

APPENDIX D – ABORIGINAL COMMUNITY CONSULTATION

64 Church Street
Sault Ste. Marie, ON P6A 3H3

Telephone: (705) 941-5118
Facsimile: (705) 949-6450
E-mail: sheila.walsh@ontario.ca

July 24, 2009

Chief Isadore Day
Serpent River First Nation
P.O. Box 14
Cutler, ON P0P1B0

Dear Chief Day:

**SUBJECT: Lizard Creek Waterpower Environmental Assessment
Commencement**

As you know, the Ministry of Natural Resources (MNR) granted Applicant of Record status to Lizard Creek Power Inc. for the potential water power site located at Lizard Creek within Lewis Township. The company has advised MNR that they intend to commence the Environmental Assessment (EA) screening process for this site in the near future. A formal "Notice of Commencement" will appear in local newspapers in the next couple of weeks which will provide some project details. Following this Notice, the proponent will have up to 2 years to complete the EA process. The result of that process will be preparation of an Environmental Screening Report that will be available for public and Aboriginal review and comment. Within the 2 year timeframe, the proponent will also have to obtain all necessary permits and approvals for the project, and apply for Crown tenure of the site.

Lizard Creek Power Inc. has advised MNR that they wish to meet with Serpent River First Nation members to provide an update on the Lizard Creek project, and to provide information about proposed activities at the site over the next year or so. Given MNR's commitment to ensuring that you and your community are kept up to date on the progress of this project, I encourage you to take advantage of any opportunity to meet with the company and discuss the project. I can work with you to coordinate an information-sharing meeting with the company, at a mutually agreeable time and location. Alternatively, you can contact the proponent directly by calling Rick Roberts at 705-848-0208. Sault Ste. Marie District's renewable energy staff and I will be in

*Chief Isadore Day
Serpent River First Nation
July 24, 2009
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attendance at any meetings, if you wish. We can then provide information regarding provincial programs, policies and procedures regarding renewable energy projects.

My experience so far with this company is that they seem genuinely interested in working with local communities to understand and address their concerns as the project progresses. I hope you will consider meeting with them in near future. In the meantime, if you have questions or concerns, please feel free to contact me (after August 10, 2009 by email: sheila.walsh@ontario.ca or telephone: 705-941-5118) or Erin Nixon, SSM District Renewable Energy Planner (by email: erin.nixon@ontario.ca or telephone: 705-941-5128).

Sincerely,

Sheila Walsh
Resource Liaison Specialist
Sault Ste. Marie District

c. Erin Nixon, Renewable Energy Planner
Dick Hagman, Northshore Area Supervisor
Rick Roberts, Cantech Construction Inc.

Cantech Construction o/b
Lizard Creek Power Inc.
10 Kilborn Way
Elliot Lake, ON P5A 2T1
Tel: 705-848-0208
Fax: 705-848-9022
email: cantechcon@bellnet.ca

August 14, 2009

Serpent River First Nation
Chief Isadore Day
Box 14
48 Village Road
Cutler, ON
P0P 1B0

Chief Isadore Day:

LIZARD CREEK SMALL HYDRO PROJECT - NOTICE OF COMMENCEMENT

Please find enclosed the Notice of Commencement for the environmental evaluation and assessment for the proposed Lizard Creek Small Hydro Project, to be located in the Township of North Shore.

We invite you to participate in the process and offer your comments. Lizard Creek Power Inc. would be pleased to meet with the Serpent River First Nation to provide updates on this Project and/or discuss Aboriginal values and interests. A web site has been created by Lizard Creek Power Inc. and information will be updated regularly for your convenience, please visit at www.lizardcreekpower.com

If you require any further information please do not hesitate to contact at:

Mr. Rick Roberts
Lizard Creek Power Inc.
10 Kilborn Way
Elliot Lake ON P5A 2T1
tel 705 848 0208
fax 705 848 9022
cantechcon@bellnet.ca

or

Mr. Patrick Garel, E.I.T.
IBI Group
Suite 200-9133 Leslie Street
Richmond Hill ON L4B 4N1 Canada
tel 905 763 2322 ext 2234
fax 905 763 9983
pgarel@ibigroup.com

Yours truly,

Cantech Construction

Rick Roberts
President

Cantech Construction o/b
Lizard Creek Power Inc.
10 Kilborn Way
Elliot Lake, ON P5A 2T1
Tel: 705-848-0208
Fax: 705-848-9022
email: cantechcon@bellnet.ca

August 14, 2009

Mississauga First Nation
Chief Douglas Daybutch
P.O. Box 1299
Blind River, ON P0R 1B0

Chief Douglas Daybutch:

LIZARD CREEK SMALL HYDRO PROJECT - NOTICE OF COMMENCEMENT

Please find enclosed the Notice of Commencement for the environmental evaluation and assessment for the proposed Lizard Creek Small Hydro Project, to be located in the Township of North Shore.

We invite you to participate in the process and offer your comments. Lizard Creek Power Inc. would be pleased to provide updates on this Project directly to Mississauga First Nation upon your request. A web site has been created by Lizard Creek Power Inc. and information will be updated regularly for your convenience, please visit at www.lizardcreekpower.com

If you require any further information please do not hesitate to contact at:

Mr. Rick Roberts
Lizard Creek Power Inc.
10 Kilborn Way
Elliot Lake ON P5A 2T1
tel 705 848 0208
fax 705 848 9022
cantechcon@bellnet.ca

or

Mr. Patrick Garel, E.I.T.
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Richmond Hill ON L4B 4N1 Canada
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Yours truly,

Cantech Construction

Rick Roberts
President

Cantech Construction o/b
Lizard Creek Power Inc.
10 Kilborn Way
Elliot Lake, ON P5A 2T1
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Fax: 705-848-9022
email: cantechcon@bellnet.ca

August 14, 2009

Sagamok Anishnawbek
Chief Paul Eshkawkogan
P.O. Box 610
Massey, ON P0P 1P0

Chief Paul Eshkawkogan:

LIZARD CREEK SMALL HYDRO PROJECT - NOTICE OF COMMENCEMENT

Please find enclosed the Notice of Commencement for the environmental evaluation and assessment for the proposed Lizard Creek Small Hydro Project, to be located in the Township of North Shore.

We invite you to participate in the process and offer your comments. Lizard Creek Power Inc. would be pleased to provide updates on this Project directly to Sagamok Anishnawbek upon your request. A web site has been created by Lizard Creek Power Inc. and information will be updated regularly for your convenience, please visit at www.lizardcreekpower.com

If you require any further information please do not hesitate to contact at:

Mr. Rick Roberts
Lizard Creek Power Inc.
10 Kilborn Way
Elliot Lake ON P5A 2T1
tel 705 848 0208
fax 705 848 9022
cantechcon@bellnet.ca

or

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Yours truly,

Cantech Construction

Rick Roberts
President

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Lizard Creek Power Inc.
10 Kilborn Way
Elliot Lake, ON P5A 2T1
Tel: 705-848-0208
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email: cantechcon@bellnet.ca

July 20, 2010

North Channel Métis Council
President Dan Belisle
PO Box 309
Bruce Mines, ON
P0R 1C0

cc: Métis Consultation Unit
The Métis Nation of Ontario Head Office
500 Old St. Patrick Street, Unit D
Ottawa, ON
K1N 9G4

President Belisle:

LIZARD CREEK SMALL HYDRO PROJECT - NOTICE OF COMMENCEMENT

Please find enclosed the Notice of Commencement for the environmental evaluation and assessment for the proposed Lizard Creek Small Hydro Project, to be located in the Township of North Shore.

We invite you to participate in the process and offer your comments. Lizard Creek Power Inc. would be pleased to provide updates on this Project directly to North Channel Métis Council upon your request. A web site has been created by Lizard Creek Power Inc. and information will be updated regularly for your convenience, please visit at www.lizardcreekpower.com

If you require any further information please do not hesitate to contact at:

Mr. Rick Roberts
Lizard Creek Power Inc.
10 Kilborn Way
Elliot Lake ON P5A 2T1
tel 705 848 0208
fax 705 848 9022
cantechcon@bellnet.ca

or

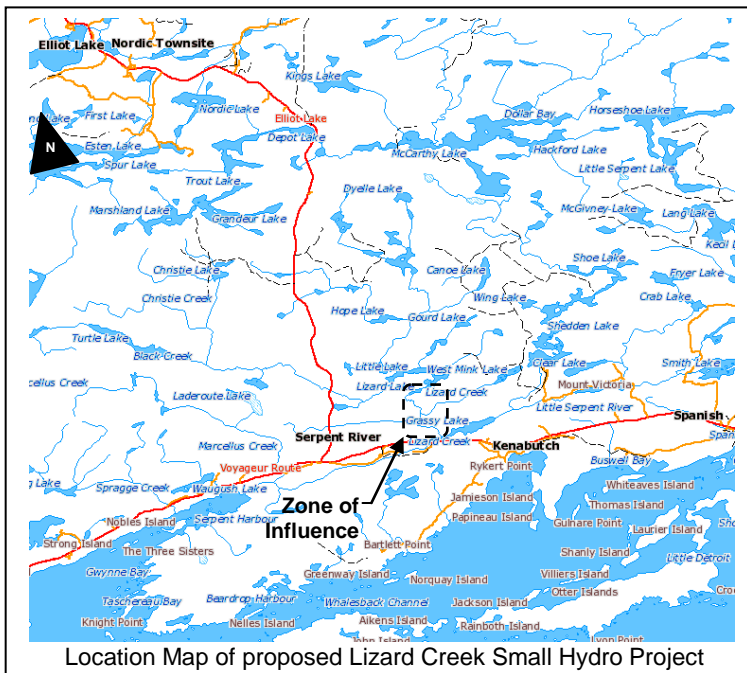
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fax 905 763 9983
pgarel@ibigroup.com

Yours truly,
Cantech Construction

Rick Roberts
President

Notice of Commencement under the Class EA for Waterpower Projects

Lizard Creek Small Hydro Project



Lizard Creek Power Inc. is undertaking an environmental evaluation and assessment for the proposed Lizard Creek Small Hydro Project, located in the Township of North Shore, 20km southeast of the City of Elliot Lake, Ontario. The zone of influence for the proposed project runs along Lizard Creek, from the southern end of Lizard Lake south to where Lizard Creek enters Serpent River, downstream of Grassy Lake, as presented on the map (left). If approved this waterpower project would consist of a flow conveyance channel, water control structure, penstock, powerhouse, limited improvement to access roads and a new 1 km transmission line all located along Lizard Creek, producing on average 4.5 gWh of renewable energy annually. The project is subject to the provisions of the Ontario Waterpower Association "Class Environmental Assessment for Waterpower Projects" (2008). Pursuant to the Class EA, this project is considered to be on a managed waterway.

The Class EA process requires Lizard Creek Power to undertake an evaluation of the project to evaluate its potential effects on the environment (positive and negative) and prepare a detailed Environmental Report. The project is also expected to require review under various permits and approvals, including, but not limited to, the *Environmental Protection Act*, the *Canadian Environmental Assessment Act*, the *Fisheries Act*, the *Public Lands Act*, the *Navigable Waters Protection Act*, the *Species at Risk Act*, the *Lakes and Rivers Improvement Act*, the *Ontario Water Resource Act*, and the *Endangered Species Act*. This notice and the public consultation process for the project under the Class EA is intended to coordinate and meet the notification requirements relevant to the planning stage of the project under these statutes.

The Class EA process is anticipated to be completed this year, following which construction is anticipated to commence and be ongoing for 4 months, provided approval.

The evaluation and environmental report will assess the potential effects of the proposed waterpower project on the environment during its construction and operation. Lizard Creek Power has identified certain environmental components that are expected to be the focus of the proposed project. Public consultation and Aboriginal engagement will be an integral component of this process. IBI Group is preparing the Environmental Screening on behalf of Lizard Creek Power Inc. You are invited to provide comments on the issues to be addressed, and/or to ask to be placed on the project's mailing list. For information on the project proposal, to raise any issues or concerns, or to be placed on the mailing list, contact:

Mr. Patrick Garel, E.I.T.
IBI Group
Suite 200 - 9133 Leslie Street
Richmond Hill ON L4B 4N1 Canada
tel 905 763 2322 ext 2234
fax 905 763 9983
pgarel@ibigroup.com

Mr. Rick Roberts
Lizard Creek Power Inc.
10 Kilborn Way
Elliot Lake ON P5A 2T1
tel 705 848 0208
fax 705 848 9022
cantechcon@bellnet.ca

Under the *Freedom of Information and Protection of Privacy Act* and the *Environmental Assessment Act*, unless otherwise stated in the submission, any personal information such as name, address, telephone number and property location included in a submission will become part of the public record files for this matter and will be released, if requested, to any person.

Notice of Completion

Lizard Creek Small Hydro Project, Township of North Shore



Lizard Creek Power Inc. is proposing to construct a small hydro generating station with an installed capacity of 1 MW, located in the Township of North Shore, 20km southeast of the City of Elliot Lake, Ontario. The project will consist of a flow conveyance channel, two water control structures, penstock, powerhouse, limited improvement to access roads and a new 1 km transmission line all located along Lizard Creek and producing on average of 4.5 gWh of renewable energy annually. Lizard Creek runs from Lizard Lake to Serpent River, downstream of Grassy Lake. The proposed project runs along Lizard Creek, from the southern end of Lizard Lake, south to the southern end of Serpent River, upstream of where Lizard Creek enters Serpent River, as presented on the map (left). The project is subject to the provisions of the Ontario Waterpower Association "Class Environmental Assessment for Waterpower Projects" (2011) (Class EA) pursuant to Ontario's Environmental Assessment Act, and the Canadian Environmental Assessment Act (CEAA) in accordance with subsection 5(1)(d) of the Act. Pursuant to the Class EA, this project is considered to be on a managed waterway.

An Environmental Screening Report (ESR) has been prepared as required under the Class EA and the CEAA. The proposed project has been reviewed in a process consistent with the Class EA and the CEAA, the results of which are described in the Lizard Creek Power Inc. ESR. The conclusions of the ESR indicate that developing the proposed 1.0 MW hydro generating station is not likely to cause significant adverse environmental effects after mitigation measures are applied as needed, and the proposed project brings with it very significant environmental benefits in terms of the abatement of 1,400 to 3,800 tonnes of carbon dioxide annually as well as many thousands of kilograms of nitrogen and sulphur oxide air emissions. Protocol for any mitigation measures to be followed, can be found in the Lizard Creek Power Inc ESR.

The ESR will be available for a 30-calendar day review period. Thus, this ESR is being made available for review and comment from July 20, 2011 through to August 18, 2011. Hard copies of the ESR may be found during this review period at the following public locations:

Lizard Creek Power Inc.,
10 Kilborn Way,
Elliot Lake, ON P5A 2T1

or

The Township of the North Shore
P.O. Box 108, 1385 Hwy 17
Algoma Mills, ON P0R 1A0

The ESR may also be viewed electronically at www.lizardcreekpower.com

Lizard Creek Power Inc must receive all comments in writing regarding the Project and/or the ESR no later than August 18, 2011. All comments and correspondence should be sent to Lizard Creek Power Inc. at the address noted above.

Per the process outlined in the Class EA and the CEAA, interested parties must first attempt to resolve any outstanding issues with the proponent during the 30-calendar day period. In the event that issues cannot be resolved during the review period, the concerned party may make a written request to the Minister of the Environment at the address noted below for a Part II Order under the Environmental Assessment Act (Individual Environment Assessment). A copy of the Part II Order request must also be sent to Lizard Creek Power Inc at the address noted above.

Minister of the Environment
12th Floor, 135 St. Clair Avenue West
Toronto, ON M4V 1P5

Requests for Part II Orders must be made in accordance with the provisions set out in the Class EA and CEAA and must be received by the Minister of the Environment and Lizard Creek Power Inc no later than August 18, 2011. A copy of the Class EA for Waterpower Projects is posted on the Ontario Waterpower Association website at www.owa.ca.

Under the Freedom of Information and Protection of Privacy Act and the Environmental Assessment Act, unless otherwise stated in the submission, any personal information such as name, address, telephone number and property location included in a submission will become part of the public record files for this matter and will be released, if requested, to any person.