

Ministry of the Environment,
Conservation and Parks

Ministère de l'Environnement,
de la Protection de la nature et des
Parcs

Office of the Minister

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357-2025-310

March 31, 2025

Lawrence Nasen
Senior Specialist, Environment
Lnasan@capitalpower.com

Dear Lawrence Nasen,

I am writing you today regarding the elevation requests submitted to me for Capital Power Corporation's proposed upgrades to the York Energy Centre (YEC) (the Project).

The Project is designated by Part II (Electricity Projects) of O. Reg. 50/24 under the *Environmental Assessment Act* (EAA) as an undertaking subject to the Environmental Assessment Act (the Act); but is conditionally exempt from Part II.3 of the EAA (comprehensive environmental assessment) if the project is carried out in accordance with the Environmental Screening Process (ESP), subject to the project being elevated. I received four elevation requests asking that Capital Power Corporation be required to prepare a comprehensive environmental assessment for its Project.

Based on all the information before me, I have decided to deny the elevation requests. My decision was made after careful consideration of the factors set out in Section B.4.1.1 (Elevation Requests) of the ESP. Factors include: the extent and nature of the concerns raised and the Proponent's response, the Proponent's Screening Report and related Project documentation, and the consultation undertaken with Indigenous communities and the public, and government agencies.

The reasons for my decision may be found in the attached letters to the requesters. In the interest of transparency, I encourage you to make my letter to you available to the public on the Project website.

With this decision having been made, Capital Power Corporation can now proceed with the Project, subject to any other required permits or approvals. Capital Power Corporation must ensure the Project is implemented in the manner described in the Project documentation, and inclusive of all mitigating measures, commitments, and environmental and other provisions therein.

Lastly, I would like to ensure that Capital Power Corporation understands that failure to comply with the Act or the provisions of the ESP or failure to implement the Project in the manner described in the Project documents are contraventions of the Act and may result in prosecution under section 38 of the Act.

Lawrence Nasen
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I am confident that Capital Power Corporation recognizes the importance and value of the EAA and will ensure that its requirements and those of the ESP are satisfied.

Sincerely,

A handwritten signature in blue ink, appearing to read "Todd McCarthy", with a stylized flourish at the end.

Todd McCarthy
Minister of the Environment, Conservation and Parks

Attachment

c: Kathleen O'Neill, Director, Environmental Assessment Branch, MECP
Kathleen.oneill@ontario.ca