

October 27, 2010
4542 Rocky Point Road
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250-595-2474
kem.luther@sheridanc.on.ca

Michael Krenz
A/District Director
430 – 1230 Government Street
Victoria, BC V8W 3M4

Copy: Hon. Tony Clement, P.C., M.P.
Ministry of Industry
235 Queen Street
Ottawa, Ontario K1A 05H

Dear Mr. Krenz:

We received your letter of 19 October letting us know that your office would be replying to our letter of October 5 to Hon. Tony Clements.

In the letter to Minister Clements we initiated a dispute resolution process under article 5 of Industry Canada CPC-02-0-03. We look forward to your reply to the issues raised in the October 5 letter and the happy resolution of this issue.

It is our understanding that the current Default Public Consultation Process initiated by Telus on September 8, 2010 (the date that we received the proposal for the construction of a telecommunications tower at 4539 Rocky Point Road) is now suspended until this dispute is resolved. CPC-02-0-03 is not very clear about the steps of this dispute resolution process. It does says that “upon resolution of the issue under dispute, the proponent is to continue with the process,” which implies that the process is on hold until we have received your Department’s decision on the issues raised in our letter. If our interpretation of this is not correct, please let us know.

Our hope, of course, is that the process directed at the 4537 Rocky Point Road will not be restarted. The initiation of a cooperative consultative process on October 13 between Telus and the District of Metchosin, one aimed at finding a more appropriate site for a Telus tower, is a much more satisfactory way to approach the issue and will, when it succeeds, render the subsequent steps of this dispute resolution process unnecessary.

To facilitate communication, I am writing under my own name. The content of my communication has been approved, however, by the other nine stakeholders who sent the October 5 letter (Larry Johnson, Dianne Johnson, Mike Sargent, Karen Hakkarainen, Jeanne Luther, Steven Kelly, Jeni Luther, Philip Wadham, Frances Wadham) and I will communicate all replies from you to them.

Sincerely yours,



Kem Luther