

Appendix K

Agency and Public Correspondence

A1

From: Xu, Heli <Heli.Xu@hamilton.ca>

Sent: August 27, 2026 10:37 AM

To: Del Villar Cuicas, Joan (MECP) <Joan.DelVillarCuicas@ontario.ca>

Cc: Kuan, Shelley <shelley.kuan@arcadis.com>; Kacker, Trupti <Trupti.Kacker@hamilton.ca>; Katy.Potter@ontario.ca; Day, Sarah (MECP) <Sarah.Day@ontario.ca>; Caterini, Gabriela <Gabriela.Caterini@hamilton.ca>; Mazzuca, Marco (MECP) <Marco.Mazzuca@ontario.ca>; udo.ehrenberg <udo.ehrenberg@hamilton.ca>; eanotification.wcregion@ontario.ca; Polonsky, Loren <loren.polonsky@arcadis.com>

Subject: Re: Hamilton Main and Whitney (HD17A) WPS Class EA – Draft Project File Report

Hi Joan,

I am Heli Xu, the City's Alternative Project Manager, supporting Udo Ehrenberg on this project.

The City of Hamilton has completed a Municipal Class Environmental Assessment for a new pumping station to replace the existing Main Street & Whitney Avenue (Main & Whitney, HD17A) Water Pumping Station.

Attached is the Notice of Study Completion. Also attached are our responses to comments from the Ministry of the Environment, Conservation and Parks (MECP) on the draft Project File Report.

The Final Project File Report is available for public review on the project website during the Notice of Study Completion comment period at:

www.hamilton.ca/mainwhitneystationea

If you have any questions or comments, please contact me or Udo. Thank you.

Heli Xu

(Acting) Senior Project Manager-Water & Wastewater Planning

Water & Wastewater Systems Planning

Hamilton Water

Public Works

905-546-2424 ext. 1267





City of Hamilton
Hamilton Water, Public Works Department
100 King St 9th Floor, Hamilton, Ontario, L8P 1A2

Sent by email

August 27, 2026

Joan Del Villar C
Regional Environmental Planner – West Central Region
Ministry of the Environment, Conservation and Parks
Joan.delvillarcuicas@ontario.ca

NOTICE OF STUDY COMPLETION AND PUBLIC REVIEW PERIOD

Main & Whitney (HD17A) Water Pumping Station and Conceptual Design
Municipal Class Environmental Assessment

Enclosed for your information please find the Notice of Study Completion for Main & Whitney (HD17A) Water Pumping Station (WPS) and Conceptual Design Municipal Class Environmental Assessment.

This notice, as well as other related documents, can be found on the City of Hamilton's project website at www.hamilton.ca/mainwhitneystationea.

The City of Hamilton collects information under authority of Sections 10 and 227 of the *Municipal Act, 2001*, the Canadian Environmental Assessment Act, 2012, the Environmental Assessment Act, 2024, and the Canadian Environmental Protection Act, 1999. Any personal information collected for the Main & Whitney (HD17A) Water Pumping Station and Conceptual Design Municipal Class Environmental Assessment (EA) study will be used to enable public participation, enhance transparency, and inform decision-making regarding potential project impacts. This information ensures that views from the public, stakeholders, and Indigenous groups are accounted for in the evaluation of a project's environmental effects.

Please be advised that the information will also be shared with the project's consultant to support public consultation. All personal information will be redacted from documents prior to publishing the Municipal Class EA Environmental Study Report online in accordance with MFIPPA. By providing your contact information, you are consenting to receiving communications from the City of Hamilton and/or their agents/contractors/consultants for public participation, enhanced transparency, and regulatory review so stakeholders can be engaged during the decision-making process. Questions about the collection of this personal information can be directed to the Project Manager.

Thank you for providing comments on June 30, 2026, regarding the Draft Project File Report for the City's Main & Whitney (HD17A) WPS Municipal Class EA. The MECP comments have been incorporated into the Final Project File Report, as summarized below:

- The Provincial Planning Statement (2024) has been incorporated, and Section 3 – Planning Context has been updated accordingly in the Final Project File Report.
- Stakeholders potentially affected by the preferred alternative (Site 6), including White Chapel Memorial Gardens Cemetery, were contacted via regular mail, registered mail, and follow-up telephone calls. Supporting documentation is provided in the “Kitchen Table Meeting” subsection of Section 7.5 and in Appendices J and M of both the Draft and Final Project File Report.
- Our project team will continue to apply a similar approach to “Kitchen Table Meeting” consultation, including the distribution of the Notice of Study Completion by mail and follow-up telephone calls to notify the potentially affected stakeholders.

The Final Project File Report will be available for review on the project's website at www.hamilton.ca/mainwhitneystationea during the Notice of Study Completion comment period. If you have any further technical comments or concerns regarding the outcome of the project, please contact the undersigned.

Yours truly,

Heli Xu

Senior Project Manager
Water & Wastewater Systems Planning Section
Hamilton Water Division
Public Works, City of Hamilton
Email: Heli.Xu@hamilton.ca
Phone: 905-546-2424, extension 1267

Cc:

- Ministry's West Central Region EA notification (eanotification.wcregion@ontario.ca), MECP
- Katy Potter, Supervisor, Environmental Assessment Services, MECP
- Sarah Day, Issues Project Coordinator, Hamilton District Office, MECP
- Marco Mazzuca, MECP
- Udo Ehrenberg, Senior Project Manager, Water Planning, City of Hamilton
- Gabriela Caterini, Water & Wastewater Systems Planning, City of Hamilton
- Shelley Kuan, Project Manager, Arcadis Professional Services (Canada) Inc.
- Loren Polonsky, Public Facilitator and Class EA Planner, Arcadis Professional Services (Canada) Inc.

Enclosure: Notice of Study Completion and Public Review Period



NOTICE OF STUDY COMPLETION AND PUBLIC REVIEW PERIOD

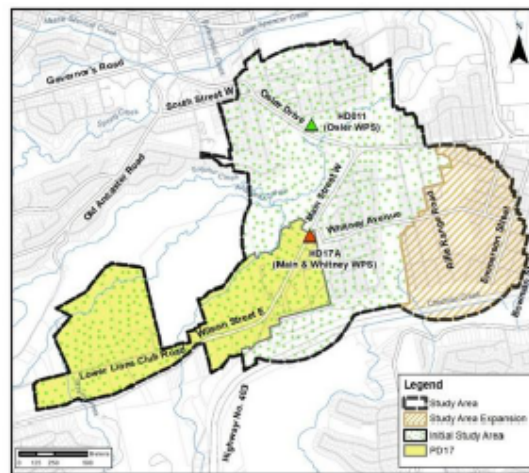
Main & Whitney (HD17A) Water Pumping Station and Conceptual Design Municipal Class Environmental Assessment

THE STUDY AND PROCESS

The City of Hamilton has completed a Municipal Class Environmental Assessment (MCEA) for a new Water Pumping Station (WPS) to provide long-term water servicing to customers within the Pressure District (PD) 17 and to enhance water system security and reliability. This area is currently supplied by the existing HD17A WPS (Main and Whitney), located at Main Street West and Whitney Avenue. The existing HD17A WPS is a below-grade facility, has exceeded its recommended useful life, and now requires substantial rehabilitation.

This study was carried out as a Schedule 'B' project in accordance with the MCEA, (2000, as amended February 2024). Phase 1 and Phase 2 of the process have been completed.

The preferred solution is to construct a new Water Pumping Station (WPS) at 1845 Main Street West, adjacent to the existing HD17A WPS. Once the new WPS is commissioned, the existing HD17A WPS will be decommissioned.



PUBLIC REVIEW PERIOD

The Municipal Class EA Environmental Study Report documenting the planning process undertaken will be available for public and agency review for a 45-day period from September 15, 2026, to October 30, 2026. The Environmental Study Report is available for public review online at www.hamilton.ca/mainwhitnevstationea as well as at the following locations:

1. Dundas Municipal Service Centre at 60 Main Street, Dundas ON L9H 0B7, Tel: 905-546-2489
2. Hamilton Public Library - Westdale Branch at 955 King Street West, Hamilton ON L8S 1K9, Tel: 905-546-3200
3. Municipal Clerk's Office, City Hall, 1st Floor, 71 Main Street West, Hamilton, ON L8P 4Y5

Subject to the comments received as a result of this notice, the City of Hamilton intends to proceed with the implementation of the recommendations included in the Environmental Study Report. If, after reading the Environmental Study Report, you have any questions or concerns, please contact:

Heli Xu

Senior Project Manager
City of Hamilton
Phone: 905-546-2424 ext. 1267
Email: Heli.Xu@hamilton.ca

Shelley Kuan, P. Eng.

Project Manager
Arcadis Professional Services (Canada) Inc.
Phone: 905-763-2322
Email: Shelley.Kuan@arcadis.com

Udo Ehrenberg, P. Eng

Senior Project Manager
City of Hamilton
Phone: 905-973-3258
Email: Udo.Ehrenberg@hamilton.ca

Loren Polonsky, MUP

Public Facilitator and Class EA Planner
Arcadis Professional Services (Canada) Inc.
Phone: 416-596-1930
Email: Loren.Polonsky@arcadis.com



If you have any accessibility requirements in order to be able to comment on the above report, please contact the Project Manager as soon as possible.

In addition, a request may be made to the Ministry of the Environment, Conservation and Parks (MECP) for an order requiring a higher level of study (i.e., requiring an individual/comprehensive EA approval before being able to proceed), or that conditions be imposed (e.g., require further studies), only on the grounds that the requested order may prevent, mitigate, or remedy adverse impacts on constitutionally protected Aboriginal and treaty rights. Requests on other grounds will not be considered. Requests should include the requester contact information and full name for the ministry.

Requests should specify what kind of order is being requested (request for additional conditions or a request for an individual/comprehensive environmental assessment), how an order may prevent, mitigate, or remedy those potential adverse impacts on Aboriginal and treaty rights, and any information in support of the statements in the request. This will ensure that the ministry is able to efficiently begin reviewing the request. The request should be sent in writing or by email to:

Minister of the Environment, Conservation and Parks
Ministry of Environment, Conservation and Parks
777 Bay Street, 5th Floor
Toronto, ON, M7A 2J3
Email: Minister.mecp@ontario.ca

Director, Environmental Assessment Branch
Ministry of Environment, Conservation and Parks
135 St. Clair Avenue West, 1st Floor
Toronto, ON, M4V 1P5
Email: EABDirector@ontario.ca

Requests must be received by the Minister of the Environment, Conservation and Parks by **October 30, 2026**. A copy of the request must also be sent to the City of Hamilton by email (please see above for contact) or by mail, to the attention of the City's Project Manager at 100 King Street West, 9th Floor, Hamilton, ON L8P 1A2. If there is no request received by **October 30, 2026**, the new Water Pumping Station will proceed to design and construction as presented in the planning documentation.

Please visit <https://www.ontario.ca/page/class-environmental-assessments-section-16-order> for more information on requests for orders under section 16 of the Environmental Assessment Act.

All personal information included in your request to MECP such as name, address, telephone number and property location is collected under the authority of section 30 of the Environmental Assessment Act, R.S.O. 1990, c. E.18, and will be used to create a record that is available to the public unless you request that your personal information remain confidential.

Information will be collected in accordance with the Municipal Freedom of Information and Protection of Privacy Act. With the exception of personal information, all comments will become part of the public record.

This Notice was published in the Hamilton Spectator on September 17, 2026, and September 24, 2026.

From: Xu, Heli <Heli.Xu@hamilton.ca>
Sent: July 14, 2026 8:42 AM
To: Del Villar Cuicas, Joan (MECP) <Joan.DelVillarCuicas@ontario.ca>; Ehrenberg, Udo <Udo.Ehrenberg@hamilton.ca>
Cc: Kuan, Shelley <shelley.kuan@arcadis.com>; Kacker, Trupti <Trupti.Kacker@hamilton.ca>; Katy.Potter@ontario.ca <Katy.Potter@ontario.ca>; Day, Sarah (MECP) <Sarah.Day@ontario.ca>; Abdelaal, Ahmed <Ahmed.Abdelaal@hamilton.ca>; Caterini, Gabriela <Gabriela.Caterini@hamilton.ca>; Mazzuca, Marco (MECP) <Marco.Mazzuca@ontario.ca>
Subject: Re: Hamilton Main and Whitney (HD17A) WPS Class EA – Draft Project File Report

Hi Joan,

Thank you for your email. The project team will review the comments and incorporate them into the Final Project File Report.

Heli Xu

(Acting) Senior Project Manager-Water & Wastewater Planning

Water & Wastewater Systems Planning
Hamilton Water
Public Works
905-546-2424 ext. 1267



From: EA Notices to WRegion (MECP) <eanotification.wcregion@ontario.ca>
Sent: June 30, 2026 11:35 AM
To: Ehrenberg, Udo <Udo.Ehrenberg@hamilton.ca>
Cc: Mazzuca, Marco (MECP) <Marco.Mazzuca@ontario.ca>
Subject: RE: Hamilton Main and Whitney (HD17A) WPS Class EA – Draft Project File Report

Good morning,

Thank you for circulating the Draft Project File Report for the City's Main and Whitney (HD17A) WPS Class EA. Please see below MECP's comments for your consideration:

1. The *Provincial Policy Statement (2020)* and *A Place to Grow: Growth Plan for the Greater Golden Horseshoe* have been replaced by the *Provincial Planning Statement (2024)*. Section 3 – *Planning Context* should be updated accordingly.
2. The report indicates that indirect adverse impacts related to construction vibrations are possible, given the presence of gravestones within 50 m of the proposed work area, and that these impacts are expected to be limited in magnitude and temporary in duration.
However, it does not appear that the main body of the report includes information regarding consultation with White Chapel Memorial Gardens Cemetery, nor does it clearly document engagement with potentially affected stakeholders.

It is recommended that the report be updated to include a summary of consultation undertaken with potentially impacted communities, including White Chapel Memorial Gardens Cemetery, within the main text. Additionally, copies of relevant correspondence should be included in the appendix to clearly document these interactions.

3. Please note that, due to current high-priority workload demands, we are unable to provide additional technical comments at this time. Any further technical comments will be provided during the Notice of Completion comment period.

Please let me know if you have any questions.

Regards,

Joan Del Villar Cuicas (she/her)

Regional Environmental Planner

Project Review Unit | Environmental Assessment Branch

Ontario Ministry of the Environment, Conservation and Parks

Joan.delvillarcuicas@ontario.ca | Phone: 365-889-1180

From: Ehrenberg, Udo <Udo.Ehrenberg@hamilton.ca>

Sent: June 1, 2026 01:30 PM

To: Del Villar Cuicas, Joan (MECP) <Joan.DelVillarCuicas@ontario.ca>

Cc: Kuan, Shelley <shelley.kuan@arcadis.com>; Kacker, Trupti <Trupti.Kacker@hamilton.ca>;

Katy.Potter@ontario.ca; Day, Sarah (MECP) <Sarah.Day@ontario.ca>; Abdelaal, Ahmed

<Ahmed.Abdelaal@hamilton.ca>; Caterini, Gabriela <Gabriela.Caterini@hamilton.ca>

Subject: Hamilton Main and Whitney (HD17A) WPS Class EA – Draft Project File Report

Hello Joan,

Please note that I am now serving as the project manager for this initiative, taking over from Florentin Novac, who has recently retired from the City.

As per MECP requirements, the City of Hamilton is submitting the draft Project File for the Municipal Class Environmental Assessment (EA) and Conceptual Design for the Main & Whitney (HD17A) Water Pumping Station. We kindly request the Ministry's review and comments on the document as soon as possible and preferably by Monday, June 22, 2026. You can access the report by following the link below:

[SYNC Folder Link: [Draft HD17A WPS Class EA Project File Report | Sync.com](#)]

If you have any questions, please feel free to contact us.

Thank you.

Udo

Udo Ehrenberg

Senior Project Manager, Water Planning, P.Eng.

Water & Wastewater Systems Planning Section

Hamilton Water Division

Public Works Department

100 King Street West

T: 905.973.3258



From: Del Villar Cuicas, Joan (MECP) <Joan.DelVillarCuicas@ontario.ca>
Sent: Friday, April 29, 2022 11:59 AM
To: florentin.novac@hamilton.ca; Shelley Kuan <shelley.kuan@ibigroup.com>
Cc: Potter, Katy (MECP) <Katy.Potter@ontario.ca>; Day, Sarah (MECP) <Sarah.Day@ontario.ca>
Subject: RE: Hamilton Main and Whitney (HD17A) WPS Class EA - Notice of Study Commencement and Public Information Centre No 1

Good afternoon,

Please find attached MECP's Letter of Acknowledgement and attachments in response to the Notice of Commencement for the City of Hamilton, Municipal Class EA, Schedule B for the Main & Whitney (HD17A) Water Pumping Station.

Please do not hesitate to contact me if you have any questions.

Regards,

Joan Del Villar Cuicas (she/her)
Regional Environmental Planner (A)
Project Review Unit | Environmental Assessment Branch
Ontario Ministry of the Environment, Conservation and Parks
Joan.delvillarcuicas@ontario.ca | Phone: 365-889-1180

From: Del Villar Cuicas, Joan (MECP) <Joan.DelVillarCuicas@ontario.ca>
Sent: Friday, April 29, 2022 10:36 AM
To: Novac, Florentin <Florentin.Novac@hamilton.ca>
Cc: Shelley Kuan <shelley.kuan@ibigroup.com>; Ehrenberg, Udo <Udo.Ehrenberg@hamilton.ca>
Subject: RE: Hamilton Main and Whitney (HD17A) WPS Class EA - Notice of Study Commencement and Public Information Centre No 1

Good morning Florentin,

Nice to virtually meet you. I apologize for requesting the Project Information form twice. There aren't any other MECP requirements that you would need to satisfy in relation to this undertaking at this time.

Sorry for the confusion,

Regards,

Joan Del Villar Cuicas (she/her)
Regional Environmental Planner (A)
Project Review Unit | Environmental Assessment Branch
Ontario Ministry of the Environment, Conservation and Parks
Joan.delvillarcuicas@ontario.ca | Phone: 365-889-1180

From: Novac, Florentin <Florentin.Novac@hamilton.ca>
Sent: Friday, April 29, 2022 9:52 AM
To: EA Notices to WCRegion (MECP) <eanotification.wcregion@ontario.ca>; Del Villar Cuicas, Joan (MECP) <Joan.DelVillarCuicas@ontario.ca>
Cc: Shelley Kuan <shelley.kuan@ibigroup.com>; Ehrenberg, Udo <Udo.Ehrenberg@hamilton.ca>
Subject: RE: Hamilton Main and Whitney (HD17A) WPS Class EA - Notice of Study Commencement and Public Information Centre No 1

CAUTION -- EXTERNAL E-MAIL - Do not click links or open attachments unless you recognize the sender.

Good morning, Joan:

My name is Florentin Novac and I am the PM for this project on the City side for the subject Class EA. I was away in the last few weeks and my supervisor and project sponsor, Udo Ehrenberg, filled in for me. It is my understanding that he has provided the project information in the required format (please see the attached email dated April 12, 2022). You have kindly provided the information on Indigenous Communities Udo has requested (also attached) so, yesterday, we were able to email them the Notice of Study commencement and PIC No. 1. I have attached these emails to document the correspondence exchanged in the recent past between the City and the MECP/WC Region and to facilitate the connection between Udo's project and Shelley's project, which both represent the same Class EA.

Please let me know if there are any other MECP requirements we would need to satisfy in relation to this undertaking.

Thank you very much,

Florentin

*The City of Hamilton encourages physical distancing and increased handwashing.
Learn more about the City's response to COVID-19 www.hamilton.ca/coronavirus*

Florentin Novac, M.Eng., P.Eng. (he/him)

Project Manager
Water & Wastewater Systems Planning
Public Works, Hamilton Water
City of Hamilton
(905) 546-2424 Ext.2823



From: EA Notices to WCRRegion (MECP) <eanotification.wcregion@ontario.ca>
Sent: Friday, April 29, 2022 9:08 AM
To: Shelley Kuan <shelley.kuan@ibigroup.com>
Cc: Novac, Florentin <Florentin.Novac@hamilton.ca>
Subject: RE: Hamilton Main and Whitney (HD17A) WPS Class EA - Notice of Study Commencement and Public Information Centre No 1

Good morning Shelley,

Thank you for circulating the Notice of Commencement for the Hamilton Main and Whitney (HD17A) WPS Class EA. Please provide a project information form for this project. Please see attachment for instructions how on to submit the form.

Regards,

Joan Del Villar Cuicas (she/her)
Regional Environmental Planner (A)
Project Review Unit | Environmental Assessment Branch
Ontario Ministry of the Environment, Conservation and Parks
Joan.delvillarcuicas@ontario.ca | Phone: 365-889-1180

From: Shelley Kuan <shelley.kuan@ibigroup.com>
Sent: Wednesday, April 27, 2022 10:36 PM
Cc: florentin.novac@hamilton.ca
Subject: Hamilton Main and Whitney (HD17A) WPS Class EA - Notice of Study Commencement and Public Information Centre No 1

CAUTION -- EXTERNAL E-MAIL - Do not click links or open attachments unless you recognize the sender.

Dear Sir/Madam,

The City of Hamilton has initiated a Municipal Class Environmental Assessment to develop and assess alternative solutions to replace the existing Main Street & Whitney Avenue (Main & Whitney, HD17A) Water Pumping Station (WPS).

IBI Group (IBI) is the Consultant assisting the City of Hamilton with this project. I am Shelley Kuan, the Consultant Project Manager. The City's Project Manager is Florentin Novac.

The purpose of this email is to announce the study commencement and online Public Information Centre No. 1. Project details and a key map showing the location are provided in the enclosed notice.

City of Hamilton is inviting you to participate in Public Information Centre No.1. This event will be held virtually on the City's webpage at:
www.hamilton.ca/mainwhitneystationea and will be available from **May 12, 2022** until **June 2, 2022**.

If you have any information that may assist us in the completion of the project or would like to discuss the project, please contact me or Florentin Novac at (905) 546-2424 ext. 2823 or by email at Florentin.Novac@hamilton.ca.

Thank you.

Shelley Kuan P.ENG.
Project Manager
Associate - Practice Lead, Hydraulic & Modelling

IBI GROUP

8133 Warden Ave, Unit 300
Markham ON L6G 1B3 Canada
tel +1 905 763 2322 ext 63600



NOTE: This email message/attachments may contain privileged and confidential information. If received in error, please notify the sender and delete this e-mail message.
NOTE: Ce courriel peut contenir de l'information privilégiée et confidentielle. Si vous avez reçu ce message par erreur, veuillez le mentionner immédiatement à l'expéditeur et effacer ce courriel.

From: Del Villar Cuicas, Joan (MECP) <Joan.DelVillarCuicas@ontario.ca>
Sent: April 21, 2022 3:52 PM
To: Ehrenberg, Udo <Udo.Ehrenberg@hamilton.ca>
Cc: Shelley Kuan <shelley.kuan@ibigroup.com>; Novac, Florentin <Florentin.Novac@hamilton.ca>;
MacPherson-Nemeth, Sharon <Sharon.MacPherson-Nemeth@hamilton.ca>
Subject: RE: City of Hamilton - MEA - Class EA for municipal infrastructure projects - Main & Whitney (HD17A) Water Pumping Station

Hello Udo,

Thank you for the clarification. All the Class EA notices should be submitted to the generic email as per our protocol for providing Class EA notifications to MECP (please see attachment), however other communication can be sent to me directly.

Please note upon the receiving of the commencement letter, MECP will provide the City with an acknowledgment letter that includes all MECP areas of interests and the Indigenous consultation list for this project.

Based on the location of the proposed project, the following communities have been identified as potentially interested in the project:

- Mississaugas of the Credit First Nation
- Six Nations of the Grand River (Elected Council and Haudenosaunee Confederacy Chiefs Council with a copy to Haudenosaunee Development Institute)

Below is the up-to-date contact information for each respective Indigenous community / organization identified for this project.

Regards,

Joan Del Villar Cuicas (she/her)

Regional Environmental Planner (A)

Project Review Unit | Environmental Assessment Branch

Ontario Ministry of the Environment, Conservation and Parks

Joan.delvillarcuicas@ontario.ca | Phone: 365-889-1180

Six Nations of the Grand River

Lonny C. Bomberry

Director, Lands and Resources

Six Nations of the Grand River

2498 Chiefswood Road

PO Box 5000

Ohswegen, ON N0A 1M0

A. lonnybomberry@sixnations.ca

B.

C. Robbin Vanstone, Consultation Supervisor rvanstone@sixnations.ca

Haudenosaunee Confederacy Chiefs Council

Hohahes Leroy Hill – Council Secretary

2634 Sixth Line Road, RR#2

Ohswegen, ON N0A 1M0

jocko@sixnationsns.com

Mississaugas of the Credit First Nation

Mark Laforme

Director, Department of Consultation & Accommodation

Mississaugas of the Credit First Nation

4065 Hwy 6

Hagersville, ON N0A 1H0

905-768-4260

Mark.LaForme@mncfn.ca

Haudenosaunee Development Institute

16 Sunrise Court, Suite 600

P.O. Box 714

Ohswegen, Ontario

N0A 1M0

Phone: 519-445-4222

Fax: 519-445-2389

E-mail: info@hdi.land

From: Ehrenberg, Udo <Udo.Ehrenberg@hamilton.ca>
Sent: Thursday, April 21, 2022 11:06 AM
To: EA Notices to WCRRegion (MECP) <eanotification.wcregion@ontario.ca>
Cc: Shelley Kuan <shelley.kuan@ibigroup.com>; Novac, Florentin <Florentin.Novac@hamilton.ca>; MacPherson-Nemeth, Sharon <Sharon.MacPherson-Nemeth@hamilton.ca>
Subject: RE: City of Hamilton - MEA - Class EA for municipal infrastructure projects - Main & Whitney (HD17A) Water Pumping Station

Hello Joan,
Yes, there will be but we have not issued it yet. It will be issued in the Hamilton Spectator newspaper, mail outs to Agencies and properties in the Study Area will take place, and we will have a project webpage.

We are also leveraging the Notice of Commencement communication by integrating our Notice of PIC # 1 into one document.

I'm filling in as temporary project manager for the remainder of this week. Florentin Novac is the full time project manager. Our consulting partners for this EA are IBI with Shelley Kuan as the PM.

Shelley, can you please confirm that Joan is included on our Agency Mailing List?

Joan, is the generic email address adequate for communication with you or should we add a second email address specifically for you?

Thanks, Udo

The City of Hamilton encourages physical distancing, wearing a mask in an enclosed public space, and increased handwashing. Learn more about the City's response to COVID-19 www.hamilton.ca/coronavirus.

Udo Ehrenberg

SPM Water
Public Works
Hamilton Water, City of Hamilton
(905) 973-3258 (mobile)
(905) 546-2424 Ext.2499



From: EA Notices to WCRRegion (MECP) <eanotification.wcregion@ontario.ca>
Sent: April 21, 2022 10:40 AM
To: Ehrenberg, Udo <Udo.Ehrenberg@hamilton.ca>
Subject: RE: City of Hamilton - MEA - Class EA for municipal infrastructure projects - Main & Whitney (HD17A) Water Pumping Station

Good morning Udo,
Thank you for your email. Is there a notice of commencement for this project?

Thanks, Joan

Joan Del Villar Cuicas (she/her)
Regional Environmental Planner (A)
Project Review Unit | Environmental Assessment Branch
Ontario Ministry of the Environment, Conservation and Parks
Joan.delvillarcuicas@ontario.ca | Phone: 365-889-1180

From: Ehrenberg, Udo <Udo.Ehrenberg@hamilton.ca>
Sent: Tuesday, April 12, 2022 2:21 PM
To: EA Notices to WCRegion (MECP) <eanotification.wcregion@ontario.ca>
Cc: Shelley Kuan <SKuan@coleengineering.ca>; Novac, Florentin <Florentin.Novac@hamilton.ca>; Del Villar Cuicas, Joan (MECP) <Joan.DelVillarCuicas@ontario.ca>
Subject: City of Hamilton - MEA - Class EA for municipal infrastructure projects - Main & Whitney (HD17A) Water Pumping Station

CAUTION -- EXTERNAL E-MAIL - Do not click links or open attachments unless you recognize the sender.

Hello,

We are writing to provide the MECP with an update to the above-referenced project in the subject line.

We appreciate if you would also provide us with current contact information for relevant agencies and Indigenous Communities who could be interested or affected by this project. Please find attached the spreadsheet that details the above Municipal Class EA.

Should you have any questions please contact as follows.

- Udo Ehrenberg (April 12 to 22)
- Florentin Novac (After April 22) – contact information contain in the attachment

Sincerely, Udo

The City of Hamilton encourages physical distancing, wearing a mask in an enclosed public space, and increased handwashing. Learn more about the City's response to COVID-19 www.hamilton.ca/coronavirus.

Udo Ehrenberg
SPM Water
Public Works
Hamilton Water, City of Hamilton
(905) 973-3258 (mobile)
(905) 546-2424 Ext.2499



A1

From: Del Villar Cuicas, Joan (MECP) <Joan.DelVillarCuicas@ontario.ca>

Sent: Friday, April 29, 2022 11:59 AM

To: florentin.novac@hamilton.ca; Shelley Kuan <shelley.kuan@ibigroup.com>

Cc: Potter, Katy (MECP) <Katy.Potter@ontario.ca>; Day, Sarah (MECP) <Sarah.Day@ontario.ca>

Subject: RE: Hamilton Main and Whitney (HD17A) WPS Class EA - Notice of Study Commencement and Public Information Centre No 1

Good afternoon,

Please find attached MECP's Letter of Acknowledgement and attachments in response to the Notice of Commencement for the City of Hamilton, Municipal Class EA, Schedule B for the Main & Whitney (HD17A) Water Pumping Station.

Please do not hesitate to contact me if you have any questions.

Regards,

Joan Del Villar Cuicas (she/her)

Regional Environmental Planner (A)

Project Review Unit | Environmental Assessment Branch

Ontario Ministry of the Environment, Conservation and Parks

Joan.delvillarcuicas@ontario.ca | Phone: 365-889-1180

From: Del Villar Cuicas, Joan (MECP) <Joan.DelVillarCuicas@ontario.ca>

Sent: Friday, April 29, 2022 10:36 AM

To: Novac, Florentin <Florentin.Novac@hamilton.ca>

Cc: Shelley Kuan <shelley.kuan@ibigroup.com>; Ehrenberg, Udo <Udo.Ehrenberg@hamilton.ca>

Subject: RE: Hamilton Main and Whitney (HD17A) WPS Class EA - Notice of Study Commencement and Public Information Centre No 1

Good morning Florentin,

Nice to virtually meet you. I apologize for requesting the Project Information form twice. There aren't any other MECP requirements that you would need to satisfy in relation to this undertaking at this time.

Sorry for the confusion,

Regards,

Joan Del Villar Cuicas (she/her)

Regional Environmental Planner (A)

Project Review Unit | Environmental Assessment Branch

Ontario Ministry of the Environment, Conservation and Parks

Joan.delvillarcuicas@ontario.ca | Phone: 365-889-1180

From: Novac, Florentin <Florentin.Novac@hamilton.ca>
Sent: Friday, April 29, 2022 9:52 AM
To: EA Notices to WCRegion (MECP) <eanotification.wcregion@ontario.ca>; Del Villar Cuicas, Joan (MECP) <Joan.DelVillarCuicas@ontario.ca>
Cc: Shelley Kuan <shelley.kuan@ibigroup.com>; Ehrenberg, Udo <Udo.Ehrenberg@hamilton.ca>
Subject: RE: Hamilton Main and Whitney (HD17A) WPS Class EA - Notice of Study Commencement and Public Information Centre No 1

CAUTION -- EXTERNAL E-MAIL - Do not click links or open attachments unless you recognize the sender.

Good morning, Joan:

My name is Florentin Novac and I am the PM for this project on the City side for the subject Class EA. I was away in the last few weeks and my supervisor and project sponsor, Udo Ehrenberg, filled in for me. It is my understanding that he has provided the project information in the required format (please see the attached email dated April 12, 2022). You have kindly provided the information on Indigenous Communities Udo has requested (also attached) so, yesterday, we were able to email them the Notice of Study commencement and PIC No. 1. I have attached these emails to document the correspondence exchanged in the recent past between the City and the MECP/WC Region and to facilitate the connection between Udo's project and Shelley's project, which both represent the same Class EA.

Please let me know if there are any other MECP requirements we would need to satisfy in relation to this undertaking.

Thank you very much,

Florentin

*The City of Hamilton encourages physical distancing and increased handwashing.
Learn more about the City's response to COVID-19 www.hamilton.ca/coronavirus*

Florentin Novac, M.Eng., P.Eng. (he/him)
Project Manager
Water & Wastewater Systems Planning
Public Works, Hamilton Water
City of Hamilton
(905) 546-2424 Ext.2823

From: EA Notices to WCRregion (MECP) <eanotification.wcregion@ontario.ca>
Sent: Friday, April 29, 2022 9:08 AM
To: Shelley Kuan <shelley.kuan@ibigroup.com>
Cc: Novac, Florentin <Florentin.Novac@hamilton.ca>
Subject: RE: Hamilton Main and Whitney (HD17A) WPS Class EA - Notice of Study Commencement and Public Information Centre No 1

Good morning Shelley,

Thank you for circulating the Notice of Commencement for the Hamilton Main and Whitney (HD17A) WPS Class EA. Please provide a project information form for this project. Please see attachment for instructions how on to submit the form.

Regards,

Joan Del Villar Cuicas (she/her)
Regional Environmental Planner (A)
Project Review Unit | Environmental Assessment Branch
Ontario Ministry of the Environment, Conservation and Parks
Joan.delvillarcuicas@ontario.ca | Phone: 365-889-1180

From: Shelley Kuan <shelley.kuan@ibigroup.com>
Sent: Wednesday, April 27, 2022 10:36 PM
Cc: florentin.novac@hamilton.ca
Subject: Hamilton Main and Whitney (HD17A) WPS Class EA - Notice of Study Commencement and Public Information Centre No 1

CAUTION -- EXTERNAL E-MAIL - Do not click links or open attachments unless you recognize the sender.

Dear Sir/Madam,

The City of Hamilton has initiated a Municipal Class Environmental Assessment to develop and assess alternative solutions to replace the existing Main Street & Whitney Avenue (Main & Whitney, HD17A) Water Pumping Station (WPS).

IBI Group (IBI) is the Consultant assisting the City of Hamilton with this project. I am Shelley Kuan, the Consultant Project Manager. The City's Project Manager is Florentin Novac.

The purpose of this email is to announce the study commencement and online Public Information Centre No. 1. Project details and a key map showing the location are provided in the enclosed notice.

City of Hamilton is inviting you to participate in Public Information Centre No.1. This event will be held virtually on the City's webpage at: www.hamilton.ca/mainwhitneystationea and will be available from **May 12, 2022** until **June 2, 2022**.

If you have any information that may assist us in the completion of the project or would like to discuss the project, please contact me or Florentin Novac at (905) 546-2424 ext. 2823 or by email at Florentin.Novac@hamilton.ca.

Thank you.

Shelley Kuan P.ENG.
Project Manager
Associate - Practice Lead, Hydraulic & Modelling

IBI GROUP
8133 Warden Ave, Unit 300
Markham ON L6G 1B3 Canada
tel +1 905 763 2322 ext 63600



NOTE: This email message/attachments may contain privileged and confidential information. If received in error, please notify the sender and delete this e-mail message.
NOTE: Ce courriel peut contenir de l'information privilégiée et confidentielle. Si vous avez reçu ce message par erreur, veuillez le mentionner immédiatement à l'expéditeur et effacer ce courriel.

From: Del Villar Cuicas, Joan (MECP) <Joan.DelVillarCuicas@ontario.ca>
Sent: April 21, 2022 3:52 PM
To: Ehrenberg, Udo <Udo.Ehrenberg@hamilton.ca>
Cc: Shelley Kuan <shelley.kuan@ibigroup.com>; Novac, Florentin <Florentin.Novac@hamilton.ca>; MacPherson-Nemeth, Sharon <Sharon.MacPherson-Nemeth@hamilton.ca>
Subject: RE: City of Hamilton - MEA - Class EA for municipal infrastructure projects - Main & Whitney (HD17A) Water Pumping Station

Hello Udo,

Thank you for the clarification. All the Class EA notices should be submitted to the generic email as per our protocol for providing Class EA notifications to MECP (please see attachment), however other communication can be sent to me directly.

Please note upon the receiving of the commencement letter, MECP will provide the City with an acknowledgment letter that includes all MECP areas of interests and the Indigenous consultation list for this project.

Based on the location of the proposed project, the following communities have been identified as potentially interested in the project:

- Mississaugas of the Credit First Nation
- Six Nations of the Grand River (Elected Council and Haudenosaunee Confederacy Chiefs Council with a copy to Haudenosaunee Development Institute)

Below is the up-to-date contact information for each respective Indigenous community / organization identified for this project.

Regards,

Joan Del Villar Cuicas (she/her)

Regional Environmental Planner (A)

Project Review Unit | Environmental Assessment Branch

Ontario Ministry of the Environment, Conservation and Parks

Joan.delvillarcuicas@ontario.ca | Phone: 365-889-1180

Six Nations of the Grand River

Lonny C. Bomberry

Director, Lands and Resources

Six Nations of the Grand River

2498 Chiefswood Road

PO Box 5000

Ohswegen, ON N0A 1M0

A. lonnybomberry@sixnations.ca

B.

C. Robbin Vanstone, Consultation Supervisor rvanstone@sixnations.ca

Haudenosaunee Confederacy Chiefs Council

Hohahes Leroy Hill – Council Secretary

2634 Sixth Line Road, RR#2

Ohswegen, ON N0A 1M0

jocko@sixnationsns.com

Mississaugas of the Credit First Nation

Mark Laforme

Director, Department of Consultation & Accommodation

Mississaugas of the Credit First Nation

4065 Hwy 6

Hagersville, ON N0A 1H0

905-768-4260

Mark.LaForme@mncfn.ca

Haudenosaunee Development Institute

16 Sunrise Court, Suite 600

P.O. Box 714

Ohswegen, Ontario

N0A 1M0

Phone: 519-445-4222

Fax: 519-445-2389

E-mail: info@hdi.land

From: Ehrenberg, Udo <Udo.Ehrenberg@hamilton.ca>
Sent: Thursday, April 21, 2022 11:06 AM
To: EA Notices to WCRRegion (MECP) <eanotification.wcregion@ontario.ca>
Cc: Shelley Kuan <shelley.kuan@ibigroup.com>; Novac, Florentin <Florentin.Novac@hamilton.ca>; MacPherson-Nemeth, Sharon <Sharon.MacPherson-Nemeth@hamilton.ca>
Subject: RE: City of Hamilton - MEA - Class EA for municipal infrastructure projects - Main & Whitney (HD17A) Water Pumping Station

Hello Joan,

Yes, there will be but we have not issued it yet. It will be issued in the Hamilton Spectator newspaper, mail outs to Agencies and properties in the Study Area will take place, and we will have a project webpage.

We are also leveraging the Notice of Commencement communication by integrating our Notice of PIC # 1 into one document.

I'm filling in as temporary project manager for the remainder of this week. Florentin Novac is the full time project manager. Our consulting partners for this EA are IBI with Shelley Kuan as the PM.

Shelley, can you please confirm that Joan is included on our Agency Mailing List?

Joan, is the generic email address adequate for communication with you or should we add a second email address specifically for you?

Thanks, Udo

The City of Hamilton encourages physical distancing, wearing a mask in an enclosed public space, and increased handwashing. Learn more about the City's response to COVID-19 www.hamilton.ca/coronavirus.

Udo Ehrenberg

SPM Water
Public Works
Hamilton Water, City of Hamilton
(905) 973-3258 (mobile)
(905) 546-2424 Ext.2499



From: EA Notices to WCRRegion (MECP) <eanotification.wcregion@ontario.ca>
Sent: April 21, 2022 10:40 AM
To: Ehrenberg, Udo <Udo.Ehrenberg@hamilton.ca>
Subject: RE: City of Hamilton - MEA - Class EA for municipal infrastructure projects - Main & Whitney (HD17A) Water Pumping Station

Good morning Udo,

Thank you for your email. Is there a notice of commencement for this project?

Thanks, Joan

Joan Del Villar Cuicas (she/her)
Regional Environmental Planner (A)
Project Review Unit | Environmental Assessment Branch
Ontario Ministry of the Environment, Conservation and Parks
Joan.delvillarcuicas@ontario.ca | Phone: 365-889-1180

From: Ehrenberg, Udo <Udo.Ehrenberg@hamilton.ca>
Sent: Tuesday, April 12, 2022 2:21 PM
To: EA Notices to WRegion (MECP) <eanotification.wcregion@ontario.ca>
Cc: Shelley Kuan <SKuan@coleengineering.ca>; Novac, Florentin <Florentin.Novac@hamilton.ca>; Del Villar Cuicas, Joan (MECP) <Joan.DelVillarCuicas@ontario.ca>
Subject: City of Hamilton - MEA - Class EA for municipal infrastructure projects - Main & Whitney (HD17A) Water Pumping Station

CAUTION -- EXTERNAL E-MAIL - Do not click links or open attachments unless you recognize the sender.

Hello,

We are writing to provide the MECP with an update to the above-referenced project in the subject line.

We appreciate if you would also provide us with current contact information for relevant agencies and Indigenous Communities who could be interested or affected by this project.

Please find attached the spreadsheet that details the above Municipal Class EA.

Should you have any questions please contact as follows.

- Udo Ehrenberg (April 12 to 22)
- Florentin Novac (After April 22) – contact information contain in the attachment

Sincerely, Udo

The City of Hamilton encourages physical distancing, wearing a mask in an enclosed public space, and increased handwashing. Learn more about the City's response to COVID-19 www.hamilton.ca/coronavirus.

Udo Ehrenberg
SPM Water
Public Works
Hamilton Water, City of Hamilton
(905) 973-3258 (mobile)
(905) 546-2424 Ext.2499



What to do:
Step 1: Look for the type of EA project in column B that applies to you.
Step 2: Complete columns C to J for that project.
Step 3: Send this form in Excel format to the MECP regional office email address where the project is located.
MECP regional office email addresses are listed at
www.ontario.ca/page/preparing-environmental-assessments

	Class EA/Streamlined EA	Proponent Name	Proponent Contact	Project Name	Project Schedule	Project Type	Project Location	MOECC Region	Project Initiation Date
1	CO - Remedial flood and erosion control project								
2	GO Transit - Class EA								
3	Hydro One - Minor transmission facilities								
4	MEA - Class EA for municipal infrastructure projects	City of Hamilton	Florentin Novac; Florentin.Novac@hamilton.ca	Main & Whitney (HD17A) Water Pumping Station	Schedule B	Municipal water and wastewater projects	Hamilton, City of	West Central	Anticipated April 2022
5	Ministry of Infrastructure - Public work								
6	MNDM - Activities of the Ministry of Northern Development and Mines under the Mining Act								
7	MNRFP - Provincial parks and conservation reserve								
8	MNRFP - Resource stewardship and facility development project								
9	MTO - Provincial transportation facilities								
10	O. Reg. 101/07 - Waste management projects								
11	O. Reg. 116/01 - Electricity projects								
12	OWA - Waterpower projects								

Enter the proponent's name.

Enter the name and email address of the person who the MECP should contact about your project. This should be the same contact person who is listed on the notice.

Enter the project name as it appears on the notice.

Select the project schedule from the drop-down menu.

Select the project type from the drop-down menu.

Select the name of the municipality or unorganized/unsurveyed area where your project is located from the drop-down menu.

Select the MECP region from the drop down menu. Read the "MECP regions" worksheet to find the MECP region where your project is located.

Enter the date that the streamlined EA process was initiated (e.g. notice of commencement). This date may be when the project notice was first published.

Ministry of the Environment,
Conservation and Parks

Environmental Assessment Branch

1st Floor
135 St. Clair Avenue W
Toronto ON M4V 1P5
Tel.: 416 314-8001
Fax.: 416 314-8452

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

*Direction des évaluations
environnementales*

Rez-de-chaussée
135, avenue St. Clair Ouest
Toronto ON M4V 1P5
Tél. : 416 314-8001
Téléc. : 416 314-8452



Instructions for Providing Class EA Notices to the Ministry of the Environment, Conservation and Parks

The following protocol for providing Class EA notifications to the Ministry of the Environment, Conservation and Parks is in effect as of **May 1, 2018**. Important information is below. Please read carefully.

You must follow the process described below and submit an electronic version of the Notice and completed Project Information Form to the appropriate Regional EA Notification email address. These email addresses are provided below.

All Notices of Commencement and Completion are to follow this process. Please feel free to pass along this information to your colleagues. Thank you.

Notification Procedure:

The Ministry of the Environment, Conservation and Parks becomes aware of streamlined environmental assessments (e.g., class environmental assessment projects, electricity projects and waste management projects) through notifications by project owners. Notifying the ministry is an important step in the streamlined environmental assessment processes. As part of the ministry's ongoing efforts to improve processes and ensure the ministry has an opportunity to provide input on projects undergoing streamlined environmental assessments, the ministry has established dedicated email accounts in each regional office. These accounts will be used to receive notices as required in your class environmental assessment process along with a new "Project Information Form". As of May 1, 2018, proponents must use this new process.

4 Step Process for Submitting Notices for Streamlined EAs

To submit your notice, you must do the following:

- 1. Download and complete the Project Information Form.** (The Form can be found [here](#) under “Streamlined EAs”. It is an excel spreadsheet with columns that need to be filled out by the proponent. The form has been developed for ease of use (i.e. drop-down pick list for most fields). Instructions on filling out the form are contained in 2 tabs within the form itself).
- 2. Create an email. The subject line of your email must include in this order: Project location, Type of streamlined EA, and Project name**

For example:

- York Region, MEA Class EA, Elgin Mills Rd East (Bayview to Woodbine)
 - Durham Region, Electricity Screening Process, New Cogeneration Station
 - City of Ottawa, Waste Management Screening Process, Landfill Expansion
- 3. Attach the completed Project Information Form (in excel format) and a copy of your project notice (in PDF format) to the email.**
 - 4. Send by email to the appropriate ministry regional office:**

Central Region – eanotification.cregion@ontario.ca

Eastern Region – eanotification.eregion@ontario.ca

Northern Region – eanotification.nregion@ontario.ca

South West Region – eanotification.swregion@ontario.ca

West Central Region – eanotification.wcregion@ontario.ca

Notes:

- The hyperlink to the [MECP District Officer Locator](#) website, can be used to assist with determining what ministry region your project is located.
- The minimum requirement is to send project initiation and completion notices (and where applicable, Revised Notice of Completion, Notice of Filing of Addendum, Statement of Completion). All other notices (e.g. Notice of PIC/OH) can be sent to the Regional email address but not required.
- If your project is located in more than one ministry region, you need to submit your notices to all appropriate regions.

Ministry of the Environment,
Conservation and Parks

Environmental Assessment Branch

1st Floor
135 St. Clair Avenue W
Toronto [ON M4V 1P5](#)
Tel.: 416 314-8001
Fax.: 416 314-8452

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

*Direction des évaluations
environnementales*

Rez-de-chaussée
135, avenue St. Clair Ouest
Toronto [ON M4V 1P5](#)
Tél. : 416 314-8001
Téléc. : 416 314-8452



April 29, 2022

Florentin Novac
Project Manager
City of Hamilton
Florentin.Novac@hamilton.ca

(Via Email Only)

Shelley Kuan
Project Manager IBI Group
Shelley.Kuan@ibigroup.ca

Re: **City of Hamilton - Main & Whitney (HD17A) Water Pumping Station
Municipal Class Environmental Assessment
Schedule B Municipal Class Environmental Assessment
Response to Notice of Commencement**

Dear Florentin Novac and Shelley Kuan,

This letter is in response to the Notice of Commencement for the above noted project. The Ministry of the Environment, Conservation and Parks (MECP) acknowledges that the City of Hamilton (proponent) has indicated that the study is following the approved environmental planning process for a Schedule B under the Municipal Class Environmental Assessment (Class EA).

The **updated (February 2021)** attached "Areas of Interest" document provides guidance regarding the ministry's interests with respect to the Class EA process. Please address all areas of interest in the EA documentation at an appropriate level for the EA study. Proponents who address all the applicable areas of interest can minimize potential delays to the project schedule. **Further information is provided at the end of the Areas of Interest document relating to recent changes to the Environmental Assessment Act through Bill 197, Covid-19 Economic Recovery Act 2020.**

The Crown has a legal duty to consult Aboriginal communities when it has knowledge, real or constructive, of the existence or potential existence of an Aboriginal or treaty right and contemplates conduct that may adversely impact that right. Before authorizing this project, the Crown must ensure that its duty to consult has been fulfilled, where such a duty is triggered. Although the duty to consult with Aboriginal peoples is a duty of the Crown, the Crown may delegate procedural aspects of this duty to project proponents while retaining oversight of the consultation process.

The proposed project may have the potential to affect Aboriginal or treaty rights protected under Section 35 of Canada's *Constitution Act* 1982. Where the Crown's duty to consult is triggered in relation to the proposed project, **the MECP is delegating the procedural aspects of rights-based consultation to the proponent through this letter.** The Crown intends to rely on the delegated consultation process in discharging its duty to consult and maintains the right to participate in the consultation process as it sees fit.

Based on information provided to date and the Crown's preliminary assessment the proponent is required to consult with the following communities who have been identified as potentially affected by the proposed project:

- Mississaugas of the Credit First Nation
- Six Nations of the Grand River (Elected Council and Haudenosaunee Confederacy Chiefs Council with a copy to Haudenosaunee Development Institute)

Steps that the proponent may need to take in relation to Aboriginal consultation for the proposed project are outlined in the "[Code of Practice for Consultation in Ontario's Environmental Assessment Process](#)". Additional information related to Ontario's Environmental Assessment Act is available online at: www.ontario.ca/environmentalassessments.

Please also refer to the attached document "A Proponent's Introduction to the Delegation of Procedural Aspects of consultation with Aboriginal Communities" for further information, including the MECP's expectations for EA report documentation related to consultation with communities.

The proponent must contact the Director of Environmental Assessment Branch (EABDirector@ontario.ca) under the following circumstances subsequent to initial discussions with the communities identified by MECP:

- Aboriginal or treaty rights impacts are identified to you by the communities
- You have reason to believe that your proposed project may adversely affect an Aboriginal or treaty right
- Consultation with Indigenous communities or other stakeholders has reached an impasse
- A Part II Order request is expected on the basis of impacts to Aboriginal or treaty rights

The MECP will then assess the extent of any Crown duty to consult for the circumstances and will consider whether additional steps should be taken, including what role you will be asked to play should additional steps and activities be required.

A draft copy of the report should be sent directly to me prior to the filing of the final report, allowing a minimum of 30 days for the ministry's technical reviewers to provide comments.

Please also ensure a copy of the final notice is sent to the ministry's West Central Region EA notification email account (eanotification.wcregion@ontario.ca) after the draft report is reviewed and finalized.

Should you or any members of your project team have any questions regarding the material above, please contact me at joan.delvillarcuicas@ontario.ca or 365-889-1180.

Yours truly,

A handwritten signature in black ink, appearing to read "Joan Del Villar C", with a long horizontal flourish extending to the right.

Joan Del Villar C
Regional Environmental Planner – West Central Region

cc Katy Potter, Supervisor, Environmental Assessment Services, MECP
Sarah Day, Issues Project Coordinator, Hamilton District Office, MECP

Attach: Areas of Interest
A Proponent's Introduction to the Delegation of Procedural Aspects of Consultation with
Aboriginal Communities

AREAS OF INTEREST (v. February 2021)

It is suggested that you check off each section after you have considered / addressed it.

☐ Planning and Policy

- Projects located in MECP Central Region are subject to [A Place to Grow: Growth Plan for the Greater Golden Horseshoe \(2020\)](#). Parts of the study area may also be subject to the [Oak Ridges Moraine Conservation Plan \(2017\)](#), [Niagara Escarpment Plan \(2017\)](#), [Greenbelt Plan \(2017\)](#) or [Lake Simcoe Protection Plan \(2014\)](#). Applicable plans and the applicable policies should be identified in the report, and the proponent should describe how the proposed project adheres to the relevant policies in these plans.
- The [Provincial Policy Statement \(2020\)](#) contains policies that protect Ontario's natural heritage and water resources. Applicable policies should be referenced in the report, and the proponent should describe how the proposed project is consistent with these policies.
- In addition to the provincial planning and policy level, the report should also discuss the planning context at the municipal and federal levels, as appropriate.

☐ Source Water Protection

The *Clean Water Act*, 2006 (CWA) aims to protect existing and future sources of drinking water. To achieve this, several types of vulnerable areas have been delineated around surface water intakes and wellheads for every municipal residential drinking water system that is located in a source protection area. These vulnerable areas are known as a Wellhead Protection Areas (WHPAs) and surface water Intake Protection Zones (IPZs). Other vulnerable areas that have been delineated under the CWA include Highly Vulnerable Aquifers (HVAs), Significant Groundwater Recharge Areas (SGRAs), Event-based modelling areas (EBAs), and Issues Contributing Areas (ICAs). Source protection plans have been developed that include policies to address existing and future risks to sources of municipal drinking water within these vulnerable areas.

Projects that are subject to the Environmental Assessment Act that fall under a Class EA, or one of the Regulations, have the potential to impact sources of drinking water if they occur in designated vulnerable areas or in the vicinity of other at-risk drinking water systems (i.e. systems that are not municipal residential systems). MEA Class EA projects may include activities that, if located in a vulnerable area, could be a threat to sources of drinking water (i.e. have the potential to adversely affect the quality or quantity of drinking water sources) and the activity could therefore be subject to policies in a source protection plan. Where an activity poses a risk to drinking water, policies in the local source protection plan may impact how or where that activity is undertaken. Policies may prohibit certain activities, or they may require risk management measures for these activities. Municipal Official Plans, planning decisions, Class EA projects (where the project includes an activity that is a threat to drinking water) and prescribed instruments must conform with policies that address significant risks to drinking water and must have regard for policies that address moderate or low risks.

- In October 2015, the MEA Parent Class EA document was amended to include reference to the Clean Water Act (Section A.2.10.6) and indicates that proponents undertaking a Municipal Class EA project must identify early in their process whether a project is or could potentially be occurring with a vulnerable area. **Given this requirement, please include a section in the report on source water protection.**
 - o The proponent should identify the source protection area and should clearly document how the proximity of the project to sources of drinking water (municipal or other) and any delineated vulnerable areas was considered and assessed. Specifically, the report should

discuss whether or not the project is located in a vulnerable area and provide applicable details about the area.

- o If located in a vulnerable area, proponents should document whether any project activities are prescribed drinking water threats and thus pose a risk to drinking water (this should be consulted on with the appropriate Source Protection Authority). Where an activity poses a risk to drinking water, the proponent must document and discuss in the report how the project adheres to or has regard to applicable policies in the local source protection plan. This section should then be used to inform and be reflected in other sections of the report, such as the identification of net positive/negative effects of alternatives, mitigation measures, evaluation of alternatives etc.
- While most source protection plans focused on including policies for significant drinking water threats in the WHPAs and IPZs it should be noted that even though source protection plan policies may not apply in HVAs, these are areas where aquifers are sensitive and at risk to impacts and within these areas, activities may impact the quality of sources of drinking water for systems other than municipal residential systems.
- In order to determine if this project is occurring within a vulnerable area, proponents can use this mapping tool: <http://www.applications.ene.gov.on.ca/swp/en/index.php>. Note that various layers (including WHPAs, WHPA-Q1 and WHPA-Q2, IPZs, HVAs, SGRAs, EBAs, ICAs) can be turned on through the “Map Legend” bar on the left. The mapping tool will also provide a link to the appropriate source protection plan in order to identify what policies may be applicable in the vulnerable area.
- For further information on the maps or source protection plan policies which may relate to their project, proponents must contact the appropriate source protection authority. **Please consult with the local source protection authority to discuss potential impacts on drinking water. Please document the results of that consultation within the report and include all communication documents/correspondence.**

More Information

For more information on the *Clean Water Act*, source protection areas and plans, including specific information on the vulnerable areas and drinking water threats, please refer to [Conservation Ontario's website](#) where you will also find links to the local source protection plan/assessment report.

A list of the prescribed drinking water threats can be found in [section 1.1 of Ontario Regulation 287/07](#) made under the *Clean Water Act*. In addition to prescribed drinking water threats, some source protection plans may include policies to address additional “local” threat activities, as approved by the MECP.

☐ **Climate Change**

The document "[Considering Climate Change in the Environmental Assessment Process](#)" (Guide) is now a part of the Environmental Assessment program's Guides and Codes of Practice. The Guide sets out the MECP's expectation for considering climate change in the preparation, execution and documentation of environmental assessment studies and processes. The guide provides examples, approaches, resources, and references to assist proponents with consideration of climate change in EA. Proponents should review this Guide in detail.

• **The MECP expects proponents of Class EA projects to:**

1. Consider during the assessment of alternative solutions and alternative designs, the following:
 - a. the project's expected production of greenhouse gas emissions and impacts on carbon sinks (climate change mitigation); and
 - b. resilience or vulnerability of the undertaking to changing climatic conditions (climate change adaptation).
2. Include a discrete section in the report detailing how climate change was considered in the EA.

How climate change is considered can be qualitative or quantitative in nature and should be scaled to the project's level of environmental effect. In all instances, both a project's impacts on climate change (mitigation) and impacts of climate change on a project (adaptation) should be considered.

- The MECP has also prepared another guide to support provincial land use planning direction related to the completion of energy and emission plans. The "[Community Emissions Reduction Planning: A Guide for Municipalities](#)" document is designed to educate stakeholders on the municipal opportunities to reduce energy and greenhouse gas emissions, and to provide guidance on methods and techniques to incorporate consideration of energy and greenhouse gas emissions into municipal activities of all types. We encourage you to review the Guide for information.

☐ **Air Quality, Dust and Noise**

- If there are sensitive receptors in the surrounding area of this project, a quantitative air quality/odour impact assessment will be useful to evaluate alternatives, determine impacts and identify appropriate mitigation measures. The scope of the assessment can be determined based on the potential effects of the proposed alternatives, and typically includes source and receptor characterization and a quantification of local air quality impacts on the sensitive receptors and the environment in the study area. The assessment will compare to all applicable standards or guidelines for all contaminants of concern. **Please contact this office for further consultation on the level of Air Quality Impact Assessment required for this project if not already advised.**
- If a quantitative Air Quality Impact Assessment is not required for the project, the MECP expects that the report contain a qualitative assessment which includes:
 - o A discussion of local air quality including existing activities/sources that significantly impact local air quality and how the project may impact existing conditions;
 - o A discussion of the nearby sensitive receptors and the project's potential air quality impacts on present and future sensitive receptors;
 - o A discussion of local air quality impacts that could arise from this project during both construction and operation; and
 - o A discussion of potential mitigation measures.
- As a common practice, "air quality" should be used an evaluation criterion for all road projects.
- Dust and noise control measures should be addressed and included in the construction plans to ensure that nearby residential and other sensitive land uses within the study area are not adversely affected during construction activities.
- The MECP recommends that non-chloride dust-suppressants be applied. For a comprehensive list of fugitive dust prevention and control measures that could be applied, refer to [Cheminfo Services Inc. Best Practices for the Reduction of Air Emissions from Construction and Demolition Activities](#) report prepared for Environment Canada. March 2005.
- The report should consider the potential impacts of increased noise levels during the operation of the completed project. The proponent should explore all potential measures to mitigate significant noise impacts during the assessment of alternatives.

☐ **Ecosystem Protection and Restoration**

- Any impacts to ecosystem form and function must be avoided where possible. The report should describe any proposed mitigation measures and how project planning will protect and enhance the local ecosystem.
- Natural heritage and hydrologic features should be identified and described in detail to assess potential impacts and to develop appropriate mitigation measures. The following sensitive environmental features may be located within or adjacent to the study area:

- o Key Natural Heritage Features: Habitat of endangered species and threatened species, fish habitat, wetlands, areas of natural and scientific interest (ANSIs), significant valleylands, significant woodlands; significant wildlife habitat (including habitat of special concern species); sand barrens, savannahs, and tallgrass prairies; and alvars.
- o Key Hydrologic Features: Permanent streams, intermittent streams, inland lakes and their littoral zones, seepage areas and springs, and wetlands.
- o Other natural heritage features and areas such as: vegetation communities, rare species of flora or fauna, Environmentally Sensitive Areas, Environmentally Sensitive Policy Areas, federal and provincial parks and conservation reserves, Greenland systems etc.

We recommend consulting with the Ministry of Natural Resources and Forestry (MNRF), Fisheries and Oceans Canada (DFO) and your local conservation authority to determine if special measures or additional studies will be necessary to preserve and protect these sensitive features. In addition, you may consider the provisions of the Rouge Park Management Plan if applicable.

☐ **Species at Risk**

- The Ministry of the Environment, Conservation and Parks has now assumed responsibility of Ontario's Species at Risk program. Information, standards, guidelines, reference materials and technical resources to assist you are found at <https://www.ontario.ca/page/species-risk>.
- The Client's Guide to Preliminary Screening for Species at Risk (Draft May 2019) has been attached to the covering email for your reference and use. Please review this document for next steps.
- For any questions related to subsequent permit requirements, please contact SAROntario@ontario.ca.

☐ **Surface Water**

- The report must include enough information to demonstrate that there will be no negative impacts on the natural features or ecological functions of any watercourses within the study area. Measures should be included in the planning and design process to ensure that any impacts to watercourses from construction or operational activities (e.g. spills, erosion, pollution) are mitigated as part of the proposed undertaking.
- Additional stormwater runoff from new pavement can impact receiving watercourses and flood conditions. Quality and quantity control measures to treat stormwater runoff should be considered for all new impervious areas and, where possible, existing surfaces. The ministry's [Stormwater Management Planning and Design Manual \(2003\)](#) should be referenced in the report and utilized when designing stormwater control methods. **A Stormwater Management Plan should be prepared as part of the Class EA process** that includes:
 - Strategies to address potential water quantity and erosion impacts related to stormwater draining into streams or other sensitive environmental features, and to ensure that adequate (enhanced) water quality is maintained
 - Watershed information, drainage conditions, and other relevant background information
 - Future drainage conditions, stormwater management options, information on erosion and sediment control during construction, and other details of the proposed works
 - Information on maintenance and monitoring commitments.
- Ontario Regulation 60/08 under the *Ontario Water Resources Act* (OWRA) applies to the Lake Simcoe Basin, which encompasses Lake Simcoe and the lands from which surface water drains into Lake Simcoe. If the proposed sewage treatment plant is listed in Table 1 of the regulation, the report should describe how the proposed project and its mitigation measures are consistent with the requirements of this regulation and the OWRA.

- Any potential approval requirements for surface water taking or discharge should be identified in the report. A Permit to Take Water (PTTW) under the OWRA will be required for any water takings that exceed 50,000 L/day, except for certain water taking activities that have been prescribed by the Water Taking EASR Regulation – O. Reg. 63/16. These prescribed water-taking activities require registration in the EASR instead of a PTTW. Please review the [Water Taking User Guide for EASR](#) for more information. Additionally, an Environmental Compliance Approval under the OWRA is required for municipal stormwater management works.

☐ **Groundwater**

- The status of, and potential impacts to any well water supplies should be addressed. If the project involves groundwater takings or changes to drainage patterns, the quantity and quality of groundwater may be affected due to drawdown effects or the redirection of existing contamination flows. In addition, project activities may infringe on existing wells such that they must be reconstructed or sealed and abandoned. Appropriate information to define existing groundwater conditions should be included in the report.
- If the potential construction or decommissioning of water wells is identified as an issue, the report should refer to Ontario Regulation 903, Wells, under the OWRA.
- Potential impacts to groundwater-dependent natural features should be addressed. Any changes to groundwater flow or quality from groundwater taking may interfere with the ecological processes of streams, wetlands or other surficial features. In addition, discharging contaminated or high volumes of groundwater to these features may have direct impacts on their function. Any potential effects should be identified, and appropriate mitigation measures should be recommended. The level of detail required will be dependent on the significance of the potential impacts.
- Any potential approval requirements for groundwater taking or discharge should be identified in the report. A Permit to Take Water (PTTW) under the OWRA will be required for any water takings that exceed 50,000 L/day, with the exception of certain water taking activities that have been prescribed by the Water Taking EASR Regulation – O. Reg. 63/16. These prescribed water-taking activities require registration in the EASR instead of a PTTW. Please review the [Water Taking User Guide for EASR](#) for more information.
- Consultation with the railroad authorities is necessary wherever there is a plan to use construction dewatering in the vicinity of railroad lines or where the zone of influence of the construction dewatering potentially intercepts railroad lines.

☐ **Excess Materials Management**

- In December 2019, MECP released a new regulation under the Environmental Protection Act, titled “[On-Site and Excess Soil Management](#)” (O. Reg. 406/19) to support improved management of excess construction soil. This regulation is a key step to support proper management of excess soils, ensuring valuable resources don’t go to waste and to provide clear rules on managing and reusing excess soil. New risk-based standards referenced by this regulation help to facilitate local beneficial reuse which in turn will reduce greenhouse gas emissions from soil transportation, while ensuring strong protection of human health and the environment. The new regulation is being phased in over time, with the first phase in effect on January 1, 2021. For more information, please visit <https://www.ontario.ca/page/handling-excess-soil>.

- The report should reference that activities involving the management of excess soil should be completed in accordance with O. Reg. 406/19 and the MECP's current guidance document titled "[Management of Excess Soil – A Guide for Best Management Practices](#)" (2014).
- All waste generated during construction must be disposed of in accordance with ministry requirements

□ **Contaminated Sites**

- Any current or historical waste disposal sites should be identified in the report. The status of these sites should be determined to confirm whether approval pursuant to Section 46 of the EPA may be required for land uses on former disposal sites. We recommend referring to the [MECP's D-4 guideline](#) for land use considerations near landfills and dumps.
 - o Resources available may include regional/local municipal official plans and data; provincial data on [large landfill sites](#) and [small landfill sites](#); Environmental Compliance Approval information for waste disposal sites on [Access Environment](#).
- Other known contaminated sites (local, provincial, federal) in the study area should also be identified in the report (Note – information on federal contaminated sites is found on the Government of Canada's [website](#)).
- The location of any underground storage tanks should be investigated in the report. Measures should be identified to ensure the integrity of these tanks and to ensure an appropriate response in the event of a spill. The ministry's Spills Action Centre must be contacted in such an event.
- Since the removal or movement of soils may be required, appropriate tests to determine contaminant levels from previous land uses or dumping should be undertaken. If the soils are contaminated, you must determine how and where they are to be disposed of, consistent with *Part XV.1 of the Environmental Protection Act* (EPA) and Ontario Regulation 153/04, Records of Site Condition, which details the new requirements related to site assessment and clean up. Please contact the appropriate MECP District Office for further consultation if contaminated sites are present.

□ **Servicing, Utilities and Facilities**

- The report should identify any above or underground utilities in the study area such as transmission lines, telephone/internet, oil/gas etc. The owners should be consulted to discuss impacts to this infrastructure, including potential spills.
- The report should identify any servicing infrastructure in the study area such as wastewater, water, stormwater that may potentially be impacted by the project.
- Any facility that releases emissions to the atmosphere, discharges contaminants to ground or surface water, provides potable water supplies, or stores, transports or disposes of waste must have an Environmental Compliance Approval (ECA) before it can operate lawfully. Please consult with MECP's Environmental Permissions Branch to determine whether a new or amended ECA will be required for any proposed infrastructure.
- We recommend referring to the ministry's [environmental land use planning guides](#) to ensure that any potential land use conflicts are considered when planning for any infrastructure or facilities related to wastewater, pipelines, landfills or industrial uses.

□ **Mitigation and Monitoring**

- Contractors must be made aware of all environmental considerations so that all environmental standards and commitments for both construction and operation are met. Mitigation measures should be clearly referenced in the report and regularly monitored during the construction stage of the project. In addition, we encourage proponents to conduct post-construction monitoring to ensure all mitigation measures have been effective and are functioning properly.
- Design and construction reports and plans should be based on a best management approach that centres on the prevention of impacts, protection of the existing environment, and opportunities for rehabilitation and enhancement of any impacted areas.
- The proponent's construction and post-construction monitoring plans must be documented in the report, as outlined in Section A.2.5 and A.4.1 of the MEA Class EA parent document.

□ **Consultation**

- The report must demonstrate how the consultation provisions of the Class EA have been fulfilled, including documentation of all stakeholder consultation efforts undertaken during the planning process. This includes a discussion in the report that identifies concerns that were raised and **describes how they have been addressed by the proponent** throughout the planning process. The report should also include copies of comments submitted on the project by interested stakeholders, and the proponent's responses to these comments (as directed by the Class EA to include full documentation).
- Please include the full stakeholder distribution/consultation list in the documentation.

□ **Class EA Process**

- If this project is a Master Plan: there are several different approaches that can be used to conduct a Master Plan, examples of which are outlined in Appendix 4 of the Class EA. **The Master Plan should clearly indicate the selected approach for conducting the plan**, by identifying whether the levels of assessment, consultation and documentation are sufficient to fulfill the requirements for Schedule B or C projects. Please note that any Schedule B or C projects identified in the plan would be subject to Part II Order Requests under the Environmental Assessment Act, although the plan itself would not be. **Please include a description of the approach being undertaken (use Appendix 4 as a reference).**
- If this project is a Master Plan: Any identified projects should also include information on the MCEA schedule associated with the project.
- The report should provide clear and complete documentation of the planning process in order to allow for transparency in decision-making.
- The Class EA requires the consideration of the effects of each alternative on all aspects of the environment (including planning, natural, social, cultural, economic, technical). The report should include a level of detail (e.g. hydrogeological investigations, terrestrial and aquatic assessments, cultural heritage assessments) such that all potential impacts can be identified, and appropriate mitigation measures can be developed. Any supporting studies conducted during the Class EA process should be referenced and included as part of the report.
- Please include in the report a list of all subsequent permits or approvals that may be required for the implementation of the preferred alternative, including but not limited to, MECP's PTTW, EASR Registrations and ECAs, conservation authority permits, species at risk permits, MTO permits and approvals under the *Impact Assessment Act*, 2019.

- Ministry guidelines and other information related to the issues above are available at <http://www.ontario.ca/environment-and-energy/environment-and-energy>. We encourage you to review all the available guides and to reference any relevant information in the report.

Amendments to the EAA through the Covid-19 Economic Recovery Act, 2020

Once the EA Report is finalized, the proponent must issue a Notice of Completion providing a minimum 30-day period during which documentation may be reviewed and comment and input can be submitted to the proponent. The Notice of Completion must be sent to the appropriate MECP Regional Office email address (for projects in MECP Southwest Region, the email is eanotification.swregion@ontario.ca).

The public has the ability to request a higher level of assessment on a project if they are concerned about potential adverse impacts to constitutionally protected Aboriginal and treaty rights. In addition, the Minister may issue an order on his or her own initiative within a specified time period. The Director (of the Environmental Assessment Branch) will issue a Notice of Proposed Order to the proponent if the Minister is considering an order for the project within 30 days after the conclusion of the comment period on the Notice of Completion. At this time, the Director may request additional information from the proponent. Once the requested information has been received, the Minister will have 30 days within which to make a decision or impose conditions on your project.

Therefore, the proponent cannot proceed with the project until at least 30 days after the end of the comment period provided for in the Notice of Completion. Further, the proponent may not proceed after this time if:

- a Part II Order request has been submitted to the ministry regarding potential adverse impacts to constitutionally protected Aboriginal and treaty rights, or
- the Director has issued a Notice of Proposed order regarding the project.

Please ensure that the Notice of Completion advises that outstanding concerns are to be directed to the proponent for a response, and that in the event there are outstanding concerns regarding potential adverse impacts to constitutionally protected Aboriginal and treaty rights, Part II Order requests on those matters should be addressed in writing to:

Minister Jeff Yurek
Ministry of Environment, Conservation and Parks
777 Bay Street, 5th Floor
Toronto ON M7A 2J3
minister.mecp@ontario.ca

and

Director, Environmental Assessment Branch
Ministry of Environment, Conservation and Parks
135 St. Clair Ave. W, 1st Floor
Toronto ON, M4V 1P5
EABDirector@ontario.ca

A PROPONENT'S INTRODUCTION TO THE DELEGATION OF PROCEDURAL ASPECTS OF CONSULTATION WITH ABORIGINAL COMMUNITIES

DEFINITIONS

The following definitions are specific to this document and may not apply in other contexts:

Aboriginal communities – the First Nation or Métis communities identified by the Crown for the purpose of consultation.

Consultation – the Crown's legal obligation to consult when the Crown has knowledge of an established or asserted Aboriginal or treaty right and contemplates conduct that might adversely impact that right. This is the type of consultation required pursuant to s. 35 of the *Constitution Act, 1982*. Note that this definition does not include consultation with Aboriginal communities for other reasons, such as regulatory requirements.

Crown – the Ontario Crown, acting through a particular ministry or ministries.

Procedural aspects of consultation – those portions of consultation related to the process of consultation, such as notifying an Aboriginal community about a project, providing information about the potential impacts of a project, responding to concerns raised by an Aboriginal community and proposing changes to the project to avoid negative impacts.

Proponent – the person or entity that wants to undertake a project and requires an Ontario Crown decision or approval for the project.

I. PURPOSE

The Crown has a legal duty to consult Aboriginal communities when it has knowledge of an existing or asserted Aboriginal or treaty right and contemplates conduct that may adversely impact that right. In outlining a framework for the duty to consult, the Supreme Court of Canada has stated that the Crown may delegate procedural aspects of consultation to third parties. This document provides general information about the Ontario Crown's approach to delegation of the procedural aspects of consultation to proponents.

This document is not intended to instruct a proponent about an individual project, and it does not constitute legal advice.

II. WHY IS IT NECESSARY TO CONSULT WITH ABORIGINAL COMMUNITIES?

The objective of the modern law of Aboriginal and treaty rights is the *reconciliation* of Aboriginal peoples and non-Aboriginal peoples and their respective rights, claims and interests. Consultation is an important component of the reconciliation process.

The Crown has a legal duty to consult Aboriginal communities when it has knowledge of an existing or asserted Aboriginal or treaty right and contemplates conduct that might adversely impact that right. For example, the Crown's duty to consult is triggered when it considers issuing a permit, authorization or approval for a project which has the potential to adversely impact an Aboriginal right, such as the right to hunt, fish, or trap in a particular area.

The scope of consultation required in particular circumstances ranges across a spectrum depending on both the nature of the asserted or established right and the seriousness of the potential adverse impacts on that right.

Depending on the particular circumstances, the Crown may also need to take steps to accommodate the potentially impacted Aboriginal or treaty right. For example, the Crown may be required to avoid or minimize the potential adverse impacts of the project.

III. THE CROWN'S ROLE AND RESPONSIBILITIES IN THE DELEGATED CONSULTATION PROCESS

The Crown has the responsibility for ensuring that the duty to consult, and accommodate where appropriate, is met. However, the Crown may delegate the procedural aspects of consultation to a proponent.

There are different ways in which the Crown may delegate the procedural aspects of consultation to a proponent, including through a letter, a memorandum of understanding, legislation, regulation, policy and codes of practice.

If the Crown decides to delegate procedural aspects of consultation, the Crown will generally:

- Ensure that the delegation of procedural aspects of consultation and the responsibilities of the proponent are clearly communicated to the proponent;
- Identify which Aboriginal communities must be consulted;
- Provide contact information for the Aboriginal communities;
- Revise, as necessary, the list of Aboriginal communities to be consulted as new information becomes available and is assessed by the Crown;
- Assess the scope of consultation owed to the Aboriginal communities;
- Maintain appropriate oversight of the actions taken by the proponent in fulfilling the procedural aspects of consultation;
- Assess the adequacy of consultation that is undertaken and any accommodation that may be required;
- Provide a contact within any responsible ministry in case issues arise that require direction from the Crown; and
- Participate in the consultation process as necessary and as determined by the Crown.

IV. THE PROPONENT'S ROLE AND RESPONSIBILITIES IN THE DELEGATED CONSULTATION PROCESS

Where aspects of the consultation process have been delegated to a proponent, the Crown, in meeting its duty to consult, will rely on the proponent's consultation activities and documentation of those activities. The consultation process informs the Crown's decision of whether or not to approve a proposed project or activity.

A proponent's role and responsibilities will vary depending on a variety of factors including the extent of consultation required in the circumstance and the procedural aspects of consultation the Crown has delegated to it. Proponents are often in a better position than the Crown to discuss a project and its potential impacts with Aboriginal communities and to determine ways to avoid or minimize the adverse impacts of a project.

A proponent can raise issues or questions with the Crown at any time during the consultation process. If issues or concerns arise during the consultation that cannot be addressed by the proponent, the proponent should contact the Crown.

a) What might a proponent be required to do in carrying out the procedural aspects of consultation?

Where the Crown delegates procedural aspects of consultation, it is often the proponent's responsibility to provide notice of the proposed project to the identified Aboriginal communities. The notice should indicate that the Crown has delegated the procedural aspects of consultation to the proponent and should include the following information:

- a description of the proposed project or activity;
- mapping;
- proposed timelines;
- details regarding anticipated environmental and other impacts;
- details regarding opportunities to comment; and
- any changes to the proposed project that have been made for seasonal conditions or other factors, where relevant.

Proponents should provide enough information and time to allow Aboriginal communities to provide meaningful feedback regarding the potential impacts of the project. Depending on the nature of consultation required for a project, a proponent also may be required to:

- provide the Crown with copies of any consultation plans prepared and an opportunity to review and comment;
- ensure that any necessary follow-up discussions with Aboriginal communities take place in a timely manner, including to confirm receipt of information, share and update information and to address questions or concerns that may arise;
- as appropriate, discuss with Aboriginal communities potential mitigation measures and/or changes to the project in response to concerns raised by Aboriginal communities;
- use language that is accessible and not overly technical, and translate material into Aboriginal languages where requested or appropriate;
- bear the reasonable costs associated with the consultation process such as, but not limited to, meeting hall rental, meal costs, document translation(s), or to address technical & capacity issues;
- provide the Crown with all the details about potential impacts on established or asserted Aboriginal or treaty rights, how these concerns have been considered and addressed by the proponent and the Aboriginal communities and any steps taken to mitigate the potential impacts;
- provide the Crown with complete and accurate documentation from these meetings and communications; and
- notify the Crown immediately if an Aboriginal community not identified by the Crown approaches the proponent seeking consultation opportunities.

b) What documentation and reporting does the Crown need from the proponent?

Proponents should keep records of all communications with the Aboriginal communities involved in the consultation process and any information provided to these Aboriginal communities.

As the Crown is required to assess the adequacy of consultation, it needs documentation to satisfy itself that the proponent has fulfilled the procedural aspects of consultation delegated to it. The documentation required would typically include:

- the date of meetings, the agendas, any materials distributed, those in attendance and copies of any minutes prepared;
- the description of the proposed project that was shared at the meeting;
- any and all concerns or other feedback provided by the communities;
- any information that was shared by a community in relation to its asserted or established Aboriginal or treaty rights and any potential adverse impacts of the proposed activity, approval or disposition on such rights;
- any proposed project changes or mitigation measures that were discussed, and feedback from Aboriginal communities about the proposed changes and measures;
- any commitments made by the proponent in response to any concerns raised, and feedback from Aboriginal communities on those commitments;
- copies of correspondence to or from Aboriginal communities, and any materials distributed electronically or by mail;
- information regarding any financial assistance provided by the proponent to enable participation by Aboriginal communities in the consultation;
- periodic consultation progress reports or copies of meeting notes if requested by the Crown;
- a summary of how the delegated aspects of consultation were carried out and the results; and
- a summary of issues raised by the Aboriginal communities, how the issues were addressed and any outstanding issues.

In certain circumstances, the Crown may share and discuss the proponent's consultation record with an Aboriginal community to ensure that it is an accurate reflection of the consultation process.

c) Will the Crown require a proponent to provide information about its commercial arrangements with Aboriginal communities?

The Crown may require a proponent to share information about aspects of commercial arrangements between the proponent and Aboriginal communities where the arrangements:

- include elements that are directed at mitigating or otherwise addressing impacts of the project;
- include securing an Aboriginal community's support for the project; or
- may potentially affect the obligations of the Crown to the Aboriginal communities.

The proponent should make every reasonable effort to exempt the Crown from confidentiality provisions in commercial arrangements with Aboriginal communities to the extent necessary to allow this information to be shared with the Crown.

The Crown cannot guarantee that information shared with the Crown will remain confidential. Confidential commercial information should not be provided to the Crown as part of the consultation record if it is not relevant to the duty to consult or otherwise required to be submitted to the Crown as part of the regulatory process.

V. WHAT ARE THE ROLES AND RESPONSIBILITIES OF ABORIGINAL COMMUNITIES' IN THE CONSULTATION PROCESS?

Like the Crown, Aboriginal communities are expected to engage in consultation in good faith. This includes:

- responding to the consultation notice;
- engaging in the proposed consultation process;
- providing relevant documentation;
- clearly articulating the potential impacts of the proposed project on Aboriginal or treaty rights; and
- discussing ways to mitigate any adverse impacts.

Some Aboriginal communities have developed tools, such as consultation protocols, policies or processes that provide guidance on how they would prefer to be consulted. Although not legally binding, proponents are encouraged to respect these community processes where it is reasonable to do so. Please note that there is no obligation for a proponent to pay a fee to an Aboriginal community in order to enter into a consultation process.

To ensure that the Crown is aware of existing community consultation protocols, proponents should contact the relevant Crown ministry when presented with a consultation protocol by an Aboriginal community or anyone purporting to be a representative of an Aboriginal community.

VI. WHAT IF MORE THAN ONE PROVINCIAL CROWN MINISTRY IS INVOLVED IN APPROVING A PROPONENT'S PROJECT?

Depending on the project and the required permits or approvals, one or more ministries may delegate procedural aspects of the Crown's duty to consult to the proponent. The proponent may contact individual ministries for guidance related to the delegation of procedural aspects of consultation for ministry-specific permits/approvals required for the project in question. Proponents are encouraged to seek input from all involved Crown ministries sooner rather than later.

Client's Guide to Preliminary Screening for Species at Risk

***Ministry of the Environment, Conservation and Parks
Species at Risk Branch, Permissions and Compliance
DRAFT - May 2019***

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1.0 Purpose, Scope, Background and Context

1.1 Purpose of this Guide

This guide has been created to:

- help clients better understand their obligation to gather information and complete a preliminary screening for species at risk before contacting the ministry,
- outline guidance and advice clients can expect to receive from the ministry at the preliminary screening stage,
- help clients understand how they can gather information about species at risk by accessing publicly available information housed by the Government of Ontario, and
- provide a list of other potential sources of species at risk information that exist outside the Government of Ontario.

It remains the client's responsibility to:

- carry out a preliminary screening for their projects,
- obtain best available information from all applicable information sources,
- conduct any necessary field studies or inventories to identify and confirm the presence or absence of species at risk or their habitat,
- consider any potential impacts to species at risk that a proposed activity might cause, and
- comply with the *Endangered Species Act* (ESA).

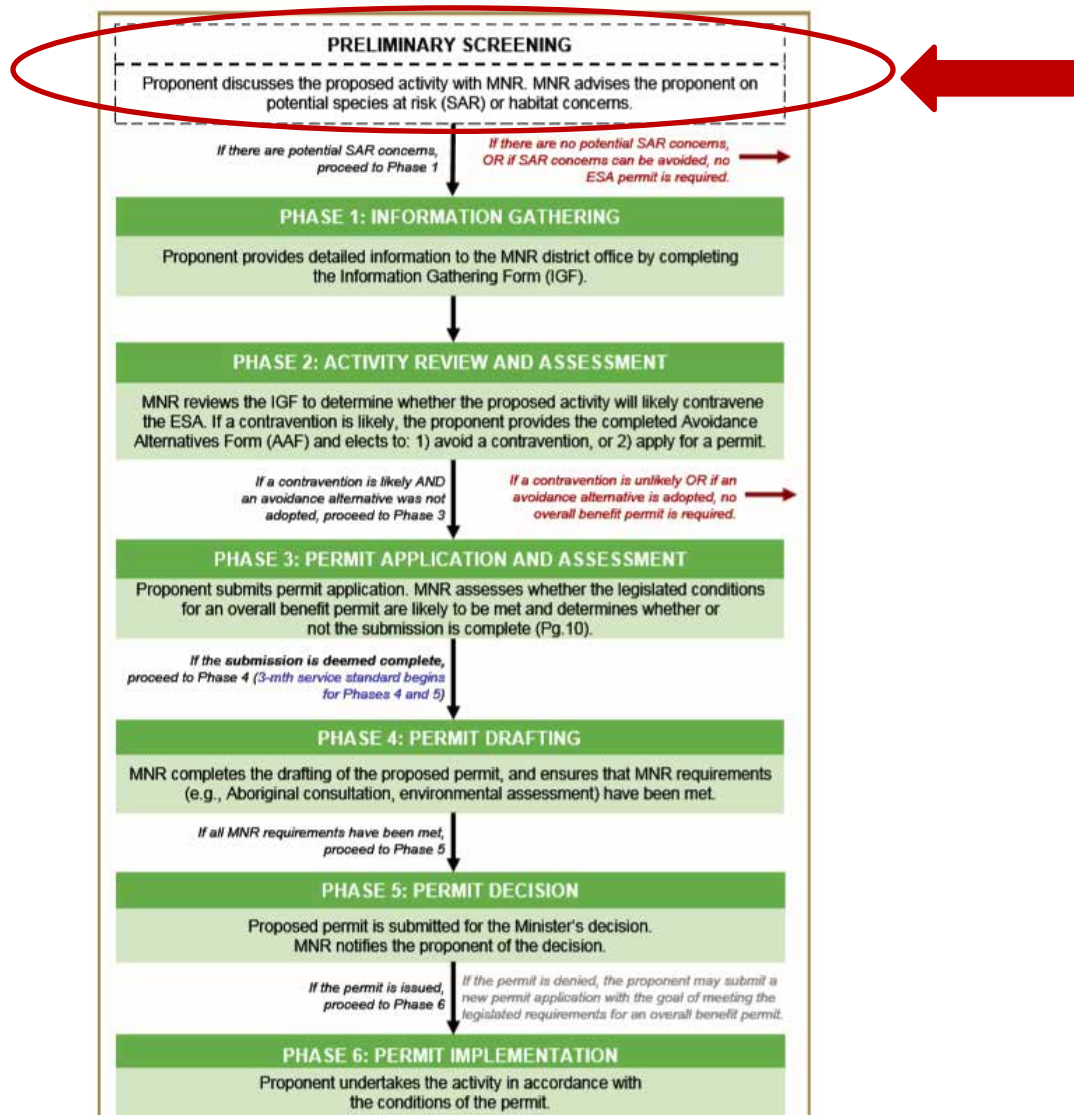
To provide the most efficient service, clients should initiate species at risk screenings and seek information from all applicable information sources identified in this guide, at a minimum, prior to contacting Government of Ontario ministry offices for further information or advice.

1.2 Scope

This guide is a resource for clients seeking to understand if their activity is likely to impact species at risk or if they are likely to trigger the need for an authorization under the ESA. It is not intended to circumvent any detailed site surveys that may be necessary to document species at risk or their habitat nor to circumvent the need to assess the impacts of a proposed activity on species at risk or their habitat. This guide is not an exhaustive list of available information sources for any given area as the availability of information on species at risk and their habitat varies across the province. This guide is intended to support projects and activities carried out on Crown and private land, by private landowners, businesses, other provincial ministries and agencies, or municipal government.

1.3 Background and Context

To receive advice on their proposed activity, clients must first determine whether any species at risk or their habitat exist or are likely to exist at or near their proposed activity, and whether their proposed activity is likely to contravene the ESA. Once this step is complete, clients may contact the ministry at SAROntario@ontario.ca to discuss the main purpose, general methods, timing and location of their proposed activity as well as information obtained about species at risk and their habitat at, or near, the site. At this stage, the ministry can provide advice and guidance to the client about potential species at risk or habitat concerns, measures that the client is considering to avoid adverse effects on species at risk or their habitat and whether additional field surveys are advisable. This is referred to as the “Preliminary Screening” stage. For more information on additional phases in the diagram below, please refer to the *Endangered Species Act Submission Standards for Activity Review and 17(2)(c) Overall Benefit Permits* policy available online at <https://www.ontario.ca/page/species-risk-overall-benefit-permits>. Please note: any reference to MNR in the diagram is replaced by MECP.



2.0 Roles and Responsibilities

To provide the most efficient service, clients should initiate species at risk screenings and seek information from all applicable information sources identified in this guide prior to contacting Government of Ontario ministry offices for further information or advice.

Step 1: Client seeks information regarding species at risk or their habitat that exist, or are likely to exist, at or near their proposed activity by referring to all applicable information sources identified in this guide.

Step 2: Client reviews and consider guidance on whether their proposed activity is likely to contravene the ESA (see section 3.4 of this guide for guidance on what to consider).

Step 3: Client gathers information identified in the checklist in section 4 of this guide.

Step 4: Client contacts the ministry at SAROntario@ontario.ca to discuss their preliminary screening. Ministry staff will ask the client questions about the main purpose, general methods, timing and location of their proposed activity as well as information obtained about species at risk and their habitat at, or near, the site. Ministry staff will also ask the client for their interpretation of the impacts of their activity on species at risk or their habitat as well as measures the client has considered to avoid any adverse impacts.

Step 5: Ministry staff will provide advice on next steps.

Option A: Ministry staff may advise the client they can proceed with their activity without an authorization under the ESA where the ministry is confident that:

- no protected species at risk or habitats are likely to be present at or near the proposed location of the activity; or
- protected species at risk or habitats are known to be present but the activity is not likely to contravene the ESA; or
- through the adoption of avoidance measures, the modified activity is not likely to contravene the ESA.

Option B: Ministry staff may advise the client to proceed to Phase 1 of the overall benefit permitting process (i.e. Information Gathering in the previous diagram), where:

- there is uncertainty as to whether any protected species at risk or habitats are present at or near the proposed location of the activity; or
- the potential impacts of the proposed activity are uncertain; or
- ministry staff anticipate the proposed activity is likely to contravene the ESA.

3.0 Information Sources

Land Information Ontario (LIO) and the Natural Heritage Information Centre (NHIC) maintain and provide information about species at risk, as well as related information about fisheries, wildlife, crown lands, protected lands and more. This information is made available to organizations, private individuals, consultants, and developers through online sources and is often considered under various pieces of legislation or as part of regulatory approvals and planning processes.

The information available from LIO or NHIC and the sources listed in this guide should not be considered as a substitute for site visits and appropriate field surveys. Generally, this information can be regarded as a starting point from which to conduct further field surveys, if needed. While this data represents best available current information, it is important to note that a lack of information for a site does not mean that species at risk or their habitat are not present. There are many areas where the Government of Ontario does not currently have information, especially in more remote parts of the province. The absence of species at risk location data at or near your site does not necessarily mean no species at risk are present at that location. On-site assessments can better verify site conditions, identify and confirm presence of species at risk and/or their habitats.

Information on the location (i.e. observations and occurrences) of species at risk is considered sensitive and therefore publicly available only on a 1km square grid as opposed to as a detailed point on a map. This generalized information can help you understand which species at risk are in the general vicinity of your proposed activity and can help inform field level studies you may want to undertake to confirm the presence, or absence of species at risk at or near your site.

Should you require specific and detailed information pertaining to species at risk observations and occurrences at or near your site on a finer geographic scale; you will be required to demonstrate your need to access this information, to complete data sensitivity training and to obtain a Sensitive Data Use License from the NHIC. Information on how to obtain a license can be found online at <https://www.ontario.ca/page/get-natural-heritage-information>.

Many organizations (e.g. other Ontario ministries, municipalities, conservation authorities) have ongoing licensing to access this data so be sure to check if your organization has this access and consult this data as part of your preliminary screening if your organization already has a license.

3.1 Make a Map: Natural Heritage Areas

The Make a Natural Heritage Area Map (available online at <https://www.ontario.ca/page/make-natural-heritage-area-map>) provides public access to natural heritage information, including species at risk, without the user needing to have Geographic Information System (GIS) capability. It allows users to view and identify generalized species at risk information, mark areas of interest, and create and print a custom map directly from the web application. The tool also shows topographic information such as roads, rivers, contours and municipal boundaries.

Users are advised that sensitive information has been removed from the natural areas dataset and the occurrences of species at risk has been generalized to a 1-kilometre grid to mitigate the risks to the species (e.g. illegal harvest, habitat disturbance, poaching).

The web-based mapping tool displays natural heritage data, including:

- Generalized Species at risk occurrence data (based on a 1-km square grid),
- Natural Heritage Information Centre data.

Data cannot be downloaded directly from this web map; however, information included in this application is available digitally through Land Information Ontario (LIO) at <https://www.ontario.ca/page/land-information-ontario>.

3.2 Land Information Ontario (LIO)

Most natural heritage data is publicly available. This data is managed in a large provincial corporate database called the LIO Warehouse and can be accessed online through the LIO Metadata Management Tool at <https://www.javacoeapp.lrc.gov.on.ca/geonetwork/srv/en/main.home>. This tool provides descriptive information about the characteristics, quality and context of the data. Publicly available geospatial data can be downloaded directly from this site.

While most data are publicly available, some data may be considered highly sensitive (i.e. nursery areas for fish, species at risk observations) and as such, access to some data maybe restricted.

3.3 Additional Species at Risk Information Sources

- The Breeding Bird Atlas can be accessed online at <http://www.birdsontario.org/atlas/index.jsp?lang=en>
- eBird can be accessed online at <https://ebird.org/home>
- iNaturalist can be accessed online at <https://www.inaturalist.org/>
- The Ontario Reptile and Amphibian Atlas can be accessed online at <https://ontarionature.org/programs/citizen-science/reptile-amphibian-atlas>
- Your local Conservation Authority. Information to help you find your local Conservation Authority can be accessed online at <https://conservationontario.ca/conservation-authorities/find-a-conservation-authority/>

Local naturalist groups or other similar community-based organizations

- Local Indigenous communities
- Local land trusts or other similar Environmental Non-Government Organizations
- Field level studies to identify if species at risk, or their habitat, are likely present or absent at or near the site.
- When an activity is proposed within one of the continuous caribou ranges, please be sure to consider the caribou Range Management Policy. This policy includes figures and maps of the continuous caribou range, can be found online at <https://www.ontario.ca/page/range-management-policy-support-woodland-caribou-conservation-and-recovery>

3.4 Information Sources to Support Impact Assessments

- Guidance to help you understand if your activity is likely to adversely impact species at risk or their habitat can be found online at <https://www.ontario.ca/page/policy-guidance-harm-and-harass-under-endangered-species-act> and <https://www.ontario.ca/page/categorizing-and-protecting-habitat-under-endangered-species-act>
- A list of species at risk in Ontario is available online at <https://www.ontario.ca/page/species-risk-ontario>. On this webpage, you can find out more about each species, including where it lives, what threatens it and any specific habitat protections that apply to it by clicking on the photo of the species.

4.0 Check-List

Please feel free to use the check list below to help you confirm you have explored all applicable information sources and to support your discussion with Ministry staff at the preliminary screening stage.

- ✓ Land Information Ontario (LIO)
- ✓ Natural Heritage Information Centre (NHIC)
- ✓ The Breeding Bird Atlas
- ✓ eBird
- ✓ iNaturalist
- ✓ Ontario Reptile and Amphibian Atlas
- ✓ List Conservation Authorities you contacted: _____

- ✓ List local naturalist groups you contacted: _____

- ✓ List local Indigenous communities you contacted: _____

- ✓ List any other local land trusts or Environmental Non-Government Organizations you contacted: _____

- ✓ List and field studies that were conducted to identify species at risk, or their habitat, likely to be present or absent at or near the site: _____

- ✓ List what you think the likely impacts of your activity are on species at risk and their habitat (e.g. damage or destruction of habitat, killing, harming or harassing species at risk): _____

A2

From: Land Use <LandUse@navcanada.ca>
Sent: August 25, 2026 1:15 PM
To: Kuan, Shelley <shelley.kuan@arcadis.com>
Subject: RE: 22-1623 Main Street and Whitney Avenue (Main and Whitney, HD17A Water Pumping Station (WPS))

Hello,

To reopen this project, please provide a new submission via the [Land Use portal](#). As of August 2025, all proposals to Land Use are processed via the portal and must include the specific coordinates and building data.

This ensures that all relevant project data is captured and readable by our system. Once the data is received, we can begin an assessment of the current project.

Regards,

NAV CANADA Land Use | Aeronautical Information Management (AIM)

landuse@navcanada.ca

1611 Tom Roberts Avenue, Ottawa, ON K1V 1E5

www.navcanada.ca



From: Kuan, Shelley
Sent: August 25, 2026 12:51 PM
To: 'Land Use' <LandUse@navcanada.ca>; 'Diane.Levesque@navcanada.ca' <Diane.Levesque@navcanada.ca>; Xu, Heli <heli.xu@hamilton.ca>
Cc: Polonsky, Loren <loren.polonsky@arcadis.com>; Ehrenberg, Udo <udo.ehrenberg@hamilton.ca>
Subject: RE: 22-1623 Main Street and Whitney Avenue (Main and Whitney, HD17A Water Pumping Station (WPS))

Good Day,

Thank you for your email confirming that NAV CANADA's file for the above-noted project has been closed.

We are writing to request that the file be reactivated. NAV CANADA was originally circulated at the time of PIC #1, and we had indicated that we would follow up once the preferred site was determined. Attached, please find the short-listed alternative sites for review. The preferred solution is to construct a new Water Pumping Station (WPS) adjacent to the existing HD17A WPS at 1845 Main Street West and Whitney Avenue (Site 6), in the City of Hamilton.

The project is now proceeding to the Notice of Completion stage, and we would like to provide NAV CANADA with the Notice of Completion and an opportunity to review and provide any final comments.

For ease of reference, please see the table below:

- Project: Main & Whitney (HD17A) Water Pumping Station Class EA and Conceptual Design
- Location: City of Hamilton
- PIC #1 dates: May 12 to June 2, 2022
- PIC #2 dates: April 28 to May 19, 2023
- NAV CANADA reference number: 22-1623 LUF

The notices, along with other project documents, are also available on the City of Hamilton website at: www.hamilton.ca/mainwhitneystationea.

As the project has now reached the Notice of Completion stage, we would appreciate the opportunity to provide NAV CANADA with the Notice of Completion and to confirm whether there are any final comments. Could you please reopen or reactivate the file for this purpose?

Thank you in advance.

Please feel free to contact us if you have any questions or clarifications.

Shelley Kuan P.ENG.
Project Manager
Associate, Practice Lead - Hydraulics & Modelling

Arcadis Professional Services (Canada) Inc.
8133 Warden Ave, Unit 300
Markham ON L6G 1B3 Canada
tel +1 905 763 2322
www.arcadis.com

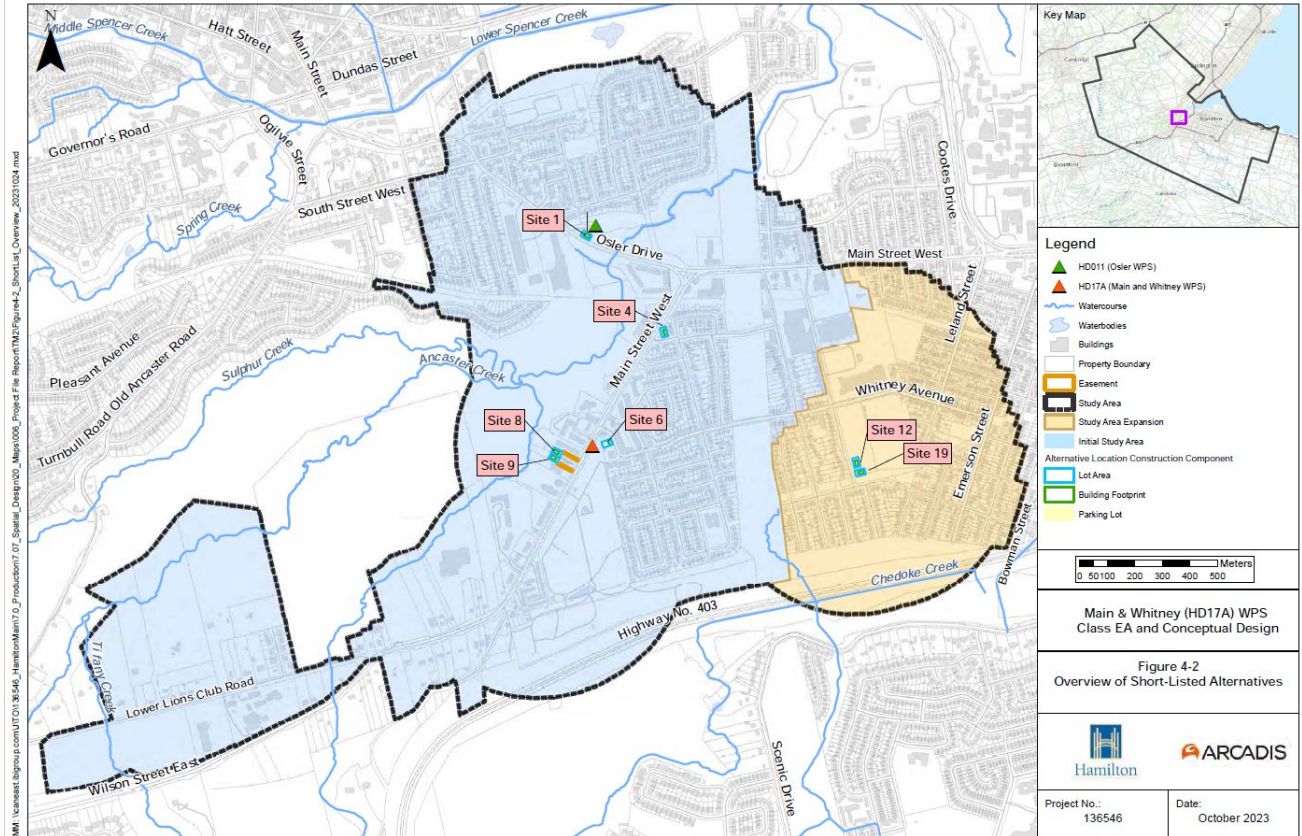


HD17A WPS_EA_Short-listed Alternatives.pdf
.pdf File



RE: 22-1623 LUF - Hamilton Main and Whitney (HD17A) WPS Class EA - Notice of Study Commencement and Public Information Centre No 1
Outlook item





From: Land Use <LandUse@navcanada.ca>

Sent: August 19, 2026 10:15 AM

To: Florentin.Novac@hamilton.ca; shelley.kuan@ibigroup.com

Subject: 22-1623 Main Street and Whitney Avenue (Main and Whitney, HD17A Water Pumping Station (WPS))

Hello/Bonjour

[La version française figure ci-dessous / French Text Follows](#)

We have reviewed your submission, and NAV CANADA cannot complete an assessment at this time as the information provided lacks actionable data. Therefore, this file has been formally closed.

For planning purposes, we suggest reviewing and adhering to Transport Canada's [TP1247E](#), *Land Use in the Vicinity of Aerodromes* and [ICAO EUR DOC 015](#), building restricted areas. These documents are Land Use guidelines outlining specific protection requirements and restrictions. Furthermore, designation of residential zones should take into consideration future noise issues concerning air traffic.

To assist us in ensuring that future development projects do not adversely affect Air Navigation and related facilities, we ask that a Land Use Submission Proposal be submitted to NAV CANADA using our [Land Use Web Submission Portal](#), allowing at least 30 working days for evaluation when proposed object data is known.

An explanation of the Land Use program can be obtained from the following website link:

[NAV CANADA Land Use Program](#)

Kind regards,

Nous avons examiné la proposition et NAV CANADA ne peut pas effectuer d'évaluation pour le moment, car les renseignements fournis ne sont pas suffisamment exploitables. Ce faisant, ce dossier vient d'être formellement fermé.

Pour des raisons de planification, nous vous recommandons de consulter et d'adhérer aux documents [TP1247E](#) de Transports Canada, intitulé « *Utilisation des terrains au voisinage des aéroports* », ainsi qu'au [ICAO EUR DOC 015](#) (anglais), relatif aux zones de construction restreintes. Ces documents constituent des lignes directrices en matière d'utilisation des terrains qui définissent des exigences et des restrictions spécifiques en matière de protection. De plus, la délimitation des zones résidentielles devra tenir compte des futurs problèmes de bruit liés au trafic aérien.

Afin de nous aider à garantir que les futurs projets d'aménagement n'aient pas d'incidence négative sur la navigation aérienne et les installations connexes, veuillez

soumettre une proposition d'utilisation de terrains à NAV CANADA pour évaluation via le [portail Web Propositions d'utilisation de terrains](#) en prévoyant un délai d'au moins 30 jours ouvrables pour l'évaluation lorsque les données relatives à l'objet proposé sont connues.

Vous trouverez des explications concernant le programme d'utilisation de terrains en cliquant sur le lien suivant :

[NAV CANADA Programme d'utilisation de terrains](#)

Cordialement,

Land Use Office / Bureau d'utilisation de terrains

NAV CANADA | Aeronautical Information Management (AIM)

landuse@navcanada.ca

1611 Tom Roberts Avenue, Ottawa, ON K1V 1E5

www.navcanada.ca



From: Shelley Kuan
Sent: Monday, May 2, 2022 4:22 PM
To: landuse@navcanada.ca
Cc: Novac, Florentin <Florentin.Novac@hamilton.ca>
Subject: RE: 22-1623 LUF - Hamilton Main and Whitney (HD17A) WPS Class EA - Notice of Study Commencement and Public Information Centre No 1

Hi Diane,

Thanks for your information.

Once the alternative locations for the new pumping station are identified, a location map along with other documents will be provided for the NAV Canada to review and comment.

Please feel free to contact us if you have any questions.

Thank you.

Shelley Kuan P.ENG.
Project Manager
Associate - Practice Lead, Hydraulic & Modelling

IBI GROUP
8133 Warden Ave, Unit 300
Markham ON L6G 1B3 Canada
tel +1 905 763 2322 ext 63600

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From: Land Use <LandUse@navcanada.ca>
Sent: Thursday, April 28, 2022 10:54 AM
To: Shelley Kuan <shelley.kuan@ibigroup.com>
Cc: florentin.novac@hamilton.ca
Subject: RE: 22-1623 LUF - Hamilton Main and Whitney (HD17A) WPS Class EA - Notice of Study Commencement and Public Information Centre No 1
Importance: High

Hello,

Transport Canada is the Federal regulatory body that evaluates obstacles via the [Aeronautical Assessment Form for Obstruction Marking and Lighting](#), primarily for issues regarding tower-obstacle-building lighting, painting-marking requirements and airport zoning restrictions. Transport Canada and NAV CANADA share information for the protection of the Air Navigation System.

NAV CANADA owns Canada's Air Navigation System. The Land Use evaluation process determines any potential impacts that may affect the safety of the Air Navigation System from various proposals. Please complete a Land Use submission for your project. We would also need a map depicting the location of the project. Here is a link to the NAV CANADA Land Use webpage.

<https://www.navcanada.ca/en/products-and-services/Pages/land-use-program.aspx>

Thank you.

Diane Levesque

Land Use | Utilisation des terrains

NAV CANADA

Diane.Levesque@navcanada.ca

1601 Tom Roberts avenue, Ottawa, ON K1V 1E5

T. 613-936-5135

Land Use

AERONAUTICAL INFORMATION MANAGEMENT (AIM)

landuse@navcanada.ca

www.navcanada.ca

From: Shelley Kuan <shelley.kuan@ibigroup.com>

Sent: April 27, 2022 11:07 PM

Cc: florentin.novac@hamilton.ca

Subject: 22-1623 LUF

Dear Sir/Madam,

The City of Hamilton has initiated a Municipal Class Environmental Assessment to develop and assess alternative solutions to replace the existing Main Street & Whitney Avenue (Main & Whitney, HD17A) Water Pumping Station (WPS).

IBI Group (IBI) is the Consultant assisting the City of Hamilton with this project. I am Shelley Kuan, the Consultant Project Manager. The City's Project Manager is Florentin Novac.

The purpose of this email is to announce the study commencement and online Public Information Centre No. 1. Project details and a key map showing the location are provided in the enclosed notice.

City of Hamilton is inviting you to participate in Public Information Centre No.1. This event will be held virtually on the City's webpage at: www.hamilton.ca/mainwhitneystationea and will be available from **May 12, 2022** until **June 2, 2022**.

If you have any information that may assist us in the completion of the project or would like to discuss the project, please contact me or Florentin Novac at (905) 546-2424 ext. 2823 or by email at Florentin.Novac@hamilton.ca.

Thank you.

Shelley Kuan P.ENG.
Project Manager
Associate - Practice Lead, Hydraulic & Modelling

IBI GROUP

8133 Warden Ave, Unit 300
Markham ON L6G 1B3 Canada
tel +1 905 763 2322 ext 63600



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A4

From: Shelley Kuan
Sent: Monday, May 2, 2022 5:26 PM
To: Dana Couture <dcouture@lgl.com>
Cc: Florentin.Novac@hamilton.ca
Subject: FW: NDMNRF Comments - Hamilton Main and Whitney (HD17A) WPS Class EA, Notice of Study Commencement

Hi Dana,

Attached please find the NDMNRF comments on this project. Please feel free to contact us if you have any questions.

Thanks.

Shelley Kuan P.ENG.
Associate - Practice Lead, Hydraulic & Modelling

IBI GROUP
8133 Warden Ave, Unit 300
Markham ON L6G 1B3 Canada
tel +1 905 763 2322 ext 63600

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From: Wagner, Kristen (NDMNRF) <Kristen.Wagner@ontario.ca>
Sent: Monday, May 2, 2022 2:48 PM
To: Shelley Kuan <shelley.kuan@ibigroup.com>
Cc: Florentin.Novac@hamilton.ca
Subject: NDMNRF Comments - Hamilton Main and Whitney (HD17A) WPS Class EA, Notice of Study Commencement

Good Afternoon,
Please find attached NDMNRF's comments on the above-noted project. If you have any questions, please do not hesitate to contact me.

Thanks,
Kristen

Kristen Wagner, B.Sc.
District Planner

Ministry of Northern Development, Mines, Natural Resources and Forestry (NDMNRF) | Pembroke District
(613) 504-2254 | kristen.wagner@ontario.ca



"As part of providing accessible customer service, please let me know if you have any accommodation needs or require communication supports or alternate formats."

From: Shelley Kuan
Sent: Monday, May 2, 2022 5:18 PM
To: Wagner, Kristen (NDMNRF) <Kristen.Wagner@ontario.ca>
Cc: Florentin.Novac@hamilton.ca
Subject: RE: NDMNRF Comments - Hamilton Main and Whitney (HD17A) WPS Class EA, Notice of Study Commencement

Thank you Kristen for your guidance in completing this Class EA and I will forward these information to our consulting firm for their actions.

Please feel free to contact us if you have any questions.

Thank you.

Shelley Kuan P.ENG.
Project Manager
Associate - Practice Lead, Hydraulic & Modelling

IBI GROUP
8133 Warden Ave, Unit 300
Markham ON L6G 1B3 Canada
tel +1 905 763 2322 ext 63600

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From: Wagner, Kristen (NDMNRF) <Kristen.Wagner@ontario.ca>
Sent: Monday, May 2, 2022 2:48 PM
To: Shelley Kuan <shelley.kuan@ibigroup.com>
Cc: Florentin.Novac@hamilton.ca
Subject: NDMNRF Comments - Hamilton Main and Whitney (HD17A) WPS Class EA, Notice of Study Commencement

Good Afternoon,

Please find attached NDMNRF's comments on the above-noted project.

If you have any questions, please do not hesitate to contact me.

Thanks, Kristen

Kristen Wagner, B.Sc.

District Planner

**Ministry of Northern Development, Mines, Natural Resources and Forestry (NDMNRF) |
Pembroke District**

(613) 504-2254 | kristen.wagner@ontario.ca



"As part of providing accessible customer service, please let me know if you have any accommodation needs or require communication supports or alternate formats."

May 2, 2022

By email only

Dear Shelley

SUBJECT: NDMNRF Comments – Notice of Study Commencement – Hamilton Main and Whitney (HD17A) WPS Class EA

The Ministry of Northern Development, Mines, Natural Resources and Forestry (NDMNRF) received the Hamilton Main and Whitney (HD17A) WPS Class EA, Notice of Study on April 27, 2022.

Thank you for circulating this to our office. Please note that we have not completed a screening of natural heritage or other resource values for the project at this time. This response, however, does provide information to guide you in identifying and assessing natural features and resources as required by applicable policies and legislation, as well as engaging with the Ministry for advice as needed.

Please also note that it is the proponent's responsibility to be aware of, and comply with, all relevant federal or provincial legislation, municipal by-laws or other agency approvals.

Natural Heritage

NDMNRF's natural heritage and natural resources GIS data layers can be obtained through the Ministry's [Land Information Ontario \(LIO\)](#) website. You may also view natural heritage information online (e.g., Provincially Significant Wetlands, ANSI's, woodlands, etc.) using the [Make a Map: Natural Heritage Areas](#) tool.

We recommend that you use the above-noted sources of information during the review of your project proposal.

Petroleum Wells & Oil, Gas and Salt Resources Act

There may be petroleum wells within the proposed project area. Please consult the Ontario Oil, Gas and Salt Resources Library website (www.ogsrlibrary.com) for the best-known data on any wells recorded by NDMNRF. Please reference the 'Definitions and Terminology Guide' listed in the publications on the library website to better understand the well information available. Any oil and gas wells in your project area are regulated by the *Oil, Gas and Salt Resource Act*, and the supporting regulations and operating standards. If any unanticipated wells are encountered during development of the project, or if the proponent has questions

regarding petroleum operations, the proponent should contact the Petroleum Operations Section at POSRecords@ontario.ca or 519-873-4634.

Fish and Wildlife Conservation Act

Please note, that should the project require:

- The relocation of fish outside of the work area, a Licence to Collect Fish for Scientific Purposes under the *Fish and Wildlife Conservation Act* will be required.
- The relocation of wildlife outside of the work area (including amphibians, reptiles, and small mammals), a Wildlife Collector's Authorization under the *Fish and Wildlife Conservation Act* will be required.

Public Lands Act & Lakes and Rivers Improvement Act

Some Project may be subject to the provisions of the *Public Lands Act* or *Lakes and River Improvement Act*. Please review the information on NDMNRF's web pages provided below regarding when an approval is, or is not, required. Please note that many of the authorizations under the *Lakes and Rivers Improvement Act* are administered by the local Conservation Authority.

- For more information about the *Public Lands Act*: <https://www.ontario.ca/page/crown-land-work-permits>
- For more information about the *Lakes and Rivers Improvement Act*: <https://www.ontario.ca/page/lakes-and-rivers-improvement-act-administrative-guide>

After reviewing the information provided, if you have not identified any of NDMNRF's interested stated above, there is no need to circulate any subsequent notices to our office. If you have identified any of NDMNRF's interests and may require permit(s) or further technical advice, please contact scp.guelph@ontario.ca.

In the meantime, if you have any questions or concerns, please feel free to contact me.

Best Regards,

[original signed by]

Kristen Wagner
District Planner
Ministry of Northern Development, Mines, Natural Resources and Forestry (NDMNRF)
(613) 504-2254
kristen.wagner@ontario.ca

A4

From: Shelley Kuan
Sent: Friday, May 6, 2022 10:14 AM
To: Derek Heavens <Derek.Heavens@enbridge.com>
Cc: Florentin.Novac@hamilton.ca
Subject: RE: Hamilton Main and Whitney (HD17A) WPS Class EA - Notice of Study Commencement and Public Information Centre No 1

Good Morning Derek,
Thanks for your information.
We will let you know if we any information on gas mains for this Class EA project.

Thank you.

Shelley Kuan P.ENG.
Project Manager
Associate - Practice Lead, Hydraulic & Modelling

IBI GROUP
8133 Warden Ave, Unit 300
Markham ON L6G 1B3 Canada
tel +1 905 763 2322 ext 63600

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From: Derek Heavens <Derek.Heavens@enbridge.com>
Sent: Friday, May 6, 2022 10:07 AM
To: Shelley Kuan <shelley.kuan@ibigroup.com>; Florentin.Novac@hamilton.ca
Subject: RE: Hamilton Main and Whitney (HD17A) WPS Class EA - Notice of Study Commencement and Public Information Centre No 1

Hi Shelley/Florentin,

I was forwarded your email below.
If you need any information on gas mains in the area, or if there are potential conflicts with your proposed pumping station location, please let me know and I can try to assist.

Thanks, DH.

Derek Heavens
Advisor, Construction & Project Management
Construction and Growth

—

ENBRIDGE

TEL: 289-649-2030 Ext 5213020 | dheavens@uniongas.com
918 South Service Rd, Stoney Creek, Ontario, L8E 5M4

enbridge.com

Safety. Integrity. Respect. Inclusion

From: Shelley Kuan <shelley.kuan@ibigroup.com>

Sent: Wednesday, April 27, 2022 11:07 PM

Cc: florentin.novac@hamilton.ca

Subject: [External] Hamilton Main and Whitney (HD17A) WPS Class EA - Notice of Study Commencement and Public Information Centre No 1

Dear Sir/Madam,

The City of Hamilton has initiated a Municipal Class Environmental Assessment to develop and assess alternative solutions to replace the existing Main Street & Whitney Avenue (Main & Whitney, HD17A) Water Pumping Station (WPS).

IBI Group (IBI) is the Consultant assisting the City of Hamilton with this project. I am Shelley Kuan, the Consultant Project Manager. The City's Project Manager is Florentin Novac.

The purpose of this email is to announce the study commencement and online Public Information Centre No. 1. Project details and a key map showing the location are provided in the enclosed notice.

City of Hamilton is inviting you to participate in Public Information Centre No.1. This event will be held virtually on the City's webpage at: www.hamilton.ca/mainwhitneystationea and will be available from May 12, 2022 until June 2, 2022.

If you have any information that may assist us in the completion of the project or would like to discuss the project, please contact me or Florentin Novac at (905) 546-2424 ext. 2823 or by email at Florentin.Novac@hamilton.ca.

Thank you.

Shelley Kuan P.ENG.

Project Manager

Associate - Practice Lead, Hydraulic & Modelling

IBI GROUP

8133 Warden Ave, Unit 300

Markham ON L6G 1B3 Canada

tel +1 905 763 2322 ext 63600

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From: Shelley Kuan
Sent: Monday, May 2, 2022 2:01 PM
To: Sarah Taylor <Sarah.Taylor@enbridge.com>
Cc: Novac, Florentin <Florentin.Novac@hamilton.ca>
Subject: RE: Hamilton Main and Whitney (HD17A) WPS Class EA - Notice of Study Commencement and Public Information Centre No 1

Hi Sarah,

Thanks for your information.

We will remove you from the mailing list and all referrals will go to notifications@enbridge.com for the project.

Thank you.

Shelley Kuan P.ENG.
Project Manager
Associate - Practice Lead, Hydraulic & Modelling

IBI GROUP
8133 Warden Ave, Unit 300
Markham ON L6G 1B3 Canada
tel +1 905 763 2322 ext 63600



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From: Sarah Taylor <Sarah.Taylor@enbridge.com>
Sent: Monday, May 2, 2022 1:15 PM
To: Shelley Kuan <shelley.kuan@ibigroup.com>
Subject: RE: Hamilton Main and Whitney (HD17A) WPS Class EA - Notice of Study Commencement and Public Information Centre No 1

Hi Shelley,

Please remove me from the mailing list.

All referrals can go to notifications@enbridge.com

Sarah Taylor
Sr. Analyst, Lands & ROW

ENBRIDGE
TEL 780-392-4765 CELL 403-650-2157 FAX 780-392-4059 EMAIL sarah.taylor@enbridge.com
10175 101 St NW, Edmonton, Alberta T5J 0H3
Mail/Couriers: Suite 330, 10180 - 101 Street, Edmonton, AB T5J 3S4
Canada Post: PO Box 398, Edmonton, AB T5J 2J9
Landowners: TEL 1-800-668-2951 | LandContactCAN@enbridge.com
enbridge.com

Safety. Integrity. Respect. Inclusion

From: Shelley Kuan <shelley.kuan@ibigroup.com>

Sent: Wednesday, April 27, 2022 9:07 PM

Cc: florentin.novac@hamilton.ca

Subject: [External] Hamilton Main and Whitney (HD17A) WPS Class EA - Notice of Study Commencement and Public Information Centre No 1

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Were you expecting this email? TAKE A CLOSER LOOK. Is the sender legitimate?

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Dear Sir/Madam,

The City of Hamilton has initiated a Municipal Class Environmental Assessment to develop and assess alternative solutions to replace the existing Main Street & Whitney Avenue (Main & Whitney, HD17A) Water Pumping Station (WPS).

IBI Group (IBI) is the Consultant assisting the City of Hamilton with this project. I am Shelley Kuan, the Consultant Project Manager. The City's Project Manager is Florentin Novac.

The purpose of this email is to announce the study commencement and online Public Information Centre No. 1. Project details and a key map showing the location are provided in the enclosed notice.

City of Hamilton is inviting you to participate in Public Information Centre No.1. This event will be held virtually on the City's webpage at: www.hamilton.ca/mainwhitneystationea and will be available from **May 12, 2022** until **June 2, 2022**.

If you have any information that may assist us in the completion of the project or would like to discuss the project, please contact me or Florentin Novac at (905) 546-2424 ext. 2823 or by email at Florentin.Novac@hamilton.ca.

Thank you.

Shelley Kuan P.ENG.

Project Manager

Associate - Practice Lead, Hydraulic & Modelling

IBI GROUP

8133 Warden Ave, Unit 300

Markham ON L6G 1B3 Canada

tel +1 905 763 2322 ext 63600



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From: Shelley Kuan

Sent: Monday, May 2, 2022 4:53 PM

To: Merv Weishar <Merv.Weishar@enbridge.com>

Cc: florentin.novac@hamilton.ca; Nick Klip <Nick.Klip@enbridge.com>

Subject: RE: Hamilton Main and Whitney (HD17A) WPS Class EA - Notice of Study Commencement and Public Information Centre No 1

Hi Merv,

Thanks for your information.

We will remove your contact from the mailing list and all referrals will go to Nick.Klip@enbridge.com for the project.

Please feel free to contact us if you have any questions.

Thank you.

Shelley Kuan P.ENG.

Project Manager

Associate - Practice Lead, Hydraulic & Modelling

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From: Merv Weishar <Merv.Weishar@enbridge.com>

Sent: Monday, May 2, 2022 4:32 PM

To: Shelley Kuan <shelley.kuan@ibigroup.com>; Nick Klip <Nick.Klip@enbridge.com>

Cc: florentin.novac@hamilton.ca

Subject: RE: Hamilton Main and Whitney (HD17A) WPS Class EA - Notice of Study Commencement and Public Information Centre No 1

Good afternoon Kelly,

Thank you for the sending the attached notice for comment.

Could you please update your mailing list for all future notices of this type by adding Nick Klip, Manager of Operations Nick.Klip@enbridge.com for the Hamilton and Area and remove mine, as I am based out of Chatham.

Thank you.

Merv Weishar, SRWA

Sr. Land Advisor

Lands & Right-of-Way, Eastern Canada

ENBRIDGE

TEL: 519-436-4600 ext5002644 | CELL: 519-350-6452 | FAX: 519-436-5353 | merv.weishar@enbridge.com

50 Keil Drive, North, Chatham, Ontario N7M 5M1

Landowners: TEL: 1-800-668-2951 | LandContactCAN@enbridge.com

enbridge.com

Safety. Integrity. Respect. Inclusion.

From: Shelley Kuan <shelley.kuan@ibigroup.com>

Sent: Wednesday, April 27, 2022 11:07 PM

Cc: florentin.novac@hamilton.ca

Subject: [External] Hamilton Main and Whitney (HD17A) WPS Class EA - Notice of Study Commencement and Public Information Centre No 1

CAUTION! EXTERNAL SENDER

Were you expecting this email? TAKE A CLOSER LOOK. Is the sender legitimate?

DO NOT click links or open attachments unless you are 100% sure that the email is safe.

Dear Sir/Madam,

The City of Hamilton has initiated a Municipal Class Environmental Assessment to develop and assess alternative solutions to replace the existing Main Street & Whitney Avenue (Main & Whitney, HD17A) Water Pumping Station (WPS).

IBI Group (IBI) is the Consultant assisting the City of Hamilton with this project. I am Shelley Kuan, the Consultant Project Manager. The City's Project Manager is Florentin Novac.

The purpose of this email is to announce the study commencement and online Public Information Centre No. 1. Project details and a key map showing the location are provided in the enclosed notice.

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If you have any information that may assist us in the completion of the project or would like to discuss the project, please contact me or Florentin Novac at (905) 546-2424 ext. 2823 or by email at Florentin.Novac@hamilton.ca.

Thank you.

Shelley Kuan P.ENG.
Project Manager
Associate - Practice Lead, Hydraulic & Modelling

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tel +1 905 763 2322 ext 63600



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From: Shelley Kuan
Sent: Tuesday, May 10, 2022 4:43 PM
To: Mike Stone <Mike.Stone@conservationhamilton.ca>
Cc: Florentin.Novac@hamilton.ca; Cathy Plosz <Cathy.Plosz@conservationhamilton.ca>
Subject: RE: Hamilton Main and Whitney (HD17A) WPS Class EA - Notice of Study Commencement and Public Information Centre No 1

Good afternoon Mike.

Thanks for your information.

Shelley Kuan P.ENG.
Project Manager
Associate - Practice Lead, Hydraulic & Modelling

IBI GROUP
8133 Warden Ave, Unit 300
Markham ON L6G 1B3 Canada
tel +1 905 763 2322 ext 63600

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From: Mike Stone <Mike.Stone@conservationhamilton.ca>
Sent: Tuesday, May 10, 2022 3:57 PM
To: Shelley Kuan <shelley.kuan@ibigroup.com>
Cc: Florentin.Novac@hamilton.ca; Cathy Plosz <Cathy.Plosz@conservationhamilton.ca>
Subject: RE: Hamilton Main and Whitney (HD17A) WPS Class EA - Notice of Study Commencement and Public Information Centre No 1

Hi Shelly,

Thank you for your email and providing the Notice of Study Commencement. We will review the PIC materials once available on the City website and provide any preliminary comments that may be appropriate.

Kind regards,
Mike

Mike Stone MA, MCIP, RPP | Manager, Watershed Planning Services | Hamilton Conservation Authority

838 Mineral Springs Road, P.O. Box 81067, Ancaster (Hamilton), Ontario L9G 4X1

T: 905.525.2181 ext. 133 | E: mike.stone@conservationhamilton.ca | W:

www.conservationhamilton.ca

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A7

From: Shelley Kuan

Sent: Wednesday, May 25, 2022 12:45 PM

To: ONT Environment / Environnement ONT <EnviroOnt@tc.gc.ca>

Cc: Novac, Florentin <Florentin.Novac@hamilton.ca>; Shveta Shukla <shveta.shukla@ibigroup.com>

Subject: RE: Hamilton Main and Whitney (HD17A) WPS Class EA - Notice of Study Commencement and Public Information Centre No 1

Good afternoon,

Thank you for your interest in the study.

We will perform our self-assess, once the preferred location for a new water pumping station for PD17 is selected. The Environmental Assessment program will be included in any further correspondence if our Project will interact with a federal property/or waterway. Please feel free to contact us if you have any questions.

Thank you.

Shelley Kuan P.ENG.

Project Manager

Associate - Practice Lead, Hydraulic & Modelling

IBI GROUP

8133 Warden Ave, Unit 300

Markham ON L6G 1B3 Canada

tel +1 905 763 2322 ext 63600

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From: ONT Environment / Environnement ONT <EnviroOnt@tc.gc.ca>

Sent: Monday, May 16, 2022 1:24 PM

To: Shelley Kuan <shelley.kuan@ibigroup.com>

Subject: RE: Hamilton Main and Whitney (HD17A) WPS Class EA - Notice of Study Commencement and Public Information Centre No 1

A. UNCLASSIFIED / NON CLASSIFIÉ

Greetings,

Thank you for your correspondence.

Please note Transport Canada **does not** require receipt of all individual or Class EA related notifications. We are requesting project proponents self-assess if their project:

1. Will interact with a federal property and/or waterway by reviewing the Directory of Federal Real Property, available at www.tbs-sct.gc.ca/dfpr-rbif/; **and**
2. Will require approval and/or authorization under any Acts administered by Transport Canada* available at <http://www.tc.gc.ca/eng/acts-regulations/menu.htm>.

Projects that will occur on federal property prior to exercising a power, performing a function or duty in relation to that project, will be subject to a determination of the likelihood of significant adverse environmental effects, per Section 82 of the *Impact Assessment Act, 2019*.

If the aforementioned does not apply, the Environmental Assessment program should not be included in any further correspondence and future notifications will not receive a response. If there is a role under the program, correspondence should be forwarded *electronically* to: EnviroOnt@tc.gc.ca with a **brief description of Transport Canada's expected role**.

*Below is a summary of the most common Acts that have applied to projects in an Environmental Assessment context:

- **Canadian Navigable Waters Act (CNWA)** – the Act applies primarily to works constructed or placed in, on, over, under, through, or across navigable waters set out under the Act. The Navigation Protection Program administers the CNWA through the review and authorization of works affecting navigable waters. Information about the Program, CNWA and approval process is available at: <http://www.tc.gc.ca/eng/programs-621.html>. Enquiries can be directed to NPPONT-PPNONT@tc.gc.ca or by calling (519) 383-1863.
- **Railway Safety Act (RSA)** – the Act provides the regulatory framework for railway safety, security, and some of the environmental impacts of railway operations in Canada. The Rail Safety Program develops and enforces regulations, rules, standards and procedures governing safe railway operations. Additional information about the Program is available at: <https://www.tc.gc.ca/eng/railsafety/menu.htm>. Enquiries can be directed to RailSafety@tc.gc.ca or by calling (613) 998-2985.
- **Transportation of Dangerous Goods Act (TDGA)** – the transportation of dangerous goods by air, marine, rail and road is regulated under the TDGA. Transport Canada, based on risks, develops safety standards and regulations, provides oversight and gives expert advice on dangerous goods to promote public safety. Additional information about the transportation of dangerous goods is available at: <https://www.tc.gc.ca/eng/tdg/safety-menu.htm>. Enquiries can be directed to TDG-TMDOntario@tc.gc.ca or by calling (416) 973-1868.
- **Aeronautics Act** – Transport Canada has sole jurisdiction over aeronautics, which includes aerodromes and all related buildings or services used for aviation purposes. Aviation safety in Canada is regulated under this Act and the Canadian Aviation Regulations (CARs). Elevated Structures, such as wind turbines and communication towers, would be examples of projects that must be assessed for lighting and marking requirements in accordance with the CARs. Transport Canada also has an interest in projects that have the potential to cause interference between wildlife and aviation activities. One example would be waste facilities, which may attract birds into commercial and recreational flight paths. The *Land Use In The Vicinity of Aerodromes* publication recommends guidelines for and uses in the vicinity of aerodromes, available at: <https://www.tc.gc.ca/eng/civilaviation/publications/tp1247-menu-1418.htm>. Enquires can be directed to tc.aviationservicesont-servicesaviationont.tc@tc.gc.ca or by calling 1 (800) 305-2059 / (416) 952-0230.

Please advise if additional information is needed.

Thank you,

Environmental Assessment Program, Ontario Region

Transport Canada / Government of Canada / 4900 Yonge St., Toronto, ON M2N 6A5

EnviroOnt@tc.gc.ca / Facsimile : (416) 952-0514 / TTY: 1-888-675-6863

Programme d'évaluation environnementale, Région de l'Ontario
Transports Canada / Gouvernement du Canada / 4900, rue Yonge, Toronto, ON, M2N 6A5
EnviroOnt@tc.gc.ca / télécopieur: (416) 952-0514

From: Shelley Kuan <shelley.kuan@ibigroup.com>
Sent: Wednesday, April 27, 2022 10:51 PM
Cc: florentin.novac@hamilton.ca
Subject: Hamilton Main and Whitney (HD17A) WPS Class EA - Notice of Study Commencement and Public Information Centre No 1

Dear Sir/Madam,

The City of Hamilton has initiated a Municipal Class Environmental Assessment to develop and assess alternative solutions to replace the existing Main Street & Whitney Avenue (Main & Whitney, HD17A) Water Pumping Station (WPS).

IBI Group (IBI) is the Consultant assisting the City of Hamilton with this project. I am Shelley Kuan, the Consultant Project Manager. The City's Project Manager is Florentin Novac.

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If you have any information that may assist us in the completion of the project or would like to discuss the project, please contact me or Florentin Novac at (905) 546-2424 ext. 2823 or by email at Florentin.Novac@hamilton.ca.

Thank you.
Shelley Kuan P.ENG.
Project Manager
Associate - Practice Lead, Hydraulic & Modelling

IBI GROUP
8133 Warden Ave, Unit 300
Markham ON L6G 1B3 Canada
tel +1 905 763 2322 ext 63600



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From: Shelley Kuan <shelley.kuan@ibigroup.com>
Sent: Friday, May 6, 2022 1:28 PM
To: Mike Stone <mike.stone@conservationhamilton.ca>
Cc: Florentin.Novac@hamilton.ca
Subject: FW: Hamilton Main and Whitney (HD17A) WPS Class EA - Notice of Study Commencement and Public Information Centre No 1

Good Afternoon Mike,

The City of Hamilton has initiated a Municipal Class Environmental Assessment to develop and assess alternative solutions to replace the existing Main Street & Whitney Avenue (Main & Whitney, HD17A) Water Pumping Station (WPS).

IBI Group (IBI) is the Consultant assisting the City of Hamilton with this project. I am Shelley Kuan, the Consultant Project Manager. The City's Project Manager is Florentin Novac.

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If you have any information that may assist us in the completion of the project or would like to discuss the project, please contact me or Florentin Novac at (905) 546-2424 ext. 2823 or by email at Florentin.Novac@hamilton.ca.

Thank you.

Shelley Kuan P.ENG.
Project Manager
Associate - Practice Lead, Hydraulic & Modelling

IBI GROUP
8133 Warden Ave, Unit 300
Markham ON L6G 1B3 Canada
tel +1 905 763 2322 ext 63600



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A8

From: Shelley Kuan

Sent: Wednesday, May 25, 2022 10:30 AM

To: Ontario Region / Region d'Ontario (IAAC/AEIC) <ontarioregion-regiondontario@iaac-aeic.gc.ca>

Cc: Novac, Florentin <Florentin.Novac@hamilton.ca>

Subject: RE: Hamilton Main and Whitney (HD17A) WPS Class EA - Notice of Study Commencement and Public Information Centre No 1

Good Morning Kim/Anjala,

Thank you very much for your information.

If there is a change in the Project, the Agency will be contacted to discuss these changes and the implications on the applicability of the IAA.

Please feel free to contact us if you have any questions.

Thank you.

Shelley Kuan P.ENG.

Project Manager

Associate - Practice Lead, Hydraulic & Modelling

IBI GROUP

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Markham ON L6G 1B3 Canada

tel +1 905 763 2322 ext 63600

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From: Ontario Region / Region d'Ontario (IAAC/AEIC) <ontarioregion-regiondontario@iaac-aeic.gc.ca>

Sent: Tuesday, May 24, 2022 11:32 AM

To: Shelley Kuan <shelley.kuan@ibigroup.com>

Subject: RE: Hamilton Main and Whitney (HD17A) WPS Class EA - Notice of Study Commencement and Public Information Centre No 1

Hello Shelley,

Please see attached response to your May 2, 2022 correspondents.

Kind regards,

Kim



Ontario Region
600-55 York Street
Toronto ON M5J 1R7

Région de l'Ontario
600-55 rue York
Toronto ON M5J 1R7

May 2, 2022

Sent by email

Shelley Kaun
Project Manager
IBI Group
300-2620 Bristol Circle
Oakville ON L3Y 6Z1
shelley.kaun@ibigroup.ca

Subject: Applicability of the *Impact Assessment Act* to the Main & Whitney (HD17A) Water Pumping Station

Thank you for your correspondence, dated April 27, 2022, regarding Main & Whitney (HD17A) Water Pumping Station (the Project) proposed by The City of Hamilton (the proponent).

The *Impact Assessment Act* (the IAA) sets out the federal process for assessing the impacts of certain major projects, including the assessment of positive and negative environmental, economic, health and social effects that are within the legislative authority of the Parliament of Canada. The *Physical Activities Regulations* (the Regulations) under the IAA identify the physical activities that constitute the “designated projects” that are subject to the IAA and may require an impact assessment. Proponents of designated projects are required to submit an Initial Project Description to the Impact Assessment Agency of Canada (the Agency) to inform a determination of whether an impact assessment is required.

Based on the information you provided to the Agency on April 27, 2022, it is the Agency’s view that the Project is not a designated project. As a result, the proponent is not required to submit an Initial Project Description.

Should details or design aspects of the Project change such that the Project may include physical activities that are described in the Regulations, contact the Agency to discuss these changes and the implications on the applicability of the IAA.

.../2



Please note that for physical activities not described in the Regulations, subsection 9(1) of the IAA provides that the Minister of Environment and Climate Change (the Minister) may designate a physical activity. The Minister may designate on request or on his or her own initiative. A physical activity may be designated if the Minister is of the opinion that the carrying out of that activity may cause adverse effects within federal jurisdiction or adverse direct or incidental effects (resulting from federal decisions), or if public concerns related to those effects warrant the designation. Should the Minister designate the physical activity it would be considered a designated project and an Initial Project Description would be required.

Should the Project be carried out in whole or in part on federal lands, section 82 of the IAA would apply if any federal authority is required to exercise a power, duty or function under an Act other than IAA in order for the Project to proceed, or is providing financial assistance for the purpose of enabling the Project to be carried out. In that case, that federal authority must ensure that any Project assessment requirements under those provisions are satisfied.

In addition, other federal regulatory permits, authorizations and/or licences may still be required.

Further information on the IAA and associated regulations can be found at <https://www.canada.ca/en/impact-assessment-agency.html>.

If you have any questions, please feel free to contact us at iaac.ontarioregion-regiondontario.aeic@canada.ca.

Sincerely,

Anjala Puvananathan
Director, Ontario Region

Attachment – Useful Legislation, Regulation, and Guidance Documents

For more information on the *Impact Assessment Act*, please refer to the following links:

Legislation and Regulations:

<https://www.canada.ca/en/impact-assessment-agency/corporate/acts-regulations/legislation-regulations.html>

Impact Assessment Process Overview:

<https://www.canada.ca/en/impact-assessment-agency/services/policy-guidance/impact-assessment-process-overview.html>

Practitioner's Guide to Federal Impact Assessments under the *Impact Assessment Act*: <https://www.canada.ca/en/impact-assessment-agency/services/policy-guidance/practitioners-guide-impact-assessment-act.html>

Compendium of Policies and Guidance Documents:

<https://www.canada.ca/en/impact-assessment-agency/services/policy-guidance.html>

A9

From: Eliza Brandy <ebrandy@asiheritage.ca>

Sent: May 7, 2026 4:02 PM

To: Kuan, Shelley <shelley.kuan@arcadis.com>; John Sleath <jsleath@asiheritage.ca>

Subject: RE: MCM Response - Main and Whitney (HD17A) Class EA, Cultural Heritage [MCM File # 0016531]

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Hi Shelley,

The MCM has an estimate review date of Dec 2, 2026.

Eliza Brandy, MA (She/They)

Lead Archaeologist | Project Manager - Infrastructure



ASI • Providing Archaeological & Cultural Heritage Services

ebrandy@asiheritage.ca 416 966 1069 x 222 Fax: 416 966 9723

528 Bathurst Street, Toronto, Ontario, M5S 2P9 asiheritage.ca

From: Kuan, Shelley <shelley.kuan@arcadis.com>

Sent: April 16, 2026 9:46 AM

To: Eliza Brandy <ebrandy@asiheritage.ca>; John Sleath <jsleath@asiheritage.ca>

Subject: RE: MCM Response - Main and Whitney (HD17A) Class EA, Cultural Heritage [MCM File # 0016531]

Good morning Eliza,

I wanted to follow up and ask if there have been any updates on the Stage-1 AA submission to MCM.

Please feel free to contact us if you have any questions.

Thank you.

Shelley Kuan P.ENG.

Project Manager

Associate, Practice Lead - Hydraulics & Modelling

Arcadis Professional Services (Canada) Inc.

8133 Warden Ave, Unit 300

Markham ON L6G 1B3 Canada

tel +1 905 763 2322 ext 63600

www.arcadis.com



From: Eliza Brandy <ebrandy@asiheritage.ca>

Sent: October 27, 2025 1:16 PM

To: Kuan, Shelley <shelley.kuan@arcadis.com>; John Sleath <jsleath@asiheritage.ca>

Subject: RE: MCM Response - Main and Whitney (HD17A) Class EA, Cultural Heritage [MCM File # 0016531]

Arcadis Warning: Exercise caution with email messages from external sources such as this message. Always verify the sender and avoid clicking on links or scanning QR codes unless certain of their authenticity.

Hi Shelley,

It was submitted Sep 27, 2024 - please see the MCM comms attached.

Eliza Brandy, MA (She/They)

Lead Archaeologist | Project Manager - Infrastructure



ASI • Providing Archaeological & Cultural Heritage Services

ebrandy@asiheritage.ca 416 966 1069 x 222 Fax: 416 966 9723

528 Bathurst Street, Toronto, Ontario, M5S 2P9 asiheritage.ca

A9

From: Eliza Brandy <ebrandy@asiheritage.ca>

Sent: October 23, 2025 3:41 PM

To: Kuan, Shelley <shelley.kuan@arcadis.com>; John Sleath <jsleath@asiheritage.ca>

Subject: RE: MCM Response - Main and Whitney (HD17A) Class EA, Cultural Heritage [MCM File # 0016531]

Hi Shelley,

The MCM lists the report as still awaiting review, it has not been confirmed as entered into the register yet.

Eliza Brandy, MA (She/They)

Lead Archaeologist | Project Manager - Infrastructure



ASI • Providing Archaeological & Cultural Heritage Services

ebrandy@asiheritage.ca 416 966 1069 x 222 Fax: 416 966 9723

528 Bathurst Street, Toronto, Ontario, M5S 2P9 asiheritage.ca

From: pastport <pastport@ontario.ca>

Sent: Saturday, October 12, 2024 8:50:00 a.m. (UTC-05:00) Eastern Time (US & Canada)

To: Jessica Lytle <jlytle@asiheritage.ca>

Cc: PastPort@ontario.ca <PastPort@ontario.ca>

Subject: FILED: ARCHAEOLOGICAL REPORT for P1066-0330-2022 / *

Dear Jessica Lytle,

The ministry has screened the project report package for P1066-0330-2022 that you submitted on Sep 27, 2024 for completeness.

The package is complete and the report is now considered 'filed' with the ministry.

Next, we will either add it to our queue to be reviewed or enter it into the register without technical review.

Please do not reply to this e-mail. The message will be undeliverable and we are unable to respond from this address.

If you have any questions about this report email us at: Archaeology@ontario.ca

Thank you,

Teresa Tremblay

Teresa.Tremblay@ontario.ca

From: Smythe, Liam (He/Him) (MCM) Liam.Smythe2@ontario.ca

Sent: Thursday, December 14, 2023 10:56 AM

To: Kuan, Shelley <shelley.kuan@arcadis.com>

Cc: John Sleath <jsleath@asiheritage.ca>; Parkhill, Margaret <margaret.parkhill@arcadis.com>; Ehrenberg, Udo <Udo.Ehrenberg@hamilton.ca>; Barboza, Karla (She/Her) (MCM) <Karla.Barboza@ontario.ca>

Subject: MCM Response - Main and Whitney (HD17A) Class EA, Cultural Heritage [MCM File # 0016531]

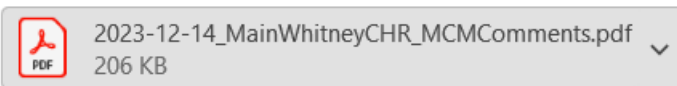
Good morning,

Thank you for sending the Cultural Heritage Report for the above-mentioned project to the Ministry of Citizenship and Multiculturalism (MCM). Please find MCM's comments attached.

Please do not hesitate to contact us if you have any questions.

Best Regards,

Liam Smythe | Heritage Planner
Citizenship, Inclusion and Heritage Division | Heritage Branch | Heritage Planning Unit
Ministry of Citizenship and Multiculturalism
416.301.4797
Liam.Smythe2@ontario.ca



**Ministry of Citizenship
and Multiculturalism**

Heritage Planning Unit
Heritage Branch
Citizenship, Inclusion and
Heritage Division
5th Flr, 400 University Ave
Tel.: 416-301-4797

**Ministère des Affaires civiques
et du Multiculturalisme**

Unité de la planification relative au
patrimoine
Direction du patrimoine
Division des affaires civiques, de
l'inclusion et du patrimoine
Tél.: 416-301-4797



December 14, 2023

EMAIL ONLY

Shelley Kuan, Project Manager
Arcadis Professional Services (Canada) Ltd.
8133 Warden Avenue, Unit 300
Markham, ON L6G 1B3
Shelley.Kuan@arcadis.com

MCM File : **0016531**
Proponent : **City of Hamilton**
Subject : **Municipal Class Environmental Assessment – Schedule B –
Cultural Heritage Report**
Project : **Main & Whitney (HD17A) Water Pumping Station**
Location : **City of Hamilton, Ontario**

Dear Shelley Kuan:

Thank you for sending the *Cultural Heritage Report: Existing Conditions and Preliminary Impact Assessment* for the Main & Whitney (HD17A) Water Pumping Station Schedule B Class Environmental Assessment and Conceptual Design (revised in October 2023, and prepared by Archaeological Services Inc. (ASI)) to the Ministry of Citizenship and Multiculturalism (MCM) for review and comment.

MCM's interest in this Environmental Assessment (EA) project relates to its mandate of conserving Ontario's cultural heritage.

Project Summary

ASI was retained by Arcadis Professional Services, on behalf of the City of Hamilton to complete a *Cultural Heritage Report: Existing Conditions and Preliminary Impact Assessment* for the Main & Whitney (HD17A) Water Pumping Station Class EA. The EA process for this project is intended to develop and assess alternative solutions to replace the existing Main & Whitney (HD17A) Water Pumping Station with a new Water Pumping Station at a new site near its current location.

Comments

The Cultural Heritage Report presented an inventory of known and potential Built Heritage Resources and Cultural Heritage Landscapes within the EA Study Area. For properties identified in Table 2 as being within or adjacent to the short-listed alternatives, additional details on the heritage attributes of these properties could be provided.

A summary of potential impacts for each short-listed site and a Preliminary Impact Assessment for the preferred site were undertaken. Of the 33 Built Heritage Resources and Cultural Heritage Landscapes identified, one Cultural Heritage Landscape (CHL 7) is adjacent to the preferred site alternative.

No direct, adverse impacts to CHL 7 are anticipated. Construction activities and staging should be planned and undertaken to avoid any unintended impacts to identified Built Heritage Resources and Cultural Heritage Landscapes.

Baseline vibration monitoring should be undertaken for CHL 7 during detailed design and should any structures or potential heritage attributes be subject to vibration, a vibration monitoring plan should be prepared and implemented during the detailed design phase.

It is recommended in the Cultural Heritage Report that the report also be submitted to heritage planning staff at the City of Hamilton for review and comment.

We have reviewed the Cultural Heritage Report referenced above and find that the report overall is consistent with the requirements, guidance and standards of the Municipal Class Environmental Assessment and with best practice guidance prepared by MCM.

Thank you for the opportunity to review it. If you have any questions or require clarification, please do not hesitate to contact me.

Sincerely,

Liam Smythe
Heritage Planner
Heritage Planning Unit
Liam.Smythe2@ontario.ca

Copied to: John Sleath, ASI
Udo Ehrenberg, City of Hamilton
Margaret Parkhill, Arcadis
Karla Barboza, MCM

It is the sole responsibility of proponents to ensure that any information and documentation submitted as part of their EA report or file is accurate. The Ministry of Citizenship and Multiculturalism (MCM) makes no representation or warranty as to the completeness, accuracy or quality of the any checklists, reports or supporting documentation submitted as part of the EA process, and in no way shall MCM be liable for any harm, damages, costs, expenses, losses, claims or actions that may result if any checklists, reports or supporting documents are discovered to be inaccurate, incomplete, misleading or fraudulent.

Should previously undocumented archaeological resources be discovered, they may be a new archaeological site and therefore subject to Section 48(1) of the *Ontario Heritage Act*. The proponent or person discovering the archaeological resources must cease alteration of the site immediately and engage a licensed consultant archaeologist to carry out an archaeological assessment, in compliance with Section 48(1) of the *Ontario Heritage Act*.

The *Funeral, Burial and Cremation Services Act, 2002, S.O. 2002, c.33* requires that any person discovering human remains must cease all activities immediately and notify the police or coroner. If the coroner does not suspect foul play in the disposition of the remains, in accordance with *Ontario Regulation 30/11* the coroner shall notify the Registrar, Ontario Ministry of Public and Business Service Delivery, which administers provisions of that Act related to burial sites. In situations where human remains are associated with archaeological resources, the Ministry of Citizenship and Multiculturalism should also be notified (at archaeology@ontario.ca) to ensure that the archaeological site is not subject to unlicensed alterations which would be a contravention of the *Ontario Heritage Act*.

From: Barboza, Karla (She/Her) (MCM) <Karla.Barboza@ontario.ca> On Behalf Of Registrar (MCM)
Sent: November 21, 2023 8:36 AM
To: Kuan, Shelley <shelley.kuan@arcadis.com>
Cc: John Sleath <jsleath@asiheritage.ca>; Ehrenberg, Udo <Udo.Ehrenberg@hamilton.ca>; Parkhill, Margaret <margaret.parkhill@arcadis.com>; Minkin, Dan (MCM) <Dan.Minkin@ontario.ca>; Smythe, Liam (MCM) <Liam.Smythe2@ontario.ca>; Registrar (MCM) <Registrar@ontario.ca>
Subject: RE: MHSTCI Response: Main and Whitney (HD17A) Class EA, Cultural Heritage

Good morning Shelley,

Thanks for sending the Cultural Heritage Report for the above-referenced project to the Ministry of Citizenship and Multiculturalism (MCM).

We will review it and provide comments, as appropriate, by late December.

Our records indicate that a Stage 1 archaeological assessment (under Project Information Form number P1066-0330-2022) has been initiated for this project. We recommend that the licensed archaeologist submit the report prior to the issuance of the notice of completion.

Please note that archaeological concerns have not been fully addressed until reports have been entered into the Ontario Public Register of Archaeological Reports where those reports recommend that:

1. the archaeological assessment of the project area is complete, and
2. all archaeological sites identified by the assessment are either of no further cultural heritage value or interest (as per Section 48(3)) of the Ontario Heritage Act) or that mitigation of impacts has been accomplished through excavation or an avoidance and protection strategy.

Proponents should wait to receive the MCM's review letter indicating that the report(s) has been entered into the Register before issuing a decision or proceeding with any ground disturbing activities.

In the meantime, let us know if you have any questions.

Thanks again,
Karla
Thanks again,
Karla

Karla Barboza, (She/Her) RPP, MCIP, CAHP
Team Lead, Heritage | Heritage Planning Unit | **Ministry of Citizenship and Multiculturalism** | 416-660-1027 | karla.barboza@ontario.ca

From: Kuan, Shelley <shelley.kuan@arcadis.com>
Sent: November 20, 2023 12:38 PM
To: Registrar (MCM) <Registrar@ontario.ca>; Minkin, Dan (MCM) <Dan.Minkin@ontario.ca>; Barboza, Karla (She/Her) (MCM) <Karla.Barboza@ontario.ca>
Cc: John Sleath <jsleath@asiheritage.ca>; Ehrenberg, Udo <Udo.Ehrenberg@hamilton.ca>; Parkhill, Margaret <margaret.parkhill@arcadis.com>
Subject: RE: MHSTCI Response: Main and Whitney (HD17A) Class EA, Cultural Heritage

Good afternoon Dan/Karla,

Enclosed please find a copy of the final Cultural Heritage Report (as prepared by ASI-dated Oct 20, 2023) for the above Study (MHSTCI File 0016531).

Please feel free to contact us if you have any questions.

Thank you.

Shelley Kuan P.ENG.
Project Manager
Associate, Practice Lead - Hydraulics & Modelling

Arcadis Professional Services (Canada) Inc.
8133 Warden Ave, Unit 300
Markham ON L6G 1B3 Canada
tel +1 905 763 2322 ext 63600
www.arcadis.com

Please note my new email address and update for your records.



MHSTCI File 0016531_21CH-115 Main and Whitney WPS CH Report EC_IA_FINAL_20Oct2023.pdf
.pdf File



From: Shelley Kuan
Sent: Friday, June 10, 2022 3:59 PM
To: 'Minkin, Dan (MHSTCI)' <Dan.Minkin@ontario.ca>
Cc: florentin.novac@hamilton.ca
Subject: RE: Hamilton Main and Whitney (HD17A) WPS Class EA - Notice of Study Commencement and Public Information Centre No 1 [MHSTCI File 0016531]

Good afternoon Dan,

Thank you for your interest in the study.

We will submit any technical cultural heritage studies (e.g. Cultural Heritage Assessment Report, Cultural Heritage Evaluation Report, Heritage Impact Assessment) required for your review as part of the EA process.

We have ensured that you are on our project contact list and will be included in any future project notifications.

If you have any further questions regarding this project, please do not hesitate to contact us.

Thank you.

Shelley Kuan P.Eng.
Project Manager
Associate - Practice Lead, Hydraulic & Modelling

IBI Group
8133 Warden Ave, Unit 300
Markham ON L6G 1B3 Canada
tel +1 905 763 2322 ext 63600

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From: Minkin, Dan (MHSTCI) <Dan.Minkin@ontario.ca>
Sent: Monday, June 6, 2022 4:51 PM
To: Shelley Kuan <shelley.kuan@ibigroup.com>; florentin.novac@hamilton.ca
Subject: RE: Hamilton Main and Whitney (HD17A) WPS Class EA - Notice of Study Commencement and Public Information Centre No 1 [MHSTCI File 0016531]

Good afternoon,
Please see attached, with apologies for the delay.

Dan Minkin | Heritage Planner
Ministry of Heritage, Sport, Tourism and Culture Industries
Heritage, Tourism and Culture Division | Programs and Services Branch | Heritage Planning Unit
T. 416. 786.7553 | Email: dan.minkin@ontario.ca

From: Shelley Kuan <shelley.kuan@ibigroup.com>
Sent: April 27, 2022 10:36 PM
Cc: florentin.novac@hamilton.ca
Subject: Hamilton Main and Whitney (HD17A) WPS Class EA - Notice of Study Commencement and Public Information Centre No 1

CAUTION -- EXTERNAL E-MAIL - Do not click links or open attachments unless you recognize the sender.

Dear Sir/Madam,

The City of Hamilton has initiated a Municipal Class Environmental Assessment to develop and assess alternative solutions to replace the existing Main Street & Whitney Avenue (Main & Whitney, HD17A) Water Pumping Station (WPS).

IBI Group (IBI) is the Consultant assisting the City of Hamilton with this project. I am Shelley Kuan, the Consultant Project Manager. The City's Project Manager is Florentin Novac. The purpose of this email is to announce the study commencement and online Public Information Centre No. 1. Project details and a key map showing the location are provided in the enclosed notice.

City of Hamilton is inviting you to participate in Public Information Centre No.1. This event will be held virtually on the City's webpage at: www.hamilton.ca/mainwhitneystationea and will be available from **May 12, 2022** until **June 2, 2022**.

If you have any information that may assist us in the completion of the project or would like to discuss the project, please contact me or Florentin Novac at (905) 546-2424 ext. 2823 or by email at Florentin.Novac@hamilton.ca.

Thank you.

Shelley Kuan P.Eng.
Project Manager
Associate - Practice Lead, Hydraulic & Modelling

IBI Group
8133 Warden Ave, Unit 300
Markham ON L6G 1B3 Canada
tel +1 905 763 2322 ext 63600



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June 6, 2022

EMAIL ONLY

Florentin Novac, M.Eng., P.Eng.
Project Manager
City of Hamilton
100 King Street West, 9th Floor
Hamilton, Ontario L8P 1A2
Florentin.Novac@hamilton.ca

MHSTCI File : 0016531
Proponent : City of Hamilton
Subject : Notice of Commencement and Public Information Centre No. 1
Project : Main & Whitney (HD17A) Water Pumping Station
Location : Hamilton, Ontario

Dear Mr. Novac:

Thank you for providing the Ministry of Heritage, Sport, Tourism and Culture Industries (MHSTCI) with the Notice of Commencement and Public Information Centre (PIC) No. 1 for the above-referenced project. MHSTCI's interest in this Environmental Assessment (EA) project relates to its mandate of conserving Ontario's cultural heritage, which includes:

- archaeological resources, including land and marine;
- built heritage resources, including bridges and monuments; and
- cultural heritage landscapes.

Under the EA process, the proponent is required to determine a project's potential impact on known (previously recognized) and potential cultural heritage resources.

Project Summary

The City of Hamilton is planning to construct a new water pumping station to replace the existing HD17A WPS at a new site near its current location to provide water service to Pressure District 17 (PD17). The purpose of this Class EA study is to determine the preferred location for a new pumping station within the study area to service customers in PD17, and to enhance water system security and reliability.

Identifying Cultural Heritage Resources

While some cultural heritage resources may have already been formally identified, as indicated on the Existing Conditions mapping in the PIC presentation, others may be identified through screening and evaluation.

Archaeological Resources

This EA project may impact archaeological resources and should be screened using the MHSTCI [Criteria for Evaluating Archaeological Potential](#) and [Criteria for Evaluating Marine Archaeological Potential](#) to determine if an archaeological assessment is needed. MHSTCI archaeological sites data are available at archaeology@ontario.ca.

If the EA project area exhibits archaeological potential, then an archaeological assessment (AA) should be undertaken by an archaeologist licenced under the *Ontario Heritage Act (OHA)*, who is responsible for submitting the report directly to MHSTCI for review.

Built Heritage Resources and Cultural Heritage Landscapes

The MHSTCI [Criteria for Evaluating Potential for Built Heritage Resources and Cultural Heritage Landscapes](#) should be completed to help determine whether this EA project may impact built heritage resources and/or cultural heritage landscapes.

If potential or known built heritage resources and/or cultural heritage landscapes exist, MHSTCI recommends that a Heritage Impact Assessment (HIA), prepared by a qualified consultant, should be completed to assess potential project impacts. Our Ministry's [Info Sheet #5: Heritage Impact Assessments and Conservation Plans](#) outlines the scope of HIAs. Please send the HIA to MHSTCI for review, and make it available to local organizations or individuals who have expressed interest in review.

Community input should be sought to identify locally recognized and potential cultural heritage resources. Sources include, but are not limited to, municipal heritage committees, historical societies and other local heritage organizations.

Cultural heritage resources are often of critical importance to Indigenous communities. Indigenous communities may have knowledge that can contribute to the identification of cultural heritage resources, and we suggest that any engagement with Indigenous communities include a discussion about known or potential cultural heritage resources that are of value to them.

Environmental Assessment Reporting

All technical cultural heritage studies and their recommendations are to be addressed and incorporated into EA projects. Please advise MHSTCI whether any technical cultural heritage studies will be completed for this EA project, and provide them to MHSTCI before issuing a Notice of Completion. If screening has identified no known or potential cultural heritage resources, or no impacts to these resources, please include the completed checklists and supporting documentation in the EA report or file.

Thank you for consulting MHSTCI on this project and please continue to do so throughout the EA process. If you have any questions or require clarification, please do not hesitate to contact me.

Sincerely,

Dan Minkin
Heritage Planner
Dan.Minkin@Ontario.ca

Copied to: Shelley Kuan, IBI Group

It is the sole responsibility of proponents to ensure that any information and documentation submitted as part of their EA report or file is accurate. MHSTCI makes no representation or warranty as to the completeness, accuracy or quality of the any checklists, reports or supporting documentation submitted as part of the EA process, and in no way shall MHSTCI be liable for any harm, damages, costs, expenses, losses, claims or actions that may result if any checklists, reports or supporting documents are discovered to be inaccurate, incomplete, misleading or fraudulent.

Please notify MHSTCI if archaeological resources are impacted by EA project work. All activities impacting archaeological resources must cease immediately, and a licensed archaeologist is required to carry out an archaeological assessment in accordance with the *Ontario Heritage Act* and the *Standards and Guidelines for Consultant Archaeologists*.

If human remains are encountered, all activities must cease immediately and the local police as well as the Registrar, Burials of the Ministry of Government and Consumer Services (416-326-8800) must be contacted. In situations where human remains are associated with archaeological resources, MHSTCI should also be notified to ensure that the site is not subject to unlicensed alterations which would be a contravention of the *Ontario Heritage Act*.

From: Barboza, Karla (MCM) <Karla.Barboza@ontario.ca> **On Behalf Of** Registrar (MTCS)
Sent: Monday, December 5, 2022 9:34 AM
To: John Sleath <jsleath@asiheritage.ca>
Cc: Novac, Florentin <Florentin.Novac@hamilton.ca>; Shelley Kuan <shelley.kuan@ibigroup.com>; Minkin, Dan (MCM) <Dan.Minkin@ontario.ca>; Registrar (MTCS) <Registrar@ontario.ca>
Subject: FW: MHSTCI Response: Main and Whitney (HD17A) Class EA, Cultural Heritage

*** Exercise caution. This is an EXTERNAL email. DO NOT open attachments or click links from unknown senders or unexpected email. ***

Hi John,

Just confirming that no properties have been designated by the Minister. At this time, MCM is not aware of any provincial heritage properties within or adjacent to the revised study area.

Hope this is of assistance.

Regards,
Karla

Karla Barboza, RPP, MCIP, CAHP
Team Lead, Heritage | Heritage Planning Unit | **Ministry of Citizenship and Multiculturalism** | 416-660-1027 | karla.barboza@ontario.ca

From: John Sleath <jsleath@asiheritage.ca>
Sent: November-30-22 1:30 PM
To: Registrar (MTCS) <Registrar@ontario.ca>
Cc: Novac, Florentin <Florentin.Novac@hamilton.ca>; Shelley Kuan <shelley.kuan@ibigroup.com>; Minkin, Dan (MCM) <Dan.Minkin@ontario.ca>
Subject: RE: MHSTCI Response: Main and Whitney (HD17A) Class EA, Cultural Heritage

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Hi Karla,

Back in the summer I contacted you regarding the Main and Whitney HD17A project in Hamilton to confirm the location of BHRs and CHLs in the study area (please see below).

Since that time the study area has been expanded slightly to include an additional portion in the southeast (generally east of the hydro line in the attached figure).

We've reviewed existing registers and while we've found a number of properties on the municipal inventory, we have not encountered any properties designated by the minister or any PHPs within the Study Areas Expansion.

Can you please verify and confirm we haven't missed anything?

Thanks for your help, and please let me know if you'd like any more information to process this request.

Regards,
John

John Sleath, MA (he/him)
Cultural Heritage Specialist | Project Manager • Cultural Heritage Division



ASI • Providing Archaeological & Cultural Heritage Services
JSleath@asiheritage.ca • 416 966 1069 x243 • Fax: 416 966 9723
528 Bathurst Street, Toronto, Ontario, M5S 2P9 • asiheritage.ca

From: Barboza, Karla (MHSTCI) <Karla.Barboza@ontario.ca> **On Behalf Of** Registrar (MHSTCI)
Sent: June 10, 2022 2:37 PM
To: John Sleath <jsleath@asiheritage.ca>
Cc: Novac, Florentin <Florentin.Novac@hamilton.ca>; Shelley Kuan <shelley.kuan@ibigroup.com>; Registrar (MHSTCI) <Registrar@ontario.ca>; Minkin, Dan (MHSTCI) <Dan.Minkin@ontario.ca>
Subject: MHSTCI Response: Main and Whitney (HD17A) Class EA, Cultural Heritage

MHSTCI File 0016531 - Main Street & Whitney Avenue (Main & Whitney, HD17A) Water Pumping Station (WPS) - Pressure District 17

Hi John,

Hope this email finds you well.

As you may know, the Ministry of Heritage, Sport, Tourism and Culture Industries (MHSTCI) developed screening checklists to assist property owners, developers, consultants and others to identify known and potential cultural heritage resources:

- [Criteria for Evaluating Archaeological Potential](#)
- [Criteria for Evaluating Marine Archaeological Potential](#)
- [Criteria for Evaluating Potential for Built Heritage Resources and Cultural Heritage Landscapes](#)

I have used the document above (Built Heritage and Cultural Heritage Landscapes) in order to respond to your question:

- Question 3a. i. Is the property (or project area) identified, designated or otherwise protected under the Ontario Heritage Act as being of cultural heritage value e.g. a property that is designated by order of the Minister of Heritage, Sport, Tourism and Culture Industries as being of cultural heritage value or interest of provincial significance [s.34.5]?
MHSTCI Response: To date, no properties have been designated by the Minister.
- Question 3a.v. Is the property (or project area) identified, designated or otherwise protected under the Ontario Heritage Act as being of cultural heritage value included in the Ministry of Heritage, Sport, Tourism and Culture Industries' list of provincial heritage properties?
MHSTCI Response: At this time, MHSTCI is not aware of any provincial heritage properties within or adjacent to the study area.

Please note that if the subject lands or parts of the subject lands are owned or controlled by an Ontario Ministry or Prescribed Public Body (PPB) on behalf of the Crown (the list of PPBs is available as O. Reg. 157/10), a Ministry or PPB may have responsibilities under the [Standards and Guidelines for Conservation of Provincial Heritage Properties](#).

MHSTCI would appreciate if any technical cultural heritage studies (e.g. Cultural Heritage Assessment Report, Cultural Heritage Evaluation Report, Heritage Impact Assessment) be sent for our review as part of the EA process.

I hope this helps. Let me know if you have any question.

Have a great weekend,
Karla

Karla Barboza MCIP, RPP, CAHP | (A) Team Lead, Heritage
Ministry of Heritage, Sport, Tourism and Culture Industries
Heritage, Tourism and Culture Division | Programs and Services Branch | Heritage Planning Unit
T. 416. 660.1027 | Email: karla.barboza@ontario.ca

From: John Sleath <jsleath@asiheritage.ca>
Sent: June-02-22 11:16 AM
To: Registrar (MHSTCI) <Registrar@ontario.ca>
Cc: Novac, Florentin <Florentin.Novac@hamilton.ca>; Shelley Kuan <shelley.kuan@ibigroup.com>
Subject: Main and Whitney (HD17A) Class EA, Cultural Heritage

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Hi Karla,

ASI has been retained by IBI Group to complete a Cultural Heritage Report for the Main and Whitney (HD17A) Water Pumping Station Class EA and Conceptual Design project in the City of Hamilton (see attached mapping). ASI has identified a number of properties inventoried or otherwise identified by the City of Hamilton, however no properties are designated under Part IV of V of the OHA. Are there any designated properties or Provincial Heritage Properties within the study area that we missed?

Thanks for looking into this for us,
John

John Sleath, MA (he/him)
Cultural Heritage Specialist | Project Manager • Cultural Heritage Division



ASI • Providing Archaeological & Cultural Heritage Services
JSleath@asiheritage.ca • 416 966 1069 x243 • Fax: 416 966 9723
528 Bathurst Street, Toronto, Ontario, M5S 2P9 • asiheritage.ca

From: Shelley Kuan
Sent: Friday, June 10, 2022 3:59 PM
To: 'Minkin, Dan (MHSTCI)' <Dan.Minkin@ontario.ca>
Cc: florentin.novac@hamilton.ca
Subject: RE: Hamilton Main and Whitney (HD17A) WPS Class EA - Notice of Study Commencement and Public Information Centre No 1 [MHSTCI File 0016531]

Good afternoon Dan,

Thank you for your interest in the study.

We will submit any technical cultural heritage studies (e.g. Cultural Heritage Assessment Report, Cultural Heritage Evaluation Report, Heritage Impact Assessment) required for your review as part of the EA process.

We have ensured that you are on our project contact list, and will be included in any future project notifications.

If you have any further questions regarding this project, please do not hesitate to contact us.

Thank you.

Shelley Kuan P.Eng.
Project Manager
Associate - Practice Lead, Hydraulic & Modelling

IBI Group
8133 Warden Ave, Unit 300
Markham ON L6G 1B3 Canada
tel +1 905 763 2322 ext 63600

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From: Minkin, Dan (MHSTCI) <Dan.Minkin@ontario.ca>
Sent: Monday, June 6, 2022 4:51 PM
To: Shelley Kuan <shelley.kuan@ibigroup.com>; florentin.novac@hamilton.ca
Subject: RE: Hamilton Main and Whitney (HD17A) WPS Class EA - Notice of Study Commencement and Public Information Centre No 1 [MHSTCI File 0016531]

Good afternoon,
Please see attached, with apologies for the delay.

Dan Minkin | Heritage Planner
Ministry of Heritage, Sport, Tourism and Culture Industries
Heritage, Tourism and Culture Division | Programs and Services Branch | Heritage Planning Unit
T. 416. 786.7553 | Email: dan.minkin@ontario.ca

From: Shelley Kuan <shelley.kuan@ibigroup.com>
Sent: April 27, 2022 10:36 PM
Cc: florentin.novac@hamilton.ca
Subject: Hamilton Main and Whitney (HD17A) WPS Class EA - Notice of Study Commencement and Public Information Centre No 1

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Dear Sir/Madam,
The City of Hamilton has initiated a Municipal Class Environmental Assessment to develop and assess alternative solutions to replace the existing Main Street & Whitney Avenue (Main & Whitney, HD17A) Water Pumping Station (WPS).

IBI Group (IBI) is the Consultant assisting the City of Hamilton with this project. I am Shelley Kuan, the Consultant Project Manager. The City's Project Manager is Florentin Novac.
The purpose of this email is to announce the study commencement and online Public Information Centre No. 1. Project details and a key map showing the location are provided in the enclosed notice.

City of Hamilton is inviting you to participate in Public Information Centre No.1. This event will be held virtually on the City's webpage at: www.hamilton.ca/mainwhitneystationea and will be available from **May 12, 2022** until **June 2, 2022**.

If you have any information that may assist us in the completion of the project or would like to discuss the project, please contact me or Florentin Novac at (905) 546-2424 ext. 2823 or by email at Florentin.Novac@hamilton.ca.

Thank you.

Shelley Kuan P.Eng.
Project Manager
Associate - Practice Lead, Hydraulic & Modelling

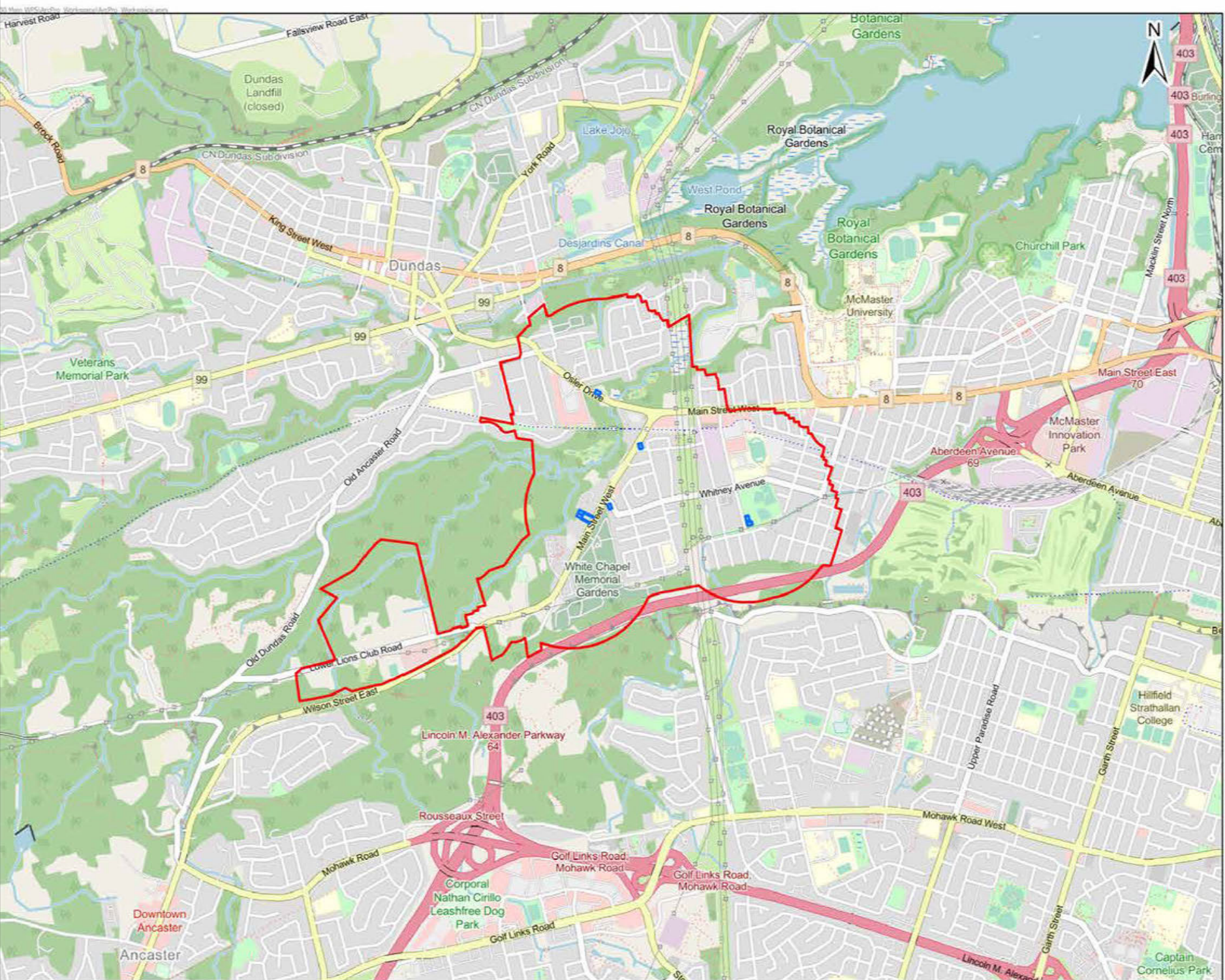
IBI Group

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tel +1 905 763 2322 ext 63600



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STUDY AREA
PREFERRED OF

Sources: Map data ©
 OpenStreetMap
 contributors, Microsoft,
 Facebook, Inc. and its
 affiliates, Esri Community
 Maps contributors, Map
 layer by Esri

0
 Kilometres

ASI Project No: 21EA-130
 Date: 11/24/2022 4:01 PM

ASI
 Providing Archaeological & Cultural
 528 Bathurst Street Toronto
 T 416-966-1069 F 416-966-9

A10 TC Energy

From: Shelley Kuan
Sent: Friday, May 19, 2023 1:48 PM
To: Aleksandra Skrzat <askrzat@mhbcplan.com>; TCEnergy@mhbcplan.com
Cc: Novac, Florentin <Florentin.Novac@hamilton.ca>
Subject: RE: Main & Whitney Water Pumping Station - Class EA - Comments

Good afternoon Aleksandra:

Thank you very much for the information.

The project team acknowledges that TransCanada PipeLines Ltd. (TCPL) has one high-pressure natural gas pipeline contained within an easement crossing the study area.

The general TCPL requirements provided will be taken into consideration while evaluating alternatives. The project team will request the GIS Shapefiles of TCPL's prescribed area throughout the study area, when and if appropriate.

TCEnergy@mhbcplan.com has been added to the notification list for this study.

Please feel free to contact us if you have any questions.

Thank you.

Shelley Kuan P.ENG.
Project Manager
Associate, Practice Lead - Hydraulics & Modelling

8133 Warden Ave, Unit 300
Markham ON L6G 1B3 Canada
tel +1 905 763 2322 ext 63600
IBI Group is now proudly a part of Arcadis.

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From: Novac, Florentin <Florentin.Novac@hamilton.ca>
Sent: Tuesday, May 16, 2023 9:25 AM
To: Aleksandra Skrzat <askrzat@mhbcplan.com>
Cc: Shelley Kuan <shelley.kuan@ibigroup.com>
Subject: RE: Main & Whitney Water Pumping Station - Class EA - Comments

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Good morning, Aleksandra:

Thank you very much for your response. A formal acknowledgement will be provided shortly by our consultant, Arcadis/IBI Group.

Best regards,

Florentin

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Learn more about the City's response to COVID-19 www.hamilton.ca/coronavirus

Florentin Novac, M.Eng., P.Eng. (he/him)
Project Manager
Water & Wastewater Systems Planning
Public Works, Hamilton Water
City of Hamilton
(905) 546-2424 Ext.2823



From: Aleksandra Skrzat <askrzat@mhbcplan.com>
Sent: Monday, May 15, 2023 4:59 PM
To: Novac, Florentin <Florentin.Novac@hamilton.ca>
Subject: Main & Whitney Water Pumping Station - Class EA - Comments

Good afternoon Florentin,

On behalf of TransCanada PipeLines Ltd. (TCPL), please be advised that TCPL has one high-pressure natural gas pipeline contained within an easement crossing the study area. Please see attached response letter for this study. Please kindly subscribe TCEnergy@mhbcplan.com to the notification list for this study.

Kind regards,

Aleksandra Skrzat, BA | Planner

MHBC Planning, Urban Design & Landscape Architecture
On behalf of TransCanada PipeLines Ltd. (TCPL)

442 Brant Street, Suite 204 | Burlington | ON | L7R 2G4 | T 905 639 8686 x 224 | C 905 746 1128 | tcenergy@mhbcplan.com

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May 15, 2023

Florentin Novac, Project Manager

Hamilton City Hall
71 Main Street West
Hamilton, On, L8P 4Y5

Via email: florentin.novac@hamilton.ca

Dear Florentin Novac:

**RE: Environmental Assessment and Conceptual Design
Main Street & Whitney Avenue Water Pumping Station**
Our File: PAR 50192

MacNaughton Hermesen Britton Clarkson (MHBC) are the planning consultants for TransCanada PipeLines Limited (TCPL). This letter is in response to notification of the Class Environmental Assessment (EA) to develop and assess alternative solutions for a new Water Pumping Station (WPS) to replace the existing WPS located at Main Street West and Whitney Avenue in the City of Hamilton. TCPL has one (1) high-pressure natural gas pipeline contained within an easement ("right-of-way") crossing the study area.

TCPL's pipelines and related facilities are subject to the jurisdiction of the Canada Energy Regulator (CER) – formerly the National Energy Board ("NEB"). As such, certain activities must comply with the Canadian Energy Regulator Act ("Act") and associated Regulations. The Act and the Regulations noted can be accessed from the CER's website at www.cer-rec.gc.ca.

The following are general TCPL requirements for consideration when evaluating alternatives:

1. General Crossing Requirements:
 - a) Crossings must be as close to 90 degrees as possible, and no less than 45 degrees.
 - b) Crossings shall not occur at a bend in a TCPL pipeline.
 - c) TCPL may require the installation of permanent protective measures depending on site-specific conditions and engineering analyses.
2. General Conditions for Crossings of TCPL's Pipelines by Utilities:
 - a) TCPL shall retain the upper position in the crossing area.
 - b) Minimum separation between buried facilities shall be 600mm for open cut excavations and 1000mm for horizontal directional drill installation methods.
 - c) The utility depth shall be maintained for the entire width of the right-of-way.
 - d) The utility shall have no bends within the TCPL right-of-way

- e) The utility shall have no joints, splices or other connections within the TCPL right-of-way.
 - f) Pipeline crossings should not be placed within 7 metres of a TCPL pipeline bend.
4. Written consent must be obtained from TCPL prior to undertaking the following activities:
 - a) Constructing or installing a facility across, on, along or under a TCPL pipeline right-of-way.
 - b) Conducting a ground disturbance (excavation or digging) on TCPL's pipeline right-of-way or within 30 meters of the centreline of TCPL's pipe (the "Prescribed Area");
 - c) Driving a vehicle, mobile equipment or machinery across a TCPL pipeline right-of-way outside the travelled portion of a highway or public road; and
 - d) Using any explosives within 300 meters of TCPL's pipeline right-of-way.
 5. Original depth of cover over the pipelines within TCPL's right-of-way shall be restored after construction. This depth of cover over the pipelines shall not be compromised over the life of the road due to rutting, erosion or other means.
 6. The following link to TCPL's website provides additional information on approval requirements:
<https://www.tcenergy.com/sustainability/safety/safe-digging/canada/landowners-and-neighbours/>
 8. Storage of materials and/or equipment on TCPL's right-of-way is not permitted.

We can provide GIS shapefiles of TCPL's Prescribed Area throughout the study area, however a confidentiality agreement will be required prior to releasing the files. Please let us know if you are interested in this option.

Thank you for the opportunity to comment. Kindly forward future study details to TCEnergy@mhbcplan.com. If you have any questions, please do not hesitate to contact our office.

Sincerely,



Kaitlin Webber, MA
Planner | MHBC Planning

on behalf of TransCanada PipeLines Limited

From: Shelley Kuan
Sent: Tuesday, June 14, 2022 1:20 PM
To: jenna_brewer@tcenergy.com
Cc: Novac, Florentin <Florentin.Novac@hamilton.ca>
Subject: FW: City of Hamilton Water Pumping Station- Industry Notification

Good afternoon Jenna,

Thank you very much for the information.

At this time the alternative locations for the new pumping station have not been selected, however the Project Team acknowledges that the project may cause ground disturbance. Should the selected alternative locations cause ground disturbance within 30m to TC Energy pipelines, we will obtain the written consent required using your online third part crossings tool.

Please feel free to contact us if you have any additional questions regarding the study.

Thank you.
Shelley Kuan P.ENG.
Project Manager
Associate - Practice Lead, Hydraulic & Modelling

IBI GROUP
8133 Warden Ave, Unit 300
Markham ON L6G 1B3 Canada
tel +1 905 763 2322 ext 63600

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From: Novac, Florentin <Florentin.Novac@hamilton.ca>
Sent: Friday, June 10, 2022 3:31 PM
To: Shelley Kuan <shelley.kuan@ibigroup.com>
Subject: FW: City of Hamilton Water Pumping Station- Industry Notification

Hello, Shelley:

Please note the concerns and the requirement for consent we have received from TC Energy (enclosed below). Please prepare and send out an appropriate response and document this correspondence in the PIC Comment Log and PFR.

Thank you very much,

Florentin

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Florentin Novac, M.Eng., P.Eng. (he/him)
Project Manager
Water & Wastewater Systems Planning
Public Works, Hamilton Water

City of Hamilton
(905) 546-2424 Ext.2823



From: Jenna Brewer <jenna_brewer@tcenergy.com>
Sent: Friday, June 10, 2022 3:14 PM
To: Novac, Florentin <Florentin.Novac@hamilton.ca>
Subject: City of Hamilton Water Pumping Station- Industry Notification

Hello Florentin,

My name is Jenna Brewer and I am from the Integrated Land-use Management team at TC Energy. TC Energy was recently made aware of the attached industry notification.

A review of the included map determined that the study area is in proximity to TC Energy pipelines. . If as part of your project you will be causing ground disturbance within 30m, please obtain written consent from TC Energy. Written consent can be obtained using our online [third party crossings tool](#).

Thank you,

Jenna Brewer
Integrated Land-use Management
Right-of-Way Management and Project Support
Technical Services – Canadian Gas Operations
Jenna_Brewer@tcenergy.com

450 – 1st Street SW
Calgary, AB
Canada T2P 5H1



www.TCenergy.com

A. We respect your right to choose which electronic messages you receive. To stop receiving this and similar communications from TC Energy please [Click here to unsubscribe](#).

If you are unable to click the request link, please reply to this email and change subject line to "UNSUBSCRIBE".

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Thank you

From: Shelley Kuan
Sent: Friday, June 10, 2022 3:44 PM
To: indigenous.consultations.autochtones@rcaanc-cirnac.gc.ca
Cc: Novac, Florentin <Florentin.Novac@hamilton.ca>
Subject: FW: Main & Whitney Water Pumping Station

Good afternoon Vienna,

Thank you very much for the information. The Project Team has no specific questions at this time.
Please feel free to contact us if you have any questions.
Thank you.

Shelley Kuan P.ENG.
Project Manager
Associate - Practice Lead, Hydraulic & Modelling

IBI GROUP
8133 Warden Ave, Unit 300
Markham ON L6G 1B3 Canada
tel +1 905 763 2322 ext 63600

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From: Indigenous Consultations Autochtones <indigenous.consultations.autochtones@rcaanc-cirnac.gc.ca>
Sent: Friday, June 3, 2022 7:34 PM
To: Novac, Florentin <Florentin.Novac@hamilton.ca>; shelly.kuan@ibigroup.ca
Subject: Main & Whitney Water Pumping Station

Thank you for your correspondence. Are there specific questions you have for us related to this project? Generally, we encourage consultation practitioners to visit the Aboriginal and Treaty Rights Information System (ATRIS) to begin their research regarding who they may consult with. ATRIS is a web-based, geographic information system intended to help users identify the location of Indigenous groups and providing users with information pertaining to each group's established or asserted rights. ATRIS provides access to narrative records, documents and maps that can be used to assist governments, industry and other interested parties in determining their consultation obligations and in carrying out their consultation research. I invite you to visit the ATRIS web page at: <https://www.rcaanc-cirnac.gc.ca/eng/1100100014686/1609421785838>. We regularly host free webinars to provide an overview of ATRIS and its key functions.

If you require additional information about ATRIS or if you require more specific consultation information related to your project, please contact the Consultation and Accommodation Unit at indigenous.consultations.autochtones@canada.ca.

Vienna Watt she/they – elle/iel

Single Window – Consultation and Accommodation Unit

Guichet unique – L'Unité de la consultation et de l'accommodement

For more information on federal coordination, processes and tools for consultation and accommodation with Indigenous peoples :

Pour de plus amples renseignements sur la coordination, les processus et les outils du gouvernement fédéral pour la consultation et l'accommodement des peuples autochtones :

Indigenous.consultations.autochtones@canada.ca

A14

From: Shelley Kuan

Sent: Tuesday, April 25, 2023 12:26 AM

To: 'Robert.Major@ontario.ca' <Robert.Major@ontario.ca>

Cc: Novac, Florentin <Florentin.Novac@hamilton.ca>; Ehrenberg, Udo <Udo.Ehrenberg@hamilton.ca>; 'MacPherson-Nemeth, Sharon' <Sharon.MacPherson-Nemeth@hamilton.ca>; White, Mark J. (EDU) <Mark.J.White@ontario.ca>

Subject: RE: Hamilton Main and Whitney (HD17A) WPS Class EA-Notice of Study Area Expansion and Public Information Centre No 2

Good morning Robert,

The City of Hamilton (Hamilton Water) is proceeding with a Municipal Class Environmental Assessment (Class EA) to identify the preferred location for the replacement of the existing HD17A Water Pumping Station (WPS), currently located in Pressure District 17 (PD17) close to the intersection of Main Street West and Whitney Avenue.

Arcadis IBI Group is the Consultant assisting the City of Hamilton with this project. I am Shelley Kuan, the Consultant Project Manager. The City's Project Manager is Florentin Novac.

City of Hamilton is inviting you to participate in Public Information Centre No.2. This event will be held virtually on the City's webpage at: www.hamilton.ca/mainwhitneystationea and will be available from **April 28, 2023** until **May 19, 2023**.

It may be important for you to know about the Study Area Expansion. Project details and a revised key map showing the study area are provided in the attached notice.

If you have any information that may assist us in the completion of the project or would like to discuss the project, please contact me or Florentin Novac at (905) 546-2424 ext. 2823 or by email at Florentin.Novac@hamilton.ca.

Thank you very much,

Shelley Kuan P. Eng.

Project Manager

Associate, Practice Lead - Hydraulics & Modelling

8133 Warden Ave, Unit 300
Markham ON L6G 1B3 Canada
tel +1 905 763 2322 ext 63600



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From: MacPherson-Nemeth, Sharon <Sharon.MacPherson-Nemeth@hamilton.ca>
Sent: Friday, April 14, 2023 11:27 AM
To: Ehrenberg, Udo <Udo.Ehrenberg@hamilton.ca>
Cc: Novac, Florentin <Florentin.Novac@hamilton.ca>; Shelley Kuan <shelley.kuan@ibigroup.com>
Subject: FW: Hamilton Main and Whitney (HD17A) WPS Class EA-Notice of Study Area Expansion and Public Information Centre No 2

Hi Udo,

Rob Major has replaced Mark White as the Corridor Management Officer for Hamilton.

Regards,
Sharon

From: Major, Robert (MTO) <Robert.Major@ontario.ca>
Sent: Friday, April 14, 2023 11:19 AM
To: MacPherson-Nemeth, Sharon <Sharon.MacPherson-Nemeth@hamilton.ca>
Subject: RE: Hamilton Main and Whitney (HD17A) WPS Class EA-Notice of Study Area Expansion and Public Information Centre No 2

Hello Sharon,

Further to your request below, I am the new Corridor Management Officer (encroachments) for Hamilton and Niagara.

Thanks.

Rob Major | Corridor Management Officer (West)

Highway Corridor Management Section | Central Operations | Ministry of Transportation
159 Sir William Hearst Avenue, 7th Floor, Toronto, ON. M3M 0B7
Telephone: 416.508.8745 | Email: Robert.major@ontario.ca



From: MacPherson-Nemeth, Sharon <Sharon.MacPherson-Nemeth@hamilton.ca>
Sent: April 14, 2023 9:23 AM
To: D'Souza, Loretta (MTO) <Loretta.D'Souza@ontario.ca>
Subject: FW: Hamilton Main and Whitney (HD17A) WPS Class EA-Notice of Study Area Expansion and Public Information Centre No 2

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Good Morning Loretta,

As per Mark's email below, we would appreciate it if you can please provide a new contact for us in the Corridor Management Office.

Thanks,

Sharon MacPherson-Németh, B.Tech, C.E.T, PMP

Project Manager

Water & Wastewater Systems Planning

Public Works

Hamilton Water, City of Hamilton

(905) 546-2424 Ext.2087



From: White, Mark J. (EDU) <Mark.J.White@ontario.ca>

Sent: Friday, April 14, 2023 8:33 AM

To: Shelley Kuan <shelley.kuan@ibigroup.com>

Cc: Novac, Florentin <Florentin.Novac@hamilton.ca>; Ehrenberg, Udo <Udo.Ehrenberg@hamilton.ca>

Subject: RE: Hamilton Main and Whitney (HD17A) WPS Class EA-Notice of Study Area Expansion and Public Information Centre No 2

Good morning Shelley,

I no longer work in the Ministry of Transportation Corridor Management section. Please remove me from this distribution list.

If you need a new contact please ask the Corridor admin Loretta.D'Souza@ontario.ca

Thanks,

Mark White | Senior Policy Advisor | (he/him)

Responsive Professional Learning Supports Team | Digital and Online Learning Branch

Student Achievement Division | Ministry of Education

315 Front St. Toronto, ON, Treaty 13

A15

From: Shelley Kuan

Sent: Friday, May 19, 2023 1:39 PM

To: SECONDARY LAND USE Department <Department.SecondaryLandUse@hydroone.com>

Cc: Novac, Florentin <Florentin.Novac@hamilton.ca>; Susan.SUN@HydroOne.com

Subject: RE: Hydro One Response: 20230515-NoticeOfPIC1-Main and Whitney Water Pumping Station

Good afternoon:

Thank you for your interest to the project.

Should the study area expand further or the preferred and recommended site (Site 6) change, HydroOne will be notified.

We will continue to send future communications to Secondarylanduse@hydroone.com.

Please feel free to contact us if you have any questions.

Please feel free to contact us if you have any questions.

Thank you.

Shelley Kuan P.ENG.

Project Manager

Associate, Practice Lead - Hydraulics & Modelling

8133 Warden Ave, Unit 300

Markham ON L6G 1B3 Canada

tel +1 905 763 2322 ext 63600

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From: Novac, Florentin <Florentin.Novac@hamilton.ca>

Sent: Tuesday, May 16, 2023 9:22 AM

To: SECONDARY LAND USE Department <Department.SecondaryLandUse@hydroone.com>

Cc: Shelley Kuan <shelley.kuan@ibigroup.com>

Subject: RE: Hydro One Response: 20230515-NoticeOfPIC1-Main and Whitney Water Pumping Station

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Good morning:

Thank you very much for your response. A formal acknowledgement will be provided shortly by our consultant, Arcadis/IBI.

Florentin

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Florentin Novac, M.Eng., P.Eng. (he/him)

Project Manager

Water & Wastewater Systems Planning

Public Works, Hamilton Water

City of Hamilton

(905) 546-2424 Ext.2823



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

From: SUN Hongxia <Susan.SUN@HydroOne.com> On Behalf Of SECONDARY LAND USE Department

Sent: Monday, May 15, 2023 10:05 AM

To: Novac, Florentin <Florentin.Novac@hamilton.ca>

Cc: SECONDARY LAND USE Department <Department.SecondaryLandUse@hydroone.com>

Subject: Hydro One Response: 20230515-NoticeOfPIC1-Main and Whitney Water Pumping Station

Please see the attached for Hydro One's Response.

Hydro One Networks Inc

SecondaryLandUse@HydroOne.com

Your message is ready to be sent with the following file or link attachments:

20230515-NoticeOfPIC1-Main and Whitney Water Pumping Station

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Hydro One Networks Inc.

483 Bay Street
8th Floor South Tower
Toronto, Ontario M5G 2P5

HydroOne.com

May 15, 2023

Re: Main and Whitney Water Pumping Station

Attention:
Florentin Novac, Project Manager
City of Hamilton

Thank you for sending us notification regarding (Main and Whitney Water Pumping Station). The Secondary Land Use group is aware that Site 6 is the most preferable and recommended alternative from your PIC No.2 presentation. We confirm there are no existing Hydro One Transmission assets in the subject area. Please be advised that this is only a preliminary assessment based on current information.

If plans for the undertaking change or the study area expands beyond that shown, please contact Hydro One to assess impacts of existing or future planned electricity infrastructure.

Any future communications are sent to Secondarylanduse@hydroone.com.

Be advised that any changes to lot grading and/or drainage within proximity to Hydro One transmission corridor lands must be controlled and directed away from the transmission corridor.

Sent on behalf of,

**Secondary Land Use
Asset Optimization
Strategy & Integrated Planning
Hydro One Networks Inc.**

B3

From: Shelley Kuan <shelley.kuan@ibigroup.com>

Sent: Wednesday, June 7, 2023 9:08 AM

To: [REDACTED]

Cc: Ehrenberg, Udo <Udo.Ehrenberg@hamilton.ca>; Novac, Florentin <Florentin.Novac@hamilton.ca>

Subject: RE: HD17A WPS

Good morning [REDACTED]

It was nice talking with you on the phone yesterday.

Thank you for the clarifications on the locations of the student housing and the church site. I've learned that these sites are located along Main Street West and Longwood Road South/Dalewood Avenue. As mentioned, these sites would be outside PD17 and the water demand for these sites would not be included in the design capacity of the new pumping station; and the purpose of this study is to determine the preferred location for a new water pumping station for PD17.

Please feel free to contact us if you would like to discuss the project in any further details.

Thank you.

Shelley Kuan P.ENG.

Project Manager

Associate, Practice Lead - Hydraulics & Modelling

8133 Warden Ave, Unit 300

Markham ON L6G 1B3 Canada

tel +1 905 763 2322 ext 63600



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From: Shelley Kuan

Sent: Friday, May 26, 2023 2:41 PM

To: [REDACTED]

Cc: Ehrenberg, Udo <Udo.Ehrenberg@hamilton.ca>; Novac, Florentin <Florentin.Novac@hamilton.ca>

Subject: RE: HD17A WPS

Good afternoon, [REDACTED]

Thank you for your interest in the project. Please see our responses to your enquiries below:

- Why was the area included expanded?

A. As mentioned in the voicemail from Udo Ehrenbeg from the City on May 5, 2023, the study area has been expanded to capture additional alternative locations to be considered in the Class EA process that were outside the initial Study Area. The servicing area for PD17 remains unchanged as shown in PIC 1 (Initial Study Area) and PIC 2 (Expanded Study Area). The projected capacity for the new pumping station will not be altered due to the Expanded Study Area.

- What are the "opportunities" the selected option (#6) is able to address better than the other options?

B. As presented in the online PIC 2, Site 6 is the most preferable and recommended alternative because it offers the most cost effective and technically sound option, while having the lowest potential for environmental impact compared to the other alternative sites.

- Have the new structures to house students on Main Street West and the one on the church site going to be served by the chosen option?

C. As requested by Florentin's email below, could you please clarify and point out the locations of the student housing and the church site that you are referring to?

- Are any new construction projects to the west along Wilson Street and Lower Lions Club Road in any way being factored into capacity demand estimates?

D. The capacity of the new pumping station will account for future development in PD17.

Please feel free to contact us if you have any questions.

Thank you.

Shelley Kuan P.ENG.
Project Manager
Associate, Practice Lead - Hydraulics & Modelling

8133 Warden Ave, Unit 300
Markham ON L6G 1B3 Canada
tel +1 905 763 2322 ext 63600



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From: Novac, Florentin <Florentin.Novac@hamilton.ca>

Sent: Thursday, May 25, 2023 11:40 AM

To: [REDACTED]

Cc: Shelley Kuan <shelley.kuan@ibigroup.com>; Ehrenberg, Udo <Udo.Ehrenberg@hamilton.ca>

Subject: RE: HD17A WPS

Good morning, [REDACTED]

This is brief reply to confirm the receipt of your email and to thank you for reaching out to us! With the support from our Consultant, IBI Group, we will provide answers to your questions by email, if not tomorrow, then early next week. Since I do not leave in the area, I am not familiar with the new structures to house students on Main Street West and the one on the church site. It would be helpful if you could point out the approximate location of student housing and of the church site. This way we could better answer the third question of your message.

Thank you very much,

Florentin

Florentin Novac, M.Eng., P.Eng. (he/him)
Project Manager
Water & Wastewater Systems Planning
Public Works, Hamilton Water
City of Hamilton
(905) 546-2424 Ext.2823



From: [REDACTED]
Sent: Thursday, May 25, 2023 11:03 AM
To: Novac, Florentin <Florentin.Novac@hamilton.ca>
Subject: HD17A WPS

Hello, Valentin.

It is unfortunate that we have not been able to make contact by telephone. I did try to reach you again this morning but decided to write rather than record a message.

Although I did have a recorded message from Udo Ehrenberg in response to a phone message I sent to him, due to the poor connection I could not understand all of it.

Perhaps you could let me know by email the answers to the following:

Why was the area included expanded?
What are the "opportunities" the selected option (#6) is able to address better than the other options?
Have the new structures to house students on Main Street West and the one on the church site going to be served by the chosen option?
Are any new construction projects to the west along Wilson Street and Lower Lions Club Road in any way being factored into capacity demand estimates?

I think it is unfortunate that in person PICs are not being held. The information offered on the internet site is limited and may be inaccessible to many people who live in the affected area.

Thank you for your past efforts to contact me on these and other issues.

[REDACTED]

MAIN & WHITNEY (HD17A) WATER PUMPING STATION
MUNICIPAL CLASS ENVIRONMENTAL ASSESSMENT AND
CONCEPTUAL DESIGN

ARCADIS

IBI GROUP



COMMENT SHEET
VIRTUAL PUBLIC INFORMATION CENTRE (PIC) NO. 2
APRIL 28, 2023 UNTIL MAY 19, 2023

We are interested in your comments and suggestions regarding this project.
Please take a few minutes to complete this comment sheet.

1. How did you hear about the Public Engagement? Select all that apply.

☒ Direct Mail/Flyer ☒ Newspaper Ad ☐ Email from the project team

☐ Word of Mouth ☐ www.hamilton.ca/mainwhitneystationea

☒ Other (please specify) Councillor Newsletter

2. Why are you interested in this project?

Comments: Potential impacts on neighbourhood

3. What potential impacts might this project have on you?

Comments: - Environmental, aesthetic, technical, spatial, health + safety, infrastructure/utility density concerns in certain areas.
- project is in addition to other construction/infrastructure and potential infrastructure projects... creating potential encumbrances and over intensification in certain areas.

4. What would you like the project team to consider during construction?

Comments: - Locating the station within the Pressure District if actually services or as close as possible, i.e. Preferred Site 6 or Site 8, 9 or Site 1 (although outside PDIT but less intrusive)
- no alternatives to be chosen east of Site 6 as this area already houses a disproportionate/high degree of infrastructure/utilities (high pressure gas lines, large scale hydro, trunk mains etc) servicing

5. Do you have any additional comments or require further information about the project?

Comments: other areas... a more equitable lens must be applied in any future assessments of construction/infrastructure projects.

5. Additional Comments/Information:

Question - Why were no other alternatives considered within the larger PD17 area west of Site 9 which is actually serviced by this station?



Hamilton

**MAIN & WHITNEY (HD17A) WATER PUMPING STATION
MUNICIPAL CLASS ENVIRONMENTAL ASSESSMENT AND
CONCEPTUAL DESIGN**

ARCADIS

IBI GROUP

**COMMENT SHEET
VIRTUAL PUBLIC INFORMATION CENTRE (PIC) NO. 2**

APRIL 28, 2023 UNTIL MAY 19, 2023

Contact Information:

Name:

Postal Code:

Address:

Phone Number:

Email Address:

☒ Check if you wish to be added to the study mailing list

Comments and information regarding this project are being collected to assist the City of Hamilton in completing the Municipal Class EA. Information will be collected in accordance with the Freedom of the Information and Protection of Privacy Act. With the exception of personal information, all comments will become part of the public record.

Please send your written comments to either of the following project team members by
MAY 19, 2022:

Shelley Kuan, P. Eng.

Project Manager
Arcadis IBI Group
300 - 2620 Bristol Circle
Oakville, Ontario L6H 6Z7
Phone: (905) 763-2322, ext. 63600
Email: Shelley.Kuan@ibigroup.com

Margaret Parkhill, P. Eng.

Public Facilitator and Class EA Planner
Arcadis IBI Group
Email: Margaret.Parkhill@ibigroup.com

Udo Ehrenberg, P.Eng.

Senior Project Manager
City of Hamilton, Hamilton Water
100 King Street West, 9th Floor
Hamilton, Ontario L8P 1A2
Phone: (905) 546-2424, ext. 2499
Email: Udo.Ehrenberg@hamilton.ca

Florentin Novac, M.Eng., P.Eng.

Project Manager
City of Hamilton, Hamilton Water
Email: Florentin.Novac@hamilton.ca



Public Works Department
Hamilton Water Division
100 King Street West, 9th Floor
Hamilton, Ontario L8P1A2
Phone: 905.546.2424, ext. 2823
E-mail: Florentin.Novac@hamilton.ca

June 7, 2023

**Subject: Main & Whitney (HD17A) Water Pumping Station
Municipal Class Environmental Assessment and Conceptual Design
Notice of Study Area Expansion and Public Information Centre No. 2**

Dear [REDACTED]

Thank you for your interest in this project. The purpose of this letter is to respond to your comments for Public Information Centre (PIC) No. 2 we received on May 8, 2023 via mail.

The Evaluation Criteria were developed to assess the alternative sites/locations and associated advantages and disadvantages of each potential site based on existing natural environment, sociocultural environment, technical considerations, cost considerations and property acquisition considerations.

Please note that the areas near the existing HD17A WPS (or near PD17), including the area within PD17, have been reviewed. Three sites (Sites 8, 9 and 10) within PD17 were included in the 21 long-listed alternatives and two sites (Sites 8 and 9) have been short-listed for detailed evaluations.

The open area within PD17 and along Main Street West and/or Lower Lion Club Road were also reviewed. These lands were identified as Significant Woodlands and/or Escarpment Protection Area (Natural Heritage System (NHS) Area), which are to be avoided as suggested in the Niagara Escarpment Plan (2017). Therefore, no alternative sites west of Site 9 were considered for further evaluation.

We appreciate your feedback and your comments will be taken into consideration. Your contact information will be added to the Study mailing list. If you would like to discuss the project in any further details, please contact me at Florentin.Novac@hamilton.ca or by phone at (905) 546-2424 ext. 2823.

Sincerely,

A handwritten signature in black ink, appearing to read "Florentin Novac".

Florentin Novac, M.Eng., P.Eng.
Project Manager
City of Hamilton, Hamilton Water
Water & Wastewater Systems Planning

B6

From: Ehrenberg, Udo <Udo.Ehrenberg@hamilton.ca>

Sent: Tuesday, May 9, 2023 12:22 PM

To: [REDACTED]; Ehrenberg, Udo <Udo.Ehrenberg@hamilton.ca>

Cc: Shelley Kuan <shelley.kuan@ibigroup.com>; Novac, Florentin <Florentin.Novac@hamilton.ca>

Subject: RE: Main and Whitney pumping station

*** Exercise caution. This is an EXTERNAL email. DO NOT open attachments or click links from unknown senders or unexpected email. ***

Hello [REDACTED]

This is to confirm receipt of the comment sheet.

Thank you for your submission.

Udo

----- Original message -----

From: [REDACTED]

Date: 2023-05-09 11:23 a.m. (GMT-05:00)

To: "Ehrenberg, Udo" <Udo.Ehrenberg@hamilton.ca>

Subject: Main and Whitney pumping station

Good Day,

Please find the attached PDF.

COMMENT SHEET
VIRTUAL PUBLIC INFORMATION CENTRE (PIC) NO. 2
APRIL 28, 2023 UNTIL MAY 19, 2023

We are interested in your comments and suggestions regarding this project.
Please take a few minutes to complete this comment sheet.

1. How did you hear about the Public Engagement? Select all that apply.

☐ Direct Mail/Flyer ☐ Newspaper Ad ☐ Email from the project team

☐ Word of Mouth ☒ www.hamilton.ca/mainwhitneystationea

☐ Other (please specify)

2. Why are you interested in this project?

Comments:

3. What potential impacts might this project have on you?

Comments:

4. What would you like the project team to consider during construction?

Comments:

5. Do you have any additional comments or require further information about the project?

Comments:



**MAIN & WHITNEY (HD17A) WATER PUMPING STATION
MUNICIPAL CLASS ENVIRONMENTAL ASSESSMENT AND
CONCEPTUAL DESIGN**



IBI GROUP

**COMMENT SHEET
VIRTUAL PUBLIC INFORMATION CENTRE (PIC) NO. 2**

APRIL 28, 2023 UNTIL MAY 19, 2023

Contact Information:

Name: Postal Code:

Address:

Phone Number:

Email Address:

☐ Check if you wish to be added to the study mailing list

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Please send your written comments to either of the following project team members by
MAY 19, 2022:

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Email: Margaret.Parkhill@ibigroup.com

Udo Ehrenberg, P.Eng.

Senior Project Manager
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Email: Udo.Ehrenberg@hamilton.ca

Florentin Novac, M.Eng., P.Eng.

Project Manager
City of Hamilton, Hamilton Water
Email: Florentin.Novac@hamilton.ca