

AMENDMENT TO RENEWABLE ENERGY APPROVAL

NUMBER 0905-8S7M96 Issue Date: April 12, 2017

Hamilton General Partner 1 Inc. and Hamilton General Partner 2 Inc., as general partners for and on behalf of Hamilton Solar Farm Partnership

620 Righters Ferry Rd Bala Cynwyd, Pennsylvania

USA 19004

Site Location: 2700 Payne Road

Lot 3, Concession 2

Hamilton Township, County of Northumberland

You are hereby notified that I have amended Approval No. 0905-8S7M96 issued on May 16, 2012 for a Class 3 solar facility, as follows:

The definition of "Application" in the Approval is deleted and replaced with the following: A.

7. "Application" means the application for a Renewable Energy Approval dated July 12, 2011 and signed by Glen Tomkinson, Project Manager/REA Coordinator, Penn Energy Renewables, Ltd., and all supporting documentation submitted with the application, including amended documentation submitted up to May 9, 2012; and as further amended by the application for a Renewable Energy Approval dated October 4, 2012 and signed by Glen Tomkinson, Project Manager/ REA Coordinator, Penn Energy Renewables, Ltd., and all supporting documentation submitted with the application, including amended documentation submitted up to October 15, 2012; and as further amended by the application for a Renewable Energy Approval dated October 9, 2013 and signed by Glen Tomkinson, Project Manager/ REA Coordinator, on behalf of Hamilton General Partner 1 Inc. and Hamilton General Partner 2 Inc. operating as Hamilton Solar Farm Partnership, and all supporting documentation submitted with the application, including amended documentation submitted up to February 25, 2014; and as further amended by the application for a Renewable Energy Approval dated November 1, 2016, and signed by Victor Contract, Secretary, Hamilton General Partner 1 Inc. and Hamilton General Partner 2 Inc. operating as Hamilton Solar Farm Partnership, and all supporting documentation submitted with the application, including amended documentation submitted up to April 12, 2017;

B. The definition of "Stormwater Management and Erosion and Sediment Control Plan" and "Works" are added to the Approval as definition numbers 37 and 38:

- 37. "Stormwater Management and Erosion and Sediment Control Plan" means the report included in the Application and entitled "Post-Construction Stormwater Management Report, Hamilton Port Hope 4 Solar Farm, Hamilton Township, Ontario", dated March 2017, and prepared by McIntosh Perry Consulting Engineers Ltd;
- 38. "Works" means the sewage works (including the stormwater management measures and erosion and sediment control measures) described in the Application and this Approval;

C. Section E of the Approval is deleted and replaced with the following:

E. STORMWATER MANAGEMENT

- 1. The Company shall employ best management practices for stormwater management and erosion and sediment control during the construction, installation, use, operation, maintenance and retiring of the Facility.
- 2. The Company shall install the Works described in the Stormwater Management and Erosion and Sediment Control Plan, as well as operate, inspect, and maintain the installed Works as proposed and recommended in the Stormwater Management and Erosion and Sediment Control Plan.
- 3. The Company shall create written records of all inspections and maintenance activities undertaken in accordance with Condition E.2. The Company shall retain these records for the life of the Facility, and shall make them available for inspection by the Ministry, upon request.
- 4. The Company shall make all necessary investigations, take all necessary steps and obtain all necessary permits to ensure that the physical structure, siting and operations of the Works do not constitute a safety or health hazard to the general public.
- 5. The Company shall undertake an inspection of the condition of the Works, at least twice a year, and undertake any necessary cleaning and maintenance to ensure that sediment, debris and excessive decaying vegetation are removed from the above noted Works to prevent the excessive build-up of sediment, debris and/or decaying vegetation. The Company shall also regularly inspect and clean out the inlet to and outlet from the Works to ensure that these are not obstructed.
- 6. The Company shall prepare an operations manual within 10 business days of the date of this Approval, that includes, but not necessarily limited to, the following information:
 - (1) operating procedures for routine operation of the Works;
 - (2) inspection programs, including frequency of inspection, for the Works and the methods or tests employed to detect when maintenance is necessary;

- (3) repair and maintenance programs, including the frequency of repair and maintenance for the Works;
- (4) procedures for the inspection and calibration of monitoring equipment;
- (5) a spill prevention control and countermeasures plan, consisting of contingency plans and procedures for dealing with equipment breakdowns, potential spills and any other abnormal situations, including notification of the District Manager and local municipality;
- 7. The Company shall maintain the operations manual up to date through revisions undertaken from time to time and retain a copy at the Facility. Upon request, the Company shall make the manual available for inspection and copying by Ministry personnel.
- 8. Notwithstanding any other condition of this Approval, the Company shall ensure that the effluent from the Works is free of floating and settleable solids and does not contain oil or any other substance in amounts sufficient to create a visible film or sheen or foam in the receiving water.

D. Reason #19 is added to the Approval, as follows:

19. Conditions E1 to E8 are imposed to ensure that the Works are operated and maintained without any adverse impact on the environment. This condition is also included to ensure that a comprehensive operations manual governing the Works is prepared, implemented and kept up-to-date by the owner and made available to the Ministry. Such a manual is an integral part of the operation of the Works. Its compilation and use should assist the Company in staff training, in proper Facility operation and in identifying and planning for contingencies during possible abnormal conditions. The manual will also act as a benchmark for Ministry staff when reviewing the Company's operation of the Works.

This Notice shall constitute part of the approval issued under Approval No. 0905-8S7M96 dated May 16, 2012.

In accordance with Section 139 of the <u>Environmental Protection Act</u>, 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 <u>Environmental Bill of Rights</u>, 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;

AND

This notice must be served upon:

The Secretary*
Environmental Review Tribunal
655 Bay Street, 15th Floor
Toronto, Ontario

M5G 1E5

The Environmental Commissioner 1075 Bay Street, 6th Floor

1075 Bay Street, 6th Flo Suite 605

Toronto, Ontario

M5S 2B1

AND

The Director

Section 47.5, *Environmental Protection Act* Ministry of the Environment and Climate

Change

135 St. Clair Avenue West, 1st Floor

Toronto, Ontario M4V-1P5

* Further information on the Environmental Review Tribunal's requirements for an appeal can be obtained directly from the Tribunal at: Tel: (416) 212-6349, Fax: (416) 326-5370 or www.ert.gov.on.ca

Under Section 142.1 of the <u>Environmental Protection Act</u>, 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, 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 12th day of April, 2017

Mohsen Keyvani, P.Eng.

Director

Section 47.5, Environmental Protection Act

NC/

c: District Manager, MOECC Peterborough Mark Feenstra, Canadian Solar Solutions, Inc.