

June 24, 2019

To: Parties currently registered on Proceeding 22722

Irma Wind Limited Partnership, by its general partner, Irma Wind GP Inc.
Irma Wind Power Project
Proceeding 22722
Applications 22722-A001 to 22722-A003

Ruling on standing

1. In this ruling, the Alberta Utilities Commission determines whether to hold a public hearing to consider applications by Irma Wind GP Inc. relating to a 92.4-megawatt wind power project to be located in the Municipal District of Wainwright.
2. The Commission must hold a hearing if persons who have filed a statement of intent to participate (SIP) in Proceeding 22722 have demonstrated that they have rights that may be “directly and adversely affected” by the Commission’s decision. Such a person may participate fully in the hearing, including giving evidence, questioning witnesses, and providing argument. Persons or parties granted full participation rights are said to have standing and may also be eligible for cost recovery, as discussed below.
3. On June 9, 2017, Irma filed applications requesting approval of a proposed wind power plant and collector substation (the original applications). The Commission issued a notice of applications for Proceeding 22722 on July 4, 2017, and received SIPs from a number of persons in response to that notice, including a group of individuals organized as the Opposition to Irma Wind Towers Group. The Commission issued a standing ruling in August 2017, in relation to the SIPs filed in response to the original applications, which granted standing to Lana Olsen, Shelly Holt, Dustin Ford, Heather Koroluk, Karen Flynn, Jerry Olsen, Dale Tomlinson, Chester Ford, Jason Olsen, Morris Oracheski, Lyle Oracheski, Ray Tomlinson, Evelyn and Philip Larson, Doug Larson, Chris Oracheski, Stacy Larson and Greg Fischer.¹
4. The project was subsequently amended. The Commission issued notice of the amended applications on April 25, 2019, and May 28, 2019,² and received additional SIPs from a number of persons, many of whom had also responded to notice of the original applications. In this ruling, the Commission has only considered the SIPs of those persons who responded to the notice of *amended* applications. The Commission must assume that any person who did not file a SIP in response to the notice of amended applications no longer has concerns with the project as amended.
5. The Commission has authorized me to communicate its decision on standing.

¹ Exhibit 22722-X0079, AUC Ruling on standing.

² The notice was resent to returned and corrected mailing addresses on May 28, 2019.

Ruling

6. The Commission is satisfied that the persons listed in **Schedule A** have demonstrated that they have legal rights that may be directly and adversely affected by the Commission's decision on the applications. These persons all own land in close proximity to the proposed project (within 2,000 metres of the project area), and have demonstrated that the Commission's decision on the applications has the potential to result in a direct and adverse effect on them. The potential effects described by these persons include proximity of the project, residential and social impacts, noise, human health and health concerns, environmental impacts, visual impacts, emergency response and public safety, agricultural impacts, project construction, operation and reclamation impacts, property impacts, and consultation issues.

7. It is the Commission's understanding that all of the persons who filed SIPs in response to the notice of amended applications have collectively formed the Irma Wind Towers Opposition Group. As identified in **Schedule A**, multiple members of the Irma Wind Towers Opposition Group have standing in this proceeding. However, based on the information filed with the Commission, the remaining group members listed in **Schedule B** have not shown that they have rights that may be directly and adversely affected by the Commission's decision.

8. It is the Commission's practice to allow the formation of groups composed of members with standing and members without standing. The Commission does this to encourage efficiency in the regulatory process by reducing duplication of submissions and overall costs while providing a fair hearing process. Accordingly, all of the persons in both **Schedule A** and **Schedule B** are able to participate in the proceeding as part of the Irma Wind Towers Opposition Group.

9. However, the Commission reminds the Irma Wind Towers Opposition Group that those members of the group listed in **Schedule B** have not demonstrated that they own or occupy land that may be directly and adversely affected by the Commission's decision on the project. As a result, they are not considered "local interveners" pursuant to Section 22 of the *Alberta Utilities Commission Act* and, as such, will not be eligible for any costs they personally incur in connection with the proceeding, including attendance at a hearing should one be held. Members of the group who have been granted standing may be eligible for certain personal and group costs. Further details on costs for local interveners may be found in Rule 009: *Local Intervener Costs* on the Commission's website under [Review process > Funding for participants](#).

10. Finally, the Commission notes that a number of SIPs referred to concerns with a proposed transmission line. The Commission reminds parties that in this proceeding, it is only considering Irma's applications to construct its proposed wind power project, and that applications for the facilities (i.e., a proposed transmission line) required to connect the wind power project to the Alberta Interconnected Electric System will be considered separately in Proceeding 22857. Proceeding 22857 is currently on hold until the Alberta Electric System Operator and AltaLink Management Ltd. file their applications for the proposed transmission facilities. This is expected to occur by December 31, 2019. Parties who have concerns with the proposed transmission interconnection will have an opportunity to file SIPs in Proceeding 22857 after the referenced applications are filed.

11. A notice of hearing will be issued in due course. In the interim, the Commission has established the following process steps for parties with standing:

Activity	Date (by 4 p.m.)
Deadline for information requests to the applicant	July 22, 2019
Deadline for applicant responses to the information requests	August 6, 2019

12. Please contact me at 403-592-4385 or by email at kim.macnab@auc.ab.ca if you have any questions about the matters addressed in this ruling.

Yours truly,

Kim Macnab
Commission Counsel

Attachment

Schedule A - Persons with standing in Proceeding 22722

Irma Wind Towers Opposition Group W.L. (Bill) McElhanney
Darla Fischer
Greg Fischer
Chester Ford
Donna Ford
Dustin Ford
Bill Holt
Larkin Holt
Robert Holt
Shelly Holt
Vicki Holt
Wendy Holt
Ian Hryhurchuk
Heather Koroluk
Cheryl Larson
Doug Larson
Dwight Larson
Evelyn Larson
Lee Larson
Philip Larson
Stacy Larson
Elyse Olsen
Jerry Olsen
Lana Olsen
Wyatt Olsen
Chris Oracheski
Marie Oracheski
Morris Oracheski
Dale Tomlinson

Schedule B - Persons who have not demonstrated eligibility for costs in Proceeding 22722

Irma Wind Towers Opposition Group W.L. (Bill) McElhanney
Dale Anderson
Karen Anderson
Kelly Anderson
Lisa Anderson
Mark Anderson
Norman Anderson
Ryan Anderson
Heather Barss
James Barss
Lyle Barss
Linda Bianic
Diane Boudreaux
Sherry Christensen
Teri Copeland
Carol Crack
Bill Dunbar
Charlene Dunbar
Kent Erickson
Laurie Erickson
Linda Erickson
Mel Erickson
Tausha Erickson
Dawn Ermantrout
Al Fenton
Conrad Fenton
Lori Fenton
Shelly Firkus
Barbara Fleming
John Fleming
Karen Flynn
Doreen Ford
Neal Forsyth
Arne Gulbraa
Bonny Gulbraa
Annette Haun
Vernon Haun
David Helm
Brad Hill
Leigha Hill
Debbie Hinton
James (Lucky) Hinton
Darin Holt
Denise Holt
Erin Holt
Gordon Holt
Joe Holt
Lana Holt
Marvin Holt
Audrey Inkin
Bill Inkin
Art Jack

Diane Jack
Bill Johnson
Robert Johnston
Diane Jones
Leonard Jones
Shirley Jones
Richard Langley
Donna Larson
Joyce Larson
Roger Larson
Sharon Larson
Tracy Larson
Constance Lawton
Jim Lewis
Shirley Lewis
Glen Lingley
Christine Martens
Matt Martens
Cheryl Mckie
Deanne Olsen
Jason Olsen
Candace Oracheski
Deb Oracheski
Lyle Oracheski
Michael Oracheski
Lana Parsons
Bruce Preston
Karen Preston
Je-Anne Prosser
Shirley Prosser
Robin Prosser
Gail Rinas
Robert Rinas
Larry Rudolf
Tracy Rudolf
Shaun Rue
Trisha Rue
Bob Smallwood
Donna Smallwood
Holly Sumner
Tommy Tschetter
Jim Veenstra
Maridell Veenstra
Duane White
Debi Zajic