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## Council Memorandum

**To:** Council  
**Cc:** Ron Taylor, Chief Administrative Officer  
**Date:** July 17, 2018  
**From:** Ian Walker, Planning Officer – Large Developments  
**Subject:** Feed-In Tariff (FIT) Program – Prescribed Resolution of Support – Ground Mount Solar Project – 1674 CKL Road 36, Solar Provider Canada Origination Health LP (Kennedy)

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### Revised Recommendations:

**Whereas** capitalized terms not defined herein have the meanings ascribed thereto in the FIT Contract, Version 3.1;

**And Whereas** Solar Provider Canada Origination Health LP (the "Supplier") has entered into a FIT Contract to construct and operate a ground mount solar Facility (the "Project") on 1674 CKL Road 36 (the "Lands") in the City of Kawartha Lakes (the "Local Municipality") under the Province's FIT Program;

**And Whereas** the Supplier previously requested that the Council of the Local Municipality ("Council") indicate by resolution Council's support for the construction and operation of the Project on the Lands and Council did provide such support in a prior resolution.

**And Whereas** the Supplier has requested that the Council indicate, by a resolution dated no earlier than June 10, 2015 (the "New Resolution"), Council's continued support for the construction and operation of the Project on the Lands;

**And Whereas** where a New Resolution is received in respect of a Project, the Supplier will be recognized as fulfilling the requirements under Section 2.4(d)(vii) of the FIT Contract, which may result in the Supplier being offered Notice to Proceed in accordance with the terms of the Supplier's FIT Contract;

**Now Therefore Be It Resolved That** Council of the City of Kawartha Lakes supports the construction and operation of the Project on the Lands. This resolution's sole purpose is to enable the Supplier to achieve Notice to Proceed under its FIT Contract and may not be used for the purpose of any other form of municipal approval in relation to the FIT Contract or Project or for any other purpose.

## **Background:**

On January 15, 2013 Council adopted the following resolution:

### **CR2013-027**

**Moved By** Councillor Elmslie

**Seconded By** Councillor Luff

**RESOLVED THAT** Council for the City of Kawartha Lakes supports the construction and operation of ground mount solar projects located at the following locations:

- 1) 38 Esker Drive, Township of Emily, City of Kawartha Lakes
- 2) 1674 County Road 36, Township of Verulam, City of Kawartha Lakes
- 3) 3269 County Road 36, Township of Verulam, City of Kawartha Lakes
- 4) 309 Northline Road, Township of Fenelon, City of Kawartha Lakes
- 5) 131 Northline Road, Township of Fenelon, City of Kawartha Lakes; and

**THAT** this resolution shall expire twelve (12) months after its adoption by Council.

The City has been notified by the applicant that the Independent Electricity System Operator (IESO) requires the Council Resolution of Support to be submitted, and provide confirmation in the prescribed forms.

## **Risks/Considerations**

The FIT Contract has commenced based on the January 15, 2013 Council Resolution No. CR2013-027 enabling the Supplier to achieve "Notice to Proceed" under its FIT Contract.

As the contract has proceeded, a motion to reconsider or rescind the January 15, 2013 motion is not being recommended.

## **Conclusion:**

The prescribed resolution will meet the requirements of the Independent Electricity System Operator.