

**APPENDIX A MOE APPROVAL TO THE BORNISH REA AMENDMENT**

**AMENDMENT TO RENEWABLE ENERGY APPROVAL**NUMBER 2494-94QQ97  
Issue Date: March 28, 2014

Bornish Wind G.P Inc, as general partner for and on behalf of Bornish Wind L.P.  
390 Bay St, No. 1720  
Toronto, Ontario  
M5H 2Y2

Site Location: Bornish Wind Energy Centre  
The Site is located South of Elginfield Road, East of Pete Sebe Road, North of Elmtree Drive  
and West of Fort Rose Road  
Municipality of North Middlesex, County of Middlesex

*You are hereby notified that I have amended Approval No. 2494-94QQ97 issued on April 26, 2013  
for Class 4 wind facility , as follows:*

**A. The definition of the Application in the Approval is deleted and replaced by the following:**

11. "Application" means the application for a Renewable Energy Approval dated 2012/07/23, and signed by Thomas Bird, NextEra Energy Canada and all supporting documentation submitted with the application, including amended documentation submitted up to April 26, 2013; and as further amended by the application for a Renewable Energy Approval dated December 23, 2013, and signed by F. Allen Wiley, Vice President, Development, Bornish Wind G.P Inc, as general partner for and on behalf of Bornish Wind LP and all supporting documentation submitted with the application, including amended documentation submitted up to March 21, 2014; and as further amended by the application for a Renewable Energy Approval dated January 9, 2014, and signed by F. Allen Wiley, Vice President, Development, Bornish Wind G.P Inc, as general partner for and on behalf of Bornish Wind LP and all supporting documentation submitted with the application, including amended documentation submitted up to March 21, 2014;

**B. Condition E2 of the Approval is deleted and replaced by the following:**

- E2. The Company shall submit to the District Manager and the Director an Acoustic Audit Report -Emission, prepared in accordance with Section 9 of the IEC Standard 61400-11 by an Independent Acoustical Consultant, no later than twelve (12) months after the commencement of the operation of the Facility.

**C. Conditions F1 and F2 of the Approval are deleted and replaced by the following:**

- F1. The Company shall carry out an Acoustic Audit - Immission of the Sound Levels produced by the operation of the Equipment in accordance with the following:

- (1) the acoustic audit measurements shall be undertaken in accordance with Part D of the Compliance Protocol for Wind Turbine Noise;
- (2) the acoustic audit measurements shall be performed by an Independent Acoustical Consultant on two (2) separate occasions at three (3) different Points of Reception;
- (3) the Points of Reception shall be selected using the following criteria, subject to the constraints imposed by the location of the Points of Reception with respect to the location of the Equipment:
  - (a) the selected Point(s) of Reception should represent the location of the greatest predicted noise impacts, i.e., the highest predicted Sound Levels; and
  - (b) the selected Point(s) of Reception should be located in the direction of prevailing winds from the Facility.

F2. The Company shall submit to the District Manager and the Director an Acoustic Audit Report-Immision, prepared by an Independent Acoustical Consultant, at the following points in time:

- (1) no later than twelve (12) months after the commencement of the operation of the Facility for the first of the two (2) acoustic audit measurements at the three (3) Points of Reception; and
- (2) no later than eighteen (18) months after the commencement of the operation of the Facility for the second of the two (2) acoustic audit measurements at the three (3) Points of Reception.

**All other Terms and Conditions of the Approval remain the same.**

**This Notice shall constitute part of the approval issued under Approval No. 2494-94QQ97 dated April 26, 2013**

*In accordance with Section 139 of the Environmental Protection Act, within 15 days after the service of this notice, you may by further written notice served upon the Director, the Environmental Review Tribunal and the Environmental Commissioner, require a hearing by the Tribunal.*

*In accordance with Section 47 of the Environmental Bill of Rights, 1993, the Environmental Commissioner will place notice of your request for a hearing on the Environmental Registry.*

*Section 142 of the Environmental Protection Act provides that the notice requiring the hearing shall state:*

1. The portions of the renewable energy approval or each term or condition in the renewable energy approval in respect of which the hearing is required, and;
2. The grounds on which you intend to rely at the hearing in relation to each portion appealed.

*The signed and dated notice requiring the hearing should also include:*

3. The name of the appellant;

4. The address of the appellant;
5. The renewable energy approval number;
6. The date of the renewable energy approval;
7. The name of the Director;
8. The municipality or municipalities within which the project is to be engaged in;

*This notice must be served upon:*

The Secretary\*  
Environmental Review Tribunal  
655 Bay Street, 15th Floor  
Toronto, Ontario  
M5G 1E5

AND

The Environmental Commissioner  
1075 Bay Street, 6th Floor  
Suite 605  
Toronto, Ontario  
M5S 2B1

AND

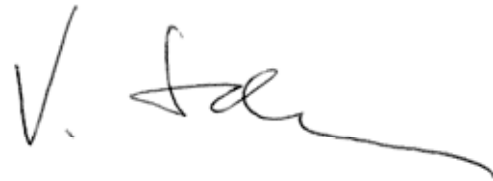
The Director  
Section 47.5, *Environmental Protection Act*  
Ministry of the Environment  
2 St. Clair Avenue West, Floor 12A  
Toronto, Ontario  
M4V 1L5

**\* Further information on the Environmental Review Tribunal's requirements for an appeal can be obtained directly from the Tribunal at: Tel: (416) 314-4600, Fax: (416) 314-4506 or [www.ert.gov.on.ca](http://www.ert.gov.on.ca)**

*Under Section 142.1 of the Environmental Protection Act, residents of Ontario may require a hearing by the Environmental Review Tribunal within 15 days after the day on which notice of this decision is published in the Environmental Registry. By accessing the Environmental Registry at [www.ebr.gov.on.ca](http://www.ebr.gov.on.ca), you can determine when this period ends.*

*Approval for the above noted renewable energy project is issued to you under Section 47.5 of the Environmental Protection Act subject to the terms and conditions outlined above.*

DATED AT TORONTO this 28th day of March, 2014



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Vic Schroter, P.Eng.  
Director  
Section 47.5, *Environmental Protection Act*

MK/

c: District Manager, MOE London - District  
Andrea Garcia, Bornish Wind LP, NextEra Energy Canada