

APPENDIX "D"
CITY SOLICITOR LETTER TO ONTARIO ENERGY BOARD AND ONTARIO POWER AUTHORITY



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File No

Submitted by Electronic Mail, followed by
Regular Mail

13 November 2007

Ontario Energy Board
2300 Yonge Street
Suite 2700
Toronto, Ontario
M4P 1E4

Attention: Kirsten Walli
Board Secretary

Boardsec@oeb.gov.on.ca

And to

Ontario Power Authority
120 Adelaide Street West
Suite 1600
Toronto, Ontario
M5H 1T1

Attention: Ms. Miriam Heinz
Regulatory Coordinator

EB-2007-0707@powerauthority.on.ca

Dear Mesdames:

**Re: Board file number EB-2007-0707
Ontario Power Authority Notice of Application for Approval of the Integrated
Power System Plan and Procurement Processes - Request for Intervenor Status**

I am responding to the above-noted Notice of Application, dated October 31, 2007, with respect to Phase 1 of the application of the Ontario Power Authority for Approval of the Integrated

Power System Plan (IPSP) and Procurement Processes. (No. EB-2007-0707).

Further to that Notice concerning Phase 1, the City requests intervenor status. The timing for response to the Notice is such that while staff instruction has been received to intervene, the necessary Council direction or approval to intervene in this matter still needs to be obtained. Ratification of this request is being sought from Council.

I am therefore requesting that the City be granted Intervenor Status with respect to the above matter, pending Council confirmation of the City's participation in Phase 1.

The City is a municipal corporation under the provisions of the *City of Toronto Act, 2006*, S.O. 2006, c. 11, Schedule A. The City wishes to participate fully in the hearing process.

The City's interest relates to the Board's determination of whether the IPSP is economically prudent and cost effective and whether it complies with directions issued by the Minister. The outcome of the Board's consideration of the IPSP may have a significant impact on the supply of electricity to residential, business and industrial consumers of electricity in Toronto, and on the rates which those consumers will pay for that supply. It is essential, therefore, that all issues affecting the interests of Torontonians, including Toronto electricity ratepayers, be effectively put forward in this proceeding.

The outcome of the two phases may also have a significant impact on the City's Official Plan, which has policies and designations that protect residential lands throughout the City from industrial use. In addition, the City of Toronto's Climate Change, Clean Air and Sustainable Energy Action Plans contain numerous policies and programs that support significant electricity demand reduction through energy efficient design, renewable energy generation, distributed energy generation and district-based heating and cooling. The development of planning options in the IPSP for meeting forecasted mid-term and long-term electricity reliability needs of central and downtown Toronto, based on a scenario of steadily increasing demands and aging infrastructure, has the potential for impacts on City residents' health, land use and planning, community cohesion and air quality.

The City may wish to submit evidence and make representations on these points.

The City of Toronto requests a written hearing.

The City intends to apply for recovery of its costs reasonably incurred in the course of its intervention in this proceeding as it meets the criteria for cost awards by representing a public interest relevant to the mandate of the Board under 3.03(b) of the Board's Practice Direction on Cost Awards.

The City intends to participate in the English language at the hearing.

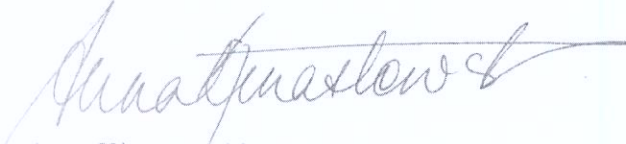
Communications relating to this intervention should be directed to:

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I appreciate your assistance in this matter.

Very truly yours,



AK
Anna Kinastowski
City Solicitor

Copies: Ms. Shirley Hoy, City Manager, City of Toronto
Richard Morris, Manager, Energy Efficiency Office
Lawson Oates, Director, Toronto Environment Office
Bruce Bowes, Chief Corporate Officer
Richard Butts, Deputy City Manager
Mayor Miller
M. Smith
J. Anderson