

February 3, 2023

File No. BCOS

Tyler Kelly, Senior Environmental Officer/Provincial Officer
Drinking Water and Environmental Compliance Division
Ministry of the Environment, Conservation and Parks
119 King Street West, 9th Floor
Hamilton, Ontario,
L8P 4Y7

RE: Burlington Street Spill, Provincial Officer's Order Number 1-142403769

Dear Mr. Kelly,

The MECP issued Provincial Officer's Order Number 1-142403769 on January 18, 2023 to the City of Hamilton (the Order) under the authority of *the Environmental Protection Act (EPA)*, and the *Ontario Water Resources Act (OWRA)*.

This letter is being provided as the City's submission respecting the Order Items #1 and #2.

Item #1 of the Order required the City to:

Compliance Due Date: 02/06/2023

Retain the services of a Qualified Person(s) that has experience and qualifications with the following order items.

Item #2 of the Order required the City to:

Compliance Due Date: 02/06/2023

Submit to the undersigned Provincial Officer written confirmation that the Qualified Person(s) has been retained to carry out the work specified in this Order, that a copy of the Order has been given to the Qualified Person(s) and that the Qualified Person(s) has the experience and qualifications to carry out the work.

Joanne Di Caro, Independent Consultant is in the process of being retained by the City to complete Item #3 of the Order. Ms. Di Caro was the Manager of Toronto's Sewer and Water Bylaw compliance and enforcement teams and helped develop and implement the Outfall Monitoring Program (Design, Implementation & Operations) of the City of Toronto for 15 years. Please find attached the Bio for Joanne Di Caro. Additionally, on February 1, 2023, Hamilton Water met with Lawson Oates, Diane Sertic and David Trieu from the City of Toronto who currently maintain the program and will be sharing information as the City of Hamilton develops our sampling program to identify unauthorized discharges of untreated sewage within the City of Hamilton storm and combined sewer system that discharges or potentially discharges to the Natural Environment.

Stantec Consulting has been retained by the City to complete Item #5 of the Order. Stantec was selected by the City based on their familiarity and knowledge of the City of Hamilton's separated and combined sewer systems, through current and past projects such as the Hamilton Real Time Control (RTC), Hamilton Pollution Prevention and Control Plan Update (PPCP), and the Hamilton Combined Sewer Overflow (CSO) flow monitoring program. In addition, Stantec will leverage their corporate experience with other Ontario and Canadian

municipalities managing combined sewer overflows, cross connection programs, and the prevention of unauthorized sewage discharges. Specific subject matter experts that will be included on the Stantec team include Adrien Comeau, M.Eng., P.Eng. (33 years' industry experience), Gerry Bauer, P.Eng. (41 years' industry experience), and Mike Kocher, P.Eng. (15 years' industry experience).

In response to Item #7 of the Order, Hamilton Water staff will be updating the City's programs and processes for identifying Spill(s) and unauthorized discharges of untreated sewage within the City of Hamilton sewer system, including the program enhancements identified in the Items above. Operating procedures, guidance documents or reports will be created, updated, distributed and retained in accordance with the Document Control and Record Control procedures of the City of Hamilton Wastewater Quality Management System (WWQMS). Staff will be trained on the new or revised procedures and processes.

Should you have any questions regarding this submission, please contact me directly.

Sincerely,

Susan Girt

Susan Girt
Manager, Compliance & Regulations
Hamilton Water

Copy to:

S. Burt, MECP District Manager, Hamilton District Office
E. Chee Sing, MECP, Water Compliance Supervisor
C. Khan, General Manager Public Works
N. Winters, Director Hamilton Water
S. McCauley, Director Water and Wastewater Operations
M. Bainbridge, Director Water and Wastewater Planning & Capital
C. Vanderperk, Director Watershed Management