



**PROPOSED TERMS OF REFERENCE
ST. MARYS LANDFILL SITE CAPACITY EXPANSION
ENVIRONMENTAL ASSESSMENT**

RECORD OF CONSULTATION

**TOWN OF ST. MARYS
COUNTY OF PERTH, ONTARIO**

NOVEBER 2012

REF. NO. 000645 (31)

This report is printed on recycled paper.

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1.0 INTRODUCTION

This is a Record of Consultation (RoC) undertaken during the preparation of Proposed Terms of Reference (ToR) for the environmental assessment of the proposed expansion of the capacity of the Town of St. Marys Landfill Site to enable it to receive residual, post-diversion waste from the Town of St. Marys over a 40-year planning period.

This RoC, which accompanies and supports the Proposed Terms of Reference, is an important element in the development of the Terms of Reference and in conducting the EA program.

This Record contains correspondence and other documentation through three stages of the ToR development. The three stages and the general time periods are as follows:

- Preconsultation - October 2006
- Draft Proposed ToR - November 2006 to March 2007
- Proposed ToR - October 2009 to May 2010

2.0 PRECONSULTATION

Preconsultation with the Public, Agencies and First Nations benefited the preparation of the Draft Proposed ToR by providing preliminary information about the Town's proposed Long-Term Waste Management program enabling interested parties to provide information, questions and comments at an early stage in the Environmental Assessment process. This proactive approach identified possible issues at an early stage that could be addressed in the Draft Proposed ToR. The following is a summary of Preconsultation with the Public, Agencies and First Nations.

2.1 PUBLIC CONSULTATION

Preconsultation with the public was initiated by means of a Public Information Open House on October 30, 2006. The Purpose of the Open House was to provide preliminary information about the Town's proposed Long-Term Waste Management Program, to formally release the initial Draft Proposed ToR and to receive information, questions and comments from the public and interested agencies. The Public Information Open House was publicized by way of a notice published in the *Journal-Argus* on October 25, 2006 and *St. Marys Independent* on October 27, 2006. A copy of the notice was also posted on the Town's website, at the post office, Friendship Centre, library, arena, and two local grocery stores. A copy of the notice was both mailed directly and emailed to neighbouring municipalities, agencies, First Nations, Members of Parliament, Members of Provincial Parliament, and Ministries on October 26, 2006 and October 27, 2006. Copies of the letters, emails and the accompanying Notice are attached as Appendix A.1.

A Record of the Public Information House, including the Notice as posted, sign-in sheet, a summary of comments, Project Overview handout, circulation list and a copy of the October 2006 Draft Proposed Terms of Reference can be found under Appendix A.2. The Agency letters noted in the Record (Appendix B, Attachment B) have not been provided since these are provided in this RoC as Appendix A.1.

2.2 AGENCY CONSULTATION

A meeting with the Ministry of Environment (MOE) Environmental Assessment and Approvals Branch took place on November 8, 2006. The Purpose of this meeting was to provide information, including St. Marys current waste management practices and population to the Project Officer. The meeting also served to update the Project Officer following the Public Information Open House and to seek the Ministry's input on

additional agencies to be included in the circulation of the Draft Proposed ToR. A copy of the Agenda and Meeting Minutes can be found under Appendix A.3. A copy of the EA Government Review Team Master Distribution List provided by the MOE can be found under Appendix A.4.

The following First Nations were listed by the Ontario Secretariat for Aboriginal Affairs (OSAA): The Oneida Nation of the Thames, Munsee-Delaware Nation and Chippewas of the Thames. OSAA also listed the following organizations: the Association of Iroquois and Allied Indians and the Anishnabek Nation (Union of Ontario Indians).

3.0 DRAFT PROPOSED TERMS OF REFERENCE - 2006

Based on the Preconsultation program, a Draft Proposed ToR was prepared based on the comments received and the discussions held with the MOE staff. A copy of the November 2006 Draft Proposed ToR is attached as Appendix B.

3.1 PUBLIC CONSULTATION

The Draft Proposed ToR was released on November 16, 2006 for comment. The Draft Proposed ToR was posted to the Town's website and copies were provided at the Town Hall and over town buildings.

3.2 AGENCY CONSULTATION

The Draft Proposed ToR was sent to Ministry of Environment and other interested agencies on November 16, 2006. Copies of the letters advising the identified agency of the release of the Draft Proposed ToR and requesting comments from the agency can be found in Appendix C.1.

A copy of the comments received from the MOE can be found in Appendix C.2. Copies of the comments received from other interested Agencies are provided in Appendix C.3.

Table F.1 (Appendix F) provides a summary of comments received during the 30-day review period. The comments received were incorporated in the revised ToR where applicable.

3.3 FIRST NATIONS CONSULTATION

The Oneida Nation of the Thames, Munsee-Delaware Nation, Delaware First Nation Moravian of the Thames, and Chippewas of the Thames were sent a copy of the Draft Proposed ToR on November 16, 2006 along with a letter requesting their review and comment. The letter and Draft Proposed ToR were followed by email on December 21, 2006. Copies of the letters and emails can be found in Appendix C.4.

4.0 DRAFT PROPOSED TERMS OF REFERENCE - 2009

Changes to the Draft Proposed ToR were required to address changes in the EA process and to address that a focused EA was being proposed. As a result of these changes, the Draft Proposed ToR was revised and a second consultation program commenced. A copy of the December 2009 Draft Proposed ToR is attached as Appendix D.

4.1 PUBLIC OPEN HOUSE

A Public Open House was held on December 3, 2009. Appendix E.1 contains information related to the advertisements, the presentation boards that were displayed during the Open House. The Open House had a very low attendance.

4.2 AGENCY AND FIRST NATION CONSULTATION

The Draft Proposed ToR were adjusted based on the comments from the Open House and sent out for Agency review and comment in March 2010. Appendix E.2 contains copies of the letters that were sent to the Agencies and the First Nations. Appendix E.3 contains the revised Draft Proposed ToR dated January 2010 that was sent with the letters.

A copy of the comments received from the MOE both during the initial review and subsequently can be found in Appendix E.4. Copies of the comments received from other interested Agencies are provided in Appendix E.5.

Table F.2 (Appendix F) provides a summary of comments received during the 30-day review period. The comments received were incorporated in the revised ToR where applicable.

4.3 FIRST NATIONS CONSULTATION

The Oneida Nation of the Thames, Munsee-Delaware Nation, Delaware First Nation Moravian of the Thames Delaware First Nation, Chippewas of the Thames First Nation, Chippewas of Sarnia 45 First Nation, Chippewas of Walpole Island First Nation, Chippewas of Kettle and Stoney Point First Nation, Six Nations of the Grand River Territory, Mississaugas of New Credit First Nation, Caldwell First Nation, Windsor-Essex Métis Council, Métis Nation of Ontario were sent a copy of the Draft

Proposed ToR in March 2010 along with a letter requesting their review and comment.
Copies of the letters and emails are provided in Appendix E.2.

5.0 SUMMARY AND CONCLUSIONS

As described in this RoC document, submitted in support of the Proposed ToR, significant consultation was conducted with the public, interested federal, provincial and local agencies and Aboriginal communities. Comments/questions were invited from all those stakeholders and any comments were addressed/reflected in the ToR.

As a result of that public, agency (including MOE reviewers) and Aboriginal consultation conducted during preparation of the ToR, as now submitted, reflect to appropriate degrees, the comments received. As noted in the Comment/Response summary table not all comments were relevant to the ToR or the ToR process and therefore were not reflected in the final Proposed ToR.

APPENDIX A

PRECONSULTATION

APPENDIX A.1

PRE-SUBMISSION CONSULTATION
LETTERS AND EMAILS TO AGENCIES AND FIRST NATIONS
(OCTOBER 26, 2006 AND OCTOBER 27, 2006)



**CONESTOGA-ROVERS
& ASSOCIATES**

651 Colby Drive, Waterloo, Ontario, Canada N2V 1C2
Telephone: 519-884-0510 Facsimile: 519-884-0525
www.CRAworld.com

October 26, 2006

Reference No. 000645-15

Tracy Annett
Upper Thames River Conservation Authority
1924 Clarke Road
London, ON N5V 5B9

Dear Ms. Annett:

Re: Town of St. Marys
St. Mary's Long-Term Waste Management Environmental Assessment
Public Information Open House

The Town of St. Marys is conducting a Public Information Open House in regard to the Town's proposed Terms of Reference (ToR) and Environmental Assessment (EA) for new landfill capacity. The purpose of the Open House is to provide information and invite comments and questions from members of the public, agencies and First Nations about this project.

Conestoga-Rovers & Associates (CRA), on behalf of the Town of St. Marys will present an overview and purpose of the ToR and EA, a description of the process, mapping, and preliminary information including proposed Draft Terms of Reference for completion of an individual EA.

Members of the Town Council, Municipal staff and representatives of CRA will be available to provide information and answer questions.

The Public Information Open House is planned for **Monday, October 30, 2006 from 4:00pm to 8:00pm in the St. Marys Friendship Centre**. A Notice of the event (copy enclosed) has been posted locally at various locations in the Town, has been published in the Journal Argus on Wednesday, October 25, 2006 and will be published in the St. Marys Independent on Friday, October 27, 2006.

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**CONESTOGA-ROVERS
& ASSOCIATES**

651 Colby Drive, Waterloo, Ontario, Canada N2V 1C2
Telephone: 519-884-0510 Facsimile: 519-884-0525
www.CRAworld.com

October 26, 2006

Reference No. 000645-15

Gary Schellenberger
Member of Parliament
Perth-Wellington
544 Huron Street
Stratford, ON N5A 5T9

Dear Mr. Schellenger:

Re: Town of St. Marys
St. Mary's Long-Term Waste Management Environmental Assessment
Public Information Open House

The Town of St. Marys is conducting a Public Information Open House in regard to the Town's proposed Terms of Reference (ToR) and Environmental Assessment (EA) for new landfill capacity. The purpose of the Open House is to provide information and invite comments and questions from members of the public, agencies and First Nations about this project.

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Telephone: 519-884-0510 Facsimile: 519-884-0525
www.CRAworld.com

October 26, 2006

Reference No. 000645-15

Gary Schellenberger
Member of Parliament
Perth-Wellington
248 Main Street North
Mount Forest, ON N0G 2L2

Dear :

Re: Town of St. Marys
St. Mary's Long-Term Waste Management Environmental Assessment
Public Information Open House

The Town of St. Marys is conducting a Public Information Open House in regard to the Town's proposed Terms of Reference (ToR) and Environmental Assessment (EA) for new landfill capacity. The purpose of the Open House is to provide information and invite comments and questions from members of the public, agencies and First Nations about this project.

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Telephone: 519-884-0510 Facsimile: 519-884-0525
www.CRAworld.com

October 26, 2006

Reference No. 000645-15

John Wilkinson
Member of Provincial Parliament
Perth-Middlesex
55 Lorne Avenue East
Stratford, ON N5A 6S4

Dear Mr. Wilkinson:

Re: Town of St. Marys
St. Mary's Long-Term Waste Management Environmental Assessment
Public Information Open House

The Town of St. Marys is conducting a Public Information Open House in regard to the Town's proposed Terms of Reference (ToR) and Environmental Assessment (EA) for new landfill capacity. The purpose of the Open House is to provide information and invite comments and questions from members of the public, agencies and First Nations about this project.

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Telephone: 519-884-0510 Facsimile: 519-884-0525
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October 26, 2006

Reference No. 000645-15

Scott Oliver
Ministry of Municipal Affairs & Housing
659 Exeter Road, 2nd Floor
London, ON N6E 1L3

Dear Mr. Oliver:

Re: Town of St. Marys
St. Mary's Long-Term Waste Management Environmental Assessment
Public Information Open House

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www.CRAworld.com

October 26, 2006

Reference No. 000645-15

John Turvey
Ontario Ministry of Agriculture,
Food and Rural Affairs
1 Stone Road West
Guelph, ON N1G 4Y2

Dear Mr. Turvey:

Re: Town of St. Marys
St. Mary's Long-Term Waste Management Environmental Assessment
Public Information Open House

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October 26, 2006

Reference No. 000645-15

Monique Mousseau
Regional Manager, Environment & Engineering
Transport Canada, Ontario Region
4900 St. Clair East, 8th Floor
Toronto, ON M2N 6A5

Dear Ms. Mousseau:

Re: Town of St. Marys
St. Mary's Long-Term Waste Management Environmental Assessment
Public Information Open House

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Telephone: 519-884-0510 Facsimile: 519-884-0525
www.CRAworld.com

October 26, 2006

Reference No. 000645-15

Louise Knox
Regional Manager
Canadian Environment Assessment Agency
55 St. Clair Street East
Suite 902
Toronto, ON M4T 1M2

Dear :

Re: Town of St. Marys
St. Mary's Long-Term Waste Management Environmental Assessment
Public Information Open House

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October 26, 2006

Reference No. 000645-15

Michael Mathiot
Ministry of Natural Resources
Huron-Perth Office
100 Don Street, Box 819
Clinton, ON N0M 1L0

Dear Mr. Mathiot:

Re: Town of St. Marys
St. Mary's Long-Term Waste Management Environmental Assessment
Public Information Open House

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October 26, 2006

Reference No. 000645-15

Kevin Boudreau
Field Service Engineer
Ministry of Transportation
659 Exeter Road
London, ON N6E 1L3

Dear Mr. Boudreau:

Re: Town of St. Marys
St. Mary's Long-Term Waste Management Environmental Assessment
Public Information Open House

The Town of St. Marys is conducting a Public Information Open House in regard to the Town's proposed Terms of Reference (ToR) and Environmental Assessment (EA) for new landfill capacity. The purpose of the Open House is to provide information and invite comments and questions from members of the public, agencies and First Nations about this project.

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Telephone: 519-884-0510 Facsimile: 519-884-0525
www.CRAworld.com

October 26, 2006

Reference No. 000645-15

Rui Fonseca
Environmental Protection Operations Division
Environment Canada
4905 Dufferin Street
Toronto, ON M4T 1M2

Dear Mr. Fonseca:

Re: Town of St. Marys
St. Mary's Long-Term Waste Management Environmental Assessment
Public Information Open House

The Town of St. Marys is conducting a Public Information Open House in regard to the Town's proposed Terms of Reference (ToR) and Environmental Assessment (EA) for new landfill capacity. The purpose of the Open House is to provide information and invite comments and questions from members of the public, agencies and First Nations about this project.

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October 26, 2006

Reference No. 000645-15

Barry Silver
Senior Policy Advisor, Policy and Relationship Branch
Ontario Secretariate for Aboriginal Affairs
720 Bay Street, 4th Floor
Toronto, ON M5G 2K1

Dear Mr. Silver:

Re: Town of St. Marys
St. Mary's Long-Term Waste Management Environmental Assessment
Public Information Open House

The Town of St. Marys is conducting a Public Information Open House in regard to the Town's proposed Terms of Reference (ToR) and Environmental Assessment (EA) for new landfill capacity. The purpose of the Open House is to provide information and invite comments and questions from members of the public, agencies and First Nations about this project.

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Telephone: 519-884-0510 Facsimile: 519-884-0525
www.CRAworld.com

October 26, 2006

Reference No. 000645-15

Urmias Madisso
Environmental Officer
Indian and Northern Affairs Canada
25 St. Clair Avenue East, 8th Floor
Toronto, ON M4T 1M2

Dear Mr. Madisso:

Re: Town of St. Marys
St. Mary's Long-Term Waste Management Environmental Assessment
Public Information Open House

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Telephone: 519-884-0510 Facsimile: 519-884-0525
www.CRAworld.com

October 26, 2006

Reference No. 000645-15

Mark Swallow
Planning Department
County of Perth
County Court House
1 Huron Street
Stratford, ON N5A 5S4

Dear Mr. Swallow:

Re: Town of St. Marys
St. Mary's Long-Term Waste Management Environmental Assessment
Public Information Open House

The Town of St. Marys is conducting a Public Information Open House in regard to the Town's proposed Terms of Reference (ToR) and Environmental Assessment (EA) for new landfill capacity. The purpose of the Open House is to provide information and invite comments and questions from members of the public, agencies and First Nations about this project.

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**CONESTOGA-ROVERS
& ASSOCIATES**

651 Colby Drive, Waterloo, Ontario, Canada N2V 1C2
Telephone: 519-884-0510 Facsimile: 519-884-0525
www.CRAworld.com

October 26, 2006

Reference No. 000645-15

Ruth Robinson
Office Support
Township of South Perth
3204 Road 122
St. Pauls, ON N0K 1V0

Dear Ms. Robinson:

Re: Town of St. Marys
St. Mary's Long-Term Waste Management Environmental Assessment
Public Information Open House

The Town of St. Marys is conducting a Public Information Open House in regard to the Town's proposed Terms of Reference (ToR) and Environmental Assessment (EA) for new landfill capacity. The purpose of the Open House is to provide information and invite comments and questions from members of the public, agencies and First Nations about this project.

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Telephone: 519-884-0510 Facsimile: 519-884-0525
www.CRAworld.com

October 26, 2006

Reference No. 000645-15

Stratford - West Gore Office
Perth District Health Unit
653 West Gore Street
Stratford, ON N5A 1L4

Dear Sir/Madam:

Re: Town of St. Marys
St. Mary's Long-Term Waste Management Environmental Assessment
Public Information Open House

The Town of St. Marys is conducting a Public Information Open House in regard to the Town's proposed Terms of Reference (ToR) and Environmental Assessment (EA) for new landfill capacity. The purpose of the Open House is to provide information and invite comments and questions from members of the public, agencies and First Nations about this project.

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& ASSOCIATES**

651 Colby Drive, Waterloo, Ontario, Canada N2V 1C2
Telephone: 519-884-0510 Facsimile: 519-884-0525
www.CRAworld.com

October 26, 2006

Reference No. 000645-15

George Potter
Manager
Southwest Region Management Office
Ministry of Culture Heritage
30 Duke Street, 4th Floor - Suite 405
Kitchener, ON N2H 3W5

Dear Mr. Potter:

Re: Town of St. Marys
St. Mary's Long-Term Waste Management Environmental Assessment
Public Information Open House

The Town of St. Marys is conducting a Public Information Open House in regard to the Town's proposed Terms of Reference (ToR) and Environmental Assessment (EA) for new landfill capacity. The purpose of the Open House is to provide information and invite comments and questions from members of the public, agencies and First Nations about this project.

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Telephone: 519-884-0510 Facsimile: 519-884-0525
www.CRAworld.com

October 26, 2006

Reference No. 000645-15

Nancy Fallis
Consultant
Ministry of Tourism and Recreation
659 Exeter Road, 2nd Floor
London, ON N6E 1L3

Dear Ms. Fallis:

Re: Town of St. Marys
St. Mary's Long-Term Waste Management Environmental Assessment
Public Information Open House

The Town of St. Marys is conducting a Public Information Open House in regard to the Town's proposed Terms of Reference (ToR) and Environmental Assessment (EA) for new landfill capacity. The purpose of the Open House is to provide information and invite comments and questions from members of the public, agencies and First Nations about this project.

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& ASSOCIATES**

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Telephone: 519-884-0510 Facsimile: 519-884-0525
www.CRAworld.com

October 26, 2006

Reference No. 000645-15

Lisa Ross
Senior Environmental Officer
Ministry of the Environment
733 Exeter Road
London District Office
London, ON N6E 1L3

Dear Ms. Ross:

Re: Town of St. Marys
St. Mary's Long-Term Waste Management Environmental Assessment
Public Information Open House

The Town of St. Marys is conducting a Public Information Open House in regard to the Town's proposed Terms of Reference (ToR) and Environmental Assessment (EA) for new landfill capacity. The purpose of the Open House is to provide information and invite comments and questions from members of the public, agencies and First Nations about this project.

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**CONESTOGA-ROVERS
& ASSOCIATES**

October 26, 2006

2

Reference No. 000645-15

We invite you to attend the Open House during the times indicated. If you are unable to be there should you have any questions or comments concerning this event, the project and/or the draft Terms of Reference please feel free to contact me. If you have no objection, we will keep you on our mailing list so that you may receive updates as the project progresses during the coming year.

Yours truly,

CONESTOGA-ROVERS & ASSOCIATES

James R. Yardley, P. Eng.

KE/cb/FL1

Encl. Copy of Notice

c.c.: Mayor Tony Winter, Town of St. Marys
Bruce Grant, CAO/Clerk, Town of St. Marys
Kevin Luckhardt, Director of Public Works, Town of St. Marys
Catherine McLennon, EA Project Coordination Section, Environmental Assessment and Approvals Branch - Ministry of the Environment
Kerrie Engler, Conestoga-Rovers & Associates



**CONESTOGA-ROVERS
& ASSOCIATES**

651 Colby Drive, Waterloo, Ontario, Canada N2V 1C2
Telephone: 519-884-0510 Facsimile: 519-884-0525
www.CRAworld.com

October 27, 2006

Reference No. 000645-15

John Morrisey
Transport Canada, London Office
659 Exeter Road
London, ON M6E 1L3

Dear Mr. Morrisey:

Re: Town of St. Marys
St. Mary's Long-Term Waste Management Environmental Assessment
Public Information Open House

The Town of St. Marys is conducting a Public Information Open House in regard to the Town's proposed Terms of Reference (ToR) and Environmental Assessment (EA) for new landfill capacity. The purpose of the Open House is to provide information and invite comments and questions from members of the public, agencies and First Nations about this project.

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Telephone: 519-884-0510 Facsimile: 519-884-0525
www.CRAworld.com

October 27, 2006

Reference No. 000645-15

Surinder Singh Gill
Ontario Secretariate for Aboriginal Affairs
720 Bay Street, 4th Floor
Toronto, ON M5G 2K1

Dear Mr. Singh Gill:

Re: Town of St. Marys
St. Mary's Long-Term Waste Management Environmental Assessment
Public Information Open House

The Town of St. Marys is conducting a Public Information Open House in regard to the Town's proposed Terms of Reference (ToR) and Environmental Assessment (EA) for new landfill capacity. The purpose of the Open House is to provide information and invite comments and questions from members of the public, agencies and First Nations about this project.

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Telephone: 519-884-0510 Facsimile: 519-884-0525
www.CRAworld.com

October 27, 2006

Reference No. 000645-15

Terri Rogers
Project Officer
Ministry of the Environment, EAAB
2 St. Clair Ave W., 14th Floor
Toronto, ON M4V 1L5

Dear Ms. Rogers:

Re: Town of St. Marys
St. Mary's Long-Term Waste Management Environmental Assessment
Public Information Open House

The Town of St. Marys is conducting a Public Information Open House in regard to the Town's proposed Terms of Reference (ToR) and Environmental Assessment (EA) for new landfill capacity. The purpose of the Open House is to provide information and invite comments and questions from members of the public, agencies and First Nations about this project.

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Telephone: 519-884-0510 Facsimile: 519-884-0525
www.CRAworld.com

October 27, 2006

Reference No. 000645-15

Randall Phillips
Chief
Oneida Nation of the Thames
2212 Elm Avenue
Southwold, ON N0L 2G0

Dear Chief Phillips:

Re: Town of St. Marys
St. Mary's Long-Term Waste Management Environmental Assessment
Public Information Open House

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Telephone: 519-884-0510 Facsimile: 519-884-0525
www.CRAworld.com

October 27, 2006

Reference No. 000645-15

Director
Association of Iroquois and Allied Indians
387 Princess Avenue
London, ON N6B 2A7

Dear Director:

Re: Town of St. Marys
St. Mary's Long-Term Waste Management Environmental Assessment
Public Information Open House

The Town of St. Marys is conducting a Public Information Open House in regard to the Town's proposed Terms of Reference (ToR) and Environmental Assessment (EA) for new landfill capacity. The purpose of the Open House is to provide information and invite comments and questions from members of the public, agencies and First Nations about this project.

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651 Colby Drive, Waterloo, Ontario, Canada N2V 1C2
Telephone: 519-884-0510 Facsimile: 519-884-0525
www.CRAworld.com

October 27, 2006

Reference No. 000645-15

Ralph Vachon
Ontario Research Team Indian and Northern Affairs Canada
10 Wellington Street
Gatineau, PQ K1A 0H4

Dear Mr. Vachon:

Re: Town of St. Marys
St. Mary's Long-Term Waste Management Environmental Assessment
Public Information Open House

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651 Colby Drive, Waterloo, Ontario, Canada N2V 1C2
Telephone: 519-884-0510 Facsimile: 519-884-0525
www.CRAworld.com

October 27, 2006

Reference No. 000645-15

Director
Claims East of Manitoba Comprehensive Claims Branch - Indian and Northern Affairs Canada
10 Wellington Street
Gatineau, PQ K1A 0H4

Dear Director:

Re: Town of St. Marys
St. Mary's Long-Term Waste Management Environmental Assessment
Public Information Open House

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**CONESTOGA-ROVERS
& ASSOCIATES**

October 27, 2006

2

Reference No. 000645-15

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Yours truly,

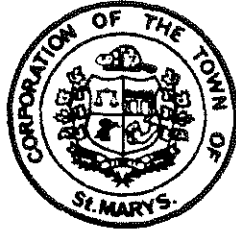
CONESTOGA-ROVERS & ASSOCIATES

James R. Yardley, P. Eng.

KE/cb/FL1

Encl.

c.c.: Mayor Tony Winter, Town of St. Marys
Bruce Grant, CAO/Clerk, Town of St. Marys
Kevin Luckhardt, Director of Public Works, Town of St. Marys
Terri Rogers, EA Project Officer, Environmental Assessment and Approvals Branch -
Ministry of the Environment
Kerrie Engler, Conestoga-Rovers & Associates



NOTICE

Public Information Open House

Town of St. Marys

Terms of Reference and Environmental Assessment Long Term Waste Management

The Town of St. Marys, supported by its engineering consultants, Conestoga-Rovers & Associates, is conducting a Public Information Open House on **Monday, October 30, 2006 from 4:00pm to 8:00pm** in the **Multi Purpose Room** of the **St. Marys Friendship Centre**, 317 James Street South, St. Marys, ON.

The Purpose of the Open House is to provide preliminary information about the Town's Terms of Reference (ToR) and Environmental Assessment (EA) for the long-term waste disposal solutions; to receive information, questions and comments from the public; and to circulate draft ToR for public comment.

Members of the Town of St. Marys Council, Municipal staff and representatives of Conestoga-Rovers & Associates will be available to provide information and to answer questions.

Copies of the material presented at the Open House may be obtained at the Municipal Operations Centre located at 408 James Street South, St. Marys. Electronic copies may be viewed on the Town's web site at: <http://townofstmarys.com/>

Comments and questions about the Open House, the ToR and EA may be directed to the following persons via phone, email, fax, or regular mail.

Kevin Luckhardt, Director of Public Works
Town of St. Marys
P.O. Box 998
408 James Street South
St. Marys, ON N4X 1B9
Phone: 519-284-2340 ext. 203
Fax: 519-284-0902
kluckhardt@town.stmarys.on.ca

Jim Yardley, P. Eng.
Conestoga-Rovers & Associates
651 Colby Dr.
Waterloo, ON N2V 1C2
Phone: (519) 884-0510
Fax: (519) 884-0525
jyardley@croworld.com

Barrett, David

From: Yardley, Jim
Sent: Thursday, October 26, 2006 3:32 PM
To: Barry Silver; Gary Schellenberger, MP; George Potter; John Turvey; John Wilkinson, MPP; Kevin Boudreau; Lisa Ross; Louise Knox; Mark Swallow; Michael Mathiot; Michael Mathiot; Monique Mousseau; Nancy Fallis; Perth District Health Office; Rui Fonseca; Ruth Robinson; Scott Oliver; Tracy Annett; Urmis Madisso
Cc: Engler, Kerrie; Filing
Subject: 000645-15 Invitation Public Information Open House
Attachments: 000645 Notice OH 1.doc

Good afternoon,

This email is an early notification of invitation to attend an upcoming Public Information Open House. The Town of St. Marys is conducting a Public Information Open House in regard to the Town's proposed Terms of Reference (ToR) and Environmental Assessment (EA) for new landfill capacity.

The Public Information Open House is planned for **Monday, October 30, 2006 from 4:00pm to 8:00pm in the St. Marys Friendship Centre, 317 James Street South, St. Marys.** A Notice of the event (copy enclosed) has been posted locally at various locations in the Town, has been published in the *Journal Argus* on Wednesday, October 25, 2006 and will be published in the *St. Marys Independent* on Friday, October 27, 2006.

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If you are unable to attend we welcome your questions or comments concerning this event, the project and request comments on the draft Terms of Reference. The draft Terms of Reference is available on the Town's website, however if you wish to receive a hard copy or electronic copy please advise.

Please direct all inquiries and correspondence to my attention.

Jim Yardley, P.Eng.
Conestoga-Rovers & Associates
651 Colby Drive, Waterloo, ON N2V 1C2
519-884-0510 or 519-884-7780 Ext. 2269
fax: 519-884-0525 cell: 519-240-1197
jyardley@craworld.com www.craworld.com

Barrett, David

From: Engler, Kerrie
Sent: Friday, October 27, 2006 2:03 PM
To: 'surinder.singh.gill@ontario.ca'; 'terri.rogers@ontario.ca'; 'chief@oneida.on.ca'; 'schelg@parl.gc.ca'; 'louise.knox@ceaa.gc.ca'; 'mike.malhiot@mnr.gov.on.ca'; 'john.morrissey@ontario.ca'; 'creighton@thamesriver.on.ca'
Cc: Yardley, Jim; Filing
Subject: 645-15 Invitation Public Information Open House - October 30, 2006
Attachments: 000645 Notice OH 1.doc

Good afternoon,

Due to incorrect address information and revised contact names, this invitation has been resent to your attention. A hard copy letter has been mailed to your attention. Should you have any questions or comments please direct to Jim Yardley (contact information below).

Thank you

From: Yardley, Jim
Sent: Thursday, October 26, 2006 3:32 PM
To: Barry Silver; Gary Schellenberger, MP; George Potter; John Turvey; John Wilkinson, MPP; Kevin Boudreau; Lisa Ross; Louise Knox; Mark Swallow; Michael Mathiot; Michael Mathiot; Monique Mousseau; Nancy Fallis; Perth District Health Office; Rui Fonseca; Ruth Robinson; Scott Oliver; Tracy Annett; Urmas Madisso
Cc: Engler, Kerrie; Filing
Subject: 000645-15 Invitation Public Information Open House

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Please direct all inquiries and correspondence to my attention.

Jim Yardley, P.Eng.

Conestoga-Rovers & Associates

651 Colby Drive, Waterloo, ON N2V 1C2

519-884-0510 or 519-884-7780 Ext. 2269

fax: 519-884-0525 cell: 519-240-1197

[jyardley@croworld.com](mailto:tyardley@croworld.com) www.croworld.com



Engler, Kerrie

From: Silver, Barry (OSAA) [Barry.Silver@ontario.ca]
Sent: Friday, October 27, 2006 11:08 AM
To: Engler, Kerrie
Cc: Gill, Surinder Singh (OSAA)
Subject: St. Mary's Landfill

Attachments: St. May's Landfill



St. May's Landfill
(24 KB)

The mandated responsibilities of the Ontario Secretariat for Aboriginal Affairs (OSAA) include conducting land claim negotiations and finalizing and implementing land claim settlement agreements on behalf of the Province. In light of this mandate, OSAA has reviewed the materials and notes that it is not aware of any First Nation land claims submitted to the Government of Ontario that will have an impact on this project.

Further, for your information, OSAA notes that the proposed project could impact or be of interest to Aboriginal peoples. OSAA recommends that you contact the following First Nations:

Chief Randall Phillips
Oneida Nation of the Thames
2212 Elm Avenue
SOUTHWOLD, Ontario
NOL 2G0
Ph: (519) 652-3244
Fax: (519) 652-9287
chief@oneida.on.ca

In addition, OSAA recommends that you contact the following organizations that represent a number of First Nations to ask whether there are other First Nations who may be interested in the project and wish to provide comments.

Association of Iroquois and Allied Indians
387 Princess Ave.
London, ON N6B 2A7
Tel: (519) 434-2761
Fax: (519) 679-1653

As well, the Government of Canada sometimes receives claims that Ontario does not receive, or with which Ontario does not become involved. For information about possible claims in the area, OSAA recommends you call or write the following federal contacts:

Maryanne Pearce
A/Sr Claims Analyst
Ontario Research Team
Indian and Northern Affairs Canada
10 Wellington St.
Gatineau, QC K1A 0H4
Tel: (819) 953-1940
Fax: (819) 997-9873

Louise Trepanier
Director
Claims East of Manitoba
Comprehensive Claims Branch
Indian and Northern Affairs Canada
10 Wellington St., 8th Floor
Gatineau, QC K1A 0H4
Tel: (819) 994-1121
Fax: (819) 953-3109

OSAA notes that sometimes projects fall within an area subject to litigation. For further information on the nature of possible litigation, its status and the litigation process, OSAA recommends you contact the following Attorney General contact:

Robert Ratcliffe
Deputy Director, Crown Law Office - Civil
Ministry of the Attorney General
8th floor, 720 Bay St.
Toronto, ON M5G 2K1
Tel: (416) 326-4128
Fax: (416) 326-4181

Please contact Surinder Singh Gill, Policy Advisor, OSAA at 314-6781 if you have any further inquiries.

Thank you for this opportunity to comment.

Yours truly,

SENT BY E-MAIL AUGUST 31, 2006

Barry Silver
Senior Policy Advisor
Policy and Relationships Branch

c: Surinder Singh Gill

Engler, Kerrie

From: Yardley, Jim
Sent: Monday, October 30, 2006 10:19 AM
To: Engler, Kerrie
Subject: FW: 000645-15 Invitation Public Information Open House

From: Neumann, Carol (OMAFRA) [mailto:carol.neumann@ontario.ca]
Sent: Monday, October 30, 2006 9:57 AM
To: Yardley, Jim
Subject: RE: 000645-15 Invitation Public Information Open House

Dear Jim;
I am unable to attend the open house but please keep me informed of your progress on this matter. Thank you.

Carol

Carol Neumann
Rural Planner, Agricultural Land Use
Environmental Policy and Programs Branch
Food Safety and Environment Division
Ontario Ministry of Agriculture, Food and Rural Affairs
R.R.#1 Fergus, Ontario
N1M 2W3

Tel: (519) 846-3393
Fax: (519) 846-8178

carol.neumann@ontario.ca (*new*)
www.omafra.gov.on.ca

From: Turvey, John (OMAFRA)
Sent: Friday, October 27, 2006 9:53 AM
To: Neumann, Carol (OMAFRA)
Subject: FW: 000645-15 Invitation Public Information Open House

Carol:

This is yours.

John.

John A. Turvey

John A. Turvey
Land Use Policy Specialist
Environmental Policy and Programs Branch

Engler, Kerrie

From: Yardley, Jim
Sent: Friday, October 27, 2006 1:04 PM
To: Engler, Kerrie
Subject: FW: 000645-15 Invitation Public Information Open House

-----Original Message-----

From: Postmaster@thamesriver.on.ca [mailto:Postmaster@thamesriver.on.ca] On Behalf Of Tracy Annett
Sent: Thursday, October 26, 2006 3:29 PM
To: Yardley, Jim
Subject: Re: 000645-15 Invitation Public Information Open House

I will be on Maternity Leave until the end of October. Christine Creighton will be my replacement. She reached at creightonc@thamesriver.on.ca or by calling (519)451-2800 ext. 253.

Thanks,
Tracy

APPENDIX A.2

RECORD OF PUBLIC INFORMATION OPEN HOUSE
(MONDAY, OCTOBER 30, 2006)

RECORD OF PUBLIC INFORMATION OPEN HOUSE

ST. MARYS LONG-TERM WASTE MANAGEMENT ENVIRONMENTAL ASSESSMENT

**ST. MARYS FRIENDSHIP CENTRE
TOWN OF ST. MARYS, ST. MARYS, ONTARIO
MONDAY, OCTOBER 30, 2006
4:00 P.M. – 8:00 P.M.**

1. PURPOSE

The Purpose of the Open House was to provide preliminary information about the Town's proposed Long-Term Waste Management program, to formally release, for public, agency and First Nation comment, the draft Proposed Terms of Reference (ToR) for an Environmental Assessment (EA) of new landfill capacity and to receive information, questions and comments from the public and interested agencies.

2. NOTIFICATION

The Public Information Open House was publicized by way of a notice published in the *Journal-Argus* on Wednesday, October 25, 2006 and *St. Marys Independent* on Friday, October 27, 2006. A copy of the notice was also posted on the Town's website, at the post office, Friendship Centre, library, arena, and two local grocery stores. Copies of the notices are attached to this record as Appendix B Attachment A. A copy of the notice was both mailed directly and emailed to neighbouring municipalities, agencies, First Nations, Members of Parliament, Members of Provincial Parliament, and Ministries on October 26, 2007 and October 27, 2006. A copy of the emails and letters are attached to this record as Appendix B Attachment B.

3. DATE, PLACE, TIME

The Public Information Open House was held from 4:00 p.m. to 8:00 p.m. on Monday, October 30, 2006, in the Multi Purpose Room of the St. Marys Friendship Centre, located at 317 James Street South, St. Marys, Ontario. The room was set-up in an open space format with a table at the entrance containing sign-in sheets, comment sheets, copies of the an information package containing the following documents:

- Project Overview;
- Flow Chart outlining the long-term waste management program including Terms of Reference, Environmental Assessment, Environmental Protection Act, Ontario Water Resources Act processes through to design, construction and operation of new capacity;

- Draft Proposed Terms of Reference for a Waste Disposal Environmental Assessment;
- Figure 1 Site Location Map; and
- Figure 2 EA Study Area.

Copies of the above listed documents are attached to this record as Appendix B Attachment C.

A total of five plan-size display boards were arranged in the room showing:

- Site Location Map showing the regional context;
- EA Study Area displaying the Town's Official Plan Schedule "A" Land Use Plan and existing St. Marys Landfill location;
- A Street Map of the Town of St. Marys;
- Flow Chart outlining the St. Marys Long-Term Waste Management EA process; and
- A definitions board defining ToR, EA, EPA and OWRA.

(Directional signage was also provided to welcome and assist visitors in finding the Open House room).

4. SUMMARY OF COMMENTS

A total of seven people attended the Open House. The Director of Public Works, the Chief Administrative Officer of the Town of St. Marys and five members of the public were in attendance. Administrative staff and one gentleman did not sign-in. A copy of the sign-in sheet containing the names, addresses and phone numbers of Open House attendees is attached to this Record as Appendix B Attachment D.

4.1 OPEN HOUSE QUESTIONS/COMMENTS

There were several questions at the Open House pertaining to St. Marys Long-Term Waste Management EA. CRA staff in attendance and Town of St. Marys Director of Public Works responded to each of the questions/comments. The following is a summary of questions and responses from the Open House:

Q. Will the landfill accept Toronto waste?

A. The Town does not intend to accept waste from Toronto. The Town is seeking to secure a local and long term waste disposal solution for the residents of the Town of St. Marys.

- Q. Will the landfill accept waste from Township residents and businesses?**
- A. The Town of St. Marys is responsible for providing secure waste management services to its residents. The existing Landfill Site serves the Town. The Town will be the only user of the additional landfill capacity.
- Q. The current site is large. Why not just build it bigger and heap the waste at the existing site? What is the height restriction?**
- A. The current site design is in accordance with the current Certificate of Approval. Increasing the height of waste and volume of waste will be considered as part of an Environmental Assessment when an expansion of any landfill or the development of a landfill is considered. An expansion or development of landfill requires approval through the various approval processes.
- Q. Do the citizens have a say? Our community, and not government, should make the decision to expand. Why would we go to a new site?**
- A. The community does have the opportunity to participate in the process and to make their views known. Technical considerations also assist in the determination of the best possible location for new capacity.
- Q. Is there a current leachate problem at the Landfill?**
- A. The Town currently collects any leachate. The leachate is discharged to the sanitary sewer and is treated at the sewage treatment plant before it is discharged. The Town sees no impact in the wells it monitors.
- Q. Why does water come up sometimes when you are digging through clay? Is this being considered?**
- A. There could be a sand seam within the clay. This would result in water springing forth. Yes, geological and hydrogeological investigations will be undertaken throughout this process on lands that carry forward for further investigation.
- Q. Why does the process take so long? It seems excessive.**
- A. This project involves approvals under various pieces of legislation and Ontario Regulations. Each part of the process addresses different applications and approvals. The flowchart illustrates the steps of the Terms of Reference, Environmental Assessment, Environmental Protection Act and Ontario Water Resources Act processes. Technical studies and/or reports will be prepared to support the applications and approvals.

4.2 POST-OPEN HOUSE QUESTIONS/COMMENTS

No comment sheets were completed and submitted during the Open House. A copy of the comment sheet form is attached to this record as Appendix B, Attachment E. Everyone in attendance was given a comment sheet and envelope addressed to Conestoga-Rovers & Associates if they had additional comments to submit following the Open House. To this date no comment sheets have been received. An email and attachment were received on October 27, 2006 from Ontario Secretariat for Aboriginal Affairs. This letter is attached as Appendix B, Attachment F. An email was received on October 30, 2006 from Ontario Ministry of Agriculture, Food and Rural Affairs. This email is attached as Appendix B, Attachment G. An email was received on October 26, 2006 from the Thames River Conservation Authority. This email is attached as Appendix B, Attachment H.

5. AGENCY CONSULTATION

As discussed in Section 2, the notice was sent to adjacent municipalities, nearby First Nation communities, and numerous agencies in advance of the Public Information Open House inviting them to attend the Public Information Open House.

35 Notice

35 Notice

35 Notice

35 Notice

35 Notice

35 Notice

35 Notice

35 Notice

48 Auctioneer



**THE CORPORATION OF THE TOWNSHIP OF PERTH SOUTH
NOTICE OF POLL**

Notice is hereby given to the Municipal Electors of the Township of Perth South:
1. More candidates have been nominated to each of the following offices than the number required to fill such offices;
2. Polls will be held at the time and places stated in this notice for the purpose of filling offices.

OFFICES FOR WHICH POLLS WILL BE HELD
The Corporation of the Township of Perth South
Reeve 1 to be elected
Councillor Blanshard Ward 3 to be elected
Councillor Downie Ward 3 to be elected
French Language Public School Trustee 1 to be elected

ADVANCE POLLS
Date: Saturday, November 4, 2006 9:00 a.m. - 6:00 p.m.
Location: Township of Perth South Council Chambers, 3191 Road 122, St. Pauls

REGULAR POLLS
Date: Monday, November 13, 2006 8:00 a.m. to 8:00 p.m.
Locations: Sebringville Fire Hall, Sebringville Poll 1
Downie Optimist Community Centre, St. Pauls Poll 2-6
South Perth Centennial Elementary School, Rannocho Poll 1-6

Note: All Regular Polls will be open from 8:00 a.m. to 8:00 p.m., and no longer.

PROXY APPLICATIONS:
Forms for the appointment of a voting proxy may be made to the Clerk/Returning Officer of the Township of Perth South during regular office hours, 9:00 a.m. - 5:00 p.m. and on Saturday, November 4, 2006, 12:00 noon - 5:00 p.m. Proxy forms must be certified by the clerk no later than 5:00 p.m. on November 13, 2006.



**NOTICE
Public Information Open House**

Town of St. Marys

**Terms of Reference and Environmental Assessment
Long Term Waste Management**

The Town of St. Marys, supported by its engineering consultants, Conestoga-Rovers & Associates, is conducting a Public Information Open House on Monday, October 30, 2006 from 4:00pm to 8:00pm in the Multi Purpose Room of the St. Marys Friendship Centre, 317 James Street South, St. Marys, ON.

The Purpose of the Open House is to provide preliminary information about the Town's Terms of Reference (ToR) and Environmental Assessment (EA) for the long-term waste disposal solutions; to receive information, questions and comments from the public; and to circulate draft ToR for public comment.

Members of the Town of St. Marys Council, Municipal staff and representatives of Conestoga-Rovers & Associates will be available to provide information and to answer questions.

Copies of the material presented at the Open House may be obtained at the Municipal Operations Centre located at 408 James Street South, St. Marys. Electronic copies may be viewed on the Town's web site at: <http://townofstmarys.com/>

Comments and questions about the Open House, the ToR and EA may be directed to the following persons via phone, email, fax, or regular mail.

Kevin Luckhardt,
Director of Public Works
Town of St. Marys
P.O. Box 998 408 James St. S.
St. Marys, ON N4X 1B9
Phone: 519-284-2340 ext. 203
Fax: 519-284-0902
kluckhardt@town.stmarys.on.ca

Jin Yardley, P. Eng
Conestoga-Rovers & Associates
651 Colby Dr.
Waterloo, ON N2V 1C2
Phone: 519-884-0510
Fax: 519-884-0525
jyardley@craworld.com

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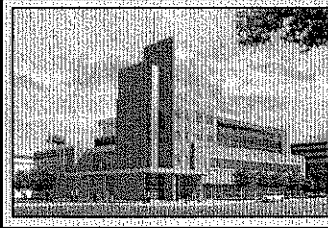
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FOR THE NEW
COUNTY ADMINISTRATION BUILDING
TO BE HELD AT
11:00 A.M. ON SATURDAY, OCTOBER 28, 2006
ON THE BUILDING SITE AT THE CORNER OF
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MLS 061742 652 Queen St. W., St. Marys \$289,900



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MLS 062795 461 Queen St. E., St. Marys \$159,900



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MLS 062762 25-20 Southvale, St. Marys \$132,000



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Sue Fowler
Sales Rep.
284-1980



Marli Lindsay
Sales Rep.
284-2224



Cathie Smith
Broker
348-2835



Harold McCutcheon
Sales Rep.
461-0669

Appendix B, Attachment B

**Town of St. Marys
Public Information Open House
October 31, 2006**

Authority/Agency	Contact Name	Address	Phone Number	Email
Member of Parliament, Perth--Wellington	Gary Schellenberger, MP	544 Huron Street Stratford, Ontario N5A 5T9 248 Main Street North Mount Forest, Ontario N0G 2L2	Tel: (519) 273-1400 Fax: (519) 273-9045 Tel: (519) 323-4390 Fax: (519) 323-0202	schelg@parl.gc.ca
Member of Provincial Parliament, Perth - Middlesex.	John Wilkinson, MPP	55 Lorne Avenue E Stratford, Ontario N5A 6S4	Tel: (519) 272-0660 Tel: (800)461-9701 Fax: (519) 272-1064	Jwilkinson.mpp.co@ liberal.ola.org
Ministry of Municipal Affairs & Housing	Scott Oliver	2 nd Floor 659 Exeter Rd London, Ontario N6E 1L3	Tel: (519) 873-4020 Fax: (519) 873-4018	Scott.oliver@ontario .ca
Ontario Ministry of Agriculture, Food and Rural Affairs, Environmental Policy and Programs Branch	Carol Neumann Rural Planner, Agricultural Land Use	1 Stone Road W Guelph, Ontario N1G 4Y2	Tel: (519) 846-3393 Fax: (519) 846-8178	Carol.neumann@ont ario.ca
Transport Canada, Ontario Region	Ms. Monique Mousseau, Regional Manager, Environment & Engineering	4900 St. Clair East, 8 th Floor Toronto, Ontario M2N 6A5	Tel: (416) 952-0485 Fax: (416) 952-0514	Moussem@tc.gc.ca
Transport Canada, Ontario Region	Mr. John Morrissey	659 Exeter Road, London, ON, M6E 1L3	Tel: (416) 873-4597 Fax: (416) 952-0514	John.morrissey@onta rio.ca
Canadian Environment Assessment Agency	Ms. Louise Knox Regional Manager	55 St. Clair St E Suite 902 Toronto, Ontario M4T 1M2	Tel: (416) 952-1576 Fax: (416) 952-1573	Louise.knox@ceaa.g c.ca or Mary.thompson@ce aa.gc.ca
Ministry of Natural Resources	Micheal Malhiot, Acting Area Supervisor	Huron - Perth Office Box 819 100 Don Street Clinton, ON N0M 1L0	Tel: (519) 482-3428 Fax: (519) 482-5031	Mike.malhiot@mnr. gov.on.ca

Appendix B, Attachment B

**Town of St. Marys
Public Information Open House
October 31, 2006**

Authority/Agency	Contact Name	Address	Phone Number	Email
Ministry of Transportation	Kevin Boudreau Field Service Engineer	659 Exeter Road London, Ontario N6E 1L3	Tel: (519) 873-4730 Fax: (519) 873-4228	Kevin.boudreau@ontario.ca
Environment Canada	Rui Fonseca Environmental Protection operations Division	4905 Dufferin Street Toronto, Ontario M4T 1M2	Tel: (416) 952-1576 Fax: (416) 952-1573	Rui.fonseca@ec.gc.ca
Ontario Secretariate for Aboriginal Affairs	Surinder Singh Gill Program & Policy Advisor EA	4 th Floor 720 Bay St Toronto, Ontario M5G 2K1	Tel: (416) 314-6781 Fax: (416) 326-4017	Surinder.singh.gill@osaa.ontario.ca
Indian and Northern Affairs Canada	Urmas Madisso Environmental Officer	25 St. Clair Ave. E 8 th Floor Toronto, Ontario M4T 1M2	Tel (519) 751-2528	Madissou@INAC-AINC.gc.ca
County of Perth	Mark Swallow Planning Department	County Court House 1 Huron Street Stratford, Ontario N5A 5S4	Tel: (519) 271-0531 ext. 234	Mswallow@count yofperth.on.ca
Township of Perth South	Ruth Robinson, Office Support	3204 Road 122 St. Pauls, ON N0K 1V0	Tel: (519) 271-0619 Fax: (519) 271-0647	Ruthr.perthsouth@cyg.net
Perth District Health Unit	Stratford- West Gore Office	653 West Gore Street, Stratford Ontario, N5A 1L4	Tel: (519) 271-7600 Fax: (519) 271-2195	Pdhu@pdhu.on.ca
Ministry of Culture, Heritage Operations Section	George Potter, Manager Southwest Region Management Office	30 Duke Street 4th Floor, Suite 405 Kitchener, ON, N2H 3W5	Tel: (519) 571-6050	george.potter@ontario.ca
Ministry of Tourism and Recreation	Nancy Fallis, Consultant	659 Exeter Road 2nd Floor London, ON, N6E 1L3	Tel: (519) 873-4482 Fax: (519) 873-4061	nancy.fallis@ontario.ca
Ministry of the Environment	Lisa Ross Senior Environmental Officer	LONDON DISTRICT OFFICE 733 Exeter Rd London ON N6E1L3	Tel: (519) 873-5032 Fax: (519) 873-5020	lisa.ross@ontario.ca

Appendix B, Attachment B

**Town of St. Marys
Public Information Open House
October 31, 2006**

Authority/Agency	Contact Name	Address	Phone Number	Email
Ministry of the Environment, Environmental Assessment and Approvals Branch	Terri Rogers, Project Officer	2 St. Clair Ave. West, 14 th Floor, Toronto, ON M4V 1L5	Tel: (416) 314-7184 Fax: (416) 314-8452	Terri.rogers@ontario.ca
Oneida Nation of the Thames	Chief Randall Phillips	2212 Elm Avenue SOUTHWOLD, Ontario NOL 2G0	Tel: (519) 652-3244 Fax: (519) 652-9287	chief@oneida.on.ca
Upper Thames River Conservation Authority	Tracy Annett Christine Creighton (until Oct. 31/06)	1924 Clarke Road, London, ON N5V 5B9	Tel: (519) 451-2800 ext 253 Fax: (519) 451-1188	Annett@thamesriver.on.ca Creightonc@thamesriver.on.ca
Association of Iroquois and Allied Indians	Rolanda Elijah Intergovernmental Affairs EAs	387 Princess Ave. London, ON N6B 2A7	Tel: (519) 434-2761 Fax: (519) 679-1653	
Ontario Research Team Indian and Northern Affairs Canada	Ralph Vachon	10 Wellington St. Gatineau, QC K1A 0H4	Tel: (819) 953-1940 Fax: (819) 997-9873	vachonr@ainc-inac.gc.ca
Claims East of Manitoba Comprehensive Claims Branch Indian and Northern Affairs Canada	Director	10 Wellington St. Gatineau, QC K1A 0H4	Tel: (819) 994-1121 Fax: (819) 953-3109	
Claims East of Manitoba Comprehensive Claims Branch Indian and Northern Affairs Canada	Director	10 Wellington St. Gatineau, QC K1A 0H4	Tel: (819) 994-1121 Fax: (819) 953-3109	
Ministry of Attorney General	Robert Ratcliffe Deputy Director, Crown Law Office – Civil	8 th Floor, 720 Bay Street, Toronto, ON M5G 2K1	Tel: (416) 326-4128 Fax: (416) 326-4181	

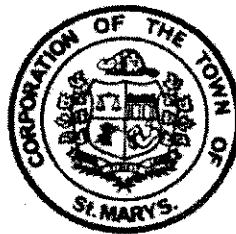
APPENDIX B, ATTACHMENT C
INFORMATION PACKAGE

Town of St. Marys

**Terms of Reference
And Environmental Assessment**

Project Overview

Long-Term Waste Management EA



Overview

As a municipality, the Town of St. Marys (Town) is responsible for providing secure waste management services to its residents. Currently, the St. Marys Landfill Site serves the Town, which has a population of approximately 6,800 people. Based on technical consultant reports, the Site has a remaining Site life of approximately 9 years. The need to secure a local and long-term waste disposal solution has resulted in the process whereby the Town of St. Marys, supported by its engineering consultants, Conestoga-Rovers & Associates (CRA), is conducting a Terms of Reference (ToR) and Environmental Assessment (EA) in order to secure a long-term waste disposal solution. This process will address waste diversion and waste disposal needs and lead to the identification of new residual, post-diversion, waste disposal capacity. The attached flowchart illustrates the steps to be undertaken in the coming years to secure a local, long-term waste management solution for the Town.

Terms of Reference

It is proposed that the ToR for completion of an individual Environmental Assessment (EA) for a long-term waste disposal solution for the Town will be completed in accordance with Sections 6(2)(c) and 6.1(3) of the *Environmental Assessment Act (EAA)* by setting out in detail the requirements for the preparation of the environmental assessment for one or more long-term waste management site(s). Comprehensive Public, Agency and First Nations consultation will be undertaken during this process and prior to submission of the proposed ToR to the Minister of the Environment for approval. The ensuing EA, including the public consultative process, will be prepared in accordance with the approved ToR.

Public, Agency and First Nation Consultation

Public, Agency and First Nation consultation is an important and necessary element in the development of the ToR and in conducting the EA program. There will be future Public Information Open Houses and consultation initiatives. The ToR and EA documents will include a complete record of consultation programs. It will document what consultation occurred, what comments and questions were received and how they were responded to and, finally, how the ToR and EA process and draft documents were amended (if and as necessary) to reflect those comments and questions.

Environmental Assessment

The EA Report will document the result of the EA planning process undertaken by the Town of St. Marys to enable it to continue with its solid waste management related activities. The Undertaking to be considered will be a long-term, local and secure waste disposal solution for the Town of St. Marys. The purpose of the undertaking will be to provide the residential, commercial and industrial waste generators of the Town with access to an environmentally sound and economically feasible waste disposal solution for a minimum 40-year planning period. The Study Area for the EA will be the Town of St. Marys. The "Alternatives To" to be considered as part of the EA Report will include Landfilling (i.e., expand existing Landfill Site or establish new greenfield Landfill in the Town) and the "Do Nothing" scenario. The Screening Criteria (approved through the ToR process), to be applied in order to bring forward any of the "Alternatives To" for further investigation could include Economically Feasible, Local, Long Term, Secure, Technically Sound, and Proximity to Watercourses. The application of the

Screening Criteria will reveal feasible waste disposal alternative(s). These alternatives that meet all Screening Criteria will be carried forward in the process. The "Alternative Methods" of implementing the alternative(s) (the preferred waste disposal solution(s)) will be examined against Comparative Evaluation Criteria, (approved through the ToR process). The Comparative Evaluation criteria will be applied to each of the "Alternative Methods" considered at the local level, both On-Site and Off-Site. The criteria could address the following subjects:

- Geology/Hydrogeology;
- Surface Water;
- Biology;
- Archeology and Heritage;
- Socio-Economic;
- Existing and Planned Land Use;
- Provincial Policy Statement;
- Transportation;
- Agriculture/Forestry;
- Mining;
- Air Quality;
- Visual;
- Noise; and
- Design & Operation.

A Preferred Alternative will be carried forward as the Preferred Alternative method.

The EA Report will provide the technical and process basis for the implementation of the waste disposal solution. It will describe the background to the undertaking and the results of the studies, mapping and document the public, agency and First Nation consultation conducted to identify a suitable solution. The EA will identify the potential environmental effects of implementing the proposed solution and the steps to be taken to mitigate those potential effects. The potential net effects on the environment will be described. Other approvals required in order to implement the project will be identified.

Once the Minister of the Environment has approved the EA, the Town of St. Marys will begin to fulfill any conditions of approval. For example, among other requirements, the Municipality may be required to prepare annual reports under an Environmental Assessment Compliance Monitoring Program to: (a) monitor the Municipality's fulfillment of conditions of the EA approval; (b) monitor implementation of any commitments made during the preparation of the EA and; (c) monitor actual net environmental affects, compared with those anticipated during conduct of the EA.

Summary of Major EA Milestones:

- Town Council Resolution – Terms of Reference for Environmental Assessment;
- Terms of Reference approved by Ministry of Environment;
- Distribution of draft EA Report to MOE;
- Submission of final EA Report to MOE;
- MOE to conduct Final Review of EA;
- MOE to prepare EA Review Report;
- EA Review Report Released by MOE with 5-week Public comment on EA Review Report;
- MOE to receive sign-off from all First Nations who were consulted during the EA;
- MOE Project Officer to prepare Minister's Recommendation Package*;
- Minister's Recommendation Package sent by MOE staff to Minister*;
- Minister's Decision*.

* Timelines for completion of milestone as set out in O. Reg. 616/98.

Other Approvals

In addition to approval of the EA under the Ontario *Environmental Assessment Act*, several approvals will be required as follows:

- *Environmental Protection Act* Part V Application to obtain or amend Provisional Certificate of Approval;
- *Ontario Water Resources Act* Application for a Certificate of Approval for Sewage Works; and
- *Environmental Protection Act* Application for C of A (Air) under O. Reg. 346/90 as required.

Applications will be submitted as required to the MOE with all required supporting documentation subsequent to the completion of required studies. These studies will include a Hydrogeological Assessment Report, a Design and Operations Plan and noise and/or air quality modeling (if necessary).

Next Steps

The Town of St. Marys will conduct the following steps during the first six weeks of this project:

- Meet with MOE to establish Project Officer and initiate the process;
- Establish circulation list of agencies, First Nations and interest groups;
- Post newspaper notices and hold a Public Information Open House;
- Circulate draft ToR to agencies, First Nations, and the public;
- Finalize and submit first draft of the ToR to the Ministry of the Environment for comment;
- and
- Start data gathering.

The Town of St. Marys invites attendance at all public initiatives. Should comments or concerns arise concerning an event or the project, the Town invites comments and questions to:

Bruce Grant, CAO/Clerk
Corporation of the Town of St. Marys
P.O. Box 998
St. Marys, ON N4X 1B9
Phone: (519) 284-2340 x 216
Fax: (519) 284-2881
bgrant@town.stmarys.on.ca

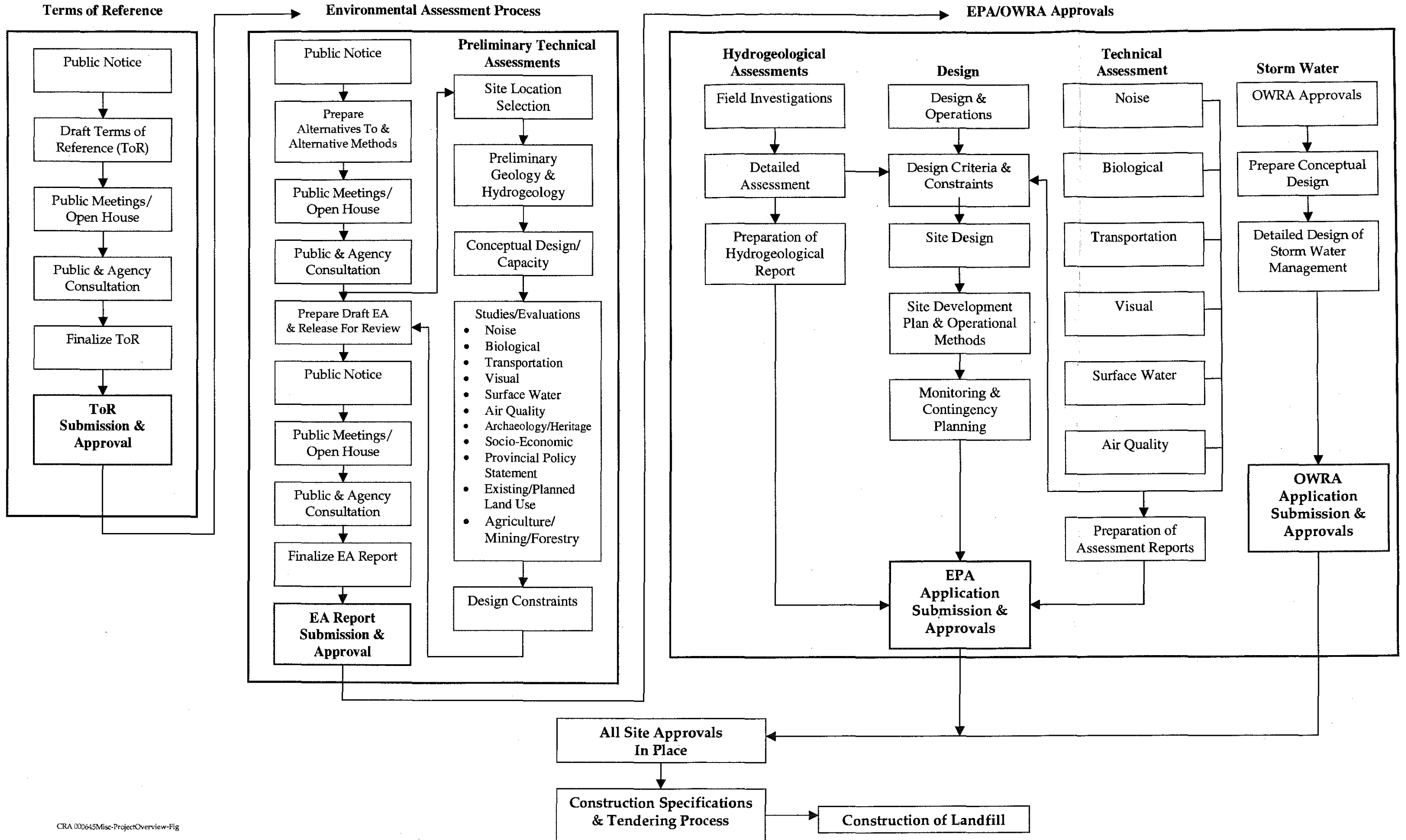
or

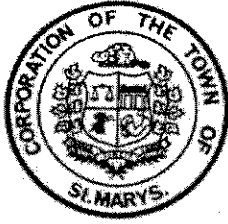
Kevin Luckhardt, Director of Public Works
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Phone: (519) 884-0510
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Town of St. Marys – Waste Management Planning - Conceptual Plan





**PROPOSED DRAFT TERMS OF REFERENCE
FOR A
WASTE DISPOSAL ENVIRONMENTAL
ASSESSMENT**

**TOWN OF ST. MARYS
COUNTY OF PERTH**

OCTOBER 2006

REF. NO. 000645 (30)

This report is printed on recycled paper.

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FIGURE 2 EA STUDY AREA MAP

1.0 INTRODUCTION

These Terms of Reference (ToR) provide the framework for the preparation of an Environmental Assessment (EA) of a proposed waste disposal site to be owned and operated by the Town of St. Marys (the Town).

The methodology described in these ToR reflects a focused process to be undertaken in the EA Study Area that will meet the requirements of the *Environmental Assessment Act* and will address the waste disposal needs and priorities of the Town over a 40-year planning period.

These ToR have been prepared in accordance with Sections 6.(2)(c) and 6.1(3) of the *Environmental Assessment Act (EA Act)* and sets out the commitments of the Town for the preparation of the EA. These ToR have been prepared having regard for the draft "Guide to Preparing Terms of Reference for Environmental Assessments", the document "Advice to Proponents at the Terms of Reference Stage for a Coordinated Federal/Provincial Environmental Assessment Process"¹ and in consultation with the Ministry of the Environment (MOE), other federal and provincial government agencies, the public and area First Nations.

The location of the Town within the regional context of Southwestern Ontario is illustrated on Figure 1, attached.

2.0 PROPONENT

The Proponent of the EA described in this ToR is the Corporation of the Town of St. Marys, which will own and operate the resulting waste disposal site.

3.0 DESCRIPTION AND PURPOSE OF THE UNDERTAKING

The proposed Undertaking will be the establishment of new waste disposal capacity capable of receiving residual post-diversion municipal solid waste from the Town over a 40-year planning period. The final description of the Undertaking will be included in the EA Report.

¹ Canadian Environmental Assessment Agency, Ontario Region. January 2005

4.0 STUDY AREAS

4.1 EA STUDY AREA

The Study Area for the EA will include all lands and waters within the boundaries of the Town. The EA Study Area is illustrated on Figure 2, attached.

4.2 SITE STUDY AREA(S)

A Site Study Area will be established during the conduct of the EA for one or more potential waste disposal sites (deemed to be "candidate sites") identified in the EA. A Site Study Area will consist of the candidate site plus all lands and waters located within a 1 km radius of the candidate site's boundaries.

5.0 EA METHODOLOGY

As noted above, the Waste Disposal Environmental Assessment will be a so-called "focused" EA, conducted under Section 6.2(c) and Section 6.1(3) of the *Environmental Assessment Act (EA Act)*.

Section 6. (2) (c). of the *EA Act*, states that the proposed Terms of Reference must:

"(c) set out in detail the requirements for the preparation of the environmental assessment. 1996, c. 27, s. 3".

Section 6.1 (3) of the *EA Act* states that the Proponent shall prepare an environmental assessment for an undertaking in accordance with the approved terms of reference and that:

"(3) The approved terms of reference may provide that the environmental assessment consist of information other than that required by subsection (2). 1996, c. 27, s. 3.

Reliance on Section 6.1(3) for these ToR is intended to ensure that the Municipality can freely implement its focused "opportunity siting" program incorporating and utilizing information unforeseen at this stage of the process. An example of this may include opportunity sites identified by the Proponent or its consultants, or offered/suggested by members of the public, *et al.*, during the Consultation Program.

In completing the waste disposal facility siting process, the Proponent will incorporate into the environmental assessment the following activities:

- assessment of the existing Town of St. Marys waste disposal site to determine what, if any, available capacity may remain and whether that site may have the potential (based on the kinds of criteria listed in Section 5.1 of these ToR) for expansion; and
- identification and assessment of opportunity (green field) waste disposal sites (i.e., new) within the EA Study Area.

In meeting these requirements of the *EA Act* the following actions will frame the methodology for conducting the proposed waste disposal facility siting process under the EA:

5.1 The methodology to be followed in the EA for evaluating "Alternatives To" and "Alternative Methods" will be developed in the early stages of the EA. The Methodology, described in overview here, will be drafted in detail and then presented to the public and agencies for review and comment (see Section 7.0, Consultation Program). The methodology, including proposed criteria, will be refined in response to public and agency comment and implemented.

The methodology will include the development and application of criteria for comparative evaluation of the existing Landfill and any opportunity sites identified.

In this process each of the alternative sites will be compared against each of the others in terms of their respective ability to meet the Purpose of the EA and to measure the relative ability of each alternative (vis-à-vis the other alternatives) to minimize negative effects upon the environment. The alternative which meets the majority of criteria will score highest and, in the aggregate, will, alone or in combination with one or more other alternatives, be the Preferred Alternative that will comprise the Undertaking at the end of the EA process.

Examples of Comparative Evaluation Criteria may include, but will not be limited to:

- relative cost of implementation;
- long-term reliability;
- site size (i.e., ability to accommodate the anticipated 40 years of residual post-diversion waste);
- site access/availability;
- efficacy (e.g., timing) of implementation;

- potential for adverse effects based on existing databases and information (i.e., non-intrusive) on the following components of the environment:
 - geologic and hydrogeologic features and conditions,
 - surface water quality and quantity,
 - significant biological features and conditions,
 - significant archaeological and heritage features and conditions,
 - socio-economic conditions,
 - traffic,
 - agriculture/forestry,
 - air quality, and
 - design and operations considerations (including nuisance factors such as potential visual, noise, litter and odour effects).
- 5.2 The existing environment within the EA Study Area and Site Study Area(s) will be described;
- 5.3 "Alternatives To" will be identified and described, including:
- landfilling; and
 - the "Do Nothing" scenario.
- 5.4 "Alternative Methods" of implementing the undertaking will be identified and evaluated including, but not being limited to,
- expand the existing Town of St. Marys waste disposal site; and
 - establish a new "greenfield" waste disposal sites within the EA Study Area.
- 5.5 One or more preferred alternatives will be identified, studied and technically described in the EA. The studies will be similar to that in 5.1 where appropriate;
- 5.6 Environmental effects that could potentially arise from the undertaking will be identified and described in the EA;
- 5.7 Measures for mitigating the potential negative environmental effects will be identified and described in the EA;
- 5.8 Advantages and disadvantages of the "Alternatives To", "Alternative Methods" and the undertaking, to the environment will be identified and described in the EA;
- 5.9 As set out in Section 9.0 of these ToR, the EA will provide a plan for post-EA approval monitoring of: (a). fulfillment of EA conditions of approval; (b). actual net effects, over time; and, (c). the fulfillment of commitments made during conduct of the EA.

- 5.10 A summary of the results of the consultation program as described in Section 7.2 of this ToR, will be included in the EA. The consultation program will involve individual members of the public, businesses and industries, interest groups, abutting municipalities, First Nations, the Upper Thames River Conservation Authority and interested Provincial and Federal agencies.

6.0 DESCRIPTION OF THE ENVIRONMENT AND POTENTIAL EFFECTS

6.1 EA STUDY AREA EVALUATIONS/STUDIES

Within the EA Study Area data pertaining to the Town's existing waste management systems and facilities (including waste disposal and diversion), existing and planned land use, current and projected population and waste generation will be incorporated into the EA to identify residual post-diversion municipal solid waste disposal needs for the participants. Potential opportunity sites may also be identified.

6.2 SITE STUDY AREA EVALUATIONS/STUDIES

Within the Site Study Area(s) evaluations and/or studies will be undertaken to identify and describe existing environmental features and conditions along with estimates of potential environmental effects. Evaluations will be based on existing databases, available information and site visits. Studies will be completed, where appropriate, for the preferred alternative(s).

Evaluations will be conducted within the following subject areas:

6.2.1 GEOLOGY/HYDROGEOLOGY

Geologic and hydrogeologic features and conditions within the Site Study Area(s) will be evaluated and/or studied to provide information at a level of detail sufficient to enable the identification of potential environmental effects that may be expected to occur as a result of the implementation of an "Alternative To" or an "Alternative Method".

6.2.2 SURFACE WATER

Surface water features and conditions within the Site Study Area(s) will be evaluated and/or studied to provide information at a level of detail sufficient to enable the identification of potential environmental effects that may be expected to occur as a result of the implementation of an "Alternative To" or an "Alternative Method".

6.2.3 BIOLOGY

Existing biological features and conditions (e.g., terrestrial and aquatic flora and fauna) within the Site Study Area(s) will be evaluated and/or studied to provide information at a level of detail sufficient to enable the identification of potential environmental effects that may be expected to occur as a result of the implementation of an "Alternative To" or an "Alternative Method".

6.2.4 ARCHAEOLOGY AND HERITAGE

Archaeological and heritage features and conditions within the Site Study Area(s) will be evaluated and/or studied to provide information at a level of detail sufficient to enable the identification of potential environmental effects that may be expected to occur as a result of the implementation of an "Alternative To" or an "Alternative Method".

6.2.5 SOCIO-ECONOMIC

The EA will include, but will not be limited to, a study of socio-economic factors such population distribution within the Site Study Area(s), projected growth rates, current and projected business/industrial activities, general community values, attitudes and priorities toward waste disposal .

6.2.6 LAND USE

6.2.6.1 EXISTING

The EA will include an overview of existing land uses within the Site Study Area(s) and an evaluation of potential effects including, but not limited to noise, litter, odour, and visual effects of the waste disposal alternative(s) on those existing uses.

6.2.6.2 PLANNED

The EA will include an overview of planned land uses (e.g., development applications including Plans of Subdivision/Condominium, Consents, Official Plan amendments, Zoning By-law amendments, within the Site Study Area(s) and an evaluation of potential effects of the waste disposal alternative(s) on those planned uses.

6.2.7 PROVINCIAL POLICY STATEMENT

The EA will include a review of the waste disposal alternative(s) within the Site Study Area(s) within the context of the Provincial Policy Statement, with the intent of ensuring consistency of the alternative(s) with the Provincial Policies.

6.2.8 TRANSPORTATION

Potential effects of the waste disposal alternative(s) on existing and proposed roads (including traffic patterns, safety and access to and on potentially-affected municipal roads and Provincial highways, railways and airports within the Site Study Area(s) will be identified and evaluated.

6.2.9 AGRICULTURE/MINING

Agricultural and mining activities within the EA Site Study Area(s) will be evaluated to provide information at a level of detail sufficient to enable the identification of potential environmental effects that may be expected to occur as a result of the implementation of waste disposal alternative(s).

6.2.10 AIR QUALITY

The potential effects of the waste disposal alternative(s) on air quality within the Site Study Area(s) will be identified and evaluated.

6.2.11 DESIGN AND OPERATIONS CONSIDERATIONS

The potential effects of site design and operations considerations of the waste disposal alternative(s) within the Site Study Area(s) will be identified and evaluated. This will include the preparation of one or more conceptual site designs demonstrating potential site development configurations.

7.0 CONSULTATION PROGRAM

7.1 TERMS OF REFERENCE CONSULTATION

The Town completed a consultation program during the preparation of these ToR. That program consisted of:

- request and conduct a ToR initiation meeting with MOE, during which the Town's waste management situation was reviewed and the proposed approach to the ToR and EA was discussed and agreed upon;
- the publishing a notice in the *Journal-Argus* and *St. Marys Independent* announcing the commencement of the ToR and EA processes and the date, place and time and subject matter for the ToR Public Information Open House;
- direct mailing of letters to review agencies and area First Nations announcing the commencement of the ToR and EA processes, advising of the date, place and time and subject matter for the ToR Public Information Open House and inviting attendance at the Open House;
- distribution of Draft ToR to review agencies and area First Nations;
- availability of copies of Draft ToR on the Town's web site and in printed form at the Town's municipal office, the MOE Southwestern Region Office (London), the offices of the Upper Thames River Conservation Authority and the St. Marys public library;
- conduct a ToR Public Information Open House, in St. Marys, during which agency, public and First Nation comments were solicited on the Draft ToR;
- requests for comments on the Draft ToR by MOE, agencies, the public and area First Nations;
- request and conduct a second meeting with MOE, during which the Town's revised Draft Proposed ToR was reviewed and suggested changes discussed and agreed upon; and
- revision and submission to MOE of the Proposed ToR taking into consideration all comments received.

Copies of documentation pertaining to the public, agency and First Nations consultation conducted during preparation of this ToR may be found in the document "Consultation Record for the Proposed Terms of Reference". That document accompanies and supports, but is not part of, these ToR.

7.2 EA CONSULTATION PROGRAM

Conducting the EA will include a consultation program based on the following principles:

- (a) The EA consultation program will be open by making all reasonable efforts to ensure that potentially affected or interested parties are given the opportunity to make their views known.
- (b) The EA consultation program will be transparent by documenting the consultation process that is carried out for the development of the EA so that the process can be understood and traced.
- (c) The EA consultation program will be responsive by providing opportunities for stakeholders to comment on the EA at key stages and by ensuring that such comments are addressed in the EA.
- (d) The EA consultation program will be meaningful by identifying how comments and concerns have been considered throughout the EA process.
- (e) The EA consultation program will be flexible by allowing response to new issues that emerge as the EA proceeds.

The EA consultation program will include, but not be limited to, the following activities:

1. Publishing of a newspaper notice in the *Journal-Argus* and *St. Marys Independent* and on the Town's website (www.townofstmarys.com) and deposition of copies in local post office outlets, the St. Marys public library, community centres/arenas, the Upper Thames River Conservation Authority and the Ministry of the Environment Regional and District Offices announcing the approval of the ToR, commencement of the EA and providing notice of EA Public Information Open House #1.
2. Conduct an EA Public Information Open House #1, which will include the distribution of information to the public, agencies and First Nations for

discussion and comment on the proposed waste disposal alternative(s) (i.e., "Alternatives To" and "Alternative Methods").

3. Publication of a notice in the *Journal-Argus* and *St. Marys Independent* explaining that the Draft EA Report has been completed and is available for review and comments, explaining where copies of the Draft EA Report are available for viewing, explaining how public comments can be made, the deadline for comments and who to address them to and providing the date, time and location of the Public Information Open House.
4. Posting of a similar notice on the Town's web site and a printed copy of the newspaper notice at the Municipal office for the duration of the comment period.
5. Conduct an EA Public Information Open House # 2 to provide information about the Draft EA Report and to seek public comment. This event will be conducted in a local facility that is easily accessible by interested parties. Technical/expert staff will be in attendance to answer any questions pertaining to the Draft EA Report. The public's comments will be reflected in the final EA Report. The Public Information Open House will involve:
 - Display boards summarizing the Draft EA Report;
 - A Sign-In Sheet;
 - Hand-out material made available for distribution, including reference copies of the Draft EA Report and related documents; and
 - Comment Sheets.
6. Comments on the Draft EA Report will be considered in preparation of the Final EA Report. Comments can be made at the Public Information Open House or can be directed to the Municipality or its consultant any time within the comment period.
7. Copies of the Draft EA Report, in printed or electronic format, will be placed in several locations accessible by the public for viewing, including:
 - Town of St. Marys municipal office;
 - Town of St. Marys web site;
 - MOE Southwestern Region office (London);
 - Upper Thames River Conservation Authority office; and
 - Area First Nations administration offices.All review agencies identified on the contact lists will receive a copy of the Draft EA Report by mail along with their individually-addressed letter.
8. After the Draft EA Report comment period, the report will be revised if and as necessary to reflect the agency/stakeholder comments and concerns and the final

EA Report will be produced. A revised stakeholder list will be prepared following completion of the initial round of agency/stakeholder consultation for the Draft EA Report. This revised list will be provided to the Ministry of the Environment for its use in the formal EA Review.

9. Upon completion and submittal of the Final EA Report the Ministry of the Environment will conduct its formal review of the Final EA Report.
10. Direct contact, by way of such means as email, telephone, fax and regular post with:
 - Area First Nations;
 - Department of Indian Affairs and Northern Development;
 - The Ontario Secretariat for Aboriginal Affairs.

to provide, and invite comment on, all draft documents disseminated for review, as described in this ToR.

11. Copies of all consultation documents (e.g., stakeholder/contact/ mailing lists, letters sent and received, newspaper notices, etc.) will be compiled in the document entitled " EA Record of Consultation" which will accompany and support, but will not be part of, the EA Report.

7.3 CO-ORDINATED FEDERAL/PROVINCIAL EA PROCESS

Federal/Provincial EA Co-ordination

The Proponent's undertaking is subject to the requirements of the Ontario *Environmental Assessment Act*. The requirements of the *Canadian Environmental Assessment Act (CEAA)* may also apply. The Proponent intends to work in a co-ordinated way with provincial and federal governments, both governments having formally agreed to coordinate their respective EA processes pursuant to the Canada-Ontario Agreement on EA Cooperation (November 2004).

Coordinated EA Process

The Proponent will be guided by the federal/provincial coordination process flow chart outlined in the supporting documentation that accompanies these ToR. This proposed approach is designed to address the information requirements of both federal and provincial environmental assessment Acts.

Application of the Co-ordinated EA Process to the Proposed Project

It is recognized by both the Canadian Environmental Assessment Agency (on behalf of the Federal Authorities), and the Proponent, that ongoing dialogue on the information requirements is required throughout the EA process as more is learned about the specifics of the Undertaking. As such, it may be necessary for the proponent to provide additional or more detailed information as the EA process proceeds. The intent is to produce a single EA body of documentation on environmental effects to meet all of the information needs of both the federal and provincial governments. To the extent practical, federal/provincial information requirements regarding potential factors to be assessed in the context of this study have been integrated. General information requirements under CEAA can be found in the document entitled "Supporting Documentation", which accompanies and supports, but is not part of, these ToR.

7.4 CONFLICT RESOLUTION

The Town is committed (e.g., through implementation of the EA Consultation Program) to ensuring that the waste disposal Undertaking resulting from this EA process is in the best interests and reflects the values and priorities of the Town's residents. The Town is committed to working with all stakeholders to address and resolve concerns to the greatest extent possible.

8.0 EA WORK PLAN

The following is a general summary of the key tasks to be carried out in completing the EA:

- distribution of information about the proposed EA via publication of Notices in the *Journal-Argus* and *St. Marys Independent*, on the Town's web site, e-mail and regular mail, placement and/or posting of information flyers at areas/facilities normally accessed by the public, such as the Town's municipal office, post office outlets, libraries and community centre/arenas, within the EA Study Area. Information distributed will also contain details about the purpose, date, place and time of EA Public Information Open House #1;
- conduct an EA Public Information Open House # 1 to provide updated information on the EA work to date and to present information about and to receive comments on the EA (including the purpose, work plan/process, preliminary EA information, evaluation criteria, etc.);

- tabulation of results of Public Information Open House #1 and related public, agency and First Nations comments/questions for inclusion in the EA "Record of Consultation", which will accompany and support, but will not be part of, the EA;
- conduct EA evaluations of the candidate sites and studies of the preferred alternative, where appropriate, to describe the existing environment, including, but not limited to:
 - geologic and hydrogeologic features & conditions,
 - surface water features & conditions,
 - significant biological features,
 - significant archaeological & heritage features,
 - socio-economic features,
 - existing & planned land-use,
 - transportation features & conditions,
 - agriculture /forestry/mineral extraction features & conditions,
 - air quality, and
 - design and operations considerations;
- identification and evaluation of "Alternatives To" and "Alternative Methods";
- identification of net effects (and advantages/disadvantages) of the undertaking;
- development of a Draft EA Compliance Monitoring Program;
- preparation of a Draft EA report;
- distribution of information about the Draft EA Report via publication of Notices in the *Journal-Argus* and *St. Marys Independent*, on the Town's web site, e-mail and regular mail, placement and/or posting of information flyers at areas/facilities normally accessed by the public, such as the Town's municipal office, post office outlets, libraries and community centre/arenas, within the EA Study Area. Information distributed will also contain details about the purpose, date, place and time of EA Public Information Open House #2;
- conduct an EA Public Information Open House # 2 to provide information about and receive comments on the Draft EA Report;
- tabulation of results of EA Public Information Open House #2 and related public, agency and First Nations comments/questions for inclusion in the EA "Record of Consultation", which will accompany and support, but will not be part of, the EA;
- finalization of the EA Report;
- submission of the final EA Report to MOE;

- MOE review of the final EA Report;
- technical consultants' response to MOE Review;
- MOE recommendation to the Minister; and
- Minister Approval of the EA.

9.0 EA MONITORING

An Environmental Assessment Monitoring plan will be developed and summarized as part of the EA under these ToR. The purpose of the Plan will be to provide for post-EA approval monitoring of:

- fulfillment of conditions of EA Approval;
- potential net effects identified during the conduct of the EA; and
- fulfillment of commitments made during conduct of the EA.

10.0 OTHER APPROVALS

In addition to approval of the EA under the *Environmental Assessment Act*, applications will be made concurrently, as necessary, under a number of Provincial statutes for approval to implement the waste disposal alternative(s), including but not being limited to:

- *Environmental Protection Act*;
- *Ontario Water Resources Act*;
- *Aggregate Resources Act*; and
- *Planning Act*.

During the conduct of the EA, any Federal agencies that may have interests applicable to the Undertaking will be identified by way of consultations with relevant Federal agencies (see Sections 7.2 (9.) and 7.3, above).

11.0 FLEXIBILITY OF THIS TERMS OF REFERENCE

As approved by the Minister of the Environment, these ToR provides the framework for preparing the EA Report and will serve as a benchmark for reviewing the EA Report.

It is understood that, given the nature of ToR, they are not intended to present every detail of all the activities that will occur when preparing the EA. It is therefore possible that in carrying out the work contemplated by these ToR it may become evident that certain modifications to these ToR may be necessary. It is important to note that the commitments described in this ToR are a minimum that must be met, although more may be required if necessary. It is envisioned that such changes may include:

- requirements for additional or expanded evaluations, studies or work, (e.g., in the areas referred to in Section 6.0), to ensure that the nature and magnitude of potential environmental effects are fully and accurately identified;
- changes in methodology of the studies referred to in Section 6.0 of this ToR. This may be in response to studies that showed environmental effects to be greater or less than previously estimated; or
- modifications to the consultation program.

This list is not intended to be exhaustive. Rather, it sets out, by example, the types of changes that will be considered routine and/or that are likely to result in insignificant effects on the environment, and therefore can be accommodated within the framework of the approved ToR.

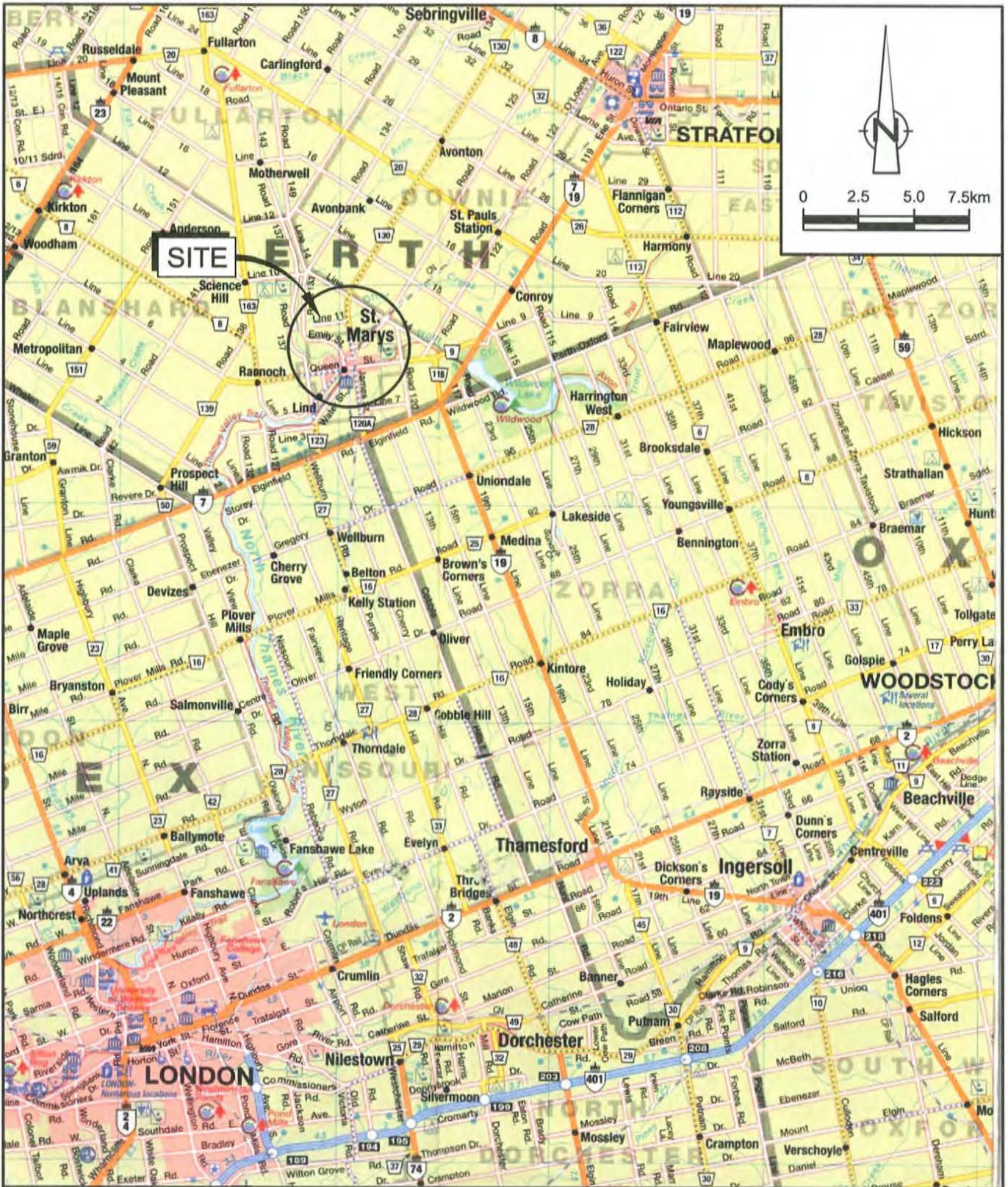
In the event of uncertainty as to whether a proposed change should be considered routine or of note, the MOE will be consulted through the Project Officer.

12.0 SUMMARY

These ToR provide the framework for a process to be followed by the Town of St. Marys to conduct an environmental assessment of one or more potential waste disposal sites within a Study Area comprised of all lands and waters within the boundaries of the Town of St. Marys. The Proponent of the EA is the Corporation of the Town of St. Marys, which will own and operate the resulting waste disposal site(s). These ToR outline the basis for conduct of a comprehensive program of consultation with the Ministry of the Environment and other Provincial and Federal Government agencies, the public and area First Nations.

The following documents accompany and support, but are not part of, these ToR:

- "Record of Consultation"; and
- "Supporting Documentation".

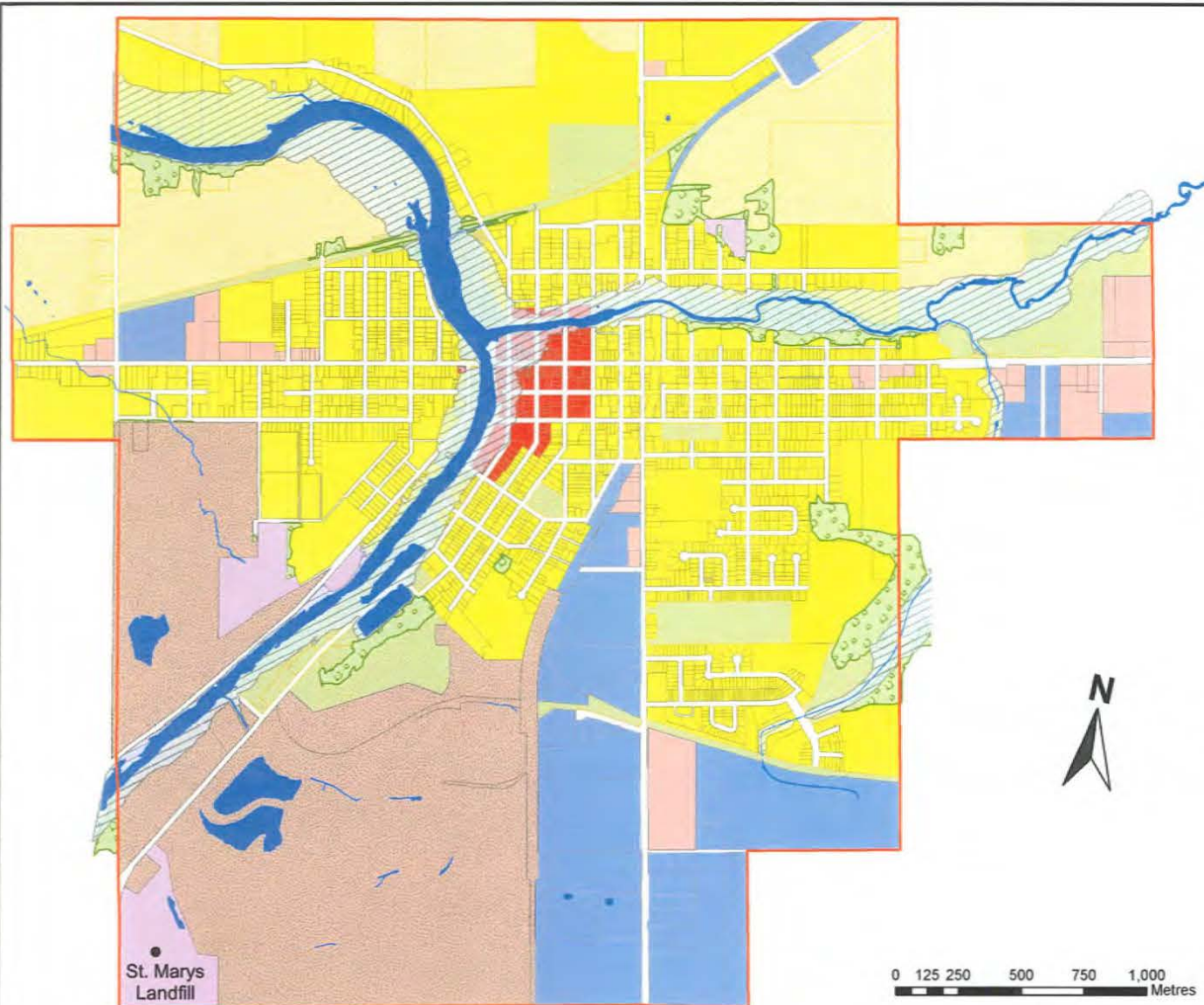


SOURCE: MAPART; SOUTHWESTERN ONTARIO

figure 1
 SITE LOCATION MAP
 ST. MARYS LONG TERM WASTE MANGEMENT EA
Town of St. Marys, Ontario



Town of St Marys Official Plan Schedule 'A' Land Use Plan



Designation

- Residential
- Central Commercial
- Highway Commercial
- General Industrial
- Extractive Industrial
- Environmental Constraint
- Recreational
- Flood Plain
- Natural Heritage
- Agriculture
- Water



0 125 250 500 750 1,000
Metres



August 2006

St. Marys
Landfill

SOURCE: ST. MARYS GIS DEPARTMENT

figure 2

EA STUDY AREA
ST. MARYS LONG TERM WASTE MANGEMENT EA
Town of St. Marys, Ontario



APPENDIX B, ATTACHMENT D

SIGN-IN SHEET

SIGN-IN SHEET

Town of St. Marys Landfill Site
Draft Terms of Reference, Environmental Assessment
Long Term Waste Management

Public Information Open House

Friendship Centre, St. Marys, Ontario

Monday, October 30, 2006

4:00pm - 8:00pm

<u>Name</u>	<u>Address/Postal Code</u>	<u>Phone</u>
Ken & Marian Mainprize	103-66 Church St. S. N4X 1C8	284-4165
Bill Mustard	P.O. Box 2830 N4X 1A5	284-8083
J. L. CARTER	Box 904 ST MARYS	284-3697

Please note: your participation in this event is an important part of the consultation processes under the Ontario *Environmental Assessment Act* and *Environmental Protection Act*. To ensure full transparency of the consultation process, therefore, your questions, comments and any information you provide will become part of the public record for this project.

APPENDIX B, ATTACHMENT E

COMMENT SHEET

COMMENT SHEET

Town of St. Marys Landfill Site
Draft Terms of Reference, Environmental Assessment
Long Term Waste Management

Public Information Open House

Friendship Centre, St. Marys, Ontario
Monday, October 30, 2006
4:00 pm – 8:00 pm

If you have any questions, comments or suggestions about the Draft Terms of Reference and/or Environmental Assessment, please write them below and return the sheet to the box provided before leaving or mail with the envelop provided at your convenience. Please use the back of the page if necessary. Thank you.

Name: _____
Address with
postal code: _____
Phone: _____

Please note: your participation in this event is an important part of the consultation processes under the Ontario *Environmental Assessment Act* and *Environmental Protection Act*. To ensure full transparency of the consultation process, therefore, your questions, comments and any information you provide will become part of the public record for this project. Comments may be dropped off at this Open House or sent by November 30, 2006 to Mr. Jim Yardley at:

Conestoga-Rovers & Associates, 651 Colby Drive, Waterloo, ON, N2V 1C2, jyardley@croworld.com, Tel.: (519) 884-0510.

APPENDIX B, ATTACHMENT F

EMAIL AND LETTER FROM ONTARIO SECRETARIAT FOR ABORIGINAL AFFAIRS

Engler, Kerrie

From: Silver, Barry (OSAA) [Barry.Silver@ontario.ca]
Sent: Friday, October 27, 2006 11:08 AM
To: Engler, Kerrie
Cc: Gill, Surinder Singh (OSAA)
Subject: St. Mary's Landfill

Attachments: St. May's Landfill



St. May's Landfill
(24 KB)

The mandated responsibilities of the Ontario Secretariat for Aboriginal Affairs (OSAA) include conducting land claim negotiations and finalizing and implementing land claim settlement agreements on behalf of the Province. In light of this mandate, OSAA has reviewed the materials and notes that it is not aware of any First Nation land claims submitted to the Government of Ontario that will have an impact on this project.

Further, for your information, OSAA notes that the proposed project could impact or be of interest to Aboriginal peoples. OSAA recommends that you contact the following First Nations:

Chief Randall Phillips
Oneida Nation of the Thames
2212 Elm Avenue
SOUTHWOLD, Ontario
NOL 2G0
Ph: (519) 652-3244
Fax: (519) 652-9287
chief@oneida.on.ca

In addition, OSAA recommends that you contact the following organizations that represent a number of First Nations to ask whether there are other First Nations who may be interested in the project and wish to provide comments.

Association of Iroquois and Allied Indians
387 Princess Ave.
London, ON N6B 2A7
Tel: (519) 434-2761
Fax: (519) 679-1653

As well, the Government of Canada sometimes receives claims that Ontario does not receive, or with which Ontario does not become involved. For information about possible claims in the area, OSAA recommends you call or write the following federal contacts:

Maryanne Pearce
A/Sr Claims Analyst
Ontario Research Team
Indian and Northern Affairs Canada
10 Wellington St.
Gatineau, QC K1A 0H4
Tel: (819) 953-1940
Fax: (819) 997-9873

Louise Trepanier
Director
Claims East of Manitoba
Comprehensive Claims Branch
Indian and Northern Affairs Canada
10 Wellington St., 8th Floor
Gatineau, QC K1A 0H4
Tel: (819) 994-1121
Fax: (819) 953-3109

OSAA notes that sometimes projects fall within an area subject to litigation. For further information on the nature of possible litigation, its status and the litigation process, OSAA recommends you contact the following Attorney General contact:

Robert Ratcliffe
Deputy Director, Crown Law Office - Civil
Ministry of the Attorney General
8th floor, 720 Bay St.
Toronto, ON M5G 2K1
Tel: (416) 326-4128
Fax: (416) 326-4181

Please contact Surinder Singh Gill, Policy Advisor, OSAA at 314-6781 if you have any further inquiries.

Thank you for this opportunity to comment.

Yours truly,

SENT BY E-MAIL AUGUST 31, 2006

Barry Silver
Senior Policy Advisor
Policy and Relationships Branch

c: Surinder Singh Gill

APPENDIX B, ATTACHMENT G

EMAIL FROM ONTARIO MINISTRY OF AGRICULTURE, FOOD AND RURAL AFFAIRS

Engler, Kerrie

From: Yardley, Jim
Sent: Monday, October 30, 2006 10:19 AM
To: Engler, Kerrie
Subject: FW: 000645-15 Invitation Public Information Open House

From: Neumann, Carol (OMAFRA) [mailto:carol.neumann@ontario.ca]
Sent: Monday, October 30, 2006 9:57 AM
To: Yardley, Jim
Subject: RE: 000645-15 Invitation Public Information Open House

Dear Jim;
I am unable to attend the open house but please keep me informed of your progress on this matter. Thank you.

Carol

Carol Neumann
Rural Planner, Agricultural Land Use
Environmental Policy and Programs Branch
Food Safety and Environment Division
Ontario Ministry of Agriculture, Food and Rural Affairs
R.R.#1 Fergus, Ontario
N1M 2W3

Tel: (519) 846-3393
Fax: (519) 846-8178

carol.neumann@ontario.ca (*new*)
www.omafra.gov.on.ca

From: Turvey, John (OMAFRA)
Sent: Friday, October 27, 2006 9:53 AM
To: Neumann, Carol (OMAFRA)
Subject: FW: 000645-15 Invitation Public Information Open House

Carol:

This is yours.

John.

John A. Turvey

John A. Turvey
Land Use Policy Specialist
Environmental Policy and Programs Branch

APPENDIX B, ATTACHMENT H

EMAIL FROM THAMES RIVER CONSERVATION AUTHORITY

Engler, Kerrie

From: Yardley, Jim
Sent: Friday, October 27, 2006 1:04 PM
To: Engler, Kerrie
Subject: FW: 000645-15 Invitation Public Information Open House

-----Original Message-----

From: Postmaster@thamesriver.on.ca [mailto:Postmaster@thamesriver.on.ca] On Behalf Of Tracy Annett
Sent: Thursday, October 26, 2006 3:29 PM
To: Yardley, Jim
Subject: Re: 000645-15 Invitation Public Information Open House

I will be on Maternity Leave until the end of October. Christine Creighton will be my replacement. She reached at creightonc@thamesriver.on.ca or by calling (519)451-2800 ext. 253.

Thanks,
Tracy

APPENDIX A.3

MEETING WITH MINISTRY OF THE ENVIRONMENET (EAAB)
(NOVEMBER 8, 2006)

Town of St. Marys
Long-Term Waste Management EA
Terms of Reference Pre-Submission Consultation Meeting

Terri Rogers, MOE, EAAB
and Conestoga-Rovers & Associates

Wednesday, November 8, 2006. 11:00 am
MOE EAAB 2 St. Clair Ave. West, Toronto

AGENDA

1. Introductions
2. Background
3. Project Work Plan (ToR, EA) and Schedule
4. Consultation Work Program (i.e., letters, PIOH)
5. Confirmation of Agency and First Nation Master Distribution List
6. On-going communication
7. Any other business
 - Submission/Communication Forms and Form Letters
8. Adjournment



MEETING MINUTES

Reference No. 000645-15

PROJECT: St. Marys Long-Term Waste Management EA
 CLIENT: Town of St. Marys CLIENT REFERENCE NO.: 000645-15
 RE: Terms of Reference Pre-Consultation Submission Meeting
 LOCATION: Ministry of the Environment, St. Claire Ave, Toronto DATE: November 8, 2006 TIME: 11:00 am

Participants:

Terri Rogers Project Officer (Acting) Environmental Assessment and Approvals Branch Project Co-ordination Section	Jim Yardley (DR), Project Manager, CRA Ltd.	Kerrie Engler (KE), CRA Ltd.	
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Distribution:

<input checked="" type="checkbox"/> File	<input type="checkbox"/> Participants		
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Item	Description
1	JY presented Agenda, site location, history of property ownership.
2	JY presented public and agency concerns put forth following PIOH meetings.
3	TR inquired about existing size, proposed expansion.
4	TR advised of a new Waste Regulations to be posted on the EBR. TR advised to continue background planning.
5	JY confirmed annual rate of 10,000 m3 per year (as compared to 12,000 – 13,000 m3 in recent years).
6	TR was pleased to learn of increased waste diversion within the Town. TR advised to obtain background information and statistics on waste diversion. TR advised to include increased waste diversion as part of the Preferred Alternative that we select.
7	JY described curbside and drop off or waste including receipt of e-waste, cardboard, and leaves and brush at the LF Site.
8	TR advised the new Regulations will streamline the EA process and will introduce a new class of projects: exempt from EA, screening EA and full EA. There will be a clause to enable all proponents currently under way to jump on board with new class of projects. The Regulation will be posted on EBR for 90 days. The policy branch will amend, present to Cabinet, and the Regulations are to receive Royal Assent and be implemented by Summer 07.
9	TR noted the 1500 person threshold which is used to trigger an EA yet in the north, there is no tax base to conduct such studies.
9	JY confirmed the population of the Town of St. Marys of 6,800 persons.



Item	Description
10	TR advised that the Regulations could determine EA requirements based on percentage increase. JY confirmed existing footprint of +/- 500,000 m ³ with proposal to increase to 600,000 m ³ . TR noted an increase of more than double.
11	JY confirmed our anticipated Proposed ToR submission date of January 2007
12	JY noted First Nations were of issue to him. KE updated OSSA determination of Oneida First Nation only. TR suggested inclusion of Claims and Litigation Branch of INAC on our circulation list; OSSA's document "How to Consult with FNs" and invitation to invite FNs to a separate meeting.
13	TR advised she reviewed file to note that the existing site collects leachate. JY confirmed original cell is perimeter drain and cell#2-3 has an underdrain.
14	JY confirmed site is all on clay. Top 2 m is clay. The Town will look at what is quarried for a potential area.
15	JY confirmed aggregate extraction of rock across the river and verified all extractive resource on this side of the river had been extracted.
16	JY confirmed Department of Fishers and Oceans and Rail Co. to be added to circulation list. TR confirmed that if there were a conservation authority (which there is), DFO, if triggered, will defer to C.A.
17	TR confirmed she could review a draft ToR (to take 30-40 days) and will provide formal comments on the draft. TR will circulate to district people. TR will provide updated Master Distribution List and confirm # of copies required.
18	A brief discussion ensued with respect to existing EFW facilities and pilot incineration projects in Ontario. TR recommended inclusion of Import/Export and Thermal Technologies in
19	Alternatives To, and to discuss volumes or waste, population base etc. as reasons to not carry Alternative To forward in process.



Attachments:

Prepared By: Kerrie Engler

Date Issued: November 2006

This confirms and records CRA's interpretation of the discussions which occurred and our understanding reached during this meeting. Unless notified in writing within 7 days of the date issued, we will assume that this recorded interpretation or description is complete and accurate.

APPENDIX A.4

ENVIRONMENTAL ASSESSMENT GOVERNMENT REVIEW TEAM DISTRIBUTION LIST

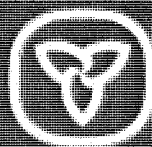
**Environmental Assessment Government Review Team
Master Distribution List**

**Including
Agency Contacts for Information into EA Planning Matters**

**Environmental Assessment Project Coordination Section
Environmental Assessment and Approvals Branch
Ministry of the Environment**

Last update
October 31, 2006

Protecting our environment.



Ontario

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Preamble

The "Government Review Team Master Distribution List" is meant as a tool and an information source to ensure that matters pertaining to EA approvals are routed to the proper contacts within Federal, Provincial and Municipal agencies. The list also contains agency contacts for information purposes and links to agency websites where additional information may be obtained.

To ensure that a project's resources and government agency reviewer's time are used efficiently, please review the list to ensure that the project material is circulated to the appropriate agencies. If you have any questions about a specific project please feel free to contact the reviewer to determine their agency's interest in a specific undertaking.

This list is periodically updated. The most up-to-date list may be obtained by contacting:

The Environmental Assessment and Approvals Branch
Environmental Assessment Project Coordination
Weekly Duty Officer at:
416-314-8001; or
1-800-461-6290

IMPORTANT CHANGES

November 2005

Wind Turbines

The Ministry of Government Services has identified the potential for wind turbines to interfere with the government of Ontario's Public Safety Radio Network. In order to protect the integrity of this very important radio network, all proponents of wind turbines must consult with the Government Mobile Communications Office. The contact information is as follows:

Mr. Lou Battiston
Manager, Technology Liaison, Government Mobile Communications Office
iSERV Ontario - IT Service Delivery
155 University Avenue, 14thFloor
Toronto, ON M5H 3B7
Tel: 416-327-0368
E-mail: Lou.Battiston@mas.gov.on.ca

The "Guide to Environmental Assessment Requirements for Electricity Projects" will be updated to include this requirement for wind turbine proponents to consult with the Government Mobile Communications Office.

February 2006

The Ontario Heritage Amendment Act, 2005 (Bill 60) came into force on April 28, 2005. The amendments to the Ontario Heritage Act provide new municipal and provincial powers to identify and protect heritage sites and districts, marine heritage sites and archaeological resources.

New provisions of the Ontario Heritage Act (Part III.1) enable the Minister of Culture to develop standards and guidelines for the identification and protection of cultural heritage property owned or managed by the Crown or by prescribed public bodies. Ministry of Culture staff are consulting with affected ministries, prescribed bodies and the Ontario Heritage Trust in preparing the standards and guidelines. These standards and guidelines, to be approved by the Lieutenant Governor in Council (LGIC), will apply to the provincial Crown and to public bodies that are prescribed by regulation.

In addition, the Ministry of Culture released the Ontario Heritage Tool Kit to help municipalities, land use planners, heritage professionals, heritage organizations, property owners, and others understand the heritage conservation process in Ontario.

Please go to <http://www.culture.gov.on.ca> to access the Ontario Heritage Tool Kit.

Environmental Assessment, Government Review Team Distribution List

Name and Address	Comment	No. of Copies	Fax, phone, e-mail	Types of Projects
FEDERAL AGENCIES				
Canadian Environmental Assessment Agency				
Ms. Louise Knox, Regional Director Ontario Region Canadian Environmental Assessment Agency 55 St. Clair Avenue East, 9th Floor Toronto ON M4T 1M2	Government Reviewer	1	T: (416) 952-1575 F: (416) 952-1573 Louise.Knox@ceaa- acee.gc.ca	Contact must be initiated immediately during proponent=s pre-submission consultation with provincial and federal ministries and agencies. CEAA acts as Aone window@ and determines involvement of other federal agencies. All individual EAs, including projects that will require federal approvals, financing, or on or abutting on federal lands, or federal funding involvement. or on or abutting on federal lands, or federal funding involvement.
Canadian Nuclear Safety Commission				
back				
Mr. Henry Rabski, Director Process Facilities and Technical Support Division Canadian Nuclear Safety Commission P.O. Box 1046, Station B Ottawa ON K19 5S9	Government Reviewer	1	T: (613) 995-5294 F: (613) 995-5086 rabskih@dncs- ccsn.gc.ca	For technical advice only
CN Rail				
back				
Mr. Dave A. Reynolds, Manager Engineering & Environmental Services CN Rail 1 Administration Road P.O. Box 1000 Concord ON L4K 1B9	For Information Purposes	1	T: (905) 669-3119 F: (905) 760-3406	Projects affecting railway lines. Technical advice and information only
Department of Indian and Northern Affairs				
back				
Mr. John Higham, Acting Manager Environment Unit& Natural Resources Lands and Trusts Services Department of Indian and Northern Affairs 25 St. Clair Avenue East, 8th Floor Toronto ON M4T 1M2	Government Input	1	T: (416) 973-2131 F: (416) 954-4328 highamj@inac.gc.ca	Projects affecting native people, traditional territories, and reserves or lands/waters surrounding reserves. Treaties www.ainc-inac.gc.ca/pr/trts/hti/site/mainindex_e.html
Cheyenne Loon, Environmental Officer Department of Indian and Northern Affairs 25 St. Clair Avenue East, 5th Floor Toronto ON M4T 1M2	Government Input	1	T: (416) 952-9601 F: (416) 954-4328 Loonc@inac.gc.ca	Projects affecting native people, traditional territories, and reserves or lands/waters surrounding reserves.
Marie-Laurence Daigle Senior Claims Analysts Specific Claims Branch Department of Indian and Northern Affairs 10 Wellington St. Room 1310 Gatineau QU K1A 0H4	Government Input	NONE	T: (819)953-1940 F: (819) 997-9873 daiglem@inac.gc.ca	<u>DO NOT</u> send entire ToR, or EA. Send map and legal description of the undertaking. Contacts will provide input on <u>federal</u> specific claims. Specific claims map-updated quarterly www.ainc-inac.gc.ca/ps/clm/onm_e.pdf

Name and Address	Comment	No. of Copies	Fax, phone, e-mail	Types of Projects
Louise Trepanier Director Claims East of Manitoba Comprehensive Claims Branch Department of Indian and Northern Affairs 10 Wellington St. Room 1310 Gatineau QU K1A 0H4	Government Input	NONE	T: (819) 994-1211 F: (819) 953-3109	<p><u>DO NOT</u> send entire ToR, or EA. NB to date there is only one Comprehensive Claim in Ontario (Algonquin Land Claim).</p> <p>Project officer refer proponent to map of claim area.</p> <p>List of Comprehensive Claims www.ainc-inac.gc.ca/ps/clm/brief_e.html</p>
Franklin Roy Director Litigation Management and Resolution Branch Department of Indian and Northern Affairs 10 Wellington St., 25 Eddie 1430 Gatineau QU K1A 0H4	Government Input	NONE	T: (819) 997-3582 F: (819) 997-1679 royf@inac.gc.ca	<p><u>DO NOT</u> send entire ToR, or EA. Send map and legal description of the undertaking. Contacts will provide input on <u>federal</u> litigation.</p>
Environment Canada back				
Mr. Rob Dobos, Head EA Section, Ontario Region Environment Canada P.O. Box 5050, 867 Lakeshore Road Burlington ON L7R 4A6	Government Reviewer	1	T: (905) 336-4953 F: (905) 336-8901 rob.dobos@ec.gc.ca	All EAs (particularly those affecting an area of federal interest or responsibility).
Fisheries and Oceans Canada back				
Mr. Paul Savoie, Impact Assessment Biologist Fish Habitat Management Fisheries and Oceans Canada District Office, 3027 Harvester Road, Unit 304 Burlington ON L7R 4K3 Referral Coordinators EA notifications or inquiries should be sent to the Referral Coordinators in the DFO District the project is located. For a map of DFO districts including the mail addresses, e-mail, and telephone numbers please go to the following page http://www.dfo-mpo.gc.ca/canwaters-eauxcan/habitat/contact-regions/ca_south_e.asp	Information only Government Reviewer	1	T: (905) 639-8687 F: (905) 639-3549	<p>General contact for Fisheries and Oceans (Fisheries Act), information.</p> <p>NB circulate to Transport Canada for any projects that may affect Navigable Waters.</p> <p>DFO indicates that projects in DFO's <u>Sault-Ste. Marie District</u> should be forwarded to <u>DFO's Sudbury District Referrals Coordinator</u></p>

Name and Address	Comment	No. of Copies	Fax, phone, e-mail	Types of Projects
Health Canada back				
<p>Ms. Diane McClymont-Peace Director Environmental Health Assessment Services Healthy Environments and Consumer Safety Branch Health Canada Tupper Building 2720 Riverside Drive Ottawa ON K1A 0K9</p> <p>Environmental Health Assessment Services 269 Laurier Ave., 5th floor A.L. 4905B Ottawa , Ontario K1A 0K9</p>	Government Reviewer	1	T: (613) 952-9477 F: (416) 941-8921 diane_mcclymont- peace@hc-sc-gc.ca	Any human health related issues other than air.
<p>Mr. Roy Kwiatkowski, Chief Environmental Health Assessment Office Health Canada 4th Floor, Tupper Building 2720 Riverside Drive Ottawa ON K1A 0K9</p>	Government Reviews	1	T: (613) 952-2828 F: (613) 941-8921 roy_kwiatkowski@hc -sc-gc.ca	Nuclear projects
Transport Canada back				
<p>Ms. Monique Mousseau, Regional Manager Environmental Affairs, Programs Branch Transport Canada - Ontario Region 4900 Yonge Street, Suite 300 Toronto, ON M2N 6A5</p> <p><u>NOTE:</u> Any EA=s potentially affecting either Toronto or Ottawa International Airports are to be sent to the planning department of the respective airport. Contact person and addresses follow:</p> <p>Joel Huguef, Director of Airport Operations Airport Planning Transport Canada Ottawa International Airport Suite 3110, 50 Airport Road Gloucester ON K1V 9B4 Greater Toronto Airport Authority Mr. Naren Doshi, Director of Airport Planning Greater Toronto Airport Authority Lester B. Pearson International Airport 3111Convair Drive, P.O. Box 6031 Toronto ON L5P 1B2</p>	<p>Government Reviewer</p> <p>Government Reviewer</p>	1	<p>T: (416) 952-0485 F: (416) 952-0514 moussem@tc.gc.ca</p> <p>T: (613) 248-2000 Ext.1154 F: (613) 248-2021</p> <p>T: (416) 776-5023 F: (416) 776-4168</p>	<p>Please call ahead to confirm number of copies required for the following types of projects:</p> <ul style="list-style-type: none"> • waste disposal projects that may attract birds; • projects involving tall structures et al; • projects that may cause electrical interference to navigational aids; • any projects in the vicinity (or adjacent to) federal airports. • Any projects that affect a waterway (Bridge, culvert, dam, overhead electrical wires crossing a waterway, underwater piping etc.) <p>Transport Canada is now responsible for Canadian Coast Guard (Navigable Waters Protection Act).</p> <p>Projects potentially affecting the Ottawa International Airport</p> <p>Projects potentially affecting Lester B. Pearson International Airport and surrounding area including the 401 and 407, as well, those extending to east Pickering Airport site.</p>

Name and Address	Comment	No. of Copies	Fax, phone, e-mail	Types of Projects
PROVINCIAL AGENCIES & MINISTRIES				
Go Transit				
Mr. Michael S. Wolczyk, Manager Marketing and Planning GO Transit 20 Bay Street, Suite 600 Toronto ON M5J 2W3	Government Reviewer	1	T: (416) 869-3600 Ext. 5424 F: (416) 869-1563 michaelw@GOTRAN SIT.com	Any affecting the GTA Region and all transit projects.
Ontario Power Generation				
Mr. Steve Hounsell Senior Advisor, Sustainable Development Ontario Power Generation H19 F02 700 University Ave. Toronto, Ontario M5G 1X6	Government Reviewer	2	T: (416) 592-2766 F: (416) 592-7097 steve.hounsell@opg.com	Undertakings that could potentially directly impact Ontario Power Generation generating site.
Hydro One Inc.				
back				
Mr. Tony Ierullo Manager Hydro One Inc. 483 Bay Street, North Tower, 14th Floor Toronto, ON M5G 2P5	Government Reviewer	2	T: (416) 345-5213 F: (416) 345-5395 ierullo@HydroOne.com	Undertakings that could potentially directly impact Hydro One Networks Inc. (HONI) facilities or plant (including transmission/distribution lines or transformer/distribution stations). Proponents should clearly identify the proposal location and outline the type of impact anticipated relative to HONI facilities/plant and their operations. Projects affecting Transmission distribution lines and stations.
Ontario Realty Corporation				
back				
Mr. John MacKenzie General Manager, Planning Asset Review Ontario Realty Corporation 11th Floor, Ferguson Block, 77 Wellesley Street W. Toronto ON M7A 1N3	Government Reviewer	1	T: (416) 212-6456 F: (416) 212-1131 John.MacKenzie@orc.gov.on.ca	Matters subject to the EA Act only where lands associated with the undertaking are adjacent, or proximate (<120 metres for a landfill <40000 cubic metres) or within EA Study Area, to lands held by the Management Board of Cabinet or Ministry of Public Infrastructure Renewal, in right of Her Majesty the Queen.
Conservation Ontario				
back				
For individual EA=s and projects under Class EA=s please contact the affected Conservation Authority in the affected area. If no Conservation Authority exists for that area, no circulation to a Conservation Authority is necessary.	Government Reviewer	1	For Individual EA=s, see Municipal Directory for names and addresses of specific Conservation Authority(s) in affected area.	<u>*Please Note*</u> Where relevant, Conservation Ontario and each individual Conservation Authority should be circulated any Class EA annual surveys which are committed to within the Parent Class EA documents. Send individual Ea=s and projects under the Class EA to local Conservation Authority.

Name and Address	Comment	No. of Copies	Fax, phone, e-mail	Types of Projects
<p><u>FOR PARENT CLASS EA=S ONLY:</u> Conservation Ontario 120 Bayview Parkway Box 11,Newmarket ON L3Y 4W3</p> <p>www.conservation-ontario.on.ca</p>	Government Reviewer	1	T: (905) 895-0716 F: (905) 895-0751 info@conservation-ontario.on.ca	
Niagara Escarpment Commission back				
Mr. Mark Frawley, Director Niagara Escarpment Commission 232 Guelph Street Georgetown, ON L7G 4B1	Government Reviewer	2	T: (905) 877-5191 Ext: 224 F: (905) 873-7452 mark.frawley@mnr.gov.on.ca	Projects with potential effects in Niagara Escarpment planning area.
Ontario Secretariat for Aboriginal Affairs, Attorney General back				
<p>Mr. Richard Saunders, Director Office of the secretary, Negotiations 720 Bay St. Toronto ON M5G 2K1</p> <p><u>Technical contact</u> Mr. Barry Silver, Senior Policy Advisor Policy and Relationships Branch 720 Bay St. Toronto ON M5G 2K1</p>	Government Reviewers	1	T: (416) 326-4771 F: (416) 326-4017 T: (416) 326-2364 F: (416) 326-4017 barry.silver@osaa.gov.on.ca	All EAs, ToR and Class EAs - potentially affecting first Nation Communities where land claims are involved. - potentially affecting Crown land and resources usage.
Mr. Robert Ratcliffe Deputy Director, Crown Law Office-Civil Ministry of the Attorney General 8 th Floor, 720 Bay Street Toronto ON M5G 2K1	Government Input		T: (416) 326-4128 F: (416) 326-4181 robert.ratcliffe@jus.gov.on.ca	<u>DO NOT</u> send entire ToR,or EA. Contact for all projects. OSAA notes that sometimes projects fall within an area subject to litigation. For further information on the nature of possible litigation, its status and the litigation process OSSA recommends that the proponent call or write the Deputy Director, Crown Law Office Civil.
<p>The Secretary Ontario Native Affairs Secretariat 720 Bay Street, 4th Floor Toronto ON M5G 2K1</p> <p>Attn: Lise Hansen Sr. Negotiator Negotiations Branch</p>	Ontario Government Lead Notification Required under Grand River Notification Agreement	9	T: (416) 326-4765 F: (416) 326-0542 Lise.Hansen@jus.gov.on.ca	Matters subject to EA Act adjacent to Six Nations of the Grand River and Missisaugas of the New Credit in the Lower Grand River watershed. This area includes the City of Brantford, Haldimand, and the County of Brant.
Information on claims with the Ontario Government.				http://www.nativeaffairs.jus.gov.on.ca/english/negotiate/negotiate.htm

Name and Address	Comment	No. of Copies	Fax, phone, e-mail	Types of Projects
Ministry of Agriculture Food and Rural Affairs back				
Mr. David Cooper Manager Agriculture Land Use 1 Stone Road Guleph ON N1G 4Y2	Government Reviewer	1	T: (519) 826-3117 F: (519) 826-3259 david.cooper@omaf.gov.on.ca	Projects affecting agricultural operations or affecting specialty crop soils and classes 1-3 agricultural soils, except in urban designations. All waste EAs.
Ministry of Tourism and Recreation & Ministry of Culture back				
For Ministry of Culture See below for appropriate office.	Government Reviewer	1	T: (416) 325-6154	All EAs.
<p>NOTE February 2006</p> <p>The Ministry of Culture released the Ontario Heritage Tool Kit to help municipalities, land use planners, heritage professionals, heritage organizations, property owners, and others understand the heritage conservation process in Ontario.</p> <p>Please go to http://www.culture.gov.on.ca to access the Ontario Heritage Tool Kit.</p> <p>INSTRUCTIONS FOR ROUTING of Environmental Assessment information to MTR & MCL.</p> <p>1) <u>If the EA (including Class EA projects and individual EAs) pertains to a specific location</u>, 1 copy should be sent to each of these addresses:</p> <p>1a) the Regional Archaeologist or Heritage Planner for that location (per <u>list A</u> below)</p> <ul style="list-style-type: none"> - responsible for consultation with the appropriate Conservation Advisor to provide a Heritage and Libraries Branch coordinated response from an archaeology, built heritage & cultural landscape standpoint; and <p>1b) the MTR& MCL Regional Manager for that location (per <u>list B</u> below)</p> <ul style="list-style-type: none"> - for review from a cultural facility, recreation, and tourism standpoint. <p>NOTE: some Parent Class EA documents include specific provisions requiring the proponent to consult with MTR & MCL on Class EA projects which have potential to impact on <u>built heritage or cultural heritage landscapes</u>. In these cases, contact the Conservation Advisor, Heritage and Libraries branch per list C below.</p> <p>2) If the EA is of multi-region significance (crosses several regions) but is not of general or province-wide significance send one copy to each relevant Regional Archaeologist/Heritage Planner and Regional Manager for comment as above, (per lists A and B below).</p> <p>3) <u>If the EA is of province-wide or general significance (including Parent Class EAs and Environmental Assessment policies and guidelines)</u> send 1 copy to the Manager, Corporate Policy, MTR (per list B below) for redistribution to relevant offices, and a second copy to Marilyn Miller, Conservation Advisor, MTR (per list C below.)</p> <p>4) Please note that the Ministry of Northern Development and Mines should be circulated for projects in Northern Ontario (North Bay, Sudbury, etc..) where there may be tourism issues involved.</p>				
Ministry of Culture LIST A: back Heritage Planners and Archaeologists				<u>Review for archaeology and heritage impacts for the area specified</u>
Mr. Andrew Hinselwood Heritage Planner/Archaeologist Heritage Operations Section, Heritage and Libraries Branch Ministry of Culture 435 South James Street, Suite 334 Thunder Bay ON P7E 6S7		1	T: (807) 475-1632 F: (807) 475-1297 andrew.hinselwood@mcl.gov.on.ca	Review for archaeology and heritage impacts in Northern Ontario including Muskoka, Parry Sound, and Algonquin

Name and Address	Comment	No. of Copies	Fax, phone, e-mail	Types of Projects
Mr. Winston Wong, MCIP Heritage Planner/Archaeologist Heritage Operations Section, Heritage and Libraries Branch Ministry of Culture 400 University Avenue, 4th Floor Toronto ON M7A 2R9		1	T: (416) 314-7147 F: (416) 314-7175 winston.wong@mcl.gov.on.ca	Review for archaeology and heritage impacts in GTA for <u>RM Durham and Simcoe County</u> .
Mr. Chris Andersen, Heritage Planner/Archaeologist Ministry of Culture Heritage Operations Section, Heritage and Libraries Branch 400 University Avenue, 4th Floor Toronto ON M7A 2R9		1	T: (416) 314-7159 F: (416) 314-7175 chris.andersen@mcl.gov.on.ca	Review for archaeology and heritage impacts in Southeastern Ontario <u>including Victoria County east to the Quebec border</u> .
Mr. Malcolm Horne, Heritage Planner/Archaeologist Heritage Operations Section, Heritage and Libraries Branch Ministry of Culture 400 University Avenue, 4th Floor Toronto ON M7A 2R9		1	T: (416) 314-7146 F: (416) 314-7175 malcolm.horne@mcl.gov.on.ca	Review for archaeology and heritage impacts in GTA for <u>RM Halton, RM Peel, RM York, and City of Toronto</u>
Mr. Neal Ferris Heritage Planner/Archaeologist Heritage Operations Section, Heritage and Libraries Branch Ministry of Culture 900 Highbury Ave London ON N6A 1L3 or Mr. John MacDonald, Heritage Planner/Archaeologist Heritage Operations Section, Heritage and Libraries Branch Ministry of Culture 900 Highbury Ave London ON N6A 1L3		1	T: (519) 675-6898 F: (519) 675-7777 neal.ferris@mcl.gov.on.ca T: (416) 675-7742 F: (416) 675-7777 john.macdonald@mcl.gov.on.ca	Review for archaeology and heritage impacts in Southwestern Ontario <u>from Wellington County Southwest including Niagara and Bruce County</u>
Ministry of Tourism and Recreation LIST B: Regional Managers (N, SW, Central, and SE Regions) back				Review for sport/recreation, culture, natural heritage and tourism impacts for the location(s) in the EA.
<u>Northern Area Regional Manager</u> Ms. Elaine Lynch, Manager Ministry of Tourism and Recreation 435 James Street South, Suite. 334 Thunder Bay, ON P7E 6E3		1	T: (807) 475-1635 F: (807) 475-1297 elaine.lynch@mci.gov.on.ca	Reviews for sport/recreation and culture impacts in the Dryden, Kenora, North Bay, Sault Ste. Marie, Sioux Lookout, Sudbury, Thunder Bay, and Timmins areas.
<u>Southwest Area Regional Manager</u> Mr. George Potter, Regional Manager Ministries of Citizenship and Immigration, Culture and Tourism and Recreation 30 Duke Street West, Suite 405 Kitchener ON N2H 3W5		1	T: (519) 571-6050 F: (519) 578-1632 george.potter@mci.gov.on.ca	Review for sport/recreation, culture, natural heritage and tourism impacts in the Kitchener, London, Markdale, and Windsor areas.
<u>Central Area Regional Manager</u> Mr. Tom Chrzan, Manager, Central Region Ministry of Citizenship and Immigration, Ministry of Culture, Ministry of Tourism and Recreation 180 Dundas Street West, Suite 502 Toronto Ontario, M7A 2R9		1	T: (416) 314-6682 F: (416) 314-2024 tom.chrzan@mci.gov.on.ca	Review for sport/recreation, culture, natural heritage and tourism impacts in the Hamilton, Midhurst, St. Catharines, and Toronto areas.

Name and Address	Comment	No. of Copies	Fax, phone, e-mail	Types of Projects
South East Regional Manager Ms. Mary Beach, Manager Ministry of Tourism and Recreation 530 Tremblay Road, 1st Floor Ottawa ON K1 G 6B7		1	T: (613) 742-3366 F: (613) 742-5300 mary.beach@mci.gov.on.ca	Review for sport/recreation, culture, natural heritage and tourism impacts in the Bracebridge, Huntsville, Kingston, Ottawa and Peterborough areas.
Ministry of Tourism and Recreation & Ministry of Culture				
List C Environmental Assessment Coordinator back				
Ms. Karla Barboza, Heritage Conservation Advisor Heritage Policy & Program Development Unit Ministry of Culture 400 University Avenue, 4th Floor Toronto ON M7A 2R9	Government Reviewer	1	T: (416) 314-7120 F: (416) 314-7790 karla.barboza@mci.gov.on.ca	- Send all province wide or general EA initiatives for comment and coordination on general heritage impact. - Send specific undertakings under Parent Class EAs as specified in Routing Note at head of this list.
Ministry of Tourism and Recreation & Ministry of Culture				
Corporate Policy Contact back				
Ms. Linda McCreedy, Corporate Policy Unit Ministry of Tourism and Recreation Ferguson Block 9th Floor 77 Welsley Ave. W Toronto ON M7A 1N3		1	T: (416) 325-6766 F: (416) 325-8568 linda.mccreedy@mci.gov.on.ca	Send all Class EAs of province-wide or general significance, for distribution to Ministry policy staff for comment.
Ministry of Education back				
Mr. Steven Mitchell, O.A.A., Architect Pupil Accommodation Unit Business Services Branch Ministry of Education 21st Floor, Mowat Block, 900 Bay Street Toronto ON M7A 1L2	Government Reviewer	1	T: (416) 325-2015 F: (416) 325-4024 steven.mitchell@edu.gov.on.ca	School Boards: Any project that will impact on school building property or staff and students in terms of, e.g., noise, air quality, well water quality, pedestrian routes, school bus routes, general safety considerations, enrolment and school construction planning. Submit Class Eas.
Local Boards of Education - see Municipal Directory for Public & Separate School Boards				Waste facilities (especially rural locations).
Ministry of Community Safety and Correctional Services back				
Mr. Raymond Kessler, Manager Facilities, Emergency Management and Security Branch Ministry of Community Safety and Correctional Services 25 Grosvenor Street, 17th Floor Toronto ON M7A 1Y6	Government Reviewer	1	T: (416) 327-2486 F: (416) 327-1470 raymond.kessler@jus.gov.on.ca	Class or Individual EAs having direct physical impact on MCS. Detachments correctional centres, jails and MCS detention centres. Within 1 km of one of correctional institutions.
Ontario Provincial Police back				
Ms. Sheryl Bennett, Senior Officer Accommodation Services Section 777 Memorial Avenue, 1st Floor Orillia ON L3V 7V3	Government Reviewer	1	T: (705) 329-6815 F: (705) 329-6808 sheryl.bennett@jus.gov.on.ca	Individual EAs having direct physical impact on OPP Detachments correctional centres, jails and detention centres. Within 1 km of one of MSG' institutions. No Class EAs required.
Superintendent Al Squires, Bureau	Government	1	General: (416) 326-	Individual EAs having a direct physical

Name and Address	Comment	No. of Copies	Fax, phone, e-mail	Types of Projects
Commander Operational Policy and Support Bureau Ontario Provincial Police 777 Memorial Avenue, 3rd Floor Orillia ON L3V 7V3	Reviewer		5000 T: (705) 330-4108 F: (705) 329-7596	impact on OPP detachments. All EAs with potential to change demographics, traffic flow, or likely to change need for police presence. NOTE: Projects in municipalities with own police service (except Provincial Hwy. projects) send directly to that agency. Contact the general number shown for clarification of appropriate review agency.
Ministry of Economic Development and Trade back				
Mr. Fernando Traficante, Director Sector Competitiveness Branch Ministry of Economic Development and Trade 900 Bay St., 7th Floor, Hearst Block Toronto ON M7A 2E1 and Mr. John Langley, Director Investment Branch Ministry of Economic Development and Trade 900 Bay St., 7th Floor, Hearst Block Toronto ON M7A 2E1	Government Reviewer		T: (416) 325-6849 F: (416) 325-6885 fernando.traficante@eoi.gov.on.ca T: (416) 325-6758 F: (416) 325-6799 john.langley@eoi.gov.on.ca	-EA=s which involve investments in large scale manufacturing facilities, co-generation projects and investment into large-scale expansions of existing manufacturing or co-generation facilities.
Ministry of Infrastructure Renewal back				
Ms. Tija Dirks Director Growth Policy, Planning and Analysis Ontario Growth Secretariat 777 Bay Street, 16th Floor, Toronto, Ontario M5G 2E5	Government Reviewer		T: 416-325-1546 F: 416-325-7403 Tija.Dirks@pir.gov.on.ca	- Contact to see if they have an interest in the EA

Name and Address	Comment	No. of Copies	Fax, phone, e-mail	Types of Projects
Ministry of Energy back				
<p>Neil Hutchings Efficiency Advisor Energy Conservation Branch Ministry of Energy 880 Bay Street, 3rd Floor Toronto, ON Canada M7A 2C1</p> <p>Kevin Pal, Manager, Strategic Policy Branch Conservation & Strategic Policy Division Ministry of Energy 6th Floor, 880 Bay St. Toronto, ON M7A 2C1</p> <p>Jill Pritchard-Scott Senior Advisor, External Supply (Acting) Energy Markets Section Energy Supply and Competition Branch Ministry of Energy 3rd Floor, 880 Bay St. Toronto, ON M7A 2C1</p>	Government Reviewer	1	<p>T: (416) 325-7062 F: (416) 325-6972 neil.hutchings@energy.gov.on.ca</p> <p>T: 416-327-7204 F: 416-327-7204 Kevin.pal@energy.gov.on.ca</p> <p>T: 416-325-6711 F: 416-325-6981 Jill.pritchard-scott@energy.gov.on.ca</p>	<p>Parent Class Eas</p> <p>Individual Class EAs with energy implications</p> <p>Other energy related EAs (including renewable energy such as small hydro, wind, energy from waste landfill gas, deep lake water cooling)</p> <p>Any EA-related materials</p> <p>Any EA-related materials</p>
Ministry of Health and Long-Term Care back				
<p>Fred Ruf Acting Head of Food and Safety, Safe Water and Environmental Health and Toxicology Unit Public Health Branch 8th Floor, 5700 Yonge St Toronto ON M2M 4K5</p> <p>Health units and Medical Officers of Health see http://www.alphaweb.org/phunit/ (Click on Ontario Public Health Unit)s</p>	Government Reviewer	1	<p>T: (416) 327-7624 F: (416) 327-0984 fred.ruf@moh.gov.on.ca</p>	Sewage, water-works, waste facilities - anything with health implications.

Name and Address	Comment	No. of Copies	Fax, phone, e-mail	Types of Projects
Ministry of Labour back				
For further information, contact the nearest office of the Ministry of Labour=s Occupational Health and Safety Division				<p>The Ministry of Labour has withdrawn as a reviewer of proponents' application under the EAA.</p> <p>The proponents should note, however, that under the Occupational Health and Safety Act, there may be a requirement for a pre-development notification and review of proposed construction, mines, buildings, factories, etc.</p>
Ministry of Municipal Affairs and Housing back				
<p>Mr. Usman Ahmed, Senior Planner Provincial Planning and Environmental Services Branch Ministry of Municipal Affairs and Housing 777 Bay Street, 14th Floor Toronto ON M5G 2E5</p>	Government Reviewer	1	<p>T: (416) 585-7181 F: (416) 585-4006 4245 Usman.Ahmed@mah.gov.on.ca</p>	<p>EAs of a broad policy nature (with potential effects in multiple regions).</p> <p>EAs that will affect a single region should be directed to the appropriate Municipal Services Office (MSO) (addresses provided below). MSOs are typically interested in projects:</p> <ul style="list-style-type: none"> - with a municipal proponent; - relating to municipal services; - with Federal involvement.
<p>Central Municipal Services Office Ministry of Municipal Affairs and Housing Mr. Bruce Singbush, Manager Community Planning and Development 2nd Floor, 777 Bay Street Toronto ON M5G 2E5</p>		1	<p>T: (416) 585-6564 F: (416) 585-6882 bruce.singbush@mah.gov.on.ca</p>	<p>Contact the Central MSO for projects relating to the following regions:</p> <p>Dufferin, Durham, Halton, Hamilton-Wentworth, Toronto, Muskoka, Niagara, Peel, Simcoe, York</p>
<p>Eastern Municipal Services Office Ministry of Municipal Affairs and Housing Ms. Margo Lienhard, Manager (A) Community Planning and Development 8 Estate Lane, Rockwood House Kingston ON K7M 9A8</p>		1	<p>T: (613) 548-4304 Ext 24 F: (613) 548-6822 margo.lienhard@mah.gov.on.ca</p>	<p>Contact the Eastern MSO for projects relating to the following regions:</p> <p>Frontenac, Haliburton, Hastings, Lanark, Leeds & Grenville, Lennox & Addington, Northumberland, Ottawa, Peterborough, Prescott-Russell, Prince Edward, Renfrew, Stormont, Dundas & Glengary, Victoria.</p>
<p>Northeastern Municipal Services Office Ministry of Municipal Affairs and Housing Ms. Heather Robertson, Manager Community Planning and Development 159 Cedar Street, Suite 401 Sudbury ON P3E 6A5</p>		1	<p>T: (705) 564-6870 F: (705) 564-6863 heather.robertson@mah.gov.on.ca</p>	<p>Contact the Northeastern MSO for projects relating to the following regions:</p> <p>Algoma, Cochrane, Manitoulin, Nipissing, Pssary Sound, Region of Sudbury, Sudbury, Timiskaming.</p>
<p>Northwestern Municipal Services Office Ministry of Municipal Affairs and Housing Mr. John Stadtlander, Manager Community Planning and Development 435 James Street South, Suite 223 Thunder Bay ON P7E 6S7</p>		1	<p>T: (807) 475-1641 F: (807) 475-1196 john.stadtlander@mah.gov.on.ca</p>	<p>Contact the Northwestern MSO for projects relating to the following regions:</p> <p>Kenora, Rainy River, Thunder Bay.</p>

Name and Address	Comment	No. of Copies	Fax, phone, e-mail	Types of Projects
Southwestern Municipal Services Office Ministry of Municipal Affairs and Housing Mr. Bruce Curtis, Manager Community Planning and Development 659 Exter Road, 2nd Floor London ON N6E 1L3		1	T: (519) 873-4037 F: (519) 873-4018 john.maddox@mah.gov.on.ca	Contact the Southwestern MSO for projects relating to the following regions: Brant, Bruce, Elgin, Essex, Grey, County of Haldimand, County of Norfolk, Huron, Chatham-Kent, Lambton, Middlesex, Oxford, Perth, Waterloo, Wellington
Ministry of Natural Resources				
back				
Director Policy and Planning Coordination Branch Ministry of Natural Resources 300 Water Street, P.O. Box 7000, 5th Floor, N.Tower Peterborough, ON K9J 8M5 Mr. Derryk Renton Environmental Assessment Coordinator Ms. Valerie Stankiewicz, (A)Manager Land Use and Environmental Planning		2	T: (705) 755-1241 F: (705) 755-1971 T: (705) 755-1820 F: (705) 755- 1259 derryk.renton@mnr.gov.on.ca T: (705) 755-5864 F: (705) 755-1971 valerie.stankiewicz@mnr.gov.on.ca	For 'Parent' Class EAs, exemptions, and activities of provincial wide application. Copy of covering letter only for all individual EAs. For a specific project (covered by an individual environmental assessment or an approved Class EA) which occurs entirely within one MNR District, please send copies of the EA with "Request to Review" to the appropriate MNR District Manager as noted below. A copy of the covering letter only for individual Eas goes to the appropriate Regional Director. For projects that occur in more than one MNR District, please send copies to each MNR District and an additional copy to the appropriate Regional Director(s) as noted below.
South-Central Region Regional Director Ministry of Natural Resources 300 Water Street, Box 7000 4th Floor, South Tower Peterborough, ON K9J 3C7 Att: Manager of Regional Planning	MNR Administrative Region	1	T: (705) 755-3228 F: (705) 755-3233	All EAs for projects which occur in two or more of the following Districts: Aurora, Aylmer, Bancroft, Guelph, Kemptonville, Midhurst, Parry Sound, Pembroke, Peterborough, and Algonquin Park. CC of covering letter only for all individual EAs entirely within one District.
Aurora District Ministry of Natural Resources 50 Bloomington Road West, R.R. #2 Aurora, ON L4G 3G8 Att: Environmental Assessment Contact	MNR District	2	T: (905) 713- 7368 F: (905) 713-7360	All EAs.
Aylmer District Ministry of Natural Resources 353 Talbot Street West Aylmer, ON N5H 2S8 Att: Environmental Assessment Contact	MNR District	2	T: (519) 773-9241 F: (519) 773-9014	All EAs.
Bancroft District Ministry of Natural Resources Highway 28, Box 500 Bancroft, ON K0L 1C0 Attn: Environmental Assessment Contact	MNR District	2	T: (613) 332-3940 F: (613) 332-0608	All EAs.

Name and Address	Comment	No. of Copies	Fax, phone, e-mail	Types of Projects
Guelph District Ministry of Natural Resources 1 Stone Road West Guelph, ON N1G 4Y2 Att: Environmental Assessment Contact	MNR District		T: (519) 826-4955 F: (519) 826-4929	All EAs.
Kemptville District Ministry of Natural Resources Box 2002, Concession Road Kemptville, ON K0G 1J0 Att: Environmental Assessment Contact	MNR District	2	T: (613) 258-8204 F: (613) 258-3920	All EAs.
Midhurst District Ministry of Natural Resources 2284 Nursury Road Midhurst, ON L0L 1X0 Att: Environmental Assessment Contact	MNR District	2	T: (705) 725-7500 F: (705) 725-7584	All EAs.
Parry Sound District Ministry of Natural Resources 7 Bay Street Parry Sound, ON P2A 1S4 Att: Environmental Assessment Contact	MNR District	2	T: (705) 746-4201 F: (705) 746-8828	All EAs.
Pembroke District Ministry of Natural Resources Box 220, 31 Riverside Drive Pembroke, ON K8A 6X4 Att: Environmental Assessment Contact	MNR District	2	T: (613) 732-3661 F: (613) 732-2972	All EAs.
Peterborough District Ministry of Natural Resources Riverside Drive, P.O. Box 220 Peterborough, ON K8A 6X4 Att: Environmental Assessment Contact	MNR District	2	T: (705) 755-2001 F: (705) 755-3125	All EAs.
Northwest Region Regional Director Ministry of Natural Resources Ontario Government Building Suite 221, 435 James Street South Thunder Bay, ON P7E 6E3 Attn: Regional Planning Manager	MNR Administrative Region	1	T: (807) 475-1261 F: (807) 473-3023	All EAs for projects which occur in two or more of the following Districts: Dryden, Fort Frances, Kenora, Nipigon, Red Lake, Sioux Lookout and Thunder Bay. CC of covering letter only for all individual EAs entirely within one District.
Dryden District Ministry of Natural Resources Box 730, 479 Government Road (Hwy. 17) Dryden, ON P8N 2Z4 Att: Environmental Assessment Contact	MNR District	2	T: (807) 223-3341 F: (807) 223-2824	All EAs.
Fort Frances District Ministry of Natural Resources 922 Scott Street Fort Frances, ON P9A 1J4 Att: Environmental Assessment Contact	MNR District	2	T: (807) 274-5337 F: (807) 274-5553	All EAs.
Kenora District Ministry of Natural Resources Box 5080, 808 Robertson Street Kenora, ON P9N 3X9 Attn: Environmental Assessment Contact	MNR District	2	T: (807) 468-2543 F: (807) 468-2736	All EAs.

Name and Address	Comment	No. of Copies	Fax, phone, e-mail	Types of Projects
Nipigon District Ministry of Natural Resources Box 970, 5 Wadsworth Drive Nipigon, ON P0T 2J0 Att: Environmental Assessment Contact	MNR District	3	T: (807) 887-5000 F: (807) 887-2993	All EAs.
Red Lake District Ministry of Natural Resources Box 5003, 227 Howey Street Red Lake, ON P0V 2M0 Attn: Environmental Assessment Contact	MNR District	2	T: (807) 727-1334 F: (807) 727-2861	All EAs.
Sioux Lookout District Ministry of Natural Resources Box 309, Prince Street Sioux Lookout, ON P8T 1A6 Att: Environmental Assessment Contact	MNR District	2	T: (807) 737-1140 F: (807) 737-1813	All EAs.
Thunder Bay District Ministry of Natural Resources Ontario Government Building Suite B001, 435 James Street South Thunder Bay, ON P7E 6E3 Att: Environmental Assessment Contact	MNR District	2	T: (807) 475-1471 F: (807) 475-1527	All EAs.
Northeast Region Regional Director Ministry of Natural Resources Hwy.#101 East, Postal Bag 3020 South Porcupine, ON P0N 1H0 Att: Regional Planning Manager	MNR Administrative Region	1	T: (705) 235-1157 F: (705) 235-1246	All EAs for projects which occur in two or more of the following Districts: Chapleau, Cochrane, Hearst, Kirkland Lake, North Bay, Sault Ste. Marie, Sudbury, Timmins and Wawa. CC of covering letter only for all individual EAs entirely within one District.
Chapleau District Ministry of Natural Resources 190-192 Cherry Street Chapleau, ON P0M 1K0 Att: Environmental Assessment Contact	MNR District	2	T: (705) 864-1710 F: (705) 864-0681	All EAs.
Cochrane District Ministry of Natural Resources Box 730, 2 Third Avenue Cochrane, ON P0L 1C0 Att: Environmental Assessment Contact	MNR District	2	T: (705) 272-4365 F: (705) 272-7183	All EAs.
Hearst District Ministry of Natural Resources Box 670, 631 Front Street Hearst, ON P0L 1N0 Att: Environmental Assessment Contact	MNR District	2	T: (705) 362-4346 F: (705) 362-7515	All EAs.
Kirkland Lake District Ministry of Natural Resources Box 129, Swastika, ON P0K 1T0 Att: Environmental Assessment Contact	MNR District	2	T: (705) 568- 3222 F: (705) 642-9714	All EAs.

Name and Address	Comment	No. of Copies	Fax, phone, e-mail	Types of Projects
North Bay District Ministry of Natural Resources 3301 Trout Lake Road North Bay, ON P1A 4L7 Att: Environmental Assessment Contact	MNR District	2	T: (705) 475- 5550 F: (705) 475-5500	All EAs.
Sault Ste. Marie District Ministry of Natural Resources 64 Church Street Sault Ste. Marie, ON P6A 3H3 Att: Environmental Assessment Contact	MNR District	2	T: (705) 949-1231 F: (705) 949-6450	All EAs.
Sudbury District Ministry of Natural Resources 3767 Hwy. 69 S Sudbury, ON P0N 1H0 Ms. Paula Allen, District Planner	MNR District	2	T: (705) 564-7823 F: (705) 564-7602	All EAs.
Timmins District Ministry of Natural Resources Ontario Government Complex Hwy. 101E, P.O. Bag 3090 South Porupine, ON P0N 1H0 Att: Environmental Assessment Contact	MNR District	2	T: (705) 235-1300 F: (705) 235-1331	All EAs.
Wawa District Ministry of Natural Resources Box 1160, Highway 101 Wawa, ON P0S 1K0 Att: Environmental Assessment Contact	MNR District	2	T: (705) 856- 2396 ext. 203 F: (705) 856- 7511	All EAs.
Ministry of Northern Development and Mines back				
Joan Van Kralingen Manager, Policy Analysis & Development Corporate Policy Secretariat Ministry of Northern Development and Mines Rm. 5630, Whitney Block, 99 Wellesley St.W Toronto, ON M7A 1C3	Government Reviewer	1	T: (416) 327-8226 F: (416) 327-0634 brian.smithies@ndm.gov.on.ca	All EAs. Those EAs containing geological resources and mineral rights information should consult MNDM at pre-submission stages of the study and ensure contact/submission of the draft EA as well as formal EA submission. Please note that the Ministry of Northern Development and Mines should be circulated for projects in Northern Ontario (North Bay, Sudbury, etc..) where there may be tourism issues involved.
Office of the Fire Marshal back				
Local Fire Department(s) Please contact the affected local municipal office in order to obtain the name of the Fire Chief and the address of the affected fire department (see Municipal Directory).		1		The Office of the Fire Marshal has requested that EAs be directed to the local Fire Department in the affected municipality (or municipalities). Where Fire Department access might be affected.

Name and Address	Comment	No. of Copies	Fax, phone, e-mail	Types of Projects
Ministry of Transportation back (External EA Review Categories and Contact Offices)				
MTO has organized external EAs (individual EAs and studies performed under an approved Class EA) into seven Review Categories. Category 1 eliminates unnecessary consultation for undertakings where MTO has no interest. Each of the other categories is assigned a MTO Contact Office that provides technical review and co-ordinates all communication between itself, other MTO offices, MOE and the proponent. The proponent must screen its own EA to determine the appropriate Review Category and corresponding Contact Office. If there are uncertainties as to the appropriate Review Category, please contact the MTO Provincial & Environmental Planning Office (905-704-2104) for assistance.				
Review Category Contact Office				
Category 1 - No MTO Review Category 1 Screening Criteria				
It is not necessary for MTO to participate in the review of any EA undertakings sited more than 400 metres away from any existing/proposed provincial highway, other provincial transportation facility or MTO property, provided that the proposed undertaking: <ul style="list-style-type: none"> is not a Category 2, 3 or 5 undertaking; and is not a transportation undertaking or does not contain a significant transportation component; will not create more than a minimal change in traffic volumes/patterns; will not require direct access to a provincial transportation facility; will not require access roads to areas where there previously were no roads; is located within a built-up area; and is a redevelopment/modification of an existing facility and does not involve additional property requirements. 				
Items "f" and "g" were developed to avoid conflicts with MTO planning proposals for new/expanded facilities.				
Category 2 & 3 - (i.e. Parent Class EAs & EAs for Network Plans) Linda McAusland Manager (A) Provincial and Environmental Planning Office Transportation Planning Branch Ministry of Transportation 301 St. Paul Street, 4th Floor St. Catharines, ON L2R 7R4		3	T: (905) 704-2473 F: (905) 704- 2007 linda.mcausland@mto.gov.on.ca	Parent Class EAs & EAs for Network Plans.
Category 4 - (i.e. Transit Projects) Note: EA information related to Transit Projects are now sent to the MTO Region(s) affected by the undertaking (i.e. Category 6& 7)		N/A		N/A
Category 5 - (i.e. EAs for Watershed/Subwatershed Plans) Mr. Joe Bucik, Manager Highway Design Office Ministry of Transportation 301 St. Paul Street, 2nd Floor, North St. Catharines, ON L2R 7R4		3	T: (905) 704-2284 F: (905) 704-2051 joe.bucik@mto.gov.on.ca	EAs for Watershed/Subwatershed Plans.

Name and Address	Comment	No. of Copies	Fax, phone, e-mail	Types of Projects
<p>Category 6 - (All Other EA=s)</p> <p>Describes any undertaking that does not fall within Categories 1 to 5 and that affects only one MTO Region.</p> <p>Category 7 - (All Other EA=s)</p> <p>Describes any undertaking that does not fall within Categories 1 to 6 and that affects more than one MTO Region. The proponent must direct all correspondence relating to the review of Category 6 and 7 undertakings to the MTO Region(s) affected by the undertaking. For Category 7 undertakings, proponents and MOE should indicate in their correspondence all MTO Regions that are contacted. Those Regions may wish to consult among themselves to determine the appropriate Region to act in a co-ordination role. See Attachment "C1", to determine the location of MTO Region(s).</p>				
<p>Categories 6 and 7</p> <p>Southwestern Region Mr. Kevin Bentley, Manager Engineering Office, Ministry of Transportation 659 Exeter Road London ON N6E 1L3</p>		2	<p>T: (519) 873-4373 F: (519) 873-4388 kevin.bentley@mto.gov.on.ca</p>	<p>EAs for Waste Management Plans, Municipal Road/Sewage, Water Projects, and EAs for Transit Projects.</p>
<p>Categories 6 and 7</p> <p>Central Region Mr. Lou Politano, Manager Engineering Office, Ministry of Transportation 1201 Wilson Avenue, 5th Floor, Bldg D Downsview ON M3M 1J8</p>		2	<p>T: (416) 235-5484 F: (416) 325-3436 lou.politano@mto.gov.on.ca</p>	<p>EAs for Waste Management Plans, Municipal Road/Sewage, Water Projects, and EAs for Transit Projects.</p>
<p>Categories 6 and 7</p> <p>Eastern Region Mr. Peter Makula, Manager Engineering Office, Ministry of Transportation Postal Bag 4000, 355 Counter Street Kingston ON K7L 5A3</p>		2	<p>T: (613) 545-4754 F: (613) 545-4821 peter.makula@mto.gov.on.ca</p>	<p>EAs for Waste Management Plans, Municipal Road/Sewage, Water Projects, and EAs for Transit Projects.</p>
<p>Categories 6 and 7</p> <p>Northern Region Mr. Gerry Chaput, Chief Engineer Garden City Tower 2nd Flr S 301 St Paul St St Catherines, ON L2R 7R4</p>		2	<p>T: (905) 704-2194 F: (905) 704-2055 gerry.chaput@mto.gov.on.ca</p>	<p>EAs for Waste Management Plans, Municipal Road/Sewage, Highway design and planning, Water Projects, and EAs for Transit Projects.</p>

Name and Address	Comment	No. of Copies	Fax, phone, e-mail	Types of Projects
Categories 6 and 7 Northwestern Region Mr. Jim Ritter, Manager Engineering Office, Ministry of Transportation Ontario Government Bldg, Suite 301 447 McKeown Ave. North Bay ON P1B 9S9		2	T: (705) 497-5460 F: (705) 497-5208 jim.ritterl@MTO.gov.on.ca	EAs for Waste Management Plans, Municipal Road/Sewage, Rail, Shipping/Dry Docks, Water Projects, and EAs for Transit Projects.
Categories 6 and 7 Northwestern Region Mr. Brian Snell, Manager Engineering Office, Ministry of Transportation 615 South James Street, P.O. Box 1177 Thunder Bay ON P7E 6P6		2	T: (807) 473-2001 F: (807) 473-2165 brian.snell@MTO.gov.on.ca	EAs for Waste Management Plans, Municipal Road/Sewage, Rail, Shipping/Dry Docks, Water Projects, and EAs for Transit Projects.
Ministry of Training, Colleges and Universities				
back				
Post Secondary Institutions: EAs to be distributed for review to individual affected Colleges and Universities and only referred to the Ministry reviewer when issues cannot be resolved at the local level. Kevin French, Director Universities Branch Mowat Block, 7 th floor 900 Bay St., Toronto ON M7A 1L2 For Colleges of Applied Arts & Technology, see list below For Ontario Universities, see list below.		1	T: (416) 325-1952 F: (416) 325-1959	EAs and Class EAs for projects affecting colleges and universities should be submitted directly to the affected institution. They should be consulted about any project within approximately 400m of the boundary of the institution and particularly for assessment of specific impacts noted below. Any project that will impact on an institution's property, buildings and facilities, faculty, staff, students and visitors (through air and water borne materials; noise, light, transmission and other vibration generated energies; pedestrian and public transportation route and volume changes, including impacts from commercial and industrial initiatives, demographic changes, etc.). Addresses for the main campuses of colleges and universities are provided below. Proponents should verify whether there are any other campuses near the proposed undertaking.
Colleges of Applied Arts & Technology				
back				
Algonquin College 1385 Woodroffe Avenue Nepean, ON K2G 1V8	Colleges of Applied Arts & Technology		(613) 727-9400	
Canadore College 100 College Drive P.O. Box 5001 North Bay, ON P1B 8K9	Colleges of Applied Arts & Technology		(705) 474-7600	
Conestoga College 299 Doon Valley Drive Kitchener, ON N2G 4M4	Colleges of Applied Arts & Technology		(519) 748-5220	

Name and Address	Comment	No. of Copies	Fax, phone, e-mail	Types of Projects
Durham College 200 Simcoe Street North P.O. Box 385 Oshawa, ON L1H 7K4	Colleges of Applied Arts & Technology		(905) 721-2000	
Fanshawe College 1460 Oxford Street East P.O. Box 7005 London, ON N5W 5H1	Colleges of Applied Arts & Technology		(519) 452-4430	
Georgian College 1 Georgian Drive Barrie, ON L4M 3X9	Colleges of Applied Arts & Technology		(705) 728-1951	
Cambrian College 1400 Barrydowne Road Sudbury, ON P3A 3V8	Colleges of Applied Arts & Technology		(705) 566-8101	
Centennial College 41 Progress Court P.O. Box 631, Station A Scarborough, ON M1K 5E9	Colleges of Applied Arts & Technology		(416) 289-5000	
La Cité Collégiale 2465, boulevard Saint-Laurent Ottawa, ON K1G 5H8	Colleges of Applied Arts & Technology		(613) 786-2000	
Confederation College 1450 Nakina Drive P.O. Box 398 Thunder Bay, ON P7C 4W1	Colleges of Applied Arts & Technology		(807) 475-6110	
George Brown College 500 MacPherson Avenue P.O. Box 1015, Station B Toronto, ON M5T 2T9	Colleges of Applied Arts & Technology		(416) 415-2000	
Humber College 205 Humber College Boulevard Toronto, ON M9W 5L7	Colleges of Applied Arts & Technology		(416) 675-3111	
Lambton College 1457 London Road Sarnia, ON N7T 7K4	Colleges of Applied Arts & Technology		(519) 542-7751	
Mohawk College P.O. Box 2034 Hamilton, ON L8N 3T2	Colleges of Applied Arts & Technology		(905) 575-1212	
Northern College of Applied Arts & Technology Highway 101 East P.O. Box 3211 Timmins, ON P4N 8R6	Colleges of Applied Arts & Technology		(705) 235-3211	
St. Lawrence College 2288 Parkedale Avenue Brockville, ON K6V 5X3	Colleges of Applied Arts & Technology		(613) 345-0660	

Name and Address	Comment	No. of Copies	Fax, phone, e-mail	Types of Projects
Seneca College 1750 Finch Avenue East North York, ON M2J 2X5	Colleges of Applied Arts & Technology		(416) 491-5050	
Sir Sanford Fleming College Brealey Drive Peterborough, ON K9J 7B1	Colleges of Applied Arts & Technology		(705) 749-5530	
Loyalist College Wallbridge-Loyalist Road P.O. Box 4200 Belleville, ON K3N 5B9	Colleges of Applied Arts & Technology		(613) 962-9501	
Niagara College 300 Woodlawn Road P.O. Box 1005 Welland, ON L3B 5S2	Colleges of Applied Arts & Technology		(416) 735-2211	
St. Clair College 2000 Talbot Road West Windsor, ON N9A 6S4	Colleges of Applied Arts & Technology		(519) 972-2727	
Sault College 443 Northern Avenue Sault Ste. Marie, ON P6A 5L3	Colleges of Applied Arts & Technology		(705) 759-2554	
Sheridan College 1430 Trafalgar Road Oakville, ON L6H 2L1	Colleges of Applied Arts & Technology		(905) 845-9430	
College Boreal 111 Elm Street Sudbury, ON P3C 1T3	Colleges of Applied Arts & Technology		(705) 675-6673	
Universities				
back				
Brock University 500 Glenridge Avenue St. Catharines, ON L2S 3A1	Ontario Universities		(416) 688-5550	
Carleton University 1125 Colonel By Drive Ottawa, ON K1S 5B6	Ontario Universities		(613) 520-7400	
University of Guelph Gordon Street Guelph, ON N1G 2W1	Ontario Universities		(519) 824-4120	
Lakehead University 955 Oliver Road Thunder Bay, ON P7B 5E1	Ontario Universities		(807) 343-8110 1-800-465-3959	
Laurentian University 935 Ramsey Lake Road Sudbury, ON P3E 2C6	Ontario Universities		(705) 675-1151	
McMaster University 1280 Main Street West Hamilton, ON L8S 4L8	Ontario Universities		(905) 525-9140	
Nipissing University 100 College Drive P.O. Box 5002 North Bay, ON P1B 8L7	Ontario Universities		(705) 474-3450	

Name and Address	Comment	No. of Copies	Fax, phone, e-mail	Types of Projects
University of Ottawa 550 Cumberland Avenue P.O. Box 450, Station A Ottawa, ON K1N 6N5	Ontario Universities		(613) 564-2262	
Queen's University Rideau Building 207 Stuart Street Kingston, ON K7L 3N6	Ontario Universities		(613) 533-6827	
Ryerson Polytechnic University 350 Victoria Street Toronto, ON M5B 2K3	Ontario Universities		(416) 979-5000	
University of Toronto Simcoe Hall 27 Kings College Circle Toronto, ON M5S 1A1	Ontario Universities		(416) 978-2011	
Trent University 1600 West Bank Drive Nassau Campus Peterborough, ON K9J 7B8	Ontario Universities		(893) 748-1011	
University of Waterloo 200 University Avenue West Waterloo, ON N2L 3G1	Ontario Universities		(519) 888-4567	
University of Western Ontario 1151 Richmond Street North London, ON N6A 5B8	Ontario Universities		(519) 661-2111	
Wilfrid Laurier University 75 University Avenue West Waterloo, ON N2L 3C5	Ontario Universities		(519) 884-1970	
University of Windsor 401 Sunset Avenue Windsor, ON N9B 3P4	Ontario Universities		(519) 253-3000	
York University 4700 Keele Street North York, ON M3J 1P3	Ontario Universities		(416) 736-2100	
Algoma College 1520 Queen Street East Sault Ste. Marie, ON P6A 2G4	Ontario Universities		(705) 949-2301	
College Dominicain de Philosophie et de Theologie 96 Avenue Empress Ottawa, ON K1R 7G3	Ontario Universities		(821) 233-5696	
College de Hearst 60 9e Rue S.P. 580 Hearst, ON P0L 1N0	Ontario Universities		(705) 372-1781	
Ontario College of Art & Design 100 McCaul Street Toronto, ON M5T 1W1	Ontario Universities		(416) 977-6000	
Royal Military College of Canada Kingston, ON K7K 7B4	Ontario Universities		(613) 541-6206	
Ontario Institute for Studies in Education 252 Bloor Street West Toronto, ON M5S 1V6	Ontario Universities		(416) 923-6641	

Name and Address	Comment	No. of Copies	Fax, phone, e-mail	Types of Projects
MUNICIPALITIES back				
<p>INSTRUCTIONS FOR ROUTING of Environmental Assessment information to local Municipalities</p> <ul style="list-style-type: none"> It is the proponent's responsibility to distribute all EA related material to the correct contact person at the affected Municipality or Municipalities. Once the proponent has compiled a complete list of Government Review Team members, the list will be forwarded to the Project Officer from the Ministry of Environment for their review, prior to any distribution. <p>Other Notes</p> <ul style="list-style-type: none"> the EAA required that all Notices of ToR submission be filed with the Clerk of each Municipality in which the undertaking is to be carried out, section 6.(3.3). The EAA required that all Notices of EA submission be filed with the Clerk of each Municipality in which the undertaking is to be carried out, section 6.3(3). <p>For more information regarding Ontario Municipalities please go to the following web pages http://www.amo.on.ca/ http://www.amo.on.ca/YLG/ylg/ontario.html</p>				

APPENDIX B

DRAFT PROPOSED TERMS OF REFERENCE
(NOVEMBER 8, 2006)



**PROPOSED DRAFT TERMS OF REFERENCE
FOR A
WASTE DISPOSAL ENVIRONMENTAL
ASSESSMENT**

**TOWN OF ST. MARYS
COUNTY OF PERTH**

DRAFT

NOVEMBER 2006
REF. NO. 000645 (30)
This report is printed on recycled paper.

**Prepared by:
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DRAFT

1.0 INTRODUCTION

These Terms of Reference (ToR) provide the framework for the preparation of an Environmental Assessment (EA) of a proposed waste disposal site to be owned and operated by the Town of St. Marys (the Town).

The methodology described in these ToR reflects a focused process to be undertaken in the EA Study Area that will meet the requirements of the *Environmental Assessment Act* and will address the waste disposal needs and priorities of the Town over a 40-year planning period.

These ToR have been prepared in accordance with Sections 6.2(c) and 6.1(3) of the *Environmental Assessment Act (EA Act)* and sets out the commitments of the Town for the preparation of the EA. These ToR have been prepared having regard for the draft Code of Practice "Preparing and Reviewing Terms of Reference for Environmental Assessments in Ontario"¹; draft Code of Practice "Consultation in Ontario's Environmental Assessment Process"²; draft "A Guide for Proponents and the Public: Federal/Provincial Environmental Assessment Coordination"³; draft "A Guide to Preparing Terms of Reference for Environmental Assessments"⁴; and the document "Advice to Proponents at the Terms of Reference Stage for a Coordinated Federal/Provincial EA Process"⁵ and in consultation with the Ministry of the Environment (MOE), other federal and provincial government agencies, the public and area First Nations.

The location of the Town within the regional context of Southwestern Ontario is illustrated on Figure 1, attached.

2.0 PROPONENT

The Proponent of the EA described in this ToR is the Corporation of the Town of St. Marys, which will own and operate the resulting waste disposal site.

¹ Ministry of the Environment, Environmental Assessment and Approvals Branch. October 2006.

² Ministry of the Environment, Environmental Assessment and Approvals Branch. October 2006.

³ Ministry of the Environment, Environmental Assessment and Approvals Branch and Canadian Environmental Assessment Agency, Ontario Region. October 2006.

⁴ Ministry of the Environment, Environmental Assessment and Approvals Branch. December 15, 2000.

⁵ Canadian Environmental Assessment Agency, Ontario Region. May 2004 and January 2005.

3.0 DESCRIPTION AND PURPOSE OF THE UNDERTAKING

The proposed Undertaking will be the establishment of new waste disposal capacity capable of receiving post-diversion municipal solid waste from the Town over a 40-year planning period. The final description of the Undertaking will be included in the EA Report.

4.0 STUDY AREAS

4.1 EA STUDY AREA

The Study Area for the EA will include all lands and waters within the boundaries of the Town. The EA Study Area is illustrated on Figure 2, attached.

4.2 SITE STUDY AREA(S)

A Site Study Area will be established during the conduct of the EA for one or more potential waste disposal sites (deemed to be "candidate sites") identified in the EA. A Site Study Area will consist of the candidate site plus all lands and waters located within a 1 km radius of the candidate site's boundaries.

5.0 EA METHODOLOGY

As noted above, the Waste Disposal Environmental Assessment will be a so-called "focused" EA, conducted under Section 6.2(c) and Section 6.1(3) of the *Environmental Assessment Act (EA Act)*.

Section 6. (2) (c). of the *EA Act*, states that the proposed Terms of Reference must:

"(c) set out in detail the requirements for the preparation of the environmental assessment. 1996, c. 27, s. 3".

Section 6.1 (3) of the *EA Act* states that the Proponent shall prepare an environmental assessment for an undertaking in accordance with the approved terms of reference and that:

"(3) The approved terms of reference may provide that the environmental assessment consist of information other than that required by subsection (2). 1996, c. 27, s. 3.

Reliance on Section 6.1(3) for these ToR is intended to ensure that the Municipality can freely implement its focused long-term waste management program incorporating and utilizing information unforeseen at this stage of the process. An example of this may include greenfield sites identified by the Proponent or its consultants, or offered/suggested by members of the public, *et al.*, during the Consultation Program or through technical review or study.

In completing the waste disposal facility siting process, the Proponent will incorporate into the environmental assessment the following activities:

- assessment of the existing Town of St. Marys waste disposal site to determine what, if any, available capacity may remain and whether that site may have the potential (based on the kinds of criteria listed in Section 5.1 of these ToR) for expansion;
- identification and assessment of green field waste disposal sites (i.e., new) within the EA Study Area; and
- description of land requirements for the waste disposal facility or facilities chosen as the Preferred Alternative(s) under the EA. Where the Town is not the owner of the necessary lands for the waste disposal facility or facilities the EA will also include a description of the process to be followed in acquiring the necessary lands. Such land requirement processes will address lands that: (a) are privately owned but are available on a willing-buyer/seller basis; or (b) are privately owned but are available to the Town only through the expropriation process.

In meeting these requirements of the *EA Act* the following actions will frame the methodology for conducting the proposed waste disposal facility siting process under the EA:

5.1 The methodology to be followed in the EA for evaluating "Alternatives To" and "Alternative Methods" will be developed in the early stages of the EA. The Methodology, described in overview here, will be drafted in detail and then presented to the public and agencies for review and comment (see Section 7.0, Consultation Program). The methodology, including proposed criteria, will be refined in response to public and agency comment and implemented.

The methodology will include the development and application of criteria for comparative evaluation of the existing Landfill and any greenfield sites identified.

In this process each of the alternative sites will be compared against each of the others in terms of their respective ability to meet the Purpose of the EA and to measure the relative ability of each alternative (vis-à-vis the other alternatives) to minimize negative effects upon the environment. The alternative which meets the majority of criteria will score highest and, in the aggregate, will, alone or in combination with one or more other alternatives, be the Preferred Alternative that will comprise the Undertaking at the end of the EA process.

In the event that a suitable number of alternative sites is not identified using the EA process described in this section, or that a preferred site is identified that turns out to be technically not suitable and/or engineered methods can not be used, the EA will include, one or more of the following activities:

- revision and/or re-weighting and reapplication of the Comparative Evaluation Criteria;
- additional study of potential environmental effects;
- re-evaluation of potential mitigation measures; and/or,
- re-evaluation of advantages and disadvantages to the environment.

Examples of Comparative Evaluation Criteria may include, but will not be limited to:

- relative cost of implementation;
- long-term reliability;
- site size (i.e., ability to accommodate the anticipated 40 years of post-diversion waste);
- site access/availability;
- efficacy (e.g., timing) of implementation;
- potential for adverse effects based on existing databases and information (i.e., non-intrusive) on the following components of the environment:
 - geologic and hydrogeologic features and conditions,
 - surface water quality and quantity,
 - significant biological features and conditions,
 - significant archaeologic and cultural heritage resources (i.e., cultural heritage landscapes, built heritage and archeological resources),
 - socio-economic conditions,
 - traffic,
 - agriculture/forestry,
 - air quality, and

- design and operations considerations (including nuisance factors such as potential visual, noise, litter and odour effects).
- 5.2 The existing environment within the EA Study Area and Site Study Area(s) will be described;
- 5.3 "Alternatives To" will be identified and described, including:
 - landfilling; and
 - the "Do Nothing" scenario.
- 5.4 "Alternative Methods" of implementing the undertaking will be identified and evaluated including, but not being limited to,
 - expand the existing Town of St. Marys waste disposal site; and
 - establish a new "greenfield" waste disposal site within the EA Study Area.
- 5.5 One or more preferred alternatives will be identified, studied and technically described in the EA. The studies will be similar to that in 5.1 where appropriate;
- 5.6 Environmental effects that could potentially arise from the undertaking will be identified and described in the EA;
- 5.7 Measures for mitigating the potential negative environmental effects will be identified and described in the EA;
- 5.8 Advantages and disadvantages of the "Alternatives To", "Alternative Methods" and the undertaking, to the environment will be identified and described in the EA;
- 5.9 As set out in Section 9.0 of these ToR, the EA will provide a plan for post-EA approval monitoring of: (a). fulfillment of EA conditions of approval; (b). actual net effects, over time; and, (c). the fulfillment of commitments made during conduct of the EA.
- 5.10 A summary of the results of the consultation program as described in Section 7.2 of this ToR, will be included in the EA. The consultation program will involve individual members of the public, businesses and industries, interest groups, abutting municipalities, area First Nations, the Upper Thames River Conservation Authority and interested Provincial and Federal agencies.

6.0 DESCRIPTION OF THE ENVIRONMENT AND POTENTIAL EFFECTS

6.1 EA STUDY AREA EVALUATIONS/STUDIES

Within the EA Study Area data pertaining to the Town's existing waste management systems and facilities (including waste disposal and diversion), existing and planned land use, current and projected population and waste generation will be incorporated into the EA to identify post-diversion municipal solid waste disposal needs for the participants. Potential greenfield sites may also be identified.

6.2 SITE STUDY AREA EVALUATIONS/STUDIES

Within the Site Study Area(s) evaluations and/or studies will be undertaken to identify and describe existing environmental features and conditions along with estimates of potential environmental effects. Evaluations will be based on existing databases, available information and site visits. Studies will be completed, where appropriate, for the preferred alternative(s).

Evaluations will be conducted within the following subject areas:

6.2.1 GEOLOGY/HYDROGEOLOGY

Geologic and hydrogeologic features and conditions within the Site Study Area(s) will be evaluated and/or studied to provide information at a level of detail sufficient to enable the identification of potential environmental effects that may be expected to occur as a result of the implementation of an "Alternative To" or an "Alternative Method".

6.2.2 SURFACE WATER

Surface water features and conditions within the Site Study Area(s) will be evaluated and/or studied to provide information at a level of detail sufficient to enable the identification of potential environmental effects that may be expected to occur as a result of the implementation of an "Alternative To" or an "Alternative Method".

6.2.3 BIOLOGY

Existing biological features and conditions (e.g., terrestrial and aquatic flora and fauna) within the Site Study Area(s) will be evaluated and/or studied to provide information at a level of detail sufficient to enable the identification of potential environmental effects that may be expected to occur as a result of the implementation of an "Alternative To" or an "Alternative Method".

6.2.4 CULTURAL HERITAGE AND ARCHAEOLOGY

Cultural heritage and archaeological resources within the Site Study Area(s) will be evaluated and/or studied in accordance with the requirements of the Ontario Heritage Act and its associated regulations, policies and guidelines, to provide information at a level of detail sufficient to enable the identification of potential environmental effects or impacts that may be expected to occur as a result of the implementation of an "Alternative To" or an "Alternative Method".

6.2.5 SOCIO-ECONOMIC

The EA will include, but will not be limited to, a study of socio-economic factors such as population distribution within the Site Study Area(s), projected growth rates, current and projected business/industrial activities, general community values, attitudes and priorities toward waste disposal.

6.2.6 LAND USE

6.2.6.1 EXISTING

The EA will include an overview of existing land uses, policies and provisions within the Site Study Area(s) and an evaluation of potential effects including, but not limited to noise, litter, odour, and visual effects of the waste disposal alternative(s) on those existing uses.

6.2.6.2 PLANNED

The EA will include an overview of planned land uses (e.g., development applications including Plans of Subdivision/Condominium, Consents, Official Plan amendments,

Zoning By-law amendments, within the Site Study Area(s) and an evaluation of potential effects of the waste disposal alternative(s) on those planned uses.

6.2.7 PROVINCIAL POLICY STATEMENT

The EA will include a review of the waste disposal alternative(s) within the Site Study Area(s) within the context of the Provincial Policy Statement, with the intent of ensuring consistency of the alternative(s) with the Provincial Policies.

6.2.8 TRANSPORTATION

Potential effects of the waste disposal alternative(s) on existing and proposed roads (including traffic patterns, safety and access to and on potentially-affected municipal roads and Provincial highways, railways and airports within the Site Study Area(s) will be identified and evaluated.

6.2.9 AGRICULTURE/MINING

Agricultural and mining activities within the EA Site Study Area(s) will be evaluated to provide information at a level of detail sufficient to enable the identification of potential environmental effects that may be expected to occur as a result of the implementation of waste disposal alternative(s).

6.2.10 AIR QUALITY

The potential effects of the waste disposal alternative(s) on air quality within the Site Study Area(s) will be identified and evaluated.

6.2.11 DESIGN AND OPERATIONS CONSIDERATIONS

The potential effects of site design and operations considerations of the waste disposal alternative(s) within the Site Study Area(s) will be identified and evaluated. This will include the preparation of one or more conceptual site designs demonstrating potential site development configurations.

7.0 CONSULTATION PROGRAM

7.1 TERMS OF REFERENCE CONSULTATION

The Town completed a consultation program during the preparation of these ToR. That program consisted of:

- the publishing a notice in the *Journal-Argus* and *St. Marys Independent* announcing the commencement of the ToR and EA processes and the date, place and time and subject matter for the ToR Public Information Open House;
- direct mailing of letters to review agencies and area First Nations announcing the commencement of the ToR and EA processes, advising of the date, place and time and subject matter for the ToR Public Information Open House and inviting attendance at the Open House;
- request and conduct a ToR initiation meeting with MOE, during which the Town's waste management situation was reviewed and the proposed approach to the ToR and EA was discussed and agreed upon;
- distribution of Draft ToR to review agencies and area First Nations;
- availability of copies of Draft ToR on the Town's web site and in printed form at the Town's municipal office, the MOE Southwestern Region Office (London), the offices of the Upper Thames River Conservation Authority and the St. Marys public library;
- conduct a ToR Public Information Open House, in St. Marys, during which agency, public and First Nation comments were solicited on the Draft ToR;
- requests for comments on the Draft ToR by MOE, agencies, the public and area First Nations;
- request and conduct a second meeting with MOE, during which the Town's revised Draft Proposed ToR was reviewed and suggested changes discussed and agreed upon; and
- revision and submission to MOE of the Proposed ToR taking into consideration all comments received.

Copies of documentation pertaining to the public, agency and First Nations consultation conducted during preparation of this ToR may be found in the document "Consultation Record for the Proposed Terms of Reference". That document accompanies and supports, but is not part of, these ToR.

7.2 EA CONSULTATION PROGRAM

Conducting the EA will include a consultation program based on the following principles:

- (a) The EA consultation program will be open by making all reasonable efforts to ensure that potentially affected or interested parties are given the opportunity to make their views known.
- (b) The EA consultation program will be transparent by documenting the consultation process that is carried out for the development of the EA so that the process can be understood and traced.
- (c) The EA consultation program will be responsive by providing opportunities for stakeholders to comment on the EA at key stages and by ensuring that such comments are addressed in the EA.
- (d) The EA consultation program will be meaningful by identifying how comments and concerns have been considered throughout the EA process.
- (e) The EA consultation program will be flexible by allowing response to new issues that emerge as the EA proceeds.

The EA consultation program will include, but not be limited to, the following activities:

1. Publishing of a newspaper notice in the *Journal-Argus* and *St. Marys Independent* and on the Town's website (www.townofstmarys.com) and deposition of copies in local post office outlets, the St. Marys public library, community centres/arenas, the Upper Thames River Conservation Authority and the Ministry of the Environment Regional and District Offices announcing the approval of the ToR, commencement of the EA and providing notice of EA Public Information Open House #1.
2. Conduct an EA Public Information Open House #1, which will include the distribution of information to the public, agencies and First Nations for discussion and comment on the proposed waste disposal alternative(s) (i.e., "Alternatives To" and "Alternative Methods").
3. Publication of a notice in the *Journal-Argus* and *St. Marys Independent* explaining that the Draft EA Report has been completed and is available for review and comments, explaining where copies of the Draft EA Report are available for viewing, explaining how public comments can be made, the deadline for comments and who to address them to and providing the date, time and location of the Public Information Open House.

4. Posting of a similar notice on the Town's web site and a printed copy of the newspaper notice at the Municipal office for the duration of the comment period.
5. Conduct an EA Public Information Open House # 2 to provide information about the Draft EA Report and to seek public comment. This event will be conducted in a local facility that is easily accessible by interested parties. Technical/expert staff will be in attendance to answer any questions pertaining to the Draft EA Report. The public's comments will be reflected in the final EA Report. The Public Information Open House will involve:
 - Display boards summarizing the Draft EA Report;
 - A Sign-In Sheet;
 - Hand-out material made available for distribution, including reference copies of the Draft EA Report and related documents; and
 - Comment Sheets.
6. Comments on the Draft EA Report will be considered in preparation of the Final EA Report. Comments can be made at the Public Information Open House or can be directed to the Municipality or its consultant any time within the comment period.
7. Copies of the Draft EA Report, in printed or electronic format, will be placed in several locations accessible by the public for viewing, including:
 - Town of St. Marys municipal office;
 - Town of St. Marys web site;
 - MOE Southwestern Region office (London);
 - Upper Thames River Conservation Authority office; and
 - Area First Nations administration offices.

All review agencies identified on the contact lists will receive a copy of the Draft EA Report by mail along with their individually-addressed letter.
8. After the Draft EA Report comment period, the report will be revised if and as necessary to reflect the agency/stakeholder comments and concerns and the final EA Report will be produced. A revised stakeholder list will be prepared following completion of the initial round of agency/stakeholder consultation for the Draft EA Report. This revised list will be provided to the Ministry of the Environment for its use in the formal EA Review.
9. Upon completion and submittal of the Final EA Report the Ministry of the Environment will conduct its formal review of the Final EA Report.

10. Direct contact, by way of such means as email, telephone, fax and regular post with:
- Area First Nations;
 - Department of Indian Affairs and Northern Development;
 - The Ontario Secretariat for Aboriginal Affairs.
- to provide, and invite comment on, all draft documents disseminated for review, as described in this ToR.
11. Copies of all consultation documents (e.g., stakeholder/contact/ mailing lists, letters sent and received, newspaper notices, etc.) will be compiled in the document entitled " EA Record of Consultation" which will accompany and support, but will not be part of, the EA Report.

7.3 CO-ORDINATED FEDERAL/PROVINCIAL EA PROCESS

Federal/Provincial EA Co-ordination

The Proponent's undertaking is subject to the requirements of the Ontario *Environmental Assessment Act*. The requirements of the *Canadian Environmental Assessment Act (CEAA)* may also apply. The Proponent intends to work in a co-ordinated way with provincial and federal governments, both governments having formally agreed to coordinate their respective EA processes pursuant to the Canada-Ontario Agreement on EA Cooperation (November 2004) and Guide for Proponents and the Public "Federal/Provincial Environmental Assessment Coordination", which is facilitating implementation of the Canada-Ontario Agreement on Environmental Assessment Cooperation.

Coordinated EA Process

The Proponent will be guided by the federal/provincial coordination process flow chart outlined in the supporting documentation that accompanies these ToR. This proposed approach is designed to address the information requirements of both federal and provincial environmental assessment Acts.

Application of the Co-ordinated EA Process to the Proposed Project

It is recognized by both the Canadian Environmental Assessment Agency (on behalf of the Federal Authorities), and the Proponent, that ongoing dialogue on the information requirements is required throughout the EA process as more is learned about the

specifics of the Undertaking. As such, it may be necessary for the proponent to provide additional or more detailed information as the EA process proceeds. The intent is to produce a single EA body of documentation on environmental effects to meet all of the information needs of both the federal and provincial governments. To the extent practical, federal/provincial information requirements regarding potential factors to be assessed in the context of this study have been integrated. General information requirements under CEAA can be found in the document entitled "Supporting Documentation", which accompanies and supports, but is not part of, these ToR.

7.4 CONFLICT RESOLUTION

The Town is committed (e.g., through implementation of the EA Consultation Program) to ensuring that the waste disposal Undertaking resulting from this EA process is in the best interests and reflects the values and priorities of the Town's residents. The Town is committed to working with all stakeholders to address and resolve concerns to the greatest extent possible.

8.0 EA WORK PLAN

The following is a general summary of the key tasks to be carried out in completing the EA:

- distribution of information about the proposed EA via publication of Notices in the *Journal-Argus* and *St. Marys Independent*, on the Town's web site, e-mail and regular mail, placement and/or posting of information flyers at areas/facilities normally accessed by the public, such as the Town's municipal office, post office outlets, libraries and community centre/arenas, within the EA Study Area. Information distributed will also contain details about the purpose, date, place and time of EA Public Information Open House #1;
- conduct an EA Public Information Open House # 1 to provide updated information on the EA work to date and to present information about and to receive comments on the EA (including the purpose, work plan/process/progress of EA, preliminary EA information, evaluation, ranking, criteria and weighting used to analyze and assess the alternatives, etc.);
- tabulation of results of Public Information Open House #1 and related public, agency and First Nations comments/questions for inclusion in the EA "Record of Consultation", which will accompany and support, but will not be part of, the EA;

- conduct EA evaluations of the candidate sites and studies of the preferred alternative, where appropriate, to describe the existing environment, including, but not limited to:
 - geologic and hydrogeologic features & conditions,
 - surface water features & conditions,
 - significant biological features,
 - significant archaeologic & heritage features,
 - socio-economic features,
 - existing & planned land-use,
 - transportation features & conditions,
 - agriculture /forestry/mineral extraction features & conditions,
 - air quality, and
 - design and operations considerations;
- identification and evaluation of "Alternatives To" and "Alternative Methods";
- identification of net effects (and advantages/disadvantages) of the undertaking;
- development of a Draft EA Compliance Monitoring Program;
- preparation of a Draft EA report;
- distribution of information about the Draft EA Report via publication of Notices in the *Journal-Argus* and *St. Marys Independent*, on the Town's web site, e-mail and regular mail, placement and/or posting of information flyers at areas/facilities normally accessed by the public, such as the Town's municipal office, post office outlets, libraries and community centre/arenas, within the EA Study Area. Information distributed will also contain details about the purpose, date, place and time of EA Public Information Open House #2;
- conduct an EA Public Information Open House # 2 to provide information about and receive comments on the Draft EA Report;
- tabulation of results of EA Public Information Open House #2 and related public, agency and First Nations comments/questions for inclusion in the EA "Record of Consultation", which will accompany and support, but will not be part of, the EA;
- finalization of the EA Report;
- submission of the final EA Report to MOE;
- MOE review of the final EA Report;
- technical consultants' response to MOE Review;
- MOE recommendation to the Minister; and

- Minister Approval of the EA.

9.0 EA MONITORING

An Environmental Assessment Monitoring plan will be developed and summarized as part of the EA under these ToR. The purpose of the Plan will be to provide for post-EA approval monitoring of:

- fulfillment of conditions of EA Approval;
- potential net effects identified during the conduct of the EA; and
- fulfillment of commitments made during conduct of the EA.

10.0 OTHER APPROVALS

In addition to approval of the EA under the *Environmental Assessment Act*, applications will be made concurrently, as necessary, under a number of Provincial statutes and Ontario Regulations for approval to implement the waste disposal alternative(s), including but not being limited to:

- *Environmental Protection Act*;
- *Ontario Water Resources Act*;
- *Aggregate Resources Act*; and
- *Planning Act*.

During the conduct of the EA, any Federal agencies that may have interests applicable to the Undertaking will be identified by way of consultations with relevant Federal agencies (see Sections 7.2 (9.) and 7.3, above).

11.0 FLEXIBILITY OF THIS TERMS OF REFERENCE

As approved by the Minister of the Environment, these ToR provides the framework for preparing the EA Report and will serve as a benchmark for reviewing the EA Report.

It is understood that, given the nature of ToR, they are not intended to present every detail of all the activities that will occur when preparing the EA. It is therefore possible

that in carrying out the work contemplated by these ToR it may become evident that certain modifications to these ToR may be necessary. It is important to note that the commitments described in this ToR are a minimum that must be met, although more may be required if necessary. It is envisioned that such changes may include:

- requirements for additional or expanded evaluations, studies or work, (e.g., in the areas referred to in Section 6.0), to ensure that the nature and magnitude of potential environmental effects are fully and accurately identified;
- changes in methodology of the studies referred to in Section 6.0 of this ToR. This may be in response to studies that showed environmental effects to be greater or less than previously estimated;
- modifications to the consultation program; or
- any other modifications required or available through changes to Acts or Regulations.

This list is not intended to be exhaustive. Rather, it sets out, by example, the types of changes that will be considered routine and/or that are likely to result in insignificant effects on the environment, and therefore can be accommodated within the framework of the approved ToR.

In the event of uncertainty as to whether a proposed change should be considered routine or of note, the MOE will be consulted through the Project Officer.

12.0 SUMMARY

These ToR provide the framework for a process to be followed by the Town of St. Marys to conduct an environmental assessment of one or more potential waste disposal sites within a Study Area comprised of all lands and waters within the boundaries of the Town of St. Marys. The Proponent of the EA is the Corporation of the Town of St. Marys, which will own and operate the resulting waste disposal site(s). These ToR outline the basis for conduct of a comprehensive program of consultation with the Ministry of the Environment and other Provincial and Federal Government agencies, the public and area First Nations.

The following documents accompany and support, but are not part of, these ToR:

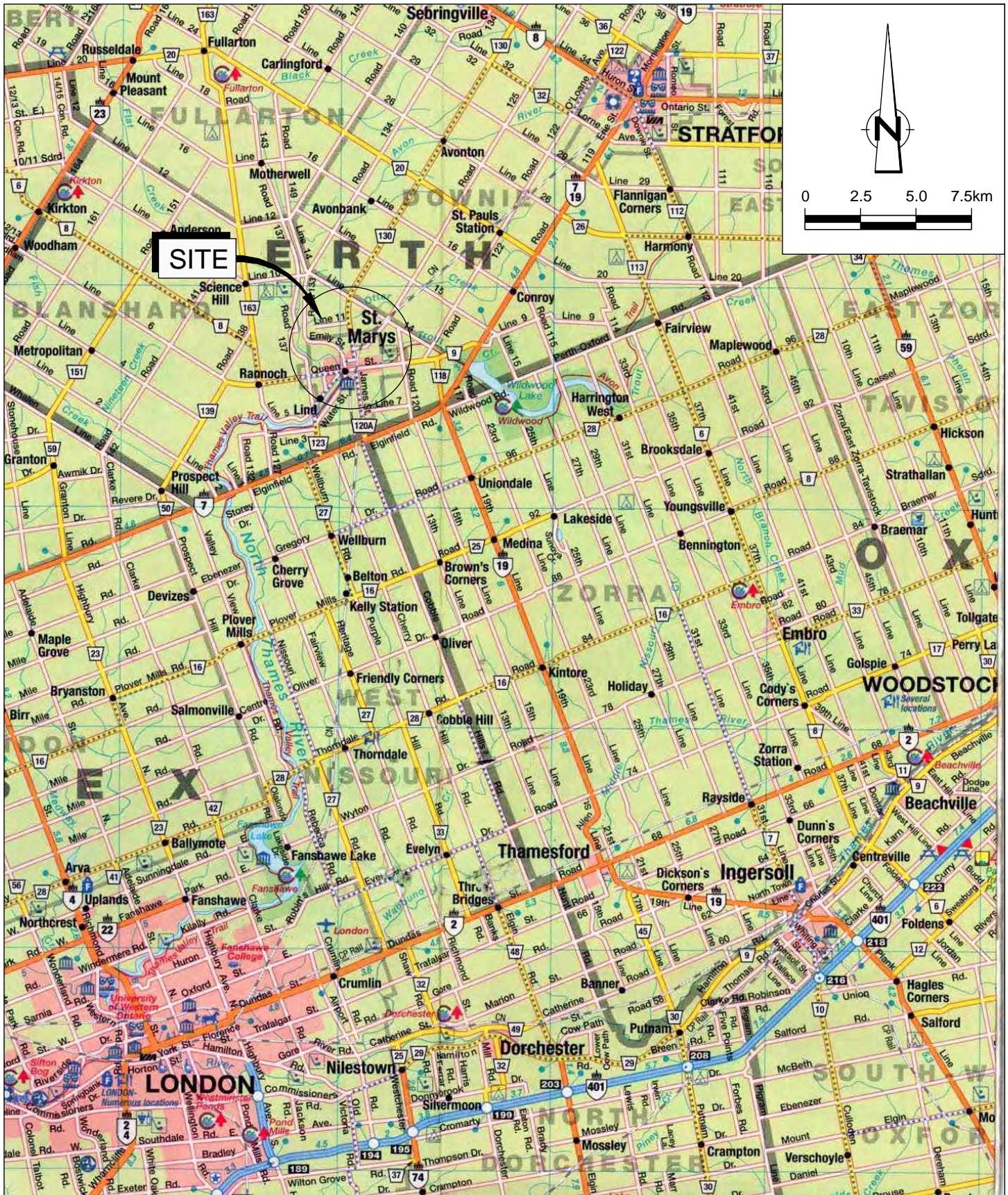
- "Record of Consultation"; and
- "Supporting Documentation".

All of Which is Respectfully Submitted,
CONESTOGA-ROVERS & ASSOCIATES

James R. Yardley, P. Eng.

Michael A. Benson, M.A., RPP

DRAFT

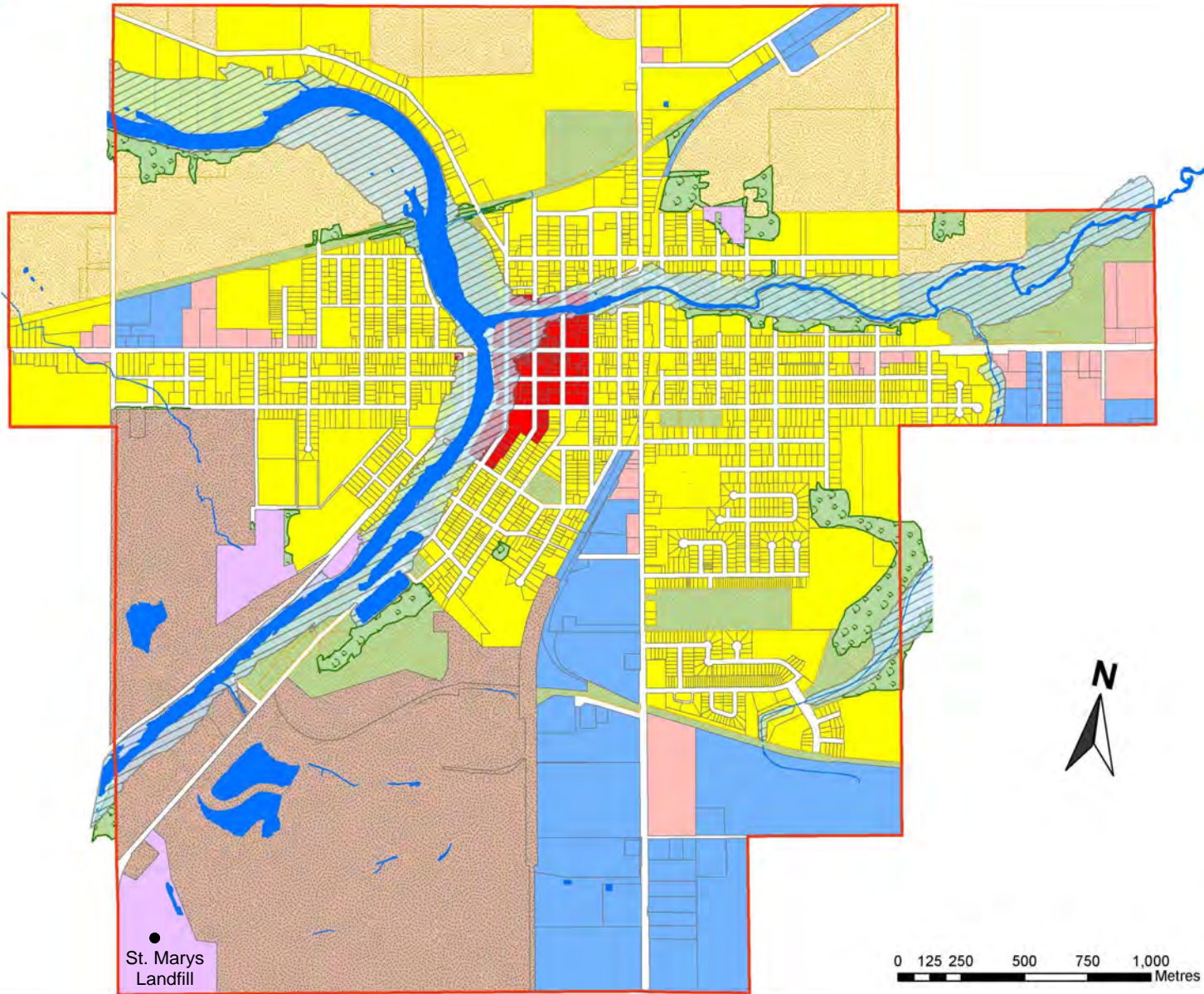


SOURCE: MAPART; SOUTHWESTERN ONTARIO



figure 1
 SITE LOCATION MAP
 ST. MARYS LONG TERM WASTE MANGEMENT EA
 Town of St. Marys, Ontario

Town of St Marys Official Plan Schedule 'A' Land Use Plan



Designation

-  Residential
-  Central Commercial
-  Highway Commercial
-  General Industrial
-  Extractive Industrial
-  Environmental Constraint
-  Recreational
-  Flood Plain
-  Natural Heritage
-  Agriculture
-  Water



0 125 250 500 750 1,000
Metres



August 2006

St. Marys
Landfill

SOURCE: ST. MARYS GIS DEPARTMENT

figure 2

EA STUDY AREA
ST. MARYS LONG TERM WASTE MANGEMENT EA
Town of St. Marys, Ontario



APPENDIX C

CONSULTATION - DRAFT PROPOSED TERMS OF REFERENCE - 2006

APPENDIX C.1

DRAFT PROPOSED TERMS OF REFERENCE CIRCULATION LETTER
AND LIST OF ADDRESSEES
(NOVEMBER 16, 2006)

COPY TRY



**CONESTOGA-ROVERS
& ASSOCIATES**

651 Colby Drive, Waterloo, Ontario, Canada N2V 1C2
Telephone: 519-884-0510 Facsimile: 519-884-0525
www.CRAworld.com

November 16, 2006

Reference No. 000645

Dear Sir/Madam:

Re: Town of St. Marys
Long Term Waste Management Environmental Assessment
Draft Proposed Terms of Reference

The Town of St. Marys has embarked on an environmental assessment (EA) of new landfill capacity. In order to conduct the EA the Municipality must first prepare Terms of Reference (ToR) for the EA for submission to the Minister of the Environment. The EA must be conducted in accordance with the approved ToR.

Today, the Town of St. Marys has released Draft Proposed Terms of Reference for review and comment by the public, agencies and First Nations. A copy of the Draft Proposed Terms of Reference is enclosed for your use and an electronic copy has been posted on the Town's web site at: (<http://www.townofstmarys.com/>).

The Draft Proposed Terms of Reference will be amended in response to comments received during the 30-day review period and submitted to the Ministry of the Environment for its formal review in mid-January 2007. You will have another opportunity during that formal review to comment on the Proposed ToR.

If you have any questions or comments please forward them by regular mail, fax or e-mail to me by December 16, 2006, at:

Jim Yardley, P. Eng.
Conestoga-Rovers & Associates
651 Colby Drive
Waterloo, ON, Canada N2V 1C2
Phone: (519) 884-0510, extension 2269
Fax: (519) 884-0525
Email: jyardley@croworld.com



**CONESTOGA-ROVERS
& ASSOCIATES**

November 16, 2006

2

Reference No. 000645

Thank you for your attention to this.

Yours truly,

CONESTOGA-ROVERS & ASSOCIATES

James R. Yardley, P. Eng.

KE/cb/FL2

Encl.

c.c.: Mayor Jamie Hahn, Town of St. Marys
Bruce Grant, CAO/Clerk, Town of St. Marys
Kevin Luckhardt, Director of Public Works, Town of St. Marys
Terri Rogers, EA Project Officer, Environmental Assessment and Approvals Branch
Ministry of the Environment
Kerrie Engler, Conestoga-Rovers & Associates

Master Distribution List

**Town of St. Marys
Public Information Open House
EA Government, Agency and First Nation Review**

Authority/Agency	Contact Name	Address	Phone Number	Email
Canadian Environment Assessment Agency	Ms. Louise Knox Regional Director	55 St. Clair St E Suite 902 Toronto, Ontario M4T 1M2	Tel: (416) 952-1575 Fax: (416) 952-1573	Louise.knox@ceaa- acee.gc.ca
Environment Canada	Rui Fonseca Environmental Protection Operations Division	4905 Dufferin Street Toronto, Ontario M4T 1M2	Tel: (416) 952-1576 Fax: (416) 952-1573	Rui.fonseca@ec.gc.c a
Environment Canada	Rob Dobos, Head, EA Section, Ontario Region	P.O. Box 5050, 867 Lakeshore Road, Burlington ON, L7R 4A6	Tel: (905) 336-4953 Fax: (905) 336-8901	Rob.dobos@ec.gc.ca
Ontario Secretariate for Aboriginal Affairs	Richard Saunders, Director, Office of the Secretary, Negotiations	720 Bay St, 4 th Floor Toronto, Ontario M5G 2K1	Tel: (416) 326-4771 Fax: (416) 326-4017	
Ontario Secretariate for Aboriginal Affairs	Surinder Singh Gill Program & Policy Advisor EA	720 Bay St, 4 th Floor Toronto, Ontario M5G 2K1	Tel: (416) 314-6781 Fax: (416) 326-4017	Surinder.singh.gill @osaa.ontario.ca
Ontario Native Affairs Secretariate	Lise Hansen, Senior Negotiator, Negotiations Branch	720 Bay St, 4 th Floor Toronto, Ontario M5G 2K1	Tel: (416) 326-4765 Fax: (416) 326-0542	Lise.hansen@jus.q ou.on.ca
Ministry of Attorney General	Grant Wedge, Crown Law Office, Civil Actions	8 th Floor, 720 Bay Street, Toronto, ON M5G 2K1	Tel: (416) 326-4112 Fax: (416) 326-4181	Grant.Wedge@jus. gov.on.ca
Department of Indian and Northern Affairs	Urmas Madisso Environmental Officer	25 St. Clair Ave. E 8 th Floor Toronto, Ontario M4T 1M2	Tel (519) 751-2528	Madissou@INAC- AINC.gc.ca
Department of Indian and Northern Affairs	Mr. John Higham, Acting Manager, Environment Unit & Natural Resources Lands and Trust Services	25 St. Clair Ave. E 8 th Floor Toronto, Ontario M4T 1M2	Tel: (416) 973-2131 Fax: (416) 954-4328	Highamj@inac.gc. ca
Department of Indian and Northern Affairs	Cheyenne Loon, Environmental Officer	25 St. Clair Ave. E 8 th Floor Toronto, Ontario M4T 1M2	Tel: (416) 952-9601 Fax: (416) 954-4328	Loonc@inac.gc.ca

Master Distribution List

Town of St. Marys Public Information Open House EA Government, Agency and First Nation Review

Authority/Agency	Contact Name	Address	Phone Number	Email
Department of Indian and Northern Affairs	Marie-Laurence Daigle Senior Claims Analyst, Specific Claims Branch	10 Wellington St. Room 1310, Gatineau, QU, K1A 0H4	Tel: (819) 953-1940 Fax: (819) 997-9873	Daiglem@inac.gc.ca
Ontario Research Team Indian and Northern Affairs Canada	Ralph Vachon	10 Wellington St. Gatineau, QC K1A 0H4	Tel: (819) 953-1940 Fax: (819) 997-9873	vachonr@ainc-inac.gc.ca
Department of Indian and Northern Affairs	Louise Trepanier, Director, Claims East of Manitoba, Comprehensive Claims Branch	10 Wellington St. Gatineau, QC K1A 0H4	Tel: (819) 994-1121 Fax: (819) 953-3109	
Department of Indian and Northern Affairs	Franklin Roy, Director, Litigation Management and Resolution Branch	10 Wellington St. Gatineau, QC K1A 0H4	Tel: (819) 997-3582 Fax: (819) 997-1679	Royf@inac.gc.ca
Fisheries and Oceans Canada, District Office	Mr. Paul Savoie, Impact Assessment Biologist, Fish Habitat Management	3027 Harvester Road, Unit 304, Burlington, ON, L7R 4K3	Tel: (905) 639-8687 Fax: (905) 639-3549	
Fisheries and Oceans Canada, District Office	Referral Coordinator	3027 Harvester Road, Unit 304, Burlington, ON, L7R 4K3	Tel: (905) 639-8687 Fax: (905) 639-3549	
Ministry of Natural Resources	Director, Policy and Planning Coordination Branch	300 Water Street, P.O. Box 7000, 5 th Floor, N. Tower, Peterborough, ON K9J 8M5	Tel: (705) 755-1241 Fax: (705) 755-1971	(covering letter only for all EAs)
Ministry of Natural Resources, Guelph District	Mike Stone, Land Use Planner	1 Stone Road West, Guelph ON N1G 4Y2	Tel: (519) 826-4912 Fax: (519) 826.4929	Mike.stone@mnr.gov.on.ca
Ministry of Transportation	Kevin Boudreau Field Service Engineer	659 Exeter Road London, Ontario N6E 1L3	Tel: (519) 873-4730 Fax: (519) 873-4228	Kevin.boudreau@ontario.ca
Ministry of Transportation, Southwestern Region	Kevin Bentley, Manager, Engineering Office	659 Exeter Road London, Ontario N6E 1L3	Tel: (519) 873-4373 Fax: (519) 873-4388	Kevin.bentley@mt.gov.on.ca

Master Distribution List

**Town of St. Marys
Public Information Open House
EA Government, Agency and First Nation Review**

Authority/Agency	Contact Name	Address	Phone Number	Email
Transport Canada, Ontario Region	Ms. Monique Mousseau, Regional Manager, Environmental Affairs, Program Branch	4900 St. Clair East, 8 th Floor Toronto, Ontario M2N 6A5	Tel: (416) 952-0485 Fax: (416) 952-0514	Moussesem@tc.gc.ca
Transport Canada, Ontario Region	Mr. John Morrisey	659 Exeter Road, London, ON, M6E 1L3	Tel: (416) 873-4597 Fax: (416) 952-0514	John.morrisey@ontario.ca
CN Rail	Mr. Dave Reynolds, Manager Engineering & Environmental Services	1 Administration Road P.O. Box 1000, Concord, ON, L4K 1B9	Tel: (905) 669-3119 Fax: (905) 760-3406	
CN Rail	Mr. Richard Payton, Development Review Coordinator	277 Front Street, 8 th Floor, Toronto, ON, M5V 2X4	Tel: (888) 888-5909 Tel: (416) Fax: (416)	
Ministry of Municipal Affairs & Housing, Southwestern Municipal Services Office	Mr. Bruce Curtis, Manager, Community Planning and Development	659 Exeter Rd, 2 nd Floor London, Ontario N6E 1L3	Tel: (519) 873-4037 Fax: (519) 873-4018	John.maddox@mah.gov.on.ca
Ontario Ministry of Agriculture, Food and Rural Affairs, Environmental Policy and Programs Branch	Carol Neumann Rural Planner, Agricultural Land Use	1 Stone Road W Guelph, Ontario N1G 4Y2	Tel: (519) 846-3393 Fax: (519) 846-8178	Carol.neumann@ontario.ca
Health Canada	Ms. Diane McClymont-Peace Director, Environmental Health Assessment, Services Healthy Environments and Consumer Safety Branch	Tupper Building, 2720 Riverside Drive, Ottawa, ON K1A 0K9	Tel: (613) 952-9477 Fax: (416) 941-8921	Diane_mcclymont-peace@hcsc-gc.ca

Master Distribution List

Town of St. Marys
Public Information Open House
EA Government, Agency and First Nation Review

Authority/Agency	Contact Name	Address	Phone Number	Email
Member of Parliament, Perth--Wellington	Gary Schellenberger, MP	544 Huron Street Stratford, Ontario N5A 5T9	Tel: (519) 273-1400 Fax: (519) 273-9045	schelg@parl.gc.ca
		248 Main Street North Mount Forest, Ontario N0G 2L2	Tel: (519) 323-4390 Fax: (519) 323-0202	
Perth District Health Unit	Stratford- West Gore Office	653 West Gore Street, Stratford Ontario, N5A 1L4	Tel: (519) 271-7600 Fax: (519) 271-2195	Pdhu@pdhu.on.ca
County of Perth	Mark Swallow Planning Department	County Court House 1 Huron Street Stratford, Ontario N5A 5S4	Tel: (519) 271-0531 ext. 234	Mswallow@count yofperth.on.ca
County of Perth	Ria Colquhoun, C.A.O.	County Court House 1 Huron Street Stratford, Ontario N5A 5S4	Tel: (519) 271-0531 ext. 221	
Township of Perth South	Muriel King, Clerk- Treasurer & Tax Collector	3204 Road 122 St. Pauls, ON N0K 1V0	Tel: (519) 271-0619 x 224 Fax: (519) 271-0647	Ruthr.perthsouth @cyg.net
Township of Perth South	Bill Doupe, Operation Manager	3191 Road 122 St. Pauls, ON N0K 1V0	Tel: (519) 271-0619 x 226 Fax: (519) 271-0647	
Ministry of Health and Long-Term Care	Fred Ruf, Acting Head of Food and Safety, Save Water and Environmental Health and Toxicology Unit	Public Health Branch, 5700 Yonge Street, 8 th Floor, Toronto, ON, M2M 4K5	Tel: (416) 327-7624 Fax: (416) 327-0984	Fred.ruf@moh.gov .on.ca
Ministries of Citizenship and Immigration, Culture and Tourism and Recreation	George Potter, Manager Southwest Region Management Office	30 Duke Street 4th Floor, Suite 405 Kitchener, ON, N2H 3W5	Tel: (519) 571-6050 Fax: (519) 578-1632	george.potter@mci gov.on.ca

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Town of St. Marys
Public Information Open House
EA Government, Agency and First Nation Review

Authority/Agency	Contact Name	Address	Phone Number	Email
Ministry of Culture, Heritage and Libraries Branch	Neal Ferris, Heritage Planner / Archaeologist Heritage Operations Section	900 Highbury Ave, London, ON N6A 1L3	Tel: (519) 675-6898 Fax: (519) 675-7777	Neal.ferris@mcl.gov.on.ca
Ministry of Culture, Heritage Policy & Program Development Unit	Ms. Karla Barboza, Heritage Conservation Advisor	400 University Ave, 4 th Floor, Toronto, ON M7A 2R9	Tel: (416) 314-7120 Fax: (416) 314-7790	Karla.barboza@mci.gov.on.ca
Ministry of Tourism and Recreation	Linda McCreedy, Corporate Policy Unit	Ferguson Block 9 th Floor, 77 Welsley Ave. W, Toronto, ON M7A 1N3	Tel: (416) 325-6766 Fax: (416) 325-8568	Linda.mccreedy@edu.gov.on.ca
Ministry of Infrastructure Renewal	Ms. Tija Dirks, Director Growth Policy, Planning and Analysis	Ontario Growth Secretariat, 777 Bay Street, 16 th Floor, Toronto, ON M5G 2E5	Tel: (416) 325-1546 Fax: (416) 325-7403	Tija.dirks@pir.gov.on.ca
Upper Thames River Conservation Authority	Tracy Annett Christine Creighton (until Oct. 31/06)	1924 Clarke Road, London, ON N5V 5B9	Tel: (519) 451-2800 ext 253 Fax: (519) 451-1188	Annett@thamesriver.on.ca Creighton@thamesriver.on.ca
Association of Iroquois and Allied Indians	Rolanda Elijah Intergovernmental Affairs EAs	387 Princess Ave. London, ON N6B 2A7	Tel: (519) 434-2761 Fax: (519) 679-1653	
Ministry of the Environment, London District Office	Lisa Ross Senior Environmental Officer	733 Exeter Rd, London ON, N6E1L3	Tel: (519) 873-5032 Fax: (519) 873-5020	lisa.ross@ontario.ca
Ministry of the Environment, Environmental Assessment and Approvals Branch	Terri Rogers, Project Officer	2 St. Clair Ave. West, 14 th Floor, Toronto, ON M4V 1L5	Tel: (416) 314-7184 Fax: (416) 314-8452	Terri.rogers@ontario.ca

Master Distribution List

Town of St. Marys
Public Information Open House
EA Government, Agency and First Nation Review

Authority/Agency	Contact Name	Address	Phone Number	Email
Oneida Nation of the Thames	Chief Randall Phillips	2212 Elm Avenue SOUTHWOLD, Ontario NOL 2G0	Tel: (519) 652-3244 Fax: (519) 652-9287	chief@oneida.on.ca
Munsee-Delaware Nation	Chief Roger Thomas	R.R. #1, Muncey, ON, N0L 1Y0	Tel: (519) 289-5396 Fax: (519) 289-5156	
Chippewas of the Thames	Chief Kelly Riley	R.R. #1 Muncey, ON, N0L 1Y0	Tel: (519) 289-5555 Fax: (519) 289-2230	Chippewa@mnsi.net
Delaware First Nation Moravian of the Thames	Chief John Stonefish	14760 School House Line, R.R. #3, Thamesville, ON, N0P 2K0	Tel: (519) 692-3936 Fax: (519) 692-5522	
Member of Provincial Parliament, Perth – Middlesex.	John Wilkinson, MPP	55 Lorne Avenue E Stratford, Ontario N5A 6S4	Tel: (519) 272-0660 Tel: (800)461-9701 Fax: (519) 272-1064	jwilkinson.mpp.co@liberal.ola.org
Town of St. Marys	Bruce Grant, C.A.O./Clerk	P.O. Box 998 408 James Street South St. Marys, ON, N4X 1B9	Phone 519-284-2340 x 216	Bgrant@town.stmarys.on.ca
St. Marys Cement Inc.	Andy Fauset, P. Eng	400 Waverly Road South, Bowmanville, ON, L1C 3K3	Tel: (905) 623-3341 Fax: (905) 4695	
Town of St. Marys	Kevin Luckhardt, Director of Public Works	P.O. Box 998 408 James Street South St. Marys, ON, N4X 1B9	Phone 519-284-2340 x 203	kluckhardt@town.stmarys.on.ca
Town of St. Marys	Mayor Jamie Hahn and Members of Council	P.O. Box 998 408 James Street South St. Marys, ON, N4X 1B9	Phone 519-284-2340	



**CONESTOGA-ROVERS
& ASSOCIATES**

COPY
JRY

651 Colby Drive, Waterloo, Ontario, Canada N2V 1C2
Telephone: 519-884-0510 Facsimile: 519-884-0525
www.CRAworld.com

November 16, 2006

Reference No. 000645

Gary Schellenberger
Member of Parliament
Perth-Wellington
544 Huron Street
Stratford, ON N5A 5T9

Dear Mr. Schellenger:

Re: Town of St. Marys
Long Term Waste Management Environmental Assessment
Draft Proposed Terms of Reference

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If you have any questions or comments please forward them by regular mail, fax or e-mail to me by December 16, 2006, at:

Jim Yardley, P. Eng.
Conestoga-Rovers & Associates
651 Colby Drive
Waterloo, ON, Canada N2V 1C2
Phone: (519) 884-0510, extension 2269
Fax: (519) 884-0525
Email: jyardley@croworld.com

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November 16, 2006

Reference No. 000645

John Wilkinson
Member of Provincial Parliament
Perth-Middlesex
55 Lorne Avenue East
Stratford, ON N5A 6S4

Dear Mr. Wilkinson:

Re: Town of St. Marys
Long Term Waste Management Environmental Assessment
Draft Proposed Terms of Reference

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November 16, 2006

Reference No. 000645

Bruce Curtis
Manager
Ministry of Municipal Affairs & Housing
659 Exeter Road, 2nd Floor
London, ON N6E 1L3

Dear Mr. Curtis:

Re: Town of St. Marys
Long Term Waste Management Environmental Assessment
Draft Proposed Terms of Reference

The Town of St. Marys has embarked on an environmental assessment (EA) of new landfill capacity. In order to conduct the EA the Municipality must first prepare Terms of Reference (ToR) for the EA for submission to the Minister of the Environment. The EA must be conducted in accordance with the approved ToR.

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November 16, 2006

Reference No. 000645

Carol Neumann
Ontario Ministry of Agriculture,
Food and Rural Affairs
1 Stone Road West
Guelph, ON N1G 4Y2

Dear Ms. Neumann:

Re: Town of St. Marys
Long Term Waste Management Environmental Assessment
Draft Proposed Terms of Reference

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November 16, 2006

Reference No. 000645

Monique Mousseau
Regional Manager, Environment & Engineering
Transport Canada, Ontario Region
4900 St. Clair East, 8th Floor
Toronto, ON M2N 6A5

Dear Ms. Mousseau:

Re: Town of St. Marys
Long Term Waste Management Environmental Assessment
Draft Proposed Terms of Reference

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November 16, 2006

Reference No. 000645

John Morrisey
Transport Canada, London Office
659 Exeter Road
London, ON M6E 1L3

Dear Mr. Morrisey:

Re: Town of St. Marys
Long Term Waste Management Environmental Assessment
Draft Proposed Terms of Reference

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November 16, 2006

Reference No. 000645

Louise Knox
Regional Director
Canadian Environment Assessment Agency
55 St. Clair Street East
Suite 902
Toronto, ON M4T 1M2

Dear Ms. Knox:

Re: Town of St. Marys
Long Term Waste Management Environmental Assessment
Draft Proposed Terms of Reference

The Town of St. Marys has embarked on an environmental assessment (EA) of new landfill capacity. In order to conduct the EA the Municipality must first prepare Terms of Reference (ToR) for the EA for submission to the Minister of the Environment. The EA must be conducted in accordance with the approved ToR.

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November 16, 2006

Reference No. 000645

Kevin Boudreau
Field Service Engineer
Ministry of Transportation
659 Exeter Road
London, ON N6E 1L3

Dear Mr. Boudreau:

Re: Town of St. Marys
Long Term Waste Management Environmental Assessment
Draft Proposed Terms of Reference

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November 16, 2006

Reference No. 000645

Rui Fonseca
Environmental Protection Operations Division
Environment Canada
4905 Dufferin Street
Toronto, ON M4T 1M2

Dear Mr. Fonseca:

Re: Town of St. Marys
Long Term Waste Management Environmental Assessment
Draft Proposed Terms of Reference

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November 16, 2006

Reference No. 000645

Surinder Singh Gill
Ontario Secretariate for Aboriginal Affairs
720 Bay Street, 4th Floor
Toronto, ON M5G 2K1

Dear Mr. Singh Gill:

Re: Town of St. Marys
Long Term Waste Management Environmental Assessment
Draft Proposed Terms of Reference

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November 16, 2006

Reference No. 000645

Urmis Madisso
Environmental Officer
Department of Indian and Northern Affairs Canada
25 St. Clair Avenue East, 8th Floor
Toronto, ON M4T 1M2

Dear Mr. Madisso:

Re: Town of St. Marys
Long Term Waste Management Environmental Assessment
Draft Proposed Terms of Reference

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November 16, 2006

Reference No. 000645

Mark Swallow
Planning Department
County of Perth
County Court House
1 Huron Street
Stratford, ON N5A 5S4

Dear Mr. Swallow:

Re: Town of St. Marys
Long Term Waste Management Environmental Assessment
Draft Proposed Terms of Reference

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November 16, 2006

Reference No. 000645

Stratford - West Gore Office
Perth District Health Unit
653 West Gore Street
Stratford, ON N5A 1L4

Dear Sir/Madam:

Re: Town of St. Marys
Long Term Waste Management Environmental Assessment
Draft Proposed Terms of Reference

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November 16, 2006

Reference No. 000645

George Potter
Manager
Southwest Region Management Office
Ministries of Citizenship and Immigration, Culture & Tourism & Recreation
30 Duke Street, 4th Floor - Suite 405
Kitchener, ON N2H 3W5

Dear Mr. Potter:

Re: Town of St. Marys
Long Term Waste Management Environmental Assessment
Draft Proposed Terms of Reference

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November 16, 2006

Reference No. 000645

Lisa Ross
Senior Environmental Officer
Ministry of the Environment
733 Exeter Road
London District Office
London, ON N6E 1L3

Dear Ms. Ross:

Re: Town of St. Marys
Long Term Waste Management Environmental Assessment
Draft Proposed Terms of Reference

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November 16, 2006

Reference No. 000645

Tracy Annett
Upper Thames River Conservation Authority
1924 Clarke Road
London, ON N5V 5B9

Dear Ms. Annett:

Re: Town of St. Marys
Long Term Waste Management Environmental Assessment
Draft Proposed Terms of Reference

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November 16, 2006

Reference No. 000645

Terri Rogers
Project Officer
Ministry of the Environment, EAAB
2 St. Clair Ave W., 14th Floor
Toronto, ON M4V 1L5

Dear Ms. Rogers:

Re: Town of St. Marys
Long Term Waste Management Environmental Assessment
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November 16, 2006

Reference No. 000645

Randall Phillips
Chief
Oneida Nation of the Thames
2212 Elm Avenue
Southwold, ON N0L 2G0

Dear Chief Phillips:

Re: Town of St. Marys
Long Term Waste Management Environmental Assessment
Draft Proposed Terms of Reference

The Town of St. Marys has embarked on an environmental assessment (EA) of new landfill capacity. In order to conduct the EA the Municipality must first prepare Terms of Reference (ToR) for the EA for submission to the Minister of the Environment. The EA must be conducted in accordance with the approved ToR.

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If you have any questions or comments please forward them by regular mail, fax or e-mail to me by December 16, 2006, at:

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November 16, 2006

Reference No. 000645

Rolanda Elijah
Inergovernmental Affairs EAs
Association of Iroquois and Allied Indians
387 Princess Avenue
London, ON N6B 2A7

Dear Ms. Elijah:

Re: Town of St. Marys
Long Term Waste Management Environmental Assessment
Draft Proposed Terms of Reference

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November 16, 2006

Reference No. 000645

Ralph Vachon
Ontario Research Team Indian and Northern Affairs Canada
10 Wellington Street
Gatineau, PQ K1A 0H4

Dear Mr. Vachon:

Re: Town of St. Marys
Long Term Waste Management Environmental Assessment
Draft Proposed Terms of Reference

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November 16, 2006

Reference No. 000645

Louise Trepanier
Director
Claims East of Manitoba Comprehensive Claims Branch - Indian and Northern Affairs Canada
10 Wellington Street
Gatineau, PQ K1A 0H4

Dear Ms. Trepanier:

Re: Town of St. Marys
Long Term Waste Management Environmental Assessment
Draft Proposed Terms of Reference

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November 16, 2006

Reference No. 000645

Rob Dobbs
Head, EA Section
Environment Canada, Ontario Region
P.O. Box 5050
867 Lakeshore Road
Burlington, ON L7R 4A6

Dear Mr. Dobbs:

Re: Town of St. Marys
Long Term Waste Management Environmental Assessment
Draft Proposed Terms of Reference

The Town of St. Marys has embarked on an environmental assessment (EA) of new landfill capacity. In order to conduct the EA the Municipality must first prepare Terms of Reference (ToR) for the EA for submission to the Minister of the Environment. The EA must be conducted in accordance with the approved ToR.

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November 16, 2006

Reference No. 000645

Richard Saunders
Director, Office of the Secretary
Ontario Secretariate for Aboriginal Affairs
720 Bay Street
4th Floor
Toronto, ON M5G 2K1

Dear Mr. Saunders:

Re: Town of St. Marys
Long Term Waste Management Environmental Assessment
Draft Proposed Terms of Reference

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November 16, 2006

Reference No. 000645

Lise Hansen
Senior Negotiator
Ontario Native Affairs Secretariate
720 Bay Street
4th Floor
Toronto, ON M5G 2K1

Dear Ms. Hansen:

Re: Town of St. Marys
Long Term Waste Management Environmental Assessment
Draft Proposed Terms of Reference

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November 16, 2006

Reference No. 000645

Grant Wedge
Crown Law Office
Ministry of Attorney General
720 Bay Street
8th Floor
Toronto, ON M5G 2K1

Dear Mr. Wedge:

Re: Town of St. Marys
Long Term Waste Management Environmental Assessment
Draft Proposed Terms of Reference

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November 16, 2006

Reference No. 000645

John Higham
Acting Manager
Department of Indian and Northern Affairs
25 St. Clair Avenue East
8th Floor
Toronto, ON M4T 1M2

Dear Mr. Higham:

Re: Town of St. Marys
Long Term Waste Management Environmental Assessment
Draft Proposed Terms of Reference

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November 16, 2006

Reference No. 000645

Cheyenne Loon
Environmental Officer
Department of Indian and Northern Affairs
25 St. Clair Avenue East
8th Floor
Toronto, ON M4T 1M2

Dear Ms. Loon:

Re: Town of St. Marys
Long Term Waste Management Environmental Assessment
Draft Proposed Terms of Reference

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November 16, 2006

Reference No. 000645

Marie-Laurence Daigle
Senior Claims Analyst
Department of Indian and Northern Affairs
10 Wellington Street
Room 1310
Gatineau, PQ K1A 0H4

Dear Ms. Daigle:

Re: Town of St. Marys
Long Term Waste Management Environmental Assessment
Draft Proposed Terms of Reference

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November 16, 2006

Reference No. 000645

Franklin Roy
Director
Department of Indian and Northern Affairs
10 Wellington Street
Room 1310
Gatineau, PQ K1A 0H4

Dear Mr. Roy:

Re: Town of St. Marys
Long Term Waste Management Environmental Assessment
Draft Proposed Terms of Reference

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November 16, 2006

Reference No. 000645

Paul Savoie
Impact Assessment Biologist
Fisheries and Oceans Canada, District Office
3027 Harvester Road
Unit 304
Burlington, ON L7R 4K3

Dear Mr. Savoie:

Re: Town of St. Marys
Long Term Waste Management Environmental Assessment
Draft Proposed Terms of Reference

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November 16, 2006

Reference No. 000645

Referral Coordinator
Fisheries and Oceans Canada, District Office
3027 Harvester Road
Unit 304
Burlington, ON L7R 4K3

Dear Referral Coordinator:

Re: Town of St. Marys
Long Term Waste Management Environmental Assessment
Draft Proposed Terms of Reference

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November 16, 2006

Reference No. 000645

Director
Policy and Planning Coordination Branch
Ministry of Natural Resources
300 Water Street, Box 7000
5th Floor, N. Tower
Peterborough, ON K9J 8M5

Dear Director:

Re: Town of St. Marys
Long Term Waste Management Environmental Assessment
Draft Proposed Terms of Reference

The Town of St. Marys has embarked on an environmental assessment (EA) of new landfill capacity. In order to conduct the EA the Municipality must first prepare Terms of Reference (ToR) for the EA for submission to the Minister of the Environment. The EA must be conducted in accordance with the approved ToR.

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November 16, 2006

Reference No. 000645

Mike Stone
Land Use Planner
Ministry of Natural Resources, Guelph District
1 Stone Road West
Guelph, ON N1G 4Y2

Dear Mr. Stone:

Re: Town of St. Marys
Long Term Waste Management Environmental Assessment
Draft Proposed Terms of Reference

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November 16, 2006

Reference No. 000645

Kevin Bentley
Manager
Ministry of Transportation
659 Exeter Road
London, ON N6E 1L3

Dear Mr. Bentley:

Re: Town of St. Marys
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Draft Proposed Terms of Reference

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If you have any questions or comments please forward them by regular mail, fax or e-mail to me by December 16, 2006, at:

Jim Yardley, P. Eng.
Conestoga-Rovers & Associates
651 Colby Drive
Waterloo, ON, Canada N2V 1C2
Phone: (519) 884-0510, extension 2269
Fax: (519) 884-0525
Email: jyardley@croworld.com

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& ASSOCIATES**

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Telephone: 519-884-0510 Facsimile: 519-884-0525
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November 16, 2006

Reference No. 000645

Dave Reynolds
Manager
CN Rail
1 Administration Road
P.O. Box 1000
Concord, ON L4K 1B9

Dear Mr. Reynolds:

Re: Town of St. Marys
Long Term Waste Management Environmental Assessment
Draft Proposed Terms of Reference

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November 16, 2006

Reference No. 000645

Richard Payton
Development Review Coordinator
CN Rail
277 Front Street
8th Floor
Toronto, ON M5V 2X4

Dear Mr. Payton:

Re: Town of St. Marys
Long Term Waste Management Environmental Assessment
Draft Proposed Terms of Reference

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November 16, 2006

Reference No. 000645

Diane McClymont-Peace
Director
Health Canada
Tupper Building
2720 Riverside Drive
Ottawa, ON K1A 0K9

Dear Ms. McClymont-Peace:

Re: Town of St. Marys
Long Term Waste Management Environmental Assessment
Draft Proposed Terms of Reference

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November 16, 2006

Reference No. 000645

Ria Colquhoun
C.A.O.
County of Perth
County Court House
1 Huron Street
Stratford, ON N5A 5S4

Dear Ms. Colquhoun:

Re: Town of St. Marys
Long Term Waste Management Environmental Assessment
Draft Proposed Terms of Reference

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November 16, 2006

Reference No. 000645

Muriel King
Clerk-Treasurer & Tax Collector
Township of Perth South
3204 Road 122
St. Pauls, ON N0K 1V0

Dear Ms. King:

Re: Town of St. Marys
Long Term Waste Management Environmental Assessment
Draft Proposed Terms of Reference

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November 16, 2006

Reference No. 000645

Bill Doupe
Operations Manager
Township of Perth South
3191 Road 122
St. Pauls, ON N0K 1V0

Dear Mr. Doupe:

Re: Town of St. Marys
Long Term Waste Management Environmental Assessment
Draft Proposed Terms of Reference

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November 16, 2006

Reference No. 000645

Fred Ruf
Acting Head of Food and Safety
Ministry of Health and Long-Term Care
Public Health Branch
5700 Yonge Street, 8th Floor
Toronto, ON M2M 4K5

Dear Mr. Ruf:

Re: Town of St. Marys
Long Term Waste Management Environmental Assessment
Draft Proposed Terms of Reference

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November 16, 2006

Reference No. 000645

Neal Ferris
Heritage Planner/Archaeologist
Ministry of Culture, Heritage and Libraries Branch
900 Highbury Avenue
London, ON N6A 1L3

Dear Mr. Ferris:

Re: Town of St. Marys
Long Term Waste Management Environmental Assessment
Draft Proposed Terms of Reference

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November 16, 2006

Reference No. 000645

Karla Barboza
Heritage Conservation Advisor
Ministry of Culture, Heritage Policy & Program Development Unit
400 University Avenue
4th Floor
Toronto, ON M7A 2R9

Dear Mr. Barboza:

Re: Town of St. Marys
Long Term Waste Management Environmental Assessment
Draft Proposed Terms of Reference

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November 16, 2006

Reference No. 000645

Tija Dirks
Director, Growth Policy, Planning and Analysis
Ministry of Infrastructure Renewal
Ontario Growth Secretariat
777 Bay Street, 16th Floor
Toronto, ON M5G 2E5

Dear Ms. Dirks:

Re: Town of St. Marys
Long Term Waste Management Environmental Assessment
Draft Proposed Terms of Reference

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November 16, 2006

Reference No. 000645

Linda McCready
Corporate Policy Unit
Ministry of Transportation and Recreation
Ferguson Block, 77 Welsley Avenue West
9th Floor
Toronto, ON M7A 1N3

Dear Ms. McCready:

Re: Town of St. Marys
Long Term Waste Management Environmental Assessment
Draft Proposed Terms of Reference

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November 16, 2006

Reference No. 000645

Andy Fauset
Professional Engineer
St. Marys Cement Inc.
400 Waverly Road South
Bowmanville, ON L1C 3K3

Dear Mr. Fauset:

Re: Town of St. Marys
Long Term Waste Management Environmental Assessment
Draft Proposed Terms of Reference

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APPENDIX C.2

COMMENTS ON DRAFT PROPOSED TERMS OF REFERENCE FROM MOE EAAB ON
DECEMBER 19 AND 21, 2006

Ministry
of the
Environment

Ministère
de
l'Environnement

Rec'd. CRA
JAN - 2 2007



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Floor 12A
Toronto, ON M4V 1L5

2, avenue St. Clair Ouest
Étage 12A
Toronto, ON M4V 1L5

Tel: (416) 314-8001
Fax: (416) 314-8452

Environmental Assessment and Approvals Branch

December 19, 2006

MEMORANDUM

TO: Jim Yardley
Conestoga-Rovers & Associates
651 Colby Drive
Waterloo ON N2V 1C2

FROM: Terri Rogers, Project Officer

RE: The Town of St. Marys Long Term Waste Management EA
Draft Terms of Reference
EA FILE NO. EA-02-08-01

Thank you for submitting the above-referenced Draft Terms of Reference (ToR) on November 16, 2006 to the Environmental Assessment Project Coordination Section (EAPC). The ToR will become a framework for the preparation and review of the Environmental Assessment (EA). EAPC is providing these pre-submission comments primarily on whether the ToR will enable an EA to be prepared in accordance with the requirements of subsection 6.2(c) of the *Environmental Assessment Act* (EAA).

We commend CRA and the proponent for their efforts in preparing a draft ToR, and I offer the following comments on the draft ToR for your consideration.

General Comments

- Make sure to reference and include any supporting documents/studies that may be appropriate in ensuring the Minister has all of the information necessary to make a decision. Did any study predate this proposed EA (i.e. a waste management study)? If so, that discussion should be included.
- Regardless of selected preferred 'alternative to,' improvements to diversion program should be further studied in EA, and therefore discussed in the ToR.

- Ensure the complete Consultation Record is submitted as supporting document.
- Ensure Aboriginal groups have been consulted prior to formal submission of ToR (i.e. during preparation), and document that consultation in the Consultation Record.
- A projection of future waste management needs (i.e. population growth rate and expected increase of gross tonnage) would also help to provide greater detail to the proposed undertaking. (i.e. how much waste is expected to be produced in that 40 year period?)
- Provide an explanation of “environment,” as provided in the EAA. This document needs to be written for the public to understand.
- Please note that, as we discussed by telephone, numerous comments have been recently made on the ToR submitted for the Municipality of French River that would also apply to this ToR and should therefore be reflected in the formal submission.

Specific Comments

Section 4.0

- Recommend changing the title from “EA Study Area” to “EA Search Area.” This will avoid confusion between “EA Study Area” and “Site Study Area.”

Section 5.0:

- This section is very difficult to follow. It is suggested that the information be provided under headings (for example: EA Process, Alternatives To, Alternative Methods, Evaluation Method, Evaluation Criteria, etc.). It is also suggested to provide a more elaborate discussion under each heading to make the process clear to the public (e.g. what is an “alternative to?”).
- Section 5.1, page 4, second paragraph (In the event that a suitable....disadvantages to the environment): this discussion should be moved to the end of Section 5.

Section 6.0

- Recommend that this section include a description of known aspects of the existing environment (e.g. local tourist/cultural activities, type of geology in the area, local industry, etc.).

Section 6.2.4

- The title is not properly underlined.

Section 7.0

- As previously discussed, the Consultation Plan should address consultation with Aboriginal peoples separately from the public and other agencies. There should be a separate heading and specific plan to deal with the Aboriginal component. If the individual groups/communities have already been identified, that should also be included, as well as a list of interested parties (if any).

In addition, the following comments have been provided by other ministry reviewers for your consideration:

MOE Regional Office

Study Area, p. 16

- The Town of St. Marys is primarily an urban municipality with a limited hinterland. It is a separated municipality. One may argue that its search for candidate sites should not be limited to its corporate boundaries.
- Furthermore, the existing site is being considered as an option. I understand from the District Office that the present impact of this site extends outside of the municipality's corporate boundaries. We assume that any alternative considered within the study area will be assessed for its impact outside the study area.

Land Use, p. 7 (Sections 6.2.6.1 and 6.2.6.2)

- MOE has a guideline that applies to the assessment of land use proposals encroaching on landfill sites. The consultant should examine this guideline, determine its applicability and comment on what land use controls under the Planning Act will be necessary to prevent incompatibility and potentially limiting land use changes in the area surrounding candidate sites. The guideline (MOE Land Use D-4: Guideline Land Use on or Near Landfills and Dumps) can be found at MOE's public web site at:

<http://www.ene.gov.on.ca/envision/gp/2158.pdf>

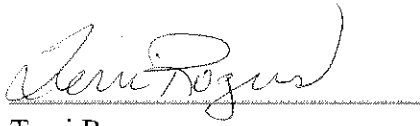
MOE District Office

- I am not sure what is normally considered appropriate for the determination of the "study area", but by limiting the study area to lands within the boundaries of the Separated Town of St. Marys, I believe there will be very few (if any) alternative options available beyond expanding the existing landfill.
- The proposed consultation approach does not include any formal communication with the Township of Perth South. The lands immediately across the street from the existing landfill are located within the Township of South Perth, not the Town of St. Marys. Given the fact that expanding the existing landfill will be considered as one of the alternatives, I wonder if it is not appropriate for the Township to be included in the consultation process.
- Section 4.2 of the ToR indicates that a "Site Study Area will consist of the candidate site plus all lands and waters located within a 1km radius of the candidate site's boundaries". The District supports this approach and I assume this approach will be taken even when the 1km radius extends into a neighboring municipality. This is especially important when considering potential impacts from an expansion of the existing landfill.

- It is the District's understanding that the Town of St. Marys is in the process of purchasing a parcel of land from St. Marys Cement that includes both the land on which the existing landfill is located and land adjacent to the existing landfill. The implications, if any, to the EA process should be identified. The District wrote a letter to the Town on this issue earlier this year (July 18, 2006).

Should you have any questions or concerns with this review, please contact me at 416-314-7184, or by email at terri.rogers@ene.gov.on.ca. I look forward to working with you on this project.

Regards,

A handwritten signature in cursive script, appearing to read "Terri Rogers", is written over a horizontal line.

Terri Rogers

**Ministry
of the
Environment**

2 St. Clair Avenue West
Floor 12A
Toronto, ON M4V 1L5

**Ministère
de
l'Environnement**

2, avenue St. Clair Ouest
Étage 12A
Toronto, ON M4V 1L5

Environmental Assessment and Approvals Branch

Tel: (416) 314-8001
Fax: (416) 314-8452

December 19, 2006

MEMORANDUM

TO: Jim Yardley
Conestoga-Rovers & Associates
651 Colby Drive
Waterloo ON N2V 1C2

FROM: Terri Rogers, Project Officer

RE: The Town of St. Marys Long Term Waste Management EA
Draft Terms of Reference
EA FILE NO. EA-02-08-01

Thank you for submitting the above-referenced Draft Terms of Reference (ToR) on November 16, 2006 to the Environmental Assessment Project Coordination Section (EAPC). The ToR will become a framework for the preparation and review of the Environmental Assessment (EA). EAPC is providing these pre-submission comments primarily on whether the ToR will enable an EA to be prepared in accordance with the requirements of subsection 6.2(c) of the *Environmental Assessment Act* (EAA).

We commend CRA and the proponent for their efforts in preparing a draft ToR, and I offer the following comments on the draft ToR for your consideration.

General Comments

- Make sure to reference and include any supporting documents/studies that may be appropriate in ensuring the Minister has all of the information necessary to make a decision. Did any study predate this proposed EA (i.e. a waste management study)? If so, that discussion should be included.
- Regardless of selected preferred 'alternative to,' improvements to diversion program should be further studied in EA, and therefore discussed in the ToR.

- Ensure the complete Consultation Record is submitted as supporting document.
- Ensure Aboriginal groups have been consulted prior to formal submission of ToR (i.e. during preparation), and document that consultation in the Consultation Record.
- A projection of future waste management needs (i.e. population growth rate and expected increase of gross tonnage) would also help to provide greater detail to the proposed undertaking. (i.e. how much waste is expected to be produced in that 40 year period?)
- Provide an explanation of “environment,” as provided in the EAA. This document needs to be written for the public to understand.
- Please note that, as we discussed by telephone, numerous comments have been recently made on the ToR submitted for the Municipality of French River that would also apply to this ToR and should therefore be reflected in the formal submission.

Specific Comments

Section 4.0

- Recommend changing the title from “EA Study Area” to “EA Search Area.” This will avoid confusion between “EA Study Area” and “Site Study Area.”

Section 5.0:

- This section is very difficult to follow. It is suggested that the information be provided under headings (for example: EA Process, Alternatives To, Alternative Methods, Evaluation Method, Evaluation Criteria, etc.). It is also suggested to provide a more elaborate discussion under each heading to make the process clear to the public (e.g. what is an “alternative to”?).
- Section 5.1, page 4, second paragraph (In the event that a suitable....disadvantages to the environment): this discussion should be moved to the end of Section 5.

Section 6.0

- Recommend that this section include a description of known aspects of the existing environment (e.g. local tourist/cultural activities, type of geology in the area, local industry, etc.).

Section 6.2.4

- The title is not properly underlined.

Section 7.0

- As previously discussed, the Consultation Plan should address consultation with Aboriginal peoples separately from the public and other agencies. There should be a separate heading and specific plan to deal with the Aboriginal component. If the individual groups/communities have already been identified, that should also be included, as well as a list of interested parties (if any).

In addition, the following comments have been provided by other ministry reviewers for your consideration:

MOE Regional Office

Study Area, p. 16

- The Town of St. Marys is primarily an urban municipality with a limited hinterland. It is a separated municipality. One may argue that its search for candidate sites should not be limited to its corporate boundaries.
- Furthermore, the existing site is being considered as an option. I understand from the District Office that the present impact of this site extends outside of the municipality's corporate boundaries. We assume that any alternative considered within the study area will be assessed for its impact outside the study area.

Land Use, p. 7 (Sections 6.2.6.1 and 6.2.6.2)

- MOE has a guideline that applies to the assessment of land use proposals encroaching on landfill sites. The consultant should examine this guideline, determine its applicability and comment on what land use controls under the Planning Act will be necessary to prevent incompatibility and potentially limiting land use changes in the area surrounding candidate sites. The guideline (MOE Land Use D-4: Guideline Land Use on or Near Landfills and Dumps) can be found at MOE's public web site at:

<http://www.ene.gov.on.ca/envision/gp/2158.pdf>

MOE District Office

- I am not sure what is normally considered appropriate for the determination of the "study area", but by limiting the study area to lands within the boundaries of the Separated Town of St. Marys, I believe there will be very few (if any) alternative options available beyond expanding the existing landfill.
- The proposed consultation approach does not include any formal communication with the Township of Perth South. The lands immediately across the street from the existing landfill are located within the Township of South Perth, not the Town of St. Marys. Given the fact that expanding the existing landfill will be considered as one of the alternatives, I wonder if it is not appropriate for the Township to be included in the consultation process.
- Section 4.2 of the ToR indicates that a "Site Study Area will consist of the candidate site plus all lands and waters located within a 1km radius of the candidate site's boundaries". The District supports this approach and I assume this approach will be taken even when the 1km radius extends into a neighboring municipality. This is especially important when considering potential impacts from an expansion of the existing landfill.

- It is the District's understanding that the Town of St. Marys is in the process of purchasing a parcel of land from St. Marys Cement that includes both the land on which the existing landfill is located and land adjacent to the existing landfill. The implications, if any, to the EA process should be identified. The District wrote a letter to the Town on this issue earlier this year (July 18, 2006).

Should you have any questions or concerns with this review, please contact me at 416-314-7184, or by email at terri.rogers@ene.gov.on.ca. I look forward to working with you on this project.

Regards,

Terri Rogers

Ministry
of the
Environment

2 St. Clair Avenue West
Floor 12A
Toronto, ON M4V 1L5

Ministère
de
l'Environnement

2, avenue St. Clair Ouest
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Tel: (416) 314-8001
Fax: (416) 314-8452

Environmental Assessment and Approvals Branch

Thursday, 21 December 2006

MEMORANDUM

TO: Terri Rogers
Project Officer
EA Terms Project Co-ordination Section
Environmental Assessment and Approvals Branch

FROM: D. Miller
Review Engineer
Air and Noise Section

RE: PROPOSED TERMS OF REFERENCE
Town of St Marys County of Perth, draft TOR
Waste Disposal Environmental Assessment
OUR FILE: EA - 0011 – 06, Your File EA-02-08-01-01

We have completed our review of the draft terms of reference submitted by the Town of St Marys. The document is entitled *AProposed Draft Terms of Reference for a Waste Disposal Environmental Assessment @* and was dated November 2006.

Based on our review of the aforementioned document, we submit the following noise comments:

The terms of reference document did not address noise in great detail. Noise is only casually mentioned in sections 5.1 and 6.2.61. Hence the following comments are generalized for a typical land fill site.

1.0 SOUND LEVEL LIMITS

The limits for sound levels due to activities at a land fill site at the point of reception in a residential or other noise sensitive areas are 45 dBA in any hour of the night, 7:00 PM to 7:00 AM, and, 55 dBA in any hour of the day, 7:00 AM to 7:00 PM.

The above limits are applicable under the following conditions:

- a) The existing background sound environment is assumed to be rural, i.e. the daytime and night-time background noise levels are normally below the aforementioned limits. Should the environment be dominated by noise sources of man-made activity, such as industry, commerce or road traffic, which produce noise levels in excess of these limits, the higher noise levels may be used as the applicable limits.
- b) The landfill operation normally involves only "construction equipment" and/or "motorized conveyances".
- c) If the condition in clause (b) is fulfilled, the site is not considered to be a stationary source, and will not be governed by the noise level limits set out in Ministry Publications NPC-205 and NPC-232.
- d) If a land fill site utilizes equipment that does not fall under the aforementioned definitions of "construction equipment" or "motorized conveyances", the site is considered to be a stationary noise source, and will be governed by the noise level limits set out in Ministry Publications NPC-205 and NPC-232 .

2.0 NOISE SENSITIVE POINTS OF RECEPTION

The noise emissions from the stationary source must be assessed at noise sensitive receptors or what is described in Ministry Publications NPC-205/232 as a *Point of reception* .

A "*Point of reception*" Means any point on a premises where sound or vibration originating from other than those premises is received. The point of reception may be located on any of the following existing or zoned for future use premises: permanent or seasonal residences, hotels/motels, nursing/retirement homes, rental residences, hospitals, camp grounds, and noise sensitive buildings such as schools and places of worship.

Other technical terms used in this Publication are defined in Ministry Publication NPC-101 - Technical Definitions.

3.0 WASTE TRANSFER STATION

- (i) A waste transfer station is classified as a stationary source of noise. Stationary sources of noise must be assessed in accordance with Ministry Publications NPC-205 or NPC-232 , whichever is applicable .

- NPC-205, Sound Level Limits for Stationary Sources in Class 1 & 2 Areas

(Urban)

- NPC-232, Sound Level Limits for Stationary Sources in Class 3 Areas
(Rural)

- (ii) The following sources of noise from the waste disposal operations should also be specifically addressed.
 - a) facilities for reception, storage and processing of waste,
 - b) equipment used in the processing of the waste
 - b) ventilation equipment utilized in the subject buildings
 - c) off-site source vehicles

4.0 TRUCK TRAFFIC

Access roads to the stationary noise source shall be selected in a manner so as to minimize the noise impacts from all vehicles travelling to and from the site. The selection process shall be based on a detailed quantitative assessment of the noise impacts on the individual receptors and on the number of affected receptors along each alternative route. The municipality and the affected residents must be informed of any potential increases in traffic noise due to the vehicles travelling to/from the site.

5.0 CONSTRUCTION EQUIPMENT

The EA document should also note that noise emissions from construction equipment are subject to the limits set out in Ministry Publication NPC-115.

6.0 ACOUSTIC REPORTS

The acoustic report must also be prepared in accordance with Ministry Publication NPC-233, Guidelines on Information Required for the Assessment of Planned Stationary Sources of Sound.

Should you have any questions, please contact Denton Miller at 416-314-8310.

Victor Low
Supervisor
Air and Noise Unit
Environmental Assessment and Approvals Branch

APPENDIX C.3

DRAFT PROPOSED TERMS OF REFERENCE -
AGENCY CORRESPONDANCE

Ministry of Transportation

Engineering Office
Planning and Design Section
Southwestern Region

659 Exeter Road
London, Ontario N6E 1L3
Telephone: (519) 873-4550
Facsimile: (519) 873-4600

Ministère des Transports

Bureau du génie
Section de planification et de conception
Région du Sud-Ouest

659, chemin Exeter
London (Ontario) N6E 1L3
Téléphone: (519) 873-4550
Télécopieur: (519) 873-4600



Rec'd. CRA
DEC 15 2006

December 7, 2006

Conestoga-Rovers & Associates
651 Colby Drive
Waterloo, ON
N2V 1C2

Via Mail &
Fax 519-884-0525

Attn: Jim Yardley, P. Eng.

RE: Long Term Waste Management Environmental Assessment
Draft Proposed Terms of Reference
Town of St. Marys
County of Perth – Highway 7 & 8

Thank you for providing the Ministry of Transportation with a draft copy of the Terms of Reference, which will provide a framework for the preparation of an EA to establish a new landfill for the Town of St. Marys. As the study progresses, the ministry will provide comments in accordance with the requirements of ministry highway access control policies and the *Public Transportation and Highway Improvement Act*.

Development of land within a specified Permit Control Area adjacent to Provincial Highways is subject to ministry review and approval. Ministry Building/Land Use, Entrance, Encroachment and Sign permits may be required from the Ministry of Transportation before any grading/construction commences. Site Study Areas will be reviewed to identify potential negative impacts to Provincial Highway 7&8, and what action can be taken to address the conflict.

Should you have any questions, please do not hesitate to call.

Regards,



John Morrissey
Regional Development Review Coordinator
Planning and Design Section
Southwestern Region

c. S. Vokes, Owen Sound Operations

Ministry of Transportation

Engineering Office
Planning and Design Section
Southwestern Region

659 Exeter Road
London, Ontario N6E 1L3
Telephone: (519) 873-4550
Facsimile: (519) 873-4600

Ministère des Transports

Bureau du génie
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Région du Sud-Ouest

659, chemin Exeter
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Téléphone: (519) 873-4550
Télécopieur: (519) 873-4600



December 7, 2006

Conestoga-Rovers & Associates
651 Colby Drive
Waterloo, ON
N2V 1C2

Via Mail &
Fax 519-884-0525

Attn: Jim Yardley, P. Eng.

RE: Long Term Waste Management Environmental Assessment
Draft Proposed Terms of Reference
Town of St. Marys
County of Perth – Highway 7 & 8

Thank you for providing the Ministry of Transportation with a draft copy of the Terms of Reference, which will provide a framework for the preparation of an EA to establish a new landfill for the Town of St. Marys. As the study progresses, the ministry will provide comments in accordance with the requirements of ministry highway access control policies and the *Public Transportation and Highway Improvement Act*.

Development of land within a specified Permit Control Area adjacent to Provincial Highways is subject to ministry review and approval. Ministry Building/Land Use, Entrance, Encroachment and Sign permits may be required from the Ministry of Transportation before any grading/construction commences. Site Study Areas will be reviewed to identify potential negative impacts to Provincial Highway 7&8, and what action can be taken to address the conflict.

Should you have any questions, please do not hesitate to call.

Regards,

John Morrissey
Regional Development Review Coordinator
Planning and Design Section
Southwestern Region

c. S. Vokes, Owen Sound Operations

Ministry of Culture

Culture Policy, Program and
Services Division
400 University Avenue
4th Floor
Toronto ON M7A 2R9

Ministère de la Culture

Division des politiques, des programmes
et des services culturels
400, avenue University
4^e étage
Toronto (ON) M7A 2R9



December 11, 2006

Mr. Jim Yardley
Conestoga-Rovers & Associates
651 Colby Drive
Waterloo, ON N2V 1C2

**Re: Town of St. Marys
Long Term Waste Management Environmental Assessment
Draft Proposed Terms of Reference**

Dear Mr. Yardley,

Thank you for contacting the Ministry of Culture (MCL) regarding the proposed Terms of Reference for a Long Term Waste Management Environmental Assessment for the Town of St. Marys.

MCL's interest in this undertaking relates to our mandate of conserving, protecting and preserving Ontario's heritage. MCL would therefore be interested in remaining on the circulation list and being informed of the project as it proceeds.

The Ministry of Culture (MCL) generally supports the proposed process. However, we have the following comments and recommendations:

1. Summary of the proposed Environmental Assessment Terms of Reference

In the submission, the proponent is interested in knowing whether MCL's mandated responsibilities will be addressed if the Environmental Assessments were to be completed as proposed in each of the Terms of Reference. Should any concerns be identified, MCL should indicate any modifications necessary to address our mandated responsibilities.

According to the documentation provided, the Corporation of the Town of St. Marys has defined the undertaking, which will be the establishment of new waste disposal capacity capable of receiving post-diversion municipal solid waste from the Town over a 40-year planning period.

2. Recommendations:

- On item 5.1 (EA Methodology), we understand that the methodology is described in overview and will be drafted in detail for review and comment. We would like to see that the protection of cultural heritage resources as one of the considerations. We recommend that the following be included: the identification of any impact a proposed development or site alteration may have on the cultural heritage resources and evaluation and/or recommendation of alternative conservation methods to mitigate the impact of a proposed development or site alteration on cultural heritage resources.

For the Evaluation Criteria, we would like to see that any impact (direct or indirect, physical or aesthetic) of the proposed development or site alteration on a cultural heritage resource must be identified. The effectiveness of any proposed conservation or mitigative or avoidance

measures must be evaluated on the basis of established principles, standards and guidelines for heritage conservation. Where an impact on a cultural heritage resource is identified, and the proposed conservation or mitigative measures including avoidance, are considered ineffective, other conservation or mitigative measures, or alternative development or site alteration approaches must be recommended.

- On item 6.2.4 (Cultural Heritage and Archaeology), we feel that our mandated responsibilities under the Ontario Heritage Act can be met. It is our preference that the wording of this section be improved to reflect the type(s) of studies that will be required.

Specifically, rather than stating that "cultural heritage and archaeological resources within the Site Study Area(s) will be evaluate and/or studied in accordance with the requirements of the Ontario Heritage Act (...)", it may be more precise to indicate that a licensed consulting archaeologist will be retained to prepare an inventory of all known and/or unverified archaeological sites, and to prepare an evaluation of archaeological potential in those areas where the facility may be proposed (preferred and alternatives). All areas that have been identified as having archaeological potential, and that will be impacted by activities related to this project, will require a field assessment to identify the presence of archaeological remains. If identified archaeological sites are determined to have cultural heritage value, then they can be mitigated through avoidance or documented through archaeological excavation. No demolition, grading, filling, or any form of soil disturbances, should take place in the areas proposed to be impacted prior to the receipt and review of the archaeological assessment report(s) by the Ministry of Culture.

All archaeological work must be performed by a consultant licensed by this Ministry, and all work must be conducted in accordance to the Ministry's Archaeological Assessment Technical Guidelines (1993), or successor document. Prior to the clearance of this concern, this office will require an opportunity to review the results of the archaeological resource assessment, as well as the results of any subsequent mitigation programs.

In addition, we would expect that a heritage impact assessment (for built heritage and cultural heritage landscapes) for the preferred and alternative locations be prepared by a qualified heritage specialist, as part of this EA process. The heritage impact assessment will include:

- a complete inventory of cultural heritage resources (built heritage and cultural heritage landscapes),
- identification of any impact that the proposed development will have on cultural heritage resources,
- explanation of what conservation or mitigative measures, or alternative development or site alteration approaches are recommended to minimize or avoid any impact on the cultural heritage resource, and
- if applicable, clarification of why some conservation or mitigative measure, or alternative development or site alteration approaches are not appropriate.

Please note that the Thames River is designated as a Canadian Heritage River.

For the heritage impact assessment (for built heritage and cultural heritage landscapes), as a minimum, the heritage specialist shall be a member in good standing with the Canadian Association of Professional Heritage Consultants (CAPHC) and have demonstrated knowledge of pertinent Ontario policies and procedures for cultural heritage, of the *Standards and Guidelines for the Conservation of Historic Places in Canada*, and demonstrated experience in fulfilling the requirements of an environmental assessment for built heritage and cultural heritage landscapes.

Please find attached to this letter the Legislative Framework for Cultural Heritage Protection.

This Ministry currently reviews archaeological matters separately from built heritage and cultural heritage landscape matters. For information on built heritage and cultural heritage landscape matters, please contact Karla Barboza. For information on archaeological matters, please contact John MacDonald.

We look forward to the opportunity to review the results of the Environmental Assessment. Please do not hesitate to contact us if you have any questions regarding best practices and the expectations of this Ministry for the conservation of cultural heritage resources.

Sincerely,

Karla Barboza
Conservation Advisor

Ministry of Culture
Policy Branch
Heritage Policy and Program Development Unit

Tel: (416) 314-7120 Fax: (416) 314-7790
email : karla.barboza@ontario.ca

John MacDonald
Heritage Planner/Archaeologist

Ministry of Culture
Program and Services Branch
Heritage Operations Unit

Tel:(519) 675-7742 Fax:(519) 675-7777
email: john.d.macdonald@ontario.ca

cc. Lorrie Pella, MCL Heritage Policy and Program Development Unit, Manager
Michael Johnson, MCL Heritage Operations, Manager
George Potter, MCL Regional Services Branch, Manager Southwest Region
Terri Rogers, MOE Project Coordination Section, Project Officer

Ministry of Culture – December 11, 2006
Re: Town of St. Marys
Long Term Waste Management Environmental Assessment
Draft Proposed Terms of Reference

Attachment - Legislative Framework for Cultural Heritage Protection

- a) The Minister of Culture (MCL) is responsible for the administration of the *Ontario Heritage Act* and is responsible for determining policies, priorities and programs for the conservation, protection and preservation of Ontario's heritage, which includes cultural heritage landscapes, built heritage and archaeological resources.

Furthermore, under the *Ontario Heritage Act*, the Minister of Culture is responsible for licensing archaeologists conducting archaeological fieldwork for proponents under the *Planning Act* and *Environmental Assessment Act*. As a term and condition of the license, archaeologists must follow standards and guidelines set out by the Ministry of Culture. MCL is currently updating the standards and guidelines for archaeological fieldwork and reporting. They are planned for release in 2006, with implementation to begin in 2007.

- b) In Ontario, environmental assessments are undertaken under the *Ontario Environmental Assessment Act*. The purpose of the Act is to provide for the protection, conservation and wise management of Ontario's environment. The Act defines environment in a broad sense that includes natural, social, cultural, economic and built environments. This broad definition of the environment makes the assessment of the impact of the undertaking on cultural heritage resources part of the standard environmental assessment process in Ontario. Environmental assessments made under the EA Act therefore assess and address the impact of the undertaking on cultural heritage resources.
- c) The *Planning Act* sets out the legislative framework for land use planning in Ontario and lists matters of provincial interests, which include the conservation of cultural heritage resources. Section 3 of the Planning Act requires that decisions that affect planning matters "shall be consistent with" Provincial Policy Statement (PPS) under the Act.

Engler, Kerrie

From: Yardley, Jim
Sent: Monday, December 11, 2006 3:55 PM
To: Filing; Engler, Kerrie
Subject: Draft Proposed Terms of Reference -Min. of Culture comments (CRA 645-15)
Attachments: CRA_st marys_tor for waste management_11Dec06.pdf

From: Barboza, Karla (MCL) [mailto:Karla.Barboza@ontario.ca]
Sent: Monday, December 11, 2006 3:53 PM
To: Yardley, Jim
Cc: Macdonald, John (MCL); Pella, Lorrie (MCL); Johnson, Michael (MCL); Potter, George (MCI); Rogers, Terri (ENE)
Subject: Town of St. Marys - Draft Proposed Terms of Reference

Dear Mr. Yardley,

Please find attached Ministry of Culture's comments regarding the Draft Proposed Terms of Reference for the Long Term Waste Management Environmental Assessment - Town of St. Marys.

<<CRA_st marys_tor for waste management_11Dec06.pdf>>

Regards,
Karla

KARLA BARBOZA | Conservation Advisor
Ministry of Culture

400 University Avenue, 4th Floor
Toronto, Ontario M7A 2R9
T 416-314-7120 | F 416-314-7790
Email: karla.barboza@ontario.ca



NOV 02 2006

Votre référence - Your file

Notre référence - Our file

B8260-12

Jim Yardly
Project Manager
Constoga Rovers & Associates Town of St. Marys
651 Cloby Drive
WATERLOO ON N2V 1C2

Dear Mr. Yardly:

Re: Town of St. Marys Ontario, Terms of Reference, Environmental Assessment Study Long Term Waste Management, Schedule 'A'

This letter is in response to your telephone enquiry October 30, 2006 to Nadia Bartolini as to whether there were any First Nation land claims in the above noted area.

We have conducted a search of our records and determined that no specific claims have been submitted in the area of interest. Although no specific claims hinder the proposed construction identified above have been filed to date, we cannot make any representations regarding potential or future claims.

Please rest assured that it is the policy of the Government of Canada as expressed in *Outstanding Business: A Native Claims Policy* that "In any settlement of specific native claims the government will take third party interests into account. As a general rule, the government will not accept any settlement which will lead to third parties being dispossessed".

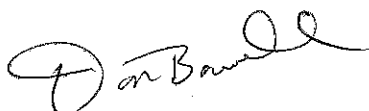
We can only speak directly to claims filed under the Specific Claims Policy for the Province of Ontario. We cannot make any comments regarding potential or future claims, or claims filed under other departmental policies. This includes claims under Canada's Comprehensive Claims Policy or legal action by First Nations against the Crown. You will have to contact the Comprehensive Claims Branch at (819) 994-7521 or the Litigation Management and Resolution Branch at (819) 934-2185 directly for more information.

.../2

Specific Claims has developed a "Public Information Status Report" on all claims which have been submitted to date. This information is available to the public on the Indian and Northern Affairs Canada website and can be found at http://www.ainc-inac.gc.ca/ps/clm/pis_e.html

I hope this information will assist you in any further queries. As there are no claims in the affected area, it is not necessary to keep this office informed of the project's progress. I trust that this satisfactorily addresses your concerns. If you wish to discuss this matter further please contact me at (819) 956-2258.

Yours sincerely,

A handwritten signature in black ink, appearing to read "Don Boswell". The signature is written in a cursive style with a large initial "D" and a long, sweeping underline.

Don Boswell
Claims Analyst
Ontario Research Team
Specific Claims Branch



Canadian Environmental
Assessment Agency

55 St-Clair Avenue East
9th Floor, Room 907
Toronto, Ontario
M4T 1M2

Agence canadienne
d'évaluation environnementale

55 Avenue St-Clair Est
9ième étage, pièce 907
Toronto, Ontario
M4T 1M2

Rec'd CRA
NOV 17 2006

November 9, 2006

Mr. James R. Yardley
Conestoga-Rovers & Associates
651 Colby Drive
Waterloo ON
N2V 1C2

Dear Mr. Yardly,

**Re: Town of St. Marys, St. Mary's Long-Term Waste Management
Environmental Assessment, Public Information Open House**

Thank you for your letter of October 26, related to the above-noted project.

The *Canadian Environmental Assessment Act* (the Act) applies to federal authorities when they contemplate some action in relation to a project that would enable it to proceed in whole or in part. A federal environmental assessment may be required when a federal authority:

- (a) is the proponent of a project;
- (b) provides financial assistance to the proponent;
- (c) makes federal lands available for the project; or
- (d) issues certain permits or licences, or other approvals.

In the case of projects that are subject to the Ontario *Environmental Assessment Act*, if there is uncertainty as to whether the Act may also apply, the Agency can help proponents answer this question. For projects that are subject to the Act, the Agency will act as the federal environmental assessment coordinator and facilitate the involvement of the federal authorities in a co-ordinated assessment aimed at meeting all agencies' needs simultaneously.

.../2



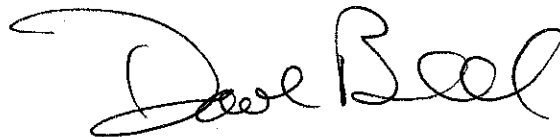
In order for the Agency to undertake either of these roles, it must have a project description that can be distributed to various federal authorities to determine their interest in the project. It is recognized that at the early stages of the planning process, there may not be much detailed information to provide. However, proponents should try to provide some information on:

- the nature of the project and its location;
- federal issues relevant to the project, such as fisheries habitat, navigable waters, migratory birds, etc.
- whether federal funding is being contemplated or federal lands are required.

To better assist proponents, the Agency has developed an Operational Policy Statement, which provides guidance in preparing project descriptions. This is available on the Agency's website at:
http://www.ceaa-acee.gc.ca/013/0002/ops_ppd_e.htm

If your purpose in sending us notification of your project is to identify any federal interests, please be aware that simple notification will not be sufficient. A project description will be required. If you have any questions regarding this matter, please contact the undersigned at 416-952-1574.

Sincerely,

A handwritten signature in black ink that reads "Dave Bell". The signature is fluid and cursive, with a large initial "D" and "B".

Dave Bell, Program Officer
Canadian Environmental
Assessment Agency, Ontario Region

DB/js

c.c.: Mayor Tony Winter, Town of St. Marys
Bruce Grant, Town of St. Marys
Kevin Luckhardt, Town of St. Marys
Catherine McLennon, Ministry of the Environment
Kerrie Engler, Conestoga-Rovers & Associates

Engler, Kerrie

From: Yardley, Jim
Sent: Wednesday, December 06, 2006 2:44 PM
To: Engler, Kerrie; Filing
Subject: Town of St. Mary's Long Term Waste Management Plan - CEAA Comments (CRA 645-15)

From: Bell,Dave [CEAA] [mailto:Dave.Bell@ceaa-acee.gc.ca]
Sent: Wednesday, December 06, 2006 2:30 PM
To: Yardley, Jim
Cc: Bell,Dave [CEAA]
Subject: Town of St. Mary's Long Term Waste Management Plan

Jim:

I will be the Agency contact for the Terms of Reference being developed for the above noted project, please update the project distribution list accordingly.

The Agency notes that the Town plans to coordinate the Provincial EA requirements with any federal EA requirements under the Canadian Environmental Assessment Act. We also note that you have included wording from the:

"Advice to Proponents at the Terms of Reference Stage for a Coordinated Federal/Provincial Environmental Assessment Process

Federal Screening under the Canadian Environmental Assessment Act and Individual Environmental Assessment under the Ontario Environmental Assessment Act". Based on the inclusion of this text, the Agency has no additional comments on the Terms of Reference. IF you require copy of this document or the figures that are associated with it I can provide this to you.

If you have any questions please give me a call.

Dave Bell

Senior Program Officer | Agent de programme
416-952-1574 | facsimile / télécopieur 416-952-1573
Dave.bell@ceaa-acee.gc.ca <http://www.ceaa-acee.gc.ca>
Canadian Environmental Assessment Agency,
Ontario Region | 55 St. Clair Avenue East
Suite 907 Toronto ON M4T 1M2
Agence canadienne d'évaluation environnementale, Région de l'Ontario
55 avenue St. Clair Est pièce 907 Toronto ON M4T 1M2
Government of Canada | Gouvernement du Canada



CHAMBRE DES COMMUNES
HOUSE OF COMMONS

Rec'd. CRA

NOV 29 2006

November 22, 2006

Mr. Jim Yardley, P.Eng.
Conestoga-Rovers & Associates
651 Colby Drive
Waterloo, ON N2V 1C2



Gary Schellenberger

M.P.

Perth - Wellington

Dear Mr. Yardley:

I am writing to thank you for keeping me apprised of your work with the Town of St. Marys on their waste management Environmental Assessment.

Your efforts to keep me and other stakeholders aware of the process are timely and much appreciated.

I truly appreciate you working with my office and giving me the opportunity to correspond with you. It is my privilege to serve as the federal Member of Parliament for Perth-Wellington. If I may be of additional assistance with this, or any other federal matter, please do not hesitate to contact me.

Sincerely,

Gary Schellenberger, MP
Perth-Wellington

House of Commons

Room 06, Justice Building
Ottawa, Ontario
K1A 0A6

TEL: (613) 992-6124

Fax: (613) 998-7902

E-mail: schelg@parl.gc.ca

*Constituency
Offices*

544 Huron Street
Stratford, ON N5A 5T9
Tel: (519) 273-1400
Fax: (519) 273-9045
Toll-Free: 1-866-303-1400
E-mail: schelg1@parl.gc.ca

248 Main St. N.
P.O. Box 1479
Mount Forest, ON N0G 2L0
Tel: (519) 323-4390
Fax: (519) 323-0202
E-mail: mp@wightman.ca

Yardley, Jim

From: Stone, Mike (MNR) [mike.stone@mnr.gov.on.ca]
Sent: Tuesday, November 21, 2006 2:29 PM
To: Yardley, Jim
Cc: Malhiot, Mike (MNR)
Subject: Town of St. Marys Long Term Waste Management Environmental Assessment

Dear Mr. Yardley,

Thank you for providing this office with a copy of the Draft Terms of Reference for the Waste Disposal Environmental Assessment study for the Town of St. Marys. The Ministry's interests lie in ensuring the protection of natural heritage features such as wetlands, woodlands, fish habitat and rare species. The Ministry also has an interest in the protection of mineral aggregate resources (existing operations and resource areas). These features should be given the appropriate level of consideration and protection through this study.

The Ministry has no specific comments concerning the Terms of Reference. Please continue to circulate new information as it becomes available.

Kind Regards,

Mike Stone

—
Mike Stone
District Planner
Ministry of Natural Resources
Guelph District



RECORD OF TELEPHONE CONVERSATION

DATE: Nov. 23, 2006 REFERENCE NO.: 645-15
TO/FROM: Barbara MacComb TELEPHONE NO.: 819-953-4667
COMPANY: Indian and Northern Affairs Canada (INAC) TIME: AM/PM 8:30 am
RE: St. Marys Long Term Waste EA (ToR) OUTGOING CALL INCOMING CALL

Clarification regarding the contacts for INAC in Ottawa for the St. Marys Long Term Waste Environmental Assessment Program.

Several documents have been sent to the same office for review and comment. INAC would like a single point of contact for the Ottawa office. Distribution to the other INAC offices or litigation area, should remain as separate contacts.

The following should be removed from our distribution list:

- Maire-Laurence Daigle
- Ralph Vachon
- Lousie Trepanier

The following should be the single point of contact for INAC in Ottawa with regard to the normal day-to-day operations of INAC:

- Don Boswell, Sr. Claims Analyst, Ontario Team, (same address as removals)

Notes:

Kerrie Engler to update the Distribution List and confirm contact information on list with Barbara.

SIGNATURE: _____

J. Yardley

JIM YARDLEY

Page 1 of 1



Affaires indiennes
et du Nord Canada
www.ainc.gc.ca

Indian and Northern
Affairs Canada
www.inac.gc.ca

Rec'd. CRA
DEC - 1 2006

NOV 28 2006

Votre référence - Your file

Notre référence - Our file

.Conestoga - Rovers and Associates
651 Colby Drive
WATERLOO ON N2V 1C2

Attn: Jim Yardley, P. Eng.,

RE: Town of St. Marys
Long Term Waste Management Environmental Assessment
Draft Proposed Terms of Reference

Dear Mr. Yardley,

I am responding to your request of information sent to the Comprehensive Claims Branch, by mail, on November 16 2006. We can confirm that there are no comprehensive claims in the Town of St. Marys, Ontario. We cannot make any comments regarding potential or future claims, or claims filed under other departmental policies. This includes claims under Canada's Specific Claims Policy or legal action by the First Nation against the Crown. For more information, I suggest you contact Audrey Stewart, Director General, Specific Claims Branch at (819) 994-2323 and Franklin Roy, Director General, Litigation Management and Resolution Branch at (819) 997-3582.

Yours truly,

Gail Mitchell
Director
Policy and Coordination Directorate
Comprehensive Claims Branch
(819) 953-2909

Engler, Kerrie

From: Engler, Kerrie
Sent: Thursday, November 30, 2006 12:07 PM
To: 'Silver, Barry (OSAA)'; 'Gill, Surinder Singh (OSAA)'; 'maccomb@inac.gc.ca'; 'Terri.Rogers@ontario.ca'
Cc: Yardley, Jim; Filing
Subject: 000645-15 Revised St. Marys Master Distribution List
Attachments: GRT_excluding_MOE 10-23-06.doc; St. May's Landfill

Good morning Ms. MacComb,

Further to our conversation today, our Master Distribution List will reflect the following changes for future distribution of materials to the Department of Indian and Northern Affairs (INAC) in Gatineau:

- Mr. Don Dowell, Specific Claims Branch will replace Marie-Laurence Daigle (who had replaced Mary Anne Pearce);
- Ralph Vachon, a clerk within the Ontario Reserach Team of INAC will be removed from the list; and
- Louise Trepanier, Comprehensive Claims Branch and Franklin Roy, Litigation Management and Resolution Branch will remain on the list.

As discussed, I have appended correspondence from OSSA (Note: open using MS Word) and MOE Distribution Lists for your review. As discussed, through this email I will inform the agencies of the above described changes as follows:

Mssrs. Barry Silver and Surinder Singh Gill : please update your contact list to change Mary Anne Pearce to Don Boswell (w/ same address and contact information), and further, to change Robert Ratcliffe, Deputy Director, Crown Law Office - Civil to: Mr. Grant Wedge, Civil Actions, Ministry of the Attorney General, 8th Floor, 720 Bay St. Toronto, ON M5G 2K1 Tel. (416) 326-4128

Ms. Terri Rogers: please update your Environmental Assessment Government Review Team Master Distribution List to change Marie-Laurence Daigle to Don Boswell (same address and contact information).

Thank you for your time. Should you have any comments on the above please do not hesitage to conact me at 519-884-0510 or our MOE Project Officer at:

Terri Rogers

Project Officer

Environmental Assessment and Approvals Branch

Ministry of the Environment

2 St. Clair Avenue West

Floor 12A

Toronto, ON M4V 1L5

Phone (416) 314-7184

Fax (416) 314-8452

12/20/2006

www.ene.gov.on.ca

Regards,

Kerrie

Kerrie A. Engler, MCIP, RPP

Environmental Planner

Conestoga-Rovers & Associates Ltd.

651 Colby Drive, Waterloo, Ontario, Canada

N2V 1G2

T: 519.884.0510 x 2248

F: 519.884.0525

E: kengler@CRAworld.com

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Engler, Kerrie

From: Engler, Kerrie
Sent: Tuesday, December 05, 2006 3:56 PM
To: 'Gill, Surinder Singh (OSAA)'; Yardley, Jim
Cc: Filing
Subject: 000645 St. Mary's Landfill

Good afternoon Mr. Surinder Singh,

As you will forward final approved comments at a later date I wished to clarify two points with you:

1. Please direct correspondence to Mr. Jim Yardley, P. Eng. Conestoga-Rovers & Associates Ltd. 651 Colby Drive Waterloo, ON N2V 1C2
2. Please correct the spelling of Mr. Don Boswell of INAC

Your response and this information are helpful and timely.

Thank you

Kerrie Engler

From: Gill, Surinder Singh (OSAA) [mailto:Surinder.Singh.Gill@ontario.ca]
Sent: Tuesday, December 05, 2006 3:48 PM
To: Engler, Kerrie
Subject: RE: 000645 St. Mary's Landfill

December 5, 2006

Dear Mr. Engler,

Please find our preliminary comments. I will be forwarding to your office the final approved comments at a latter date including the lands claims status.the letter will be addressed as follow:

Kerrie A. Engler, MCIP, RPP
Environmental Planner
Conestoga-Rovers & Associates Ltd.
651 Colby Drive
Waterloo, ON
N2V 1C2

Dear Kerrie A. Engler:

RE: 000645 St. Mary's Landfill

Thank you for your email dated November 10, 2006 to Mr. Barry Silver of the Ontario Secretariat for Aboriginal Affairs (OSAA) regarding the above noted project. We would like to apologize for the delay in responding to your request.

The mandated responsibilities of the Ontario Secretariat for Aboriginal Affairs (OSAA) include conducting land claim negotiations and finalizing and implementing land claim settlement agreements on behalf of the Province.

In response to your email to me , OSAA notes that the project could impact or be of interest to Aboriginal peoples.

and recommends that you contact the following First Nations:

Chippewas of the Thames
R. R. #1
MUNCEY, Ontario
N0L 1Y0

Munsee-Delaware Nation
R. R. #1
MUNCEY, Ontario
N0L 1Y0

Oneida Nation of the Thames
2212 Elm Avenue
SOUTHWOLD, Ontario
NOL 2G0

In addition, OSAA recommends that you contact the following organizations that represents a number of First Nations to ask whether there are other First Nations who may be interested in the project and wish to provide comments.

Anishnabek Nation
(Union of Ontario Indians)
Nipissing First Nation (head office)
P.O. Box 711
NORTH BAY, Ontario
P1B 8J8
PH: 705 497-9127
FX: 705 497-9135

Association Of Iroquois And Allied Indians
387 Princess Avenue
LONDON, Ontario
N6B 2A7
PH: 519 434-2761
FX: 519 679-1653

As well, the Government of Canada sometimes receives claims that Ontario does not receive, or with which Ontario does not become involved. The Government of Canada contacts have changed since the last correspondence. For information about possible claims in the area, OSAA recommends the proponent contact the following federal contacts:

Don Dowell
A/Sr Claims Analyst
Ontario Research Team
Indian and Northern Affairs Canada
10 Wellington St.
Gatineau, QC K1A 0H4
Tel: (819) 953-1940
Fax: (819) 997-9873

Louise Trepanier
Director, Claims East of Manitoba
Comprehensive Claims Branch
Indian and Northern Affairs Canada
10 Wellington St., 8th Floor
Gatineau, QC K1A 0H4
Tel: (819) 994-1211
Fax: (819) 953-3109

OSAA notes that sometimes projects fall within an area subject to litigation. For further information on the nature of possible litigation, its status and the litigation process, OSAA recommends you call or write the following Ministry of the Attorney General contact:

Grant Wedge, Counsel
Crown Law Office
Ministry of the Attorney General
8th floor, 720 Bay St.
Toronto, ON M5G 2K1
Tel: (416) 326-4112

For future E.A. inquiries direct your correspondence to Pam Wheaton. You may contact me at (416) 314-6781 for follow up inquiries.

Thanks for your cooperation

Surinder

Surinder Singh Gill
Policy Advisor,
Policy and Relationships Branch
Ontario Secretariat for Aboriginal Affairs
720, Bay Street, 4th Floor
Toronto, ON
M5G 2K1
Phone: (416) 314-6781
email: surinder.singh.gill@osaa.gov.on.ca

-----Original Message-----

From: Engler, Kerrie [mailto:kengler@croworld.com]
Sent: November 10, 2006 11:24 AM
To: Gill, Surinder Singh (OSAA)
Cc: Yardley, Jim
Subject: 000645 St. Mary's Landfill

Mr. Singh Gill,
Further to our conversation this morning please see attached mapping, which provides the regional context of the Town of St. Marys in proximity to Stratford, Woodstock et al.

Regards,
Kerrie

From: Gill, Surinder Singh (OSAA) [mailto:Surinder.Singh.Gill@ontario.ca]
Sent: Friday, November 10, 2006 11:00 AM
To: Engler, Kerrie
Subject: RE: 000645 St. Mary's Landfill

Good Morning Kerrie,

Please send me the exact location with the map, as promised I will respond to your request on Tuesday, November 14

Thanks for your cooperation

Surinder

Surinder Singh Gill
Policy Advisor,
Policy and Relationships Branch
Ontario Secretariat for Aboriginal Affairs
720, Bay Street, 4th Floor
Toronto, ON
M5G 2K1
Phone: (416) 314-6781
email: surinder.singh.gill@osaa.gov.on.ca



Transport Canada Transports Canada

Rec'd. CRA

JAN - 2 2007

Programs Branch
Environment and Engineering
4900 Yonge Street, 4th Floor
Toronto, ON
M2N 6A5

December 27, 2006

Your file
000645 (30)

Our file
EA 1426

Jim Yardley
Conestoga-Rovers & Associates
651 Colby Drive
Waterloo, ON
N2V 1C2

**Subject: Town of St. Marys, County of Perth
Review of the "Proposed Draft Terms of Reference For A Waste Disposal
Environmental Assessment" - Dated November 2006**

Mr. Yardley:

Thank you for your letter dated November 16, 2006 along with the attached above-mentioned document regarding a proposed waste disposal facility to be owned and operated by the Town of St. Marys. Monique Mousseau, Regional Manager of Environment & Engineering, has asked me to respond on her behalf. Please note that any future project information and correspondence should be addressed to me as the Transport Canada EA officer assigned to this file.

As the federal department responsible for maintaining the safety of Canada's transportation systems, Transport Canada is concerned with the risks posed by impacts between aircraft and birds. For this reason, waste facility proposals are reviewed to determine their potential to influence the probability, frequency and severity of this problem. It is our position that all waste facilities should include the implementation of a bird management plan which addresses aviation safety criteria, and that these facilities should commit to operating as bird-free sites. We note three significant airports in the local area:

- Region of Waterloo International Airport (approximately 72 kms to the north-east of St. Marys);
- London International Airport (approximately 33 kms south of St. Marys); and,
- Stratford Municipal Airport (about 6-km north-east of the City of Stratford and approximately 22 kms north-east of St. Marys).

We have reviewed the draft Terms of Reference that you provided. We recognize that this proposed facility and provincial EA is currently at an early planning stage and that it may be impractical to undertake a detailed evaluation of bird hazards for each site alternative and disposal method to be considered during the EA process. Therefore, we recommend that you (and the

Continues...

Town) keep in mind the following general guidance when selecting a preferred site and disposal method:

- Seek to avoid developments that would attract birds into proximity with airports. Specifically, Transport Canada cautions against the siting or expansion of landfills within 15 km of an airport, where risks are highest. One of the compliance criteria included in Transport Canada's new Wildlife Planning and Management regulation is based on waste disposal facilities situated within 15 km of the airport geometric center. These airports will be required to conduct a risk assessment and have in place a wildlife management plan.
- Since birds are known to travel up to 60 km between roosting and feeding sites, strict bird hazard management plans may need to be developed for waste facilities within this zone.
- Risks are greatest where an airport lies between a water body and a landfill, as this may cause bird flight paths to cross aeronautical flight paths.

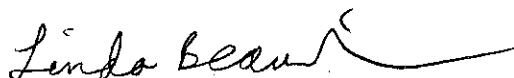
We also suggest that representatives from the above mentioned airports be directly contacted to determine their interest in participating in the EA consultation process, being that they are existing facilities in the local area and may wish to provide input on potential environmental effects (i.e. bird hazards) associated with the proposed waste disposal facility.

Transport Canada would be happy to review more detailed project information and/or a draft EA when the time comes, particularly in relation to a chosen preferred site and method based on the provincial EA process. At that time we may be able to offer specific advice and recommendations.

It should also be noted that Transport Canada is responsible for the administration of the *Navigable Waters Protection Act* (NWPA) that prohibits the construction or placement of any "work" in, on, over, or through any navigable waters in Canada without first obtaining an approval. If any of the project elements or activities will potentially affect a navigable waterway you are requested to complete and submit a NWPA application. For more NWPA information, including obtaining an application form and Application Guide, please contact *Suzanne Shea, Navigable Waters Protection Officer, South-western Ontario, at 519-383-1866*. Lastly, issuance of a NWPA approval may trigger the need for a federal EA under the *Canadian Environmental Assessment Act* (CEAA).

If you have any questions, please do not hesitate to contact me.

Regards,



Linda Beaulieu
Environmental Officer
Tel.: (416) 952-0574
Fax: (416) 952-0514
Email: beaulil@tc.gc.ca

cc: Keith Reilly, Civil Aviation Safety Inspector, Aerodromes & Air Navigation, Transport Canada;
Bruce MacKinnon, Specialist, Wildlife Control, Transport Canada




Transport Canada
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Programs and Divestiture
Environment and Engineering
4900 Yonge Street, 4th Floor
Toronto, ON
M2N 6A8
www.tc.gc.ca

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Jim Yardley, Conestoga-Rovers & Associates, Waterloo	
Fax number - Numéro de télécopieur	Telephone number - Numéro de téléphone
519-884-0525	

From: - De :	Fax number - Numéro de télécopieur
Linda Beaulieu, Transport Canada, Toronto	416-952-0514
Comments: - Commentaires :	
Mr. Yardley:	
Re.: Town of St. Marys Long Term Waste Management EA	
<p>Thank you for draft Terms of Reference sent (Nov. 16, 2006) to M. Mousseau of this office, and for the opportunity to provide comment. At this time I would like to advise you that I have recently been assigned the project file, and I therefore ask if you could please update your records so that any future information is addressed to my attention only. Thank you.</p>	
Sincerely,	
	
<p>Linda Beaulieu Environmental Officer Transport Canada beaulil@tc.gc.ca</p>	

Number of pages including this sheet - Nombre de pages incluant celle-ci	Transmission date - Date de transmission
1	2006-12-20
For additional information, please contact me at: - Pour plus de renseignements, composer le :	
(416) 952-0574	



RECORD OF TELEPHONE CONVERSATION

DATE: Dec. 21, 2006 REFERENCE NO.: 000645-15
TO/FROM: Linda Beaulieu TELEPHONE NO.: 416-952-0574
COMPANY: Transport Canada TIME: AM/PM 2:30 pm
RE: St. Marys WM EA -Comments Pending OUTGOING CALL INCOMING CALL

Linda called to inform CRA that she has some comments regarding the Terms of Reference document. These comments in general relate to dealing with the Transport Canada regulations dealing with International Airports (London and Waterloo).

At this time, Linda is discussing any comments that the civil aviation branch may have and hopes to have a compilation of the comments prepared by the early part of January, 2007. I informed Linda that we are hoping to have the internal draft of the documented completed by in the first part of January 2007 and that should we receive comments in the first week to two weeks of January that we could still incorporate the comments in the report.

SIGNATURE:

Jim Yardley

Page 1 of 1



RECORD OF TELEPHONE CONVERSATION

DATE: Dec. 20/06 REFERENCE NO.: 000645-15
TO/FROM: Bob Wilhelm TELEPHONE NO.: 519-349-2340
COMPANY: Twp of South Perth - Councillor TIME: 4:10 PM
RE: St. Marys WM EA - OUTGOING CALL INCOMING CALL

Return of phone call.

Bob was concerned specifically with section 4.2 in that has reading of the section indicates that the Site Study Area may be within one (1) km of the Town's boundaries.

Indicated to Bob that intent is that site would be in Town, but the 1 km ~~may~~ may extend outside of the Town. The mandate is not to have a landfill outside of the Town boundary. This relates to another comment received and we will clarify accordingly.

Bob indicated that he will review further and will send any comments on the report by fax.

SIGNATURE: _____

J. Yardley

Page 1 of 1

APPENDIX C.4

DRAFT PROPOSED TERMS OF REFERENCE -
FIRST NATIONS CORRESPONDANCE

Barrett, David

From: Yardley, Jim
Sent: Thursday, December 21, 2006 2:15 PM
To: chippewa@mnsi.net
Cc: Filing
Subject: St. Marys Waste Management EA - Chippewas of the Thames consultation (CRA 645-15)

Attachments: 00645-15(PRES001)GN-WA002-fig2.pdf; 00645-15(PRES001)GN-WA001-fig1.pdf; 000645-RPT30.pdf; Letter to Request Comments FedEx.pdf

Good morning Bula,

Further to your conversation today with Kerrie Engler of our office, I understand Chief Kelly Riley is in receipt of materials sent to his attention via Fed Ex on November 16, 2006. For your record I enclose an electronic copy of the materials including the letter, report and mapping sent to your attention.

We thank you for your review of the materials and invite Chief Kelly Riley to advise of any comments, concerns and/or to request any consultation above and beyond that described in section 7.0 (Consultation Program) of the draft Proposed Terms of Reference report.

Should you have any questions of clarification I invite you or Chief Kelly Riley to contact me directly.

Attached documentation includes:

- Figure 1 - illustrates the Town of St. Mary's in its regional context;
- Figure 2 - illustrates the geographic boundary of the Town and the location of the existing Landfill site;
- Report 30 - contains the draft Proposed Terms of Reference report. This report will be revised further to take into consideration public, Agency and First Nation comments received. Once revised this report will be submitted to the Ministry of the Environment for formal review and ultimate approval by the Minister of the Environment. Onieda Nation of the Thames will have an opportunity to comment further on the report following its formal submission/review.
- Letter dated November 16, 2006 inviting comments.



00645-15(PRES001 00645-15(PRES001 000645-RPT30.pdf Letter to Request
)GN-WA002-fig2...)GN-WA001-fig1... (3 MB) Comments Fed...

Thank you in advance for your time and consideration of the attached documentation.

Regards,
Jim

Jim Yardley, P.Eng.

Conestoga-Rovers & Associates

651 Colby Drive, Waterloo, ON N2V 1C2

519-884-0510 or 519-884-7780 Ext. 2269

fax: 519-884-0525 cell: 519-240-1197

jyardley@craworld.com www.craworld.com

Barrett, David

From: Yardley, Jim
Sent: Thursday, December 21, 2006 2:12 PM
To: pwaddilove@munsee.on.ca
Cc: Filing
Subject: St. Marys Waste Management EA - Munsee-Delaware Nation consultation (CRA 645-15)

Attachments: 00645-15(PRES001)GN-WA002-fig2.pdf; 00645-15(PRES001)GN-WA001-fig1.pdf; 000645-RPT30.pdf; Letter to Request Comments FedEx.pdf

Good morning Chief Patrick Waddilove,

Further to the conversation today between your office administrator and Kerrie Engler of our office, please find enclosed an electronic copy of a letter, report and mapping sent to your attention via FedEx on November 16, 2006.

We invite you to review the documentation and to advise of any comments, concerns and/or to request any consultation above and beyond that described in section 7.0 (Consultation Program) of the draft Proposed Terms of Reference report.

Should you have any questions of clarification I invite you to contact me directly.

Attached documentation includes:

- Figure 1 - illustrates the Town of St. Mary's in its regional context;
- Figure 2 - illustrates the geographic boundary of the Town and the location of the existing Landfill site;
- Report 30 - contains the draft Proposed Terms of Reference report. This report will be revised further to take into consideration public, Agency and First Nation comments received. Once revised this report will be submitted to the Ministry of the Environment for formal review and ultimate approval by the Minister of the Environment. Onieda Nation of the Thames will have an opportunity to comment further on the report following its formal submission/review.
- Letter dated November 16, 2006 inviting comments.



00645-15(PRES001 00645-15(PRES001 000645-RPT30.pdf Letter to Request
)GN-WA002-fig2...)GN-WA001-fig1... (3 MB) Comments Fed...

Thank you in advance for your time and consideration of the attached documentation.

Regards,
Jim

Jim Yardley, P.Eng.
Conestoga-Rovers & Associates
651 Colby Drive, Waterloo, ON N2V 1C2
519-884-0510 or 519-884-7780 Ext. 2269
fax: 519-884-0525 cell: 519-240-1197
jyardley@craworld.com www.craworld.com

Barrett, David

From: Yardley, Jim
Sent: Thursday, December 21, 2006 1:54 PM
To: chief@oneida.on.ca
Cc: Filing
Subject: St. Marys Waste Management EA - Oneida Nation of the Thames (CRA 645-15)

Attachments: 00645-15(PRES001)GN-WA002-fig2.pdf; 00645-15(PRES001)GN-WA001-fig1.pdf; 000645-RPT30.pdf; Letter to Request Comments FedEx.pdf

Good morning Dawn,

Further to your conversation today with Kerrie Engler of our office, please find enclosed an electronic copy of a letter, report and mapping sent to your attention via FedEx on November 16, 2006.

We invite Chief Randall Phillips to review the documentation and to advise of any comments, concerns and/or to request any consultation above and beyond that described in section 7.0 (Consultation Program) of the draft Proposed Terms of Reference report.

Should you have any questions of clarification I invite you or Chief Randall Phillips to contact me directly.

Attached documentation includes:

- Figure 1 - illustrates the Town of St. Mary's in its regional context;
- Figure 2 - illustrates the geographic boundary of the Town and the location of the existing Landfill site;
- Report 30 - contains the draft Proposed Terms of Reference report. This report will be revised further to take into consideration public, Agency and First Nation comments received. Once revised this report will be submitted to the Ministry of the Environment for formal review and ultimate approval by the Minister of the Environment. Oneida Nation of the Thames will have an opportunity to comment further on the report following its formal submission/review.
- Letter dated November 16, 2006 inviting comments.



00645-15(PRES001)GN-WA002-fig2... 00645-15(PRES001)GN-WA001-fig1... 000645-RPT30.pdf Letter to Request
(3 MB) Comments Fed...

Thank you in advance for your time and consideration of the attached documentation.

Regards,
Jim

Jim Yardley, P.Eng.
Conestoga-Rovers & Associates
651 Colby Drive, Waterloo, ON N2V 1C2
519-884-0510 or 519-884-7780 Ext. 2269
fax: 519-884-0525 cell: 519-240-1197
jyardley@craworld.com www.craworld.com



**CONESTOGA-ROVERS
& ASSOCIATES**

651 Colby Drive, Waterloo, Ontario, Canada N2V 1C2
Telephone: 519-884-0510 Facsimile: 519-884-0525
www.CRAworld.com

November 16, 2006

Reference No. 000645

Chief John Stonefish
Delaware First Nation Moravian of the Thames
14760 School House Line
R.R. #3
Thamesville, ON N0P 2K0

Dear Chief Stonefish:

Re: Town of St. Marys
Long Term Waste Management Environmental Assessment
Draft Proposed Terms of Reference

The Town of St. Marys has embarked on an environmental assessment (EA) of new landfill capacity. In order to conduct the EA the Municipality must first prepare Terms of Reference (ToR) for the EA for submission to the Minister of the Environment. The EA must be conducted in accordance with the approved ToR.

Today, the Town of St. Marys has released Draft Proposed Terms of Reference for review and comment by the public, agencies and First Nations. A copy of the Draft Proposed Terms of Reference is enclosed for your use and an electronic copy has been posted on the Town's web site at: (<http://www.townofstmarys.com/>).

The Draft Proposed Terms of Reference will be amended in response to comments received during the 30-day review period and submitted to the Ministry of the Environment for its formal review in mid-January 2007. You will have another opportunity during that formal review to comment on the Proposed ToR.

If you have any questions or comments please forward them by regular mail, fax or e-mail to me by December 16, 2006, at:

Jim Yardley, P. Eng.
Conestoga-Rovers & Associates
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**CONESTOGA-ROVERS
& ASSOCIATES**

November 16, 2006

2

Reference No. 000645

Thank you for your attention to this.

Yours truly,

CONESTOGA-ROVERS & ASSOCIATES

James R. Yardley, P. Eng.

KE/cb/FL2

Encl.

c.c.: Mayor Jamie Hahn, Town of St. Marys
Bruce Grant, CAO/Clerk, Town of St. Marys
Kevin Luckhardt, Director of Public Works, Town of St. Marys
Terri Rogers, EA Project Officer, Environmental Assessment and Approvals Branch
Ministry of the Environment
Kerrie Engler, Conestoga-Rovers & Associates



**CONESTOGA-ROVERS
& ASSOCIATES**

651 Colby Drive, Waterloo, Ontario, Canada N2V 1C2
Telephone: 519-884-0510 Facsimile: 519-884-0525
www.CRAworld.com

November 16, 2006

Reference No. 000645

Chief Roger Thomas
Munsee-Delaware Nation
R.R. #1
Muncey, ON N0L 1Y0

Dear Chief Thomas:

Re: Town of St. Marys
Long Term Waste Management Environmental Assessment
Draft Proposed Terms of Reference

The Town of St. Marys has embarked on an environmental assessment (EA) of new landfill capacity. In order to conduct the EA the Municipality must first prepare Terms of Reference (ToR) for the EA for submission to the Minister of the Environment. The EA must be conducted in accordance with the approved ToR.

Today, the Town of St. Marys has released Draft Proposed Terms of Reference for review and comment by the public, agencies and First Nations. A copy of the Draft Proposed Terms of Reference is enclosed for your use and an electronic copy has been posted on the Town's web site at: (<http://www.townofstmarys.com/>).

The Draft Proposed Terms of Reference will be amended in response to comments received during the 30-day review period and submitted to the Ministry of the Environment for its formal review in mid-January 2007. You will have another opportunity during that formal review to comment on the Proposed ToR.

If you have any questions or comments please forward them by regular mail, fax or e-mail to me by December 16, 2006, at:

Jim Yardley, P. Eng.
Conestoga-Rovers & Associates
651 Colby Drive
Waterloo, ON, Canada N2V 1C2
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November 16, 2006

Reference No. 000645

Chief Kelly Riley
Chippewas of the Thames
R.R. #1
Muncey, ON N0L 1Y0

Dear Chief Riley:

Re: Town of St. Marys
Long Term Waste Management Environmental Assessment
Draft Proposed Terms of Reference

The Town of St. Marys has embarked on an environmental assessment (EA) of new landfill capacity. In order to conduct the EA the Municipality must first prepare Terms of Reference (ToR) for the EA for submission to the Minister of the Environment. The EA must be conducted in accordance with the approved ToR.

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If you have any questions or comments please forward them by regular mail, fax or e-mail to me by December 16, 2006, at:

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Rec'd. CRA

APR 10 2007

Your file - Votre référence

Our file - Notre référence

APR 10 2007

Jim Yardley, P. Eng.
Conestoga-Rovers & Associates
651 Colby Drive
WATERLOO ON N2V 1C2

Dear Mr. Yardley,

Re: Town of St. Marys Long Term Waste Management Environmental Assessment Draft Proposed Terms of Reference

I am writing in response to your letter of November 16, 2006, addressed to Franklin Roy inquiring about any claims that may affect the subject property. I regret that we were not able to respond earlier.

We can advise that our inventory includes active litigation in the vicinity of this property. They are entitled:

Walpole Island First Nation, Bkejwanong Territory v. Attorney General of Canada, Her Majesty the Queen in Right of Ontario, court file #00-CV-189329, Ontario Superior Court of Justice;

Chippewas of Sarnia, Chippewas of Kettle Point, Chief Ray Rogers, James Oliver, Joanne Rogers, Phil Maness, Errol Gray, Thomas Maness, Leslie Henry, Thelma Simon, Chief and Councillors of Chippewas of Sarnia, Chief Charles K. Shawkence, Earl D. Bressette, Robert George Jr., Melva George, Thomas M. Bressette, Donald Keith Bressette, Robert A. Bressette, Angeline Ruther Shawkence, Brian Monague, Chief and Councillors of the Chippewas of Kettle Point on behalf of themselves and the Chippewa Nation or Tribe of Indians at Sarnia and Kettle Point and all members of the Chippewa Nation or Tribe at Sarnia and Kettle Point, court file # 1796/87, Ontario Court of Justice;

.../2

Chippewas of Kettle and Stoney Point v. Her Majesty the Queen in Right of Canada as represented by Attorney General of Canada and Minister for Department of Indian Affairs and Northern Development, Corporation of Township of Bosonquet, Paul Hendrick Wilmink, Joanne Cecilia Wilmink, Joyce Van Geel, Martha Jean Morrison, Paul L. Winger, Agnes J. Winger, Leon Edward, St. John, Margaret J. St. John, Daniel Albert Vincent Rusciolelli, Rachel Emma Rusciolelli, Domenico Abrogio, Maurina Ambrogio, William Walter Ellison, Gail Ann Ellison, National Trust Company, Joseph John Huybers, Joanne Maria Huybers, Karl Huetter, Inge Huetter, Annie Jeanette Dunston, Grace Marie Lasenby, Jack Harold Lasenby, Amin Mussani (in Trust), Donald Bruce Gray, Juliaan Alfons D'Hanyns, Simonne Clara D'Hanyns, Brian Bernard McGowan, Margaret Ann McGowan, Mary Lou LaPratte, Christopher Thomas Allan King, William John Harkness, Frances Curry Harkness, Barbara L. St. Louis, Eugene M. Sorin, Bank of Montreal, Frank Thoren, Cynthia Marie Thoren, The Toronto-Dominion Bank, Daniel Leo Bosnak, Ellen J. Bosnak, Edward G. Paschalidis, Veronika E. Paschalidis, Jack Malcolm Galbraith, Margaret Irene Galbraith, John Archibald Pedden, Dorothy Harriet Pedden, Gloria Ann Redmond, Carolyn Jane Sheprak, Diana Mary Susan Sheprak, Lotte Nachtnebel, Josef Szela, Erika Szela, Roy Francis Giroux, Madonna Giroux, Derek Leslie Barker, Nan Francis Barker, George C. Wallis, Janet Wallis, Bernardus Josephus Veel, Hendrika Petronella Veel, St. Willibrord Community Credit Union Limited, David A. Voll, Diane M. Voll, CIBC Mortgage Corporation, Pierre Conrad Morisset, 876709 Ontario Ltd., court file #13182/92, Ontario Superior Court of Justice;

Angeline Shawkence on behalf of herself and the other heirs of the Estate of Edgar Shawnoo Sr. (deceased) and on behalf of all persons, estates or heirs who have or have had beneficial interests in the lands comprising, from time to time, the Stoney Point Indian Reserve v. Her Majesty the Queen, court file #T-702-85, Federal Court of Canada;

Corporation of Township of Bosanquet v. Attorney General of Canada, Chippewas of Kettle and Stoney Point, court file #24085/96, Ontario Court of Justice;

Chippewas of Kettle and Stoney Point First Nation v. Her Majesty the Queen, court file #T-863-95, Federal Court of Canada; and

Rosalie Winnifred Manning, Bruce Manning, Joanne Jackson, C. Jane Manning, Tom Manning, Murray Manning, Harvey Manning, Steven Manning, Reta Pearl George, Maynard Travis George, R. Janet Cloud, Christina Melva George, Marcia Flora Simon, Marlin D. Simon, Kevin C.D. Simon, Nellie Rogers, Carl Bressette, Geneva George v. Her Majesty the Queen, Chippewas of Kettle and Stoney Point, Tom Bressette, Allan B. Bressette, Robert A. Bressette, Yvonne Bressette, Milton George, Gerald C. George, Bernard George, Norman F. Shawnoo, Brian Monague, court file # T-3077-94, Federal Court of Canada.

I am unable to comment with respect to the possible effect of these claims as the cases have not yet been adjudicated and any statement regarding the outcome of the litigation would be speculative at this point. It is recommended that you consult legal counsel as to the effect these actions could have on the lands you are concerned with.

If you are interested in further details about the claims, copies of the pleadings can be obtained from the Courts for a fee; please contact the appropriate Court Registry Office and make reference to the court file numbers listed above.

We cannot make any comments regarding potential future claims, or claims filed under other departmental policies. For information on any claims you should also contact Luc Lavigne of the Specific Claims Branch at (819) 953-2228 to inquire about any Specific Claims, and Guy Morin of the Comprehensive Claims Branch at (819) 956-0325 to inquire about any current Comprehensive Claims.

If you have any further questions please do not hesitate to contact me at (819)956-3181.

Sincerely,

A handwritten signature in cursive script that reads "Jonathan Allen". The signature is written in black ink and is positioned above the printed name and title.

Jonathan Allen
A/Litigation Team Leader
Litigation Portfolio Operations East
Litigation Management and Resolution Branch

DISCLAIMER: In this Disclaimer, "Canada" means Her Majesty the Queen in right of Canada and the Minister of Indian Affairs and Northern Development and their servants and agents. Canada does not warrant or assume any legal liability or responsibility for the accuracy, completeness, or usefulness of any data or information disclosed with this correspondence or for any actions in reliance upon such data or information or on any statement contained in this correspondence. Data and information is based on information in departmental records and is disclosed for convenience of reference only. Canada does not act as a representative for any Aboriginal group for the purpose of any claim. Information from other government sources and private sources (including Aboriginal groups) should be sought, to ensure that the information you have is accurate and complete.

APPENDIX D

DRAFT PROPOSED TERMS OF REFERENCE - DECEMBER 2009



**PROPOSED DRAFT TERMS OF REFERENCE
FOR ST. MARYS LANDFILL SITE EXPANSION
ENVIRONMENTAL ASSESSMENT**

**TOWN OF ST. MARYS
COUNTY OF PERTH, ONTARIO**

DECEMBER 2009
REF. NO. 000645 (30)
This report is printed on recycled paper.

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DRAFT

LIST OF FIGURES
(Following Text)

- FIGURE 1 LOCATION MAP
- FIGURE 2 SITE STUDY AREA AND LOCAL STUDY AREA MAP

DRAFT

1.0 INTRODUCTION

These Terms of Reference (ToR) provide the framework for the preparation of an individual Environmental Assessment (EA) of a proposed expansion of the Town of St. Marys (Town) Landfill Site (Site).

The St. Marys Landfill Site has an approved capacity of 380,000 m³, of which approximately 90,000 m³ (or approximately 8 years) of capacity remain unused. The capacity expansion proposed under these ToR will be for approximately 535,000 m³ of additional capacity, sufficient (on the basis of current and projected municipal growth, waste generation and waste diversion rates) to ensure that the Town will have post-diversion municipal solid waste capacity over a 40-year planning period.

Preparation of these Proposed Terms of Reference was commenced in 2006 and included conduct of a Public Information Open House on October 30, 2006. The Town decided to put its EA process temporarily on hold through the remainder of 2006, 2007, and 2008 while land ownership issues were resolved. The Site (including the proposed expansion area) is now completely owned by the Town so the Town is now (December of 2009) prepared to move forward with its landfill expansion environmental assessment and as such has recommenced the ToR preparation process.

In that a number of Provincial EA-related guidelines have been approved and a new EA regulation pertaining to waste management projects (Ontario Regulation 101/07) has been promulgated since 2006, the Town considers it appropriate to iterate the earlier stages of its ToR preparation process. These Proposed ToR are, therefore, an amended version of the Draft Proposed ToR originally circulated and presented to the public in 2006. These, 2009, Draft Proposed ToR will be subjected to a renewed process of public, agency and Aboriginal community consultation and review, leading to formal submission to MOE for approval early in 2010.

The methodology described in these ToR reflects a focused process that will meet the requirements of the *Environmental Assessment Act* and Ontario Regulation 101/07 and will address the post-diversion waste disposal needs and priorities of the Town over a 40-year planning period.

These ToR have been prepared in accordance with Sections 6.(2)(c) and 6.1(3) of the *Environmental Assessment Act (EA Act)* and set out the commitments of the Town for the preparation of the EA. These ToR have been prepared in accordance with and having regard for the following guidance documents:

- "Code of Practice - Preparing and Reviewing Terms of Reference for Environmental Assessments in Ontario" (MOE. October, 2009)
- "Code of Practice - Preparing and Reviewing Environmental Assessments in Ontario" (MOE. October, 2009)
- "Code of Practice - Consultation in Ontario's Environmental Assessment Process" (MOE. June, 2007)
- "Federal/Provincial Environmental Assessment Coordination in Ontario - a Guide for Proponents and the Public" (Canadian Environmental Assessment Agency and MOE. June, 2007)
- "Guide to Environmental Assessment Requirements for Waste Management Projects in Ontario" (MOE. March, 2007)

During preparation of these ToR the Town and its consultants have consulted with the Ministry of the Environment (MOE), other federal and provincial government agencies, the public and area Aboriginal communities.

The location of the Town is illustrated on Figure 1, attached.

2.0 PROPONENT

The Proponent of the EA described in these ToR is the Corporation of the Town of St. Marys, which currently owns and operates, and will continue to own and operate, the St. Marys Landfill Site.

3.0 DESCRIPTION AND PURPOSE OF THE UNDERTAKING

The proposed Undertaking will be the expansion of the existing St. Marys Landfill Site so that it is capable of receiving post-diversion municipal solid waste from the Town over a 40-year planning period. The final description of the Undertaking will be included in the EA Report.

4.0 STUDY AREAS

4.1 SITE STUDY AREA

The Site Study Area for the EA will include all lands within the existing, approved boundaries of the St. Marys Landfill Site plus adjacent lands recently acquired from St. Marys Cement Inc. and now owned by the Town. Figure 2, attached, illustrates the Site Study Area.

4.2 LOCAL STUDY AREA

The Local Study Area for the EA will include all lands and waters within a 1 km radius of the Site Study Area boundaries, as described in Section 4.1, above. Figure 2, attached, also illustrates the Local Study Area.

5.0 EA METHODOLOGY

As noted above, the Landfill Expansion Environmental Assessment will be conducted under Section 6.(2)(c) and Section 6.1(3) of the *Environmental Assessment Act (EA Act)*.

Section 6. (2) (c). of the *EA Act*, states that the proposed Terms of Reference must:

"(c) set out in detail the requirements for the preparation of the environmental assessment. 1996, c. 27, s. 3".

Section 6.1 (3) of the *EA Act* states that the Proponent shall prepare an environmental assessment for an undertaking in accordance with the approved terms of reference and that:

"(3) The approved terms of reference may provide that the environmental assessment consist of information other than that required by subsection (2). 1996, c. 27, s. 3.

Reliance on Section 6.1(3) for these ToR is intended to ensure that the Town can freely implement its long-term waste management program incorporating and utilizing information unforeseen at this stage of the process. An example of this may include waste disposal capacity information/options identified by the Town or its consultants, or offered/suggested by members of the public, *et al.*, during the Consultation Program or through technical review or study.

In meeting these requirements of the *EA Act* the following actions will frame the methodology for conducting the proposed waste disposal facility siting process under the EA:

- 5.1 The EA will include a description of "Alternatives To" and "Alternative Methods", to be developed in the early stages of the EA. Draft "Alternatives To" and "Alternative Methods" will be presented to the public and agencies for review and comment (see Section 7.0, Consultation Program). The alternatives will be refined in response to public and agency comment and one or more preferred alternatives selected.
- 5.2 The existing environment within the Site Study Area and Local Study Area will be studied and described;
- 5.6 Environmental effects that could potentially arise from the Undertaking will be identified and described;
- 5.7 Measures for mitigating potential negative environmental effects will be identified and described;
- 5.8 Advantages and disadvantages of the "Alternatives To", "Alternative Methods" and the Undertaking, to the environment will be identified and described;
- 5.9 As set out in Section 9.0 of these ToR, the EA will provide a plan for post-EA approval monitoring of: (a). fulfillment of EA conditions of approval; (b). actual net effects, over time; and, (c). the fulfillment of commitments made during conduct of the EA.
- 5.10 A summary of the results of the consultation program, as described in Section 7.2 of these ToR, will be included in the EA. The consultation program will involve individual members of the public, businesses and industries, interest groups, abutting municipalities, area Aboriginal communities, the Upper Thames River Conservation Authority and interested Provincial and Federal agencies.

6.0 DESCRIPTION OF THE ENVIRONMENT AND POTENTIAL EFFECTS

Within the Site Study Area and Local Study Area studies will be undertaken to identify and describe existing environmental features and conditions along with estimates of potential environmental effects. Descriptions will be based on existing databases, available information and site visits/field studies.

Studies and evaluations will be conducted within the following subject areas:

6.1 SITE STUDY AREA

6.1.1 GEOLOGY/HYDROGEOLOGY

Geologic and hydrogeologic features and conditions within the Site Study Area will be identified and described to provide information at a level of detail sufficient to enable the identification of potential environmental effects that may be expected to occur on groundwater.

6.1.2 SURFACE WATER

Surface water features and conditions within the Site Study Area will be identified and described to provide information at a level of detail sufficient to enable the identification of potential environmental effects that may be expected to occur on surface water quantity/flow rates and quality.

6.1.3 BIOLOGY

Existing biological features and conditions within the Site Study Area (e.g., terrestrial and aquatic flora and fauna and ecosystems, including species at risk under the *Federal Species at Risk Act* and *Ontario Endangered Species Act*) will be identified and described to provide information at a level of detail sufficient to enable the identification of potential environmental effects on those biological features and conditions.

6.1.4 CULTURAL HERITAGE AND ARCHAEOLOGY

Cultural heritage and archaeological resources within the Site Study Area will be identified and described in accordance with the requirements of the *Ontario Heritage Act* and its associated regulations, policies and guidelines, to provide information at a level of detail sufficient to enable the identification of potential environmental effects that may be expected to occur on those heritage and archaeological features and conditions of importance to Aboriginal and non-Aboriginal communities.

6.1.5 SOCIO-ECONOMIC

Socio-economic conditions within the Site Study Area will be identified and described so as to determine any potential adverse effects on human activities, including businesses, institutions, recreational and social facilities and activities. It is expected that, given the existing industrial nature of the Site most, if not all of this identification and evaluation will occur within the Local Study Area.

6.1.6 LAND USE

6.1.6.1 EXISTING

Existing land uses (e.g., residential, industrial, commercial, institutional, public open space, etc.) within the Site Study Area will be identified and described.

6.1.6.2 PLANNED

Planned land uses (e.g., development applications including Plans of Subdivision/Condominium, Consents, Official Plan amendments, Zoning By-law amendments) within the Site Study Area will be identified and described.

6.1.7 PROVINCIAL POLICY STATEMENT

The EA will be consistent with the policies contained in the Provincial Policy Statement (2005).

6.1.8 TRANSPORTATION

Existing and proposed roads within the Site Study Area will be identified and described (e.g., including traffic volumes and patterns, safety and access/egress)

6.1.9 AGRICULTURE/MINING

Agricultural and mining features, conditions and activities within the Site Study Area will be identified and described to provide information at a level of detail sufficient to

enable the identification of potential environmental effects that may be expected to occur.

6.1.10 AIR QUALITY

Current air quality conditions and potential effects on air quality within the Site Study Area will be identified and described.

6.1.11 DESIGN AND OPERATIONS CONSIDERATIONS

Proposed design and operations, including one or more conceptual designs demonstrating possible site configurations, will be prepared as part of the EA. Potential effects of site design and operations considerations of the proposed Undertaking will be identified and described. While most of this identification and evaluation will occur within the Site Study Area potential effects of site design and operations (e.g., Site access/egress, site configuration, location of berms to mitigate potential visual and noise effects, etc.) within the Local Study Area will be identified and described.

6.2 LOCAL STUDY AREA

6.2.1 GEOLOGY/HYDROGEOLOGY

Geologic and hydrogeologic features and conditions in the Local Study Area will be identified and described to provide information at a level of detail sufficient to enable the identification of potential environmental effects that may be expected to occur on groundwater.

6.2.2 SURFACE WATER

Surface water features and conditions in the Local Study Area will be identified and described to provide information at a level of detail sufficient to enable the identification of potential environmental effects that may be expected to occur on surface water quantity/flow rates and quality.

6.2.3 BIOLOGY

Existing biological features and conditions in the Local Study Area (e.g., ecosystems and terrestrial and aquatic flora and fauna, including species at risk under the Federal *Species at Risk Act* and Ontario *Endangered Species Act*) will be identified and described to provide information at a level of detail sufficient to enable the identification of potential environmental effects on those biological features and conditions.

6.2.4 CULTURAL HERITAGE AND ARCHAEOLOGY

Cultural heritage and archaeological features and conditions in the Local Study Area will be identified and described in accordance with the requirements of the *Ontario Heritage Act* and its associated regulations, policies and guidelines, to provide information at a level of detail sufficient to enable the identification of potential environmental effects that may be expected to occur on those heritage and archaeological features and conditions of importance to Aboriginal and non-Aboriginal communities.

6.2.5 SOCIO-ECONOMIC

Socio-economic conditions in the Local Study Area will be identified and described so as to determine any potential adverse effects on human activities, including businesses, institutions, recreational and social facilities and activities. It is expected that, given the existing industrial nature of the Site most, if not all of this identification and evaluation will occur within the Local Study Area.

6.2.6 LAND USE

6.2.6.1 EXISTING

Existing land uses (e.g., residential, industrial, commercial, institutional, public open space, etc.) within the Local Study Area will be identified and described.

6.2.6.2 PLANNED

Planned land uses (e.g., development applications including Plans of Subdivision/Condominium, Consents, Official Plan amendments, Zoning By-law amendments) within the Local Study Area will be identified and described.

6.2.7 PROVINCIAL POLICY STATEMENT

The EA will be consistent with the policies contained in the Provincial Policy Statement (2005).

6.2.8 TRANSPORTATION

Existing and proposed municipal roads and Provincial highways, railways and airports in the Local Study Area will be identified and described (e.g., including traffic volumes and patterns, safety and access/egress)

6.2.9 AGRICULTURE/MINING

Agricultural and mining features, conditions and activities in the Local Study Area will be identified and described to provide information at a level of detail sufficient to enable the identification of potential environmental effects that may be expected to occur.

6.2.10 AIR QUALITY

Current air quality conditions and potential effects on air quality within the Local Study Area will be identified and described.

6.2.11 DESIGN AND OPERATIONS CONSIDERATIONS

The potential effects of site design and operations considerations of the proposed Undertaking in the Local Study Area will be identified and described. This will include the preparation of one or more conceptual site designs demonstrating potential site development configurations.

7.0 CONSULTATION PROGRAM

7.1 TERMS OF REFERENCE CONSULTATION

The Town completed a consultation program during the preparation of these Proposed ToR. That program consisted of:

- Conduct of ToR initiation communication with MOE, during which the Town's waste management situation was reviewed and the proposed approach to the ToR and EA was discussed and agreed upon
- Publication of a notice in the *St. Marys Journal Argus* announcing the commencement of a ToR and EA processes and the date, place and time and subject matter for a ToR Public Information Open House
- Direct distribution of letters, e-mails and/or faxes to review agencies and area Aboriginal communities announcing the commencement of a ToR and EA processes, advising of the date, place and time and subject matter for the ToR Public Information Open House and inviting attendance at the Open House
- Distribution by regular mail, e-mail and/or fax of Draft Proposed ToR to review agencies and area Aboriginal communities, including the following:
- Distribution by regular mail, e-mail and/or fax of Draft Proposed ToR to Aboriginal communities, including the following:
 - Caldwell First Nation
 - Walpole Island First Nation
 - Kettle and Stoney Point First Nation
 - Oneida Nation of the Thames
 - Chippewas of the Thames
 - Munsee Delaware First Nation
 - Six Nations of the Grand River Territory
 - Mississaugas of New Credit First Nation
 - Métis Nation of Ontario (MNO)
 - Windsor-Essex Métis Community Council
- Availability of copies of Draft Proposed ToR on the Town's web site and in printed form at the Town's municipal office, the MOE Southwestern Region Office (London), the offices of the Upper Thames River Conservation Authority and the St. Marys public library

- Conduct of a ToR Public Information Open House, in St. Marys. The purpose of the PIOH was to provide information and invite questions/comments on the Draft Proposed ToR
- Circulation, by regular mail, e-mail and/or fax of the Draft Proposed ToR to MOE, agencies, the public and area Aboriginal communities
- Revision of the Draft Proposed ToR in response to any questions/comments received during the PIOH and the follow-up circulation
- Conduct of follow-up communication with MOE, during which the Town's revised Draft Proposed ToR were reviewed and suggested changes discussed and agreed upon
- revision and formal submission to MOE of the Proposed ToR, taking into consideration all comments received

Copies of documentation pertaining to the public, agency and Aboriginal community consultation conducted during preparation of these ToR may be found in the document "Consultation Record for the Proposed Terms of Reference". That document accompanies and supports, but is not part of, these ToR.

7.2 EA CONSULTATION PROGRAM

Conduct of the EA will include a consultation program based on the following principles:

- (a) The EA consultation program will be open by making all reasonable efforts to ensure that potentially-affected or interested parties have full information made available to them and are given the opportunity to make their views known
- (b) The EA consultation program will be transparent by documenting the consultation process that is carried out for the development of the EA so that the process can be understood and traced
- (c) The EA consultation program will be responsive by providing opportunities for interested parties to comment on the EA at key stages and by ensuring that such comments are addressed in the EA
- (d) The EA consultation program will be meaningful by identifying how comments and concerns have been considered throughout the EA process
- (e) The EA consultation program will be flexible by allowing response to new issues that emerge as the EA proceeds

The EA consultation program will include, but not be limited to, the following activities:

1. Publication of a newspaper notice in the *St. Marys Journal Argus* and on the Town's website (www.townofstmarys.com) and deposition of copies in local post office outlets, the St. Marys public library, community centres/arenas, the Upper Thames River Conservation Authority and the Ministry of the Environment Regional and District Offices. The notice will announce the approval of the ToR, commencement of the EA and provide notice of EA Public Information Open House #1.
2. Conduct of an EA Public Information Open House (#1), which will include the distribution of preliminary information to the public, agencies and Aboriginal communities for discussion and comment. Information presented at PIOH #1 will include, but not be limited to: the description of the existing environment; the identification of potential effects; the assessment of potential effects; the identification of mitigation measures and net effects; conceptual design for the proposed Undertaking and preliminary Draft EA Report contents.
3. Publication of a notice in the *St. Marys Journal Argus* explaining that the Draft EA Report has been completed and is available for review and comments, explaining where copies of the Draft EA Report are available for viewing, explaining how public comments can be made, the deadline for comments and who to address them to and providing the date, time and location of a second Public Information Open House (#2).
4. Posting of a similar notice on the Town's web site and a printed copy of the newspaper notice at the Municipal office for the duration of the comment period.
5. Conduct an EA Public Information Open House (#2), to provide information about and invite questions and comments about the Draft EA. This event will be conducted in a local facility that is easily accessible by interested parties. Technical/expert staff will be in attendance to answer any questions pertaining to the Draft EA Report. The public's comments will be reflected in the final EA Report. The Public Information Open House will involve:
 - Display boards summarizing the Draft EA Report.
 - A Sign-In Sheet.
 - Hand-out material made available for distribution, including reference copies of the Draft EA Report and related documents.
 - Comment Sheets.

6. Comments on the Draft EA Report will be considered in preparation of the Final EA Report. Comments can be made at the Public Information Open House (#2) or can be directed to the Municipality or its consultant any time within the comment period.
7. Copies of the Draft EA Report, in printed or electronic format, will be sent to several locations accessible by the public for viewing, including:
 - Town of St. Marys municipal office
 - Town of St. Marys web site
 - MOE Southwestern Region office (London)
 - Upper Thames River Conservation Authority office
 - Area Aboriginal communities, including First Nations, the Métis Nation of Ontario and Windsor-Essex Métis Community Council

All review agencies identified on the contact lists will receive a copy of the Draft EA Report by mail along with their individually-addressed letter.

8. After the Draft EA Report comment period, the report will be revised if and as necessary to reflect the agency/stakeholder comments and concerns and the final EA Report will be produced. A revised stakeholder list will be prepared following completion of the initial round of agency/stakeholder consultation for the Draft EA Report. This revised list will be provided to the Ministry of the Environment for its use in the formal EA Review.
9. Direct contact, by way of such means as email, telephone, fax and regular post with:
 - Area Aboriginal communities, including First Nations, the Métis Nation of Ontario and Windsor-Essex Métis Community Council
 - Indian and Northern Affairs Canada (INAC)
 - The Ontario Ministry of Aboriginal Affairsto provide, and invite comment on, all draft documents disseminated for review, as described in this ToR.
10. Copies of all consultation documents (e.g., stakeholder/contact/ mailing lists, letters sent and received, newspaper notices, etc.) will be compiled in an EA "Record of Consultation", which will accompany and support, but will not be part of, the EA Report.

7.3 CO-ORDINATED FEDERAL/PROVINCIAL EA PROCESS

While the Town's proposed Undertaking is subject to the requirements of the Ontario *Environmental Assessment Act*, the *Canadian Environmental Assessment Act (CEAA)* may also apply.

If application of the *Canadian Environmental Assessment Act* is triggered by one or more aspects of the proposed Undertaking the Town will work in a co-ordinated way with the Ontario Government and the Government of Canada, both governments having formally agreed to coordinate their respective EA processes pursuant to the Canada-Ontario Agreement on EA Cooperation (November 2004), and the guidance document: "Federal/Provincial Environmental Assessment Coordination in Ontario - a Guide for Proponents and the Public" (Canadian Environmental Assessment Agency and MOE. June, 2007).

7.4 CONFLICT RESOLUTION

The Town is committed (e.g., through implementation of the EA Consultation Program) to ensuring that the proposed landfill expansion Undertaking resulting from this EA process is in the best interests and reflects the values and priorities of the Town's residents, the general public and interested agencies and Aboriginal communities. The Town is committed to working with all interested parties to address and resolve concerns to the greatest extent possible.

8.0 EA WORK PLAN

The following is a general summary of the key tasks to be carried out in completing the EA:

- Distribution of information about the proposed EA via publication of Notices in the *St. Marys Journal Argus*, on the Town's web site, e-mail and regular mail, placement and/or posting of information flyers at areas/facilities normally accessed by the public, such as the Town's municipal office, post office outlets, libraries and community centre/arenas, within the Town. Information distributed will also contain details about the purpose, date, place and time of the EA Public Information Open Houses.

- Conduct of EA studies and evaluations to describe the existing environment, including, but not limited to:
 - Geologic and hydrogeologic features & conditions
 - Surface water features & conditions
 - Biological features and conditions
 - Significant archaeological & heritage features and conditions
 - Socio-economic features and conditions
 - Existing & planned land-use
 - Transportation features and conditions
 - Agriculture /forestry/mineral extraction features and conditions,
 - Air quality
 - Design and operations considerations
- Identification of potential effects, mitigation measures and net effects of the proposed Undertaking, including a statement of advantages and disadvantages to the environment.
- Conduct of EA Public Information Open House # 1 to provide updated information on the EA work to date and to present information about and to receive comments on the EA (including the purpose, work plan/process/progress of EA, preliminary EA information, evaluation, ranking, criteria and weighting used to analyze and assess the alternatives, etc.).
- Tabulation of results of Public Information Open House #1 and related public, agency and Aboriginal community comments/questions for inclusion in the EA "Record of Consultation", which will accompany and support, but will not be part of, the EA.
- Development of a Draft Environmental Assessment Monitoring Plan.
- Preparation of a Draft EA report.
- Distribution of information about the Draft EA Report via publication of Notices in the *St. Marys Journal Argus*, on the Town's web site, e-mail and regular mail, placement and/or posting of information flyers at areas/facilities normally accessed by the public, such as the Town's municipal office, libraries and community centre/arenas, within the EA Study Area. Information distributed will also contain details about the purpose, date, place and time of EA Public Information Open House #2.
- Conduct of EA Public Information Open House # 2 to provide information about and receive comments on the Draft EA Report.

- Tabulation of results of EA Public Information Open House #2 and related public, agency and Aboriginal community comments/questions for inclusion in the EA "Record of Consultation", which will accompany and support, but will not be part of, the EA.
- Finalization of the EA Report.
- Submission of the final EA Report to MOE.
- MOE review of the final EA Report.
- Preparation of the Town's response to the MOE review.
- Preparation of MOE recommendations to the Minister of the Environment.
- Issuance of the Minister's Approval of the EA.

9.0 EA MONITORING

An Environmental Assessment Monitoring Plan will be developed and summarized as part of the EA under these ToR. The purpose of the Plan will be to provide for regular post-EA approval monitoring of:

- Fulfillment of conditions of EA Approval
- Actual net effects of the Undertaking, compared with the potential net effects identified during the conduct of the EA
- Fulfillment of commitments made during conduct of the EA

10.0 OTHER APPROVALS

In addition to approval of the EA under the *Environmental Assessment Act*, applications will be made, as necessary, under a number of Provincial statutes for approval to implement the proposed Undertaking, including but not being limited to:

- *Environmental Protection Act*
- *Ontario Water Resources Act*
- *Conservation Authorities Act*
- *Aggregate Resources Act*
- *Planning Act*

During the conduct of the EA, any Federal agencies that may have interests applicable to the proposed Undertaking will be identified by way of consultations with relevant Federal agencies (see Sections 7.2 and 7.3, above) and any necessary approvals under federal statutes will be identified.

11.0 FLEXIBILITY OF THESE TERMS OF REFERENCE

As approved by the Minister of the Environment, these ToR provide the framework for preparing the EA Report and will serve as a benchmark for reviewing the EA Report.

It is understood that, given the nature of ToR, they are not intended to present every detail of all the activities that will occur when preparing the EA. It is therefore possible that in carrying out the work contemplated by these ToR it may become evident that certain modifications to these ToR may be necessary. It is important to note that the commitments described in this ToR are a minimum that must be met, and that more may be required if necessary. It is envisioned that such changes may include:

- Requirements for additional or expanded evaluations, studies or work, (e.g., in the areas referred to in Section 6.0), to ensure that the nature and magnitude of potential environmental effects are fully and accurately identified
- Changes in methodology of the studies referred to in Section 6.0 of this ToR. This may be in response to studies that showed environmental effects to be greater or less than previously estimated
- Modifications to the consultation program
- Any other modifications required or available through changes to Acts or Regulations

This list is not intended to be exhaustive. Rather, it sets out, by example, the types of changes that will be considered routine and/or that are likely to result in insignificant effects on the environment, and therefore can be accommodated within the framework of the approved ToR.

In the event of uncertainty as to whether a proposed change should be considered routine or of note, the MOE will be consulted through the Project Officer.

12.0 SUMMARY

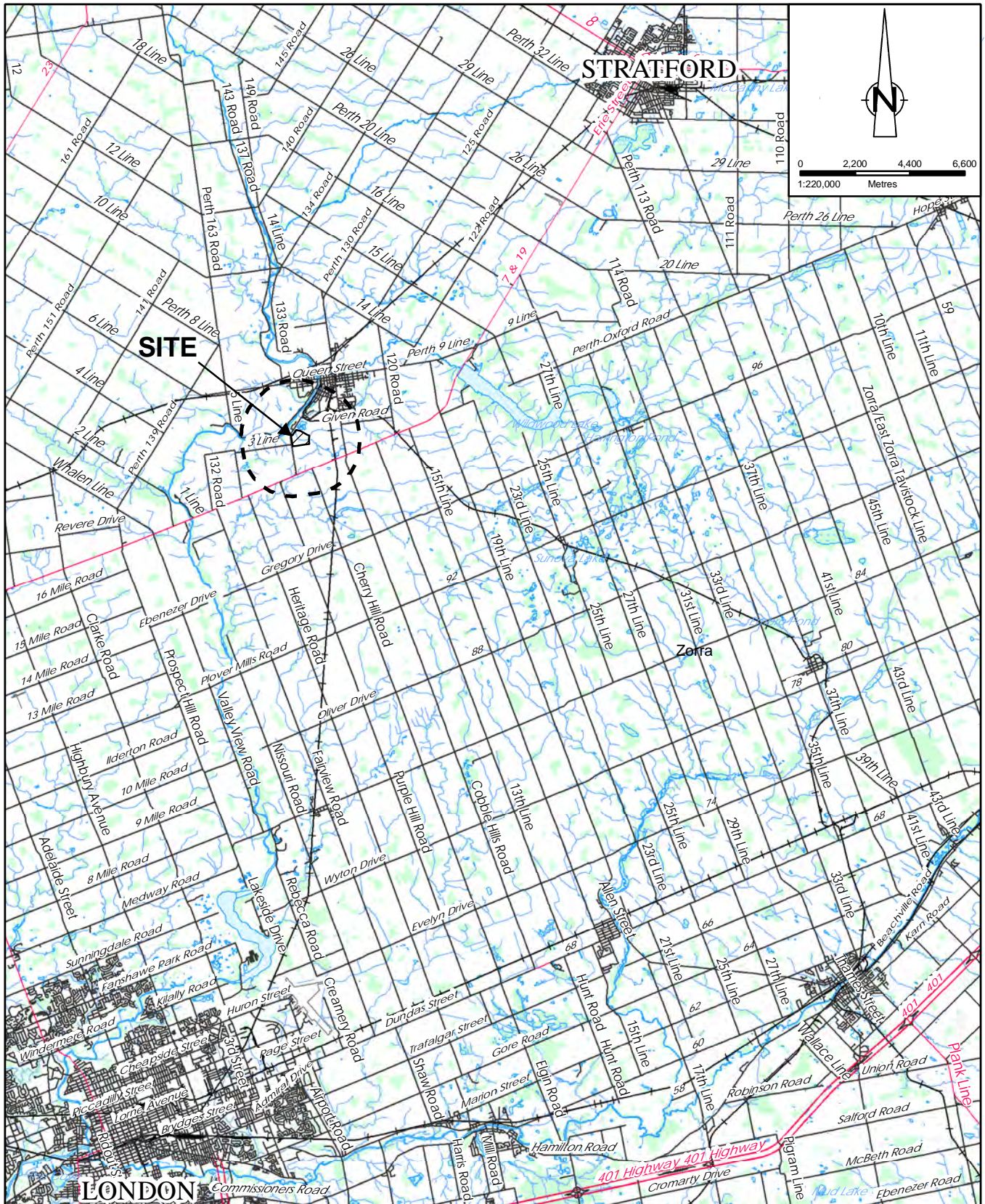
These ToR provide the framework for a process to be followed by the Town of St. Marys for conduct of an individual environmental assessment of the expansion of the St. Marys Landfill Site (Site) so that it is capable of receiving post-diversion municipal solid waste from the Town over a 40-year planning period. The final description of the Undertaking will be included in the EA Report.

The Proponent of the EA is the Corporation of the Town of St. Marys, which currently owns and operates, and will continue to own and operate, the landfill site.

These ToR outline the basis for conduct of a comprehensive program of consultation with the Ministry of the Environment and other Provincial and Federal Government agencies, the public and area Aboriginal communities.

A "Record of Consultation" will accompany and support, but will not be part of, these ToR.

DRAFT

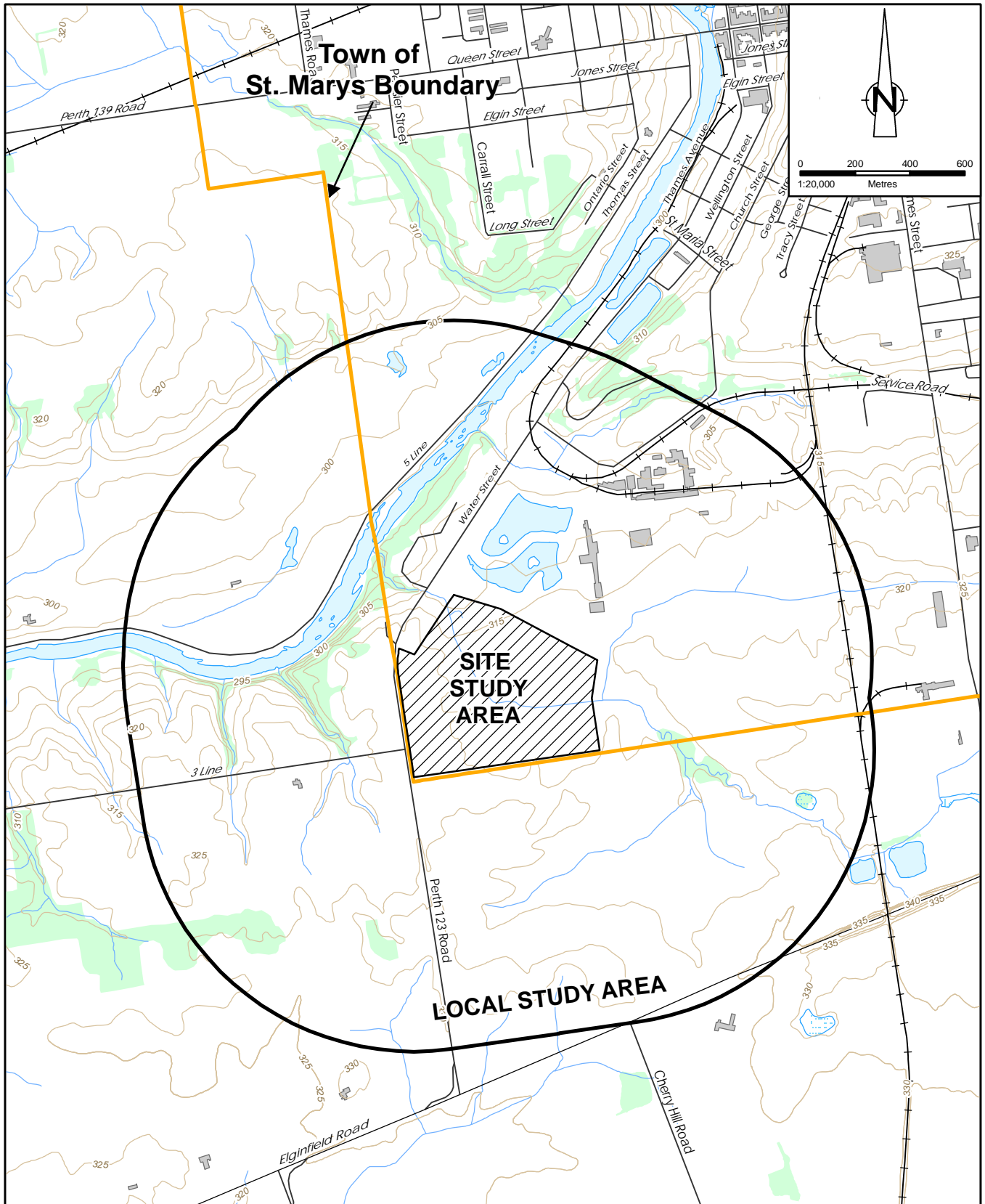


Source: MNR NRVIS, 2008. Produced by CRA under licence from Ontario Ministry of Natural Resources. © Queen's Printer 2008 Datum: NAD 83 Projection: UTM Zone 17

figure 1

LOCATION MAP
 ST. MARYS LANDFILL EXPANSION ENVIRONMENTAL ASSESSMENT
 TERMS OF REFERENCE
 Town of St. Marys, Ontario





Source: MNR NRVIS, 2008. Produced by CRA under licence from Ontario Ministry of Natural Resources. © Queen's Printer 2008 Datum: NAD 83 Projection: UTM Zone 17

figure 2

SITE STUDY AREA AND LOCAL STUDY AREA
ST. MARYS LANDFILL EXPANSION ENVIRONMENTAL ASSESSMENT
TERMS OF REFERENCE
Town of St. Marys, Ontario



APPENDIX E

CONSULTATION - PROPOSED TERMS OF REFERENCE - 2009

APPENDIX E.1

RECORD OF PUBLIC INFORMATION OPEN HOUSE
(DECEMBER 3, 2009)

NOTICE

Public Information Open House # 1

Town of St. Marys

St. Marys Landfill Site Capacity Expansion Environmental Assessment Terms of Reference

The Town of St. Marys, supported by its engineering consultants, Conestoga-Rovers & Associates, is conducting a Public Information Open House on **Thursday, December 3, 2009** from **4:00 pm** to **7:00 pm** at the **Municipal Operations Centre Boardroom, 408 James Street South, St. Marys.**

The Purpose of the Open House is to provide information to and receive questions and comments from the public, agencies and other interested parties concerning draft Proposed Terms of Reference for an Environmental Assessment of the proposed expansion of the capacity of the St. Marys Landfill Site.

Members of Town Council, staff and representatives of the Town's engineering consultants will be available to provide information, answer questions and receive comments.

Copies of the materials presented at the Open House may be obtained at the following locations in the Town of St. Marys: St. Marys Town Hall, at 175 Queen Street East, and the Municipal Operations Centre, at 408 James Street South. Electronic copies may be viewed on the Town's web site: www.townofstmarys.com.

Comments and questions about the Open House may be directed to the following persons via phone, e-mail, fax, or regular mail.

Douglas J. Robertson
Senior Environmental Planner
Conestoga-Rovers & Associates
651 Colby Dr.
Waterloo, ON N2V 1C2
(519) 884-0510
(519) 884-0525 (fax)
drobotson@craworld.com

George MacDuff
Director of Public Works
Town of St. Marys
408 James Street South
St. Marys, ON N4X 1B6
(519) 284-2340 Ext. 203
(519) 284 - 0902 (fax)
gmacduff@town.stmarys.on.ca

From Yardley, Jim **Date** Thursday, November 19, 2009 12:21:22 PM
To Robertson, Doug; Filing
Cc
Subject 645-15 - Revised Add for paper, St. Marys LF - AD POSTINGS

From: Kim Clifford [mailto:kclifford@town.stmarys.on.ca]
Sent: Thursday, November 19, 2009 12:16 PM
To: Yardley, Jim
Subject: RE: 645-15 - Revised Add for paper, St. Marys LF

Jim: I have sent the advertisement to the Journal Argus to run in their November 24th edition and also in their weekend edition which goes to all homes on Friday, November 27th. The weekend will catch all the people who do not purchase a copy of the Journal.

Kimberley Clifford

Assistant to the Director of Public Works
Deputy Division Registrar
408 James Street South
P.O. Box 998
ST. MARYS, ON N4X 1B6
(519) 284-2340 extension 213
Fax (519) 284-0902

"Life's challenges are not supposed to paralyze you, they are to help you discover who you are"
Please consider your environmental responsibility before printing this e-mail

From: Yardley, Jim [mailto:jyardley@croworld.com]
Sent: Thursday, November 19, 2009 12:01 PM
To: Kim Clifford
Cc: Filing; Robertson, Doug; Schwark, Ron
Subject: 645-15 - Revised Add for paper, St. Marys LF

Kim,

Please find attached the revised notice with the information included as we discussed.

As discussed previously, the ad should be placed in the paper at least one week prior to the open house and if possible placed in common information boards used by the Town. CRA will be finalizing the presentation material shortly and will provide the hard copies and electronic copies mid next week.

Should you have any questions, please do not hesitate to call me.

Jim

Jim Yardley, P.Eng.

Conestoga-Rovers & Associates (CRA)


651 Colby Drive, Waterloo, ON N2V 1C2

Phone 519-884-0510 or 519-884-7780 Ext. 2269

Fax: 519-884-0525 Cell: 226-338-1919

Email: jyardley@CRAworld.com

www.craworld.com

Think before you print 

Perform every task the safe way, the right way, every time!

This communication and any accompanying document(s) are confidential and are intended for the sole use of the addressee. If you are not the intended recipient, please notify me at the telephone number shown above or by return e-mail and delete this e-mail and any copies. You are advised that any disclosure, copying, distribution, or the taking of any action in reliance upon the communication without consent is strictly prohibited. Thank you.

From Yardley, Jim **Date** Monday, February 22, 2010 3:54:45 PM
To George MacDuff; Josh Stacey
Cc Filing
Subject 000645-15 St. Marys Draft ToR - Town web site posting

 [St. Marys Landfill Expansion EA Draft ToR.pdf](#) (1.7 MB [HTML](#))

George and Josh,

The attached document is the current draft Terms of Reference for the Landfill Site. The version on the Town website (Nov-09) should be replaced with this version. The following note should also be added to the posting. If you have any questions, please give me a call.

We have sent all the required documents out and have not received any comments at this time.

Jim

"The Town of St. Marys (Town), supported by its engineering consultants, Conestoga-Rovers & Associates (CRA), has commenced an individual Environmental Assessment (EA) under the Ontario *Environmental Assessment Act* (*EA Act*) for the proposed expansion of the Town's landfill site.

Under the *EA Act*, the first step in the EA process is the preparation of Terms of Reference (ToR). Once approved by the Minister of the Environment the ToR will serve as a guide to the Town, the public, government agencies and Aboriginal communities for the preparation and review of the EA.

In accordance with the *EA Act* and the "Code of Practice: Preparing and Reviewing Terms of Reference for Environmental Assessments in Ontario" (Ministry of the Environment, October, 2009) the Town has prepared a draft ToR and has commenced consultation leading to the preparation and submission of a proposed ToR to the Minister for a decision.

To see a copy of the Town's draft ToR click [here](#).

If you have any questions or comments on the draft ToR please send them by April 14/10 to:

George MacDuff

Director of Public Works

408 James Street South

St. Marys, ON N4X 1B6

(519) 284-2340 Ext. 203

(519) 284 – 0902 (fax)

gmacduff@town.stmarys.on.ca

OR:

Douglas J. Robertson

Senior Environmental Planner

Conestoga-Rovers & Associates

651 Colby Dr.

Waterloo, ON N2V 1C2

(519) 884-0510

(519) 884-0525 (fax)

drobotson@croworld.com "

**Town of St. Marys
Landfill Expansion
Environmental Assessment
Terms of Reference**

**Public Information Open House
December 3, 2009**

Information Package

**Town of St. Marys
Landfill Expansion
Environmental Assessment
Terms of Reference**

Public Information Open House



Town of St. Marys
Landfill Expansion Environmental Assessment
Terms of Reference
Public Information Open House

WELCOME

Welcome to this Public Information Open House for the Town of St. Marys Landfill Expansion Environmental Assessment (EA) Terms of Reference.

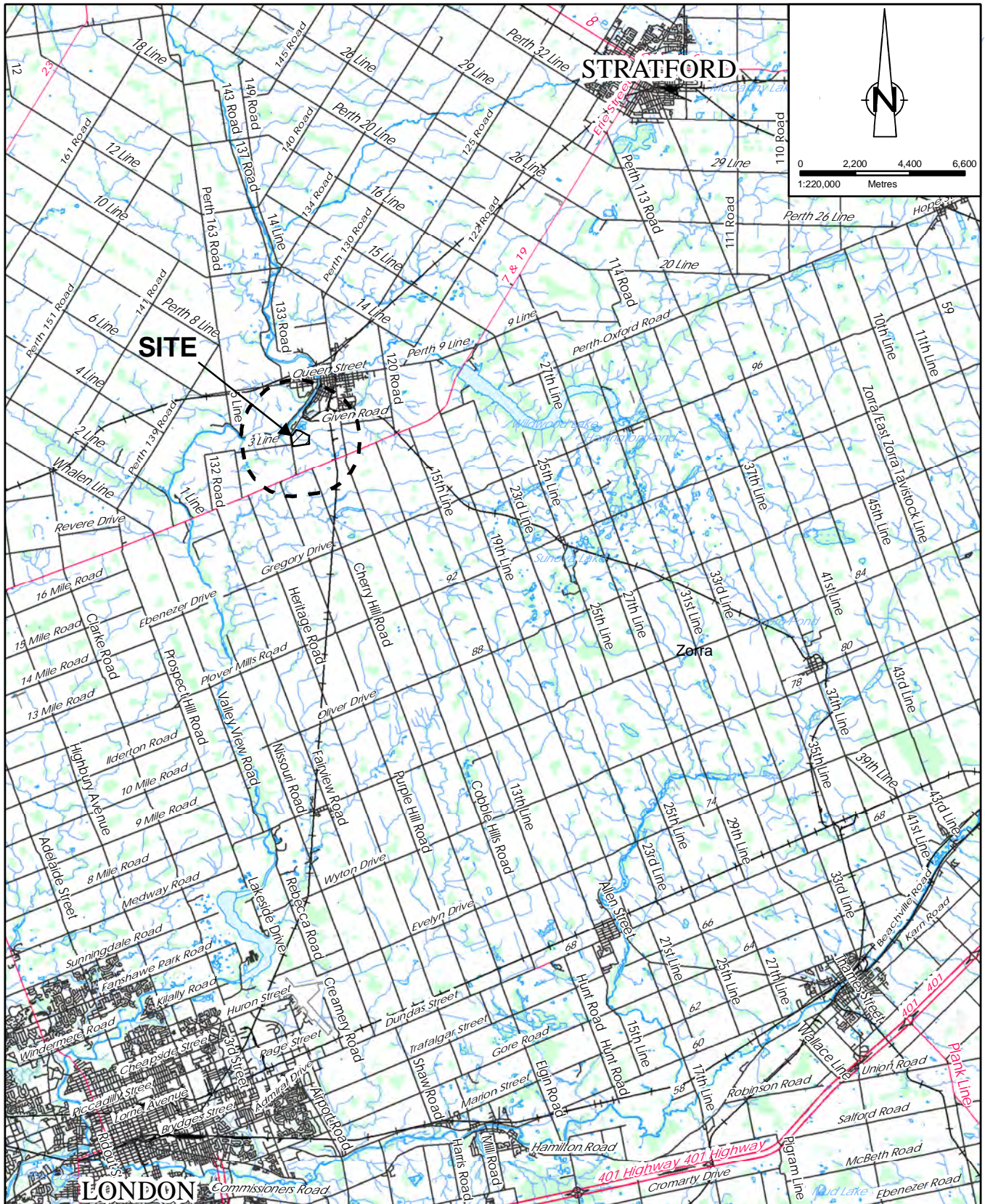
The Town of St. Marys has made and continues to make progress on the diversion of recyclable materials from the municipal solid waste stream. Despite such efforts there will always be a need for approved, environmentally-sound capacity for the disposal of that portion of the waste stream that cannot be diverted.

The St. Marys Landfill Site has some remaining capacity but the Town needs long-term (i.e. 40-years) post-diversion waste disposal capacity. As a result the Town has embarked on an environmental assessment of a proposed expansion of its landfill site.

The purpose of this Open House is to provide information to and invite comments and questions from members of the public, interested agencies and Aboriginal communities about the draft Proposed terms of Reference for the environmental assessment.

Members of the Town's Council and staff, along with representatives of the Town's engineering consultants, Conestoga-Rovers & Associates, are available to answer any questions regarding the Terms of Reference and the EA.



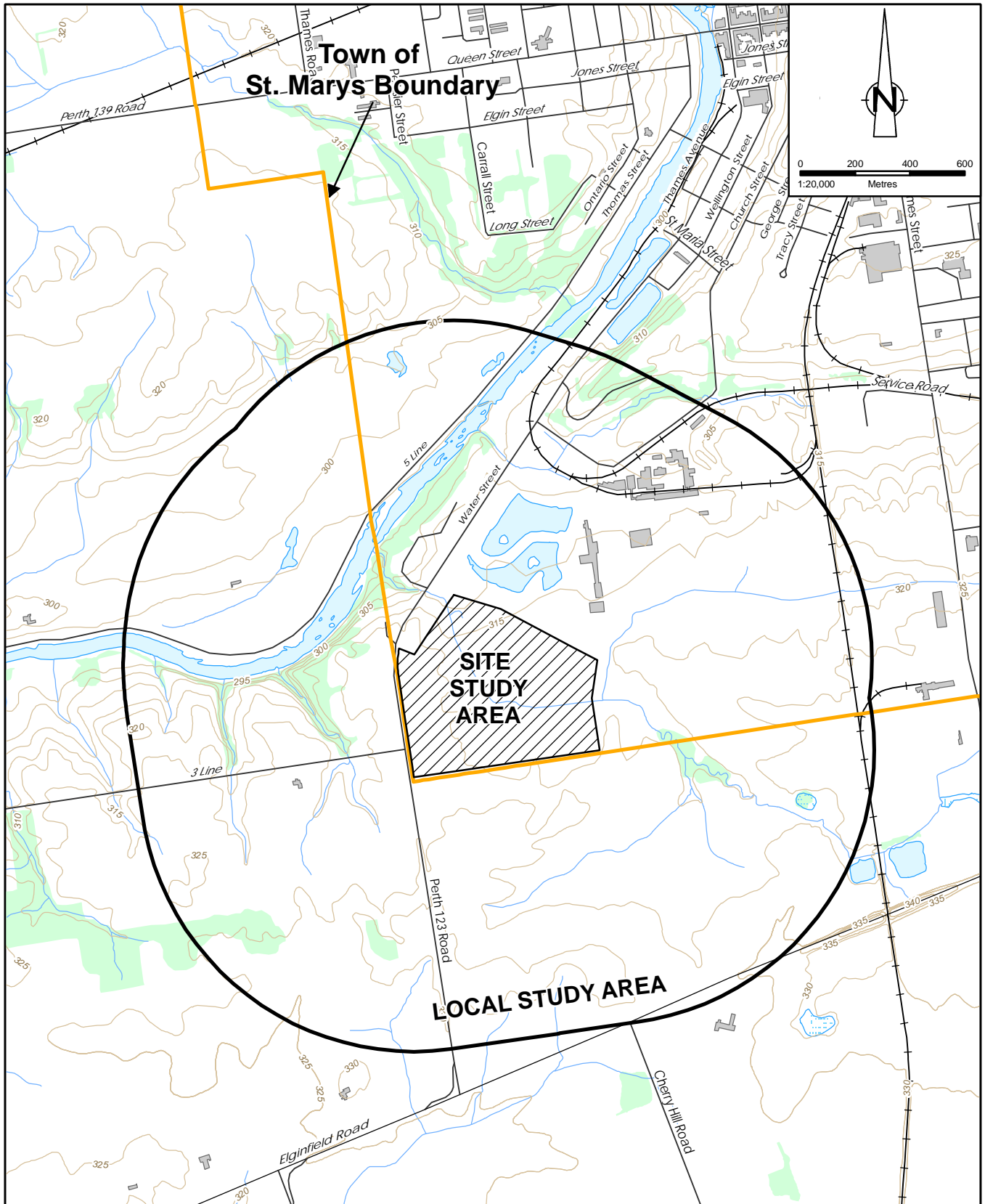


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figure 1

LOCATION MAP
 ST. MARYS LANDFILL EXPANSION ENVIRONMENTAL ASSESSMENT
 TERMS OF REFERENCE
 Town of St. Marys, Ontario





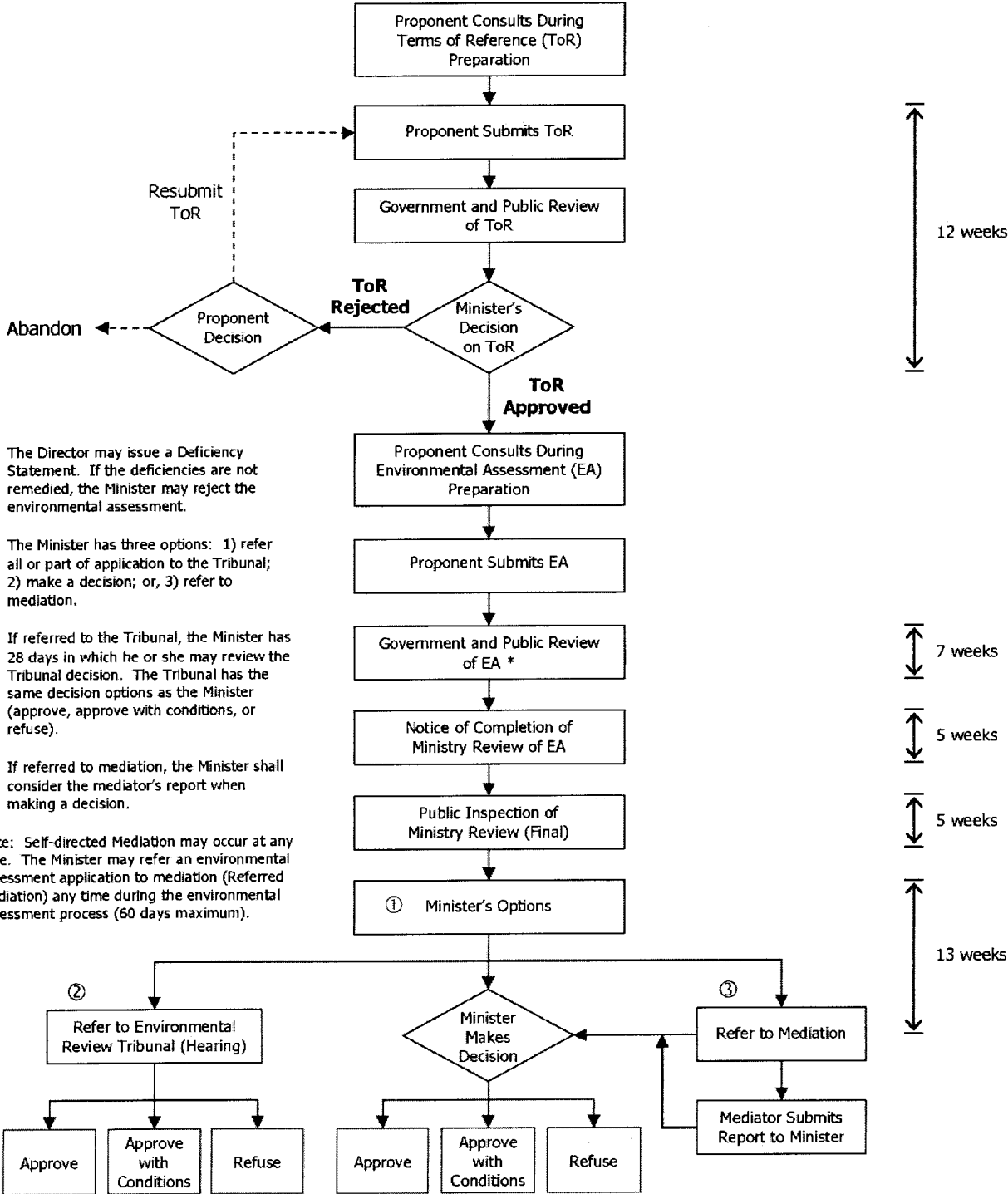
Source: MNR NRVIS, 2008. Produced by CRA under licence from Ontario Ministry of Natural Resources. © Queen's Printer 2008 Datum: NAD 83 Projection: UTM Zone 17

figure 2

SITE STUDY AREA AND LOCAL STUDY AREA
ST. MARYS LANDFILL EXPANSION ENVIRONMENTAL ASSESSMENT
TERMS OF REFERENCE
Town of St. Marys, Ontario



**Prescribed Deadlines
(Ontario Regulation 616/98)**



* The Director may issue a Deficiency Statement. If the deficiencies are not remedied, the Minister may reject the environmental assessment.

① The Minister has three options: 1) refer all or part of application to the Tribunal; 2) make a decision; or, 3) refer to mediation.

② If referred to the Tribunal, the Minister has 28 days in which he or she may review the Tribunal decision. The Tribunal has the same decision options as the Minister (approve, approve with conditions, or refuse).

③ If referred to mediation, the Minister shall consider the mediator's report when making a decision.

Note: Self-directed Mediation may occur at any time. The Minister may refer an environmental assessment application to mediation (Referred Mediation) any time during the environmental assessment process (60 days maximum).

figure 1
MOE EA PROCESS



Town of St. Marys
Landfill Expansion Environmental Assessment
Terms of Reference
Public Information Open House

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(Following Text)

FIGURE 1	LOCATION MAP
FIGURE 2	SITE STUDY AREA AND LOCAL STUDY AREA MAP



Town of St. Marys
Landfill Expansion Environmental Assessment
Terms of Reference
Public Information Open House

**Draft "Alternatives To"
and
Screening Criteria**

"Alternatives To"

- Thermal Treatment
 - Export of Waste
- Enhanced Waste Diversion
 - Landfilling
 - "Do Nothing"

Screening Criteria

- Financially-Feasible
 - Local
- Long-Term (i.e. 40 years)
 - Secure
- Technically Feasible
 - Time-Sensitive



Town of St. Marys
Landfill Expansion Environmental Assessment
Terms of Reference
Public Information Open House

**Draft "Alternative Methods"
and
Comparative Evaluation Criteria**

Alternative Methods

- New “greenfield” landfill Site
- Mine an existing landfill site
- Expand an existing landfill site

Comparative Evaluation Criteria

- Geology/Hydrogeology
 - Biology
- Archaeology/Heritage
 - Socio-Economic
- Existing and Planned Land Use
 - Transportation
- Agriculture and Forestry
- Aggregates and Mining
 - Air Quality
 - Noise



Town of St. Marys
Landfill Expansion Environmental Assessment
Terms of Reference
Public Information Open House

NEXT STEPS

Following this Open House and the review of the draft Proposed Terms of Reference by the public, interested agencies and Aboriginal communities the Town will finalize and submit its final Proposed Terms of Reference to the Minister of the Environment for approval. Once approved, the Terms of Reference will serve as the guide for the conduct of the Environmental Assessment and the preparation and review of the Environmental Assessment Report.

Other public consultation, including one or more public information open houses, will be held during the EA to provide information to and invite questions and comments from the public, interested agencies and Aboriginal communities about that work.

In the meantime, any person, agency or other interested party can contact the Town or its consultants at any time during the EA to ask questions or provide comments and suggestions.

Contact information is provided in the published notice for the Open House and on materials provided as part of this event.



APPENDIX E.2

DRAFT PROPOSED TERMS OF REFERENCE - JANUARY 2010



**PROPOSED TERMS OF REFERENCE
FOR ST. MARYS LANDFILL SITE EXPANSION
ENVIRONMENTAL ASSESSMENT**

**TOWN OF ST. MARYS
COUNTY OF PERTH, ONTARIO**

JANUARY 2010
REF. NO. 000645 (30)
This report is printed on recycled paper.

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DRAFT

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- FIGURE 2 SITE STUDY AREA AND LOCAL STUDY AREA MAP

DRAFT

1.0 INTRODUCTION

This Proposed Terms of Reference (ToR) provides the framework for the preparation of an individual Environmental Assessment (EA) of a proposed expansion of the Town of St. Marys (Town) landfill site (Site).

The St. Marys landfill site has an approved capacity of 380,000 m³, of which approximately 90,000 m³ (or approximately 8 years) of capacity remain unused. The capacity expansion proposed under this ToR will be for approximately 535,000 m³ of additional capacity, sufficient (on the basis of current and projected municipal growth, waste generation and waste diversion rates) to ensure that the Town will have post-diversion municipal solid waste capacity over a 40-year planning period.

Preparation of this ToR was commenced in 2006 and included conduct of a public information open house on October 30, 2006. The Town decided to put its EA process temporarily on hold through the remainder of 2006, 2007, and 2008 while land ownership issues were resolved. The Site (including the proposed expansion area) is now completely owned by the Town so the Town is now moving forward with its landfill expansion environmental assessment and as such has recommenced the ToR preparation process.

In that a number of provincial EA-related guidelines have been approved and Ontario Regulation 101/07 has been promulgated since 2006, the Town considers it appropriate to iterate the earlier stages of its ToR preparation process. This ToR is, therefore, an amended version of the draft ToR originally circulated and presented to the public in 2006. This, 2010, ToR is subject to a renewed process of public, agency and Aboriginal community consultation and review, leading to formal submission to MOE for a decision early in 2010.

The methodology described in this ToR reflects a focused process that will meet the requirements of the *Environmental Assessment Act* and Ontario Regulation 101/07 and will address the post-diversion waste disposal needs and priorities of the Town over a 40-year planning period.

This ToR has been prepared in accordance with Sections 6.(2)(c) and 6.1(3) of the *Environmental Assessment Act (EA Act)* and sets out the commitments of the Town for the preparation of the EA. This ToR has been prepared in accordance with and having regard for the following guidance documents:

- "Code of Practice - Preparing and Reviewing Terms of Reference for Environmental Assessments in Ontario" (MOE. October, 2009)
- "Code of Practice - Preparing and Reviewing Environmental Assessments in Ontario" (MOE. October, 2009)
- "Code of Practice - Consultation in Ontario's Environmental Assessment Process" (MOE. June, 2007)
- "Federal/Provincial Environmental Assessment Coordination in Ontario - a Guide for Proponents and the Public" (Canadian Environmental Assessment Agency and MOE. June, 2007)
- "Guide to Environmental Assessment Requirements for Waste Management Projects in Ontario" (MOE. March, 2007)

During preparation of this ToR the Town and its consultants have consulted with the Ministry of the Environment (MOE), other federal and provincial government agencies, the public, Aboriginal communities and other interested persons.

The location of the Town is illustrated in Figure 1, attached.

2.0 PROPONENT

The proponent of the EA described in this ToR is the Corporation of the Town of St. Marys, which currently owns and operates, and will continue to own and operate, the St. Marys landfill site.

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3.0 DESCRIPTION AND PURPOSE OF THE UNDERTAKING

The proposed undertaking will be the expansion of the existing St. Marys landfill site so that it is capable of receiving post-diversion municipal solid waste from the Town over a 40-year planning period. A detailed description of and rationale for the undertaking will be included in the EA Report.

The Town of St. Marys is a 12.48 km² urban centre with a population of approximately 6,617 people. Population in 1991 was 5,496; in 1996 it was 5,952 and in 2001 it was 6,293, which has meant a population growth in the Town of 20.4% over that 15-year period. Located in southern Perth County and surrounded by the Township of Perth South, St. Marys is approximately 16 km southwest of Stratford and 25 km northeast of London. Founded in 1841, the Town is a traditional support and service centre for surrounding agricultural areas and has a full range of residential, commercial, industrial and institutional areas, facilities and services.

Historically the Town has always provided waste disposal services for Town residents, businesses and industries within the Town's boundaries. At least two closed landfill sites dating back to the early- mid- 1900s are located in the Town.

The existing St. Marys landfill site, located in the extreme southwest corner of the Town, was opened in 1984 on a 16.2 ha parcel of land leased from the adjacent St. Marys Cement Inc., a major industrial operation and employer in the Town. The Site has served as the sole waste disposal facility for the Town and, in the past decade, been modified to introduce waste diversion facilities, including yard waste and other organics composting areas. Additional waste diversion facilities at the Site are planned as part of the current proposed Site expansion.

The Site has 8 years of remaining, approved capacity, and, while the Town continues to aggressively pursue enhancements to its waste diversion programs, additional post-diversion waste disposal capacity will be required over the next 40 years in order for the Town to meet its waste management obligations to its residents.

Given the small size of the community and the density of residential, commercial, industrial and institutional land uses within the Town's corporate boundaries, there are no feasible locations for the establishment of a new landfill site or an alternative form of waste disposal facility (e.g., thermal treatment) anywhere within the Town's boundaries. The areas surrounding the Town, located in the Township of Perth South, within Perth County, are largely Class 1 and 2 agricultural lands which are strongly protected by the Township and County official plans. As a result, the Town has decided that the

expansion of its existing landfill site, onto former industrial (i.e., quarry) lands recently acquired from St. Marys Cement Inc., is the only practical, environmentally-sound and financially feasible solution to its post-diversion waste disposal needs for the next 40 years.

This approach by the Town has been supported by many attendees at two public information open houses that led to the preparation of this ToR, with the majority of attendees clearly stating strong opposition to any new waste disposal facilities either within the Town or outside the Town in the surrounding farmlands of the Township of Perth South, and endorsing a proposed expansion of the existing Site, subject to ensuring that all necessary environmental controls are put in place.

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4.0 EA METHODOLOGY

The Landfill Expansion Environmental Assessment will be conducted under Section 6.2(c) and Section 6.1(3) of the *Environmental Assessment Act (EA Act)*.

Section 6. (2) (c). of the *EA Act*, states that the proposed Terms of Reference must:

"(c) set out in detail the requirements for the preparation of the environmental assessment. 1996, c. 27, s. 3".

Section 6.1 (3) of the *EA Act* states that the Proponent shall prepare an environmental assessment for an undertaking in accordance with the approved terms of reference and that:

"(3) The approved terms of reference may provide that the environmental assessment consist of information other than that required by subsection (2). 1996, c. 27, s. 3.

In meeting this requirement of the *EA Act* the following actions will frame the methodology for conducting the proposed landfill expansion EA:

- 4.1 The EA will include a description of "Alternative Methods", to be developed in the early stages of the EA. Draft "Alternative Methods" will be presented to the public and agencies for review and comment (see Section 7.0, Consultation Program). The alternatives will be refined in response to public and agency comment and one or more preferred alternatives selected.

The EA will not include the description of "Alternatives To". As noted in Section 3.0, above, given the small size of the community and the density of residential, commercial, industrial and institutional land uses, there are no feasible locations for the establishment of a new landfill site or an alternative form of waste disposal facility (e.g., thermal treatment) anywhere within the Town's boundaries. The areas surrounding the Town, located in the Township of Perth South, within Perth County, are largely Class 1 and 2 agricultural lands which are strongly protected by the Township and County official plans. As a result, the Town has decided that the expansion of its existing landfill site, onto former industrial (i.e., quarry) lands recently acquired from St. Marys Cement Inc., is the only practical, environmentally-sound and financially feasible solution to its post-diversion waste disposal needs for the next 40 years.

This approach by the Town has been supported by many attendees at two public information open houses that led to the preparation of this ToR, with the majority of attendees clearly stating strong opposition to any new waste disposal facilities either within the Town or outside the Town in the surrounding farmlands of the Township of Perth South, and endorsing a proposed expansion of the existing Site, subject to ensuring that all necessary environmental controls are put in place.

- 4.2 The existing environment within the Site Study Area and Local Study Area will be studied and described;
- 4.6 Environmental effects that could potentially arise from the undertaking will be identified and described;
- 4.7 Measures for mitigating potential negative environmental effects will be identified and described;
- 4.8 Advantages and disadvantages of the "Alternative Methods" and the undertaking, to the environment will be identified and described;
- 4.9 As set out in Section 9.0 of this ToR, the EA will provide a plan for post-EA approval monitoring of: (a). fulfillment of EA conditions of approval; (b). actual net effects, over time; and, (c). the fulfillment of commitments made during conduct of the EA.
- 4.10 A summary of the results of the consultation program, as described in Section 7.2 of this ToR, will be included in the EA. The consultation program will involve individual members of the public, businesses and industries, interest groups,

abutting municipalities, Aboriginal communities, the Upper Thames River Conservation Authority and interested provincial and federal agencies.

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5.0 ALTERNATIVE METHODS TO BE CONSIDERED

Alternative methods to be addressed in the EA will include, but will not be limited to, alternative Site cell configurations, alternative surface water management system configurations, alternative waste diversion facility configurations, alternative internal buffer zone and road configurations and alternative nuisance (e.g., noise, dust, litter, odour, visual impact, etc.) management considerations.

The alternatives will be developed based on such criteria as: constraints posed by existing topographical; geophysical and spatial conditions; relative financial and technical feasibility; staging/phasing of Site development, etc.

The development and consideration of alternative methods will utilize the substantial historical data developed at the Site during the past 25 years, including geological/hydrogeological/geotechnical information, facility engineering and design information, groundwater and surface water monitoring data as well as new data to be acquired (e.g., through new monitoring wells and boreholes, hydrology studies, etc.) in the recently-acquired area of the Site). The Town's consultants will also apply their 35 years' experience with landfill engineering, design, construction, operation, closure and post-closure monitoring at more than 100 landfill sites in Ontario in the development and evaluation of the alternative methods.

Potential environmental effects, mitigation measures and net effects for all alternative methods will be identified and described.

6.0 STUDY AREAS

Two study areas will be established for preparation of the EA: a Site Study Area and a Local Study Area. The reason for two study areas is as follows:

The Site, which includes the former industrial (i.e., quarry) lands recently acquired by the Town from St. Marys Cement Inc., is currently completely developed and is occupied by: (a) the existing St. Marys landfill site waste disposal area, waste diversion facilities and ancillary facilities (e.g., buffer zones, internal roads, surface water management facilities, etc.); and (b) the newly-acquired portion of the Site, which has been completely disturbed by quarrying and related activities, including the temporary stockpiling of unused/waste mineral aggregate materials in recent decades. As such, some components of the "existing environment" that will be addressed in the EA do not exist on the Site and therefore do not require description and assessment. Examples include cultural heritage and archaeology, socio-economic conditions, transportation conditions (except as they may pertain to the proposed relocation of the Site entrance on Water Street South), existing and planned land use, and soils/agriculture (there are no undisturbed native soils or agricultural activities anywhere on the Site).

Conversely, within the Local Study Area there are components of the "existing environment" there that do not exist in the Site Study Area. As such, socio-economic conditions, cultural heritage and archaeology, transportation, existing and planned land use will be addressed in the Local Study Area, but not Design and Operations Considerations. It is recognized that biophysical components of the "Existing environment" in the local study area could experience potential effects from the proposed undertaking (e.g., off-Site migration of groundwater, surface water and air emissions and the potential effects of those impacts on off-Site watercourses and terrestrial/aquatic flora, fauna, ecosystems and species (including species at risk) and as such those components of the "existing environment" in the Local Study Area will be addressed in the EA.

6.1 SITE STUDY AREA

The Site Study Area for the EA will include all lands within the existing, approved boundaries of the St. Marys Landfill Site plus adjacent lands recently acquired from St. Marys Cement Inc. and now owned by the Town. Figure 2, attached, illustrates the Site Study Area.

6.2 LOCAL STUDY AREA

The Local Study Area for the EA will include all lands and waters within a 1 km radius of the Site Study Area boundaries, as described in Section 4.1, above. Figure 2, attached, also illustrates the Local Study Area.

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7.0 DESCRIPTION OF THE ENVIRONMENT AND POTENTIAL EFFECTS

Within the Site Study Area and Local Study Area studies will be undertaken to identify and describe existing environmental features and conditions along with estimates of potential environmental effects. Descriptions will be based on existing databases, available studies, reports and other relevant information, NST, OBM, and Town mapping and GIS materials, aerial photographs, site visits and field studies (e.g., land use surveys, biology surveys, additional boreholes, monitoring wells and test pits).

Studies and evaluations will be conducted within the following subject areas:

7.1 SITE STUDY AREA

7.1.1 GEOLOGY/HYDROGEOLOGY

The Site and its surroundings are characterized by natural clay-silt till overburden deposits (15 m + in thickness) overlying sedimentary bedrock (Dundee Formation, Devonian).

Geologic and hydrogeologic features and conditions within the Site Study Area will be identified and described to provide information at a level of detail sufficient to enable the identification of potential environmental effects that may be expected to occur on groundwater. Potential effects may include leachate impacts on groundwater that, while they may be naturally attenuated by the time they reach the Site boundaries, could potentially migrate off-Site affecting off-Site wells in the vicinity.

The natural clay-silt till overburden will be assessed to determine its potential for groundwater conductivity but from data available at the Site it is known that the clay overburden significantly impedes groundwater movement. This low conductivity provides an additional barrier between the bottom of the landfill cells and the Site/regional groundwater, which is present in the bedrock.

7.1.2 SURFACE WATER

There is one surface water feature on-Site: a ditch or swale that collects water from fields and a wet area northeast of the Site and channels it across the Site to a discharge point under Water Street South. The ditch/swale currently is part of the surface water management system for the Site and will be modified to ensure continued water

quantity and quality requirements are met at the point of discharge. Potential effects on the waste in the ditch/swale could include increased temperature, siltation, quantity flow variations and introduction of contaminants originating in waste being deposited that the Site or from vehicles/equipment operating on the Site.

Surface water features and conditions within the Site Study Area will be identified and described to provide information at a level of detail sufficient to enable the identification of potential environmental effects that may be expected to occur on surface water quantity/flow rates and quality.

7.1.3 BIOLOGY

Since the Site is an industrial site that has been completely disturbed by landfilling, quarrying and related activities for several decades there are no 'original' flora or fauna, or terrestrial or aquatic ecosystems on the Site. There has been some natural regeneration of grasses, shrubs and weeds of various species and the Town has planted grass and trees along the front of the Site to provide visual screening. That vegetation and any species of fauna that may exist on the Site will be studied to identify potential effects on them as a result of the undertaking.

Existing biological features and conditions within the Site Study Area (e.g., terrestrial and aquatic flora and fauna and ecosystems, including species at risk under the federal *Species at Risk Act* and Ontario *Endangered Species Act*) will be identified and described to provide information at a level of detail sufficient to enable the identification of potential environmental effects on those biological features and conditions.

7.1.4 PROVINCIAL POLICY STATEMENT

The proposed undertaking will be reviewed in the context of the policies contained in the Provincial Policy Statement (2005) (PPS) to ensure that it is consistent with the PPS.

7.1.5 AIR QUALITY/NOISE

The existing landfill site and nearby St. Marys Cement Inc. operation have resulted in ambient air quality and noise conditions that have been monitored for at least 25 years and for which significant data exist. Since air quality and noise at a landfill site are primarily a function of site operations (e.g., odour from open disposal faces prior to the

application of daily cover, truck movements, vehicle/equipment operations, including combustion engines and electric motors, back-up beepers, etc.) and since the quantity of waste being brought to the Site will not change significantly (if it does change it will likely be less than current rates, due to improvements in the Town's waste diversion programs) potential effects on air quality and noise levels are anticipated to be similar to those currently occurring there now.

Current air quality and noise conditions and potential effects on air quality and noise within the Site Study Area will be identified and described.

7.1.6 DESIGN AND OPERATIONS CONSIDERATIONS

Proposed design and operations, including one or more conceptual designs demonstrating possible site configurations, will be prepared as part of the EA. Potential effects of site design and operations considerations of the proposed undertaking will be identified and described. While most of this identification and evaluation will occur within the Site Study Area potential effects of site design and operations (e.g., Site access/egress, site configuration, location of berms to mitigate potential visual and noise effects, etc.) within the Local Study Area will be identified and described.

7.2 LOCAL STUDY AREA

7.2.1 GEOLOGY/HYDROGEOLOGY

As noted in Section 6.1.1, above, the Local Study Area is characterized by natural clay-silt till overburden deposits (15 m + in thickness) overlying sedimentary bedrock (Dundee Formation, Devonian).

Geologic and hydrogeologic features and conditions within the Local Study Area will be identified and described to provide information at a level of detail sufficient to enable the identification of potential environmental effects that may be expected to occur on groundwater. Potential effects may include leachate impacts on groundwater that, while they may be naturally attenuated by the time they reach the Site boundaries, could potentially migrate off-Site affecting off-Site wells in the Local Study Area.

The natural clay-silt till overburden will be assessed to determine its potential for groundwater conductivity.

7.2.2 SURFACE WATER

In addition to the North Thames River, which flows NE to SW through the Local Study Area (see Figure 2, attached) there are several minor swales and field drainage ditches within the Local Study Area. Only one drains through or near the Site. As noted in Section 6.1.2, above, the ditch or swale that collects water from fields and a wet area northeast of the Site and channels it across the Site to a discharge point under Water Street South empties into the North Thames River approximately 400 m northwest of the Site. The ditch/swale currently is part of the surface water management system for the Site and will be modified to ensure continued water quantity and quality requirements are met at the point of discharge. Potential effects on the waste in the ditch/swale and North Thames River in the Local Study Area could include increased temperature, siltation, quantity flow variations and introduction of contaminants originating in waste being deposited that the Site or from vehicles/equipment operating on the Site.

Surface water features and conditions within the Local Study Area will be identified and described to provide information at a level of detail sufficient to enable the identification of potential environmental effects that may be expected to occur on surface water quantity/flow rates and quality.

7.2.3 BIOLOGY

The majority of the Local Study Area to the east, west and south of the Site is open active farmland with a few small woodlots, ephemeral streams and local wet areas. The North Thames River, which flows NE to SW through the Local Study Area approximately 400 m west of the Site, is the predominant natural feature in the Local Study Area. Potential effects on the river could include temperature increase, sedimentation or contaminants transported to the river via the ditch/swale that crosses the Site (see Section 6.1.2, above).

Existing biological features and conditions in the Local Study Area (e.g., ecosystems and terrestrial and aquatic flora and fauna, including species at risk under the federal *Species at Risk Act* and Ontario *Endangered Species Act*) will be identified and described to provide information at a level of detail sufficient to enable the identification of potential environmental effects on those biological features and conditions.

7.2.4 CULTURAL HERITAGE AND ARCHAEOLOGY

While the undertaking will involve no excavation or other physical disturbance in the local Study Area existing heritage structures could experience potential effects due to truck vibration and dust. Traffic congestion/safety effects for people traveling to and from heritage/archaeology features and conditions could also occur.

Cultural heritage and archaeological features and conditions in the Local Study Area will be identified and described in accordance with the requirements of the *Ontario Heritage Act* and its associated regulations, policies and guidelines, to provide information at a level of detail sufficient to enable the identification of potential environmental effects that may be expected to occur on those heritage and archaeological features and conditions of importance to Aboriginal and non-Aboriginal communities.

7.2.5 SOCIO-ECONOMIC

Socio-economic conditions in the Local Study Area will be identified and described so as to determine any potential adverse effects on human activities, including businesses, institutions, recreational and social facilities and activities. It is expected that, given the existing industrial nature of the Site most, if not all of this identification and evaluation will occur within the Local Study Area.

7.2.6 LAND USE

7.2.6.1 EXISTING

Existing Land use in the Local Study Area include:

- St. Marys Cement Inc.'s quarrying and cement manufacturing operation immediately north of the Site
- Active Class 1 and 2 farmland (primarily corn, soybeans and other cash crops) in the east, west and south portions of the Local Study Area
- Residential dwellings on relatively large lots along Perth South Township Third Line Road and Perth County Road 123, south and west of the Site

Existing land uses (e.g., residential, industrial, commercial, institutional, public open space, etc.) within the Local Study Area will be identified and described.

7.2.6.2 PLANNED

Planned land uses (e.g., development applications including Plans of Subdivision/Condominium, Consent applications, Official Plan amendment applications, Zoning By-law amendment applications) within the Local Study Area will be identified and described.

7.2.7 PROVINCIAL POLICY STATEMENT

The proposed undertaking will be reviewed in the context of the policies contained in the Provincial Policy Statement (2005) (PPS) to ensure that it is consistent with the PPS.

7.2.8 TRANSPORTATION

The Local Study Area includes the following transportation features (See Figure 2, attached):

- The following roads in the Township of Perth South: a 500 m stretch of Elginfield Road, at the extreme south edge of the Local Study Area; Third Line Road; and Fifth Line Road (on the west side of the North Thames River)
- The following roads in the Town of St. Marys: Water Street South; and Thomas Street (on the west side of the North Thames River)
- Perth County Road 123
- A short portion of VIA Rail's Toronto - Sarnia railway line, in the extreme eastern part of the Local Study Area

The nearest airports are the Stratford Municipal Airport (26 km northeast of the Site) and the London International Airport (22 km to the south of the Site). No potential effects on the railway line or the airports are anticipated. Potential effects on the roads may include safety impacts arising from truck traffic entering and leaving the Site, noise, air quality (e.g., engine exhaust) and traffic congestion issues.

The roads identified above in the Local Study Area will be identified and described (e.g., including traffic volumes and patterns, safety and access/egress).

7.2.9 AGRICULTURE/SOILS/MINING

Lands in the Local Study Area to the east, west and south of the Site are all located within the Township of Perth South and include numerous operating farms and fields (corn, soybeans and other cash crops). There are also several rural residential dwellings on relatively large lots located along Water Street South, immediately west of the Site, and along the Third Line Road and Perth County Road 123, further west and southwest of the Site.

The St. Marys Cement Inc. quarrying and cement-manufacturing facility completely occupies the Local Study Area north and northwest of the Site. St. Marys Cement Inc. also owns several hundred hectares of the above-noted farmland lying to the east and south of the Site in the local Study Area.

The potential effects on these features and conditions could include odour, litter, dust, noise, traffic-related effects and ground water and surface water effects.

Agricultural/soils and mining features, conditions and activities in the Local Study Area will be identified and described to provide information at a level of detail sufficient to enable the identification of potential environmental effects that may be expected to occur.

7.2.10 AIR QUALITY/NOISE

The existing landfill site and nearby St. Marys Cement Inc. operation have resulted in ambient air quality and noise conditions in the nearby surrounding Local Study Area that have been monitored for at least 25 years and for which significant data exist. Since air quality and noise at a landfill site are primarily a function of site operations (e.g., odour from open disposal faces prior to the application of daily cover, truck movements, vehicle/equipment operations, including combustion engines and electric motors, back-up beepers, etc.) and since the quantity of waste being brought to the Site will not change significantly (if it does change it will likely be less than current rates, due to improvements in the Town's waste diversion programs) potential effects on air quality and noise levels are anticipated to be similar to those currently occurring there now.

Current air quality conditions and potential effects on air quality within the Local Study Area will be identified and described.

8.0 CONSULTATION PROGRAM

8.1 TERMS OF REFERENCE CONSULTATION

The Town completed a consultation program during the preparation of this ToR. That program consisted of:

- Conduct of ToR initiation communication with MOE, during which the Town's waste management situation was reviewed and the proposed approach to the ToR and EA was discussed and agreed upon
- Publication of a notice in the St. Marys *Journal Argus* announcing the commencement of a ToR and EA processes and the date, place and time and subject matter for a ToR public information open house
- Direct distribution of letters, e-mails and/or faxes to review agencies announcing the commencement of a ToR and EA processes, advising of the date, place and time and subject matter for the ToR public information open house and inviting attendance at the Open House
- Distribution by regular mail, e-mail and/or fax of draft ToR to government agencies, including the following:
 - Ministry of Aboriginal Affairs
 - INAC
 - Upper Thames River Conservation Authority
 - Ministry of Natural Resources
 - Ministry of Culture
 - County of Perth
 - Township of Perth South
 - Perth County health Unit
- Distribution by regular mail, e-mail and/or fax of the draft ToR to Aboriginal communities, including the following:
 - Caldwell First Nation
 - Walpole Island First Nation
 - Kettle and Stoney Point First Nation
 - Oneida Nation of the Thames
 - Chippewas of the Thames
 - Munsee Delaware First Nation

- Six Nations of the Grand River Territory
- Mississaugas of New Credit First Nation
- Moravian of the Thames Delaware Nation
- Chippewas of Sarnia 45 First Nation
- Métis Nation of Ontario (MNO)
- Windsor-Essex Métis Community Council
- Availability of copies of draft ToR on the Town's web site and in printed form at the Town's municipal office, the MOE Southwestern Region Office (London), the offices of the Upper Thames River Conservation Authority and the St. Marys public library
- Conduct of a ToR public information open house, in St. Marys. The purpose of the PIOH was to provide information and invite questions/comments on the draft ToR
- Revision of the draft ToR in response to any questions/comments received during the PIOH and the follow-up circulation
- Conduct of follow-up communication with MOE, during which the Town's revised draft ToR was reviewed and suggested changes discussed and agreed upon
- Revision and formal submission to MOE of the ToR, taking into consideration all comments received

Copies of documentation, including a list of comments/concerns made during preparation of the ToR (and the Town's responses to those comments/concerns) pertaining to the public, agency and Aboriginal community consultation conducted during preparation of this ToR may be found in the document "Record of Consultation for the Terms of Reference". That document accompanies and supports, but is not part of, this ToR.

In accordance with Section 4.3.1 of the "Code of Practice - Preparing and Reviewing Terms of Reference for Environmental Assessments in Ontario" (MOE. October, 2009) the ToR Record of Consultation will also include information about the consultation process, including copies of all letters, e-mails, faxes and other correspondence by the Town and its consultants sent to and received from members of the public, government agencies, other interested parties and Aboriginal communities; records of public information events, including information about the event locales and layout/programs, copies of materials provided at the events, sign-in sheets, comment sheets, news media communications, notices published, etc. The Record of Consultation will include copies of all comments, questions, issues and concerns expressed by members of the public, government agencies, other interested parties and Aboriginal communities, how those comments, questions, issues and concern were responded to by the Town and its

consultants, and how the draft ToR was affected (i.e., amended or not) by those comments, questions, issues and concerns. A rationale for any comments questions issues or concerns that did not result in changes to the draft ToR will be provided.

8.2 EA CONSULTATION PROGRAM

Conduct of the EA will include a consultation program based on the following principles:

- (a) The EA consultation program will be open by making all reasonable efforts to ensure that potentially-affected or interested parties have full information made available to them and are given the opportunity to make their views known
- (b) The EA consultation program will be transparent by documenting the consultation process that is carried out for the development of the EA so that the process can be understood and traced
- (c) The EA consultation program will be responsive by providing opportunities for interested parties to comment on the EA at key stages and by ensuring that such comments are addressed in the EA
- (d) The EA consultation program will be meaningful by identifying how comments and concerns have been considered throughout the EA process
- (e) The EA consultation program will be flexible by allowing response to new issues that emerge as the EA proceeds

The EA consultation program will include, but not be limited to, the following activities:

1. Publication of a newspaper notice in the *St. Marys Journal Argus* and on the Town's website (www.townofstmarys.com) and deposition of copies in local post office outlets, the St. Marys public library, community centres/arenas, the Upper Thames River Conservation Authority and the Ministry of the Environment Regional and District Offices. The notice will announce the approval of the ToR, commencement of the EA and provide notice of EA public information open house #1.
2. Conduct of an EA public information open house (#1), which will include the distribution of preliminary information to the public, agencies and Aboriginal communities for discussion and comment. Information presented at PIOH #1 will include, but not be limited to: the description of the existing environment; the identification of potential effects; the assessment of potential effects; the

identification of mitigation measures and net effects; conceptual design for the proposed undertaking and preliminary Draft EA Report contents.

3. Publication of a notice in the *St. Marys Journal Argus* explaining that the Draft EA Report has been completed and is available for review and comments, explaining where copies of the Draft EA Report are available for viewing, explaining how public comments can be made, the deadline for comments and who to address them to and providing the date, time and location of a second public information open house (#2).
4. Posting of a similar notice on the Town's web site and a printed copy of the newspaper notice at the Municipal office for the duration of the comment period.
5. Conduct an EA public information open house (#2), to provide information about and invite questions and comments about the Draft EA. This event will be conducted in a local facility that is easily accessible by interested parties. Technical/expert staff will be in attendance to answer any questions pertaining to the Draft EA Report. The public's comments will be reflected in the final EA Report. The public information open house will involve:
 - Display boards summarizing the Draft EA Report.
 - A Sign-In Sheet.
 - Hand-out material made available for distribution, including reference copies of the Draft EA Report and related documents.
 - Comment Sheets.
6. Comments on the Draft EA Report will be considered in preparation of the Final EA Report. Comments can be made at the public information open house (#2) or can be directed to the Municipality or its consultant any time within the comment period.
7. Copies of the Draft EA Report, in printed or electronic format, will be sent to several locations accessible by the public for viewing, including:
 - Town of St. Marys municipal office
 - Town of St. Marys web site
 - MOE Southwestern Region office (London)
 - Upper Thames River Conservation Authority office
 - Aboriginal communities, including First Nations, the Métis Nation of Ontario and Windsor-Essex Métis Community Council

All review agencies identified on the contact lists will receive a copy of the Draft EA Report by mail along with their individually-addressed letter. A preliminary list of review agencies includes:

- Ministry of Aboriginal Affairs
- INAC
- Upper Thames River Conservation Authority
- Ministry of Natural Resources
- Ministry of Culture
- County of Perth
- Township of Perth South
- Perth County health Unit

8. After the Draft EA Report comment period, the report will be revised if and as necessary to reflect the agency/stakeholder comments and concerns and the final EA Report will be produced. A revised stakeholder list will be prepared following completion of the initial round of agency/stakeholder consultation for the Draft EA Report. This revised list will be provided to the Ministry of the Environment for its use in the formal EA Review.
9. Direct contact, by way of such means as email, telephone, fax and regular post with:
 - Aboriginal communities, including First Nations, the Métis Nation of Ontario and Windsor-Essex Métis Community Council
 - Indian and Northern Affairs Canada (INAC)
 - The Ontario Ministry of Aboriginal Affairs
 to provide, and invite comment on, all draft documents disseminated for review, as described in this ToR.
10. Preparation of an EA "Record of Consultation". The Record of Consultation will include information about the EA consultation program, including copies of all letters, e-mails, faxes and other correspondence by the Town and its consultants sent to and received from members of the public, government agencies, other interested parties and Aboriginal communities; records of public information events, including information about the event locales and layout/programs, copies of materials provided at the events, sign-in sheets, comment sheets, news media communications, notices published, etc. The Record of Consultation will include copies of all comments, questions, issues and concerns expressed by members of the public, government agencies, other interested parties and Aboriginal communities, how those comments, questions, issues and concern were responded to by the Town and its consultants, and how the EA process and the Draft EA Report were affected (i.e., amended or not) by those comments, questions, issues and concerns. A rationale for any comments questions issues or

concerns that did not result in changes to the EA process or Draft EA Report will be provided.

8.3 CONFLICT RESOLUTION

The Town is committed (e.g., through implementation of the EA Consultation Program) to ensuring that the proposed landfill expansion undertaking resulting from this EA process is in the best interests and reflects the values and priorities of the Town's residents, the general public, government agencies, Aboriginal communities and other interested persons. The Town is committed to working with all interested parties to address and resolve concerns to the greatest extent possible.

DRAFT

9.0 EA WORK PLAN

The following is a general summary of the key tasks to be carried out in completing the EA:

- Distribution of information about the proposed EA via publication of Notices in the *St. Marys Journal Argus*, on the Town's web site, e-mail and regular mail, placement and/or posting of information flyers at areas/facilities normally accessed by the public, such as the Town's municipal office, post office outlets, libraries and community centre/arenas, within the Town. Information distributed will also contain details about the purpose, date, place and time of the EA public information open houses.
- Conduct of EA studies and evaluations to describe the existing environment, including, but not limited to:
 - Geologic and hydrogeologic features & conditions.
 - Surface water features & conditions.
 - Biological features and conditions.
 - Significant archaeological & heritage features and conditions.
 - Socio-economic features and conditions.
 - Existing & planned land-use.
 - Transportation features and conditions.
 - Agriculture /forestry/mineral extraction features and conditions.
 - Air quality.
 - Design and operations considerations.
- Identification of potential effects, mitigation measures and net effects of the proposed undertaking, including a statement of advantages and disadvantages to the environment.
- Conduct of EA public information open house # 1 to provide updated information on the EA work to date and to present information about and to receive comments on the EA (including the purpose, work plan/process/progress of EA, preliminary EA information, evaluation, ranking, criteria and weighting used to analyze and assess the alternatives, etc.).
- Tabulation of results of public information open house #1 and related public, agency and Aboriginal community comments/questions for inclusion in the EA "Record of Consultation", which will accompany and support, but will not be part of, the EA.
- Development of a Draft Environmental Assessment Monitoring Plan.

- Preparation of a Draft EA report.
- Distribution of information about the Draft EA Report via publication of Notices in the *St. Marys Journal Argus*, on the Town's web site, e-mail and regular mail, placement and/or posting of information flyers at areas/facilities normally accessed by the public, such as the Town's municipal office, libraries and community centre/arenas, within the EA Study Area. Information distributed will also contain details about the purpose, date, place and time of EA public information open house #2.
- Conduct of EA public information open house # 2 to provide information about and receive comments on the Draft EA Report.
- Tabulation of results of EA public information open house #2 and related public, agency and Aboriginal community comments/questions for inclusion in the EA "Record of Consultation", which will accompany and support, but will not be part of, the EA.
- Finalization of the EA Report.
- Submission of the final EA Report to MOE.
- MOE review of the final EA Report.
- Preparation of the Town's response to the MOE review.
- Preparation of MOE recommendations to the Minister of the Environment.
- Issuance of the Minister's decision on the undertaking.

10.0 EA MONITORING

An Environmental Assessment Monitoring Plan will be developed and included in the EA.

The EA Monitoring Plan, which will cover all phases of the implementation of the undertaking (e.g., planning, detailed design, tendering, construction, operation, closure and decommissioning) will provide for an annual review of the following key areas:

- Any conditions applied by the Minister in approving the EA undertaking
- Action on commitments made by the Town made during preparation of the EA The EA Monitoring Plan will include a list of specific commitments made during preparation of the EA
- Results of environmental effects monitoring and a comparison of those actual effects with the potential effects predicted during preparation of the EA and, where actual effects exceed predicted effects, an assessment, in consultation with MOE, of whether additional mitigation measures may be needed
- Implementation of additional mitigation measures, as necessary

11.0 OTHER APPROVALS

In addition to approval of the EA under the *Environmental Assessment Act*, applications will be made, as necessary, under a number of provincial statutes for approval to implement the proposed undertaking, including but not being limited to:

- *Environmental Protection Act*
- *Ontario Water Resources Act*
- *Conservation Authorities Act*
- *Aggregate Resources Act*
- *Planning Act*

During the conduct of the EA, any federal agencies that may have interests applicable to the proposed undertaking will be identified by way of consultations with relevant federal agencies and any necessary approvals under federal statutes will be identified.

While the Town's proposed undertaking is subject to the requirements of the Ontario *Environmental Assessment Act*, the *Canadian Environmental Assessment Act (CEAA)* may also apply.

If application of the *Canadian Environmental Assessment Act* is triggered by one or more aspects of the proposed undertaking the Town will work in a co-ordinated way with the Ontario Government and the Government of Canada, both governments having formally agreed to coordinate their respective EA processes pursuant to the Canada-Ontario Agreement on EA Cooperation (November 2004), and the guidance document: "Federal/Provincial Environmental Assessment Coordination in Ontario - a Guide for Proponents and the Public" (Canadian Environmental Assessment Agency and MOE. June, 2007).

12.0 FLEXIBILITY OF THIS TERMS OF REFERENCE

Once approved by the Minister of the Environment, this ToR will provide the framework for preparing the EA Report and will serve as a benchmark for reviewing the EA Report.

It is understood that, given the nature of ToR, it is not intended to present every detail of all the activities that will occur when preparing the EA. It is therefore possible that in carrying out the work contemplated by this ToR it may become evident that certain modifications to this ToR may be necessary. It is important to note that the commitments described in this ToR are a minimum that must be met, and that more may be required if necessary. It is envisioned that such changes may include:

- Requirements for additional or expanded evaluations, studies or work, (e.g., in the areas referred to in Section 6.0), to ensure that the nature and magnitude of potential environmental effects are fully and accurately identified
- Changes in methodology of the studies referred to in Section 6.0 of this ToR. This may be in response to studies that showed environmental effects to be greater or less than previously estimated
- Modifications to the consultation program
- Any other modifications required or available through changes to Acts or Regulations

This list is not intended to be exhaustive. Rather, it sets out, by example, the types of changes that will be considered routine and/or that are likely to result in insignificant effects on the environment, and therefore can be accommodated within the framework of the approved ToR.

In the event of uncertainty as to whether a proposed change should be considered routine or of note, the MOE will be consulted through the MOE project officer.

13.0 SUMMARY

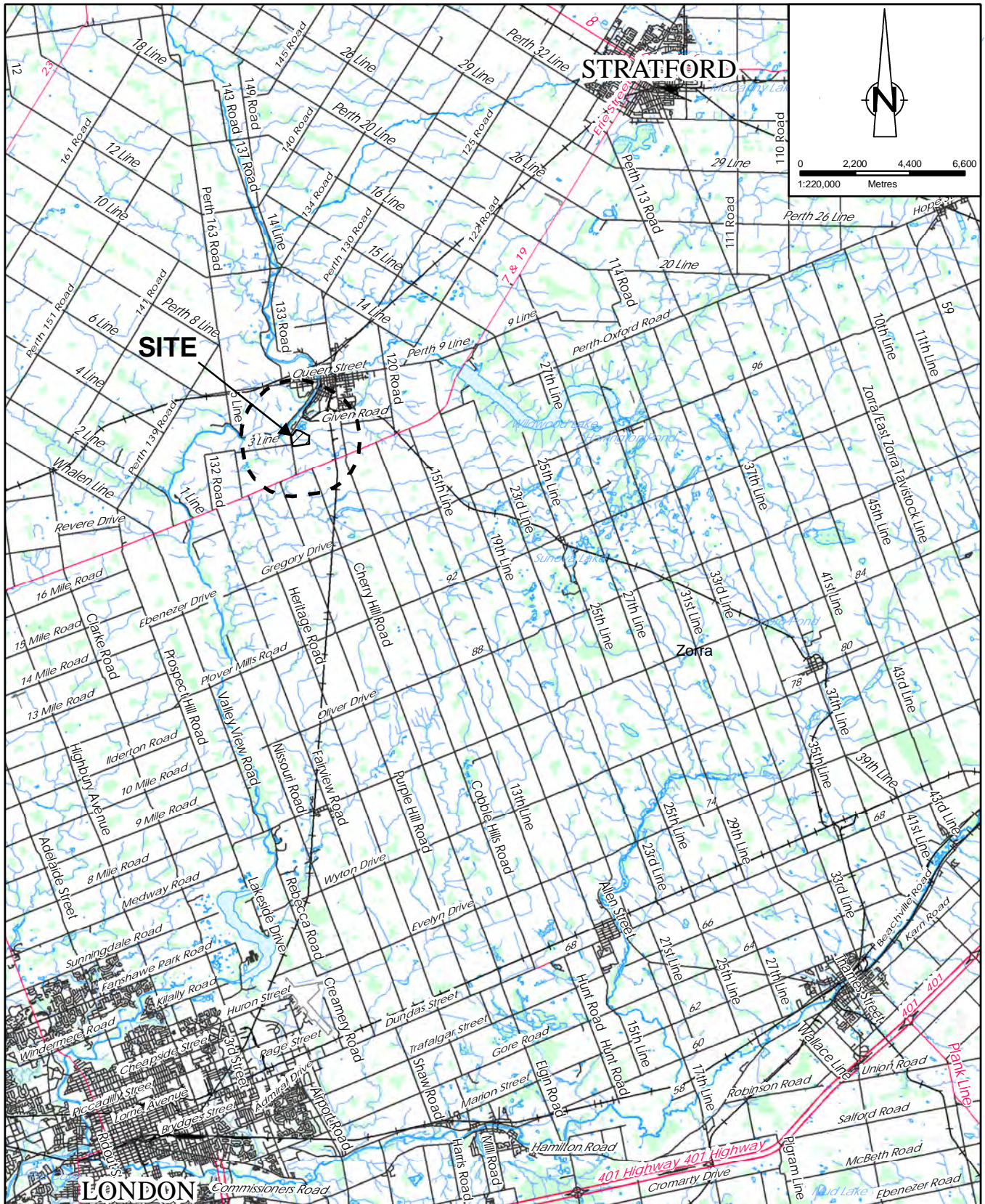
This ToR provides the framework for a process to be followed by the Town of St. Marys for conduct of an individual environmental assessment of the expansion of the St. Marys Landfill Site (Site) so that it is capable of receiving post-diversion municipal solid waste from the Town over a 40-year planning period. The final description of the undertaking will be included in the EA Report.

The Proponent of the EA is the Corporation of the Town of St. Marys, which currently owns and operates, and will continue to own and operate, the landfill site.

This ToR outlines the basis for conduct of a comprehensive program of consultation with the Ministry of the Environment and other provincial and federal government agencies, the public, Aboriginal communities and other interested persons.

The ToR "Record of Consultation" will accompany and support, but will not be part of, this ToR.

DRAFT

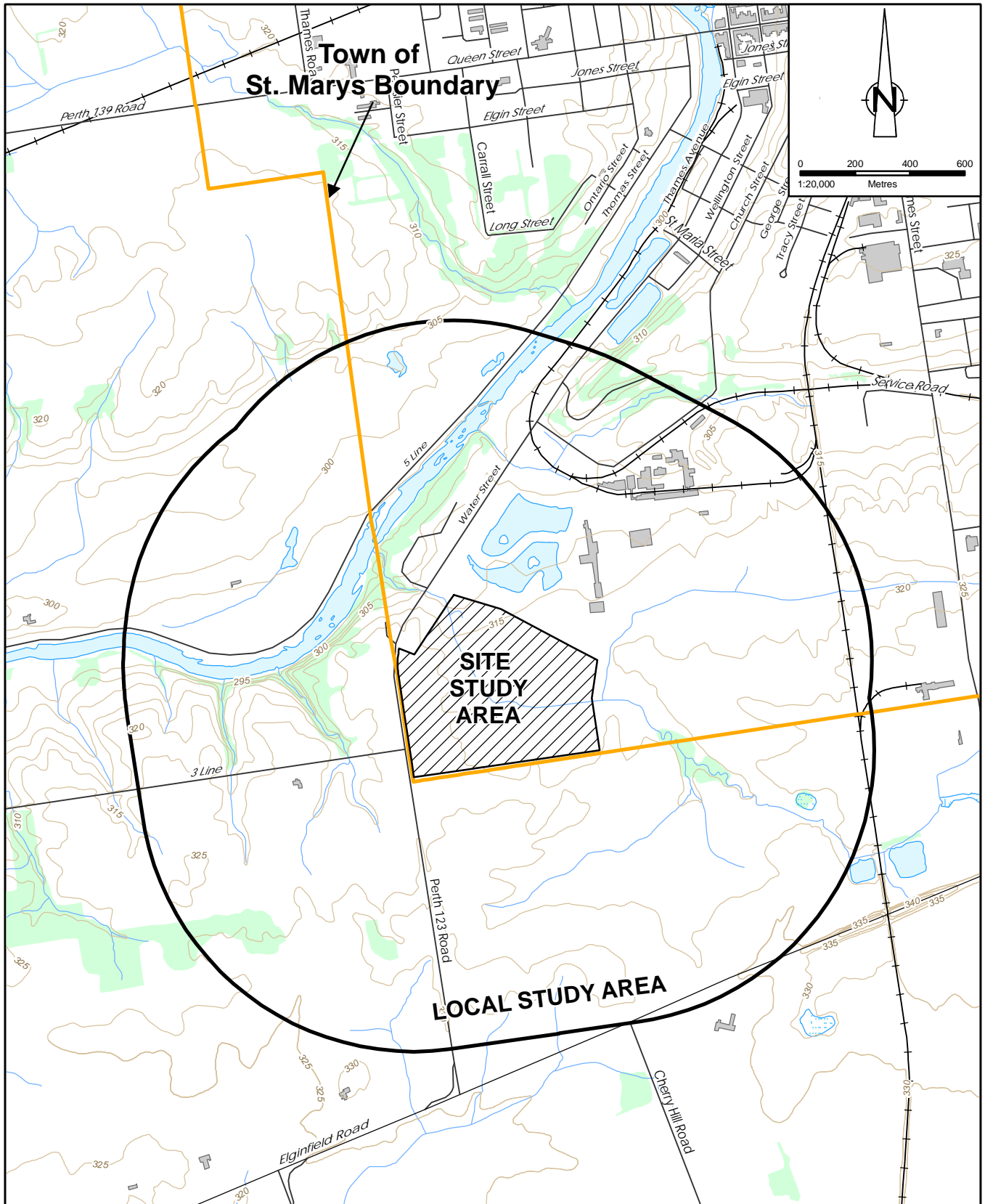


Source: MNR NRVIS, 2008. Produced by CRA under licence from Ontario Ministry of Natural Resources. © Queen's Printer 2008 Datum: NAD 83 Projection: UTM Zone 17

figure 1

LOCATION MAP
 ST. MARYS LANDFILL EXPANSION ENVIRONMENTAL ASSESSMENT
 TERMS OF REFERENCE
 Town of St. Marys, Ontario





Source: MNR NRVIS, 2008. Produced by CRA under licence from Ontario Ministry of Natural Resources. © Queen's Printer 2008 Datum: NAD 83 Projection: UTM Zone 17

figure 2

SITE STUDY AREA AND LOCAL STUDY AREA
ST. MARYS LANDFILL EXPANSION ENVIRONMENTAL ASSESSMENT
TERMS OF REFERENCE
Town of St. Marys, Ontario



APPENDIX E.3

DRAFT PROPOSED TERMS OF REFERENCE CIRCULATION LETTERS -
FEBRUARY AND MARCH 2010



**CONESTOGA-ROVERS
& ASSOCIATES**

651 Colby Drive, Waterloo, Ontario, Canada N2V 1C2
Telephone: 519-884-0510 Facsimile: 519-884-0525
www.CRAworld.com

March 3, 2010

Reference No. 000645-15

Fire Chief Dennis Brownlee
St. Marys Fire Department
172 James Street South, Box 2975
St. Marys, ON N4X 1A6

Dear Chief Brownlee:

Re: Town of St. Marys Landfill Site Expansion Environmental Assessment

The Town of St. Marys (Town), supported by its engineering consultants, Conestoga-Rovers & Associates (CRA), has commenced an individual Environmental Assessment (EA) under the Ontario *Environmental Assessment Act (EA Act)* for the proposed expansion of its existing landfill site.

Under the *EA Act*, the first step in the EA process is the preparation of Terms of Reference (ToR). Once approved by the Minister of the Environment the ToR will serve as a guide to the Town, the public, government agencies and Aboriginal communities for the preparation and review of the EA.

In accordance with the *EA Act* and the "Code of Practice: Preparing and Reviewing Terms of Reference for Environmental Assessments in Ontario" (Ministry of the Environment, October 2009) the Town has prepared a draft ToR and has commenced consultation leading to the preparation and submission of a proposed ToR to the Minister for a decision. A copy of the Town's draft proposed ToR accompanies this letter.

In consultation with the Ministry of the Environment's Environmental Assessment and Approvals Branch the St. Marys Fire Department has been identified as potentially having an interest in the Town's environmental assessment.

Could you please advise us if the Town's EA and the accompanying draft proposed ToR are of interest to the St. Marys Fire Department and if you wish to engage in further consultation on the project? If not, a brief letter or e-mail message to that effect would be appreciated. If so, please forward any questions or comments you may have on the draft proposed ToR and we will ensure that your input is fully considered in the finalization of the proposed ToR. If you do express an interest in the project we will ensure that your questions, comments and other input is sought throughout the remaining stages of the EA, during the coming year.

Thank you for your attention to this and we look forward to receiving your reply by May 5, 2010.

Yours truly,

CONESTOGA-ROVERS & ASSOCIATES

Douglas J. Robertson, B.A., M.C.I.P., R.P.P.
Senior Environmental Planner

ES/cb/FL5
Encl.



**CONESTOGA-ROVERS
& ASSOCIATES**

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March 3, 2010

Reference No. 000645-15

Dr. Miriam Klassen, Medical Officer of Health
Perth District Health Unit
653 West Gore Street
Stratford, ON N5A 1L4

Dear Dr. Klassen:

Re: Town of St. Marys Landfill Site Expansion Environmental Assessment

The Town of St. Marys (Town), supported by its engineering consultants, Conestoga-Rovers & Associates (CRA), has commenced an individual Environmental Assessment (EA) under the Ontario *Environmental Assessment Act (EA Act)* for the proposed expansion of its existing landfill site.

Under the *EA Act*, the first step in the EA process is the preparation of Terms of Reference (ToR). Once approved by the Minister of the Environment the ToR will serve as a guide to the Town, the public, government agencies and Aboriginal communities for the preparation and review of the EA.

In accordance with the *EA Act* and the "Code of Practice: Preparing and Reviewing Terms of Reference for Environmental Assessments in Ontario" (Ministry of the Environment, October 2009) the Town has prepared a draft ToR and has commenced consultation leading to the preparation and submission of a proposed ToR to the Minister for a decision. A copy of the Town's draft proposed ToR accompanies this letter.

In consultation with the Ministry of the Environment's Environmental Assessment and Approvals Branch the Perth District Health Unit has been identified as potentially having an interest in the Town's environmental assessment.

Could you please advise us if the Town's EA and the accompanying draft proposed ToR are of interest to the Perth District Health Unit and if you wish to engage in further consultation on the project? If not, a brief letter or e-mail message to that effect would be appreciated. If so, please forward any questions or comments you may have on the draft proposed ToR and we will ensure that your input is fully considered in the finalization of the proposed ToR. If you do express an interest in the project we will ensure that your questions, comments and other input is sought throughout the remaining stages of the EA, during the coming year.

Thank you for your attention to this and we look forward to receiving your reply by May 5, 2010.

Yours truly,

CONESTOGA-ROVERS & ASSOCIATES

Douglas J. Robertson, B.A., M.C.I.P., R.P.P.
Senior Environmental Planner

ES/cb/FL5
Encl.



**CONESTOGA-ROVERS
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February 8, 2010

Reference No. 000645-15

Mr. Tim Ivanyshyn, C.A.O./Clerk
Township of Perth South
3191 Road 22
St. Pauls, ON N0K 1V0

Dear Mr. Ivanyshyn:

Re: Town of St. Marys Landfill Site Expansion Environmental Assessment

The Town of St. Marys (Town), supported by its engineering consultants, Conestoga-Rovers & Associates (CRA), has commenced an individual Environmental Assessment (EA) under the Ontario *Environmental Assessment Act (EA Act)* for the proposed expansion of its existing landfill site.

Under the *EA Act*, the first step in the EA process is the preparation of Terms of Reference (ToR). Once approved by the Minister of the Environment the ToR will serve as a guide to the Town, the public, government agencies and Aboriginal communities for the preparation and review of the EA.

In accordance with the *EA Act* and the "Code of Practice: Preparing and Reviewing Terms of Reference for Environmental Assessments in Ontario" (Ministry of the Environment, October, 2009) the Town has prepared a draft ToR and has commenced consultation leading to the preparation and submission of a proposed ToR to the Minister for a decision. A copy of the Town's draft proposed ToR accompanies this letter.

In consultation with the Ministry of the Environment's Environmental Assessment and Approvals Branch the Township of Perth South has been identified as potentially having an interest in the Town's environmental assessment.

Could you please advise us if the Town's EA and the accompanying draft proposed ToR are of interest to the Township of Perth South and if you wish to engage in further consultation on the project? If not, a brief letter or e-mail message to that effect would be appreciated. If so, please forward any questions of comments you may have on the draft proposed ToR and we will ensure that your input is fully considered in the finalization of the proposed ToR. If you do express an interest in the project we will ensure that your questions, comments and other input is sought throughout the remaining stages of the EA, during the coming year.

Thank you for your attention to this and we look forward to receiving your reply by April 14, 2010.

Yours truly,

CONESTOGA-ROVERS & ASSOCIATES

Douglas J. Robertson, B.A., M.C.I.P., R.P.P.
Senior Environmental Planner

ES/cb/FL4
Encl.



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& ASSOCIATES**

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February 8, 2010

Reference No. 000645-15

Rebecca Piovesan, Health Inspector
Perth District Health Unit
653 West Gore Street
Stratford, ON N5A 1L4

Dear Ms. Piovesan:

Re: Town of St. Marys Landfill Site Expansion Environmental Assessment

The Town of St. Marys (Town), supported by its engineering consultants, Conestoga-Rovers & Associates (CRA), has commenced an individual Environmental Assessment (EA) under the Ontario *Environmental Assessment Act* (EA Act) for the proposed expansion of its existing landfill site.

Under the EA Act, the first step in the EA process is the preparation of Terms of Reference (ToR). Once approved by the Minister of the Environment the ToR will serve as a guide to the Town, the public, government agencies and Aboriginal communities for the preparation and review of the EA.

In accordance with the EA Act and the "Code of Practice: Preparing and Reviewing Terms of Reference for Environmental Assessments in Ontario" (Ministry of the Environment, October, 2009) the Town has prepared a draft ToR and has commenced consultation leading to the preparation and submission of a proposed ToR to the Minister for a decision. A copy of the Town's draft proposed ToR accompanies this letter.

In consultation with the Ministry of the Environment's Environmental Assessment and Approvals Branch the Perth District Health Unit has been identified as potentially having an interest in the Town's environmental assessment.

Could you please advise us if the Town's EA and the accompanying draft proposed ToR are of interest to the Perth District Health Unit and if you wish to engage in further consultation on the project? If not, a brief letter or e-mail message to that effect would be appreciated. If so, please forward any questions or comments you may have on the draft proposed ToR and we will ensure that your input is fully considered in the finalization of the proposed ToR. If you do express an interest in the project we will ensure that your questions, comments and other input is sought throughout the remaining stages of the EA, during the coming year.

Thank you for your attention to this and we look forward to receiving your reply by April 14, 2010.

Yours truly,

CONESTOGA-ROVERS & ASSOCIATES

Douglas J. Robertson, B.A., M.C.I.P., R.P.P.
Senior Environmental Planner

ES/cb/FL4
Encl.



**CONESTOGA-ROVERS
& ASSOCIATES**

651 Colby Drive, Waterloo, Ontario, Canada N2V 1C2
Telephone: 519-884-0510 Facsimile: 519-884-0525
www.CRAworld.com

February 8, 2010

Reference No. 000645-15

Dave Hanly, Director of Planning & Development
County of Perth
1 Huron Street
Stratford, ON N5A 5S4

Dear Mr. Hanly:

Re: Town of St. Marys Landfill Site Expansion Environmental Assessment

The Town of St. Marys (Town), supported by its engineering consultants, Conestoga-Rovers & Associates (CRA), has commenced an individual Environmental Assessment (EA) under the Ontario *Environmental Assessment Act (EA Act)* for the proposed expansion of its existing landfill site.

Under the *EA Act*, the first step in the EA process is the preparation of Terms of Reference (ToR). Once approved by the Minister of the Environment the ToR will serve as a guide to the Town, the public, government agencies and Aboriginal communities for the preparation and review of the EA.

In accordance with the *EA Act* and the "Code of Practice: Preparing and Reviewing Terms of Reference for Environmental Assessments in Ontario" (Ministry of the Environment, October, 2009) the Town has prepared a draft ToR and has commenced consultation leading to the preparation and submission of a proposed ToR to the Minister for a decision. A copy of the Town's draft proposed ToR accompanies this letter.

In consultation with the Ministry of the Environment's Environmental Assessment and Approvals Branch the County of Perth has been identified as potentially having an interest in the Town's environmental assessment.

Could you please advise us if the Town's EA and the accompanying draft proposed ToR are of interest to the County of Perth and if you wish to engage in further consultation on the project? If not, a brief letter or e-mail message to that effect would be appreciated. If so, please forward any questions or comments you may have on the draft proposed ToR and we will ensure that your input is fully considered in the finalization of the proposed ToR. If you do express an interest in the project we will ensure that your questions, comments and other input is sought throughout the remaining stages of the EA, during the coming year.

Thank you for your attention to this and we look forward to receiving your reply by April 14, 2010.

Yours truly,

CONESTOGA-ROVERS & ASSOCIATES

Douglas J. Robertson, B.A., M.C.I.P., R.P.P.
Senior Environmental Planner

ES/cb/FL4
Encl.



**CONESTOGA-ROVERS
& ASSOCIATES**

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March 3, 2010

Reference No. 000645-15

Sir/Madam
Huron Perth Catholic District School Board
87 Mill Street, Box 70
Dublin, ON N0K 1E0

Dear Sir or Madam:

Re: Town of St. Marys Landfill Site Expansion Environmental Assessment

The Town of St. Marys (Town), supported by its engineering consultants, Conestoga-Rovers & Associates (CRA), has commenced an individual Environmental Assessment (EA) under the Ontario *Environmental Assessment Act (EA Act)* for the proposed expansion of its existing landfill site.

Under the *EA Act*, the first step in the EA process is the preparation of Terms of Reference (ToR). Once approved by the Minister of the Environment the ToR will serve as a guide to the Town, the public, government agencies and Aboriginal communities for the preparation and review of the EA.

In accordance with the *EA Act* and the "Code of Practice: Preparing and Reviewing Terms of Reference for Environmental Assessments in Ontario" (Ministry of the Environment, October 2009) the Town has prepared a draft ToR and has commenced consultation leading to the preparation and submission of a proposed ToR to the Minister for a decision. A copy of the Town's draft proposed ToR accompanies this letter.

In consultation with the Ministry of the Environment's Environmental Assessment and Approvals Branch the Huron Perth Catholic District School Board has been identified as potentially having an interest in the Town's environmental assessment.

Could you please advise us if the Town's EA and the accompanying draft proposed ToR are of interest to the Huron Perth Catholic District School Board and if you wish to engage in further consultation on the project? If not, a brief letter or e-mail message to that effect would be appreciated. If so, please forward any questions or comments you may have on the draft proposed ToR and we will ensure that your input is fully considered in the finalization of the proposed ToR. If you do express an interest in the project we will ensure that your questions, comments and other input is sought throughout the remaining stages of the EA, during the coming year.

Thank you for your attention to this and we look forward to receiving your reply by May 5, 2010.

Yours truly,

CONESTOGA-ROVERS & ASSOCIATES

Douglas J. Robertson, B.A., M.C.I.P., R.P.P.
Senior Environmental Planner

ES/cb/FL5
Encl.



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& ASSOCIATES**

651 Colby Drive, Waterloo, Ontario, Canada N2V 1C2
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www.CRAworld.com

March 3, 2010

Reference No. 000645-15

Sir/Madam
Avon Maitland District School Board
62 Chalk Street North
Seaforth, ON N0K 1W0

Dear Sir or Madam:

Re: Town of St. Marys Landfill Site Expansion Environmental Assessment

The Town of St. Marys (Town), supported by its engineering consultants, Conestoga-Rovers & Associates (CRA), has commenced an individual Environmental Assessment (EA) under the Ontario *Environmental Assessment Act (EA Act)* for the proposed expansion of its existing landfill site.

Under the *EA Act*, the first step in the EA process is the preparation of Terms of Reference (ToR). Once approved by the Minister of the Environment the ToR will serve as a guide to the Town, the public, government agencies and Aboriginal communities for the preparation and review of the EA.

In accordance with the *EA Act* and the "Code of Practice: Preparing and Reviewing Terms of Reference for Environmental Assessments in Ontario" (Ministry of the Environment, October 2009) the Town has prepared a draft ToR and has commenced consultation leading to the preparation and submission of a proposed ToR to the Minister for a decision. A copy of the Town's draft proposed ToR accompanies this letter.

In consultation with the Ministry of the Environment's Environmental Assessment and Approvals Branch the Avon Maitland District School Board has been identified as potentially having an interest in the Town's environmental assessment.

Could you please advise us if the Town's EA and the accompanying draft proposed ToR are of interest to the Avon Maitland District School Board and if you wish to engage in further consultation on the project? If not, a brief letter or e-mail message to that effect would be appreciated. If so, please forward any questions or comments you may have on the draft proposed ToR and we will ensure that your input is fully considered in the finalization of the proposed ToR. If you do express an interest in the project we will ensure that your questions, comments and other input is sought throughout the remaining stages of the EA, during the coming year.

Thank you for your attention to this and we look forward to receiving your reply by May 5, 2010.

Yours truly,

CONESTOGA-ROVERS & ASSOCIATES

Douglas J. Robertson, B.A., M.C.I.P., R.P.P.
Senior Environmental Planner

ES/cb/FL5
Encl.



**CONESTOGA-ROVERS
& ASSOCIATES**

651 Colby Drive, Waterloo, Ontario, Canada N2V 1C2
Telephone: 519-884-0510 Facsimile: 519-884-0525
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March 3, 2010

Reference No. 000645-15

Mr. Hartley Springman, Sr. Policy Advisor
Ministry of Energy & Infrastructure
880 Bay Street, 6th Floor
Toronto, ON M7A 2C1

Dear Mr. Springman::

Re: Town of St. Marys Landfill Site Expansion Environmental Assessment

The Town of St. Marys (Town), supported by its engineering consultants, Conestoga-Rovers & Associates (CRA), has commenced an individual Environmental Assessment (EA) under the Ontario *Environmental Assessment Act (EA Act)* for the proposed expansion of its existing landfill site.

Under the *EA Act*, the first step in the EA process is the preparation of Terms of Reference (ToR). Once approved by the Minister of the Environment the ToR will serve as a guide to the Town, the public, government agencies and Aboriginal communities for the preparation and review of the EA.

In accordance with the *EA Act* and the "Code of Practice: Preparing and Reviewing Terms of Reference for Environmental Assessments in Ontario" (Ministry of the Environment, October 2009) the Town has prepared a draft ToR and has commenced consultation leading to the preparation and submission of a proposed ToR to the Minister for a decision. A copy of the Town's draft proposed ToR accompanies this letter.

In consultation with the Ministry of the Environment's Environmental Assessment and Approvals Branch the Ministry of Energy & Infrastructure has been identified as potentially having an interest in the Town's environmental assessment.

Could you please advise us if the Town's EA and the accompanying draft proposed ToR are of interest to the Ministry of Energy & Infrastructure and if you wish to engage in further consultation on the project? If not, a brief letter or e-mail message to that effect would be appreciated. If so, please forward any questions or comments you may have on the draft proposed ToR and we will ensure that your input is fully considered in the finalization of the proposed ToR. If you do express an interest in the project we will ensure that your questions, comments and other input is sought throughout the remaining stages of the EA, during the coming year.

Thank you for your attention to this and we look forward to receiving your reply by May 5, 2010.

Yours truly,

CONESTOGA-ROVERS & ASSOCIATES

Douglas J. Robertson, B.A., M.C.I.P., R.P.P.
Senior Environmental Planner

ES/cb/FL5
Encl.



**CONESTOGA-ROVERS
& ASSOCIATES**

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www.CRAworld.com

March 3, 2010

Reference No. 000645-15

Mr. Jamie Austin, Manager
Ministry of Energy & Infrastructure
777 Bay Street, Suite 425, 4th Floor
Toronto, ON M5G 2E5

Dear Mr. Austin:

Re: Town of St. Marys Landfill Site Expansion Environmental Assessment

The Town of St. Marys (Town), supported by its engineering consultants, Conestoga-Rovers & Associates (CRA), has commenced an individual Environmental Assessment (EA) under the Ontario *Environmental Assessment Act (EA Act)* for the proposed expansion of its existing landfill site.

Under the *EA Act*, the first step in the EA process is the preparation of Terms of Reference (ToR). Once approved by the Minister of the Environment the ToR will serve as a guide to the Town, the public, government agencies and Aboriginal communities for the preparation and review of the EA.

In accordance with the *EA Act* and the "Code of Practice: Preparing and Reviewing Terms of Reference for Environmental Assessments in Ontario" (Ministry of the Environment, October 2009) the Town has prepared a draft ToR and has commenced consultation leading to the preparation and submission of a proposed ToR to the Minister for a decision. A copy of the Town's draft proposed ToR accompanies this letter.

In consultation with the Ministry of the Environment's Environmental Assessment and Approvals Branch the Ministry of Energy & Infrastructure has been identified as potentially having an interest in the Town's environmental assessment.

Could you please advise us if the Town's EA and the accompanying draft proposed ToR are of interest to the Ministry of Energy & Infrastructure and if you wish to engage in further consultation on the project? If not, a brief letter or e-mail message to that effect would be appreciated. If so, please forward any questions or comments you may have on the draft proposed ToR and we will ensure that your input is fully considered in the finalization of the proposed ToR. If you do express an interest in the project we will ensure that your questions, comments and other input is sought throughout the remaining stages of the EA, during the coming year.

Thank you for your attention to this and we look forward to receiving your reply by May 5, 2010.

Yours truly,

CONESTOGA-ROVERS & ASSOCIATES

Douglas J. Robertson, B.A., M.C.I.P., R.P.P.
Senior Environmental Planner

ES/cb/FL5
Encl.



**CONESTOGA-ROVERS
& ASSOCIATES**

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Telephone: 519-884-0510 Facsimile: 519-884-0525
www.CRAworld.com

March 3, 2010

Reference No. 000645-15

Mr. Bruce Curtis, Manager
Ministry of Municipal Affairs & Housing
659 Exeter Road, 2nd Floor
London, ON N6E 1L3

Dear Mr. Curtis:

Re: Town of St. Marys Landfill Site Expansion Environmental Assessment

The Town of St. Marys (Town), supported by its engineering consultants, Conestoga-Rovers & Associates (CRA), has commenced an individual Environmental Assessment (EA) under the Ontario *Environmental Assessment Act (EA Act)* for the proposed expansion of its existing landfill site.

Under the *EA Act*, the first step in the EA process is the preparation of Terms of Reference (ToR). Once approved by the Minister of the Environment the ToR will serve as a guide to the Town, the public, government agencies and Aboriginal communities for the preparation and review of the EA.

In accordance with the *EA Act* and the "Code of Practice: Preparing and Reviewing Terms of Reference for Environmental Assessments in Ontario" (Ministry of the Environment, October 2009) the Town has prepared a draft ToR and has commenced consultation leading to the preparation and submission of a proposed ToR to the Minister for a decision. A copy of the Town's draft proposed ToR accompanies this letter.

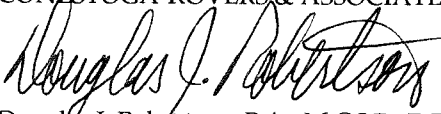
In consultation with the Ministry of the Environment's Environmental Assessment and Approvals Branch the Ministry of Municipal Affairs & Housing has been identified as potentially having an interest in the Town's environmental assessment.

Could you please advise us if the Town's EA and the accompanying draft proposed ToR are of interest to the Ministry of Municipal Affairs & Housing and if you wish to engage in further consultation on the project? If not, a brief letter or e-mail message to that effect would be appreciated. If so, please forward any questions or comments you may have on the draft proposed ToR and we will ensure that your input is fully considered in the finalization of the proposed ToR. If you do express an interest in the project we will ensure that your questions, comments and other input is sought throughout the remaining stages of the EA, during the coming year.

Thank you for your attention to this and we look forward to receiving your reply by May 5, 2010.

Yours truly,

CONESTOGA-ROVERS & ASSOCIATES


Douglas J. Robertson, B.A., M.C.I.P., R.P.P.
Senior Environmental Planner

ES/cb/FL5
Encl.



**CONESTOGA-ROVERS
& ASSOCIATES**

651 Colby Drive, Waterloo, Ontario, Canada N2V 1C2
Telephone: 519-884-0510 Facsimile: 519-884-0525
www.CRAworld.com

March 3, 2010

Reference No. 000645-15

Ms. Carol Neumann, Rural Planner
Ministry of Agriculture, Food & Rural Affairs
6484 Wellington Road 7, Unit 10
Elora, ON N0B 1S0

Dear Ms. Neumann:

Re: Town of St. Marys Landfill Site Expansion Environmental Assessment

The Town of St. Marys (Town), supported by its engineering consultants, Conestoga-Rovers & Associates (CRA), has commenced an individual Environmental Assessment (EA) under the Ontario *Environmental Assessment Act (EA Act)* for the proposed expansion of its existing landfill site.

Under the *EA Act*, the first step in the EA process is the preparation of Terms of Reference (ToR). Once approved by the Minister of the Environment the ToR will serve as a guide to the Town, the public, government agencies and Aboriginal communities for the preparation and review of the EA.

In accordance with the *EA Act* and the "Code of Practice: Preparing and Reviewing Terms of Reference for Environmental Assessments in Ontario" (Ministry of the Environment, October 2009) the Town has prepared a draft ToR and has commenced consultation leading to the preparation and submission of a proposed ToR to the Minister for a decision. A copy of the Town's draft proposed ToR accompanies this letter.

In consultation with the Ministry of the Environment's Environmental Assessment and Approvals Branch the Ministry of Agriculture, Food & Rural Affairs has been identified as potentially having an interest in the Town's environmental assessment.

Could you please advise us if the Town's EA and the accompanying draft proposed ToR are of interest to the Ministry of Agriculture, Food & Rural Affairs and if you wish to engage in further consultation on the project? If not, a brief letter or e-mail message to that effect would be appreciated. If so, please forward any questions or comments you may have on the draft proposed ToR and we will ensure that your input is fully considered in the finalization of the proposed ToR. If you do express an interest in the project we will ensure that your questions, comments and other input is sought throughout the remaining stages of the EA, during the coming year.

Thank you for your attention to this and we look forward to receiving your reply by May 5, 2010.

Yours truly,

CONESTOGA-ROVERS & ASSOCIATES

Douglas J. Robertson, B.A., M.C.I.P., R.P.P.
Senior Environmental Planner

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Encl.



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March 3, 2010

Reference No. 000645-15

Mr. François Lachance, Senior Policy Advisor
Ministry of Aboriginal Affairs
160 Bloor Street East
Toronto, ON M5G 2K1

Dear Mr. Lachance:

Re: Town of St. Marys Landfill Site Expansion Environmental Assessment

The Town of St. Marys (Town), supported by its engineering consultants, Conestoga-Rovers & Associates (CRA), has commenced an individual Environmental Assessment (EA) under the Ontario *Environmental Assessment Act (EA Act)* for the proposed expansion of its existing landfill site.

Under the *EA Act*, the first step in the EA process is the preparation of Terms of Reference (ToR). Once approved by the Minister of the Environment the ToR will serve as a guide to the Town, the public, government agencies and Aboriginal communities for the preparation and review of the EA.

In accordance with the *EA Act* and the "Code of Practice: Preparing and Reviewing Terms of Reference for Environmental Assessments in Ontario" (Ministry of the Environment, October 2009) the Town has prepared a draft ToR and has commenced consultation leading to the preparation and submission of a proposed ToR to the Minister for a decision. A copy of the Town's draft proposed ToR accompanies this letter.

In consultation with the Ministry of the Environment's Environmental Assessment and Approvals Branch the Ministry of Aboriginal Affairs has been identified as potentially having an interest in the Town's environmental assessment.

Could you please advise us if the Town's EA and the accompanying draft proposed ToR are of interest to the Ministry of Aboriginal Affairs and if you wish to engage in further consultation on the project? If not, a brief letter or e-mail message to that effect would be appreciated. If so, please forward any questions or comments you may have on the draft proposed ToR and we will ensure that your input is fully considered in the finalization of the proposed ToR. If you do express an interest in the project we will ensure that your questions, comments and other input is sought throughout the remaining stages of the EA, during the coming year.

Thank you for your attention to this and we look forward to receiving your reply by May 5, 2010.

Yours truly,

CONESTOGA-ROVERS & ASSOCIATES

Douglas J. Robertson, B.A., M.C.I.P., R.P.P.
Senior Environmental Planner

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Encl.



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March 3, 2010

Reference No. 000645-15

Ms. Sylvia Shedden, Director
Ministry of Health and Long-Term Care
5700 Yonge Street, 2nd Floor
Toronto, ON M2M 4K5

Dear Ms. Shedden:

Re: Town of St. Marys Landfill Site Expansion Environmental Assessment

The Town of St. Marys (Town), supported by its engineering consultants, Conestoga-Rovers & Associates (CRA), has commenced an individual Environmental Assessment (EA) under the Ontario *Environmental Assessment Act (EA Act)* for the proposed expansion of its existing landfill site.

Under the *EA Act*, the first step in the EA process is the preparation of Terms of Reference (ToR). Once approved by the Minister of the Environment the ToR will serve as a guide to the Town, the public, government agencies and Aboriginal communities for the preparation and review of the EA.

In accordance with the *EA Act* and the "Code of Practice: Preparing and Reviewing Terms of Reference for Environmental Assessments in Ontario" (Ministry of the Environment, October 2009) the Town has prepared a draft ToR and has commenced consultation leading to the preparation and submission of a proposed ToR to the Minister for a decision. A copy of the Town's draft proposed ToR accompanies this letter.

In consultation with the Ministry of the Environment's Environmental Assessment and Approvals Branch the Ministry of Health and Long-Term Care has been identified as potentially having an interest in the Town's environmental assessment.

Could you please advise us if the Town's EA and the accompanying draft proposed ToR are of interest to the Ministry of Health and Long-Term Care and if you wish to engage in further consultation on the project? If not, a brief letter or e-mail message to that effect would be appreciated. If so, please forward any questions or comments you may have on the draft proposed ToR and we will ensure that your input is fully considered in the finalization of the proposed ToR. If you do express an interest in the project we will ensure that your questions, comments and other input is sought throughout the remaining stages of the EA, during the coming year.

Thank you for your attention to this and we look forward to receiving your reply by May 5, 2010.

Yours truly,

CONESTOGA-ROVERS & ASSOCIATES

Douglas J. Robertson, B.A., M.C.I.P., R.P.P.
Senior Environmental Planner

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February 8, 2010

Reference No. 000645-15

Ms. Ragini Dayal, Heritage Planner
Ministry of Culture
400 University Avenue, 4th Floor
Toronto, ON M7A 2R9

Dear Ms. Dayal:

Re: Town of St. Marys Landfill Site Expansion Environmental Assessment

The Town of St. Marys (Town), supported by its engineering consultants, Conestoga-Rovers & Associates (CRA), has commenced an individual Environmental Assessment (EA) under the Ontario *Environmental Assessment Act (EA Act)* for the proposed expansion of its existing landfill site.

Under the *EA Act*, the first step in the EA process is the preparation of Terms of Reference (ToR). Once approved by the Minister of the Environment the ToR will serve as a guide to the Town, the public, government agencies and Aboriginal communities for the preparation and review of the EA.

In accordance with the *EA Act* and the "Code of Practice: Preparing and Reviewing Terms of Reference for Environmental Assessments in Ontario" (Ministry of the Environment, October, 2009) the Town has prepared a draft ToR and has commenced consultation leading to the preparation and submission of a proposed ToR to the Minister for a decision. A copy of the Town's draft proposed ToR accompanies this letter.

In consultation with the Ministry of the Environment's Environmental Assessment and Approvals Branch the Ministry of Culture has been identified as potentially having an interest in the Town's environmental assessment.

Could you please advise us if the Town's EA and the accompanying draft proposed ToR are of interest to the Ministry of Culture and if you wish to engage in further consultation on the project? If not, a brief letter or e-mail message to that effect would be appreciated. If so, please forward any questions or comments you may have on the draft proposed ToR and we will ensure that your input is fully considered in the finalization of the proposed ToR. If you do express an interest in the project we will ensure that your questions, comments and other input is sought throughout the remaining stages of the EA, during the coming year.

Thank you for your attention to this and we look forward to receiving your reply by April 14, 2010.

Yours truly,

CONESTOGA-ROVERS & ASSOCIATES

Douglas J. Robertson, B.A., M.C.I.P., R.P.P.
Senior Environmental Planner

ES/cb/FL4
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March 3, 2010

Reference No. 000645-15

Mr. Kevin Bentley, Manager
Ministry of Transportation
659 Exeter Road
London, ON N6E 1L3

Dear Mr. Bentley:

Re: Town of St. Marys Landfill Site Expansion Environmental Assessment

The Town of St. Marys (Town), supported by its engineering consultants, Conestoga-Rovers & Associates (CRA), has commenced an individual Environmental Assessment (EA) under the Ontario *Environmental Assessment Act (EA Act)* for the proposed expansion of its existing landfill site.

Under the *EA Act*, the first step in the EA process is the preparation of Terms of Reference (ToR). Once approved by the Minister of the Environment the ToR will serve as a guide to the Town, the public, government agencies and Aboriginal communities for the preparation and review of the EA.

In accordance with the *EA Act* and the "Code of Practice: Preparing and Reviewing Terms of Reference for Environmental Assessments in Ontario" (Ministry of the Environment, October 2009) the Town has prepared a draft ToR and has commenced consultation leading to the preparation and submission of a proposed ToR to the Minister for a decision. A copy of the Town's draft proposed ToR accompanies this letter.

In consultation with the Ministry of the Environment's Environmental Assessment and Approvals Branch the Ministry of Transportation has been identified as potentially having an interest in the Town's environmental assessment.

Could you please advise us if the Town's EA and the accompanying draft proposed ToR are of interest to the Ministry of Transportation and if you wish to engage in further consultation on the project? If not, a brief letter or e-mail message to that effect would be appreciated. If so, please forward any questions or comments you may have on the draft proposed ToR and we will ensure that your input is fully considered in the finalization of the proposed ToR. If you do express an interest in the project we will ensure that your questions, comments and other input is sought throughout the remaining stages of the EA, during the coming year.

Thank you for your attention to this and we look forward to receiving your reply by May 5, 2010.

Yours truly,

CONESTOGA-ROVERS & ASSOCIATES

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Senior Environmental Planner

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Encl.



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February 8, 2010

Reference No. 000645-15

Ms. Pam Wheaton, Director
Ministry of Aboriginal Affairs - Aboriginal and Ministry Relationships Branch
160 Bloor Street East
Toronto, ON M5G 2K1

Dear Ms. Wheaton:

Re: Town of St. Marys Landfill Site Expansion Environmental Assessment

The Town of St. Marys (Town), supported by its engineering consultants, Conestoga-Rovers & Associates (CRA), has commenced an individual Environmental Assessment (EA) under the Ontario *Environmental Assessment Act (EA Act)* for the proposed expansion of its existing landfill site.

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In accordance with the *EA Act* and the "Code of Practice: Preparing and Reviewing Terms of Reference for Environmental Assessments in Ontario" (Ministry of the Environment, October, 2009) the Town has prepared a draft ToR and has commenced consultation leading to the preparation and submission of a proposed ToR to the Minister for a decision. A copy of the Town's draft proposed ToR accompanies this letter.

In consultation with the Ministry of the Environment's Environmental Assessment and Approvals Branch the Ministry of Aboriginal Affairs - Aboriginal and Ministry Relationships Branch has been identified as potentially having an interest in the Town's environmental assessment.

Could you please advise us if the Town's EA and the accompanying draft proposed ToR are of interest to the Ministry of Aboriginal Affairs - Aboriginal and Ministry Relationships Branch and if you wish to engage in further consultation on the project? If not, a brief letter or e-mail message to that effect would be appreciated. If so, please forward any questions or comments you may have on the draft proposed ToR and we will ensure that your input is fully considered in the finalization of the proposed ToR. If you do express an interest in the project we will ensure that your questions, comments and other input is sought throughout the remaining stages of the EA, during the coming year.

Thank you for your attention to this and we look forward to receiving your reply by April 14, 2010.

Yours truly,

CONESTOGA-ROVERS & ASSOCIATES

Douglas J. Robertson, B.A., M.C.I.P., R.P.P.
Senior Environmental Planner

ES/cb/FL4
Encl.



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February 8, 2010

Reference No. 000645-15

Mr. Mike Stone, District Planner
Ministry of Natural Resources - Guelph District
1 Stone Road West
Guelph, ON N1G 4Y2

Dear Mr. Stone:

Re: Town of St. Marys Landfill Site Expansion Environmental Assessment

The Town of St. Marys (Town), supported by its engineering consultants, Conestoga-Rovers & Associates (CRA), has commenced an individual Environmental Assessment (EA) under the Ontario *Environmental Assessment Act (EA Act)* for the proposed expansion of its existing landfill site.

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In accordance with the *EA Act* and the "Code of Practice: Preparing and Reviewing Terms of Reference for Environmental Assessments in Ontario" (Ministry of the Environment. October, 2009) the Town has prepared a draft ToR and has commenced consultation leading to the preparation and submission of a proposed ToR to the Minister for a decision. A copy of the Town's draft proposed ToR accompanies this letter.

In consultation with the Ministry of the Environment's Environmental Assessment and Approvals Branch the Ministry of Natural Resources - Guelph District has been identified as potentially having an interest in the Town's environmental assessment.

Could you please advise us if the Town's EA and the accompanying draft proposed ToR are of interest to the Ministry of Natural Resources - Guelph District and if you wish to engage in further consultation on the project? If not, a brief letter or e-mail message to that effect would be appreciated. If so, please forward any questions or comments you may have on the draft proposed ToR and we will ensure that your input is fully considered in the finalization of the proposed ToR. If you do express an interest in the project we will ensure that your questions, comments and other input is sought throughout the remaining stages of the EA, during the coming year.

Thank you for your attention to this and we look forward to receiving your reply by April 14, 2010.

Yours truly,

CONESTOGA-ROVERS & ASSOCIATES

Douglas J. Robertson, B.A., M.C.I.P., R.P.P.
Senior Environmental Planner

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www.CRAworld.com

March 3, 2010

Reference No. 000645-15

Ms. Louise Knox, Regional Director
Canadian Environmental Assessment Agency
55 St. Clair Avenue East, 9th Floor
Toronto, ON M4T 1M2

Dear Ms. Knox:

Re: Town of St. Marys Landfill Site Expansion Environmental Assessment

The Town of St. Marys (Town), supported by its engineering consultants, Conestoga-Rovers & Associates (CRA), has commenced an individual Environmental Assessment (EA) under the Ontario *Environmental Assessment Act (EA Act)* for the proposed expansion of its existing landfill site.

Under the *EA Act*, the first step in the EA process is the preparation of Terms of Reference (ToR). Once approved by the Minister of the Environment the ToR will serve as a guide to the Town, the public, government agencies and Aboriginal communities for the preparation and review of the EA.

In accordance with the *EA Act* and the "Code of Practice: Preparing and Reviewing Terms of Reference for Environmental Assessments in Ontario" (Ministry of the Environment, October 2009) the Town has prepared a draft ToR and has commenced consultation leading to the preparation and submission of a proposed ToR to the Minister for a decision. A copy of the Town's draft proposed ToR accompanies this letter.

In consultation with the Ministry of the Environment's Environmental Assessment and Approvals Branch the Canadian Environmental Assessment Agency has been identified as potentially having an interest in the Town's environmental assessment.

Could you please advise us if the Town's EA and the accompanying draft proposed ToR are of interest to the Canadian Environmental Assessment Agency and if you wish to engage in further consultation on the project? If not, a brief letter or e-mail message to that effect would be appreciated. If so, please forward any questions or comments you may have on the draft proposed ToR and we will ensure that your input is fully considered in the finalization of the proposed ToR. If you do express an interest in the project we will ensure that your questions, comments and other input is sought throughout the remaining stages of the EA, during the coming year.

Thank you for your attention to this and we look forward to receiving your reply by May 5, 2010.

Yours truly,

CONESTOGA-ROVERS & ASSOCIATES

Douglas J. Robertson, B.A., M.C.I.P., R.P.P.
Senior Environmental Planner

ES/cb/FL5
Encl.



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March 3, 2010

Reference No. 000645-15

Mr. Rob Dobos, Manager
Environment Canada
867 Lakeshore Boulevard, Box 5050
Burlington, ON L7R 4A6

Dear Mr. Dobos:

Re: Town of St. Marys Landfill Site Expansion Environmental Assessment

The Town of St. Marys (Town), supported by its engineering consultants, Conestoga-Rovers & Associates (CRA), has commenced an individual Environmental Assessment (EA) under the Ontario *Environmental Assessment Act (EA Act)* for the proposed expansion of its existing landfill site.

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In consultation with the Ministry of the Environment's Environmental Assessment and Approvals Branch the Environment Canada has been identified as potentially having an interest in the Town's environmental assessment.

Could you please advise us if the Town's EA and the accompanying draft proposed ToR are of interest to the Environment Canada and if you wish to engage in further consultation on the project? If not, a brief letter or e-mail message to that effect would be appreciated. If so, please forward any questions or comments you may have on the draft proposed ToR and we will ensure that your input is fully considered in the finalization of the proposed ToR. If you do express an interest in the project we will ensure that your questions, comments and other input is sought throughout the remaining stages of the EA, during the coming year.

Thank you for your attention to this and we look forward to receiving your reply by May 5, 2010.

Yours truly,

CONESTOGA-ROVERS & ASSOCIATES

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February 8, 2010

Reference No. 000645-15

Mr. Don Boswell, Senior Claims Analyst
Department of Indian & Northern Affairs
10 Wellington Street, Room 1310
Gatineau, PQ K1A 0H4

Dear Mr. Boswell:

Re: Town of St. Marys Landfill Site Expansion Environmental Assessment

The Town of St. Marys (Town), supported by its engineering consultants, Conestoga-Rovers & Associates (CRA), has commenced an individual Environmental Assessment (EA) under the Ontario *Environmental Assessment Act* (EA Act) for the proposed expansion of its existing landfill site.

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In consultation with the Ministry of the Environment's Environmental Assessment and Approvals Branch the Department of Indian & Northern Affairs has been identified as potentially having an interest in the Town's environmental assessment.

Could you please advise us if the Town's EA and the accompanying draft proposed ToR are of interest to the Department of Indian & Northern Affairs and if you wish to engage in further consultation on the project? If not, a brief letter or e-mail message to that effect would be appreciated. If so, please forward any questions or comments you may have on the draft proposed ToR and we will ensure that your input is fully considered in the finalization of the proposed ToR. If you do express an interest in the project we will ensure that your questions, comments and other input is sought throughout the remaining stages of the EA, during the coming year.

Thank you for your attention to this and we look forward to receiving your reply by April 14, 2010.

Yours truly,

CONESTOGA-ROVERS & ASSOCIATES

Douglas J. Robertson, B.A., M.C.I.P., R.P.P.
Senior Environmental Planner

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February 8, 2010

Reference No. 000645-15

Mr. Marc-Andre Millaire, Team Leader
Litigation Mgmt. and Resolution Branch, Department of Indian and Northern Affairs
10 Wellington Street, 8th Floor
Gatineau, PQ K1A 0H4

Dear Mr. Millaire:

Re: Town of St. Marys Landfill Site Expansion Environmental Assessment

The Town of St. Marys (Town), supported by its engineering consultants, Conestoga-Rovers & Associates (CRA), has commenced an individual Environmental Assessment (EA) under the Ontario *Environmental Assessment Act* (EA Act) for the proposed expansion of its existing landfill site.

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In accordance with the EA Act and the "Code of Practice: Preparing and Reviewing Terms of Reference for Environmental Assessments in Ontario" (Ministry of the Environment, October, 2009) the Town has prepared a draft ToR and has commenced consultation leading to the preparation and submission of a proposed ToR to the Minister for a decision. A copy of the Town's draft proposed ToR accompanies this letter.

In consultation with the Ministry of the Environment's Environmental Assessment and Approvals Branch the Litigation Mgmt. and Resolution Branch, Department of Indian and Northern Affairs has been identified as potentially having an interest in the Town's environmental assessment.

Could you please advise us if the Town's EA and the accompanying draft proposed ToR are of interest to the Litigation Mgmt. and Resolution Branch, Department of Indian and Northern Affairs and if you wish to engage in further consultation on the project? If not, a brief letter or e-mail message to that effect would be appreciated. If so, please forward any questions or comments you may have on the draft proposed ToR and we will ensure that your input is fully considered in the finalization of the proposed ToR. If you do express an interest in the project we will ensure that your questions, comments and other input is sought throughout the remaining stages of the EA, during the coming year.

Thank you for your attention to this and we look forward to receiving your reply by April 14, 2010.

Yours truly,

CONESTOGA-ROVERS & ASSOCIATES

Douglas J. Robertson, B.A., M.C.I.P., R.P.P.
Senior Environmental Planner

ES/cb/FL4
Encl.



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February 8, 2010

Reference No. 000645-15

Mr. Gregg Dahl, Senior Policy Analyst
Department of Indian & Northern Affairs
66 Slater Street, Room 1218
Ottawa, ON K1A 0H4

Dear Mr. Dahl:

Re: Town of St. Marys Landfill Site Expansion Environmental Assessment

The Town of St. Marys (Town), supported by its engineering consultants, Conestoga-Rovers & Associates (CRA), has commenced an individual Environmental Assessment (EA) under the Ontario *Environmental Assessment Act* (EA Act) for the proposed expansion of its existing landfill site.

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In consultation with the Ministry of the Environment's Environmental Assessment and Approvals Branch the Department of Indian & Northern Affairs has been identified as potentially having an interest in the Town's environmental assessment.

Could you please advise us if the Town's EA and the accompanying draft proposed ToR are of interest to the Department of Indian & Northern Affairs and if you wish to engage in further consultation on the project? If not, a brief letter or e-mail message to that effect would be appreciated. If so, please forward any questions or comments you may have on the draft proposed ToR and we will ensure that your input is fully considered in the finalization of the proposed ToR. If you do express an interest in the project we will ensure that your questions, comments and other input is sought throughout the remaining stages of the EA, during the coming year.

Thank you for your attention to this and we look forward to receiving your reply by April 14, 2010.

Yours truly,

CONESTOGA-ROVERS & ASSOCIATES

Douglas J. Robertson, B.A., M.C.I.P., R.P.P.
Senior Environmental Planner

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Encl.



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& ASSOCIATES**

651 Colby Drive, Waterloo, Ontario, Canada N2V 1C2
Telephone: 519-884-0510 Facsimile: 519-884-0525
www.CRAworld.com

March 3, 2010

Reference No. 000645-15

Ms. Nicole Cheechoo, Policy Analysis
Department of Indian and Northern Affairs
10 Wellington Street, 8th Floor
Gatineau, PQ K1A 0H4

Dear Ms. Cheechoo:

Re: Town of St. Marys Landfill Site Expansion Environmental Assessment

The Town of St. Marys (Town), supported by its engineering consultants, Conestoga-Rovers & Associates (CRA), has commenced an individual Environmental Assessment (EA) under the Ontario *Environmental Assessment Act (EA Act)* for the proposed expansion of its existing landfill site.

Under the *EA Act*, the first step in the EA process is the preparation of Terms of Reference (ToR). Once approved by the Minister of the Environment the ToR will serve as a guide to the Town, the public, government agencies and Aboriginal communities for the preparation and review of the EA.

In accordance with the *EA Act* and the "Code of Practice: Preparing and Reviewing Terms of Reference for Environmental Assessments in Ontario" (Ministry of the Environment, October 2009) the Town has prepared a draft ToR and has commenced consultation leading to the preparation and submission of a proposed ToR to the Minister for a decision. A copy of the Town's draft proposed ToR accompanies this letter.

In consultation with the Ministry of the Environment's Environmental Assessment and Approvals Branch the Department of Indian and Northern Affairs has been identified as potentially having an interest in the Town's environmental assessment.

Could you please advise us if the Town's EA and the accompanying draft proposed ToR are of interest to the Department of Indian and Northern Affairs and if you wish to engage in further consultation on the project? If not, a brief letter or e-mail message to that effect would be appreciated. If so, please forward any questions of comments you may have on the draft proposed ToR and we will ensure that your input is fully considered in the finalization of the proposed ToR. If you do express an interest in the project we will ensure that your questions, comments and other input is sought throughout the remaining stages of the EA, during the coming year.

Thank you for your attention to this and we look forward to receiving your reply by May 5, 2010.

Yours truly,

CONESTOGA-ROVERS & ASSOCIATES

Douglas J. Robertson, B.A., M.C.I.P., R.P.P.
Senior Environmental Planner

ES/cb/FL5



**CONESTOGA-ROVERS
& ASSOCIATES**

651 Colby Drive, Waterloo, Ontario, Canada N2V 1C2
Telephone: 519-884-0510 Facsimile: 519-884-0525
www.CRAworld.com

February 8, 2010

Reference No. 000645-15

Chief Joseph Gilbert
Chippewas of Walpole Island First Nation
R.R. #3
Wallaceburg, ON N8A 4K9

Dear Chief Gilbert:

Re: Town of St. Marys Landfill Site Expansion Environmental Assessment

The Town of St. Marys (Town), supported by its engineering consultants, Conestoga-Rovers & Associates (CRA), has commenced an individual Environmental Assessment (EA) under the Ontario *Environmental Assessment Act (EA Act)* for the proposed expansion of its existing landfill site.

Under the *EA Act*, the first step in the EA process is the preparation of proposed Terms of Reference (ToR). Once approved by the Minister of the Environment the ToR will serve as a guide to the Town, the public, government agencies and Aboriginal communities for the preparation and review of the EA.

In accordance with the *EA Act* and the "Code of Practice: Preparing and Reviewing Terms of Reference for Environmental Assessments in Ontario" (Ministry of the Environment, October, 2009) the Town has prepared a draft ToR and has commenced consultation leading to the preparation and submission of a proposed ToR to the Minister for a decision. A copy of the Town's draft proposed ToR accompanies this letter.

In consultation with the Ministry of the Environment's Environmental Assessment and Approvals Branch the Chippewas of Walpole Island First Nation has been identified as potentially having an interest in the Town's environmental assessment.

Could you please advise us by April 14, 2010, if the Town's EA and the accompanying draft proposed ToR are of interest to the Chippewas of Walpole Island First Nation and if you wish to engage in further consultation on the project? If not, a brief letter or e-mail message to that effect would be appreciated. If so, please forward any questions or comments you may have on the draft proposed ToR and we will ensure that your input is fully considered in the finalization of the proposed ToR. Having expressed an interest in the project we will ensure that your questions, comments and other input is sought throughout the remaining stages of the EA, during the coming year.

Yours truly,

CONESTOGA-ROVERS & ASSOCIATES

Douglas J. Robertson, B.A., M.C.I.P., R.P.P.
Senior Environmental Planner

ES/cb/FL3
Encl.

Ref # 645-15



Tracking Number

RW294577965CA

Please note that this is the most up-to-date information available in our system. Our telephone agents have access to the same information presented here.

Track Status

Product Type: Lettermail

Date	Time	Location	Description	Retail Location	Signatory Name
2010/02/11	09:17	WALLACEBURG	Item successfully delivered		

Track History

Date	Time	Location	Description	Retail Location	Signatory Name
2010/02/11	09:17	WALLACEBURG	Item successfully delivered		
2010/02/11	09:17		Signature image recorded for Online viewing		MALINDABUCKSHOT
2010/02/10	16:20	WALLACEBURG	Item available for pickup at Post Office		
2010/02/10	16:03	WALLACEBURG	Item arrived at Post Office	DUFFERIN ST P.O.	
2010/02/10	08:35	WALLACEBURG	Attempted delivery. Notice card left indicating where item can be picked up.		
2010/02/10	08:30	WALLACEBURG	Item out for delivery		
2010/02/08	17:03	WATERLOO	Item accepted at the Post Office	85685	

Shipping Options and Features for this Item

Signature Required

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To Destinataire

Name Nom: Walpole Island FN
 Address Adresse: RR#3 Wallaceburg
 City Ville: WALLACEBURG Province: ON Postal Code Code postal: N7A 4R9

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Item No. N° de l'article
79 294 577 965

CUSTOMER RECEIPT / REÇU DU CLIENT

33-086-564 (98-10)



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& ASSOCIATES**

651 Colby Drive, Waterloo, Ontario, Canada N2V 1C2
Telephone: 519-884-0510 Facsimile: 519-884-0525
www.CRAworld.com

February 8, 2010

Reference No. 000645-15

Chief Joe Miskokomon
Chippewas of the Thames First Nation
320 Chippewa Road, R.R. #1
Muncey, ON N0L 1Y0

Dear Chief Miskokomon:

Re: Town of St. Marys Landfill Site Expansion Environmental Assessment

The Town of St. Marys (Town), supported by its engineering consultants, Conestoga-Rovers & Associates (CRA), has commenced an individual Environmental Assessment (EA) under the Ontario *Environmental Assessment Act (EA Act)* for the proposed expansion of its existing landfill site.

Under the *EA Act*, the first step in the EA process is the preparation of proposed Terms of Reference (ToR). Once approved by the Minister of the Environment the ToR will serve as a guide to the Town, the public, government agencies and Aboriginal communities for the preparation and review of the EA.

In accordance with the *EA Act* and the "Code of Practice: Preparing and Reviewing Terms of Reference for Environmental Assessments in Ontario" (Ministry of the Environment. October, 2009) the Town has prepared a draft ToR and has commenced consultation leading to the preparation and submission of a proposed ToR to the Minister for a decision. A copy of the Town's draft proposed ToR accompanies this letter.

In consultation with the Ministry of the Environment's Environmental Assessment and Approvals Branch the Chippewas of the Thames First Nation has been identified as potentially having an interest in the Town's environmental assessment.

Could you please advise us by April 14, 2010, if the Town's EA and the accompanying draft proposed ToR are of interest to the Chippewas of the Thames First Nation and if you wish to engage in further consultation on the project? If not, a brief letter or e-mail message to that effect would be appreciated. If so, please forward any questions or comments you may have on the draft proposed ToR and we will ensure that your input is fully considered in the finalization of the proposed ToR. Having expressed an interest in the project we will ensure that your questions, comments and other input is sought throughout the remaining stages of the EA, during the coming year.

Yours truly,

CONESTOGA-ROVERS & ASSOCIATES

Douglas J. Robertson, B.A., M.C.I.P., R.P.P.
Senior Environmental Planner

ES/cb/FL3
Encl.

Ref # 645-15



Tracking Number

RW294578135CA

Please note that this is the most up-to-date information available in our system. Our telephone agents have access to the same information presented here.

Track Status

Product Type: Lettermail

Date	Time	Location	Description	Retail Location	Signatory Name
2010/02/10	AM	SOUTHWOLD	Item successfully delivered		

Track History

Date	Time	Location	Description	Retail Location	Signatory Name
2010/02/10	AM	SOUTHWOLD	Item successfully delivered		
2010/02/10	AM		Signature image recorded for Online viewing		Beulah Kechego
2010/02/10	08:36	SOUTHWOLD	Item out for delivery		
2010/02/08	17:03	WATERLOO	Item accepted at the Post Office	85685	

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Recommandé Régime intérieur



To Destinataire

Name Nom *Chippewa of the Thames*

FOR DELIVERY CONFIRMATION / POUR CONFIRMER LA LIVRAISON

1 888 550-6333
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www.postescanada.ca

Address Adresse
320 Chippewa Rd
City Ville Province Postal Code Code postal
Muncney ON N0L 1Y0

Declared Value Valeur déclarée \$

Item No. N° de l'article
79 294 578 135

CUSTOMER RECEIPT

REÇU DU CLIENT

33-086-584 (99-10)



**CONESTOGA-ROVERS
& ASSOCIATES**

651 Colby Drive, Waterloo, Ontario, Canada N2V 1C2
Telephone: 519-884-0510 Facsimile: 519-884-0525
www.CRAworld.com

February 8, 2010

Reference No. 000645-15

Mr. George Johnson, President
Windsor-Essex Métis Council
145-600 Tecumseh Road East
Windsor, ON N8X 4X9

Dear Mr. Johnson:

Re: Town of St. Marys Landfill Site Expansion Environmental Assessment

The Town of St. Marys (Town), supported by its engineering consultants, Conestoga-Rovers & Associates (CRA), has commenced an individual Environmental Assessment (EA) under the Ontario *Environmental Assessment Act (EA Act)* for the proposed expansion of its existing landfill site.

Under the *EA Act*, the first step in the EA process is the preparation of proposed Terms of Reference (ToR). Once approved by the Minister of the Environment the ToR will serve as a guide to the Town, the public, government agencies and Aboriginal communities for the preparation and review of the EA.

In accordance with the *EA Act* and the "Code of Practice: Preparing and Reviewing Terms of Reference for Environmental Assessments in Ontario" (Ministry of the Environment, October, 2009) the Town has prepared a draft ToR and has commenced consultation leading to the preparation and submission of a proposed ToR to the Minister for a decision. A copy of the Town's draft proposed ToR accompanies this letter.

In consultation with the Ministry of the Environment's Environmental Assessment and Approvals Branch the Windsor-Essex Métis Council has been identified as potentially having an interest in the Town's environmental assessment.

Could you please advise us by April 14, 2010, if the Town's EA and the accompanying draft proposed ToR are of interest to the Windsor-Essex Métis Council and if you wish to engage in further consultation on the project? If not, a brief letter or e-mail message to that effect would be appreciated. If so, please forward any questions or comments you may have on the draft proposed ToR and we will ensure that your input is fully considered in the finalization of the proposed ToR. Having expressed an interest in the project we will ensure that your questions, comments and other input is sought throughout the remaining stages of the EA, during the coming year.

Yours truly,

CONESTOGA-ROVERS & ASSOCIATES

Douglas J. Robertson, B.A., M.C.I.P., R.P.P.
Senior Environmental Planner

ES/cb/FL3
Encl.

Ry# 00645-15



Tracking Number

RW294578095CA

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Track Status

Product Type: Lettermail

Date	Time	Location	Description	Retail Location	Signatory Name
2010/02/17	12:46	WINDSOR	Item successfully delivered		

Track History

Date	Time	Location	Description	Retail Location	Signatory Name
2010/02/17	12:46	WINDSOR	Item successfully delivered		
2010/02/17	12:46		Signature image recorded for Online viewing		W. ROCHON
2010/02/10	12:57	WINDSOR	Item available for pickup at Post Office		
2010/02/10	AM	WINDSOR	Attempted delivery. Notice card left indicating where item can be picked up.		
2010/02/10	09:28	WINDSOR	Item out for delivery		
2010/02/08	17:03	WATERLOO	Item accepted at the Post Office	85685	

Shipping Options and Features for this Item

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Recommandé Régime intérieur



To Destinataire
 Name Nom
 WINDSOR / BRISBEN METI COUNCIL
 Address Adresse
 145-600 Techumseh RDE
 City Ville Province Postal Code Code postal
 WINDSOR ON N 4X1Y

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 79 294 578 095 P

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REÇU DU CLIENT

33-086-584 (98-10)



**CONESTOGA-ROVERS
& ASSOCIATES**

651 Colby Drive, Waterloo, Ontario, Canada N2V 1C2
Telephone: 519-884-0510 Facsimile: 519-884-0525
www.CRAworld.com

February 8, 2010

Reference No. 000645-15

Mr. Gary Lipinski, President
Métis Nation of Ontario
500 Old St. Patrick Street, Unit D
Ottawa, ON K1N 9G4

Dear Mr. Lipinski:

Re: Town of St. Marys Landfill Site Expansion Environmental Assessment

The Town of St. Marys (Town), supported by its engineering consultants, Conestoga-Rovers & Associates (CRA), has commenced an individual Environmental Assessment (EA) under the Ontario *Environmental Assessment Act (EA Act)* for the proposed expansion of its existing landfill site.

Under the *EA Act*, the first step in the EA process is the preparation of proposed Terms of Reference (ToR). Once approved by the Minister of the Environment the ToR will serve as a guide to the Town, the public, government agencies and Aboriginal communities for the preparation and review of the EA.

In accordance with the *EA Act* and the "Code of Practice: Preparing and Reviewing Terms of Reference for Environmental Assessments in Ontario" (Ministry of the Environment. October, 2009) the Town has prepared a draft ToR and has commenced consultation leading to the preparation and submission of a proposed ToR to the Minister for a decision. A copy of the Town's draft proposed ToR accompanies this letter.

In consultation with the Ministry of the Environment's Environmental Assessment and Approvals Branch the Métis Nation of Ontario has been identified as potentially having an interest in the Town's environmental assessment.

Could you please advise us by April 14, 2010, if the Town's EA and the accompanying draft proposed ToR are of interest to the Métis Nation of Ontario and if you wish to engage in further consultation on the project? If not, a brief letter or e-mail message to that effect would be appreciated. If so, please forward any questions or comments you may have on the draft proposed ToR and we will ensure that your input is fully considered in the finalization of the proposed ToR. Having expressed an interest in the project we will ensure that your questions, comments and other input is sought throughout the remaining stages of the EA, during the coming year.

Yours truly,

CONESTOGA-ROVERS & ASSOCIATES

Douglas J. Robertson, B.A., M.C.I.P., R.P.P.
Senior Environmental Planner

ES/cb/FL3
Encl.

Ref# 645-15



Tracking Number

RW294578158CA

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Track Status

Product Type: Lettermail

Date	Time	Location	Description	Retail Location	Signatory Name
2010/02/10	AM	OTTAWA	Item successfully delivered		

Track History

Date	Time	Location	Description	Retail Location	Signatory Name
2010/02/10	AM	OTTAWA	Item successfully delivered		
2010/02/10	AM		Signature image recorded for Online viewing		BECKETT
2010/02/10	09:19	OTTAWA	Item out for delivery		
2010/02/08	17:03	WATERLOO	Item accepted at the Post Office	85685	

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To Destinataire

Name Nom
 Metis Nahon CN.
 Address Adresse
 500 old St Patrick St. Unit 3
 City Ville Province Postal Code Code postal
 OTTAWA ON K1N 3G4

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REÇU DU CLIENT

33-006-584 (98-10)



**CONESTOGA-ROVERS
& ASSOCIATES**

651 Colby Drive, Waterloo, Ontario, Canada N2V 1C2
Telephone: 519-884-0510 Facsimile: 519-884-0525
www.CRAworld.com

February 8, 2010

Reference No. 000645-15

Chief William Mountour
Six Nations of the Grand River Territory
1695 Chiefswood Road
Ohsweken, ON N0A 1M0

Dear Chief Mountour:

Re: Town of St. Marys Landfill Site Expansion Environmental Assessment

The Town of St. Marys (Town), supported by its engineering consultants, Conestoga-Rovers & Associates (CRA), has commenced an individual Environmental Assessment (EA) under the Ontario *Environmental Assessment Act (EA Act)* for the proposed expansion of its existing landfill site.

Under the *EA Act*, the first step in the EA process is the preparation of proposed Terms of Reference (ToR). Once approved by the Minister of the Environment the ToR will serve as a guide to the Town, the public, government agencies and Aboriginal communities for the preparation and review of the EA.

In accordance with the *EA Act* and the "Code of Practice: Preparing and Reviewing Terms of Reference for Environmental Assessments in Ontario" (Ministry of the Environment. October, 2009) the Town has prepared a draft ToR and has commenced consultation leading to the preparation and submission of a proposed ToR to the Minister for a decision. A copy of the Town's draft proposed ToR accompanies this letter.

In consultation with the Ministry of the Environment's Environmental Assessment and Approvals Branch the Six Nations of the Grand River Territory has been identified as potentially having an interest in the Town's environmental assessment.

Could you please advise us by April 14, 2010, if the Town's EA and the accompanying draft proposed ToR are of interest to the Six Nations of the Grand River Territory and if you wish to engage in further consultation on the project? If not, a brief letter or e-mail message to that effect would be appreciated. If so, please forward any questions or comments you may have on the draft proposed ToR and we will ensure that your input is fully considered in the finalization of the proposed ToR. Having expressed an interest in the project we will ensure that your questions, comments and other input is sought throughout the remaining stages of the EA, during the coming year.

Yours truly,

CONESTOGA-ROVERS & ASSOCIATES

Douglas J. Robertson, B.A., M.C.I.P., R.P.P.
Senior Environmental Planner

ES/cb/FL3
Encl.

Ref # 695-15



Tracking Number

RW294578060CA

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Track Status

Product Type: Lettermail

Date	Time	Location	Description	Retail Location	Signatory Name
2010/02/11	09:38	OHSWEKEN	Item successfully delivered		

Track History

Date	Time	Location	Description	Retail Location	Signatory Name
2010/02/11	09:38	OHSWEKEN	Item successfully delivered		
2010/02/11	09:38		Signature image recorded for Online viewing		WILLIAM MONTOUR
2010/02/10	08:30	OHSWEKEN	Attempted delivery. Notice card left indicating where item can be picked up.		
2010/02/08	17:03	WATERLOO	Item accepted at the Post Office	85685	

Shipping Options and Features for this Item

Signature Required

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Recommandé Régime intérieur



To Destinataire

Name Nom: *William Montour / Six Nations of the Thames*

Address Adresse: *2498 Chiefswood Pl*

City Ville: *Ohsweken ON* Province: *ON* Postal Code Code postal: *N0A 1M0*

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79 294 578 060

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REÇU DU CLIENT

33-085-584 (98-10)



**CONESTOGA-ROVERS
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651 Colby Drive, Waterloo, Ontario, Canada N2V 1C2
Telephone: 519-884-0510 Facsimile: 519-884-0525
www.CRAworld.com

February 8, 2010

Reference No. 000645-15

Chief Patrick Waddilove
Munsee-Delaware First Nation
289 Jubilee Road
Muncey, ON N0L 1Y0

Dear Chief Waddilove:

Re: Town of St. Marys Landfill Site Expansion Environmental Assessment

The Town of St. Marys (Town), supported by its engineering consultants, Conestoga-Rovers & Associates (CRA), has commenced an individual Environmental Assessment (EA) under the Ontario *Environmental Assessment Act (EA Act)* for the proposed expansion of its existing landfill site.

Under the *EA Act*, the first step in the EA process is the preparation of proposed Terms of Reference (ToR). Once approved by the Minister of the Environment the ToR will serve as a guide to the Town, the public, government agencies and Aboriginal communities for the preparation and review of the EA.

In accordance with the *EA Act* and the "Code of Practice: Preparing and Reviewing Terms of Reference for Environmental Assessments in Ontario" (Ministry of the Environment, October, 2009) the Town has prepared a draft ToR and has commenced consultation leading to the preparation and submission of a proposed ToR to the Minister for a decision. A copy of the Town's draft proposed ToR accompanies this letter.

In consultation with the Ministry of the Environment's Environmental Assessment and Approvals Branch the Munsee-Delaware First Nation has been identified as potentially having an interest in the Town's environmental assessment.

Could you please advise us by April 14, 2010, if the Town's EA and the accompanying draft proposed ToR are of interest to the Munsee-Delaware First Nation and if you wish to engage in further consultation on the project? If not, a brief letter or e-mail message to that effect would be appreciated. If so, please forward any questions or comments you may have on the draft proposed ToR and we will ensure that your input is fully considered in the finalization of the proposed ToR. Having expressed an interest in the project we will ensure that your questions, comments and other input is sought throughout the remaining stages of the EA, during the coming year.

Yours truly,

CONESTOGA-ROVERS & ASSOCIATES

Douglas J. Robertson, B.A., M.C.I.P., R.P.P.
Senior Environmental Planner

ES/cb/FL3
Encl.

Ref# 645-15



Tracking Number

RW294578042CA

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Track Status

Product Type: Lettermail

Date	Time	Location	Description	Retail Location	Signatory Name
2010/02/25	15:35	SOUTHWOLD	Item refused by recipient. Item being returned to sender		

Track History

Date	Time	Location	Description	Retail Location	Signatory Name
2010/02/25	15:35	SOUTHWOLD	Item refused by recipient. Item being returned to sender		
2010/02/10	13:29	SOUTHWOLD	Item available for pickup at Post Office		
2010/02/10	AM	SOUTHWOLD	Attempted delivery. Notice card left indicating where item can be picked up.		
2010/02/10	08:36	SOUTHWOLD	Item out for delivery		
2010/02/08	17:03	WATERLOO	Item accepted at the Post Office	85685	

Shipping Options and Features for this Item

Signature Required

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Registered Domestic

Recommandé Régime intérieur



To Destinataire

Name Nom: Chief Patrick Woodhouse Munsee-Delaware FN

Address Adresse: 209 Jubilee

City Ville: MUNCEY ON Province Postal Code Code postal: NO. 1140

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Item No. / N° de l'article: 79 294 578 042

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33-086-584 (98-10)

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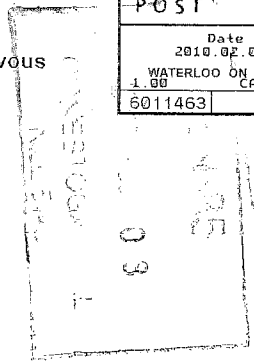
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De partout...jusqu'à vous

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POST	CANADA
Date 2010.02.08	Postage - Port 9.95
WATERLOO ON N2L5W0 0.14 kg CANADA	
6011463	0863398 0085685



~~Chief Patrick Waddilove
Munsee-Delaware First Nation
289 Jubilee Road
Muncey, ON N0L 1Y0~~

CARD NEW	Feb 10/10
CARD RE-ENTERED	"17" K.H.
POSTAGE PAID	
RECEIVED	
RETURNED TO SENDER	Feb 25/10

CANADA POSTES
POST CANADA
0019-02-10

Registered Recommandé



RW 294 578 042 CA



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394866 345 515 544

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37341 SECONDLINE
SOUTHWOLD ON N0L 2G0
519 652-8459





**CONESTOGA-ROVERS
& ASSOCIATES**

651 Colby Drive, Waterloo, Ontario, Canada N2V 1C2
Telephone: 519-884-0510 Facsimile: 519-884-0525
www.CRAworld.com

February 8, 2010

Reference No. 000645-15

Chief Patrick Waddilove
Munsee-Delaware First Nation
289 Jubilee Road
Muncey, ON N0L 1Y0

*Second delivery attempt
by FedEx.*

*FIRST delivery attempt by
Registered mail unsuccessful.*

Dear Chief Waddilove:

Re: Town of St. Marys Landfill Site Expansion Environmental Assessment

The Town of St. Marys (Town), supported by its engineering consultants, Conestoga-Rovers & Associates (CRA), has commenced an individual Environmental Assessment (EA) under the Ontario *Environmental Assessment Act (EA Act)* for the proposed expansion of its existing landfill site.

Under the *EA Act*, the first step in the EA process is the preparation of proposed Terms of Reference (ToR). Once approved by the Minister of the Environment the ToR will serve as a guide to the Town, the public, government agencies and Aboriginal communities for the preparation and review of the EA.

In accordance with the *EA Act* and the "Code of Practice: Preparing and Reviewing Terms of Reference for Environmental Assessments in Ontario" (Ministry of the Environment, October, 2009) the Town has prepared a draft ToR and has commenced consultation leading to the preparation and submission of a proposed ToR to the Minister for a decision. A copy of the Town's draft proposed ToR accompanies this letter.

In consultation with the Ministry of the Environment's Environmental Assessment and Approvals Branch the Munsee-Delaware First Nation has been identified as potentially having an interest in the Town's environmental assessment.

Could you please advise us by April 14, 2010, if the Town's EA and the accompanying draft proposed ToR are of interest to the Munsee-Delaware First Nation and if you wish to engage in further consultation on the project? If not, a brief letter or e-mail message to that effect would be appreciated. If so, please forward any questions or comments you may have on the draft proposed ToR and we will ensure that your input is fully considered in the finalization of the proposed ToR. Having expressed an interest in the project we will ensure that your questions, comments and other input is sought throughout the remaining stages of the EA, during the coming year.

Yours truly,

CONESTOGA-ROVERS & ASSOCIATES

Douglas J. Robertson, B.A., M.C.I.P., R.P.P.
Senior Environmental Planner

ES/cb/FL3
Encl.



**CONESTOGA-ROVERS
& ASSOCIATES**

651 Colby Drive, Waterloo, Ontario, Canada N2V 1C2
Telephone: 519-884-0510 Facsimile: 519-884-0525
www.CRAworld.com

February 8, 2010

Reference No. 000645-15

Chief Liz Cloud
Chippewas of Kettle and Stoney Point First Nation
6247 Indian Lane, R.R. #2
Forest, ON N0N 1J0

Dear Chief Cloud:

Re: Town of St. Marys Landfill Site Expansion Environmental Assessment

The Town of St. Marys (Town), supported by its engineering consultants, Conestoga-Rovers & Associates (CRA), has commenced an individual Environmental Assessment (EA) under the Ontario *Environmental Assessment Act (EA Act)* for the proposed expansion of its existing landfill site.

Under the *EA Act*, the first step in the EA process is the preparation of proposed Terms of Reference (ToR). Once approved by the Minister of the Environment the ToR will serve as a guide to the Town, the public, government agencies and Aboriginal communities for the preparation and review of the EA.

In accordance with the *EA Act* and the "Code of Practice: Preparing and Reviewing Terms of Reference for Environmental Assessments in Ontario" (Ministry of the Environment, October, 2009) the Town has prepared a draft ToR and has commenced consultation leading to the preparation and submission of a proposed ToR to the Minister for a decision. A copy of the Town's draft proposed ToR accompanies this letter.

In consultation with the Ministry of the Environment's Environmental Assessment and Approvals Branch the Chippewas of Kettle and Stoney Point First Nation has been identified as potentially having an interest in the Town's environmental assessment.

Could you please advise us by April 14, 2010, if the Town's EA and the accompanying draft proposed ToR are of interest to the Chippewas of Kettle and Stoney Point First Nation and if you wish to engage in further consultation on the project? If not, a brief letter or e-mail message to that effect would be appreciated. If so, please forward any questions or comments you may have on the draft proposed ToR and we will ensure that your input is fully considered in the finalization of the proposed ToR. Having expressed an interest in the project we will ensure that your questions, comments and other input is sought throughout the remaining stages of the EA, during the coming year.

Yours truly,

CONESTOGA-ROVERS & ASSOCIATES

Douglas J. Robertson, B.A., M.C.I.P., R.P.P.
Senior Environmental Planner

ES/cb/FL3
Encl.

Ref # 645-15



Tracking Number

RW294578175CA

Please note that this is the most up-to-date information available in our system. Our telephone agents have access to the same information presented here.

Track Status

Product Type: Lettermail

Date	Time	Location	Description	Retail Location	Signatory Name
2010/02/11	PM	RR 2, Forest	Item successfully delivered		

Track History

Date	Time	Location	Description	Retail Location	Signatory Name
2010/02/11	PM	RR 2, Forest	Item successfully delivered		
2010/02/11	00:00		Signature image recorded for Online viewing		S E BRESSETTE
2010/02/10	AM	FOREST	Attempted delivery. Notice card left indicating where item can be picked up.		
2010/02/10	07:25	FOREST	Item out for delivery		
2010/02/08	17:03	WATERLOO	Item accepted at the Post Office	85085	

Shipping Options and Features for this Item

Signature Required

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Recommandé Régime intérieur



To Destinataire

Name: *Chief Lil Cloud, Kettle & Honey Pt FN*
 Address: *RR#2 6297 Indian Lane*
 City: *FOREST* Province: *ON* Postal Code: *N0M 1S0*

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Declared Value \$

Item No. N° de l'article
79 294 578 175

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REÇU DU CLIENT

33-006-504 (06-10)



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& ASSOCIATES**

651 Colby Drive, Waterloo, Ontario, Canada N2V 1C2
Telephone: 519-884-0510 Facsimile: 519-884-0525
www.CRAworld.com

February 8, 2010

Reference No. 000645-15

Chief Gregory Peters
Moravian of the Thames Delaware Nation
14760 School House Line, R.R. #3
Thamesville, ON N0P 2K0

Dear Chief Peters:

Re: Town of St. Marys Landfill Site Expansion Environmental Assessment

The Town of St. Marys (Town), supported by its engineering consultants, Conestoga-Rovers & Associates (CRA), has commenced an individual Environmental Assessment (EA) under the Ontario *Environmental Assessment Act (EA Act)* for the proposed expansion of its existing landfill site.

Under the *EA Act*, the first step in the EA process is the preparation of proposed Terms of Reference (ToR). Once approved by the Minister of the Environment the ToR will serve as a guide to the Town, the public, government agencies and Aboriginal communities for the preparation and review of the EA.

In accordance with the *EA Act* and the "Code of Practice: Preparing and Reviewing Terms of Reference for Environmental Assessments in Ontario" (Ministry of the Environment. October, 2009) the Town has prepared a draft ToR and has commenced consultation leading to the preparation and submission of a proposed ToR to the Minister for a decision. A copy of the Town's draft proposed ToR accompanies this letter.

In consultation with the Ministry of the Environment's Environmental Assessment and Approvals Branch the Moravian of the Thames Delaware Nation has been identified as potentially having an interest in the Town's environmental assessment.

Could you please advise us by April 14, 2010, if the Town's EA and the accompanying draft proposed ToR are of interest to the Moravian of the Thames Delaware Nation and if you wish to engage in further consultation on the project? If not, a brief letter or e-mail message to that effect would be appreciated. If so, please forward any questions or comments you may have on the draft proposed ToR and we will ensure that your input is fully considered in the finalization of the proposed ToR. Having expressed an interest in the project we will ensure that your questions, comments and other input is sought throughout the remaining stages of the EA, during the coming year.

Yours truly,

CONESTOGA-ROVERS & ASSOCIATES

Douglas J. Robertson, B.A., M.C.I.P., R.P.P.
Senior Environmental Planner

ES/cb/FL3
Encl.

Ref # 645-15



Tracking Number

RW294578025CA

Please note that this is the most up-to-date information available in our system. Our telephone agents have access to the same information presented here.

Track Status

Product Type: Lettermail

Date	Time	Location	Description	Retail Location	Signatory Name
2010/02/10	AM	THAMESVILLE	Item successfully delivered		

Track History

Date	Time	Location	Description	Retail Location	Signatory Name
2010/02/10	AM	THAMESVILLE	Item successfully delivered		
2010/02/10	00:00		Signature image recorded for Online viewing		COLLEEN JACOBS
2010/02/08	17:03	WATERLOO	Item accepted at the Post Office	85685	

Shipping Options and Features for this Item

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Recommandé Régime intérieur



To Destinataire

Name Nom
G. RICH PETERS ABRAYIAN / Delaware Station

Address Adresse
RA#3 Thamesville

City Ville Province Postal Code Code postal
ON N. 0. P. 2. K0

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www.canadapost.ca

www.postescanada.ca

Declared Valeur Value déclarée \$

Item No. N° de l'article

79 294 578 025

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REÇU DU CLIENT

33-086-584 (98-10)



**CONESTOGA-ROVERS
& ASSOCIATES**

651 Colby Drive, Waterloo, Ontario, Canada N2V 1C2
Telephone: 519-884-0510 Facsimile: 519-884-0525
www.CRAworld.com

February 8, 2010

Reference No. 000645-15

Chief Chris Plain
Chippewas of Sarnia 45 First Nation
978 Tashmoo Avenue
Sarnia, ON N7T 7H5

Dear Chief Plain:

Re: Town of St. Marys Landfill Site Expansion Environmental Assessment

The Town of St. Marys (Town), supported by its engineering consultants, Conestoga-Rovers & Associates (CRA), has commenced an individual Environmental Assessment (EA) under the Ontario *Environmental Assessment Act (EA Act)* for the proposed expansion of its existing landfill site.

Under the *EA Act*, the first step in the EA process is the preparation of proposed Terms of Reference (ToR). Once approved by the Minister of the Environment the ToR will serve as a guide to the Town, the public, government agencies and Aboriginal communities for the preparation and review of the EA.

In accordance with the *EA Act* and the "Code of Practice: Preparing and Reviewing Terms of Reference for Environmental Assessments in Ontario" (Ministry of the Environment, October, 2009) the Town has prepared a draft ToR and has commenced consultation leading to the preparation and submission of a proposed ToR to the Minister for a decision. A copy of the Town's draft proposed ToR accompanies this letter.

In consultation with the Ministry of the Environment's Environmental Assessment and Approvals Branch the Chippewas of Sarnia 45 First Nation has been identified as potentially having an interest in the Town's environmental assessment.

Could you please advise us by April 14, 2010, if the Town's EA and the accompanying draft proposed ToR are of interest to the Chippewas of Sarnia 45 First Nation and if you wish to engage in further consultation on the project? If not, a brief letter or e-mail message to that effect would be appreciated. If so, please forward any questions or comments you may have on the draft proposed ToR and we will ensure that your input is fully considered in the finalization of the proposed ToR. Having expressed an interest in the project we will ensure that your questions, comments and other input is sought throughout the remaining stages of the EA, during the coming year.

Yours truly,

CONESTOGA-ROVERS & ASSOCIATES

Douglas J. Robertson, B.A., M.C.I.P., R.P.P.
Senior Environmental Planner

ES/cb/FL3
Encl.

Ref # 00645-15



Tracking Number

RW294578008CA

Please note that this is the most up-to-date information available in our system. Our telephone agents have access to the same information presented here.

Track Status

Product Type: Lettermail

Date	Time	Location	Description	Retail Location	Signatory Name
2010/02/28	11:39	SARNIA	Item was unclaimed by recipient. Item being returned to sender.		

Track History

Date	Time	Location	Description	Retail Location	Signatory Name
2010/02/28	11:39	SARNIA	Item was unclaimed by recipient. Item being returned to sender.		
2010/02/11	09:59	SARNIA	Item available for pickup at Post Office		
2010/02/11	08:22	SARNIA	Item arrived at Post Office	EASTLAND PLAZA	
2010/02/10	AM	SARNIA	Attempted delivery. Notice card left indicating where item can be picked up.		
2010/02/10	09:33	SARNIA	Item out for delivery		
2010/02/10	09:02	SARNIA	Item out for delivery		
2010/02/10	08:54	SARNIA	Item out for delivery		
2010/02/08	17:03	WATERLOO	Item accepted at the Post Office		

Shipping Options and Features for this Item

Signature Required

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R Registered Domestic **Recommandé** Régime intérieur



To Destinataire
 Name *Chief Christopher Plain*
 Address *478 Tashmoo Ave Sarnia*
 City *SARNIA* Province *ON* Postal Code *N7T 7H5*

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 1 888 550-6333
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AT PO
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Item No. / N° de l'article
79 294 578 008

33-086-564 (98-10)



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percevoir le port dû

2010/02/28

CANADA POSTES	
POST	CANADA
Date 2010.02.08	Postage - Port 9.95
WATERLOO ON N2L5W0 0.14 kg	
CANADA	
5011463	0863398 0085685

Chief Chris Plain
Chippewas of Sarnia 45 First Nation
978 Tashmoo Avenue
Sarnia, ON N7T 7H5

5

Registered Recommandé



RW 294 578 008 CA



N2V1C2+K



2-10-10

102527 398 167 853

EASTLAND PLAZA POSTAL OUTLET
SHOPPERS DRUGMART
260 INDIAN RD. S.
SARNIA, ON
N7T 3W4
(519) 337-3727



Signature Required
Signature requise

Sender warrants that this shipment does not contain dangerous goods.
L'expéditeur garantit que cet envoi ne contient pas de matières dangereuses.



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& ASSOCIATES**

651 Colby Drive, Waterloo, Ontario, Canada N2V 1C2
Telephone: 519-884-0510 Facsimile: 519-884-0525
www.CRAworld.com

February 8, 2010

Reference No. 000645-15

Chief Chris Plain
Chippewas of Sarnia 45 First Nation
978 Tashmoo Avenue
Sarnia, ON N7T 7H5

*Second delivery attempt
March 4, 2010 by
Fed Ex. Eo Sarnia*

Dear Chief Plain:

Re: Town of St. Marys Landfill Site Expansion Environmental Assessment

The Town of St. Marys (Town), supported by its engineering consultants, Conestoga-Rovers & Associates (CRA), has commenced an individual Environmental Assessment (EA) under the Ontario *Environmental Assessment Act (EA Act)* for the proposed expansion of its existing landfill site.

Under the *EA Act*, the first step in the EA process is the preparation of proposed Terms of Reference (ToR). Once approved by the Minister of the Environment the ToR will serve as a guide to the Town, the public, government agencies and Aboriginal communities for the preparation and review of the EA.

In accordance with the *EA Act* and the "Code of Practice: Preparing and Reviewing Terms of Reference for Environmental Assessments in Ontario" (Ministry of the Environment, October, 2009) the Town has prepared a draft ToR and has commenced consultation leading to the preparation and submission of a proposed ToR to the Minister for a decision. A copy of the Town's draft proposed ToR accompanies this letter.

In consultation with the Ministry of the Environment's Environmental Assessment and Approvals Branch the Chippewas of Sarnia 45 First Nation has been identified as potentially having an interest in the Town's environmental assessment.

Could you please advise us by April 14, 2010, if the Town's EA and the accompanying draft proposed ToR are of interest to the Chippewas of Sarnia 45 First Nation and if you wish to engage in further consultation on the project? If not, a brief letter or e-mail message to that effect would be appreciated. If so, please forward any questions or comments you may have on the draft proposed ToR and we will ensure that your input is fully considered in the finalization of the proposed ToR. Having expressed an interest in the project we will ensure that your questions, comments and other input is sought throughout the remaining stages of the EA, during the coming year.

Yours truly,

CONESTOGA-ROVERS & ASSOCIATES

Douglas J. Robertson, B.A., M.C.I.P., R.P.P.
Senior Environmental Planner

ES/cb/FL3
Encl.



**CONESTOGA-ROVERS
& ASSOCIATES**

651 Colby Drive, Waterloo, Ontario, Canada N2V 1C2
Telephone: 519-884-0510 Facsimile: 519-884-0525
www.CRAworld.com

February 8, 2010

Reference No. 000645-15

Chief Bryan M. LaForme
Mississaugas of New Credit First Nation
2789 Mississauga Road, R.R. #6
Hagersville, ON N0A 1H0

Dear Chief LaForme:

Re: Town of St. Marys Landfill Site Expansion Environmental Assessment

The Town of St. Marys (Town), supported by its engineering consultants, Conestoga-Rovers & Associates (CRA), has commenced an individual Environmental Assessment (EA) under the Ontario *Environmental Assessment Act (EA Act)* for the proposed expansion of its existing landfill site.

Under the *EA Act*, the first step in the EA process is the preparation of proposed Terms of Reference (ToR). Once approved by the Minister of the Environment the ToR will serve as a guide to the Town, the public, government agencies and Aboriginal communities for the preparation and review of the EA.

In accordance with the *EA Act* and the "Code of Practice: Preparing and Reviewing Terms of Reference for Environmental Assessments in Ontario" (Ministry of the Environment, October, 2009) the Town has prepared a draft ToR and has commenced consultation leading to the preparation and submission of a proposed ToR to the Minister for a decision. A copy of the Town's draft proposed ToR accompanies this letter.

In consultation with the Ministry of the Environment's Environmental Assessment and Approvals Branch the Mississaugas of New Credit First Nation has been identified as potentially having an interest in the Town's environmental assessment.

Could you please advise us by April 14, 2010, if the Town's EA and the accompanying draft proposed ToR are of interest to the Mississaugas of New Credit First Nation and if you wish to engage in further consultation on the project? If not, a brief letter or e-mail message to that effect would be appreciated. If so, please forward any questions or comments you may have on the draft proposed ToR and we will ensure that your input is fully considered in the finalization of the proposed ToR. Having expressed an interest in the project we will ensure that your questions, comments and other input is sought throughout the remaining stages of the EA, during the coming year.

Yours truly,

CONESTOGA-ROVERS & ASSOCIATES

Douglas J. Robertson, B.A., M.C.I.P., R.P.P.
Senior Environmental Planner

ES/cb/FL3
Encl.

Ref # 645-15



Tracking Number

RW294577988CA

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Track Status

Product Type: Lettermail

Date	Time	Location	Description	Retail Location	Signatory Name
2010/02/10	AM	HAGERSVILLE	Item successfully delivered		

Track History

Date	Time	Location	Description	Retail Location	Signatory Name
2010/02/10	AM	HAGERSVILLE	Item successfully delivered		
2010/02/10	AM		Signature image recorded for Online viewing		ANNETTE HOTTINGER
2010/02/10	08:48	HAGERSVILLE	Item out for delivery		
2010/02/08	17:03	WATERLOO	Item accepted at the Post Office	85685	

Shipping Options and Features for this Item

Signature Required

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To Destinataire
 Name: MISSISSAUGA of the Thames FN
 Address: 468 New Credit Rd
 City: HAGERSVILLE ON Province: ON Postal Code: N0A 1K0

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79 294 577 988

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33-086-584 (98-10)



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& ASSOCIATES**

651 Colby Drive, Waterloo, Ontario, Canada N2V 1C2
Telephone: 519-884-0510 Facsimile: 519-884-0525
www.CRAworld.com

February 8, 2010

Reference No. 000645-15

Chief Joel Abram
Oneida Nation of the Thames
2212 Elm Avenue
Southwold, ON N0L 2G0

Dear Chief Abram:

Re: Town of St. Marys Landfill Site Expansion Environmental Assessment

The Town of St. Marys (Town), supported by its engineering consultants, Conestoga-Rovers & Associates (CRA), has commenced an individual Environmental Assessment (EA) under the Ontario *Environmental Assessment Act (EA Act)* for the proposed expansion of its existing landfill site.

Under the *EA Act*, the first step in the EA process is the preparation of proposed Terms of Reference (ToR). Once approved by the Minister of the Environment the ToR will serve as a guide to the Town, the public, government agencies and Aboriginal communities for the preparation and review of the EA.

In accordance with the *EA Act* and the "Code of Practice: Preparing and Reviewing Terms of Reference for Environmental Assessments in Ontario" (Ministry of the Environment. October, 2009) the Town has prepared a draft ToR and has commenced consultation leading to the preparation and submission of a proposed ToR to the Minister for a decision. A copy of the Town's draft proposed ToR accompanies this letter.

In consultation with the Ministry of the Environment's Environmental Assessment and Approvals Branch the Oneida Nation of the Thames has been identified as potentially having an interest in the Town's environmental assessment.

Could you please advise us by April 14, 2010, if the Town's EA and the accompanying draft proposed ToR are of interest to the Oneida Nation of the Thames and if you wish to engage in further consultation on the project? If not, a brief letter or e-mail message to that effect would be appreciated. If so, please forward any questions or comments you may have on the draft proposed ToR and we will ensure that your input is fully considered in the finalization of the proposed ToR. Having expressed an interest in the project we will ensure that your questions, comments and other input is sought throughout the remaining stages of the EA, during the coming year.

Yours truly,

CONESTOGA-ROVERS & ASSOCIATES

Douglas J. Robertson, B.A., M.C.I.P., R.P.P.
Senior Environmental Planner

ES/cb/FL3
Encl.

Ref# 645-15



Tracking Number

RW294578113CA

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Track Status

Product Type: Lettermail

Date	Time	Location	Description	Retail Location	Signatory Name
2010/02/10	AM	SOUTHWOLD	Item successfully delivered		

Track History

Date	Time	Location	Description	Retail Location	Signatory Name
2010/02/10	AM	SOUTHWOLD	Item successfully delivered		
2010/02/10	AM		Signature image recorded for Online viewing		Toni Doxtator
2010/02/10	08:41	SOUTHWOLD	Item out for delivery		
2010/02/08	17:03	WATERLOO	Item accepted at the Post Office	85685	

Shipping Options and Features for this Item

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Recommandé Régime intérieur



To Destinataire

Name *Oneda Nelson of the Thames*
 Address *2212 Elm Ave.*
 City *Southwold* Province *ON* Postal Code *N0L 2G0*

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33-086-504 (98-10)



**CONESTOGA-ROVERS
& ASSOCIATES**

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Telephone: 519-884-0510 Facsimile: 519-884-0525
www.CRAworld.com

February 8, 2010

Reference No. 000645-15

Chief Louise Hillier
Caldwell First Nation
10297 Talbot Trail, R.R. #2
Blenheim, ON N0P 1A0

Dear Chief Hillier:

Re: Town of St. Marys Landfill Site Expansion Environmental Assessment

The Town of St. Marys (Town), supported by its engineering consultants, Conestoga-Rovers & Associates (CRA), has commenced an individual Environmental Assessment (EA) under the Ontario *Environmental Assessment Act* (EA Act) for the proposed expansion of its existing landfill site.

Under the EA Act, the first step in the EA process is the preparation of proposed Terms of Reference (ToR). Once approved by the Minister of the Environment the ToR will serve as a guide to the Town, the public, government agencies and Aboriginal communities for the preparation and review of the EA.

In accordance with the EA Act and the "Code of Practice: Preparing and Reviewing Terms of Reference for Environmental Assessments in Ontario" (Ministry of the Environment, October, 2009) the Town has prepared a draft ToR and has commenced consultation leading to the preparation and submission of a proposed ToR to the Minister for a decision. A copy of the Town's draft proposed ToR accompanies this letter.

In consultation with the Ministry of the Environment's Environmental Assessment and Approvals Branch the Caldwell First Nation has been identified as potentially having an interest in the Town's environmental assessment.

Could you please advise us by April 14, 2010, if the Town's EA and the accompanying draft proposed ToR are of interest to the Caldwell First Nation and if you wish to engage in further consultation on the project? If not, a brief letter or e-mail message to that effect would be appreciated. If so, please forward any questions or comments you may have on the draft proposed ToR and we will ensure that your input is fully considered in the finalization of the proposed ToR. Having expressed an interest in the project we will ensure that your questions, comments and other input is sought throughout the remaining stages of the EA, during the coming year.

Yours truly,

CONESTOGA-ROVERS & ASSOCIATES

Douglas J. Robertson, B.A., M.C.I.P., R.P.P.
Senior Environmental Planner

ES/cb/FL3
Encl.

Ref# 645-15



Tracking Number

RW424441856CA

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Track Status

Product Type: Lettermail

Date	Time	Location	Description	Retail Location	Signatory Name
2010/02/18	AM	LEAMINGTON	Item redirected to recipient's new address		

Track History

Date	Time	Location	Description	Retail Location	Signatory Name
2010/02/18	AM	LEAMINGTON	Item redirected to recipient's new address		
2010/02/18	10:32	LEAMINGTON	Item successfully delivered		
2010/02/18	10:32		Signature image recorded for Online viewing		CALDWELL FIRST NATION
2010/02/18	08:10	LEAMINGTON	Attempted delivery. Notice card left indicating where item can be picked up.		
2010/02/18	07:46	LEAMINGTON	Item out for delivery		
2010/02/17	09:22	WATERLOO	Item accepted at the Post Office	85685	

Shipping Options and Features for this Item

Signature Required

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Recommandé Régime intérieur



To Destinataire

Name CALDWELL FN (Chief Louise Hillier)

Address

City Leamington ON

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Item No. / N° de l'article

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REÇU DU CLIENT

79 424 441 856

33-086-584 (98-10)

APPENDIX E.4

MOE CORRESPONDANCE

Robertson, Doug

From: Capotorto, Antonia (ENE) [Antonia.Capotorto@ontario.ca]
Sent: April 14, 2010 3:46 PM
To: Robertson, Doug
Subject: Town of St. Marys Landfill Site Expansion EA Draft ToR

Hello Doug,

Attached are my comments on the January 2010 draft ToR. Also, members of the MOE review team have provided comments on the draft ToR in the attached correspondence which we encourage you to address.

Prior to or as part of your final submission of the ToR, please send me a comment summary table with responses as to how you have addressed **all** comments received on the draft ToR. Once you have had an opportunity to review and address these comments, please contact me to discuss the formal ToR submission. In accordance with the MOE's Code of Practice for Preparing and Reviewing Terms of Reference for Environmental Assessments in Ontario dated October 2009, please contact me **at least three weeks prior to** formal submission of the ToR to discuss submission dates and information requirements.

Thank you for the opportunity to review and provide comments on the draft ToR. Should you have any questions or require further information, please feel free to contact me.

Cheers,

Antonia Capotorto, M.A.Sc.
Project Officer

EA Project Coordination Section
Environmental Assessment & Approvals Branch
Ministry of the Environment
2 St. Clair Avenue West, 14th Floor
Toronto ON M4V 1L5
☎ (416) 314-1181
☎ (416) 314-8452
✉ antonia.capotorto@ontario.ca



Please consider the environment before printing this email.

Ministry of the Environment

Environmental Assessment and
Approvals Branch

2 St. Clair Avenue West
Floor 12A
Toronto ON M4V 1L5
Tel.: 416 314-8001
Fax: 416 314-8452

Ministère de l'Environnement

Direction des évaluations et des
autorisations environnementales

2, avenue St. Clair Ouest
Étage 12A
Toronto ON M4V 1L5
Tél. : 416 314-8001
Télééc. : 416 314-8452



April 14, 2010

MEMORANDUM

TO: Douglas J. Robertson
Senior Environmental Planner
Conestoga-Rovers & Associates

FROM: Antonia Capotorto
Project Officer
Environmental Assessment and Approvals Branch

RE: Review of the Draft Terms of Reference for the Town of St Marys Landfill Site
Expansion
EA FILE NO. 02-08-01

Thank you for submitting the above referenced draft Terms of Reference (ToR), which was received on February 23, 2010 by the Environmental Assessment Project Coordination Section (EAPC).

The EAPC has reviewed the above-noted draft ToR in accordance with the requirements of the *Environmental Assessment Act* (EAA), its associated regulations, and the MOE's Code of Practice for Preparing and Reviewing Terms of Reference for Environmental Assessments in Ontario (Code of Practice) dated October 2009. Members of the MOE review team have provided comments on the draft ToR in the attached correspondence which we encourage you to address. In addition, EAPC offer the following comments for your consideration when finalizing the ToR for formal submission. EAPC provided preliminary comments on the draft ToR in a memorandum dated December 16, 2009. The comments below that are italicized are those from the December 16, 2009 memorandum that have not been adequately addressed. Please revise the draft ToR accordingly.

General Comments

1. *References to "conduct of the EA" or "conducted under" should be changed to "preparation of the EA" or "prepared in accordance with" to improve clarity for readers and to be consistent with wording in the EAA.*
2. *There is a need for consistency in the use of abbreviations. Just define them once, at the beginning the first time it's used the use the acronym consistently afterwards.*

Specific Comments

1.0 Introduction

3. The fourth paragraph of this section should be revised as follows:
“In that a number of Provincial EA related guidelines have been approved and Ontario Regulation 101/07, **Waste Management Projects Regulation, made under the EAA**, has been **enacted** ~~promulgated~~ since 2006, the Town considers it appropriate to iterate the earlier stages of its ToR preparation process.”
4. *It is actually the environmental assessment (EA) that will be prepared in accordance with subsection 6.1(3) of the EAA, not the ToR. The sixth paragraph of this section needs to be revised.*

3.0 Description and Purpose of the Undertaking

5. Although you do provide some rationale for a focused ToR in the sixth paragraph of section 3.0, this rationale is not adequate and requires more detail. There needs to be a stronger argument and stronger supporting evidence (i.e. studies/reports/council motions etc.) to support why landfill expansion at the existing site is the only feasible “alternative to” and other possible alternatives were eliminated from consideration. For instance:
 - a. At the beginning of the sixth paragraph of section 3.0, it states:
“Given the small size of the community and the density of residential, commercial, industrial and institutional land uses within the Town's corporate boundaries, there are no feasible locations for the establishment of a new landfill site or an alternative form of waste disposal facility (e.g., thermal treatment) anywhere within the Town's boundaries.”
 - i. Was a comparative and/or constraint analysis conducted?
 - b. The sixth paragraph of section 3.0, also states:
“...landfill expansion is the only practical, environmentally-sound and financially feasible solution...”
 - i. Were any studies conducted to show why landfill expansion at the existing site is the only viable option?
 - c. Are there any policies and/or plans to support landfill expansion at the existing site?
 - d. Were any Council resolutions passed in support of landfill expansion at the existing site?
 - e. Include maps that illustrate the density of residential, commercial, industrial and institutional land uses and the Class 1 and 2 agricultural lands (i.e. detailed site map, zoning maps, aerial photos etc.)
6. The above examples of supporting documentation (such as those described above) need to be included as part of this ToR and, a summary should also be provided in the ToR.
7. Also, when discussing “alternatives to” please include a brief discussion on the “do nothing” alternative. Is this a feasible “alternative to”, why or why not?
8. Refer to Section 4.2.5, more specifically pages 18 and 20, of the Code of Practice (October 2009) for more guidance.

4.0 EA Methodology

9. In accordance with subsection 6.1(2) of the EAA, the following actions should be listed in the EA methodology:
 - a. The EA will include a description of the purpose of the undertaking
 - b. The EA will include a description of and statement of rationale for the undertaking
10. Also include a statement that the EA will include any maps or documents as required under the EAA and/or based on provisions of Ontario Regulation 334 under the EAA.
11. Bullet 4.1
 - a. Please include a statement that the EA will provide the rationale for the alternatives.
 - b. Reference to Section 7.0 is incorrect. Please make the necessary correction.
12. Are bullets 4.3 to 4.5 missing or is this an error in numbering? Please make the necessary corrections.
13. Bullet 4.6 and 4.7 should be revised as follows:
 - “4.6 **Positive and negative** environmental effects that could potentially arise from the undertaking **and for alternative methods** will be identified and described;
 - 4.7 Measures for mitigating potential negative environmental effects **from the undertaking and for alternative methods** will be identified and described;”
14. Bullet 4.9
 - a. Reference to Section 9.0 is incorrect. Please make the necessary correction.
15. Bullet 4.10
 - a. Reference to Section 7.2 is incorrect. Please make the necessary correction.

5.0 Alternative Methods to be Considered

16. In accordance with the Code of Practice, if you are limiting the discussion to only look at ‘alternative methods’ of landfill expansion (i.e. “focusing”), the ToR should identify the alternative methods to be examined or the process by which they will be identified at the EA stage. For instance, expand on the proposed design and operations considerations such as the conceptual designs demonstrating possible site configurations (mentioned on page 14 of the draft ToR).
17. Expand on the preliminary evaluation criteria listed. Define the criteria and the rationale for them. What are the indicators or factors to be considered for each of the criteria? What are potential data sources? Describe how other criteria will be developed. Potential environmental effects/impacts should be included as evaluation criteria.
18. Please provide the proposed evaluation methodology that will be used in the EA. What is the method of evaluation (i.e. weighting, scoring etc.)? How will the evaluation be conducted? The ToR needs to include this to show to the public how you will determine the preferred alternative.
19. Sufficient information about criteria, indicators and methods, or how they will be developed, should be given in the ToR to ensure that they can be understood by interested persons who are then able to provide informed comments.

20. Expand on the potential data sources needed for the criteria and indicators. Please provide a preliminary list of studies that will be undertaken during the EA process. If you are relying on previous studies, please list them and provide the context in which these studies were used to describe these features in the past. Please provide a reference to these studies so that they are traceable. Completed studies should be included in an Appendix at the end of the ToR document.

6.0 Study Areas

21. Components of the existing environment such as cultural heritage and archaeology, existing land uses, and/or the natural environment (i.e. soil) should be described in more detail within the site study area. Please include detailed maps and/or aerial photos that show the St. Marys landfill site waste disposal area, waste diversion facilities and ancillary facilities (i.e. buffer zones, internal roads, surface water management facilities, etc.) and the newly-acquired portion of the site. This will provide interested persons with a contextual understanding of the disturbed nature of the existing environment and the existing footprint at the site.
22. Page 10 – second paragraph, first sentence, should be revised accordingly: “The Site **Study Area** which includes...”
23. Page 11 – reference to Section 6.1 is incorrect. Please make the necessary correction.

7.0 Description of the Environment and Potential Effects

24. The first paragraph should include a statement that this is a preliminary description of the environment and note that a final detailed description will be provided in the EA. Also include a statement in the first paragraph that clearly states that the actual determination of environmental effects for **each** subject area and the actions necessary to manage any effects will be provided in the EA.
25. Define the abbreviations NST and OBM.
26. *In accordance with the Code of Practice, the ToR should include a brief explanation of the tools (for example, studies, tests, surveys, mapping) that will be used to provide a more detailed description of the environment in the EA.*
27. Include a preliminary list of studies (both existing and required) that will be used to describe environmental features. *If the intention is to use or may potentially use existing studies to supplement the description of the environment in the EA, this intention must be clearly stated. Provide these studies in an Appendix at the end of the ToR document.*
28. *To improve flow and clarity of this chapter, group subject areas under headings (i.e. natural environment, social-economic environment etc.). For instance:*
 - 7.1 Site Study Area
 - 7.1.1 Natural Environment
 - 7.1.1.1 Geology/hydrogeology
 - 7.1.1.2 Surface water
 - 7.1.1.3 Biology
 - 7.1.1.4 Air quality

29. If possible, expanded further on the preliminary descriptions of the existing environment in order to ensure that they can be understood by interested persons who are then able to provide informed comments.
30. Provide maps/figures to supplement the information provided throughout Section 7.0. For instance, Section 7.1.2 and Section 7.1.3 would benefit from a detailed map.
31. Page 14 – reference to Section 6.1.1 is incorrect. Please make the necessary correction.
32. Page 15 – references to Section 6.1.2 are incorrect. Please make the necessary correction.

8.0 Consultation Program

33. Section 8.2 (EA Consultation Program)
 - a. In accordance with Section 4.1 (page 6), when will consultation on “Alternative Methods” occur? For instance, include a description of key decision-making milestones (i.e. review of the list of alternatives, choosing the preferred alternative etc.) and how the consultation plan is designed to inform them (i.e. will there be public review and feedback on the preferred alternative? etc.).
 - b. Please provide an up-to-date list of contacts identified to date for EA consultation. This includes all key stakeholders (i.e. interest groups, government agencies, Aboriginal communities). Include the additional GRT members in accordance with the February 24, 2010 email from EAPC.
 - c. Provide a statement that indicates Aboriginal communities will receive a copy of the draft EA for review and provide a list of these communities identified to date.
 - d. In addition to a separate record of consultation, the EA report itself should contain a summary of the consultation that was undertaken during the development /preparation of the EA. Please revise accordingly. Note, the consultation summary in the EA should:
 - Describe the consultation activities that took place
 - Identify all persons consulted during the preparation of the environmental assessment and how they were notified;
 - Describe how interested Aboriginal communities were identified and how they were consulted;
 - Clearly and accurately summarize the comments and concerns raised during the consultation activities and during the preparation of the environmental assessment;
 - Describe the proponent’s response to comments and how concerns were considered in the preparation of the environmental assessment;
 - Describe any outstanding concerns;

9.0 EA Workplan

34. Page 25, bullet 5 – In addition to a separate record of consultation, the EA report itself should contain a summary of the consultation that was undertaken during the development /preparation of the EA. Please revise accordingly.

35. Page 25, bullet 3 – *In the EA, the environmental effects and the advantages and disadvantages to the environment, should be assessed for all alternatives under consideration and not just the undertaking. Also, it is recommended that the ToR define the term ‘net effects’. Please revise accordingly.*
36. Page 26, bullet 4 – *In addition to a separate record of consultation, the EA report itself should contain a summary of the consultation that was undertaken during the development /preparation of the EA. Please revise accordingly.*

10.0 EA Monitoring

37. First sentence of the first paragraph should be revised accordingly: “**A strategy and schedule for completing an Environmental Assessment EA Monitoring Plan** will be...”
38. Incorporate a section on EA Commitments.
 - a. *In accordance with the Code of Practice, this includes a statement that the EA will include a comprehensive list of commitments made by the proponent during the ToR process, and where or how they have been dealt with in the EA.*
 - b. *In accordance with the Code of Practice, a commitment should also be made in the ToR to include in the EA a comprehensive list of commitments made by the proponent during the preparation of the EA. These include all commitments relating to:*
 - *Impact management measures (such as mitigation measures);*
 - *Additional works and studies to be carried out;*
 - *Monitoring;*
 - *Public consultation and contingency planning;*
 - *Documentation and correspondence.*

11.0 Other Approvals

39. Include a statement that commits to providing and finalizing a list of the other approval required at the EA stage.

12.0 Flexibility of These Terms of Reference

40. First sentence of the first paragraph should be revised accordingly: “**If One** approved by the Minister...”
41. Bullet 1 should be revised accordingly: “... the nature and magnitude of potential **positive and negative** environmental effects are fully and accurately identified.”
42. References to Section 7.0 are incorrect. Please make the necessary correction.

Prior to or as part of your final submission of the ToR, please send me a comment summary table with responses as to how you have addressed **all** comments received on the draft ToR. Once you have had an opportunity to review and address these comments, please contact me to discuss the

formal ToR submission. In accordance with the Code of Practice, please contact me **at least three weeks prior** to formal submission of the ToR to discuss submission dates and information requirements. Thank you for the opportunity to review and provide comments on the draft ToR. Should you have any questions or require further information, please feel free to contact me.



Antonia Capotorto

Attachment (s)

Ministry of the Environment

Environmental Assessment and
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March 31, 2010

MEMORANDUM

TO: Antonia Capotorto
Project Officer,
Environmental Assessment and Approvals Branch

FROM: Lynda Mulcahy, P.Eng.
Senior Waste Engineer
Environmental Assessment and Approvals Branch

RE: Review of St. Marys Landfill EA Terms of Reference
EA FILE NO. 02-08-01

I have undertaken review of the above-listed Terms of Reference (ToR) for the Environmental Assessment for the Town of St. Marys landfill expansion. The ToR provided a brief description and background to the proposed project, and described how the EA would be undertaken. The following comments are provided in regards to this ToR:

I agree the site is subject to an EA as per O.Reg. 101/07: the proposed project constitutes a change to an existing landfill site, with an increase greater than 100,000 cubic metres.

The rationale that there are no other feasible locations for the establishment of a new landfill site was provided. The selection of the St. Marys cement site for the landfill expansion is the most tenable option for the local community. However, the statement that this option is "the only ...environmentally sound... solution" (page 5) might not be strictly correct. Given that the existing landfill site (and the proposed expansion site) are located in close proximity to the Thames river, and there may be hydrogeological considerations to the expansion on the proposed quarry site, this statement will need further discussion within the EA. The suitability of the site in environmental terms will need to be provided clearly within the EA.

Are sections 4.3 to 4.5 missing from the ToR (page 7)?

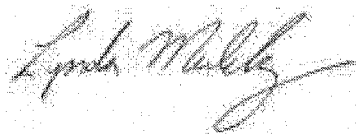
The Tor and the EA should consider the current environmental status of the study site, specifically effects of the existing landfill. Section 4.6 states that environmental effects that could potentially arise from the undertaking will be identified and described; and that (Section 4.7) measures for mitigating potential negative ...effects will be identified and described. This approach should address specifics of any environmental effects of the existing landfill. Effects from the existing landfill will help predict possible future effects from an expansion. If environmental effects are currently observed, the alternative methods evaluation should include scenarios that provide environmental design improvements (such as engineered liners, etc.) for the existing site.

The landfill expansion design will need to meet the requirements of O.Reg. 232/98. The key requirements for an expansion of this size (approximately 535,000 m³) include detailed hydrogeological and surfacewater assessments, and an evaluation of anticipated leachate quality and quantity.

Section 6.0 Study Areas states (page 10) that as the proposed expansion will be sited on the cement quarry lands, there are no undisturbed native soils.....anywhere on the site. However, the discussion of the Site Study Area Geology/Hydrogeology (Section 7.1.1, page 12) describes the site soils as being native clay-silt till overburden overlying sedimentary bedrock. It is stated that the natural clay-silt till overburden or clay would provide a low conductivity barrier between the bottom of the cells and the bedrock. These descriptions of site stratigraphy are contradictory. The first describes a disturbed site with no undisturbed native overburden or the overburden soils may have been removed completely to quarry the bedrock. The second implies an undisturbed low-permeability till unit is present which provides protection against leachate migration. If the expansion site has a hydrogeological site setting that consists of disturbed or removed natural soils, then that should be described and accounted for in the site design.

Please contact the undersigned for any questions regarding this memorandum.

Regards,



Lynda Mulcahy, P.Eng.

LJM/

Ministry of the Environment

Environmental Assessment and
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April 9, 2010

MEMORANDUM

TO: Antonia Capotorto
Project Officer
Environmental Assessment and Approvals Branch

FROM: Stefanos Habtom
Senior Water Engineer
Wastewater Unit, C of A Review Section
Environmental Assessment & Approvals Branch

RE: Draft Terms of Reference for the Town of St. Marys Landfill Expansion
EA FILE NO. 02-08-01

Pursuant to your memorandum of February 23, 2010, I have completed my review of the draft Terms of Reference (TOR) for the Town of St. Marys Landfill Expansion submitted by Town of St. Marys and I provide the following comments for your consideration:

1. The outline provided in the draft TOR is acceptable with respect to the mandate of the Wastewater Unit, EAAB, under the *Ontario Water Resources Act* (OWRA), and we will provide review comments on the Environmental Assessment Report when the report is submitted.

If you require any additional information, please do not hesitate to contact me at (416) 314 8298.

Yours sincerely,

A handwritten signature in black ink, appearing to read "Stefanos Habtom".

Stefanos Habtom, P. Eng.

c: Mansoor Mahmood, Supervisor, Wastewater Unit, EAAB

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Thursday, March 17, 2010

MEMORANDUM

TO: Antonia Capotorto
Project Officer
Environmental Assessment and Approval Branch

FROM: Victor Low
Director
Section 9, Environmental Protection Act

RE: Proposed draft Terms of Reference for the Town of St. Marys Landfill Site
Expansion
Our File EA E-0010-10 (ref. to EA File No. 02-08-01)

Responding to your memorandum of February 23, 2010 this office has completed its review of:

- The document entitled "*Proposed Terms of Reference for St. Marys Landfill Site Expansion Environmental Assessment*", dated January 2010, prepared by Conestoga Rovers & Associates.

Background:

The proposed undertaking includes the expansion of the existing St. Marys landfill site so that it is capable of receiving post-diversion municipal solid waste from the Town of St. Marys over a 40 year planning period.

Based on our review of the above mentioned draft Terms of reference document, we submit the following comments on the assessment of the undertaking:

- The draft Terms of Reference document did not address noise. The following statements, specified for a typical landfill site, shall be used in Terms of References.

1.0 SOUND LEVEL LIMITS

The limits for sound levels due to activities at a land fill site at the point of reception in a residential or other noise sensitive areas are 45 dBA in any hour of the night, 7:00 PM to 7:00 AM, and, 55 dBA in any hour of the day, 7:00 AM to 7:00 PM.

The above limits are applicable under the following conditions:

- a) The existing background sound environment is assumed to be rural, i.e. the daytime and night-time background noise levels are normally below the aforementioned limits. Should the environment be dominated by noise sources of man-made activity, such as industry, commerce or road traffic, which produces noise levels in excess of these limits, the higher noise levels may be used as the applicable limits.
- b) The landfill operation normally involves only "construction equipment" and/or "motorized conveyances".
- c) If the condition in clause (b) is fulfilled, the site is not considered to be a stationary source, and will not be governed by the noise level limits set out in Ministry Publications NPC-205 and NPC-232.
- d) If a landfill site utilizes equipment that does not fall under the aforementioned definitions of "construction equipment" or "motorized conveyances", the site is considered to be a stationary noise source, and will be governed by the noise level limits set out in Ministry Publications NPC-205 and NPC-232.

2.0 NOISE SENSITIVE POINTS OF RECEPTION

The noise emissions from the stationary sources must be assessed at noise sensitive receptors or what is described in Ministry Publications NPC-205/232 as a "*point of reception*".

A "*Point of reception*" Means any point on a premise where sound or vibration originating from other than those premises is received. The point of reception may be located on any of the following existing or zoned for future use premises: permanent or seasonal residences, hotels/motels, nursing/retirement homes, rental residences, hospitals, camp grounds, and noise sensitive buildings such as schools and places of worship.

Other technical terms used in this Publication are defined in Ministry Publication NPC-101 - Technical Definitions.

3.0 WASTE TRANSFER STATION

- (i) A waste transfer station is classified as a stationary source of noise. Stationary sources of noise must be assessed in accordance with Ministry Publications NPC-205 or NPC-232, whichever is applicable.
 - NPC-205, Sound Level Limits for Stationary Sources in Class 1 & 2 Areas (Urban)
 - NPC-232, Sound Level Limits for Stationary Sources in Class 3 Areas (Rural)
- (ii) The following sources of noise from the waste disposal operations should also be specifically addressed:
 - a) facilities for reception, storage and processing of waste,
 - b) equipment used in the processing of the waste
 - b) ventilation equipment utilized in the subject buildings
 - c) off-site source vehicles

4.0 TRUCK TRAFFIC

Access roads to the stationary noise source shall be selected in a manner so as to minimize the noise impacts from all vehicles travelling to and from the site. The selection process shall be based on a detailed quantitative assessment of the noise impacts on the individual receptors and on the number of affected receptors along each alternative route. The municipality and the affected residents must be informed of any potential increases in traffic noise due to the vehicles travelling to/from the site.

5.0 CONSTRUCTION EQUIPMENT

The Environmental Assessment document should also note that noise emissions from construction equipment are subject to the limits set out in Ministry Publications NPC-115 and the Noise Control Guideline for "Class Environmental Assessment of Undertakings."

6.0 ACOUSTIC ASSESSMENT REPORT

Acoustic Assessment Report must be prepared in complete accordance with the MOE Publications NPC-233, available from the Assessment and Approvals Branch, and the "Supporting Information for the Preparation of an Acoustic Assessment Report", prepared by the Air and Noise Unit, Environmental Assessment and Approvals Branch, and dated November 2003.

Ministry of the Environment

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April 13, 2010

MEMORANDUM

To: Antonia Capotorto
Project Officer
Environmental Assessment and Approvals Branch

From: Trevor Robak
APEP Supervisor
Southwestern Region

Re: Proposed TOR for the Town of St. Marys Landfill
Site Expansion (EA File No. 02-08-01)

Staff of the Air, Pesticides and Environmental Planning (APEP) unit in the Southwestern Region Technical Support Section have reviewed the ***Proposed Terms of Reference for St. Marys Landfill Site Expansion Environmental Assessment, Reference No. 000645 (30), January 2010 (draft)***. The following is a clarification and summary of staff comments from the EA / Land Use Planning and Air Program perspectives.

Please note that these comments do not incorporate review or comments from either the District or Water Resources Assessment perspectives. These other comments will be sent under another memorandum, if appropriate and necessary.

The following comments are offered from the Land Use Planning and EA program perspectives:

Basis for Scoping

- The draft TOR documents the transfer of ownership of the site from St. Marys Cement and the recent acquisition of additional lands from this company. It could be argued that land acquisition has placed significant weight on particular options prior to the outcome of the process and that this could be interpreted as a precedent for future EAs. We recommend that this be noted to the proponent to ensure that the acquisition of the additional land and related option(s) are not unduly weighted, so that a robust evaluation of the options can take place through the EA process.

Methodology

- As this is a full (individual) EA, we will defer to EAAB for its opinion on whether the proponent should be referencing the process set by Regulation 101/07.

Land Use Planning Controls

- The TOR references the Provincial Policy Statement (PPS) and should elaborate on the

relationship between the land use compatibility policies of the PPS and MOE's Land Use Planning Guideline D-4. This guideline outlines the Ministry's expectations for land use control in the periphery of landfill sites. The landfill site and the peripheral areas deemed to be affected (including any Contaminant Attenuation Zone) will need to be designated by the local official plan, therefore the TOR should indicate that the proponent will consider the impacts of any required periphery zones that result from the selected option in the context of the local Official Plan.

Possible Provincial and Federal Approvals

- As part of the TOR, the proponent should commit to identifying the government approvals and permissions that are known to be required (Provincial, Federal, municipal, conservation authority, etc.) and acknowledge any impacts they may have on the selection process.

Service Area of the Facility

- The prospect of receiving waste from sources beyond the municipal boundaries should be documented and evaluated.

The following comments are offered from the Air Program perspective:

- Section 7.1.5 outlines how the current situation will be described and notes that there has been extensive measurements in the past but the proponent does not speak to what these measurements were. More detail on what species were examined, what measurement techniques were used (equipment, placement, etc) and how often such measurements were made, would be useful. If the measurements have been made in the past, it should be relatively easy to add more detail to this section.
- The proponents suggest that the landfill will continue to be used exclusively for the town of St Marys and that it will continue to receive approximately the same volume of waste per year. The town will likely experience an increase in size over the life of the landfill and, if this is the case, the proponents should not rely exclusively on this increase being offset by improved waste diversion. It is therefore suggested that they present air results based upon some reasonable growth scenarios.
- Section 7.2.10 repeats these assumptions and concludes with the following statement: *Current air quality conditions and potential effects on air quality within the Local Study Area will be identified and described.* There needs to be more detail as to how the air quality conditions and effects of the landfill will be assessed. For example, operational plans could be presented to show how they will deal with waste to ensure that air emissions do not worsen. Problems have occurred in the past when, for instance, insufficient cover was used. Future emissions should be modelled to show that under worst case growth scenarios air emissions will not become a problem.
- The Ministry has prepared an interim guide on monitoring landfill gases. This report suggests that at least the following substances should be monitored to properly assess emissions.

Carbon Tetrachloride	Trichloroethene
Chloroform	1,1,1-Trichloroethene
1,2-Dichloroethene	Vinyl Chloride
Ethylene Dibromide	Vinylidene Chloride
Ethylene Dichloride	Total NMOCs
Methylene Chloride	Total Suspended Particulate

Perchloroethene

We would further suggest that fine particulate be evaluated. As well, if a worst case analysis of the landfill's future suggests significant truck traffic, then diesel emissions should also be considered to ensure they do not pose an environmental hazard.

If you have any questions about the above, please feel free to contact me at 519-873-5043.

Sincerely,

Trevor Robak
APEP Supervisor
Southwestern Region

**PROPOSED TERMS OF REFERENCE
FOR ST. MARYS LANDFILL SITE EXPANSION
ENVIRONMENTAL ASSESSMENT**

Prepared by: Conostoga-Rovers & Associates

Dated: January 2010

My comments with respect to a surface water assessment are based upon a review of the above document and a site visit to the landfill on March 10, 2010, comments as follows:

1/ Section 7.1.2, describes surface water features on the Site. The report describes what is referred to as a "ditch or swale" on Site. In previous annual landfill monitoring reports this ditch / swale is also referred to as a stream / creek. I would want to ensure that the ToR properly classify this surface water feature, including whether it represents fish habitat. With respect to monitoring, I would want to ensure that monitoring is done during high flows as well. Is there any possible fish migration from the North Thames River into this surface water feature?

2/ The surface water feature described in the report as a ditch / swale, would bisect the expanded landfill, as shown on Figure 2 of the draft ToR report. As a result, this surface water feature would potentially be subjected to landfill impacts from both directions and from either surface or subsurface flows. The expanded landfill would essentially envelop this stream. The ToR will need to address the enhanced potential of landfill related impacts to this stream and list the full suite of alternatives to prevent / mitigate these impacts, including relocation of this stream. During the March 10, 2010 site visit, I was advised by representatives of the Town of St. Marys that relocation of this water course was the direction being planned.

3/ Finally, the draft ToR on page 28, lists a number of other provincial statutes for approval to implement the proposed undertaking, while also citing that this list may not be inclusive. It is noted that the following document was not referred to, " Landfill Standards, A Guideline on the Regulatory and Approval Requirements for New or Expanding Landfilling Sites ". It is understood that the ToR must follow the guiding principals of the latter document. As well, with respect to any relocation of the onsite water course, the following statutes would need to be referred to for necessary approvals, the Federal Fisheries Act, Lakes and Rivers Improvement Act, Public Lands Act and the Drainage Act.

Jack Colonnello
April 9, 2010

COMMENT / MEMORANDUM TO FILE**Memo Details**

Date:	2010/04/07
Module	Technical Support Main Document Reference Number: 3265-84AJKG
Client:	The Corporation of the Town of St. Marys Client Number: 4155-788L8P
Site(s):	St. Marys Landfill Site Number: 7574-5NPSMW
Subject:	Terms of Reference. Ground Water Comments
Created by:	Mark Harris
File Storage Number:	

MEMORANDUM

TO: **Antonia Capotorto**
 Project Officer
 Environmental Assessment & Approvals Branch
 Ministry of the Environment
 2 St. Clair Ave. West, 14th Floor
 Toronto ON M4V 1L5

FROM: **Mark Harris, P.Geo**
 Hydrogeologist
 Ministry of the Environment, Southwestern Region

DATE: **April 6, 2010**

RE: **Environmental Assessment. Terms of Reference**
 St. Marys Landfill Site Expansion. Town of St. Marys. Perth County.
 Review of ground water components.

This memorandum presents comments pertaining to my review of the proposed Terms of Reference (ToR) submitted under the Environmental Assessment Act for a proposed expansion to the St. Marys Landfill. The document reviewed is entitled "Proposed Terms of Reference for St. Marys Landfill Site Expansion EA" as prepared by Conestoga-Rovers & Associates, dated January 2010 (their file No. 000645(30)). My review and comments are limited to the potential for the site to impact ground water resources and function.

1. The ToR document provides little information on either the local hydrogeologic setting or the potential environmental effects to ground water resources. My brief read through the Ministry's "Code of Practice. Preparing and Reviewing ToR for EA in Ontario" (October 2009) suggests that only a general level of description is necessary. I assume that a much more significant overview of site hydrogeology and potential impacts of the proposal will be provided in the EA document.

2. Similar to the above comment, there is no description of any impacts resulting from the existing landfill operations at the site. This would have been useful. For example, if the existing landfill site is known to be causing unacceptable impacts, it could help to guide the scope of study necessary to complete studies for the EA. Are there any unresolved issues pertaining to ground water impacted by the current landfill site? If there is any site-specific knowledge of the functioning of the existing site, can it be used to inform the hydrogeological investigation at the proposal expansion site?
3. The site's geology can be generalized by envisioning a silt/clay till aquitard over a carbonate bedrock aquifer. In this setting, it is often expected that the significant or even dominant ground water flow path will be downwards towards the bedrock aquifer. Thus, in addition to an assessment of off-site impacts through the clay/silt till overburden, particular attention should be paid to the potential for longer-term contamination of the underlying bedrock aquifer. Are numerical or analytical simulations to be performed? If so, will sufficient data be made available to have confidence in their results? If not, how can we be confident that the proposed expansion will not result in unacceptable impacts to bedrock ground water resources?
4. A significant outcome of the EA study should be to show that the site can meet the Reasonable Use Guideline (RUG). This is the standard by which ground water protection will be measured. How does the proponent plan to achieve this? Is ground water modelling to be employed? If not, how can we be confident that the proposed expansion will not result in unacceptable impacts to ground water resources?
5. The ToR does not identify the type of ground water protection strategy to be employed at the site. eg. natural attenuation, site-specific design, or generic design options. This is probably not entirely necessary at the ToR stage, but it may impact the scope of studies undertaken to support the EA.
6. An overview of planned additions to the monitoring strategy would have been helpful. This would not need to identify specific well locations but at least provide, in general terms, the planned scope of additional investigations. This would help the Ministry to identify any concerns ahead of time, and help the proponent to optimize the installation of new instrumentation.

In summary, the ToR document provides little content pertaining to the potential for impacts to ground water. I recognize that the inclusion of more detailed information may be normally beyond the scope of a ToR document. Prior to the submission of the EA (or draft EA) document, the proponent would be welcome to consult with this office to discuss the issues raised above, as well as any others that may arise.

Sincerely,

Mark Harris, P.Geo,
Hydrogeologist
MOE Southwestern Region

c. Ian Kerr, P.Geo, Water Resources Supervisor, MOE Southwestern Region
Jack Colonnello, Surface Water Specialist, MOE Southwestern Region

Capotorto, Antonia (ENE)

From: Slivar, Bob (ENE)

Sent: April 9, 2010 9:01 AM

To: Capotorto, Antonia (ENE)

Subject: RE: Town of St Marys Landfill Site Expansion EA Terms of Reference - draft review

Hello Antonia,

The District supports the comments from APEP and the comments from SW and GW.

Regards
Bob

Robertson, Doug

From: Capotorto, Antonia (ENE) [Antonia.Capotorto@ontario.ca]
Sent: April 15, 2010 9:34 AM
To: Robertson, Doug
Subject: RE: 000645-15 RE: Town of St. Marys Landfill Site Expansion EA Draft ToR

Hello Doug,

Thank you for the update. In terms of Aboriginal consultation, I recommend following-up with the Aboriginal communities which have been circulated a copy of the draft ToR. This includes sending emails and telephone calls to each of the Aboriginal communities to ensure that they received a copy of the draft ToR and to request that any comments be submitted to you by your deadline date. Be sure to keep track of your follow-up efforts (i.e. when emails were sent, when calls were made, who you spoke to, if voicemail messages were left etc) as this will form part of your Record of Consultation.

If you have any further questions, feel free to give me a call.

Cheers,

Antonia Capotorto, M.A.Sc.
Project Officer

EA Project Coordination Section
Environmental Assessment & Approvals Branch
Ministry of the Environment
2 St. Clair Avenue West, 14th Floor
Toronto ON M4V 1L5
☎ (416) 314-1181
☎ (416) 314-8452
✉ antonia.capotorto@ontario.ca



Please consider the environment before printing this email.

From: Robertson, Doug [mailto:drobotson@croworld.com]
Sent: April 14, 2010 8:37 PM
To: Capotorto, Antonia (ENE)
Cc: Yardley, Jim; Saxon, Edward; Filing
Subject: 000645-15 RE: Town of St. Marys Landfill Site Expansion EA Draft ToR

Thank you Antonia.

We'll review these comments, summarize them along with the other agency and public responses we will have received, capture all comments where appropriate and prepare a "final" ToR.

Our normal practice at that stage is to do a "red-line" version and a "changes saved" version (i.e. the version for formal submission) so, in addition to the comment/response summary table, the record will clearly show where all changes to the draft version were made.

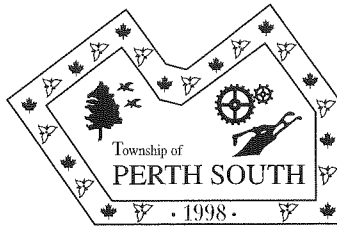
We still have until May 5 to hear from the rest of the second group of agencies we circulated. Since we have heard nothing from any of the Aboriginal groups we sent the Draft ToR to (all by Registered Mail) we will wait another week or so beyond May 5 and will then call you to discuss, in addition to the formal submission dates and information requirements, how a lack of Aboriginal response may need to be dealt with.

15/04/2010

APPENDIX E.5

AGENCY CORRESPONDANCE

3191 Road 122, St. Pauls, Ontario N0K 1V0
Telephone 519•271•0619
Fax 519•271•0647



000645-15

Email: township@perthsouth.ca
www.perthsouth.ca

CORPORATION OF THE TOWNSHIP OF PERTH SOUTH

Rec'd. CRA

APR 26 2010

April 22, 2010

Conestoga-Rovers & Associates
651 Colby Drive
Waterloo, On N2V 1C2

Attention: Douglas J. Robertson, Sr. Environmental Planner

Dear Sir:

RE: Town of St. Marys Landfill Site Expansion Environmental Assessment

In response to your letter, dated February 8, 2010, Reference No. 000645-15, the Council of the Township of Perth South passed resolution #107 expressing interest in the project and wish to engage in further consultation relating to the Town's EA and the draft proposed ToR.

Please keep us apprised throughout the remaining stages of the EA.

Sincerely,

Tim Ivanyshyn
CAO/Clerk

rr
cc Town of St. Marys CAO



Perth District Health Unit

653 West Gore Street
Stratford, Ontario N5A 1L4
519-271-7600 Fax 519-271-2195
www.pdhu.on.ca

Rec'd CRA
FEB 22 2010

000645-15

February 18, 2010

Mr. Douglas J. Robertson, Senior Environmental Planner
Conestoga-Rovers & Associates
651 Colby Drive
Waterloo, Ontario
N2V 1C2

Dear Mr. Robertson:

Re: Town of St. Marys Landfill Site Expansion Environmental Assessment

The Perth District Health Unit has received and reviewed the draft proposed Terms of Reference for St. Mary's Landfill Site Expansion Environmental Assessment and would like to be included in further consultation on the project. Specifically, the Health Unit is concerned with the impact the landfill expansion might have on the health of the public as a result of effects on surface and ground water, air quality, and food from agriculture.

Thank you for including our organization in this process.

Yours truly

Rebecca Piovesan

Rebecca Piovesan, CPHI(C)
Public Health Inspector

RP/st



Huron-Perth Catholic District School Board

Mail: PO Box 70 Dublin, ON. N0K 1E0 *Website:* www.huronperthcatholic.ca

Phone: 519-345-2440 *Fax:* 519-345-2449

Rec'd. CRA

MAR 24 2010

March 18, 2010

Douglas J. Robertson
Senior Environmental Planner
Conestoga-Rovers & Associates
651 Colby Drive,
Waterloo, Ontario
N2V 1C2

Dear Douglas:

Re: Town of St. Marys Landfill Site Expansion Environmental Assessment - Reference No. 000645-15

In regards to the correspondence dated March 3, 2010, please be advised that we are not interested in further consulting on this project.

Yours truly,

Anne Marie Nicholson
Manager of Assessment & Plant

/cr

**UPPER THAMES RIVER
CONSERVATION AUTHORITY**

"Working in Partnership with the Community for a Healthy Watershed"



April 12, 2010

Conestoga-Rovers & Associates
651 Colby Drive
Waterloo, ON N2V 1C2

Attention: Douglas J. Robertson, Senior Environmental Planner

**Re: Landfill Site Expansion
Proposed Terms of Reference
Town of St. Marys**

The Upper Thames River Conservation Authority (UTRCA) is in receipt of the *Proposed Terms of Reference for St. Marys Landfill Site Expansion Environmental Assessment* prepared by Conestoga-Rovers and Associates, dated January 2010. We offer the following comments in regards to this report:

- 1) The watercourse on the property is a municipal drain. The drain is listed as a warm water watercourse containing baitfish. Depending on the preferred scope of work, prior written approval or authorization may be required from the Conservation Authority or the Department of Fisheries and Oceans.
- 2) In Section 7.1.2 (*Surface Water*), it states that the municipal drain (ditch/ swale) will be modified. Please address the type of modification of the drain. Again, prior written approval or authorization may be required from the Conservation Authority or the Department of Fisheries and Oceans.
- 3) Section 7.2.1 (*Geology/ Hydrogeology*) – UTRCA has not peer reviewed this section. We have made the assumption that the Ministry of Environment (MOEE) has done a detailed review.
- 4) In Section 7.2.2 (*Surface Water*), it is mentioned the there is potential for increased temperature, siltation, quantity flow variations and potential introduction of contaminants into the water. UTRCA will require information detailing what happens to runoff, as well as what mitigation measures will be put in place in order to prevent waste/contaminants from entering the watercourse. A setback from the watercourse of 15m is required and a natural buffer would be highly recommended.

.../2

Page 2

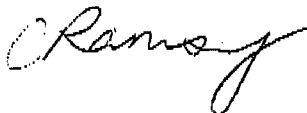
April 12, 2010

- 5) In Section 7.2.3 (*Biology*), it again states that potential effects on the river could include temperature increase, sedimentation or contaminants transported to the river. The UTRCA would like to see mitigation measures for these issues, including a detailed sediment and erosion control plan.
- 6) UTRCA will require a Geotechnical Study to be undertaken for existing and recommended stock piles within the landfill.
- 7) "Species at Risk" and "Endangered Species" have been located in the vicinity of the proposed expansion site. Contacting Fisheries and Oceans Canada, as well as the Ministry of Natural Resources is required to review the proposed expansion.

Thank you for the opportunity to comment on the Proposed Terms of Reference. We would also like to receive a copy of the Environmental Study Report, once prepared. If you have any questions regarding the comments or the attached mapping, please contact the undersigned.

Yours truly,

UPPER THAMES RIVER CONSERVATION AUTHORITY



Cari Ramsey
Land Use Regulations Officer
(Tel. (519)-451-2800 x 289)

Cc: George MacDuff -- Town of St. Marys (via e-mail: gmacduff@town.stmarys.on.ca)

Ministry of Transportation
Manager of Engineering
West Region

659 Exeter Road
London, Ontario N6E 1L3
Telephone: (519) 873-4373
Facsimile: (519) 873-4388

Ministère des Transports
Chef du Bureau du génie
Région de l'Ouest

659, chemin Exeter
London (Ontario) N6E 1L3
Téléphone : (519) 873-4373
Télécopieur : (519) 873-4388

Rec'd. CRA
MAR 26 2010



March 22, 2010

Mr. Douglas J. Robertson, BA, MCIP, RPP
Senior Environmental Planner
Conestoga-Rovers & Associates
651 Colby Drive
Waterloo, Ontario
N2V 1C2

Dear Mr. Robertson:

Thank you for your letter regarding the Town of St. Mary's landfill site expansion and the accompanying draft Proposed Terms of Reference for the Environmental Assessment. (Your Reference No. 000645-15)

The Terms of Reference indicates a portion of Highway 7 (Elginfield Road) is included within the Local Study Area for the landfill. As part of the Environmental Assessment, the Ministry of Transportation (MTO) will require the Town of St. Mary's to prepare and submit a Traffic Impact Study for review and approval. The study should identify the anticipated traffic volumes using the intersections of Highway 7 with Perth County Road 123, Cherry Hill Road and James Street along with the anticipated impacts. The town should be aware that any highway improvements required to mitigate the traffic impacts associated with the operation of the landfill site are the responsibility of the town. If highway improvements are required, a Legal Agreement will be required to be entered into between the town and the ministry.

It should be noted that MTO currently has a work project underway on this section of Highway 7. If highway improvements are required to accommodate the landfill site, there may be an opportunity to co-ordinate these improvements within MTO's project.

I encourage your staff to contact David Secord in MTO's West Region Corridor Management Section early in the EA process to discuss the ministry's concerns. Mr. Secord can be reached at 519-873-4580, or emailed at david.secord@ontario.ca.

Again, thank you for contacting the ministry regarding the Environmental Assessment.

Sincerely,

A handwritten signature in black ink that reads "Kevin Bentley".

Kevin Bentley, P. Eng.
Manager of Engineering

c: David Secord – MTO

Public Health Division
Public Health Protection &
Prevention Branch
Environmental Health Section
5700 Yonge Street, 2nd Floor
Toronto ON M2M 4K5

Telephone: 416-327-7290
Facsimile: 416-327-0984

Division de la santé publique
Direction de la protection de la santé publique
et de la prévention
Section de l'hygiène du milieu
5700, rue Yonge, 2e étage
Toronto ON M2M 4K5

Téléphone : 416-327-7290
Télécopieur: 416-327-0984

Rec'd. CRA
MAR 24 2010

March 17, 2010

Mr. Douglas J. Robertson, B.A., M.C.I.P., R.P.P.
Senior Environmental Planner
Conestoga-Rovers & Associates
651 Colby Drive
Waterloo ON N2V 1C2

Dear Mr. Robertson :

Re: Town of St. Mary's Landfill Site Expansion Environmental Assessment.

Thank you for your e- mail with regard to the above Environmental Assessments (EA).

Although the Public Health Branch is interested in the public health aspects of these EA and wish to be kept informed of any further developments, we recommend that you request input from the local Medical Officer of Health for the health unit in which the EA is located.

Dr. Miriam Klassen
(A) Medical Officer of Health
Perth District Health Unit
653 West Gore Street
Stratford ON N5A 1L4

Yours truly,



Paul McCue
Senior Program Consultant
Environmental Health Section

c. Dr. Miriam Klassen, (A) Medical Officer of Health, Perth District Health Unit

April 13, 2010

Douglas J. Robertson
Senior Environmental Planner
Conestoga Rovers & Associates
651 Colby Drive,
Waterloo ON N2V 1C2

Dear Mr. Robertson

Re: **Individual Environmental Assessment
Proposed Terms of Reference
St. Marys Landfill Site Expansion
Town of St. Marys, Perth County**

Thank you for your recent circulation of the above-noted matter. In this regard, we offer the following comments for your consideration.

It is understood that the purpose of the individual environmental assessment (EA) study is to examine the expansion of the existing St. Marys landfill site so that it is capable of receiving post-diversion municipal solid waste from the Town over a 40 year planning period. The existing landfill has 8 years or remaining capacity, and the Town is also pursuing methods of enhancing their waste diversion programs to assist in extending the life of the existing and future facilities. It is also noted that the Town has recently acquired former quarry lands from St. Marys Cement, adjacent to the existing landfill, as the potential expansion site.

The Thames River is adjacent to the study area, and there are several tributaries within the general area, one of which flows through the study area.

As part of the EA study, consideration should be given to address the potential impacts on water quality and quantity for riparian and aquatic species at risk (SAR) that have been recorded in the general area. Due to the high permeability of their skin, many of these species are especially sensitive to contaminants and the general degradation of water quality, including:

- Black Redhorse (fish) (Threatened)
- Eastern Spiny Softshell Turtle (Threatened)
- Northern Map Turtle (Special Concern)
- Snapping Turtle (Special Concern)
- Wavy-rayed Lamp-mussel (Endangered)
- Silver Shiner (Special Concern)

Further, there is also potential for Butternut (Endangered), Milksnake (Special Concern), Bald Eagle (Special Concern) and Monarch Butterfly (Special Concern) to occur on or adjacent to the subject lands. Given the proximity to natural heritage features, the use of seasonally appropriate biological inventories to evaluate the potential for species-at-risk and their habitats on and adjacent to the subject lands is recommended. Determining if SAR or their habitat is present is important in order to consider the potential implications of the Endangered Species Act (2007).



**CONESTOGA-ROVERS
& ASSOCIATES**

651 Colby Drive, Waterloo, Ontario, Canada N2V 1C2
Telephone: 519-884-0510 Facsimile: 519-884-0525
www.CRAworld.com

February 8, 2010

Reference No. 000645-15

Ms. Tracy Annett, Land Use Planner
Upper Thames River Conservation Authority
1424 Clarke Road
London, ON N5V 5B9

Dear Ms. Annett:

Re: Town of St. Marys Landfill Site Expansion Environmental Assessment

The Town of St. Marys (Town), supported by its engineering consultants, Conestoga-Rovers & Associates (CRA), has commenced an individual Environmental Assessment (EA) under the Ontario *Environmental Assessment Act (EA Act)* for the proposed expansion of its existing landfill site.

Under the *EA Act*, the first step in the EA process is the preparation of Terms of Reference (ToR). Once approved by the Minister of the Environment the ToR will serve as a guide to the Town, the public, government agencies and Aboriginal communities for the preparation and review of the EA.

In accordance with the *EA Act* and the "Code of Practice: Preparing and Reviewing Terms of Reference for Environmental Assessments in Ontario" (Ministry of the Environment, October, 2009) the Town has prepared a draft ToR and has commenced consultation leading to the preparation and submission of a proposed ToR to the Minister for a decision. A copy of the Town's draft proposed ToR accompanies this letter.

In consultation with the Ministry of the Environment's Environmental Assessment and Approvals Branch the Upper Thames River Conservation Authority has been identified as potentially having an interest in the Town's environmental assessment.

Could you please advise us if the Town's EA and the accompanying draft proposed ToR are of interest to the Upper Thames River Conservation Authority and if you wish to engage in further consultation on the project? If not, a brief letter or e-mail message to that effect would be appreciated. If so, please forward any questions or comments you may have on the draft proposed ToR and we will ensure that your input is fully considered in the finalization of the proposed ToR. If you do express an interest in the project we will ensure that your questions, comments and other input is sought throughout the remaining stages of the EA, during the coming year.

Thank you for your attention to this and we look forward to receiving your reply by April 14, 2010.

Yours truly,

CONESTOGA-ROVERS & ASSOCIATES

Douglas J. Robertson, B.A., M.C.I.P., R.P.P.
Senior Environmental Planner

ES/cb/FL4
Encl.

Ministry of Aboriginal Affairs

160 Bloor St. East, 9th Floor
Toronto, ON M7A 2E6
Tel: (416) 326-4740
Fax: (416) 325-1066
www.aboriginalaffairs.gov.on.ca

Ministère des Affaires Autochtones

160, rue Bloor Est, 9^e étage
Toronto ON M7A 2E6
Tél. : (416) 326-4740
Télééc. : (416) 325-1066
www.aboriginalaffairs.gov.on.ca



MAR 19 2010

Rec'd. CRA

MAR 24 2010

Reference: ARMP 543
MAA3985DRC-2010-141

Douglas J. Robertson, BA, MCIP, RPP
Senior Environmental Planner
Conestoga-Rovers and Associations
651 Colby Drive
Waterloo, ON N2V 1C2

Re: Town of St. Marys Landfill Site Expansion Environmental Assessment

Dear Mr. Robertson:

Thank you for your inquiry dated February 26, 2010 regarding the above noted project.

The responsibilities of the Ministry of Aboriginal Affairs (MAA) include conducting land claim and related negotiations on behalf of the Province. MAA can provide you with information about land claims that have been submitted to the Ministry, are currently in active negotiations, or are being implemented. We can also advise as to whether there is any litigation with an Aboriginal community that may be relevant to your project.

You should also be aware that many First Nations and Métis communities either have or assert rights to hunt and fish in their traditional territories. These territories often include lands and waters outside of a First Nation reserve. As well, in some instances project work may affect archaeological and burial sites. Aboriginal communities with an interest in such sites may include communities other than those in the vicinity of the proposed project.

With respect to your project, we have reviewed the brief materials you have provided, and can advise that the project appears to be located in an area where the Chippewas of the Thames, Munsee-Delaware Nation and Oneida Nation of the Thames may have existing or asserted rights that could be impacted by your project. Contact information is below:

Chippewas of the Thames
320 Chippewa Road
R.R. #1
MUNCEY, Ontario
N0L 1Y0

Chief Vaughan Albert Sr.
(519) 289-5555
(Fax) 289-2230
chief@cottfn.ca

Munsee-Delaware Nation
R. R. #1
MUNCEY, Ontario
N0L 1Y0

Chief Patrick Waddilove
(519) 289-5396
(Fax) 289-5156
pwaddilove@munsee.on.ca

Oneida Nation of the Thames
2212 Elm Avenue
SOUTHWOLD, Ontario
NOL 2G0

Chief Joel Abram
(519) 652-3244
(Fax) 652-9287
Joel.abram@oneida.on.ca
Laura.phillips@oneida.on.ca
Holly.elijah@oneida.on.ca

MAA is not the approval or regulatory authority for this project. To determine what consultation with Aboriginal communities may be required, please consider the information provided in this letter in light of the legislative, regulatory and policy framework for your project. Should you have any questions, please contact the appropriate ministry.

The Government of Canada sometimes receives claims that Ontario does not receive, or with which Ontario does not become involved. For information about possible claims in the area, MAA recommends the proponent contact the following federal contacts:

Ms. Janet Townson
A/ Claims Analyst, Ontario Team
Specific Claims Branch
Indian and Northern Affairs Canada
1310-10 Wellington St.
Gatineau, QC K1A 0H4
Tel: (819) 953-4667
Fax: (819) 997-9873

Mr. Sean Darcy
Manager
Assessment and Historical Research
Indian and Northern Affairs Canada
10 Wellington St.
Gatineau, QC K1A 0H4
Tel: (819) 997-8155
Fax: (819) 997-1366

For federal information on litigation contact:

Mr. Marc-André Millaire
Litigation Team Leader for Ontario
Litigation Management and Resolutions Branch
Indian and Northern Affairs Canada
10 Wellington St.
Gatineau, QC K1A 0H4
Tel: (819) 994-1947
Fax: (819) 953-1139

Additional details about your project or changes to it that suggest impacts beyond what you have provided to date may necessitate further consideration of which aboriginal communities should be contacted. If you think that further consideration may be required, please bring your inquiry to whatever government body oversees the regulatory process for your project.

You should also be aware that information upon which the above comments are based is subject to change. First Nation or Métis communities can make assertions at any time, and other developments can occur that might require additional communities to be notified.

Yours truly,

A handwritten signature in black ink that reads "Pam Wheaton". The signature is written in a cursive style with a large initial "P" and a long horizontal stroke at the end.

Pam Wheaton
Director
Aboriginal and Ministry Relationships Branch



Canadian Environmental
Assessment Agency

55 St-Clair Avenue East
9th Floor, Room 907
Toronto, Ontario
M4T 1M2

Agence canadienne
d'évaluation environnementale

55 Avenue St-Clair Est
9ième étage, pièce 907
Toronto, Ontario
M4T 1M2

000645-15

Rec'd. CRA
SEP 17 2010

September 7, 2010

Douglas J. Robertson
Senior Environmental Planner
Conestoga Rovers Associates
651 Colby Drive, Waterloo, Ontario
N2V 1C2

Dear Mr. Robertson,

**Re: Town of St. Marys Landfill Site Expansion Environmental
Assessment**

Thank you for your letter dated March 16, 2010 and proposed Terms of Reference (ToR) related to the above-noted project.

The Canadian Environmental Assessment Agency (the Agency) has reviewed the proposed ToR and has the following comments. We suggest that the ToR contain a section on federal environmental assessment (EA) requirements and another on federal provincial coordination. Information on regulatory requirements and coordination can be found in the attached document titled - *Advice to Proponents at the Terms of Reference Stage for a Coordinated Federal/Provincial Environmental Assessment Process*". Federal authorities (FAs) require information about the proposed project to determine whether they may or are likely to have a power, duty or function which would trigger the requirement for an EA under CEAA, pursuant to s.5(1). For example, the FAs will need to know at a conceptual level the proposed construction methods and the location of the works in order to determine whether they will need to exercise their regulatory responsibilities. Typically such information is not available at the ToR stage.

.../2



The submission of a project description is an important first step in the initiation of a Federal EA. The project description can be provided separately to the Agency who will then circulate it to potentially interested FAs. Information regarding the preparation of a project description can be found in the Agency's Operational Policy Statement http://www.ceaa-acee.gc.ca/013/0002/ops_ppd_e.htm (November 2007).

If you have any questions regarding any of the above, please contact the undersigned at 416-954-7345

Sincerely,



Manirul Islam
Assistant Environmental Assessment Officer
Canadian Environmental Assessment Agency
Ontario Region

MI/jr



Environment
Canada

Environmental Protection Operations Division -Ontario
P. O. Box 5050, 867 Lakeshore Rd.
Burlington, Ontario L7R 4A6

Environnement
Canada

Division de protection de l'environnement
867, rue Lakeshore
Burlington, ON L7R 4A6

April 13, 2010

Rec'd. CRA
APR 15 2010

Our File Number: P-2006-118

Mr. Douglas Robertson
Senior Environmental Planner
Conestoga-Rovers & Associates
651 Colby Dr.
Waterloo, Ontario, N2V 1C2

Dr. Mr. Robertson,

RE: Town of St. Marys Landfill Site Expansion Environmental Assessment Terms of Reference

This is in response to your letter of March 3, 2010, providing Environment Canada with an opportunity to comment on the draft Terms of Reference (ToR) for the provincial Individual Environmental Assessment (EA) for the Town of St. Marys' proposed Landfill Site Expansion being conducted under Ontario's *Environmental Assessment Act*.

We have reviewed this document and determined that the proposed undertaking would not affect the interests, programs or mandates of Environment Canada. As such, we do not have any comments on the draft ToR, and do not need to be involved further in the EA for this undertaking.

Thank you for notifying Environment Canada about this EA.

Yours sincerely,

Rob Dobos

Manager, Environmental Assessment Section
Environmental Protection Operations Division -Ontario
Environment Canada
P. O. Box 5050, 867 Lakeshore Rd.
Burlington, Ontario L7R 4A6
ph: (905) 336-4953
fax: (905) 336-8901
e-mail: rob.dobos@ec.gc.ca

000645-15



Indian and Northern
Affairs Canada

Affaires indiennes
et du Nord Canada

www.inac.gc.ca

www.ainc.gc.ca

Rec'd. CRA
FEB 22 2010

16 FEB 2010

Your file - Votre référence

Our file - Notre référence

Douglas J. Robertson
Senior Environmental Planner
Conestoga-Rovers & Associates
651 Colby drive
WATERLOO, ONTARIO N2V 1C2

Dear Mr Robertson:

**Re: Town of St. Marys Landfill Site Expansion Environmental
Assessment**

I am writing in response to your letter of February 8, 2010 addressed to Mr. Marc-Andre Millaire inquiring about any claims that may affect the subject property. I regret that we were unable to respond earlier.

We can advise that our inventory includes active litigation cases in the vicinity of this property. They are *Chippewas of Kettle and Stoney Point v. Her Majesty the Queen in Right of Canada as represented by Attorney General of Canada and Minister for Department of Indian Affairs and Northern Development, Corporation of Township of Bosonquet, Paul Hendrick Wilmink, Joanne Cecilia Wilmink, Joyce Van Geel, Martha Jean Morrison, Paul L. Winger, Agnes J. Winger, Leon Edward, St. John, Margaret J. St. John, Daniel Albert Vincent Rusciolelli, Rachel Emma Rusciolelli, Domenico Abrogio, Maurina Ambrogio, William Walter Ellison, Gail Ann Ellison, National Trust Company, Joseph John Huybers, Joanne Maria Huybers, Karl Huetter, Inge Huetter, Annie Jeanette Dunston, Grace Marie Lasenby, Jack Harold Lasenby, Amin Mussani (in Trust), Donald Bruce Gray, Juliaan Alfons D'Hanyns, Simonne Clara D'Hanyns, Brian Bernard McGowan, Margaret Ann McGowan, Mary Lou LaPratte, Christopher Thomas Allan King, William John Harkness, Frances Curry Harkness, Barbara L. St. Louis, Eugene M. Sorin, Bank of Montreal, Frank Thoren, Cynthia Marie Thoren, The Toronto-Dominion Bank, Daniel Leo Bosnak, Ellen J. Bosnak, Edward G. Paschalidis, Veronika E. Paschalidis, Jack Malcolm Galbraith, Margaret Irene Galbraith, John Archibald Pedden, Dorothy Harriet Pedden, Gloria Ann*

.../2

Redmond, Carolyn Jane Sheprak, Diana Mary Susan Sheprak, Lotte Nachtnebel, Josef Szela, Erika Szela, Roy Francis Giroux, Madonna Giroux, Derek Leslie Barker, Nan Francis Barker, George C. Wallis, Janet Wallis, Bernardus Josephus Veel, Hendrika Petronella Veel, St. Willibrord Community Credit Union Limited, David A. Voll, Diane M. Voll, CIBC Mortgage Corporation, Pierre Conrad Morisset, 876709 Ontario Ltd., Ontario Superior Court of Justice, filed in London, Ontario, court file #C22725; and

Walpole Island First Nation, Bkejwanong Territory v. Attorney General of Canada, Her Majesty the Queen in Right of Ontario, Ontario Superior Court of Justice, filed in Toronto, court file #00-CV-189329; and

Chippewas of Sarnia v. CN Railway, CN Realties, Great Western Railway, Attorney General of Canada, Supreme Court of Canada, court file #95-CU-92484.

I am unable to comment with respect to the possible effect of these claims as the cases have not yet been adjudicated and any statement regarding the outcome of the litigation would be speculative at this point. It is recommended that you consult legal counsel as to the effect these actions could have on the lands you are concerned with.

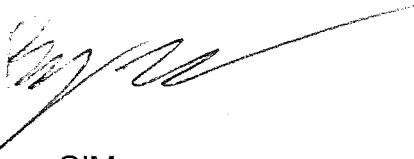
If you are interested in further details about the claims, copies of the pleadings can be obtained from the Court for a fee. Please contact the appropriate Court Registry Office and make reference to the court file numbers listed above.

We cannot make any comments regarding claims filed under other departmental policies. For information on any claims you should also contact Don Boswell of the Specific Claims Branch at (819) 953-1940 to inquire about any Specific Claims. To inquire about any current Comprehensive Claims, please contact Nicole Cheechoo of Treaty and Aboriginal Government Central Operations at (819) 997-3499.

If you have any further questions please do not hesitate to contact me at (819) 994-8647. Also, please note that for all future requests of this nature should no longer be addressed to Mr. Marc-André Millaire. Instead, could you kindly modify your distribution list to send these requests to the following destination:

Litigation Team Leader, Ontario/Nunavut Team
Indian and Northern Affairs
LITIGATION MANAGEMENT AND RESOLUTION BRANCH
10 Wellington Street
Gatineau, Quebec
K1A 0H4

Sincerely,



Bryan O'Meara
Litigation Case Manager
Eastern Litigation Directorate
Litigation Management and Resolution Branch

DISCLAIMER: In this Disclaimer, "Canada" means Her Majesty the Queen in right of Canada and the Minister of Indian Affairs and Northern Development and their servants and agents. Canada does not warrant or assume any legal liability or responsibility for the accuracy, completeness, or usefulness of any data or information disclosed with this correspondence or for any actions in reliance upon such data or information or on any statement contained in this correspondence. Data and information is based on information in departmental records and is disclosed for convenience of reference only. Canada does not act as a representative for any Aboriginal group for the purpose of any claim. Information from other government sources and private sources (including Aboriginal groups) should be sought, to ensure that the information you have is accurate and complete.



Rec'd. CRA
FEB 22 2010

000645-15

FEB 16 2010

Votre référence - Your file

Notre référence - Our file

B-8260-12

Mr. Douglas J. Robertson
Senior Environmental Planner
Conestoga-Rovers & Associates
651 Colby Drive
WATERLOO ON N2V 1C2

Subject: Town of St. Marys Landfill Site Expansion Environmental Assessment

I am writing in response to your letter of February 8, 2010 inquiring about our interest in the above noted area.

In determining your duty to consult, you may wish to contact the First Nations in the vicinity of your area of interest to advise them of your intentions. To do this you may:

1. find the Reserves in your area of interest by consulting a map of the region such as the Province of Ontario Ministry of Aboriginal Affairs online map at <http://www.aboriginalaffairs.gov.on.ca/english/services/firstnations.asp>; then
2. search for the First Nations located on those Reserves by using the *INAC Search by Reserve* site at <http://pse5-esd5.ainc-inac.gc.ca/fnp/Main/Search/SearchRV.aspx?lang=eng>.

To determine the First Nations in your area of interest who have submitted claims please consult the *Reporting Centre on Specific Claims* at <http://pse4-esd4.ainc-inac.gc.ca/SCBRI/Main/ReportingCentre/External/ExternalReporting.aspx?lang=eng>.

It should be noted that the reports available on the INAC website are updated regularly and therefore, you may want to check this site often for updates. In accordance with legislative requirements, confidential information has not been disclosed.

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Please rest assured that it is the policy of the Government of Canada as expressed in *The Specific Claims Policy and Process Guide* that:

“in any settlement of specific native claims the government will take third party interests into account. As a general rule, the government will not accept any settlement which will lead to third parties being dispossessed.”

We can only speak directly to claims filed under the Specific Claims Policy in the Province of Ontario. We cannot make any comments regarding potential or future claims, or claims filed under other departmental policies. This includes claims under Canada's Comprehensive Claims Policy or legal action by a First Nation against the Crown. You may wish to contact the Assessment and Historical Research Directorate at (819) 994-6453, the Consultation and Accommodation Unit at (613) 944-9313 and Litigation Management and Resolution Branch at (819) 934-2185 directly for more information.

You may also wish to visit <http://www.ainc-inac.gc.ca/ai/mr/is/acp/acp-eng.asp> on the INAC website for information regarding the Federal Action Plan on Aboriginal Consultation and Accommodation.

To the best of our knowledge, the information we have provided you is current and up-to-date. However, this information may not be exhaustive with regard to your needs and you may wish to consider seeking information from other government and private sources (including Aboriginal groups). In addition, please note that Canada does not act as a representative for any Aboriginal group for the purpose of any claim or the purpose of consultation.

I hope this information will be of assistance to you. I trust that this satisfactorily addresses your concerns.

Sincerely,



Don Boswell
Senior Claims Analyst
Ontario Research Team
Specific Claims Branch

APPENDIX F

SUMMARY OF COMMENTS AND RESPONSES

TABLE F.1

SUMMARY OF PUBLIC/AGENCY REVIEW COMMENTS – 2006-2007
DRAFT PROPOSED TERMS OF REFERENCE FOR A WASTE DISPOSAL ENVIRONMENTAL ASSESSMENT
TOWN OF ST. MARYS

<i>Source</i>	<i>Comment</i>	<i>ToR Report Reference</i>
Ministry of Environment (Environmental Assessment and Approvals Branch)	1. Make sure to reference and include any supporting documents/studies that may be appropriate in ensuring the Minister has all of the information necessary to make a decision. Did any study predate this proposed EA (i.e., a waste management study)? If so, that discussion should be included.	N/A
	2. Regardless of selected preferred 'alternative to,' improvements to diversion program should be further studied in EA, and therefore discussed in the ToR.	N/A
	3. Ensure the complete Consultation Record is submitted as supporting document.	N/A
	4. Ensure Aboriginal groups have been consulted prior to formal submission of ToR (i.e., during preparation), and document that consultation in the Consultation Record.	N/A
	5. A projection of future waste management needs (i.e., population growth rate and expected increase of gross tonnage) would also help to provide greater detail to the proposed undertaking. (i.e., how much waste is expected to be produced in that 40-year period?)	N/A
	6. Provide an explanation of "environment" as provided in the EAA. This document needs to be written for the public to understand.	N/A
	7. Please note that, as we discussed by telephone, numerous comments have been recently made on the ToR submitted for the Municipality of French River that would also apply to this ToR and should therefore be reflected in the formal submission.	N/A
	8. Recommend changing the title from "EA Study Area" to "EA Search Area." This will avoid confusion between "EA Study Area" and "Site Study Area."	Section 4.0
	9. This section is very difficult to follow. It is suggested that the information be provided under headings (for example: EA Process, Alternatives To, Alternative Methods, Evaluation Method, Evaluation Criteria, etc.). It is also suggested to provide a more elaborate discussion under each heading to make the process clear to the public (e.g., what is an "alternative to"?).	Section 5.0
	10. Second paragraph (In the event that a suitable...disadvantages to the environment): this discussion should be moved to the end of Section 5.	Section 5.1
	11. Recommend that this section include a description of known aspects of the existing environment (e.g., local tourist/cultural activities, type of geology in the area, local industry, etc.).	Section 6.0
	12. The title is not properly underlined.	Section 6.2.4

TABLE F.1

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TOWN OF ST. MARYS

<i>Source</i>	<i>Comment</i>	<i>ToR Report Reference</i>
	13. As previously discussed, the Consultation Plan should address consultation with Aboriginal peoples separately from the public and other agencies. There should be a separate heading and specific plan to deal with the Aboriginal component. If the individual groups/communities have already been identified, that should also be included, as well as a list of interested parties (if any).	Section 7.0
Ministry of Environment (Regional Office)	14. The Town of St. Marys is primarily an urban municipality with limited hinterland. It is a separated municipality. One may argue that its search for candidate sites should not be limited to its corporate boundaries.	Section 4.0
	15. The existing site is being considered as an option. I understand from the District Office that the present impact of this site extends outside of the municipality's corporate boundaries. We assume that any alternative considered within the study area will be assessed for it impacts outside the study area.	Section 4.0
	16. MOE has a guideline that applies to the assessment of land use proposals encroaching on landfill sites. The consultant should examine this guideline, determine its applicability and comment on what land use controls under the Planning Act will be necessary to prevent incompatibility and potentially limiting land use changes in the area surrounding candidate sites. The guideline (MOE Land Use D-4: Guideline Land Use on or Near Landfills and Dumps) can be found at MOE's public website.	Section 6.2.6
Ministry of Environment (District Office)	17. I am not sure what is normally considered appropriate for the determination of the "study area", but by limiting the study area to lands with the boundaries of the Separated Town of St. Marys, I believe there will be very few (if any) alternative options available beyond expanding the existing landfill.	Section 4.0
	18. The proposed consultation approach does not include any formal communication with the Township of Perth South. The lands immediately across the street from the existing landfill are located within the Township of South Perth, not the Town of St. Marys. Given the fact that expanding the existing landfill will be considered as one of the alternatives, I wonder if it is not appropriate for the Township to be included in the consultation process.	Section 7.0
	19. Section 4.2 of the ToR indicates that a "Site Study Area will consist of the candidate site plus all lands and waters located within a 1km radius of the candidate site's boundaries". The District supports this approach and I assume this approach will be taken even when the 1km radius extends into a neighboring municipality. This is especially important when considering potential impacts from an expansion of the existing landfill.	Section 4.2
	20. It is the District's understanding that the Town of St. Marys is in the process of purchasing a parcel of land from St. Marys Cement that includes both the land on which the existing landfill is located and land adjacent to the existing landfill. The implications, if any, to the EA process should be identified. The District wrote a letter to the Town on this issue earlier this year (July 18, 2006).	N/A

TABLE F.1

SUMMARY OF PUBLIC/AGENCY REVIEW COMMENTS – 2006-2007
DRAFT PROPOSED TERMS OF REFERENCE FOR A WASTE DISPOSAL ENVIRONMENTAL ASSESSMENT
TOWN OF ST. MARYS

<i>Source</i>	<i>Comment</i>	<i>ToR Report Reference</i>
Ministry of Environment (Air and Noise Section)	<p>21. Sound Level Limits - The limits for sound levels due to activities at a land fill site at the point of reception in a residential or other noise sensitive areas are 45 dBA in any hour of the night, 7:00 PM to 7:00 AM, and, 55 dBA in any hour of the day, 7:00 AM to 7:00 PM.</p> <p>a) The existing background sound environment is assumed to be rural, i.e. the daytime and night-time background noise levels are normally below the aforementioned limits. Should the environment be dominated by noise sources of man-made activity, such as industry, commerce or road traffic, which produce noise levels in excess of these limits, the higher noise levels may be used as the applicable limits.</p> <p>b) The landfill operation normally involves only "construction equipment" and/or "motorized conveyances".</p> <p>c) If the condition in clause (b) is fulfilled, the site is not considered to be a stationary source, and will not be governed by the noise level limits set out in Ministry Publications NPC-205 and NPC-232.</p> <p>d) If a landfill site utilizes equipment that does not fall under the aforementioned definitions of "construction equipment" or "motorized conveyances", the site is considered to be a stationary noise source, and will be governed by the noise level limits set out in Ministry Publications NPC-205 and NPC-232.</p>	Section 6.0
	<p>22. The noise emissions from the stationary source must be assessed at noise sensitive receptors or what is described in Ministry Publications NPC-205/232 as a point of reception.</p>	Section 6.0
	<p>23. A waste transfer station is classified as a stationary source of noise. Stationary sources of noise must be assessed in accordance with Ministry Publications NPC-205 or NPC-232, whichever is applicable.</p> <ul style="list-style-type: none"> - NPC-205, Sound Level Limits for Stationary Sources in Class 1 & 2 Areas (Urban) - NPC-232, Sound Level Limits for Stationary Sources in Class 3 Areas (Rural) <p>The following sources of noise from the waste disposal operations should also be specifically addressed.</p> <ul style="list-style-type: none"> a) facilities for reception, storage and processing of waste b) equipment used in the processing of the waste b) ventilation equipment utilized in the subject buildings c) off-site source vehicles 	Section 6.0
	<p>24. Access roads to the stationary noise source shall be selected in a manner so as to minimize the noise impacts from all vehicles travelling to and from the site. The selection process shall be based on a detailed quantitative assessment of the noise impacts on the individual receptors and on the number of affected receptors along each alternative route. The municipality and the affected residents must be informed of any potential increases in traffic noise due to the vehicles travelling to/from the site.</p>	Section 6.0

TABLE F.1

SUMMARY OF PUBLIC/AGENCY REVIEW COMMENTS – 2006-2007
DRAFT PROPOSED TERMS OF REFERENCE FOR A WASTE DISPOSAL ENVIRONMENTAL ASSESSMENT
TOWN OF ST. MARYS

<i>Source</i>	<i>Comment</i>	<i>ToR Report Reference</i>
	25. The EA document should also note that noise emissions from construction equipment are subject to the limits set out in Ministry Publication NPC-115. The acoustic report must also be prepared in accordance with Ministry Publication NPC-233, Guidelines on Information Required for the Assessment of Planned Stationary Sources of Sound.	Section 6.0
Ministry of Transportation	26. As the study progresses, the ministry will provide comments in accordance with the requirements of ministry highway access control policies and the <i>Public Transportation and Highway Improvement Act</i> .	N/A
	27. Development of land within a specific Permit Control Area adjacent to Provincial Highways is subject to ministry review and approval. Ministry Building/Landuse, Entrance, Encroachment and Sign permits may be required from the Ministry of Transportation before any grading/construction commences. Site Study Areas will be reviewed to identify potential negative impacts to Provincial Highway 7&8, and what action can be taken to address the conflict.	N/A
Ministry of Culture	28. We would like to see that the protection of cultural heritage resources as one of the considerations. We recommend that the following be included: the identification of any impact a proposed development or site alteration may have on the cultural heritage resources and evaluation and/or recommendation of alternative conservation methods to mitigate the impact of a proposed development or site alteration on cultural heritage resources.	Section 5.1
	29. For the Evaluation Criteria, we would like to see that any impact (direct or indirect, physical or aesthetic) of the proposed development or site alteration on a cultural heritage resource must be identified. The effectiveness of any proposed conservation or mitigative or avoidance measures must be evaluated on the basis of the established principles, standards and guidelines for heritage conservation. Where an impact on a cultural heritage resource is identified, and the proposed conservation or mitigative measures including avoidance, are considered ineffective, other conservation or mitigative measures, or alternative development or site alteration approaches must be recommended.	Section 5.1
	30. On Cultural Heritage and Archaeology, we feel that our mandated responsibilities under the Ontario Heritage Act can be met. It is our preference that the wording of this section be improved to reflect the type(s) of studies that will be required. Specifically, an inventory of all known and/or unverified archaeological sites and evaluation of archaeological potential in areas where the facility may be proposed prepared by a licensed consulting archeologist. No demolition, grading, filling, or any form of soil disturbances, should take place in the areas proposed to be impacted prior to the receipt and review of the assessment by the Ministry of Culture.	Section 6.2.4

TABLE F.1

SUMMARY OF PUBLIC/AGENCY REVIEW COMMENTS – 2006-2007
DRAFT PROPOSED TERMS OF REFERENCE FOR A WASTE DISPOSAL ENVIRONMENTAL ASSESSMENT
TOWN OF ST. MARYS

<i>Source</i>	<i>Comment</i>	<i>ToR Report Reference</i>
	31. In addition, we would expect that a heritage impact assessment (for built and cultural heritage landscapes) for the preferred and alternative locations be prepared by a qualified heritage specialist, as part of the EA process.	Section 6.2.4
	32. Please note that the Thames River is designated as a Canadian Heritage River.	Section 6.2.4
Transport Canada	33. Transport Canada is concerned with the risks posed by impacts between aircraft and birds. For this reason, waste facility proposals are reviewed to determine their potential to influence the probability, frequency and severity of this problem. All facilities should include implementation of a bird management plan which addresses aviation safety criteria, and that these facilities should commit to operating as bird-free sites.	N/A
	34. Seek to avoid developments that would attract birds into proximity (15km) of the airport geometric centre. These airports will be required to conduct a risk assessment and have in place a wildlife management plan.	N/A
	35. We also suggest that representatives from Region of Waterloo International, London International, and Stratford Municipal Airport be directly contacted to determine their interest in participating in the EA consulting process.	N/A
Township of South Perth	36. Bob was concerned specifically with Section 4.2 in that his reading of the section indicates that the Site Study Area may be within 1km of the Town's boundary.	Section 4.2
Ministry of Natural Resources	37. The Ministry's interests lie in ensuring the protection of natural heritage features such as wetlands, woodlands, fish habitat and rare species.	N/A
	38. The Ministry also has an interest in the protection of mineral aggregate resources (existing operations and resource areas). These features should be given the appropriate level of consideration and protection though this study.	N/A
Canadian Environmental Assessment Agency	39. The <i>Canadian Environmental Assessment Act</i> applies to federal authorities when they contemplate some action in relation to a project that would enable it to proceed in whole or in part. A federal environmental assessment may be required when a federal authority: <ul style="list-style-type: none"> a) is the proponent of a project; b) provides financial assistance to the proponent; c) makes federal lands available for the project; or d) issues certain permits or licences, or other approvals. 	N/A

TABLE F.1

SUMMARY OF PUBLIC/AGENCY REVIEW COMMENTS – 2006-2007
DRAFT PROPOSED TERMS OF REFERENCE FOR A WASTE DISPOSAL ENVIRONMENTAL ASSESSMENT
TOWN OF ST. MARYS

<i>Source</i>	<i>Comment</i>	<i>ToR Report Reference</i>
	40. In the case of projects that are subject to the Ontario <i>Environmental Assessment Act</i> , if there is uncertainty as to whether the Act may also apply, the Agency can help proponents answer the questions. For projects that are subject to the Act, the Agency will act as the federal environmental assessment coordinator and facilitate the involvement of the federal authorities in a coordinated assessment aimed at meeting all agencies' need simultaneously.	N/A
	41. In order for the Agency to undertake either of these roles, it must have a project description that can be distributed to various federal authorities to determine their interest in the project. It is recognized that at the early stages of the planning process, there may not be much detailed information to provide. However, proponents should try to provide some information on: <ul style="list-style-type: none"> - the nature of the project and location; - federal issues relevant to the project, such as fisheries habitat, navigable waters, migratory birds, etc. - whether federal funding is being contemplated or federal lands are required. 	N/A
	42. If your purpose in sending us notification of your project is to identify and federal interest, please be aware that simple notification will not be sufficient. A project description will be required.	N/A
Indian and Northern Affairs Canada (Comprehensive Claims Branch)	43. I am responding to your request of information sent to the Comprehensive Claims Branch, by mail, on November 16, 2006. We can confirm that there are no comprehensive claims in the Town of St. Marys, Ontario. We cannot make any comments regarding potential future land claims, or claims filed under other department policies. This includes claims under Canada's Specific Claims Policy or legal action by the First Nation against the Crown.	N/A
Indian and Northern Affairs Canada (Specific Claims Branch)	44. We have conducted a search of our records and determined that no specific claims have been submitted in the area of interest. Although no specific claims hinder the proposed construction identified above have been filed to date, we cannot make any representation regarding potential or future claims. The Policy of the Government of Canada as expressed in <i>Outstanding Business: A Natives Claims Policy</i> that "In any settlement of specific native claims the government will take third party interests into account. As a general rule, the government will not accept any settlement which will lead to third parties being dispossessed." We cannot make any comments regarding potential future land claims, or claims filed under other department policies. This includes claims under Canada's Specific Claims Policy or legal action by the First Nation against the Crown.	N/A

TABLE F.1

SUMMARY OF PUBLIC/AGENCY REVIEW COMMENTS - 2006-2007
DRAFT PROPOSED TERMS OF REFERENCE FOR A WASTE DISPOSAL ENVIRONMENTAL ASSESSMENT
TOWN OF ST. MARYS

<i>Source</i>	<i>Comment</i>	<i>ToR Report Reference</i>
Ontario Secretariat for Aboriginal Affairs	45. The mandated responsibilities of OSAA include conducting land claim negotiations and finalizing and implementing land claim settlement on behalf of the Province. OSAA recommended a number of First Nations, organizations, and contacts from Indian and Northern Affairs Canada to be included in circulation	N/A

TABLE F.2

**SUMMARY OF PUBLIC/AGENCY REVIEW COMMENTS AND RESPONSES - OCTOBER 2010
PROPOSED TERMS OF REFERENCE FOR LANDFILL EXPANSION ENVIRONMENTAL ASSESSMENT
TOWN OF ST. MARYS**

<i>Source</i>	<i>Comment</i>	<i>ToR Reference</i>	<i>Proponent Response</i>
PROVINCIAL AGENCIES			
Ministry of Transportation	1. Prepare and submit a Traffic Impact Study to " <i>identify the anticipated traffic volumes using the intersections of Highway 7 with Perth County Road 123, Cherry Hill Road and James Street along with anticipated impacts.</i> " Any highway improvements needed as part of mitigating the impact on traffic is the responsibility of the town.	N/A	1. Section " 7.2.8 TRANSPORTATION " has been amended to more clearly indicate that the EA will include an assessment of potential effects of traffic accessing the Site on area roads (including Highway 7 and Perth County Road 123). If initial studies suggest significant potential impacts on the Hwy 7/County Road 123 intersection then the EA may include a "Traffic Impact Study" of that location.
Ministry of Natural Resources	2. Consideration should be given on the potential impacts on water quality and quantity for riparian and aquatic species at risk (SAR). <ul style="list-style-type: none"> • Black Redhorse (fish) (Threatened) • Eastern Spiny Softshell Turtle (Threatened) • Northern Map Turtle (Special Concern) • Snapping Turtle (Special Concern) • Wavy-rayed Lamp-mussel (Endangered) • Silver Shiner (Special Concern) <p>Land species at risk</p> <ul style="list-style-type: none"> • Butternut (Endangered) • Milksnake (Special Concern) • Bald Eagle (Special Concern) • Monarch Butterfly (Special Concern) <p>Suggest seasonal biological inventories for SAR and their habitats</p>		2. Sections " 7.1.3 BIOLOGY " (Site Study Area) and " 7.2.3 BIOLOGY " (Local Study Area) clearly indicate that "Existing biological features and conditions....(e.g. terrestrial and aquatic flora and fauna and ecosystems, including species at risk under the federal <i>Species at Risk Act</i> and Ontario <i>Endangered Species Act</i>) will be identified and described to provide information at a level of detail sufficient to enable the identification of potential environmental effects on those biological features and conditions". It is inappropriate to list individual species in the ToR as that could restrict the scope of the EA should the list be changed by Canada or Ontario during the intervening period. The SAR work conducted during the EA will reflect all species at risk formally listed at that time under the statutes. No change to Draft ToR required.
	3. Impact on fisheries should be evaluated as small mouth Bass and Pike that use the Thames River may spawn in the tributary that runs through the study area		3. See comment in item 2, above. No change to Draft ToR required.
	4. The proposed expansion site appears to be located within the active aggregate license boundary for cement aggregate. It was to be rehabilitated to agriculture. Need to surrender aggregate license after Certificate of Approval has been issued for the landfill according to the <i>Aggregate Resources Act</i> .		4. Section " 11.0 OTHER APPROVALS " identifies the <i>Aggregate Resources Act</i> as one statute under which additional approvals (e.g. amendment/surrender of the existing aggregate license) may be required. The need for that approval will be identified in the EA (e.g. through consultation with the Ministry of Natural Resources). No change to Draft ToR required.
Upper Thames River Conservation Authority	5. Watercourse on property is a warm water municipal drain containing baitfish. May need approval from Conservation Authority or the Department of Fisheries and Oceans	Section 7.1.2	5. Section " 11.0 OTHER APPROVALS " clearly indicates that "...applications will be made, as necessary, under a number of provincial statutes for approval to implement the proposed undertaking, including but not limited to the <i>Conservation Authorities Act</i> ". That requirement will be identified during the EA (e.g. as a result of consultation with the Upper Thames River Conservation Authority). The requirement for DFO approval will also be identified at that time, through consultation with the UTRCA and (as noted Section " 11.0 OTHER APPROVALS ") through determination of whether a <i>Fisheries Act</i> trigger of the <i>CEAA</i> may prevail. Should such a trigger occur the Town indicates its commitment to pursue a co-ordinated federal-provincial EA process. No change to Draft ToR required.

TABLE F.2

SUMMARY OF PUBLIC/AGENCY REVIEW COMMENTS AND RESPONSES - OCTOBER 2010
PROPOSED TERMS OF REFERENCE FOR LANDFILL EXPANSION ENVIRONMENTAL ASSESSMENT
TOWN OF ST. MARYS

<i>Source</i>	<i>Comment</i>	<i>ToR Reference</i>	<i>Proponent Response</i>
	6. Need to address what type of modifications will be made to the municipal drain and may need to gain approval from the above authorities.	Section 7.1.2	6. Wording of Section 7.1.2 has been amended to read: "The ditch/swale (which may be a designated municipal drain) currently is part of the approved surface water management system for the existing landfill site and may be modified, in consultation with the UTRCA to ensure continued water quality and quantity requirements are met."
	7. UTRCA needs to be informed of mitigation measures to prevent waste and contaminants from entering watercourse and how the runoff is being dealt with. It is recommended that a 15m buffer surround the watercourse.	Section 7.2.2	7. As noted in Section "9.0 EA WORK PLAN" mitigation measures will be developed during preparation of the EA. The UTRCA will be fully consulted during that process. No change to Draft ToR required.
	8. UTRCA would like to see the mitigation measures against adverse effects such as increased temperature, siltation and contamination transport.	Section 7.2.3	8. As noted in Section "9.0 EA WORK PLAN" mitigation measures will be developed during preparation of the EA. No change to Draft ToR required.
	9. UTRCA will need a Geotechnical Study for existing and recommended stock piles in the landfill.	Section 7.1.6	9. Section "7.1.6 DESIGN AND OPERATIONS CONSIDERATIONS" has been amended to read: "including one or more conceptual designs, supported by appropriate geotechnical information, demonstrating possible site configurations...."
Ministry Health and Long-Term Care	10. The Public Health Branch would like to be informed of any further developments. Please use Dr. Miriam Klassen as your contact.		10. EA Consultation will include the Ministry of Health and Long-Term Care, Public Health Branch (Dr. Miriam Klassen, or as appropriate). No change to Draft ToR required.
Perth District Health Unit	11. Would like to be included in further consultation and is concerned with the health impacts due to adverse effects to surface and groundwater quality, air quality and food from agriculture.		11. EA consultation will include the Perth District Health Unit. No change to Draft ToR required.
Corporation of the Township of Perth South	12. Wish to engage in further consultation relating to the Town's EA and ToR/		12. EA consultation will include the Township of Perth South. No change to Draft ToR required.
Ministry of the Environment, Environmental Assessment and Approvals Branch (MOE, EAAB)	13. "References to 'conduct of the EA' or 'conducted under' should be changed to 'preparation of the EA' or 'prepared in accordance with' to improve clarity for readers" and for consistency		13. Comment noted. Changes made where appropriate.
	14. Consistency with the use of abbreviations		14. Comment noted. Changes made where appropriate.
	15. Fourth paragraph should be changed to "In that a number of Provincial EA related guidelines have been approved and Ontario Regulation 101/07, Waste Management Projects Regulation, made under the EAA , has been enacted since 2006, the Town considers it appropriate to iterate the earlier stages of its ToR preparation process."	Section 1.0	15. Comment noted. Changes made where appropriate.
	16. Paragraph 6 needs to be revised as the EA is to be prepared in accordance with subsection 6.1(3) of the EAA not the ToR.	Section 1.0	16. This wording is identical to the wording contained in the Terms of Reference for the Green Lane Landfill Optimization EA and the French River Waste Disposal EA, both of which were approved by the Minister on advice from EAAB staff. No change to Draft ToR required.

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<i>Source</i>	<i>Comment</i>	<i>ToR Reference</i>	<i>Proponent Response</i>
	17. More detail is needed with supporting evidence as to why the proposed site is the only feasible alternative to. Was a comparative or constraint analysis done? Any supporting studies performed to show that there was no other viable option? Any policies or plans that support the choosing of the site? Any Council resolutions passed in favour of the site? Maps should also be included to show the density of residential, commercial, industrial, Class 1 and 2 agricultural lands.	Section 3.0	17. This ToR is prepared under Section 6.1 (3) of the EA Act, which states that: "The approved Terms of Reference may provide that the environmental assessment consist of information other than that required by subsection (2)". As such, the Town has chosen not to include "a description of and rationale for the alternatives to the undertaking" in the EA. That said, the EA will include, as part of the background/context for the EA, a discussion of why the expansion of the existing Site was chosen as the preferred option for disposal of the Town's post-diversion municipal solid waste. Explanatory text regarding the "focused" approach to the EA has been added to Section "4.0 EA METHODOLOGY". Mapping of the subjects indicated in the comment will be provided in the EA as part of the Existing and Planned Land Use study (ToR Section 7.2.6) and the agriculture/Soils/Mining study (ToR Section 7.2.9).
	18. The above supporting documentation needs to be included in the ToR as well as a summary.	Section 3.0	18. See Response # 17, above. No change to Draft ToR required.
	19. When discussing 'alternatives to' include a brief discussion on the 'do nothing' alternative. Refer to Section 4.2.5 of the Code of Practice.	Section 3.0	19. See Response # 17, above. No change to Draft ToR required.
	20. The EA should include a description of the purpose of the undertaking and a description of and statement of rationale for the undertaking in s. 4.0. This is in accordance with 6.1(2) of the EAA.	Section 4.0	20. See Response # 17, above. No change to Draft ToR required.
	21. Include statement that the EA will include any maps or documents as required under the EAA and O.Reg 334	Section 4.0	21. Bullets # 7 and # 11 of Section "9.0 EA WORKPLAN" have been amended to read: "...including maps or documents as required by Ontario Regulation 334".
	22. Include a statement that the EA will give the rationale for the alternatives and the reference to Section 7.0 is wrong.	Section 4.1	22. See Response # 17, above. The reference to Section 7.0 has been corrected to read: "Section 8.0 Consultation Program".
	23. Bullets 4.3 to 4.5 are missing or numbered wrong.	Section 4.3	23. Numbering has been corrected.
	24. Bullet 4.6 and 4.7 should read as: <ul style="list-style-type: none"> • "Positive and negative environmental effects that could potentially arise from the undertaking and for alternative methods will be identified and described; • Measures for mitigating potential negative and environmental effects from the undertaking and for alternative methods will be identified and described;" 	Section 4.6	24. Comment noted. Changes have been made.
	25. Bullet 4.9 a) reference to Section 9.0 is incorrect	Section 4.9	25. The reference to Section 9.0 has been corrected to read: "As set out in Section 10.0 of this ToR....".
	26. Bullet 4.10 a) Reference to Section 7.2 is incorrect	Section 4.10	26. The reference to Section 7.2 has been corrected to read: "...as described in Section 8.2 of this ToR..."
	27. The ToR, in accordance with the Code of Practice, should identify the alternative methods to be examined at the EA stage.	Section 5.0	27. The alternative methods that will be addressed in the EA are listed in the first paragraph of Section 5.0. No change to Draft ToR required.

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<i>Source</i>	<i>Comment</i>	<i>ToR Reference</i>	<i>Proponent Response</i>
	28. Expand on the preliminary evaluation criteria that are listed, give definition and the rationale behind them. For example potential data sources, criteria indicators and the potential environmental effects should be part of the evaluation of criteria	Section 5.0	28. Section " 5.0 ALTERNATIVE METHODS " has been amended to include additional information on the process to be used to evaluate Alternative Methods (i.e. the engineering design of the proposed expansion). It must be recognized that landfill design is primarily an engineering exercise based on current industry standards and best practices, compliance with Provincial landfill design regulations and technical, operational and financial feasibility. That said, the EA will include a simple comparative evaluation of Alternative Methods to ensure that the preferred design of the expansion is the one having the fewest adverse effects on the environmental elements indicated.
	29. Provide the proposed evaluation methodology that will be used in the EA. What method will be used, how it will be conducted, etc., this is to show how you determine the preferred alternative.	Section 5.0	29. See Response 28, above.
	30. Specific information about criteria, indicators and methods should be given in the ToR to ensure understanding by reviewers.	Section 5.0	30. See Response 28, above.
	31. Expand on potential data sources for the criteria and indicators as well as a preliminary list of studies for the EA process. If there are any secondary resources provide a reference to them so that they are traceable. Include completed studies in an Appendix attached to the ToR.	Section 5.0	31. See Response 28, above.
	32. Elements of the existing environment (i.e. heritage, archaeology, soils etc.) should be discussed in more detail. Include maps and photos that show the existing landfill, waste diversion facilities and ancillary facilities (buffer zones, internal roads, etc.) and on the proposed site.	Section 6.0	32. A new " FIGURE 3 EXISTING SITE STUDY AREA CONDITIONS " has been added to the ToR and referenced throughout the text, where appropriate.
	33. Page 10, second paragraph should be revised to "the Site Study Area which includes..."	Section 6.0	33. Comment noted and wording changed to read: "The Site Study Area, which includes..."
	34. Page 11, reference to Section 6.1 is incorrect.	Section 6.0	34. Comment noted and wording corrected to read: "...as described in Section 4.1, above".
	35. In the first paragraph include a statement that this is a preliminary description of the environment and note that a more detailed description will be in the EA. Include a statement that states the actual determination of environmental effects for each subject area and the actions necessary to manage any effects will be in the EA.	Section 7.0	35. Comment noted. A new second paragraph has been added to Section 7.0 to read: "The following is a preliminary description of the existing environment in the Site and Local Study Areas. A more detailed description based on studies to be completed will be provided in the EA. Similarly, environmental effects, and means of managing/mitigating such effects, for each subject area will be determined as part of the EA and included in the EA Report".
	36. Define the abbreviations NST and OBM	Section 7.0	36. Comment noted. Sentence has been changed to read: "...National Topographic Series maps and Ontario Base Mapping...."
	37. In accordance with the Code of Practice, a more detailed description of the tools to be used to fully describe the environment in the EA (i.e. studies, tests, maps, etc.).	Section 7.0	37. Paragraph 1 of Section 7.0 provides several examples of the tools that will be used to describe the environment. No change to Draft ToR required.
	38. Include a preliminary list of studies to describe the existing environment. If they are secondary resource studies then this must be clearly stated and attached as an Appendix in the ToR.	Section 7.0	38. Paragraph 2 and the ensuing description of study areas in Section 7.1 and 7.2, provide sufficient information about how each area will be described. No change to Draft ToR required.

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<i>Source</i>	<i>Comment</i>	<i>ToR Reference</i>	<i>Proponent Response</i>
	39. Group subject areas under headings 7.1 Site Study Area 7.1.1 Natural Environment 7.1.1.1 Geology/hydrogeology 7.1.1.2 Surface Water 7.1.1.3 Biology 7.1.1.4 Air Quality	Section 7.0	39. Comment noted but prefer to leave listing as is. No change to Draft ToR required.
	40. Where possible expand on preliminary descriptions to ensure understanding by reviewers.	Section 7.0	40. The descriptions as presented are expanded versions of those included in the Green Lane and French River ToR, both of which were approved by the Minister upon the advice of EAAB staff. We believe they will be sufficient for most reviewers to understand what will be included in the description of the environment and potential effects. No change to Draft ToR required.
	41. Provide maps and figures to supplement the information in Section 7.0 (i.e. Section 7.1.2 and Section 7.1.3 could use a detailed map).	Section 7.0	41. A new "FIGURE 3 EXISTING SITE CONDITIONS" has been added to the ToR and referenced throughout the text, where appropriate.
	42. Page 14, reference to Section 6.1.1 is incorrect	Section 7.2.1	42. The reference to Section 6.1.1 has been corrected to read: "...as noted in Section 7.1.1, above..."
	43. Page 15, references (2) to Section 6.1.2 are incorrect	Section 7.2.2	43. The references to Section 6.1.2 have been corrected to read: "...as noted in Section 7.1.2, above..."
	44. Section 8.2 a) In accordance with Section 4.1 when will consultation on "Alternative Methods" occur? Include a description of key decision-making milestones and how the consultation plan is designed to inform them. b) Provide an up-to-date list of contacts identified to date for EA consultation including all stakeholders and GRT members. c) Provide a statement that indicates Aboriginal communities will receive a copy of the draft EA for review and a list of these communities. d) In addition to a separate record of consultation, the EA report itself should include a summary of the consultation that occurred during the development of the EA. It should include: <ul style="list-style-type: none"> • Describe the consultation activities that took place; • Identify all persons consulted during the preparation of the environmental assessment and how they were notified; • Describe how interested Aboriginal communities were identified and how they were consulted; • Clearly and accurately summarize the comments and concerns raised during the consultation activities and during the preparation of the environmental assessment; • Describe the proponent's response to comments and how concerns were considered in the preparation of the environmental assessment • Describe any outstanding concerns. 	Section 8.2	44. (a). 8.2 - 2 (re: EA PIOH #1) has been amended to read: "...will include, but not be limited to: the description of the existing environment; a description of draft Alternative Methods (including evaluation criteria)...." (b). See response # 45, below. (c). See response # 45, below. (d). See response # 45, below

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<i>Source</i>	<i>Comment</i>	<i>ToR Reference</i>	<i>Proponent Response</i>
	45. Page 25, bullet 5 – In addition to a separate record of consultation, the EA report itself should contain a summary of the consultation that was undertaken during the development/preparation of the EA.	Section 9.0	45. Comment noted. The following wording has been added to Section 8.2.10: "A summary of the consultation that was undertaken during the EA will be included in the EA Report. The summary will include the following: <ul style="list-style-type: none"> • A description of the consultation activities that took place; • Identification of all persons consulted during the preparation of the environmental assessment and how they were notified; • A description of how interested Aboriginal communities were identified and how they were consulted; • A summary of the comments and concerns raised during the consultation activities and during the preparation of the environmental assessment; • A description of the proponent's response to comments and how concerns were considered in the preparation of the environmental assessment • A description of any outstanding concerns."
	46. Page 25 Bullet3 – in the EA, the environmental effects and the advantages and disadvantages to the environment should be assessed for all alternatives under consideration and not just the undertaking. It is also recommended that the ToR define the term 'net effects'.	Section 9.0	46. Comment noted. Bullet # 3 has been re-worded to read: "Identification of potential effects, mitigation measures and net effects of the alternative methods, including a statement of advantages and disadvantages to the environment for each. Net effects are those effects that may remain after application of mitigation measures".
	47. First sentence of the first paragraph should be revised accordingly: " A strategy and schedule for completing an EA Monitoring Plan will be..."	Section 10	47. Sentence revised as suggested.
	48. Add a section on EA Commitments <ul style="list-style-type: none"> • In accordance with the Code of Practice, this includes a statement that the EA will include a comprehensive list of commitments made by the proponent during the ToR process, and where or how they have been dealt with in the EA. • In accordance with the Code of Practice, a commitment should also be made in the ToR to include in the EA a comprehensive list of commitments made by the proponent during the preparation of the EA. These include all commitments relating to: a) Impact management measures (such as mitigation measures); b) Additional works and studies to be carried out; c) Monitoring; d) Public consultation and contingency planning; e) Documentation and correspondence. 	Section 10	48. Section " 10.0 EA MONITORING " has been amended to reflect the suggested wording.
	49. Include a statement that commits to providing and finalizing a list of the other approval required at the EA stage.	Section 11.0	49. No other approvals are required "at the EA stage". Indeed, MOE cannot, by law, issue an approval (e.g. EPA, OWRA) until the requirements of the EA Act have been met. The "other approvals" listed are all subsequent to, or as a condition of the Minister's approval of, the EA. In recognition of the comments of the Canadian Environmental Assessment Agency (see item 88, below) Section " 11.0 OTHER APPROVALS ", has been amended to add a section regarding the <i>Canadian Environmental Assessment Act</i> and the potential for a co-ordinated federal-provincial EA process should CEAA be triggered by some aspect of the proposed undertaking.
	50. First sentence of the first paragraph should be revised accordingly; " If approved by the Minister... "	Section 12.0	50. Sentence revised as suggested.
	51. Bullet 1 should say "...the nature and magnitude of potential positive and negative environmental effects are fully and accurately identified."	Section 12.0	51. Sentence revised as suggested.

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<i>Source</i>	<i>Comment</i>	<i>ToR Reference</i>	<i>Proponent Response</i>
	52. References to Section 7.0 are incorrect.	Section 12.0	52. References correctly read "Section 6.0"
MOE, EAAB, Senior Waste Engineer Lynda Mulcahy	53. Address specific effects of existing landfill and use to improve conditions on proposed. Landfill needs to meet O.Reg. 232/98 including detailed hydrogeological and surface water assessments, and anticipated leachate quality and quantity.	Section 4.0	53. New sub-section 4.2 added to read: "4.2 The EA will address how each 'Alternative Method' will conform to the requirements of O.R. 232/98 and related MOE landfill design guidelines".
	54. Contradictory soil description of site. Section 6.0 states there is no soil and Section 7.1.1 states the soils are native clay-silt till overburden overlying sedimentary bedrock. If expansion site has disturbed or removed natural soils then that should be described and accounted for in the site design.	N/A	54. Contradictions eliminated.
MOE, EAAB, Senior Water Engineer Stefanos Habtom	55. Draft ToR is acceptable with respect to the mandate of the Wastewater Unit, EAAB, under the Ontario Water Resources Act (OWRA).	N/A	55. N/A
MOE, EAAB, Director Victor Low	56. Noise impacts were not addressed	N/A	56. The ToR clearly indicates [Section 7.1.5 (Site Study Area) and 7.2.10 (Local Study Area)] that "Air Quality/Noise will be addressed in the EA. No change to Draft ToR required.
MOE, Air, Pesticides and Environmental Planning (APEP)	57. It could be argued that the land acquisition has placed significant weight on particular options prior to the outcome of the process and that this could be interpreted as a precedent for future EAs. This should be noted to the proponent to ensure that the acquisition of additional land and related option(s) are not unduly weighted, so that a robust evaluation of the options can take place through the EA process.	N/A	57. See comment # 17, above. In that this ToR, and the EA that will be prepared in conformity with it, are "focused" (i.e. they do not include the identification and evaluation of "Alternatives To") the acquisition of the land for a proposed expansion area in the Site Study Area (see Figure 3) is not prejudicial. As also noted in response # 17, the EA will include, as part of the background/context for the EA, a discussion of why the expansion of the existing Site was chosen as the preferred option for disposal of the Town's post-diversion municipal solid waste. No change to Draft ToR required.
	58. The ToR should elaborate on the relationship between the land use compatibility policies of the PPS and MoE's Land Use Planning Guideline D-4 involving periphery zone impacts in context with the Official plan.	N/A	58. Section "7.2.6 LAND USE" has been amended to indicate that the EA will include a consideration of land use compatibility, in reference to Provincial guidelines such as MOE's Land Use Planning Guideline D-4 and the PPS. Section "7.1.4 PROVINCIAL POLICY STATEMENT" indicates that the proposed undertaking will be reviewed in the context of the policies contained in the Provincial Policy Statement (2005) (PPS) to ensure that it is consistent with the PPS.
	59. The proponent should identify the government approvals and permissions that are known to be required (Provincial, Federal, municipal, conservation auth. etc.) and acknowledge any impacts they may have on the selection process.	11.0	59. Section "11.0 OTHER APPROVALS" has been amended by the provision of examples of approvals normally associated with the statutes listed. The items provided are examples and there may be others under each statute.
	60. The prospect of receiving waste from sources beyond the municipal boundaries should be documented and evaluated.	N/A	60. It is not the intention of the Town to receive waste from beyond the boundaries of the Town. The EA is for the expansion of the Site's capacity for the 40-year planning period, representing an estimated quantity of waste based on population growth scenarios for the Town. The EA must, therefore, reflect that intent and cannot arbitrarily include some unknown external quantities of waste. Should the Town decide, at some point in the future, that it wishes to receive waste from external sources it will have to comply with EA Act and EPA (e.g. Service Area) approvals at that time. No change to Draft ToR required.

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<i>Source</i>	<i>Comment</i>	<i>ToR Reference</i>	<i>Proponent Response</i>
	61. What are the extensive measurements that were taken in the past? More detail on which species were examined, which techniques were used and how often were they taken.	Section 7.1.5	61. As noted in Section 3.0 of the ToR the St. Marys Landfill Site has operated since 1984 (26 years). During that time the Site has been the subject of annual monitoring and one or more CofA amendment applications, which required supporting air, surface water, groundwater and design & operations documentation. Data and other information from that documentation will be referenced, as required, during the EA. No change to Draft ToR required.
	62. The town of St. Mary's will likely increase in size and produce more waste in the coming years and proponents should not presume that an increase in landfill size will not create additional effects. Present air results for increased growth.		62. Air quality/noise assessment (as well as assessments for the other environmental components) will be carried out for the 40-year planning period and the waste quantities projected for that period. No change to Draft ToR required.
	63. More detail on how air quality conditions and effects will be assessed. Model future emissions on worst case scenario.	Section 7.2.10	63. See response # 62, above. Air modeling and detailed air/noise assessments will be completed, as required, in compliance with EPA Section 9 approvals requirements.
	64. The following substances should be monitored: Carbon Tetrachloride, Trichloroethene, Chloroform, 1,1,1 - Trichloroethene, 1,2-Dichloroethene, Vinyl Chloride, Ethylene Dibromide, Vinylidene Chloride, Ethylene dichloride, Total NMOCs, Methylene Chloride, Total Suspended Particulate, and Perchloroethene as well as fine particulate.		64. These monitoring parameters do not belong in a ToR. They will be addressed in the Hydrogeologic Assessment Report and Design and Operations Plan that will be prepared in support of the CofA amendment application following EA approval. No change to Draft ToR required.
MOE, Southwestern Region, Hydrogeologist Mark Harris	65. <ol style="list-style-type: none">1. Little information on local hydrogeologic setting or potential environmental effects to ground water. And under Code of Practices a general description is needed.2. No description of impacts from existing landfill to help guide studies for the EA.3. Consideration should be made to the long term impacts/contamination of the underlying bedrock aquifer and studies should reflect this.4. How does the proponent plan to meet the Reasonable Use Guideline which will be part of the EA outcome.5. ToR does not identify the type of ground water protection strategy to be employed at the site (i.e. natural attenuation etc.).6. An overview of planned additions to the monitoring strategy would have been helpful. A planned scope of additional investigations but it is recognized that more detailed information may be outside the requirements of a ToR.		65.
Jack Colonnello	66. Need to properly classify watercourse on Site and whether it is a fish habitat. Is there any fish migration? Monitoring should be done during high flows.		66.
	67. The ToR needs to address the increased landfill impacts on watercourse and list all the alternatives/mitigating measures to prevent this.		67.
	68. Need to refer to Landfill Standards, A guideline on the Regulatory and Approval Requirements for New or Expanding Landfilling Sites. If relocating the watercourse then the following statutes need to be referred to: Federal Fisheries Act; Lakes and Rivers Improvement Act; Public Lands Act; and the Drainage Act.	Page 28	68.
Ministry of Aboriginal Affairs	69. MAA is not the approval or regulatory authority for this project. Contacts for local First Nation and Metis communities and Federal agencies were attached.	N/A	69. No change to Draft ToR required.
Ministry of Energy and Infrastructure	70. Do not intend to be involved.	N/A	70. No change to Draft ToR required.

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<i>Source</i>	<i>Comment</i>		<i>ToR Reference</i>	<i>Proponent Response</i>	
Ministry of Culture	71.	No response.	N/A	71.	No change to Draft ToR required.
Ministry of Agriculture, Food & Rural Affairs.	72.	No response.	N/A	72.	No change to Draft ToR required.
Ministry of municipal Affairs & Housing	73.	No response.	N/A	73.	No change to Draft ToR required.
FEDERAL AGENCIES					
Department of Fisheries and Oceans Canada (DFO)	74.	No response.	N/A	74.	No change to Draft ToR required.
Transport Canada (TC)	75.	No response.	N/A	75.	No change to Draft ToR required.
Environment Canada	76.	No Comments	N/A	76.	No change to Draft ToR required.
Canadian National Railway (CNR)	77.	No response.	N/A	77.	No change to Draft ToR required.
Canadian Environmental Assessment Agency (CEAA)	78.	Letter dated September 7, 2010, from Manirul Islam. Suggest that the ToR contain a section on federal environmental assessment (EA) requirements and another on federal provincial coordination.	N/A	78.	Text added to " 11.0 OTHER APPROVALS " re: federal environmental assessment (EA) requirements and federal provincial coordination.
Parks Canada (Georgian Bay Islands National Park)	79.	No response.	N/A	79.	No change to Draft ToR required.
Indian and Northern Affairs Canada (INAC)	80.	Recommends contacting legal counsel due to various claims currently in court near the study area. Also to contact reserves in the area.		80.	As noted in Section 8.2 the EA will include consultation with INAC, MAA and Aboriginal groups, including the 10 First Nations and two Métis Nation groups listed in items 81 - 92, below. That consultation will seek to address current land claims in the area of the Site. No change to Draft ToR required.
ABORIGINAL GROUPS					
Chippewas of Walpole Island First Nation	81.	No response.	N/A	81.	As noted in Section 8.2 the First Nation will be consulted during preparation of the EA. No change to Draft ToR required.
Chippewas of the Thames First Nation	82.	No response.	N/A	82.	As noted in Section 8.2 the First Nation will be consulted during preparation of the EA. No change to Draft ToR required.
Windsor-Essex Metis Council	83.	No response.	N/A	83.	As noted in Section 8.2 the Métis Nation will be consulted during preparation of the EA. No change to Draft ToR required.
Metis Nation of Ontario	84.	No response.	N/A	84.	As noted in Section 8.2 the Métis Nation will be consulted during preparation of the EA. No change to Draft ToR required.
Six Nations of the Grand River Territory	85.	No response.	N/A	85.	As noted in Section 8.2 the First Nation will be consulted during preparation of the EA. No change to Draft ToR required.
Munsee-Delaware First Nation	86.	No response.	N/A	86.	As noted in Section 8.2 the First Nation will be consulted during preparation of the EA. No change to Draft ToR required.

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<i>Source</i>	<i>Comment</i>		<i>ToR Reference</i>	<i>Proponent Response</i>	
Chippewas of Kettle and Stoney Point First Nation	87.	No response.	N/A	87.	As noted in Section 8.2 the First Nation will be consulted during preparation of the EA. No change to Draft ToR required.
Moravian of the Thames Delaware Nation	88.	No response.	N/A	88.	As noted in Section 8.2 the First Nation will be consulted during preparation of the EA. No change to Draft ToR required.
Chippewas of Sarnia 45 First Nation	89.	No response.	N/A	89.	As noted in Section 8.2 the First Nation will be consulted during preparation of the EA. No change to Draft ToR required.
Mississauga's of New Credit First Nation	90.	No response.	N/A	90.	As noted in Section 8.2 the First Nation will be consulted during preparation of the EA. No change to Draft ToR required.
Oneida Nation of the Thames	91.	No response.	N/A	91.	As noted in Section 8.2 the First Nation will be consulted during preparation of the EA. No change to Draft ToR required.
Caldwell First Nation	92.	No response.	N/A	92.	As noted in Section 8.2 the First Nation will be consulted during preparation of the EA. No change to Draft ToR required.
LOCAL MUNICIPALITIES AND AGENCIES					
County of Perth	93.	No response.	N/A	93.	No change to Draft ToR required.
St. Marys Fire Department	94.	No response.	N/A	94.	No change to Draft ToR required.
Avon Maitland District School Board	95.	No response.	N/A	95.	No change to Draft ToR required.
Huron-Perth Catholic District School Board	96.	Not interested in further consultation.	N/A	96.	No change to Draft ToR required.