlife. • Due to the sensitive nature of information about the locations of Species at Risk, they are not 	<ul style="list-style-type: none"> • Natural Heritage Assessment and Environmental Impact Study Report: Section 3.3.5 – Wildlife Habitat; Section Table 5.5 – Potential Effects on Generalized Candidate Significant Wildlife Habitat and Mitigation Measures; Table 5.6 – Potential Effects on Significant Wildlife Habitat and Mitigation Measures • Natural Heritage Assessment and Environmental Impact Study Report: Section 2.2.2.4 – Wildlife Habitat

Issue/Value	Response	Corresponding Report and Section
	<p>identified in the Natural Heritage Assessment and Environmental Impact Study Report.</p> <ul style="list-style-type: none"> Species at Risk and their habitats potentially occurring within the Study Area are being identified through field investigations, background research and in consultation with the MNR. Six species at risk were observed during field work for the Jericho Wind Energy Centre. Potential effects to Species at Risk will be addressed through a Species at Risk Report and submitted to the MNR. This report will also describe mitigation and avoidance measures that will be used to prevent negative effects on Species at Risk. Jericho will work with the MNR to determine if a permit is required under the Endangered Species Act. An Endangered Species Act permit is required if the proposed works will have an adverse effect on a protected species or its habitat, as determined by the MNR. Any required permits will be obtained from the MNR prior to commencing construction and any required mitigation measures or monitoring commitments will be implemented. 	<p>(Including Rare Species)</p>
<ul style="list-style-type: none"> Concerns about effects on nutrient builders 	<ul style="list-style-type: none"> Clarification required. 	<ul style="list-style-type: none"> Clarification required.
<ul style="list-style-type: none"> Effects on animal corridors, including deer paths 	<ul style="list-style-type: none"> Potential effects to terrestrial species are addressed through the Natural Heritage Assessment and Environmental Impact Study Report. Within the Report, Jericho Wind, Inc. (Jericho) identified and assessed Candidate Significant Wildlife Habitats including Winter Deer Yards. The Ministry of Natural Resources (MNR) has identified Winter Deer Yards associated with the Ausable River Valley Life Science Area of Natural and Scientific Interest and Provincially Significant Wetland, as well as the Port Franks Provincially Significant Wetland. Potential effects to these features are assessed in the Environmental Impact Study of the Natural Heritage Assessment. Negative effects to deer are not anticipated as a result of the project and no post-construction monitoring is required. Deer are generally quite adaptable to human disturbances and will move considerable distances between patches of suitable habitat, particularly at night; therefore, operational effects on deer movement corridors are not expected. The only anticipated negative effect to deer is possible temporary avoidance from the vicinity of active construction. There is some evidence that similar species including North American Elk, Norwegian Red Deer and Reindeer may temporarily avoid wind farms during construction (just as they would avoid other construction activities), but come back to graze in wind farms during operation (Helldin and Alvares, 2011; Helldin et al. 2012). A study of the effect of wind turbine operation on deer and other game animals found no evidence of different habitat use or distribution in areas with operating wind farms, and that the number of scats and tracks was similar for all distances (10 m to 1,000 m) from turbines (Menzel and Pohlmeier, 1999). Similarly, studies of the effect of wind turbine operation on domestic reindeer have found no evidence of avoidance or changes in behaviour indicative of fear or stress from noise or visual effects (Flydal et al. 2004). There is some evidence that deer will avoid high traffic roads (Helldin et al. 2012), however access roads associated with the Project are expected to be used very infrequently during operation therefore negative effects on deer are not expected. 	<ul style="list-style-type: none"> Natural Heritage Assessment and Environment Impact Study Report: Section 2.2.2.4 - Wildlife Habitat (including rare species)
<ul style="list-style-type: none"> Changes to affected areas should be minimized and restored as close to pre-construction conditions 	<ul style="list-style-type: none"> The Project is sited predominantly on actively farmed agricultural fields. However, where vegetation removal is required, Jericho will restore temporary work areas following the construction phase. Stripped topsoil will be replaced and recontoured in the construction areas and disturbed areas will be re-seeded, as appropriate. Once the turbines are 	<ul style="list-style-type: none"> Construction Plan Report: Section 2.2.1.3 – Clean-up and Reclamation Construction Plan Report: Table 3-3– Mitigation Measures, Residual Effects and Monitoring Plan:

Issue/Value	Response	Corresponding Report and Section
	<p>constructed, farming practices can continue up to within a few metres of the turbine base.</p> <ul style="list-style-type: none"> • Temporary access roads will be revegetated to pre-construction conditions as soon as possible following construction activities using species native to Ontario in naturally vegetated areas. • Vegetation removal will be kept to a minimum and limited to non-significant habitats (e.g., hedgerows). Damaged trees will be pruned through the implementation of proper arboricultural techniques. Where vegetation removal is to occur within 30 m of a feature, protective fencing will be installed to define the construction area and prevent accidental damage to vegetation. 	<p>Generalized Candidate Significant Wildlife Habitat; and,</p> <ul style="list-style-type: none"> • Construction Plan Report: Table 3-4 – Mitigation Measures, Residual Effects and Monitoring Plan: Significant Wetlands, Woodlands, Valleylands and Wildlife Habitat
<ul style="list-style-type: none"> • Heath effects including shadow flicker 	<ul style="list-style-type: none"> • Jericho takes concerns about human health very seriously. Although much has been written about health effects associated with wind turbines, Jericho has found no credible, scientifically peer-reviewed study that demonstrates a causal link between wind turbines and negative health effects. On the contrary, the study “Wind Turbine Sound and Health Effects: An Expert Panel Review” had the following key conclusions: <ol style="list-style-type: none"> 1. Sound from wind turbines does not pose a risk of hearing loss or any other adverse health effect in humans. 2. Subaudible, low frequency sound and infrasound from wind turbines do not present a risk to human health. 3. Some people may be annoyed at the presence of sound from wind turbines. Annoyance is not a pathological entity. 4. A major cause of concern about wind turbine sound is its fluctuating nature. Some may find this sound annoying, a reaction that depends primarily on personal characteristics as opposed to the intensity of the sound level. • The full report can be found in the Canadian Wind Energy Association’s website: www.canwea.ca/pdf/talkwind/Wind_Turbine_Sound_and_Health_Effects.pdf and on www.NextEraEnergyCanada.com. • In their decision on the Kent Breeze Wind project in Chatham-Kent, the Ontario Ministry of Environment stated: <p><i>“The Chief Medical Officer of Health agreed to undertake a review of existing information and to consult with the Ontario Agency for Health Protection and Promotion and local medical officers of health on health effects related to wind turbines. The results of the review and consultation were published on May 20, 2010 and released in a report titled “The Potential Health Impacts of Wind Turbines”. The review concluded that scientific evidence available to date does not demonstrate a direct causal link between wind turbine noise and adverse health effects. The sound level from wind turbines at common residential setbacks is not sufficient to cause hearing impairment or other direct health effects, and there is no scientific evidence to date that vibration from low frequency wind turbine noise causes adverse health effects, although some people may find it annoying.</i></p> <p><i>Regarding shadow flicker, a common concern is its possible relationship to epilepsy. The Chatham-Kent Board of Health reviewed potential impacts in their report dated June 2008 and stated that “The frequency of wind turbines is well below the current known documented threshold for triggering epilepsy symptoms.”</i></p> • The American Epilepsy Foundation indicated that flashing lights most likely to trigger a seizure occur at frequencies between 5 to 30 Hertz (Hz). Shadow flicker generated by wind turbines, 	<ul style="list-style-type: none"> • Consultation Report: Table 3-1

Issue/Value	Response	Corresponding Report and Section
	<p>however, has a frequency well below that level, and ranges from 0.5 to 1.25 Hz.</p> <ul style="list-style-type: none"> The Massachusetts Department of Environmental Protection convened an expert panel in collaboration with the Massachusetts Department of Public Health to investigate potential human health effects associated with proximity to wind turbines. The panel, comprised of physicians and scientists, reviewed existing information within their areas of expertise and recently released a report titled Wind Turbine Health Impact Study: Report of Independent Expert Panel. Some of the key findings are summarized below: <ul style="list-style-type: none"> “There is no evidence for a set of health effects from exposure to wind turbines that could be characterised as “Wind Turbine Syndrome.” “Available evidence shows that the infrasound levels near wind turbines cannot impact the vestibular system” [i.e. the system responsible for balance]. “None of the limited epidemiological evidence reviewed suggests an association between noise from wind turbines and pain and stiffness, diabetes, high blood pressure, tinnitus, hearing impairment, cardiovascular disease, and headache/migraine.” Finally, Jericho will have a Complaint Resolution Process in place to address any concerns related to the Project, should they arise. This process outlines the steps to be taken to resolve the issue including: contacting the complainant within 24 hours of receiving the complaint to understand and seek a resolution, notifying the MOE of the complaint and filing a Complaint Record, and finally, proposing a face-to-face meeting if the issue cannot be resolved through a phone call. Also note that in the province of Ontario, a number of appeals of approved wind projects have been heard by the Environmental Review Tribunal (ERT) on the grounds that the projects would cause serious harm to human health. None of the appeals was successful and the appellants did not provide evidence that serious harm would occur under provincial regulations. 	
<ul style="list-style-type: none"> Cumulative Effects 	<ul style="list-style-type: none"> The Natural Heritage Assessment provides an indication of possible impacts to species within 120 m of the Project Location and proposes mitigation measures to minimize those potential impacts. The NHA is provided to the MNR with the understanding that the MNR has the potential to consider the overall cumulative impacts from multiple projects over time. As described, post construction monitoring will occur for this project and the results will be provided to MNR for their further assessment. 	<ul style="list-style-type: none"> Natural Heritage Assessment Report
<ul style="list-style-type: none"> Magnetic Fields 	<ul style="list-style-type: none"> Most common concerns in regard to transmission lines and health are centred around electric and magnetic fields (EMF). EMF is produced by the transmission of electricity and comes from any type of electrical equipment, such as televisions, household appliances and transmission lines. Health Canada (2010) has stated that “When you are indoors at home, the magnetic fields from high voltage power lines and transformer boxes are weaker than those from household electrical appliances”. In a recent paper, Israel et al. (2011), measured EMF from a wind farm in Bulgaria and concluded that “Electromagnetic fields are not emitted on the operation of wind turbines or they are so small that they are insignificant compared to the values to be found in other measurements in residential areas and homes. The measured values are much below the national exposure limits, and of the European Council recommendations.” 	<ul style="list-style-type: none"> Consultation Report: Table 3-1

References

Flydal, K., Eftestøl, S., Reimers, E., and Colman, J.E. 2004. Effects of wind turbines on area use and behaviour of semidomesticated reindeer in enclosures. *Rangifer*, vol. 24, pp. 55–66, 2004.

Helldin, J.O., Jung, J., Neumann, W., Olsson, M., Skarin, A., and Widemo, F. 2012. The impacts of wind power on terrestrial mammals: a synthesis. Swedish Environmental Protection Agency.

Helldin, J.O and Alvares, F. 2011. Large terrestrial mammals and wind power – is there a problem? Summary of discussion at evening workshop at the CWW, Trondheim May 4, 2011.

Menzel, C. and Pohlmeier, K. 1999. Proof of habitat utilization of small game species by means of feces control with “dropping markers” in areas with wind-driven power generators. *Zeitschrift für Jagdwissenschaft*, Volume 45, p. 223–229.



Appendixes

Appendix G.2

Kettle and Stony Point First Nation

Issue/Value	Response	Corresponding Report and Section
<ul style="list-style-type: none"> Concern about impacts to terrestrial harvest species (deer mentioned) and how to assess impacts post-construction, during operations stage 	<ul style="list-style-type: none"> Potential effects to terrestrial species are addressed through the Natural Heritage Assessment and Environmental Impact Study Report. Within the Report, Jericho Wind, Inc. (Jericho) identified and assessed Candidate Significant Wildlife Habitats including Winter Deer Yards. The Ministry of Natural Resources (MNR) has identified Winter Deer Yards associated with the Ausable River Valley Life Science Area of Natural and Scientific Interest and Provincially Significant Wetland, as well as the Port Franks Provincially Significant Wetland. Potential effects to these features are assessed in the Environmental Impact Study of the Natural Heritage Assessment. Negative effects to deer are not anticipated as a result of the project and no post-construction monitoring is required. Deer are generally quite adaptable to human disturbances and will move considerable distances between patches of suitable habitat, particularly at night; therefore, operational effects on deer movement corridors are not expected. The only anticipated negative effect to deer is possible temporary avoidance from the vicinity of active construction. There is some evidence that similar species including North American Elk, Norwegian Red Deer and Reindeer may temporarily avoid wind farms during construction (just as they would avoid other construction activities), but come back to graze in wind farms during operation (Helldin and Alvares, 2011; Helldin et al. 2012). A study of the effect of wind turbine operation on deer and other game animals found no evidence of different habitat use or distribution in areas with operating wind farms, and that the number of scats and tracks was similar for all distances (10 m to 1,000 m) from turbines (Menzel and Pohlmeier, 1999). Similarly, studies of the effect of wind turbine operation on domestic reindeer have found no evidence of avoidance or changes in behaviour indicative of fear or stress from noise or visual effects (Flydal et al. 2004). There is some evidence that deer will avoid high traffic roads (Helldin et al. 2012), however access roads associated with the Project are expected to be used very infrequently during operation therefore negative effects on deer are not expected. 	<ul style="list-style-type: none"> Natural Heritage Assessment and Environment Impact Study Report: Section 2.2.2.4 - Wildlife Habitat (including rare species)
<ul style="list-style-type: none"> Will want archaeological observer in field work and for ground disturbance/excavation 	<ul style="list-style-type: none"> During field work, one fully independent First Nation monitor was supported by Jericho, who reported directly to four interested First Nations governments, including Kettle and Stony Point First Nation. To date, the monitor's reports of field work have been positive and no concerns identified. Jericho also agreed with the monitor's recommendation to have archaeological monitoring in place for archaeological sites as follows: archaeological sites recommended for Stage 3 archaeological assessment that have been fenced with a 20 m buffer will have construction activities monitored within an additional 50 m zone outside of that buffer; and archaeological sites recommended for Stage 4 avoidance that have been fenced with a 10 m buffer will also be monitored in case additional archaeological resources are present outside of that buffered area. 	<ul style="list-style-type: none"> Construction Plan Report: Table 3-1 – Mitigation Measures, Residual Effects and Monitoring Plan: Cultural Heritage
<ul style="list-style-type: none"> Interest in bird/bat mortality and monitoring 	<ul style="list-style-type: none"> Jericho will develop and implement a monitoring program for bird and bat mortality consistent with <i>Birds and Bird Habitats: Guidelines for Wind Power Projects</i> (MNR, 2011a) and <i>Bats and Bat Habitats: Guidelines for Wind Power Projects</i> (MNR, 2011b) which will include: <ul style="list-style-type: none"> Conducting 3-years of post-construction mortality surveys for birds including raptors (such as hawks and owls) and bats; Conducting subsequent monitoring for two years at individual turbines (and unmonitored turbines in close proximity) if significant bird or bat mortality is identified; Conducting effectiveness monitoring at individual turbines for three years where mitigation has been implemented. 	<ul style="list-style-type: none"> Design and Operations Report: Table 6-2 – Mitigation Measures, Residual Effects and Monitoring Plan: Natural Heritage Resources Natural Heritage Assessment and Environmental Impact Study Report: Section 5.8 – Significant Wildlife Habitat

Issue/Value	Response	Corresponding Report and Section
	<ul style="list-style-type: none"> The findings of the bird and bat mortality monitoring programs will be reported back to MNR on an annual basis for the first 3 years of operation. Institute changes to turbine operation if mortality thresholds are exceeded, including changing the wind turbine cut-in speed to 5.5 m/s or feathering of blades. Finally, Jericho will utilize a lighting scheme that will minimize risk to bird or bat collisions, while fulfilling Transport Canada requirements. 	<ul style="list-style-type: none"> Design and Operations Report: Table 6-2 – Mitigation Measures, Residual Effects and Monitoring plan: Natural Heritage Resources Natural Heritage Assessment and Environmental Impact Study Report: Section 5.8 – Significant Wildlife Habitat
<ul style="list-style-type: none"> Concerns with impact for raptors ("birds that look down") 	<ul style="list-style-type: none"> Potential effects to raptors are addressed through the Natural Heritage Assessment and Environmental Impact Study Report. Within the Report, Jericho identified and assessed Candidate Significant Wildlife Habitats including Raptor Winter Feeding and Roosting, Raptor Nesting, Bald Eagle Nesting and Osprey Nesting Habitats. Candidate Raptor Winter Feeding and Roosting and Raptor Nesting areas, as well as one Bald Eagle nest, were determined to be located within 120 m of the Project, and as per MNR guidelines, these areas were carried forward to the Environmental Impact Study. Mitigation measures will be applied to protect these habitats including timing construction activities to avoid sensitive time periods, applying setbacks from infrastructure, and installing bird flight diverters and perching deterrents on the transmission line. General mitigation measures will also be applied to potential woodland raptor nesting areas in the Project Area during construction. Post construction monitoring for potential raptor mortality is required for all wind farms and will be completed as per the guidelines identified above. In addition, post-construction monitoring for disturbance effects will be completed for one Raptor Winter Feeding and Roosting area and a Bald Eagle nest, if these are determined to be significant through pre-construction studies. 	<ul style="list-style-type: none"> Natural Heritage Assessment and Environmental Impact Study Report: Section 3.3.5 – Wildlife Habitat; Section Table 5.6 – Potential Effects on Generalized Candidate Significant Wildlife Habitat and Mitigation Measures
<ul style="list-style-type: none"> Mentioned seismic activity in vicinity 	<ul style="list-style-type: none"> Wind turbines are constructed to meet Canadian Standards Association (CSA) and technical standards and therefore any impacts from seismic activity are extremely remote. 	<ul style="list-style-type: none"> N/A
<ul style="list-style-type: none"> Concerned about turbine vibrations affecting wildlife behaviours, especially reptiles 	<ul style="list-style-type: none"> Potential effects to reptiles are addressed through the Natural Heritage Assessment and Environmental Impact Study Report. Within the Report, Jericho identified and assessed Candidate Significant Wildlife Habitats including Snake Hibernacula, Turtle Nesting and Overwintering Habitats. Several Candidate Snake Hibernacula Habitats, Turtle Nesting Habitats and Turtle Wintering Areas were identified within 120 m of the Project Location. Pre-construction surveys will be completed in 2013 to evaluate the significance of these habitat features. Risks to snakes and turtles are primarily the result of their sensitivity to road mortality along access roads. Once construction is complete, traffic is expected to be very light; therefore road mortality is not expected to be significant. In general, turbines are designed to avoid creating vibration as this would affect long term structural stability. Therefore, it is not anticipated that any vibrations would be transmitted at any appreciable distance that would impact wildlife. 	<ul style="list-style-type: none"> Natural Heritage Assessment and Environmental Impact Study Report: Section 3.3.5 – Wildlife Habitat; Section Table 5.5 – Potential Effects on Generalized Candidate Significant Wildlife Habitat and Mitigation Measures; Table 5.6 – Potential Effects on Significant Wildlife Habitat and Mitigation Measures
<ul style="list-style-type: none"> Concerned about visual impacts for their golf course operations 	<ul style="list-style-type: none"> The closest turbine from the Jericho Wind Energy Centre is approximately 5 km from the Indian Hills Golf Club. 	<ul style="list-style-type: none"> N/A
<ul style="list-style-type: none"> Show Stony Point and Ipperwash as separate communities on mapping. 	<ul style="list-style-type: none"> Any required mapping will show separate communities. 	<ul style="list-style-type: none"> N/A
<ul style="list-style-type: none"> Concern about presence of transformers if in proximity to 	<ul style="list-style-type: none"> The transformer substation location will abide by sound regulations prescribed by the Ministry of the Environment. In addition, a noise barrier will be installed around the transformer to ensure 	<ul style="list-style-type: none"> Design and Operations Report: Table 6-5 – Mitigation Measures, Residual Effects and Monitoring Plan: Noise

Issue/Value	Response	Corresponding Report and Section
residences	compliance with the MOE noise limits. • Also, the closest turbine is approximately 4 km away from Kettle and Stony Point First Nation.	
<ul style="list-style-type: none"> • Experience with Sky Generation wind farm (immediately adjacent to community) <ul style="list-style-type: none"> ▪ Interference with TV reception (mitigation - cable TV paid for) ▪ Concerns about interference with emergency services radio, cell phones and community radio ▪ Shadow flicker in some homes (mitigation - heavy curtains) 	<ul style="list-style-type: none"> • In discussions with Kettle and Stony Point, it was confirmed that most or all concerns were mitigated by the wind farm operator. The closest turbine for the Project is approximately 4 km from the Chippewas of Kettle and Stony Point community, as such; effects from shadow flicker are not anticipated. 	<ul style="list-style-type: none"> • N/A
<ul style="list-style-type: none"> • Many interruptions to Hydro service during Sky Gen construction were seen as related - concern for a community member who is on a respirator 	<ul style="list-style-type: none"> • No interruptions in electrical service are anticipated during the construction of the facility. 	<ul style="list-style-type: none"> • N/A
<ul style="list-style-type: none"> • Will the lights on the turbines cause confusion for lake fishermen who use shoreline lights for navigation? 	<ul style="list-style-type: none"> • Turbine lighting will likely be visible by fishermen on the lake. It is expected that the turbine lighting can be distinguished from other navigational lighting. 	<ul style="list-style-type: none"> • N/A

References

Flydal, K., Eftestøl, S., Reimers, E., and Colman, J.E. 2004. Effects of wind turbines on area use and behaviour of semidomesticated reindeer in enclosures. *Rangifer*, vol. 24, pp. 55–66, 2004.

Helldin, J.O., Jung, J., Neumann, W., Olsson, M., Skarin, A., and Widemo, F. 2012. The impacts of wind power on terrestrial mammals: a synthesis. Swedish Environmental Protection Agency.

Helldin, J.O and Alvares, F. 2011. Large terrestrial mammals and wind power – is there a problem? Summary of discussion at evening workshop at the CWW, Trondheim May 4, 2011.

Menzel, C. and Pohlmeier, K. 1999. Proof of habitat utilization of small game species by means of feces control with “dropping markers” in areas with wind-driven power generators. *Zeitschrift fur Jagdwissenschaft*, Volume 45, p. 223–229.



Appendixes

Appendix G.3 Munsee-Delaware First Nation

Issue/Value	Response	Corresponding Report and Section
<ul style="list-style-type: none"> • Potential Impacts to Terrestrial Species, with the following mentioned specifically: <ul style="list-style-type: none"> ▪ Deer ▪ Squirrels and chipmunks ▪ Raccoons ▪ Rabbit 	<ul style="list-style-type: none"> • Potential effects to terrestrial species are discussed in the rows below in terms of effects to Candidate Significant Wildlife Habitat and Generalized Candidate Significant Wildlife Habitat with corresponding Report/Section references provided. • Potential effects to terrestrial species are addressed through the Natural Heritage Assessment and Environmental Impact Study Report. Within the Report, Jericho Wind, Inc. (Jericho) identified and assessed Candidate Significant Wildlife Habitats including Winter Deer Yards. • The Ministry of Natural Resources (MNR) has identified Winter Deer Yards associated with the Ausable River Valley Life Science Area of Natural and Scientific Interest and Provincially Significant Wetland, as well as the Port Franks Provincially Significant Wetland. Potential effects to these features are assessed in the Environmental Impact Study of the Natural Heritage Assessment. • Negative effects to deer are not anticipated as a result of the project and no post-construction monitoring is required. Deer are generally quite adaptable to human disturbances and will move considerable distances between patches of suitable habitat, particularly at night; therefore, operational effects on deer movement corridors are not expected. The only anticipated negative effect to deer is possible temporary avoidance from the vicinity of active construction. There is some evidence that similar species including North American Elk, Norwegian Red Deer and Reindeer may temporarily avoid wind farms during construction (just as they would avoid other construction activities), but come back to graze in wind farms during operation (Helldin and Alvares, 2011; Helldin et al. 2012). A study of the effect of wind turbine operation on deer and other game animals found no evidence of different habitat use or distribution in areas with operating wind farms, and that the number of scats and tracks was similar for all distances (10 m to 1,000 m) from turbines (Menzel and Pohlmeier, 1999). Similarly, studies of the effect of wind turbine operation on domestic reindeer have found no evidence of avoidance or changes in behaviour indicative of fear or stress from noise or visual effects (Flydal et al. 2004). There is some evidence that deer will avoid high traffic roads (Helldin et al. 2012), however access roads associated with the Project are expected to be used very infrequently during operation therefore negative effects on deer are not expected. • In general, the significance of effects to terrestrial species is anticipated to be low with the implementation of the recommended mitigation measures and monitoring commitments for Generalized Candidate Significant Wildlife Habitat. <p><u>Timing of Construction:</u></p> <ul style="list-style-type: none"> • Undertake construction and decommissioning activities within 30 m of significant woodlands or wetlands (measured from dripline, where applicable) during daylight hours (7:00 a.m. and 7:00 p.m.), wherever possible. • Schedule vegetation removal to occur outside the breeding bird period (May 1 to July 31). Undertake active nest surveys prior to construction if clearing of vegetation must take place during this period. <p><u>Natural Areas Protection</u></p> <ul style="list-style-type: none"> • Align project components such that vegetation removal is kept to a minimum and limited to non-significant habitats (e.g., hedgerows), where possible. • For roadside collection line and transmission line routes, vegetation removal will be kept to a minimum and will be limited to the road right-of-way, where possible. 	<ul style="list-style-type: none"> • N/A • Natural Heritage Assessment and Environment Impact Study Report: Section 2.2.2.4 - Wildlife Habitat (including rare species) • Natural Heritage Assessment and Environment Impact Study Report: Section 5.4 – Overview of Proposed Mitigation Measures • Construction Plan Report: Table 3-3 – Mitigation Measures, Residual Effects and Monitoring Plan: Generalized Candidate Significant Wildlife Habitat • Design and Operations Report: Table 6-2 – Mitigation Measures, Residual Effects and Monitoring Plan: Natural Heritage Resources

Issue/Value	Response	Corresponding Report and Section
	<ul style="list-style-type: none"> • Where construction is to occur within 30 m of a significant feature (i.e., woodland, wetland, etc.), install and maintain protective fencing to clearly define the construction area and prevent accidental damage to vegetation or intrusion into the natural feature. • Prune any trees damaged during construction through the implementation of proper arboricultural techniques. • Where excavation for construction of collection lines is conducted adjacent to the dripline of woodlands (or within the dripline for collection line installation within road right-of-ways), implement proper root pruning measures to protect tree roots. <p><u>Erosion and Sediment Control</u></p> <ul style="list-style-type: none"> • Develop and implement an erosion and sediment control plan before commencement of construction. • Utilize erosion blankets, erosion control fencing, straw bales, siltation bags, etc. for construction activities within 30 m of a wetland, woodland or water body, to mitigate potential excessive erosion and sedimentation. Extra erosion and sediment control materials will be kept on hand, (i.e., heavy duty silt fencing, straw bales). • Check that erosion control tools are in good repair and properly functioning prior to conducting daily work and re-install or repair as required prior to commencing daily construction activities. • Keep sediment and erosion control measures in place until disturbed areas have been stabilized (i.e., re-vegetated). • To avoid sedimentation in wetlands and watercourses, schedule grading within 30 m of a watercourse or wetland to avoid times of high runoff volumes wherever possible. Temporarily suspend work if high runoff volume is noted or excessive flows of sediment discharges occur until contingency measures are in place. • Re-vegetate temporary roads to pre-construction conditions as soon as possible after construction • activities are complete using species native to the area in naturally vegetated areas. <p><u>Equipment Use</u></p> <ul style="list-style-type: none"> • Ensure machinery is maintained free of fluid leaks. • Locate site maintenance, vehicle washing and refuelling stations where contaminants are handled at least 30 m away from natural features or water bodies. Use spill collection pads for vehicle refuelling and maintenance. <p><u>Grading and Excavation</u></p> <ul style="list-style-type: none"> • Minimize changes in land contours and natural drainage; maintain timing and quantity of flows. Match grading of lands adjacent to natural heritage features with existing grades at the identified set-back, or buffer from the features. <p><u>Materials Stockpiling and Handling</u></p> <ul style="list-style-type: none"> • Control soil or water contamination through best management practices, including: • Store any stockpiled materials at least 30 m away from a wetland, woodland or water body. • Develop a spill response plan and train staff on associated procedures. • Maintain emergency spill kits on site. • Dispose of any waste material from construction activities by authorized and approved off-site vendors. 	

Issue/Value	Response	Corresponding Report and Section
	<p><u>Horizontal Directional Drilling</u></p> <ul style="list-style-type: none"> • Conduct all drilling by licensed drillers in accordance with Regulation 903 under Ontario Water Resources Act, R.S.O. 1990. • Set back drill entry and exit pits at least 30 m from natural features (i.e., woodlands, wetlands) or water bodies. • Collect drill cuttings as they are generated and place in a soil bin or bag for off-site disposal. • Ensure drill depth is at an appropriate depth below natural features to reduce the risk of a “frac-out”. Drilling depth will be determined based on site-specific geotechnical conditions and will take into account soil type, soil variances, porosity, etc. as derived from exploratory borehole information. • Monitor natural features for signs of surface disturbance (e.g., escape of drilling mud, evidence of tunnel collapse). • Implement a “Frac-Out” Contingency Plan in the event of a “frac-out”, which will include but is not limited to the following: <ol style="list-style-type: none"> • 1. Immediately stop all work, including the recycling of drilling mud / lubricant. • 2. Isolate affected watercourse or area using a temporary dam and install by-pass pump system (if required) to maintain continuous flow downstream of the site; • 3. Insert rigid in-water/soil containment unit or underwater boom into the “frac-out” source area in order to contain any sediments and/or deleterious materials originating from the “frac-out”. • 4. No captured material will be left on-site. The captured material will be extracted by vacuum truck, if available, or pumped into a containment unit or area for off-site disposal; • 5. Monitor “frac-out” for four hours to determine if the drilling mud congeals. If drilling mud congeals, take no other action that would potentially suspend sediments in the water column. If drilling mud does not congeal, maintain isolation/containment unit in place and continue pumping captured material to a containment unit or area until drilling mud congeals or stops flowing. • 6. Notify the Ministry of the Environment’s (MOE) Spills Action Centre (1-800-268- 6060) of the “frac-out” event and the response taken to contain the spill. This step will be completed during the 4 hour “frac-out” monitoring period. • 7. Engage a spill response team to contain and clean up excess drilling mud in the water. • 8. Monitor clean-up procedures to ensure they do not result in greater damage than leaving the mud in-place. • 9. If the spill affects an area that is vegetated, seed or replant the area using the same species to those in the adjacent area, or allowed to re-grow from existing vegetation. Monitor re-vegetated areas once per growing season for two years subsequent to “frac-out” to confirm re-vegetation is successful. • 10. Document post-cleanup conditions with photographs and prepare “frac-out” incident report describing time, place, actions taken to remediate “frac-out” and measures implemented to prevent recurrence. Provide incident report to MNR and MOE within 30 days of the incident. <p><u>Wildlife Protection</u></p> <ul style="list-style-type: none"> • Locate Project components outside of natural features to avoid direct impacts to wildlife habitat, where possible. • Schedule vegetation removal to occur outside the breeding bird period. Undertake active nest surveys if clearing of vegetation must take place during this period. • Only apply herbicides (if required) when wind speeds are low and no significant precipitation is 	

Issue/Value	Response	Corresponding Report and Section
	<p>expected (does not apply to agricultural practices).</p> <ul style="list-style-type: none"> Only use herbicides (if required) approved for use adjacent to water bodies, riparian buffers, or woodland edges (does not apply to agricultural practices). <p><u>Dewatering Activities (if necessary)</u></p> <ul style="list-style-type: none"> Confirm the zone of influence of required dewatering activities prior to construction through geotechnical investigations. Schedule dewatering activities to take place during a seasonally dry time of year to minimize dewatering requirements, where possible. Limit duration of dewatering to as short a time frame as possible. Implement groundwater cut-offs as required to limit water taking quantities. Limit dewatering where turbines are constructed within the sand and/or gravel deposits to less than 400,000 L/day. <p><u>Impervious Surfaces</u></p> <ul style="list-style-type: none"> Maintain vegetative buffers around water bodies. Control quantity and quality of stormwater discharge using best management practices (e.g., use of a permeable surface for access roads, complete Stormwater Pollution Prevention Study to address any potential effects associated with stormwater runoff for the Operations and Maintenance Building prior to construction). 	
<ul style="list-style-type: none"> Potential Impacts to Avian Species, with the following mentioned specifically: <ul style="list-style-type: none"> Turkey 	<ul style="list-style-type: none"> Potential effects to avian species, including turkey, are discussed in the rows below with corresponding Report/Section references provided. Eight Wild Turkeys were observed during the 2011 field studies. Effects to turkeys from direct collision with turbines are not anticipated as they typically do not fly at blade height. Jericho will develop and implement a monitoring program for bird and bat mortality consistent with <i>Birds and Bird Habitats: Guidelines for Wind Power Projects</i> (MNR, 2011a) and <i>Bats and Bat Habitats: Guidelines for Wind Power Projects</i> (MNR, 2011b) which will include: <ul style="list-style-type: none"> Conducting 3-years of post-construction mortality surveys for birds including raptors (such as hawks and owls) and bats; Conducting subsequent monitoring for two years at individual turbines (and unmonitored turbines in close proximity) if significant bird or bat mortality is identified; Conducting effectiveness monitoring at individual turbines for three years where mitigation has been implemented. The findings of the bird and bat mortality monitoring programs will be reported back to MNR on an annual basis for the first 3 years of operation. Institute changes to turbine operation if mortality thresholds are exceeded, including changing the wind turbine cut-in speed to 5.5 m/s or feathering of blades. Finally, Jericho will utilize a lighting scheme that will minimize risk to bird or bat collisions, while fulfilling Transport Canada requirements. 	<ul style="list-style-type: none"> N/A N/A Design and Operations Report: Table 6-2 – Mitigation Measures, Residual Effects and Monitoring Plan: Natural Heritage Resources Natural Heritage Assessment and Environmental Impact Study Report: Section 5.8 – Significant Wildlife Habitat Design and Operations Report: Table 6-2 – Mitigation Measures, Residual Effects and Monitoring plan: Natural Heritage Resources Natural Heritage Assessment and Environmental Impact Study Report: Section 5.8 – Significant Wildlife Habitat
<ul style="list-style-type: none"> Potential Impacts to watercourses that may support harvestable aquatic species 	<ul style="list-style-type: none"> Effects on fish habitat were assessed as part of the Water Assessment and Water Body Report. The construction phase of the project is the time during which potential effects to fish habitat could occur; therefore, a mitigation plan has been developed. <ul style="list-style-type: none"> With the implementation of the recommended mitigation measures, residual effects are 	<ul style="list-style-type: none"> Water Assessment and Water Body Report: Section 5.3 – Mitigation Measures Construction Plan Report: Table 3-5– Mitigation Measures, Residual Effects and Monitoring Plans:

Issue/Value	Response	Corresponding Report and Section
	<p>anticipated to be low. Mitigation measures to address potential effects to fish habitat include:</p> <ul style="list-style-type: none"> ▪ Design and install culverts to prevent creation of barriers to fish movement and maintain bankfull channel functions. ▪ Install open bottom crossing structures where possible. ▪ Design culverts to accommodate high flows of the watercourse by undertaking hydraulic engineering studies. ▪ Embed the culvert below the streambed to maintain lateral flow. ▪ Install adequate gravel base to maintain flow of shallow groundwater. ▪ Locate crossings within straight sections of the stream, perpendicular to the bank. Avoid crossings on meander bends, braided streams and any other unstable areas. ▪ Use only clean material (i.e., rock or coarse gravel) for approaches to culverts. ▪ Regularly maintain culverts to ensure no debris build-up is impeding stream flow. <p>Jericho will also implement the following to reduce potential effects to fish:</p> <p><u>Timing Windows</u></p> <ul style="list-style-type: none"> ▪ Schedule construction activities that occur within 30 m of watercourses to avoid periods of critical habitat use (i.e., spawning) to the extent possible. These timing windows are applied to protect fish from any works in and around water during spawning, migration and other critical life history stages. Construction timing windows are based on site specific criteria such as type of fish species present, thermal regime and fish spawning times (spring or fall). There are generic restricted in-water work timing windows established by the DFO. ▪ Specific timing windows for this project may be developed in consultation with ABCA and SCRCA. <p><u>Isolated Crossing</u></p> <ul style="list-style-type: none"> ▪ In-water works for permanent water bodies must occur in the dry and via the dam and pump method to maintain fish passage during in-water works. For intermittent water bodies, work is preferred to be completed in the dry and carried out during seasonally dry times or when the water body is frozen to the bottom. <p>Develop and implement a fish rescue plan for dewatering areas. This will include appropriate sized end-of-pipe fish screen to prevent potential losses of fish due to entrainment or impingement as outlined in the DFO – Freshwater Intake End-of-Pipe Fish Screen Guideline.</p>	<p>Surface Water</p>

Issue/Value	Response	Corresponding Report and Section
<ul style="list-style-type: none"> • Potential impact to habitat that may support harvestable plant species or to the plants themselves. • Getting species information was not possible but we were referred to the Kettle and Stony Point Native Women's Workshop proceedings of Southern Ontario Aboriginal Health (forum?) that produced information on medicinal plants. Note that NextEra has not been able to locate the workshop proceedings. 	<ul style="list-style-type: none"> • The Project is sited predominantly on actively farmed agricultural fields. • However, where vegetation removal is required, Jericho will restore temporary work areas following the construction phase. Stripped topsoil will be replaced and recontoured in the construction areas and disturbed areas will be re-seeded, as appropriate. Once the turbines are constructed, farming practices can continue up to within a few metres of the turbine base. • Temporary access roads will be revegetated to pre-construction conditions as soon as possible following construction activities using species native to Ontario in naturally vegetated areas. • Vegetation removal will be kept to a minimum and limited to non-significant habitats (e.g., hedgerows). Damaged trees will be pruned through the implementation of proper arboricultural techniques. Where vegetation removal is to occur within 30 m of a feature, protective fencing will be installed to define the construction area and prevent accidental damage to vegetation. 	<ul style="list-style-type: none"> • Construction Plan Report: Section 2.2.1.3 – Clean-up and Reclamation • Construction Plan Report: Table 3-3– Mitigation Measures, Residual Effects and Monitoring Plan: Generalized Candidate Significant Wildlife Habitat; and, • Construction Plan Report: Table 3-4 – Mitigation Measures, Residual Effects and Monitoring Plan: Significant Wetlands, Woodlands, Valleylands and Wildlife Habitat
<ul style="list-style-type: none"> • Archaeology 	<ul style="list-style-type: none"> • The archaeological studies were conducted by licensed archaeologists according to Ministry of Tourism, Culture and Sport standards. A total of 223 archaeological sites were identified and included 188 pre-contact Aboriginal sites, 34 historic Euro-Canadian sites, and 1 multi-component sites. A total of 74 sites were recommended for further Stage 3 archaeological assessments. This meant that the locations have cultural heritage value or interest that needs further study. These assessments will either be carried out prior to construction in the area or the site will be avoided. The cultural heritage value or interest of the remaining sites was considered to be sufficiently documented and as such, no further studies were recommended. 	<ul style="list-style-type: none"> • Stage 2 Archaeological Assessment Report (Golder 2013a, 2013 b): Section 4.0 – Analysis and Conclusions, Section 5-0 - Recommendations

References

Flydal, K., Eftestøl, S., Reimers, E., and Colman, J.E. 2004. Effects of wind turbines on area use and behaviour of semidomesticated reindeer in enclosures. *Rangifer*, vol. 24, pp. 55–66, 2004.

Golder Associates Ltd. (Golder). 2013a. Stage 2 Archaeological Assessment, NextEra Energy Canada, ULC, Jericho Wind Energy Centre, Lambton and Middlesex Counties, Ontario. Report on file with the Ministry of Tourism, Culture and Sport, Toronto.

Golder Associates Ltd. (Golder). 2013b. Stage 2 Archaeological Assessment, NextEra Energy Canada, ULC, Jericho Wind Energy Centre, Additional Report, Various Lots and Concessions, Lambton and Middlesex Counties, Ontario. Report on file with the Ministry of Tourism, Culture and Sport, Toronto.

Helldin, J.O., Jung, J., Neumann, W., Olsson, M., Skarin, A., and Widemo, F. 2012. The impacts of wind power on terrestrial mammals: a synthesis. Swedish Environmental Protection Agency.

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Menzel, C. and Pohlmeier, K. 1999. Proof of habitat utilization of small game species by means of feces control with "dropping markers" in areas with wind-driven power generators. *Zeitschrift fur Jagdwissenschaft*, Volume 45, p. 223–229.



Appendixes

Appendix G.4 Walpole Island First Nation

Issue/Value	Response	Corresponding Report and Section
<ul style="list-style-type: none"> No net loss approach, if not habitat/species enhancements - Walpole Island FN seen as a central "hub", for enhancement/restoration/protection within the TT 	<ul style="list-style-type: none"> Jericho Wind, Inc. (Jericho) will restore temporary work areas following the construction phase. Stripped topsoil will be replaced and recontoured in the construction areas and disturbed areas will be re-seeded, as appropriate. Once the turbines are constructed, farming practices can continue up to within a few metres of the turbine base. Temporary access roads will be revegetated to pre-construction conditions as soon as possible following construction activities using species native to Ontario in naturally vegetated areas. Vegetation removal will be kept to a minimum and limited to non-significant habitats according to MNR definitions (e.g., hedgerows). Damaged trees will be pruned through the implementation of proper arboricultural techniques. Where vegetation removal is to occur within 30 m of a feature, protective fencing will be installed to define the construction area and prevent accidental damage to vegetation. 	<ul style="list-style-type: none"> Construction Plan Report: Section 2.2.1.3 – Clean-up and Reclamation Construction Plan Report: Table 3-3– Mitigation Measures, Residual Effects and Monitoring Plan: Generalized Candidate Significant Wildlife Habitat; and, Construction Plan Report: Table 3-4 – Mitigation Measures, Residual Effects and Monitoring Plan: Significant Wetlands, Woodlands, Valleylands and Wildlife Habitat
<ul style="list-style-type: none"> Walpole has an archaeology master plan. They would like to see it's values and approach extended throughout TT 	<ul style="list-style-type: none"> While not explicitly stated in the archaeological reporting, Golder Associates Ltd. has a copy of the Walpole Island archaeological master plan. The master plan's values and approach complement those outlined in the Ministry of Tourism, Culture and Sport's 2011 Standards and Guidelines for Consultant Archaeologists which is the document that Golder's archaeologists follow. Golder also follows the 2011 draft technical bulletin <i>Engaging Aboriginal Communities in Archaeology</i>. The consulting archaeologists are also required to comply with the NextEra Energy Canada, ULC Ontario Projects Archaeological Protocol. 	<ul style="list-style-type: none"> Stage 2 Archaeological Assessment Report (Golder 2013a, 2013b, 2013c): Section 1.0 – Project Context; Section 2.0 – Field Methods; Section 4.0 Analysis and Conclusions; Section 5.0 – Recommendations and Appendix E – First Nations Consultation
<ul style="list-style-type: none"> Will want archaeological observer in field work and for ground disturbance/excavation 	<ul style="list-style-type: none"> During field work, one fully independent First Nations monitor was supported by Jericho, who reported directly to four interested First Nations governments, including Walpole First Nation. To date, the monitor's reports of field work have been positive and no concerns identified. Jericho also agreed with the monitor's recommendation to have archaeological monitoring in place for archaeological sites as follows: archaeological sites recommended for Stage 3 archaeological assessment that have been fenced with a 20 m buffer will have construction activities monitored within an additional 50 m zone outside of that buffer; and archaeological sites recommended for Stage 4 avoidance that have been fenced with a 10 m buffer will also be monitored in case additional archaeological resources are present outside of that buffered area. 	<ul style="list-style-type: none"> Construction Plan Report: Table 3-1 – Mitigation Measures, Residual Effects and Monitoring Plan: Cultural Heritage
<ul style="list-style-type: none"> Focus on SAR 	<ul style="list-style-type: none"> Due to the sensitive nature of information about the locations of Species at Risk, they are not identified in the Natural Heritage Assessment and Environmental Impact Study Report. Species at Risk and their habitats potentially occurring within the Study Area are being identified through field investigations, background research and in consultation with the MNR. Six species at risk were observed during field work for the Jericho Wind Energy Centre. Potential effects to Species at Risk will be addressed through a Species at Risk Report and submitted to the MNR. This report will also describe mitigation and avoidance measures that will be used to prevent negative effects on Species at Risk. Jericho will work with the MNR to determine if a permit is required under the Endangered Species Act. An Endangered Species Act permit is required if the proposed works will have an adverse effect on a protected species or its habitat, as determined by the MNR. Any required permits will be obtained from the MNR prior to commencing construction and any required mitigation measures or monitoring commitments will be implemented. 	<ul style="list-style-type: none"> Natural Heritage Assessment and Environmental Impact Study Report: Section 2.2.2.4 – Wildlife Habitat (Including Rare Species)

Issue/Value	Response	Corresponding Report and Section
<ul style="list-style-type: none"> Potential impacts to Tundra Swans 	<ul style="list-style-type: none"> Potential effects to migratory birds are addressed through the Natural Heritage Assessment and Environmental Impact Study Report. Within the Report, Jericho identified and assessed Candidate Significant Wildlife Habitats including Waterflow Stopover and Staging Areas that may be used by Tundra Swans annually during spring migration. Where significant habitats for migratory birds are identified, this information, together with information about other constraints, is used to guide the placement of wind turbines. This habitat-based approach appears to be a key factor in preventing negative effects on birds (MNR, 2011a). Scientific studies have found that migrating swans are generally able to avoid wind turbines and that swan mortality resulting from collisions with wind turbines is limited; however turbines may cause swans to avoid stopover and staging areas used during migration (Hötker, <i>et al.</i> 2006). Information on species within the Study Areas was conducted as part of the Records Review for the NHA Report and in consultation with the MNR. An initial series of avian surveys was conducted by Golder Associates for the Project Study Area. The Jericho Wind Energy Centre Avian Use Monitoring Report – 2010 (Golder Associates, 2011), describes the results of spring Tundra Swan/waterfowl surveys, winter avian use surveys, spring migration avian use surveys, breeding (summer) avian use surveys and fall migration avian use surveys. It was used in conjunction with Ontario Breeding Bird Atlas (Cadman et al. 2007) data to describe the bird species known to use habitats in the Project Study Area. Additional surveys to identify Candidate Significant Tundra Swan Migratory Stopover and Staging Areas were completed in March 2012. Two Candidate Significant Tundra Swan Migratory Stopover and Staging Areas were determined to be located within 120 m of the Project Location, and as per MNR guidelines, these areas were carried forward to the Environmental Impact Study. Additional spring migration surveys will be completed at these locations in 2013 to collection additional information on Tundra Swan use of the areas. If determined to be significant, mitigation measures and additional post-construction monitoring for disturbance effects will be required at these locations. Post-construction bird mortality studies are required for all wind energy projects in Ontario. Details of the monitoring protocol are provided below. Jericho will develop and implement a monitoring program for bird and bat mortality consistent with <i>Birds and Bird Habitats: Guidelines for Wind Power Projects</i> (MNR, 2011a) and <i>Bats and Bat Habitats: Guidelines for Wind Power Projects</i> (MNR, 2011b) which will include: <ul style="list-style-type: none"> Conducting 3-years of post-construction mortality surveys for birds including raptors (such as hawks and owls) and bats; Conducting subsequent monitoring for two years at individual turbines (and unmonitored turbines in close proximity) if significant bird or bat mortality is identified; Conducting effectiveness monitoring at individual turbines for three years where mitigation has been implemented. The findings of the bird and bat mortality monitoring programs will be reported back to MNR on an annual basis for the first 3 years of operation. Institute changes to turbine operation if mortality thresholds are exceeded, including changing the wind turbine cut-in speed to 5.5 m/s or feathering of blades. Finally, Jericho will utilize a lighting scheme that will minimize risk to bird or bat collisions, while 	<ul style="list-style-type: none"> Design and Operations Report: Table 6-2 – Mitigation Measures, Residual Effects and Monitoring plan: Natural Heritage Resources Natural Heritage Assessment and Environmental Impact Study Report: Section 2.2.2.4 – Wildlife Habitat (including rare species) Natural Heritage Assessment and Environmental Impact Study Report: Section 5.7 – Significant Wildlife Habitat Natural Heritage Assessment Report: Appendix C – Avian Use Monitoring Report (Golder Associates, 2011) Design and Operations Report: Table 6-2 – Mitigation Measures, Residual Effects and Monitoring Plan: Natural Heritage Resources Natural Heritage Assessment and Environmental Impact Study Report: Section 5.8 – Significant Wildlife Habitat Design and Operations Report: Table 6-2 – Mitigation Measures, Residual Effects and Monitoring plan: Natural Heritage Resources

Issue/Value	Response	Corresponding Report and Section
<ul style="list-style-type: none"> Potential impacts to migratory bird or fish species that may be harvested or support tourism (hunting and fishing) 	<p>fulfilling Transport Canada requirements.</p> <ul style="list-style-type: none"> Effects on fish habitat were assessed as part of the Water Assessment and Water Body Report. The construction phase of the project is the time during which potential effects to fish habitat could occur; therefore, a mitigation plan has been developed. <ul style="list-style-type: none"> With the implementation of the recommended mitigation measures, residual effects are anticipated to be low. Mitigation measures to address potential effects to fish habitat include: <ul style="list-style-type: none"> Design and install culverts to prevent creation of barriers to fish movement and maintain bankfull channel functions. Install open bottom crossing structures where possible. Design culverts to accommodate high flows of the watercourse by undertaking hydraulic engineering studies. Embed the culvert below the streambed to maintain lateral flow. Install adequate gravel base to maintain flow of shallow groundwater. Locate crossings within straight sections of the stream, perpendicular to the bank. Avoid crossings on meander bends, braided streams and any other unstable areas. Use only clean material (i.e., rock or coarse gravel) for approaches to culverts. Regularly maintain culverts to ensure no debris build-up is impeding stream flow. <p>Jericho will also implement the following to reduce potential effects to fish:</p> <p>Timing Windows</p> <ul style="list-style-type: none"> Schedule construction activities that occur within 30 m of watercourses to avoid periods of critical habitat use (i.e., spawning) to the extent possible. These timing windows are applied to protect fish from any works in and around water during spawning, migration and other critical life history stages. Construction timing windows are based on site specific criteria such as type of fish species present, thermal regime and fish spawning times (spring or fall). There are generic restricted in-water work timing windows established by the DFO. Specific timing windows for this project may be developed in consultation with ABCA and SCRCA. <p>Isolated Crossing</p> <ul style="list-style-type: none"> In-water works for permanent water bodies must occur in the dry and via the dam and pump method to maintain fish passage during in-water works. For intermittent water bodies, work is preferred to be completed in the dry and carried out during seasonally dry times or when the water body is frozen to the bottom. <ul style="list-style-type: none"> Develop and implement a fish rescue plan for dewatering areas. This will include appropriate sized end-of-pipe fish screen to prevent potential losses of fish due to entrainment or impingement as outlined in the DFO – Freshwater Intake End-of-Pipe Fish Screen Guideline. 	<ul style="list-style-type: none"> Natural Heritage Assessment and Environmental Impact Study Report: Section 5.8 – Significant Wildlife Habitat Water Assessment and Water Body Report: Section 5.3 – Mitigation Measures Construction Plan Report: Table 3-5 – Mitigation Measures, Residual Effects and Monitoring Plans: Surface Water

Issue/Value	Response	Corresponding Report and Section
	<ul style="list-style-type: none"> • Potential effects to migratory birds are addressed through the Natural Heritage Assessment and Environmental Impact Study Report. Within the Report, Jericho identified and assessed Candidate Significant Wildlife Habitats including Waterflow Stopover and Staging Areas and Shorebird Migratory Stopover Areas. • As mentioned above, two Candidate Significant Tundra Swan Migratory Stopover and Staging Areas were determined to be located within 120 m of the Project Location, as well as several other Stopover and Staging Areas that may be used by other waterfowl species. As per MNR guidelines, these areas were carried forward to the Environmental Impact Study. Additional spring migration surveys will be completed at these locations in 2013 to collection additional information on Tundra Swan and waterfowl use of the areas. If determined to be significant, mitigation measures and additional post-construction monitoring for disturbance effects will be required at these locations. • Post-construction mortality studies are required for all wind energy projects in Ontario. Details of the monitoring protocol is provided above. 	<ul style="list-style-type: none"> • Design and Operations Report: Table 6-2 – Mitigation Measures, Residual Effects and Monitoring plan: Natural Heritage Resources • Natural Heritage Assessment and Environmental Impact Study Report: Section 5.7 – Significant Wildlife Habitat •



Appendixes

Appendix G.5 Historic Saugeen Métis

Issue/Value	Response	Corresponding Report and Section
<ul style="list-style-type: none"> Aboriginal People Interests <ul style="list-style-type: none"> (i) are there aboriginal sensitive areas having been recognized on or around the study area (ii) have the aboriginal people in Ontario been consulted (iii) additional technical and traditional knowledge of the study and surrounding area 	<ul style="list-style-type: none"> Jericho Wind, Inc. (Jericho) has and is fulfilling its obligations for procedural consultation with all Aboriginal governments identified by the Director or through its own inquiries, in accordance with Ontario Regulation 359/09 and Jericho's First Nation and Métis Relationship Policy. An Aboriginal Consultation Report is being prepared for this Project. Jericho has had ongoing dialogue with Historic Saugeen Métis and will report the results or status of those discussions as part of its Final Renewable Energy Approval Application. 	<ul style="list-style-type: none"> N/A
<ul style="list-style-type: none"> Air Quality <ul style="list-style-type: none"> (i) will there be any pollution during the construction, operation, decommissioning or abandonment of projects 	<ul style="list-style-type: none"> Potential effects on air quality, including mitigation measures, are summarized in the rows below with corresponding Report/Section references provided. Potential effects from construction and installation activities include: <ul style="list-style-type: none"> Increased dust and air emissions due to construction activity. The following mitigation measures are proposed to address any effects to air quality: <ul style="list-style-type: none"> Use spray water and environmentally friendly dust suppressants applied at an environmentally acceptable rate to minimize the release of dust from gravel, paved areas and exposed soils only where necessary on problem areas; Implement a speed limit that will lead to reduced disturbance of dust on paved and unpaved roads; and, Ensure proper maintenance of vehicles and machinery to limit noise, Criteria Air Contaminant (CAC) emissions and leaks. Construction activities may be suspended during high winds should air quality deteriorate as a result of an increase in dust or emissions. With the implementation of the mitigation measures above, although there is a high likelihood of these effects occurring, they are anticipated to be short term and limited in magnitude. Effects during the decommissioning phase are anticipated to be similar to those experienced during the construction phase. Potential effects from operations and maintenance activities include: <ul style="list-style-type: none"> Emissions of contaminants from maintenance vehicles and generator sets. Dust as a result of vehicle traffic over gravel roads and/or cleared areas. The following mitigation measures are proposed to address any effects to air quality: <ul style="list-style-type: none"> Ensure all engines (vehicles and generators) meet emission requirements specified by the MOE and Ontario Ministry of Transportation (MTO). Limit speed of maintenance vehicles to minimize dust generation. There is a low likelihood of these effects occurring and limited magnitude with the implementation of the mitigation measures above. 	<ul style="list-style-type: none"> N/A Construction Plan Report: Table 3-7– Mitigation Measures, Residual Effects and Monitoring Plan: Emissions to Air Design and Operations Report: Table 6-4 – Mitigation Measures, Residual Effects and Monitoring Plan: Emissions to Air

Issue/Value	Response	Corresponding Report and Section
<ul style="list-style-type: none"> • Wildlife <ul style="list-style-type: none"> (i) consideration relating to threatened and/or endangered species (ii) harvesting as it relates to the gathering of traditional plants & herbs, hunting and/or use of lumber (iii) flora and fauna population impacts (iv) any biodiversity initiatives (v) monitoring 	<ul style="list-style-type: none"> • Effects on wildlife are assessed in the Natural Heritage Assessment and Environmental Impact Study Report and summarized in the Construction Plan and Design and Operations Report. Jericho plans to continue working with Historic Saugeen Métis ("HSM") and any information received about potential concerns for specific areas where harvesting may be taking place will be addressed directly with HSM within that process. • Please see the rows below for details with corresponding Report/Section references provided. 	N/A
	<p>(i) Due to the sensitive nature of information about the locations of Species at Risk, they are not identified in the Natural Heritage Assessment and Environmental Impact Study Report.</p> <p>Species at Risk and their habitats potentially occurring within the Study Area are being identified through field investigations, background research and in consultation with the MNR. Six species at risk were observed during field work for the Jericho Wind Energy Centre. Potential effects to Species at Risk will be addressed through a Species at Risk Report and submitted to the MNR. This report will also describe mitigation and avoidance measures that will be used to prevent negative effects on Species at Risk. Jericho will work with the MNR to determine if a permit is required under the Endangered Species Act.</p> <p>An Endangered Species Act permit is required if the proposed works will have an adverse effect on a protected species or its habitat, as determined by the MNR. Any required permits will be obtained from the MNR prior to commencing construction and any required mitigation measures or monitoring commitments will be implemented.</p>	<ul style="list-style-type: none"> • Natural Heritage Assessment and Environmental Impact Study Report: Section 2.2.2.4 – Wildlife Habitat (Including Rare Species)
	<p>(ii) The Project is sited predominantly on actively farmed agricultural fields. However, where vegetation removal is required, Jericho will restore temporary work areas following the construction phase. Stripped topsoil will be replaced and recontoured in the construction areas and disturbed areas will be re-seeded, as appropriate. Once the turbines are constructed, farming practices can continue up to within a few metres of the turbine base.</p> <p>Temporary access roads will be revegetated to pre-construction conditions as soon as possible following construction activities using species native to Ontario in naturally vegetated areas.</p> <p>Vegetation removal will be kept to a minimum and limited to non-significant habitats according to MNR definitions (e.g., hedgerows). Damaged trees will be pruned through the implementation of proper arboricultural techniques. Where vegetation removal is to occur within 30 m of a feature, protective fencing will be installed to define the construction area and prevent accidental damage to vegetation.</p>	<ul style="list-style-type: none"> • Construction Plan Report: Section 2.2.1.3 – Clean-up and Reclamation • Construction Plan Report: Table 3-3– Mitigation Measures, Residual Effects and Monitoring Plan: Generalized Candidate Significant Wildlife Habitat; and, • Construction Plan Report: Table 3-4 – Mitigation Measures, Residual Effects and Monitoring Plan: Significant Wetlands, Woodlands, Valleylands and Wildlife Habitat
	<p>(iii) Effects on flora and fauna are discussed in terms of vegetation removal for construction (see row above for details) and bird and bat mortality during turbine operation (see row below for details).</p> <ul style="list-style-type: none"> • Jericho will develop and implement a monitoring program for bird and bat mortality consistent with <i>Birds and Bird Habitats: Guidelines for Wind Power Projects</i> (MNR, 2011a) and <i>Bats and Bat Habitats: Guidelines for Wind Power Projects</i> (MNR, 2011b) which will include: <ul style="list-style-type: none"> ▪ Conducting 3-years of post-construction mortality surveys for birds including raptors (such as hawks and owls) and bats; ▪ Conducting subsequent monitoring for two years at individual turbines (and unmonitored turbines in close proximity) if significant bird or bat mortality is identified; ▪ Conducting effectiveness monitoring at individual turbines for three years where mitigation has 	<ul style="list-style-type: none"> • N/A • Design and Operations Report: Table 6-2 – Mitigation Measures, Residual Effects and Monitoring Plan: Natural Heritage Resources • Natural Heritage Assessment and Environmental Impact Study Report: Section 5.8 – Significant Wildlife Habitat

Issue/Value	Response	Corresponding Report and Section
	<p>been implemented.</p> <ul style="list-style-type: none"> The findings of the bird and bat mortality monitoring programs will be reported back to MNR on an annual basis for the first 3 years of operation. Institute changes to turbine operation if mortality thresholds are exceeded, including changing the wind turbine cut-in speed to 5.5 m/s or feathering of blades. Finally, Jericho will utilize a lighting scheme that will minimize risk to bird or bat collisions, while fulfilling Transport Canada requirements. <p>(iv) As noted above, temporary work areas will be reseeded, as appropriate, using species native to Ontario in naturally vegetated areas.</p> <p>Furthermore, vegetation removal will be kept to a minimum and limited to non-significant habitats according to MNR definitions (e.g. hedgerows).</p> <p>(v) Monitoring will occur during the construction phase for natural heritage features. The following rows detail the monitoring plans. Note that monitoring for bird and bat mortality is described in the rows above.</p> <p>An environmental monitor will monitor on-site conditions (i.e. erosion and sediment control, spills, flooding, etc.) where construction occurs within 30 m of a natural heritage feature on the following basis:</p> <ul style="list-style-type: none"> Weekly during active construction periods; Prior to, during and post forecasted large rainfall events (>20 millimetres in 24 hours) or significant snowmelt events (i.e., spring freshet); Daily during extended rain or snowmelt periods; and, Monthly during inactive construction periods, where the site is left alone for 30 days or longer. <p>Additional monitoring or inspections will involve ensuring that:</p> <ul style="list-style-type: none"> Only specified trees are removed, protective fencing is intact and that there is no damage caused to the remaining trees during construction; There are no grade changes; Equipment is maintained free of leaks or spills; and, Directional drilling does not result in “frac-out” and if it does, to ensure that there are no effects on surface and ground water. 	<ul style="list-style-type: none"> Design and Operations Report: Table 6-2 – Mitigation Measures, Residual Effects and Monitoring plan: Natural Heritage Resources Natural Heritage Assessment and Environmental Impact Study Report: Section 5.8 – Significant Wildlife Habitat Construction Plan Report: Table 3-3 – Mitigation Measures, Residual Effects and Monitoring Plan: Generalized Candidate Significant Wildlife Habitat Construction Plan Report: Table 3-4 – Mitigation Measures, Residual Effects and Monitoring Plan: Significant Wetlands, Woodlands, Valleylands and Wildlife Habitat N/A Construction Plan Report: Table 3-3 – Mitigation Measures, Residual Effects and Monitoring Plan: Generalized Candidate Significant Wildlife Habitat; and, Construction Plan Report: Table 3-4 – Mitigation Measures, Residual Effects and Monitoring Plan: Significant Wetlands, Woodlands, Valleylands and Wildlife Habitat
<ul style="list-style-type: none"> Study Area <ul style="list-style-type: none"> (i) is there the existence of Crown land within the study area (ii) what is the nature of the lands within the study areas (agricultural, woodlands, etc.) 	<p>Please see the rows below for details with corresponding Report/Section references provided.</p> <p>(i) There is no Crown Land within the Study Area.</p> <p>(ii) Common agricultural land uses in Lambton and Middlesex Counties are cash crops (e.g., soybeans, corn and wheat) and livestock farming. Other land uses include the urban settlements of Thedford and Arkona, and natural heritage corridors, which are scattered throughout the Project Study Area along water courses.</p>	<ul style="list-style-type: none"> N/A N/A Construction Plan Report: Section 3.6.1 – Existing Land Uses and Infrastructure

Issue/Value	Response	Corresponding Report and Section
<ul style="list-style-type: none"> • Water Quality <ul style="list-style-type: none"> (i) impact on drinking water (ii) pollution and its cumulative effects (iii) groundwater (iv) impacts downstream (v) fish habitats including spawning grounds being impacted (vi) monitoring 	<p>Please see the rows below for details with corresponding Report/Section references provided.</p> <p>(i) With the implementation of the recommended mitigation measures (see “groundwater” section below) effects to the quality and quantity of groundwater are anticipate to be low in likelihood and negligible in magnitude.</p> <p>(ii) Soil or water contamination could occur, although unlikely, during construction or maintenance activities from accidental spills of oils, grease or other materials.</p> <p>With the implementation of the recommended mitigation measures and monitoring commitments, the residual effects are anticipated to be low in likelihood and limited magnitude. The mitigation measures include:</p> <p><u>Equipment Use</u></p> <ul style="list-style-type: none"> ▪ Minimize vehicle traffic on exposed soils, avoid compacting or other hardening of natural ground surface, and avoid the movement of heavy machinery on areas with sensitive slopes. ▪ Limit speed of vehicles near watercourse crossings. <p><u>Material Stockpiling and Handling</u></p> <ul style="list-style-type: none"> ▪ Store any stockpiled materials at least 30 m away from water body to prevent deleterious substances from inadvertently discharging to the environment. ▪ Develop a spill response plan and train staff on associated procedures. ▪ Dispose of any waste material from construction activities by authorized and approved off-site vendors. <p><u>Water Quality</u></p> <ul style="list-style-type: none"> ▪ Develop a spill response plan and train staff on associated procedures. ▪ Maintain emergency spill kits on site. ▪ Pass groundwater from dewatering activities (if required) through a sediment filtration system prior to being discharged to a watercourse. ▪ Control soil / water contamination through best management practices. <p><u>Timing Windows</u></p> <ul style="list-style-type: none"> ▪ Schedule construction activities that occur within 30 m of watercourses to avoid periods of critical habitat use (i.e., spawning) to the extent possible. These timing windows are applied to protect fish from any works in and around water during spawning, migration and other critical life history stages. Construction timing windows are based on site specific criteria such as type of fish species present, thermal regime and fish spawning times (spring or fall). There are generic restricted in-water work timing windows established by the DFO. ▪ Specific timing windows for this project may be developed in consultation with ABCA and SCRCA. <p>(iii) Potential effects to groundwater include:</p> <ul style="list-style-type: none"> ▪ Reduction in groundwater quality and quantity due to dewatering when excavating and 	<ul style="list-style-type: none"> • Construction Plan Report: Table 3-6 – Mitigation Measures, Residual Effects and Monitoring Plan: Geology and Groundwater • Construction Plan Report: Table 3-5 – Mitigation Measures, Residual Effects and Monitoring Plan: Surface Water. • Design and Operations Report: Table 6-3 – Mitigation Measures, Residual Effects and Monitoring Plan: Surface Water and Groundwater. • Construction Plan Report: Table 3-6 – Mitigation Measures, Residual Effects and Monitoring Plan: Geology and Groundwater

Issue/Value	Response	Corresponding Report and Section
	<p>constructing the turbine bases.</p> <ul style="list-style-type: none"> ▪ Increase in impervious area created by the turbine base and access roads resulting in reduced infiltration near to the noted groundwater recharge areas (beach foreshore deposits and glacial outwash deposits). <p>With the implementation of the recommended mitigation measures, the residual effects are anticipated to be low in likelihood and negligible in magnitude (for reduction in groundwater quality and quantity) and limited in magnitude (for increase in impervious surfaces). These mitigation measures include:</p> <ul style="list-style-type: none"> ▪ Direct the discharge from dewatering back into the nearest watercourse (following sediment control practices) to negate the potential that drawdown will decrease baseflow into streams and groundwater discharge into wetlands. ▪ Limit duration of dewatering to as short a time frame as possible ▪ Implement groundwater cut-offs as required to limit water taking quantities ▪ Limit dewatering where turbines are constructed within the sand and/or gravel deposits or where shallow water table conditions are expected to less than 400,000 L/day (Turbines: 1-8, 10, 13, 20, 28, 31-34, 44, 59, 75-76, 83-85, 88-92, 94, 99, and 105). ▪ Direct runoff from the constructed impervious surfaces to ground surface to prevent any decrease in infiltration and recharge. <p>(iv) Potential effects downstream are discussed in terms of effects on fish habitat (see row below); effects on groundwater and effects from accidental spills of oils, grease or other materials (see rows above).</p> <p>Effects downstream are also assessed in terms of erosion, sedimentation and turbidity. With the implementation of the recommended mitigation measures, residual effects from erosion, sedimentation and turbidity are anticipated to be low in likelihood and limited in magnitude. Mitigation measures to address these potential effects include:</p> <p><u>Erosion and Sediment Control</u></p> <ul style="list-style-type: none"> ▪ Develop and implement an erosion and sediment control plan before commencement of construction. ▪ Utilize erosion blankets, erosion control fencing, straw bales, etc., where necessary to mitigate potential excessive erosion and sedimentation. ▪ Ensure any materials placed in floodline are free from silt and other such particles. Keep extramerosement and sediment control materials on site (e.g., heavy duty silt fencing, strawbales). ▪ Check that erosion control tools are in good repair and properly functioning prior to conducting daily work and re-install or repair as required prior to commencing daily construction activities. ▪ Keep sediment and erosion control measures in place until disturbed areas have been stabilized (i.e., re-vegetated). <p><u>Grading and Excavation</u></p> <ul style="list-style-type: none"> ▪ Minimize changes in land contours and natural drainage; maintain timing and quantity of flows. 	<ul style="list-style-type: none"> • Water Assessment and Water Body Report: Section 5.3 – Mitigation Measures • Construction Plan Report: Table 3-5 – Mitigation Measures, Residual Effects and Monitoring Plans: Surface Water

Issue/Value	Response	Corresponding Report and Section
	<p>Any grading of lands adjacent to water body features should match existing grades at the identified set-back, or buffer from the features.</p> <p><u>Equipment Use</u></p> <ul style="list-style-type: none"> ▪ Minimize vehicle traffic on exposed soils, avoid compacting or other hardening of natural ground surface, and avoid the movement of heavy machinery on areas with sensitive slopes. ▪ Limit speed of vehicles near watercourse crossings. <p>• (v) Effects on fish habitat were assessed as part of the Water Assessment and Water Body Report. The construction phase of the project is the time during which potential effects to fish habitat could occur; therefore, a mitigation plan has been developed.</p> <ul style="list-style-type: none"> ▪ With the implementation of the recommended mitigation measures, residual effects are anticipated to be low. Mitigation measures to address potential effects to fish habitat include: <ul style="list-style-type: none"> ▪ Design and install culverts to prevent creation of barriers to fish movement and maintain bankfull channel functions. ▪ Install open bottom crossing structures where possible. ▪ Design culverts to accommodate high flows of the watercourse by undertaking hydraulic engineering studies. ▪ Embed the culvert below the streambed to maintain lateral flow. ▪ Install adequate gravel base to maintain flow of shallow groundwater. ▪ Locate crossings within straight sections of the stream, perpendicular to the bank. Avoid crossings on meander bends, braided streams and any other unstable areas. ▪ Use only clean material (i.e., rock or coarse gravel) for approaches to culverts. ▪ Regularly maintain culverts to ensure no debris build-up is impeding stream flow. <p>Jericho will also implement the following to reduce potential effects to fish:</p> <p><u>Timing Windows</u></p> <ul style="list-style-type: none"> ▪ Schedule construction activities that occur within 30 m of watercourses to avoid periods of critical habitat use (i.e., spawning) to the extent possible. These timing windows are applied to protect fish from any works in and around water during spawning, migration and other critical life history stages. Construction timing windows are based on site specific criteria such as type of fish species present, thermal regime and fish spawning times (spring or fall). There are generic restricted in-water work timing windows established by the DFO. ▪ Specific timing windows for this project may be developed in consultation with ABCA and SCRCA. <p><u>Isolated Crossing</u></p> <ul style="list-style-type: none"> ▪ In-water works for permanent water bodies must occur in the dry and via the dam and pump method to maintain fish passage during in-water works. For intermittent water bodies, work is preferred to be completed in the dry and carried out during seasonally dry times or when the water body is frozen to the bottom. 	<ul style="list-style-type: none"> • Water Assessment and Water Body Report: Section 5.3 – Mitigation Measures • Construction Plan Report: Table 3-5 – Mitigation Measures, Residual Effects and Monitoring Plans: Surface Water

Historic Saugeen Métis



Issue/Value	Response	Corresponding Report and Section
	<ul style="list-style-type: none"> ▪ Develop and implement a fish rescue plan for dewatering areas. This will include appropriate sized end-of-pipe fish screen to prevent potential losses of fish due to entrainment or impingement as outlined in the DFO – Freshwater Intake End-of-Pipe Fish Screen Guideline. 	
	<p>(vi) Monitoring will occur during the construction and operations phase for surface and groundwater. The following row details the monitoring plans and corresponding Report/Section references provided.</p>	<ul style="list-style-type: none"> • N/A
	<p>An environmental inspector or on-site ecologist will monitor on-site conditions (i.e. erosion and sediment control, spills, flooding, etc.) where construction occurs within 30 m of a watercourse on the following basis:</p> <ul style="list-style-type: none"> ▪ Weekly during active construction periods; ▪ Prior to, during and post forecasted large rainfall events (>20 millimetres in 24 hours) or significant snowmelt events (i.e., spring freshet); ▪ Daily during extended rain or snowmelt periods; and, ▪ Monthly during inactive construction periods, where the site is left alone for 30 days or longer. <p>Additional monitoring or inspections will involve ensuring that:</p> <ul style="list-style-type: none"> ▪ There are no effects from dewatering or dewatering discharge on streams; ▪ There are no minor or major disturbances to fish habitat from construction; ▪ Equipment is maintained free of leaks or spills; and, ▪ Directional drilling does not result in “frac-out” and if it does, to ensure that there are no effects on surface and ground water. 	<ul style="list-style-type: none"> • Construction Plan Report: Table 3-5 – Mitigation Measures, Residual Effects and Monitoring Plan: Surface Water



Appendixes

Appendix H

Chronologies of Contacts with Aboriginal Communities



Appendixes

Appendix H.1 Aamjiwnaang First Nation

Contact Record

Projects: Adelaide, Bornish, Bluewater, Goshen and **Jericho** Wind Energy Centres

Community: **Chippewas of Aamjiwnaang** Main Contact: Chief Chris Plain
Sharilyn Johnston,
Environmental Officer

NextEra Energy Canada ULC (“NEEC”) proposes to develop, construct and operate a number of wind energy projects in Ontario. This report details all communications with the Aboriginal community identified above, in support of the Ontario Regulation 359/09 Renewable Energy Approval requirement for consulting with Aboriginal peoples. Information is current to the date shown at the bottom of this report. Please contact NEEC for clarification or to receive any available updates.

The projects for which this Aboriginal community has expressed interest, or that have been confirmed by the Director of Renewable Energy Approvals “list of aboriginal communities” are identified above. Please refer to the Project Description Reports and supporting reports as set out in Table 1 of Ontario Regulation 359/09 for information about these projects, potential impacts and proposed mitigation. All available reports may be found at:

<http://www.NextEraEnergyCanada.com>

- **Adelaide** Wind Energy Centre
- **Bluewater** Wind Energy Centre
- **Bornish** Wind Energy Centre
- **Goshen** Wind Energy Centre
- **Jericho** Wind Energy Centre

In compliance with Ministry of Environment filing requirements, this report has been abridged as of the date below, to focus specifically on communications about, or that included Jericho.

Chippewas of Aamjiwnaang: Abridged: February 10, 2013

Date	Contact By	Contact With	Description	Purpose	Follow-up and Results
Late 2007	NEEC	Band Administration	Initial contact to introduce NEEC (then FPLE) and its projects in Lambton, Middlesex and Huron Counties. This would have included Bornish and the then current Canadian Green Power Projects.	<ul style="list-style-type: none"> Initial contact 	Meeting planned for January 24, 2008 at the Four Winds Centre, Kettle and Stoney Point First Nation.
2008-01-29	M. DeBock, Project Director, NEEC (then FPLE Canadian Wind LP)	Chief Plain	<p>Letter sent to Chief Plain:</p> <ol style="list-style-type: none"> enclosing copy of presentation intended to be given at the January 24th meeting; offering to continue dialogue; Enclosing public notices and inviting attendance at Public Information Centres of February 19 and 20, 2008 and offering to meet on those dates, or at another time. Advising that a second public information centre will be held after completion of the environmental studies 	<ul style="list-style-type: none"> Communication 	<p>An introductory meeting was scheduled for January 24, 2008 at the Four Winds Centre, Kettle Point First Nation. The invited First Nations representatives were not able to attend.</p> <p>Jason Henry (Genivar) to follow-up to schedule another meeting.</p>
Dated as of 2010-06-04	Nicole Geneau	Sharilyn Johnston	Community Reference binder with draft project description reports for Bluewater, Goshen and Jericho and a map of all current NEEC southwestern Ontario projects.	<ul style="list-style-type: none"> Information-sharing 	<ul style="list-style-type: none"> The binder and letter were delivered at a meeting with Sharilyn Johnson on June 15, 2010.
2010-06-15	R. Waldon	Sharilyn Johnston	Initial meeting to deliver Community Resource Binder and introduce Bluewater, Goshen and Jericho projects. Discussions of potential improvements to successful process followed for Bornish to be considered on further projects.	<ul style="list-style-type: none"> Communication Process 	<ul style="list-style-type: none"> Bluewater, Jericho and Goshen were discussed in very general terms, with ideas shared for planning the procedural consultation including how Aboriginal values and interests may be reflected in the natural heritage and archaeological work.

Date	Contact By	Contact With	Description	Purpose	Follow-up and Results
2010-06-16	R. Waldon	Sharilyn Johnston, Environment Officer	<p>E-mail confirming follow-up actions from 2010-06-15 meeting.</p> <ul style="list-style-type: none"> We reviewed the NextEra Community Reference Binder. Sharilyn felt it will be a useful basic information source. Council elections to take place in July. Current council members on Health and Environment Committee are Vicki Ware, Darren Henry and Ron Simon. A new consultation and accommodation protocol has been adopted in principle, but is subject to final approval (possibly June 22). The final approved version will be made available for proponent use. Archaeology for Bluewater, Goshen and Jericho: Sharilyn suggested a one day orientation meeting for Aamjiwnaang Health and Environment Committee members. If other communities send a full time observer, NextEra will ask permission to share their wrap up report with all interested communities. No specific Aboriginal values to be reported to Golder to address in REA studies, at this time. An Aamjiwnaang Values document may be available in future. 	<ul style="list-style-type: none"> Communication Process Information-sharing 	<ul style="list-style-type: none"> Sharilyn will look at the Adelaide ESR prepared by Golder for TCi and advise of any questions or additional information requirements. Bob agreed to recommend Archaeology field day to NextEra, including if it can be offered to all interested communities. (Done) Agreed with concept of plain language summaries to accompany REA studies. (Required by REA) Sharilyn to send Aamjiwnaang traditional territory map. Bob to ensure archeology observer's report(s) from Bornish are forwarded to Sharilyn. (Permission requested.) For community notices, keep the weekly Aamjiwnaang Tribune in mind
2010-08-10	Sharilyn Johnston	R. Waldon	<p>Consultation and Accommodation Protocol received. It is a new protocol outlining Aamjiwnaang process for consultation and important principles to be upheld, including the roles of the three main parties: Aamjiwnaang; Crown and proponent.</p>	<ul style="list-style-type: none"> Process 	<ul style="list-style-type: none"> Review process for Adelaide, Bluewater, Goshen and Jericho.

Date	Contact By	Contact With	Description	Purpose	Follow-up and Results
2010-10-19	R. Waldon	Sharilyn Johnston	<p>Update e-mail to confirm status of projects and follow-up on items from June 15th meeting.</p> <ul style="list-style-type: none"> • Awaiting permission from Chief Cloud to release Brandy George observer's report. • Bornish and Adelaide filings pending agency sign-offs of studies. • Bluewater, Goshen and Jericho archaeology next season. Orientation day idea still planned. • Requested an update on Aamjiwnaang Aboriginal values statement. • Is any further information needed for Adelaide? 	<ul style="list-style-type: none"> • Communication 	N/A
2010-10-26	R. Waldon	Sharilyn Johnston	<p>Update on Bluewater, Goshen and Jericho archaeology</p> <ul style="list-style-type: none"> • Possibility of field work in 2 weeks • Does Aamjiwnaang want to have a field day arranged? 	<ul style="list-style-type: none"> • Communication • Process 	No reply was received.
2011-03-14	R. Waldon	Sharilyn Johnston	<p>E-mail concerning archaeological work for Bluewater, Goshen and Jericho. Invitation to attend a field meeting prior to work and to confirm monitoring arrangements.</p>	<ul style="list-style-type: none"> • Communication 	No reply was received.
2011-03-24 2011-04-28	Sharilyn Johnston	Ben Greenhouse	<p>Letter dated March 24, 2011 received April 28, 2011 thanking Ben for information concerning Adelaide wind project and that advising that the information will be forwarded to Chief and Council over the next few weeks and after receiving their direction NextEra will be contacted with advice on the next steps. The letter further stated Aamjiwnaang First Nation continue to assert their Aboriginal and treaty rights over their reserve and traditional territory.</p>	<ul style="list-style-type: none"> • Process 	See "Joint Assessment Committee" process described below (2012-04-23).

Date	Contact By	Contact With	Description	Purpose	Follow-up and Results
2011-06-02	R. Waldon	Wilson Plain Jr.	E-Mail explaining that the Health and Environment Committee extend an invitation to meet at Aamjiwnaang to discuss NextEra projects.	<ul style="list-style-type: none"> Communication 	2011-06-02 R. Waldon replied with a map of Ontario project locations seeking clarification of which projects the Health and Environment Committee wished to discuss.
2011-06-08	R. Waldon	Wilson Plain Jr.	E-mail to seek clarification of which projects the Health and Environment Committee wished to review.	<ul style="list-style-type: none"> Communication 	Due to a death in the community, Mr. Plain has not been able to reply. R. Waldon provided information that Bluewater, Goshen and Jericho projects are at the field study stage, and that Adelaide and Bornish projects field studies are being redone due to layout changes.
2011-06-20	R. Waldon	Wilson Plain Jr.	Exchange of e-mails confirming that Conestogo and East Durham are NOT in Aamjiwnaang traditional territory and that Adelaide, Bornish, Bluewater, Goshen and Jericho ARE of interest to the Health and Environment Committee.	<ul style="list-style-type: none"> Information-sharing 	N/A
2011-06-27	R. Waldon	Wilson Plain Jr.	Exchange of e-mails to finalize arrangements for July 19th presentation to Health and Environment Committee.	<ul style="list-style-type: none"> Administrative 	N/A

Date	Contact By	Contact With	Description	Purpose	Follow-up and Results
2011-07-19	B. Greenhouse L. Cantave T. Bird R. Waldon	Aamjiwnaang Health and Environment Committee	This meeting included a presentation by NEEC covering all current projects in Ontario and general company information. Discussion included schedules, regulatory process and their status. The Committee raised their concern that First Nations should see benefits from energy developments within their Traditional Territories to create "a better place" for their communities, but they do not. A discussion took place on the general areas that the Committee felt proponents should consider.	<ul style="list-style-type: none"> Information-sharing 	<ul style="list-style-type: none"> NEEC to provide a copy of the Epsilon Study NEEC to return to further discuss potential initiatives that could foster "a better place" for Aboriginal communities.
2011-08-09	R. Waldon	Sharilyn Johnston, Wilson Plain Jr.	E-mail enclosing a summary of Fall 2011 archaeological work plans for all current Ontario projects and offering a field meeting with community representatives.	<ul style="list-style-type: none"> Communication 	No reply received.
2011-10-16	R. Waldon	Sharilyn Johnston, Wilson Plain Jr.	E-mail enclosing a notice of public meeting for November 10, 2011 transmission line open house for Adelaide, Bornish and Jericho projects.	<ul style="list-style-type: none"> Regulatory compliance Communication 	Sharilyn Johnston attended the open house.
2011-10-24	R. Waldon	Sharilyn Johnston, Wilson Plain Jr.	E-mail enclosing copy of Epsilon Study Report mentioned at the 2011-07-19 meeting with Health and Environment Committee, and providing web site address for additional health study information.	<ul style="list-style-type: none"> Information-sharing 	No reply was received.
2011-11-02	Tom Bird	Chief Plain	Letter enclosing copy of a notice for the November 10, 2011 transmission line open house for Adelaide, Bornish and Jericho projects, as well as a notice for the December 7 and 8, 2011 Bluewater and Goshen public open houses.	<ul style="list-style-type: none"> Regulatory compliance. 	No reply was received.

Date	Contact By	Contact With	Description	Purpose	Follow-up and Results
2011-11-03	R. Waldon	Sharilyn Johnston, Wilson Plain Jr.	E-mail mentioning the 2011-11-02 letter to Chief Plain and asking if any additional information is available to be addressed as part of the Renewable Energy Application studies for Adelaide, Bornish, Jericho, Bluewater or Goshen projects.	<ul style="list-style-type: none"> • Communication 	No reply was received.
2011-11-09	R. Waldon	Sharilyn Johnston	Letter enclosing updates to Community Reference Materials Binder containing general project, industry and issues information.	<ul style="list-style-type: none"> • Information-sharing 	Delivered to Sharilyn Johnston at November 10, 2011 public open house in Ailsa Craig.
2011-11-11	R. Waldon	Sharilyn Johnston, Wilson Plain Jr.	E-mail providing information on timing, REA studies and process for Adelaide, Bornish, Jericho, Bluewater and Goshen projects and to explore the possibility of a coordinated review process with other First Nations.	<ul style="list-style-type: none"> • Process • Information sharing 	See 2012-01-12 meeting, below.
2011-12-23	R. Waldon	Sharilyn Johnston, Wilson Plain Jr., Jared Macbeth, Suzanne Bresette	E-Mail to staff at Aamijwnaang, Walpole and Kettle & Stoney Point, asking about the possibility of a meeting to discuss a potential collaborative approach for review of the five projects they have in common, namely, Adelaide, Bornish, Jericho, Bluewater and Goshen	<ul style="list-style-type: none"> • Process 	See 2012-01-12

Date	Contact By	Contact With	Description	Purpose	Follow-up and Results
2012-01-12	R. Waldon	Sharilyn Johnston, Jared Macbeth, Sue Bressette and Phyllis George	Meeting with staff from Aamjiwnaang, Walpole and Kettle & Stoney Point to discuss a potential collaborative approach for review of the five projects they have in common, namely, Adelaide, Bornish, Jericho, Bluewater and Goshen . See meeting notes on file.	<ul style="list-style-type: none"> • Process • Information-sharing 	The current timing of each project was discussed and the reports that will be produced to support their REA applications. Further discussion is required among the communities and additional information from NEEC to advance this initiative.
2012-02-08	R. Waldon	Sharilyn Johnston, Jared Macbeth, Sue Bressette	Phone call to discuss new NextEra First Nation and Métis Relationship policy and progress towards coordinating third party reviews of Adelaide, Bornish, Jericho, Bluewater and Goshen .	<ul style="list-style-type: none"> • Process • Information-sharing 	Draft meeting notes and follow-up information sent to the attendees 2012-01-18.
2012-02-09	R. Waldon	Sharilyn Johnston, Jared Macbeth, Sue Bressette	E-mail enclosing new NextEra First Nation and Métis Relationship policy and requesting opportunity to discuss it as well as plans for third party reviews of Adelaide, Bornish, Jericho, Bluewater and Goshen .	<ul style="list-style-type: none"> • Process • Information-sharing 	I was only able to reach Jared Macbeth for a discussion and had to leave voicemails for Sharilyn Johnston and Suzanne Bressette. See 2012-02-09.
2012-02-08	R. Waldon	Sharilyn Johnston, Jared Macbeth, Sue Bressette	Follow-up e-mail about coordinating third party reviews of Adelaide, Bornish, Jericho, Bluewater and Goshen including a list of key dates for producing reports and filing the REA's, as well as a list of all reports.	<ul style="list-style-type: none"> • Process • Information-sharing 	See 2012-02-28
2012-02-28	R. Waldon	Sharilyn Johnston, Jared Macbeth, Sue Bressette	E-mail enclosing a draft capacity funding agreement to support the third party reviews for Adelaide, Bornish, Jericho, Bluewater and Goshen and requesting a meeting to make arrangements.	<ul style="list-style-type: none"> • Process • Information-sharing 	No reply, however, see below for third party review arrangements.

Date	Contact By	Contact With	Description	Purpose	Follow-up and Results
2012-03-19	R. Waldon	Sharilyn Johnston, Jared Macbeth, Sue Bressette	E-mail to follow-up 2012-0315 letter for Bluewater and proposed coordinated third party review arrangements for Adelaide, Bornish, Jericho, Bluewater and Goshen	<ul style="list-style-type: none"> Process 	No reply, however, see below for third party review arrangements.
2012-03-22	Ben Porchuk, Consultant	R. Waldon	E-mail advising that Walpole, Aamjiwnaang and Kettle & Stoney Point have agreed to work together and have Ben Porchuk review the REA reports for Adelaide, Bornish and Bluewater projects.	<ul style="list-style-type: none"> Process 	2012-03-22 replied by e-mail asking that the letter-agreement to document scope and terms be completed prior to work beginning.
2012-03-23	Jared Macbeth	R. Waldon	Jared Macbeth sent a copy of the Ben Porchuk proposal to R. Waldon on behalf of the three communities, now working together as the "Joint Assessment Committee" ("JAC"). The proposal was much broader than a third party review of the REA reports for Adelaide, Bornish and Bluewater.	<ul style="list-style-type: none"> Process 	2012-03-23 R. Waldon replied to the JAC representatives asking for clarification of the proposal and offering to have the third party reviews begin upon signing the capacity funding letter-agreement.
2012-03-24	R. Waldon	Sharilyn Johnston, Jared Macbeth, Sue Bressette	E-mail asking for suggestions about a possible "opportunities outreach" initiative for all NextEra projects .	<ul style="list-style-type: none"> Information-sharing 	No reply received.
2012-03-26	R. Waldon	Sharilyn Johnston Wilson Plain Jr.	E-mail enclosing NextEra's Spring 2012 Archaeology Communique with information about field work for all NextEra projects and offering to old a filed orientation meeting.	<ul style="list-style-type: none"> Information-sharing 	No reply received.
2012-03-28	R. Waldon	Sharilyn Johnston, Jared Macbeth, Sue Bressette	E-Mail to follow-up for letter-agreement to fund capacity for third party reviews of Adelaide, Bornish and Bluewater.	<ul style="list-style-type: none"> Process 	No reply, however, see below for third party review arrangements.

Date	Contact By	Contact With	Description	Purpose	Follow-up and Results
2012-04-12	R. Waldon	Sharilyn Johnston, Jared Macbeth, Sue Bressette	E-mail requesting a meeting to discuss: the Ben Porchuk proposal; consultation steps and supporting budgets; and, "Principle 5" of the NextEra First Nations and Métis Relationships Policy, exploring broader relationships for Adelaide, Bornish, Bluewater, Goshen and Jericho .	<ul style="list-style-type: none"> Process 	2012-03-12 telephone call with Jared Macbeth, Sharilyn Johnston and Wilson Plain Jr. to discuss the Porchuk proposal and possible approaches to it. Recommendations were sent to NextEra 2012-04-17 for discussion of a possible response.
2012-05-02	R. Waldon	Sharilyn Johnston, Jared Macbeth, Sue Bressette	E-mail to provide update on response to Porchuk proposal or Adelaide, Bornish, Bluewater, Goshen and Jericho and request meeting to finalize the scope and funding arrangements.	<ul style="list-style-type: none"> Process 	See meeting 2012-05-08
2012-05-08	R. Waldon Adam Camp, NextEra	Sharilyn Johnston, Wilson Plain Jr., Jared Macbeth, Sue Bressette, Ben Porchuk	Meeting with JAC and consultant Ben Porchuk to discuss and confirm the scope and costs for his proposal. The result was agreement on a third party review of REA reports for Adelaide, Bornish and Bluewater and development of an "Issues List report" to address Ontario Regulation 359/09 s. 17(1)4 for Adelaide, Bornish, Bluewater, Goshen and Jericho .	<ul style="list-style-type: none"> Process Regulatory compliance 	Two draft letter-agreements setting out the two terms of reference and costs were prepared and sent to Walpole Island First Nations, as administrator on behalf of the JAC on 2012-05-14.
2012-05-15	R. Waldon	Jared Macbeth	E-mail enclosing signed copies of the two letter-agreements or Adelaide, Bornish, Bluewater, Goshen and Jericho for final review and signature on behalf of Walpole Island First Nation as administrator for the JAC.	<ul style="list-style-type: none"> Administrative 	Porchuk reviews and reports pending receipt of signed letter-agreements.
2012-05-22	R. Waldon	Dean Jacobs	E-mail offering to assist with processing the two letter-agreements or Adelaide, Bornish, Bluewater, Goshen and Jericho during Jared Macbeth's absence this week.	<ul style="list-style-type: none"> Administrative 	

Date	Contact By	Contact With	Description	Purpose	Follow-up and Results
2012-05-30	F. Allen Wiley, VP Development	Allen Deleary, Walpole Island FN, for JAC	Fully signed letter-agreements received for capacity funding of two Joint Assessment Committee ("JAC") third party reports, namely: (a) REA review of Adelaide, Bluewater, Bornish , and (b) Issues List for Adelaide, Bornish, Bluewater, Goshen and Jericho .	<ul style="list-style-type: none"> Consultation 	Consultant proceeding with scope of work.
2012-06-14	T. Bird	Chief Plain	Letter advising of July 17, 2012 Jericho public meeting and enclosing a copy of the updated PDR.	<ul style="list-style-type: none"> Information sharing Regulatory Compliance 	No reply was received.
2012-07-24	R. Waldon	Jared Macbeth (re. Joint Assessment Committee)	E-mail to ask for status update on Ben Porchuk (two) reports for the joint Assessment Committee process on Adelaide, Bornish, Bluewater (REA reviews and Issues List), Goshen and Jericho (Issues List).	<ul style="list-style-type: none"> Process 	Jared replied that the JAC was meeting with Ben Porchuk on 2012-0727 and would have more information then.
2012-08-01	File Notation		At a meeting with Aamijwnaang Health and Environment department staff that was unrelated to NextEra projects, R. Waldon was given a copy of the "Aamijwnaang First Nations Health and Environment Committee Comments and Concerns on Wind Projects" document. Aamijwnaang staff explained the list of comments and concerns should have been sent as an attachment to previous letters sent to NextEra and is now a standard attachment in response letters. As such, it may apply to all NextEra projects in Aamijwnaang Traditional Territory, namely: Adelaide, Bornish, Bluewater, Goshen and Jericho .	<ul style="list-style-type: none"> Information-sharing 	A copy of the comments and concerns was forwarded to NextEra and is being reviewed by nextEra and its environmental consultants. Draft responses highlighting available information in the draft Project REA Table 1 Reports will be highlighted and a meeting arranged with Health and Environment Committee to discuss their concerns and seek resolution.

Date	Contact By	Contact With	Description	Purpose	Follow-up and Results
2012-08-15	Jared Macbeth (Walpole Island FN coordinating for JAC)	R. Waldon	E-Mail and phone conversation to confirm that a draft Issues List Report for Adelaide, Bornish, Bluewater, Goshen and Jericho had been received and would be available for discussion with NextEra after review by JAC, sometime in early September. The status of the Adelaide, Bornish and Bluewater REA Review Report was not available.	<ul style="list-style-type: none"> Process 	Follow-up meeting with JAC and NextEra to be arranged in early September.
2012-09-20	Jared Macbeth (Walpole Island FN coordinating for JAC)	R. Waldon	Telephone call to advise that the two reports on Adelaide, Bornish, Bluewater (Review), Goshen and Jericho (Issues) by Ben Porchuk for JAC should be available next week after the three First Nations have a chance to review the drafts.	<ul style="list-style-type: none"> Process 	
2012-09-25	Jared Macbeth (Walpole Island FN coordinating for JAC)	R. Waldon	Telephone call to advise that the three First Nations want their respective committees to review the draft reports on Adelaide, Bornish, Bluewater, Goshen and Jericho and incorporate any committee comments before sending them to NextEra. Reports may be available in the latter half of October.	<ul style="list-style-type: none"> Process 	
2012-10-07	R. Waldon	Jared Macbeth (re. JAC)	Telephone call to inquire about status of the two Ben Porchuk reports on behalf of the JAC.	<ul style="list-style-type: none"> Communication 	Jared replied 2012-11-08 with suggested dates for a meeting with JAC.
2012-10-30	R. Waldon	S. Johnston	E-mail seeking confirmation that the Health and Environment Committee statement of concerns regarding wind development is still adopted under the new Committee.	<ul style="list-style-type: none"> Communication 	No reply was received.
2012-10-30	R. Waldon	Jared Macbeth (re. JAC)	Telephone call to inquire about status of the two Ben Porchuk reports on behalf of the JAC.	<ul style="list-style-type: none"> Communication 	Jared was not available so I left a voicemail explaining the reason for calling.

Date	Contact By	Contact With	Description	Purpose	Follow-up and Results
2012-10-31	R. Waldon	Jared Macbeth (re. JAC)	Telephone call to inquire about status of the two Ben Porchuk reports on behalf of the JAC.	<ul style="list-style-type: none"> Communication 	Jared was not available so I left a voicemail explaining the reason for calling.
2012-11-05	R. Waldon	Jared Macbeth (re. JAC)	E-Mail call to inquire about status of the two Ben Porchuk reports on behalf of the JAC.	<ul style="list-style-type: none"> Communication 	See 2012-11-07
2012-11-07	T. Bird	Chief Plain	Letter enclosing copy of Notice of Draft Site Plan and the Site Plan for Jericho .	<ul style="list-style-type: none"> Information sharing Regulatory Compliance 	No reply was received.
2012-11-12 to 19	R. Waldon	Jared Macbeth (re. JAC)	Series of e-mails to make arrangements for a NextEra meeting with JAC including agenda.	<ul style="list-style-type: none"> Administrative 	Meeting confirmed for 2012-12-10.
2012-11-19	T. Bird	Chief Plain	Letter enclosing copy of Notice Assessment Report for Jericho .	<ul style="list-style-type: none"> Information sharing Regulatory Compliance 	No reply was received
2012-11-21	Ben Porchuk	R. Waldon	E-mail transmitting copies of the Review Report (Adelaide, Bornish and Bluewater) and Issues Report (Adelaide, Bornish, Bluewater, Jericho and Goshen)	<ul style="list-style-type: none"> Consultation 	The reports were circulated to the appropriate personnel at NextEra the same day for their review and comments.
2012-11-22	T. Bird	Chief Plain	Letter enclosing one CD and one paper set of draft Project REA Table 1 Reports for Jericho , requesting comments as per O/Reg 359/09 and advising of the final public meetings on February 6, 7 and 8, 2013.	<ul style="list-style-type: none"> Information sharing Regulatory Compliance 	No response was received.

Date	Contact By	Contact With	Description	Purpose	Follow-up and Results
2012-12-10	B. Hay, Adam Camp, R. Waldon	Wilson Plain Jr., Suzanne Bressette, Jared Macbeth, Ben Porchuk	Meeting with Joint Assessment Committee to review the two draft reports by Ben Porchuk: the third party review report for Adelaide, Bornish and Bluewater, ad; the Issues Report for Adelaide, Bornish, Bluewater, Goshen and Jericho .	<ul style="list-style-type: none"> • Consultation 	The reports were discussed in detail and Ben Porchuk was to revise and recirculate draft #2. A second meeting was planned for December 17, 2012 with an alternate date of January 14, 2013. The December 14th meeting had to be postponed until January 14th and the was subsequently rescheduled for February 12, 2013.
2013-02-06	Cassandra Bowers, NextEra	Chief Plain	Letter advising of a change in venue for the February 8, 2013 Jericho Public Meeting	<ul style="list-style-type: none"> • Regulatory compliance 	No response was received.



Appendixes

Appendix H.2

Chippewas of the Thames First Nation

Contact Record

Projects: **Adelaide, Bornish, Bluewater and Goshen and Jericho Wind Energy Centres**

Community: **Chippewas of the Thames** Main Contact: Chief Vaughan Albert (<2009)
Chief R. K. "Joe" Miskokomon
≥2012 Rolanda Elijah,
Consultation Coordinator

NextEra Energy Canada ULC ("NEEC") proposes to develop, construct and operate a number of wind energy projects in Ontario. This report details all communications with the Aboriginal community identified above, in support of the Ontario Regulation 359/09 Renewable Energy Approval requirement for consulting with Aboriginal peoples. Information is current to the date shown at the bottom of this report. Please contact NEEC for clarification or to receive any available updates.

The projects for which this Aboriginal community has expressed interest, or that have been confirmed by the Director of Renewable Energy Approvals "list of aboriginal communities" are identified above. Please refer to the Project Description Reports and supporting reports as set out in Table 1 of Ontario Regulation 359/09 for information about these projects, potential impacts and proposed mitigation. All available reports may be found at:

<http://www.canadianwindproposals.com>

- **Adelaide** Wind Energy Centre
- **Bluewater** Wind Energy Centre
- **Bornish** Wind Energy Centre
- **Goshen** Wind Energy Centre
- **Jericho** Wind Energy Centre
- **Summerhaven** Wind Energy Centre

In compliance with Ministry of Environment filing requirements, this report has been abridged as of the date below, to focus specifically on communications about, or that included Jericho.

Chippewas of the Thames: Abridged: February 10, 2013

Date	Contact By	Contact With	Description	Purpose	Follow-up and Results
Late 2007	NEEC	Band Administration	Initial contact to introduce NEEC (then FPLE) and its projects in Lambton, Middlesex and Huron Counties. This would have included Bornish and the then current Canadian Green Power Projects. Attempt to set-up initial meeting for a project overview.	<ul style="list-style-type: none"> Introductory contact 	Meeting planned for January 24, 2008 at the Four Winds Centre, Kettle and Stoney Point First Nation.
2008-01-29	M. DeBock, Project Director, NEEC (then FPLE Canadian Wind LP)	Chief Albert	Letter sent to Chief Albert: <ol style="list-style-type: none"> enclosing copy of presentation intended to be given at the January 24th meeting; offering to continue dialogue; Enclosing public notices and inviting attendance at Public Information Centres of February 19 and 20, 2008 and offering to meet on those dates, or at another time. Advising that a second public information centre will be held after completion of the environmental studies 	<ul style="list-style-type: none"> Communication Information-sharing 	An introductory meeting was scheduled for January 24, 2008 at the Four Winds Centre, Kettle Point First Nation. The invited First Nations representatives were not able to attend. Jason Henry (Genivar) to follow-up to schedule another meeting.
2010-02-18	David Miller	Dwayne Kechego, Economic Development Officer	Phone call to follow-up on the 2010-01-25 letter. Mr. Kechego requested to make a presentation at an upcoming Economic Development meeting.	<ul style="list-style-type: none"> Communication 	Meeting tentatively scheduled for April 2010.
2010-02-19	David Miller	Dwayne Kechego, Economic Development Officer	Follow-up	<ul style="list-style-type: none"> Communication 	Message left to try and confirm April meeting.

Date	Contact By	Contact With	Description	Purpose	Follow-up and Results
2010-03-10	David Miller	Dwayne Kechego, Economic Development Officer	E-mail requesting confirmation of a meeting date to make presentation requested by Chippewas of the Thames Economic Development committee.	<ul style="list-style-type: none"> Communication 	No reply.
Dated as of 2010-06-04	Nicole Geneau	Raymond Deleary	Community Reference Binder that included draft project description reports for Bluewater, Goshen and Jericho and a map of all current NEEC projects in southwestern Ontario	<ul style="list-style-type: none"> Information-sharing 	Delivered 2010-06-15
2010-06-04	Bob Waldon	Raymond Deleary	Eldon French Band Manager explained that Raymond Deleary is handling all consultation files. An e-mail was sent to Mr. Deleary to request a meeting to review the NEEC Community Reference binder and determine which projects are of interest to Chippewas of the Thames.	<ul style="list-style-type: none"> Process 	No reply received.
2010-06-14	Bob Waldon	Raymond Deleary	Two calls made to Band office and one to Mr. Deleary's cell number to attempt to arrange a meeting to deliver the Community Reference binder and clarify the extend of Chippewas of the Thames traditional territory.	<ul style="list-style-type: none"> Communication 	Mr. Deleary was booked in meetings but requested that Community Reference Binder be dropped off and that we would meet sometime thereafter.
2010-06-15	Bob Waldon	Raymond Deleary	Community Reference Binder delivered to Band Administration office with draft project descriptions of Bluewater, Goshen and Jericho .	<ul style="list-style-type: none"> Regulatory compliance Information-sharing 	E-mailed Raymond Deleary on 2010-06-16 as a follow-up to ask for a telephone conversation to go through the Community Reference Binder and clarify the Chippewas of the Thames interests in all NEEC projects.

Date	Contact By	Contact With	Description	Purpose	Follow-up and Results
2010-06-17	Raymond Deleary	R. Waldon	<p>In a telephone call, Mr. Deleary advised that the Bornish, Adelaide and Jericho projects appeared to be within traditional territory ("TT") of the Chippewas of the Thames. He described the TT as running from the mouth of the Thames River to its source, between Lakes Erie and Huron. A TT map is not yet available. He advised that work is underway respecting a land claim for future reserve land but was not at liberty to describe the area. He described the key interests in the project:</p> <ul style="list-style-type: none"> • Potential land claim pending • Archaeological information is of high importance. Need to know what, if any artifacts are found, and their disposition. • There would be concern if migratory bird species that are harvested by community members are affected by project. • Not aware of any cultural or spiritual values to be considered in REA studies. 	<ul style="list-style-type: none"> • Information-sharing 	<p>Advise NEEC concerning the issues identified for consideration as part of natural heritage and archaeology. (Done June 21)</p> <p>Ray Deleary to confirm only Adelaide, Bornish and Jericho are of interest within their traditional territory.</p>
2010-08-13 (Receipt date)	Raymond Deleary, Policy Analyst	Mark Gallagher	<p>Undated letter from Chippewas of the Thames confirming interest in Adelaide. Letter explained the Chippewas of the Thames reside on lands never ceded to the Crown and their traditional territory prior to european contact stretched from the eastern states to the Great Lakes.</p>	<ul style="list-style-type: none"> • Information-sharing • Process 	<p>Chippewas of the Thames consultation staff to review Adelaide documentation and were to follow-up with a letter indicating their interest.</p>

Date	Contact By	Contact With	Description	Purpose	Follow-up and Results
2010-10-26	R. Waldon	Chief Miskokomon Raymond Deleary	E-mail to explain intention to commence archaeological field work for Bluewater, Goshen and Jericho projects in 2 weeks and asking if Chippewas of the Thames wish to participate in a field meeting and the possibility of a single monitor for all interested communities.	<ul style="list-style-type: none"> Information-sharing Communication 	No reply received.
2010-11-04	R. Waldon	Raymond Deleary	Follow-up e-mail to ask if further information was forthcoming in regard to the 2010-08-13 letter to Mark Gallagher. Chippewas of the Thames consultation staff were to review Adelaide documentation and were to follow-up with a letter indicating their interest. Also inquired about interest in using a single independent monitor for Bluewater, Goshen and Jericho archaeology.	<ul style="list-style-type: none"> Process Communication 	See 2010-11-15 entry
2010-11-15	Raymond Deleary	R. Waldon	Raymond Deleary replied and requested possible dates for a meeting. R., Waldon replied same date by e-mail asking what topics to be covered to ensure correct people are in attendance.	<ul style="list-style-type: none"> Communication 	No reply received to 2010-11-15 e-mail.
2010-12-09	R. Waldon	Raymond Deleary	E-mail follow-up to 2010-11-15 asking for a meeting date.	<ul style="list-style-type: none"> Communication 	See 2010-12-12 and 13
2011-01-12	R. Waldon	Raymond Deleary	E-Mail exchange to try and schedule meeting to discuss Bornish and Adelaide and also anticipated archaeology work for Bluewater, Goshen and Jericho .	<ul style="list-style-type: none"> Communication 	2010-12-13 Raymond Deleary replied with proposed December 20th or 21st, which was not possible. R. Waldon suggested a 2010-12-17 telephone call to make a start. No reply received.

Date	Contact By	Contact With	Description	Purpose	Follow-up and Results
2011-03-14	R. Waldon	Raymond Deleary	E-mail enclosing description for Spring 2011 archaeology work in particular reference to Bluewater, Goshen and Jericho .	<ul style="list-style-type: none"> • Communication • Information-sharing 	No reply received.
2011-05-25	Raymond Deleary	Ben Greenhouse	Identical letter to 2010-08-13 but addressed for Bornish project and advising that Chippewas of the Thames would review the application and advise NEEC of their interests.	<ul style="list-style-type: none"> • Communication 	See 2011-06-01
2011-06-01	R. Waldon	Raymond Deleary	E-mail following up on the 2011-05-25 letter to Ben Greenhouse offering to meet or provide additional information.	<ul style="list-style-type: none"> • Communication 	No reply received.
2011-08-09	R. Waldon	Raymond Deleary	E-mail and communicate describing Fall 2011 archaeology work for Adelaide, Bornish, Bluewater, Goshen, Jericho Conestogo, East Durham and Summerhaven and inviting participation in a field meeting.	<ul style="list-style-type: none"> • Communication 	No reply received.
2011-08-09	Raymond Deleary	Tom Bird, NEEC	Three letters received individually addressed for Bluewater, Goshen and Jericho with identical text to the 2010-08-13 and 2011-05-25 letters stating that Chippewas of the Thames would confirm any interest in the projects.	<ul style="list-style-type: none"> • Communication 	See the following record of communications.
2011-09-08	R. Waldon	Raymond Deleary	E-Mail in reply to the three letters to Tom Bird asking if an information update and/or meeting would be possible to discuss all current NEEC projects .	<ul style="list-style-type: none"> • Communication 	No reply received.

Date	Contact By	Contact With	Description	Purpose	Follow-up and Results
2011-10-16	R. Waldon	Chief Miskokomon Raymond Deleary	E-mail forwarding a copy of the Notice of Open House for the transmission line route change in respect of Adelaide, Bornish and Jericho	<ul style="list-style-type: none"> Regulatory compliance 	No reply received.
2011-10-17	R. Waldon	Raymond Deleary	Voicemail and E-mail to asking if Raymond was available 2010-10-19 to discuss all NextEra projects of interest to Chippewas of the Thames.	<ul style="list-style-type: none"> Communication 	No reply received. I also dropped in to the Chippewas of the Thames Administration office on 2012-10-19 but Raymond was unavailable.
2011-11-02	T. Bird	Chief Miskokomon	Letter enclosing copies of: <ol style="list-style-type: none"> Notice of Public Meetings for transmission line changes for Adelaide, Bornish and Jericho Notice of Open House 1 in Bluewater and Huron East for Goshen and Bluewater Updated PDR's for Adelaide, Bornish, Bluewater, Goshen and Jericho. 	<ul style="list-style-type: none"> Regulatory compliance. 	See replies 2012-03-22
2011-11-03	R. Waldon	Raymond Deleary	E-Mail to follow-up on 2011-11-02 letter and offering to meet and plan for review of the draft REA Table 1 reports. Suggested working together with Walpole, Aamjwnaang and Kettle and Stony Point who were considering a committee, and explained that NextEra will provide capacity assistance for technical reviews.	<ul style="list-style-type: none"> Communication Process 	No reply received.

Date	Contact By	Contact With	Description	Purpose	Follow-up and Results
2011-12-23	R. Waldon	Raymond Deleary, Jared Macbeth, Sharilyn Johnston and Suzanne Bressette	Joint e-mail to four First Nations concerning the possibility of working together to review the five projects they have in common, namely, Adelaide, Bluewater, Bornish, Goshen and Jericho .	<ul style="list-style-type: none"> Process 	No reply received from Chippewas of the Thames
2011-01-10	R. Waldon	Raymond Deleary	E-mail forwarding copy of 2012-01-06 request to Jared Macbeth, Sharilyn Johnston and Suzanne Bressette for a meeting to discuss timing of REA reports for Adelaide, Bluewater, Bornish, Goshen and Jericho , the possibility of a joint review and capacity assistance.	<ul style="list-style-type: none"> Process 	No reply received.
2012-01-25	Raymond Deleary	Derek Dudek	Five identical (form) response letters in regard to Notices received for Adelaide, Bluewater, Bornish, Goshen and Jericho explaining the projects fall within traditional territory and requesting that Raymond Deleary be contacted to discuss the proposals.	<ul style="list-style-type: none"> Communication 	See 2012-02-06
2012-02-06	R. Waldon	Raymond Deleary	Phone call in response to letters sent to Derek Dudek. Raymond was not available so I had to leave a voicemail explaining the reason for my call and asking that he contact me to discuss all NextEra projects .	<ul style="list-style-type: none"> Communication 	See 2012-02-28

Date	Contact By	Contact With	Description	Purpose	Follow-up and Results
2012-02-28	R. Waldon	Raymond Deleary	<p>Telephone call for Adelaide, Bluewater, Bornish, Goshen and Jericho.</p> <ul style="list-style-type: none"> Chippewas of the Thames is increasing its consultation staff Raymond was open to the idea of joining the other three First Nations in the technical review. 	<ul style="list-style-type: none"> Communication Process 	<p>I followed by e-mail up with additional information:</p> <ul style="list-style-type: none"> NextEra project location map Copy of NextEra First nation and Métis Relationship Policy List of projects and key milestone dates for delivery of REA reports, etc. <p>I also copied Raymond on 2012-02-28 and 2012-03-19 e-mails to the three other First Nations concerning the joint review, including a copy of a proposed capacity funding agreement.</p>
2012-03-22	Raymond Deleary	T. Bird (1 letter) and derek Dudek (2 letters)	<p>Three identical (form) response letters received dated 2012-01-30 in regard to Notices received for Adelaide, Bluewater and Bornish explaining the projects fall within traditional territory and requesting that Raymond Deleary be contacted to discuss the proposals. The letters were identical to those received by Derek Dudek 2012-01-25.</p>	<ul style="list-style-type: none"> Communication 	<p>2102-03-24 R. Waldon e-mailed Raymond Deleary in response to the three letters asking what assistance can be provided to move things forward.</p>
2012-03-24	R. Waldon	Raymond Deleary	<p>E-Mail asking for advice on how to approach a proposed "Opportunities Outreach" program for all NextEra projects with Chippewas of the Thames</p>	<ul style="list-style-type: none"> Communication 	<p>No reply received.</p>
2012-03-26	R. Waldon	Raymond Deleary	<p>E-Mail enclosing copy of NextEra Spring 2011 Archaeological Communique and offering a field orientation meeting.</p>	<ul style="list-style-type: none"> Communication Information sharing 	<p>No reply received</p>

Date	Contact By	Contact With	Description	Purpose	Follow-up and Results
2012-03-30	Rolanda Elijah	NextEra Toll Free line	Rolanda Elijah contacted NextEra to advise that she was the new consultation coordinator.	<ul style="list-style-type: none"> Communication 	2012-03-30 R. Waldon returned Rolanda Elijah's call but she was not available. A message was left explaining my role and asking to speak with Rolanda about all NextEra projects .
2012-04-02	Rolanda Elijah	R. Waldon	Telephone call discussing: <ul style="list-style-type: none"> Rolanda's new role Overview of Adelaide, Bluewater, Bornish, Goshen and Jericho status 	<ul style="list-style-type: none"> Communication Process 	A follow-up e-mail was sent 2012-04-02 enclosing NextEra First Nation and Métis Relationship Policy and proposed agenda for 2012-05-02 meeting.
2012-05-02	R. Waldon	Rolanda Elijah Valin Bud Danny Deleary Clint Couchie	Meeting with Chippewas of the Thames new consultation team to discuss Adelaide, Bluewater, Bornish, Goshen and Jericho and specifically: <ul style="list-style-type: none"> REA process Current project status and timelines for key milestones NextEra policy Possibility of joint review with Walpole, Aamjiwnaang and Kettle & Stony Community reference Materials binder Chippewas of the Tames staff question about potential cumulative effects from may wind farms Upcoming community events in June that will be a priority Potential Chippewas of the Thames traditional territory interest in Summerhaven (pending research) 	<ul style="list-style-type: none"> Communication Process 	<ul style="list-style-type: none"> Forward pdf copy of NextEra project location map (done) Chippewas of the Thames to provide any information on exiting or potential claims vis-a-vis project locations Forward copy of Director's List for Summerhaven (done) Send copies of Summerhaven REA reports to Rolanda (requested from NextEra) Rolanda to contact Walpole, Aamjiwnaang and Kettle & Stony Point re joint assessment.

Date	Contact By	Contact With	Description	Purpose	Follow-up and Results
2012-05-15	R. Waldon	Rolanda Elijah	E-Mail follow-up to confirm that the Walpole, Aamjiwnaang, Kettle & Stony joint review process for Adelaide, Bluewater, Bornish, Goshen and Jericho will be proceeding and that Chippewas of the Thames would be very welcome to participate.	<ul style="list-style-type: none"> • Process 	No reply received.
2012-06-06	Phyllis Rauws-George	R. Waldon	E-mail explaining that Phyllis has been hired as COTTFN's renewable energy representative. Her role is to ensure COTTFN's interests are protected and specifically asked about status of Bluewater project.	<ul style="list-style-type: none"> • Communication 	R. Waldon replied by e-mail the same day, enclosing a map showing all NextEra projects and offering to meet or speak by phone to discuss their status. Asked how much information had been passed on from Rolanda Elijah and if COTTFN would consider joining the Aamjiwnaang-Walpole-Kettle & Stony Point Joint Assessment Committee. No reply received as of June 22, 2012.
2012-06-14	T. Bird	Chief Miskomon	Letter advising of July 17, 2012 Jericho public meeting and enclosing a copy of the updated PDR.	<ul style="list-style-type: none"> • Information sharing • Regulatory Compliance 	No reply was received.

Date	Contact By	Contact With	Description	Purpose	Follow-up and Results
2012-07-30	Phyllis Rauws-George, COTTFN	R. Waldon	Telephone call from Phyllis Rauws-George asking what consultation action have been taken with COTTFN to date for all NextEra projects .	<ul style="list-style-type: none"> Information-sharing Process 	During the telephone call, R. Waldon provided a brief overview of all efforts to consult COTTFN to date and current project status. The possibility of COTTN joining the Walpole-Kettle and Stony - Aamjwinaang Joint Assessment Committee for Adelaide, Bornish, Bluewater, Goshen and Jericho was also discussed. As a follow-up, R. Waldon sent an e-mail with a map of all NextEra Ontario FIT projects and the table of key dates, requesting Phyllis' advice on the next steps. No reply has been received as of August 20, 2012.
2012-11-07	T. Bird	Chief Miskokomon	Letter enclosing copy of Notice of Draft Site Plan and the Site Plan for Jericho .	<ul style="list-style-type: none"> Information sharing Regulatory Compliance 	No reply was received.
2012-11-19	T. Bird	Chief Miskokomon	Letter enclosing copy of Notice Assessment Report for Jericho .	<ul style="list-style-type: none"> Information sharing Regulatory Compliance 	No reply was received
2012-11-22	T. Bird	Chief Miskokomon	Letter enclosing one CD and one paper set of draft Project REA Table 1 Reports for Jericho , requesting comments as per O/Reg 359/09 and advising of the final public meetings on February 6, 7 and 8, 2013.	<ul style="list-style-type: none"> Information sharing Regulatory Compliance 	No response was received.

Date	Contact By	Contact With	Description	Purpose	Follow-up and Results
2013-02-06	Cassandra Bowers, NextEra	Chief Miskokomon	Letter advising of a change in venue for the February 8, 2013 Jericho Public Meeting.	<ul style="list-style-type: none">• Regulatory compliance	No response was received.



Appendixes

Appendix H.3

Haudenosaunee Confederacy Chiefs Council

Contact Record

Projects: Adelaide, Bluewater, Bornish, Conestogo, East Durham, Goshen, Jericho and Summerhaven Wind Energy Centres

Communities:	Six Nations Haudenosaunee Confederacy Council (Haudenosaunee)	Main Contacts:	Chief A. MacNaughton Haudenosaunee Confederacy Council; Chief Bomberry, Haudenosaunee Confederacy Council Leroy Hill, Secretary Six Nations Confederacy Council; Hazel Hill, Acting Secretary Haudenosaunee Development Institute; Aaron Detlor, Haudenosaunee Development Institute
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NextEra Energy Canada ULC (“NEEC”) proposes to develop, construct and operate a number of wind energy projects in Ontario. This report details all communications with the Aboriginal community identified above, in support of the Ontario Regulation 359/09 Renewable Energy Approval requirement for consulting with Aboriginal peoples. Information is current to the date shown at the bottom of this report. Please contact NEEC for clarification or to receive any available updates.

The projects for which this Aboriginal community has expressed interest, or that have been confirmed by the Director of Renewable Energy Approvals “list of aboriginal communities” are identified above.

Please note that contacts with **Tyendenaga Mohawk (Mohawk of the Bay of Quinte), Mohawk of Akwesasne and Wahta Mohawk**, who were identified on the Director’s List for **Summerhaven**, are included in this summary. **Oneida Council of Chiefs or Onyota a:ka Lotiyaneshu** are summarized within the Oneida Council of Chiefs contact report.

Please refer to the Project Description Reports and supporting reports as set out in Table 1 of Ontario Regulation 359/09 for information about these projects, potential impacts and proposed mitigation. All available reports may be found at:

<http://www.NextEraEnergyCanada.com>

- **Adelaide** Wind Energy Centre
- **Bluewater** Wind Energy Centre
- **Bornish** Wind Energy Centre
- **Conestogo** Wind Energy Centre

- **East Durham** Wind Energy Centre
- **Goshen** Wind Energy Centre
- **Jericho** Wind Energy Centre
- **Summerhaven** (formerly **Nanticoke**) Wind Energy Centre

In compliance with Ministry of Environment filing requirements, this report has been abridged as of the date below, to focus specifically on communications about, or that included Jericho.

Date	Contact By	Contact With	Description	Purpose	Follow-up and results
2008-01-24	Not recorded	Not recorded	<p>Presentation to Council [NOTE: entry based on 2008-01-24 power point presentation titled, "Presentation To Six Nations of the Grand River", but PPT file name is "Six Nations Confederacy"] Presentation given on all current Canadian Green Power projects (Bornish, Strathroy A, B and C) and the Phase II lands.</p>	<ul style="list-style-type: none"> Information-sharing 	None on record.
2009-07-10	Ben Greenhouse NEEC	Leroy Hill, Secretary Six Nations Confederacy Council	<p>Letter asking for an opportunity to introduce NEEC projects in southwestern Ontario (Summerhaven?) and discuss how members of the community might be involved in development of the farm [farms?]. Offer made to speak to Council and/or hold a community meeting.</p>	<ul style="list-style-type: none"> Communication 	Follow-up for reply to offer for meeting and open house.

Date	Contact By	Contact With	Description	Purpose	Follow-up and results
2010-03-03	Howard Elijah, Secretary, Oneida Council of Chiefs	Ben Greenhouse	<p>Letter from Oneida Council of Chiefs on behalf of the Haudenosaunee and stating with support of the elected of Council Oneida of Thames.</p> <p>The letter stated that, "The Oneida Council of Chiefs is communicating with you about this proposal on behalf of the Haudenosaunee (Iroquois) Confederacy. In doing so, we are supported by the elected council of the Oneida Nation of the Thames. We intend to ensure 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."</p> <ul style="list-style-type: none"> • The Council strongly support use of sustainable resources and recognized the project as consistent with their views on conservation and respect for the natural world. • Council of Chiefs' assert a treaty right under 1701 Nantfan Treaty and subsequent 1726 and 1755 clarifications. • The Treaty sets apart an area, including the Project area, for what today would be termed economic activities. • The Duty to Consult and accommodate rests with the Crown and cannot be delegated • The Haudenosaunee have a right to participate in any benefits that result from the Project <p>The letter was copied to Assistant Deputy Ministers at MOE, MOEI and MAA, but not to Oneida Nation or Six Nations elected councils.</p>	<ul style="list-style-type: none"> • Rights assertion • Information-sharing • Process 	<p>See 2010-06-03.</p> <p>It was not clear if the letter only related to Bornish or whether other NextEra projects were intended to be included. A clarification was requested by return correspondence.</p>

Date	Contact By	Contact With	Description	Purpose	Follow-up and results
2010-03-08	Mark Gallagher Ben Grenhouse David Miller Bob Waldon	Chief Mike Bomberry Chief Alfred Day Aaron Detlor, HDI Elder Brian Dolittle Hazel Hill, HDI Chief Ron Thomas	Meeting arranged by Willms Shier, counsel to TCi Renewables with Haudenosaunee Development Institute ("HDI"), to discuss various TCi and NEEC projects and proposed application process and fees. It was agreed to be held as a technical level information-sharing meeting.	<ul style="list-style-type: none"> Information-sharing 	After the meeting, the 2010-03-03 letter (above) was received from the Oneida Council of Chiefs stating that they would be taking the lead on behalf of all Haudenosaunee governments and communities. It was assumed that the letter referred to the Bornish project and a confirmation was requested on 2010-06-03.
2010-03-24	Doris Dumais, MOE	Tom Bird, NEEC	<p>Director's letter received confirming the Communities to be consulted for Bornish</p> <ul style="list-style-type: none"> Six Nations Confederacy Council and Oneida Council of Chiefs were NOT on the Director's list of communities to be consulted. <p>[Note to reader: included for context in that the Jericho Project is more distant than Bornish to the Six Nations and Oneida communities where the two traditional Haudenosaunee governments are located.]</p>	<ul style="list-style-type: none"> Regulatory compliance 	Six Nations Confederacy Council and Oneida Council of Chiefs have asserted their interests in the Nanfan Treaty lands, which encompasses all current NEEC projects. Oneida have further claimed a treaty right for economic activities in Nanfan. NEEC is continuing to engage with both governments, and have been directly advised by Haudenosaunee Development Institute to submit an application to HDI in this regard, as the delegated staff secretariat to the Confederacy Council.
2010-06-03	Ben Greenhouse	Secretary Howard Elijah, Oneida Council of Chiefs	Requesting confirmation that the 2010-03-03 letter was intended to apply only to Bornish, which Haudenosaunee governments Oneida takes the lead for, and also to clarify what impact Bornish may have on Haudenosaunee asserted treaty rights for economic activities.	<ul style="list-style-type: none"> Regulatory compliance Information-sharing 	No reply received.

Date	Contact By	Contact With	Description	Purpose	Follow-up and results
2010-06-04	Nicole Geneau, NEEC	Chief McNaughton	Letter enclosing NEEC Community Reference Binder that included map showing all projects in southwestern Ontario as well as draft Project Description Reports for Bluewater, Goshen and Jericho .	<ul style="list-style-type: none"> Information-sharing Regulatory compliance 	No reply was received.
2010-06-04	Nicole Geneau, NEEC	Hazel Hill	Letter enclosing NEEC Community Reference Binder that included map showing all projects in southwestern Ontario as well as draft Project Description Reports for Bluewater, Goshen and Jericho .	<ul style="list-style-type: none"> Information-sharing Regulatory compliance 	No reply was received.
2010-09-03	Nicole Geneau, NEEC	Hazel Hill	Letter enclosing NEEC Community Reference Binder that included map showing all projects in southwestern Ontario as well as draft Project Description Reports for Bluewater, Goshen and Jericho .	<ul style="list-style-type: none"> Information-sharing Regulatory compliance 	No reply was received.
2010-09-03	Nicole Geneau, NEEC	Chief McNaughton	Letter enclosing NEEC Community Reference Binder that included map showing all projects in southwestern Ontario as well as draft Project Description Reports for Bluewater, Goshen and Jericho .	<ul style="list-style-type: none"> Information-sharing 	No reply was received.
2010-09-14	R. Waldon	Hazel Hill	Telephone call to confirm courier address for the Confederacy Council to deliver Conestogo REA documents. Ms Hill definitively stated: <ul style="list-style-type: none"> Any project in the 1701 Nanfan Treaty area is to be submitted to HDI for review A \$7,000 application fee is required There is a new application process and form 	<ul style="list-style-type: none"> Process 	Hazel Hill to forward new HDI process document and application form.

Date	Contact By	Contact With	Description	Purpose	Follow-up and results
2010-09-24	Hazel Hill, HDI	R. Waldon	Letter enclosing new HDI Development Protocol, accompanying map and HDI Application for Consideration and Engagement for Development. Ms. Hill explained that HDI has been legislated to represent the interests of the Haudenosaunee Confederacy Chiefs Council in development of lands over which Haudenosaunee have rights, including but not limited to the Haldimand Tract.	<ul style="list-style-type: none"> Process 	Review application and take appropriate action to address the information and process it requires.
2010-09-29	R. Waldon	Hazel Hill	E-mail to advise Summerhaven REA studies will be delivered and requesting a call to clarify information requested in the HDI application.	<ul style="list-style-type: none"> Information-sharing Process 	See 2010-11-02
2010-10-01	R. Waldon	Hazel Hill	Telephone call to obtain further clarification on HDI fee and process and left a message on Ms. Hill's voicemail to explain the reason for my call.	<ul style="list-style-type: none"> Process 	See 2010-11-02
2010-10-08	R. Waldon	Hazel Hill	E-mail to follow-up voicemail from 2010-10-01 asking for clarification of what activities are supported by the HDI fee.	<ul style="list-style-type: none"> Process 	See 2010-11-02
2010-10-18	R. Waldon	Leroy Hill	Telephone call to Haudenosaunee Resource Centre as a result of information received that there may be a change in the review process involving HDI.	<ul style="list-style-type: none"> Process 	No reply was received.
2010-11-01	R. Waldon	Chief McNaughton	Telephone call to Haudenosaunee Confederacy Council office as a result of information received that there may be a change in the review process involving HDI.	<ul style="list-style-type: none"> Process question 	No answer and no reply received.

Date	Contact By	Contact With	Description	Purpose	Follow-up and results
2010-11-02	R. Waldon	Hazel Hill	Ms. Hill explained the HDI fee covers costs for their review and reporting on proponents projects including external review of studies by technical experts, a community meeting and reporting to the confederacy council. Ms. Hill also indicated Oneida Council of Chiefs may take the lead on the Bornish and Adelaide projects.	<ul style="list-style-type: none"> Process 	Capacity funding arranged.
2010-11-26	R. Waldon J. Muir, Golder Associates	Hazel Hill Brian Dolittle (HDI Board member)	<p>The meeting was to provide updates as follows:</p> <ul style="list-style-type: none"> An update of archaeology work for Summerhaven was given by J. Muir including general results of finds to date. Discussion about how to share information on archaeology with the community. Update on Conestogo and Summerhaven final open house and filing schedules. Share NEEC Aboriginal Relations Canadian Projects Framework and Archaeological Principles for further discussion. Provide the information requested by HDI to review the Conestogo, Summerhaven, Bornish and Adelaide projects including arranging an external review. 	<ul style="list-style-type: none"> Information-sharing Communication 	HDI to arrange external consultant to commence review of REA reports.
2011-12-21	R. Waldon	H. Lickers, Mohawks of Akwesansne Department of Environment	E-mail to Mohawk of Akwesasne follow-up to 2011-12-20 letter to Chief Mitchel asking for confirmation that Akwesasne will defer to Six Nations on all NextEra Projects .	<ul style="list-style-type: none"> Process 	No reply was received.
2011-01-12	R. Waldon	Kristin Maracle, Environment Officer, Mohawks of the Bay of Quinte	E-mail to following up on previous requests to confirm Mohawk of the Bay of Quinte interests. A map was enclosed showing all NEC projects in southwestern Ontario and requesting clarification which projects, if any, Bay of Quinte should be consulted about or if they defer to Six Nations.	<ul style="list-style-type: none"> Communication Process 	No reply was received.

Date	Contact By	Contact With	Description	Purpose	Follow-up and results
2011-01-26	R. Waldon	H. Lickers, Mohawks of Akwesansne Department of Environment	E-mail enclosing a map of all NEEC projects in southwestern Ontario and asking for confirmation if Akwesasne wish to be consulted for any of them, or defer to Six Nations.	<ul style="list-style-type: none"> • Communication • Process 	No reply was received.
2011-03-14	Hazel Hill, HDI Chief AI Day, Oneida Council of Chiefs	R. Waldon	E-mail enclosing summary of Spring 2011 archaeological work plans for Conestogo, Summerhaven, Bluewater, Goshen and Jericho projects and inviting attendance at a field meeting.	<ul style="list-style-type: none"> • Communication • Information-sharing 	No reply was received.
2011-03-15	R. Waldon	H. Lickers, Mohawk of Akwesansne Department of Environment	Telephone call to follow-up on requests for confirmation that Mohawk of Akwesasne either defer to Six Nations or do not require consultation for Summerhaven, Conestogo, and all other NextEra projects in Nanfan Treaty area.	<ul style="list-style-type: none"> • Communication 	H. Lickers responded by telephone that this questions will be replied to as soon as possible and explaining that workloads are exceptionally high.
2011-03-17	R. Waldon	H. Lickers, Mohawk of Akwesansne Department of Environment	Telephone call and e-mail asking for clarification about which NextEra projects Akwesasne may want to be consulted on or if they defer to Six Nations.	<ul style="list-style-type: none"> • Communication • Process 	Given the distance to the projects it was felt Six Nations leadership would take the lead.
2011-03-17	R. Waldon	B. George, Chief AI Day, Chief Liz Cloud	E-mail to confirm Brandy George Archaeology Consultants as independent monitor for Bluewater, Goshen and Jericho and to confirm that her monitoring report can be shared with all interested Aboriginal communities.	<ul style="list-style-type: none"> • Communication 	Brandy George attended to monitor field work and provided quarterly reports.
2011-03-26	Chief Day	R. Waldon	E-mail to clarify that project notifications going forward should be sent to both Oneida Council of Chiefs and Haudeosaunee Development Institute	<ul style="list-style-type: none"> • Communication • Process 	Project correspondence addressed as requested by Chief Day.

Date	Contact By	Contact With	Description	Purpose	Follow-up and results
2011-06-08	R. Waldon	Hazel Hill	Telephone call to discuss various issues. I requested an update on HDI's review of Conestogo and Summerhaven explaining that the former was on the EBR for comment and the latter would also be posted once MOE deems the application complete. We also discussed upcoming archaeology work for all projects. Hazel insists that a specific Haudenosaunee monitor be involved and Wayne Hill is being arranged for Adelaide, Bornish and Summerhaven. Hazel also mentioned a need for information to address community questions about potential health impacts and wind turbines.	<ul style="list-style-type: none"> • Communication • Information-sharing 	2011-06-09 forwarded copies of the Ontario Chief Medical Officer of Health and CanWEA studies on health questions about turbines.
2011-08-09	R. Waldon	Hazel Hill	E-mail enclosing communicate describing archaeological field work for all current NEEC projects and inviting attendance at a field meeting.	<ul style="list-style-type: none"> • Information-sharing 	No reply received.
2011-10-13	R. Waldon	Hazel Hill	Letter and updates for NEEC's Community Reference Materials binder of industry and general information about wind energy and NEEC, together with a chart outlining the location, capacity, timing and status of all NEEC projects in southwestern Ontario .	<ul style="list-style-type: none"> • Information-sharing 	Delivered to Hazel Hill at the October 14, 2011 meeting.
2011-10-14	B. Greenhouse R. Waldon	HDI Board, including Aaron Detlor Hazel Hill	Meeting to discuss proposed HDI Relationship Agreement and assertion that Haudenosaunee treaty rights will be significantly impacted by Conestogo, Summerhaven, Adelaide and Bornish. There was no explicit consent given to document the meeting for the consultation record. Meeting notes are on file.	<ul style="list-style-type: none"> • Information-sharing • Process 	Significant impact to Haudenosaunee treaty rights under 1701 Fort Albany (Nanfan) treaty were asserted.

Date	Contact By	Contact With	Description	Purpose	Follow-up and results
2011-10-14	Aaron Detlor	R. Waldon	Reply to 2011-10-04 e-mail to Hazel and Aaron about the MOE update. Aaron advised not to use the term Aboriginal when referring to Haudenosaunee.	<ul style="list-style-type: none"> Information-sharing 	I acknowledged the advice and confirmed that the consultation report submitted to MOE will refer to Haudenosaunee or their specific Nations in the body of the report. The term Aboriginal is only used in the way set out in the Ontario Regulation 359/09 and in s. 35 of the Constitution Act.
2011-10-18	Hazel Hill	B. Greenhouse	Letter from HDI enclosing a speech made by (former) Minister of Aboriginal Affairs concerning the Haudenosaunee treaty rights and a letter from Six Nations Confederacy Council Secretary Hill to Minister Bentley. The HDI letter quoted from the 1701 Nanfan Treaty as follows: “-provided and it is hereby expected that we are to have free hunting for us and the heirs and descendants from us the Five nations for ever and that free of all disturbances expecting to be protected therein by the Crown of England...” The HDI letter went on to confirm the view explained at the October 14th meeting that the Adelaide, Bornish, Conestogo and Summerhaven projects will encroach and interfere with those rights with the effect of removing some 90,000 acres from the Haudenosaunee hunting territory.	<ul style="list-style-type: none"> Information-sharing 	

Date	Contact By	Contact With	Description	Purpose	Follow-up and results
2011-10-19	R. Waldon	Aaron Detlor	E-mail acknowledging concerns expressed by Aaron Detlor on 2011-10-17 and explaining that the notice was circulated as required by the O.Reg. 359/09 process and also to ensure staff and leadership are aware of a public process that may result in questions from their community. As requested by Aaron, I responded that the content of the consultation reports, which are required to be submitted for an REA will continue to be discussed with HDI and any confidentiality required will be adhered to.	<ul style="list-style-type: none"> Process 	<p>Aaron Detlor replied that he does not understand this or other e-mails and is concerned they are an attempt to “shoe-horn” HDI into a process that is not their own. As legal counsel he requests no further communication with HDI until Ben Greenhouse has responded to the HDI Relationship Agreement proposal and communication protocol is decided then. His e-mail was copied to the HDI Board.</p> <p>I replied only to Aaron to ensure he understood that “staff and leadership” in my message did not refer to Haudenosaunee staff and leadership, but to all communities with interests in these projects, and I confirmed that his wishes about communications will be respected.</p>
2011-11-02	Tom Bird	Chief McNaughton Copied to HDI	Letter enclosing copies of notices for public open houses for Adelaide, Bornish and Jericho (November 10) and Bluewater (December 7) and Goshen (December 8) in compliance with O. Reg. 359/09 and enclosing updated PDRs.	<ul style="list-style-type: none"> Regulatory compliance 	
2011-11-25	Chief Montour, SNEC	Premier McGuinity and other officials	E-mail stating the Six Nations elected council is recognized legally as the governing body of Six Nations of the Grand River based on SCC Davey et. al v. Isaac et. al.	<ul style="list-style-type: none"> Information note for context 	N/A

Date	Contact By	Contact With	Description	Purpose	Follow-up and results
2012-03-08	Amy Shepherd	Hazel Hill	Letter from Amy Shepherd of IBI Group as facilitator of the Conestogo Community Liaison Committee inviting HDI's participation.	<ul style="list-style-type: none"> Regulatory compliance 	<p>No reply was received from HCCC, but a reply was received from Oneida Council of Chiefs, advising that all notices should be sent to HDI.</p> <p>[Note to reader: This entry included to illustrate the communications protocol information.]</p>
2012-03-26	R. Waldon	Hazel Hill	E-mail enclosing Archaeological Communicative work plans and status for all projects .	<ul style="list-style-type: none"> Information-sharing Communication 	No reply.
2012-04-18	Hazel Hill	Ben Greenhouse	Call to arrange a meeting next week.	<ul style="list-style-type: none"> Process Negotiation 	Meetings are taking place on a confidential basis. HDI has withdrawn its ERT appeals.
2012-05-04	T. Bird	Chief McNaughton	Letter enclosing Adelaide draft REA Table 1 reports, Turbine Visualization, MTCS and MNR sign-off letters and Notice of Public Meeting and requesting comments as per O/Reg 359/09, s. 17.	<ul style="list-style-type: none"> Regulatory Compliance 	No reply
Commencing in mid-2012, NextEra and HCCC (through HDI) engaged in confidential discussions aimed at reaching an agreement in respect of all NextEra projects. These negotiations have involved numerous written and oral correspondence between NextEra staff and its representatives (including legal counsel) and HDI staff and legal counsel. Negotiations continue between the parties.					
2012-06-14	T. Bird	Chief McNaughton	Letter advising of July 17, 2012 Jericho public meeting and enclosing a copy of the updated PDR.	<ul style="list-style-type: none"> Information sharing Regulatory Compliance 	No reply was received.
2012-11-07	T. Bird	Hazel Hill	Letter enclosing copy of Notice of Draft Site Plan and the Site Plan for Jericho .	<ul style="list-style-type: none"> Information sharing Regulatory Compliance 	No reply was received.

Date	Contact By	Contact With	Description	Purpose	Follow-up and results
2012-11-11	Wayne Hill, HDI monitor	Shannon Neil- Sword, Golder Archaeologist	E-mail requesting a 2 to 3 week delay in field work so that HDI can provide monitors.	<ul style="list-style-type: none"> Process 	2012-11-12 B. Hay replied offering that perhaps the Oneida Council of Chief's independent monitor could provide the necessary help.
2012-11-19	T. Bird	Hazel Hill	Letter enclosing copy of Notice Assessment Report for Jericho .	<ul style="list-style-type: none"> Information sharing Regulatory Compliance 	No reply was received
2012-11-22	T. Bird	Hazel Hill	Letter enclosing one CD and one paper set of draft Project REA Table 1 Reports for Jericho , requesting comments as per O/Reg 359/09 and advising of the final public meetings on February 6, 7 and 8, 2013.	<ul style="list-style-type: none"> Information sharing Regulatory Compliance 	No response was received.
2013-02-06	Cassandra Bowers, NextEra	Hazel Hill	Letter advising of a change in venue for the February 8, 2013 Jericho Public Meeting.	<ul style="list-style-type: none"> Regulatory compliance 	No response was received.



Appendixes

Appendix H.4

Kettle and Stony Point First Nation

Contact Record and Issues List

Projects: **Adelaide, Bornish, Bluewater, Goshen and Jericho Wind Energy Centres**

Community: **Chippewas of Kettle and Stoney Point** Main Contact: Chief Tom Bressette (>2012)
Chief Liz Cloud (>2008)
Sue Bressette (>2011)

NextEra Energy Canada ULC (“NEEC”) proposes to develop, construct and operate a number of wind energy projects in Ontario. This report details all communications with the Aboriginal community identified above, in support of the Ontario Regulation 359/09 Renewable Energy Approval requirement for consulting with Aboriginal peoples. Information is current to the date shown at the bottom of this report. Please contact NEEC for clarification or to receive any available updates.

The projects for which this Aboriginal community has expressed interest, or that have been confirmed by the Director of Renewable Energy Approvals “list of aboriginal communities” are identified above. Please refer to the Project Description Reports and supporting reports as set out in Table 1 of Ontario Regulation 359/09 for information about these projects, potential impacts and proposed mitigation. All available reports may be found at:

<http://www.NextEraEnergyCanada.com>

- **Adelaide** Wind Energy Centre
- **Bluewater** Wind Energy Centre
- **Bornish** Wind Energy Centre
- **Goshen** Wind Energy Centre
- **Jericho** Wind Energy Centre

In compliance with Ministry of Environment filing requirements, this report has been abridged as of the date below, to focus specifically on communications about, or that included Jericho.

Date	Contact By	Contact With	Description	Purpose	Follow-up and Results
2007-__-__ (Mailing to all communities anticipated to have interest.)	NOT KNOWN	NOT KNOWN	Initial contact to introduce NEEC (then FPLE) and its projects in Lambton, Middlesex and Huron Counties. This would have included Bornish and the then current Canadian Green Power Projects .	<ul style="list-style-type: none"> Information-sharing 	Meeting planned for January 24, 2008 at the Four Winds Centre, Kettle and Stoney Point First Nation.
2008-01-29	M. DeBock, Project Director, NEEC (then FPLE Canadian Wind LP)	Chief Bressette	Letter sent to Chief Bressette: <ol style="list-style-type: none"> enclosing copy of presentation intended to be given at the January 24th meeting; offering to continue dialogue; Enclosing public notices and inviting attendance at Public Information Centres of February 19 and 20, 2008 and offering to meet on those dates, or at another time. Advising that a second public information centre will be held after completion of the environmental studies 	<ul style="list-style-type: none"> Information-sharing 	An introductory meeting was scheduled for January 24, 2008 at the Four Winds Centre, Kettle Point First Nation. The invited First Nations representatives were not able to attend. Jason Henry (Genivar) to follow-up to schedule another meeting.
2008-05-26	Ben Greenhouse	Chief Bressette	Letter enclosing materials from the Public Information Centres held on February 19 and 20, 2008.	<ul style="list-style-type: none"> Information-sharing 	
2008-09-20	Nancy Cowan Ben Greenhouse, Nextra	Chief Cloud, Coun. Monague Coun. Cloud	Presentation about the Bornish, Strathroy A & B and future project concepts. Discussed the possibility of Brandy George reviewing archeology reports.	<ul style="list-style-type: none"> Information-sharing 	NEEC to provide: <ol style="list-style-type: none"> Copy of ecological field report; Copy of archaeological field report. COMPLETED Note: Project delayed as a result of unsuccessful RFP process.

Date	Contact By	Contact With	Description	Purpose	Follow-up and Results
2008-09-29	Ben Greenhouse, NEEC	Chief Cloud	Letter thanking Chief and Councillors for attending September 20th presentation and offering to arrange a community event (suggesting November 20) as well as a presentation to Council on October 6th. NEEC expressed desire to work with the community to gather information concerning potential impacts and sharing environmental data.	<ul style="list-style-type: none"> Information-sharing Communication 	NEEC to provide: <ol style="list-style-type: none"> Copy of vegetation study Copy of archaeological report to Councillors Monague and Cloud COMPLETED
2008-10-06	Keith Waters, Canadian Green Power; Ben Greenhouse	Chief Cloud, and full Council	Presentation about the Bornish, Strathroy A & B and future project concepts. NEEC presented information on its Strathroy and Bornish projects. Copies of the two studies requested on September 20 were left with Council.	<ul style="list-style-type: none"> Information-sharing 	NEEC offered to hold a community meeting on November 20, 2008. There was no reply to the invitation.
2010-04-16	Brandy George Archaeologist	Bob Waldon	Brandy George called and confirmed she will be able to provide monitoring on behalf of Kettle and Stoney Point as well as Oneida Council of Chiefs. She mentioned having spoken to Chief Cloud and that there was an issues list outstanding from past meetings. She also asked about archaeological monitoring during ground disturbance (construction)	<ul style="list-style-type: none"> Communication 	Question about archeological monitoring referred to Tom Bird and GENIVAR to address. What archaeological monitoring is done during ground disturbance activities on site? Contact Chief Cloud to determine content of issues list.
2010-04-16 to 2010-04-21	Brandy George, Bob Waldon	Chief Cloud and Councillor Cloud	Brandy George referred the issues list question to Chief Cloud, which was followed up by Bob Waldon. Chief Cloud referred the matter to Councillor Peter Cloud Sr. and Bob Waldon followed up to request a clarification from him.	<ul style="list-style-type: none"> Communication 	See 2010-06-07

Date	Contact By	Contact With	Description	Purpose	Follow-up and Results
2010-05-31 to 2010-06-02	Councillor Cloud	Bob Waldon	E-mails were exchanged to set up a meeting to discuss the issues list, but also to review all NEEC projects in southern Ontario.	<ul style="list-style-type: none"> Administrative 	Meeting scheduled for June 7, 2010.
Dated as of 2010-06-04	Nicole Geneau	Chief Cloud	Community Reference Binder including draft project description reports for Bluewater, Goshen and Jericho .	<ul style="list-style-type: none"> Regulatory compliance Information sharing 	Delivered at meeting of June 7, 2010.
2010-06-07	Bob Waldon David Miller	Chief Cloud, Coun. Henry, Coun. Cloud	<p>A meeting was held to determine the nature of the issues list identified by Brandy George and to review all NEEC projects in southern Ontario. Key issues were:</p> <ul style="list-style-type: none"> Will wind farms affect hunting, especially deer? Will turbines affect raptors? Do vibrations from turbines affect terrestrial wildlife? Are there human health concerns from transformers? Issues encountered with SkyGen project would also be questions for NEEC, namely: radio and television interference, questions about impact to golf course business, shadow flicker in nearby homes, bird and bat mortality higher than forecast. Will construction and commissioning affect hydro service to community? Arrangements for an archeological observer during construction. 	<ul style="list-style-type: none"> Communication 	Arrange for a presentation to Council after the June 11, 2010 election, most likely followed by a community presentation.

Date	Contact By	Contact With	Description	Purpose	Follow-up and Results
2010-10-26	R. Waldon	Chief Cloud Councillor Cloud Mark French	E-mail to advise of upcoming archaeological field work for Bluewater, Goshen and Jericho projects. Would Stoney and Kettle Point be interested in a field orientation meeting and agree to have an observer who reports to all interested communities?	<ul style="list-style-type: none"> • Communication 	No reply was received.
2010-11-04	R. Waldon	Mark French, Band Manager	Phone call to request clarification of traditional territory and follow-up on archaeology for Bluewater, Goshen and Jericho .	<ul style="list-style-type: none"> • Communication 	Mr. French not available and had to leave a voicemail.
2010-11-30	Suzanne Bressette, Communicati ons Relations Officer	R. Waldon	Letter advising that Suzanne Bressette had been hired as the new Communications Relations Officer and to direct all inquiries regarding the Adelaide, Bluewater, Goshen and Jericho projects to her with copies to the Band manager and Chief. She further explained Chippewas of Kettle and Stoney Point continue to assert Aboriginal Rights and title to all part of their reserve and traditional territory as set out in Treaty 29 signed on July 10, 1827.	<ul style="list-style-type: none"> • Communication • Information-sharing • Regulatory Compliance 	See 2010-12-08
2010-12-08	R. Waldon	S. Bressette	R. Waldon e-mailed in reply enclosing a map showing all current NEEC projects in southwestern Ontario and seeking clarification about Bornish, Conestogo and East Durham.	<ul style="list-style-type: none"> • Communication 	No reply was received.
2011-01-12	R. Waldon	S. Bressette	Follow-up to 2010-12-08 e-mail and inquiring about meeting.	<ul style="list-style-type: none"> • Administrative 	See 2011-07-19
2011-01-14	S. Bressette	R. Waldon	Acknowledging e-mails and explained that she would follow-up to arrange a meeting about all projects.	<ul style="list-style-type: none"> • Communication 	See 2011-07-19

Date	Contact By	Contact With	Description	Purpose	Follow-up and Results
2011-02-03	S. Bressette	R. Waldon	E-mail offering to meet on February 16 or 18 and that councillors may attend but will require an honourarium.	<ul style="list-style-type: none"> Administrative 	R. Waldon replied 2011-02-04 offering to meet February 16 and asking about agenda items to arrange other attendees, if required and also what honourarium costs will be.
2011-02-07	S. Bressette	R. Waldon	E-mail suggesting alternate dates of February 28, March 1 or 3 and that she will confirm with the Councillors and advise.	<ul style="list-style-type: none"> Administrative 	See 2011-07-19
2011-02-16	R. Waldon	S. Bressette	E-mail following up to 2011-02-07 e-mail asking if the meeting date has been confirmed?	<ul style="list-style-type: none"> Administrative 	S. Bressette replied 2011-02-22 that she would check on councillors' availability and confirm tomorrow.
2011-03-14	R. Waldon	S. Bressette	E-mail and enclosures to describe the Spring 2011 archaeology programs for Bluwater, Goshen and Jericho and offering field meeting, plus confirmation of Brandy George Archaeological Services as independent monitor. Requested confirmation of Stoney and Kettle Point interest in Conestogo and East Durham .	<ul style="list-style-type: none"> Communication 	No reply was received.
2011-03-17	R. Waldon	Chief Cloud Chief Day	E-mail to confirm arrangements for Brandy George Archaeological Services monitoring on Bluwater, Goshen and Jericho .	<ul style="list-style-type: none"> Communication 	N/A
2011-03-26	Chief Day	R. Waldon	E-mail confirming permission to share Brandy George monitoring report for Bluwater, Goshen and Jericho .	<ul style="list-style-type: none"> Process and protocol 	N/A

Date	Contact By	Contact With	Description	Purpose	Follow-up and Results
2011-06-14	R. Waldon	Sue Bressette	Exchange of e-mails to confirm a meeting date and agenda for NEEC projects.	<ul style="list-style-type: none"> Administrative 	Due to scheduling commitments on both sides the meeting have to be scheduled in July.
2011-06-21	R. Waldon	Sue Bressette	E-mail requesting meeting date with Chief and Council	<ul style="list-style-type: none"> Administrative 	2011-07-11 Sue confirmed July 19th meeting with Environmental Committee
2011-07-19	B. Greenhouse N. Geneau L. Cantave T. Bird R. Waldon	Kettle and Stoney Point Environment Committee	The meeting covered project descriptions and status for Adelaide, Bornish, Bluewater, Goshen and Jericho . It was confirmed that Conestogo and East Durham were NOT in Kettle and Stoney Point's Traditional Territory. The Committee had many questions which NEEC responded to. Please see meeting notes.	<ul style="list-style-type: none"> Information-sharing 	<ol style="list-style-type: none"> NEEC to look into navigation lights on towers vs. Buoy #4 K&SP to advise if they will collaborate with other communities on 3rd party reviews K&SP to advise if any band members refused hunting access due to turbines NEEC to consider a hunter notification protocol for construction NEEC to consider training community members for EEM monitors S&KP to provide a copy of their new Consultation Protocol
2011-08-09	R. Waldon	Sue Bressette	E-mail enclosing a summary of Fall 2011 archaeological work plans for all current Ontario projects and offering a field meeting with community representatives.	<ul style="list-style-type: none"> Communication 	No reply received.
2011-10-13	R. Waldon	Sue Bressette	E-mail requesting and update meeting about all NEEC projects .	<ul style="list-style-type: none"> Communication 	

Date	Contact By	Contact With	Description	Purpose	Follow-up and Results
2011-10-16	R. Waldon	Sue Bressette	E-mail enclosing a copy of the Jericho-Adelaide-Bornish November 10th Open House notice.	<ul style="list-style-type: none"> Information-sharing 	
2011-11-02	Tom Bird	Chief Cloud	Letter enclosing notices for the November 10 Open House (same as 2011-10-16), the two Open Houses for Bluewater and Goshen projects, December 7 and 8, and also enclosing draft PDR's for Adelaide, Bornish, Bluewater, Goshen and Jericho .	<ul style="list-style-type: none"> Regulatory compliance Information-sharing 	See 2011-11-10
2011-11-10	R. Waldon	Sue Bressette	Meeting to discuss upcoming process leading to filing of REA applications for Adelaide, Bornish, Bluewater, Goshen and Jericho and how NEEC and K&SP may work together to review the various studies. Key points discussed: <ul style="list-style-type: none"> Process to review REA reports Possible meeting with Environment Committee Kettle and Stoney Point consultation and accommodation protocols forthcoming Possibility of working with Aamjiwnaang and Walpole Current schedule for projects Delivered Community Reference Materials binder updates.	<ul style="list-style-type: none"> Information-sharing Process 	N/A
2011-11-11	R. Waldon	Sue Bressette	E-mail of meeting notes from 2011-11-10 and follow-up items.	<ul style="list-style-type: none"> Process 	N/A

Date	Contact By	Contact With	Description	Purpose	Follow-up and Results
2011-12-23	R. Waldon	Sharilyn Johnston, Wilson Plain Jr., Jared Macbeth, Suzanne Bresette	E-Mail to staff at Aamjiwnaang, Walpole and Kettle & Stoney Point, asking about the possibility of a meeting to discuss a potential collaborative approach for review of the five projects they have in common, namely, Adelaide, Bornish, Jericho, Bluewater and Goshen	<ul style="list-style-type: none"> Process 	No reply, however, see below for third party review arrangements.
2012-01-12	R. Waldon	Sharilyn Johnston, Jared Macbeth, Sue Bressette and Phyllis George	Meeting with staff from Aamjiwnaang, Walpole and Kettle & Stoney Point to discuss a potential collaborative approach for review of the five projects they have in common, namely, Adelaide, Bornish, Jericho, Bluewater and Goshen . See meeting notes on file.	<ul style="list-style-type: none"> Process Information-sharing 	The current timing of each project was discussed and the reports that will be produced to support their REA applications. Further discussion is required among the communities and additional information from NEEC to advance this initiative.
2012-02-08	R. Waldon	Sharilyn Johnston, Jared Macbeth, Sue Bressette	Phone call to discuss new NextEra First Nation and Métis Relationship policy and progress towards coordinating third party reviews of Adelaide, Bornish, Jericho, Bluewater and Goshen .	<ul style="list-style-type: none"> Process Information-sharing 	Draft meeting notes and follow-up information sent to the attendees 2012-01-18. I was only able to reach Jared Macbeth for a discussion and had to leave voicemails for Sharilyn Johnston and Suzanne Bressette. See 2012-02-09.
2012-02-09	R. Waldon	Sharilyn Johnston, Jared Macbeth, Sue Bressette	E-mail enclosing new NextEra First Nation and Métis Relationship policy and requesting opportunity to discuss it as well as plans for third party reviews of Adelaide, Bornish, Jericho, Bluewater and Goshen .	<ul style="list-style-type: none"> Process Information-sharing 	See 2012-02-12

Date	Contact By	Contact With	Description	Purpose	Follow-up and Results
2012-02-08	R. Waldon	Sharilyn Johnston, Jared Macbeth, Sue Bressette	Follow-up e-mail about coordinating third party reviews of Adelaide, Bornish, Jericho, Bluewater and Goshen including a list of key dates for producing reports and filing the REA's, as well as a list of all reports.	<ul style="list-style-type: none"> Process Information-sharing 	See 2012-02-28
2012-02-28	R. Waldon	Sharilyn Johnston, Jared Macbeth, Sue Bressette	E-mail enclosing a draft capacity funding agreement to support the third party reviews for Adelaide, Bornish, Jericho, Bluewater and Goshen and requesting a meeting to make arrangements.	<ul style="list-style-type: none"> Process Information-sharing 	No reply, however, see below for third party review arrangements.
2012-03-19	R. Waldon	Sharilyn Johnston, Jared Macbeth, Sue Bressette	E-mail to follow-up 2012-0315 letter for Bluewater and proposed coordinated third party review arrangements for Adelaide, Bornish, Jericho, Bluewater and Goshen	<ul style="list-style-type: none"> Process 	No reply, however, see below for third party review arrangements.
2012-03-22	Ben Porchuk, Consultant	R. Waldon	E-mail advising that Walpole, Aamjwinaang and Kettle & Stoney Point have agreed to work together and have Ben Porchuk review the REA reports for Adelaide, Bornish and Bluewater projects.	<ul style="list-style-type: none"> Process 	2012-03-22 replied by e-mail asking that the letter-agreement to document scope and terms be completed prior to work beginning.
2012-03-23	Jared Macbeth	R. Waldon	Jared Macbeth sent a copy of the Ben Porchuk proposal to R. Waldon on behalf of the three communities, now working together as the "Joint Assessment Committee" ("JAC"). The proposal was much broader than a third party review of the REA reports for Adelaide, Bornish and Bluewater.	<ul style="list-style-type: none"> Process 	See below for Joint Assessment Committee ("JAC"). 2012-03-23 R. Waldon replied to the JAC representatives asking for clarification of the proposal and offering to have the third party reviews begin upon signing the capacity funding letter-agreement.

Date	Contact By	Contact With	Description	Purpose	Follow-up and Results
2012-03-24	R. Waldon	Sharilyn Johnston, Jared Macbeth, Sue Bressette	E-mail asking for suggestions about a possible "opportunities outreach" initiative for all NextEra projects .	<ul style="list-style-type: none"> Information-sharing 	No reply received.
2012-03-26	R. Waldon	Sharilyn Johnston Wilson Plain Jr.	E-mail enclosing NextEra's Spring 2012 Archaeology Communique with information about field work for all NextEra projects and offering to old a filed orientation meeting.	<ul style="list-style-type: none"> Information-sharing 	No reply received.
2012-03-28	R. Waldon	Sharilyn Johnston, Jared Macbeth, Sue Bressette	E-Mail to follow-up for letter-agreement to fund capacity for third party reviews of Adelaide, Bornish and Bluewater.	<ul style="list-style-type: none"> Process 	No reply, however, see below for third party review arrangements.
2012-04-12	R. Waldon	Sharilyn Johnston, Jared Macbeth, Sue Bressette	E-mail requesting a meeting to discuss: the Ben Porchuk proposal; consultation steps and supporting budgets; and, "Principle 5" of the NextEra First Nations and Métis Relationship Policy, exploring broader relationships for Adelaide, Bornish, Bluewater, Goshen and Jericho .	<ul style="list-style-type: none"> Process 	2012-03-12 telephone call with Jared Macbeth, Sharilyn Johnston and Wilson Plain Jr. to discuss the Porchuk proposal and possible approaches to it. Recommendations were sent to NextEra 2012-04-17 for discussion of a possible response.
2012-05-02	R. Waldon	Sharilyn Johnston, Jared Macbeth, Sue Bressette	E-mail to provide update on response to Porchuk proposal or Adelaide, Bornish, Bluewater, Goshen and Jericho and request meeting to finalize the scope and funding arrangements.	<ul style="list-style-type: none"> Process 	See meeting 2012-05-08

Date	Contact By	Contact With	Description	Purpose	Follow-up and Results
2012-05-08	R. Waldon Adam Camp, NextEra	Sharilyn Johnston, Wilson Plain Jr., Jared Macbeth, Sue Bressette, Ben Porchuk	Meeting with JAC and consultant Ben Porchuk to discuss and confirm the scope and costs for his proposal. The result was agreement on a third party review of REA reports for Adelaide, Bornish and Bluewater and development of an "Issues List report" to address Ontario Regulation 359/09 s. 17(1)4 for Adelaide, Bornish, Bluewater, Goshen and Jericho .	<ul style="list-style-type: none"> Process Regulatory compliance 	Two draft letter-agreements setting out the two terms of reference and costs were prepared and sent to Walpole Island First Nations, as administrator on behalf of the JAC on 2012-05-14.
2012-05-15	R. Waldon	Jared Macbeth	E-mail enclosing signed copies of the two letter-agreements or Adelaide, Bornish, Bluewater, Goshen and Jericho for final review and signature on behalf of Walpole Island First Nation as administrator for the JAC.	<ul style="list-style-type: none"> Administrative 	Porchuk reviews and reports pending receipt of signed letter-agreements.
2012-05-22	R. Waldon	Dean Jacobs	E-mail offering to assist with processing the two letter-agreements or Adelaide, Bornish, Bluewater, Goshen and Jericho during Jared Macbeth's absence this week.	<ul style="list-style-type: none"> Administrative 	
2012-06-14	T. Bird	Chief Cloud	Letter advising of July 17, 2012 Jericho public meeting and enclosing a copy of the updated PDR.	<ul style="list-style-type: none"> Information sharing Regulatory Compliance 	No reply was received.
2012-07-24	R. Waldon	Jared Macbeth (re. Joint Assessment Committee)	E-mail to ask for status update on Ben Porchuk (two) reports for the joint Assessment Committee process on Adelaide, Bornish, Bluewater (REA reviews and Issues List), Goshen and Jericho (Issues List only).	<ul style="list-style-type: none"> Process 	Jared replied that the JAC was meeting with Ben Porchuk on 2012-0727 and would have more information then.

Date	Contact By	Contact With	Description	Purpose	Follow-up and Results
2012-08-15	Jared Macbeth (Walpole Island FN coordinating for JAC)	R. Waldon	E-Mail and phone conversation to confirm that a draft Issues List Report for Adelaide, Bornish, Bluewater, Goshen and Jericho had been received and would be available for discussion with NextEra after review by JAC, sometime in early September. The status of the Adelaide, Bornish and Bluewater REA Review Report was not available.	<ul style="list-style-type: none"> Process 	Follow-up meeting with JAC and NextEra to be arranged in early September.
2012-09-20	Jared Macbeth (Walpole Island FN coordinating for JAC)	R. Waldon	Telephone call to advise that the two reports on Adelaide, Bornish and Bluewater by Ben Pochuk for JAC should be available next week after the three First Nations have a chance to review the drafts.	<ul style="list-style-type: none"> Process 	
2012-09-25	Jared Macbeth (Walpole Island FN coordinating for JAC)	R. Waldon	Telephone call to advise that the three First Nations want their respective committees to review the draft reports on Adelaide, Bornish, Bluewater, Goshen and Jericho and incorporate any committee comments before sending them to NextEra. Reports may be available in the latter half of October.		
2012-10-07	R. Waldon	Jared Macbeth (re. JAC)	Telephone call to inquire about status of the two Ben Porchuk reports on behalf of the JAC.	<ul style="list-style-type: none"> Communication 	Jared replied 2012-11-08 with suggested dates for a meeting with JAC.
2012-10-30	R. Waldon	Jared Macbeth (re. JAC)	Telephone call to inquire about status of the two Ben Porchuk reports on behalf of the JAC.	<ul style="list-style-type: none"> Communication 	Jared was not available so I left a voicemail explaining the reason for calling.
2012-10-31	R. Waldon	Jared Macbeth (re. JAC)	Telephone call to inquire about status of the two Ben Porchuk reports on behalf of the JAC.	<ul style="list-style-type: none"> Communication 	Jared was not available so I left a voicemail explaining the reason for calling.

Date	Contact By	Contact With	Description	Purpose	Follow-up and Results
2012-11-05	R. Waldon	Jared Macbeth (re. JAC)	E-Mail call to inquire about status of the two Ben Porchuk reports on behalf of the JAC.	<ul style="list-style-type: none"> Communication 	See 2012-11-07
2012-11-07	T. Bird	Chief Bressette	Letter enclosing copy of Notice of Draft Site Plan and the Site Plan for Jericho .	<ul style="list-style-type: none"> Information sharing Regulatory Compliance 	No reply was received.
2012-11-12 to 19	R. Waldon	Jared Macbeth (re. JAC)	Series of e-mails to make arrangements for a NextEra meeting with JAC including agenda.	<ul style="list-style-type: none"> Administrative 	Meeting confirmed for 2012-12-10.
2012-11-19	T. Bird	Chief Bressette	Letter enclosing copy of Notice Assessment Report for Jericho .	<ul style="list-style-type: none"> Information sharing Regulatory Compliance 	No reply was received
2012-11-21	Ben Porchuk	R. Waldon	E-mail transmitting copies of the Review Report (Adelaide, Bornish and Bluewater) and Issues Report (Adelaide, Bornish, Bluewater, Jericho and Goshen)	<ul style="list-style-type: none"> Consultation 	The reports were circulated to the appropriate personnel at NextEra the same day for their review and comments.
2012-11-22	T. Bird	Chief Bressette	Letter enclosing one CD and one paper set of draft Project REA Table 1 Reports for Jericho , requesting comments as per O/Reg 359/09 and advising of the final public meetings on February 6, 7 and 8, 2013.	<ul style="list-style-type: none"> Information sharing Regulatory Compliance 	No response was received.
2012-12-10	B. Hay, Adam Camp, R. Waldon	Wilson Plain Jr., Suzanne Bressette, Jared Macbeth, Ben Pochuk	Meeting with Joint Assessment Committee to review the two draft reports by Ben Porchuk: the third party review report for Adelaide, Bornish and Bluewater, ad; the Issues Report for Adelaide, Bornish, Bluewater, Goshen and Jericho .	<ul style="list-style-type: none"> Consultation 	The reports were discussed in detail and Ben Porchuk was to revise and recirculate draft #2. A second meeting was planned for December 17, 2012 with an alternate date of January 14, 2013. The December 14th meeting had to be postponed until January 14th.

Date	Contact By	Contact With	Description	Purpose	Follow-up and Results
2013-02-06	Cassandra Bowers, NextEra	Chief Bressette	Letter advising of a change in venue for the February 8, 2013 Jericho Public Meeting.	• Regulatory compliance	No response was received.



Appendixes

Appendix H.5 Moravian of the Thames

Contact Record

Project: **Based on information from Delaware Nation (Moravian of the Thames) the First Nation does not require consultation for projects on the Director's Lists of 2011-04-08 and 2010-12-20:**

- **Bluewater Wind Energy Centre (sign-off letter received from Moravian)**
- **Goshen Wind Energy Centre (sign-off letter received from Moravian)**
- **Jericho Wind Energy Centre (sign-off letter received from Moravian)**
- **Adelaide Wind Energy Centre (sign-off letter received from Moravian)**

Community: **Moravian of the Thames Delaware First Nation** Main Contact: Chief Greg Peters
and ≥ 2012 Tina Jacobs, Lands Resources Consultation Manager

NextEra Energy Canada ULC ("NextEra") proposes to develop, construct and operate a number of wind energy projects in Ontario. This report details all communications with the Aboriginal community identified above, in support of the Ontario Regulation 359/09 Renewable Energy Approval requirement for consulting with Aboriginal peoples. Information is current to the date shown at the bottom of this report. Please contact NextEra for clarification or to receive any available updates.

The projects for which this Aboriginal community has expressed interest, or that have been confirmed by the Director of Renewable Energy Approvals "list of aboriginal communities" are identified above. Please refer to the Project Description Reports and supporting reports as set out in Table 1 of Ontario Regulation 359/09 for information about these projects, potential impacts and proposed mitigation. All available reports may be found at:

<http://www.NextEraEnergyCanada.com>

- **Adelaide** Wind Energy Centre
- **Bluewater** Wind Energy Centre
- **Goshen** Wind Energy Centre
- **Jericho** Wind Energy Centre.

In compliance with Ministry of Environment filing requirements, this report has been abridged as of the date below, to focus specifically on communications about, or that included Jericho.

Date	Contact By	Contact With	Description	Purpose	Follow-up and Results
Late 2007	NEEC	Band Administration	Initial contact to introduce NEEC (then FPLE) and its projects in Lambton, Middlesex and Huron Counties. This would have included Bornish and the then current Canadian Green Power Projects.	<ul style="list-style-type: none"> Initial contact. 	Meeting planned for January 24, 2008 at the Four Winds Centre, Kettle and Stoney Point First Nation.
2008-01-29	M. DeBock, Project Director, NEEC (then FPLE Canadian Wind LP)	Chief Peters	<p>Letter sent to Chief Peters: enclosing copy of presentation intended to be given at the January 24th meeting;</p> <ul style="list-style-type: none"> Enclosing public notices and offering to continue dialogue; inviting attendance at Public Information Centres of February 19 and 20, 2008 and offering to meet on those dates, or at another time. Advising that a second public information centre will be held after completion of the environmental studies 	<ul style="list-style-type: none"> Communication 	<p>An introductory meeting was scheduled for January 24, 2008 at the Four Winds Centre, Kettle Point First Nation. The invited First Nations representatives were not able to attend.</p> <p>Jason Henry (Genivar) to follow-up to schedule another meeting.</p>
2010-02-18	Chief Peters	David Miller	<p>Chief Peters replied to an e-mail from David Miller sent February 18, 2010, as follows:</p> <p>"This project is outside our territory and as long as there is no impact on Thames river we would have no concerns"</p>	<ul style="list-style-type: none"> Regulatory compliance Information-sharing 	[Note to reader: Although this communication was made in respect of Bornish, the Jericho project is more distant from the Delaware Moravian of the Thames community. Project communications continued, however, until a definitive written confirmation of "no consultation required" was received.]

Date	Contact By	Contact With	Description	Purpose	Follow-up and Results
Dated as of 2010-06-04	Nicole Geneau	Chief Peters	Community Reference Binder including draft project description reports for Bluewater, Goshen and Jericho and a map of all current NEEC projects in Ontario.	<ul style="list-style-type: none"> Information-sharing 	Not delivered. See 2010-06-14
2010-06-14	Chief Peters	Bob Waldon	<p>Telephone conversation and follow-up e-mail to confirm the extent of the Moravian of the Thames First Nation traditional territory. Chief Peters described it as about 58,000 acres, "town line to town line" extending northward into Zone Township and most of Orford Township, south to Highway 3.</p> <p>Based on Chief Peters' verbal description, it does not appear any NEEC projects fall within Moravian of the Thames traditional territory.</p>	<ul style="list-style-type: none"> Regulatory compliance Information-sharing 	<p>E-mailed Chief Peters to confirm the conversation with a map showing all NEEC project locations and requested that he let me know if there are any other issues or questions about NEEC projects that might be of interest to Moravian of the Thames.</p> <p>No reply was received.</p>
2010-09-03 (Cover letter 2010-06-04)	N. Geneau	Chief Peters	Copy of Community Reference Binder delivered with industry, company and project location information delivered, including draft project description reports for Bluewater, Goshen and Jericho .	<ul style="list-style-type: none"> To assure regulatory compliance Information-sharing 	CRB was delivered to ensure all information shared with Delaware Nation (Moravian of the Thames). The Director's List of 2011-04-08 had included Delaware as potentially interested in environmental impacts from Bluewater, Goshen and Jericho but no written response had been received from Chief Peters to the contrary, only the verbal 2010-06-14 conversation.

Date	Contact By	Contact With	Description	Purpose	Follow-up and Results
2011-08-09	R. Waldon	Chief Peters	E-mail enclosing communique describing Fall 2011 archaeological field work for all current NEEC projects and offering a field meeting.	<ul style="list-style-type: none"> • Communication 	No reply received.
2011-10-12	R. Waldon	Chief Peters	E-mail enclosing a map showing all NextEra FIT project locations and explaining that the Directors Lists include Moravian, but the projects are north of Zone township. I requested a meeting or telephone call to confirm Moravian have no interests in these projects.	<ul style="list-style-type: none"> • Regulatory compliance 	No reply was received.
2011-10-16	R. Waldon	Chief Peters	E-mail enclosing a notice of public meeting for November 10, 2011 transmission line open house for Adelaide, Bornish and Jericho projects.	<ul style="list-style-type: none"> • Regulatory compliance • Communication 	No reply was received.
2011-11-02	Tom Bird	Chief Peters	Letter enclosing copy of a notice for the November 10, 2011 transmission line open house for Adelaide, Bornish and Jericho projects, as well as a notice for the December 7 and 8, 2011 Bluewater and Goshen public open houses.	<ul style="list-style-type: none"> • Regulatory compliance. 	No reply was received.

Date	Contact By	Contact With	Description	Purpose	Follow-up and Results
2011-11-04	R. Waldon	Chief Peters	E-Mail to follow-up on 2011-11-02 letter about November 10, 2011 transmission line open house for Adelaide, Bornish and Jericho projects, as well as a notice for the December 7 and 8, 2011 Bluewater and Goshen public open houses, asking for confirmation of Moravian's interests, if any, and offering to meet to discuss how to work together in anticipation of draft REA Table 1 reports in 2012.	<ul style="list-style-type: none"> • Regulatory compliance • Information sharing • Process • Communication 	No reply was received.
2012-03-20	R. Waldon	Chief Peters	E-mail to follow-up 2012-0315 letter for Bluewater and advise that additional draft REA reports for Adelaide, Bornish, Jericho and Goshen will also be issued. A location map showing all Ontario FIT projects was enclosed and I asked again for clarification of Moravian's interests in these projects, in view of Chief Peter's previous advice that Moravian's territory extends north to Zone Township. I offered to meet to facilitate consultation with NextEra..	<ul style="list-style-type: none"> • Communication 	No reply was received.
2012-03-26	R. Waldon	Chief Peters	E-mail enclosing Spring 2012 Archaeology Communique for all NextEra projects which included an offer to hold a field orientation meeting.	<ul style="list-style-type: none"> • Communication • Information sharing 	No reply was received.
2012-06-14	T. Bird	Chief Peters	Letter advising of July 17, 2012 Jericho public meeting and enclosing a copy of the updated PDR.	<ul style="list-style-type: none"> • Information sharing • Regulatory Compliance 	No reply was received.

Date	Contact By	Contact With	Description	Purpose	Follow-up and Results
2012-06-19	Tina Jacobs, Lands and Resource Consultation Manager	Tom Bird	Letter received on June 25, 2012 in response to Jericho information sent to Moravian of the Thames, confirming that Moravian do not need to be consulted for this project.	<ul style="list-style-type: none"> Regulatory compliance 	Moravian file closed for Jericho . By inference, Moravian may not have interests to be consulted about Bluewater and Goshen because those projects are further north from the community than Jericho.
2012-06-29	R. Waldon	Tina Jacobs, Lands and Resource Consultation Manager	E-mail enclosing a location map of all current NextEra Ontario FIT projects in southwestern Ontario and requesting a confirmation if any of the remaining projects that are pending REA approval (i.e. Bornish, Goshen or Bluewater) are of interest to Moravian of the Thames.	<ul style="list-style-type: none"> Regulatory compliance. Communication 	See 2012-08-29
2012-08-29	R. Waldon	Tina Jacobs	Phone call and e-mail requesting clarification of which NextEra projects Moravian of the Thames would have an interest in being consulted about.	<ul style="list-style-type: none"> Regulatory compliance 	See letter 2012-08-29
2012-08-29	Tina Jacobs	R. Waldon	Letter received confirming that Moravian of the Thames does not require further consultation for Goshen or Bluewater projects.	<ul style="list-style-type: none"> Regulatory compliance 	N/A. Pending confirmation from MOE that no further notifications are required, notices continued to be sent.
2012-10-15	R. Waldon	Tina Jacobs	Based on communication with MOE, a voicemail and e-mail was sent to Tina Jacobs asking if "no further discussion required" language in Moravian's 2012-08-29 letter meant Moravian do not wish to receive further notifications.	<ul style="list-style-type: none"> Regulatory compliance 	Tina Jacobs replied by e-mail the same day stating no further copies of reports are required. See 2012-11-06.

Date	Contact By	Contact With	Description	Purpose	Follow-up and Results
2012-11-06	Sandra Guido	Julia Cushing, AECOM	MOE confirmed it was satisfied that no further notices need be sent to Moravian.	<ul style="list-style-type: none"> • Regulatory compliance 	File closed for REA-related communications.
2012-11-07	T. Bird	Chief Peters	Letter enclosing copy of Notice of Draft Site Plan and the Site Plan for Jericho .	<ul style="list-style-type: none"> • Information sharing • Regulatory Compliance 	[Note: deliveries of this letter were initiated just prior to receipt of MOE confirmation.] No reply was received.



Appendixes

Appendix H.6 Munsee-Delaware First Nation

Contact Record

Projects: **Adelaide, Bluewater, Bornish, Goshen and Jericho Wind Energy Centres**

Community: **Munsee-Delaware First Nation** Main Contact: Chief Patrick Waddilove
<2011 Paul Henry, Band Administrator
>2010 Dan Miskokomon, Band Manager

NextEra Energy Canada ULC (“NEEC”) proposes to develop, construct and operate a number of wind energy projects in Ontario. This report details all communications with the Aboriginal community identified above, in support of the Ontario Regulation 359/09 Renewable Energy Approval requirement for consulting with Aboriginal peoples. Information is current to the date shown at the bottom of this report. Please contact NEEC for clarification or to receive any available updates.

The projects for which this Aboriginal community has expressed interest, or that have been confirmed by the Director of Renewable Energy Approvals “list of aboriginal communities” are identified above. Please refer to the Project Description Reports and supporting reports as set out in Table 1 of Ontario Regulation 359/09 for information about these projects, potential impacts and proposed mitigation. All available reports may be found at:

<http://www.nexteraenergycanada.com>

- **Adelaide** Wind Energy Centre
- **Bluewater** Wind Energy Centre
- **Bornish** Wind Energy Centre
- **Goshen** Wind Energy Centre
- **Jericho** Wind Energy Centre

In compliance with Ministry of Environment filing requirements, this report has been abridged as of the date below, to focus specifically on communications about, or that included Jericho.

Munsee-Delaware: Abridged: February 10, 2013

Date	Contact By	Contact With	Description	Purpose	Follow-up and Results
Late 2007	NextEra	Band Administration	Initial contact to introduce NextEra (then FPLE) and its projects in Lambton, Middlesex and Huron Counties. This would have included Bornish and the then current Canadian Green Power Projects.	<ul style="list-style-type: none"> • Communication 	Meeting planned for January 24, 2008 at the Four Winds Centre, Kettle and Stoney Point First Nation.
2008-01-29	M. DeBock, Project Director, NextEra (then FPLE Canadian Wind LP)	Chief Waddilove	<p>Letter sent to Chief Waddilove:</p> <ol style="list-style-type: none"> 1. enclosing copy of presentation intended to be given at the January 24th meeting; 2. offering to continue dialogue; 3. Enclosing public notices and inviting attendance at Public Information Centres of February 19 and 20, 2008 and offering to meet on those dates, or at another time. 4. Advising that a second public information centre will be held after completion of the environmental studies 		<p>An introductory meeting was scheduled for January 24, 2008 at the Four Winds Centre, Kettle Point First Nation. The invited First Nations representatives were not able to attend.</p> <p>Jason Henry (Genivar) to follow-up to schedule another meeting.</p>
Dated as of 2010-06-04	N. Geneau	Chief Waddilove	Community Reference Binder including draft project descriptions of Bluewater, Goshen and Jericho , as well as a map showing all current NEEC projects in southwestern Ontario	<ul style="list-style-type: none"> • Information-sharing • Communication • Regulatory compliance 	Delivered at meeting of 2010-07-20
2010-06-18	R. Waldon	Paul Henry, Band Manager	Called Mr. Henry to ask for clarification of traditional territory lands and potential interests in NextEra projects. Mr. Henry was not available so a voicemail was left explaining the purpose of the call.	<ul style="list-style-type: none"> • Clarify extent of traditional territory 	No reply received.

Date	Contact By	Contact With	Description	Purpose	Follow-up and Results
2010-07-20	R. Waldon D. Miller	Chief Waddilove, Paul Henry	<p>A meeting was held to determine the extent of Munsee-Delaware traditional territory and also the issues of interest that should be addressed in any REA studies.</p> <p>Chief Waddilove stated that Munsee-Delaware will be interested in all current NextEra projects except Durham East, Conestogo and Summerhaven.</p> <p>Paul Henry described the type of negative impacts that could be considered as Aboriginal values in the REA studies, including: impacts to:</p> <ul style="list-style-type: none"> • Avian species for harvest • Terrestrial species for harvest • Impacts to watercourses that may affect aquatic species for harvest • Plant species for harvest • Free movement of members within the Traditional Territory • Visual impacts to natural landscape • Possibility of a third party review for relevant REA studies (i.e. above issues) 	<ul style="list-style-type: none"> • Preliminary meeting to discuss projects • Aboriginal values to be addressed 	<ol style="list-style-type: none"> 1. NextEra will continue to provide Munsee-Delaware with REA studies 2. The list of issues was forwarded to all environmental consultants to address as part of the REA studies 3. Paul Henry is to provide a suggested terms of reference, proposed consultant qualifications and estimated budget for agreement in advance of any work.
2010-10-26	R. Waldon	Chief Waddilove	<p>Two attempts made to send e-mails to Chief Waddilove explaining the need for archaeological field work for Bluewater, Goshen and Jericho. The e-mail suggested an independent monitor to report to interested First Nation communities as well as a field meeting to begin the work.</p>	<ul style="list-style-type: none"> • Communication 	<p>The work was postponed</p>

Date	Contact By	Contact With	Description	Purpose	Follow-up and Results
2011-03-15	R. Waldon	Chief Waddilove Paul Henry	E-mail enclosing an overview of archaeology work for Spring 2011 and inviting attendance at a field meeting for Bluewater, Goshen and Jericho .	<ul style="list-style-type: none"> • Communication 	
2011-08-09	R. Waldon	Chief Waddilove, Paul Henry	E-mail enclosing a communique outlining the Fall 2011 archaeological field work for all current NEEC Ontario projects and offering to arrange a site meeting.	<ul style="list-style-type: none"> • Communication 	No response received.
2011-10-16	R. Waldon	Chief Waddilove, Paul Henry	E-mail enclosing a notice of public meeting for November 10, 2011 transmission line open house for Adelaide, Bornish and Jericho projects.	<ul style="list-style-type: none"> • Regulatory compliance • Communication 	No reply was received.

Date	Contact By	Contact With	Description	Purpose	Follow-up and Results
2011-10-19	R. Waldon	Dan Miskokomon	<p>Meeting about Adelaide, Bluewater, Bornish, Goshen and Jericho with Dan Miskokomon the New First Nation manager.</p> <ul style="list-style-type: none"> • Muncee-Delaware has family relationships with Moravian of the Thames Delaware First Nation. • Assert rights under 1827 Treaty • There is no formal Consultation and Accommodation protocol. Chief Waddilove takes an active involvement • There is no published community “newspaper” for distribution of information or notices, but there is a community flyer distributed through the Administration office (social events, community activities) • Muncee-Delaware has awareness of wind energy but it is a lower priority on the agenda of community issues 		I left a copy of NextEra’s updated Community Reference Materials Binder and my contact information in anticipation of issuance of REA reports.
2011-11-02	Tom Bird	Chief Waddilove	<p>Letter enclosing copy of a notice for the November 10, 2011 transmission line open house for Adelaide, Bornish and Jericho projects, as well as a notice for the December 7 and 8, 2011 Bluewater and Goshen public open houses.</p>	<ul style="list-style-type: none"> • Regulatory compliance. 	No reply was received.
2011-11-04	R. Waldon	Dan Miskokomon	<p>Follow-up e-mail to T. Bird’s 2011-11-02 letter and explaining how additional reports will be forthcoming. Offered to meet and discuss how NextEra and Munsee-Delaware might work together for reviewing the reports.</p>	<ul style="list-style-type: none"> • Process • Communication 	No reply was received.

Date	Contact By	Contact With	Description	Purpose	Follow-up and Results
2012-02-23	R. Waldon	Chief Waddilove Dan Miskokomon	E-mail in advance of the issuance of draft REA reports for Adelaide, Bluewater, Bornish, Goshen and Jericho . A table of key dates for each project was enclosed together with a copy of NextEra's First Nation and Métis Relationship Policy.	<ul style="list-style-type: none"> • Communication • Information sharing 	No reply was received.
2012-03-20	R. Waldon	Chief Waddilove Dan Miskokomon	E-mail to follow-up 2012-0315 letter for Bluewater and advise that additional draft REA reports for Adelaide, Bornish, Jericho and Goshen will also be issued. Offered to meet at Munsee-Delaware with Chief, staff and/or portfolio holder to discuss how to work together to review the reports.	<ul style="list-style-type: none"> • Communication • Regulatory compliance 	No reply was received.
2012-03-26	R. Waldon	Chief Waddilove Dan Miskokomon	E-mail enclosing Spring 2012 Archaeology Communique for all NextEra projects which included an offer to hold a field orientation meeting.	<ul style="list-style-type: none"> • Communication • Information sharing 	No reply was received.
2012-04-17	R. Waldon	Dan Miskokomon	E-mail to follow-up on 2012-04-12 letter from Tom Bird offering to arrange capacity assistance for review of Adelaide, Bluewater, Bornish, Goshen and Jericho .	<ul style="list-style-type: none"> • Process • Information sharing 	No reply was received.
2012-06-14	T. Bird	Chief Waddilove	Letter advising of July 17, 2012 Jericho public meeting and enclosing a copy of the updated PDR.	<ul style="list-style-type: none"> • Information sharing • Regulatory Compliance 	No reply was received.
2012-11-07	T. Bird	Chief Waddilove	Letter enclosing copy of Notice of Draft Site Plan and the Site Plan for Jericho .	<ul style="list-style-type: none"> • Information sharing • Regulatory Compliance 	No reply was received.
2012-11-19	T. Bird	Chief Waddilove	Letter enclosing copy of Notice Assessment Report for Jericho .	<ul style="list-style-type: none"> • Information sharing • Regulatory Compliance 	No reply was received.

Date	Contact By	Contact With	Description	Purpose	Follow-up and Results
2012-11-22	T. Bird	Chief Waddilove	Letter enclosing one CD and one paper set of draft Project REA Table 1 Reports for Jericho , requesting comments as per O/Reg 359/09 and advising of the final public meetings on February 6, 7 and 8, 2013.	<ul style="list-style-type: none"> • Information sharing • Regulatory Compliance 	No response was received.
2013-02-06	Cassandra Bowers, NextEra	Chief Waddilove	Letter advising of a change in venue for the February 8, 2013 Jericho Public Meeting.	<ul style="list-style-type: none"> • Regulatory compliance 	No response was received.



Appendix H.7

Appendixes



Appendixes

Appendix H.7.1 Oneida Council of Chiefs

Contact Record

Projects: **Adelaide, Conestogo, Bluewater, Bornish, Conestogo, Goshen, Jericho and Summerhaven Wind Energy Centres (Oneida Council of Chiefs participating as part of Haudenosaunee Development Institute Board consultation and negotiation team)**

Community: **Oneida Council of Chiefs (Haudenosaunee)** **Main Contact:** Chief Alfred Day, Oneida Council of Chiefs
<2011 Howard Elijah, Secretary
>2011 Charlene Deleary, Secretary

NEEC Energy Canada ULC (“NEEC”) proposes to develop, construct and operate a number of wind energy projects in Ontario. This report details all communications with the Aboriginal community identified above, in support of the Ontario Regulation 359/09 Renewable Energy Approval requirement for consulting with Aboriginal peoples. Information is current to the date shown at the bottom of this report. Please contact NEEC for clarification or to receive any available updates.

The projects for which this Aboriginal community has expressed interest are identified above. Please refer to the Project Description Reports and supporting reports as set out in Table 1 of Ontario Regulation 359/09 for information about these projects, potential impacts and proposed mitigation. All available reports may be found at:

www.NextEraEnergyCanada.com

- **Adelaide** Wind Energy Centre
- **Conestogo** Wind Energy Centre
- **Bluewater** Wind Energy Centre
- **Bornish** Wind Energy Centre
- **Conestogo** Wind Energy Centre
- **Goshen** Wind Energy Centre

- **Jericho** Wind Energy Centre
- **Summerhaven** Wind Energy Centre

Communications with Oneida of the Thames (elected) council and staff before the first contact with Oneida Council of Chiefs (2010-01-11) are included in this summary. Prior to that time, the traditional council had not been identified by Indian and Northern Affairs, Ontario Ministry of Aboriginal Affairs, or the Ministry of Environment, however, information from the Council's representative was that the practice of elected Council and traditional Council was to share information about projects that may be of interest.

This chronology should also be read in conjunction with Six Nations (Haudenosaunee) Confederacy Council, (the Haudenosaunee Confederacy Chiefs Council), due to the participation of an Oneida Council of Chiefs representative on the board of the Haudenosaunee Development Institute, who have been delegated authority to represent Six Nations (Haudenosaunee) Confederacy Council in matters pertaining to land use developments.

In compliance with Ministry of Environment filing requirements, this report has been abridged as of the date below, to focus specifically on communications about, or that included Jericho.

Date	Contact By	Contact With	Description	Purpose	Follow-up and Results
Late 2007	NEEC	Band Administration	Initial contact to introduce NEEC (then FPLE) and its projects in Lambton, Middlesex and Huron Counties. This would have included Bornish and the then current Canadian Green Power Projects.	<ul style="list-style-type: none"> Initial contact for a project overview. 	Meeting planned for January 24, 2008 at the Four Winds Centre, Kettle and Stoney Point First Nation.
2008-01-29	M. DeBock, Project Director, NEEC (then FPLE Canadian Wind LP)	Chief Phillips	<p>Letter sent to Chief Phillips:</p> <ol style="list-style-type: none"> enclosing copy of presentation intended to be given at the January 24th meeting; offering to continue dialogue; Enclosing public notices and inviting attendance at Public Information Centres of February 19 and 20, 2008 and offering to meet on those dates, or at another time. Advising that a second public information centre will be held after completion of the environmental studies 	<ul style="list-style-type: none"> Communication 	<p>An introductory meeting was scheduled for January 24, 2008 at the Four Winds Centre, Kettle Point First Nation. The invited First Nations representatives were not able to attend.</p> <p>Jason Henry (Genivar) to follow-up to schedule another meeting.</p>
2009-07-10	Nicole Geneau, NEEC	Chief Abram	Letter advising that NEEC proposes projects "in southwestern Ontario", offering a community open house and requesting a meeting to discuss how best to involve your community in the project.	<ul style="list-style-type: none"> Communication 	

Date	Contact By	Contact With	Description	Purpose	Follow-up and Results
2009-10-27	David Miller, MWA	April Varewyck, Environmental Officer	Delivery of above letter and Table 1 package. Ms. Varewyck was not certain the Bornish project is in Oneida Nation's Traditional Territory, however a third party review of the Table 1 package was requested.	<ul style="list-style-type: none"> • Regulatory compliance • Communication 	Confirm process, terms of reference and timing of third party review.
2010-01-11	Alfred Day, Oneida Council of Chiefs	David Miller, MWA	Al Day e-mailed to clarify that the Bornish Project is within the Nanfan Treaty area, and is thus of interest to the traditional council. He explained that he was not aware of deadline, has not seen any reports.	<ul style="list-style-type: none"> • Communication 	David Miller sent a response (2010-01-11) to respond to issues, and note that the comment period would not be completely closed on Jan. 15, 2010. Tom Bird of NEEC couriered a hard copy of REA Table 1 documents
2010-01-11	Alfred Day	David Miller	Al Day e-mailed more information, including clarification of traditional council role.	<ul style="list-style-type: none"> • Information-sharing 	David Miller called and followed up. <ol style="list-style-type: none"> 1. Need to work with the traditional council to obtain comments and identify any impacts. 2. Need to meet for introductions, and provide all information, and eventually meet with traditional council of Chiefs.

Date	Contact By	Contact With	Description	Purpose	Follow-up and Results
2010-01-13	David Miller	AI Day	<p>E-mail confirming phone call and discussion about how project information should be presented, as follows:</p> <ul style="list-style-type: none"> • Traditional council vs. elected council communications. AI Day is the main contact for Oneida Council of Chiefs • Review of draft REA submission documents for Bornish • Capacity to review documents • Discuss accommodation if impacts are forecast that cannot be mitigated. 	<ul style="list-style-type: none"> • Information-sharing • Process • Capacity to review reports 	<p>Attempt to arrange a meeting with NEEC, AI Day and Chief Abram</p>
2010-01-14	AI Day	David Miller	<p>Confirmed David's 2010-01-13 e-mail was a fair summary of the discussion. AI Day asked for an explanation of the term "REA".</p>	<ul style="list-style-type: none"> • Communication 	<p>Meaning of the term "REA" given.</p>

Date	Contact By	Contact With	Description	Purpose	Follow-up and Results
2010-01-19	Ben Greenhouse David Miller Bob Waldon	Al Day April Varewyck	<p>This meeting was later (see 2010-01-25 entry) agreed not to be considered as consultation.</p> <p>Al Day gave an overview of the traditional vs. elected council roles and responsibilities, as well as historical background on the Oneida of the Thames.</p> <p>Ben Greenhouse gave an overview of the Bornish project and other NEEC projects were identified.</p> <p>Although invited, Chief Abram was not available.</p> <p>Please see meeting notes for details</p>	<ul style="list-style-type: none"> Any burial sites, if discovered, are not to be disturbed. 	<ol style="list-style-type: none"> David Miller to follow-up with proposed archaeological monitoring arrangement.
2010-01-21	Al Day	David Miller	<p>E-mail clarifying the January 19th meeting was not to be considered consultation and asking about capacity funding for Oneida Council of Chiefs, or Onyota a:ka Lotiyaneshu</p>	<ul style="list-style-type: none"> Capacity funding for Oneida Council of Chiefs 	<ol style="list-style-type: none"> Determine nature of capacity required, terms of reference, cost estimates and timing (pending Oneida submission on Bornish - see 2010-02-18, below).
2010-01-25	David Miller, MWA	Al Day	<p>E-mail confirming meeting was not to be considered consultation and requesting further information on resources required for capacity.</p>	<ul style="list-style-type: none"> Process (capacity funding) 	<p>No reply on record</p>

Date	Contact By	Contact With	Description	Purpose	Follow-up and Results
2010-01-26	David Miller, MWA	Al Day	E-Mail explaining NEEC's plans to set up an archaeological protocol in short and longer term, and asking what elements Oneida Elected Council and Onyota a:ka Lotiyaneshu (Oneida Council of Chiefs) may request.	<ul style="list-style-type: none"> Information sharing re. Archaeology protocol 	David Miller to provide further information on protocol.
2010-02-19	David Miller, MWA	Al Day	<p>E-mail asking to follow-up on past discussions.</p> <ul style="list-style-type: none"> Al Day explained he was concerned about consultation with elected Councils who are not, strictly speaking, signatories to the Nanfan Treaty. It is the traditional leadership of the Haudenosaunee Confederacy who are the original signatories. Al Day mentioned there will be a joint submission from the traditional (Onyota a:ka Lotiyaneshu) Council of Chiefs and Oneida Nation elected Council. 	<ul style="list-style-type: none"> Protocol Communication 	<p>Continue dialogue with the Onyota a:ka Lotiyaneshu in relation to their asserted rights flowing from the Nanfan Treaty and whether the Project has any implications for them.</p> <p>Await and respond to submission(s) on Bornish once received.</p>

Date	Contact By	Contact With	Description	Purpose	Follow-up and Results
2010-03-03	Howard Elijah, Secretary, Oneida Council of Chiefs	Ben Greenhouse	<p>Letter from Oneida Council of Chiefs on behalf of the Haudenosaunee and stating with support of the elected of Council Oneida of Thames.</p> <p>The letter stated that, "The Oneida Council of Chiefs is communicating with you about this proposal on behalf of the Haudenosaunee (Iroquois) Confederacy. In doing so, we are supported by the elected council of the Oneida Nation of the Thames. We intend to ensure 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." It also stated:</p> <ul style="list-style-type: none"> • The Council strongly support use of sustainable resources and recognized the project as consistent with their views on conservation and respect for the natural world. • Council of Chiefs' assert a treaty right under 1701 Nanfan Treaty and subsequent 1726 and 1755 clarifications. • The Treaty sets apart an area, including the Project area, for what today would be termed economic activities. 	<ul style="list-style-type: none"> • Assertion of treaty rights. • Representation of Haudenosaunee governments. • Wind energy consistent with Haudenosaunee views on conservation and respect for natural world 	See 2010-06-03 NEEC letter sent in reply. NEEC's understanding was this letter referred to Bornish and a conformation of same was requested.

Date	Contact By	Contact With	Description	Purpose	Follow-up and Results
2010-03-03 (continued)			<ul style="list-style-type: none"> The Duty to Consult and accommodate rests with the Crown and cannot be delegated The Haudenosaunee have a right to participate in any benefits that result from the Project. <p>The letter was copied to Assistant Deputy Ministers at MOE, MOEI and MAA, but not to Oneida Nation or Six Nations elected councils.</p>		
2010-04-01	Bob Waldon, Bedford Consulting	Chief Al Day, Oneida Council of Chiefs	<p>Phone call to advise that the Stage II archaeology work had been moved up to April 5 due to warm weather.</p> <ul style="list-style-type: none"> Chief Day expressed concern that an agreement he felt was promised in January to cover capacity funding had not been provided. On discussion, it appeared he was referring to an archaeological protocol, but also had expectations for funding to obtain resources to deal with the whole REA. Requested an outline in writing and what NEEC was prepared to do in writing. 	<ul style="list-style-type: none"> Capacity funding for Oneida Council of Chiefs 	<p>E-mail sent confirming that NEEC is in agreement to provide support for an archeological observer from Oneida Council of Chiefs and requesting that it be done through the Council or Oneida Nation Band Council.</p> <p>Alternatively, the Council may wish to appoint a contact person to receive notifications about any findings. At a minimum, the Stage II reports will be shared.</p>

Date	Contact By	Contact With	Description	Purpose	Follow-up and Results
2010-04-04	Bob Waldon, Bedford Consulting	Chief Al Day, Oneida Council of Chiefs	Exchange of e-mails regarding archaeological field observer(s) for the Bornish project. <ul style="list-style-type: none"> Proposal from Brandy George for a budget to supply observer services. Permission to share Brandy George's report with NEEC and other communities Request to confirm insurance coverage 	<ul style="list-style-type: none"> Archaeological observer 	See 2010-04-05
2010-04-05	Bob Waldon, Bedford Consulting	Chief Al Day, Oneida Council of Chiefs	Exchange of e-mails and a phone call to make arrangements for archaeological field observer(s) for the Bornish project.	<ul style="list-style-type: none"> Archaeological observer 	<p>Brandy George budget proposal was accepted by NEEC and she will make arrangements with ASI to meet on site.</p> <p>Chief Day felt it would be acceptable to share a copy of Brandy George's report with other communities who are interested in the Bornish Stage 2 but who have not sent observers. This arrangement was carried forward to all project Brandy George monitored for OCC.</p>
2010-06-03	R. Waldon	Chief Day	E-mail to explain NEEC is pursuing three new projects (Bluewater , Goshen and Jericho) and requesting a meeting to provide an introduction.	<ul style="list-style-type: none"> Communication 	It was intended to meet at the CanWEA Seminar in Toronto June 9-10, however, Chief Day's reservation was not made on the correct day and he did not stay for the seminar.

Date	Contact By	Contact With	Description	Purpose	Follow-up and Results
2010-06-03	B. Greenhouse	Howard Elijah, Secretary Oneida council of Chiefs	Response to Oneida Nation Council of Chief's March 8, 2010 letter.	<ul style="list-style-type: none"> See March 8, 2010 letter from Oneida Nation Council of Chiefs (above). 	Acknowledged letter and content. Requested clarification about the Haudenosaunee nations and communities the Council represents for Bornish or other projects and any impacts to economic activities pursued under Nanfan. Offered to meet to discuss engagement about commercial initiatives.
Dated as of 2010-06-04	N. Geneau	Howard Elijah	Community Reference Binder including a map showing all current NEEC projects in southwestern Ontario and draft PDR's for Bluewater, Goshen and Jericho	<ul style="list-style-type: none"> Information-sharing 	Delivered by courier 2010-06-18
2010-06-14	R. Waldon	Chief Day	E-mailed to request a follow-up meeting to the CanWEA seminar and to deliver the Community Reference Binder. Let Chief Day know I would be in the vicinity tomorrow.	<ul style="list-style-type: none"> Communication 	See 2010-06-17

Date	Contact By	Contact With	Description	Purpose	Follow-up and Results
2010-06-17	Alfred Day	R. Waldon	Alfred Day called in response to the June 14th e-mail. The Oneida Council of Chiefs and Six Nations (traditional) Council may develop a protocol setting out which takes the lead for developments within the Nanfan Treaty area. The intent is to foster more consistency and a unified approach.	<ul style="list-style-type: none"> Communications and consultation protocols 	As a general rule of thumb until a protocol is developed contact Oneida first for locations west of a line drawn north-south at Ingersol/Nilestown and Six Nations traditional Council % HDI for locations to its east. Keep both parties informed by copying correspondence to staff. This would indicate Summerhaven is a "Six Nations" lead.
2010-07-27	R. Waldon	April Varewyck	<p>Telephone call and follow-up e-mail to:</p> <ul style="list-style-type: none"> Clarify that there are two "Conestogo" projects but being proposed by two different companies Confirm that the contact for notices to Oneida Traditional Council is the new Secretary Charlene Deleary and for Oneida of the Thames Council Assistant Holly Elijah. It is likely that working through Six nations and HDI for Conestogo will be acceptable, subject to April checking with her superiors. 	<ul style="list-style-type: none"> Communications and consultation protocols 	N/A
2010-09-20	Chief Day	R. Waldon	Exchange of e-mails confirming that Brandy George's independent archeological monitoring report for Bornish can be shared with other communities.	<ul style="list-style-type: none"> Communication 	This arrangement was carried forward to all projects that Brandy George monitors for OCC.

Date	Contact By	Contact With	Description	Purpose	Follow-up and Results
2010-10-26	R. Waldon	Chief Day and April Varewyck	E-mail to advise of plans for upcoming archaeological field work for Bluewater, Goshen and Jericho and suggesting a single independent monitor and field orientation meeting.	<ul style="list-style-type: none"> • Communication • Information-sharing 	Chief Day replied that sharing monitor and report would be acceptable.
2010-12-01	R. Waldon	April Varewyck, Oneida of the Thames	Reply seeking confirmation if the same process will apply for Bluewater, Goshen and Jericho	<ul style="list-style-type: none"> • Process 	No reply.
2011-03-17	Chief Day	R. Waldon	E-Mail to confirm that Brandy George is to be retained by Oneida Council of Chiefs as an independent monitor and requesting confirmation that her report may be shared with all interested Aboriginal communities.	<ul style="list-style-type: none"> • Communication • Process 	Brandy George provides independent monitoring for archaeology field work.
2011-03-26	Chief Day	R. Waldon	Advice that going forward, Oneida council of Chiefs and Haudenosaunee Development Institute should be jointly informed about all projects . Chief day also gave permission for the Brandy George independent monitoring report to be shared with all communities interested in Bluewater, Goshen and Jericho .	<ul style="list-style-type: none"> • Process 	Notices and correspondence have been provided in accordance with Chief Day's advice.
2011-06-08	R. Waldon	Chief Day	E-mail confirming Brandy George retained as independent monitor through Oneida Council of Chiefs and asking to extend her scope to cover 5 projects: Adelaide, Bornish, Bluewater, Goshen and Jericho .	<ul style="list-style-type: none"> • Protocol • Communication 	See 2011-06-14

Date	Contact By	Contact With	Description	Purpose	Follow-up and Results
2011-06-14	Chief Day	R. Waldon	E-mail confirming Oneida Council of Chiefs in agreement with 2011-06-08 e-mail and protocol provided Brandy George confident of ability to cover the field work (Adelaide, Bornish, Blewater, Goshen, Jericho).	<ul style="list-style-type: none"> Protocol 	Brandy George provided independent monitoring.
2011-06-17	Adria Grant, Golder Associates	Brandy George	E-mail to confirm timing and arrangements for archaeological monitoring (Adelaide, Bornish, Blewater, Goshen, Jericho).	<ul style="list-style-type: none"> Protocol 	Brandy George Cultural Research Inc. invoice received and sent to NEEC for processing 2011-07-05.
2011-08-09	R. Waldon	Chief Day and April Varewyck	E-mail enclosing a communique with description of Fall 2011 archaeological field work for all current NEEC Ontario projects and offering to arrange a field meeting.	<ul style="list-style-type: none"> Information-sharing Communication 	No reply received.
2011-10-13	R. Waldon	April Varewyck	E-mail to set up meeting date and proposed agenda: <ul style="list-style-type: none"> Update on all NEEC projects and the REA reports that will be released Steps to get ready for the reports The "Director's Lists" of communities to be consulted, which identify Oneida (elected) but not On'yota a:ka Lotiyaneshu Updates for the Community Reference Material binder 	<ul style="list-style-type: none"> Administrative 	See 2011-10-19

Date	Contact By	Contact With	Description	Purpose	Follow-up and Results
2011-10-19	R. Waldon	April Varewyck	<p>Meeting to review all NEEC Projects of interest to Oneida of the Thames</p> <ul style="list-style-type: none"> • Status of all projects • Protocol for consulting with Oneida elected vis-a-vis Oneida Council of Chiefs • Process to review and comment on upcoming draft REA reports (Adelaide, Bornish, Bluewater, Goshen and Jericho) • Meeting notes on file 	<ul style="list-style-type: none"> • Information-sharing • Communication • Protocol 	<p>April Varewyck to advise:</p> <ul style="list-style-type: none"> • If NEEC meeting with Chief and Council is required • What capacity may be required to review REA reports and terms of reference • Oneida protocol to review content of Aboriginal Consultation report prior to filing, or if not required
2011-10-26	April Varewyck	R. Waldon	<p>E-mail received to follow-up from 2011-10-19 meeting, with this information:</p> <ul style="list-style-type: none"> • Chief and elected Council would like to meet • Oneida elected council will need capacity (but no details provided) • Oneida elected council would like to review Aboriginal Consultation report prior to filing. • Oneida elected council would like to consult on Adelaide, Bornish, Bluewater, Goshen and Jericho. • Oneida elected council would like to see REA reports before they are submitted to MOE • NextEra should continue to consult with the traditional Oneida council also. 	<ul style="list-style-type: none"> • Process • Protocol 	See 2011-11-25

Date	Contact By	Contact With	Description	Purpose	Follow-up and Results
2011-11-02	Tom Bird	Chief Day, copied to HDI	Letter enclosing copies of notices for public open houses for Adelaide, Bornish and Jericho (November 10) and Bluewater (December 7) and Goshen (December 8) in compliance with O. Reg. 359/09 and enclosing updated PDRs.	<ul style="list-style-type: none"> Regulatory compliance 	No reply received
2011-11-02	Tom Bird	Chief Abram	Letter enclosing copies of notices for public open houses for Adelaide, Bornish and Jericho (November 10) and Bluewater (December 7) and Goshen (December 8) in compliance with O. Reg. 359/09 and enclosing updated PDRs.	<ul style="list-style-type: none"> Regulatory compliance 	No response
2011-11-25	April Varewyck	R. Waldon	E-mail stating, "NextEra does not need to meet with Oneida Elected Chief and Council. The contact for the Chiefs Council is Charlene DeLeary lotiyaneshu@gmail.com. She is both their secretary and their consultation person."	<ul style="list-style-type: none"> Protocol Process 	See below
2011-12-31	Brandy George, Archaeological Resources Inc.	NextEra accounts payable	Fourth quarter invoice for independent archaeological monitoring arranged through Oneida Council of Chiefs	<ul style="list-style-type: none"> Administrative Process 	Invoice paid
2012-03-08	Amy Shepherd	Chief AI Day	Letter from Amy Shepherd of IBI Group as facilitator of the Conestogo Community Liaison Committee inviting Oneida Council of Chief's participation.	<ul style="list-style-type: none"> Regulatory compliance 	See 2012-03-12 [Note to reader: entry included for context about communication protocol.]

Date	Contact By	Contact With	Description	Purpose	Follow-up and Results
2012-03-12	Chief Al Day	Amy Shepherd	Letter in reply to Conestogo CLC invitation, explaining that "...Oneida Council of Chiefs is part of the Haudenosaunee Confederacy Chiefs Council and is participatory in the Haudenosaunee Development Institute process. Therefore we advise that all invitations and matters to be directed to be [the] following:" and giving Hazel Hill's name and the HDI mailing address.	<ul style="list-style-type: none"> Process 	Instructions from Oneida Council of Chiefs are being followed, however, to ensure compliance with Ontario Regulation 359/09 any required notices continue to be sent to Oneida Council of Chiefs, as well as to HDI.
2012-06-14	T. Bird	Chief Day	Letter advising of July 17, 2012 Jericho public meeting and enclosing a copy of the updated PDR.	<ul style="list-style-type: none"> Information sharing Regulatory Compliance 	No reply was received.
2012-11-07	T. Bird	Chief Day	Letter enclosing copy of Notice of Draft Site Plan and the Site Plan for Jericho .	<ul style="list-style-type: none"> Information sharing Regulatory Compliance 	No reply was received.
2012-11-19	T. Bird	Chief Day	Letter enclosing copy of Notice Assessment Report for Jericho .	<ul style="list-style-type: none"> Information sharing Regulatory Compliance 	No reply was received
2012-11-22	T. Bird	Chief Day	Letter enclosing one CD and one paper set of draft Project REA Table 1 Reports for Jericho , requesting comments as per O/Reg 359/09 and advising of the final public meetings on February 6, 7 and 8, 2013.	<ul style="list-style-type: none"> Information sharing Regulatory Compliance 	No response was received.
2012-12-13	R. Waldon	Chief Day	E-mail concerning need to have a letter agreement to update existing arrangements for Brandy George Cultural Research Inc. for ongoing independent monitoring.	<ul style="list-style-type: none"> Process 	No reply was received.

Date	Contact By	Contact With	Description	Purpose	Follow-up and Results
2013-02-06	Cassandra Bowers, NextEra	Chief Day	Letter advising of a change in venue for the February 8, 2013 Jericho Public Meeting.	• Regulatory compliance	No response was received.



Appendixes

Appendix H.7.2 Oneida Nation of the Thames

Contact Record

Projects: **Adelaide, Bluewater, Bornish, Conestogo, Goshen and Jericho Wind Energy Centres**

Community: **Oneida Nation of the Thames (elected council)** **Main Contact:** Chief Randy Philips
Chief Joel Abram (2009)
April Varewyck,
Environment Officer

NEEC Energy Canada ULC (“NEEC”) proposes to develop, construct and operate a number of wind energy projects in Ontario. This report details all communications with the Aboriginal community identified above, in support of the Ontario Regulation 359/09 Renewable Energy Approval requirement for consulting with Aboriginal peoples. Information is current to the date shown at the bottom of this report. Please contact NEEC for clarification or to receive any available updates.

The projects for which this Aboriginal community has expressed interest, or that have been confirmed by the Director of Renewable Energy Approvals “list of aboriginal communities” are identified above. Oneida of the Thames (elected) deferred Summerhaven and Conestogo projects consultation “to Six Nations” but clarification of the communication and consultation protocol vis-a-vis “Six Nations” and Oneida Council of Chiefs could not be obtained.

Please refer to the Project Description Reports and supporting reports as set out in Table 1 of Ontario Regulation 359/09 for information about these projects, potential impacts and proposed mitigation. All available reports may be found at:

www.NextEraEnergyCanada.com

- **Adelaide** Wind Energy Centre
- **Bluewater** Wind Energy Centre
- **Bornish** Wind Energy Centre
- **Conestogo** Wind Energy Centre
- **Goshen** Wind Energy Centre
- **Jericho** Wind Energy Centre

In compliance with Ministry of Environment filing requirements, this report has been abridged as of the date below, to focus specifically on communications about, or that included Jericho.

Date	Contact By	Contact With	Description	Purpose	Follow-up and Results
Late 2007	NEEC	Band Administration	Initial contact to introduce NEEC (then FPLE) and its projects in Lambton, Middlesex and Huron Counties. This would have included Bornish and the then current Canadian Green Power Projects.	<ul style="list-style-type: none"> Initial contact for a project overview. 	Meeting planned for January 24, 2008 at the Four Winds Centre, Kettle and Stoney Point First Nation.
2008-01-29	M. DeBock, Project Director, NEEC (then FPLE Canadian Wind LP)	Chief Phillips	<p>Letter sent to Chief Phillips:</p> <ol style="list-style-type: none"> enclosing copy of presentation intended to be given at the January 24th meeting; offering to continue dialogue; Enclosing public notices and inviting attendance at Public Information Centres of February 19 and 20, 2008 and offering to meet on those dates, or at another time. Advising that a second public information centre will be held after completion of the environmental studies 	<ul style="list-style-type: none"> Communication 	<p>An introductory meeting was scheduled for January 24, 2008 at the Four Winds Centre, Kettle Point First Nation. The invited First Nations representatives were not able to attend.</p> <p>Jason Henry (Genivar) to follow-up to schedule another meeting.</p>
2009-07-10	Nicole Geneau, NEEC	Chief Abram	Letter advising that NEEC proposes projects "in southwestern Ontario", offering a community open house and requesting a meeting to discuss how best to involve your community in the project.	<ul style="list-style-type: none"> Communication 	No reply on record

Date	Contact By	Contact With	Description	Purpose	Follow-up and Results
2010-01-19	Ben Greenhouse David Miller Bob Waldon	Al Day (Oneida Council of Chiefs) April Varewyck (Oneida of the Thames)	This meeting was later (see 2010-01-25 entry) agreed not to be considered as consultation. Al Day gave an overview of the traditional vs. elected council roles and responsibilities, as well as historical background on the Oneida of the Thames. Ben Greenhouse gave an overview of the Bornish project and other NEEC projects were identified. Although invited, Chief Abram was not available. Please see meeting notes for details	<ul style="list-style-type: none"> Any burial sites, if discovered, are not to be disturbed. 	<ol style="list-style-type: none"> David Miller to follow-up with proposed archaeological monitoring arrangement.
2010-02-18	David Miller, MWA	April Varewyck Environmental Officer	Phone call to see if there was any feedback on the draft REA documents from the Oneida Nation. Ms. Varewyck thought there may be a submission coming from Oneida of the Thames.	<ul style="list-style-type: none"> Communication 	No reply on record from Oneida Elected Council however, a letter was received from Oneida Council of Chiefs, explaining their asserted rights under the 1701 Nanfan Treaty. See Oneida Council of Chiefs Chronology for detail. It was not clear if the letter was written in respect of only Bornish or all NextEra projects.

Date	Contact By	Contact With	Description	Purpose	Follow-up and Results
Dated as of 2010-06-04	N. Geneau	Chief Abram	Community Reference Binder including a map showing all current NEEC projects in southwestern Ontario and draft PDR's for Bluewater, Goshen and Jericho	<ul style="list-style-type: none"> Information-sharing Regulatory compliance 	Delivered to April Varewyk 2010-06-15
2010-06-15	R. Waldon	April Varewyk Environmental Officer	<p>Meeting to deliver Community Reference Binder and discuss approach to procedural consultation. The map of NEEC projects Ontario projects reviewed. Topics included:</p> <ul style="list-style-type: none"> Confirming Oneida traditional territory area Process to follow for Bluewater, Goshen and Jericho and what Aboriginal values are to be considered in the natural heritage and archaeological work (REA studies) Respectful protocol to engage with Oneida elected and Oneida Council of (traditional) Chiefs. There is a band council election on June 19, 2010. 	<ul style="list-style-type: none"> Oneida traditional territory Consultation protocol (elected vs. Traditional) Aboriginal values to consider in REA Regulatory Compliance 	<ul style="list-style-type: none"> April Varewyk to seek direction and advise R. Waldon if there is a communication protocol for elected and traditional, and will also inquire about Aboriginal values to be considered in the REA studies. A consultation and accommodation protocol is under development for Oneida of the Thames.

Date	Contact By	Contact With	Description	Purpose	Follow-up and Results
2010-07-27	R. Waldon	April Varewyck	<p>Telephone call and follow-up e-mail to:</p> <ul style="list-style-type: none"> Clarify that there are two "Conestogo" projects but being proposed by two different companies Confirm that the contact for notices to Oneida Traditional Council is the new Secretary Charlene Deleary and for Oneida of the Thames Council Assistant Holly Elijah. It is likely that working through Six Nations and HDI for Conestogo will be acceptable, subject to April checking with her superiors. 	<ul style="list-style-type: none"> Communications and consultation protocols 	Confirmation e-mail sent 2010-08-04
2010-10-26	R. Waldon	Chief Day (Oneida Council of Chiefs) and April Varewyck (Oneida of the Thames)	E-mail to advise of plans for upcoming archaeological field work for Bluewater, Goshen and Jericho and suggesting a single independent monitor and field orientation meeting.	<ul style="list-style-type: none"> Communication Information-sharing 	Chief Day replied that sharing monitor and report would be acceptable.
2010-11-30	April Varewyck	R. Waldon	E-mail confirming that NEEC can deal with Six Nations Council and Six Nations Confederacy Council for Summerhaven	<ul style="list-style-type: none"> Process 	See 2010-12-01 [Note to reader: this entry included for context about communications protocol.]
2010-12-01	R. Waldon	April Varewyck	Reply seeking confirmation if the same process will apply for Bluewater, Goshen and Jericho	<ul style="list-style-type: none"> Process 	No reply

Date	Contact By	Contact With	Description	Purpose	Follow-up and Results
2011-08-09	R. Waldon	Chief Day (Oneida Council of Chiefs) and April Varewyck (Oneida of the Thames)	E-mail enclosing a communicate with description of Fall 2011 archaeological field work for all current NEEC Ontario projects and offering to arrange a field meeting.	<ul style="list-style-type: none"> Information-sharing Communication 	No reply received.
2011-10-13	R. Waldon	April Varewyck	E-mail to set up meeting date and proposed agenda: <ul style="list-style-type: none"> Update on all NEEC projects and the REA reports that will be released Steps to get ready for the reports The "Director's Lists" of communities to be consulted, which identify Oneida (elected) but not On'nyota a:ka Lotyaneshu Updates for the Community Reference Material binder 	<ul style="list-style-type: none"> Administrative 	See 2011-10-19
2011-10-16	R. Waldon	April Varewyck	General e-mail to community staff at the all communities with interests in Jericho, Adelaide and Bornish , enclosing a copy of the public notice for the open house of November 10, 2011. The e-mail was sent for general information purposes and to comply with O/Reg 359/09.	<ul style="list-style-type: none"> Information-sharing Regulatory compliance 	No reply.
2011-10-17	R. Waldon	April Varewyck	Letter enclosing a copy of an updated NEEC Community Reference Materials binder with contact information, general information and updated web address for all project reports .	<ul style="list-style-type: none"> Information-sharing 	Delivered at 2011-10-19 meeting (see below)

Date	Contact By	Contact With	Description	Purpose	Follow-up and Results
2011-10-19	R. Waldon	April Varewyck	<p>Meeting to review all NEEC Projects of interest to Oneida of the Thames</p> <ul style="list-style-type: none"> • Status of all projects • Protocol for consulting with Oneida elected vis-a-vis Oneida Council of Chiefs • Process to review and comment on upcoming draft REA reports (Adelaide, Bornish, Bluewater, Goshen and Jericho) • Meeting notes on file 	<ul style="list-style-type: none"> • Information-sharing • Communication • Protocol 	<p>April Varewyck to advise:</p> <ul style="list-style-type: none"> • If NEEC meeting with Chief and Council is required • What capacity may be required to review REA reports and terms of reference • Oneida protocol to review content of Aboriginal Consultation report prior to filing, or if not required
2011-10-26	April Varewyck	R. Waldon	<p>E-mail received to follow-up from 2011-10-19 meeting, with this information:</p> <ul style="list-style-type: none"> • Chief and elected Council would like to meet • Oneida elected council will need capacity (but no details provided) • Oneida elected council would like to review Aboriginal Consultation report prior to filing. • Oneida elected council would like to consult on Adelaide, Bornish, Bluewater, Goshen and Jericho. • Oneida elected council would like to see REA reports before they are submitted to MOE • NextEra should continue to consult with the traditional Oneida council also. 	<ul style="list-style-type: none"> • Process • Protocol 	See 2011-11-25

Date	Contact By	Contact With	Description	Purpose	Follow-up and Results
2011-11-04	R. Waldon	April Varewyck	E-mail to follow-up on 2011-11-02 letter from Tom Bird and offering to meet November 11th if the office is open to discuss process for reviewing the anticipated REA reports (Adelaide, Bornish, Bluewater, Goshen and Jericho).	<ul style="list-style-type: none"> • Communication • Process 	No reply received.
2011-11-02	Tom Bird	Chief Abram	Letter enclosing copies of notices for public open houses for Adelaide, Bornish and Jericho (November 10) and Bluewater (December 7) and Goshen (December 8) in compliance with O. Reg. 359/09 and enclosing updated PDRs.	<ul style="list-style-type: none"> • Regulatory compliance 	No response
2011-11-25	April Varewyck	R. Waldon	E-mail stating, "NextEra does not need to meet with Oneida Elected Chief and Council. The contact for the Chiefs Council is Charlene DeLeary lotiyanshu@gmail.com. She is both their secretary and their consultation person."	<ul style="list-style-type: none"> • Protocol • Process 	See below for additional attempts to confirm whether Oneida Elected Council has any interest in Adelaide, Bornish, Bluewater, Goshen or Jericho projects.
2011-11-28	R. Waldon	April Varewyck	E-mail asking if a telephone call is possible tomorrow to discuss her 2011-11-25 e-mail.	<ul style="list-style-type: none"> • Process 	No reply
2011-11-29	R. Waldon	April Varewyck	Telephone call to follow-up on April's 2011-11-25 e-mail.	<ul style="list-style-type: none"> • Protocol • Process 	Call not returned to date.

Date	Contact By	Contact With	Description	Purpose	Follow-up and Results
2011-12-19	R. Waldon	April Varewyck	<p>E-mail to confirm information from 2011-11-25 e-mail about not having to consult for Adelaide, Bornish, Bluewater, Goshen and Jericho, and to confirm a telephone call of 2011-12-16 in which April advised that the Oneida of the Thames consultation person, Stacey Phillips, had said the projects seemed pretty far away from the community to be of any concern.</p> <p>Also confirmed April's previous advice that Conestogo and Summerhaven consultation was deferred to Six Nations.</p>	<ul style="list-style-type: none"> • Process • Regulatory compliance 	No reply was received.
2012-01-20	R. Waldon	April Varewyck	<p>Telephone call to seek confirmation of no need for consultation on Adelaide, Bornish, Bluewater, Goshen and Jericho</p>	<ul style="list-style-type: none"> • Process • Regulatory compliance 	<p>April was not available to I had to leave a voicemail:</p> <ul style="list-style-type: none"> • Advised that REA reports will start to be issued in March • Asked for a definite statement of no consultation required • Offered to meet with April's manager, Holly Deleary if helpful.

Date	Contact By	Contact With	Description	Purpose	Follow-up and Results
2012-03-19	R. Waldon	April Varewyck	E-Mail to follow-up on T. Bird's 2012-03-15 letter specifically requesting confirmation of which NextEra projects Oneida may have interest in, or if the locations are far enough away to not be a concern, as April had previously mentioned their consultation consultant, Stacey Phillips had said this.	<ul style="list-style-type: none"> • Communication • Regulatory compliance 	<p>A copy of NextEra's First Nation & Métis Relationship Policy was included with a request to have a discussion about it. The policy addresses capacity issues and broader relationships.</p> <p>No reply was received.</p>
2012-03-26	R. Waldon	April Varewyck	E-Mail enclosing a copy of NextEra's Spring 2012 Archaeology Communique and inviting attendance at a field orientation meeting.	<ul style="list-style-type: none"> • Communication • Information sharing 	No reply was received.
2012-04-17	R. Waldon	April Varewyck	E-Mail to follow-up on T. Bird's 2012-04-11 letter for Bluewater specifically requesting confirmation of which NextEra projects Oneida may have interest in, or if the locations are far enough away to not be a concern, because April had mentioned their consultation consultant, Stacey Phillips had said this. Offered to meet and discuss NextEra's First Nation and Métis Relationship Policy.	<ul style="list-style-type: none"> • Communication • Regulatory compliance 	No reply
2012-06-14	T. Bird	Chief Abram	Letter advising of July 17, 2012 Jericho public meeting and enclosing a copy of the updated PDR.	<ul style="list-style-type: none"> • Information sharing • Regulatory Compliance 	No reply was received.

Date	Contact By	Contact With	Description	Purpose	Follow-up and Results
2012-08-30	B. Hay R. Waldon	Chief Abram	Meeting to introduce B. Hay. It was confirmed that all project information should continue to be copied to April Varewyk at Oneida Nation of the Thames. The relationship with Oneida Council of Chiefs was also discussed briefly.	<ul style="list-style-type: none"> • Courtesy call, 	Notices continue to be sent to Chief Abram with copies to April Varewyk as directed.
2012-11-07	T. Bird	Chief Abram	Letter enclosing copy of Notice of Draft Site Plan and the Site Plan for Jericho .	<ul style="list-style-type: none"> • Information sharing • Regulatory Compliance 	No reply was received.
2012-11-19	T. Bird	Chief Abram	Letter enclosing copy of Notice Assessment Report for Jericho .	<ul style="list-style-type: none"> • Information sharing • Regulatory Compliance 	No reply was received
2012-11-22	T. Bird	Chief Abram	Letter enclosing one CD and one paper set of draft Project REA Table 1 Reports for Jericho , requesting comments as per O/Reg 359/09 and advising of the final public meetings on February 6, 7 and 8, 2013.	<ul style="list-style-type: none"> • Information sharing • Regulatory Compliance 	No response was received.
2013-02-06	Cassandra Bowers, NextEra	Chief Abram	Letter advising of a change in venue for the February 8, 2013 Jericho Public Meeting.	<ul style="list-style-type: none"> • Regulatory compliance 	No response was received.



Appendixes

Appendix H.8

Six Nations of the Grand River Elected Council

Contact Record

Projects: **Adelaide, Bluewater, Bornish, Conestogo, East Durham, Goshen, Jericho and Summerhaven Wind Energy Centres**

Communities: **Six Nations of the Grand River** Main Contacts: Chief William K. Montour, Six Nations of the Grand River
Lonny Bomberly, Director, Lands and Resources
Joanne Thomas, Consultation Point Person, Lands and Resources

NextEra Energy Canada ULC (“NEEC”) proposes to develop, construct and operate a number of wind energy projects in Ontario. This report details all communications with the Aboriginal community identified above, in support of the Ontario Regulation 359/09 Renewable Energy Approval requirement for consulting with Aboriginal peoples. Information is current to the date shown at the bottom of this report. Please contact NEEC for clarification or to receive any available updates.

The projects for which this Aboriginal community has expressed interest, or that have been confirmed by the Director of Renewable Energy Approvals “list of aboriginal communities” are identified above. Please refer to the Project Description Reports and supporting reports as set out in Table 1 of Ontario Regulation 359/09 for information about these projects, potential impacts and proposed mitigation. All available reports may be found at:

www.nextEraEnergyCanada.com

- **Adelaide** Wind Energy Centre
- **Bluewater** Wind Energy Centre
- **Bornish** Wind Energy Centre
- **Conestogo** Wind Energy Centre
- **East Durham** Wind Energy Centre
- **Goshen** Wind Energy Centre
- **Jericho** Wind Energy Centre
- **Summerhaven** (formerly **Nanticoke**) Wind Energy Centre

In compliance with Ministry of Environment filing requirements, this report has been abridged as of the date below, to focus specifically on communications about, or that included Jericho.

Date	Contact By	Contact With	Description	Purpose	Follow-up and results
2007-01-17	Michael DeBock, NEEC	Joanne Green, Director, Lands and Resources; Kate Cave (Staff Six Nations of Grand River)	<p>Meeting to introduce NEEC and its projects. Topics included:</p> <ul style="list-style-type: none"> • Potential community concerns to anticipate about projects in Six Nations traditional territory • Discuss process for environmental assessment • Offered to host a community house on wind energy 	<ul style="list-style-type: none"> • Introductory meeting 	<p>Provide further details on project locations Stay in touch throughout the environmental assessment process Arrange introductory meeting with Haudenosaunee (Six Nations) Confederacy (traditional) Council</p>
2007-05-04	Michael DeBock NEEC	Kate Cave, Six Nations Council	<p>E-mail acknowledging telephone conversation that Six Nations will be producing a document outlining their expectations for wind developers within their traditional territory and/or land claims area.</p> <ol style="list-style-type: none"> 1. Council has directed staff to put together a document that will eventually be presented to wind developers looking to develop within the Six Nations tract. 2. It will outline the Council's expectations in regards to the development and compensation requirements. 3. The document should be ready to present to developers in 3 to 6 months. 	<ul style="list-style-type: none"> • Communication 	<p>Obtain copy of Six Nations Council document once available.</p>

Date	Contact By	Contact With	Description	Purpose	Follow-up and results
2008-01-24	Not recorded	Not recorded	Presentation to Council [NOTE: entry based on 2008-01-24 power point presentation titled, "Presentation To Six Nations of the Grand River", but PPT file name is "Six Nations Confederacy"] Presentation given on all current Canadian Green Power projects (Bornish, Strathroy A, B and C) and the Phase II lands.	<ul style="list-style-type: none"> Information-sharing 	
2010-03-22	David Miller	Joanne Thomas	E-mail providing an overview of NEEC projects and the web site address to access REA documents, in anticipation of meeting.	<ul style="list-style-type: none"> Information-sharing 	
2010-05-03 to 2010-05-05	David Miller	Joanne Thomas	Exchange of e-mails regarding a meeting. Joanne explained that while a meeting took place with the elected Council, staff feel their own meeting is necessary so that NEEC can hear directly from them about their perspectives. Six Nations will be "consulting and negotiating directly with NEEC".	<ul style="list-style-type: none"> Process 	

Date	Contact By	Contact With	Description	Purpose	Follow-up and results
2010-05-17	N. Geneau B. Greenhouse D. Miller R. Waldon	L. Bomberry M. Jamieson P. Monture J. Thomas	<p>A technical level meeting was held to review the SNEC Consultation and Accommodation Policy; discuss the Summerhaven (Nanticoke) project and describe all other NEEC projects in southern Ontario. The issues raised by staff were:</p> <ul style="list-style-type: none"> • The SNEC C&A Policy applies to all Nanfan Treaty lands • A letter confirming no partnership with Samsung C&T corporation prior to consultation • Discussion of accommodation is the next step • Fees are required under the C&A procedure which include review of REA documents by third party • A community meeting is typically required • All wind projects are considered "major projects" as defined in the C&A Policy. 	<ul style="list-style-type: none"> • Information-sharing • Process 	<p>Joanne Thomas to provide the C&A procedure manual for proponents (Done)</p> <p>NEEC to confirm no partnership with Samsung (Done)</p> <p>NEEC to provide hard copies of all REA documents (Done)</p> <p>NEEC to provide a revised study area map of Summerhaven to J. Thomas (Done)</p> <p>NEEC to advise if it will participate in the Lands and Resources Community Day (Done)</p>
2010-05-19	R. Waldon	J. Thomas	<p>E-mail confirming web site addresses for access to all current project reports and advising that paper copies would be sent. Also requested the proposed terms or reference and qualifications for third party reviewer.</p>	<ul style="list-style-type: none"> • Information-sharing • Process 	
2010-06-04	N. Geneau	L. Bomberry	<p>Community Reference Binder with PDR's for Bluewater, Goshen and Jericho enclosed together with a map of all current NEEC southern Ontario projects.</p>	<ul style="list-style-type: none"> • Information-sharing 	<p>Delivered by courier June 23, 2010</p>

Date	Contact By	Contact With	Description	Purpose	Follow-up and results
2010-06-07	J. Thomas	R. Waldon	<p>Joanne Thomas replied to R. Waldon 2010-06-02 e-mail as follows:</p> <p>"Hi Bob,</p> <p>Well if I may, say that NextEra does not completely fall under the C & A Policy b/c of our agreement with Samsung. The next step would be for NextEra to bring a letter stating that NextEra does or does not want to partner with Samsung on their project. If not, then we would continue on to negotiating accommodation.</p> <p>But if you feel you still need to meet on the 14th. Let me know and I will set up the meeting."</p>	<ul style="list-style-type: none"> Process 	<p>The meeting could not be confirmed for June 14th due to conflicting schedules on NEEC's side. Attempting to reschedule.</p>
2010-09-08	R. Waldon	Joanne Thomas	<p>Telephone call to discuss consultation process:</p> <ul style="list-style-type: none"> Project reports must first be reviewed. Six Nations Elected Council (SNEC) assert an interest in all NEEC projects based on their responsibility to the environment within the Nanfan Treaty area (see SNEC C&A policy). Joanne is going to ask the SNEC review team how they want to proceed with NEEC projects. The SNEC C&A policy is still new and the review team wants to see what works and what doesn't 	<ul style="list-style-type: none"> Process 	<p>Joanne Thomas to confirm if further information required at this time and also what steps may be expected.</p>
2010-10-12	R. Waldon	L. Bomberly J. Thomas	<p>E-mail confirming Summerhaven and Conestogo draft REA documents have been sent by courier and a request to confirm the consultation process to be followed under SNEC C&A policy.</p>	<ul style="list-style-type: none"> Process 	

Date	Contact By	Contact With	Description	Purpose	Follow-up and results
2010-10-13	J. Thomas	R. Waldon	Confirmation that NEEC should submit applications of each project together with the capacity payment to cover costs of a peer review of the REA draft reports.	<ul style="list-style-type: none"> • Process 	Applications prepared and sent to Lands and Resources with fees 2010-11-10.
2010-10-22	J. Thomas	R. Waldon	Exchange of e-mails to confirm the qualifications and scope of the peer review and a suggestion that his report be tabled as a draft for discussion. This is to ensure any questions or clarifications can be addressed in the final report to SNEC.	<ul style="list-style-type: none"> • Communication 	
2010-10-26	R. Waldon	Joanne Thomas	E-mail to advise about upcoming archaeological field work for Bluewater, Goshen and Jericho and ask if the idea of one independent monitor reporting to all interested communities might be workable.	<ul style="list-style-type: none"> • Information-sharing • Process 	
2010-11-26	R. Waldon J. Muir, Golder Associates	Paul General Joanne Thomas	<p>The meeting was to provide updates as follows:</p> <ul style="list-style-type: none"> • An update of archaeology work for Summerhaven was given by J. Muir including general results of finds to date. • Discussion about how to share information on archaeology with the community. • Update on Conestogo and Summerhaven final open house and filing schedules. • Share NEEC Aboriginal Relations Canadian Projects Framework and Archaeological Principles for further discussion. 	<ul style="list-style-type: none"> • Information-sharing 	<p>R. Waldon to ensure Joanne Thomas has copies of the Bornish REA documents (requested for delivery 2010-12-09).</p> <p>SNEC peer review of Summerhaven, Conestogo, Adelaide and (subject to receipt of documents) Bornish proceeding.</p>

Date	Contact By	Contact With	Description	Purpose	Follow-up and results
2011-07-13	R. Waldon	Joanne Thomas	E-mail to inquire about status of Dr. Hostovsky's 3rd party review of the Summerhaven draft REA reports. Also advised that the Bornish site layout had changed but also that NEEC had received OPA FIT contracts for all of the current southern Ontario projects.	<ul style="list-style-type: none"> • Communication 	
2011-08-09	R. Waldon	Joanne Thomas, Paul General	E-mail enclosing a communique to describe archaeological field work for all current NEEC Ontario projects and offering to arrange a field meeting.	<ul style="list-style-type: none"> • Protocol 	See 2011-08-11
2011-10-05	Joanne Thomas	R. Waldon	E-mail enclosing updated SNEC Consultation flow chart.	<ul style="list-style-type: none"> • Process 	Forwarded to NextEra by e-mail for their review.
2011-10-16	R. Waldon	Joanne Thomas	General e-mail to community staff at the all communities with interests in Jericho, Adelaide and Bornish , enclosing a copy of the public notice for the open house of November 10, 2011. The e-mail was sent for general information purposes and to comply with O/Reg 359/09.	<ul style="list-style-type: none"> • Information-sharing 	No reply

Date	Contact By	Contact With	Description	Purpose	Follow-up and results
2011-10-17	Ben Greenhouse Jeff Wright (Golder) R. Waldon (Bedford)	SNEC CAP Team	Meeting held to discuss Conestogo, Summerhaven, Adelaide and Bornish. An update was given on all current NEEC projects and updates to the Community Reference Materials binder was delivered. It is hoped that questions raised in Dr. Hostovsky's draft review reports may be answered with the recently submitted Conestogo and Summerhaven REA reports. Concerns about archaeology field work were raised and follow-up agreed to. SNEC CAP team feel the process has reached a point where capacity and an agreement will be helpful. The issue of deer harvest was raised and SNEC CAP team will inquire about this with harvesters and determine Dr. Hostovsky's availability to meet and discuss final REA reports relative to questions he had previously raised. A request for information on concerns over health effects was made. See meeting notes on file for discussion and follow-up items.	<ul style="list-style-type: none"> Information-sharing Process 	Information on health issues mailed 2011-1017. Archaeology concerns followed up and were found to apply to another developer's project. Archaeology maps were provided 2011-11-21.
2011-11-03	Tom Bird	Chief Montour	Letter enclosing copies of notices for public open houses for Adelaide, Bornish and Jericho (November 10) and Bluewater (December 7) and Goshen (December 8) in compliance with O. Reg. 359/09 and enclosing updated PDRs.	<ul style="list-style-type: none"> Regulatory compliance 	No reply
2011-11-03	R. Waldon	Joanne Thomas	E-Mail explaining the 2011-11-03 letter to Chief Montour and requesting a discussion to get ready for release of remaining REA reports (Adelaide, Bornish, Bluewater, Goshen, Jericho and East Durham) for review by SNEC CAP Team.	<ul style="list-style-type: none"> Process 	No reply to date

Date	Contact By	Contact With	Description	Purpose	Follow-up and results
2011-11-25	Chief Montour, SNEC	Premier McGuinity and other officials	E-mail stating the Six Nations elected council is recognized legally as the governing body of Six Nations of the Grand River based on SCC Davey et. al v. Isaac et. al.	<ul style="list-style-type: none"> Information note 	Not known if reply was made.
2012-01-31	R. Waldon	J. Thomas	E-mail enclosing a copy of NextEra's First Nations and Métis Relations Policy and a draft Relationship Protocol that may be an alternative to the Capacity Agreements received from SNEC CAP Team on 2012-01-05. The Relationship Protocol could apply to all of the NextEra projects .	<ul style="list-style-type: none"> Process 	See 2012-02-01
2012-02-01	R. Waldon	SNEC CAP Team	Meeting at Ohsweken to discuss the SNEC and the NextEra forms of agreements and capacity funding budget for Adelaide and Bornish and for Conestogo and Summerhaven. The discussion context included all NextEra projects . It was confirmed NextEra is willing to negotiate to fund capacity to implement the SNEC Consultation and Accommodation policy process. Documents tabled: <ul style="list-style-type: none"> NextEra First Nation and Métis Relations Policy Draft Relationship Protocol covering planning, construction and operations stages Updated copy of SNEC Consultation and Accommodation Policy 	<ul style="list-style-type: none"> Process 	<p>Follow-up from the meeting was to:</p> <ul style="list-style-type: none"> Confirm the type of connection agreement to be signed with HONI (done) Provide a chart of NextEra projects with timing of REA studies and applications (done) Provide information on parts warehousing needs for NextEra's projects Revise Relationship protocol to include decommissioning stage SNEC CAP Team to review consultation budget and revise draft Arrange to meet again after budget revision

Date	Contact By	Contact With	Description	Purpose	Follow-up and results
2012-02-03	R. Waldon	J. Thomas	<p>E-mail enclosing draft notes from 2012-02-01 meeting and enclosing:</p> <ul style="list-style-type: none"> • Response to question about HONI agreement • A chart of all NextEra projects with timing of REA studies and applications • Draft Negotiation (of Benefits) <p>Agreement that would be applicable to all NextEra projects</p> <p>A request for a follow-up meeting was made to continue discussion of the consultation and accommodation capacity budget and decide which of the process documents to use.</p>	<ul style="list-style-type: none"> • Process 	No reply received.
2012-02-08	R. Waldon	J. Thomas	<p>Response to 2012-02-02 e-mail and advising that the draft NextEra Relationship Protocol document was updated for clarity, a "Decommissioning Stage" section was added, and is awaiting NextEra approval.</p> <p>Requested a meeting to continue the discussion of consultation and accommodation budgets for Conestogo and Summerhaven and for Adelaide and Bornish projects.</p>	<ul style="list-style-type: none"> • Process 	I replied that I was waiting for NextEra's sign-off to the revised Relationship Protocol (i.e. include decommissioning stage) and asked when we could meet to discuss the proposed draft budgets.
2012-02-17	R. Waldon	J. Thomas	Telephone follow-up to 2012-02-03 and 08, requesting meeting to continue the discussion of consultation and accommodation agreements and budgets for all projects .	<ul style="list-style-type: none"> • Process 	Joanne was not available so I left a voicemail asking her to call.

Date	Contact By	Contact With	Description	Purpose	Follow-up and results
2012-02-22	R. Waldon	J. Thomas	Exchange of e-mails with CAP Team's February 1, 2012 meeting notes and corrections for Bedford's meeting notes. CAP team had a follow-up question about NextEra's First Nation and Métis Relationship policy. R. Waldon replied to the question and confirmed NextEra representatives will attend next CAP Team meeting.	<ul style="list-style-type: none"> Information-sharing Communication 	CAP Team not available February 27 or 29th to discuss budgets for Conestogo, Summerhaven, Adelaide and Bornish . Joanne to confirm CAP Team approach to Bluewater, Goshen, Jericho and East Durham . Joanne will confirm when the next meeting dates are possible.
2012-03-22	R. Waldon	J. Thomas P. General P. Monture	E-mail to CAP Team members advising that the Summerhaven project had received REA Approval and enclosing a copy of the approval document. The e-mail asked for a meeting to discuss a condition of approval "P5" to work with Six Nations Eco-Centre to gather harvester information about deer behaviours in the project vicinity during construction and operations. The e-mail also requested to continue the discussions about a consultation and accommodation budget for all NextEra projects . Three dates were suggested for the following week.	<ul style="list-style-type: none"> Process Information-sharing Communication 	Joanne replied that all dates next week were out of the question due to community engagement with Samsung. She suggested April 5th as an alternate date but others are possible. She asked that a NextEra representative attend this meeting.
2012-03-26	R. Waldon	J. Thomas	The e-mail also explained the correspondence being sent to Chief Monture regarding the Conestogo CLC.	<ul style="list-style-type: none"> Information-sharing Communication 	No reply.
2012-03-28	R. Waldon	J. Thomas	E-mail to advise that April 5th is not an available date and promising to offer some alternatives after checking with NextEra. (All projects .)	<ul style="list-style-type: none"> Administrative 	See 2012-04-16

Date	Contact By	Contact With	Description	Purpose	Follow-up and results
2012-03-30	R. Waldon	P. General (Eco-Centre)	Telephone conversation to discuss MOE condition of approval for Summerhaven to work with Eco-Centre to gather anecdotal information about deer behaviour.	<ul style="list-style-type: none"> Regulatory compliance 	Paul said he would ask Joanne Thomas to add this item to our next meeting with the SNEC CAP Team.
2012-04-16	R. Waldon	J. Thomas	Follow-up e-mail advising of trouble finding available dates with NextEra and asking if Thursdays are the CAP Team's preference. (All projects.)	<ul style="list-style-type: none"> Administrative 	No reply.
2012-04-19	R. Waldon	J. Thomas	E-mail asking to schedule the next meeting to discuss consultation and accommodation budgets and agreements for all projects , including post-construction monitoring. Also suggested the discussion begin on NextEra's First Nation and Métis Relationship Policy "Principle 5", Borader Relationships. The dates of April 27, May 7 and 8th were offered and all NextEra project directors were copied.	<ul style="list-style-type: none"> Administrative Communication 	No reply
2012-04-03	J. Thomas	R. Waldon	Confirm meeting of May 7 for all NextEra Ontario FIT projects	<ul style="list-style-type: none"> Administrative 	N/A
2012-05-07	R. Waldon	SNEC CAP Team	Meeting at Ohsweken with the Six Nations Elected Council Consultation and Accommodation Process Team or all NextEra Ontario FIT projects. <ul style="list-style-type: none"> NextEra First Nations and Métis Relationship Policy discussed. SNEC consultation process discussed. NextEra at "Step 8" Agreement on need to set up a work plan and budget for project review, consultation and accommodation 	<ul style="list-style-type: none"> Process Regulatory compliance 	Paul General and Bob Waldon to discuss how to implement the Summerhaven MOE Condition to Approval re. Harvester information on deer behaviours.

Date	Contact By	Contact With	Description	Purpose	Follow-up and results
2012-05-24	R. Waldon B. Greenhouse	SNEC CAP Team	Meeting at Ohsweken with the Six Nations Elected Council Consultation and Accommodation Process Team on all NextEra Ontario FIT projects. <ul style="list-style-type: none"> Work plan and capacity budget negotiation Tabled a Negotiation Agreement 	<ul style="list-style-type: none"> Process 	Follow-up meeting 2012-06-19.
2012-06-14	T. Bird	Chief Montour	Letter advising of July 17, 2012 Jericho public meeting and enclosing a copy of the updated PDR.	<ul style="list-style-type: none"> Information sharing Regulatory Compliance 	No reply was received.
2012-06-19	R. Waldon B. Greenhouse	SNEC CAP Team	Meeting at Ohsweken with the Six Nations Elected Council Consultation and Accommodation Process Team on all NextEra Ontario FIT projects. <ul style="list-style-type: none"> Work plan and capacity budget negotiation 	<ul style="list-style-type: none"> Process 	Follow-up meeting date to be proposed by SNEC CAP Team.
2012-09-05	B. Hay	M. Jamieson	E-mail asking for possible dates to hold a "wind energy opportunities workshop".	<ul style="list-style-type: none"> Relationship-building 	NextEra invited Six Nations businesses and interested individuals to an opportunities workshop help in Haldimand.
2012-10-02	B. Hay	M. Jamieson	Telephone conversation and request to attend meeting with Six Nations Elected council to discuss process issues.	<ul style="list-style-type: none"> Process 	<p>B. Hay attended the meeting. The process issues were considered internal to Six Nations but were aimed at seeking greater clarity on consultation steps and responsibilities within the community.</p>
Commencing in mid-2012, NextEra and senior staff of SNEC engaged in confidential discussions aimed at reaching an agreement in respect of all NextEra projects. These negotiations have involved numerous written and oral correspondence between NextEra staff and its representatives (including legal counsel) and SNEC staff. Negotiations continue between the parties.					
2012-11-07	T. Bird	Chief Montour	Letter enclosing copy of Notice of Draft Site Plan and the Site Plan for Jericho .	<ul style="list-style-type: none"> Information sharing Regulatory Compliance 	No reply was received.

Date	Contact By	Contact With	Description	Purpose	Follow-up and results
2012-11-19	T. Bird	Chief Montour	Letter enclosing copy of Notice Assessment Report for Jericho .	<ul style="list-style-type: none"> • Information sharing • Regulatory Compliance 	No reply was received
2012-11-22	T. Bird	Chief Montour	Letter enclosing one CD and one paper set of draft Project REA Table 1 Reports for Jericho , requesting comments as per O/Reg 359/09 and advising of the final public meetings on February 6, 7 and 8, 2013.	<ul style="list-style-type: none"> • Information sharing • Regulatory Compliance 	No response was received.
2013-02-06	Cassandra Bowers, NextEra	Chief Montour	Letter advising of a change in venue for the February 8, 2013 Jericho Public Meeting.	<ul style="list-style-type: none"> • Regulatory compliance 	No response was received.



Appendixes

Appendix H.9 Walpole Island First Nation

Contact Record

Projects:	Adelaide, Bluewater, Bornish, Goshen and Jericho Wind Energy Centres
Community:	Walpole Island First Nation
Main Contact:	Chief Burton Kewayosh ≤Chief Joseph Gilbert Dr. Dean Jacobs, Consultation Manager William Big Bull (2009), Consultant <2012 (Late) Lee White, Director Economic Development Jared Macbeth, Project Review Coordinator

NextEra Energy Canada ULC (“NEEC”) proposes to develop, construct and operate a number of wind energy projects in Ontario. This report details all communications with the Aboriginal community identified above, in support of the Ontario Regulation 359/09 Renewable Energy Approval requirement for consulting with Aboriginal peoples. Information is current to the date shown at the bottom of this report. Please contact NEEC for clarification or to receive any available updates.

The projects for which this Aboriginal community has expressed interest, or that have been confirmed by the Director of Renewable Energy Approvals “list of aboriginal communities” are identified above. Please refer to the Project Description Reports and supporting reports as set out in Table 1 of Ontario Regulation 359/09 for information about these projects, potential impacts and proposed mitigation. All available reports may be found at:

<http://www.NextEraEnergyCanada.com>

- **Adelaide** Wind Energy Centre
- **Bluewater** Wind Energy Centre
- **Bornish** Wind Energy Centre
- **Goshen** Wind Energy Centre
- **Jericho** Wind Energy Centre

In compliance with Ministry of Environment filing requirements, this report has been abridged as of the date below, to focus specifically on communications about, or that included Jericho.

Date	Contact By	Contact With	Description	Purpose	Follow-up and Results
2008-05-26	Ben Greenhouse	Dean Jacobs	<p>E-mail acknowledging Chief Gilbert's letter to federal and provincial ministers about wind developments in Walpole TT.</p> <ul style="list-style-type: none"> Acknowledging Walpole concerns to be consulted and stating intention to do so. Requesting clarification of Walpole traditional territory and claims areas. Enclosed copy of Notice of Study Commencement for four windfarms in Lambton and Middlesex including Bornish. 	<ul style="list-style-type: none"> Communication Information-sharing Regulatory compliance 	Dean Jacobs replied through Toni Nahdee with mapping to show territory and claims areas.
2008-08-07	Walpole Island First Nation (Council of Three Fires)	FPLE office, Burlington (NextEra Energy Canada)	<p>Invitation to Walpole sponsored event for wind developers. The agenda was:</p> <ul style="list-style-type: none"> Traditional territory, rights and culture Consultation protocol Review of wind projects Walpole "scorecard" for reviewing wind projects Review fee structure and information required from proponents 	<ul style="list-style-type: none"> Process Introductory meeting 	Event cancelled when it was learned Walpole was also a proponent in the RES-III competition.
2008-08-07	Ben Greenhouse Nicole Geneau, NEEC	Dean Jacobs Toni Nahdee	<p>Initial contact to introduce NEEC and the Strathroy and Bornish projects and longer term project concepts in the area. Issues to be addressed include:</p> <ul style="list-style-type: none"> Ecosystem integrity, mitigation and restoration or offsetting enhancements. Confirmed interest in projects 	<ul style="list-style-type: none"> Information-sharing 	Walpole requested NEEC to attend a proponents meeting for RES-III, which was then cancelled.
2008-09-20	Ben Greenhouse NEEC	Dean Jacobs	<p>Follow-up letter sent after August 7, 2008 presentation requesting a review of the ESR documents.</p>	<ul style="list-style-type: none"> Process 	NEEC to send copy of environmental screening reports (MOE and CEAA) to Don Richardson at AECOM.

Date	Contact By	Contact With	Description	Purpose	Follow-up and Results
2008-09-29	Ben Greenhouse	Dean Jacobs	Re. Parkhill/Strathroy projects. Follow-up letter sent after August 7, 2008 presentation to ask about review of ESR documents	<ul style="list-style-type: none"> Process. 	NEEC to contact Don Richardson of Gartner Lee to discuss review of environmental work to date.
2009-11-10	William Big Bull	David Miller	William phoned about archaeology and expressed specific concern about the work that had been completed and the sites that had been selected.	<ul style="list-style-type: none"> Communication 	
2009-11-24	David Miller	William Big Bull	Discussed ongoing stage 2 archaeological work <ul style="list-style-type: none"> Concern about lack of First Nations participation in stage 2 archaeological work. Need to answer insurance related questions so FN observers can be present. 	<ul style="list-style-type: none"> Process 	Insurance remains an issue to the archaeological work participation for FN observers.
2010-01-10	William Big Bull	David Miller	Returning David Miller's phone call from previous week requesting a date to meet. <ul style="list-style-type: none"> Expressed continued concern with ensuring observers participate in the archaeological work. 	<ul style="list-style-type: none"> Process 	NEEC is developing an archaeological protocol (in progress).

Date	Contact By	Contact With	Description	Purpose	Follow-up and Results
2010-01-19	David Miller, Ben Greenhouse, Bob Waldon	William Big Bull, Jared MacBeth (Project Review Coordinator, Walpole Island Heritage Centre)	Introductory meeting, discussion of Walpole's interest in the project and specific concerns related to archaeological work. NEEC attempted to discuss the July 2009 Walpole Consultation and Accommodation Protocol, however the main discussion was on the potential economic benefits, including resource revenue sharing, employment, capacity building, contracting opportunities, etc. The meeting was agreed to be on a "without prejudice" basis.	<ul style="list-style-type: none"> Information-sharing 	<p>Next Steps: William to provide a draft Non Disclosure Agreement (NDA) for NEEC to review. David to work with William to determine the protocol and process for future archaeological work to involve the community. David to provide map of future wind projects from NEEC.</p>
2010-01-25	David Miller	William Big Bull	E-mail asking for suggestions concerning archeological protocol for short and longer term.	<ul style="list-style-type: none"> Communication 	
2010-02-18	David Miller	William Big Bull	Follow-up call to request a draft NDA as discussed at the 2010-01-19 meeting. William Big Bull has just finished moving offices and will forward as soon as possible.	<ul style="list-style-type: none"> Communication Process 	William Big Bull to forward Non-Disclosure Agreement.
2010-03-03	David Miller	William Big Bull	Follow-up e-mail to request draft NDA and advise that the REA would be filed soon and that an update is requested to include in our report. David specifically asked what stage the Bornish project is at in Walpole's Consultation protocol.	<ul style="list-style-type: none"> Process Information-sharing 	

Date	Contact By	Contact With	Description	Purpose	Follow-up and Results
2010-03-17	David Miller William Big Bull	William Big Bull David Miller	Phone call to discuss upcoming Stage II archeology field work for Bornish and to inquire about the status of the NDA. William later e-mailed to reiterate his request. He requested a meeting to discuss the NDA and to set up archeological field monitors.	<ul style="list-style-type: none"> Process Information-sharing 	Field monitor arrangements were made with Dan Shand Enterprises, but they were not reporting to Walpole Island administration or leadership. NDA is being revised by Walpole and will be forwarded to NEEC for review once available.
2010-03-25	William Big Bull	David Miller	William Big Bull provided the name of David White (Dan Shand Enterprises) as a potential field monitor.	<ul style="list-style-type: none"> Process 	
2010-03-25	David Miller	David White	Discussion about archeological field work. David White to receive copy of existing archeological reports.	<ul style="list-style-type: none"> Communication Information-sharing 	David Miller sent electronic copy of Stage 1 and web link to Stage 2 reports.
2010-03-31	David Miller	William Big Bull	Phone call as a result of schedule for archaeological field work being moved up due to unusually warm weather. Coordinate between field crew and David White	<ul style="list-style-type: none"> Communication 	David Miller confirmed David White's availability and passed his contact information on to archeology field manager, Andrew Riddle, ASI.

Date	Contact By	Contact With	Description	Purpose	Follow-up and Results
Dated as of 2010-06-04	N. Geneau	Dean Jacobs	Community Reference Binder provided including draft projects descriptions for Bluewater , Goshen and Jericho and map showing all of NEEC's current southwestern Ontario projects.	<ul style="list-style-type: none"> Information-sharing 	Delivered at meeting of 2010-06-07
2010-06-07	D. Miller R. Waldon	D. Jacobs J. MacBeth L. White	<p>The meeting was arranged to follow-up on outstanding issues from the 2010-01-19 meeting and to introduce the Bluewater, Goshen and Jericho projects. Delivered Community Reference Binder. See meeting notes for detailed outline of issues, which included:</p> <ul style="list-style-type: none"> Walpole archaeology master plan and desire to extend its "reach" in terms of knowledge and data Special emphasis on SAR and how Walpole can be the hub of the wheel to improve habitat and biodiversity. "Opportunities for adequate accommodation of Walpole Islands interests" document was discussed and forwarded to NEEC 	<ul style="list-style-type: none"> Process Information-sharing Regulatory compliance 	<p>Community meeting for NEEC projects</p> <p>Arrange meeting between Dean Jacobs and ASI (archaeologist)</p> <p>Forward Stage II archeology report for Bornish to Dean Jacobs</p> <p>NEEC to decide on an opportunities workshop</p> <p>Lee White to provide list of Walpole Island businesses.</p> <p>Forward paper copies of all available draft PDR's and REA studies once available to Jared MacBeth.</p>
2010-07-27	D. Miller	Jared Macbeth	Telephone call and follow-up e-mail to provide web site addresses to access REA documents or all NEEC projects, Adelaide , Bornish , Bluewater , Goshen ; Jericho and Nanticoke.	<ul style="list-style-type: none"> Communication 	Provide binders of the Bornish and Adelaide REA and ESR/ EIS reports.

Date	Contact By	Contact With	Description	Purpose	Follow-up and Results
2010-09-02	Jared Macbeth	David Miller	Jared provided a work plan outline to indicate the direction WIFN is going on the project reviews. It was explained the work plan is to be further developed with more detail and a budget and that it is open for comments from NEEC. Jared asked if the Tundra Swan had been considered in siting the turbines and mentioned Dean Jacobs wanted to speak with the Archaeologists for Bornish and Adelaide.	<ul style="list-style-type: none"> • Tundra Swans • Archaeology 	Draft work plan forwarded to NEEC for follow-up. The question about Tundra Swans and a conversation with the archaeologists was forwarded to NEEC and its environmental consultants on 2010-09-03 to be addressed in their work.
2010-09-07 2020-09-10	R. Waldon	Jared Macbeth	Voicemail and telephone conversation to set up a meeting for reviewing the WIFN draft work plan.	<ul style="list-style-type: none"> • Communication 	Jared requested a further written explanation of why I wanted to meet.
2010-09-13	R. Waldon	Jared Macbeth	E-mail explaining purpose of meeting to discuss the draft WIFN workplan. <ul style="list-style-type: none"> • How best to coordinate WIFN's review with the environmental and archaeological work for Bornish, Adelaide, Bluewater, Goshen and Jericho • How to bring Aboriginal values into the environmental analysis • Develop more detail about steps, activities, timelines and costs that was provided in WIFN's draft work plan. 	<ul style="list-style-type: none"> • Information-sharing • Process 	
2010-09-15	R. Waldon	Lee White	Voicemail and e-mail asking for a meeting pursuant to two items in WIFN draft workplan.	<ul style="list-style-type: none"> • Process • Communication 	No reply.

Date	Contact By	Contact With	Description	Purpose	Follow-up and Results
2010-09-15	R. Waldon	Linda Riley Erica White	E-mails about setting up a discussion pursuant to one of the items in WIFN's draft work plan to explore opportunities of working with WIFM employment and training.	<ul style="list-style-type: none"> • Process • Communication 	
2010-09-15	R. Waldon	Dean Jacobs Jared Macbeth	Meeting to discuss the WIFN draft work plan. A set of key milestones was discussed as a way of having more framework for the draft work plan process. Please see detailed notes on file. An overview summary table of all NEEC southern Ontario projects was provided including nameplate capacity and status of REA study work.	<ul style="list-style-type: none"> • Process • Information-sharing 	
2010-09-20	R. Waldon	Dean Jacobs Jared Macbeth	E-mail enclosing draft meeting notes indicating follow-up items.	<ul style="list-style-type: none"> • Process 	
2010-10-04	R. Waldon	Linda Riley Erica White Michelle Brady WIFN Employment & Training (E&T)	Telephone call on an exploratory basis with WIFN Employment and Training staff as per item 3 of the draft WIFN work plan. WIFN E&T see a number of ways they can help facilitate opportunities for WIFN members around wind farm development and operations, but wanted to know "What does NEEC want from us?"	<ul style="list-style-type: none"> • Information-sharing 	Meeting notes forwarded to NEEC for review and follow-up.

Date	Contact By	Contact With	Description	Purpose	Follow-up and Results
2010-10-25	R. Waldon	D. Jacobs J. MacBeth	<p>Email to advise of upcoming archeological field work for Bluewater, Goshen and Jericho and provide updates.</p> <ul style="list-style-type: none"> • Does WIFN want to participate if an orientation field day is set up? • Would a single independent monitor who reports to all communities be acceptable? • Have spoken with WIFN E&T • No reply from WIFN EcDev 	<ul style="list-style-type: none"> • Communication • Process 	
2010-11-10	R. Waldon	D. Jacobs J. MacBeth	<p>Update e-mail to:</p> <ul style="list-style-type: none"> • Request update on WIFN review of Bornish and Adelaide reports • Update still no reply from WIFN EcDev • Request help to obtain permission to release Bornish monitoring report • Advise that Bluewater, Goshen and Jericho archaeology may start imminently 	<ul style="list-style-type: none"> • Communication • Process 	
2011-01-25	Jared MacBeth	R. Waldon	<p>Voicemail from Jared apologizing for the delay in responding and wanting to catch up on NEEC projects.</p>	<ul style="list-style-type: none"> • Communication 	
2011-01-27	R. Waldon	Jared Macbeth	<p>Returned Jared MacBeth's 2011-01-25 voicemail.</p>	<ul style="list-style-type: none"> • Communication 	

Date	Contact By	Contact With	Description	Purpose	Follow-up and Results
2011-02-01	R. Waldon	Jared Macbeth	Follow-up conversation about the status of activities under the draft work plan of 2010-09-02, and a discussion about the status of NEEC projects Adelaide, Bornish, Bluewater, Goshen and Jericho.	<ul style="list-style-type: none"> • Communication 	<ol style="list-style-type: none"> 1. Jared to discuss the possibility of using the Aamjiwnaang third party review for Adelaide, and will send a third party reviewer proposal (scope, qualifications; budget) for Bornish for NEEC review; 2. Jared to provide the budget for the 2020-0-02 work plan together with the third party reviewer's proposal; 3. R. Waldon to inquire with NEEC again about entertaining commercial opportunities dialogue; 4. R. Waldon to provide a copy of this tracking report for Jared to review and comment.
2011-02-16	R. Waldon	Jared Macbeth, Dean Jacobs	E-mail enclosing tracking summary for communications with Walpole for review and comment by Heritage Centre.	<ul style="list-style-type: none"> • Communication 	
2011-03-14	R. Waldon	Jared Macbeth, Dean Jacobs	Update on Spring 2011 archaeology programs and offering a site meeting with archaeologist at the outset of work.	<ul style="list-style-type: none"> • Communication • Information-sharing 	

Date	Contact By	Contact With	Description	Purpose	Follow-up and Results
2011-03-17	R. Waldon	Jared Macbeth	Telephone call to discuss progress on review of NEEC projects Adelaide, Bornish and provide coordinate review work for Bluewater, Goshen and Jericho .	<ul style="list-style-type: none"> Communication Process 	1. Jared to provide a staff budget and confirm is a shared third party review and shared independent monitor acceptable to Walpole.
2011-03-21	Jared Macbeth	R. Waldon	Voicemail that Dean Jacobs agrees with shared third party review with Aamjiwnaang for Adelaide and also with independent monitor, but wishes to have an introductory meeting with the monitor for Bluewater, Goshen and Jericho , Brandy George.	<ul style="list-style-type: none"> Communication 	R. Waldon replied to Jared Macbeth by e-mail asking if the meeting with Brandy George was meant to be done at the proposed field meeting or a separate meeting at Walpole.
2011-06-09	R. Waldon	Jared Macbeth	Telephone call to advise that archaeological field work will begin next week for Adelaide and Bornish, because ground conditions are now suitable. I explained the proposed arrangements for monitoring with 2 monitors on Golder's crew supplemented by Brandy George as independent, on contract to Oneida council of Chiefs.	<ul style="list-style-type: none"> Information-sharing 	Jared will check with Dean Jacobs to confirm monitoring arrangements comprised of Brandy George, an Haudenosaunee monitor and a Kettle Point monitor are satisfactory
2011-06-10	Jared Macbeth	R. Waldon	Jared called and confirmed that Dean Jacobs is satisfied with the proposed monitoring arrangements for Bornish and Adelaide. Brandy has apparently not yet called Dean to speak to him about monitoring.	<ul style="list-style-type: none"> Process 	I followed up with an e-mail to Brandy George on June 14 asking that she call Dean Jacobs to discuss monitoring practices.

Date	Contact By	Contact With	Description	Purpose	Follow-up and Results
2011-08-09	R. Waldon	Jared Macbeth	E-mail enclosing a communiqué describing the summer/fall archaeological field work for all current NEEC Ontario projects and offering to arrange a site meeting.	<ul style="list-style-type: none"> Protocol 	
2011-09-01	Jared Macbeth	R. Waldon	E-mail asking to meet the archaeologist for the Adelaide, Bornish, Bluewater, Goshen and Jericho work (Golder Associates)	<ul style="list-style-type: none"> Communication Information-sharing 	R. Waldon replied the same day providing the name and contact information for the responsible manager at Golder, Jeffrey Muir (copied on same e-mail).
2011-09-08	Jeffrey Muir	Jared Macbeth	E-mail follow-up asking where and when will be convenient to meet.	<ul style="list-style-type: none"> Administrative 	NextEra provided its Fall Archaeology Communique to Walpole and Jeff Muir sent more detailed information directly to Jared Macbeth by e-mail on 2011-10-06.
2011-10-14	Jared Macbeth	R. Waldon	Telephone conversation and e-mails to propose having a Walpole employee accompany the archaeology field crews as a development experience.	<ul style="list-style-type: none"> Relationship-building Information-sharing 	NextEra agreed to fund the costs of the Walpole employee and arrangements were finalized 2011-10-31.
2011-10-16	R. Waldon	Jared Macbeth	E-mail enclosing a notice of public meeting for November 10, 2011 transmission line open house for Adelaide, Bornish and Jericho projects.	<ul style="list-style-type: none"> Regulatory compliance Communication 	

Date	Contact By	Contact With	Description	Purpose	Follow-up and Results
2011-10-17	R. Waldon	Jared Macbeth	<p>Personal meeting to discuss Adelaide, Bluewater, Bornish, Goshen and Jericho planning issues and the anticipated community questions about wind energy issues. Issues raised:</p> <ul style="list-style-type: none"> • Migratory routes are a concern • Are western science set-backs required in the REA enough? • Are there sound effects on wildlife? • Walpole feels cumulative effects from multiple wind farms is an issue, but neither government nor industry seem to be addressing it. • Walpole suggests taking a precautionary and adaptive management approach in wind farm assessment, planning and operations. <p>An updated copy of NextEra's Community Reference Materials binder was delivered to Jared and Walpole's Economic development department.</p>	<ul style="list-style-type: none"> • Information-sharing 	<p>Follow-up letter sent to Jared 2011-10-17 enclosing:</p> <ul style="list-style-type: none"> • Health effects reports • Pembina institute publication • Sierra Club publication • CanWEA birds and bats publication <p>2011-11-02 after confirming content with Jared, the list of Walpole issues he identified were sent in a written report to NextEra for follow-up as part of the REA study process.</p>
2011-10-20	R. Waldon	Jared Macbeth	<p>Telephone discussion and e-mail concerning Adelaide, Bluewater, Bornish, Goshen and Jericho and requesting confirmation of 2011-10-17 meeting notes.</p>	<ul style="list-style-type: none"> • Communication 	<ul style="list-style-type: none"> • Confirmed these are the 5 projects of interest to Walpole • Jared to provide a proposed work plan and budget in anticipation of the draft REA reports in 2012. • Jared to follow-up on possible joint REA review process with Aamjiwnaang and Kettle and Stony Point.

Date	Contact By	Contact With	Description	Purpose	Follow-up and Results
2011-11-02	Tom Bird	Chief Gilbert	Letter enclosing copy of a notice for the November 10, 2011 transmission line open house for Adelaide, Bornish and Jericho projects, as well as a notice for the December 7 and 8, 2011 Bluewater and Goshen public open houses.	<ul style="list-style-type: none"> Regulatory compliance. 	
2011-11-11	R. Waldon	Sharilyn Johnston, Wilson Plain Jr.	E-mail providing information on timing, REA studies and process for Adelaide, Bornish, Jericho, Bluewater and Goshen projects and to explore the possibility of a coordinated review process with other First Nations.	<ul style="list-style-type: none"> Process Information sharing 	See 2012-01-12 meeting, below.
2011-12-21	R. Waldon	Jared Macbeth	<p>Follow-up telephone call with Jared Macbeth identifying these issues:</p> <ul style="list-style-type: none"> Walpole feels the Crown should take more of a role in consultation Walpole hopes NextEra will consider wetland habitat enhancement programs A set \$/kWh per project should be used to fund to Aboriginal equity participation Walpole will be contacting Aamjiwnaang and Kettle and Stony Point about the joint review process. 	<ul style="list-style-type: none"> Process Information sharing 	
2011-12-23	R. Waldon	Sharilyn Johnston, Wilson Plain Jr., Jared Macbeth, Suzanne Bresette	E-Mail to staff at Aamjiwnaang, Walpole and Kettle & Stony Point, asking about the possibility of a meeting to discuss a potential collaborative approach for review of the five projects they have in common, namely, Adelaide, Bornish, Jericho, Bluewater and Goshen	<ul style="list-style-type: none"> Process 	A Joint Assessment Committee approach was arranged, with Walpole acting as Administrator. See below.

Date	Contact By	Contact With	Description	Purpose	Follow-up and Results
2012-01-12	R. Waldon	Sharilyn Johnston, Jared Macbeth, Sue Bressette and Phyllis George	Meeting with staff from Aamijwnaang, Walpole and Kettle & Stoney Point to discuss a potential collaborative approach for review of the five projects they have in common, namely, Adelaide, Bornish, Jericho, Bluewater and Goshen . See meeting notes on file.	<ul style="list-style-type: none"> • Process • Information-sharing 	<p>The current timing of each project was discussed and the reports that will be produced to support their REA applications. Further discussion is required among the communities and additional information from NEEC to advance this initiative.</p> <p>Draft meeting notes and follow-up information sent to the attendees 2012-01-18.</p>
2012-02-08	R. Waldon	Sharilyn Johnston, Jared Macbeth, Sue Bressette	Phone call to discuss new NextEra First Nation and Métis Relationship policy and progress towards coordinating third party reviews of Adelaide, Bornish, Jericho, Bluewater and Goshen .	<ul style="list-style-type: none"> • Process • Information-sharing 	I was only able to reach Jared Macbeth for a discussion and had to leave voicemails for Sharilyn Johnston and Suzanne Bressette. See 2012-02-09.
2012-02-09	R. Waldon	Sharilyn Johnston, Jared Macbeth, Sue Bressette	E-mail enclosing new NextEra First Nation and Métis Relationship policy and requesting opportunity to discuss it as well as plans for third party reviews of Adelaide, Bornish, Jericho, Bluewater and Goshen .	<ul style="list-style-type: none"> • Process • Information-sharing 	See 2012-02-12
2012-02-08	R. Waldon	Sharilyn Johnston, Jared Macbeth, Sue Bressette	Follow-up e-mail about coordinating third party reviews of Adelaide, Bornish, Jericho, Bluewater and Goshen including a list of key dates for producing reports and filing the REA's, as well as a list of all reports.	<ul style="list-style-type: none"> • Process • Information-sharing 	See 2012-02-28

Date	Contact By	Contact With	Description	Purpose	Follow-up and Results
2012-02-28	R. Waldon	Sharilyn Johnston, Jared Macbeth, Sue Bressette	E-mail enclosing a draft capacity funding agreement to support the third party reviews for Adelaide, Bornish, Jericho, Bluewater and Goshen and requesting a meeting to make arrangements.	<ul style="list-style-type: none"> Process Information-sharing 	No reply, however, see below for third party review arrangements.
2012-03-19	R. Waldon	Sharilyn Johnston, Jared Macbeth, Sue Bressette	E-mail to follow-up 2012-0315 letter for Bluewater and proposed coordinated third party review arrangements for Adelaide, Bornish, Jericho, Bluewater and Goshen	<ul style="list-style-type: none"> Process 	No reply, however, see below for third party review arrangements.
2012-03-22	Ben Porchuk, Consultant	R. Waldon	E-mail advising that Walpole, Aamjiwnaang and Kettle & Stoney Point have agreed to work together and have Ben Porchuk review the REA reports for Adelaide, Bornish and Bluewater projects.	<ul style="list-style-type: none"> Process 	2012-03-22 replied by e-mail asking that the letter-agreement to document scope and terms be completed prior to work beginning. See Joint Assessment Committee ("JAC") description below.
2012-03-23	Jared Macbeth	R. Waldon	Jared Macbeth sent a copy of the Ben Porchuk proposal to R. Waldon on behalf of the three communities, now working together as the "Joint Assessment Committee" ("JAC"). The proposal was much broader than a third party review of the REA reports for Adelaide, Bornish and Bluewater.	<ul style="list-style-type: none"> Process 	2012-03-23 R. Waldon replied to the JAC representatives asking for clarification of the proposal and offering to have the third party reviews begin upon signing the capacity funding letter-agreement.
2012-03-24	R. Waldon	Sharilyn Johnston, Jared Macbeth, Sue Bressette	E-mail asking for suggestions about a possible "opportunities outreach" initiative for all NextEra projects .	<ul style="list-style-type: none"> Information-sharing 	No reply received.

Date	Contact By	Contact With	Description	Purpose	Follow-up and Results
2012-03-26	R. Waldon	Jared Macbeth	E-mail enclosing NextEra's Spring 2012 Archaeology Communique with information about field work for all NextEra projects and offering to hold a field orientation meeting.	<ul style="list-style-type: none"> Information-sharing 	No reply received.
2012-03-28	R. Waldon	Sharilyn Johnston, Jared Macbeth, Sue Bressette	E-Mail to follow-up for letter-agreement to fund capacity for third party reviews of Adelaide, Bornish and Bluewater.	<ul style="list-style-type: none"> Process 	No reply, however, see below for third party review arrangements.
2012-04-12	R. Waldon	Sharilyn Johnston, Jared Macbeth, Sue Bressette	E-mail requesting a meeting to discuss: the Ben Porchuk proposal; consultation steps and supporting budgets; and, "Principle 5" of the NextEra First Nations and Métis Relationship Policy, exploring broader relationships for Adelaide, Bornish, Bluewater, Goshen and Jericho .	<ul style="list-style-type: none"> Process 	2012-03-12 telephone call with Jared Macbeth, Sharilyn Johnston and Wilson Plain Jr. to discuss the Porchuk proposal and possible approaches to it. Recommendations were sent to NextEra 2012-04-17 for discussion of a possible response.
2012-05-02	R. Waldon	Sharilyn Johnston, Jared Macbeth, Sue Bressette	E-mail to provide update on response to Porchuk proposal or Adelaide, Bornish, Bluewater, Goshen and Jericho and request meeting to finalize the scope and funding arrangements.	<ul style="list-style-type: none"> Process 	See meeting 2012-05-08

Date	Contact By	Contact With	Description	Purpose	Follow-up and Results
2012-05-08	R. Waldon Adam camp, NextEra	Sharilyn Johnston, Wilson Plain Jr., Jared Macbeth, Sue Bressette, Ben Porchuk	Meeting with JAC and consultant Ben Porchuk to discuss and confirm the scope and costs for his proposal. The result was agreement on a third party review of REA reports for Adelaide, Bornish and Bluewater and development of an "Issues List report" to address Ontario Regulation 359/09 s. 17(1)4 for Adelaide, Bornish, Bluewater, Goshen and Jericho .	<ul style="list-style-type: none"> Process Regulatory compliance 	Two draft letter-agreements setting out the two terms of reference and costs were prepared and sent to Walpole Island First Nations, as administrator on behalf of the JAC on 2012-05-14.
2012-05-15	R. Waldon	Jared Macbeth	E-mail enclosing signed copies of the two letter-agreements or Adelaide, Bornish, Bluewater, Goshen and Jericho for final review and signature on behalf of Walpole Island First Nation as administrator for the JAC.	<ul style="list-style-type: none"> Administrative 	Porchuk reviews and reports pending receipt of signed letter-agreements.
2012-05-22	R. Waldon	Dean Jacobs	E-mail offering to assist with processing the two letter-agreements or Adelaide, Bornish, Bluewater, Goshen and Jericho during Jared Macbeth's absence this week.	<ul style="list-style-type: none"> Administrative 	No reply was received.
2012-05-29	R. Waldon	Jared Macbeth Dean Jacobs	E-mail following up to obtain signed copy of letter agreements.	<ul style="list-style-type: none"> Process 	2012-05-30 Both letter agreements were received signed on behalf of the JAC by Walpole Island First Nation. The review work can proceed for Adelaide, Bornish, Bluewater, Goshen and Jericho . Draft reports for discussion anticipated end of June or early July, 2012.
2012-06-14	T. Bird	Chief Gilbert	Letter advising of July 17, 2012 Jericho public meeting and enclosing a copy of the updated PDR.	<ul style="list-style-type: none"> Information sharing Regulatory Compliance 	No reply was received.

Date	Contact By	Contact With	Description	Purpose	Follow-up and Results
2012-07-12	R. Waldon	Jared Macbeth	Meeting to discuss work plan and capacity budget estimates for Adelaide, Bornish, Bluewater, Goshen and Jericho .	<ul style="list-style-type: none"> Process 	Budget outline received from Walpole as a follow-up to the discussion. Recommendation to NextEra with a draft relationship protocol. Protocol and negotiation agreement to be sent to Walpole for further discussion as soon as they are reviewed and approved by NextEra.
2012-07-16	R. Waldon	Jared Macbeth	E-Mail confirming the scope of work covered in 2012-07-12 proposed budget.	<ul style="list-style-type: none"> Process 	Jared confirmed the scope of work is consultation for Adelaide, Bornish, Bluewater, Goshen and Jericho , not including any negotiation (i.e. Legal), construction or operations phases.
2012-07-24	R. Waldon	Jared Macbeth	E-mail to ask for status update on Ben Porchuk (two) reports for the joint Assessment Committee process on Adelaide, Bornish, Bluewater (REA reviews and Issues List), Goshen and Jericho (Issues List only) .	<ul style="list-style-type: none"> Process 	Jared replied that the JAC was meeting with Ben Porchuk on 2012-07-27 and would have more information then.

Date	Contact By	Contact With	Description	Purpose	Follow-up and Results
2012-08-15	Jared Macbeth (Walpole Island FN coordinating for JAC)	R. Waldon	E-Mail and phone conversation to confirm that a draft Issues List Report for Adelaide, Bornish, Bluewater, Goshen and Jericho had been received and would be available for discussion with NextEra after review by JAC, sometime in early September. The status of the Adelaide, Bornish and Bluewater REA Review Report was not available.	<ul style="list-style-type: none"> Process 	Follow-up meeting with JAC and NextEra to be arranged in early September.
2012-08-22	R. Waldon B. Hay	Chief Kewayosh Dean Jacobs	Meeting to introduce B. Hay.	<ul style="list-style-type: none"> Courtesy call. 	Reviewed progress to date and go forward plans for engaging Walpole Island First Nation.
2012-08-22	R. Waldon B. Hay	Ed Gilbert, Director Economic Development	Meeting to re-establish contact.	<ul style="list-style-type: none"> Courtesy call 	Discussed possible workshop on opportunities associated with wind development. This resulted in presentation to Southern First Nations Secretariat and invitation to Walpole to participate in that workshop.
2012-09-20	Jared Macbeth (Walpole Island FN coordinating for JAC)	R. Waldon	Telephone call to advise that the two reports on Adelaide, Bornish, Bluewater, Goshen and Jericho by Ben Pochuk for JAC should be available next week after the three First Nations have a chance to review the drafts.	<ul style="list-style-type: none"> Process 	

Date	Contact By	Contact With	Description	Purpose	Follow-up and Results
2012-09-25	Jared Macbeth (Walpole Island FN coordinating for JAC)	R. Waldon	Telephone call to advise that the three First Nations want their respective committees to review the draft reports on Adelaide, Bornish, Bluwater, Goshen and Jericho and incorporate any committee comments before sending them to NextEra. Reports may be available in the latter half of October.		
2012-10-07	R. Waldon	Jared Macbeth (re. JAC)	Telephone call to inquire about status of the two Ben Porchuk reports on behalf of the JAC.	<ul style="list-style-type: none"> • Communication 	Jared replied 2012-11-08 with suggested dates for a meeting with JAC.
2012-10-30	R. Waldon	Jared Macbeth (re. JAC)	Telephone call to inquire about status of the two Ben Porchuk reports on behalf of the JAC.	<ul style="list-style-type: none"> • Communication 	Jared was not available so I left a voicemail explaining the reason for calling.
2012-10-31	R. Waldon	Jared Macbeth (re. JAC)	Telephone call to inquire about status of the two Ben Porchuk reports on behalf of the JAC.	<ul style="list-style-type: none"> • Communication 	Jared was not available so I left a voicemail explaining the reason for calling.
2012-11-05	R. Waldon	Jared Macbeth (re. JAC)	E-Mail call to inquire about status of the two Ben Porchuk reports on behalf of the JAC.	<ul style="list-style-type: none"> • Communication 	See 2012-11-07
2012-11-07	T. Bird	Chief Kewayosh	Letter enclosing copy of Notice of Draft Site Plan and the Site Plan for Jericho .	<ul style="list-style-type: none"> • Information sharing • Regulatory Compliance 	No reply was received.
2012-11-12 to 19	R. Waldon	Jared Macbeth (re. JAC)	Series of e-mails to make arrangements for a NextEra meeting with JAC including agenda.	<ul style="list-style-type: none"> • Administrative 	Meeting confirmed for 2012-12-10.
2012-11-19	T. Bird	Chief Kewayosh	Letter enclosing copy of Notice Assessment Report for Jericho .	<ul style="list-style-type: none"> • Information sharing • Regulatory Compliance 	No reply was received

Date	Contact By	Contact With	Description	Purpose	Follow-up and Results
2012-11-21	Ben Porchuk	R. Waldon	E-mail transmitting copies of the Review Report (Adelaide, Bornish and Bluewater) and Issues Report (Adelaide, Bornish, Bluewater, Jericho and Goshen)	<ul style="list-style-type: none"> • Consultation 	The reports were circulated to the appropriate personnel at NextEra the same day for their review and comments.
2012-11-22	T. Bird	Chief Kewayosh	Letter enclosing one CD and one paper set of draft Project REA Table 1 Reports for Jericho , requesting comments as per O/Reg 359/09 and advising of the final public meetings on February 6, 7 and 8, 2013.	<ul style="list-style-type: none"> • Information sharing • Regulatory Compliance 	No response was received.
2012-12-10	B. Hay, Adam Camp, R. Waldon	Wilson Plain Jr., Suzanne Bressette, Jared Macbeth, Ben Porchuk	Meeting with Joint Assessment Committee to review the two draft reports by Ben Porchuk: the third party review report for Adelaide, Bornish and Bluewater, and; the Issues Report for Adelaide, Bornish, Bluewater, Goshen and Jericho .	<ul style="list-style-type: none"> • Consultation 	The reports were discussed in detail and Ben Porchuk was to revise and recirculate draft #2. A second meeting was planned for December 17, 2012 with an alternate date of January 14, 2013. The December 14th meeting had to be postponed until January 14th.
2013-01-02	B. Hay	JAC members	E-mail to inquire about status of report revisions and next meeting (applicable to Adelaide, Bluewater, Bornish, Goshen and Jericho).	<ul style="list-style-type: none"> • Process 	See 2013-01-04
2013-01-04	B. Porchuk	B. Hay	Reply to advise that information is still outstanding to complete revisions (applicable to Adelaide, Bluewater, Bornish, Goshen and Jericho).	<ul style="list-style-type: none"> • Process 	See 2013-01-09.
2013-01-09	B. Hay	B. Porchuk	Exchange of e-mails took place between B. Hay and B. Porchuk about logistics of sending revised report to NextEra and scheduling a meeting (applicable to Adelaide, Bluewater, Bornish, Goshen and Jericho).	<ul style="list-style-type: none"> • Administrative 	See 2013-01-25.

Date	Contact By	Contact With	Description	Purpose	Follow-up and Results
2013-01-16	J. Macbeth	R. Waldon	<p>Telephone call (applicable to Adelaide, Bluewater, Bornish, Goshen and Jericho) to:</p> <ol style="list-style-type: none"> 1. Inquire about status of capacity proposed budget sent to NextEra in July 2012. 2. Jared and Dean Jacobs are open to meeting NextEra re budget. 3. Provide an update on community perspectives about wind energy being influenced by local wind concerns groups 4. Reinforce Jared's recommendation about exploring a community benefits program of some kind. 	<ul style="list-style-type: none"> • Process • Information-sharing • Communication 	R. Waldon explained the status of NextEra's document package, and also promised to bring the issues to NextEra's attention. The issues were reported to NextEra by e-mail the same day.
2013-01-25	B. Porchuk	B. Hay	E-mail to seek a meeting date for JAC that will work for the group (applicable to Adelaide, Bluewater, Bornish, Goshen and Jericho).	<ul style="list-style-type: none"> • Administrative 	B. Hay replied that he would check with the involved personnel at NextEra and come back with a date.
2013-02-06	Cassandra Bowers, NextEra	Chief Kewayosh	Letter advising of a change in venue for the February 8, 2013 Jericho Public Meeting.	<ul style="list-style-type: none"> • Regulatory compliance 	No response was received.



Appendixes

Appendix H.10 Historic Saugeen Métis

Contact Record and Issues List

Project:	Bluewater, East Durham, Goshen and Jericho Wind Energy Centres
Community:	Historic Saugeen Métis
Main Contact:	≤ 2011 Jason Indoe, President ≥ 2011 Archie Indoe, President Patsy McArthur, Secretary ≤ 2011 Christopher Wentworth, Lands & Resources Consultation Coordinator ≥ 2011 Audrey Erin Holden, Lands & Resources Consultation Coordinator

NextEra Energy Canada ULC (“NEEC”) proposes to develop, construct and operate a number of wind energy projects in Ontario. This report details all communications with the Aboriginal community identified above, in support of the Ontario Regulation 359/09 Renewable Energy Approval requirement for consulting with Aboriginal peoples. Information is current to the date shown at the bottom of this report. Please contact NEEC for clarification or to receive any available updates.

The projects for which this Aboriginal community has expressed interest, or that have been confirmed by the Director of Renewable Energy Approvals “list of aboriginal communities” are identified above. Please refer to the Project Description Reports and supporting reports as set out in Table 1 of Ontario Regulation 359/09 for information about these projects, potential impacts and proposed mitigation. All available reports may be found at:

www.NextEraEnergyCanada.com

- **Bluewater** Wind Energy Centre
- **East Durham** Wind Energy Centre
- **Goshen** Wind Energy Centre
- **Jericho** Wind Energy Centre

In compliance with Ministry of Environment filing requirements, this report has been abridged as of the date below, to focus specifically on communications about, or that included Jericho.

Date	Contact By	Contact With	Description	Purpose	Follow-up and Results
2009-07-17	Archie Indoe Vice President HSM	N. Cowan	<p>Letter was mailed to N. Cowan expressing interest in NextEra Aaron-Eldersie wind project and asserting aboriginal rights. The letter described various protocol arrangements entered into with Bruce Power, NWMO (on behalf of OPG) and Hydro One.</p> <p>The Historic Saugeen Métis assert aboriginal rights in their traditional harvest territory and wish to be consulted in matters where their rights and way of life may, or may not be affected.</p> <p>The letter was copied to HSM legal counsel, Julie Abouchar.</p>	<ul style="list-style-type: none"> Communication 	See 2009-08-19
2009-08-19	P. McArthur, Secretary, HSM	J. Kirton	P. McArthur called the NextEra office asking about a reply to a July e 14 e-mail asking to be added to mailing list and reply to the earlier communication that was apparently not received. It is possible the July 17 letter is what she referred to.	<ul style="list-style-type: none"> Communication 	Historic Saugeen Métis added to Kincardine mailing list.
2008-08-19	P. McArthur	J. Kirton	Follow-up e-mail in regard to letter sent to N. Cowan. Letter to N. Cowan not enclosed. Inquiry was about the Aaron-Eldersie Wind farm.	<ul style="list-style-type: none"> Communication 	See 2009-08-19
2009-08-19	J. Kirton, NextEra	P. McArthur	E-mail confirming the Historic Saugeen Métis have been added to the Kincardine project mailing list, as requested.	<ul style="list-style-type: none"> Communication 	N/A

Date	Contact By	Contact With	Description	Purpose	Follow-up and Results
2009-11-13	P. McArthur	J. Kirton	Telephone follow-up to previous letter and e-mail.	<ul style="list-style-type: none"> Communication 	
2009-12-14	T. Bird, NextEra	P. McArthur	Tom Bird spoke to Patsy McArthur on the phone and said NextEra would review the materials she sent and reply.	<ul style="list-style-type: none"> Communication 	See 2009-12-14
2009-12-14	Nicole Geneau, NextEra	P. McArthur	Nicole Geneau replied by e-mail as follows: "Hello Pat, My apologies that you haven't received a response previous to this. I have received your note and am working with Tom to get you an appropriate response and briefing on our projects. It's certainly not our intention to be anything less than open and transparent. I look forward to our next steps."	<ul style="list-style-type: none"> Communication 	Set-up an initial meeting with HSM to discuss NextEra projects in the geographic area that may be of interest to HSM.
2010-04-22	P. McArthur	N. Geneau T. Bird	<p>Patsy McArthur e-mailed NextEra following up the exchanges of December 14, 2009 and asking when a meeting will take place. She explained:</p> <ul style="list-style-type: none"> HSM is an independent Métis organization not represented by other Métis organizations. HSM Métis members exercise s. 35 Aboriginal rights. What NextEra projects are planned in areas that concern HSM? 	<ul style="list-style-type: none"> Information-sharing 	
2010-05-21	N. Geneau B. Greenhouse	Jason Indoe, President, HSM	Letter to Jason Indoe offering to sponsor a representative to attend upcoming CanWEA Seminar about opportunities in the wind energy supply and value chains.	<ul style="list-style-type: none"> Information-sharing 	Christopher Wentworth attended the CanWEA conference and seminar as NextEra's guest.

Date	Contact By	Contact With	Description	Purpose	Follow-up and Results
2010-05-26	Jason Indoe	N. Geneau B. Greenhouse	Letter accepting invitation to CanWEA Seminar and stating that HSM has been aware of several NextEra projects in HSM traditional territory for some time and is anxious to receive information about them. The HSM wishes to explore the possibility of establishing a long-term positive relationship with NextEra.	<ul style="list-style-type: none"> Information-sharing 	
2010-06-01	David Miller, McLeod Wood Associates	P. McArthur	David Miller e-mailed in reply to a telephone and conversation with P. McArthur. He explained the contact persons and roles at NextEra and Bedford Consulting and that HSM will be contacted about NextEra projects.	<ul style="list-style-type: none"> Information-sharing Regulatory compliance 	Copy of Conestogo draft PDR sent to HSM.
2010-06-04	N. Geneau	Jason Indoe	Letter and Community Reference Binder. Binder including the draft PDR's for Bluewater, Goshen and Jericho projects.	<ul style="list-style-type: none"> Regulatory compliance 	Delivered on June 9, 2010 by R Waldon to Chris Wentworth HSM representative at CanWEA Conference in Toronto. Requested that Christopher advise me of any questions.
2010-06-09	P. McArthur	R. Waldon, Bedford Consulting & Associates	Exchange of e-mails to confirm delivery of Community Reference Binder.	<ul style="list-style-type: none"> Communication 	

Date	Contact By	Contact With	Description	Purpose	Follow-up and Results
2010-06-18/ 19	R. Waldon	P. McArthur	Exchange of e-mails to schedule a meeting date and agenda and to advise of upcoming Public Open houses for Bluewater, Goshen and Jericho . Proposed Agenda: <ul style="list-style-type: none"> • Introductions and overviews - NextEra, HSM • General overview - wind energy, wind farm development and operation • Overview of NextEra projects in Ontario • HSM harvest territories and key interests in wind energy projects • Ontario's REA process and how best to work together 	<ul style="list-style-type: none"> • Information sharing 	Explained that the Community reference Binder includes the web site for all NextEra and TCi projects to obtain available draft PDR's and REA studies and reports. Discussed dates for a meeting.
2010-06-21	N. Geneau	P. McArthur	E-mail explaining need to reschedule meeting.	<ul style="list-style-type: none"> • Administrative 	Meeting rescheduled.
2010-06-23, 28-29	P. McArthur	R. Waldon	Exchange of e-mails to confirm July 21 as meeting date and to confirm agenda (see above).	<ul style="list-style-type: none"> • Administrative 	R. Waldon requested confirmation of which projects are to be discussed.
2010-07-12	N. Geneau	P. McArthur	E-mail about the need to reschedule July 21 and suggesting final week of July.	<ul style="list-style-type: none"> • Administrative 	Meeting rescheduled.
2010-07-13, 27	P. McArthur	N. Geneau	E-mails to reschedule meeting.	<ul style="list-style-type: none"> • Administrative 	Meeting rescheduled.
2010-07-27	R. Waldon	P. McArthur	E-mail to confirm meeting August 11. Requested confirmation of attendees from HSM, agenda as previously proposed and which projects to be discussed.	<ul style="list-style-type: none"> • Administrative 	See 2010-07-29

Date	Contact By	Contact With	Description	Purpose	Follow-up and Results
2010-07-29	P. McArthur	R. Waldon	Confirmation of meeting and that Bluewater, Goshen, Jericho and East Durham are of interest to HSM.	<ul style="list-style-type: none"> Administrative 	See 2010-08-11
2010-08-09	R. Waldon	P. McArthur	E-mail to confirm meeting August 11, agenda, format and attendees.	<ul style="list-style-type: none"> Administrative 	See 2010-08-11
2010-08-11	R. Waldon N. Geneau	Archie Indoe, Vice-President and Chair HSM Energy Committee; Patsy McArthur, Secretary-Treasurer; Goldie Mielhasen, Councillor; Tammy Schummelk etel, Coordinator	<p>An introductory meeting took place at which HSM provided a thorough overview of Historic Saugeen Métis Community and NEEC gave an overview of its projects, and the three active projects of interest to HSM: Bluewater, Goshen and Jericho.</p> <p>HSM is interested in project development that has the potential to impact its traditional Metis territory asserted to be the Sauble, Saugeen, Maitland, Bayfield and Ausable watersheds and the Bruce Peninsula. This comprises an area from Port Franks to Tobermory, and generally those watersheds areas within Bruce, Huron, Grey, and the northerly section of Lambton counties, and the Bruce Peninsula.</p>	<ul style="list-style-type: none"> Information exchange Regulatory compliance (asserted territory) 	<p>Additional information on species of interest to HSM received October 4, 2010 and forwarded to Tom Bird for consideration in REA studies.</p> <p>HSM requested to enter into a funding agreement.</p>
2010-08-27	Christopher Wentworth, HSM Lands & Resources Consultation Coordinator	R. Waldon	<p>E-mail setting out a general list of issues that are of interest to HSM.</p> <p>The headings of issues were:</p> <ul style="list-style-type: none"> Aboriginal peoples interests Air Quality Wildlife Study area Water quality 	<ul style="list-style-type: none"> Information-sharing 	<p>Only a partial was response possible and included in 2010-09-29 letter to A. Indoe. Some of the questions need to be clarified or possibly answered by HSM themselves (e.g. What are HSM's Aboriginal interests.)</p>

Date	Contact By	Contact With	Description	Purpose	Follow-up and Results
2010-08-31	R. Waldon	C. Wentworth	Response to e-mail of 2010-08-27	<ul style="list-style-type: none"> • Communication 	Meeting may be the best way to clarify and respond to issues and questions.
2010-09-13	C. Wentworth	R. Waldon	Inquiry about follow-up meeting	<ul style="list-style-type: none"> • Administrative 	See 2010-09-15
2010-09-15	R. Waldon	C. Wentworth	Response to e-mail of 2010-09-13 explaining the schedule for Bluewater , Goshen and Jericho REA studies and that there is time and a desire to incorporate HSM's information into the studies as much as possible.	<ul style="list-style-type: none"> • Information-sharing 	Incorporating relevant HSM information about species of interest into environmental studies.
2010-09-27	R. Waldon	C. Wentworth	Inquiring if letter from N. Geneau to A. Indoe and meeting notes had been received and requested that Chris call to discuss the next steps.	<ul style="list-style-type: none"> • Process. 	See 2010-09-30
2010-09-29	N. Geneau	A. Indoe	Letter to follow-up from 2010-08-11 meeting and in response to 2010-08-27 e-mail from C. Wentworth, requesting any additional information to be considered by AECOM and also HSM's suggestions for the next steps in the process.	<ul style="list-style-type: none"> • Communication • Information sharing 	Incorporated relevant HSM information about species of interest into environmental studies.
2010-09-30	C. Wentworth	R. Waldon	E-mail asking to provide possible dates to meet with HSM Council.	<ul style="list-style-type: none"> • Administrative 	Replied by phone and e-mail 2010-10-01 asking Chris to call.

Date	Contact By	Contact With	Description	Purpose	Follow-up and Results
2010-10-05	C. Wentworth	R. Waldon	E-mail enclosing three documents that provided additional information on species of interest; requested changes to meeting notes; commented on draft PDR for Bluewater and; set out a lengthy list of questions about Bluewater. Chris requested suggestions for possible meeting dates. Information included: <ul style="list-style-type: none"> • HSM species of interest • Corrections to meeting notes • Comments on draft PDR • Set of questions for further discussion 	<ul style="list-style-type: none"> • Communication • Information sharing 	R. Waldon replied 2010-10-05 acknowledging the questions and explaining the amount of information requested will need some time to review.
2010-10-28	R. Waldon	C. Wentworth	E-mail providing an update on current project scheduling.	<ul style="list-style-type: none"> • Information sharing 	N/A
2010-11-06	R. Waldon	C. Wentworth	E-mail inquiring about possible dates to meet in December for Bluewater, Goshen and Jericho and enclosing a copy of NEECs Aboriginal Relations Canadian Project Framework. Seeking feedback on draft Aboriginal Relations Framework	<ul style="list-style-type: none"> • Process 	No reply.
2010-11-07	R. Waldon	C. Wentworth	E-mail sending meeting notes revised with HSM's requested changes, but explaining the differences in the Design and Operations report vs. Consultation report.	<ul style="list-style-type: none"> • Communication 	N/A
2011-02-04, 07 and 08	Audrey Erin Holden, HSM	R. Waldon	Restated list of questions for Bluewater, Goshen and Jericho PDR's and also consolidated questions for Bluewater, Goshen and Jericho and East Durham	<ul style="list-style-type: none"> • Communication • Information-sharing 	Forwarded to NextEra to review and develop responses.

Date	Contact By	Contact With	Description	Purpose	Follow-up and Results
2011-02-14 and 15	R. Waldon	Audrey Erin Holden	E-mail exchange to set agenda for meeting of 2010-02-18 about Bluewater, Goshen, Jericho and East Durham and to provide NEEC Aboriginal Relations Framework, including information on third party review capacity funding.	<ul style="list-style-type: none"> Information-sharing 	Meeting held 2011-02-18
2011-02-18	NEEC: Nicole Geneau Neil Jones AECOM: Vince DesChamps Bedford C &A: R. Waldon	A. Indoe P. McArthur T. Schuumeikel G. Meilhausen S. Moulton	Half day meeting to review HSM lists of questions and comments on draft PDR, encompassing East Durham, Bluewater, Goshen and Jericho . See meeting notes on file.	<ul style="list-style-type: none"> Information-sharing 	HSM to reframe some questions for clarity and NEEC to provide replies.
2011-02-22	Audrey Erin Holden, HSM	R. Waldon	E-mail enclosing a list of Métis environmental interests for Bluewater, Goshen, Jericho and East Durham and indicating the HSM lists of questions would follow after they have been revised.	<ul style="list-style-type: none"> Information-sharing 	HSM list of Métis interests forwarded to AECOM and GENIVAR to be considered in REA studies.
2011-03-10	R. Waldon	Audrey Erin Holden	Telephone call to discuss the HSM lists of questions for Bluewater, Goshen, Jericho and East Durham and identify those which need further clarification from HSM.	<ul style="list-style-type: none"> Communication 	Further work on questions to be done by both parties.

Date	Contact By	Contact With	Description	Purpose	Follow-up and Results
2011-03-14	R. Waldon	Audrey Erin Holden	E-mail to provide information on Spring 2011 archaeology for Bluewater, Goshen, Jericho and East Durham including a work description and invitation to take part in a field meeting.	<ul style="list-style-type: none"> • Communication • Information-sharing 	See 2011-03-18
2011-03-18	Audrey Erin Holden	R. Waldon	Reply to invitation to attend field meeting.	<ul style="list-style-type: none"> • Administrative 	R. Waldon replied 2011-03-19 that HSM was the 1st response and a meeting will be arranged upon receipt of other responses.
2011-03-31	R. Waldon	Audrey Erin Holden	E-mail to follow-up confirming that HSM was the only community to reply to the field meeting invitation. The contact information for Golder and ASI archaeologists (HSM projects of interest) and well as Audrey Holden was provided for direct coordination. It was also explained that Brandy George Cultural Research Inc. was providing independent monitoring through Oneida Council of Chiefs.	<ul style="list-style-type: none"> • Communication 	Audrey Holden confirmed she would contact the archaeologists to make arrangements to meet them.
2011-04-26	R. Waldon	Audrey Erin Holden	E-mail to explain that I would be in the area tomorrow and can drop in to the HSM office if there is anything to discuss about Bluewater, Goshen, Jericho and East Durham .	<ul style="list-style-type: none"> • Communication 	2011-04-27 Audrey replied that responses to the HSM lists of questions was still expected, even if partial answers, but that she was going to clarify some of the questions which we had discussed.

Date	Contact By	Contact With	Description	Purpose	Follow-up and Results
2011-04-28	R. Waldon	Audrey Erin Holden	E-mail reply to 2011-04-27 explaining that NEEC had expected HSM to clarify a number of questions, which I listed in the e-mail. Also explained that MOE had not included HSM in the Director's List for Jericho .	<ul style="list-style-type: none"> • Communication 	Awaiting HSM clarifications.
2011-04-11 to 12	R. Waldon	Audrey Erin Holden	E-mail exchange about Audrey contacting the archaeologists, but she has been busy. Audrey requested NEEC provide partial answers to the list of questions for Bluewater, Goshen, Jericho and East Durham because HSM did not have time to clarify those which were unclear.	<ul style="list-style-type: none"> • Communication 	Followed-up with NEEC.
2011-07-25	Audrey Erin Holden	R. Waldon	Audrey advised that HSM leadership had decided not to provide a summary of HSM interests for use by the environmental consultants, until a relationship agreement has been negotiated with NEEC for Bluewater, Goshen, Jericho and East Durham .	<ul style="list-style-type: none"> • Process 	R. Waldon replied requesting further information on the nature and scope of agreement and confirming that the information on HSM interests previously provided by HSM had been passed on to the consultants to inform the REA studies.
2011-07-26	Audrey Erin Holden	R. Waldon	Patsy McArthur had thought an outline and budget had previously been sent to NextEra for Bluewater, Goshen, Jericho and East Durham .	<ul style="list-style-type: none"> • Communication 	Audrey to provide a copy of outline and budget for relationship agreement. (Budget received 2012-02-17).

Date	Contact By	Contact With	Description	Purpose	Follow-up and Results
2011-07-29	Audrey Erin Holden	R. Waldon	Copy of draft MOU sent for review and comment concerning Bluewater, Goshen, Jericho and East Durham .	<ul style="list-style-type: none"> Process 	2011-08-02 MOU forwarded to NEEC with recommendations for response. Reminders sent periodically.
2011-08-09	R. Waldon	Audrey Erin Holden	E-Mail enclosing communique describing Fall archaeological field work for all current NEEC Ontario projects and offering a field meeting.	<ul style="list-style-type: none"> Communication Information-sharing 	No reply received.
2011-08-16	Audrey Erin Holden	R. Waldon	E-mail acknowledging the archaeology update on all projects and asking to meet NEEC's new project developers from their "restructuring" (i.e. Changes in project assignments) and discuss "NEEC's commitment to a broader engagement process and a long term-agreement with HSM as discussed in July".	<ul style="list-style-type: none"> Communication 	See 2011-09-16
2011-09-16	R. Waldon	Audrey Erin Holden	E-mail reply to clarify the restructuring was only workload balancing among project managers and the correct people would be available for any meetings. Also confirmed our July telephone discussion that NEEC is developing a program for all projects . Acknowledged HSM's interests in such an initiative, as indicated in their MOU, but that it was too soon to express specific expectations about specifics of the program. An offer to meet and discuss capacity to review the anticipated REA studies for Bluewater, Goshen, Jericho and East Durham was made and invited HSM's participation in this process.	<ul style="list-style-type: none"> Communication Process 	See 2011-09-19

Date	Contact By	Contact With	Description	Purpose	Follow-up and Results
2011-09-19	Audrey Erin Holden	R. Waldon	E-mail in reply stating that third party capacity is part of the HSM proposed MOU so that a response to the MOU is required for that discussion about Bluewater, Goshen, Jericho and East Durham . Also suggesting communications be in e-mail to ensure no further misunderstandings.	<ul style="list-style-type: none"> Process 	E-Mail reply the same day to acknowledge concern but encouraging continued open communications and again reiterating the importance of starting to discuss setting up capacity for review of NEEC's upcoming REA studies for Bluewater, Goshen, Jericho and East Durham .
2011-10-16	R. Waldon	Audrey Erin Holden	E-Mail enclosing a copy of the Public Notice for the November 10, 2011 Public Open House for the proposed Adelaide, Bornish and Jericho transmission line.	<ul style="list-style-type: none"> Regulatory compliance 	No reply.
2011-11-02	T. Bird	Archie Indoe, President, HSM	Letter enclosing a copy of the Public Notice for the November 10, 2011 Public Open House for the proposed Adelaide, Bornish and Jericho transmission line and a copy of the Public notice for the December 7 and 8 Public Open Houses for Bluewater and Goshen together with updated copies of the <i>Project Description Reports</i> for Bluewater, Goshen and Jericho .	<ul style="list-style-type: none"> Regulatory compliance 	No reply.

Date	Contact By	Contact With	Description	Purpose	Follow-up and Results
2011-11-03	R. Waldon	Audrey Erin Holden	<p>Telephone call and a follow-up e-mail to confirm that President Indoe will be receiving a letter from T. Bird (see 2011-11-02) and apologizing for the delay in responding to HSM's proposed MOU as well as their lists of questions for Bluewater, Goshen, Jericho and East Durham. HSM was requested to advise if the updated Project Description Reports for three of those projects have answered some of those questions about what HSM felt were deficiencies in the original PDR's. It was also offered again to meet and discuss capacity needs to help HSM review the REA reports for these projects. This is addressed in section 3 of HSM's proposed MOU.</p>	<ul style="list-style-type: none"> • Communication 	<p>During the call Audrey advised that a meeting would have to take place first (i.e. Before capacity assistance to review the REA reports) to discuss the proposed HSM MOU. I acknowledged this in the e-mail reply to her.</p>
2011-11-15	Archie Indoe, President, HSM	T. Bird N. Geneau	<p>Letter expressing frustration that NEEC seems to expect HSM to review reports such as the <i>Project Description Reports</i> for Bluewater, Goshen and Jericho without a capacity budget and that HSM will not do so without a budget. The letter expressed HSM's belief that capacity budget is a requirement under the proposed MOE draft Aboriginal Consultation Guide.</p>	<ul style="list-style-type: none"> • Process 	<p>Letter reply drafted for from NEEC proposing an informal December 9, 2011 meeting, which was cancelled (see 2011-12-05).</p>

Date	Contact By	Contact With	Description	Purpose	Follow-up and Results
2011-12-05	R. Waldon	Patsy McArthur	<p>Telephone call to discuss the possibility of meeting informally with Nicole Geneau on December 9, 2011 to try and address HSM's concerns over the list of questions they put forward for Bluewater, Goshen, Jericho and East Durham, their proposed MOU, update HSM on NEECs program development and to discuss how to move forward.</p>	<ul style="list-style-type: none"> • Communication • Process 	<p>An e-mail reply was received from Audrey Erin Holden stating the meeting would be with all available HSM Council members and stating,</p> <p>"HSM has every intention of listening to NextEra and hearing their point of view. HSM also intends to discuss the capacity issues laid out under the REA- Aboriginal Consultation document as well as the other responsibilities of both parties under REA. HSM hopes that NextEra has a strong intention to discuss the next step forward in the relationship and follow through on their REA responsibilities.</p> <p>After HSM's letter to NextEra we had hoped for a formal response from NextEra executive but hopefully that is still being processed internally and we will receive a formal commitment to HSM soon.</p> <p>HSM looks forward to taking the next steps in the relationship and</p>

Date	Contact By	Contact With	Description	Purpose	Follow-up and Results
2011-12-07	R. Waldon	Audrey Erin Holden Patsy McArthur	<p>E-Mail reply to Audrey's 2011-12-05 e-mail to clarify that the informal meeting suggested to Patsy was to respond to the concerns in President Indoe's November 15, 2011 letter to Nicole Geneau, hear each other out, and confirm where we are in the process, but it wasn't anticipated to get into the substance of the proposed MOU for Bluewater, Goshen, Jericho and East Durham at that time.</p> <p>Since HSM suggested a formal meeting with all available councillors, the following agenda was suggested:</p> <ol style="list-style-type: none"> 1. Discuss President Indoe's letter of November 15, 2011 2. Draft 2011 MOE Aboriginal Consultation Guide w.r.t capacity 3. Status of NextEra projects (i.e. expected timing of REA reports and which ones are of interest to HSM) 4. Responses to HSM list of questions 	<ul style="list-style-type: none"> • Communication • Process 	See 2012-12-21
2011-12-15	R. Waldon	Audrey Erin Holden Patsy McArthur	E-mail follow-up to 2011-12-07 asking for confirmation of meeting date and agenda for Bluewater, Goshen, Jericho and East Durham .	<ul style="list-style-type: none"> • Administrative 	See 2011-12-21

Date	Contact By	Contact With	Description	Purpose	Follow-up and Results
2011-12-21	R. Waldon	Audrey Erin Holden Patsy McArthur	<p>E-mail follow-up to 2011-12-07 asking for confirmation of meeting date and agenda for Bluewater, Goshen, Jericho and East Durham. Which resulted in the following exchange of e-mails with Audrey Erin Holden:</p> <p>Audrey replied that it is better to postpone the January 4th meeting. She explained that HSM's policy is to have all their consultation team at all meetings, they are dealing with a high workload and that they incur costs (mileage, etc.) to attend meetings. HSM cannot use funding from other proponents to support consultation with NEEC.</p> <p>R. Waldon requested information on the HSM consultation team's out of pocket costs to try and address these up front, and also requested HSM's expectations for capacity funding to review REA reports.</p> <p>Audrey replied that HSM prefers these be addressed as part of the whole HSM MOU agreement, not individually, and could not provide specific costs or estimates at this time.</p> <p>R. Waldon replied with a request that HSM consider providing information on capacity costs so these can be set up in advance of the REA reports in February 2012, and that hopefully there will be a broader NEEC program rollout in the New Year to directly address the remaining MOU</p>	<ul style="list-style-type: none"> • Administrative • Communication • Process 	See 2012-01-20

Date	Contact By	Contact With	Description	Purpose	Follow-up and Results
2012-01-20	R. Waldon	Audrey Erin Holden	<p>E-mail requesting a meeting to try and move the negotiation process forward with HSM for Bluewater, Goshen, Jericho and East Durham and suggesting February 2nd as a meeting date. The e-mail explained:</p> <ul style="list-style-type: none"> • NextEra has just released a new policy that will help the discussions • Proposed to start the discussion with the HSM MOU because it deals with process and capacity and REA reports will be issued starting next month. • Proposed to begin discussion of benefits which the HSM MOU also raises, and the need to explain some NextEra document requirements • Asked if Audrey would be comfortable if this was seen as a preliminary meeting to identify areas of agreement to move forward immediately and others to bring suggestions back to our respective leadership/client. 	<ul style="list-style-type: none"> • Communication • Process 	Meeting planned for February 2, 2012 with Patsy McArthur in attendance and Council members.
2012-01-24	R. Waldon	Audrey Erin Holden	E-mail enclosing list of potential draft REA reports to be delivered for Bluewater, Goshen, Jericho and East Durham and current timeline for reports, filing REA and construction.	<ul style="list-style-type: none"> • Information-sharing 	N/A

Date	Contact By	Contact With	Description	Purpose	Follow-up and Results
2012-01-31	R, Waldon	Audrey Erin Holden	E-mail enclosing a copy of the new NextEra Energy Canada, ULC First Nations and Métis Relationship Policy for discussion at the February 2 meeting about Bluewater, Goshen, Jericho and East Durham . Also explained that NextEra has its own agreements to document the consultation activities we need to agree on, and that we can compare pros and cons with the HSM MOU at the meeting.	<ul style="list-style-type: none"> Information-sharing 	N/A

Date	Contact By	Contact With	Description	Purpose	Follow-up and Results
2012-02-02	R. Waldon	Audrey Erin Holden Patsy McArthur Bennie Indoe Goldie Meilhausen	<p>HSM provided an agenda for the meeting about Bluewater, Goshen, Jericho and East Durham. A few hours prior to the meeting, HSM changed the location from their office to the Colonial Hotel. See detailed meeting notes on file. Key points included:</p> <ul style="list-style-type: none"> • NextEra's new policy was reviewed and explained. • A budget is available to support consultation. We need to agree on steps, costs and how to document them in an agreement or agreements. • NextEra has also developed a budget to support "benefits" as a good neighbour voluntary initiative. • NextEra's Relationship Protocol was tabled and discussed. It is not aimed at benefits but addresses procedural consultation process and capacity funding. • HSM's proposed MOU combines both procedural consultation capacity costs and benefits. There is a need to approach these separately, with consultation capacity costs being the priority. • Bob stressed that time was of the essence to agree on consultation capacity costs given impending release of draft REA reports. • The group discussed and agreed on a process for third party review of draft REA reports, which would be part of the capacity funding agreement(s) to be ^{negotiated} 	<ul style="list-style-type: none"> • Process • Communication 	<ol style="list-style-type: none"> 1. HSM to provide a proposed consultation budget (Received 2012-02-17) 2. Bob to provide updated project schedule milestone dates (Sent 2012-02-03) 3. Bob to provide draft NextEra Negotiation Agreement ("benefits issue") for further discussion as alternative to HSM's MOU (Sent 2012-02-03) 4. Arrange another meeting to decide which documents to use and negotiate a budget (Done 2012-03-24).

Date	Contact By	Contact With	Description	Purpose	Follow-up and Results
2012-02-03	R. Waldon	Audrey Erin Holden	E-mails enclosing draft of Negotiation Agreement, meetings notes for HSM review and updated schedule of milestone dates concerning Bluewater, Goshen, Jericho and East Durham .	<ul style="list-style-type: none"> • Process • Communication • Information-sharing 	N/A
2012-02-17	Audrey Erin Holden	R. Waldon	E-mail enclosing proposed HSM "per project" consultation budget of \$28,000 applicable to Bluewater, Goshen, Jericho and East Durham .	<ul style="list-style-type: none"> • Process • Information-sharing 	See 2012-02-24

Date	Contact By	Contact With	Description	Purpose	Follow-up and Results
2012-02-24	R. Waldon	Audrey Erin Holden Patsy McArthur	<p>Tele-meeting to discuss proposed HSM consultation budget for Bluewater, Goshen, Jericho and East Durham. It was again pointed out that HSM is not on the Director's list for Jericho but NextEra is including them in consultations for the project given their rights assertions.</p> <p>See detailed meeting notes on file which were shared with HSM. The following was agreed to as proposals to HSM leadership and NextEra:</p> <ul style="list-style-type: none"> • HSM community meetings to cover multiple projects to cover generic project information and then follow-up with regular community updates. • Items included in HSM fees to negotiate (administration, honourariums, staff, etc.), which are well understood. • HSM Legal fees "per project" will be presented to NextEra but cannot be recommended when the same documents will be used for each project and especially if they were drafted by HSM's lawyer. • Capacity costs for technical review and process seems reasonable. Reviewers should attend the community meeting to hear citizen's questions firsthand. • Cost and rationale for archaeology review is sound. 	<ul style="list-style-type: none"> • Process • Budget negotiation 	<ol style="list-style-type: none"> 1. Bob to obtain formation on: <ol style="list-style-type: none"> 1.1. NEEC operations annual meeting with HSM 1.2. Insertion of an assignment clause in all agreements 2. HSM to provide information on possible topics for an Operations annual meeting

Date	Contact By	Contact With	Description	Purpose	Follow-up and Results
2012-02-24 (continued)			<ul style="list-style-type: none"> Bob suggested whatever agreement is used should also cover construction and operations consultation (overlooked in HSM's MOU). I offered to reimburse HSM for the costs of their holding the 2012-02-02 meeting at the Colonial Hotel, but Patsy declined to accept. 		
2012-03-13	Audrey Erin Holden	R. Waldon	E-mail confirming the 2012-02-24 meeting notes concerning Bluewater, Goshen, Jericho and East Durham were complete and depict the details of the meeting. She advised "there has been a bit of a stall in the process". No decision has been made by HSM Council about whose documents to use and another proponent has signed HSM's MOU including a schedule C (budget) and per MW profit-sharing.	<ul style="list-style-type: none"> Communication 	Bob replied asking if Council would consider signing a letter-agreement so that 3rd party reviews of the project draft REA reports could go ahead? No direct reply received.

Date	Contact By	Contact With	Description	Purpose	Follow-up and Results
2012-03-22	R. Waldon	Audrey Erin Holden	E-mail asking if a meeting could be arranged to move the budget and document discussions forward concerning Bluewater, Goshen, Jericho and East Durham projects, and again offering to arrange a letter-agreement so that a 3rd party review of Bluewater's draft REA reports could proceed.	<ul style="list-style-type: none"> Process 	Audrey replied that Council met last night and decided they wanted to use their own MOU and are asking \$7,000 per project in Legal fees to finalize them with NextEra. She explained that Council realized this would slow the process but hoped the risk of holding up reviews of the REA would speed up NextEra's response. She advised NextEra's Legal team should review the MOU and after it has been agreed to HSM will arrange review of the draft REA reports.

Date	Contact By	Contact With	Description	Purpose	Follow-up and Results
2012-03-23	R. Waldon	Audrey Erin Holden	<p>E-mail sent to confirm the proposals discussed on the 2012-02-24 tele-meeting to ensure clarity before proposing them to NextEra for Bluewater, Goshen, Jericho and East Durham:</p> <ol style="list-style-type: none"> 1. Consolidate community meetings to cover generic issues 2. Payment of HSM costs to negotiate agreements at \$5,000 with same form of agreement applicable to each project 3. Legal fees of \$7,000 on same basis as #2, but asking if \$8,000 is not more appropriate? 4. Confirming \$8,000 per review of draft REA reports and asking that HSM's third party reviewer attend the citizens meeting to hear questions. 5. Confirming \$4,000 per review of archaeology report and confirming rationale. 6. Confirming that I have requested NextEra's sign off for the costs of 3rd party and archaeology report reviews and suggesting using the NextEra letter-agreement to allow them to move ahead. 7. Offering to have a Negotiation Agreement signed to create a commitment to continue discussions of benefits but that we should agree on consultation costs first. 	<ul style="list-style-type: none"> • Budget negotiation 	<p>No reply from Audrey. See 2012-03-26 letter from A. Indoe.</p>

Date	Contact By	Contact With	Description	Purpose	Follow-up and Results
2012-03-24	R. Waldon	Audrey Erin Holden	As a separate issue from the budget and agreement negotiations, R. Waldon requested advice on how to set up a discussion about potential business and employment opportunities associated with NextEra wind farm development, construction and operation.	<ul style="list-style-type: none"> • Information-sharing • Broader relationship-building 	No reply
2012-03-25	R. Waldon	Audrey Erin Holden	E-mail enclosing Spring 2012 Archaeology Update that included information for Blewater, Goshen, Jericho and East Durham.	<ul style="list-style-type: none"> • Information-sharing • Communication 	No reply

Date	Contact By	Contact With	Description	Purpose	Follow-up and Results
2012-03-26	A. Indoe, President HSM	R. Waldon	<p>Letter in response to my e-mail of 2012-03-23 about Bluewater, Goshen, Jericho and East Durham explaining that HSM Council:</p> <ul style="list-style-type: none"> • Will not consider consolidating project open houses/citizens meetings • Given HSM's experience on other projects their per project expectations of costs are \$3,000 per community meeting (no invoice required), \$5,000 HSM expenses (no invoice required) • HSM feels \$7,000 Legal is appropriate • HSM agrees on the \$8,000 per 3rd party review and up to \$4,000 per archaeology report • HSM will not enter into NextEra's Relationship Protocol agreement because of its "non-binding agreement" language. <p>The letter stated HSM did not feel Legal fees should be "withheld" because they had presented a budget first.</p>	<ul style="list-style-type: none"> • Process • Budget negotiation 	<p>Requested a telephone meeting with NextEra to discuss how to respond to HSM, and scheduled it for April 4, 2012. NextEra was not available on April 4th and a rescheduled meeting was set up for April 5th but NextEra was not available.</p>

Date	Contact By	Contact With	Description	Purpose	Follow-up and Results
2012-03-27	R. Waldon	Audrey Erin Holden Patsy McArthur	<p>Telephone call to follow-up on President Indoe's 2012-03-26 letter about Blewater, Goshen, Jericho and East Durham. See detailed record of call on file. Key points:</p> <ul style="list-style-type: none"> The letter was a surprise as the 2012-03-23 e-mail to Audrey requested confirmation of the proposals prior to presentation. I acknowledged HSM's position of separate meetings for each project (i.e. equivalent to Public Open House) I asked for more information on the make-up of the \$5,000 HSM costs per agreement but Patsy declined to explain and stated other developers pay it. I explained that some documentation of costs is typically required. I explained NextEra is not "withholding" legal fees as characterized in the letter. The proposal will be sent to NextEra but the \$7,000 per project is too hard to recommend given the lawyer is working with their own agreement and the same form of agreement will apply to each project. 	<ul style="list-style-type: none"> Budget negotiation 	<p>Forwarded President Indoe's letter, the 2011 MOU and the proposed HSM budget to NextEra. No reply. Requested telephone meeting with NextEra and scheduled for April 13th with NextEra but it was cancelled by NextEra.</p>

Date	Contact By	Contact With	Description	Purpose	Follow-up and Results
2012-04-13	A. Indoe, President, HSM	Tom Bird, NextEra	Letter in response to Bluewater REA report deliveries but concerning Bluewater, Goshen, Jericho and East Durham . The letter expressed frustration that no capacity funding had been provided to review draft REA reports, which was characterized as a "stalemate". HSM believes this is a requirement because it is stated in the MOE consultation guide. The letter requested to meet directly with NextEra. The letter incorrectly stated Bob Waldon had told HSM no costs would be paid for the previous work with NextEra and, also incorrectly, that he has refused to offer capacity to conclude a legally binding agreement unless HSM's accepts "his" form. The letter also reminded NextEra that as a historic Métis Community with Aboriginal rights, HSM expects to receive community benefits from the NextEra projects that will impact harvesting on traditional Métis lands.	<ul style="list-style-type: none"> Budget negotiation Communication 	Meeting held 2012-04-16 to discuss letter and response.
2012-05-22	A. Indoe	N. Geneau	Letter acknowledging N. Geneau's letter of May 11th and explaining that Annie Thuan of Reuter, Scargall, Bennett would facilitate negotiations on behalf of HSM	<ul style="list-style-type: none"> Process 	Annie Thuan to contact NextEra external counsel Richard King at Norton Rose Foreign Corrupt Practices Act issues, then arrange a meeting with Nicole Geneau.
2012-06-14	T. Bird	Archie Indoe	Letter advising of July 17, 2012 Jericho public meeting and enclosing a copy of the updated PDR.	<ul style="list-style-type: none"> Information sharing Regulatory Compliance 	No reply was received.

Date	Contact By	Contact With	Description	Purpose	Follow-up and Results
2012-11-07	T. Bird	Archie Indoe	Letter enclosing copy of Notice of Draft Site Plan and the Site Plan for Jericho .	<ul style="list-style-type: none"> Information sharing Regulatory Compliance 	No reply was received.
2012-11-19	T. Bird	Archie Indoe	Letter enclosing copy of Notice Assessment Report for Jericho .	<ul style="list-style-type: none"> Information sharing Regulatory Compliance 	No reply was received
2012-11-22	T. Bird	Archie Indoe	Letter enclosing one CD and one paper set of draft Project REA Table 1 Reports for Jericho , requesting comments as per O/Reg 359/09 and advising of the final public meetings on February 6, 7 and 8, 2013.	<ul style="list-style-type: none"> Information sharing Regulatory Compliance 	No response was received.
2013-01-03	Patsy McArthur	Nicole Geneau	E-mail enclosing letter from Archie Indoe to Kirsten Walli, Chair Ontario Energy Board stating HSM is seeking intervenor status in Yarna Wind (Bluewater) Leave to Construct (transmission line) Application.	<ul style="list-style-type: none"> Regulatory matter 	Ontario Energy Board to determine HSM status.
2013-02-06	Cassandra Bowers, NextEra	Archie Indoe	Letter advising of a change in venue for the February 8, 2013 Jericho Public Meeting.	<ul style="list-style-type: none"> Regulatory compliance 	No response was received.



Appendixes

Appendix I

Letters Evidencing Deliveries Prior To and Pursuant to Ontario Regulation 359/09



Appendixes

Appendix I.1

June 4, 2010 cover letters Accompanying Community Reference
Materials Binders (re. initial PDR delivery)



June 4, 2010

Sharilyn Johnston, Environment Officer
Chippewas of Aamjiwnaang First Nation
978 Tasmoo Avenue
Sarnia, ON N7T 7H5

Dear Sharilyn Johnston,

I am pleased to enclose a binder of information materials for your use.

NextEra Energy Canada is compiling these binders for each of the communities with whom we will be, or are now having dialogue about our projects.

We wish to provide you with some basic information about our company, the wind energy industry and the Ontario Renewable Energy Approval process. We hope this information will be a helpful foundation and a starting point for dialogue about our individual projects.

These binders have also been set up to allow additional information about each project to be added. For example, as draft project descriptions are produced at the beginning of each project, we will send them to you for insertion in the binder.

Please note that we have included the following draft project description reports in the enclosed binder, as we are about to begin our consultation activities for them:

Bluewater Energy Centre - prepared by AECOM dated June, 2010
Goshen Wind Energy Centre - prepared by AECOM, dated June, 2010
Jericho Wind Energy Centre - prepared by AECOM dated June, 2010

We will contact you and/or community leadership where appropriate, about these projects again in order to meet our obligations under the Ontario Regulation 359/09 Renewable Energy Approvals.

Please feel free to contact me at the telephone number given below, or Bob Waldon of Bedford Consulting & Associates at (905) 838-4256 with any questions about the enclosed materials.

Thank you, and we look forward to further discussion of our projects.

Sincerely,

A handwritten signature in black ink that reads "N. Geneau". The signature is written in a cursive, flowing style.

Nicole Geneau
Project Manager

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



June 4, 2010

Raymond Deleary, Consultant
Chippewas of the Thames First Nation
R. R. #1
Muncey, ON N0L 1Y0

Dear Raymond Deleary,

I am pleased to enclose a binder of information materials for your use.

NextEra Energy Canada is compiling these binders for each of the communities with whom we will be, or are now having dialogue about our projects.

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Thank you, and we look forward to further discussion of our projects.

Sincerely,

A handwritten signature in cursive script that reads "N. Geneau".

Nicole Geneau
Project Manager

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



June 4, 2010

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

Dear Chief A. MacNaughton,

I am pleased to enclose a binder of information materials for your use.

NextEra Energy Canada is compiling these binders for each of the communities with whom we will be, or are now having dialogue about our projects.

We wish to provide you with some basic information about our company, the wind energy industry and the Ontario Renewable Energy Approval process. We hope this information will be a helpful foundation and a starting point for dialogue about our individual projects.

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Sincerely,

A handwritten signature in cursive script that reads "N. Geneau".

Nicole Geneau
Project Manager

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



June 4, 2010

Chief Elizabeth Cloud
Chippewas of Kettle and Stoney Point
R.R. 2
53 Indian Lane
Forest, ON N0L 1Y0

Dear Chief Elizabeth Cloud,

I am pleased to enclose a binder of information materials for your use.

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Thank you, and we look forward to further discussion of our projects.

Sincerely,

A handwritten signature in black ink that reads "N. Geneau". The signature is written in a cursive, flowing style.

Nicole Geneau
Project Manager

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



June 4, 2010

Chief Greg Peters
Moravian of the Thames First Nation
14760 School House Lane
R. R. #3
Thamesville, ON N0P 2K0

Dear Chief Greg Peters,

I am pleased to enclose a binder of information materials for your use.

NextEra Energy Canada is compiling these binders for each of the communities with whom we will be, or are now having dialogue about our projects.

We wish to provide you with some basic information about our company, the wind energy industry and the Ontario Renewable Energy Approval process. We hope this information will be a helpful foundation and a starting point for dialogue about our individual projects.

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Thank you, and we look forward to further discussion of our projects.

Sincerely,

A handwritten signature in cursive script that reads "N. Geneau".

Nicole Geneau
Project Manager

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



June 4, 2010

Chief Patrick Waddilove
Munsee Delaware First Nation
R. R. #1
Muncey, ON N0L 1Y0

Dear Chief Patrick Waddilove,

I am pleased to enclose a binder of information materials for your use.

NextEra Energy Canada is compiling these binders for each of the communities with whom we will be, or are now having dialogue about our projects.

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Jericho Wind Energy Centre - prepared by AECOM dated June, 2010

We will contact you and/or community leadership where appropriate, about these projects again in order to meet our obligations under the Ontario Regulation 359/09 Renewable Energy Approvals.

Please feel free to contact me at the telephone number given below, or Bob Waldon of Bedford Consulting & Associates at (905) 838-4256 with any questions about the enclosed materials.

Thank you, and we look forward to further discussion of our projects.

Sincerely,

A handwritten signature in black ink that reads "N. Geneau". The signature is written in a cursive, flowing style.

Nicole Geneau
Project Manager

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



June 4, 2010

Chief Joel Abram
Oneida of the Thames First Nation
2212 Elm Avenue
R. R. #2
Southwold, ON N0L 2G0

Dear Chief Joel Abram,

I am pleased to enclose a binder of information materials for your use.

NextEra Energy Canada is compiling these binders for each of the communities with whom we will be, or are now having dialogue about our projects.

We wish to provide you with some basic information about our company, the wind energy industry and the Ontario Renewable Energy Approval process. We hope this information will be a helpful foundation and a starting point for dialogue about our individual projects.

These binders have also been set up to allow additional information about each project to be added. For example, as draft project descriptions are produced at the beginning of each project, we will send them to you for insertion in the binder.

Please note that we have included the following draft project description reports in the enclosed binder, as we are about to begin our consultation activities for them:

Bluewater Energy Centre - prepared by AECOM dated June, 2010
Goshen Wind Energy Centre - prepared by AECOM, dated June, 2010
Jericho Wind Energy Centre - prepared by AECOM dated June, 2010

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Thank you, and we look forward to further discussion of our projects.

Sincerely,

A handwritten signature in cursive script that reads "N. Geneau".

Nicole Geneau
Project Manager

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



June 4, 2010

Howard Eljah, Secretary
Oneida Council of Chiefs
1086 River Road
Southwold PO
Southwold, ON N0L 2G0

Dear Secretary Howard Eljah,

I am pleased to enclose a binder of information materials for your use.

NextEra Energy Canada is compiling these binders for each of the communities with whom we will be, or are now having dialogue about our projects.

We wish to provide you with some basic information about our company, the wind energy industry and the Ontario Renewable Energy Approval process. We hope this information will be a helpful foundation and a starting point for dialogue about our individual projects.

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A handwritten signature in black ink that reads "N. Geneau". The signature is written in a cursive, flowing style.

Nicole Geneau
Project Manager

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



June 4, 2010

Lonny Bomberry, Director, Lands and Resources
Six Nations of the Grand River
1695 Chiefswood Road
PO Box 5000
Ohsweken, ON N0A 1M0

Dear Director Lonny Bomberry,

I am pleased to enclose a binder of information materials for your use.

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A handwritten signature in black ink that reads "N. Geneau". The signature is written in a cursive, flowing style.

Nicole Geneau
Project Manager

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



June 4, 2010

Dr. Dean Jacobs, Director Heritage Centre
Walpole Island First Nation
R. R. #3
Wallaceburg, ON N8A 4K9

Dear Dr. Dean Jacobs,

I am pleased to enclose a binder of information materials for your use.

NextEra Energy Canada is compiling these binders for each of the communities with whom we will be, or are now having dialogue about our projects.

We wish to provide you with some basic information about our company, the wind energy industry and the Ontario Renewable Energy Approval process. We hope this information will be a helpful foundation and a starting point for dialogue about our individual projects.

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Thank you, and we look forward to further discussion of our projects.

Sincerely,

A handwritten signature in cursive script that reads "N. Geneau".

Nicole Geneau
Project Manager

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



June 4, 2010

Jason Indoe, President
Historic Saugeen Métis
204 High Street
Box 1492
Southampton, ON N0H 2L0

Dear President Jason Indoe,

I am pleased to enclose a binder of information materials for your use.

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We wish to provide you with some basic information about our company, the wind energy industry and the Ontario Renewable Energy Approval process. We hope this information will be a helpful foundation and a starting point for dialogue about our individual projects.

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Sincerely,

A handwritten signature in cursive script that reads "N. Geneau".

Nicole Geneau
Project Manager

Cc: Robert Waldon, Bedford Consulting & Associate
Tom Bird, NextEra Energy Canada



Appendixes

Appendix I.2

Copy of Notice available on web site and published regarding
June 30, 2010 PM #1



NOTICE OF A PROPOSAL & PUBLIC MEETING
by NextEra Energy Canada to
Engage in a Renewable Energy Project

Project Name: Jericho Wind Energy Centre

Project Location: Municipality of Lambton Shores, Lambton County, ON

Dated at Municipality of Lambton Shores this the 26 of May 2010

NextEra Energy Canada, ULC together with Canadian Green Power, is planning to engage in a renewable energy project in respect of which the issuance of a renewable energy approval is required. The distribution of this notice of a proposal to engage in this renewable energy project and the project itself are subject to the provisions of the *Environmental Protection Act (Act)* Part V.0.1 and Ontario Regulation 359/09 (Regulation). This notice must be distributed in accordance with Section 15 of the Regulation prior to an application being submitted and assessed for completeness by the Ministry of the Environment.

Meeting Location:

DATE: Wednesday, June 30, 2010

TIME: 5:00pm to 8:00pm

PLACE: Kimball Hall, Municipality of Lambton Shores
 6276 Townsend Line, Forest, ON N0N 1J0

The meeting will be in an Open House format allowing attendees to visit any time during the event.

Project Description: Pursuant to the Act and Regulation, the facility, in respect of which the project is to be engaged in, is considered to be a Class 4 Wind Facility. If approved, this facility would have a total maximum name plate capacity of 230 MW. The project location is described in the map below. The map indicates the project location being studied for the wind energy centre and an area being studied only as an interconnection route area.

NextEra Energy Canada, ULC together with Canadian Green Power, is also planning to engage in Class 4 Wind Facilities as follows:

Bluewater Wind Energy Centre: Municipality of Bluewater, Huron County, ON. If approved, this wind energy centre would have a total maximum name plate capacity of 90 MW.

Goshen Wind Energy Centre: Municipalities of Bluewater and South Huron, Huron County, ON. If approved, this wind energy centre would have a total maximum name plate capacity of 160 MW.

Public meetings will be held for these proposed projects as follows:

Bluewater Wind Energy Centre

Monday, June 28, 2010

5:00pm to 8:00pm

Bluewater Community Centre / Zurich Arena

Municipality of Bluewater

15 East Street

Zurich, ON N0M 2T0

These meetings will be in an Open House format allowing attendees to visit any time during the event.

Goshen Wind Energy Centre

Tuesday, June 29, 2010

5:00pm to 8:00pm

Dashwood Community Centre

Municipality of South Huron

158 Centre Street

Dashwood, ON N0M 1N0

Documents for Public Inspection: The Draft Project Description Report titled "Project Description Report- Jericho Wind Energy Centre" describes the facility as consisting of up to 100 GE xle 1.5-MW turbines or up to 65 Siemens 101 2.3-MW turbines with ancillary facilities including step-up transformers, transformer substations, electrical collector systems, turbine access roads, operations building, meteorological towers and construction staging areas.

A copy of the Draft Project Description Report is being made available for public inspection on May 28, 2010 at www.canadianwindproposals.com. Written copies will be available at the public meeting.

Project Contact and Information:

To learn more about the project proposal, public meetings, or to communicate concerns, please contact:

Tom Bird, Environmental Services Project Manager

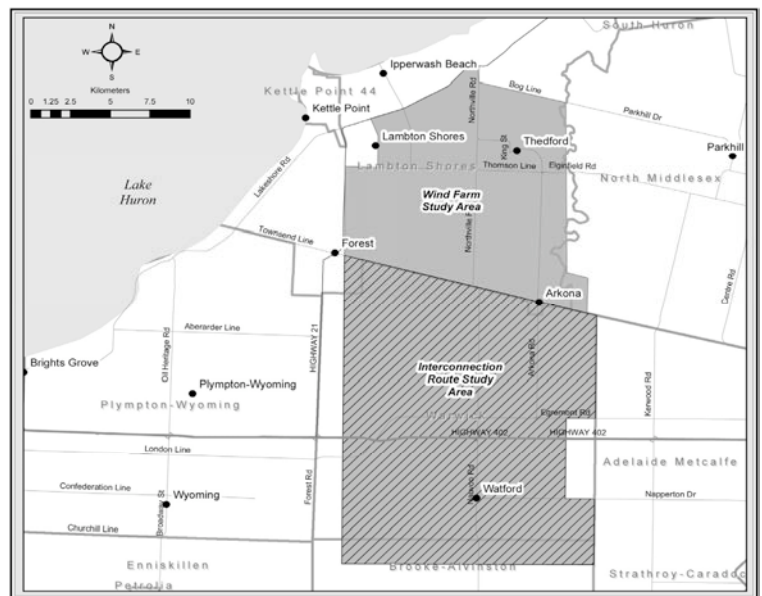
NextEra Energy Canada, ULC

5500 North Service Road, Suite 205

Burlington, ON, L7L 6W6

Jericho.Wind@nexteraenergy.com

1-877-257-7330





Appendixes

Appendix I.3

October 16, 2011 e-mail and November 2, 2011 cover letters
regarding November 10, 2011 Public Meeting #2

From: Robert Waldon <rdwaldon@bedfordc4.com>
Subject: NextEra Energy Canada, ULC ("NEEC") - Adelaide, Bornish and Jericho Wind Energy Projects
Date: October 16, 2011 5:43:10 PM GMT-04:00
To: Robert Waldon <rdwaldon@bedfordC4.com>
Cc: Tom Bird <THOMAS.BIRD@nexteraenergy.com>, Derek Dudek <Derek.Dudek@nexteraenergy.com>, Joselen Hernandez <Joselen.Hernandez@nexteraenergy.com>
Bcc: Sharilyn Johnston <sjohnston@aamjiwnaang.ca>, "Wilson Plain Jr." <wplain@aamjiwnaang.ca>, Sue Bressette <sue.bressette@kettlepoint.org>, Raymond Deleary <rdeleary@cottfn.ca>, Chief Greg Peters <gcpeters@xplornet.ca>, Chief Patrick Waddilove <chief.waddilove@munsee-delaware.org>, Dan Miskokomon <band.manager@munsee-delaware.org>, April Varewyck <april.varewyck@oneida.on.ca>, Chief Alfred Day <lutahawit@execulink.com>, Hazel Hill <hazehill@gmail.com>, Hazel Hill <hdi2@bellnet.ca>, Joanne Thomas <jthomas@sixnations.ca>, Jared MacBeth <jared.macbeth@wifn.org>, James Wagar <JamesW@metisnation.org>, Peter Rivers <rivers_peter@hotmail.com>, PAULINE SAULNIER - nee Desroches <p_saulnier44@hotmail.com>, Audrey Erin Holden <saugeenmetisadmin@bmts.com>

1 Attachment, 512 KB

I received the enclosed notice from NEEC and wish to ensure you also receive a copy.

The notice 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. Some of you have attended one or more of them. This notice is for an open house that focuses on the transmission line route change, not the wind energy centres themselves. One or more of these wind centres have been the subject of communications and discussions we have had with you over the past 2 years. NEEC is continuing to work towards completing draft natural heritage and archaeology reports (among others) for all three projects and will be providing copies for your review for the project(s) you have expressed interest in.

As always, I wish to keep you informed about public meetings of this kind, but will continue to provide information directly to you for leadership and the community, as well as opportunities for discussion, which are based on your own needs and protocols.

Please do not hesitate to call me with any questions.

Many thanks for your continued assistance.

R. D. (Bob) Waldon
Managing Principal
Bedford Consulting & Associates
"C4 Services": Interest-based approach to Consultation, Communication, Collaboration and Conflict resolution
E.: rdwaldon@bedfordc4.com
T.: (905) 838-4256
C.: (905) 872-5772
Caledon, Ontario, Canada
web site: www.bedfordC4.com

This message may be considered privileged and confidential and is intended only for the persons to whom it is addressed or copied. If you have received this message in error please contact the sender immediately and delete all copies.



[2011-10-12.....pdf \(512 KB\)](#)



November 2, 2011

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

Dear Chief Plain:

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 www.NextEraEnergyCanada.com. 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,

A handwritten signature in black ink, appearing to read "T. Bird".

Thomas Bird
Environmental Services Project Manager

c.c. Sharilyn Johnston, Environmental Officer
 1300 Tashmoo Avenue
 Sarnia, ON, N7T 8E5

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

Dear Chief MacNaughton:

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.

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Sincerely,



Thomas Bird
Environmental Services Project Manager

c.c. Leroy Hill, Secretary
 Haudenosaunee Confederacy Council
 Haudenosaunee Resources Centre
 2634 Sixth Line
 Ohswegen, ON
 N0A 1M0

 Hazel Hill, Interim Director
 Haudenosaunee Development Institute
 16 Sunrize Court
 P.O. Box 714
 Ohswegen, 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 Elizabeth Cloud
Chippewas of Kettle and Stoney Point
6247 Indian Lane, RR #2
Kettle and Stoney Point First Nation, Ontario
N0L 1Y0

Dear Chief Cloud:

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.

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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

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 Joe Miskokomon
Chippewas of the Thames First Nation
320 Chippewa Road RR#1
Muncey, Ontario
N0L 1Y0

Dear Chief Miskokomon:

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.

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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.

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Sincerely,

A handwritten signature in black ink, appearing to read "T. Bird".

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

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 Greg Peters
Moravian of the Thames Delaware First Nation
14760 School House Lane, RR #3
Thamesville, ON
N0P 2K0

Dear Chief Peters:

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.

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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 four projects (i.e., Adelaide, Bluewater, 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 www.NextEraEnergyCanada.com. Please let us know if you feel the above list of four 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

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, Goshen and Jericho Project Description Reports



November 2, 2011

Chief Patrick Waddilove
Munsee Delaware First Nation
289 Jubilee Road, RR#1
Muncey, Ontario
N0L 1Y0

Dear Chief Waddilove:

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 www.NextEraEnergyCanada.com. 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. Daniel Miskokomon, First Nation Manager

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 Joel Abram
Oneida Nation of the Thames
2212 Elm Avenue, R.R. #2
Southwold, ON
N0L 2G0

Dear Chief Abram:

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 www.NextEraEnergyCanada.com. 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. April Varewyk, Environment Officer

Holly Elijah, Council Assistant

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

Dear Chief Day:

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 www.NextEraEnergyCanada.com. 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. Charlene Deleary, Secretary

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 3, 2011

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

Dear Chief 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 www.NextEraEnergyCanada.com. 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

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 www.NextEraEnergyCanada.com. 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. 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



November 2, 2011

Archie Indoe
Vice-President and Chair HSM Energy Committee
Historic Saugeen Métis
204 High Street, Box 1492
Southampton, Ontario
N0H 2L0

Dear Vice-President Indoe:

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 three projects (i.e., Bluewater, 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 www.NextEraEnergyCanada.com. Please let us know if you feel the above list of three 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. Patsy L. McArthur, Secretary-Treasurer
Audrey Holden, Lands and Resources Consultation Coordinator

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
Bluewater, Goshen and Jericho Project Description Reports



Appendixes

Appendix I.4

June 14, 2012 cover letters regarding July 17, 2012
Public Meetings #3 and enclosing updated PDR



June 14, 2012

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

Dear Chief Plain:

Subject: **NextEra Energy Canada, Jericho Wind Energy Project**

As you know, Jericho Wind, Inc., a wholly owned subsidiary of NextEra Energy Canada, ULC, is proposing to construct and operate the Jericho Wind Energy Centre with a total maximum name plate capacity of 150-megawatts.

We are writing to let you know about a public meeting that is planned to be held on July 17, 2012 at the Centennial Hall – 101 Centennial Avenue, Watford, from 5:00 p.m. to 8:00 p.m. This is an update meeting to provide information on the status of the project.

In addition, we are enclosing an updated copy of the draft Project Description Report for the project.

We hope this information will be helpful to you, and wish to stress that it is in addition to, but not a replacement for any consultation activities we are following with your community.

Please contact the undersigned or our consultant Bob Waldon at (905) 838-4256 or rdwaldon@bedfordC4.com if you require additional information.

Sincerely,

A handwritten signature in black ink, appearing to read "T. Bird".

Thomas Bird
Environmental Services Project Manager

Info. c.c. Sharilyn Johnston, Environmental Officer, 1300 Tashmoo Avenue, Sarnia, ON N7T 8E5
Ross Groffman, Project Director, NextEra Energy Canada
R. D. (Bob) Waldon, Bedford Consulting & Associates

Enclosures Jericho Notice of Public Meeting
Jericho Project Description Report



June 14, 2012

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

Dear Chief MacNaughton:

Subject: **NextEra Energy Canada, Jericho Wind Energy Project**

As you know, Jericho Wind, Inc., a wholly owned subsidiary of NextEra Energy Canada, ULC, is proposing to construct and operate the Jericho Wind Energy Centre with a total maximum name plate capacity of 150-megawatts.

We are writing to let you know about a public meeting that is planned to be held on July 17, 2012 at the Centennial Hall – 101 Centennial Avenue, Watford, from 5:00 p.m. to 8:00 p.m. This is an update meeting to provide information on the status of the project.

In addition, we are enclosing an updated copy of the draft Project Description Report for the project.

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, and in view of our ongoing discussions with your staff through the Haudenosaunee Development Institute.

We hope this information will be helpful to you, and wish to stress that it is in addition to, but not a replacement for any consultation activities we are following with your community.

Please contact the undersigned or our consultant Bob Waldon at (905) 838-4256 or rdwaldon@bedfordC4.com if you require additional information.

Sincerely,

A handwritten signature in black ink, appearing to read "T. Bird".

Thomas Bird
Environmental Services Project Manager

Info. 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 N0A 1M0
Ross Groffman, Project Director, NextEra Energy Canada
R. D. (Bob) Waldon, Bedford Consulting & Associates

NextEra Energy Canada, ULC

5500 North Service Road, Suite 205 | Burlington, Ontario L7L 6W6 | 905 335 4904



Enclosures Jericho Notice of Public Meeting
Jericho Project Description Report



June 14, 2012

Chief Elizabeth Cloud
Chippewas of Kettle and Stony Point First Nation
6247 Indian Lane
R.R.#2
Kettle and Stony Point First Nation, ON N0L 1Y0

Dear Chief Cloud:

Subject: **NextEra Energy Canada, Jericho Wind Energy Project**

As you know, Jericho Wind, Inc., a wholly owned subsidiary of NextEra Energy Canada, ULC, is proposing to construct and operate the Jericho Wind Energy Centre with a total maximum name plate capacity of 150-megawatts.

We are writing to let you know about a public meeting that is planned to be held on July 17, 2012 at the Centennial Hall – 101 Centennial Avenue, Watford, from 5:00 p.m. to 8:00 p.m. This is an update meeting to provide information on the status of the project.

In addition, we are enclosing an updated copy of the draft Project Description Report for the project.

We hope this information will be helpful to you, and wish to stress that it is in addition to, but not a replacement for any consultation activities we are following with your community. Please contact the undersigned or our consultant Bob Waldon at (905) 838-4256 or rdwaldon@bedfordC4.com if you require additional information.

Sincerely,

A handwritten signature in black ink, appearing to read "T. Bird".

Thomas Bird
Environmental Services Project Manager

Info. c.c. Mark French, Band Manager
Sue Bressette, Communication Relations Officer
Ross Groffman, Project Director, NextEra Energy Canada
R. D. (Bob) Waldon, Bedford Consulting & Associates

Enclosures Jericho Notice of Public Meeting
Jericho Project Description Report



June 14, 2012

Chief Joe Miskokomon
Chippewas of the Thames First Nation
R.R.#1
320 Chippewa Road
Muncey, ON N0L 1Y0

Dear Chief Miskokomon:

Subject: **NextEra Energy Canada, Jericho Wind Energy Project**

As you know, Jericho Wind, Inc., a wholly owned subsidiary of NextEra Energy Canada, ULC, is proposing to construct and operate the Jericho Wind Energy Centre with a total maximum name plate capacity of 150-megawatts.

We are writing to let you know about a public meeting that is planned to be held on July 17, 2012 at the Centennial Hall – 101 Centennial Avenue, Watford, from 5:00 p.m. to 8:00 p.m. This is an update meeting to provide information on the status of the project.

In addition, we are enclosing an updated copy of the draft Project Description Report for the project.

We hope this information will be helpful to you, and wish to stress that it is in addition to, but not a replacement for any consultation activities we are following with your community.

Please contact the undersigned or our consultant Bob Waldon at (905) 838-4256 or rdwaldon@bedfordC4.com if you require additional information.

Sincerely,

A handwritten signature in black ink, appearing to read "T. Bird".

Thomas Bird
Environmental Services Project Manager

Info. c.c. Rolanda Elijah, Consultation Coordinator
 Phyllis Rauws- George, Renewable Energy Coordinator
 Candace Deleary, Council Secretary
 Ross Groffman, Project Director, NextEra Energy Canada
 R. D. (Bob) Waldon, Bedford Consulting & Associates

Enclosures Jericho Notice of Public Meeting
 Jericho Project Description Report



June 14, 2012

Chief Greg Peters
Moravian of the Thames Delaware First Nation
14760 School House Lane,
R.R. #3
Thamesville, ON N0P 2K0

Dear Chief Peters:

Subject: **NextEra Energy Canada, Jericho Wind Energy Project**

As you know, Jericho Wind, Inc., a wholly owned subsidiary of NextEra Energy Canada, ULC, is proposing to construct and operate the Jericho Wind Energy Centre with a total maximum name plate capacity of 150-megawatts.

We are writing to let you know about a public meeting that is planned to be held on July 17, 2012 at the Centennial Hall – 101 Centennial Avenue, Watford, from 5:00 p.m. to 8:00 p.m. This is an update meeting to provide information on the status of the project.

In addition, we are enclosing an updated copy of the draft Project Description Report for the project.

We understand this project is north of your traditional territory, but wish to provide these reports as a courtesy and for information sharing.

We hope this information will be helpful to you, and wish to stress that it is in addition to, but not a replacement for any consultation activities we are following with your community.

Please contact the undersigned or our consultant Bob Waldon at (905) 838-4256 or rdwaldon@bedfordC4.com if you require additional information.

Sincerely,

A handwritten signature in black ink, appearing to read "T. Bird".

Thomas Bird
Environmental Services Project Manager

Info. c.c. Ross Groffman, Project Director, NextEra Energy Canada
R. D. (Bob) Waldon, Bedford Consulting & Associates

Enclosures Jericho Notice of Public Meeting
Jericho Project Description Report



June 14, 2012

Chief Patrick Waddilove
Munsee Delaware First Nation
R.R.#1
289 Jubilee Road
Muncey, ON N0L 1Y0

Dear Chief Waddilove:

Subject: **NextEra Energy Canada, Jericho Wind Energy Project**

As you know, Jericho Wind, Inc., a wholly owned subsidiary of NextEra Energy Canada, ULC, is proposing to construct and operate the Jericho Wind Energy Centre with a total maximum name plate capacity of 150-megawatts.

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Please contact the undersigned or our consultant Bob Waldon at (905) 838-4256 or rdwaldon@bedfordC4.com if you require additional information.

Sincerely,

A handwritten signature in black ink, appearing to read "T. Bird".

Thomas Bird
Environmental Services Project Manager

Info. c.c. Daniel Miskokomon, First Nation Manager
Ross Groffman, Project Director, NextEra Energy Canada
R. D. (Bob) Waldon, Bedford Consulting & Associates

Enclosures Jericho Notice of Public Meeting
Jericho Project Description Report



June 14, 2012

Chief Alfred Day
Oneida Council of Chiefs
1086 River Road
Southwold, ON N0L 2G0

Dear Chief Day:

Subject: **NextEra Energy Canada, Jericho Wind Energy Project**

As you know, Jericho Wind, Inc., a wholly owned subsidiary of NextEra Energy Canada, ULC, is proposing to construct and operate the Jericho Wind Energy Centre with a total maximum name plate capacity of 150-megawatts.

We are writing to let you know about a public meeting that is planned to be held on July 17, 2012 at the Centennial Hall – 101 Centennial Avenue, Watford, from 5:00 p.m. to 8:00 p.m. This is an update meeting to provide information on the status of the project.

In addition, we are enclosing an updated copy of the draft Project Description Report for the project.

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. However, as a courtesy, and in view of our ongoing discussions with staff through the Haudenosaunee Development Institute.

We hope this information will be helpful to you, and wish to stress that it is in addition to, but not a replacement for any consultation activities we are following with your community.

Please contact the undersigned or our consultant Bob Waldon at (905) 838-4256 or rdwaldon@bedfordC4.com if you require additional information.

Sincerely,

A handwritten signature in black ink, appearing to read "T. Bird".

Thomas Bird
Environmental Services Project Manager

Info. c.c. Charlene Deleary, Secretary, Oneida Council of Chiefs, 1086 River Road,
Southwold, ON N0L 2G0
Ross Groffman, Project Director, NextEra Energy Canada
R. D. (Bob) Waldon, Bedford Consulting & Associates

Enclosures Jericho Notice of Public Meeting
Jericho Project Description Report



June 14, 2012

Chief Joel Abram
Oneida Nation of the Thames
2212 Elm Avenue, R.R. #2
Southwold, ON N0L 2G0

Dear Chief Abram:

Subject: NextEra Energy Canada, Jericho Wind Energy Project

As you know, Jericho Wind, Inc., a wholly owned subsidiary of NextEra Energy Canada, ULC, is proposing to construct and operate the Jericho Wind Energy Centre with a total maximum name plate capacity of 150-megawatts.

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In addition, we are enclosing an updated copy of the draft Project Description Report for the project.

We hope this information will be helpful to you, and wish to stress that it is in addition to, but not a replacement for any consultation activities we are following with your community.

Please contact the undersigned or our consultant Bob Waldon at (905) 838-4256 or rdwaldon@bedfordC4.com if you require additional information.

Sincerely,

A handwritten signature in black ink, appearing to read "T. Bird".

Thomas Bird
Environmental Services Project Manager

Info. c.c. April Varewyk, Environment Officer
Holly Elijah, Director of Public Works
Ross Groffman, Project Director, NextEra Energy Canada
R. D. (Bob) Waldon, Bedford Consulting & Associates

Enclosures Jericho Notice of Public Meeting
Jericho Project Description Report



June 14, 2012

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

Dear Chief Montour:

Subject: **NextEra Energy Canada, Jericho Wind Energy Project**

As you know, Jericho Wind, Inc., a wholly owned subsidiary of NextEra Energy Canada, ULC, is proposing to construct and operate the Jericho Wind Energy Centre with a total maximum name plate capacity of 150-megawatts.

We are writing to let you know about a public meeting that is planned to be held on July 17, 2012 at the Centennial Hall – 101 Centennial Avenue, Watford, from 5:00 p.m. to 8:00 p.m. This is an update meeting to provide information on the status of the project.

In addition, we are enclosing an updated copy of the draft Project Description Report for the project.

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 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.

We hope this information will be helpful to you, and wish to stress that it is in addition to, but not a replacement for any consultation activities we are following with your community.

Please contact the undersigned or our consultant Bob Waldon at (905) 838-4256 or rdwaldon@bedfordC4.com if you require additional information.

Sincerely,

A handwritten signature in black ink, appearing to read "T. Bird".

Thomas Bird
Environmental Services Project Manager

Info. c.c. Lonny Bomberry, Director, Lands and Resources, 2498 Chiefswood Road
Ohsweken, ON N0A 1M0
Joanne Thomas, Consultation Point Person, Lands and Resources, 2676 Fourth Line
PO Box 5000, Ohsweken, ON N0A 1M0
Ross Groffman, Project Director, NextEra Energy Canada
R. D. (Bob) Waldon, Bedford Consulting & Associates

Enclosures Jericho Notice of Public Meeting
Jericho Project Description Report



June 14, 2012

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

Dear Chief Gilbert:

Subject: **NextEra Energy Canada, Jericho Wind Energy Project**

As you know, Jericho Wind, Inc., a wholly owned subsidiary of NextEra Energy Canada, ULC, is proposing to construct and operate the Jericho Wind Energy Centre with a total maximum name plate capacity of 150-megawatts.

We are writing to let you know about a public meeting that is planned to be held on July 17, 2012 at the Centennial Hall – 101 Centennial Avenue, Watford, from 5:00 p.m. to 8:00 p.m. This is an update meeting to provide information on the status of the project.

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Sincerely,

A handwritten signature in black ink, appearing to read "T. Bird".

Thomas Bird
Environmental Services Project Manager

Info. 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, 2185 River Road North, Walpole Island, ON N8A 4K9
Vera Williams, Interim Director, Department of Economic Development, Walpole Island First Nation, 785 Tecumseh Road, Thunder Bird Plaza, Unit #6, Walpole Island, ON N8A 4K9
Ross Groffman, Project Director, NextEra Energy Canada
R. D. (Bob) Waldon, Bedford Consulting & Associates

Enclosures Jericho Notice of Public Meeting
Jericho Project Description Report



June 14, 2012

Archie Indoe, President
Historic Saugeen Métis
204 High Street, Box 1492
Southampton, ON N0H 2L0

Dear Mr. Indoe:

Subject: NextEra Energy Canada, Jericho Wind Energy Project

As you know, Jericho Wind, Inc., a wholly owned subsidiary of NextEra Energy Canada, ULC, is proposing to construct and operate the Jericho Wind Energy Centre with a total maximum name plate capacity of 150-megawatts.

We are writing to let you know about a public meeting that is planned to be held on July 17, 2012 at the Centennial Hall – 101 Centennial Avenue, Watford, from 5:00 p.m. to 8:00 p.m. This is an update meeting to provide information on the status of the project.

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Sincerely,

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Thomas Bird
Environmental Services Project Manager

Info. c.c. Patsy L. McArthur, Secretary-Treasurer
Audrey Holden, Lands and Resources Consultation Coordinator
Ross Groffman, Project Director, NextEra Energy Canada
R. D. (Bob) Waldon, Bedford Consulting & Associates

Enclosures Jericho Notice of Public Meeting
Jericho Project Description Report



Appendixes

Appendix I.5

November 7 and 19, 2012 cover letters enclosing notice and site plan



DELIVERED

November 7, 2012

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

Dear Chief Plain:

Subject: Jericho Wind Energy Centre

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

First, we enclose a copy of a Notice, which explains that a Draft Site Plan is being issued for the Jericho Wind Energy Centre. 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. Should you have any questions or concerns please do not hesitate to contact either myself, Bob Waldon ((905) 838-4256 or rdwaldon@bedfordC4.com) or Brian Hay, NextEra Energy Canada ((416) 706-9484).

Sincerely,

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Thomas Bird
Environmental Services Project Manager

C.c. Sharilyn Johnston, Environmental Officer
Wilson Plain Jr., Environmental Consultation Worker

Info. c.c. Ross Groffman, Director, NextEra Energy Canada
R. D. (Bob) Waldon, Bedford Consulting & Associates

Enclosures Jericho Notice of Draft Site Plan and Draft Site Plan Report



DELIVERED

November 7, 2012

Hazel Hill
Interim Director
Six Nations Haudenosaunee Confederacy Council,
(Haudenosaunee Confederacy Chiefs Council),
R.R. #2,
Ohsweken, ON
N0A 1M0

Dear Interim Director Hill:

Subject: Jericho Wind Energy Centre

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

First, we enclose a copy of a Notice, which explains that a Draft Site Plan is being issued for the Jericho Wind Energy Centre. 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.

As you may know, Six Nations Haudenosaunee Confederacy Chiefs 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, and in view of our ongoing discussions the Haudenosaunee Development Institute.

Should you have any questions or concerns please do not hesitate to contact either myself or Brian Hay, NextEra Energy Canada (416) 706-9484.

Sincerely,

A handwritten signature in black ink, appearing to read "T. Bird".

Thomas Bird
Environmental Services Project Manager

C.c. Leroy Hill, Secretary

Info. c.c. Ross Groffman, Director, NextEra Energy Canada

Enclosures Jericho Notice of Draft Site Plan and Draft Site Plan Report



DELIVERED

November 7, 2012

Chief Tom Bressette
Chippewas of Kettle and Stony Point First Nation
6247 Indian Lane R.R.#2
Kettle and Stony Point First Nation, Ontario
N0L 1Y0

Dear Chief Bressette:

Subject: Jericho Wind Energy Centre

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

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

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Sincerely,

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Thomas Bird
Environmental Services Project Manager

C.c. Sharman Bressette, Acting First Nation Manager
Sue Bressette, Communication Relations Officer

Info. c.c. Ross Groffman, Director, NextEra Energy Canada
R. D. (Bob) Waldon, Bedford Consulting & Associates

Enclosures Jericho Notice of Draft Site Plan and Draft Site Plan Report



DELIVERED

November 7, 2012

Chief Joe Miskokomon,
Chippewas of the Thames First Nation R.R. #1
320 Chippewa Road
Muncey, Ontario
N0L 1Y0

Dear Chief Miskokomon:

Subject: Jericho Wind Energy Centre

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

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

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Sincerely,

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Thomas Bird
Environmental Services Project Manager

C.c. Rolanda Elijah, Consultation Coordinator
Candace Deleary, Council Secretary

Info. c.c. Ross Groffman, Director, NextEra Energy Canada
R. D. (Bob) Waldon, Bedford Consulting & Associates

Enclosures Jericho Notice of Draft Site Plan and Draft Site Plan Report



DELIVERED

November 7, 2012

Chief Patrick Waddilove,
Munsee Delaware First Nation,
R.R.#1, 289 Jubilee Road,
Muncey, Ontario
N0L 1Y0

Dear Chief Waddilove:

Subject: Jericho Wind Energy Centre

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

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

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Sincerely,

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Thomas Bird
Environmental Services Project Manager

C.c. Daniel Miskokomon, First Nation Manager

Info. c.c. Ross Groffman, Director, NextEra Energy Canada
R. D. (Bob) Waldon, Bedford Consulting & Associates

Enclosures Jericho Notice of Draft Site Plan and Draft Site Plan Report



DELIVERED

November 7, 2012

Chief Joel Abram,
Oneida Nation of the Thames,
2212 Elm Avenue, R.R. #2,
Southwold, ON,
N0L 2G0

Dear Chief Abram:

Subject: Jericho Wind Energy Centre

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

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

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Sincerely,

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Thomas Bird
Environmental Services Project Manager

C.c. April Varewyk, Environment Officer
Holly Elijah, Director of Public Works

Info. c.c. Ross Groffman, Director, NextEra Energy Canada
R. D. (Bob) Waldon, Bedford Consulting & Associates

Enclosures Jericho Notice of Draft Site Plan and Draft Site Plan Report



DELIVERED

November 7, 2012

Chief Alfred Day,
Oneida Council of Chiefs,
1086 River Road,
Southwold, Ontario
N0L 2G0

Dear Chief Day:

Subject: Jericho Wind Energy Centre

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

First, we enclose a copy of a Notice, which explains that a Draft Site Plan is being issued for the Jericho Wind Energy Centre. 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.

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 a courtesy, and in view of our ongoing discussions with staff through the Haudenosaunee Development Institute.

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. Should you have any questions or concerns please do not hesitate to contact either myself, Bob Waldon ((905) 838-4256 or rdwaldon@bedfordC4.com) or Brian Hay, NextEra Energy Canada ((416) 706-9484).

Sincerely,

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Thomas Bird
Environmental Services Project Manager

C.c. Charlene Deleary, Secretary

Info. c.c. Ross Groffman, Director, NextEra Energy Canada
 R. D. (Bob) Waldon, Bedford Consulting & Associates

Enclosures Jericho Notice of Draft Site Plan and Draft Site Plan Report



DELIVERED

November 7, 2012

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

Dear Chief Montour:

Subject: Jericho Wind Energy Centre

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

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

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

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 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.

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. Should you have any questions or concerns please do not hesitate to contact either myself, Bob Waldon ((905) 838-4256 or rdwaldon@bedfordC4.com) or Brian Hay, NextEra Energy Canada ((416) 706-9484).

Sincerely,

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Thomas Bird
Environmental Services Project Manager

C.c. Joanne Thomas, Consultation Point Person, Lands and Resources
Lonny Bomberry, Director, Lands and Resources

Info. c.c. Ross Groffman, Director, NextEra Energy Canada
R. D. (Bob) Waldon, Bedford Consulting & Associates

Enclosures Jericho Notice of Draft Site Plan and two Draft Site Plan Reports



DELIVERED

November 7, 2012

Chief Burton Kewayosh Jr.,
Walpole Island First Nation (Bkejwanong Territory),
R.R. #3,
Wallaceburg, ON
N8A 4K9

Dear Chief Kewayosh:

Subject: Jericho Wind Energy Centre

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

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

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Sincerely,

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Thomas Bird
Environmental Services Project Manager

C.c. Dr. Dean Jacobs, Consultation Manager
Jared Macbeth, Project Review Coordinator
Ed Gilbert, Director, Department of Economic Development

Info. c.c. Ross Groffman, Director, NextEra Energy Canada
R. D. (Bob) Waldon, Bedford Consulting & Associates

Enclosures Jericho Notice of Draft Site Plan and Draft Site Plan Report



DELIVERED

November 7, 2012

Archie Indoe, President
Historic Saugeen Métis
204 High Street, Box 1492
Southampton, Ontario
N0H 2L0

Dear Mr. Indoe:

Subject: Jericho Wind Energy Centre

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

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Thomas Bird
Environmental Services Project Manager

C.c. Patsy L. McArthur, Secretary-Treasurer
Audrey Holden, Lands and Resources Consultation Coordinator

Info. c.c. Ross Groffman, Director, NextEra Energy Canada
R. D. (Bob) Waldon, Bedford Consulting & Associates

Enclosures Jericho Notice of Draft Site Plan and Draft Site Plan Report



DELIVERED

November 19, 2012

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

Dear Chief Plain:

Subject: Jericho Wind Energy Centre

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

We enclose a copy of the Jericho Wind Energy Centre – Draft Noise Assessment Report. This report has been prepared in accordance with the Ontario Ministry of the Environment (MOE) guideline “Noise Guidelines for Wind Farms – Interpretation for Applying MOE NPC Publications to Wind Power Generation Facilities” (October 2008). This report forms part of the Draft Site Plan for the Project and demonstrates compliance with the applicable noise guidelines.

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. Should you have any questions or concerns please do not hesitate to contact either myself, Bob Waldon ((905) 838-4256 or rdwaldon@bedfordC4.com) or Brian Hay, NextEra Energy Canada ((416) 706-9484).

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Thomas Bird
Environmental Services Project Manager

C.c. Sharilyn Johnston, Environmental Officer
Wilson Plain Jr., Environmental Consultation Worker

Info. c.c. Ross Groffman, Director, NextEra Energy Canada
R. D. (Bob) Waldon, Bedford Consulting & Associates

Enclosures Jericho Wind Energy Centre – Draft Noise Assessment Report



DELIVERED

November 19, 2012

Ms. Hazel Hill
Interim Director
Six Nations Haudenosaunee Confederacy Council,
(Haudenosaunee Confederacy Chiefs Council),
R.R. #2,
Ohsweken, ON
NOA 1M0

Dear Ms. Hill:

Subject: Jericho Wind Energy Centre

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

We enclose a copy of the Jericho Wind Energy Centre – Draft Noise Assessment Report. This report has been prepared in accordance with the Ontario Ministry of the Environment (MOE) guideline “Noise Guidelines for Wind Farms – Interpretation for Applying MOE NPC Publications to Wind Power Generation Facilities” (October 2008). This report forms part of the Draft Site Plan for the Project and demonstrates compliance with the applicable noise guidelines.

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, and in view of our ongoing discussions with the Haudenosaunee Development Institute.

We have 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. Should you have any questions or concerns please do not hesitate to contact either myself or Brian Hay, NextEra Energy Canada ((416) 706-9484).

Sincerely,

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Thomas Bird
Environmental Services Project Manager

Enclosures Jericho Wind Energy Centre – Draft Noise Assessment Report

C.c. Leroy Hill, Secretary, Haudenosaunee Confederacy Chiefs Council

Info. c.c. Ross Groffman, Director, NextEra Energy Canada



DELIVERED

November 19, 2012

Chief Tom Bressette
Chippewas of Kettle and Stony Point First Nation
6247 Indian Lane R.R.#2
Kettle and Stony Point First Nation, Ontario
N0L 1Y0

Dear Chief Bressette:

Subject: Jericho Wind Energy Centre

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Sincerely,

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Thomas Bird
Environmental Services Project Manager

C.c. Sharman Bressette, Acting First Nation Manager
Sue Bressette, Communication Relations Officer

Info. c.c. Ross Groffman, Director, NextEra Energy Canada
R. D. (Bob) Waldon, Bedford Consulting & Associates

Enclosures Jericho Wind Energy Centre – Draft Noise Assessment Report



DELIVERED

November 19, 2012

Chief Joe Miskokomon,
Chippewas of the Thames First Nation R.R. #1
320 Chippewa Road
Muncey, Ontario
N0L 1Y0

Dear Chief Miskokomon:

Subject: Jericho Wind Energy Centre

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

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Thomas Bird
Environmental Services Project Manager

C.c. Rolanda Elijah, Consultation Coordinator
Candace Deleary, Council Secretary

Info. c.c. Ross Groffman, Director, NextEra Energy Canada
R. D. (Bob) Waldon, Bedford Consulting & Associates

Enclosures Jericho Wind Energy Centre – Draft Noise Assessment Report



DELIVERED

November 19, 2012

Chief Patrick Waddilove,
Munsee Delaware First Nation,
R.R.#1, 289 Jubilee Road,
Muncey, Ontario
N0L 1Y0

Dear Chief Waddilove:

Subject: Jericho Wind Energy Centre

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Thomas Bird
Environmental Services Project Manager

C.c. Daniel Miskokomon, First Nation Manager

Info. c.c. Ross Groffman, Director, NextEra Energy Canada
R. D. (Bob) Waldon, Bedford Consulting & Associates

Enclosures Jericho Wind Energy Centre – Draft Noise Assessment Report



DELIVERED

November 19, 2012

Chief Joel Abram,
Oneida Nation of the Thames,
2212 Elm Avenue, R.R. #2,
Southwold, ON,
N0L 2G0

Dear Chief Abram:

Subject: Jericho Wind Energy Centre

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

We enclose a copy of the Jericho Wind Energy Centre – Draft Noise Assessment Report. This report has been prepared in accordance with the Ontario Ministry of the Environment (MOE) guideline “Noise Guidelines for Wind Farms – Interpretation for Applying MOE NPC Publications to Wind Power Generation Facilities” (October 2008). This report forms part of the Draft Site Plan for the Project and demonstrates compliance with the applicable noise guidelines.

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. Should you have any questions or concerns please do not hesitate to contact either myself, Bob Waldon ((905) 838-4256 or rdwaldon@bedfordC4.com) or Brian Hay, NextEra Energy Canada ((416) 706-9484).

Sincerely,

A handwritten signature in black ink, appearing to read "T. Bird".

Thomas Bird
Environmental Services Project Manager

C.c. April Varewyk, Environment Officer
Holly Elijah, Director of Public Works

Info. c.c. Ross Groffman, Director, NextEra Energy Canada
R. D. (Bob) Waldon, Bedford Consulting & Associates

Enclosures Jericho Wind Energy Centre – Draft Noise Assessment Report



DELIVERED

November 19, 2012

Chief Alfred Day,
Oneida Council of Chiefs,
1086 River Road,
Southwold, Ontario
N0L 2G0

Dear Chief Day:

Subject: Jericho Wind Energy Centre

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

We enclose a copy of the Jericho Wind Energy Centre – Draft Noise Assessment Report. This report has been prepared in accordance with the Ontario Ministry of the Environment (MOE) guideline “Noise Guidelines for Wind Farms – Interpretation for Applying MOE NPC Publications to Wind Power Generation Facilities” (October 2008). This report forms part of the Draft Site Plan for the Project and demonstrates compliance with the applicable noise guidelines.

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 a courtesy, and in view of our ongoing discussions with staff through the Haudenosaunee Development Institute.

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. Should you have any questions or concerns please do not hesitate to contact either myself, Bob Waldon ((905) 838-4256 or rdwaldon@bedfordC4.com) or Brian Hay, NextEra Energy Canada ((416) 706-9484).

Sincerely,

A handwritten signature in black ink, appearing to read "T. Bird".

Thomas Bird
Environmental Services Project Manager

C.c. Charlene Deleary, Secretary

Info. c.c. Ross Groffman, Director, NextEra Energy Canada

Enclosures Jericho Wind Energy Centre – Draft Noise Assessment Report



DELIVERED

November 19, 2012

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

Dear Chief Montour:

Subject: Jericho Wind Energy Centre

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

We enclose a copy of the Jericho Wind Energy Centre – Draft Noise Assessment Report. This report has been prepared in accordance with the Ontario Ministry of the Environment (MOE) guideline “Noise Guidelines for Wind Farms – Interpretation for Applying MOE NPC Publications to Wind Power Generation Facilities” (October 2008). This report forms part of the Draft Site Plan for the Project and demonstrates compliance with the applicable noise guidelines.

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 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.

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. Should you have any questions or concerns please do not hesitate to contact either myself, Bob Waldon ((905) 838-4256 or rdwaldon@bedfordC4.com) or Brian Hay, NextEra Energy Canada ((416) 706-9484).

Sincerely,

A handwritten signature in black ink, appearing to read "T. Bird".

Thomas Bird
Environmental Services Project Manager

C.c. Joanne Thomas, Consultation Point Person, Lands and Resources

Lonny Bomberry, Director, Lands and Resources

Info. c.c. Ross Groffman, Director, NextEra Energy Canada
 R. D. (Bob) Waldon, Bedford Consulting & Associates

Enclosures Jericho Wind Energy Centre – Draft Noise Assessment Report



DELIVERED

November 19, 2012

Chief Burton Kewayosh Jr.,
Walpole Island First Nation (Bkejwanong Territory),
R.R. #3,
Wallaceburg, ON
N8A 4K9

Dear Chief Kewayosh:

Subject: Jericho Wind Energy Centre

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

We enclose a copy of the Jericho Wind Energy Centre – Draft Noise Assessment Report. This report has been prepared in accordance with the Ontario Ministry of the Environment (MOE) guideline “Noise Guidelines for Wind Farms – Interpretation for Applying MOE NPC Publications to Wind Power Generation Facilities” (October 2008). This report forms part of the Draft Site Plan for the Project and demonstrates compliance with the applicable noise guidelines.

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. Should you have any questions or concerns please do not hesitate to contact either myself, Bob Waldon ((905) 838-4256 or rdwaldon@bedfordC4.com) or Brian Hay, NextEra Energy Canada ((416) 706-9484).

Sincerely,

A handwritten signature in black ink, appearing to read "T. Bird".

Thomas Bird
Environmental Services Project Manager

C.c. Dr. Dean Jacobs, Consultation Manager
Jared Macbeth, Project Review Coordinator
Ed Gilbert, Director, Department of Economic Development

Info. c.c. Ross Groffman, Director, NextEra Energy Canada
R. D. (Bob) Waldon, Bedford Consulting & Associates

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

Enclosures Jericho Wind Energy Centre – Draft Noise Assessment Report



DELIVERED

November 19, 2012

Archie Indoe, President
Historic Saugeen Métis
204 High Street, Box 1492
Southampton, Ontario
N0H 2L0

Dear Mr. Indoe:

Subject: Jericho Wind Energy Centre

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

We enclose a copy of the Jericho Wind Energy Centre – Draft Noise Assessment Report. This report has been prepared in accordance with the Ontario Ministry of the Environment (MOE) guideline “Noise Guidelines for Wind Farms – Interpretation for Applying MOE NPC Publications to Wind Power Generation Facilities” (October 2008). This report forms part of the Draft Site Plan for the Project and demonstrates compliance with the applicable noise guidelines.

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. Should you have any questions or concerns please do not hesitate to contact either myself, Bob Waldon ((905) 838-4256 or rdwaldon@bedfordC4.com) or Brian Hay, NextEra Energy Canada ((416) 706-9484).

Sincerely,

A handwritten signature in black ink, appearing to read "T. Bird".

Thomas Bird
Environmental Services Project Manager

C.c. Patsy L. McArthur, Secretary-Treasurer
Audrey Holden, Lands and Resources Consultation Coordinator

Info. c.c. Ross Groffman, Director, NextEra Energy Canada
R. D. (Bob) Waldon, Bedford Consulting & Associates

Enclosures Jericho Wind Energy Centre – Draft Noise Assessment Report



Appendixes

Appendix I.6

November 22, 2012 cover letters enclosing Draft Project Table 1 REA reports and
Notice regarding Final Public Meetings (PM 4, 5 and 6)



DELIVERED

November 22, 2012

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

Dear Chief Plain:

Subject: Jericho Wind Energy Centre

Jericho Wind, Inc., a wholly owned subsidiary of NextEra Energy Canada, ULC, (NextEra) is proposing to construct a wind energy project in the Municipality of Lambton Shores and the Township of Warwick, in Lambton County, Ontario and in the Municipality of North Middlesex, in Middlesex County, Ontario. The Project is referred to as the Jericho Wind Energy Centre (the "Project"). The wind turbine technology proposed for the Project is the GE 1.6-100 Wind Turbine. With a total nameplate capacity of 150 MW, the Project is categorized as a Class 4 facility. Although NextEra is seeking a Renewable Energy Approval (REA) for up to 98 wind turbines, only approximately 92 will be constructed for the Project.

NextEra is pleased to provide you with one paper copy and two CDs of the draft REA Reports for your review. 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: www.NextEraEnergyCanada.com.

Finally, we are enclosing a copy of the Notice of Public Meeting to take place at Centennial Hall, the Ailsa Craig Community Centre and Kimball Hall on February 6, 7 and 8 2013, respectively. 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 Jericho 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.

NextEra anticipates filing the REA with the Ministry of the Environment in February 2013. 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 MOE is expected to take up to six months to complete a technical review and to make a decision about whether to issue a renewable energy approval. 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.

Should you have any questions or concerns please do not hesitate to contact either myself, Bob Waldon ((905) 838-4256 or rdwaldon@bedfordC4.com) or Brian Hay, NextEra Energy Canada ((416) 706-9484).

Yours very truly,

A handwritten signature in black ink, appearing to read "T. Bird".

Thomas Bird,
Environmental Services Project Manager

Enclosures:

- One hard copy and two CDs of the draft REA Reports; these include:
 - Project Description Report
 - Construction Plan Report
 - Design and Operations Report
 - Decommissioning Plan Report
 - Wind Turbine Specification Report
 - Natural Heritage Assessment Report
 - Water Assessment and Water Body Report
 - Heritage Assessment Report
 - Stage 1 and Stage 2 Archaeological Assessment Reports
- One hard copy of the draft REA Report Summaries
- Public Meeting Notice

C.c. Sharilyn Johnston, Environmental Officer
 Wilson Plain Jr., Environmental Consultation Worker

Info. c.c. Ross Groffman, Director, NextEra Energy Canada
 R. D. (Bob) Waldon, Bedford Consulting & Associates



DELIVERED

November 22, 2012

Ms. Hazel Hill
Interim Director
Six Nations Haudenosaunee Confederacy Council,
(Haudenosaunee Confederacy Chiefs Council),
R.R. #2,
Ohsweken, ON
NOA 1M0

Dear Ms. Hill:

Subject: Jericho Wind Energy Centre

Jericho Wind, Inc., a wholly owned subsidiary of NextEra Energy Canada, ULC, (NextEra) is proposing to construct a wind energy project in the Municipality of Lambton Shores and the Township of Warwick, in Lambton County, Ontario and in the Municipality of North Middlesex, in Middlesex County, Ontario. The Project is referred to as the Jericho Wind Energy Centre (the "Project"). The wind turbine technology proposed for the Project is the GE 1.6-100 Wind Turbine. With a total nameplate capacity of 150 MW, the Project is categorized as a Class 4 facility. Although NextEra is seeking a Renewable Energy Approval (REA) for up to 98 wind turbines, only approximately 92 will be constructed for the Project.

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Finally, we are enclosing a copy of the Notice of Public Meeting to take place at Centennial Hall, the Ailsa Craig Community Centre and Kimball Hall on February 6, 7 and 8 2013, respectively. 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, and in view of our ongoing discussions with the Haudenosaunee Development Institute.

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 Jericho 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.

NextEra anticipates filing the REA with the Ministry of the Environment in February 2013. 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 MOE is expected to take up to six months to complete a technical review and to make a decision about whether to issue a renewable energy approval. 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, we will contact you or your staff representative to discuss these draft REA Reports and your response as requested above.

Should you have any questions or concerns please do not hesitate to contact either myself or Brian Hay, NextEra Energy Canada ((416) 706-9484).

Yours very truly,

A handwritten signature in black ink, appearing to read "T. Bird".

Thomas Bird, Environmental Services Project Manager

Enclosures:

- One hard copy and two CDs of the draft REA Reports; these include:
 - Project Description Report
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 - Heritage Assessment Report
 - Stage 1 and Stage 2 Archaeological Assessment Reports
- One hard copy of the draft REA Report Summaries
- Public Meeting Notice

C.c. Leroy Hill, Secretary, Haudenosaunee Confederacy Chiefs Council

Info. c.c. Ross Groffman, Director, NextEra Energy Canada



DELIVERED

November 22, 2012

Chief Tom Bressette
Chippewas of Kettle and Stony Point First Nation
6247 Indian Lane R.R.#2
Kettle and Stony Point First Nation, Ontario
N0L 1Y0

Dear Chief Bressette:

Subject: Jericho Wind Energy Centre

Jericho Wind, Inc., a wholly owned subsidiary of NextEra Energy Canada, ULC, (NextEra) is proposing to construct a wind energy project in the Municipality of Lambton Shores and the Township of Warwick, in Lambton County, Ontario and in the Municipality of North Middlesex, in Middlesex County, Ontario. The Project is referred to as the Jericho Wind Energy Centre (the "Project"). The wind turbine technology proposed for the Project is the GE 1.6-100 Wind Turbine. With a total nameplate capacity of 150 MW, the Project is categorized as a Class 4 facility. Although NextEra is seeking a Renewable Energy Approval (REA) for up to 98 wind turbines, only approximately 92 will be constructed for the Project.

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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 Jericho 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.

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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.

Should you have any questions or concerns please do not hesitate to contact either myself, Bob Waldon ((905) 838-4256 or rdwaldon@bedfordC4.com) or Brian Hay, NextEra Energy Canada ((416) 706-9484).

Yours very truly,



Thomas Bird,
Environmental Services Project Manager

Enclosures:

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 - Heritage Assessment Report
 - Stage 1 and Stage 2 Archaeological Assessment Reports
- One hard copy of the draft REA Report Summaries
- Public Meeting Notice

C.c. Sharman Bressette, Acting First Nation Manager
 Sue Bressette, Communication Relations Officer

Info c.c. Ross Groffman, Director, NextEra Energy Canada
 R. D. (Bob) Waldon, Bedford Consulting & Associates



DELIVERED

November 22, 2012

Chief Joe Miskokomon,
Chippewas of the Thames First Nation R.R. #1
320 Chippewa Road
Muncey, Ontario
N0L 1Y0

Dear Chief Miskokomon:

Subject: Jericho Wind Energy Centre

Jericho Wind, Inc., a wholly owned subsidiary of NextEra Energy Canada, ULC, (NextEra) is proposing to construct a wind energy project in the Municipality of Lambton Shores and the Township of Warwick, in Lambton County, Ontario and in the Municipality of North Middlesex, in Middlesex County, Ontario. The Project is referred to as the Jericho Wind Energy Centre (the "Project"). The wind turbine technology proposed for the Project is the GE 1.6-100 Wind Turbine. With a total nameplate capacity of 150 MW, the Project is categorized as a Class 4 facility. Although NextEra is seeking a Renewable Energy Approval (REA) for up to 98 wind turbines, only approximately 92 will be constructed for the Project.

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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 Jericho 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:

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Yours very truly,



Thomas Bird,
Environmental Services Project Manager

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 - Stage 1 and Stage 2 Archaeological Assessment Reports
- One hard copy of the draft REA Report Summaries
- Public Meeting Notice

C.c. Rolanda Elijah, Consultation Coordinator
 Candace Deleary, Council Secretary

Info. c.c. Ross Groffman, Director, NextEra Energy Canada
 R. D. (Bob) Waldon, Bedford Consulting & Associates



DELIVERED

November 22, 2012

Chief Patrick Waddilove,
Munsee Delaware First Nation,
R.R.#1, 289 Jubilee Road,
Muncey, Ontario
N0L 1Y0

Dear Chief Waddilove:

Subject: Jericho Wind Energy Centre

Jericho Wind, Inc., a wholly owned subsidiary of NextEra Energy Canada, ULC, (NextEra) is proposing to construct a wind energy project in the Municipality of Lambton Shores and the Township of Warwick, in Lambton County, Ontario and in the Municipality of North Middlesex, in Middlesex County, Ontario. The Project is referred to as the Jericho Wind Energy Centre (the "Project"). The wind turbine technology proposed for the Project is the GE 1.6-100 Wind Turbine. With a total nameplate capacity of 150 MW, the Project is categorized as a Class 4 facility. Although NextEra is seeking a Renewable Energy Approval (REA) for up to 98 wind turbines, only approximately 92 will be constructed for the Project.

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Yours very truly,

A handwritten signature in black ink, appearing to read "T. Bird".

Thomas Bird,
Environmental Services Project Manager

Enclosures:

- One hard copy and two CDs of the draft REA Reports; these include:
 - Project Description Report
 - Construction Plan Report
 - Design and Operations Report
 - Decommissioning Plan Report
 - Wind Turbine Specification Report
 - Natural Heritage Assessment Report
 - Water Assessment and Water Body Report
 - Heritage Assessment Report
 - Stage 1 and Stage 2 Archaeological Assessment Reports
- One hard copy of the draft REA Report Summaries
- Public Meeting Notice

C.c. Daniel Miskokomon, First Nation Manager

Info. c.c. Ross Groffman, Director, NextEra Energy Canada
R. D. (Bob) Waldon, Bedford Consulting & Associates



DELIVERED

November 22, 2012

Chief Joel Abram,
Oneida Nation of the Thames,
2212 Elm Avenue, R.R. #2,
Southwold, ON,
N0L 2G0

Dear Chief Abram:

Subject: Jericho Wind Energy Centre

Jericho Wind, Inc., a wholly owned subsidiary of NextEra Energy Canada, ULC, (NextEra) is proposing to construct a wind energy project in the Municipality of Lambton Shores and the Township of Warwick, in Lambton County, Ontario and in the Municipality of North Middlesex, in Middlesex County, Ontario. The Project is referred to as the Jericho Wind Energy Centre (the "Project"). The wind turbine technology proposed for the Project is the GE 1.6-100 Wind Turbine. With a total nameplate capacity of 150 MW, the Project is categorized as a Class 4 facility. Although NextEra is seeking a Renewable Energy Approval (REA) for up to 98 wind turbines, only approximately 92 will be constructed for the Project.

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Finally, we are enclosing a copy of the Notice of Public Meeting to take place at Centennial Hall, the Ailsa Craig Community Centre and Kimball Hall on February 6, 7 and 8 2013, respectively. 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 Jericho 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.

NextEra anticipates filing the REA with the Ministry of the Environment in February 2013. 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 MOE is expected to take up to six months to complete a technical review and to make a decision about whether to issue a renewable energy approval. 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.

Should you have any questions or concerns please do not hesitate to contact either myself, Bob Waldon ((905) 838-4256 or rdwaldon@bedfordC4.com) or Brian Hay, NextEra Energy Canada ((416) 706-9484).

Yours very truly,

A handwritten signature in black ink, appearing to read "T. Bird".

Thomas Bird,
Environmental Services Project Manager

Enclosures:

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- One hard copy of the draft REA Report Summaries
- Public Meeting Notice

C.c. April Varewyk, Environment Officer
Holly Elijah, Director of Public Works

Info c.c. Ross Groffman, Director, NextEra Energy Canada
R. D. (Bob) Waldon, Bedford Consulting & Associates



DELIVERED

November 22, 2012

Chief Alfred Day,
Oneida Council of Chiefs,
1086 River Road,
Southwold, Ontario
N0L 2G0

Dear Chief Day:

Subject: Jericho Wind Energy Centre

Jericho Wind, Inc., a wholly owned subsidiary of NextEra Energy Canada, ULC, (NextEra) is proposing to construct a wind energy project in the Municipality of Lambton Shores and the Township of Warwick, in Lambton County, Ontario and in the Municipality of North Middlesex, in Middlesex County, Ontario. The Project is referred to as the Jericho Wind Energy Centre (the "Project"). The wind turbine technology proposed for the Project is the GE 1.6-100 Wind Turbine. With a total nameplate capacity of 150 MW, the Project is categorized as a Class 4 facility. Although NextEra is seeking a Renewable Energy Approval (REA) for up to 98 wind turbines, only approximately 92 will be constructed for the Project.

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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. However we are providing you with these documents, as a courtesy, and in view of our ongoing discussions with staff through the Haudenosaunee Development Institute.

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 Jericho 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.

NextEra anticipates filing the REA with the Ministry of the Environment in February 2013. 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 MOE is expected to take up to six months to complete a technical review and to make a decision about whether to issue a renewable energy approval. 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.

Should you have any questions or concerns please do not hesitate to contact either myself, Bob Waldon ((905) 838-4256 or rdwaldon@bedfordC4.com) or Brian Hay, NextEra Energy Canada ((416) 706-9484).

Yours very truly,



Thomas Bird, Environmental Services Project Manager

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- Public Meeting Notice

C.c. Charlene Deleary, Secretary

Info. c.c. Ross Groffman, Director, NextEra Energy Canada
R. D. (Bob) Waldon, Bedford Consulting & Associates



DELIVERED

November 22, 2012

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

Dear Chief Montour:

Subject: Jericho Wind Energy Centre

Jericho Wind, Inc., a wholly owned subsidiary of NextEra Energy Canada, ULC, (NextEra) is proposing to construct a wind energy project in the Municipality of Lambton Shores and the Township of Warwick, in Lambton County, Ontario and in the Municipality of North Middlesex, in Middlesex County, Ontario. The Project is referred to as the Jericho Wind Energy Centre (the "Project"). The wind turbine technology proposed for the Project is the GE 1.6-100 Wind Turbine. With a total nameplate capacity of 150 MW, the Project is categorized as a Class 4 facility. Although NextEra is seeking a Renewable Energy Approval (REA) for up to 98 wind turbines, only approximately 92 will be constructed for the Project.

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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 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.

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 Jericho 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;
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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.

NextEra anticipates filing the REA with the Ministry of the Environment in February 2013. 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 MOE is expected to take up to six months to complete a technical review and to make a decision about whether to issue a renewable energy approval. 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.

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Should you have any questions or concerns please do not hesitate to contact either myself, Bob Waldon ((905) 838-4256 or rdwaldon@bedfordC4.com) or Brian Hay, NextEra Energy Canada ((416) 706-9484).

Yours very truly,



Thomas Bird,
Environmental Services Project Manager

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C.c. Joanne Thomas, Consultation Point Person, Lands and Resources
Lonny Bomberry, Director, Lands and Resources

Info. c.c. Ross Groffman, Director, NextEra Energy Canada
R. D. (Bob) Waldon, Bedford Consulting & Associates



DELIVERED

November 22, 2012

Chief Burton Kewayosh Jr.,
Walpole Island First Nation (Bkejwanong Territory),
R.R. #3,
Wallaceburg, ON
N8A 4K9

Dear Chief Kewayosh:

Subject: Jericho Wind Energy Centre

Jericho Wind, Inc., a wholly owned subsidiary of NextEra Energy Canada, ULC, (NextEra) is proposing to construct a wind energy project in the Municipality of Lambton Shores and the Township of Warwick, in Lambton County, Ontario and in the Municipality of North Middlesex, in Middlesex County, Ontario. The Project is referred to as the Jericho Wind Energy Centre (the "Project"). The wind turbine technology proposed for the Project is the GE 1.6-100 Wind Turbine. With a total nameplate capacity of 150 MW, the Project is categorized as a Class 4 facility. Although NextEra is seeking a Renewable Energy Approval (REA) for up to 98 wind turbines, only approximately 92 will be constructed for the Project.

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Yours very truly,



Thomas Bird,
Environmental Services Project Manager
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C.c. Dr. Dean Jacobs, Consultation Manager
Jared Macbeth, Project Review Coordinator
Ed Gilbert, Director, Department of Economic Development

Info. c.c. Ross Groffman, Director, NextEra Energy Canada
R. D. (Bob) Waldon, Bedford Consulting & Associates



DELIVERED

November 22, 2012

Archie Indoe, President
Historic Saugeen Métis
204 High Street, Box 1492
Southampton, Ontario
N0H 2L0

Dear Mr. Indoe:

Subject: Jericho Wind Energy Centre

Jericho Wind, Inc., a wholly owned subsidiary of NextEra Energy Canada, ULC, (NextEra) is proposing to construct a wind energy project in the Municipality of Lambton Shores and the Township of Warwick, in Lambton County, Ontario and in the Municipality of North Middlesex, in Middlesex County, Ontario. The Project is referred to as the Jericho Wind Energy Centre (the "Project"). The wind turbine technology proposed for the Project is the GE 1.6-100 Wind Turbine. With a total nameplate capacity of 150 MW, the Project is categorized as a Class 4 facility. Although NextEra is seeking a Renewable Energy Approval (REA) for up to 98 wind turbines, only approximately 92 will be constructed for the Project.

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Yours very truly,

A handwritten signature in black ink, appearing to read "T. Bird".

Thomas Bird,
Environmental Services Project Manager

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C.c. Patsy L. McArthur, Secretary-Treasurer
Audrey Holden, Lands and Resources Consultation Coordinator

Info. c.c. Ross Groffman, Director, NextEra Energy Canada
R. D. (Bob) Waldon, Bedford Consulting & Associates



Appendixes

Appendix I.7

February 6, 2013 cover letters accompanying revised notice
to explain a change in venue for the February 8, 2013
Final Public Meeting



DELIVERED

February 6, 2013

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

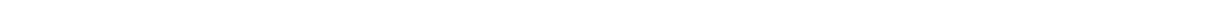
Dear Chief Plain:

Subject: Venue Change for Jericho Wind Energy Centre Public Meeting on February 8, 2013

Jericho Wind, Inc., a wholly owned subsidiary of NextEra Energy Canada, ULC, (NextEra) is proposing to construct a wind energy project in the Municipality of Lambton Shores and the Township of Warwick, in Lambton County, Ontario and in the Municipality of North Middlesex, in Middlesex County, Ontario. The Project is referred to as the Jericho Wind Energy Centre (the "Project"). The wind turbine technology proposed for the Project is the GE 1.6-100 Wind Turbine. With a total nameplate capacity of 150 MW, the Project is categorized as a Class 4 facility. Although NextEra is seeking a Renewable Energy Approval (REA) for up to 98 wind turbines, only approximately 92 will be constructed for the Project.

On November 22, 2012, Jericho Wind, Inc. sent you a Notice regarding the Final Public Meetings for the Jericho Wind Energy Centre to take place on February 6, 7 and 8, 2013. This letter is to inform you that the venue for the **February 8, 2013 Public Meeting** was changed to **The Legacy Recreation Centre** (details below). The event information for the Public Meetings to be held on February 6 and 7, 2013 remains the same. We apologize for any inconvenience this may cause.

DATE: February 8, 2013
TIME: 5:00 p.m. to 8:00 p.m.
PLACE: ****CHANGE OF VENUE****
The Legacy Recreation Centre
16 Allen Street
Thedford, ON



Should you have any questions or concerns please do not hesitate to contact either myself, Bob Waldon ((905) 838-4256 or rdwaldon@bedfordC4.com) or Brian Hay, NextEra Energy Canada ((416) 706-9484).

Yours very truly,

Cassandra Bowers,
Project Manager
First Nations and Métis Relations
Jericho Wind, Inc., a wholly owned subsidiary NextEra Energy Canada, ULC

Enclosures:

- Public Meeting Notice

C.c. Sharilyn Johnston, Environmental Officer
Wilson Plain Jr., Environmental Consultation Worker

Info. c.c. Ross Groffman, Director, NextEra Energy Canada
R. D. (Bob) Waldon, Bedford Consulting & Associates



DELIVERED

February 6, 2013

Ms. Hazel Hill
Interim Director
Six Nations Haudenosaunee Confederacy Council,
(Haudenosaunee Confederacy Chiefs Council),
R.R. #2,
Ohsweken, ON
NOA 1M0

Dear Ms. Hill:

Subject: Venue Change for Jericho Wind Energy Centre Public Meeting on February 8, 2013

Jericho Wind, Inc., a wholly owned subsidiary of NextEra Energy Canada, ULC, (NextEra) is proposing to construct a wind energy project in the Municipality of Lambton Shores and the Township of Warwick, in Lambton County, Ontario and in the Municipality of North Middlesex, in Middlesex County, Ontario. The Project is referred to as the Jericho Wind Energy Centre (the "Project"). The wind turbine technology proposed for the Project is the GE 1.6-100 Wind Turbine. With a total nameplate capacity of 150 MW, the Project is categorized as a Class 4 facility. Although NextEra is seeking a Renewable Energy Approval (REA) for up to 98 wind turbines, only approximately 92 will be constructed for the Project.

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PLACE: ****CHANGE OF VENUE****
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16 Allen Street
Thedford, ON

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, and in view of our ongoing discussions with the Haudenosaunee Development Institute.

Should you have any questions or concerns please do not hesitate to contact either myself or Brian Hay, NextEra Energy Canada ((416) 706-9484).

Yours very truly,

Cassandra Bowers,
Project Manager
First Nations and Métis Relations
Jericho Wind, Inc., a wholly owned subsidiary NextEra Energy Canada, ULC

Enclosures:

- Public Meeting Notice

C.c. Leroy Hill, Secretary, Haudenosaunee Confederacy Chiefs Council

Info. c.c. Ross Groffman, Director, NextEra Energy Canada



DELIVERED

February 6, 2013

Chief Tom Bressette
Chippewas of Kettle and Stony Point First Nation
6247 Indian Lane R.R.#2
Kettle and Stony Point First Nation, Ontario
N0L 1Y0

Dear Chief Bressette:

Subject: Venue Change for Jericho Wind Energy Centre Public Meeting on February 8, 2013

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TIME: 5:00 p.m. to 8:00 p.m.
PLACE: ****CHANGE OF VENUE****
The Legacy Recreation Centre
16 Allen Street
Thedford, ON



Should you have any questions or concerns please do not hesitate to contact either myself, Bob Waldon ((905) 838-4256 or rdwaldon@bedfordC4.com) or Brian Hay, NextEra Energy Canada ((416) 706-9484).

Yours very truly,

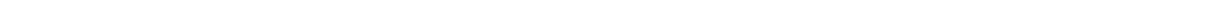
Cassandra Bowers,
Project Manager
First Nations and Métis Relations
Jericho Wind, Inc., a wholly owned subsidiary NextEra Energy Canada, ULC

Enclosures:

- Public Meeting Notice

C.c. Sharman Bressette, Acting First Nation Manager
 Sue Bressette, Communication Relations Officer

Info c.c. Ross Groffman, Director, NextEra Energy Canada
 R. D. (Bob) Waldon, Bedford Consulting & Associates





DELIVERED

February 6, 2013

Chief Joe Miskokomon,
Chippewas of the Thames First Nation R.R. #1
320 Chippewa Road
Muncey, Ontario
N0L 1Y0

Dear Chief Miskokomon:

Subject: Venue Change for Jericho Wind Energy Centre Public Meeting on February 8, 2013

Jericho Wind, Inc., a wholly owned subsidiary of NextEra Energy Canada, ULC, (NextEra) is proposing to construct a wind energy project in the Municipality of Lambton Shores and the Township of Warwick, in Lambton County, Ontario and in the Municipality of North Middlesex, in Middlesex County, Ontario. The Project is referred to as the Jericho Wind Energy Centre (the "Project"). The wind turbine technology proposed for the Project is the GE 1.6-100 Wind Turbine. With a total nameplate capacity of 150 MW, the Project is categorized as a Class 4 facility. Although NextEra is seeking a Renewable Energy Approval (REA) for up to 98 wind turbines, only approximately 92 will be constructed for the Project.

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Should you have any questions or concerns please do not hesitate to contact either myself, Bob Waldon ((905) 838-4256 or rdwaldon@bedfordC4.com) or Brian Hay, NextEra Energy Canada ((416) 706-9484).

Yours very truly,

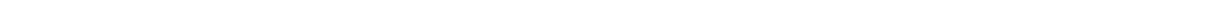
Cassandra Bowers,
Project Manager
First Nations and Métis Relations
Jericho Wind, Inc., a wholly owned subsidiary NextEra Energy Canada, ULC

Enclosures:

- Public Meeting Notice

C.c. Rolanda Elijah, Consultation Coordinator
 Candace Deleary, Council Secretary

Info. c.c. Ross Groffman, Director, NextEra Energy Canada
 R. D. (Bob) Waldon, Bedford Consulting & Associates





DELIVERED

February 6, 2013

Chief Patrick Waddilove,
Munsee Delaware First Nation,
R.R.#1, 289 Jubilee Road,
Muncey, Ontario
N0L 1Y0

Dear Chief Waddilove:

Subject: Venue Change for Jericho Wind Energy Centre Public Meeting on February 8, 2013

Jericho Wind, Inc., a wholly owned subsidiary of NextEra Energy Canada, ULC, (NextEra) is proposing to construct a wind energy project in the Municipality of Lambton Shores and the Township of Warwick, in Lambton County, Ontario and in the Municipality of North Middlesex, in Middlesex County, Ontario. The Project is referred to as the Jericho Wind Energy Centre (the "Project"). The wind turbine technology proposed for the Project is the GE 1.6-100 Wind Turbine. With a total nameplate capacity of 150 MW, the Project is categorized as a Class 4 facility. Although NextEra is seeking a Renewable Energy Approval (REA) for up to 98 wind turbines, only approximately 92 will be constructed for the Project.

On November 22, 2012, Jericho Wind, Inc. sent you a Notice regarding the Final Public Meetings for the Jericho Wind Energy Centre to take place on February 6, 7 and 8, 2013. This letter is to inform you that the venue for the **February 8, 2013 Public Meeting** was changed to **The Legacy Recreation Centre** (details below). The event information for the Public Meetings to be held on February 6 and 7, 2013 remains the same. We apologize for any inconvenience this may cause.

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Thedford, ON



Should you have any questions or concerns please do not hesitate to contact either myself, Bob Waldon ((905) 838-4256 or rdwaldon@bedfordC4.com) or Brian Hay, NextEra Energy Canada ((416) 706-9484).

Yours very truly,

Cassandra Bowers,
Project Manager
First Nations and Métis Relations
Jericho Wind, Inc., a wholly owned subsidiary NextEra Energy Canada, ULC

Enclosures:

- Public Meeting Notice

C.c. Daniel Miskokomon, First Nation Manager

Info. c.c. Ross Groffman, Director, NextEra Energy Canada
R. D. (Bob) Waldon, Bedford Consulting & Associates



DELIVERED

February 6, 2013

Chief Joel Abram,
Oneida Nation of the Thames,
2212 Elm Avenue, R.R. #2,
Southwold, ON,
N0L 2G0

Dear Chief Abram:

Subject: Venue Change for Jericho Wind Energy Centre Public Meeting on February 8, 2013

Jericho Wind, Inc., a wholly owned subsidiary of NextEra Energy Canada, ULC, (NextEra) is proposing to construct a wind energy project in the Municipality of Lambton Shores and the Township of Warwick, in Lambton County, Ontario and in the Municipality of North Middlesex, in Middlesex County, Ontario. The Project is referred to as the Jericho Wind Energy Centre (the "Project"). The wind turbine technology proposed for the Project is the GE 1.6-100 Wind Turbine. With a total nameplate capacity of 150 MW, the Project is categorized as a Class 4 facility. Although NextEra is seeking a Renewable Energy Approval (REA) for up to 98 wind turbines, only approximately 92 will be constructed for the Project.

On November 22, 2012, Jericho Wind, Inc. sent you a Notice regarding the Final Public Meetings for the Jericho Wind Energy Centre to take place on February 6, 7 and 8, 2013. This letter is to inform you that the venue for the **February 8, 2013 Public Meeting** was changed to **The Legacy Recreation Centre** (details below). The event information for the Public Meetings to be held on February 6 and 7, 2013 remains the same. We apologize for any inconvenience this may cause.

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Thedford, ON

Should you have any questions or concerns please do not hesitate to contact either myself, Bob Waldon ((905) 838-4256 or rdwaldon@bedfordC4.com) or Brian Hay, NextEra Energy Canada ((416) 706-9484).

Yours very truly,

Cassandra Bowers,
Project Manager
First Nations and Métis Relations
Jericho Wind, Inc., a wholly owned subsidiary NextEra Energy Canada, ULC

Enclosures:

- Public Meeting Notice

C.c. April Varewyk, Environment Officer
Holly Elijah, Director of Public Works

Info c.c. Ross Groffman, Director, NextEra Energy Canada
R. D. (Bob) Waldon, Bedford Consulting & Associates



DELIVERED

February 6, 2013

Chief Alfred Day,
Oneida Council of Chiefs,
1086 River Road,
Southwold, Ontario
N0L 2G0

Dear Chief Day:

Subject: Venue Change for Jericho Wind Energy Centre Public Meeting on February 8, 2013

Jericho Wind, Inc., a wholly owned subsidiary of NextEra Energy Canada, ULC, (NextEra) is proposing to construct a wind energy project in the Municipality of Lambton Shores and the Township of Warwick, in Lambton County, Ontario and in the Municipality of North Middlesex, in Middlesex County, Ontario. The Project is referred to as the Jericho Wind Energy Centre (the "Project"). The wind turbine technology proposed for the Project is the GE 1.6-100 Wind Turbine. With a total nameplate capacity of 150 MW, the Project is categorized as a Class 4 facility. Although NextEra is seeking a Renewable Energy Approval (REA) for up to 98 wind turbines, only approximately 92 will be constructed for the Project.

On November 22, 2012, Jericho Wind, Inc. sent you a Notice regarding the Final Public Meetings for the Jericho Wind Energy Centre to take place on February 6, 7 and 8, 2013. This letter is to inform you that the venue for the **February 8, 2013 Public Meeting** was changed to **The Legacy Recreation Centre** (details below). The event information for the Public Meetings to be held on February 6 and 7, 2013 remains the same. We apologize for any inconvenience this may cause.

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The Legacy Recreation Centre
16 Allen Street
Thedford, ON

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 a courtesy, and in view of our ongoing discussions with the Haudenosaunee Development Institute.

Should you have any questions or concerns please do not hesitate to contact either myself, Bob Waldon ((905) 838-4256 or rdwaldon@bedfordC4.com) or Brian Hay, NextEra Energy Canada ((416) 706-9484).

Yours very truly,

Cassandra Bowers,
Project Manager
First Nations and Métis Relations
Jericho Wind, Inc., a wholly owned subsidiary NextEra Energy Canada, ULC

Enclosures:

- Public Meeting Notice

C.c. Charlene Deleary, Secretary

Info. c.c. Ross Groffman, Director, NextEra Energy Canada
R. D. (Bob) Waldon, Bedford Consulting & Associates



DELIVERED

February 6, 2013

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

Dear Chief Montour:

Subject: Venue Change for Jericho Wind Energy Centre Public Meeting on February 8, 2013

Jericho Wind, Inc., a wholly owned subsidiary of NextEra Energy Canada, ULC, (NextEra) is proposing to construct a wind energy project in the Municipality of Lambton Shores and the Township of Warwick, in Lambton County, Ontario and in the Municipality of North Middlesex, in Middlesex County, Ontario. The Project is referred to as the Jericho Wind Energy Centre (the "Project"). The wind turbine technology proposed for the Project is the GE 1.6-100 Wind Turbine. With a total nameplate capacity of 150 MW, the Project is categorized as a Class 4 facility. Although NextEra is seeking a Renewable Energy Approval (REA) for up to 98 wind turbines, only approximately 92 will be constructed for the Project.

On November 22, 2012, Jericho Wind, Inc. sent you a Notice regarding the Final Public Meetings for the Jericho Wind Energy Centre to take place on February 6, 7 and 8, 2013. This letter is to inform you that the venue for the **February 8, 2013 Public Meeting** was changed to **The Legacy Recreation Centre** (details below). The event information for the Public Meetings to be held on February 6 and 7, 2013 remains the same. We apologize for any inconvenience this may cause.

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Thedford, ON

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 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.

Should you have any questions or concerns please do not hesitate to contact either myself, Bob Waldon ((905) 838-4256 or rdwaldon@bedfordC4.com) or Brian Hay, NextEra Energy Canada ((416) 706-9484).

Yours very truly,

Cassandra Bowers,
Project Manager
First Nations and Métis Relations
Jericho Wind, Inc., a wholly owned subsidiary NextEra Energy Canada, ULC

Enclosures:

- Public Meeting Notice

C.c. Joanne Thomas, Consultation Point Person, Lands and Resources
Lonny Bomberry, Director, Lands and Resources

Info. c.c. Ross Groffman, Director, NextEra Energy Canada
R. D. (Bob) Waldon, Bedford Consulting & Associates



DELIVERED

February 6, 2013

Chief Burton Kewayosh Jr.,
Walpole Island First Nation (Bkejwanong Territory),
R.R. #3,
Wallaceburg, ON
N8A 4K9

Dear Chief Kewayosh:

Subject: Venue Change for Jericho Wind Energy Centre Public Meeting on February 8, 2013

Jericho Wind, Inc., a wholly owned subsidiary of NextEra Energy Canada, ULC, (NextEra) is proposing to construct a wind energy project in the Municipality of Lambton Shores and the Township of Warwick, in Lambton County, Ontario and in the Municipality of North Middlesex, in Middlesex County, Ontario. The Project is referred to as the Jericho Wind Energy Centre (the "Project"). The wind turbine technology proposed for the Project is the GE 1.6-100 Wind Turbine. With a total nameplate capacity of 150 MW, the Project is categorized as a Class 4 facility. Although NextEra is seeking a Renewable Energy Approval (REA) for up to 98 wind turbines, only approximately 92 will be constructed for the Project.

On November 22, 2012, Jericho Wind, Inc. sent you a Notice regarding the Final Public Meetings for the Jericho Wind Energy Centre to take place on February 6, 7 and 8, 2013. This letter is to inform you that the venue for the **February 8, 2013 Public Meeting** was changed to **The Legacy Recreation Centre** (details below). The event information for the Public Meetings to be held on February 6 and 7, 2013 remains the same. We apologize for any inconvenience this may cause.

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Yours very truly,

Cassandra Bowers,
Project Manager
First Nations and Métis Relations
Jericho Wind, Inc., a wholly owned subsidiary NextEra Energy Canada, ULC

Enclosures:

- Public Meeting Notice

C.c. Dr. Dean Jacobs, Consultation Manager
Jared Macbeth, Project Review Coordinator
Ed Gilbert, Director, Department of Economic Development

Info. c.c. Ross Groffman, Director, NextEra Energy Canada
R. D. (Bob) Waldon, Bedford Consulting & Associates





DELIVERED

February 6, 2013

Archie Indoe, President
Historic Saugeen Métis
204 High Street, Box 1492
Southampton, Ontario
N0H 2L0

Dear Mr. Indoe:

Subject: Venue Change for Jericho Wind Energy Centre Public Meeting on February 8, 2013

Jericho Wind, Inc., a wholly owned subsidiary of NextEra Energy Canada, ULC, (NextEra) is proposing to construct a wind energy project in the Municipality of Lambton Shores and the Township of Warwick, in Lambton County, Ontario and in the Municipality of North Middlesex, in Middlesex County, Ontario. The Project is referred to as the Jericho Wind Energy Centre (the "Project"). The wind turbine technology proposed for the Project is the GE 1.6-100 Wind Turbine. With a total nameplate capacity of 150 MW, the Project is categorized as a Class 4 facility. Although NextEra is seeking a Renewable Energy Approval (REA) for up to 98 wind turbines, only approximately 92 will be constructed for the Project.

On November 22, 2012, Jericho Wind, Inc. sent you a Notice regarding the Final Public Meetings for the Jericho Wind Energy Centre to take place on February 6, 7 and 8, 2013. This letter is to inform you that the venue for the February 8, 2013 Public Meeting was changed to The Legacy Recreation Centre (details below). The event information for the Public Meetings to be held on February 6 and 7, 2013 remains the same. We apologize for any inconvenience this may cause.

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Should you have any questions or concerns please do not hesitate to contact either myself, Bob Waldon ((905) 838-4256 or rdwaldon@bedfordC4.com) or Brian Hay, NextEra Energy Canada ((416) 706-9484).

Yours very truly,

Cassandra Bowers,
Project Manager
First Nations and Métis Relations
Jericho Wind, Inc., a wholly owned subsidiary NextEra Energy Canada, ULC

Enclosures:

- Public Meeting Notice

C.c. Patsy L. McArthur, Secretary-Treasurer
Audrey Holden, Lands and Resources Consultation Coordinator

Info. c.c. Ross Groffman, Director, NextEra Energy Canada
R. D. (Bob) Waldon, Bedford Consulting & Associates



NOTICE OF PUBLIC MEETING
To be held by Jericho Wind, Inc., regarding a
Proposal to Engage in a Renewable Energy Project
Note: Change of Venue for February 8, 2013 Meeting

Project Name: Jericho Wind Energy Centre

Project Location: the Municipality of Lambton Shores and the Township of Warwick, Lambton County, Ontario and the Municipality of North Middlesex, Middlesex County, Ontario

Dated at Lambton and Middlesex Counties on February 6, 2013

Jericho Wind, Inc. is planning to engage in a renewable energy project in respect of which the issuance of a renewable energy approval is required. The proposal to engage in the project and the project itself are subject to the provisions of the Environmental Protection Act (ACT) Part V.0.1 and Ontario Regulation 359/09 (Regulation). This notice must be distributed in accordance with Section 15 of the Regulation prior to an application being submitted and assessed for completeness by the Ministry of the Environment.

The purpose of the meetings is to provide residents an opportunity to review and discuss the draft documentation related to the Project's Renewable Energy Approval. Public meetings will be held for the project on the following dates:

DATE: February 6, 2013	DATE: February 7, 2013	DATE: February 8, 2013
TIME: 5:00 p.m. to 8:00 p.m.	TIME: 5:00 p.m. to 8:00 p.m.	TIME: 5:00 p.m. to 8:30 p.m.
PLACE: Centennial Hall 101 Centennial Ave. Watford, ON	PLACE: Ailsa Craig Community Centre 155 Annie Ada Shipley Street Ailsa Craig, ON	PLACE: **CHANGE OF VENUE** Legacy Recreation Centre 16 Allen Street Thedford, ON

Project Description:

Pursuant to the Act and Regulation, the facility, in respect of which this project is to be engaged in, is a Class 4 Wind Facility. If approved, this facility would have a total maximum name plate capacity of up to 150-megawatts.

Documents for Public Inspection:

The Draft Project Description Report titled "Project Description Report – Jericho Wind Energy Centre" describes the project as consisting of 97 wind turbines (however, only approximately 92 will be constructed), turbine access roads, pad-mounted step-up transformers, an operations and maintenance building, meteorological towers, construction staging areas and electrical collector lines in the Wind Energy Centre Study Area and an overhead 115 kV transmission line from the proposed Jericho Transformer Substation to the proposed Bornish Switchyard and continuing to the proposed Parkhill Transformer Substation, please refer to **Figure 1**.

Jericho Wind, Inc. has prepared the following draft supporting documents in order to comply with the requirements of the Act and Regulation: Project Description Report; Construction Plan Report; Design and Operations Report; Decommissioning Plan Report; Wind Turbine Specifications Report; Natural Heritage Assessment Report; Water Assessment and Water Body Report; Stage 1 and 2 Archaeological Assessment Reports; Heritage Assessment Report; and Noise Study Report.

Written copies of these draft supporting documents have been available for public inspection since November 27, 2012, at the Municipality of North Middlesex and Middlesex County, Municipality of Lambton Shores, Township of Warwick, and Lambton County municipal offices and at www.NextEraEnergyCanada.com.

Municipality of Lambton Shores
7883 Amtelecom Parkway, Forest

Middlesex County
399 Ridout Street North, London

Lambton County
789 Broadway Street, Wyoming

Municipality of North Middlesex
229 Parkhill Main Street, Parkhill

Township of Warwick
6332 Nauvoo Road, Watford

Written copies will also be available at the public meetings.

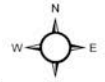
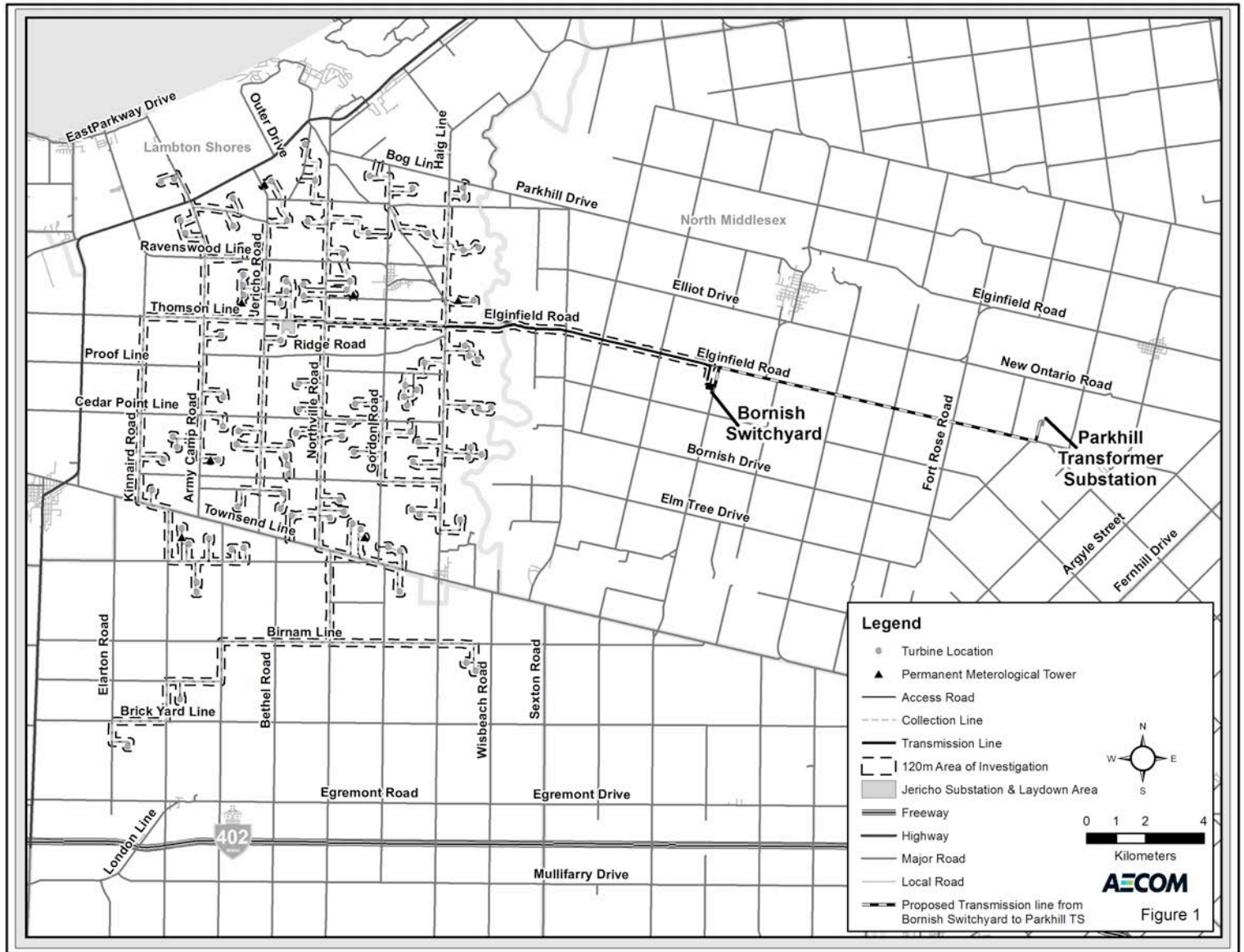
Should you wish to provide comments after the final public meetings, they can be forwarded directly to the Ministry of the Environment.

Project Contact and Information: To learn more about the project proposal or to communicate concerns please contact:

Derek Dudek, Community Relations Consultant
NextEra Energy Canada, ULC
390 Bay Street, Suite 1720
Toronto, ON M5H 2Y2

Toll-free Project Line: 1-877-257-7330
Email: Jericho.Wind@NextEraEnergy.com
Website: www.NextEraEnergyCanada.com

Figure 1: Jericho Wind Energy Centre Project Layout



0 1 2 4
Kilometers

AECOM

Figure 1



Appendixes

Appendix J Other Documentation



Appendixes

Appendix J.1

Aamjiwnaang First Nation Health and Environment Committee, “Comments and Concerns Regarding Wind Power Projects”

Received August 1, 2012.



Aamjiwnaang First Nation
Health and Environment Committee

Comments and Concerns Regarding Wind Power Projects

Aamjiwnaang First Nation (AFN) has numerous concerns involving wind farms or wind projects that have been proposed by proponents that would be located within Aamjiwnaang's Traditional Territory. Since this project is one that falls within this category, AFN submits the following for consideration. AFN would like to review the reports or studies related to this project. Aamjiwnaang First Nation reserves the right to submit further comments and concerns as they may relate to this project.

AFN would like to see bat and bird studies being conducted in the proposed wind project area. There are also concerns with migratory bird paths such as tundra swans and geese that may be affected by the proposed wind farms. Any studies completed on the bird paths should also be forwarded to AFN.

There are concerns around earthworms both during the construction phase and post construction operation as the earthworms may be affected by the vibration from the turbines when they are operating. There are also concerns with the underground transmission cables as the earthworms may be affected by the electricity flowing through them. Snakes in the affected area may also be adversely affected by both of these occurrences. These are concerns both pre- and post-construction in these areas as well as when wind farms are in operation. There are snakes of the Federal and Ontario Species At Risk listings that may be located in or near the proposed area. AFN would like to ensure precautions are taken to have these habitats remain undisturbed.

There are also concerns with the areas close to the proposed turbine areas that the ground and immediate surrounding area may not be suitable for any type of vegetation restoration once the vibration from the turbines has begun. Nutrient builders are present in the soil to provide nutrients in order for plants and crops to flourish. AFN feels this should be addressed before the construction begins. This would include any reports or studies that have been completed to address this situation.

Normal animal corridors would be affected by the construction phase but may also be affected by the operation of the turbines. As an example, any deer paths presently followed by the deer may change due to the wind farms during the construction phase and the operation of the turbines. The change in these paths may affect the hunting rights that the First Nations peoples exercise in or near the affected areas.

Approved: April 17, 2012

Plants and wetland areas near the project sites should be appropriately monitored and maintained where ever possible. The turbine sites and underground cable locations are designated away from residential areas and roadways but consideration needs to be given to the pre-construction condition of the proposed areas natural environment. AFN would like to see any changes to the affected areas minimized and certainly restored as close to the original pre-construction condition.

There are also concerns that relate to possible medical issues with residents who reside near wind turbines once these projects are in operation. AFN would like to see any reports or studies relating to these residents medical issues attributed to windmill operation near their residences. One issue that may not have been reported on is the flicker of the blades of the turbines. As wind farms are relatively new in the area, flicker or shadow reports should be prepared as part of the reporting process. Some residents who live in close proximity to wind farms may have complaints or perhaps medical conditions due to their residences being located close to these facilities.

One aspect that may not have been considered to this point in time by individual proposed wind farm projects is cumulative effects. With the number of projects now in operation combined with the number of proposed projects, AFN would like to see this aspect addressed. Studies on effects on winds patterns that may affect weather patterns may not have been completed to determine if increased numbers of operating turbines do affect the atmosphere at windmill heights which may cause changes to upper level wind flows. This could affect weather patterns not only in the proposed project areas but could change the patterns in areas outside of the wind farm projects.

Magnetic fields should be addressed as they would affect both plant life and the animals and birds within the proposed project location. Studies should be conducted to determine if these would be affected adversely as this may disturb their natural environment. These changes could affect the growth or potential growth of plants as well as patterns of animals that would possibly be disturbed by the changes caused by the wind farms.



Appendixes

Appendix J.2

June 19, 2012 letter from Tina Jacobs, Moravian of the Thames



Delaware Nation Housing and Lands Department
Wiikhutiin waak Ahkiing

*Moravian of the Thames
Delaware Nation Council*

14760 School House Line, Thamesville, ON N0P 2K0
***Office located at 14979 School House Line, Moraviantown*

*Tel: (519) 692-4290
Fax: (519) 692-3453*

Tuesday, June 19, 2012

Thomas Bird
Environmental Services Project Manager
NextEra Energy Canada, ULC
5500 North Service Road, Suite 205
Burlington, Ontario
L7L 6W6

Dear Mr. Bird,

I have reviewed the documents received June 18, 2012 to the best of my ability and find the **NextEra Energy Canada, Jericho Wind Energy Project** does not require any further consultation.

The information sent regarding the above mentioned project was evaluated and it was recognized that this project will not require any further discussion with the Delaware Nation, Moravian of the Thames First Nation.

Thanks for your time and consideration in this matter.

Sincerely,

Tina Jacobs
Lands and Resource Consultation Manager
Delaware Nation

Cc: Mr. Rick Peters - Director Operations, Chief Greg Peters



Appendixes

Appendix J.3

October 15, 2012 e-mail from Tina Jacobs, Moravian of the Thames

From: "Tina Jacobs" <tnajay@xplornet.ca>
Subject: RE: NextEra Energy Canada, ULC Wind Projects and Moravian of the Thames Delaware First Nation
Date: October 15, 2012 10:24:29 AM GMT-04:00
To: "Robert Waldon" <rdwaldon@bedfordc4.com>

Good Morning Robert,

It's ok – yes for the projects we (Moravian of the Thames, Delaware Nation) that is states we require “no further consultation” I will not need the copies of reports – I will make that clearer in future projects.

Thanks,

Tina Jacobs

Lands and Resource Consultation Manager
Delaware Nation, Moravian of the Thames

14760 School House Line
Thamesville, ON N0P 2K0

Tel: 519-692-4290

Fax: 519-692-3453

NOTICE: The information contained in this electronic mail transmission is intended by Delaware Nation Council for the use of the named individual or entity to which it is directed and may contain information that is privileged or otherwise confidential. If you have received this electronic mail transmission in error, please delete it from your system without copying or forwarding it, and notify the sender of the error by reply email or by telephone 1-877 294-4435, so that the sender's address records can be corrected.

From: Robert Waldon [<mailto:rdwaldon@bedfordc4.com>]

Sent: Monday, October 15, 2012 10:04 AM

To: Tina Jacobs

Subject: NextEra Energy Canada, ULC Wind Projects and Moravian of the Thames Delaware First Nation

Morning Tina. I am very sorry to have to bother you again.

As explained in my voicemail, NextEra submitted your letters about their wind projects to Ministry of Environment (MOE). Although the letters clearly stated "no further consultation is required", MOE is asking for clarification if this means Moravian do not wish to continue receiving NextEra's notices and copies of the various reports about these wind projects.

I know this may seem overly cautious, but everyone wants to be sure we have respected the community's wishes.

Please let me know or feel free to call me if you wish to discuss this.

Sincerely,

R. D. (Bob) Waldon
Managing Principal

Bedford Consulting & Associates

"C4 Services": Interest-based approach to Consultation. Communication, Collaboration and Conflict resolution

E.: rdwaldon@bedfordc4.com

T.: (905) 838-4256

C.: (905) 872-5772

Caledon, Ontario, Canada

web site: www.bedfordC4.com

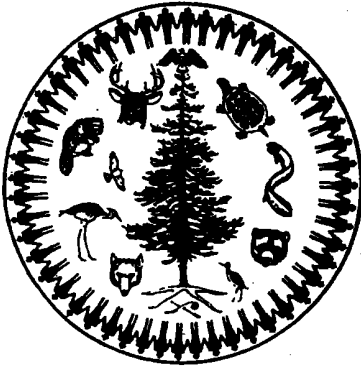
This message may be considered privileged and confidential and is intended only for the persons to whom it is addressed or copied. If you have received this message in error please contact the sender immediately and delete all copies.



Appendixes

Appendix J.4

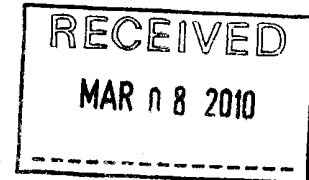
March 3, 2010 Letter from Oneida Council of Chiefs



HAUDENOSAUNEE

MOHAWK - ONEIDA - ONONDAGA - CAYUGA - SENECA - TUSCARORA

ONEIDA COUNCIL OF CHIEFS
SOUTHWOLD P.O.
ONTARIO N0L 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.

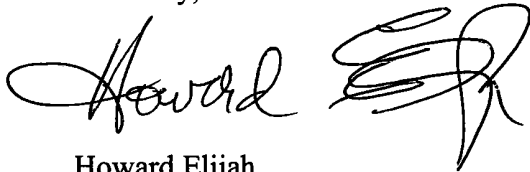
Where treaty rights are involved, the Crown must take steps to accommodate those rights. While we appreciate your working with us, and look forward to resolving any issues with you directly, we feel it is important that you should realize that our collaboration does not relieve the Crown of its obligations,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

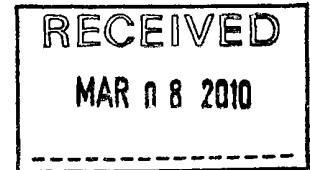
The location of your proposed facility is within the territory that is set apart for the Haudenosaunee pursuant to the Treaty at Albany in 1701. We view that Treaty, with its subsequent clarifications and reaffirmations in 1726 and 1755, as setting apart the area as one in which the Haudenosaunee would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

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
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Southwold On
N0L 2G0

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



Appendixes

Appendix J.5

June 3, 2010 Reply from NextEra to Oneida Council of Chiefs



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 <http://www.canadianwindproposals.com>. 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. 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.

Sincerely,

NextEra Energy Canada,

A handwritten signature in black ink that reads "Ben Greenhouse". The signature is written in a cursive, flowing style.

Ben Greenhouse
Project Director

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