



TOWNSHIP OF KING

Municipal Offices
2075 King Road
King City, Ontario
L7B 1A1

Telephone: (905) 833-5321
Toll Free: 1-800-688-5013
Fax: (905) 833-2300
E-mail: online@king.ca
Website: www.king.ca

REGION OF YORK CLERK'S OFFICE

FILE No. - **P07**

→ Chair
- CAO
- B. Tuckey

June 7th, 2010

Hon. Dalton McGuinty
Premier of Ontario

Hon. Jim Bradley
Minister of Municipal Affairs & Housing

Hon. Brad Duguid
Minister of Energy & Infrastructure

Hon. Jim Prentice
Minister of the Environment

Hon. David C. Onley
Lieutenant Governor of Ontario

Honourable Gentlemen,

**RE: York Energy Centre Gas-fired Energy Peaking Plant
Township of King
Proposed Regulation Posted on the Environmental Registry**



At its meeting of May 31st, 2010, Council of the Township of King discussed the notification received from the Office of the Minister of Energy and Infrastructure that a proposed Regulation under the *Planning Act*, had been posted on the Environmental Registry by the Minister of Municipal Affairs and Housing. The proposed Regulation provides for the Province to exempt the York Energy Centre (YEC) Gas-fired Energy Peaking Plant from the provisions of the *Planning Act* and to allow the project to proceed, subject to a 45 day commenting period to be considered as part of the decision-making process by the Minister of Municipal Affairs and Housing.

Council unanimously passed a motion to authorize Mayor Black to communicate directly with the Ministers involved expressing the concerns and disappointment of the Township at this Provincial decision and to request that the established municipal planning process be allowed to continue.

An extract of the minutes of the Council Meeting including the above noted resolution and a copy of Mayor Black's letter is enclosed for your reference and information.

Yours truly

Chris Somerville
Clerk
Encls.

c.c. Larry Clay, Regional Director, Ministry Municipal Affairs and Housing
Julia Munro, MPP, York Simcoe
Helena Jaczek, MPP, Oak Ridges Markham
Denis Kelly, Clerk, Region of York
Mayor Margaret Black, Council
Scott Somerville, Chief Administrative Officer
James Feehely, Township Solicitor

TOWNSHIP OF KING

TO: FILE
CAO, STEPHEN KITCHEN

EXTRACT FROM THE MINUTES OF THE COUNCIL MEETING HELD ON MAY 31ST,
2010

4. MAYOR'S COMMENTS

York Energy Centre (Pristine) Gas-fired Energy Peaking Plant
Proposed Regulation posted on the Environmental Registry

Mayor Black advised that last Friday afternoon the Office of the Minister of Energy and Infrastructure notified the municipality that a proposed Regulation, under the *Planning Act*, was posted on the Environmental Registry by the Ministry of Municipal Affairs and Housing. The proposed Regulation provides for the Province to exempt the York Energy Centre (Pristine) gas-fired energy peaking plant from the provisions of the *Planning Act* and to allow the project to proceed, subject to a 45 day commenting period to be considered as part of the decision-making process by the Minister of Municipal Affairs and Housing.

Mayor Black asked Council to consider a motion to waive the Procedure By-law and the Notice By-law to respond to the issue.

A motion was made by Councillor Rupke, seconded by Councillor Mortelliti and carried unanimously that the provisions of the Procedure By-law be waived to allow for the introduction of an emergent item at this time.

Councillor Pabst requested a recorded vote on the following motion:

A motion was made by Councillor Rupke, seconded by Councillor Pabst that Mayor Black be authorized to communicate directly with the Honourable Dalton McGuinty, Premier of Ontario, and the Minister of Energy and Infrastructure, the Minister of Municipal Affairs and Housing, and the Minister of the Environment, with a copy to the Lieutenant Governor of Ontario, to express the Municipality's grave concerns with the consideration being given by the Province of Ontario to exempt the York Energy Centre (YEC) (Pristine) from the provisions of the *Planning Act*, and allow the YEC natural gas-fired peaking electricity generating power facility to proceed without adherence to the prescribed process established by the *Planning Act*; and,

Notwithstanding the above, the Township's external solicitor on the YEC file, in consultation with the Director of Planning, develops the Municipality's comments in accordance with the directions of the Ministry of Municipal Affairs and Housing proposed Regulation posted May 28, 2010 on the Environmental Registry and that such comment be considered by Council on June 14, 2010.

The Clerk called the Recorded Vote as follows:

For: Mayor Black, Councillors Mortelliti, Laidlaw, Pabst, Cober, Underhill, Rupke
Against: None

The above motion carried unanimously.

CHRIS SOMERVILLE
CLERK

OFFICE OF THE MAYOR

MARGARET BLACK,
MAYOR



THE CORPORATION OF THE
TOWNSHIP OF KING
2075 KING ROAD
KING CITY, ONTARIO
CANADA L7B 1A1

TEL: (905) 833-5321, (905) 939-5090
FAX: (905) 833-2300
EMAIL: mayor@township.king.on.ca
WEBSITE: www.township.king.on.ca

June 1, 2010

Honourable Dalton McGuinty, Premier
Legislative Building
Queen's Park
Toronto, ON M7A 1A1

Honourable Brad Duguid, Minister
Ministry of Energy and Infrastructure
900 Bay Street, 4th Floor
Hearst Block
Toronto, ON M7A 2E1

Honourable Jim Bradley, Minister
Municipal Affairs and Housing
777 Bay Street, 17th Floor
Toronto, ON M5G 2E5

Honourable Jim Prentice
Minister of the Environment
Les Terrasses de la Chaudière
10 Wellington Street, 28th Floor
Gatineau, Quebec K1A 0H3

The Honourable David C. Onley, O.Ont.
Lieutenant Governor of Ontario
Queen's Park
Toronto, ON M7A 1A1

Dear Premier and Ministers:

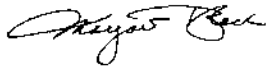
As Mayor of King Township I am writing to you to address a position that has the unanimous support of our Council, and on behalf of our residents, respecting your decision to consider, through Regulation/Order in Council, exempting the York Energy Centre (Pristine) natural gas-fired peaking electricity generating power facility from the provisions of the Planning Act.

I cannot tell you how disappointed we are with your Government's decision to circumvent the very process set up to publicly adjudicate such proposals; a process that was established to protect the people and the environment of Ontario and to respect the voters wishes in the municipality. We remind you that these lands are located in a sensitive part of the Greenbelt that was established with great fanfare by your Government in addition to being located adjacent to the Holland Marsh, Ontario's food basket.

We as a municipality have followed your legislative process to the letter of the law at considerable expense to our taxpayers; yet, you have moved to override us right in the middle of an Ontario Municipal Board hearing.

We as a municipality respectfully request you to allow the established municipal planning process to continue through to its proper conclusion.

Yours very truly,

A handwritten signature in cursive script, appearing to read "Margaret Black".

Margaret Black, Mayor
Township of King