Sewer Discharge Permit Application Form  
(Part 11 of the Sewer Use By-law 14-090)

General:

Please print clearly

Personal information in this Sewer Discharge Permit Application Form (“Application Form”) is collected under the authority of the City of Hamilton (“City”) Sewer Use By-law 14-090, as amended (“Sewer Use By-law”), and will be used to evaluate eligibility for, and performing ongoing administration of a Sewer Discharge Permit. Questions about the collection of personal information may be addressed to the Environmental Monitoring and Enforcement Unit of the City at 905-546-2424, ext. 5190. Information collected on this Application Form may be subject to disclosure by the City under the Municipal Freedom of Information and Protection of Privacy Act, R.S.O. 1990, c. M.56.

In accordance with section 11.23 of the Sewer Use By-law, a Sewer Discharge Permit shall expire three years from the date of issuance unless there is an earlier date set out in the permit or when the permit is revoked. Sewer Discharge Permit holders must ensure that they hold a valid permit and must apply for a new permit at least 30 days prior to the expiry of a permit to allow sufficient time for re-application and processing of applications.

The definitions in the Sewer Use By-law shall apply to this Application Form unless expressly stated otherwise.

Instructions:

1. Questions regarding completion and submission of this Application Form are to be directed to the Environmental Monitoring and Enforcement Unit of the City at 905-546-2424, ext. 5190, or via email at sewerusebylaw@hamilton.ca.

2. In accordance with the Ontario Human Rights Code, Ontarians with Disabilities Act, 2001 and the Accessibility for Ontarians with Disabilities Act, 2005, if the applicant requires this Application Form in an alternate accessible format, please contact Environmental Monitoring and Enforcement Unit at 905-546-2424, ext. 5190.

3. All sections of this Application Form are mandatory and must be completed unless otherwise explicitly indicated.

4. This Application Form must be fully completed and submitted by: Insert Due Date

5. This Application Form must be fully completed before it will be considered by the City for approval. Incomplete applications will not be accepted and will be returned to the applicant. The information submitted in this Application Form and accompanying documents are subject to verification by the City.

6. A complete application for a Sewer Discharge Permit consists of:
   a) a fully completed and signed Sewer Discharge Permit Application Form including all three Sections and the applicable Schedule(s); and
   b) all required supporting information identified in Section 2 and each specific schedule of this Application Form and in section 11.3 of the Sewer Use By-law.

7. The original and complete application for a Sewer Discharge Permit, must be submitted to:

   City of Hamilton
   Environmental Monitoring and Enforcement Unit
   700 Woodward Avenue
   Administration Building
   Hamilton, ON L8H 6P4
   Attention: Superintendent, Environmental Monitoring and Enforcement

8. Additional information may be required to be submitted by an applicant during the review of any application for a Sewer Discharge Permit initially accepted as complete, including but not limited to engineering reports, a Water Balance Study, or calibration records.
Section 1 - General Information

1.0 Sewer Discharge Permit Administration

Please indicate if this is an application for:

☐ A New Sewer Discharge Permit
☐ An amendment to an Existing Sewer Discharge Permit

Existing Permit No.:

1.1 Sewer Discharge Permit Type(s) (Check all that apply)

<table>
<thead>
<tr>
<th>Sewer Discharge Permit Type</th>
<th>*Sewer Connection Type &amp; Number(s)</th>
<th>Description</th>
<th>Schedule to be Completed</th>
</tr>
</thead>
<tbody>
<tr>
<td>☐ Overstrength</td>
<td></td>
<td>For discharges of sewage containing any one or more of the following treatable parameters in excess of the limits permitted under Schedule B of the Sewer Use By-law: cBiochemical oxygen demand, oil and grease (animal/vegetable), total phosphorus, total kjeldahl nitrogen or total suspended solids.</td>
<td>A</td>
</tr>
<tr>
<td>☐ Surcharge</td>
<td></td>
<td>For discharge of sewage which contains water from a source other than City’s potable water supply.</td>
<td>B</td>
</tr>
<tr>
<td>☐ Compliance Program</td>
<td></td>
<td>For discharges of sewage that exceeds the Sewer Use By-law limits for any one or more of the parameters contained in Schedule B.</td>
<td>C</td>
</tr>
<tr>
<td>☐ Chlorides</td>
<td></td>
<td>For discharges of sewage that exceed the Sewer Use By-law limit for Chlorides.</td>
<td>D</td>
</tr>
<tr>
<td>☐ Temporary</td>
<td></td>
<td>For non-routine and short term discharges of less than six months.</td>
<td>E</td>
</tr>
<tr>
<td>☐ Conditional</td>
<td></td>
<td>For discharges of sewage that contain matter as set out in section 4.4 or 4.8.</td>
<td>F</td>
</tr>
</tbody>
</table>

*The number of the sanitary/combined/storm sewer connection should coincide with the number that is assigned to the sewer connection in the Sewer Use By-law Assessment Report on file for this premises, example: San #1 or Storm #1.

1.2 Physical Address of Premises

Provide the particulars of the premises from which the discharge is to occur.

Physical Address Street Number: Street Name:

1.3 Registered Owner of Premises

If more than one registered owner, please provide the information in this section and attach on a separate page.

More than one registered owner of premises? ☐ Yes, attached pages ☐ No

Legal Name:

Business Name (only if operating under a different name than above):

Authorized Representative Contact Name: Authorized Representative Title:

Phone Number: Fax Number: E-mail:

Mailing Address Street Number: Street Name:

City/Town: Province: Postal Code:
### 1.4 Occupier Information (if applicable)

If occupier is different than the registered owner, a joint permit in the name of both the registered owner and an occupier of the premises is required. Please provide the information below for the occupier. If more than one occupier, please provide the information in this section and attach others on a separate page. In the event that a joint permit is issued, the registered owner and the occupier will be jointly and severally liable.

<table>
<thead>
<tr>
<th>More than one occupier of premises?</th>
<th>☐ Yes, attached pages ☐ No</th>
</tr>
</thead>
<tbody>
<tr>
<td>Legal Name:</td>
<td></td>
</tr>
<tr>
<td>Business Name (only if operating under a different name than above):</td>
<td></td>
</tr>
<tr>
<td>Authorized Representative Contact Name:</td>
<td>Authorized Representative Title:</td>
</tr>
<tr>
<td>Phone Number:</td>
<td>Fax Number:</td>
</tr>
<tr>
<td>Mailing Address Street Number:</td>
<td>Street Name:</td>
</tr>
<tr>
<td>City/Town:</td>
<td>Province:</td>
</tr>
</tbody>
</table>

### 1.5 Applicant Information (if applicable)

If the person completing this form is different from any of the above please complete this section

<table>
<thead>
<tr>
<th>☐ Not Applicable</th>
</tr>
</thead>
<tbody>
<tr>
<td>Legal Name:</td>
</tr>
<tr>
<td>Business Name:</td>
</tr>
<tr>
<td>Relationship to Registered Owner (for example, “property manager”):</td>
</tr>
<tr>
<td>Authorized Representative Contact Name:</td>
</tr>
<tr>
<td>Phone Number:</td>
</tr>
<tr>
<td>Mailing Address Street Number:</td>
</tr>
<tr>
<td>City/Town:</td>
</tr>
</tbody>
</table>

### 1.6 Consultant Information (if applicable)

<table>
<thead>
<tr>
<th>☐ Not Applicable</th>
</tr>
</thead>
<tbody>
<tr>
<td>Name of Consulting Firm:</td>
</tr>
<tr>
<td>Primary Contact:</td>
</tr>
<tr>
<td>Phone Number:</td>
</tr>
<tr>
<td>Mailing Address Street Number:</td>
</tr>
<tr>
<td>City/Town:</td>
</tr>
</tbody>
</table>
Section 2 - Supporting Information

2.0 Water Account Information
City water/sewer charges for the premises
Please provide the Alectra Utilities Account Number for the premises (list all that apply):

2.1 Insurance Requirements

<table>
<thead>
<tr>
<th>Insurance</th>
<th>Certificate of insurance originally signed by an authorized insurance representative for current term of policies:</th>
</tr>
</thead>
<tbody>
<tr>
<td>For all types of discharges, except in some cases temporary or one-time discharges:</td>
<td>☐ Attached</td>
</tr>
<tr>
<td>For compliance program discharges or where otherwise required by the General Manager:</td>
<td>☐ Attached</td>
</tr>
<tr>
<td>Sudden &amp; Accidental pollution coverage under either the Commercial General Liability policy or under a separate policy of Pollution liability, which Pollution policy shall carry a limit of $1,000,000 per occurrence</td>
<td></td>
</tr>
</tbody>
</table>

All of the above policies must provide for at least 30 days written prior notice of cancellation of coverage to be given to the City and all policies must be endorsed to include the ‘City of Hamilton’ as an additional insured. Certificate should be addressed as the City of Hamilton, City Hall, 71 Main Street West, Hamilton, Ontario L8P 4Y5. However all certificates, cancellation, nonrenewal or adverse change notices should be mailed to 700 Woodward Ave, Hamilton, Ontario L8H 6P4, Attn: Environmental Monitoring and Enforcement, or emailed to sewerusebylaw@hamilton.ca

2.2 Release & Indemnity
Required to be submitted only for compliance program (Schedule C), and conditional (Schedule F) discharges.

<table>
<thead>
<tr>
<th>Release and Indemnity</th>
<th>☐ Attached</th>
</tr>
</thead>
<tbody>
<tr>
<td>A Release and Indemnification Form must be signed and submitted with this application, by the registered owner of the premises to which the Sewer Discharge Permit is to apply, and the occupier of the premises (if seeking a joint permit in the name of both the registered owner and occupier). A blank Release and Indemnification Form is attached to this application form.</td>
<td></td>
</tr>
</tbody>
</table>
3.0 **Fees & Invoicing**

All fees referred to in this Application Form and otherwise related to the Sewer Use By-law can be found in the [Water and Wastewater/Storm Fees and Charges By-law](http://www.hamilton.ca/sewerdischargepermits) or by visiting [www.hamilton.ca/sewerdischargepermits](http://www.hamilton.ca/sewerdischargepermits).

Invoices will be issued by Alectra Utilities as the City’s water/ wastewater billing agent to the address they have on file, unless otherwise indicated below:

<table>
<thead>
<tr>
<th>Name:</th>
<th>Title:</th>
</tr>
</thead>
<tbody>
<tr>
<td>Phone Number:</td>
<td>Fax Number:</td>
</tr>
<tr>
<td></td>
<td>E-mail:</td>
</tr>
<tr>
<td>Mailing Address Street Number:</td>
<td>Street Name:</td>
</tr>
<tr>
<td>City/Town:</td>
<td>Province:</td>
</tr>
<tr>
<td></td>
<td>Postal Code:</td>
</tr>
</tbody>
</table>

### 3.1 Non-Refundable Permit Fees

Invoices will be issued to the registered owner of the premises at the mailing address indicated in Section 1.3 of this Application Form unless a cheque or money order for the applicable fees, in Canadian funds, payable to the City of Hamilton, is provided with this application.

- Sewer Discharge Permit Application Fee (required for all new applications) [☐]
- Amendment Fee (required only if requesting amendment to an existing permit) [☐]
- Wastewater Characterization Deposit (required only when choosing Option 2 in Schedule A) [☐]

### 3.2 Certification

**Registered Owner or Applicant (on behalf of Registered Owner)**

I, ___________________________ (print name) certify as the **Registered Owner/Applicant** identified in Section 1 of this Sewer Discharge Permit Application Form that the information provided in this Application Form is true, that the information contained in the documents that accompany this Application Form is true and that the City of Hamilton may rely on all of the foregoing information in determining whether or not to issue the proposed Sewer Discharge Permit(s) described in this Application Form.

---

Signature of Registered Owner/Applicant

Name: ___________________________

Date: ___________________________

Title: ___________________________
For discharges of sewage containing any one or more of the following treatable parameters in excess of the limits permitted under Schedule B of the Sewer Use By-law; cBiochemical oxygen demand (cBOD); Total suspended solids (TSS); Total phosphorous; Total Kjeldahl nitrogen (TKN); Oil and Grease (animal/vegetable).

**Sampling and Analysis Data**

The City will utilize the data on file for the discharge in order to quantify loadings and calculate parameter limits that will be outlined in the conditions of the initial permit and used for invoicing purposes, unless a Wastewater Characterization Study that proves a more accurate reflection of the discharge quality and quantity is received by the City. If a Wastewater Characterization Study is completed it must be pursuant to Part 6 of the Sewer Use By-law, consists of at least 10 representative composite samples, at the expense of the permit holder, the options of which are identified below.

**Options for Sampling and Analysis of Discharge:**

<table>
<thead>
<tr>
<th>Choose One Option</th>
<th>Method of Sampling and Analysis</th>
</tr>
</thead>
<tbody>
<tr>
<td>☐ Option 1</td>
<td>Continue to utilize the City’s data on file as it represents the discharge on an ongoing basis. An amendment can be applied for at any time should the discharge characteristics change.</td>
</tr>
<tr>
<td>☐ Option 2</td>
<td>The applicant can obtain the services of the City, subject to the availability of City resources, to conduct the sampling and analysis at a fee that recovers the cost of staff time, equipment and lab analysis. Please contact the City for a detailed quotation. Please note a Wastewater Characterization Deposit is required prior to the commencement of the services.</td>
</tr>
<tr>
<td>☐ Option 3</td>
<td>The permit holder can obtain the services of an independent consulting engineer to conduct the sampling and analysis as prescribed by the City and in accordance with Part 6 of the Sewer Use By-law. The results of the sampling and analysis are then submitted to the City for consideration to amend the initial permit.</td>
</tr>
</tbody>
</table>

**Billing Method**

The formula used to determine overstrength discharge fees is as follows:

\[
\text{Discharge fee payable per parameter} = (\text{concentration} - \text{Sewer Use By-law limit}) \times \text{quantity of discharge} \times \text{overstrength discharge fee for the parameter}
\]

Please choose the preferred method to determine concentration:

☐ Average - In this method, the City calculates the average concentration for each parameter based on the required sampling and analysis data.

☐ Actual - In this method, the applicant provides actual and ongoing sampling and analysis data for each parameter for the time period that the permit is in effect and at a frequency approved by the General Manager.

Please choose a method to determine quantity:

☐ Flow measuring device has been installed, calibrated and will be maintained at the expense of the applicant, which measures the quantity of discharge to a sewer works. Suitability of the device and its location are subject to approval by the General Manager.

Flow Measuring Device Type:____________________________________________________________________

Serial #:___________________________________________________________________________________

Location:__________________________________________________________________________________

☐ Water consumption records.

☐ Other (please describe):
________________________________________________________________________________________________
________________________________________________________________________________________________
________________________________________________________________________________________________

Fees will be calculated per parameter listed in the Sewer Discharge Permit and the total amount will be invoiced quarterly.
Schedule B - Surcharge

For discharges of sewage which contains water that has originated from a source other than the City’s potable water supply.

Discharge Information

What is the source of the surcharge wastewater to be discharged?

What will be the maximum flow rate of the surcharge discharge (litres per second)?

Is this a batch discharge? ☐ Yes ☐ No If YES, how many batches per day? ________________

What is the expected surcharge discharge duration?

What hours are proposed for the surcharge discharge?

Please describe proposed point of discharge into the sewer works (eg SAN #1) or attach a diagram:

Other discharge information:

Billing Method

The formula used to determine surcharge discharge fees is as follows:

\[
\text{Discharge fee payable} = \text{quantity of discharge} \times \text{wastewater/storm treatment charge (as set by the City annually in the Water and Wastewater/Storm Fees and Charges By-law)}
\]

Please choose a method to determine quantity:

☐ Flow measuring device has been installed, calibrated and will be maintained at the expense of the applicant, which measures the quantity of discharge to a sewer works. Suitability of the device and its location are subject to approval by the General Manager.

Flow Measuring Device Type: _________________________________________________________________
Serial #: _________________________________________________________________________________
Location: ________________________________________________________________________________

☐ Water Balance Study (only where installation of a flow measuring device is not possible), subject to approval by the General Manager. The Water Balance Study report shall:
- Cover a minimum period of five calendar days over a minimum of three separate occasions and shall include at least one balance showing seasonal variation, including activities such as shutdowns;
- Record all water originating from the City’s potable water supply, if applicable;
- Measure all water originating from a source other than the City’s potable water supply which will be discharged from the premises to a sewer works;
- Be completed and certified by a qualified professional engineer, licenced in the Province of Ontario; and
- Be submitted with this Application Form.
☐ Other (please describe):
________________________________________________________________________________________________
________________________________________________________________________________________________
________________________________________________________________________________________________
________________________________________________________________________________________________

Fees will be calculated and invoices issued quarterly.
Schedule C - Compliance Program

For discharges of sewage that exceed the limits for any one or more of the parameters contained in Schedule B of the Sewer Use By-law in accordance with a compliance program.

**Sampling and Analysis Data**

The City will utilize the data on file for the discharge in order to quantify loadings and calculate parameter limits that will be outlined in the conditions of the permit. If the Applicant has sampling and Analysis data to be considered in conjunction with the City data, please attach to this application.

**Description of Non-Compliance**

*Please describe what is causing the discharge to exceed the Sewer Use By-law limit(s). Please attach additional pages if required.*

**Description of Proposed Compliance Program**

*Please provide a brief summary of the activities such as investigative and remedial actions that are proposed to be undertaken in order to bring the discharge into compliance with the Sewer Use By-law. Please attach additional pages if required.*
<table>
<thead>
<tr>
<th>List Each Proposed Compliance Program Activity in Sequence</th>
<th>Schedule B Parameter(s) to which each Program Activity Relates</th>
<th>Length of Time Proposed to Complete Activity</th>
</tr>
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<tbody>
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</table>

The expiry date of the Sewer Discharge Permit will be the final completion date of all compliance program activities, subject to approval by the General Manager.
Schedule D - Chlorides

For discharges of sewage that exceed the limit for chlorides set out in Schedule B of the Sewer Use By-law.

Concentration Ranges and Applicable Conditions

Please check the appropriate type of chlorides discharge based on City of Hamilton sampling data:

☐ Sewage containing chlorides in excess of 1500 mg/L but less than 4000 mg/L:
  – A chlorides sampling and reporting program will be conducted by and at the expense of the Sewer Discharge Permit holder as a condition of the permit; and
  – The City will conduct sampling and analysis of the discharge quarterly.

☐ Sewage containing chlorides equal to or greater than 4000 mg/L and not more than 5000 mg/L:
  – The applicant shall submit, with this Application Form, an engineering study showing the likely reduction, if any, of the life span of the sewer works, including but not limited to evidence of the condition of the sewer works at the point of discharge;
  – A chlorides sampling and reporting program will be conducted by and at the expense of the Sewer Discharge Permit holder as a condition of the permit; and
  – The City will conduct sampling and analysis of the discharge quarterly.

Chlorides Sewage Discharge Permit Compensation

For chlorides discharges equal to or greater than 4000 mg/L and not more than 5000 mg/L the applicant/registered owner of the premises shall pay for the likely reduction, if any, of the lifespan of the sewer works as a result of the discharge of chlorides permitted under the Sewer Discharge Permit. This payment of compensation will be based on the information provided by the engineering study submitted with this Application Form, which is subject to approval by the General Manager.
For non-routine and short term discharges of sewage that exceed the limits for any one or more of the parameters contained Schedule B of the Sewer Use By-law or for discharges of sewage which contains water that has originated from a source other than the City’s potable water supply, for a time period of less than six months.

**Discharge Information**

<table>
<thead>
<tr>
<th>Question</th>
<th>Answer</th>
</tr>
</thead>
<tbody>
<tr>
<td>What is the source of the surcharge wastewater to be discharged?</td>
<td></td>
</tr>
<tr>
<td>What will be the maximum flow rate of the surcharge discharge (litres per second)?</td>
<td></td>
</tr>
<tr>
<td>Is this a batch discharge? □ Yes □ No If YES, how many batches per day?</td>
<td></td>
</tr>
<tr>
<td>What is the expected surcharge discharge duration?</td>
<td></td>
</tr>
<tr>
<td>What hours are proposed for the surcharge discharge?</td>
<td></td>
</tr>
<tr>
<td>Please describe proposed point of discharge into the sewer works (eg SAN #1) or attach a diagram:</td>
<td></td>
</tr>
<tr>
<td>Other discharge information:</td>
<td></td>
</tr>
</tbody>
</table>

**Sampling and Analysis Data**

Please attach to this application sampling and analysis data that is representative of the discharge in order to quantify loadings and calculate parameter limits that will be outlined in the conditions of the permit and used for invoicing purposes. Any sampling and analysis data that is submitted it must have been collected pursuant to Part 6 of the Sewer Use By-law, at the expense of the Applicant.
**Billing Method**

☐ If the temporary discharge is **overstrength**, the following formula is used to determine the overstrength discharge fee:

\[
\text{Discharge fee payable per parameter} = (\text{concentration} - \text{Sewer Use By-law limit}) \times \text{quantity of discharge} \times \text{overstrength discharge fee for the parameter}
\]

and/or

☐ If the discharge contains water that has originated from a source other than the City’s potable water supply (**surcharge**), the following formula is used to determine the surcharge discharge fee:

\[
\text{Discharge fee payable} = \text{quantity of discharge} \times \text{wastewater/storm treatment charge (as set by the City annually in the Water and Wastewater/Storm Fees and Charges By-law)}
\]

Please choose the preferred method to determine **concentration** (if overstrength):

☐ Average - In this method, the City calculates the average concentration for each parameter based on the required sampling and analysis data.

☐ Actual - In this method, the applicant provides actual and ongoing sampling and analysis data for each parameter for the time period that the permit is in effect and at a frequency approved by the General Manager.

Please choose a method to determine **quantity** (if overstrength and/or surcharge):

☐ Flow measuring device has been installed, calibrated and will be maintained at the expense of the applicant, which measures the quantity of discharge to a sewer works. Suitability of the device and its location are subject to approval by the General Manager.

Flow Measuring Device Type: ____________________________________________________________________________

Serial #: _______________________________________________________________________________________

Location: ______________________________________________________________________________________

☐ Water consumption records (only in the case of overstrength discharge).

☐ Other (only in the case of overstrength discharge, please describe):

______________________________________________________________________________________________

______________________________________________________________________________________________

______________________________________________________________________________________________

______________________________________________________________________________________________

*Fees will be calculated, and invoices issued quarterly.*
For discharges of sewage containing:

- PCBs in excess of the limits set out in Schedule B;
- waste radioactive prescribed substances;
- leachate from a waste disposal site;
- water from a groundwater remediation unit or site containing matter in a concentration in excess of any of the limits for any of the parameters in Schedule B;
- matter in a concentration in excess of any of the limits for any of the parameters in Schedule C; or
- blowdown water;

which is otherwise prohibited under Part 4 of the Sewer Use By-law and requires approval from other levels of government.

Non-Compliant Discharges Requested to be Included in Conditional Sewer Discharge Permit

<table>
<thead>
<tr>
<th>Proposed Discharge</th>
<th>Copy of Approval, Licence or Exemption Attached (please describe):</th>
</tr>
</thead>
<tbody>
<tr>
<td>□ PCBs</td>
<td>□</td>
</tr>
<tr>
<td>□ Waste radioactive prescribed substances</td>
<td>□</td>
</tr>
<tr>
<td>□ Leachate from a waste disposal site</td>
<td>□</td>
</tr>
<tr>
<td>□ Remediated ground water</td>
<td>□</td>
</tr>
<tr>
<td>□ Matter in excess of the limits for any one or more of the parameters permitted under Schedule C to the storm sewer</td>
<td>□</td>
</tr>
<tr>
<td>□ Once through cooling water or blowdown water to the storm sewer</td>
<td>□</td>
</tr>
</tbody>
</table>

Discharge Information

<table>
<thead>
<tr>
<th>What is the source of the water to be discharged? □ City water supply □ Groundwater □ Rain Water □ Other:</th>
</tr>
</thead>
<tbody>
<tr>
<td>□ Rain Water □ Other:</td>
</tr>
</tbody>
</table>

Is this a batch discharge? □ Yes □ No

If YES, how many batches per day?

What is the expected discharge duration?

What hours are proposed for the discharge?

What will be the maximum flow rate of the discharge (litres per second)?

Please describe proposed point of discharge into the sewer works or attach a diagram:

Other discharge information:

Sampling and Analysis Data

Please attach to this application sampling and analysis data that is representative of the discharge in order to quantify loadings and calculate parameter limits that will be outlined in the conditions of the permit and used for invoicing purposes. Any sampling and analysis data that is submitted it must have been collected pursuant to Part 6 of the Sewer Use By-law, at the expense of the Applicant.
Release and Indemnification Form
(Only required for Schedule C and Schedule F Discharges)

Address of Premises to which the Sewer Discharge Permit is to apply (the “Premises”):
_____________________________________________________________________
(insert address above)

IN CONSIDERATION and as a condition of the City of Hamilton (the “City”) granting the Sewer Discharge Permit applied for, each of the undersigned, for itself, its transferees, successors and assigns agree as follows:

1. Release – I/we hereby release and forever discharge the City, its officers, officials, employees, servants and agents (collectively the “Releasees”), from any and all claims, demands, actions, causes of action, interest, costs, damages, expenses, loss, suits or other proceedings, however arising, which I/we now have or may hereafter have against the City in consequence of the discharge of sewage pursuant to the Sewer Discharge Permit, except to the extent such proceedings are attributable to or caused by the negligence of the Releasees or any discharge into the sewers that exceeds the requirements of any City of Hamilton by-law, including the Sewer Use By-law, notwithstanding the Sewer Discharge Permit.

2. Assumption of Liability – I/We agree to assume all liability associated with any discharge permitted by any Sewer Discharge Permit that has been issued to me/us by the City of Hamilton that exceeds the allowable limits set out in any City of Hamilton by-law, including the Sewer Use By-law.

3. Indemnity – I/we hereby agree to indemnify, defend and hold harmless the Releasees from and against any and all claims, demands, actions, causes of action, obligations, interest, costs, damages, expenses, fines, penalties, loss, suits or other proceedings for loss, damage, injury or death which the City suffers or incurs or is liable for by reason of the discharge of sewage pursuant to the Sewer Discharge Permit or as a result of or in connection with the issuance of the Sewer Discharge Permit, no matter how caused, except to the extent the loss, damage, injury or death is attributable to or caused by the negligence of the Releasees or any discharge into the sewers that exceeds the requirements of any City of Hamilton by-law, including the Sewer Use By-law, notwithstanding the Sewer Discharge Permit. I/we agree to conform to all applicable requirements of City of Hamilton by-laws and the conditions of the Sewer Discharge Permit. By submitting and signing this Release and Indemnification Form, I/we expressly acknowledge and agree that I/we have read, fully understand and agree to be bound by the provisions herein, and further acknowledge and agree that this Release and Indemnification Form shall survive the alteration, suspension, revocation, termination or expiry of the Sewer Discharge Permit.

Where more than one party is signing below, all parties agree to be jointly and severally bound by the provisions of this Release and Indemnification Form.

Registered Owner of Premises:

(Print legal name of Registered Owner)  (Print name & position of authorized signing officer)

Date  Signature of Registered Owner

Occupier of Premises (if applicable):

(Print legal name of Occupier)  (Print name & position of authorized signing officer)

Date  Signature of Occupier