

## Public Council Meeting Agenda

**Date:** Tuesday, February 28, 2023, 6:30 pm  
**Location:** Tecumseh Town Hall - Council Chambers  
917 Lesperance Road  
Tecumseh, Ontario N8N 1W9

### Pages

**A. Roll Call**

**B. Call to Order**

**C. Land Acknowledgement**

We acknowledge that we are on land and surrounded by water, originally inhabited by Indigenous Peoples who have travelled this area since time immemorial. This territory is within the lands honoured by the Wampum Treaties; agreements between the Anishinaabe, Haudenosaunee, Leni Lenape and allied Nations to peacefully share and care for the resources around the Great Lakes. Specifically, we would like to acknowledge the presence of the Three Fires Confederacy Ojibwe, Odawa, Potawatomi and Huron/Wendat Peoples. We are dedicated to honouring Indigenous history and culture while remaining committed to moving forward respectfully with all First Nations, Inuit and Métis.

**D. Disclosure of Pecuniary Interest**

**E. Introduction and Purpose of Meeting**

The purpose of the meeting is to hear public comments from any affected landowners on the proposed drainage works, as set out in the Drainage Report, filed by Gerard Rood, P.Eng., of Rood Engineering Inc., dated January 9, 2023, for the Sullivan Creek Drain.

**F. Delegations**

1. Gerard Rood, P.Eng., Drainage Engineer, Rood Engineering Inc.

**G. Communications**

- |    |                                       |       |
|----|---------------------------------------|-------|
| 1. | Public Notice dated February 14, 2023 | 3 - 4 |
| 2. | By-Law 2023-028                       | 5 - 6 |

**Recommendation**

Moved by \_\_\_\_\_

Seconded by \_\_\_\_\_

**That** Communications - For Information 1 and 2 as listed on the Tuesday, February 28, 2023 Public Council Meeting Agenda, **be received**.

**H. Reports**

- |    |   |         |
|----|---|---------|
| 1. | PWES-2023- 15 Request to Reconsider Engineers Report - Sullivan Creek Drain | 7 - 250 |
|----|---|---------|

**Recommendation**

Moved by \_\_\_\_\_

Seconded by \_\_\_\_\_

**That** the Reconsidered Drainage Report for the Sullivan Creek Drain (Drain) as prepared by Gerard Rood, P.Eng., of Rood Engineering Inc., dated January 9, 2023, (Drainage Report) **be received**;

**And that** consideration **be given** to the first and second readings of a provisional by-law to adopt the Reconsidered Drainage Report in accordance with Section 42 of the Drainage Act (Act);

**And further that** notice **be given** to all affected landowners of the Court of Revision to be held on March 28, 2023 in accordance with Section 46(1) of the Act, subject to the adoption of the provisional by-law.

**I. Adjournment**

**Recommendation**

Moved by \_\_\_\_\_

Seconded by \_\_\_\_\_

**That** there being no further business, the Tuesday, February 28, 2023 meeting of the Public Council Meeting **be adjourned** at      pm.

February 14, 2023

Affected Property Owners, Road Authorities, and Utility Owners

## **Re: Repair and Improvement of Sullivan Creek Drain**

Please be advised that the Town of Tecumseh will be holding a public council meeting via Zoom webinar to reconsider the final report (Engineer's Report) prepared by Gerard Rood, P.Eng. of Rood Engineering Inc., dated January 9, 2023, for the repair and improvement of the Sullivan Creek Drain, authorized under Section 78 of the *Drainage Act*. In accordance with Section 42 of the *Drainage Act*, you, as an owner of land affected by the drainage works, are invited to attend this meeting.

### **The meeting will occur as follows:**

Date: Tuesday, February 28, 2023

Time: 6:30 pm to 7:00 pm

Place: Electronic Participation via Zoom video conferencing. Live streamed on the Town's website for viewing.

Due to the size and costs associated with mailing the final Engineer's report to all affected landowners, the Town has elected to make the report available online. An electronic copy of the Engineer's Report can be obtained at <https://www.tecumseh.ca/en/living-here/municipal-drains.aspx>.

If you would like a copy of the Engineer's Report in an alternative format, it is available for pick up or mail out. Please contact the Drainage Superintendent to have this arranged or use the online portal here: <https://forms.tecumseh.ca/PWES/Request-for-Engineers-Report-Alternative-Format>.

The purpose of the meeting to consider the final report is:

- To have the Engineer present a summary of the Engineer's Report to Council.
- To consider the technical merits of the Engineer's Report.
- For Council to decide whether to; proceed with the project by provisionally adopting the Engineer's Report by By-law or; to refer the report back to the Engineer for modification.
- To give affected landowners an opportunity to provide questions, comments, or concerns before Council regarding the technical aspects of the Engineer's Report.

**Please note** that there is no right to appeal assessments or other aspects of the Engineer's Report at this meeting; these appeal rights will be made available later in the procedure, at the Court of Revision.

If you wish to appear before Council, contact the Clerk, Robert Auger, at [rauger@tecumseh.ca](mailto:rauger@tecumseh.ca) or alternatively, submit a delegation request form available online through the Town's website at <https://www.tecumseh.ca/en/town-hall/appearing-before-council.aspx> by 12:00pm (noon) the day prior to the meeting (Monday, February 27, 2023). By registering as a delegate, persons are consenting their image, voice and comments being recorded and available for public viewing on the Town's website.

Alternatively, if you would like to submit comments regarding the Engineer's Report, they may be forwarded in writing by mail, e-mail, or in person to the undersigned by 12:00pm (noon) on Monday, February 27, 2023. Comments delivered in person can be placed in the drop box beside the front door of Town Hall. All public comments received prior to the meeting will be read aloud during the meeting.

If you are unable to attend the meeting, it will proceed in your absence. Even if you choose not to participate, you will continue to receive notification as required by the *Drainage Act*. Additional information regarding the *Drainage Act* process is located on the Ontario Ministry of Agriculture, Food and Rural Affairs (OMAFRA) website at <http://www.omafra.gov.on.ca>.

Questions or concerns regarding this notice can be directed to the Drainage Superintendent, Alessia Mussio, EIT at [amussio@tecumseh.ca](mailto:amussio@tecumseh.ca) or (519) 735-2184 ext. 140, or Assistant Drainage Superintendent, Joseph Lappalainen, EIT at [jlappalainen@tecumseh.ca](mailto:jlappalainen@tecumseh.ca) or (519) 735-2184 ext. 105. More information on municipal drainage works within the Town of Tecumseh is available online at <https://www.tecumseh.ca/en/living-here/municipal-drains.aspx>.

Sincerely,

Robert Auger  
Director, Legislative Services & Clerk

Encl.

Copy: Alessia Mussio, Drainage Superintendent.  
Gerard Rood, P.Eng., Rood Engineering Inc.





# **The Corporation of the Town of Tecumseh**

## **By-Law Number 2023 - 028**

Being a bylaw to provide for the repair and improvements to the Sullivan Creek Drain

**Whereas** the Council of The Corporation of the Town of Tecumseh (hereafter “Town”) has been requested to provide for the repair and improvement of the Sullivan Creek Drain;

**And Whereas** the Town procured a Drainage Report for the Sullivan Creek Drain and specifications from the consulting engineering firm of Gerard Rood of Rood Engineering Inc., dated January 9, 2023 (hereafter “Drainage Report”);

**And Whereas** notice of a Public Meeting to hear comments from the affected property owners was given on Tuesday, February 14, 2023;

**And Whereas** a Public Meeting of Council was held on Tuesday, February 28, 2023, at 6:30 pm to hear from any affected property owners on the Drainage Report;

**And Whereas** the Council of The Corporation of the Town of Tecumseh is of the opinion that the repair and improvement of the Sullivan Creek Drain is desirable;

**Now Therefore the Council of The Corporation of The Town of Tecumseh Enacts as follows:**

1. **That** the Drainage Report providing for the repair and improvement of the Sullivan Creek Drain, dated January 9, 2023, as prepared by the consulting engineering firm Rood Engineering Inc. and attached hereto as Schedule “A” to this by-law, is hereby adopted and the drainage works as therein indicated and set forth is hereby approved and shall be completed in accordance therewith.
2. **That** the Treasurer, subject to the approval of Council, may agree with any bank or person for temporary advances of money to meet the costs of construction pending the completion of the drain and grants and computed payments are received.
3. **That** the Town may issue debentures for the amount borrowed and the amount of such debentures shall be reduced to the total amount of:
  - a) Grants received under Section 85 of the said Act;
  - b) Commuted payments made in respect of land and roads assessed.

4. **That** such debentures shall be made payable within five (5) years from the date of the debenture and shall bear interest at a rate as approved by resolution of Council.
5. **That** the specifications and General Specifications as established are adopted as set out in the Drainage Report which forms part of this by-law.
6. **That** the Mayor and Clerk are authorized to cause a contract for the construction of the works to be made and entered into with some person or persons, firm or corporations, subject to the approval of the Council to be declared by resolution.
7. **That** this by-law shall come into force upon and after the final passing thereof.

**Read** a first and second time this 28th day of February, 2023.

---

Gary McNamara, Mayor

---

Robert Auger, Clerk

**Read** a third and final time this **Choose an item.** day of **Choose an item.**, 2023.

---

Gary McNamara, Mayor

---

Robert Auger, Clerk



## The Corporation of the Town of Tecumseh

Public Works & Engineering Services

**To:** Mayor and Members of Council

**From:** Phil Bartnik, Director Public Works & Engineering Services

**Date to Council:** February 28, 2023

**Report Number:** PWES-2023-15

**Subject:** Request to Reconsider Engineer's Report – Sullivan Creek Drain

---

### Recommendations

It is recommended:

**That** the Reconsidered Drainage Report for the Sullivan Creek Drain (Drain) as prepared by Gerard Rood, P.Eng., of Rood Engineering Inc., dated January 9, 2023, (Drainage Report) **be received**;

**And that** consideration **be given** to the first and second readings of a provisional by-law to adopt the Reconsidered Drainage Report in accordance with Section 42 of the Drainage Act (Act);

**And further that** notice **be given** to all affected landowners of the Court of Revision to be held on March 28, 2023, at 6:30 pm in accordance with Section 46(1) of the Act, subject to the adoption of the provisional by-law.

### Background

The purpose of this report is to provide a summary of the background and other information in order to assist Council in giving reconsideration to the Drainage Report in accordance with the Act.

On March 2, 2022, Mr. Gerard Rood, P.Eng., filed a report dated March 1, 2022, for the repair and improvement to the Drain in accordance with Section 41 of the Act. On June 27, 2022, invitations were sent to all affected landowners and agencies that the Public Council Meeting to consider the Engineer's Report would be held on Tuesday, July 12, 2022, at 6:30 pm.

At the Public Council Meeting to consider the Engineer's Report, revisions to the report to incorporate Excess Soil requirements were discussed and the report was referred back to the Engineer.

On January 4, 2023, Gerard Rood, P.Eng., filed a report dated January 9, 2023, for reconsideration (see Attachment 1 & 2). On February 13, 2023, invitations were sent to all affected landowners and agencies that the Public Council Meeting to reconsider the Engineer's Report would be held on February 28, 2023, at 6:30 pm.

The Engineer's Report provides recommendations for bridge/culvert repairs/replacements, specifications for future bridge/culvert replacements, flushing of existing bridges/culverts and removal of silt and debris from the Drain.

## **Comments**

The sections of the Act referenced within this report are included in Schedule A which is attached to this Council Report as Attachment 3.

## **Considerations by Council**

Subject to the discretion of Council, the Reconsidered Drainage Report may be:

- a. Referred back to the Drainage Engineer for reconsideration if it appears that there are, or may be errors in the report or for any other reason the report should be reconsidered; or
- b. Provisionally approved by giving first and second readings to a Provisional By-law.

Subject to the discussions that take place at the Public Council Meeting to reconsider the report, and if no issues are raised that would warrant the report being referred back to the engineer, Administration recommends giving the first and second readings of a Provisional By-law to adopt the Reconsidered Drainage Report.

Following provisional adoption of the By-law, a meeting of the Court of Revision shall be scheduled to allow any affected owner of land assessed for the drainage works to appeal their assessed costs subject to the following:

- a. Any land or road has been assessed too high or too low; or

- b. Any land or road that should have been assessed has not been assessed; or
- c. Due consideration has not been given as to type of land use.

## Approvals

Regulatory Approvals have been reviewed for the Sullivan Creek Drain and consist of:

- 1) Essex Region Conservation Authority (ERCA) – *Conservation Authorities Act*
  - a. A permit from ERCA will be required prior to construction.
  - b. The proposed works cannot change the Drain's 1:100 year flood elevations.
- 2) Department of Fisheries & Oceans (DFO) – *Fisheries Act*
  - a. A self-assessment has been completed which identified the lower portion of the Drain was classified as a Class E municipal drain. Class E municipal drains have permanent flow and fish species that are sensitive to drain maintenance.
  - b. DFO advised that the Drain may contain Northern Pike and Grass Pickerel and provided mitigating measures to the Town in March of 2021 and an update to these measures in March of 2022. These mitigation measures are included within the Drainage Report.
- 3) Ministry of Environment, Conservation & Parks (MECP) – *Endangered Species Act*
  - a. The Town's Species-At-Risk Mitigation Plan continues to comply with the *Endangered Species Act*. The Town and Contractor will gather information on encountered species and/or mitigation plans implemented prior to and throughout construction.

## Consultations

Financial Services  
Rood Engineering Inc.

## Financial Implications

The Engineer's total estimated project cost is \$832,000. The Town of Tecumseh lands have been assessed \$24,339 in the engineer's report including \$23,778 for Benefit, Outlet and Special Benefit Liability for works involving 10.1 hectares (24.96 acres) of the roads and \$561 for Benefit, Outlet and Special Benefit Liability for 0.7 hectares (1.74

acres) of lands encompassing the area as shown in the Watershed Plan included as plan 1 of 51 in the Drainage Report.

Other than costs to administer the project, the cost of constructing the project is 100% recoverable by affected lands. The Town's portion of land mentioned above and detailed in the Assessment Schedule will be funded through the Drains Lifecycle Reserve.

For assessments in excess of \$5,000 the Town offers landowners the option of paying the balance plus interest over a five (5) year period; the annual payments are added as a special charge on their taxes.

### Link to Strategic Priorities

Applicable	2019-22 Strategic Priorities
<input type="checkbox"/>	Make the Town of Tecumseh an even better place to live, work and invest through a shared vision for our residents and newcomers.
<input checked="" type="checkbox"/>	Ensure that Tecumseh's current and future growth is built upon the principles of sustainability and strategic decision-making.
<input type="checkbox"/>	Integrate the principles of health and wellness into all of Tecumseh's plans and priorities.
<input checked="" type="checkbox"/>	Steward the Town's "continuous improvement" approach to municipal service delivery to residents and businesses.
<input type="checkbox"/>	Demonstrate the Town's leadership role in the community by promoting good governance and community engagement, by bringing together organizations serving the Town and the region to pursue common goals.

## Communications

Not applicable ☒

Website ☐

Social Media ☐

News Release ☐

Local Newspaper ☐

This report has been reviewed by Senior Administration as indicated below and recommended for submission by the Chief Administrative Officer.

Prepared by:

Alessia Mussio, E.I.T.  
Drainage Superintendent

Reviewed by:

John Henderson, P.Eng.  
Manager Engineering Services

Reviewed by:

Phil Bartnik, P.Eng.  
Director Public Works & Engineering Services

Reviewed by:

Tom Kitsos, CPA, CMA, BComm  
Director Financial Services & Chief Financial Officer

Recommended by:

Margaret Misek-Evans, MCIP, RPP  
Chief Administrative Officer

<b>Attachment Number</b>	<b>Attachment Name</b>
1	Engineers Drainage Report Summary
2	Drainage Report dated January 9, 2023, by Gerard Rood, P.Eng., of Rood Engineering Inc.
3	Schedule A – Drainage Act Excerpts



February 28, 2023

**Re: PWES-2023-15 - Report to Reconsider Engineer's Report - Sullivan Creek Drain  
Public Council Meeting - February 28, 2023, 6:30 pm**

On April 28, 2015, Council appointed Rood Engineering Inc. under section 78 of the Drainage Act to;

- (I) Make an examination of the Sullivan Creek Drain drainage area as submitted by the affected landowner of Roll No. 530000047200000 in the "Notice of Request for Drain Improvement" dated March 16, 2015.
- (II) Prepare a Drainage Report for the Sullivan Creek Drain, in accordance with Section 78 of the Drainage Act, including provisions for future maintenance of the Drain.

On January 4, 2023, Rood Engineering Inc. submitted a report titled the "Sullivan Creek Drain" (Report); a copy of which is attached to PWES-2023-15.

The Report provides detailed information of the existing conditions of the drain based on the Engineer's examination as well as recommendations for the repair and improvement of the drain. In general, the Report recommendations include bridge/culvert repairs/replacements, specifications for future bridge/culvert replacements, flushing of existing bridges/culverts and removal of silt and debris from the drain.

The Report also includes cost estimates for the recommended works and a schedule of assessment for affected properties. In addition, details of previous meetings that have been held for this project under the Drainage Act process are included in the Report.

**If you have any questions or would like to request an AODA version of the Rood Engineering Inc. drainage report for the repair and improvement of the "Sullivan Creek Drain" (dated January 9, 2023), please contact Dana Reid at (519) 735-2184 ext. 168 or [dreid@tecumseh.ca](mailto:dreid@tecumseh.ca).**

**SULLIVAN CREEK DRAIN**  
**E09SU(102)**

**Repair and Improvement**

**Geographic Township of Sandwich South**

**TOWN OF TECUMSEH**



***Town of Tecumseh***  
***917 Lesperance Road***  
***Tecumseh, Ontario N8N 1W9***  
***519-735-2184***

***Rood Engineering Inc.***  
***Consulting Engineers***  
***9 Nelson Street***  
***Leamington, Ontario N8H 1G6***  
***519-322-1621***

*REI Project 2015D010*  
*January 9th, 2023*



January 9th, 2023

Mayor and Municipal Council  
Corporation of the Town of Tecumseh  
917 Lesperance Road  
Tecumseh, Ontario  
N8N 1W9

Mayor McNamara and Members of Council:

**SULLIVAN CREEK DRAIN  
E09SU(102)  
Repair and Improvement  
(Geographic Twp. of Sandwich South)  
Project REI2015D010  
Town of Tecumseh, County of Essex**

## **I. INTRODUCTION**

In accordance with the instructions provided at your April 28th, 2015 meeting and received from the Town by letter dated May 27th, 2015, from your Director Corporate Services and Clerk, Laura Moy, we have prepared the following report that provides for repair and improvements of the open drain, along with inspection of the bridges located along the drain. The Sullivan Creek Drain comprises of an open drain generally located approximately 740 metres east of Sexton Road and 400 metres south of County Road 46. It meanders north easterly for approximately 5 km where it outlets to the Pike Creek Drain at a point approximately 760 metres north of Baseline Road and 480 metres west of County Road 19 (Manning Road) respectively, in the geographic Township of Sandwich South, Town of Tecumseh. A plan showing the Sullivan Creek Drain, as well as the general location of the bridges along the drain, is included herein as part of the report.

Our appointment and the works relative to the improvements to the Sullivan Creek Drain, proposed under this report, is in accordance with Section 78 of the "Drainage Act, R.S.O. 1990, Chapter D.17, as amended 2010". We have performed all of the necessary survey, investigations, etcetera, for the proposed bridge and drain improvements, and we report thereon as follows.

## **II. BACKGROUND**

From our review of the information provided from the Municipality's drainage files we have established the following reports that we utilized as reference for carrying out this project:

- |    |                    |                                      |                           |
|----|--------------------|--------------------------------------|---------------------------|
| 1) | October 24th, 1977 | Sullivan Creek Drain (upper portion) | Maurice Armstrong, P.Eng. |
| 2) | May 24th, 1983     | Sullivan Creek Drain (lower portion) | Maurice Armstrong, P.Eng. |

**Report** - Sullivan Creek Drain  
(Geographic Township of Sandwich South)  
Town of Tecumseh - REI2015D010

2023-01-09

3) December 9th, 1966 Sullivan Creek Drain C.G.R. Armstrong, P.Eng.

The 1983 Report by Maurice Armstrong, P.Eng., provided for maintenance of the lower portion of Sullivan Creek Drain and has the latest profile for the grading of the drain for that section.

The 1977 Report by Maurice Armstrong, P.Eng., provided for maintenance of the upper portion of Sullivan Creek Drain and has a profile with the grading of the drain for that section.

We arranged with the Town to provide us with the updated assessment roll information for the affected parcels. We also reviewed reports for the abutting drains to help in establishing the current watershed limit for the Sullivan Creek Drain.

### **III. PRELIMINARY EXAMINATION AND ON-SITE MEETING**

After reviewing all of the drainage information provided by the Town, we arranged with the Town Drainage Superintendent Sam Paglia, P.Eng., to schedule an on-site meeting for October 21st, 2015. The following people were in attendance at said meeting: John Wilson, Joseph and Brenda Gagnon, Leo Labbee, Joset Dworatscheu, Gerald Lavin, Richard Lafreniere, John Walton for Carl Battersby, Rosanne St. Louis, Steno Novelletto, Ken and Barb McCarthy, Joe McCarthy, Guy Robertson, Karyn Templin (County of Essex), Sam Paglia (Town Drainage Superintendent), Kory Snelgrove (Rood Engineering) and Gerard Rood (Rood Engineering).

Mr. Paglia introduced himself and reviewed some of the history of the drain. The Town had received a request for maintenance, and because of the age of the last report and the poor condition of the drain, the Town is proceeding with an engineer's report under Section 78 of the Drainage Act. The on-site meeting is the initial step in the process. The Town then asks the engineer for a draft report, and they schedule an information meeting and open house (Public Information Centre meeting) with the owners and engineer to discuss the report and plans. A final report is then prepared and submitted to Council and goes through the Drainage Act process of a Consideration meeting and Court of Revision meeting.

Mr. Rood noted that there has been some maintenance work in 1983 based on Town records, but the drain is now badly overgrown with trees and brush and appears to have a significant accumulation of sediment in some portions of the drain as per the investigations by the Town.

Mr. Rood asked the owners to provide information on any drainage changes that they might be aware of. The owners told us that there was a bridge at the O'Neil property. They were advised that the bridge will be picked up as part of the survey and inspected for its condition. The condition of the O'Neil bridge was found to be very poor, so the bridge will be replaced as part of the works.

The owners were advised that trees may be left on the top of the bank for environmental purposes. All trees within the drain cross section from top of bank to top of bank will be removed to prevent obstruction of drainage. The west side will be basically cleared for access to carry out the work and dispose of material; however, some mature trees may be able to be saved if the Contractor can work around them.

### **IV. FIELD SURVEY AND INVESTIGATIONS**

Subsequent to the on-site meeting we arranged for a topographic survey of the drain and bridges to be completed. We further arranged to get updated assessment roll information from the

Municipality and obtained information on the tax class of each of the properties affected by the Municipal Drain. We were able to contact Jay O'Neil and discuss his bridge.

We also made initial submissions to the Essex Region Conservation Authority regarding their requirements or any D.F.O. requirements for work that would be proposed to be carried out on the access bridges within the Sullivan Creek Drain open channel. A response from the Conservation Authority was received by email on March 31st, 2015 and indicated that the proposed works cannot change the 1:100 year flood elevations. The Town must also perform a self assessment through the D.F.O. website. A copy of the concerns and requirements to satisfy E.R.C.A. and D.F.O. is included in **Appendix "REI-A"** of this report.

We also arranged to review the "Ministry of Natural Resources & Forestry (M.N.R.F.) Species at Risk (S.A.R.) Mitigation Plan for Drainage Works (March 2018-17-4938)" that the Town has prepared to address the Endangered Species Act, 2007. Section 6.0 of the Mitigation Plan indicates that snake species are a concern for this work area and although turtles are not indicated, they are mobile and could be encountered. The Mitigation Plan includes measures to be followed as outlined in "Section 7.0 Mitigation Measures" of the document and a copy of same as it relates to turtles and snakes is included in **Appendix "REI-B"**. Providing mitigation requirements are implemented, it was concluded that present wildlife Species at Risk will be protected from negative impacts and the works will not contravene Section 9 (species protection) or Section 10 (habitat protection) of the Endangered Species Act, 2007 that is administered by the Ministry of Environment, Conservation and Parks (M.E.C.P.). Based on this information we find that the Town can proceed with the eligible repairs, maintenance, and improvements to the drain as they are exempt under Sections 9 and 10 of the Act, provided that they follow the rules within Ontario Regulation 242/08 and the Mitigation Measures in their S.A.R. Mitigation Plan. To address these requirements the Town has established comprehensive mitigation measures as well as species identification guides for reference. Copies of the measures and guides shall be provided to the successful Tenderer for use during construction, and these documents are available for viewing by any interested parties at the Town office.

## **V. BRIDGES REVIEW**

As part of our investigations, we made detailed inspections of each of the bridges along the open drain. Their condition and proposed work if any are summarized as follows:

1. This bridge serves parcel 460-01000 owned by Michael Lutsch. The 6.4m long 400mm diameter C.S.P. (corrugated steel pipe) was found to be in poor condition with the bottom beginning to rust out and will need to be replaced under maintenance in the near future.
2. This bridge serves parcel 460-01100 owned by Thomas Halford. This 27.2m long 500mm diameter C.S.P. bridge is in fair condition but has significant dirt accumulation almost halfway up the pipe and will require cleaning under this report. The report and plans will provide the Town with the details needed for future work on the bridge pursuant to the maintenance provisions of the Drainage Act.
3. This bridge serves parcel 460-01200 owned by Thomas and Linda Halford providing access to the residence. The east part of this 39.8m long 600mm diameter C.S.P. bridge serves the east portion of a shared access to the property and is in fair condition but has significant dirt accumulation in the pipe that will require cleaning under this report. The report and plans will provide the Town with the details needed for future work on the bridge pursuant to the maintenance provisions of the Drainage Act.
4. This bridge serves parcel 460-01200 owned by Thomas and Linda Halford providing access to the farm land portion. The west part of this 39.8m long 600mm diameter C.S.P. bridge serves the west portion of a shared access to the property and is in fair condition but has

- significant dirt accumulation in the pipe that will require cleaning under this report. The report and plans will provide the Town with the details needed for future work on the bridge pursuant to the maintenance provisions of the Drainage Act.
5. This bridge serves parcel 460-01300 owned by Rosemary Halford. This 6.7m long 600mm diameter C.S.P. is in fair condition but has fill accumulation to almost the mid point of the pipe that will require cleaning under this report. The report and plans will provide the Town with the details needed for future work on the bridge pursuant to the maintenance provisions of the Drainage Act.
  6. This bridge serves parcel 460-01400 owned by Thomas Halford. This 6.1m long 700mm diameter C.S.P. is in fair condition but has fill accumulation to almost the mid point of the pipe that will require cleaning under this report. The report and plans will provide the Town with the details needed for future work on the bridge pursuant to the maintenance provisions of the Drainage Act.
  7. This bridge serves parcel 460-01500 owned by Michael and Helen Lavin. This 10.4m long 700mm C.S.P. is in fair condition but has fill accumulation to almost the mid point of the pipe that will require cleaning under this report. The report and plans will provide the Town with the details needed for future work on the bridge pursuant to the maintenance provisions of the Drainage Act.
  8. This bridge serves King's Highway No. 3 and is a concrete structure with a 1.3m X 2.4m opening that is relatively new and in good condition.
  9. This bridge serves parcel 480-08410 owned by Gerald and Agnes Lavin. This 7.7m long 1200mm diameter C.S.P. is in fair condition with wood beam headwalls requiring some repairs as provided for under this report. The report and plans will provide the Town with the details needed for future work on the bridge pursuant to the maintenance provisions of the Drainage Act.
  10. This bridge serves parcel 520-01000 owned by Canada Southern Railway Company. This 13m long concrete span bridge with a 1.2m X 1.54m opening is in good condition. The report and plans will provide the Town with the details needed for future work on the bridge pursuant to the maintenance provisions of the Drainage Act.
  11. This bridge serves parcel 480-08400 owned by Gerald and Agnes Lavin. The structure is a deteriorated steel beam and wood structure with a 3m top width located just north of the former railroad bridge and this structure will be removed under this report. We recommend that the bridge be abandoned pursuant to Section 19 of the Drainage Act.
  12. This bridge serves parcel 480-08400 owned by Gerald and Agnes Lavin and is the primary access serving the parcel. This 6.1m long 1700mm diameter C.S.P. bridge is narrow by today's standards but is in fair condition. The report and plans will provide the Town with the details needed for future work on the bridge pursuant to the maintenance provisions of the Drainage Act.
  13. This bridge serves County Road 46 and comprises two (2) corrugated steel pipes of 2000mm diameter with concrete headwalls. The bridge is in fair condition. The report and plans will provide the Town and County of Essex with the details needed for future work on the bridge pursuant to the maintenance provisions of the Drainage Act.
  14. This bridge serves County Road 17. The 20.6m long 1.45m X 3.65m concrete structure appears to be in good condition. The report and plans will provide the Town and County of Essex with the details needed for future work on the bridge pursuant to the maintenance provisions of the Drainage Act.
  15. This bridge serves parcel 520-01300 owned by Kenneth & Barbara McCarthy. This 6.0m long 2100mm X 1555mm C.S.P. arch appears to be in fair condition, but the broken concrete pieces headwalls are in need of repair, and this will be provided for in this report. The report and plans will provide the Town with the details needed for future work on the bridge pursuant to the maintenance provisions of the Drainage Act.

16. This bridge serves parcel 520-04700 owned by Gerald and Agnes Lavin. Deterioration of the bridge in 2018 required emergency replacement with a “temporary” bridge. We recommend that the 14.0m long 2230mm X 1700mm C.S.P. arch “temporary” bridge become part of the drainage works pursuant to this report as it meets the design standards required. The report and plans will provide the Town with the details needed for future work on the bridge pursuant to the maintenance provisions of the Drainage Act.
17. This bridge serves King’s Highway 401. The 2.0m X 3.6m concrete bridge is in good condition. The report and plans will provide the Town and Ministry of Transportation Ontario with the details needed for future work on the bridge pursuant to the maintenance provisions of the Drainage Act.
18. This bridge serves parcel 520-04500 owned by Sandwich South Farms Ltd. The 4.25m long open bottom 1.3m X 3.7m concrete span culvert appears to be in good condition. Some washouts of the drain banks at the corners of the bridge will be repaired under this report with quarried limestone on filter cloth. The report and plans will provide the Town with the details needed for future work on the bridge pursuant to the maintenance provisions of the Drainage Act.
19. This bridge serves the County Road 43. The 1.58m X 4.6m concrete box bridge was recently replaced and is in good condition. The report and plans will provide the Town and County of Essex with the details needed for future work on the bridge pursuant to the maintenance provisions of the Drainage Act.
20. This bridge serves as an access for parcel 510-01550 owned by Rose Jobin. The 4.8m top width 1.9m X 3.8m concrete span bridge appears to be in fair condition. The report and plans will provide the Town with the details needed for future work on the bridge pursuant to the maintenance provisions of the Drainage Act.
21. This pipe arch bridge serves parcel 510-01800 owned by Wilfred O’Neil. The bridge was collapsing and replaced with a new “temporary” bridge in 2015 including precast concrete block headwalls. We recommend that the 11.0m long 3.3m X 2.08m C.S.P. arch “temporary” bridge become part of the drainage works pursuant to this report as it meets the design standards required. The report and plans will provide the Town with the details needed for future work on the bridge pursuant to the maintenance provisions of the Drainage Act.
22. This concrete span bridge serves parcel 510-02000 owned by Ruth Battersby. The 4.5m long 1.9m X 4.3m concrete bridge appears to be in reasonable condition. The report and plans will provide the Town with the details needed for future work on the bridge pursuant to the maintenance provisions of the Drainage Act.
23. This is a 2.5m X 5.2m concrete bridge that is 10.5m long and that was newly installed in 2015 for the Town Baseline Road. The bridge is in excellent condition. The report and plans will provide the Town with the details needed for future work on the bridge pursuant to the maintenance provisions of the Drainage Act.
24. This 6.2m long 2900mm X 2080mm C.S.P. arch bridge with broken concrete pieces headwalls serves parcel 560-08100 owned by 507822 Ontario Inc. & 494112 Ontario Ltd. The bridge is in fair condition. The report and plans will provide the Town with the details needed for future work on the bridge pursuant to the maintenance provisions of the Drainage Act.
25. This 13.85m long concrete bridge serves the 12th Concession Road of the Town. The 2.55m X 4.25m bridge is in good condition with some scouring of the footing noted at the northeast headwall that will be addressed under this report. The report and plans will provide the Town with the details needed for future work on the bridge pursuant to the maintenance provisions of the Drainage Act.



We prepared preliminary designs and estimates for improvement of those bridges in the future and for those that require work at this time. We contacted some of the bridge owners to discuss their bridge replacement or repairs with them and to determine if there were any concerns that the owner was aware of that should be addressed as part of the report. Preliminary details of the proposed work and cost estimates for work on the bridge were discussed with Mr. O'Neil, along with cost sharing. The owner was reminded that they would also share in the cost of the work along the downstream portions of the drain. Mr. O'Neil indicated that the pipe at the rear of their property was in poor condition and needs replacement and requested a new access across the Sullivan Creek Drain.

## **VI. PUBLIC INFORMATION CENTRE REVIEW**

Arrangements were made for a virtual meeting on August 19th, 2021, with the Engineer, the Drainage Superintendent and interested owners to discuss the Draft drainage report dated June 16th, 2021, for this project. The procedures under the Drainage Act were reviewed and the next steps were detailed. There will be Town, County of Essex, and Ministry of Transportation contributions to cost for this project because the project is a Municipal drain and public roads, or lands are affected. The owners were advised that snow blockage can occur, but the Drainage Act does not require this to be addressed. The Town did however do some removal in the past to alleviate flooding problems that arose and is expected to address this again in the future if the need arises. Owners are advised that there is the opportunity to debenture the costs for 5 years and pay the assessment with their taxes. Owners are advised that they only pay a share of the cost for work adjacent to their lands and for downstream to the outlet. Once the Town is aware of concerns, they are obliged to act in accordance with the requirements of the Drainage Act.

Benefit and Outlet liability assessments are discussed as defined below. Establishment of pipe lengths is based on the minimum standard top width of 6.1m (20'), the depth of the drain, and the type of end treatment provided. The cost of additional top width requested by an owner is fully borne by that owner. The drainage report provides estimates of costs, and the owners will only pay the actual cost shared on the basis of the assessment schedule. Lands eligible for the farm property tax class will be eligible for a grant in the amount of 1/3 of their total cost assessment.

If the work is not started before March 15th, it will likely be completed in the summer or fall. If any delay occurs, the fish protection timing window from March 15 to June 30th will come into effect and the work will have to be done after June 30th. Bridge cost sharing was reviewed with the owners at the P.I.C. meeting. Existing pipes are normally cleaned by flushing them with a high pressure nozzle and the material is removed at the end of the pipe. The owners are advised that they can have their tile ends repaired by a qualified contractor. The tiles are inspected during the course of the work and only those in disrepair will be fixed up as part of the work.

It should be noted that the Public Information Centre (P.I.C.) meeting is not a requirement under the Drainage Act but the Town holds these meetings to address questions and concerns and to solicit comments from the affected owners. Feedback during and after the meeting was utilized to establish the final requirements for the drainage report.

Owners are reminded that they have the opportunity to present their concerns to Council regarding the report details at the Consideration meeting and assessment questions at the Court of Revision meeting, along with appeal rights to the Ontario Ministry of Agriculture, Food and Rural Affairs (O.M.A.F.R.A.) Appeals Tribunal and to the Drainage Referee as provided for in the Drainage Act.

Clarification is provided on the two (2) types of assessments included within the report. The Drainage Act definitions and applicable clauses are as follows:

“Benefit” means the advantages to any lands, roads, buildings or other structures from the construction, improvement, repair, or maintenance of a drainage works such as will result in a higher market value or increased crop production or improved appearance or better control of surface or subsurface water, or any other advantages relating to the betterment of lands, roads, buildings or other structures.

“Outlet liability” means the part of the cost of the construction, improvement or maintenance of a drainage works that is required to provide such outlet or improved outlet. Lands and roads that use a drainage works as an outlet, or for which, when the drainage works is constructed or improved, an improved outlet is provided either directly or indirectly through the medium of any other drainage works or of a swale, ravine, creek, or watercourse, may be assessed for outlet liability. The assessment for outlet liability shall be based upon the volume and rate of flow of the water artificially caused to flow upon the injured land or road or into the drainage works from the lands and roads liable for such assessments. Every drainage works constructed under this Act shall be continued to a sufficient outlet.

Owners are advised that they have a legal responsibility to convey their drainage to a sufficient outlet. For this reason, they have a share in the cost for upkeep of the drain downstream of their lands and this obligation is reflected in the assessment for Outlet. There were concerns raised that some owners maintain the drain banks along their properties, and they should therefore not be assessed or assessed less. They are reminded that the responsibility for carrying out maintenance on a Municipal drain rests with the Town as set out in the Drainage Act. Any owner can notify the Town that the drain requires maintenance, and the Town has to take action pursuant to the Act. This system is generally reactive and requires the property owners to raise their concerns and issues to the Town. Owners are reminded that keeping brush clear along their portion of the drain and having buffer strips provides them with a direct benefit of improved crop yield and preservation of topsoil on their lands. It was suggested that they were being penalized for the work that they had done, but it was pointed out that sediment in their portion of the drain has to be removed and they still have an Outlet Liability for the downstream portion of the drain. The owners are reminded that Municipal drainage is a communal project and basically a user pay system. As an example, when work is carried out on the Pike Creek Drain downstream of the Sullivan Creek Drain outlet, the owners in the Sullivan watershed would be responsible for a portion of the cost, along with the other owners in the Pike Creek Drain watershed. Owners are advised of the 1/3 grant available to agricultural lands that qualify, and that the Town administers the grant process and reflects any available grant on the final billing to each owner.

It was indicated that some owners may appeal their assessment as set out in the drainage report. They are advised that they should submit their appeal to the Court of Revision 10 days before the scheduled date of the meeting; however, the Court of Revision can agree to hear appeals presented at the meeting. If owners are still dissatisfied with the report after that meeting, they may submit an appeal to the O.M.A.F.R.A. Appeals Tribunal through the Town Clerk within 21 days of the closing of the Court of Revision pursuant to Section 54 of the Drainage Act.

The cost sharing for bridges was discussed with some owners feeling that the bridge owner should bear all the cost. It was explained that an owner has the right for one access across each Municipal drain. The owner generally pays 100% of the cost for the first bridge installation and it becomes part of the drain when included in an engineer’s report and is then to be maintained by the drain. The Engineer explained that he determines the cost sharing, and it generally relates to a bridge, that is part of the drain, and located at the mid length of the drain, being shared 50%-

50%. The ratio to the bridge owner diminishes as you proceed downstream or increases as you proceed upstream from that point.

The time required to initiate the project was discussed. It was pointed out that the Town has 45 days under Section 79 of the Act to take action or could be liable for damages. An owner would have to quantify any damages experienced and could try to sue the Town. The Act does provide for the owners to make appeals if the Town fails to take action on certain matters prescribed in the legislation.

There was some discussion of the disposal of excavated materials on the abutting lands. The Engineer confirmed that existing grass buffers and accesses would be protected and maintained. Allowances as set out in the report were reviewed and access provisions that are set out in the report Specifications was referenced. Owners were advised that the Contractor is responsible to remove any sticks and rocks (cobbles) etcetera from the spread materials and the Contractor is responsible for one (1) year after the work is completed.

There were questions about assessment for cost when an owner's property does not drain to the Municipal drain. We explained that lands may be assessed for a "cutoff" benefit in the case where the construction of a drain prevents overland flows from going across their lands. Being relieved of these flows results in less damage to their lands and crops and is therefore considered as a benefit and an assessment is provided for same. It was pointed out that the lands that do not drain into the Municipal drain are only assessed Benefit, and there is no assessment for Outlet if they do not direct any flows into the drain. Further questions included assessment for lands that are completely tiled to the drain, the limits of the watershed relative to the Little 10th Concession Drain at the northwest corner of the watershed, and adjustments for area and runoff for the Lutsch lands at the upstream end of the drain.

There was a question about removal of dead and overhanging trees on the top of the banks. We advised the owner that the specifications would provide more detail directing the Contractor to include for this work as part of the brushing on the drain so that the risk of said materials falling in and blocking off or damaging the drain is minimized.

Owners have the right to ask Council questions at the Consideration meeting and Court of Revision meeting.

## **VII. FINDINGS AND RECOMMENDATIONS**

We find that the profiles included in the 1983 and 1987 report plans by Maurice Armstrong, P.Eng. provide a good fit to the existing profile of the drain. Said reports provided for improvements to the open drain and we have used the grades and other drain parameters to establish the design and work included for in this report.

Based on our detailed survey, investigations, examinations, and discussions with the affected Owners and governing Authorities, we would recommend that drain improvement works be carried out as follows:

- a) Bridge 11 be completely removed from the drain and the drain cross section be restored in accordance with the information on the profiles and cross sections. We recommend that the bridge be abandoned pursuant to Section 19 of the Drainage Act.
- b) We recommend that all drain improvements, including the removal of the farm bridge and bridge repairs and improvements, be carried out in accordance with the

requirements established by E.R.C.A. and D.F.O. as set out in the documents within **Appendix "REI-A"** attached to this report.

- c) As this is an existing Municipal drain, and conditions have not changed and there is no information to indicate any new species concerns, the construction can be carried out based on the provisions included within the Mitigation Plan for Drainage Works (March 2018-17-4938) that the Town has prepared to address the Endangered Species Act, 2007 now administered by the Ministry of Environment, Conservation and Parks (M.E.C.P.). Providing mitigation requirements are implemented, we find that present wildlife Species at Risk will be protected from negative impacts and the works will not contravene Section 9 (species protection) or Section 10 (habitat protection) of the Endangered Species Act, 2007. Based on this information we find that the Town can proceed with the eligible repairs, maintenance, and improvements to the drain as they are exempt under Sections 9 and 10 of the Act, provided that they follow the rules within Ontario Regulation 242/08 and the Mitigation Measures in their S.A.R. Mitigation Plan. A copy of said mitigation measures is included in **Appendix "REI-B"** within this report. We recommend that any work being completed shall be carried out in accordance with Town mitigation measures as included in **Appendix "REI-B"** for reference by the land owners, the Town of Tecumseh, and the Contractor who will be conducting the works.
- d) We find that portions of the open drain have significant accumulation of silt and debris and we recommend that these be cleaned out as set out further in this report.
- e) The existing drain has some buffer strips and grass accesses along the Municipal drain that reduce the amount of erosion and the sediment entering the drain and enhance water quality. We recommend that the existing buffer strips be protected as part of this project and suggest that new buffer strips be constructed by the owners in all areas where no current grass buffer exists.
- f) As provided for by Section 18 of the Drainage Act, we recommend that any future new access bridge culvert or replacement be constructed as outlined further in this report including the specifications and the plans that form part of the report. All existing bridges and access pipes that are in fair or good condition shall be flushed and cleaned out to restore the drain bottom profile.
- g) Near the drain outlet northeasterly of 12th Concession Road any excavated materials shall be hauled away as required by E.R.C.A. This area will generally extend from the east side of 12th Concession Road to the outlet in Pike Creek Drain.
- h) M.E.C.P. requires proper handling of excess soils in accordance with Ontario Reg 406/19 pursuant to the Environmental Protection Act, R.S.O. 1990, c. E.19 and any subsequent amendments to same. In liaison with the Town Drainage Department, we arranged for the necessary investigations and testing by WSP E&I Canada Limited for the section of drain from the former railroad downstream in a northerly direction to the south side of County Road 46. Their report and findings are included in **Appendix "REI-F"** attached to this report. We recommend that handling of all excess soil excavated materials from this area including disposal be carried out in accordance with the requirements set out in the WSP report. Material from Zone 1 can be disposed of on the site. Zone 3 materials are to be loaded up and hauled away to the County landfill site.

We further find and recommend as follows:

i) **Bridge No. 1** – Michael Lutsch (460-01000)

This corrugated steel pipe access is badly rusted with poor bottom on the east end. We recommend that the existing 400mm diameter pipe be replaced as set out further in this report under maintenance when the need arises.

j) **Bridge No. 2** – Thomas Halford (460-01100)

The east broken concrete pieces endwall has been repaired subsequent to our field survey. We recommend that the materials be salvaged, and the headwall be reconstructed utilizing grout and additional pieces, or concrete filled jute bags as needed to create a stable headwall when the pipe is replaced in the future.

k) **Bridge No. 9** – Gerald & Agnes Lavin (480-08410)

The wooden beam headwalls on this bridge are in very poor condition and in need of repair. We recommend that new pressure treated timber be provided to replace unsuitable materials and restore the headwalls to a stable condition including any tie-backs needed.

l) **Bridge No. 11** – Gerald & Agnes Lavin (480-08400)

This bridge is unsuitable for rehabilitation, and we recommend that the existing rotted timber top, rusted steel beams, and concrete abutments be removed and disposed of and that the drain be restored to its design cross section as shown on the profile and cross sections of the plans. As noted above, the bridge is recommended to be abandoned pursuant to Section 19 of the Drainage Act.

m) **Bridge No. 15** – Kenneth & Barbara McCarthy (520-01300)

The broken concrete pieces endwalls are collapsed and in need of repair. We recommend that the materials be salvaged, and the headwalls be reconstructed utilizing grout and additional pieces, or concrete filled jute bags as needed to create stable headwalls.

n) **Bridge No. 16** – Gerald & Agnes Lavin (520-04700)

This bridge was collapsing at the time of the drain survey. A “temporary” new replacement bridge was installed in accordance with the plans and report dated May 3rd, 2018, that were used to obtain the permit from E.R.C.A. We recommend that the “temporary” bridge that was installed pursuant to the E.R.C.A. permit become a part of the Sullivan Creek Drain under this report and be kept up and maintained by the Town as part of the drainage works in accordance with the details and specifications provided in this report.

o) **Bridge No. 18** – Sandwich South Farms Ltd. (520-04500)

This concrete span bridge is in good condition but some washouts of the drain banks at the corners of the bridge were observed. We recommend that the drain banks be restored with compacted clay fill and that quarried limestone rip rap on filter cloth be installed on

the banks adjacent to the bridge corners to protect the newly placed fill and minimize the risk of future erosion.

p) **Bridge No. 21** – Wilfred O’Neil (510-01700 & 510-01800)

The existing bridge near the north limit of Parcel 510-01700 was collapsing and replaced with a new “temporary” bridge just north of the existing bridge and constructed on Parcel 510-01800. The new replacement bridge was installed in accordance with the plans and report dated November 3rd, 2015, utilized for the permit application to the E.R.C.A. for the pipe arch including precast concrete block headwalls. HEC-RAS modeling was carried out to compare existing to final conditions with the new bridge installation. The modeling results were submitted to E.R.C.A. on January 5th, 2016 and showed that no significant impact occurred to the drainage works. We recommend that the “temporary” bridge become part of the drainage works pursuant to this report as it meets the design standards required. The report and plans will provide the Town with the details needed for future work on the bridge pursuant to the maintenance provisions of the Drainage Act. The bridge will provide both parcels with access across the drain.

q) **Bridge No. 25** – 12th Concession Road – Town of Tecumseh

This concrete bridge appears to be in good condition with some scouring noted around the footing on the east end of the bridge. We recommend that the drain be restored with compacted clay fill and that quarried limestone rip rap on filter cloth be installed on the newly placed fill to minimize the risk of future erosion.

We have investigated the watershed boundaries as per the Public Information Centre meeting and made adjustments to the drainage report to reflect the updated findings and the input from affected owners that was provided. This drainage report provides for the Sullivan Creek Drain to be restored to its past design standards to restore its original level of service with none of the works that are provided for with having any negative or adverse impacts to the drain or level of service. Information that was provided to E.R.C.A. for the “temporary” bridges that needed to be constructed under emergency requirements demonstrated that no significant impact was caused to the drainage works by the new bridges being installed. We recommend that the Sullivan Creek Drain be repaired and improved, including the bridge removal as outlined, in accordance with this report, the attached specifications and the accompanying drawings, and that all works associated with same be carried out pursuant to Section 78 of the “Drainage Act, R.S.O. 1990, Chapter D.17 as amended 2010”.

## **VIII. ALLOWANCES**

We have provided that all of the work will generally be completed from the north and west side of the drain. Between Bridge 19 and Bridge 20 the drain cleaning will be carried out from the east side of the drain with the materials spread to the east. From Highway No. 3 to County Road 46 the work will be carried out from the east side of the drain to protect mature trees and plantings conducted with E.R.C.A. support. The Contractor will be required to restore any existing grassed buffer and driveway areas damaged by the work. We recommend that any materials removed from the open drain or existing bridges, be spread on the adjacent open agricultural lands to the north, east, and west of the drain for disposal by the Contractor, beyond the limits of any existing grass buffer or driveway access. Based on all of the above we find that allowances for damages are payable pursuant to Sections 29 and 30 of the Drainage Act.

**Report** - Sullivan Creek Drain  
(Geographic Township of Sandwich South)  
Town of Tecumseh - REI2015D010

2023-01-09

We find that the provision of access along the drain as noted above and disposal of excavated material on the abutting agricultural lands requires payment for the land necessary to carry out same. Where there are lawn areas along the drain, work may be carried out from the road side of the drain and the excavated material will be loaded up and hauled away for disposal and any damage to the lawn will need to be restored by the Contractor, so no allowance is required for those areas. We therefore recommend that the following owners be compensated where values are shown for all work areas that will be impacted, including for the access to the drain and for damages to lands and crops, if any, as follows, namely:

1)	Michael Lutsch, (460-01000),	Owner,	Part of Lot 297, S.T.R. Concession,	\$	450.00
2)	Thomas Halford, (460-01100),	Owner,	Part of Lot 298, S.T.R. Concession,	\$	lawn
3)	Thomas & Linda Halford, (460-01200),	Owners,	Part of Lot 298, S.T.R. Concession,	\$	401.00
4)	Rosemary Halford, (460-01300),	Owner,	Part of Lot 298, S.T.R. Concession,	\$	lawn
5)	Thomas Halford, (460-01400),	Owner,	Part of Lot 298, S.T.R. Concession,	\$	433.00
6)	Michael & Helen Lavin, (460-01500),	Owners,	Part of Lot 298, S.T.R. Concession,	\$	665.00
7)	John Lafferty, (460-09200),	Owner,	Part of Lot 299, S.T.R. Concession,	\$	1,621.00
14)	Catherine Lafferty & Mary Thompson, (460-02000),	Owners,	Part of Lot 299, S.T.R. Concession,	\$	1,577.00
23)	Gerald & Agnes Lavin, (480-08410),	Owners,	Part of Lot 298, N.T.R. Concession,	\$	2,794.00
22)	Gerald & Agnes Lavin, (480-08400),	Owners,	Part of Lot 298, N.T.R. Concession,	\$	1,349.00
80)	Diklich Capital Corp., (530-00100),	Owner,	Part of Lot 10, Concession 9,	\$	1,288.00
82)	Edward Chittle Jr., (530-04775),	Owner,	Part of Lot 11, Concession 9,	\$	lawn
58)	Kenneth & Barbara McCarthy, (520-01300),	Owners,	Part of Lots 11 & 12, Concession 10,	\$	3,089.00
76)	Gerald & Agnes Lavin, (520-04700),	Owners,	Part of Lot 12, Concession 10,	\$	964.00

**Report** - Sullivan Creek Drain  
(Geographic Township of Sandwich South)  
Town of Tecumseh - REI2015D010

2023-01-09

73)	Sandwich South Farms Limited, (520-04500),	Owner,	Part of Lot 13, Concession 10,	\$	1,253.00
41)	Rose Jobin, (510-01550),	Owner,	Part of Lots 13 & 14, Concession 11,	\$	840.00
43)	Paul & Rose Jobin, (510-01600),	Owners,	Part Lot 14, Concession 11,	\$	554.00
45)	Wilfred O'Neil, (510-01700),	Owner,	Part Lot 14, Concession 11,	\$	639.00
46)	Wilfred O'Neil, (510-01800),	Owner,	Part Lot 15, Concession 11,	\$	441.00
47)	Wilfred O'Neil, (510-01900),	Owner,	Part Lot 15, Concession 11,	\$	521.00
48)	Ruth Battersby, (510-02000),	Owner,	Part Lot 15, Concession 11,	\$	2,541.00
51)	Helene Battersby, (510-02100),	Owner,	Part Lot 16, Concession 11,	\$	3,877.00
91)	Philip, Rose & Paul Jobin, (560-04000),	Owners,	Part Lot 17, Concession 11,	\$	2,885.00
94)	507822 Ontario Inc. & 494112 Ontario Limited, (560-08100),	Owners,	Part Lot 17, Concession 11,	\$	2,389.00
93)	Mary McGraw, (560-08000),	Owner,	Part Lot 18, Concession 11,	\$	677.00
79)	Mario & Deana Liburdi, (560-08500),	Owners,	Part of Lot 18, Concession 12,	\$	1,113.00
<b>TOTAL FOR ALLOWANCES AND DAMAGES</b>					<b>\$ 32,361.00</b>

These values for allowances and damages are based on a strip of land parallel to and immediately adjacent to the drain or grassed buffer and driveway, for the parcels generally abutting the north and west side of the Municipal drain and south side from Bridge 19 to Bridge 20 and are based on a value of \$1,225.00 per acre (\$3,027.00 per hectare) for the affected lands and crops, if any. These allowances provide for a spread depth of 100mm and are calculated using a rate per acre of \$700.00 for year one, \$350.00 for year two and \$175.00 for the third year. The impact after 3 years is considered negligible.



**Report** - Sullivan Creek Drain  
(Geographic Township of Sandwich South)  
Town of Tecumseh - REI2015D010

2023-01-09

We have provided for this in our estimate as is provided for under Sections 29 and 30 of the "Drainage Act, R.S.O. 1990, Chapter D.17, as amended 2010".

## **IX. ESTIMATE OF COST**

Our estimate of the Total Cost of this work, including all incidental expenses, is the sum of **EIGHT HUNDRED AND THIRTY TWO THOUSAND DOLLARS (\$832,000.00)**, made up as follows:

### **CONSTRUCTION**

Item 1)	<b><u>Station 0+000 to Station 9+963</u></b> ; Carry out excavation of the drain to remove accumulated sediment and restore the drain to the profile grade shown on the plans, including all loading, hauling, and disposal where required, and leveling of material, approximately <u>9,963</u> lineal metres (approximately 9,360 cubic metres).	Lump Sum	\$	315,000.00
Item 2)	<b><u>Bridge No. 2</u></b> ; Provide all material, equipment and labour to salvage the existing broken concrete endwall pieces and reconstruct the headwalls utilizing concrete grout and additional pieces or concrete filled jute bags as needed to create stable headwalls, complete. (Thomas Halford)	Lump Sum	\$	3,750.00
Item 3)	<b><u>Bridge No. 9</u></b> ; Provide all material, equipment and labour to repair the existing timber headwalls with pressure treated lumber, anchors, and tiebacks as needed to create stable headwalls, complete. (Gerald & Agnes Lavin)	Lump Sum	\$	3,750.00
Item 4)	<b><u>Bridge No. 11</u></b> ; Provide all material, equipment and labour to remove and dispose of the existing steel beam and timber structure and concrete abutments and restore the drain to its design cross section, including all loading, hauling, disposal, topsoil placement, seed, and mulch, complete. (Gerald & Agnes Lavin)	Lump Sum	\$	2,250.00
Item 5)	<b><u>Bridge No. 15</u></b> ; Provide all material, equipment and labour to salvage the existing broken concrete endwall pieces and reconstruct the headwalls utilizing concrete grout and additional pieces or concrete filled jute bags as needed to create stable headwalls, complete. (Kenneth & Barbara McCarthy)	Lump Sum	\$	3,750.00
Item 6)	<b><u>Bridge No. 16</u></b> ; Provide all material, equipment and labour to excavate the drain, completely remove and dispose of the existing pipe and any endwall materials, including any other deleterious material encountered; supply and install 14.0 metres of 2230mm X 1700mm, 2.8mm thick aluminized corrugated steel pipe arch with 125X26mm corrugations including Granular 'B' backfill, Granular 'A'			

**Report** - Sullivan Creek Drain  
(Geographic Township of Sandwich South)  
Town of Tecumseh - REI2015D010

2023-01-09

	travel surface; excavation, placement, compaction, grading; 305mm thick quarried limestone on filter cloth sloped end protection; topsoil placement, seeding and mulching, and restoration and clean up, complete. (Gerald & Agnes Lavin)	Lump Sum	\$	20,155.00
Item 7)	<b>Bridge No. 18;</b> Provide all material, equipment and labour to repair the drain banks adjacent to the bridge corners including placement of clay fill, compaction, and installation of approximately 20 tonnes of quarried limestone rip rap on filter cloth to protect the banks from erosion, complete. (Sandwich South Farms Ltd.)	Lump Sum	\$	1,800.00
Item 8)	<b>Bridge No. 21;</b> Provide all material, equipment and labour to excavate the drain, completely remove and dispose of the existing pipe and any endwall materials, including any other deleterious material encountered; supply and install 11.0 metres of 3300mm X 2080mm, 3.5mm thick aluminized corrugated steel pipe arch with 125X26mm corrugations including Granular 'B' backfill, Granular 'A' travel surface; excavation, placement, compaction, grading; precast concrete block headwalls; topsoil placement, seeding and mulching, and restoration and clean up, complete. (Wilfred O'Neil)	Lump Sum	\$	44,100.00
Item 9)	<b>Bridge No. 25;</b> Provide all material, equipment and labour to repair the drain bank adjacent to the northeast bridge footing at the east side including placement of clay fill, compaction, and installation of approximately 10 tonnes of quarried limestone rip rap on filter cloth to protect the bank from erosion at the footing, complete. (Town of Tecumseh)	Lump Sum	\$	900.00
Item 10)	<b>Station 0+000 to Station 9+963;</b> Supply and install new heavy duty H.D.P.E. plastic tile main extensions, including connections, rodent grate, removal of any deleterious materials, excavation, backfill, compaction and restoration, complete:			
	a) 3.0 metres (10') of 150mm (6") diameter pipe for 150mm diameter tiles: <u>7</u> required at <u>\$250.00</u> each		\$	1,750.00
	b) 3.0 metres (10') of 200mm (8") diameter pipe for 200mm diameter tiles: <u>19</u> required at <u>\$300.00</u> each		\$	5,700.00
	c) 3.0 metres (10') of 250mm (10") diameter pipe for 250mm diameter tiles: <u>9</u> required at <u>\$350.00</u> each		\$	3,150.00
	d) 3.0 metres (10') of 300mm (12") diameter pipe for 300mm diameter tiles: <u>7</u> required at <u>\$550.00</u> each		\$	3,850.00
Item 11)	<b>Station 0+000 to Station 9+963;</b> Supply and install approximately <u>222</u> lateral tile drain extensions to outlet			

**Report** - Sullivan Creek Drain  
(Geographic Township of Sandwich South)  
Town of Tecumseh - REI2015D010

2023-01-09

	end of damaged existing 100mm diameter lateral tiles entering the drain, including excavation, rodent grate, backfill, compaction, topsoil placement and seed and mulch, complete at \$ <u>75.00</u> each.	\$	16,650.00
Item 12)	<b><u>Station 0+000 to Station 9+963;</u></b> Supply and install approximately <u>360</u> tonnes of quarried limestone rip rap for rock chute spillways and general erosion protection, complete at \$ <u>75.00</u> per tonne.	\$	27,000.00
Item 13)	<b><u>Station 0+000 to Station 9+963;</u></b> Supply and install approximately <u>720</u> square metres of synthetic filter mat for rock chute spillways and general erosion protection, complete at \$ <u>7.00</u> per square metre.	\$	5,040.00
Item 14)	Brushing and grubbing including all disposal and clean up (approximately 9,963 lineal metres), removing and reinstalling fences, complete. Lump Sum	\$	99,650.00
Item 15)	Spread scavenged topsoil; carry out seeding and mulching on all newly excavated side slopes (approximately 9,963 lineal metres), including all harrowing, raking, preparation and clean up, complete. Lump Sum	\$	69,750.00
Item 16)	<b><u>Station 3+310 to Station 3+761.1;</u></b> Carry out all loading, hauling and disposal of the excess soil materials in accordance with Appendix "REI-F", approximately <u>236</u> cubic metres, complete. Lump Sum	\$	5,000.00
Item 17)	Estimated net Harmonized Sales Tax (1.76% H.S.T.) on construction items above. Lump Sum	\$	11,140.00
<b>TOTAL FOR CONSTRUCTION</b>		<b>\$</b>	<b>644,135.00</b>

#### **INCIDENTALS**

1)	Report, Estimate, & Specifications	\$	24,900.00
2)	Survey, Assistants, Expenses, and Drawings	\$	90,750.00
3)	Duplication Cost of Report and Drawings	\$	2,000.00
4)	Estimated Cost of Letting Contract	\$	1,500.00
5)	Estimated Cost of Layout and Staking	\$	2,000.00
6)	Estimated Cost of Part-Time Supervision and Inspection During Construction (based on 2 week duration)	\$	6,000.00

**Report** - Sullivan Creek Drain  
(Geographic Township of Sandwich South)  
Town of Tecumseh - REI2015D010

2023-01-09

7)	Estimated Net H.S.T. on Incidental Items Above (1.76%)	\$	2,238.00
8)	Estimated Cost for Excess Soils Consultant	\$	12,600.00
9)	Estimated Cost of Interim Financing	\$	1,500.00
10)	Estimated Cost of E.R.C.A. Permit	\$	1,500.00
11)	Contingency Allowance	\$	10,516.00
<b>TOTAL FOR INCIDENTALS</b>		<b>\$</b>	<b>155,504.00</b>
<b>TOTAL FOR ALLOWANCES (brought forward)</b>		<b>\$</b>	<b>32,361.00</b>
<b>TOTAL FOR CONSTRUCTION (brought forward)</b>		<b>\$</b>	<b>644,135.00</b>
<b>TOTAL ESTIMATE</b>		<b>\$</b>	<b>832,000.00</b>

#### **X. DRAWINGS AND SPECIFICATIONS**

As part of this report, we have attached design drawings for the construction of the drain improvements and farm bridge improvements. The design drawings show the subject bridges and improvement locations and the details of the work, as well as the approximate location within the watershed area. The design drawings are attached to the back of this report and are labelled **Appendix "REI-E"**.

Also attached, we have prepared Specifications which set out the required construction details for the bridge improvements and drain repair and improvements, which also include Standard Specifications labelled therein as **Appendix "REI-C"**.

#### **XI. SCHEDULE OF ASSESSMENT**

We would recommend that the Total Cost for construction of this project, including incidental costs, be charged against the lands affected in accordance with the attached Construction Schedule of Assessment. On September 22nd, 2005, the Ontario Ministry of Agriculture, Food and Rural Affairs (O.M.A.F.R.A.) issued Administrative Policies for the Agricultural Drainage Infrastructure Program (A.D.I.P.). This program has re-instated financial assistance for eligible costs and assessed lands pursuant to the Drainage Act. Sections 85 to 90 of the Drainage Act allow the Minister to provide grants for various activities under said Act. Sections 85 and 87 make it very clear that grants are provided at the discretion of the Minister. Based on the current A.D.I.P., "lands used for agricultural purposes" may be eligible for a grant in the amount of 1/3 of their total assessment. The new policies define "lands used for agricultural purposes" as those lands eligible for the "Farm Property Class Tax Rate", "Managed Forest Tax Incentive Program", or the "Conservation Land Tax Incentive Program". The Municipal Clerk provides this information to the Engineer from the current property tax roll. Properties that do not meet the criteria are not eligible for grants. In accordance with same we expect that this project will be qualified for the grant normally available for agricultural lands. The Ministry, however, is continually reviewing their policy for grants, and we recommend that the Municipality monitor the policies, and make application to the Ministry for any grant should same become available through the A.D.I.P. program or other available funds.

When maintenance work is carried out in the future on the open drain portion, the cost for said future maintenance shall be assessed in accordance with the attached "Schedule of Assessment" excluding any Special Benefit. This Schedule shall be used for all future drain work with actual future maintenance cost shared on a pro-rata basis with the values shown in this assessment schedule.

## **XII. FUTURE MAINTENANCE**

When maintenance work is carried out in the future on the open drain portion, the cost for said future maintenance shall be assessed in accordance with the attached Schedule of Assessment excluding any Special Benefit. When future maintenance work is carried out, the assessment to the affected Owners shall be based on the actual future maintenance cost shared on a pro-rata basis with the values shown in this assessment schedule.

When maintenance work is carried out on any bridges in the future, we recommend that part of the cost be assessed as a Benefit to the abutting parcel served by the access bridge, and the remainder shall be assessed to the upstream lands and roads based on their affected area and outlet assessments as set out in the attached Schedule of Assessment. The share for Benefit and Outlet Liability shall be as set out in the Bridge Cost Sharing table below.

### **BRIDGE COST SHARING**

<b><u>Bridge</u></b>	<b><u>Owners</u></b>	<b><u>Benefit to Owner</u></b>	<b><u>Outlet Upstream</u></b>
1	Michael Lutsch, (460-01000),	84.9%	15.1%
2	Thomas Halford, (460-01100),	91.5%	8.5%
3 & 4	Thomas & Linda Halford, (460-01200),	93.8%	6.2%
5	Rosemary Halford, (460-01300),	82.3%	17.7%
6	Thomas Halford, (460-01400),	81.0%	19.0%
7	Michael & Helen Lavin, (460-01500),	81.8%	18.2%
8	Ministry of Transportation, Ontario, (King's Highway No. 3),	98.0%	2.0%
9	Gerald & Agnes Lavin, (480-08410),	63.4%	36.6%

**Report** - Sullivan Creek Drain  
(Geographic Township of Sandwich South)  
Town of Tecumseh - REI2015D010

2023-01-09

10	Canada Southern Railway, (590-01000),	98.8%	2.0%
11	Removed and Abandoned	0.0%	0.0%
12	Gerald & Agnes Lavin, (480-08400),	61.4%	38.6%
13	Count of Essex, (County Road 46),	98.0%	2.0%
14	County of Essex, (County Road 17),	98.0%	2.0%
15	Kenneth & Barbara McCarthy, (520-01300),	51.9%	48.1%
16	Gerald & Agnes Lavin, (520-04700),	54.5%	45.5%
17	Ministry of Transportation, Ontario, (King's Highway No. 401),	98.0%	2.0%
18	Sandwich South Farms Ltd., (520-04500),	44.2%	55.8%
19	County of Essex, (County Road 43),	98.0%	2.0%
20	Rose Jobin, (510-01550),	43.2%	56.8%
21	Wilfred O'Neil, (510-01800),	48.7%	51.3%
22	Ruth Battersby, (510-02000),	38.0%	62.0%
23	Town of Tecumseh, (Baseline Road),	98.0%	2.0%
24	507822 Ontario Inc. & 494112 Ontario Ltd., (560-08100),	31.4%	68.6%
25	Town of Tecumseh, (12th Concession Road),	98.0%	2.0%

**Report** - Sullivan Creek Drain  
(Geographic Township of Sandwich South)  
Town of Tecumseh - REI2015D010

2023-01-09

We recommend that the bridge structures as identified herein, be maintained in the future as part of the drainage works. We would also recommend that the access bridges in the drain, for which the future maintenance costs are to be borne by the abutting affected landowners and upstream lands and roads, be maintained by the Town and that said maintenance would include works to the bridge culvert, bedding, backfill and end treatment. Where concrete, asphalt or other decorative driveway surfaces over the bridge culverts require removal as part of the maintenance works, these surfaces should also be repaired or replaced as part of the works. Likewise, if any fencing, gate, decorative walls, guard rails or other special features exist that will be impacted by the maintenance work, they are also to be removed and restored or replaced as part of the bridge maintenance work. However, the cost of the supply and installation of any surface material other than Granular "A" material, and the cost of removal and restoration or replacement, if necessary, of any special features, shall be totally assessed to the benefiting adjoining parcel served by said access bridge.

Where a bridge has a top width beyond the standard 6.1 metres (20 feet), all of the increased cost for providing the extra top width shall be assessed as a Benefit to the parcel served by the access bridge. Upstream lands and roads shall only be responsible for sharing in the cost of a standard top width access bridge.

The concrete bridge serving the Canada Southern Railway Parcel 590-0100 can be replaced by a single 1800mm diameter aluminized C.S.P. with 125X25 corrugations if desired by the owner. The pipe will need to be 24 metres long with sloped ends and quarried limestone on filter cloth protection and its invert embedded 10% of its diameter below the existing drain bottom or design bottom, whichever is lower. Should the Railway decide to proceed with doing the work themselves, the cost of construction will be borne by them, and they will only be responsible for any incidental costs that are incurred to ensure that the works are completed to the satisfaction of the Town Drainage Superintendent and in accordance with the requirements of this drainage report and bridge details set out in the Specifications and Appendices. If the maintenance of the bridge pipes is carried out by the Town, the cost sharing shall be as set out in the Bridge Cost Sharing table as noted above.

We further recommend that the maintenance cost sharing as set out above shall remain as aforesaid until otherwise determined and re-established under the provisions of the "Drainage Act, R.S.O. 1990, Chapter D.17".

All of which is respectfully submitted.

**Rood Engineering Inc.**



Gerard Rood, P.Eng.



tm

att.

**ROOD ENGINEERING INC.**

Consulting Engineers  
9 Nelson Street  
LEAMINGTON, Ontario N8H 1G6

**SCHEDULE OF ASSESSMENT**  
**SULLIVAN CREEK DRAIN**  
**(Geographic Township of Sandwich South)**  
**TOWN OF TECUMSEH**

**2. ONTARIO LANDS:**

Tax Roll No.	Con. or Plan No.	Lot or Part of Lot	Acres Afft'd	Hectares Afft'd	Owner's Name	Value of Benefit	Value of Outlet	Value of Special Benefit	TOTAL VALUE
King's Highway 401			12.08	29.86	Ministry of Transportation Ontario	\$ 2,911.00	\$ 17,437.00	\$ 3,436.00	\$ 23,784.00
King's Highway #3			5.70	14.08	Ministry of Transportation Ontario	\$ 1,020.00	\$ 8,221.00	\$ 3,394.00	\$ 12,635.00
<b>Total on Ontario Lands.....</b>						<b>\$ 3,931.00</b>	<b>\$ 25,658.00</b>	<b>\$ 6,830.00</b>	<b>\$ 36,419.00</b>

**3. MUNICIPAL LANDS:**

Tax Roll No.	Con. or Plan No.	Lot or Part of Lot	Hectares Afft'd	Acres Afft'd	Owner's Name	Value of Benefit	Value of Outlet	Value of Special Benefit	TOTAL VALUE
County Road 46			2.75	6.79	County of Essex	\$ 1,020.00	\$ 3,964.00	\$ 1,995.00	\$ 6,979.00
County Road 17			3.17	7.83	County of Essex	\$ 728.00	\$ 4,571.00	\$ 1,941.00	\$ 7,240.00
County Road 43			5.67	14.00	County of Essex	\$ 58.00	\$ 8,174.00	\$ 1,496.00	\$ 9,728.00
Sexton Sideroad			2.22	5.49	Town of Tecumseh	\$ 583.00	\$ 3,205.00	\$ 726.00	\$ 4,514.00
Baseline Road			4.88	12.06	Town of Tecumseh	\$ 2,010.00	\$ 7,041.00	\$ 1,185.00	\$ 10,236.00
South Talbot Road			2.86	7.07	Town of Tecumseh	\$ 364.00	\$ 4,128.00	\$ 1,438.00	\$ 5,930.00
12th Concession Road			0.14	0.34	Town of Tecumseh	\$ 1,850.00	\$ 199.00	\$ 1,049.00	\$ 3,098.00
<b>Total on Municipal Lands.....</b>						<b>\$ 6,613.00</b>	<b>\$ 31,282.00</b>	<b>\$ 9,830.00</b>	<b>\$ 47,725.00</b>

**4. PRIVATELY OWNED - NON-AGRICULTURAL LANDS:**

Tax Roll No.	Con. or Plan No.	Lot or Part of Lot	Hectares Afft'd	Acres Afft'd	Owner's Name	Value of Benefit	Value of Outlet	Value of Special Benefit	TOTAL VALUE
460-01100	STR	298	0.190	0.47	Thomas Halford	\$ 277.00	\$ 367.00	\$ 4,166.00	\$ 4,810.00
460-01300	STR	298	0.465	1.15	Rosemary Halford	\$ 68.00	\$ 720.00	\$ 1,108.00	\$ 1,896.00
460-01800	STR	299	0.518	1.28	Frank Lafferty In Trust	\$ -	\$ 646.00	\$ 108.00	\$ 754.00
460-01801	STR	299	0.595	1.47	Ministry of Transportation	\$ -	\$ 714.00	\$ 121.00	\$ 835.00



**Schedule of Assessment - Sullivan Creek Drain**  
(Geographic Township of Sandwich South)  
Town of Tecumseh

- 22 -

2023-01-09

Tax Roll No.	Con. or Plan No.	Lot or Part of Lot	Hectares Afft'd	Acres Afft'd	Owner's Name	Value of Benefit	Value of Outlet	Value of Special Benefit	TOTAL VALUE
480-08200	NTR	298	0.502	1.24	Alexander Chevalier & Jessie Darmon	\$ -	\$ 665.00	\$ 105.00	\$ 770.00
480-08250	NTR	298	0.178	0.44	Ali Khafaja	\$ -	\$ 323.00	\$ 51.00	\$ 374.00
480-08500	NTR	299	26.382	65.19	Joseph McCarthy	\$ 10,003.00	\$ 12,788.00	\$ 4,636.00	\$ 27,427.00
480-08611	STR	292	0.259	0.64	Ministry of Transportation	\$ -	\$ 395.00	\$ 51.00	\$ 446.00
480-08700	NTR	299	0.190	0.47	David & Margaret Pringle	\$ -	\$ 316.00	\$ 41.00	\$ 357.00
480-08750	NTR	299	0.299	0.74	Joseph & Marilyn McCarthy	\$ -	\$ 442.00	\$ 57.00	\$ 499.00
480-08801	NTR	299	4.395	10.86	Josef Dworatschek	\$ -	\$ 2,029.00	\$ 262.00	\$ 2,291.00
480-08803	NTR	299	0.405	1.00	Kevin & Melissa McCarthy	\$ -	\$ 560.00	\$ 72.00	\$ 632.00
480-08900	NTR	299	15.722	38.85	Ravinder & Mavi Singh	\$ 1,769.00	\$ 7,258.00	\$ 940.00	\$ 9,967.00
480-09010	NTR	298	0.498	1.23	Tammy & John Flood	\$ -	\$ 617.00	\$ 79.00	\$ 696.00
480-09100	NTR	298	0.210	0.52	Jason & Wendy Hill	\$ -	\$ 328.00	\$ 43.00	\$ 371.00
480-09110	NTR	298	0.210	0.52	Jacqueline Mailloux	\$ -	\$ 328.00	\$ 43.00	\$ 371.00
490-00100	NTR	300	0.401	0.99	Khmer Buddhist Santivararam Windsor 2016	\$ -	\$ 555.00	\$ 71.00	\$ 626.00
510-01590	11	13	0.680	1.68	Philip Jobin	\$ 99.00	\$ 662.00	\$ 59.00	\$ 820.00
510-02010	11	16	0.409	1.01	Laurie Knight	\$ 12.00	\$ 424.00	\$ 1.00	\$ 437.00
520-00900	10	9 & 10	0.405	1.00	Hardershan Brar	\$ -	\$ 557.00	\$ 72.00	\$ 629.00
520-01000	10	10	0.045	0.11	Union Gas Limited	\$ 3.00	\$ 108.00	\$ 13.00	\$ 124.00
520-01100	10	10	0.405	1.00	Guy & Tina Robertson	\$ 18.00	\$ 546.00	\$ 72.00	\$ 636.00
520-01210	10	11	0.421	1.04	Charles Matthews	\$ 61.00	\$ 542.00	\$ 72.00	\$ 675.00
520-01301	10	12	0.773	1.91	Barbara McCarthy	\$ 34.00	\$ 728.00	\$ 66.00	\$ 828.00
520-01350	10	12	0.469	1.16	Roger Lemmon	\$ 7.00	\$ 558.00	\$ 49.00	\$ 614.00
520-03400	10	16	0.089	0.22	Joseph & Helen Diesbourg	\$ -	\$ 136.00	\$ -	\$ 136.00
520-03800	10	16	0.101	0.25	Jacob Carlesimo	\$ -	\$ 151.00	\$ -	\$ 151.00
520-03901	10	16	0.405	1.00	Clifford & Connie Campeau	\$ -	\$ 420.00	\$ 1.00	\$ 421.00
520-03920	10	15	0.271	0.67	Herbert Henricks & Marianne Scarpelli	\$ 4.00	\$ 310.00	\$ 1.00	\$ 315.00
520-04250	10	15	0.502	1.24	Jeremy Knezev	\$ 7.00	\$ 469.00	\$ 1.00	\$ 477.00
520-04300	10	15	0.405	1.00	Luigina Gobbo	\$ 6.00	\$ 420.00	\$ 1.00	\$ 427.00
520-04550	10	13	0.251	0.62	Brian Chittle	\$ 37.00	\$ 325.00	\$ 30.00	\$ 392.00
520-04600	10	13	0.656	1.62	Steno Novelletto & Rosanne St.Louis	\$ 48.00	\$ 648.00	\$ 56.00	\$ 752.00
520-04750	10	12	0.506	1.25	Thomas & Mary Moore	\$ -	\$ 556.00	\$ 50.00	\$ 606.00

**Schedule of Assessment - Sullivan Creek Drain**  
(Geographic Township of Sandwich South)  
Town of Tecumseh

- 23 -

2023-01-09

Tax Roll No.	Con. or Plan No.	Lot or Part of Lot	Hectares Afft'd	Acres Afft'd	Owner's Name	Value of Benefit	Value of Outlet	Value of Special Benefit	TOTAL VALUE
530-04800	9	10	0.405	1.00	Lee Simpson	\$ 29.00	\$ 553.00	\$ 72.00	\$ 654.00
560-08500	18	12	0.405	1.00	Mario & Deana Liburdi	\$ 775.00	\$ 231.00	\$ -	\$ 1,006.00
560-00300	10	17	1.012	2.50	Crossway Church	\$ -	\$ 771.00	\$ 2.00	\$ 773.00
560-04000	11	17	15.929	39.36	Norman, Rose, Philip & Paul Jobin	\$ 12,165.00	\$ 5,423.00	\$ 12.00	\$ 17,600.00
560-04010	11	17	0.490	1.21	Derek Battersby & Brittney Brown	\$ -	\$ 458.00	\$ 1.00	\$ 459.00
<b>Windsor</b>									
030-06300	10	16	0.409	1.01	Robert & Judy-Ann Coupe	\$ -	\$ 410.00	\$ 1.00	\$ 411.00
030-06400	1351	45 & 46	0.134	0.33	Thomas Crouchman	\$ -	\$ 180.00	\$ -	\$ 180.00
030-06500	1351	47	0.235	0.58	Gregory Maxwell	\$ -	\$ 276.00	\$ 1.00	\$ 277.00
030-06700	10	16	0.138	0.34	Rousian Rakhoutine & Lilia Demeneva	\$ -	\$ 186.00	\$ -	\$ 186.00
<b>Total on Privately Owned - Non-Agricultural Lands.....</b>						<b>\$ 25,422.00</b>	<b>\$ 45,099.00</b>	<b>\$ 12,587.00</b>	<b>\$ 83,108.00</b>

**5. PRIVATELY OWNED - AGRICULTURAL LANDS (grantable):**

460-01000	STR	297	8.09	20.00	Michael Lutsch	\$ 3,260.00	\$ 3,951.00	\$ 1,257.00	\$ 8,468.00
460-01200	STR	298	13.58	33.55	Thomas & Linda Halford	\$ 2,991.00	\$ 7,287.00	\$ 2,124.00	\$ 12,402.00
460-01400	STR	298	10.52	26.00	Thomas Halford	\$ 2,813.00	\$ 5,586.00	\$ 1,902.00	\$ 10,301.00
460-01500	STR	298	16.19	40.00	Michael & Helen Lavin	\$ 10,277.00	\$ 8,407.00	\$ 2,294.00	\$ 20,978.00
460-01600	STR	299	20.23	50.00	John Lafferty	\$ 10,277.00	\$ 10,392.00	\$ 1,597.00	\$ 22,266.00
460-01601	STR	299	0.17	0.43	Frank & Catherine Lafferty	\$ -	\$ 297.00	\$ 51.00	\$ 348.00
460-01700	STR	299	0.43	1.07	Frank Lafferty Limited	\$ -	\$ 580.00	\$ 99.00	\$ 679.00
460-01900	STR	299	14.08	34.78	Catherine Lafferty	\$ -	\$ 6,498.00	\$ 1,108.00	\$ 7,606.00
460-01901	STR	299	11.85	29.27	538073 Ontario Inc.	\$ 1,512.00	\$ 5,844.00	\$ 934.00	\$ 8,290.00
460-02000	STR	299	11.74	29.00	Catherine Lafferty & Mary Thompson	\$ 9,071.00	\$ 5,892.00	\$ 927.00	\$ 15,890.00
460-02100	STR	298	9.71	24.00	538073 Ontario Inc.	\$ 9,941.00	\$ 8,229.00	\$ 767.00	\$ 18,937.00
480-08300	NTR	298	41.68	102.98	Sandwich South Farms Inc.	\$ 3,878.00	\$ 19,120.00	\$ 3,122.00	\$ 26,120.00
480-08400	NTR	298	7.52	18.58	Gerald & Agnes Lavin	\$ 8,375.00	\$ 3,493.00	\$ 1,186.00	\$ 13,054.00
480-08410	NTR	298	18.47	45.65	Gerald & Agnes Lavin	\$ 13,551.00	\$ 8,849.00	\$ 1,457.00	\$ 23,857.00

**Schedule of Assessment - Sullivan Creek Drain**  
(Geographic Township of Sandwich South)  
Town of Tecumseh

- 24 -

2023-01-09

Tax Roll No.	Con. or Plan No.	Lot or Part of Lot	Hectares Afft'd	Acres Afft'd	Owner's Name	Value of Benefit	Value of Outlet	Value of Special Benefit	TOTAL VALUE
480-08600	NTR	299	12.61	31.15	Richard McCarthy	\$ 243.00	\$ 5,820.00	\$ 866.00	\$ 6,929.00
480-08800	NTR	299	19.83	49.00	538073 Ontario Inc.	\$ 3,802.00	\$ 9,441.00	\$ 1,379.00	\$ 14,622.00
480-09000	NTR	298	10.32	25.51	Rose M, Philip N, & Paul J. Jobin & Joie Reyner	\$ -	\$ 4,736.00	\$ 616.00	\$ 5,352.00
490-10200	NTR	300	1.62	4.00	538073 Ontario Inc.	\$ -	\$ 1,345.00	\$ 174.00	\$ 1,519.00
490-10300	NTR	300	19.49	48.16	Robert & Richard McCarthy	\$ -	\$ 8,998.00	\$ 1,165.00	\$ 10,163.00
510-01500	11	13	16.41	40.54	Norman, Rose, Philip, Paul, Joie & Joslyne Jobin	\$ 1,993.00	\$ 6,438.00	\$ 576.00	\$ 9,007.00
510-01550	11	13	6.37	15.75	Rose Jobin	\$ 4,598.00	\$ 2,464.00	\$ 729.00	\$ 7,791.00
510-01600	11	14	16.42	40.57	Paul & Rose Jobin	\$ 6,333.00	\$ 6,253.00	\$ 561.00	\$ 13,147.00
510-01610	11	14	0.40	0.99	Philip Jobin	\$ 72.00	\$ 465.00	\$ 41.00	\$ 578.00
510-01700	11	14	8.09	20.00	Wilfred O'Neil	\$ 5,317.00	\$ 3,059.00	\$ 277.00	\$ 8,653.00
510-01800	11	15	8.09	20.00	Wilfred O'Neil	\$ 5,133.00	\$ 3,013.00	\$ 25,500.00	\$ 33,646.00
510-01900	11	15	8.09	20.00	Wilfred O'Neil	\$ 4,794.00	\$ 2,989.00	\$ 13.00	\$ 7,796.00
510-02000	11	15	15.99	39.50	Ruth Battersby	\$ 12,148.00	\$ 5,812.00	\$ 476.00	\$ 18,436.00
510-02005	11	15	0.20	0.50	James Battersby	\$ 9.00	\$ 255.00	\$ 1.00	\$ 265.00
510-02100	11	16	22.26	55.00	Helene Battersby	\$ 17,170.00	\$ 7,835.00	\$ 18.00	\$ 25,023.00
520-00700	10	10	21.19	52.36	Rose Jobin	\$ 1,680.00	\$ 9,538.00	\$ 1,262.00	\$ 12,480.00
520-00750	10	10	20.29	50.13	Rose, Philip & Paul Jobin & Jobin Farms Inc.	\$ 1,596.00	\$ 9,249.00	\$ 1,209.00	\$ 12,054.00
520-01300	10	11 & 12	48.39	119.56	Kenneth & Barbara McCarthy	\$ 34,771.00	\$ 20,383.00	\$ 5,026.00	\$ 60,180.00
520-03500	10	16	8.50	21.00	Clifford & Connie Campeau	\$ -	\$ 2,943.00	\$ 6.00	\$ 2,949.00
520-03900	10	16	11.01	27.20	Clifford & Connie Campeau	\$ -	\$ 3,811.00	\$ 8.00	\$ 3,819.00
520-04000	10	15	9.85	24.33	Susanna MacKenzie-Russell	\$ 92.00	\$ 3,409.00	\$ 7.00	\$ 3,508.00
520-04100	10	15	9.92	24.50	Sanward Enterprises Inc.	\$ 111.00	\$ 3,433.00	\$ 7.00	\$ 3,551.00
520-04200	10	15	19.33	47.76	Edward Chittle Jr.	\$ 144.00	\$ 6,692.00	\$ 14.00	\$ 6,850.00
520-04400	10	14	40.47	100.00	Norman Jobin	\$ 722.00	\$ 15,297.00	\$ 1,387.00	\$ 17,406.00
520-04500	10	12 & 13	40.41	99.85	Sandwich South Farms Ltd.	\$ 15,126.00	\$ 16,090.00	\$ 2,387.00	\$ 33,603.00
520-04700	10	12	63.13	156.00	Gerald & Agnes Lavin	\$ 10,994.00	\$ 25,867.00	\$ 16,384.00	\$ 53,245.00
520-04800	10	11	30.35	75.00	Wayne & Carol O'Neil	\$ 67.00	\$ 12,611.00	\$ 1,673.00	\$ 14,351.00
530-00100	9	10	25.90	64.00	Diklich Capital Corp	\$ 12,584.00	\$ 11,658.00	\$ 1,545.00	\$ 25,787.00
560-03900	10	17	2.41	5.95	Susanna Mackenzie	\$ -	\$ 834.00	\$ 2.00	\$ 836.00
530-04770	9	11	0.27	0.66	Sanward Enterprises Inc.	\$ 19.00	\$ 389.00	\$ 54.00	\$ 462.00

**Schedule of Assessment - Sullivan Creek Drain**  
(Geographic Township of Sandwich South)  
Town of Tecumseh

- 25 -

2023-01-09

Tax Roll No.	Con. or Plan No.	Lot or Part of Lot	Hectares Afft'd	Acres Afft'd	Owner's Name	Value of Benefit	Value of Outlet	Value of Special Benefit	TOTAL VALUE
530-04775	9	11	0.30	0.74	Edward Chittle Jr.	\$ 44.00	\$ 426.00	\$ 57.00	\$ 527.00
560-08000	11	18	0.40	1.00	Mary McGraw	\$ 1,336.00	\$ 131.00	\$ -	\$ 1,467.00
560-08100	11	17	16.19	40.00	507822 Ontario Inc. & 494112 Ontario Limited	\$ 8,966.00	\$ 5,418.00	\$ 383.00	\$ 14,767.00
560-08200	11	17	8.09	20.00	Phyllis Battersby, Wendy Philips & Cindy Walton	\$ 3,744.00	\$ 2,709.00	\$ -	\$ 6,453.00
<b>Windsor</b>									
030-04700	10	12	2.19	5.40	Sandwich South Farms Ltd.	\$ 211.00	\$ 1,135.00	\$ 2.00	\$ 1,348.00
030-04800	10	12 & 13	6.59	16.28	1027414 Ontario Inc.	\$ -	\$ 2,281.00	\$ 5.00	\$ 2,286.00
030-05000	10	13	16.19	40.00	Paul & Philip Jobin	\$ -	\$ 5,605.00	\$ 12.00	\$ 5,617.00
030-05200	10	13	8.09	20.00	John Wilson	\$ -	\$ 2,802.00	\$ 6.00	\$ 2,808.00
030-05400	10	14	15.38	38.00	Norbert St.Louis	\$ -	\$ 5,325.00	\$ 11.00	\$ 5,336.00
030-05600	10	14	11.74	29.00	Gerald Lavin	\$ -	\$ 4,064.00	\$ 9.00	\$ 4,073.00
030-05850	10	15	6.07	15.00	2017345 Ontario Limited	\$ -	\$ 2,102.00	\$ 5.00	\$ 2,107.00
030-06000	10	15	6.07	15.00	2017345 Ontario Inc.	\$ -	\$ 2,102.00	\$ 5.00	\$ 2,107.00
030-06110	10	15	11.41	28.20	5040815 Ontario Limited	\$ -	\$ 3,951.00	\$ 9.00	\$ 3,960.00
030-06200	10	16	2.01	4.96	2187065 Ontario Ltd.	\$ -	\$ 695.00	\$ 1.00	\$ 696.00
030-06600	1351	48	10.36	25.59	Joseph & Brenda Gagnon	\$ -	\$ 3,586.00	\$ 8.00	\$ 3,594.00
<b>Total on Privately Owned - Agricultural Lands (grantable).....</b>						<b>\$ 229,765.00</b>	<b>\$ 347,884.00</b>	<b>\$ 82,701.00</b>	<b>\$ 660,350.00</b>
<b>5. PRIVATELY OWNED - AGRICULTURAL LANDS (non-grantable):</b>									
590-01000	STR	298, 299, 300	2.83	7.00	Canada Southern Railway Co.	\$ 1,137.00	\$ 1,324.00	\$ 1,376.00	\$ 3,837.00
590-01200	NTR	298	0.70	1.74	Town of Tecumseh	\$ 41.00	\$ 461.00	\$ 59.00	\$ 561.00
<b>Total on Privately Owned - Agricultural Lands (non-grantable).....</b>						<b>\$ 1,178.00</b>	<b>\$ 1,785.00</b>	<b>\$ 1,435.00</b>	<b>\$ 4,398.00</b>
<b>TOTAL ASSESSMENT</b>			943.29	2330.88		<b>\$ 266,909.00</b>	<b>\$ 451,708.00</b>	<b>\$ 113,383.00</b>	<b>\$ 832,000.00</b>

1 Hectare = 2.471 Acres  
Project No. REI2015D010  
January 9th, 2023



## SPECIFICATIONS

### SULLIVAN CREEK DRAIN

#### (Geographic Township of Sandwich South)

### TOWN OF TECUMSEH

#### **I. GENERAL SCOPE OF WORK**

The Sullivan Creek Drain currently comprises of an open drain with the upper end generally located approximately 740 metres east of Sexton Road and 400 metres south of County Road 46, it meanders northeasterly for approximately 5 km where it outlets to the Pike Creek Drain at a point approximately 760 metres north of Baseline Road and 480 metres west of County Road 19 respectively, in the geographic township of Sandwich South, Town of Tecumseh. The work on the drain will extend from the outlet as noted on the plans and proceed southerly to the upstream end of the open drain. The work under this project generally comprises of improvements to the open drain to provide a suitable cross section for conveyance of flows, along with removal of a farm bridge along the course of the drain. The installation of two new replacement bridges has already been completed due to emergency needs. The work on the bridge being taken out includes the removal and disposal of all existing deck structure including the poured concrete abutment walls and the removal of any other materials to allow for the drain open cross section to be restored. Work on the drain includes supply and installation of quarried limestone on filter cloth general erosion protection and rock chute inlets. The proposed work is intended to address the repair and improvement of the open drain, tile end improvements, bridge repairs and improvements including headwall work and erosion protection in accordance with current standards.

All work shall be carried out in accordance with these specifications, the plans forming part of this drainage project, as well as the Standard Details included in **Appendix "REI-C"**. The excess soil to be loaded up and hauled away for disposal shall be carried out in accordance with the requirements set out in the WSP report included in **Appendix "REI-F"**. All work carried out under this project shall be completed to the full satisfaction of the Town Drainage Superintendent and the Consulting Engineer.

#### **II. E.R.C.A. AND D.F.O. CONSIDERATIONS**

The Contractor will be required to implement stringent erosion and sedimentation controls during the course of the work to help minimize the amount of silt and sediment being carried downstream into the Pike Creek Drain. It is intended that work on this project be carried out during relatively dry weather to ensure proper site and drain conditions and to avoid conflicts with sediment being deposited into the outlet drainage systems. All disturbed areas shall be restored as quickly as possible with grass seeding and mulching installed to ensure a protective cover and to minimize any erosion from the work sites subsequent to construction. The Contractor may be required to provide temporary silt fencing and straw bales as outlined further in these specifications.

All of the work shall be carried out in accordance with any permits or authorizations issued by the Essex Region Conservation Authority (E.R.C.A.) or the Department of Fisheries and Oceans (D.F.O.), copies of which will be provided, if available, and the notes in **Appendix "REI-A"**. The Contractor is advised that **no work** may be carried out in the existing drain **from March 15th to July 15th** of any given year because the drain is directly connected to a downstream drain that is classified as sensitive to impacts on aquatic life and habitat by E.R.C.A. and D.F.O. and Largemouth Bass may be present as advised by D.F.O.

As part of its work, the Contractor will implement the following measures that will ensure that any potential adverse effects on fish and fish habitat will be mitigated:

- a) As per standard requirements, work will not be conducted at times when flows in the drain are elevated due to local rain events, storms, or seasonal floods. Work will be done in the dry.
- b) All disturbed soils on the drain banks and within the channel, including spoil, must be stabilized immediately upon completion of work. The restoration of the site must be completed to a like or better condition to what existed prior to the works. The spoil material must be hauled away and disposed of at a suitable site or spread an appropriate distance from the top of the drain bank to ensure that it is not washed back into the drain.
- c) To prevent sediment entry into the Drain, in the event of an unexpected rainfall, silt barriers and/or traps must be placed in the channel during the works and until the site has been stabilized. All sediment and erosion control measures are to be in accordance with related Ontario Provincial Standards. It is incumbent on the proponent and their Contractors to ensure that sediment and erosion control measures are functioning properly and are maintained and upgraded as required.
- d) Silt or sand accumulated in the barrier traps must be removed and stabilized on land once the site is stabilized.
- e) All activities including maintenance procedures should be controlled to prevent the entry of petroleum products, debris, rubble, concrete, or other deleterious substances into the water. Vehicular refuelling and maintenance should be conducted away from the water.
- f) The Contractor shall construct six (6) sediment/refugia pools along the lower portion of the drain located near Stations 3+360, 4+360, 5+360, 6+360, 7+360 and 8+360. Each pool shall be centred in the drain and be 3 metres long and 300mm deep with 1:1 side slopes with a minimum bottom width of 600mm for drain design bottom width of 1.2m, and 800mm for drain design bottom width of 1.4m.

### **III. M.N.R.F. – M.E.C.P. CONSIDERATIONS**

The Contractor is to note that this project has gone through the Ministry of Natural Resources and Forestry (M.N.R.F.) screening process by way of a Species at Risk (S.A.R.) review of the Mitigation Plan for Drainage Works (March 2018-17-4938) that the Town has prepared to address the Endangered Species Act, 2007, that is now administered by the Ministry of Environment, Conservation and Parks (M.E.C.P.). Section 6.0 of the Mitigation Plan indicates that snake species are a concern for this work area and although turtles are not indicated, they are mobile and could be encountered. The Mitigation Plan includes measures to be followed as outlined in “Section 7.0 Mitigation Measures” of the document and a copy of same as it relates to turtles and snakes is included in **Appendix “REI-B”**. Providing mitigation requirements are implemented, it was concluded that present wildlife Species at Risk will be protected from negative impacts and the works will not contravene Section 9 (species protection) or Section 10 (habitat protection) of the Endangered Species Act, 2007. Based on this information we find that the Town can proceed with the eligible repairs, maintenance, and improvements to the drain as they are exempt under Sections 9 and 10 of the Act, provided that they follow the rules within Ontario Regulation 242/08 and the Mitigation Measures in their S.A.R. Mitigation Plan. To address these requirements the Town has established comprehensive mitigation measures as well as species identification guides for reference. The results of the review will be provided to the Contractor and copies of the mitigation measures, habitat protection and identification sheets will be included within **Appendix “REI-B”**.

The Contractor is to review **Appendix “REI-B”** in detail and is required to comply, in all regards, with the contents of said M.N.R.F. information, or any future requirements, and follow the special



requirements therein included, during construction. The Drainage Superintendent has reviewed the endangered species maps and any concerns will be provided in **Appendix “REI-B”**. Certain species such as turtles and snakes are mobile and may be encountered during construction. Therefore, the Mitigation Measures in Section 7.0 of the Town Plan has been included in **Appendix “REI-B”** in its entirety along with timing window charts for further information and use by the Contractor.

The Contractor shall contact the Drainage Superintendent if an endangered species is encountered during construction. The Contractor shall be responsible for providing the necessary equipment and materials outlined in the **“MITIGATION PLAN”** to address the handling of any endangered species encountered during the course of the construction work. The Contractor shall cooperate fully and assist the Drainage Superintendent or M.N.R.F. – M.E.C.P. staff in the proper handling of the endangered species as outlined in the **“MITIGATION PLAN”**, and as may be further directed by the Drainage Superintendent or the M.N.R.F. – M.E.C.P. staff and shall govern all its operations accordingly.

#### **IV. ACCESS TO WORK**

The Contractor is advised that the majority of the work to be carried out on this project extends along the north and west side of the Sullivan Creek Drain except for the portion between Bridge 19 and 20 that will be completed from the east side and from Highway No. 3 to County Road 46 along the easterly side. For the lawn areas in front of MN 5580, 5660 and 5680, the Contractor shall carry out its work from the roadside and load up and haul away and dispose of the excavated material and any material from cleaning out the culverts located in the drain. Where lands on both sides of the drain belong to the same landowner, the landowner may request work to be done from the other side of the drain and the Contractor shall coordinate this with the landowner. The Contractor shall have access for a minimum width of 8 metres (26 feet) abutting the proposed drainage works. The Contractor may utilize the work area as necessary, to permit the completion of all of the work required to be carried out for this project along with an area sufficient to spread the excavated material to a maximum depth of 100mm on the adjacent lands beyond any grass buffer or driveway access. The Contractor shall also have access through the driveways from the roads along the works as necessary to access the open drain and carry out the replacement and removal and repair of the existing access bridges as set out on the plans and in these specifications, along with a sufficient area in the vicinity of the bridges to carry out the improvements of the structure and ancillary work.

The Contractor shall ensure that the traveling public is protected at all times while utilizing the roadway for its access. The Contractor shall provide traffic control, including flag persons when required.

Throughout the course of the work, it is imperative that the Contractor protect as much landscaping and vegetation as possible when accessing along the drain. This will be of particular concern along the grass buffer and driveway areas abutting the drain. Any accesses or areas used in carrying out the works are to be fully restored to their original conditions by the Contractor at its cost, including topsoil placement and lawn restoration as directed by the Town Drainage Superintendent and the Consulting Engineer. Restoration shall include but not be limited to all necessary levelling, grading, shaping, topsoil placement, seeding, mulching, and granular placement required to make good any damage caused.

#### **V. REMOVAL OF BRUSH, TREES AND RUBBISH**

Where there is any brush, trees or rubbish along the course of the drainage works from top of bank to top of bank, including the full width of the work access, all such brush, trees or rubbish shall be close cut and grubbed out, and the whole shall be chipped up for recycling, burned or



otherwise satisfactorily disposed of by the Contractor. The brush and trees removed along the course of the work are to be cut as close to the ground as practicable and within the drain banks parallel to the side slopes. Except as noted herein, stumps shall be left in place and shall be sprayed with a single application of stump killer (Diphenoprop BK700 or approved equal). Dead trees on the top of each bank and any trees or tree branches that overhang the drain shall be removed and trimmed. All removed materials shall be put into piles by the Contractor in locations adjacent to the drain and within the working corridors, where they can be safely chipped and disposed of, or burned by it, or hauled away and disposed of by the Contractor to a site to be obtained by it at its expense. In all cases, trees and brush shall be stockpiled on the property on which they were cut. Prior to and during the course of any burning operations, the Contractor shall comply with the guidelines prepared by the Air Quality Branch of the Ontario Ministry of the Environment and shall ensure that the Environmental Protection Act is not violated. The Contractor shall assume all responsibility for control of the burn, obtaining all utility locates in the area of each burn site, all responsibility for liabilities related to the burning of the brush and smoke generated, and will be required to notify the local fire authorities to obtain any permits and co-operate with them in the carrying out of any work. The removal of brush and trees shall be carried out in close consultation with the Town Drainage Superintendent or Consulting Engineer to ensure that no decorative trees or shrubs are disturbed by the operations of the Contractor that can be saved. It is the intent of this project to save as many trees and bushes as practical on private lands adjacent to the drain and within the working corridors, especially mature trees beyond the drain sideslopes.

The Contractor shall protect all other trees, bushes, and shrubs located along the length of the drainage works except for those trees that are established, in consultation with the Town Drainage Superintendent, the Consulting Engineer, and the Owners, to be removed as part of the works. The Contractor shall note that protecting and saving the trees may require the Contractor to carry out hand work around the trees, bushes, and shrubs to complete the necessary final site grading and restoration.

Following the completion of the work, the Contractor is to trim up any broken or damaged limbs on trees which are to remain standing, and it shall dispose of said branches along with other brush, thus leaving the trees in a neat and tidy condition.

The Contractor shall remove all deleterious materials and rubbish along the course of the open drain and any such materials located in the bridge culverts and enclosures while carrying out its cleaning of same. All such deleterious materials and rubbish shall be loaded up and hauled away by the Contractor to a site to be obtained by it at its cost in accordance with excess materials regulations.

## **VI. FENCING**

Where it is necessary to take down any fence to proceed with the work, the same shall be done by the Contractor across or along that portion of the work where such fence is located. The Contractor will be required to exercise extreme care in the removal of any fencing so as to cause a minimum of damage to same. The Contractor will be required to reinstall any fence that is taken down in order to proceed with the work, and the fence shall be reinstated in a neat and workmanlike manner. The Contractor will not be required to procure any new materials for rebuilding the fence provided that it has used reasonable care in the removal and replacement of same. When any fence is removed by the Contractor, and the Owner thereof deems it advisable and procures new material for replacing the fence so removed, the Contractor shall replace the fence using the new materials and the materials from the present fence shall remain the property of the Owner.

## **VII. DETAILS OF OPEN DRAIN WORK**

The open drain shall be excavated to the lines, levels, grades, and cross-sections as shown on the accompanying drawings, or as may be further established by the Town Drainage Superintendent

or the Engineer at the time of the work. The drain shall be carefully excavated so as not to disturb the existing banks, rock protection and vegetation, except for those portions of the drain where widening or restoration of a stable drain bank configuration is required. The bottom width of the drain and the sideslopes of the excavation shall conform to the dimensions given on the drawings.

The Contractor is advised that there is a high pressure gas line crossing under the drain just south of County Road 46 and this will require the Contractor to coordinate with Enbridge Gas for 3rd party inspection when working within 30m (100') of the gas line crossing. The Contractor will be responsible to arrange for the necessary locates of all utilities in the vicinity of the drain along its complete length and shall take appropriate steps to protect them during the course of its works on the drain.

The drain shall be of the size, type, depth, etcetera as shown on the accompanying drawings. When completed, the drain shall have a uniform and even bottom and in no case shall such bottom project above the grade line, as shown on the accompanying drawings, and as determined from the Benchmarks. The finished side slopes of the drain shall be 1.5 metres horizontal to 1.0 metre vertical.

The excavated material to be cast onto the adjoining lands shall be well and evenly spread over a sufficient area so that no portion of the excavated earth is more than 100mm in depth. The material shall be kept at least 1.2 metres clear from the finished edge of the drain, care being taken not to fill up any existing tiles, ditches, furrows or drains with the excavated material. The excavated material to be spread upon the lands shall be free from rocks, cobbles, boulders, stumps, rubble, rubbish or other similar material and these materials, if encountered, shall be hauled away by the Contractor and disposed of at a site to be obtained by it at its expense.

Where the drain crosses any lawn, garden, orchard, parking, roadway or driveway areas, the excavated material for the full width of the above-mentioned areas shall be hauled away by the Contractor and disposed of to a site to be obtained by the Contractor at its expense. All work at the disposal site shall be established between the Contractor and the site owner. The Contractor shall be responsible for any permits required and shall provide copies of same to the Town and Consulting Engineer when requested. The handling of these excess soils shall be conducted in accordance with the requirements set out in **Appendix "REI-F"**. Materials from Zone 1 can be placed on the adjacent lands. Material from Zone 3 will be loaded up and hauled away for disposal at the County landfill site.

Where there is any brush or rubbish in the course of the drain, including both side slopes of the drain, all such brush or rubbish shall be close cut and grubbed out. Where there is any brush or rubbish where the earth is to be spread, or on that strip of land between where the earth is to be spread and the edge of the drain, all such brush or rubbish shall be close cut and grubbed out. The whole is to be burned, chipped, or otherwise satisfactorily disposed of by the Contractor.

#### **VIII. DETAILS OF BRIDGE WORK**

The Contractor shall completely remove and dispose of Bridge 11 at the north side of the former railway property. The Contractor shall load up and haul away all deleterious material from the bridge site as set out further in these specifications. The drain cross section in the location of the bridge shall be restored in accordance with the profile and the new exposed banks restored as noted in these specifications.

For future works the existing concrete, steel or H.D.P.E. pipes shall be removed and disposed of by the Contractor, along with any other deleterious materials that are encountered. The bridge shall be replaced in accordance with the profile and detail plans including the 10% embedment and the new exposed banks restored as noted in these specifications.

The Contractor will be responsible to restore any damage caused to the roadways at its cost. All damaged hard surface roadway areas shall be neatly saw cut and the damaged materials

removed and disposed of by the Contractor prior to carrying out any restoration work. The extent of the repairs shall be established in consultation with the Town Drainage Superintendent, the Road Authority, and the Consulting Engineer and the repairs shall be completed to their full satisfaction.

The Contractor is to note that any intercepted tiles or pipes along the length of the future replacement culverts are to be extended and connected through rock protection at its cost unless otherwise noted in the accompanying drawings.

## **IX. CORRUGATED STEEL PIPE INSTALLATION**

The new corrugated steel pipes (CSP) to be installed on this project are required to be provided in the longest lengths that are available and shall not be less than 3.0 metres. Where the overall access pipe length exceeds the standard pipe lengths, the Contractor shall connect the pipe sections together by use of a manufactured 9-C bolted coupler installed in accordance with the manufacturer's recommendations. All coupler joints shall be wrapped with a layer of filter cloth around the complete circumference so that it extends a minimum of 100mm beyond the coupler on each end, to ensure a positive seal against soil migration through the joints.

The Contractor shall note that the placement of any new culvert pipe shall be performed totally in the dry and it shall be prepared to take whatever steps are necessary to ensure same, all to the full satisfaction of the Town Drainage Superintendent or the Consulting Engineer. As part of the work, the Contractor will be required to clean out the drain along the full length of the pipe and for a distance of 3.05 metres (10 ft.) upstream and downstream of the pipe. The Contractor shall note that the pipe inverts are set at least 10% of the pipe diameter (or the pipe rise) below the drain bottom to provide the embedment required by E.R.C.A. and D.F.O. and to meet the minimum cover requirements for the pipe.

The installation of the complete length of the new culvert pipe, including all appurtenances, shall be completely inspected by the Town Drainage Superintendent or the Consulting Engineer's Inspector prior to backfilling any portions of same. Under no circumstance shall the Contractor commence the construction or backfill of the new culvert pipe without the site presence of the Town Drainage Superintendent or the Consulting Engineer's Inspector to inspect and approve said installation. The Contractor shall provide a minimum of two (2) working days' notice to the Town Drainage Superintendent or the Consulting Engineer prior to commencement of the work. The installation of the new culvert structure is to be performed during normal working hours of the Town Drainage Superintendent and the Consulting Engineer from Monday to Friday unless written authorization is provided by them to amend said working hours.

For the access bridge installation, once the new aluminized steel type II corrugated pipe has been satisfactorily set in place, the Contractor shall completely backfill same with granular material M.T.O. Type "B" O.P.S.S. Form 1010 with the following exception. The top 305mm (12") of the backfill material for the full top width of the access, and the full top width of the drain or the excavated trench, and any approaches to the south and transitions to the north shall be granular material M.T.O. Type "A" O.P.S.S. Form 1010. All of the driveway approach areas extending from the Town roadway to the south face of the new bridge culvert shall be backfilled with compacted granular material M.T.O. Type "A" O.P.S.S. Form 1010, but only after all topsoil material has been completely removed and disposed of, and the minimum thickness of this granular material shall be 305mm (12"). All areas outside of the access driveway shall be backfilled with native material compacted to 96% of Standard Proctor Density and topped with a minimum of 50mm of topsoil and shall be seeded and mulched.

For hard surface driveway crossings, the top 305mm (12") of the backfill over the pipe below the hard surface treatment shall comprise granular material M.T.O. Type "A" O.P.S.S. Form 1010 compacted to a minimum of 100% Standard Proctor Density. The Contractor shall at all times be very careful when performing its backfilling and compaction operations so that no damage is caused to the pipe. To ensure that no damage is caused to the proposed pipe, alternative methods of achieving the required backfill compaction shall be submitted to the Consulting Engineer or the

Town Drainage Superintendent for their approval prior to the commencement of this work. The Contractor shall restore the asphalt surface by placing a minimum of the existing thickness or a 90mm minimum thickness of Type HL-4 hot mix asphalt. The asphalt shall be supplied and placed in two (2) approximately equal lifts compacted to a value ranging from 92% to 96% of maximum relative density as per O.P.S.S. 310. For existing concrete driveways, the Contractor shall carefully remove the concrete to the nearest expansion joint. The concrete driveway shall be restored to the original length and width that was removed and include 150mm thick, 30MPa concrete, with 6%  $\pm$ 1% air entrainment and 6x6-6/6 welded wire fabric reinforcing installed at the midpoint of the slab. All slab surfaces shall be finished to provide an appearance approximating the finish on the existing concrete driveway abutting the replacement.

The Contractor will be responsible to restore any damage caused to the roadways at its cost. All damaged hard surface roadway areas shall be neatly saw cut and the damaged materials removed and disposed of by the Contractor prior to carrying out any restoration work. The extent of the repairs shall be established in consultation with the Town Drainage Superintendent, the Road Authority, and the Consulting Engineer and the repairs shall be completed to their full satisfaction.

The Contractor is to note that any intercepted pipes or tiles along the length of the proposed culvert are to be extended and connected at its cost to the open drain at the end of the new culvert unless otherwise noted in the accompanying drawings.

The Contractor shall also note that the placing of the new access bridge culvert shall be completed so that it totally complies with the parameters established and noted in the Bridge Details and Tables for the culvert replacement. The culvert shall be set on an even grade and the placement shall be performed totally in the dry, and the Contractor should be prepared to take whatever steps are necessary to ensure same, all to the full satisfaction of the Town Drainage Superintendent or the Consulting Engineer. The Contractor shall also be required to supply a minimum of 100mm (4") of 20mm (3/4") clear stone bedding underneath the culvert pipe extending from the bottom of the drain to the culvert invert grade, all to the full satisfaction of the Town Drainage Superintendent or the Consulting Engineer. Furthermore, if an unsound base is encountered, it must be removed and replaced with 20mm (3/4") clear stone satisfactorily compacted in place to the full satisfaction of the Town Drainage Superintendent or the Consulting Engineer. The Contractor is to note that when replacing an access bridge or enclosure culvert, it shall be required to excavate a trench having a width not less than the new pipe outside diameter plus a 600mm working width on both sides of the new pipe to allow for proper installation of granular backfill and compaction of same. The Contractor shall also note that all culvert pipe installations are to be carried out with a minimum of 10% of their diameter or rise embedded below the drain design bottom, as shown and noted on the plan for each of the access bridge installations.

## **X. REMOVALS**

Where existing access bridges and enclosures are to be completely removed and replaced, the Contractor shall be required to excavate and completely extract the existing concrete structure or culvert pipe and the existing endwalls in their entirety, as well as any other deleterious materials that may be encountered in removing same, excluding poured concrete headwalls that are to be reused. The Contractor shall neatly saw cut any concrete or asphalt surfaces over the pipes for a sufficient width to allow for the safe removal of same or go to the nearest expansion joint panel of the concrete driveways. The Contractor shall also be required to completely dispose of all removed materials to a site to be obtained by it at its own expense in accordance with the excess soil handling requirements in **Appendix "REI-F"**. The Contractor shall note that when headwalls are shown to be left in place, the Contractor shall protect same and carry out its work for the pipe replacement as noted above and dispose of any debris resulting from the work.

All unsuitable and deleterious materials from the excavation and removal of the existing bridge and enclosure culverts and drain cleaning shall be hauled away and disposed of by the Contractor to a site to be obtained by it at its expense. Likewise, any material excavated to allow for the



granular approaches to the bridge, driveway transitions, or installation of new headwalls shall also be hauled away and disposed of by the Contractor in accordance with the excess soil requirements in **Appendix "REI-F"**.

#### **XI. CONCRETE FILLED JUTE BAG, PRECAST CONCRETE BLOCK OR SLOPED END PROTECTION**

Unless otherwise shown or noted, the Contractor is to provide new concrete filled jute bag headwalls, precast concrete block, or sloped quarried limestone on non-woven filter cloth end protection for the access bridges and enclosures being replaced or constructed on this drain.

The concrete filled jute bags are to be provided and laid out as is shown and detailed in the drawings provided by the Town and as noted in the Standard Specifications in **Appendix "REI-C"**. In all cases, the concrete filled jute bag headwalls shall be topped with a minimum 100mm (4") thick continuous concrete cap comprising 30MPa concrete with 6%  $\pm$ 1% air entrainment for the entire length of the headwalls. The headwalls shall be installed on an inward batter to be not less than 1 horizontal to 5 vertical, and under no circumstances shall this batter, which is measured from the top of the headwall to the projection of the end of the pipe, be less than 305mm (12"). From the midpoint of the pipe height down to the concrete footing, the wall shall be a double concrete filled jute bag installation. On the road side the walls shall be deflected as shown to provide daylighting and a better approach across the new bridge.

The installation of the concrete filled jute bag headwalls, unless otherwise specified, shall be provided in total compliance with the Items 1, 3, and 4 included in the **"STANDARD SPECIFICATIONS FOR ACCESS BRIDGE CONSTRUCTION"**. These are attached to the back of these specifications and labelled **Appendix "REI-C"**. The Contractor shall comply in all respects with the General Conditions included in Item 4 and the **"Typical Concrete Filled Jute Bag Headwall End Protection"** detail also shown therein.

The Contractor shall install interlocking precast concrete blocks with filter cloth backing for walls on both ends of the bridges requiring same. The blocks shall be minimum 600X600X1200mm in size as available from Underground Specialties - Wolseley, Windsor, Ontario, or equal, and installed as set out in **Appendix "REI-C"**. Vertical joints shall be staggered by use of half blocks where needed and wingwall deflections when required shall employ 45-degree angled blocks. Voids between the blocks and the pipe shall be grouted with 30MPa concrete having 6%  $\pm$ 1% air entrainment and extend for the full thickness of the wall and have a smooth uniform finish on the face that blends with the precast blocks. The installation of the endwalls, as well as the backfilling of the pipe where applicable, shall be provided in compliance with Items 1), 3), and 4) of the **"Standard Specifications for Access Bridge Construction"** attached within **Appendix "REI-C"** and in total compliance and in all respects with the General Conditions included in said Appendix. The Contractor shall submit shop drawings for approval of the wall installation that includes details for a minimum 300mm thick concrete footing that extends from the pipe invert downward. The footing shall extend into the drain banks each side for the required embedment of the blocks and be constructed to ensure that the completed wall will be completely vertical or tipped slightly back towards the driveway. Where the block walls extend more than 1.8 metres in height, the supplier shall provide the Contractor with uni-axial geogrid (SG350 or equivalent) reinforcement for installation to tie the wall back into the granular backfill. The Contractor, in all cases, shall comply with these specifications and upon completion of the stacked precast concrete end protection installation shall restore the adjacent areas to their original conditions. The Contractor shall supply quarried limestone on filter cloth rock protection adjacent to the headwalls at each corner of the bridge. All rock protection shall be 1.0 metres wide and 305mm (12") thick, installed on non-woven filter cloth, and shall be installed in accordance with Item 2) of the **"Standard Specifications for Access Bridge Construction"**. The synthetic filter mat to be used shall be non-woven geotextile GMN160 conforming to O.P.S.S. 1860 Class I, as available from Armtec Construction Products through Underground Specialties - Wolseley in Windsor, Ontario or equal. The quarried limestone to be used shall be graded in size from a minimum of 100mm to a maximum of 250mm, and is available from Walker Industries Amherst Quarries, in Amherstburg, Ontario, or equal.

Where sloped end protection is specified, the top 305mm (12") of backfill material over the ends of the access pipe, from the invert of said pipe to the top of the driveway elevation of the access bridge or enclosure, shall be quarried limestone. The quarried limestone shall be provided as shown and detailed on the plans or as indicated in the Standard Specifications in **Appendix "REI-C"** and shall be graded in size from a minimum of 100mm (4") to a maximum of 250mm (10"). The quarried limestone to be placed on the sloped ends of an access bridge or enclosure shall be underlain with a synthetic non-woven geotextile filter fabric. The sloped quarried limestone protection is to be rounded as shown on the plan details and shall also extend along the drain side slopes to a point directly in line with the ends of the culvert pipe. The road side approach to the entrance shall be provided with a minimum 5.0m radius at each end of the driveway entrance. All work shall be completed to the full satisfaction of the Town Drainage Superintendent or the Consulting Engineer.

The installation of the sloped quarried limestone end protection, unless otherwise specified herein, shall be provided in total compliance with Item 2), 3), and 4) of the **"STANDARD SPECIFICATIONS FOR ACCESS BRIDGE CONSTRUCTION"**. These are attached to the back of these specifications and labelled **Appendix "REI-C"**. The Contractor shall comply in all respects with the General Conditions included in Item 4 and the **"Typical Quarried Limestone End Protection Detail"** also in **Appendix "REI-C"**.

The quarried limestone erosion protection shall be embedded into the sideslopes of the drain a minimum thickness of 305mm and shall be underlain in all cases with non-woven synthetic filter mat. The filter mat shall not only be laid along the flat portion of the erosion protection, but also contoured to the exterior limits of the quarried limestone and the unprotected slope. The width of the erosion protection shall be as established in the accompanying drawings or as otherwise directed by the Town Drainage Superintendent or the Consulting Engineer during construction. In placing the erosion protection, the Contractor shall carefully tamp the quarried limestone pieces into place with the use of the excavator bucket so that the erosion protection when completed will be consistent, uniform and tightly laid. In no instance shall the quarried limestone protrude beyond the exterior contour of the unprotected drain sideslopes along either side of said protection. The synthetic filter mat fabric to be used shall be non-woven geotextile GMN160 conforming to O.P.S.S. 1860 Class I, as available from Armtec Construction Products, or equal. The quarried limestone to be used shall be graded in size from a minimum of 100mm to a maximum of 250mm, and is available from Walker Aggregates Amherst Quarries, in Amherstburg, Ontario, or equal.

## **XII. GENERAL QUARRIED LIMESTONE EROSION PROTECTION**

At all of the swale and furrow locations entering the drain from the either side, it is required that general quarried limestone erosion protection and rock chutes be provided on the drain slopes, at the locations indicated or established due to erosion, and to the widths generally shown within the details and notes included in the accompanying drawings. The rock chutes shall be V-shaped and constructed to direct all flows through the centre portion of the rock chute. Where the drain banks are showing erosion or slumping and distress, the Contractor shall provide quarried limestone on filter cloth general erosion protection as outlined below. Protection locations shall be as established in consultation with the Town Drainage Superintendent and Consulting Engineer and shall include the areas noted on the profiles.

The quarried limestone erosion protection shall be embedded into the sideslopes of the drain a minimum thickness of 305mm and shall be underlain in all cases with non-woven synthetic filter mat. The filter mat shall not only be laid along the flat portion of the erosion protection, but also contoured to the exterior limits of the quarried limestone and the unprotected slope. The width of the general erosion protection shall be as established in the accompanying drawings or as otherwise directed by the Town Drainage Superintendent or the Consulting Engineer during construction. In placing the erosion protection, the Contractor shall carefully tamp the quarried limestone pieces into place with the use of the equipment bucket so that the erosion protection

when completed will be consistent, uniform and tightly laid. In no instance shall the quarried limestone protrude beyond the exterior contour of the unprotected drain sideslopes along either side of said protection. The synthetic filter mat to be used shall be non-woven geotextile GMN160 conforming to O.P.S.S. 1860 Class I, as available from Armtec Construction Products, or equal. The quarried limestone to be used shall be graded in size from a minimum of 100mm to a maximum of 250mm, and is available from Walker Aggregates Amherst Quarries, in Amherstburg, Ontario, or equal.

### **XIII. BENCHMARKS**

Also, for use by the Contractor, we have established Benchmarks along the course of the work and especially at the location where the existing bridges are located. The Contractor shall work with the Drainage Superintendent or Inspector to transfer the benchmark from any object being removed to a temporary site benchmark such as a nail in a tree or top of a tile that is not being disturbed. This temporary site benchmark is to be used in setting the drain design grades.

For the bridge removals, the plans include details illustrating the work to be carried out. For each bridge detail a Benchmark has been indicated and the elevation has been shown and may be utilized by the Contractor in carrying out its work. In all cases, the Contractor is to utilize the specified drain grade to control its work. The Contractor shall ensure that it takes note of the direction of flow and sets all grades to assure that all flows go from south to north to match the direction of flow within the drain.

### **XIV. ANCILLARY WORK**

During the course of any work to the bridges along the course of the work, the Contractor will be required to protect or extend any existing tile ends or swales and connect them to the drainage works to maintain the drainage from the adjacent lands. All existing tiles shall be extended utilizing solid Big 'O' "standard tile ends" or equal plastic pipe of the same diameter as the existing tile and shall be installed in accordance with the "**Standard Lateral Tile Detail**" included in the plans, unless otherwise noted. Connections shall be made using a manufactured coupling where possible. For other connections, the Contractor shall utilize a grouted connection. Grouted mortar joints shall be composed of three (3) parts of clean, sharp sand to one (1) part of Portland cement with just sufficient water added to provide a stiff plastic mix, and the mortar connection shall be performed to the full satisfaction of the Town Drainage Superintendent or the Consulting Engineer. The mortar joint shall be of a sufficient mass around the full circumference of the joint on the exterior side to ensure a tight, solid seal. The Contractor is to note that any intercepted pipes along the length of the existing culverts are to be extended and connected to the open drain unless otherwise noted in the accompanying drawings.

The Contractor shall re-grade the existing swales to allow for the surface flows to freely enter the drain. Any disturbed grass areas shall be fully restored with topsoil, seed and mulch.

Although it is anticipated that the bridge removal at each site shall be undertaken in the dry, the Contractor shall supply and install a temporary straw bale check dam in the drain bottom immediately downstream of each bridge site during the time of construction. The straw bale check dam shall be to the satisfaction of the Town Drainage Superintendent or Consulting Engineer and must be removed upon completion of the construction. The straw bales may be reused at each site subject to their condition. All costs associated with the supply and installation of this straw bale check dam shall be included in the cost bid for the bridge removal.

### **XV. TOPSOIL, SEED AND MULCH**

The Contractor will be required to protect grass buffers and driveway accesses along the top of the drain bank where they currently exist. Where any of these are damaged, they shall be fully

restored including placement of topsoil. The topsoil shall be prepared for seeding as noted further in these specifications. Should the existing topsoil be treated to prevent grass growth, the Contractor shall strip the existing topsoil material back and spread it on the adjacent field and supply 50mm thick imported topsoil, or topsoil material scavenged from the drain banks at rock protection locations, that is suitable for growing grass.

The Contractor shall be required to restore all existing grassed areas and drain side slopes damaged by the construction and cutting of the drain cross-section by placing topsoil, and then seed and mulch over said areas including any specific areas noted on the bridge details. The Contractor shall be required to provide all the material and to cover the above mentioned surfaces with approximately 50mm of good, clean, dry topsoil on slopes and 100mm of good, clean, dry topsoil on horizontal surfaces, fine graded and spread in place ready for seeding and mulching. The placing and grading of all topsoil shall be carefully carried out according to Ontario Provincial Standard Specifications, Form 570, dated November 2007, or as subsequently amended or as amended by these Specifications. Once the topsoil has been properly placed and fine graded, the Contractor shall seed and mulch the area. Seeding and mulching operations shall be carried out in accordance with Ontario Provincial Standard Specifications, Form 572, dated November 2003, or as subsequently amended or as amended by these Specifications. The seeding mixture shall be OSECO Lawn Seed Mixture Canada No. 1 or equal as available from Morse Growers Supply, Leamington or equal. As part of the seeding and mulching operation, the Contractor will be required to provide either a hydraulic mulch mix or straw mulch with adhesive binder in accordance with O.P.S.S. 1103.05.03 dated November 2007, or as subsequently amended, to ensure that the grass seed will be protected during germination and provide a thick, uniform cover to minimize erosion, where necessary. All work shall be completed to the full satisfaction of the Town Drainage Superintendent and the Consulting Engineer.

All of the work relative to the placement of topsoil and the seeding and mulching operation shall be meticulously done and completed in a good and workmanlike manner all to the full satisfaction of the Town Drainage Superintendent and Consulting Engineer.

## **XVI. GENERAL CONDITIONS**

- a) The Town Drainage Superintendent or Consulting Engineer shall have authority to carry out minor changes to the work where such changes do not lessen the efficiency of the work.
- b) The Contractor shall satisfy itself as to the exact location, nature and extent of any existing structure, utility, or other object which it may encounter during the course of the work. The Contractor shall indemnify and save harmless the Town of Tecumseh and the Consulting Engineer and their representatives for any damages which it may cause or sustain during the progress of the work. It shall not hold the Town of Tecumseh or the Consulting Engineer liable for any legal action arising out of any claims brought about by such damage caused by it.
- c) The Contractor shall provide a sufficient number of layout stakes and grade points so that the Drainage Superintendent and Consulting Engineer can review same and check that the work will generally conform to the design and project intent.
- d) The Contractor will be responsible for any damage caused by it to any portion of the Town road system, especially to the travelled portion. When excavation work is being carried out and the excavation equipment is placed on the travelled portion of the road, the travelled portion shall be protected by having the excavation equipment placed on satisfactory timber planks or timber pads. If any part of the travelled portion of the road is damaged by the Contractor, the Town shall have the right to have the necessary repair work done by its' employees and the cost of all labour and materials used to carry out the repair work shall be deducted from the Contractor's contract and credited to the Town. The Contractor, upon completing the works, shall clean all debris and junk, etcetera, from the roadside of the



- drain, and leave the site in a neat and workmanlike manner. The Contractor shall be responsible for keeping all public roadways utilized for hauling materials free and clear of mud and debris.
- e) The Contractor shall provide all necessary lights, signs, and barricades to protect the public. All work shall be carried out in accordance with the requirements of the Occupational Health and Safety Act, and latest amendments thereto. If traffic control is required on this project, signing is to comply with the M.T.O. Manual of Uniform Traffic Control Devices (M.U.T.C.D.) for Roadway Work Operations and Ontario Traffic Manual Book 7.
  - f) During the course of the work the Contractor shall be required to connect existing drainage pipes to the Municipal Drain. In the event that polluted flows are discovered, the Contractor shall delay the connection of the pipe and leave the end exposed and alert the Town, the Drainage Superintendent, and the Consulting Engineer so that steps can be taken by the Town to address the concern with the owner and the appropriate authorities. Where necessary the Contractor shall cooperate with the Town in providing temporary measures to divert the drain or safely barricade same. Should the connection be found acceptable by the authorities, the Contractor shall complete the connection of the drain as provided for in the specifications, at no extra cost to the project.
  - g) Following the completion of the work, the Contractor is to trim up any broken or damaged limbs on trees which are to remain standing, and it shall dispose of said branches along with other brush, thus leaving the trees in a neat and tidy condition.
  - h) The whole of the work shall be satisfactorily cleaned up, and during the course of the construction, no work shall be left in any untidy or incomplete state before subsequent portions are undertaken.
  - i) During the course of the project the Contractor shall deal with any excess soil management from the project in accordance with Ontario Reg 406/19 pursuant to the Environmental Protection Act, R.S.O. 1990, c. E.19 and any subsequent amendments to same, and the provisions included in **Appendix "REI-F"**.
  - j) All driveways, laneways and access bridges, or any other means of access on to the job site shall be fully restored to their former condition at the Contractor's expense. Before authorizing Final Payment, the Town Drainage Superintendent and the Consulting Engineer shall inspect the work in order to be sure that the proper restoration has been performed. In the event that the Contractor fails to satisfactorily clean up any portion of these accesses, the Consulting Engineer shall order such cleanup to be carried out by others and the cost of same be deducted from any monies owing to the Contractor.
  - k) The Contractor will be required to submit to the Town, a Certificate of Good Standing from the Workplace Safety and Insurance Board prior to the commencement of the work and the Contractor will be required to submit to the Town, a Certificate of Clearance for the project from the Workplace Safety and Insurance Board before Final Payment is made to the Contractor.
  - l) The Contractor shall furnish a Performance and Maintenance Bond along with a separate Labour and Material Payment Bond within ten (10) days after notification of the execution of the Agreement by the Town. One copy of said bonds shall be bound into each of the executed sets of the Contract. Each Performance and Maintenance Bond and Labour and Material Payment Bond shall be in the amount of 100% of the total Tender Price. All Bonds shall be executed under corporate seal by the Contractor and a surety company, authorized by law to carry out business in the Province of Ontario. The Bonds shall be acceptable to the Town in every way and shall guarantee faithful performance of the contract during the period of the contract, including the period of guaranteed maintenance which will be in effect for twelve (12) months after substantial completion of the works.

The Tenderer shall include the cost of bonds in the unit price of the Tender items as no additional payment will be made in this regard.

- m) The Contractor shall be required, as part of this Contract, to provide Comprehensive Liability Insurance coverage for not less than \$5,000,000.00 on this project; and shall name the Town of Tecumseh and its' officials and the Consulting Engineer and their staff as additional insured under the policy. The Contractor must submit a copy of this policy to both the Town Clerk and the Consulting Engineer prior to the commencement of work.
- n) Monthly progress orders for payment shall be furnished the Contractor by the Town Drainage Superintendent. Said orders shall be for not more than 90% of the value of the work done and the materials furnished on the site. The paying of the full 90% does not imply that any portion of the work has been accepted. The remaining 10% will be paid 60 days after the final acceptance and completion of the work and payment shall not be authorized until the Contractor provides the following:
  - i) a Certificate of Clearance for the project from the Workplace Safety and Insurance Board
  - ii) proof of advertising

The Contractor shall satisfy the Consulting Engineer or Town that there are no liens or claims against the work and that all of the requirements as per the Construction Act, 2018 and its' subsequent amendments have been adhered to by the Contractor.

- o) In the event that the Specifications, Information to Tenderers, or the Form of Agreement do not apply to a specific condition or circumstance with respect to this project, the applicable section, or sections from the Canadian Construction Documents Committee C.C.D.C.2 shall govern and be used to establish the requirements of the work.
- p) Should extra work be required by the Town Drainage Superintendent or Consulting Engineer, and it is done on a time and material basis, the actual cost of the work will be paid to the Contractor with a 15% markup on the total actual cost of labour, equipment and materials needed to complete the extra work.



## **APPENDIX “REI-A”**



**STANDARD E.R.C.A. AND D.F.O.**  
**MITIGATION REQUIREMENTS**

As part of its work, the Contractor will implement the following measures that will ensure that any potential adverse effects on fish and fish habitat will be mitigated:

1. As per standard requirements, work will not be conducted at times when flows in the drain are elevated due to local rain events, storms, or seasonal floods. Work will be done in the dry.
2. All disturbed soils on the drain banks and within the channel, including spoil, must be stabilized immediately upon completion of work. The restoration of the site must be completed to a like or better condition to what existed prior to the works. The spoil material must be hauled away and disposed of at a suitable site, or spread an appropriate distance from the top of the drain bank to ensure that it is not washed back into the drain.
3. To prevent sediment entry into the drain in the event of an unexpected rainfall, silt barriers and/or traps must be placed in the channel during the works and until the site has been stabilized. All sediment and erosion control measures are to be in accordance with the related Ontario Provincial Standards. It is incumbent on the proponent and Contractors to ensure that sediment and erosion control measures are functioning properly and maintained/upgraded as required.
4. Silt or sand accumulated in the barrier traps must be removed and stabilized on land once the site is stabilized.
5. All activities including maintenance procedures should be controlled to prevent the entry of petroleum products, debris, rubble, concrete, or other deleterious substances into the water. Vehicular refuelling and maintenance should be conducted away from the water.
6. Any drain banks trimmed outside of the July 1st to September 15th timing window will require bio-degradable erosion control blankets to be installed to promote re-vegetation and to protect the slope from erosion in the interim.



# Measures to Avoid Causing Harm to Fish and Fish Habitat

If you are conducting a project near water, it is your responsibility to ensure you avoid causing [serious harm to fish](#) in compliance with the *Fisheries Act*. The following advice will help you avoid causing harm and comply with the *Act*.

**PLEASE NOTE:** This advice applies to all project types and replaces all “Operational Statements” previously produced by DFO for different project types in all regions.

## Measures

- Time work in water to respect [timing windows](#) to protect fish, including their eggs, juveniles, spawning adults and/or the organisms upon which they feed.
- Minimize duration of in-water work.
- Conduct instream work during periods of low flow, or at low tide, to further reduce the risk to fish and their habitat or to allow work in water to be isolated from flows.
- Schedule work to avoid wet, windy and rainy periods that may increase erosion and sedimentation.
- Design and plan activities and works in waterbody such that loss or disturbance to aquatic habitat is minimized and sensitive spawning habitats are avoided.
- Design and construct approaches to the waterbody such that they are perpendicular to the watercourse to minimize loss or disturbance to riparian vegetation.
- Avoid building structures on meander bends, braided streams, alluvial fans, active floodplains or any other area that is inherently unstable and may result in erosion and scouring of the stream bed or the built structures.
- Undertake all instream activities in isolation of open or flowing water to maintain the natural flow of water downstream and avoid introducing sediment into the watercourse.
- Plan activities near water such that materials such as paint, primers, blasting abrasives, rust solvents, degreasers, grout, or other chemicals do not enter the watercourse.
- Develop a response plan that is to be implemented immediately in the event of a sediment release or spill of a deleterious substance and keep an emergency spill kit on site.
- Ensure that building material used in a watercourse has been handled and treated in a manner to prevent the release or leaching of substances into the water that may be deleterious to fish.

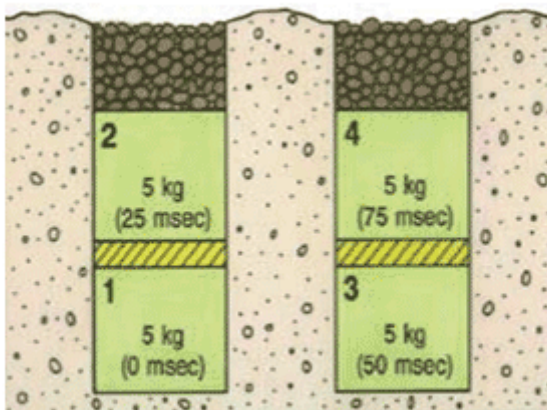


- Develop and implement an Erosion and Sediment Control Plan for the site that minimizes risk of sedimentation of the waterbody during all phases of the project. Erosion and sediment control measures should be maintained until all disturbed ground has been permanently stabilized, suspended sediment has resettled to the bed of the waterbody or settling basin and runoff water is clear. The plan should, where applicable, include:
  - Installation of effective erosion and sediment control measures before starting work to prevent sediment from entering the water body.
  - Measures for managing water flowing onto the site, as well as water being pumped/diverted from the site such that sediment is filtered out prior to the water entering a waterbody. For example, pumping/diversion of water to a vegetated area, construction of a settling basin or other filtration system.
  - Site isolation measures (e.g., silt boom or silt curtain) for containing suspended sediment where in-water work is required (e.g., dredging, underwater cable installation).
  - Measures for containing and stabilizing waste material (e.g., dredging spoils, construction waste and materials, commercial logging waste, uprooted or cut aquatic plants, accumulated debris) above the high water mark of nearby waterbodies to prevent re-entry.
  - Regular inspection and maintenance of erosion and sediment control measures and structures during the course of construction.
  - Repairs to erosion and sediment control measures and structures if damage occurs.
  - Removal of non-biodegradable erosion and sediment control materials once site is stabilized.
- Clearing of riparian vegetation should be kept to a minimum: use existing trails, roads or cut lines wherever possible to avoid disturbance to the riparian vegetation and prevent soil compaction. When practicable, prune or top the vegetation instead of grubbing/uprooting.
- Minimize the removal of natural woody debris, rocks, sand or other materials from the banks, the shoreline or the bed of the waterbody below the ordinary high water mark. If material is removed from the waterbody, set it aside and return it to the original location once construction activities are completed.
- Immediately stabilize shoreline or banks disturbed by any activity associated with the project to prevent erosion and/or sedimentation, preferably through re-vegetation with native species suitable for the site.
- Restore bed and banks of the waterbody to their original contour and gradient; if the original gradient cannot be restored due to instability, a stable gradient that does not obstruct fish passage should be restored.
- If replacement rock reinforcement/armouring is required to stabilize eroding or exposed areas, then ensure that appropriately-sized, clean rock is used; and that rock is installed at a similar slope to maintain a uniform bank/shoreline and natural stream/shoreline alignment.
- Remove all construction materials from site upon project completion.

- Ensure that all in-water activities, or associated in-water structures, do not interfere with fish passage, constrict the channel width, or reduce flows.
- Retain a qualified environmental professional to ensure applicable permits for relocating fish are obtained and to capture any fish trapped within an isolated/enclosed area at the work site and safely relocate them to an appropriate location in the same waters. Fish may need to be relocated again, should flooding occur on the site.
- Screen any water intakes or outlet pipes to prevent entrainment or impingement of fish. Entrainment occurs when a fish is drawn into a water intake and cannot escape. Impingement occurs when an entrapped fish is held in contact with the intake screen and is unable to free itself.
  - In freshwater, follow these measures for design and installation of intake end of pipe fish screens to protect fish where water is extracted from fish-bearing waters:
    - Screens should be located in areas and depths of water with low concentrations of fish throughout the year.
    - Screens should be located away from natural or artificial structures that may attract fish that are migrating, spawning, or in rearing habitat.
    - The screen face should be oriented in the same direction as the flow.
    - Ensure openings in the guides and seals are less than the opening criteria to make “fish tight”.
    - Screens should be located a minimum of 300 mm (12 in.) above the bottom of the watercourse to prevent entrainment of sediment and aquatic organisms associated with the bottom area.
    - Structural support should be provided to the screen panels to prevent sagging and collapse of the screen.
    - Large cylindrical and box-type screens should have a manifold installed in them to ensure even water velocity distribution across the screen surface. The ends of the structure should be made out of solid materials and the end of the manifold capped.
    - Heavier cages or trash racks can be fabricated out of bar or grating to protect the finer fish screen, especially where there is debris loading (woody material, leaves, algae mats, etc.). A 150 mm (6 in.) spacing between bars is typical.
    - Provision should be made for the removal, inspection, and cleaning of screens.
    - Ensure regular maintenance and repair of cleaning apparatus, seals, and screens is carried out to prevent debris-fouling and impingement of fish.
    - Pumps should be shut down when fish screens are removed for inspection and cleaning.
- Avoid using explosives in or near water. Use of explosives in or near water produces shock waves that can damage a fish swim bladder and rupture internal organs. Blasting vibrations may also kill or damage fish eggs or larvae.
  - If explosives are required as part of a project (e.g., removal of structures such as piers, pilings, footings; removal of obstructions such as beaver dams; or preparation of a river or lake bottom for installation of a structure such as a dam or water intake), the potential for impacts to fish and fish habitat should be minimized by implementing the following measures:

- Time in-water work requiring the use of explosives to prevent disruption of vulnerable fish life stages, including eggs and larvae, by adhering to appropriate fisheries [timing windows](#).
- Isolate the work site to exclude fish from within the blast area by using bubble/air curtains (i.e., a column of bubbled water extending from the substrate to the water surface as generated by forcing large volumes of air through a perforated pipe/hose), cofferdams or aquadams.
- Remove any fish trapped within the isolated area and release unharmed beyond the blast area prior to initiating blasting
- Minimize blast charge weights used and subdivide each charge into a series of smaller charges in blast holes (i.e., decking) with a minimum 25 millisecond (1/1000 seconds) delay between charge detonations (see Figure 1).
- Back-fill blast holes (stemmed) with sand or gravel to grade or to streambed/water interface to confine the blast.
- Place blasting mats over top of holes to minimize scattering of blast debris around the area.
- Do not use ammonium nitrate based explosives in or near water due to the production of toxic by-products.
- Remove all blasting debris and other associated equipment/products from the blast area.

**Figure 1: Sample Blasting Arrangement**



Per Fig. 1: 20 kg total weight of charge; 25 msecs delay between charges and blast holes; and decking of charges within holes.

- Ensure that machinery arrives on site in a clean condition and is maintained free of fluid leaks, invasive species and noxious weeds.

- Whenever possible, operate machinery on land above the high water mark, on ice, or from a floating barge in a manner that minimizes disturbance to the banks and bed of the waterbody.
- Limit machinery fording of the watercourse to a one-time event (i.e., over and back), and only if no alternative crossing method is available. If repeated crossings of the watercourse are required, construct a temporary crossing structure.
- Use temporary crossing structures or other practices to cross streams or waterbodies with steep and highly erodible (e.g., dominated by organic materials and silts) banks and beds. For fording equipment without a temporary crossing structure, use stream bank and bed protection methods (e.g., swamp mats, pads) if minor rutting is likely to occur during fording.
- Wash, refuel and service machinery and store fuel and other materials for the machinery in such a way as to prevent any deleterious substances from entering the water.

Date modified:  
2013-11-25



## **APPENDIX “REI-B”**



## 5.0 Location

Located along the southern shores of Lake St. Clair in Essex County and in the Essex Region Watershed, the Town of Tecumseh (Study Area) encompasses a geographic area of 9,538.60 hectares (ha) that is bordered by the City of Windsor and the Town of LaSalle on its western side and the Town of Lakeshore to the east and shown on **Figure 1** (Essex Region Conservation Authority (ERCA), 2013). There are four (4) subwatersheds (total area): Pike Creek subwatershed (8,993 ha), Canard River subwatershed (34,776 ha), Tecumseh Area Drainage subwatershed (1,150 ha), Turkey Creek subwatershed (6,112 ha), and Little River subwatershed (6,490 ha) that traverse the lands within the Town's boundaries (ERCA, 2011). Approximately 95.15% (9,079.38 ha) of the landscape consists of anthropogenic features (residential, commercial, agricultural, etc.) while the remaining 4.81% (459.22 ha) is made up of natural areas (terrestrial (4.49%) and other terrestrial (0.32%)) (ERCA, 2013).

There are one hundred and twenty (120) municipal drains measuring 221 kilometers (km) within the Town of Tecumseh (Town of Tecumseh, 2014). Through our background review we identified 3 dominant habitat types surrounding/within the drains that have potential to provide habitat for SAR. Habitats consist of:

Existing Natural Features:

- Forest

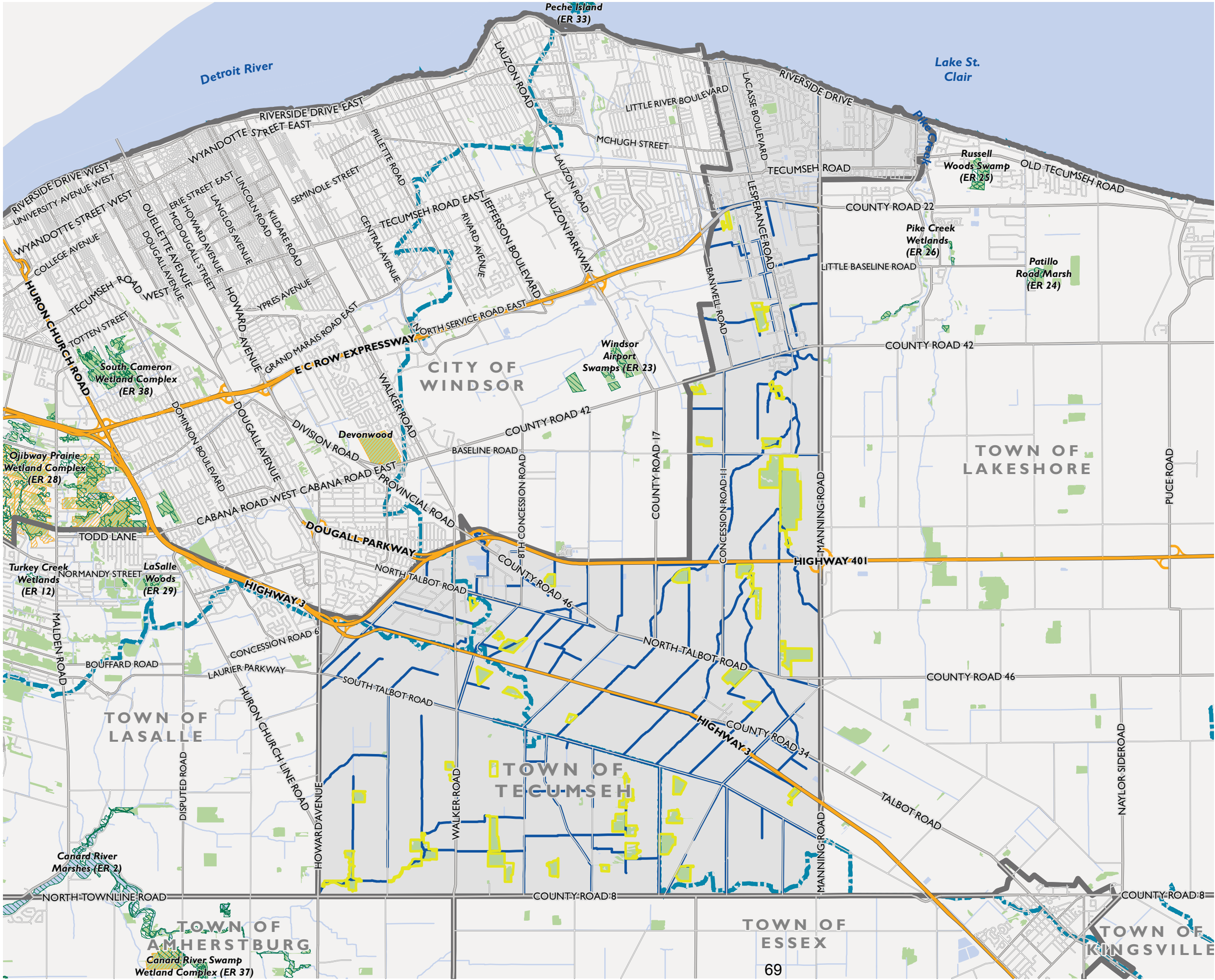
Existing Anthropogenic Features:

- Urban (residential, commercial, recreational, right-of-ways)
- Agricultural (row crop, hayfield, old abandoned fields)

Within the Town, there are no forest patches greater than 100 ha in size with the largest being Fairplay Woods (an Environmentally Significant Area (ESA)) which spans a total area of 52.9 ha (ERCA, 2013). There are 2 forest patches that contain 200 m interior forest and 16 patches that contain 100 m interior forest (ERCA, 2013). In accordance with subparagraph i, of paragraph 2, of subsection 6 under Section 23.9 of O.Reg. 242/08, **Drainage Maps** have been prepared that show drain locations, surrounding land use types, proximity to sensitive natural features (e.g. Forest) and potential SAR habitat that exists within the Town's jurisdiction (see **Appendix B**). A list of all the drains and adjacent habitat type(s) has been provided in **Appendix B** following the Drainage Maps. In addition, a **Tecumseh Drain Database** (provided electronically) contains the drain names, adjacent habitat types, and relevant information found during our background review from the MNRF and ERCA.





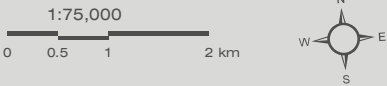


FILE LOCATION: I:\GIS\174938 - Tecumseh Drain\mxd\Figure 1 Natural Features.mxd

TOWN OF TECUMSEH

NATURAL FEATURES  
FIGURE 1

- Mainland
- Provincially Significant Wetland
- ANSI, Life Science
- Natural Heritage System
- Municipal Drain
- Quaternary Watershed
- Water Body
- Woodland



MAP DRAWING INFORMATION:  
DATA PROVIDED BY MNR, TOWN OF TECUMSEH

MAP CREATED BY: GM  
MAP CHECKED BY: KM/AB  
MAP PROJECTION: NAD 1983 UTM Zone 17N



PROJECT: 174938  
STATUS: FINAL  
DATE: 2017-12-08

## 6.0 Species at Risk

A review of secondary source information, including the expired MNRF Agreement<sup>1</sup>, Natural Heritage Information Centre (NHIC) GIS Database records (i.e. 1 km squares that overlap the Study Area) were reviewed to gather a list of the SAR that have the potential to occur within the Town's boundaries. A total of sixty-six (66) species listed as either endangered or threatened on the SARO list (O.Reg. 230/08) were identified to occur within the Study Area (see **Appendix C**). One Restricted Species Record was also identified in 1988 (NHIC 1 km Square 17LG4478).

The habitat requirements for each of the sixty-six species was crossed referenced with habitats identified within the Study Area. A total of Nineteen (19) species listed as endangered or threatened were identified as having potential habitat within the Study Area drains, consisting of Turtles (2 species), Snakes (2 species), Fishes (2 species), Birds (3 species), and Plants (10 species). **Table 2** lists the SAR, preferred habitat type(s) (Forest, Agricultural, Urban or All), need for water presence (requirement for some species), and the dates during the year when the species is likely to be carrying out sensitive life processes, referred to herein as the Restricted Activity Period (RAP).

Four (4) species listed in Table 1, subsection 2, Section 23.9 of O. Reg. 242/08 were identified as having the potential to occur within the Town of Tecumseh drains, these species include: Pugnose Minnow (*Opsopoeodus emiliae*) (1 fish species), False Hop Sedge (*Carex lupuliformis*), Heart-leaved Plantain (*Plantago cordata*) and Scarlet Ammannia (*Ammannia robusta*) (3 plant species). Since these species are listed in Table 1, subsection 2, Section 23.9 of O. Reg. 242/08, this mitigation plan cannot be used for these species and as such, they have not been included in **Table 2** below. Permitting related to these species may be required when working in specific drains. More information on these species, their habitat preferences, known distribution within the area and steps that need to be taken to determine whether a permit is required are outlined in **Appendix D**.

**Table 2: Species at Risk with Potential to Occur within the Study Area**

Scientific Name	Common Name	ESA <sup>1</sup>	Preferred Habitat Type <sup>2</sup>	Restricted Activity Period
<b>Turtles (2 species)</b>				
<i>Emydoidea blandingii</i>	Blanding's Turtle	THR	Forest, Water is present	November 1 to April 30 <b>Important to Note: Activities that require water level reduction cannot occur in areas when and where turtles are hibernating (paragraph 6, subsection 13, under Section 23.9 of O.Reg. 242/08).</b>
<i>Apalone spinifera</i>	Spiny Softshell	THR	Forest, Water is present	

<sup>1</sup> Agreement under Section 23 of O.Reg. 242/08 made under the ESA, 2007 (File # AY-23D-010-10)





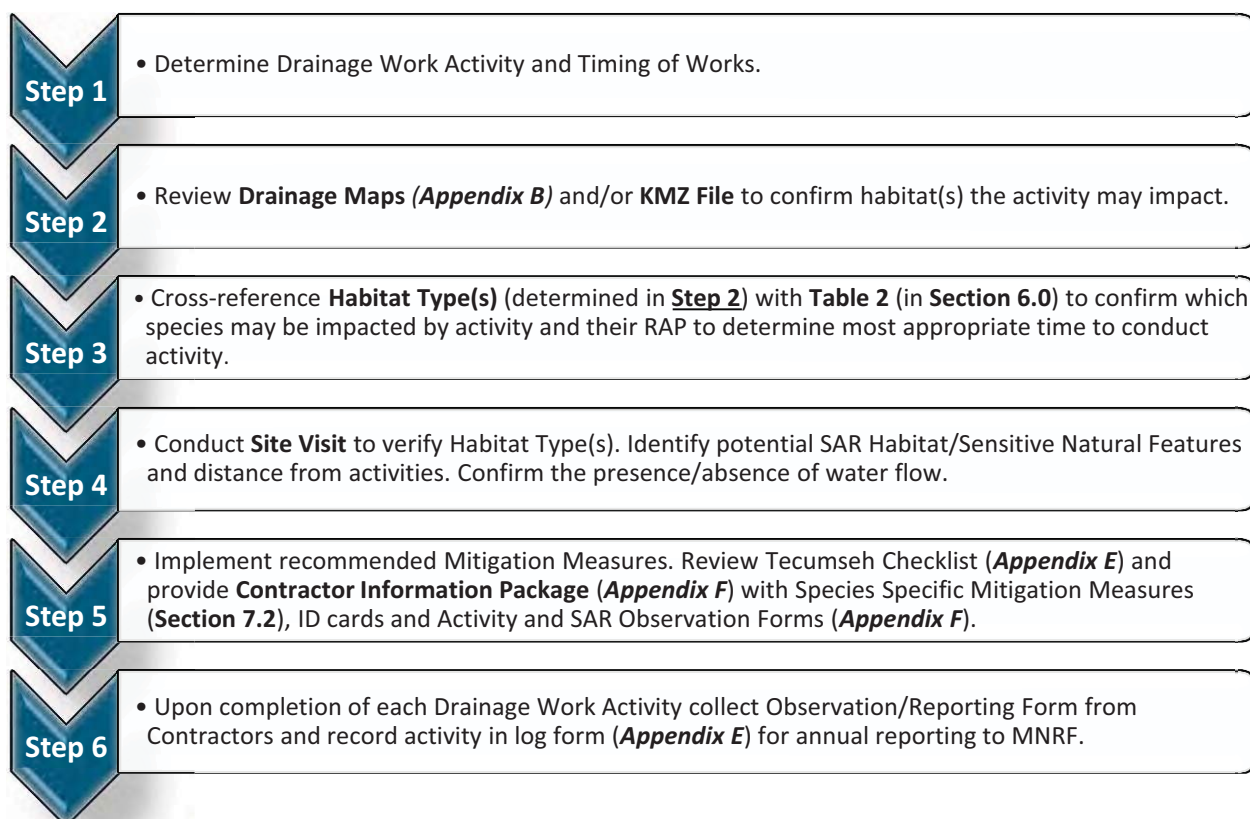
Scientific Name	Common Name	ESA <sup>1</sup>	Preferred Habitat Type <sup>2</sup>	Restricted Activity Period
Snakes (2 species)				
<i>Pantherophis gloydi</i>	Eastern Foxsnake (Carolinian population)	END	All <sup>3</sup>	September 20 to May 31
<i>Thamnophis butleri</i>	Butler's Gartersnake	END	All <sup>3</sup>	
Fishes (2 species)				
<i>Notropis anogenus</i>	Pugnose Shiner	END	Water is present	March 15 to June 30
<i>Lepisosteus oculatus</i>	Spotted Gar	THR		
Birds (3 species)				
<i>Dolichonyx oryzivorus</i>	Bobolink	THR	Agricultural	May 1 to July 15
<i>Sturnella magna</i>	Eastern Meadowlark	THR	Agricultural	
<i>Hirundo rustica</i>	Barn Swallow	THR	All <sup>3</sup>	
Vascular Plants (10 species)				
<i>Gymnocladus dioicus</i>	Kentucky Coffee-tree	THR	Forest	Not Applicable
<i>Liparis liliifolia</i>	Purple Twayblade	THR	Forest	
<i>Cornus florida</i>	Eastern Flowering Dogwood	END	Forest	
<i>Castanea dentata</i>	American Chestnut	END	Forest	
<i>Juglans cinerea</i>	Butternut	END	Forest	
<i>Morus rubra</i>	Red Mulberry	END	Forest	
<i>Aletris farinosa</i>	Colicroot	THR	Agricultural, Forest	
<i>Smilax rotundifolia</i>	Round-leaved Greenbrier (Great Lakes Plains population)	THR	Forest	
<i>Liatris spicata</i>	Dense Blazing Star	THR	Agricultural	
<i>Symphyotrichum praealtum</i>	Willowleaf Aster	THR	Forest	

<sup>1</sup>Endangered Species Act – status as defined by O.Reg. 242/08 as of April 27, 2017; <sup>2</sup>Preferred Habitat Types – The habitat types listed are areas where a SAR has the potential to occur. It should be noted that species have the potential to occur outside of these habitats; <sup>3</sup>All – Structures such as culverts and bridges may provide suitable habitat for nesting Barn Swallow. Culverts, rip rap and gabion baskets also have the potential to provide nesting and/or hibernaculum for snake species.



## 7.0 Mitigation Measures

Based on the types of drainage work activities outlined above (in Section 2.0) and the potential for SAR and SAR habitat within and adjacent to the drainage features, the following best practices and mitigation measures are recommended when conducting drainage works. Prior to starting drainage works, the following steps are recommended to help determine the appropriate mitigation/management measures:



### 7.1 General Mitigation Measures

The following mitigation measures are recommended to avoid or minimize impacts to the natural environment when conducting drainage works. Following this section species specific mitigation measures are provided.

When planning for drainage works, activities should be planned outside of sensitive timing windows for all wildlife species wherever possible. **Table 2** in Section 6.0 indicates the Restricted Activity Periods for the different SAR having the potential to occur within the Study Area. **Table 3** indicates sensitive timing windows for various types of wildlife (including SAR) based on habitat types.



This information can be used to determine what time(s) of year may be sensitive at a particular site, based on which types of habitat and wildlife are present.

Where possible, activities are recommended to be planned outside of these sensitive time(s); otherwise additional species specific mitigation measures are recommended and/or consultation with the MNRF.

**Table 3: Sensitive Timing Windows for other Wildlife Species (including SAR)**

Habitat Type	Wildlife	Sensitive Timing Windows
Agricultural (Hayfields and pastures)	Migratory Birds	March through July (breeding season for most species)
Waterbodies	Migratory Birds (including waterfowl)	March through Mid-August
	Turtles and Amphibians	March through Mid-August; and Mid-October through March (for overwintering wildlife, including turtles).
	Mammals	March through mid-August; and Mid-October through March (overwintering wildlife)
	Fish	In-water timing restriction for warmwater fishes March 15 to June 30.
Forest	Migratory Birds	March through mid-August
	Mammals	March through mid-August; and Mid-October through March (overwintering wildlife)
	Snakes	March through mid-August; and Mid-October through March (overwintering wildlife)
Urban	Snakes	March through mid-August; and October through March (overwintering wildlife)
	Mammals	October through March (overwintering wildlife)

The following list provides general measures that are recommended when conducting any drainage work activities:

- **Bats:** The work associated with drainage maintenance covered under this management plan would typically not include the removal of trees. As such, the potential for drainage work activities to impact bat SAR is low. However, if a tree that exhibits a diameter at breast height of 25 cm or greater or a tree that exhibits loose shaggy bark requires removal for drainage works, removal should be completed between November 1 and March 1, outside of the active season for bats. If the tree removal needs to occur during the active season, removal should be completed after dusk.
- Review species specific seasonal timing windows to avoid sensitive periods for species
- Where possible, abide by regulatory timing windows and setback distances and avoid regulated habitat features
- Minimize duration of in-water work (where applicable)



- Any in-stream work should be conducted during periods of low flow
- Schedule work to avoid wet, windy and rainy periods that may increase erosion and sedimentation
- Conduct wildlife sweeps prior to the commencement of drainage work activities to determine if SAR (or other wildlife) are present at the site and engaged in critical life processes (e.g. nesting, etc.)
- Following the wildlife sweep, the area of activity is to be isolated with silt fencing to keep SAR and other wildlife from entering the work space area.
- Develop and implement an erosion and sediment control plan for the site that minimizes the risk of sedimentation to the drain during all phases of an activity. Erosion and sediment control measures should be maintained until all disturbed ground has been permanently stabilized, suspended sediment has resettled to the bed of the drain of settling basin and runoff water is clear. Following the DFO's Measures to Avoid Harm (as outlined on DFO's website: <http://www.dfo-mpo.gc.ca/pnw-ppe/measures-mesures/measures-mesures-eng.html>), an erosion and sediment control plan, where applicable, is to include the following:
  - Installation of effective erosion and sediment control measures before starting work to prevent sediment from entering the drain
  - Measures for managing water flowing onto the site, as well as water being pumped/diverted from the site such that sediment is filtered out prior to the water entering the drain
  - Site isolation measures, where required, to contain suspended sediment
  - Measures for containing and stabilizing waste materials generated from activities are stored away from any water bodies and prevent materials from re-entering water bodies
  - Erosion and sediment control measures are inspected and maintained on a regular basis during drainage works
  - Any damages to erosion and control measures are to be repaired immediately
  - Removal of non-biodegradable erosion and sediment control materials once site has been stabilized
- ***Phragmites*** is a non-native perennial grass species that has been observed throughout much of the province and Tecumseh, developing tall dense stands that degrade wetlands and other features by outcompeting native vegetation and changing habitat. To further prevent the spread and introduction of this unwanted species in the province, the provincial government has regulated invasive *Phragmites* as restricted under the *Invasive Species Act*, 2015. Restricted species under the Act, prohibits i) the transport of species into any provincial park and conservation reserve and ii) the deposit or release of species in Ontario. For further information on the *Invasive Species Act*, 2015 please visit: [www.ontario.ca/invasionON](http://www.ontario.ca/invasionON). It is recommended that care be taken when working in areas with *Phragmites* and efforts be taken to prevent further spread of species through equipment transfer. Methods to prevent the spread of *Phragmites* while conducting drainage works should include:
  - Inspection of vehicles, equipment and heavy machinery thoroughly inside and out for accumulation of dirt, plant material or snow/ice, including the underside of vehicles, radiators, spare tires, foot wells and bumpers before entering onto a site. Remove any guards, covers, plates or other easy to remove external equipment;



- Inspections should be completed when: moving vehicles out of local area of operation; moving machinery between properties or sites within the same property where invasive species may be present or known to occur; and using machinery along roadsides, in ditches and along watercourses.
- Vehicles, equipment and heavy machinery should be cleaned: before moving out of local area where invasive species has been identified or known to occur; and when accumulations of dirt, plant material or snow/ice has been observed.
- Clean vehicles, equipment and heavy machinery in an area where risk of contamination is low, ideally on a mud free hard surface, at least 30 m away from any watercourse, waterbody, wetland or other natural area, if possible. Where risk of runoff is high, cleaning stations should be contained by sediment fence as per standard erosion and sediment control specifications.
- Remove large accumulations of dirt, using a compressed air device, high pressure hose or other device as necessary. Clean the vehicle starting at the top and working down, with particular attention to the undersides, wheels, wheel arches, guards, chassis, engine bays, grills and other attachments.
- Clean inside vehicles by sweeping, vacuuming or using compressed air device including floor, foot wells, pedals, seats and under the seats.

Additional details on cleaning equipment and/or managing invasive species can be found in the Clean Equipment Protocol for Industry (J. Halloran, et al., 2013) and online at the Government of Ontario's website: <https://www.ontario.ca/page/stop-spread-invasive-species>.

## 7.2 Species Specific Mitigation Plans

In the event a SAR or SAR habitat has been identified within the proposed area for drainage work activity, the following information should be clearly conveyed to the on-site staff as part of the drainage works protocol, via notes or plans and on-site briefings with construction/personnel:

- Schedule for pre-construction activities such as wildlife inspections, silt fencing installation and contractor briefing.
- Description of wildlife mitigation measures to be used during drainage work activities, including:
  - Placement and specifications of required protection measures (e.g. fencing, signage)
  - Phasing and direction of site clearing activities
  - Any recommendations regarding access routes for equipment, vehicle parking, materials, stockpiling, etc.
- Guidance on what to do in the event of a wildlife encounter, including SAR and arrangements for dealing with injured or orphaned animals (as indicated in **Table 5** and **Appendix F**). This guidance should be summarized in a handout suitable for quick reference by on-site staff.
- SAR awareness training should be provided to all on-site staff, including truck drivers.

In the Contractor Information Package (**Appendix F**) Dillon has provided SAR identification sheets for SAR with the potential to occur within the Study Area.



### 7.2.1 Species Specific Mitigation Measures for Snake Species

Snake species can be found in a variety of habitat types and most of the drainage work activities have the potential to encounter snakes. Particular attention should be given when conducting works on catch basins, culverts, rip rap and crossing structures, as snakes carry out sensitive life processes in structures such as these. **Table 4** shows the sensitive timing windows for snake species when carrying out life processes related to hibernation and staging.

**Table 4: Sensitive Timing Windows for Snake Species**

Month	Jan			Feb			Mar			Apr			May			Jun			Jul			Aug			Sep			Oct			Nov			Dec		
Date Codes <sup>1</sup>	E	M	L	E	M	L	E	M	L	E	M	L	E	M	L	E	M	L	E	M	L	E	M	L	E	M	L	E	M	L	E	M	L	E	M	L
Hibernation																																				
Staging																																				

<sup>1</sup>Monthly intervals: E = Early (days 1-10); M = Middle (days 11-20); L = Late (days 21-31). Adapted from the Seasonal Timing Windows Chart in the MNRF Agreement under Section 23 of O.Reg. 242/08 made under ESA, 2007 (File #: AY-23D-010-10).

**Table 5** below outlines the recommended mitigation measures to avoid impacts to snake species during and outside of RAP. Photographs of habitat observed within and adjacent to drains that have the potential to support SAR snakes, have been included in **Appendix G** (Photographs #1 - 4).





Table 5: Mitigation Measures for Snake Species

Common Name	Recommended Mitigation Measures to Avoid Impacts to SAR Snakes in Study Area
Eastern Foxsnake (Carolinian population) and Butler's Gartersnake	<ul style="list-style-type: none"><li>• Preconstruction planning that includes review for potential habitat.</li><li>• During site visit, verify if attributes of regulated habitat occur and delineate where possible.</li><li>• Establish constraints for activities, where possible, that abide by timing windows and setback distances and avoid regulated habitat features</li><li>• Narrow construction footprint if possible.</li><li>• Flag or fence off environmentally sensitive areas prior to drainage work activity. Bury fencing a minimum of 10 – 20 cm and vertical height of at least 60 cm. Note, stakes should be installed on the activity side to prevent snake use of stakes to climb fence.</li><li>• Complete wildlife sweep within the exclusion area following fence installation to ensure no trapped wildlife.</li><li>• Staff/workers conducting drainage works should be trained in snake species identification and procedures if encountered (review and sign off form in Contractor Information Package)</li><li>• One staff member/worker or qualified biologist should be trained in proper snake handling procedures and protocols outlined in Section 2 of the Ontario Species at Risk Handling Manual: For Endangered Species Act Authorization Holders (Included in the Contractor Information Package). This person should be onsite at all times (when required) for the potential capture, temporary holding, transfer and release of any snakes encountered during construction. A minimum of two holding tubs and cotton sacks should be onsite at all times.</li><li>• Prior to commencement of daily drainage work activity, the area should be cleared of snakes through machinery inspections (e.g. wheels, engine compartment) each morning and after machinery is left idle for more than one (1) hour if left on site during the snake active season.</li><li>• If a nest is uncovered during drainage work activity:<ul style="list-style-type: none"><li>◦ Collect any displaced or damaged eggs and transfer them to a holding tub</li><li>◦ Capture and transfer all injured dispersing juveniles of that species into a light-coloured drawstring cotton sack</li><li>◦ Place all cotton sacks with the captured injured individuals into a holding tub out of direct sunlight</li><li>◦ Immediately contact the MNRF to seek direction and to arrange for transfer of the injured individuals</li><li>◦ Immediately stop any disturbance to the nest site and loosely cover exposed portions with soil or organic material to protect the integrity of the remaining individuals</li><li>◦ Do not drive over the nest site or conduct any activities within 5 m of the nest site</li><li>◦ Do not place any dredged materials removed from drainage works on top of the nest site</li><li>◦ Mark out the physical location of the nest site but not by any means that might increase the susceptibility of the nest to predation or poaching</li><li>◦ Where there are no collected eggs or captured individuals, contact the MNRF within 24 hours to provide information on the location of the nest</li></ul></li><li>• Any injured captured snakes should be stored outside of direct sunlight and the MNRF should immediately be contacted to seek direction and to arrange for transfer. MNRF may require transfer to the nearest MNRF authorized Wildlife Rehabilitator. Contact Information for Authorized Wildlife Rehabilitator can be found in SAR Information Sheets (<b>Appendix F</b>).</li><li>• If conducting drainage works during a species sensitive timing window and one or more individuals belonging to a snake species is encountered or active hibernacula is discovered:<ul style="list-style-type: none"><li>◦ Trained staff/worker or qualified biologist shall capture and transfer all injured and uninjured individual snakes of that species into individual light-coloured, drawstring cotton sacks</li><li>◦ Place cotton sacks into a holding tub</li><li>◦ Ensure that the holding tub with captured individuals is stored at a cool temperature to protect snakes from freezing until the individuals can be retrieved or transferred</li><li>◦ If an active hibernacula is uncovered cease all work and immediately, contact MNRF to seek advice and arrange for transfer and/or removal</li></ul></li><li>• If conducting drainage works outside of a species sensitive timing window and one or more individuals belonging to a snake species is encountered:<ul style="list-style-type: none"><li>◦ Briefly stop the activity for a reasonable period of time to allow any uninjured individual snakes of that species to leave the work area</li><li>◦ If the individuals do not leave the work area after the activity is briefly stopped, trained staff/worker or qualified biologist shall capture all uninjured individuals and release them in accordance with the methods outlined below</li><li>◦ Where circumstances do not allow for the immediate release of captured uninjured individuals, they may be transferred into individual, light-coloured, drawstring cotton sacks before placing them into a holding tub which shall be stored out of direct sunlight for a maximum of 24 hours before releasing them in accordance with the methods outlined below</li><li>◦ Capture and transfer any individuals injured as a result of conducting drainage works into a holding tub separate from any holding tub containing uninjured individuals</li><li>◦ Store all captured injured individuals out of direct sunlight and immediately contact the MNRF to seek direction and to arrange their transfer</li></ul></li><li>• Uninjured individuals captured during drainage works, are to be released within 24 hours of capture, in an area immediately adjacent to the drainage works with natural vegetation cover within 50 m and out of harm’s way (as per subsections 2.3 and 2.4 of Handling Manual included in the Contractor Information Package; <b>Appendix F</b>).</li></ul>



Common Name	Recommended Mitigation Measures to Avoid Impacts to SAR Snakes in Study Area
	<ul style="list-style-type: none"><li>• Uninjured individuals captured during drainage works, are to be released within 24 hours of capture, in an area immediately adjacent to the drainage works with natural vegetation cover within 50 m and out of harm’s way (as per subsections 2.3 and 2.4 of Handling Manual included in the Contractor Information Package; <b>Appendix F</b>).</li><li>• Where one or more individuals belonging to a snake species is killed as a result of drainage work activity, or a person finds a deceased individual of a snake species, the following measures should be followed:<ul style="list-style-type: none"><li>◦ Collect and transfer any dead individuals into a holding tub outside of direct sunlight; and,</li><li>◦ Contact the MNRF within 72 hours to seek direction and to arrange for the transfer of the carcasses of the dead individuals.</li></ul></li><li>• If the methods of handling snakes outlined in subsection 2.3 and 2.4 of the Handling Manuals are not applicable due to a snake’s injuries, use a shovel or flat object to pick up the snake, ensuring that injured areas are supported and place in a large plastic bin or bucket with a lid with air holes. Immediately transport the turtle to an MNRF authorized veterinarian or wildlife rehabilitator and contact the MNRF. Contact Information for Authorized Wildlife Rehabilitator can be found in <b>Appendix F</b> and on SAR Information Sheets (<b>Appendix F</b>).</li><li>• Complete a SAR Encounter Reporting Form included in Contractor Information Package (<b>Appendix F</b>).</li></ul>



### 7.2.2 Species Specific Mitigation Measures for Turtle Species

Turtles can generally be found associated with large slow moving water features that have logs or stumps for basking. For nesting, turtles prefer moist well drained, loose soils for digging and on a gradual typically south facing slope. Species such as Blanding's Turtle and Spiny Softshell hibernate underwater in permanent waterbodies. Sensitive timing windows for turtle species includes the nesting period and has been provided in **Table 6**.

When conducting drainage works where there is potential for turtle species to be hibernating, water level **cannot be reduced** as per Paragraph 6 of subsection 13 of Section 23.9 of O.Reg. 242/08.

**Table 6: Restricted Activity Period for Turtle Species**

Month	Jan			Feb			Mar			Apr			May			Jun			Jul			Aug			Sep			Oct			Nov			Dec		
Date Codes <sup>1</sup>	E	M	L	E	M	L	E	M	L	E	M	L	E	M	L	E	M	L	E	M	L	E	M	L	E	M	L	E	M	L	E	M	L	E	M	L
Hibernation																																				

<sup>1</sup>Monthly intervals: E = Early (days 1-10); M = Middle (days 11-20); L = Late (days 21-31). Adapted from the Seasonal Timing Windows Chart in the MNRF Agreement under Section 23 of O.Reg. 242/08 made under ESA, 2007 (File #: AY-23D-010-10).

In **Table 7** below, the recommended mitigation measures to avoid impacts to turtle species during and outside sensitive timing windows and what to do when turtles or turtle nests are encountered is provided. Photographs of habitat observed within and adjacent to drains that have the potential to support SAR Turtles, have been included in **Appendix G** (Photographs #5 - 6).



Table 7: Mitigation Measures for Turtle Species

Common Name	Recommended Mitigation Measures to Avoid Impacts to SAR Turtles within the Study Area
Blanding's Turtle	<ul style="list-style-type: none"><li>• Preconstruction planning that includes review for potential habitat.</li><li>• During site visit, verify if attributes of regulated habitat occur and delineate where possible.</li><li>• Establish constraints for activities, where possible, that abide by timing windows, setback distances and avoid regulated habitat features.</li><li>• Narrow construction footprint if possible.</li><li>• Flag or fence off environmentally sensitive areas prior to drainage work activity. Bury fencing a minimum of 10 – 20cm and vertical height of at least 60 cm.</li><li>• Complete wildlife sweep within the exclusion/construction area following fence installation to ensure no trapped wildlife.</li><li>• Staff/workers conducting drainage works should be trained in turtle species identification and procedures if encountered (Review and sign off form in the Contractor Information Package; <b>Appendix F</b>).</li><li>• One staff member/worker or qualified biologist should be trained in proper turtle handling procedures and protocols outlined in Section 1 of the Ontario Species at Risk Handling Manual: For Endangered Species Act Authorization Holders (provided in the Contractor Information Package; <b>Appendix F</b>). This person should be onsite at all times (when required) for the potential capture, temporary holding, transfer and release of any turtles encountered during construction. A minimum of two holding tubs and cotton sacks should be onsite at all times.</li><li>• If construction is planned to commence during the turtle nesting period, prior to site preparation a turtle nesting search should be completed to identify turtle nests. If nests are encountered, the MNRF must be consulted immediately. Nests should be relocated to an appropriate facility for incubation with MNRF approval. Contact information for MNRF Authorized Wildlife Rehabilitator can be found in SAR Information Sheets (<b>Appendix F</b>).</li><li>• Drainage work activity related to excavation of sediment or disturbance to banks should be avoided during the sensitive timing windows for turtles.</li><li>• During turtle hibernation periods, water in drains or ditches cannot be reduced.</li><li>• Prior to commencement of daily activity, the area should be cleared of turtles and turtle nests by a specially trained staff member or qualified biologist.</li></ul>
Spiny Softshell	<ul style="list-style-type: none"><li>• Do not disturb a turtle encountered laying eggs and do not conduct activities within 20 m of the turtle while it is laying eggs.</li><li>• If conducting drainage works during a species sensitive timing window and one or more individuals belonging to a turtle species is encountered:<ul style="list-style-type: none"><li>◦ Trained staff/worker or qualified biologist shall capture and transfer all injured and uninjured individuals of that species to a holding tub</li><li>◦ Capture and transfer all individuals injured as a result of the drainage work activity into a holding tub separate from any holding tub containing uninjured individuals</li><li>◦ Ensure that the holding tub with captured individuals is stored at a cool temperature until the individuals can be retrieved or transferred</li><li>◦ Contact the MNRF immediately to seek advice and arrange for transfer and/or removal</li></ul></li><li>• If a nest is uncovered during construction, immediately stop all activity near the nest. Cover the nest with soil or organic material. Do not drive within 5 m of the nest and contact the MNRF within 24 hours if no eggs or individuals were captured/collected.</li><li>• Isolate material stockpile areas with fencing.</li><li>• Any injured captured turtles should be stored outside of direct sunlight and the MNRF should immediately be contacted to seek direction and to arrange for transfer.</li><li>• Machinery should be inspected each morning (e.g. under vehicles) for presence of turtles.</li><li>• Uninjured individuals captured during drainage works, are to be released within 1 hour of capture, out of harm’s way no more than 125 m of where it was found, unless absolutely necessary. If it is not possible to relocate the turtle within 125 m of the capture location, contact the MNRF for further direction. MNRF may require transport of turtle(s) to MNRF Authorized Wildlife Rehabilitator or Veterinarian. Contact information can be found in <b>Appendix F</b>.</li><li>• If the methods of handling turtles outlined in subsection 1.3 of the Handling Protocol are not possible due to a turtle’s injuries, use a shovel or flat object to pick up the turtle, ensuring that injured areas are supported and place in a large plastic bin or bucket with a lid with air holes. Immediately transport the turtle to an MNRF Authorized Wildlife Rehabilitator or Veterinarian and contact the MNRF. Contact Information for Authorized Wildlife Rehabilitator can be found in <b>Appendix F</b> and on SAR Information Sheets (<b>Appendix F</b>). See subsection 1.7 of the Handling Manual (included in the Contractor Information Package; <b>Appendix F</b>) for more details.</li><li>• <b>Complete a SAR Encounter Reporting Form included in the Contractor Information Package (<b>Appendix F</b>).</b></li></ul>



### 7.2.3 Species Specific Mitigation Measures for Aquatic Species

Review of background information including, DFO's Aquatic SAR Mapping (Map 29 of 33), NHIC and MNRF Agreement<sup>2</sup> identified 10 fish and 10 mollusc species listed as endangered or threatened under the ESA, 2007 with occurrence records within and/or adjacent to the Study Area. Of the 20 aquatic SAR identified only two fish species have been included in the Plan based on the presence of suitable habitat within the Study Area drains.

Although suitable habitat for SAR mussel species was not identified during our background review and site visits, if at any time a mussel species (of any type) are encountered, stop work and contact DFO for direction on how to proceed. A SAR Information Sheet for mussels species found during the background review has been provided in **Appendix F**.

Watercourses and drains identified during the background review and subsequent field investigations found all features to be of warm water thermal regime and to support warm water fish species. **Table 8** below indicates the in-water timing window restriction for warm water fish species. **Table 9** provides a list of recommended measures to follow to avoid impacts to fish species. As previously mentioned, activities that affect a species listed in Table 1, subsection 2, Section 23.9 of O. Reg. 242/08 still require a permit to conduct drainage works (see **Appendix D** for details). DFO's *Guidance for Maintaining and Repairing Municipal Drains in Ontario version 1.0* (2017) document should be consulted when conducting all drainage works.

**Table 8: In-water Timing Window Restriction for Warm Water Fish Species**

Month	Jan			Feb			Mar			Apr			May			Jun			Jul			Aug			Sep			Oct			Nov			Dec		
Date Codes <sup>1</sup>	E	M	L	E	M	L	E	M	L	E	M	L	E	M	L	E	M	L	E	M	L	E	M	L	E	M	L	E	M	L	E	M	L	E	M	L
In-water Restriction																																				

<sup>1</sup>Monthly intervals: E = Early (days 1-10); M = Middle (days 11-20); L = Late (days 21-31). Adapted from the Seasonal Timing Windows Chart in the MNRF Agreement under Section 23 of O.Reg. 242/08 made under ESA, 2007 (File #: AY-23D-010-10).

<sup>2</sup> Agreement under Section 23 of O.Reg. 242/08 made under the ESA, 2007 (File # AY-23D-010-10).



Table 9: Mitigation Measures for Aquatic Species

Common Name	Recommended Mitigation Measures to Avoid Impacts to SAR Aquatic Species within the Study Area
Pugnose Shiner	<ul style="list-style-type: none"> <li>• Consult with MNRF if in-water timing window restrictions cannot be adhered to.</li> <li>• Allow for fish salvage within the isolated work area prior to dewatering.</li> <li>• Limit duration of in-water work as much as possible.</li> <li>• Conduct in-stream work during periods of low flow to reduce the risk to fish and their habitat and to allow work in-water to be isolated from flows.</li> <li>• Schedule work to avoid wet, windy, and rainy periods that may increase erosion and sedimentation. Suspend in-stream work immediately if sedimentation is detected.</li> <li>• Implement water quality monitoring if required.</li> <li>• Ensure equipment is clean and free of leaks. Wash, refuel and service machinery and store fuel and other materials for the machinery in such a way as to prevent any deleterious substances from entering the water.</li> <li>• Alter activities to reduce disturbance to species and habitat and follow current DFO Measures to Avoid Harm</li> </ul>
Spotted Gar	<ul style="list-style-type: none"> <li>• If federally listed SAR fish are encountered or have the potential to be present, contact the DFO to review next steps.</li> <li>• If SAR encountered, complete a SAR Encounter Reporting Form that will be included in the annual reporting.</li> </ul>



### 7.2.4 Species Specific Mitigation Measures for Bird Species

Environment and Climate Change Canada (ECCC) identifies general nesting periods for migratory birds in Canada. Essex County is located within nesting zone C1, **Table 10** provides the RAPs for two habitat types: open field habitat and forest habitat. The RAPs provided are based on 61-100% of the migratory bird species predicted to be nesting during the identified time period (as indicated on the ECCC C1 nesting zone table).

**Table 10: Restricted Activity Period for Bird Species**

Month	Jan			Feb			Mar			Apr			May			Jun			Jul			Aug			Sep			Oct			Nov			Dec		
Date Codes <sup>1</sup>	E	M	L	E	M	L	E	M	L	E	M	L	E	M	L	E	M	L	E	M	L	E	M	L	E	M	L	E	M	L	E	M	L	E	M	L
Open																																				
Forest																																				

<sup>1</sup>Monthly intervals: E = Early (days 1-10); M = Middle (days 11-20); L = Late (days 21-31). Adapted from the Seasonal Timing Windows Chart in the MNR Agreement under Section 23 of O.Reg. 242/08 made under ESA, 2007 (File #: AY-23D-010-10).



Based on our review of potential SAR birds to occur within the Study Area, the following mitigation measures are recommended while conducting drainage work activities:

**Table 11: Mitigation Measures for Bird Species**

Common Name	Recommended Mitigation Measures to Avoid Impacts to SAR Birds within the Study Area
Bobolink	<ul style="list-style-type: none"> <li>• Planning activities should include review of area for potential habitat (including box culverts and bridges for Barn Swallow nests).</li> </ul>
Eastern Meadowlark	<ul style="list-style-type: none"> <li>• Limit construction footprint where possible.</li> <li>• Conduct work outside of the RAP for birds where possible.</li> <li>• Pre-construction activities should include bird nest sweeps if activities occur during migratory bird sensitive timing window identified in <b>Table 10</b>, above.</li> <li>• Protect active nests by flagging or fencing off an appropriate setback distance.</li> <li>• Suspend activity if active habitat is discovered that cannot be adequately setback from.</li> </ul>
Barn Swallow	<ul style="list-style-type: none"> <li>• Maintain habitat connections where possible during activities.</li> <li>• Implement measures to restore lost habitat/ habitat connections.</li> <li>• If sensitive habitat is on site, a qualified biologist should be on site daily.</li> <li>• If SAR encountered, complete a SAR Encounter Reporting Form that will be included in the annual submission to the MNRF.</li> </ul>





### 7.2.5 Species Specific Mitigation Measures for Vegetation Communities

Potential impacts to plant SAR may include trampling by personnel or equipment, alteration of growing conditions (e.g. soil compaction, sunlight availability, and moisture regime), disturbance to localized seed bank and introduction of invasive species. Mitigation measures that will be incorporated during drainage work activities to minimize the impacts to adjacent forest communities and SAR vegetation include:

- Planning activities should include review of area for identification of potential SAR vegetation.
- Limit construction footprint where possible to minimize the disturbance to plant species.
- Installing temporary erosion and sediment control measures prior to activity, and maintaining them throughout activity, including routinely inspecting and repairing them, as required. Enhanced sediment and erosion control measures will be implemented for sensitive areas where SAR habitat has been identified within and abutting the work site.
- Vegetation that does not require removal for the purposes of construction will be protected through the installation and maintenance of temporary vegetation protection fencing (e.g. snow fencing or erosion sediment control fencing). This includes protection of any SAR trees identified.
- Equipment, materials and other construction activities will not be permitted in zones delineated for protection.
- If drainage work activity cannot be undertaken without disturbing a SAR plant(s), the Town should contact the MNRF for additional site-specific measures.
- Operational procedures and Best Management Practices for handling material and excess material, and spill prevention will be implemented. Vehicular and equipment maintenance and refuelling will be carried out in a controlled manner, and where applicable, at designated maintenance areas. Refuelling will not be permitted within 30 m of any forest, or watercourse.
- Stabilize and re-vegetate exposed soil surfaces as soon as possible following activities, using native groundcover seed mixes and plantings.



## **APPENDIX “REI-C”**



## **STANDARD SPECIFICATIONS** **FOR ACCESS BRIDGE CONSTRUCTION**

### **1. PRECAST CONCRETE BLOCK & CONCRETE FILLED JUTE BAG HEADWALLS**

After the Contractor has set the endwall foundations and the new pipe in place, it shall completely backfill same and install new precast concrete blocks or concrete filled jute bag headwalls at the locations and parameters indicated on the drawing. All concrete used for headwalls shall be a minimum of 30 mPa at 28 days and include 6% +/- 1% air entrainment.

Precast concrete blocks shall be interlocking and have a minimum size of 600mmX600mmX1200mm. Half blocks shall be used to offset vertical joints. Cap blocks shall be a minimum of 300mm thick. A foundation comprising minimum 300mm thick poured concrete or precast blocks the depth of the wall and the full bottom width of the drain plus 450mm embedment into each drain bank shall be provided and placed on a firm foundation as noted below. The Contractor shall provide a levelling course comprising a minimum thickness of 150mm Granular "A" compacted to 100% Standard Proctor Density or 20mm clear stone, or a lean concrete as the base for the foundation. The base shall be constructed level and flat to improve the speed of installation. Equipment shall be provided as required and recommended by the block supplier for placing the blocks such as a swift lift device for the blocks and a 75mm eye bolt to place the concrete caps,. The headwall shall extend a minimum of 150mm below the invert of the access bridge culvert with the top of the headwall set to match the finished driveway grade, unless a 150mm high curb is specified at the edge of the driveway. To achieve the required top elevation, the bottom course of blocks and footing may require additional embedment into the drain bottom. The Contractor shall provide shop drawings of the proposed wall for approval by the Drainage Superintendent or Engineer prior to construction.

Blocks shall be placed so that all vertical joints are staggered. Excavation voids on the ends of each block course shall be backfilled with 20mm clear stone to support the next course of blocks above. Walls that are more than 3 courses in height shall be battered a minimum of 1 unit horizontal for every 5 units of vertical height. The batter shall be achieved by careful grading of the footing and foundation base, or use of pre-battered base course blocks. Filter cloth as specified below shall be placed behind the blocks to prevent the migration of any fill material through the joints. Backfill material shall be granular as specified below. Where the wall height exceeds 1.8 metres in height, a uni-axial geogrid SG350 or equivalent shall be used to tie back the walls and be installed in accordance with the manufacturer's recommendations. The wall face shall not extend beyond the end of the access bridge pipe. Non-shrink grout shall be used to fill any gaps between the blocks and the access bridge pipe for the full depth of the wall. The grout face shall be finished to match the precast concrete block walls as closely as possible.

When constructing the concrete filled jute bag headwalls, the Contractor shall place the bags so that the completed headwall will have a slope inward from the bottom of the pipe to the top of the finished headwall. The slope of the headwall shall be one unit horizontal to five units vertical. The Contractor shall completely backfill behind the new concrete filled jute bag headwalls with Granular "B" and Granular "A" material as per O.P.S.S. Form 1010 and the granular material shall be compacted in place to a Standard Proctor Density of 100%. The placing of the jute bag headwalls and the backfilling shall be performed in lifts simultaneously. The granular backfill shall be placed and compacted in lifts not to exceed 305mm (12") in thickness.

The concrete filled jute bag headwalls shall be constructed by filling jute bags with concrete. All concrete used to fill the jute bags shall have a minimum compressive strength of 25 MPa in 28 days and shall be provided and placed only as a wet mix. Under no circumstance shall the concrete to be used for filling the jute bags be placed as a dry mix. The jute bags, before being filled with concrete, shall have a dimension of 460mm (18") x 660mm (26"). The jute bags shall be filled with concrete so that when they are laid flat, they will be approximately 100mm (4") thick, 305mm (12") to 380mm (15") wide and 460mm (18") long.

The concrete jute bag headwall to be provided at the end of the bridge pipe shall be a single or double bag wall construction as set out in the specifications. The concrete filled bags shall be laid so that the 460mm (18") dimension is parallel with the length of the new pipe. The concrete filled jute bags shall be laid on a footing of plain concrete being 460mm (18") wide, and extending for the full length of the wall, and 305mm (12") thick extending below the bottom of the culvert pipe.

All concrete used for the footing, cap and bags shall have a minimum compressive strength of 30 mPa at 28 days and shall include 6% ± 1% air entrainment.

Upon completion of the jute bag headwall the Contractor shall cap the top row of concrete filled bags with a layer of plain concrete, minimum 100mm (4") thick, and hand trowelled to obtain a pleasing appearance. If the cap is made more than 100mm thick, the Contractor shall provide two (2) continuous 15M reinforcing bars set at mid-depth and equally spaced in

the cap. The Contractor shall fill all voids between the concrete filled jute bags and the corrugated steel pipe with concrete, particular care being taken underneath the pipe haunches to fill all voids.

The completed jute bag headwalls shall be securely embedded into the drain bank a minimum of 450mm (18") measured perpendicular to the sideslopes of the drain.

As an alternate to constructing a concrete filled jute bag headwall, the Contractor may construct a grouted concrete rip rap headwall. The specifications for the installation of a concrete filled jute bag headwall shall be followed with the exception that broken pieces of concrete may be substituted for the jute bags. The concrete rip rap shall be approximately 460mm (18") square and 100mm (4") thick and shall have two (2) flat parallel sides. The concrete rip rap shall be fully mortared in place using a mixture composed of three (3) parts of clean sharp sand and one (1) part of Portland cement.

The complete placement and backfilling of the headwalls shall be performed to the full satisfaction of the Drainage Superintendent and the Engineer.

## **2. QUARRIED LIMESTONE ENDWALLS**

The backfill over the ends of the corrugated steel pipe shall be set on a slope of 1-½ units horizontal to 1 unit vertical from the bottom of the corrugated steel pipe to the top of each end slope and between the drain banks. The top 305mm (12") in thickness of the backfill over the ends of the corrugated steel pipe shall be quarried limestone. The quarried limestone shall also be placed on a slope of 1-½ units horizontal to 1 unit vertical from the bottom of the corrugated steel pipe to the top of each bank of the drain adjacent each end slope. The quarried limestone shall have a minimum dimension of 100mm (4") and a maximum dimension of 250mm (10"). The end slope protection shall be placed with the quarried limestone pieces carefully tamped into place with the use of a shovel bucket so that, when complete, the end protection shall be consistent, uniform, and tightly laid in place.

Prior to placing the quarried limestone end protection over the granular backfill and on the drain banks, the Contractor shall lay non-woven geotextile filter fabric "GMN160" conforming to O.P.S.S. 1860 Class I or approved equal. The geotextile filter fabric shall extend from the bottom of the corrugated steel pipe to the top of each end slope of the bridge and along both banks of the drain to a point opposite the ends of the pipe.

The Contractor shall take extreme care not to damage the geotextile filter fabric when placing the quarried limestone on top of the filter fabric.

## **3. BRIDGE BACKFILL**

After the corrugated steel pipe has been set in place, the Contractor shall backfill the pipe with Granular "B" material, O.P.S.S. Form 1010 with the exception of the top 305mm (12") of the backfill. The top 305mm (12") of the backfill for the full width of the excavated area (between each bank of the drain) and for the top width of the driveway, shall be Granular "A" material, O.P.S.S. Form 1010. The granular backfill shall be compacted in place to a Standard Proctor Density of 100% by means of mechanical compactors. All of the backfill material, equipment used, and method of compacting the backfill material shall be inspected and approved and meet with the full satisfaction of the Drainage Superintendent and Engineer.

## **4. GENERAL**

Prior to the work commencing, the Drainage Superintendent and Engineer must be notified, and under no circumstances shall work begin without one of them being at the site. Furthermore, the grade setting of the pipe must be checked, confirmed, and approved by the Drainage Superintendent or Engineer prior to continuing on with the bridge installation.

The alignment of the new bridge culvert pipe shall be in the centreline of the existing drain, and the placing of same must be performed totally in the dry.

Prior to the installation of the new access bridge culvert, the existing sediment build-up in the drain bottom must be excavated and completely removed. This must be done not only along the drain where the bridge culvert pipe is to be installed, but also for a distance of 3.05 metres (10 ft.) both upstream and downstream of said new access bridge culvert. When setting the new bridge culvert pipe in place it must be founded on a good undisturbed base. If unsound soil is encountered, it must be totally removed and replaced with 20mm (3/4") clear stone, satisfactorily compacted in place.

When doing the excavation work or any other portion of the work relative to the bridge installation, care should be taken not to interfere with, plug up, or damage any existing surface drains, swales, and lateral or main tile ends. Where damage is encountered, repairs to correct same must be performed immediately as part of the work.

The Contractor and/or landowner performing the bridge installation shall satisfy themselves as to the exact location, nature and extent of any existing structure, utility or other object that they may encounter during the course of the work. The Contractor shall indemnify and save harmless the Town, or the Municipality, the Engineer, and their staff from any damages which it may cause or sustain during the progress of the work. It shall not hold them liable for any legal action arising out of any claims brought about by such damage caused by it.

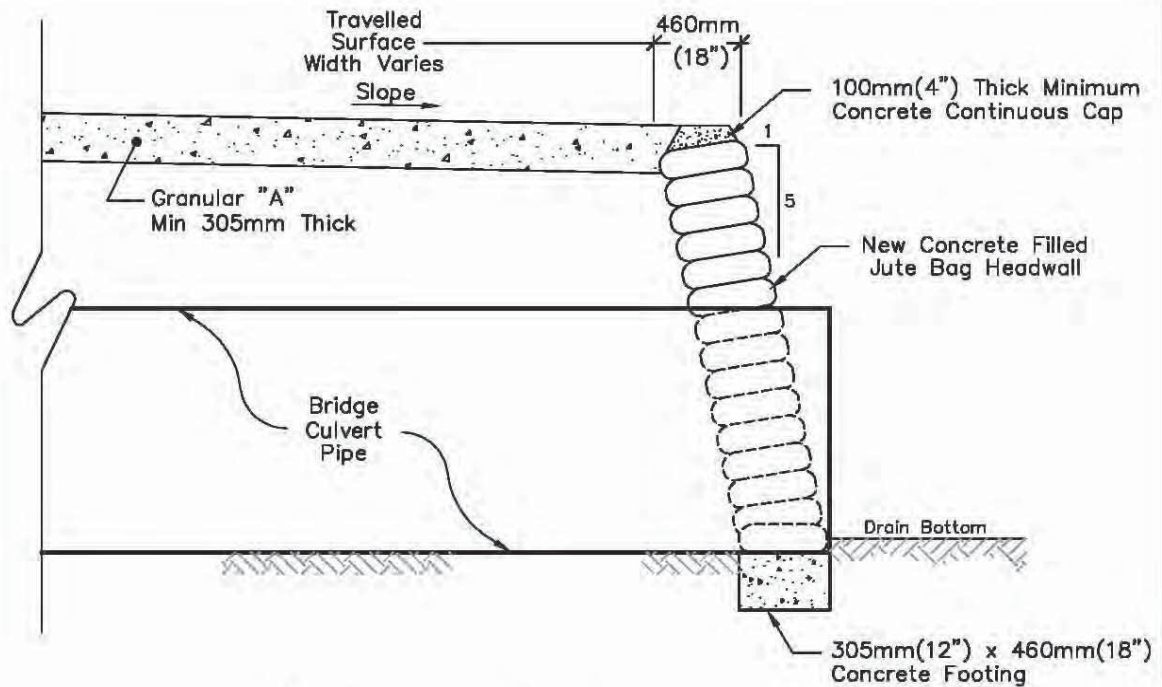
Where applicable, the Contractor and/or landowner constructing the new bridge shall be responsible for any damage caused by them to any portion of the Town road right-of-way. They shall take whatever precautions are necessary to cause a minimum of damage to same and must restore the roadway to its original condition upon completion of the works.

When working along a municipal roadway, the Contractor shall provide all necessary lights, signs, barricades and flagpersons as required to protect the public. All work shall be carried out in accordance with the requirements of the Occupational Health and Safety Act, and latest amendments thereto. If traffic control is required on this project, it is to comply with the M.T.O. Traffic Control Manual for Roadway Work Operations and Ontario Traffic Manual Book 7.

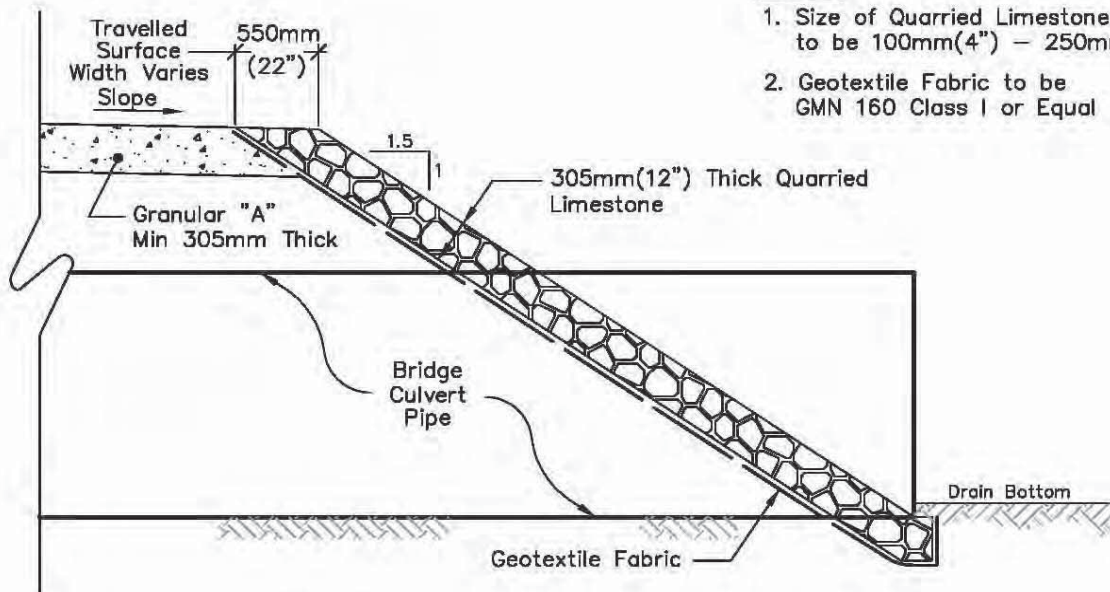
Once the bridge installation has been completed, the drain sideslopes directly adjacent the new headwalls and/or endwalls are to be completely restored including revegetation, where necessary.

All of the work required towards the installation of the bridge shall be performed in a neat and workmanlike manner. The general site shall be restored to its' original condition, and the general area shall be cleaned of all debris and junk, etc. caused by the work

All of the excavation, installation procedures, and parameters as above mentioned are to be carried out and performed to the full satisfaction of the Drainage Superintendent and Engineer.



Typical Jute Bag Headwall



**NOTE:**

1. Size of Quarried Limestone to be 100mm(4") – 250mm(10")
2. Geotextile Fabric to be GMN 160 Class I or Equal

Typical Quarried Limestone End Protection

***Rood Engineering Inc.***

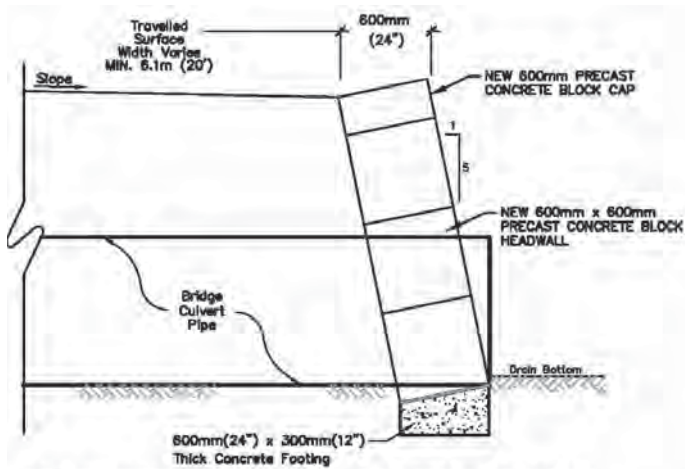
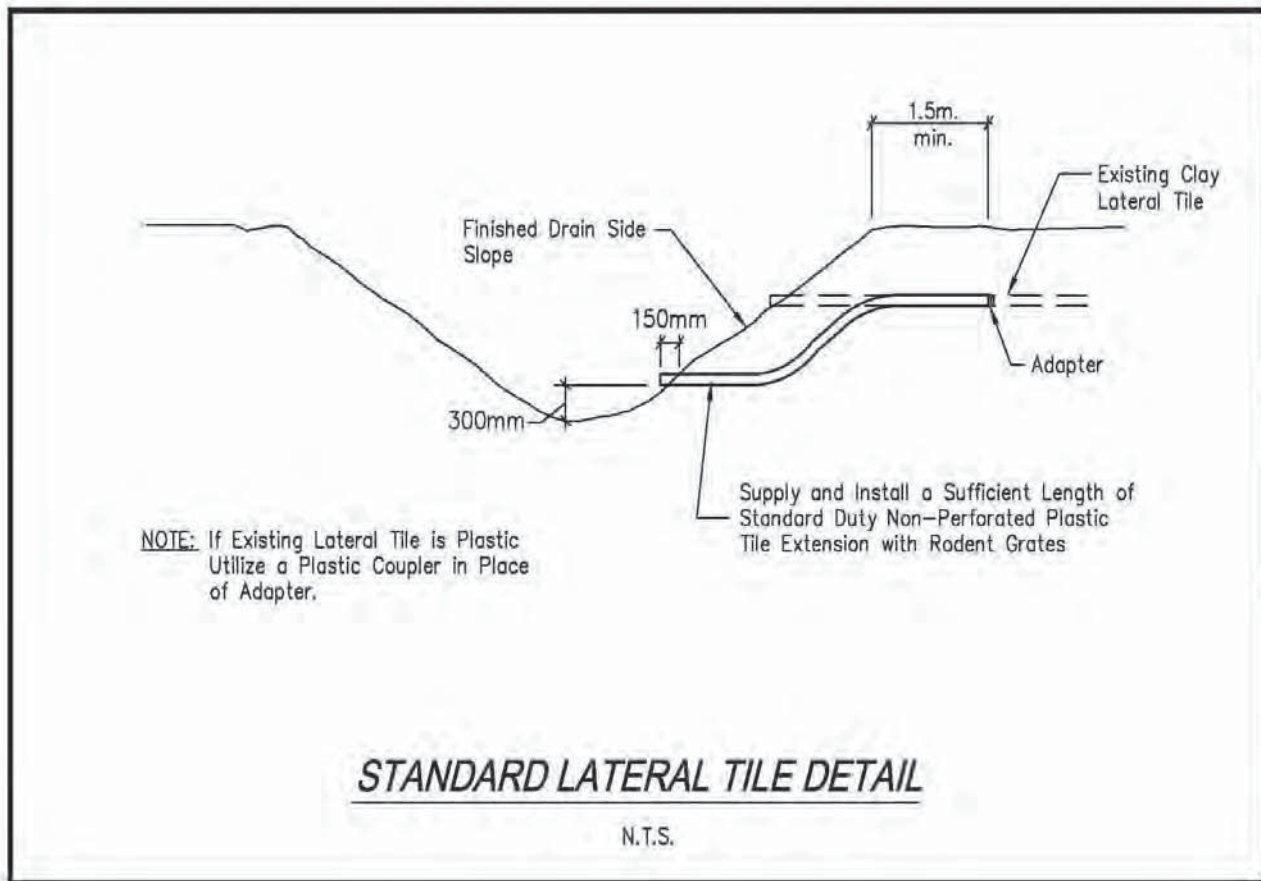
***Consulting Engineers***

***9 Nelson Street***

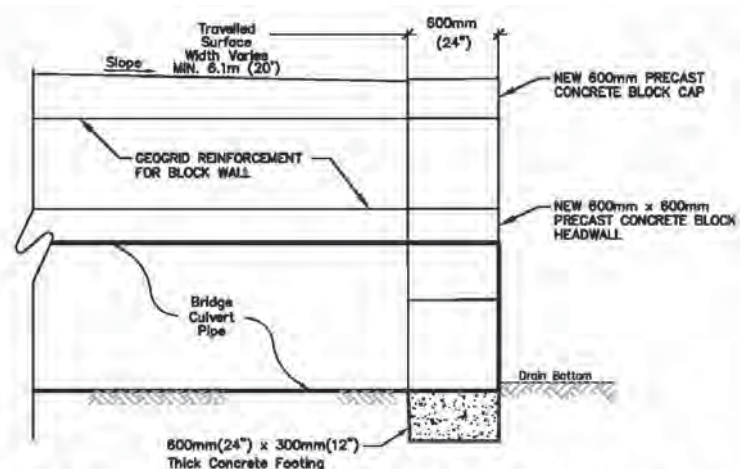
***Leamington, Ontario N8H 1G6***

***519-322-1621***





**TYPICAL PRECAST CONCRETE BLOCK END PROTECTION**  
Scale = N.T.S.



**TYPICAL VERTICAL PRECAST CONCRETE BLOCK END PROTECTION**  
Scale = N.T.S.





## **APPENDIX “REI-D”**



## THE CORPORATION OF THE TOWN OF TECUMSEH

### BY-LAW NO. 2007-51

Being a by-law to amend By-law No. 2007-41 to regulate the setting of open air fires and identify the precautions and conditions to be observed for such fires within The Corporation of the Town of Tecumseh.

**WHEREAS** Council considers excessive smoke, smell, airborne sparks or embers to be or could become or cause public nuisances by creating negative health effects on neighbouring residents, increasing fire exposure hazards, infringing the enjoyment of the use of neighbouring properties and generating false or nuisance alarms;

**AND WHEREAS** Council is empowered under Section 128 of the *Municipal Act* 2001, S.O. 2001, c. 25 as amended, to pass by-laws to prohibit and regulate public nuisances, including matters that, in the opinion of Council are, or could become or cause public nuisances;

**AND WHEREAS** in accordance with Section 425 of the *Municipal Act* 2001, S.O. 2001, c. 25 as amended, a municipality may pass by-laws providing that a person who contravenes a by-law of the municipality passed under this Act is guilty of an offence;

**AND WHEREAS** Section 444 of the *Municipal Act* 2001, c. 25 states if a municipality is satisfied that a contravention of a by-law of the municipality passed under this Act has occurred, the municipality may make an order requiring the person who contravened the by-law or who caused or permitted the contravention or the owner or occupier of the land on which the contravention occurred to discontinue the contravening activity;

**AND WHEREAS** the Council of The Corporation of the Town of Tecumseh enacted By-law No. 2007-41 on the 26<sup>th</sup> day of June, 2007 to regulate the setting of open air fires and identify the precautions and conditions to be observed for such fires within The Corporation of the Town of Tecumseh;

**AND WHEREAS** the Council of The Corporation of the Town of Tecumseh is desirous of amending By-law No. 2007-41;

#### **NOW THEREFORE THE COUNCIL OF THE CORPORATION OF THE TOWN OF TECUMSEH ENACTS AS FOLLOWS:**

1. **That** paragraph 4.9 be deleted and replaced with the following paragraph:

- 4.9 Permitted fires, except those described in Section 4.4, shall,
  - a) be kept to manageable size that shall not be greater than one (1) square metre with flames no higher than one (1) metre in height; and,
  - b) in residentially zoned areas, be completely extinguished by 2:00 a.m.

2. **That** paragraph 5.2 be deleted and replaced with the following paragraph:

- 5.2 An application for a Permit must be completed on the form/forms provided by the Tecumseh Fire/Rescue Services.

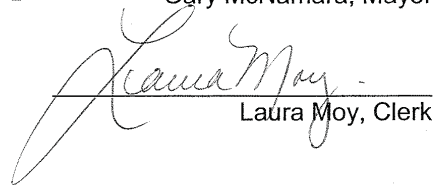
3. **That** paragraph 5.3 be deleted and replaced with the following paragraph:

5.3 An application must be filed with the Chief Fire Official of the Tecumseh Fire/Rescue Services. Approved permits must be retained and presented to an attending fire official in the event that there is a need for a fire official to attend at the burn location due to complaint.

4. **That** this by-law shall take full force and effect on the third and final reading.

**READ** a first, second, third time and finally passed this 11<sup>th</sup> day of September, 2007.

  
Gary McNamara, Mayor

  
Laura Moy, Clerk

## THE CORPORATION OF THE TOWN OF TECUMSEH

### BY-LAW NUMBER 2007-41

A by-law to regulate the setting of open air fires and identify the precautions and conditions to be observed for such fires within The Corporation of the Town of Tecumseh.

**WHEREAS** Council considers excessive smoke, smell, airborne sparks or embers to be or could become or cause public nuisances by creating negative health effects on neighbouring residents, increasing fire exposure hazards, infringing on the enjoyment of the use of neighbouring properties and generating false or nuisance alarms;

**AND WHEREAS** Council is empowered under Section 128 of the *Municipal Act* 2001, S.O. 2001, c. 25 as amended, to pass bylaws to prohibit and regulate public nuisances, including matters that, in the opinion of Council are, or could become or cause public nuisances;

**AND WHEREAS** in accordance with Section 425 of the *Municipal Act* 2001, S.O. 2001, c. 25 as amended, a municipality may pass by-laws providing that a person who contravenes a by-law of the municipality passed under this Act is guilty of an offence;

**AND WHEREAS** Section 444 of the *Municipal Act* 2001 c. 25 states if a municipality is satisfied that a contravention of a by-law of the municipality passed under this Act has occurred, the municipality may make an order requiring the person who contravened the by-law or who caused or permitted the contravention or the owner or occupier of the land on which the contravention occurred to discontinue the contravening activity;

**AND WHEREAS** Section 446(1) of the *Municipal Act* 2001 c.25 states that if a municipality has the authority under this or any other Act or under a by-law under this or any other Act to direct or require a person to do a matter or thing, the municipality may:

- provide that, in default of it being done by the person directed or required to do it, the matter or thing shall be done at the person's expense;
- enter upon land at any reasonable time;
- recover the costs of doing a matter or thing from the person directed or required to do it by action or by adding the costs to the tax roll and collecting them in the same manner as property taxes; and
- that costs include interest calculated at a rate of 15 per cent or such lesser rate as may be determined by the municipality, calculated for the period commencing on the day the municipality incurs the costs;
- the costs, including interest, constitutes a lien on the land upon the registration in the proper land registry office of a notice of lien;

**AND WHEREAS** Section 390 of the *Municipal Act* 2001 c.25 provides that a "person" includes a municipality and a local board and the Crown;

**AND WHEREAS** Section 426 of the *Municipal Act* 2001 c. 25 provides that no person shall hinder or obstruct, or attempt to hinder or obstruct any person exercising a power or performing a duty under this Act or a by-law under this Act and that any person who contravenes subsection (1) is guilty of an offence;

**NOW THEREFORE THE COUNCIL OF THE CORPORATION OF THE TOWN OF TECUMSEH ENACTS AS FOLLOWS:**

**1. DEFINITIONS**

In this By-law:

- 1.1 "Burning Appliance" means any device designed or engineered to have a fire set within a contained area and totally enclosed by various means of screening and/or other methods.
- 1.2 "By-law Enforcement Officer" means the municipal person appointed by the Town of Tecumseh who shall be responsible for the enforcement of the provisions of this by-law.
- 1.3 "Chief Fire Official" means the Fire Chief of the Tecumseh Fire/ Rescue Services or designate.
- 1.4 "Competent Adult" means any person (18 years of age or older) who, in the opinion of those charged with enforcement of this By-Law, is capable of exercising the required judgement and capable of performing the necessary actions to control and prevent its unwanted spread.
- 1.5 "Farmer" means the owner or operator of an agricultural operation within an area zoned for agricultural pursuant to the *Farming & Food Protection Act*, 1998.
- 1.6 "Farmlands" means land designated "agricultural".
- 1.7 "Firefighter" means any person or any rank of person employed in, or appointed to the Tecumseh Fire/Rescue Services and assigned to undertake fire protection or fire prevention services.
- 1.8 "Full Cost Recovery Basis" has the meaning as described in Schedule "A" attached hereto.
- 1.9 "Open Air" means any open place, yard, field, lot, part lot or construction area which is not enclosed by a building or structure.
- 1.10 "Open Air Burning" means any fire set in the Open Air.
- 1.11 "Owner" means the registered owner or any person, firm or corporation having control over, or possession, of any portion of the building or property under consideration and includes the persons in the building or on the property.
- 1.12 "Permit" means a permit issued by the Chief Fire Official to set a fire in the Open Air for a specified date and period of time.
- 1.13 "Person" means an individual, business, a partnership or a corporation.
- 1.14 "Pit" means an area dug into the ground and/or surrounded by materials designed to contain the fire and prevent its spread to areas beyond the Pit.
- 1.15 "Police Officer" means any member of the Ontario Provincial Police.
- 1.16 "Tenant" means the occupant having possession or Person having control of a property or premises.
- 1.17 "Town" means The Corporation of the Town of Tecumseh.

**2. ADMINISTRATION AND ENFORCEMENT**

- 2.1 The Chief Fire Official shall be responsible for the administration of this by-law.
- 2.2 Enforcement of this by-law is the responsibility of the Chief Fire Official, any Fire-fighter, any Police Officer or any By-law Enforcement Officer.
- 2.3 The Chief Fire Official may refuse to issue a Permit or revoke any or all issued Permits.
- 2.4 The Fire Chief, Firefighters or Police Officers may, at all times enter and inspect any property or premises in order to ascertain whether the provisions of this by-law are complied with and to enforce or carry into effect the by-law.
- 2.5 Any person who fails to comply with the provisions of this by-law or fails to extinguish a fire once notification to do so has been given to him by the Chief Fire Official, a Police Officer or a Firefighter shall, in addition to any penalty provided herein, be liable to the municipality for all expenses incurred for the purposes of controlling and extinguishing of any fire so set or left to burn and such expenses may be recovered by court action or in a like manner as municipal taxes.

**3. ENVIRONMENT**

- 3.1 All Open Air Burning shall comply with the provisions of the *Environmental Protection Act*, R.S.O. 1990. c. E19.
- 3.2 No Open Air Burning shall be permitted when a smog alert has been issued for the region of Essex County, which includes the Town.
- 3.3 No Open Fire shall be started or maintained when wind condition is in such direction or intensity so as to cause any or all of the following:
  - (a) decrease in visibility on any highway or roadway;
  - (b) threaten a rapid spread of fire through a grass or brush area;
  - (c) smoke which causes annoyance or irritation to adjacent persons, properties or premises.

**4. GENERAL PROVISIONS**

- 4.1 No Person being the Owner or Tenant in possession of lands within the Town shall allow a fire to be set or burn on such lands unless a Permit has been obtained.
- 4.2 No Person shall allow a fire to be set or burned exceeding the requirements of Sections 4.8 and 4.9.
- 4.3 Notwithstanding any provisions herein, no Person shall set or maintain a fire,
  - (a) in contravention of the *Ontario Fire Code*, the *Environmental Protection Act* or any other statutory requirements of the Province of Ontario or the Government of Canada;
  - (b) where the consumption of material or size and area of the fire will exceed the limits set by the Chief Fire Official and/or listed within this by-law in Sections 4.8 and 4.9.



- 4.4 (a) No Permit shall be required for domestic barbeques or permanent outdoor fireplaces used solely for the cooking of food on a grill and extinguished immediately upon completion of the cooking process or any Burning Appliance, or a Pit or open area where the requirements of Sections 4.8 and 4.9 are not exceeded;
- (b) installation and location of Burning Appliances must meet the manufacturer's specifications.
- 4.5 (a) A farmer who intends to set or maintain a fire in the Open Air on a specified day for disposal of vegetable matter or vegetation on Farmlands which is normal and incidental for farming purposes shall obtain a Permit to cover the period of the proposed Open Air fire, and will be required to notify the Tecumseh Fire/Rescue Services for each day that the proposed Open Air fire will take place;
- (b) an Open Air fire shall be supervised by a Competent Adult equipped with sufficient equipment to control and contain the Open Air fire to prevent the spread of the Open Air fire that would endanger or put at risk other properties or premises;
- (c) an Open Air fire shall be restricted to daylight hours only;
- (d) an Open Air fire shall be surrounded by a tilled area wide enough to prevent an Open Air fire from jumping across the tilled area and to maintain the area of the burn to be no greater than one (1) hectare in size;
- (e) the leading edge of the flame of an Open Air fire shall not exceed thirty (30) metres in length.
- 4.6 No Person shall set any fire in the Open Air to burn asphalt products, tires, treated wood, construction materials or rubble, kitchen garbage or any garbage or trash, rubber plastics and like items.
- 4.7 No Person shall set any fire in the Open Air except where permitted and only in the presence of a Competent Adult. The Competent Adult shall not leave the burning operation until such time as the fire has been completely extinguished and there is no threat of re-ignition or spreading of the fire.
- 4.8 Every Person that starts a fire in the Open Air shall ensure that there are adequate tools and/or water on hand to contain or extinguish the fire.
- 4.9 Permitted fires, except those described in Section 4.4, shall be kept to manageable size that shall not be greater than one (1) square metre with flames no higher than one (1) metre in height.
- 4.10 Every Person who sets an Open Air fire in the Town of Tecumseh shall be:
- (a) responsible and liable for any damage to property or injury to person occasioned by said fire;
- (b) liable for all costs incurred by the Town of Tecumseh, including but not limited to, the Fire/Rescue Services, including personnel and other agencies called to control and extinguish said fire on a Full Cost Recovery Basis. All fees and charges to be paid under this subsection shall be payable in the manner and subject any interest and penalties set forth in paragraph 5 and 6 of the Administrative Fees and Charges By-law 2007-12, as may be amended or repealed from time to time;

- (c) the fees and charges under this section shall not be payable by that class of persons which have obtained a permit for an Open Air fire and complied with the terms of such permit.

- 4.11 Notwithstanding the aforementioned sections listed herein, the Fire Chief may issue a Permit upon application and approve the setting of any fire subject to the fire being adequately supervised and controlled through special conditions addressed by the Chief Fire Official.
- 4.12 No fire shall be set to dispose of commercial, industrial or construction waste or other like materials in areas zoned for commercial or industrial occupancies and such aforementioned materials shall not be transported to residential or agricultural areas for burning purposes.
- 4.13 No fires shall be set at construction and/or demolition sites for the purpose of disposing of waste, building material or rubble.

## **5. FIRES REQUIRING PERMITS**

- 5.1 Except as provided in section 4.3 of this by-law, no Person shall set, maintain or cause to be set or maintained, a fire in the Open Air unless a Permit has been issued by the Chief Fire Official.
- 5.2 An application for a Permit must be completed on the form/forms provided by the Tecumseh Fire/Rescue Services. Such forms are available to fill out by telephone call to Tecumseh Fire Station No. 1, Monday to Friday from 08:30 hr to 16:30 hr.
- 5.3 Each completed application for a Permit must be filed with the Chief Fire Official of the Tecumseh Fire/Rescue Services, at the administration offices located at 985 Lesperance Road, Tecumseh, Ontario.
- 5.4 In issuing a Permit under this part for Open Air Burning, the Chief Fire Official may impose any additional requirements or conditions as may be deemed necessary.

## **6. OFFENCES**

- 6.1 (a) Any person who contravenes any of the provisions of this by-law is guilty of an Offence;
- (b) any person who hinders or obstructs a person lawfully carrying out the enforcement of this by-law is guilty of an Offence.

## **7. FINES**

- 7.1 Every Person who is convicted of an Offence is liable to a Fine of not more than Five Thousand (\$5,000.00) Dollars as provided for in the *Provincial Offences Act*, R. S.O. 1990, Chap. P.33.

## **8. SEVERABILITY**

- 8.1 If any section or sections of this by-law or parts thereof are found in any court to be illegal or beyond the power of Council to enact, such section or sections or parts thereof shall be deemed severable and all other sections or parts of this by-law shall be deemed separate and independent there from and enacted as such.

9. **SHORT TITLE**

9.1 The short title of this by-law shall be TECUMSEH OPEN AIR BURNING BY-LAW.

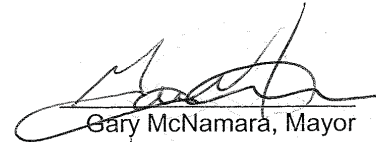
10. **EFFECTIVE DATE**

10.1 This by-law shall come into full force and take effect on the 1<sup>st</sup> day of July, 2007.

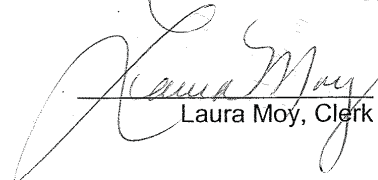
11. **REPEAL**

11.1 By-law No. 2005-57 is hereby repealed.

**READ** a first, second, third time and finally passed this 26<sup>th</sup> day of June, 2007.



Gary McNamara, Mayor



Laura Moy, Clerk

SCHEDULE "A"  
By-law Number 2007-41

**THE CORPORATION OF THE TOWN OF TECUMSEH  
TECUMSEH FIRE/RESCUE SERVICES EQUIPMENT SERVICES RATES**

**"Full Cost Recovery Basis"** includes any and all charges and costs howsoever incurred by the Town directly or indirectly in controlling and extinguishing the Open Air fire and shall include without limitations:

**Emergency Services Rendered:**

- (a) \$350.00 first hour or part thereof per piece of equipment;
- (b) \$175.00 each additional half-hour or part thereof per piece of equipment;
- (c) \$42.00 first hour or part thereof per firefighter who responds to the call;
- (d) \$27.50 for each additional hour or part thereof per firefighter until all equipment is cleaned, checked and returned to service;
- (e) the cost of all extinguishing agents required to extinguish the fire.

**No Emergency Services Rendered:**

- (a) \$350.00 flat rate per piece of equipment where services are not required nor provided;
- (b) \$42.00 flat rate per firefighter who responds to the call for service.



## **APPENDIX “REI-E”**





WATERSHED PLAN, PROFILE, SECTIONS, & BRIDGE PLANS

OF THE

SULLIVAN CREEK DRAIN

(Geographic Township of Sandwich South)

IN THE

TOWN OF TECUMSEH

IN THE

COUNTY OF ESSEX • ONTARIO

GERARD ROAD, P.ENG.

ROOD  
ENGINEERING  
INC.

CONSULTING ENGINEERS  
Leamington, Ontario  
519-322-1621

DATE: January 9th, 2023

TOWN OF TECUMSEH

MAYOR: Gary McNamara  
CLERK: Laura May  
DRAINAGE SUPERINTENDENT: Alessia Mussio

ROLL INFORMATION:

TOWN OF TECUMSEH:

- Michael Lutsch  
460-01000 MN 6098
- Thomas Halford  
460-01100 MN 5680
- Thomas & Linda Halford  
460-01200 MN 5660
- Rosemary Halford  
460-01300 MN 5580
- Thomas Halford  
460-01400
- Michael & Helen Lavin  
460-01500 MN 5580
- John Lafferty  
460-01600
- Frank & Catherine Lafferty  
460-01601
- Frank Lafferty Limited  
460-01700
- Frank Lafferty  
460-01800 MN 5369
- Transportation Ministry  
460-01801
- Catherine Lafferty  
460-01900 MN 5395
- 538073 Ontario Inc.  
460-01901
- Catherine Lafferty & Mary Thompson  
460-02000
- 538073 Ontario Inc.  
460-02100 MN 6615
- Empty placeholder; skip ID No. 16
- Empty placeholder; skip ID No. 17
- Alexander Chevalier & Jessie Darmon  
480-08200 MN 6840
- Ali Khafaja  
480-08250 MN 6812
- Sandwich South Farms Inc.  
480-08300
- Sandwich South Farms Inc.  
480-08300
- Gerald & Agnes Lavin  
480-08400 MN 6420
- Gerald & Agnes Lavin  
480-08410 MN 6420
- Joseph McCarthy  
480-08500 MN 6084
- Richard McCarthy  
480-08600 MN 5676
- Transportation Ministry  
480-08611
- David & Margaret Pringle  
480-08700 MN 5412
- Joseph & Marilyn McCarthy  
480-08750 MN 5550
- 538073 Ontario Inc.  
480-08800
- Josef Dworatschek  
480-08801 MN 5450

- Kevin & Melissa McCarthy  
480-08803 MN 5500
- Ravinder & Mavi Singh  
480-08900 MN 6703
- Rose Jobin & Jole Reynr  
480-09000 MN 8639
- Tammy & John Flood  
480-09010 MN 8559
- Jason Hill & Wendy Ouellette-Hill  
480-09100 MN 8639
- Jacqueline Mailoux  
480-09110 MN 8719
- Khmer Buddhist Santivararam Windsor  
490-00100 MN 5300
- 538073 Ontario Inc.  
490-10200
- Robert & Richard McCarthy  
490-10300
- Rose, Philip, Paul, Jole & Joslyne Jobin  
510-01500
- Rose Jobin  
510-01550
- Philip Jobin  
510-01590 MN 4780
- Paul & Rose Jobin  
510-01600 MN 4710
- Philip Jobin  
510-01610
- Wilfred O'Neil  
510-01700 MN 4640
- Wilfred O'Neil  
510-01800
- Wilfred O'Neil  
510-01900
- Ruth Battersby  
510-02000 MN 4428
- James Battersby  
510-02005
- Laurie Knight  
510-02010 MN 4372
- Helene Battersby  
510-02100 MN 4320
- Rose Jobin  
520-00700
- Rose, Philip & Paul Jobin, &  
Jobin Farms Inc.  
520-00750
- Hardershan Brar  
520-00900 MN 8280
- Union Gas Limited  
520-01000
- Guy & Tina Robertson  
520-01100 MN 5372
- Charles Matthews  
520-01210 MN 5296
- Kenneth & Barbara McCarthy  
520-01300 MN 5056
- Barbara McCarthy  
520-01301 MN 5056
- Roger Lemmon  
520-01350 MN 5000

- Joseph & Helen Diesbourg  
520-03400 MN 9209
- Clifford & Connie Campeau  
520-03500
- Jacob Carlesimo  
520-03800 MN 9801
- Clifford & Connie Campeau  
520-03900 MN 4327
- Clifford & Connie Campeau  
520-03901 MN 4311
- Herbert Henricks & Marianne Scarpelli  
520-03920 MN 4357
- Susanna Mackenzie-Russell  
520-04000 MN 4397
- Sanward Enterprises Inc.  
520-04100
- Edward Chittle Jr.  
520-04200
- Jeremy Knezev  
520-04250 MN 4505
- Luigina Gobbo  
520-04300 MN 4529
- Philip Jobin  
520-04400 MN 4707
- Sandwich South Farms Limited  
520-04500 MN 4831
- Brian Chittle  
520-04550 MN 4831
- Steno Novelletta & Rosanne St. Louis  
520-04600 MN 4835
- Gerald & Agnes Lavin  
520-04700 MN 4995
- Thomas & Mary Moore  
520-04750 MN 5015
- Wayne & Carol O'Neil  
520-04800 MN 5235
- Deana & Mario Liburdi  
560-08500 MN 3572
- Diklich Capital Corp.  
530-00100 MN 7254
- Sanward Enterprises Inc.  
530-04770
- Edward Chittle Jr.  
530-04775
- Lee Simpson  
530-04800 MN 5427
- Crossway Church  
560-00300 MN 4215
- Susanna Mackenzie  
560-03900 MN 4127

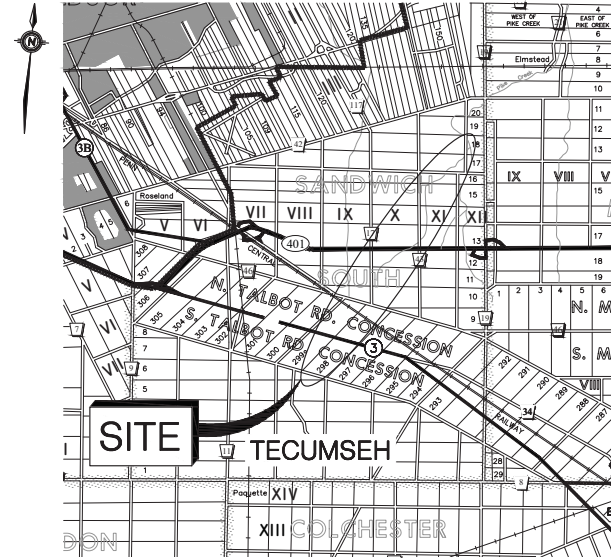
- Philip, Rose & Paul Jobin  
560-04000
- Derek Battersby & Brittney Brown  
560-04010 MN 4250
- Mary McGraw  
560-08000
- 507822 Ontario Inc. & 494112 Ontario Limited  
560-08100
- Phyllis Battersby  
560-08200
- Canada Southern Railway Company  
590-01000
- Town of Tecumseh  
590-01200
- Sandwich South Farms Limited  
090-030-04700
- 1027414 Ontario Inc.  
090-030-04800
- Rose Jobin  
090-030-05000 MN 4856
- John Wilson  
090-030-05200 MN 4800
- Norbert St. Louis  
090-030-05400 MN 4732
- Gerald Lavin  
090-030-05600
- 2017345 Ontario Limited  
090-030-05850
- 1741077 Ontario Inc.  
090-030-06000
- 1583925 Ontario Limited  
090-030-06110
- 2187065 Ontario Limited  
090-030-06200 MN 4310
- Robert Coupe  
090-030-06300 MN 8355
- Thomas Crouchman  
090-030-06400 MN 8475
- Gregory Maxwell  
090-030-06500 MN 8515
106. Joseph Gagnon  
090-030-06600 MN 9039
- Rouslan Rakhoutine  
090-030-06700 MN 9129

CITY OF WINDSOR:

- 1027414 Ontario Inc.  
090-030-04800
- Rose Jobin  
090-030-05000 MN 4856
- John Wilson  
090-030-05200 MN 4800
- Norbert St. Louis  
090-030-05400 MN 4732
- Gerald Lavin  
090-030-05600
- 2017345 Ontario Limited  
090-030-05850
- 1741077 Ontario Inc.  
090-030-06000
- 1583925 Ontario Limited  
090-030-06110
- 2187065 Ontario Limited  
090-030-06200 MN 4310
- Robert Coupe  
090-030-06300 MN 8355
- Thomas Crouchman  
090-030-06400 MN 8475
- Gregory Maxwell  
090-030-06500 MN 8515
106. Joseph Gagnon  
090-030-06600 MN 9039
- Rouslan Rakhoutine  
090-030-06700 MN 9129

BENCHMARKS:

- TOP MIDDLE OF SOUTH HEADWALL OF CONCRETE BRIDGE AT SOUTH TALBOT ROAD & WEST BRANCH OF DELISLE DRAIN.  
ELEV. = 191.812m
- CUT CROSS AT TOP NORTHEAST CORNER OF HEADWALL OF CONCRETE BRIDGE AT GZOWSKI DRAIN & NORTH SIDE OF HIGHWAY NO. 3.  
ELEV. = 189.897m
- TOP MIDDLE OF SOUTH HEADWALL OF CONCRETE BRIDGE AT COUNTY ROAD 46 & SULLIVAN CREEK DRAIN.  
ELEV. = 189.301m
- TOP MIDDLE OF NORTH DECK OF CONCRETE BRIDGE AT HIGHWAY 401 & SULLIVAN CREEK DRAIN.  
ELEV. = 186.113m
- TOP NORTHWEST CORNER OF NORTH DECK OF CONCRETE BRIDGE AT BASELINE ROAD & SULLIVAN CREEK DRAIN.  
ELEV. = 183.557m
- TOP MIDDLE OF WEST HEADWALL OF CONCRETE BRIDGE AT 12TH CONCESSION ROAD & SULLIVAN CREEK DRAIN.  
ELEV. = 182.943m



KEY MAP

SCALE=1:100,000



WATERSHED PLAN

SCALE=1:15,000

DETAIL 'A'

SCALE=1:3,000

THESE PLANS HAVE BEEN REDUCED  
AND THE SCALE THEREFORE VARIES.  
FULL SCALE PLANS MAY BE VIEWED  
AT THE MUNICIPAL OFFICE.

DRAWN BY: G.S. & S.H.  
PLOT CODE: 1:1  
COMPUTER FILE: REI2015D010.DWG  
FILE No.: 2015D010  
SHEET No.: 1 OF 51





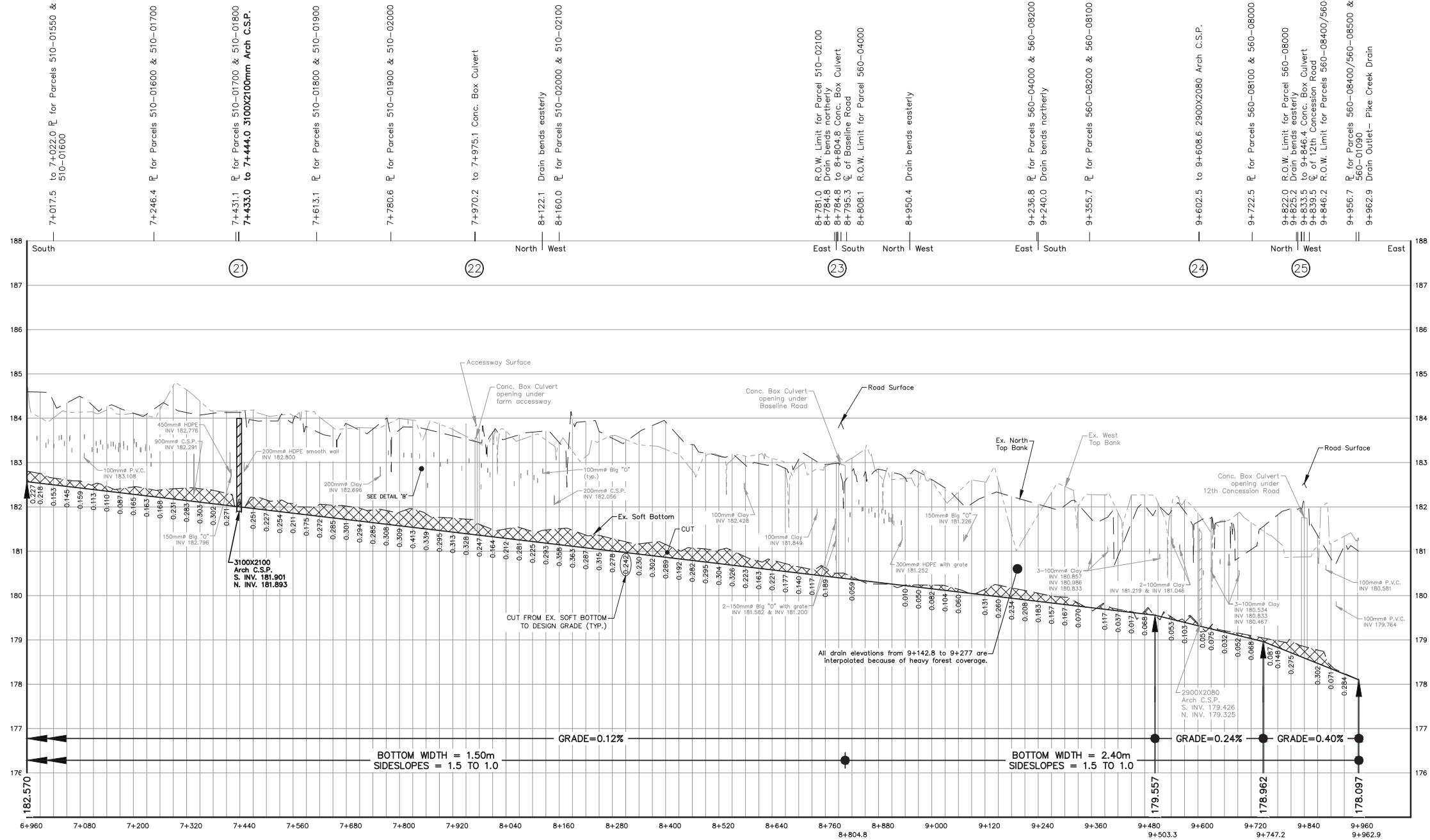
SCALE=1:5000 hor.  
1:50 vert.

REFER TO SHEET 3 FOR PROFILE OF SULLIVAN CREEK DRAIN- STA 3+480 TO 6+960.  
REFER TO SHEET 4 FOR PROFILE OF SULLIVAN CREEK DRAIN- STA 6+960 TO 9+962.9.

KING'S HIGHWAY NO. 3, STA 2+225.2	<u>FILEV: 191.200m</u>
CANADA SOUTH RAILWAY, STA 3+316.4	<u>FILEV: 190.901m</u>
COUNTY ROAD 46, STA 3+771.1	<u>FILEV: 189.300m</u>
10TH CONCESSION ROAD, STA 4+355.1	<u>FILEV: 188.245m</u>
KING'S HIGHWAY NO. 401, STA 6+108.2	<u>FILEV: 186.853m (approx.)</u>
11TH CONCESSION ROAD, STA 6+688.9	<u>FILEV: 185.655m</u>
BASILINE ROAD, STA 8+795.3	<u>FILEV: 183.907m</u>
12TH CONCESSION ROAD, STA 9+839.5	<u>FILEV: 182.537m</u>

DRAWN BY: G.S. & S.H.	
PLOT CODE: 1:1	
COMPUTER FILE: REI2015D010.DWG	
FILE No.: 2015D010	SHEET No.: 2 OF 51





PROFILE OF SULLIVAN CREEK DRAIN- STA. 6+960 TO STA. 9+962.9

SCALE=1:5000 hor.  
1:50 vert.

BENCHMARKS:

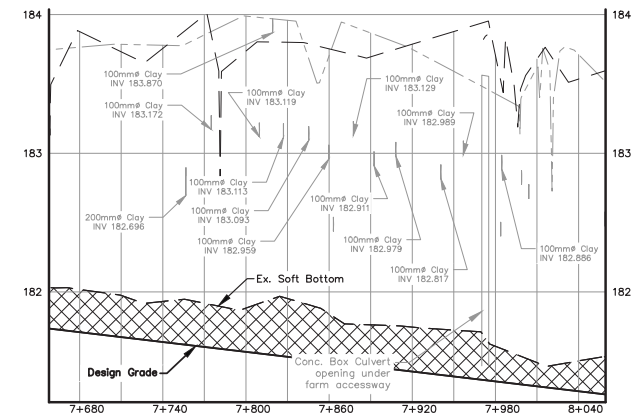
- TOP MIDDLE OF SOUTH HEADWALL OF CONCRETE BRIDGE AT SOUTH TALBOT ROAD & WEST BRANCH OF DELISLE DRAIN.  
ELEV. = 191.812m
- CUT CROSS AT TOP NORTHEAST CORNER OF HEADWALL OF CONCRETE BRIDGE AT GZOWSKI DRAIN & NORTH SIDE OF HIGHWAY NO. 3.  
ELEV. = 189.897m
- TOP MIDDLE OF SOUTH HEADWALL OF CONCRETE BRIDGE AT COUNTY ROAD 46 & SULLIVAN CREEK DRAIN.  
ELEV. = 189.301m
- TOP MIDDLE OF NORTH DECK OF CONCRETE BRIDGE AT HIGHWAY 401 & SULLIVAN CREEK DRAIN.  
ELEV. = 186.113m
- TOP NORTHWEST CORNER OF NORTH DECK OF CONCRETE BRIDGE AT BASELINE ROAD & SULLIVAN CREEK DRAIN.  
ELEV. = 183.557m
- TOP MIDDLE OF WEST HEADWALL OF CONCRETE BRIDGE AT 12TH CONCESSION ROAD & SULLIVAN CREEK DRAIN.  
ELEV. = 182.581m

ROAD & RAILWAY C CROSSINGS:

KING'S HIGHWAY NO. 3, STA 2+225.2  
CANADA SOUTH RAILWAY, STA 3+316.4  
COUNTY ROAD 46, STA 3+771.1  
10TH CONCESSION ROAD, STA 4+355.1  
KING'S HIGHWAY NO. 401, STA 6+108.2  
11TH CONCESSION ROAD, STA 6+688.9  
BASELINE ROAD, STA 8+795.3  
12TH CONCESSION ROAD, STA 9+839.5

ELEV. 191.200m  
ELEV. 190.901m  
ELEV. 189.300m  
ELEV. 188.245m  
ELEV. 186.853m (approx.)  
ELEV. 185.655m  
ELEV. 183.907m  
ELEV. 182.537m

REFER TO SHEET 2 FOR PROFILE OF SULLIVAN CREEK DRAIN- STA 0+000 TO 3+480.  
REFER TO SHEET 3 FOR PROFILE OF SULLIVAN CREEK DRAIN- STA 3+480 TO 6+960.



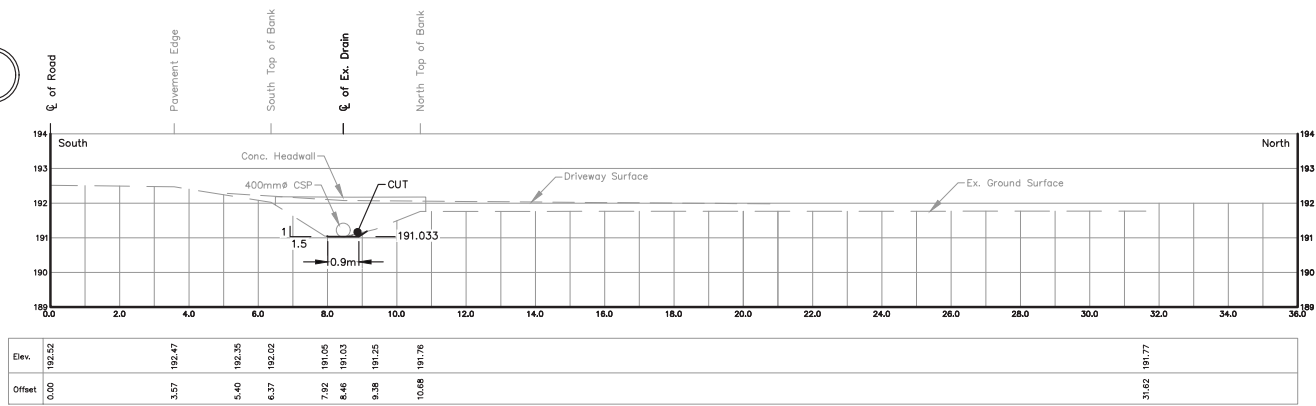
DETAIL 'B'

SCALE=1:2500 hor.  
1:25 vert.

THESE PLANS HAVE BEEN REDUCED  
AND THE SCALE THEREFORE VARIES.  
FULL SCALE PLANS MAY BE VIEWED  
AT THE MUNICIPAL OFFICE.

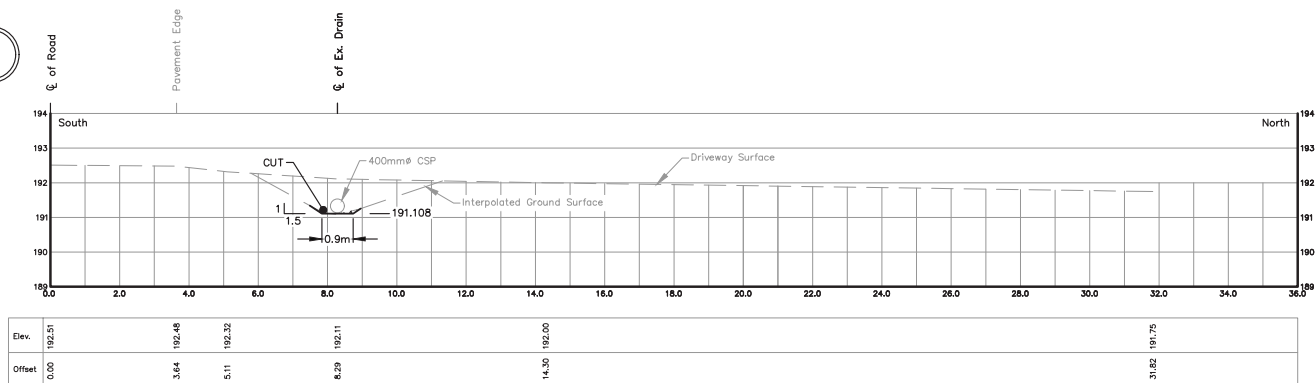
DRAWN BY: G.S. & S.H.  
PLOT CODE: 1:1  
COMPUTER FILE: REI2015D010.DWG  
FILE No.: 2015D010  
SHEET No.: 4 OF 51

1



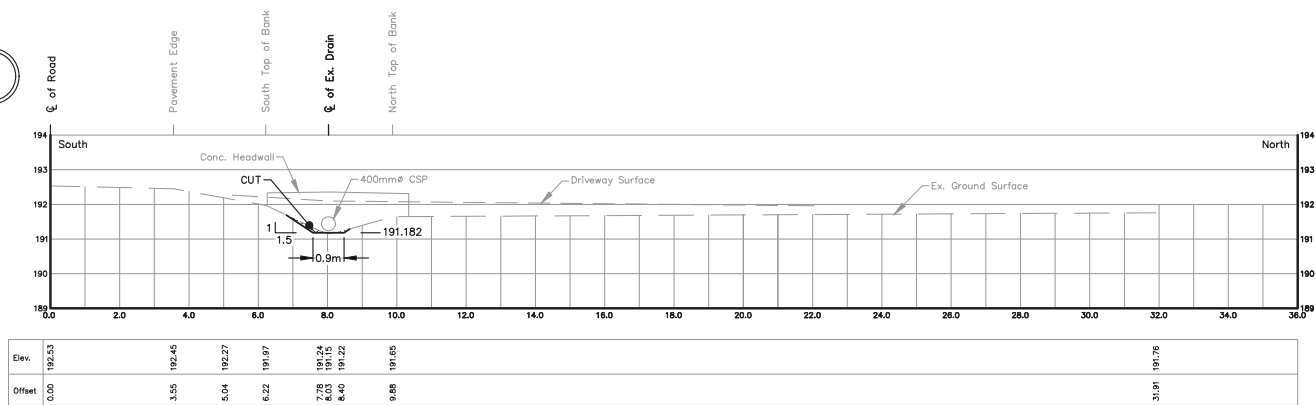
STA. 0+017.1  
Scale = 1:100

1

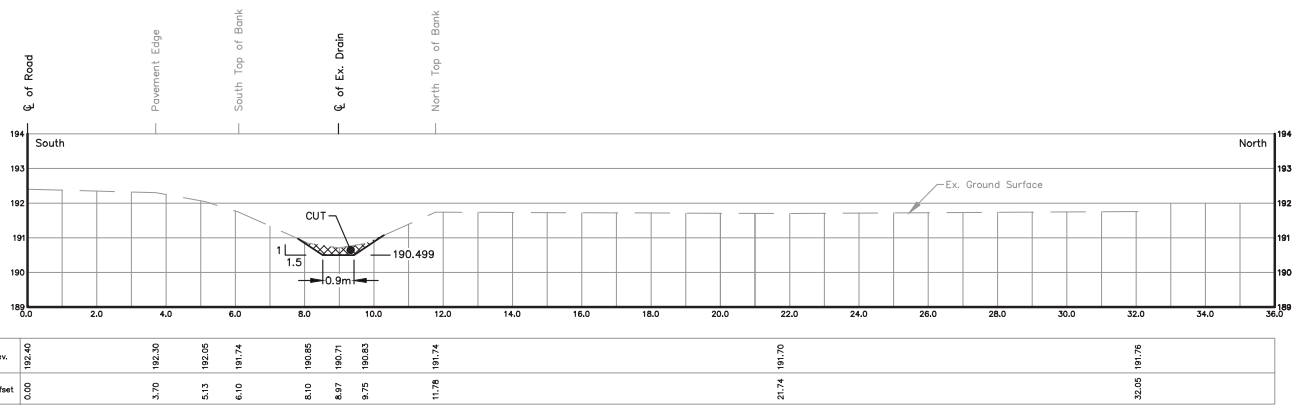


STA. 0+013.7  
Scale = 1:100

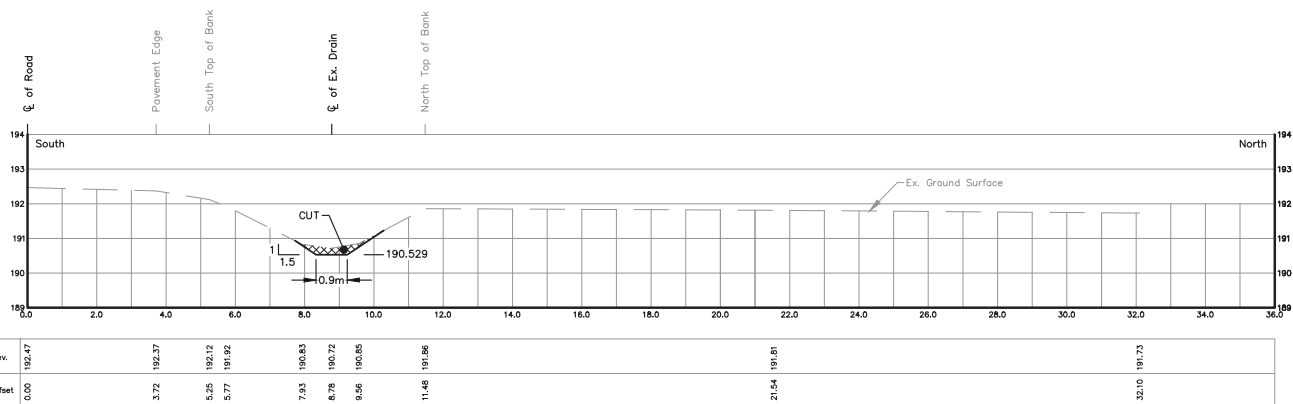
1



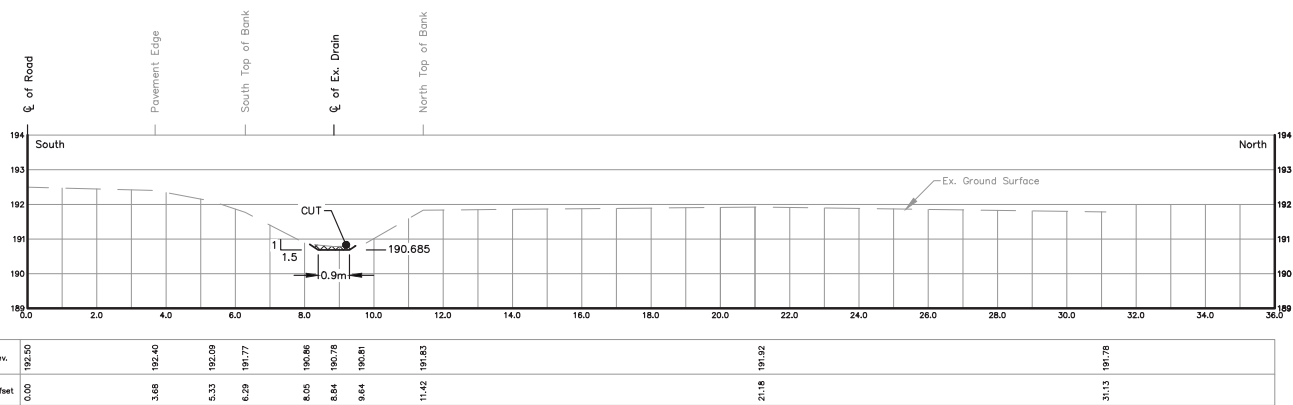
STA. 0+010.4  
Scale = 1:100



STA. 0+133.8  
Scale = 1:100



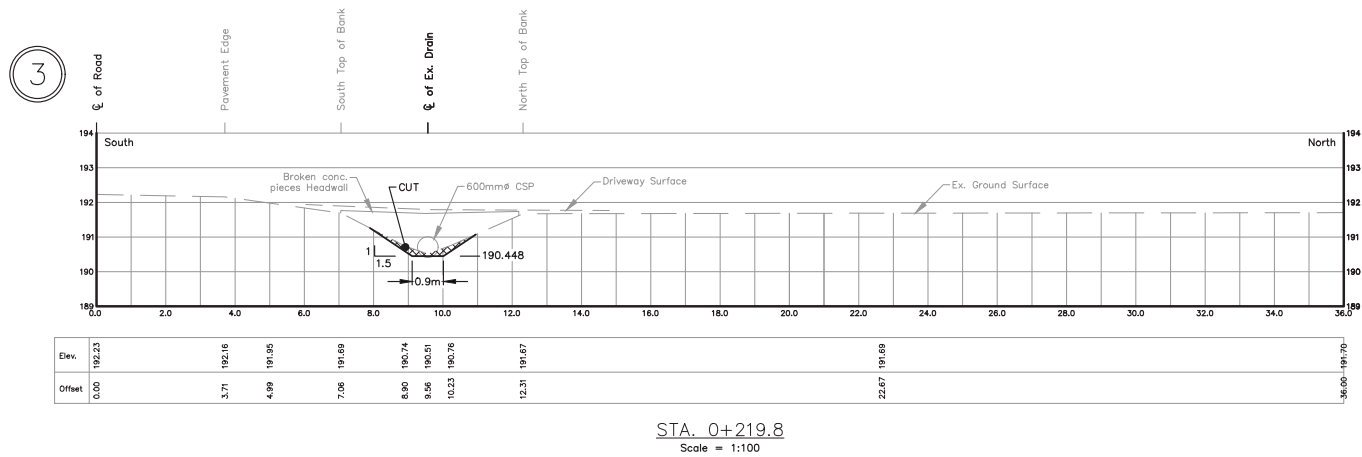
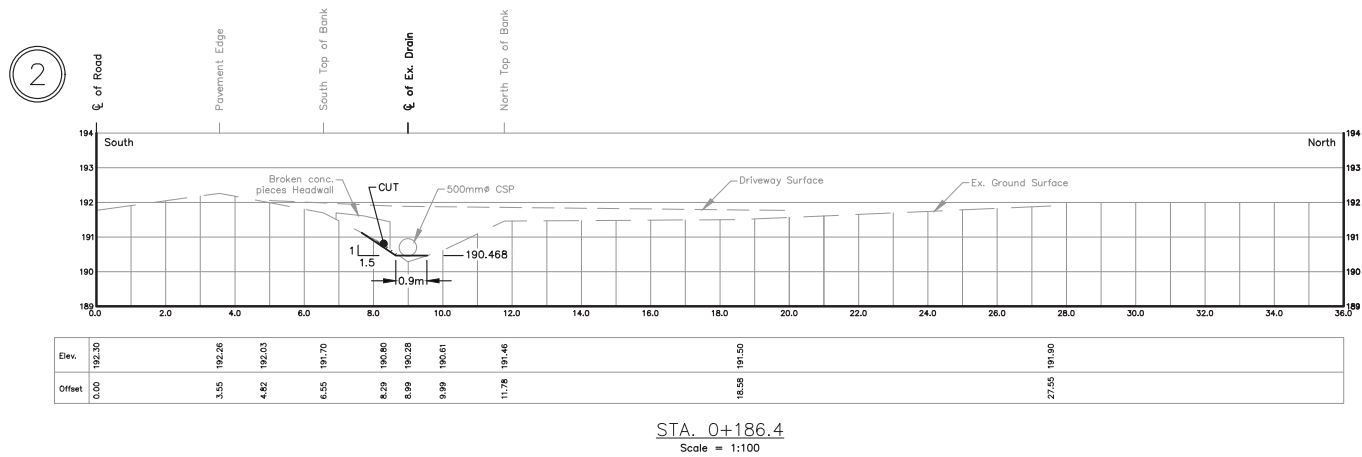
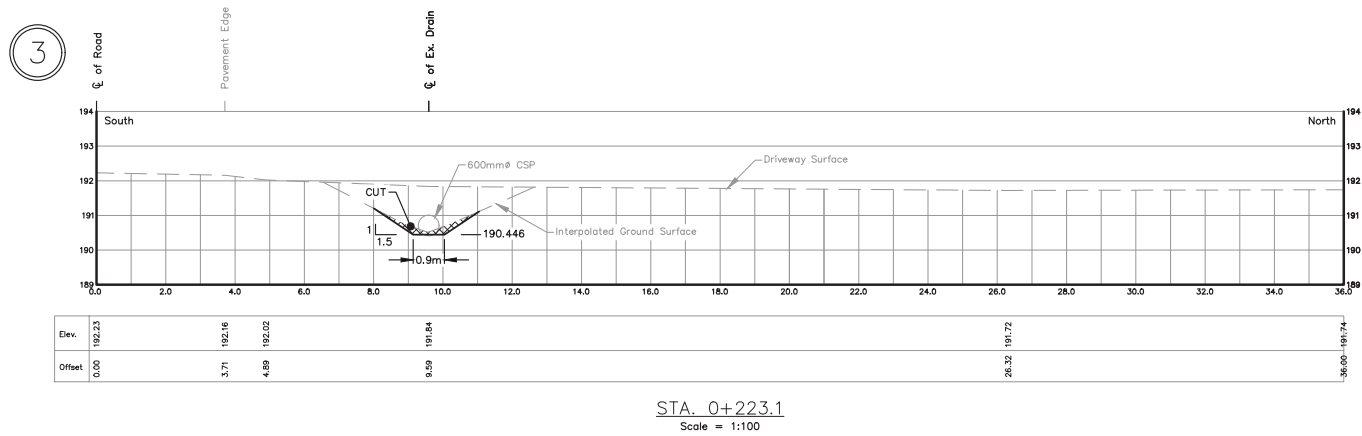
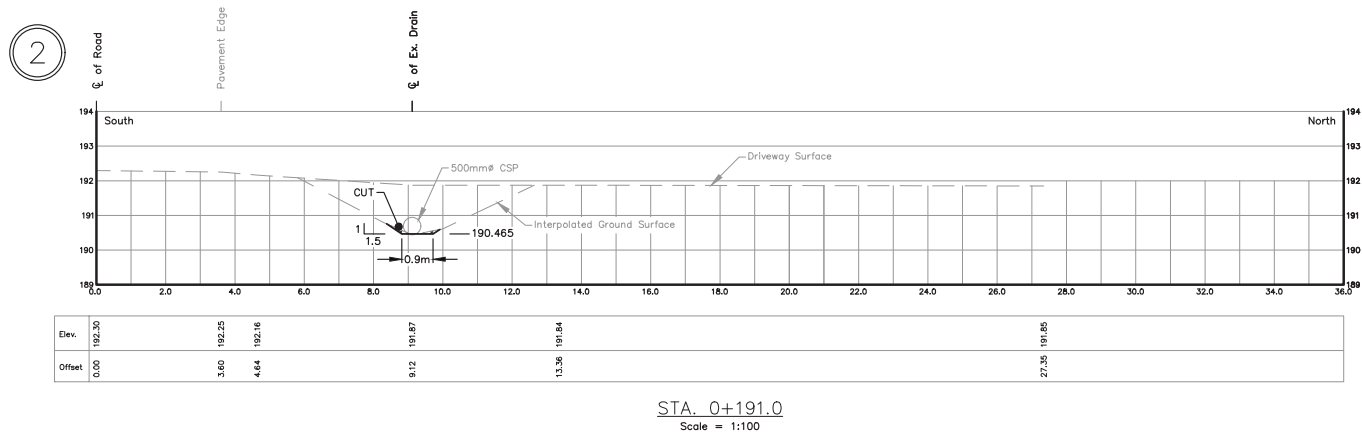
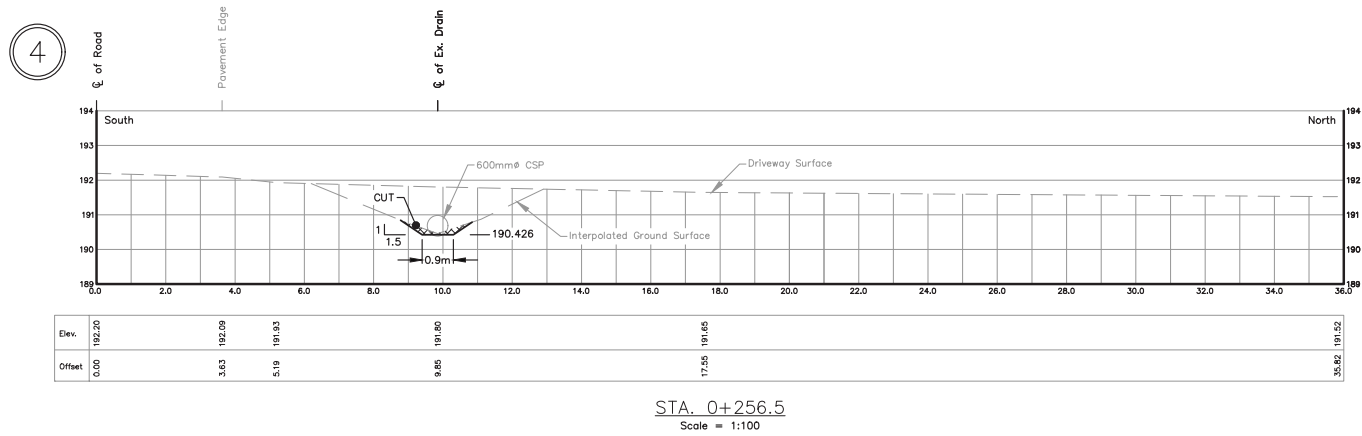
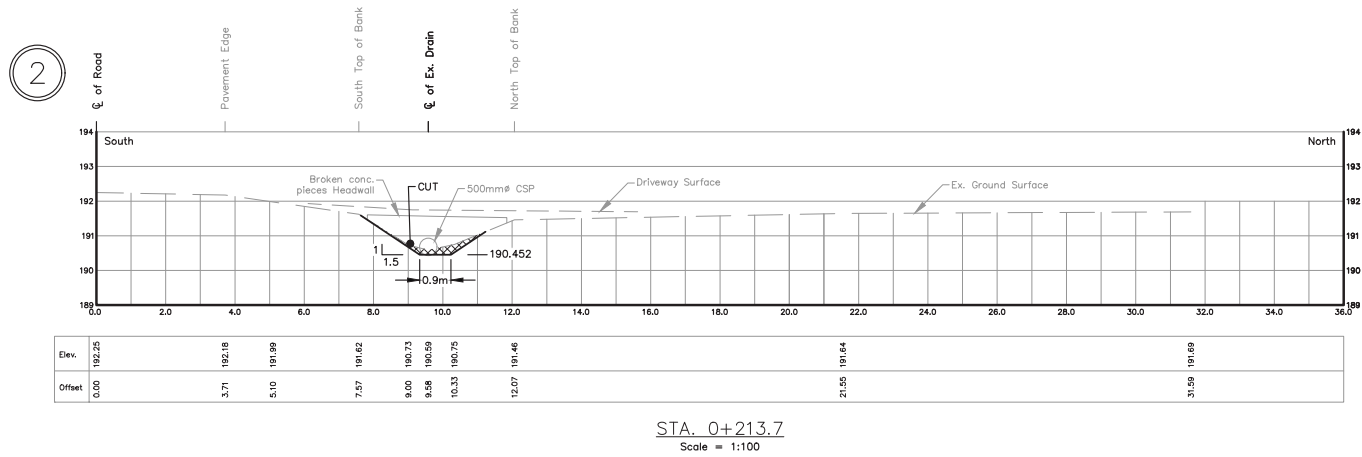
STA. 0+083.8  
Scale = 1:100



STA. 0+032.7  
Scale = 1:100

THESE PLANS HAVE BEEN REDUCED  
AND THE SCALE THEREFORE VARIES.  
FULL SCALE PLANS MAY BE VIEWED  
AT THE MUNICIPAL OFFICE.

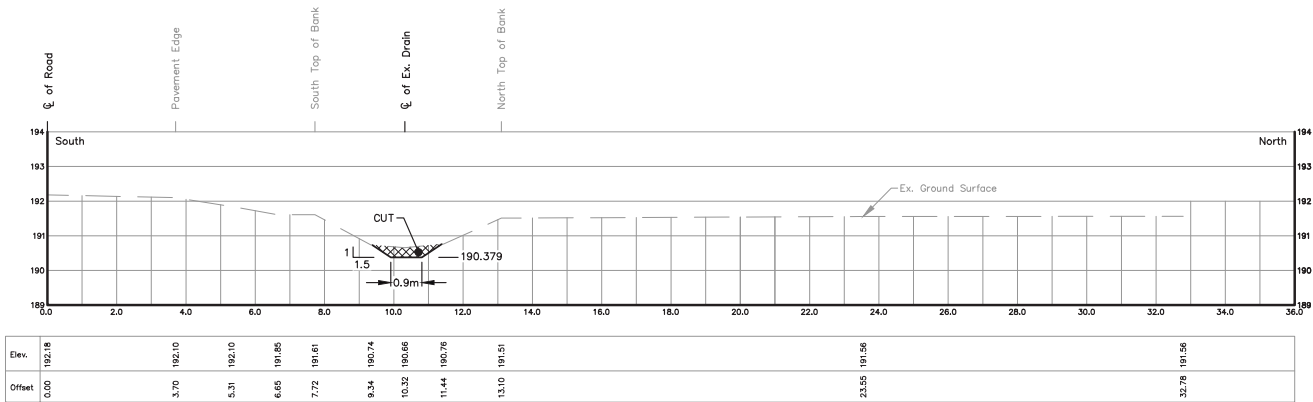
DRAWN BY: G.S. & S.H.  
PLOT CODE: 1:1  
COMPUTER FILE: REI2015D010.DWG  
FILE No.: SHEET No.:  
2015D010 5 OF 51



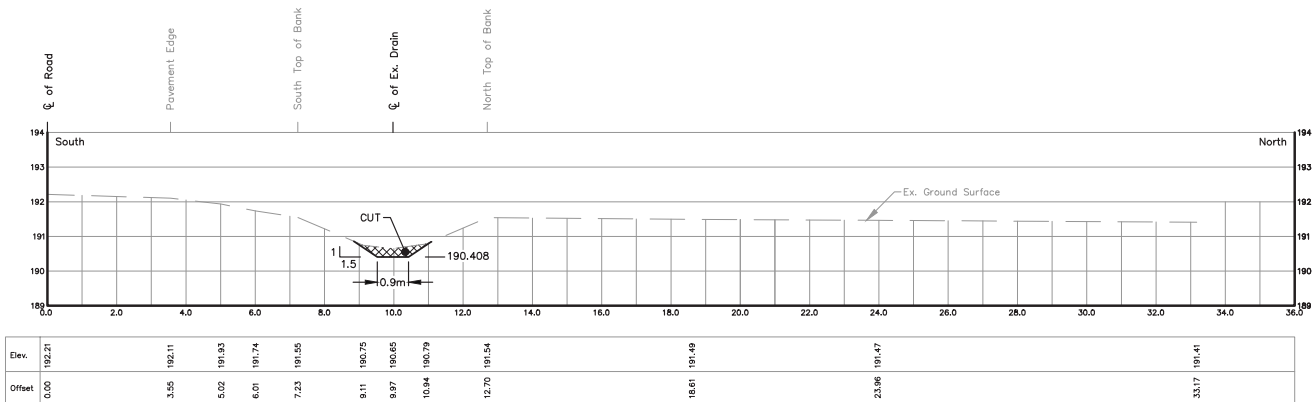
THESE PLANS HAVE BEEN REDUCED  
AND THE SCALE THEREFORE VARIES.  
FULL SCALE PLANS MAY BE VIEWED  
AT THE MUNICIPAL OFFICE.

DRAWN BY: G.S. & S.H.  
PLOT CODE: 1:1  
COMPUTER FILE: REI2015D010.DWG  
FILE No.: 2015D010  
SHEET No.: 6 OF 51

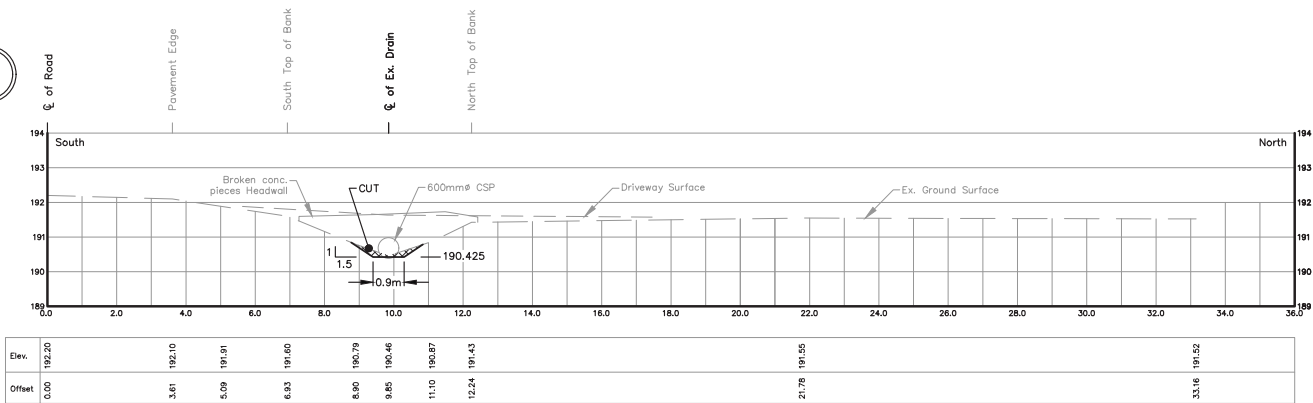
C:\Users\John\Desktop\REI-20150010 - Sullivan Creek Drain\REI20150010 Sections A.dwg 2021-05-16



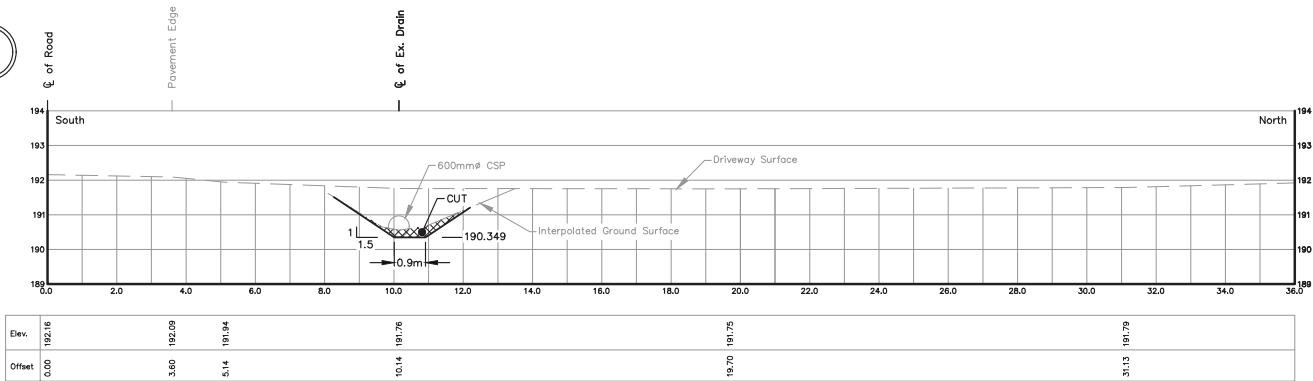
STA. 0+336.1  
Scale = 1:100



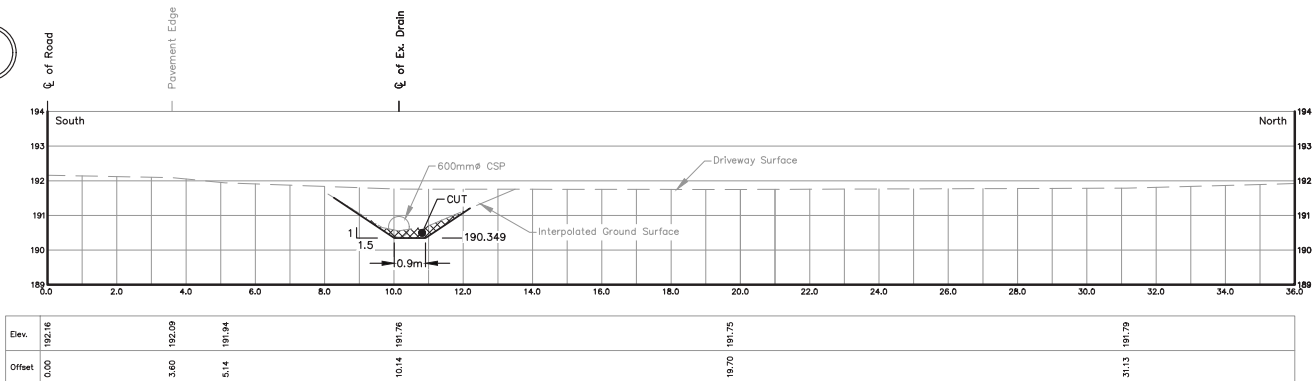
STA. 0+286.6  
Scale = 1:100



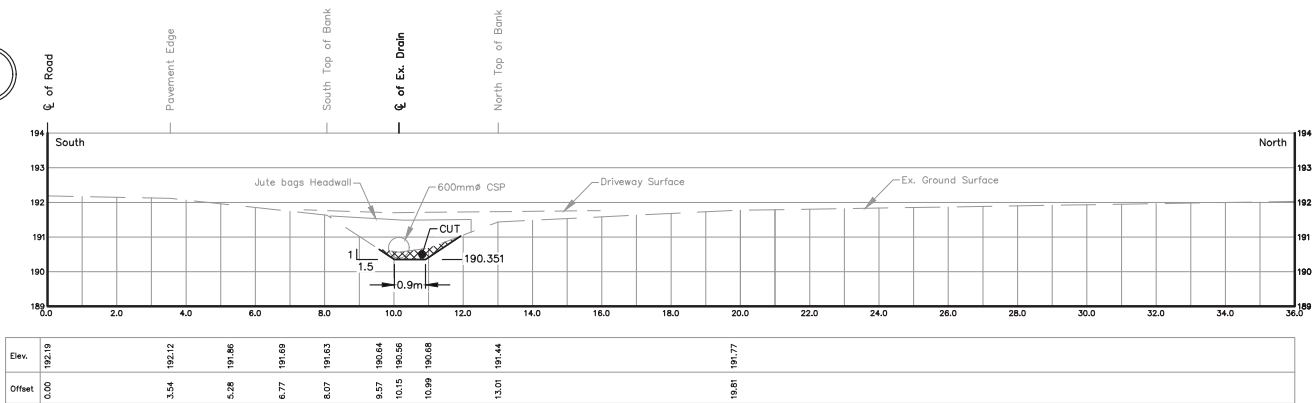
STA. 0+259.6  
Scale = 1:100



STA. 0+387.2  
Scale = 1:100



STA. 0+387.2  
Scale = 1:100



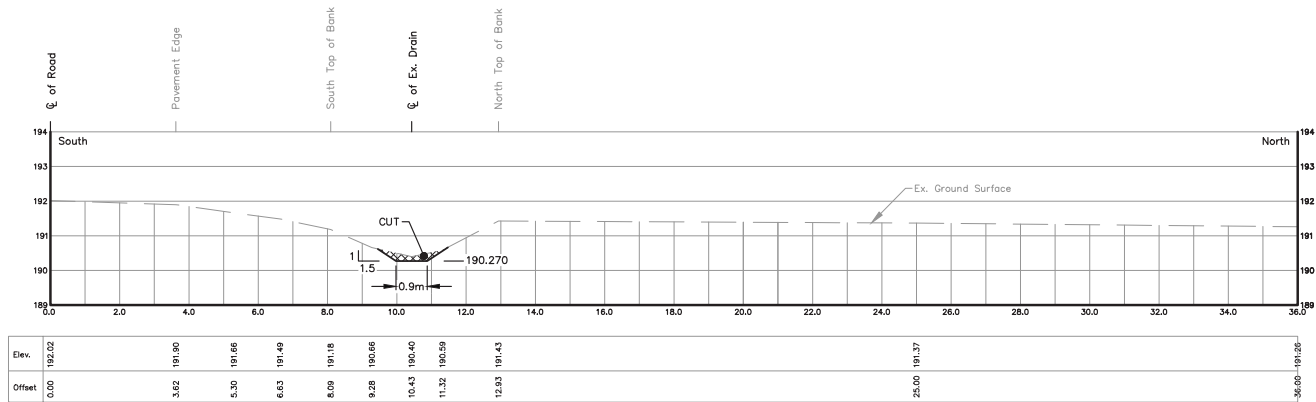
STA. 0+383.9  
Scale = 1:100

THESE PLANS HAVE BEEN REDUCED  
AND THE SCALE THEREFORE VARIES.  
FULL SCALE PLANS MAY BE VIEWED  
AT THE MUNICIPAL OFFICE.

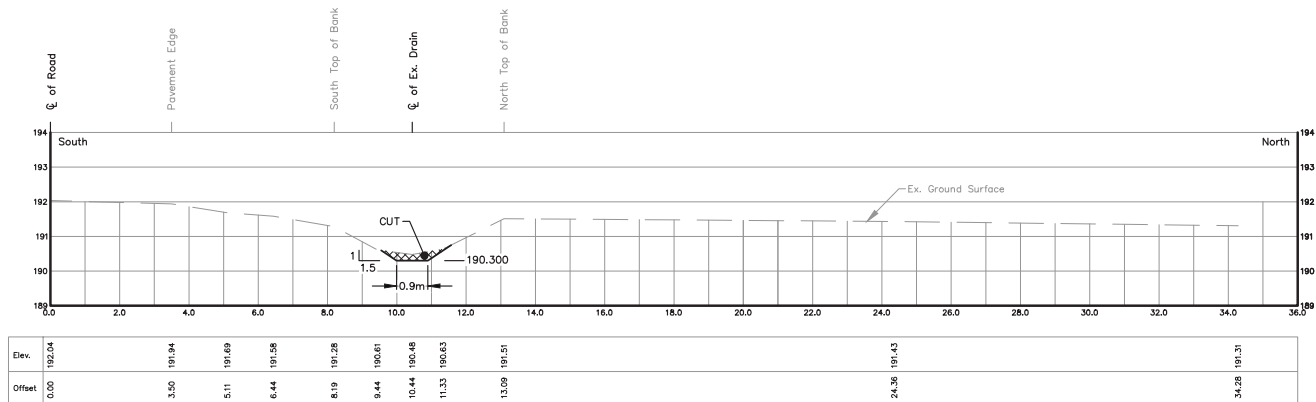
DRAWN BY: G.S. & S.H.  
PLOT CODE: 1:1  
COMPUTER FILE: REI2015D010.DWG  
FILE No.: 2015D010  
SHEET No.: 7 OF 51



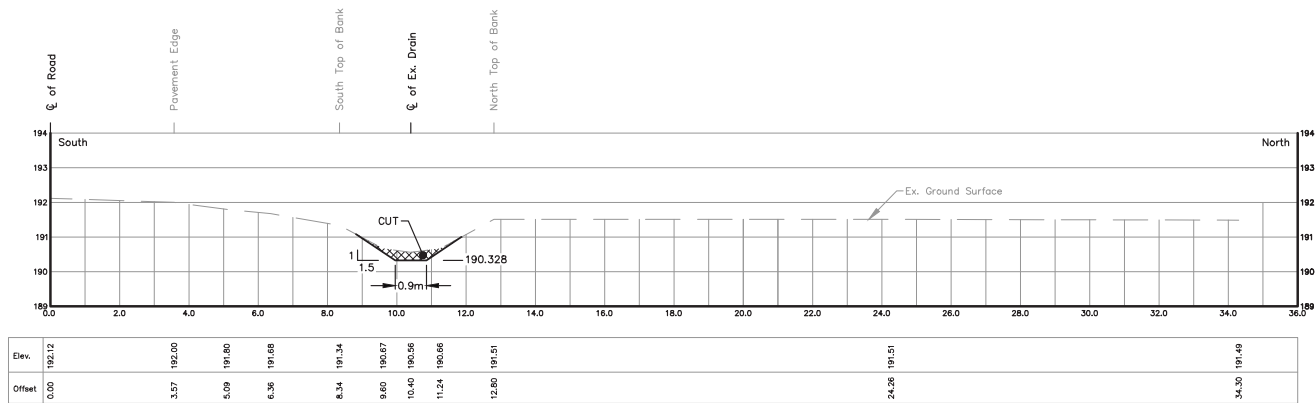
C:\Users\John\Desktop\REI-20150010 - Sullivan Creek Drain\REI20150010 Sections.dwg 2021-05-16



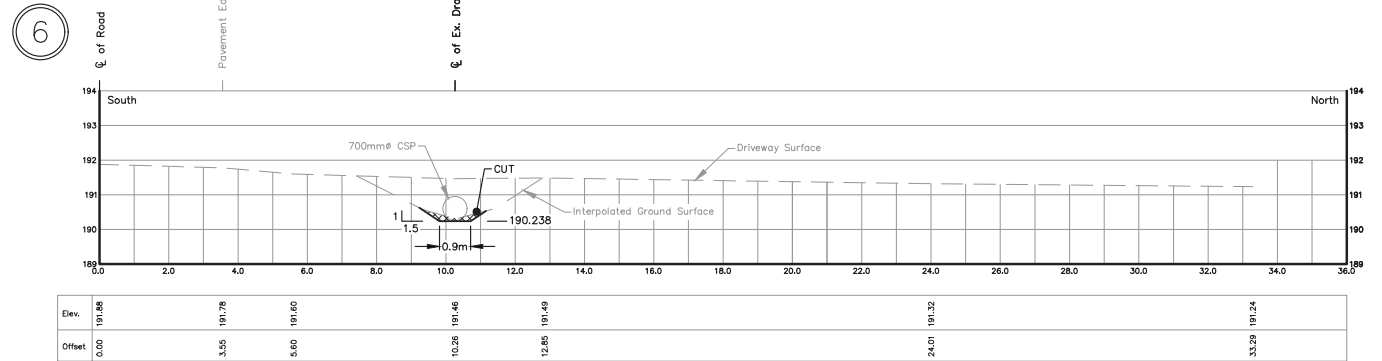
STA. 0+519.7  
Scale = 1:100



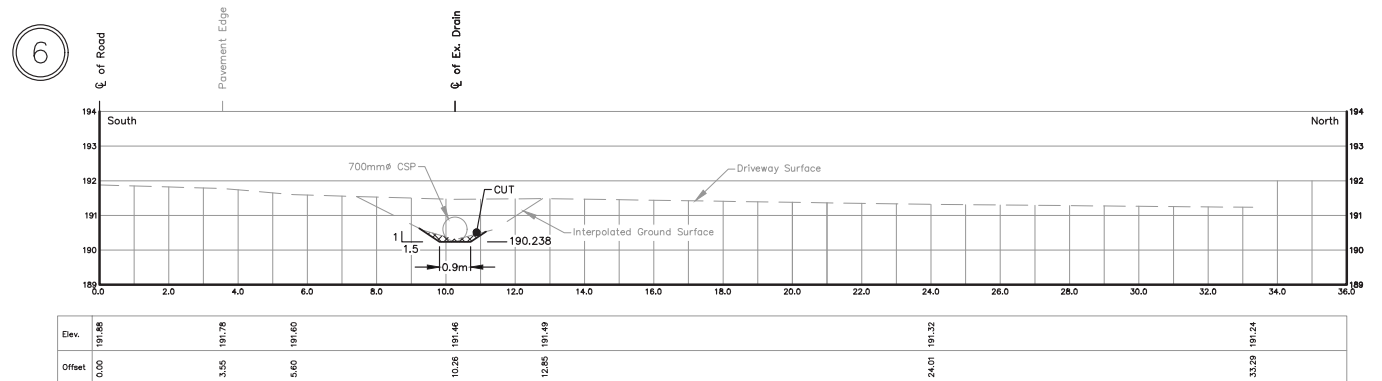
STA. 0+469.1  
Scale = 1:100



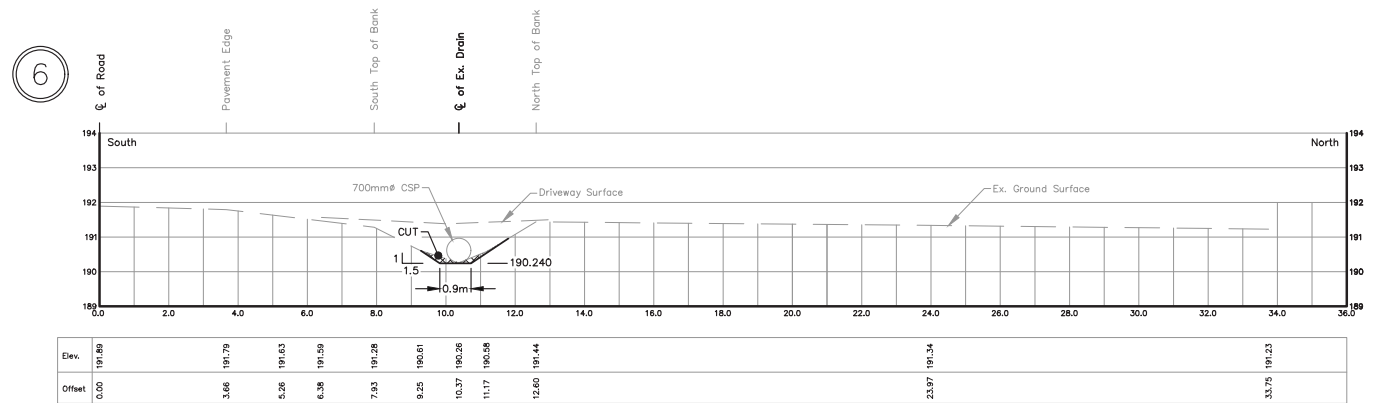
STA. 0+421.5  
Scale = 1:100



STA. 0+573.0  
Scale = 1:100



STA. 0+573.0  
Scale = 1:100



STA. 0+570.2  
Scale = 1:100

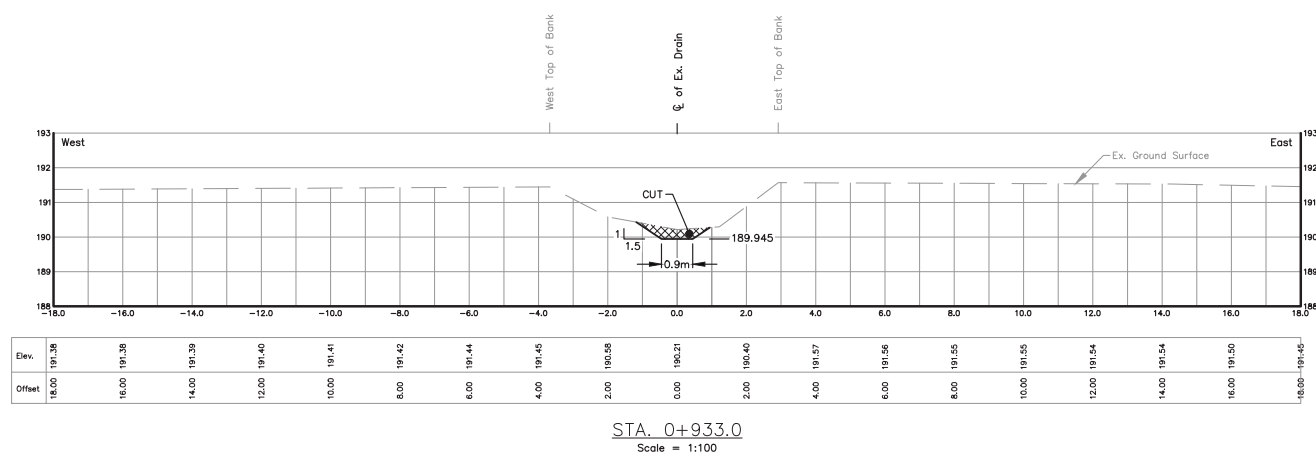
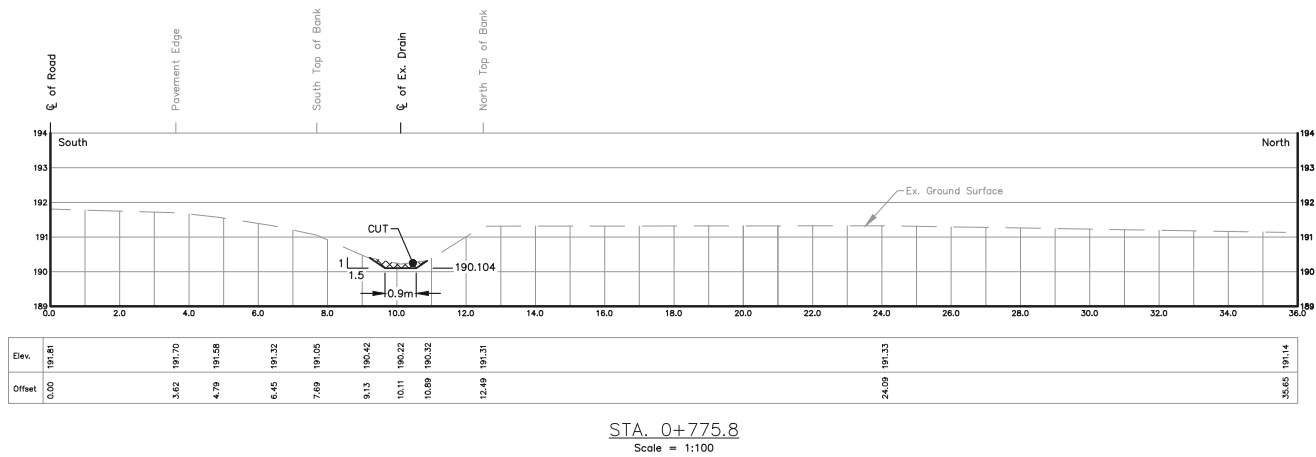
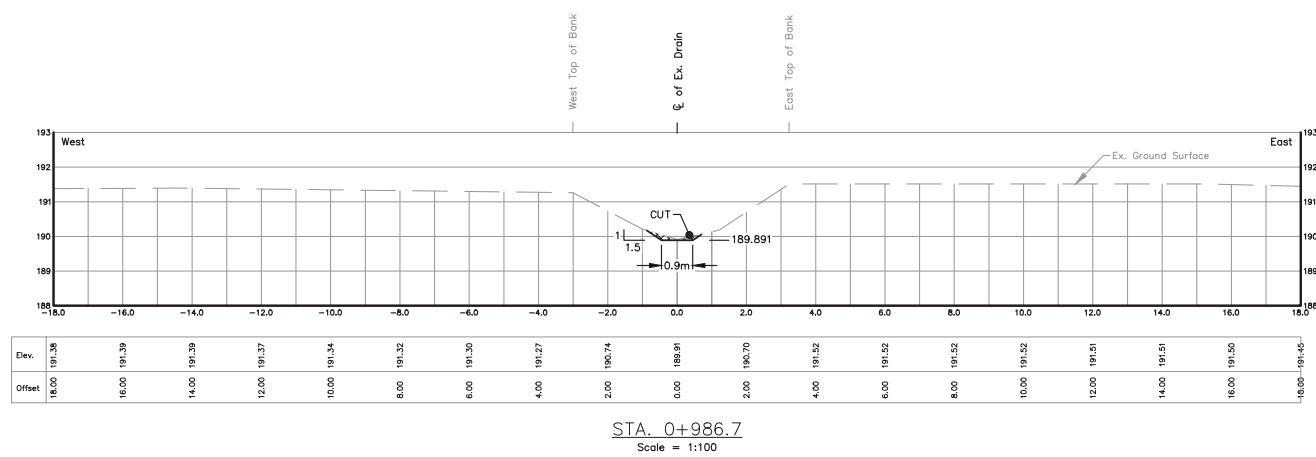
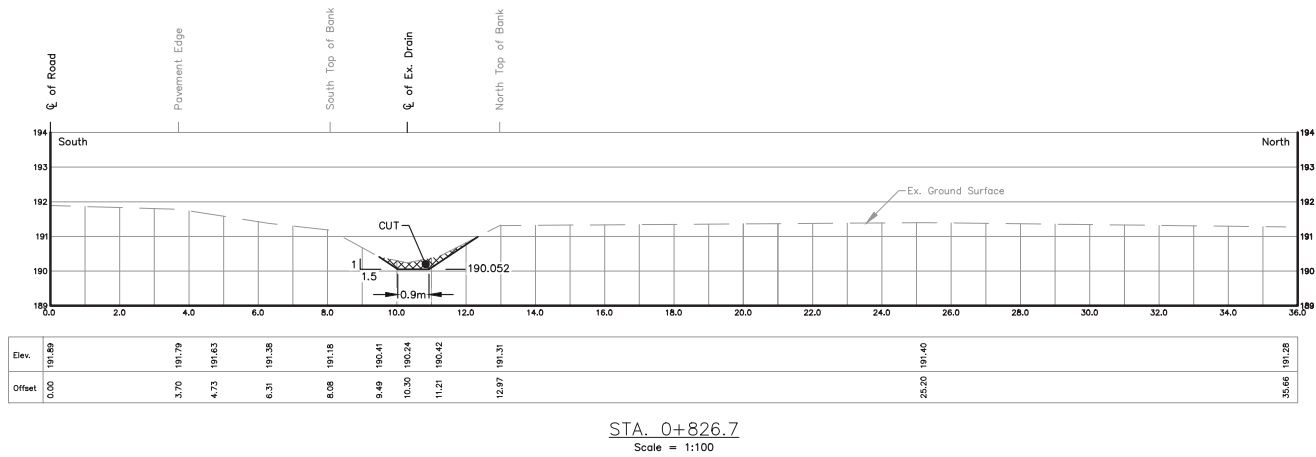
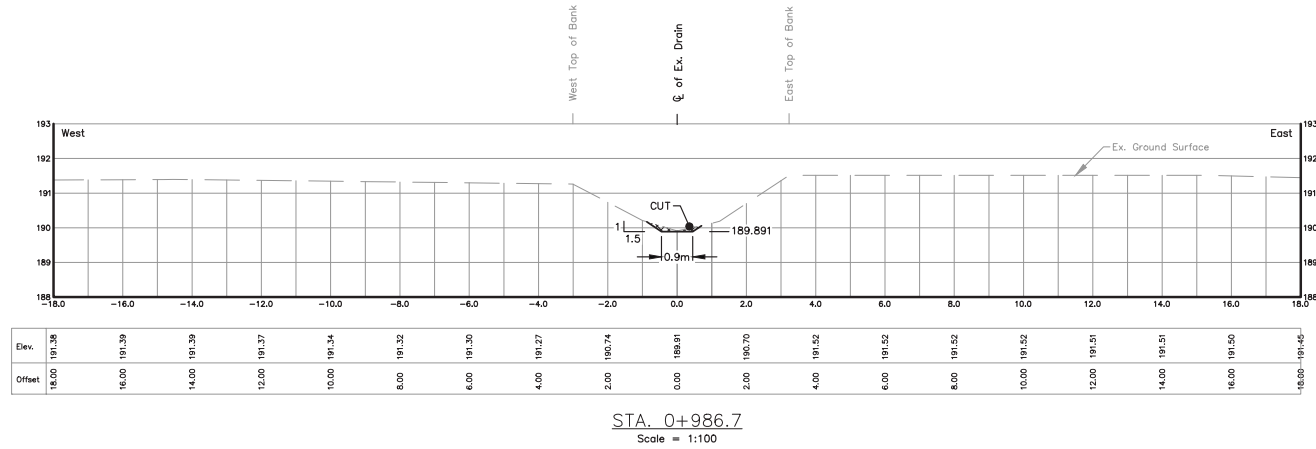
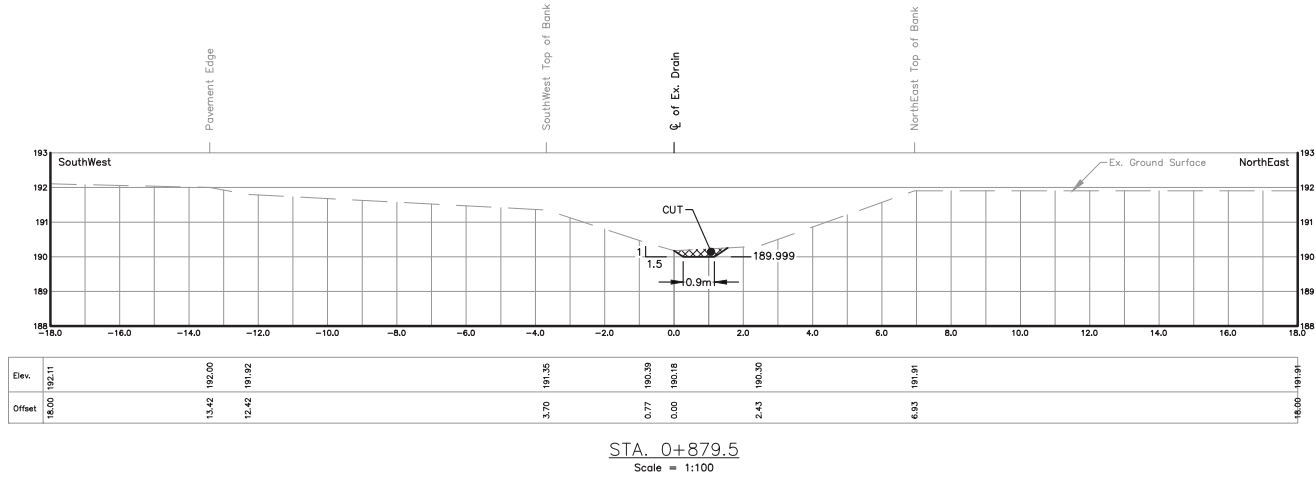
THESE PLANS HAVE BEEN REDUCED  
AND THE SCALE THEREFORE VARIES.  
FULL SCALE PLANS MAY BE VIEWED  
AT THE MUNICIPAL OFFICE.

DRAWN BY: G.S. & S.H.  
PLOT CODE: 1:1  
COMPUTER FILE: REI2015D010.DWG  
FILE No.: 2015D010  
SHEET No.: 8 OF 51





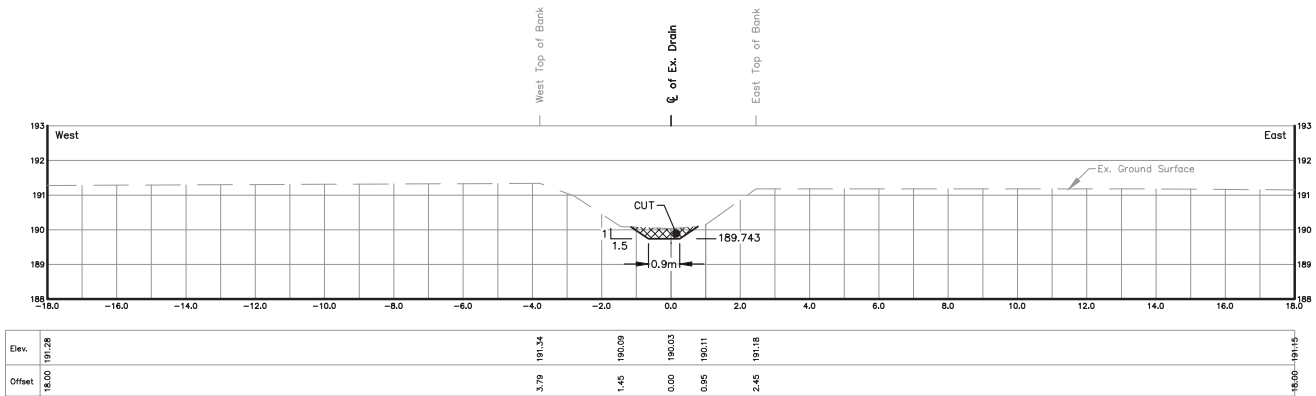
C:\Users\John\Desktop\REI-20150010 - Sullivan Creek Drain\REI20150010 Sections.dwg 2021-05-16



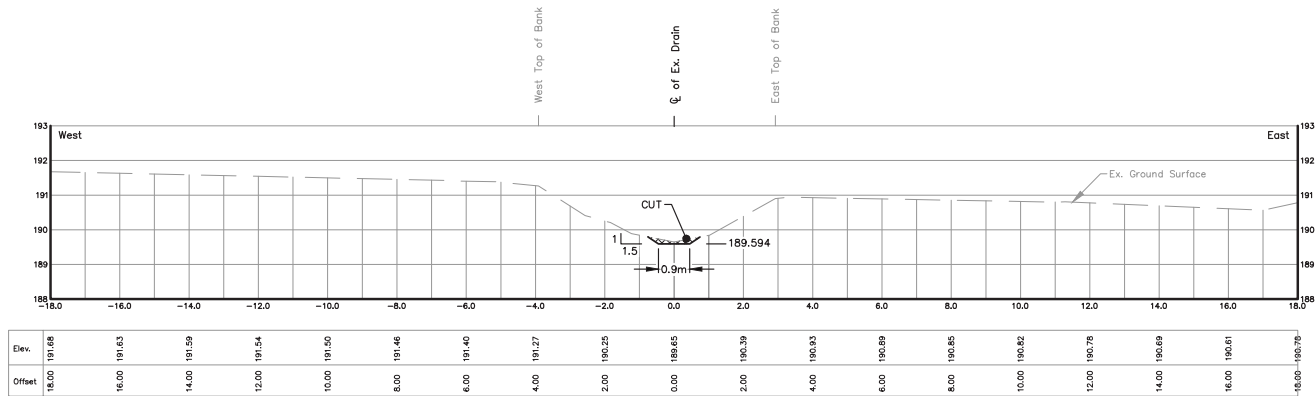
THESE PLANS HAVE BEEN REDUCED  
AND THE SCALE THEREFORE VARIES.  
FULL SCALE PLANS MAY BE VIEWED  
AT THE MUNICIPAL OFFICE.

DRAWN BY: G.S. & S.H.  
PLOT CODE: 1:1  
COMPUTER FILE: REI2015D010.DWG

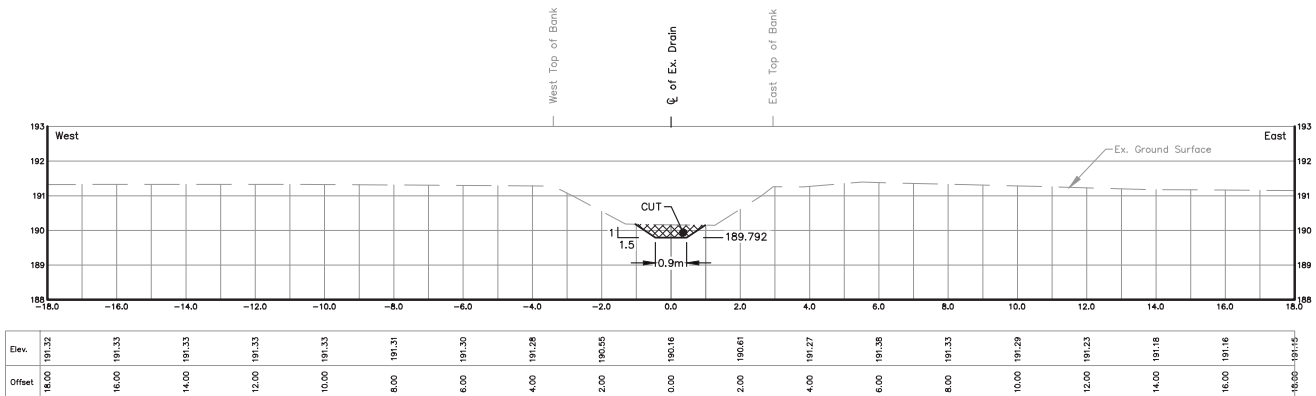
FILE No.: SHEET No.:  
2015D010 10 OF 51



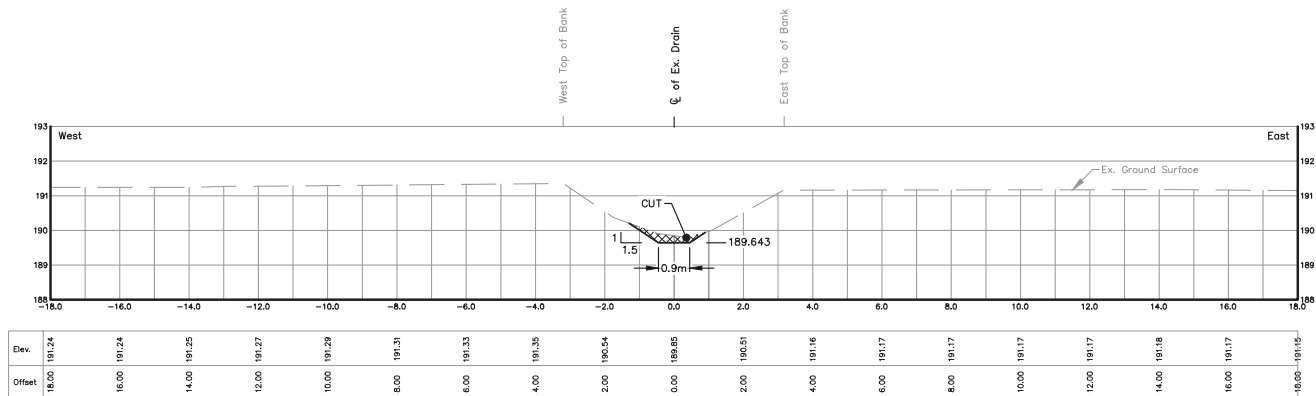
STA. 1+132.7  
Scale = 1:100



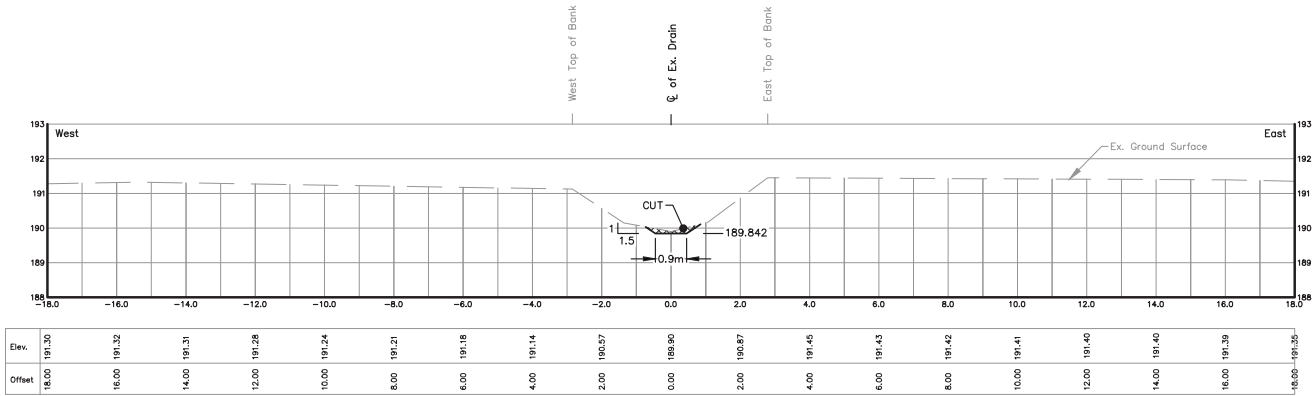
STA. 1+280.7  
Scale = 1:100



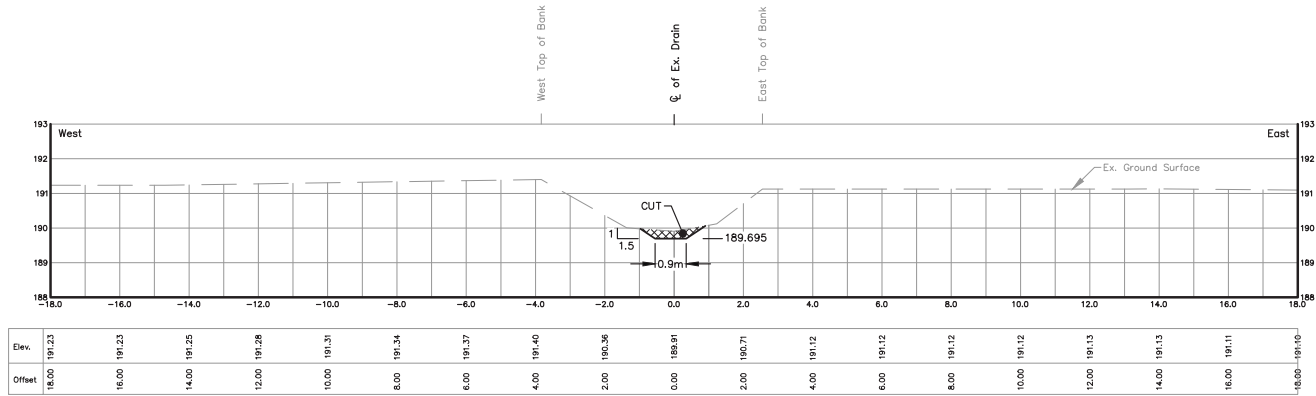
STA. 1+089  
Scale = 1:100



STA. 1+231.4  
Scale = 1:100



STA. 1+034.4  
Scale = 1:100



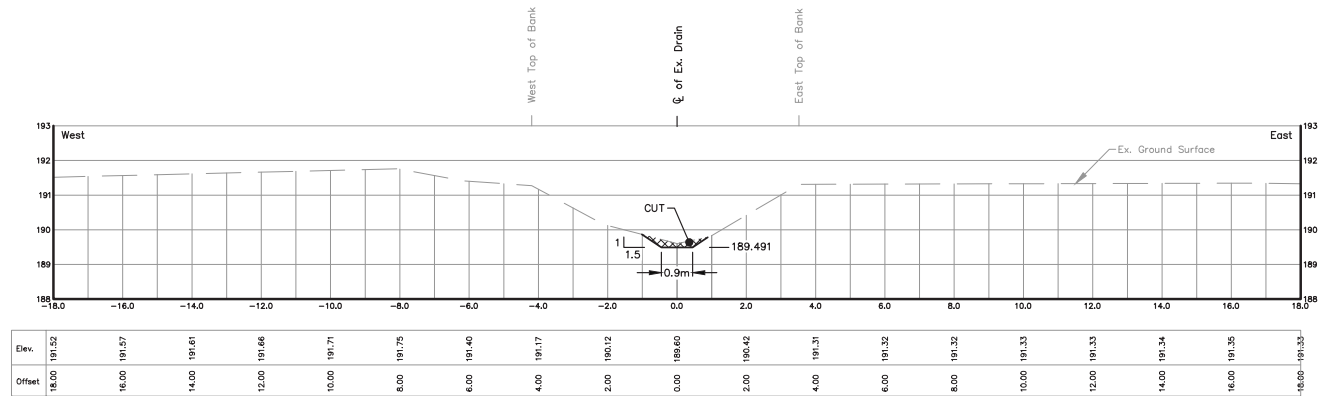
STA. 1+180.0  
Scale = 1:100

THESE PLANS HAVE BEEN REDUCED  
AND THE SCALE THEREFORE VARIES.  
FULL SCALE PLANS MAY BE VIEWED  
AT THE MUNICIPAL OFFICE.

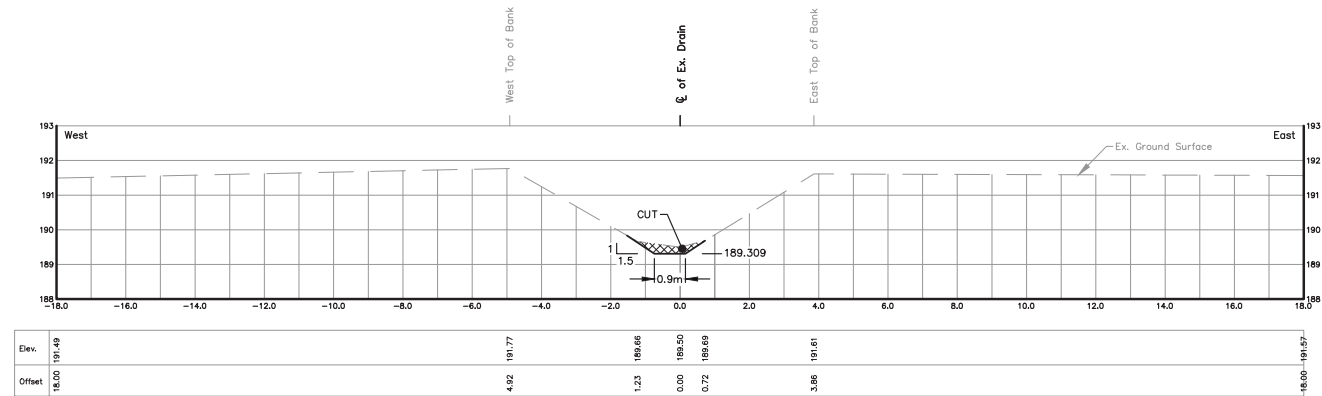
DRAWN BY: G.S. & S.H.  
PLOT CODE: 1:1  
COMPUTER FILE: REI2015D010.DWG

FILE No.: SHEET No.:  
2015D010 11 OF 51

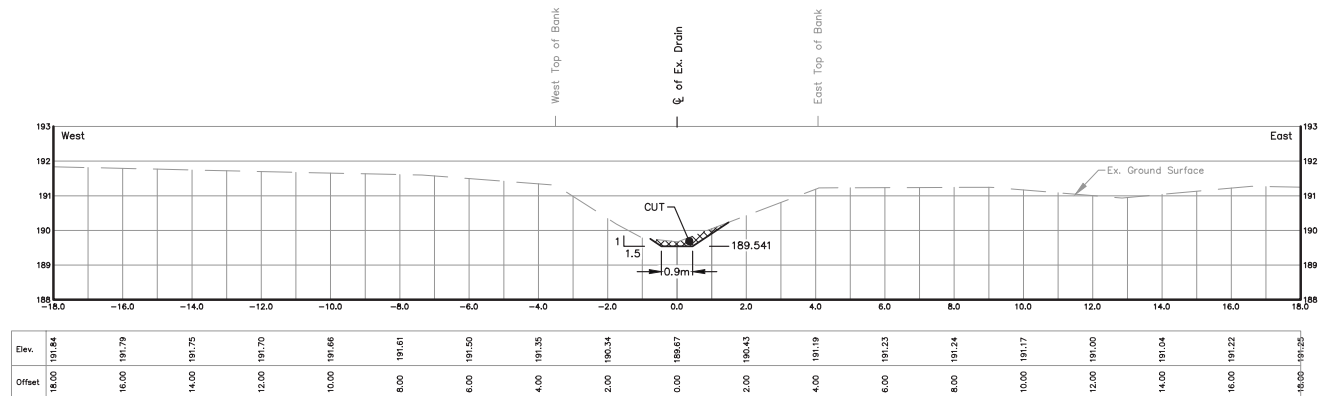
C:\Users\John\Desktop\REI-20150010 - Sullivan Creek Drain\REI20150010 Sections.dwg 2021-05-16



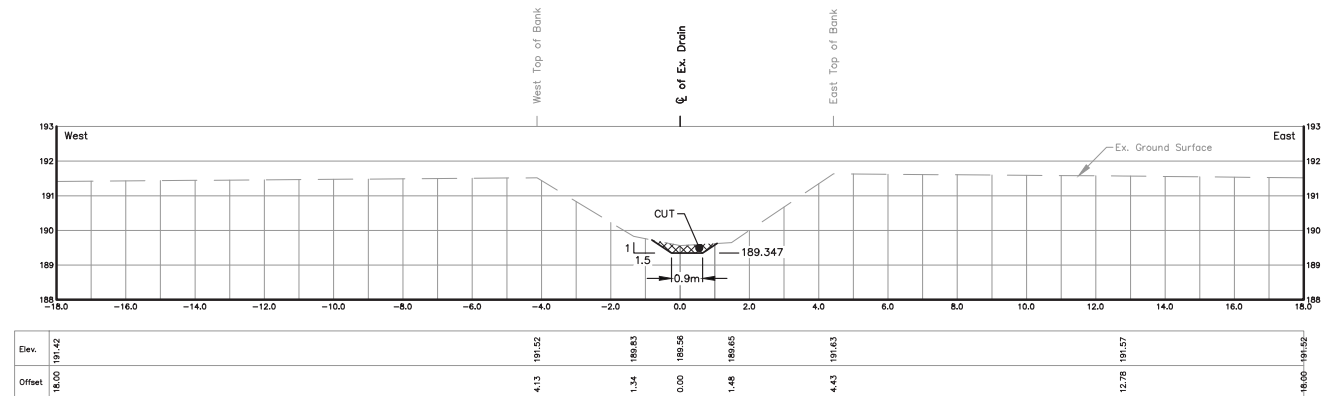
STA. 1+381.0  
Scale = 1:100



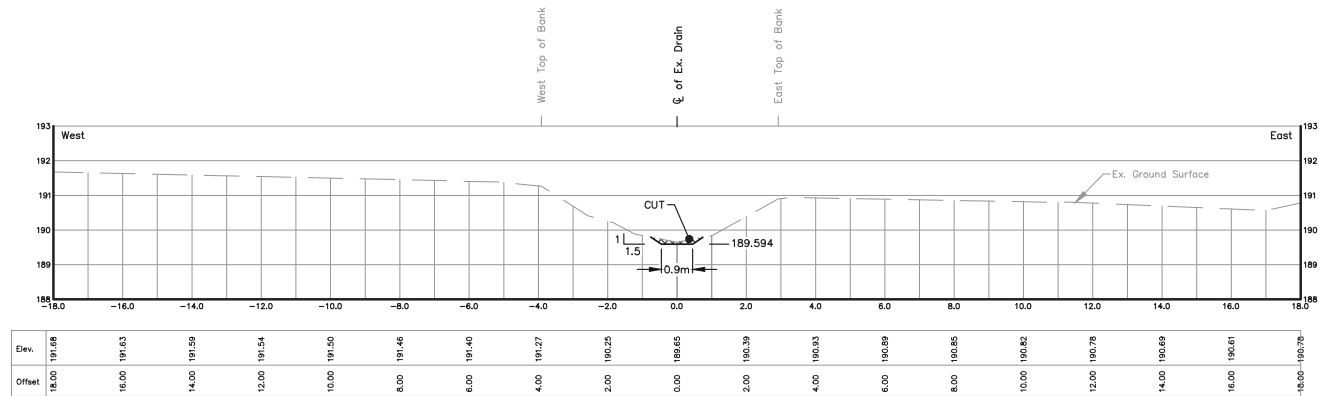
STA. 1+561.2  
Scale = 1:100



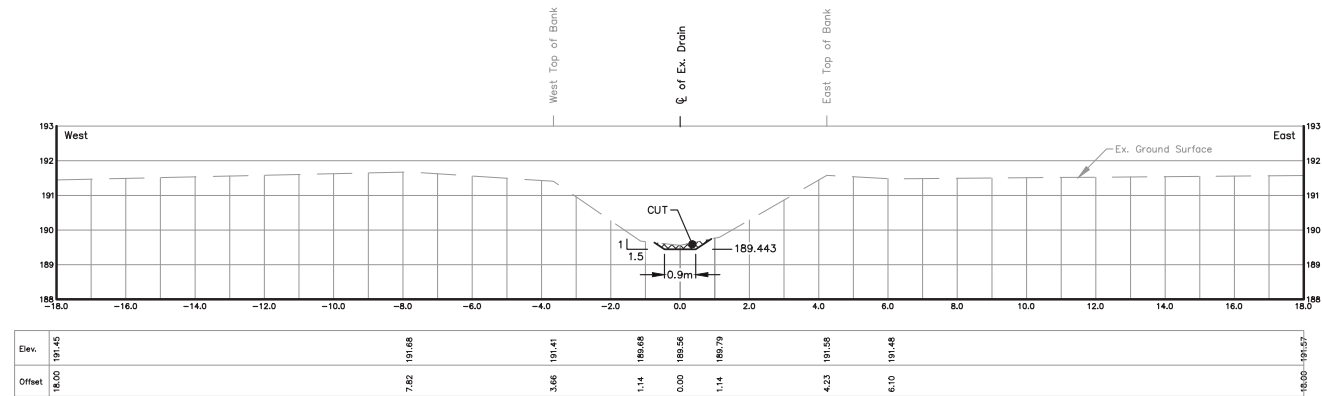
STA. 1+332.2  
Scale = 1:100



STA. 1+524.1  
Scale = 1:100



STA. 1+280.7  
Scale = 1:100

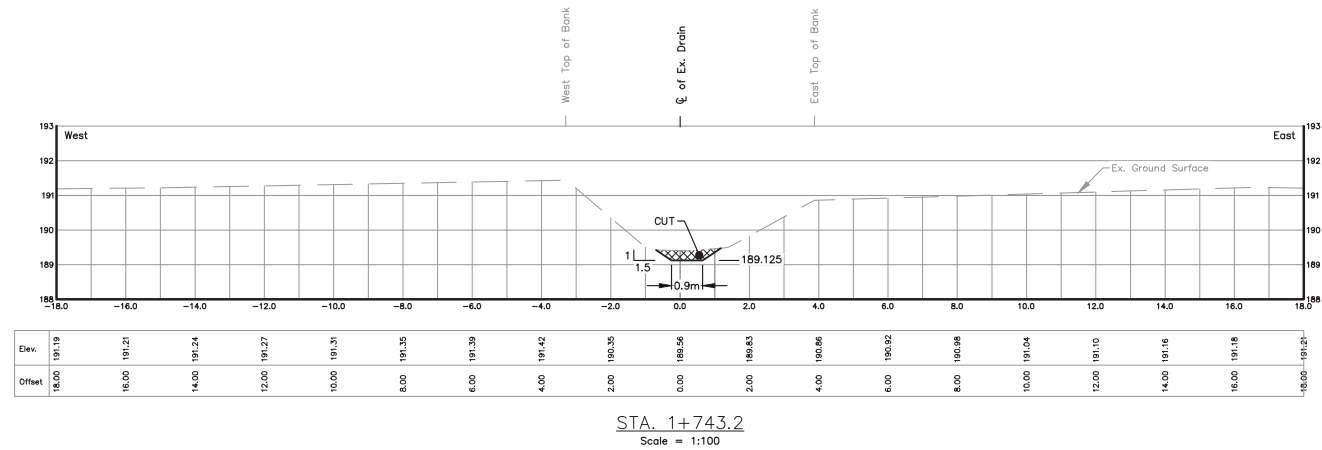
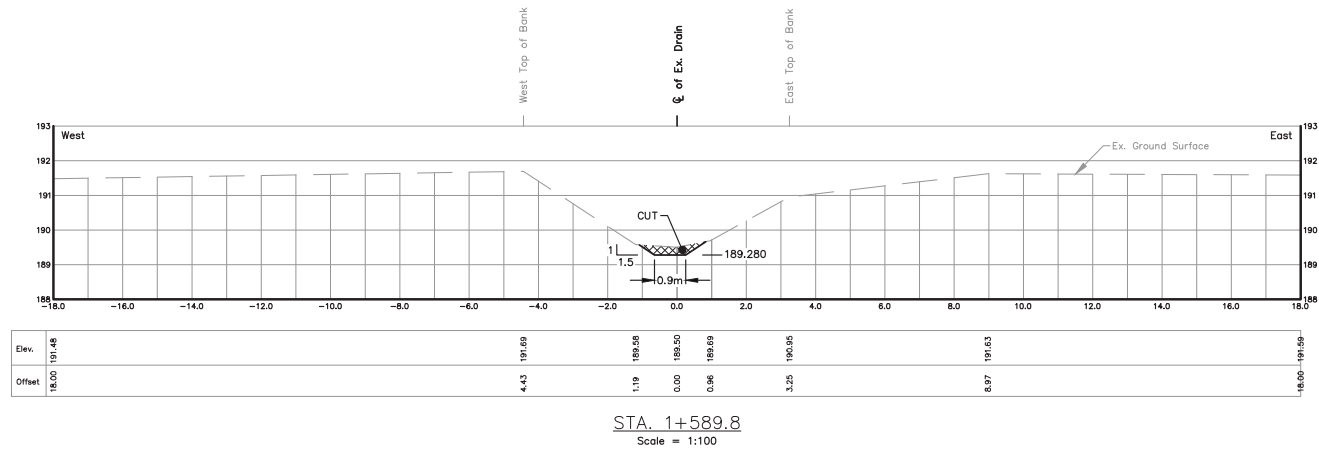
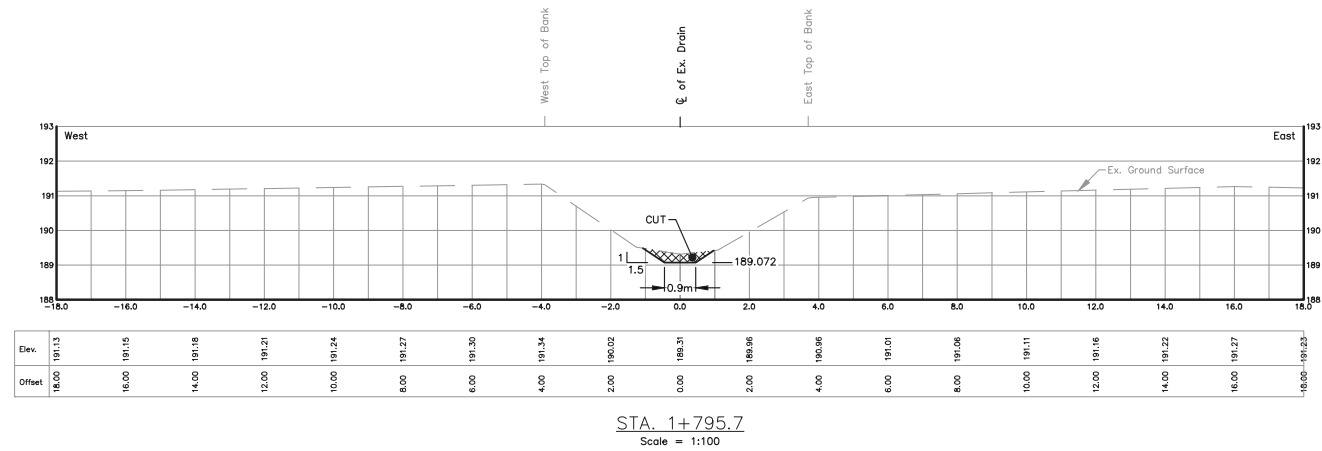
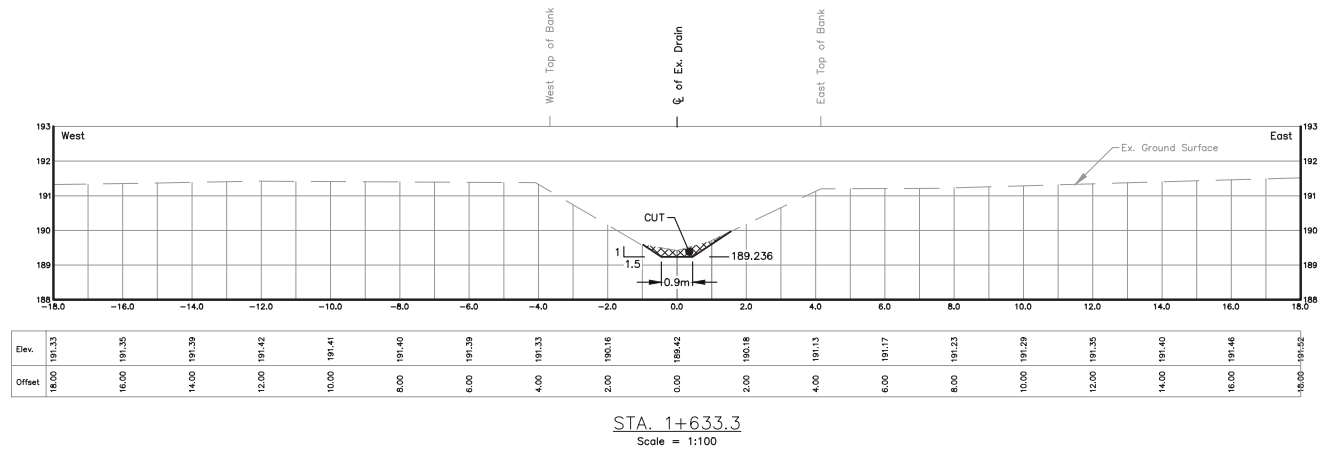
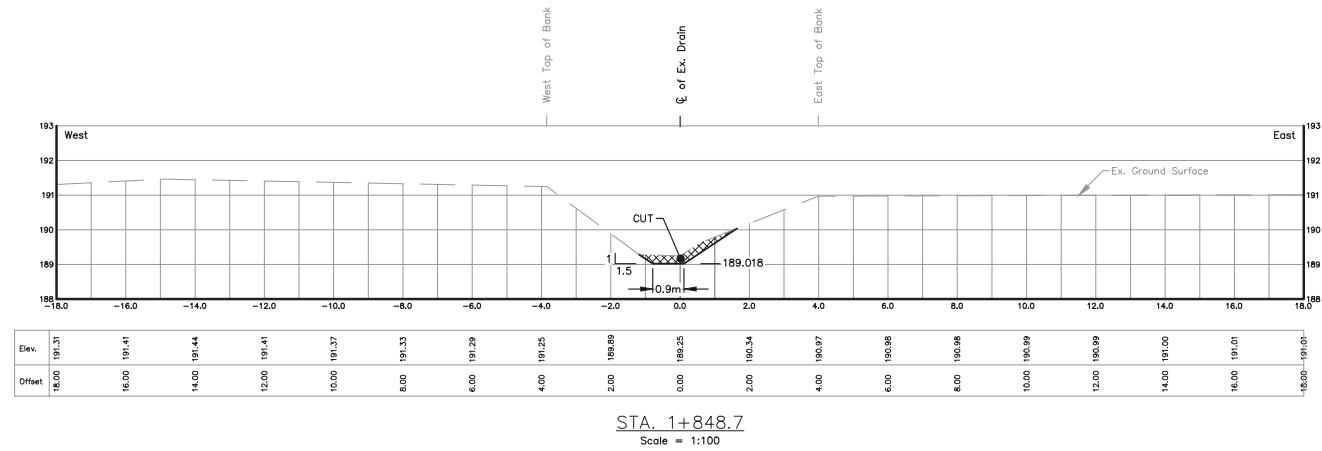
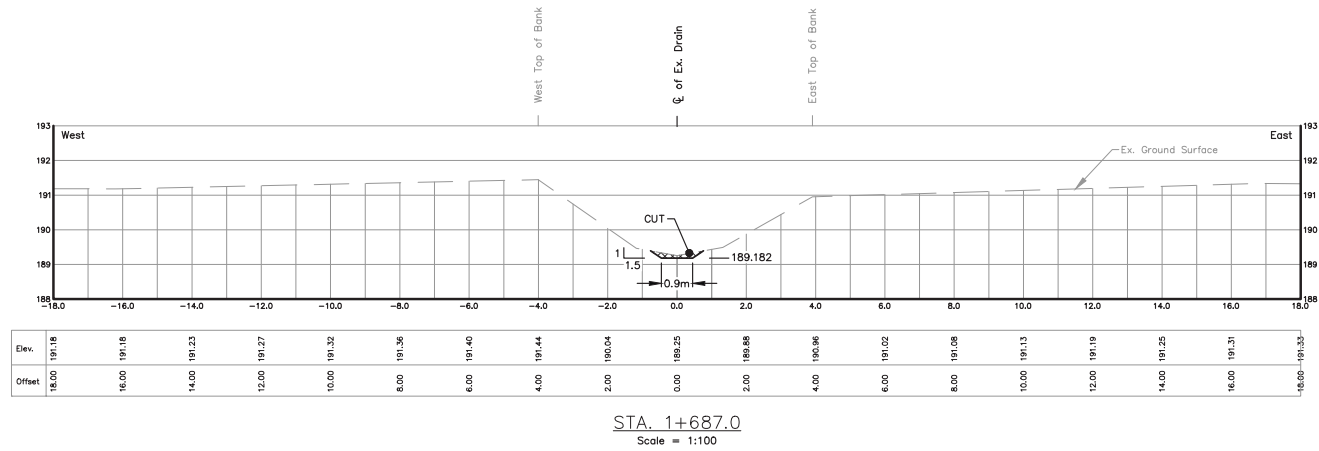


STA. 1+428.8  
Scale = 1:100

THESE PLANS HAVE BEEN REDUCED  
AND THE SCALE THEREFORE VARIES.  
FULL SCALE PLANS MAY BE VIEWED  
AT THE MUNICIPAL OFFICE.

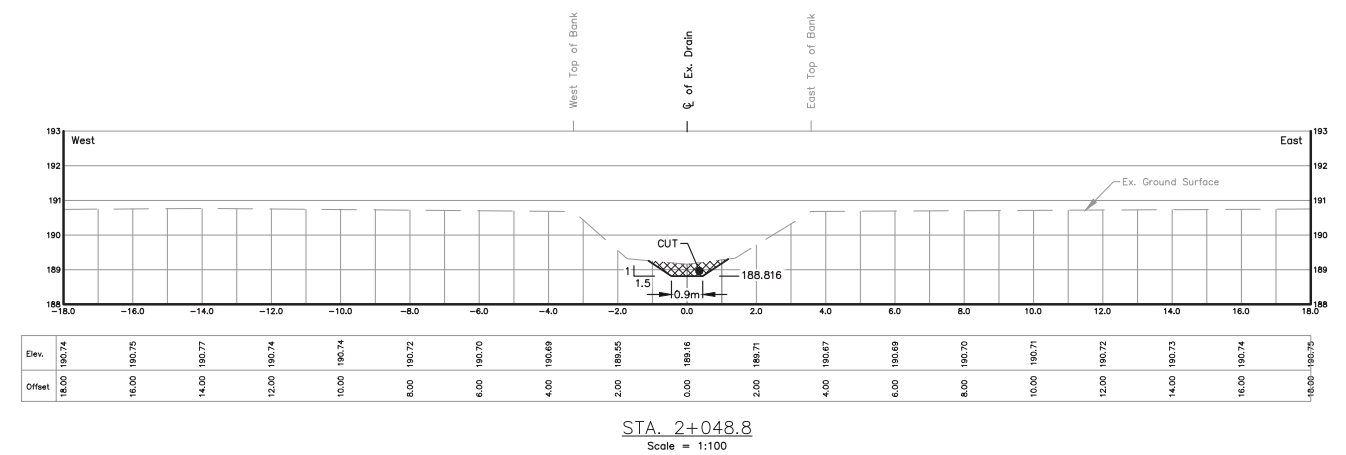
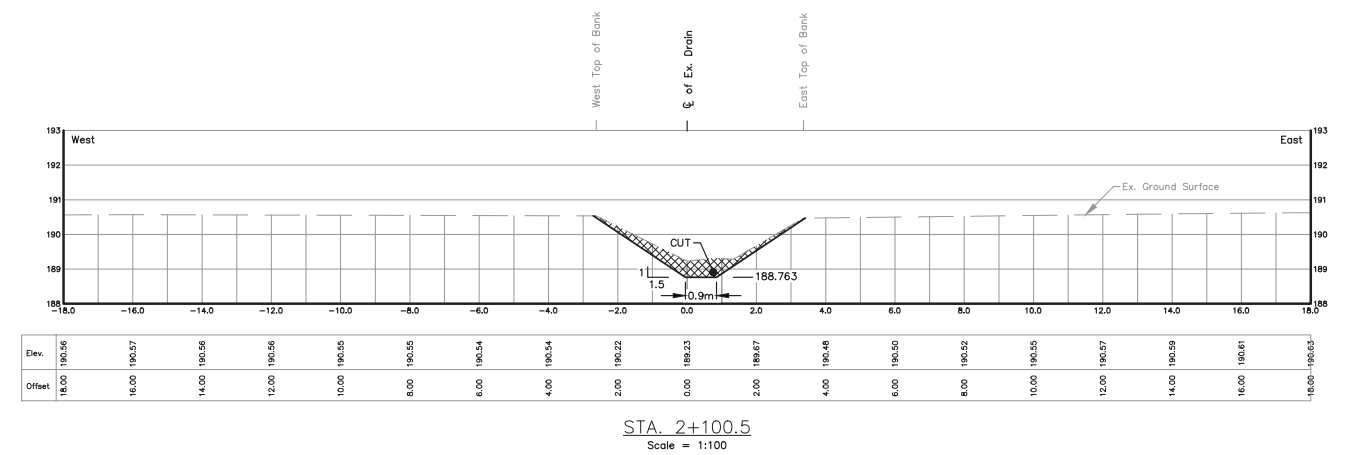
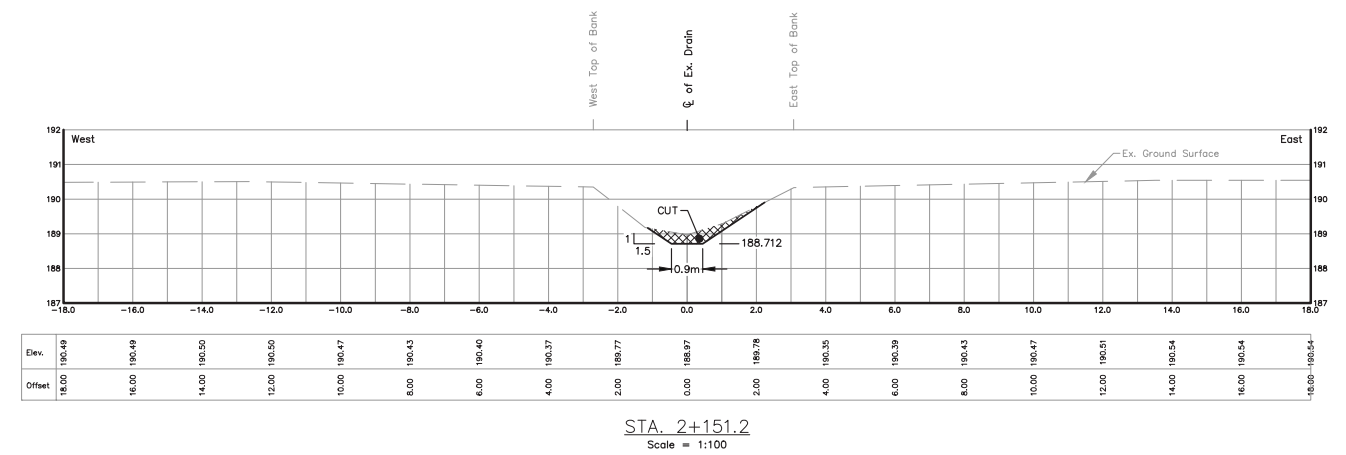
DRAWN BY: G.S. & S.H.  
PLOT CODE: 1:1  
COMPUTER FILE: REI2015D010.DWG  
FILE No.: SHEET No.:  
2015D010 12 OF 51

C:\Users\John\Desktop\REI-20150010 - Sullivan Creek Drain\REI20150010 Sections.dwg 2021-05-16



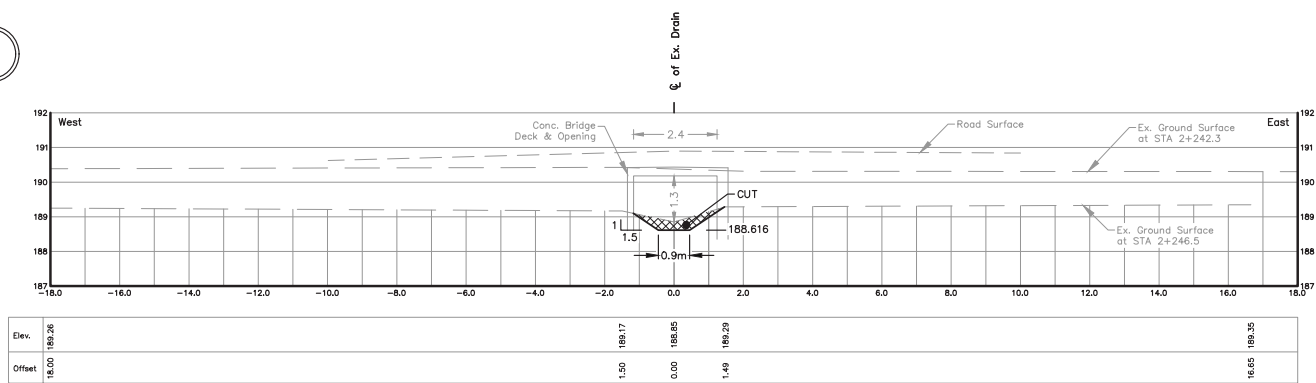
THESE PLANS HAVE BEEN REDUCED  
AND THE SCALE THEREFORE VARIES.  
FULL SCALE PLANS MAY BE VIEWED  
AT THE MUNICIPAL OFFICE.

DRAWN BY: G.S. & S.H.  
PLOT CODE: 1:1  
COMPUTER FILE: REI2015D010.DWG  
FILE No.: SHEET No.:  
2015D010 13 OF 51

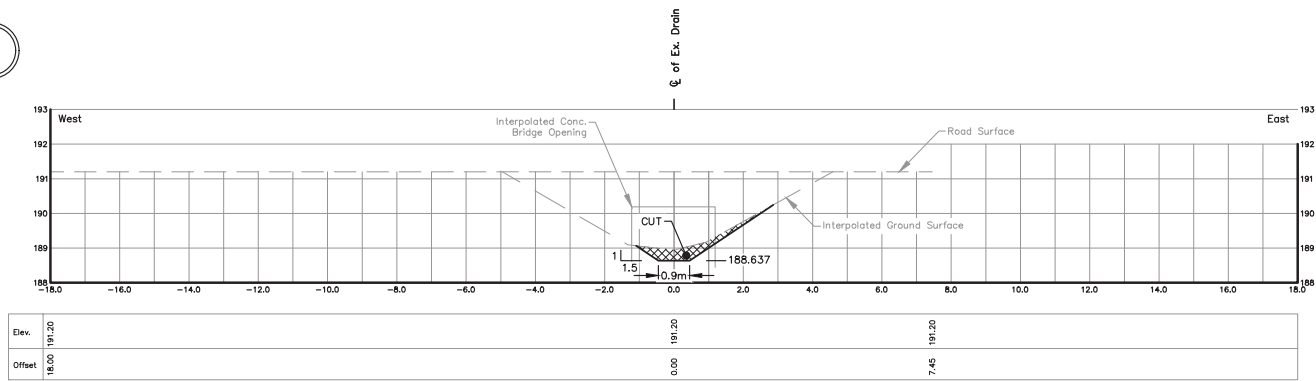


DRAWN BY: G.S. & S.H.	
PLOT CODE: 1:1	
COMPUTER FILE: REI2015D010.DWG	
FILE No.:	SHEET No.:
2015D010	14 OF 51

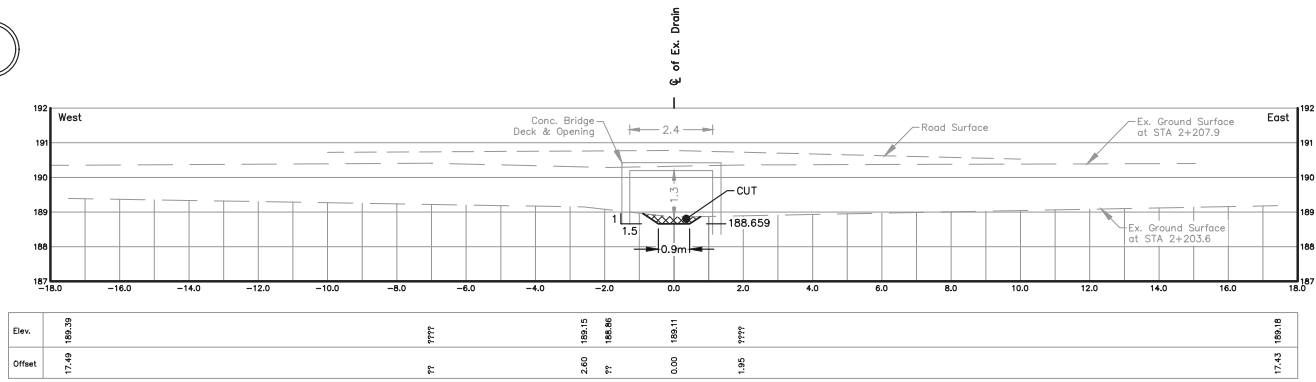
8



8



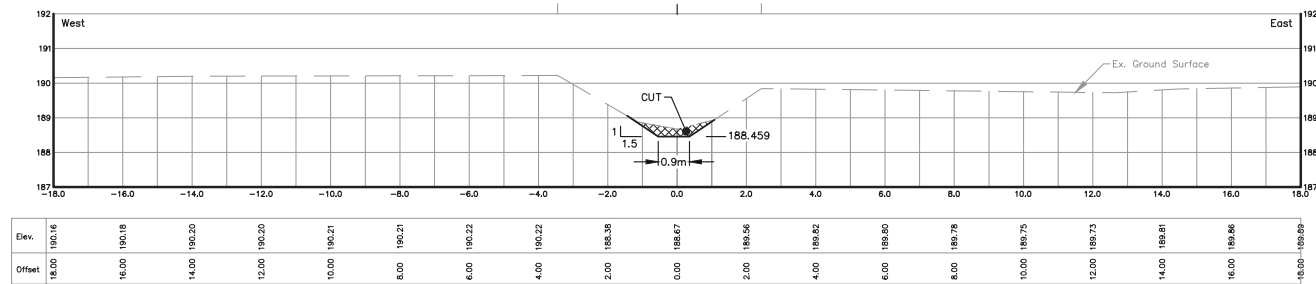
8



West Top of Bank

Centerline of Ex. Drain

East Top of Bank



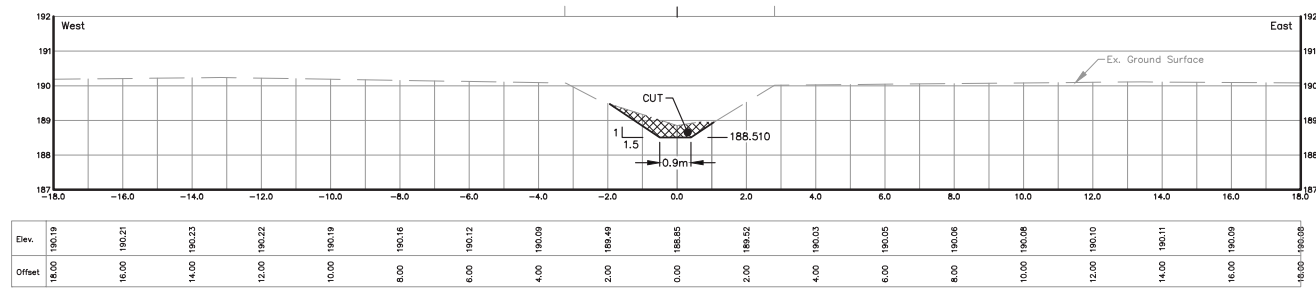
Scale = 1:100

STA. 2+401.4

West Top of Bank

Centerline of Ex. Drain

East Top of Bank



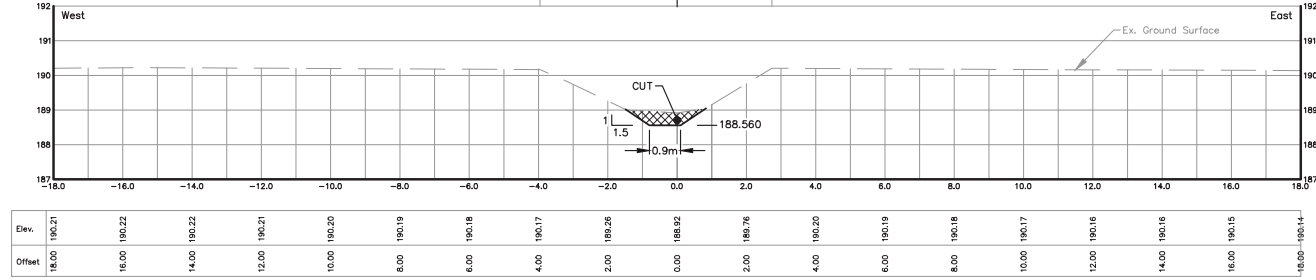
Scale = 1:100

STA. 2+350.4

West Top of Bank

Centerline of Ex. Drain

East Top of Bank

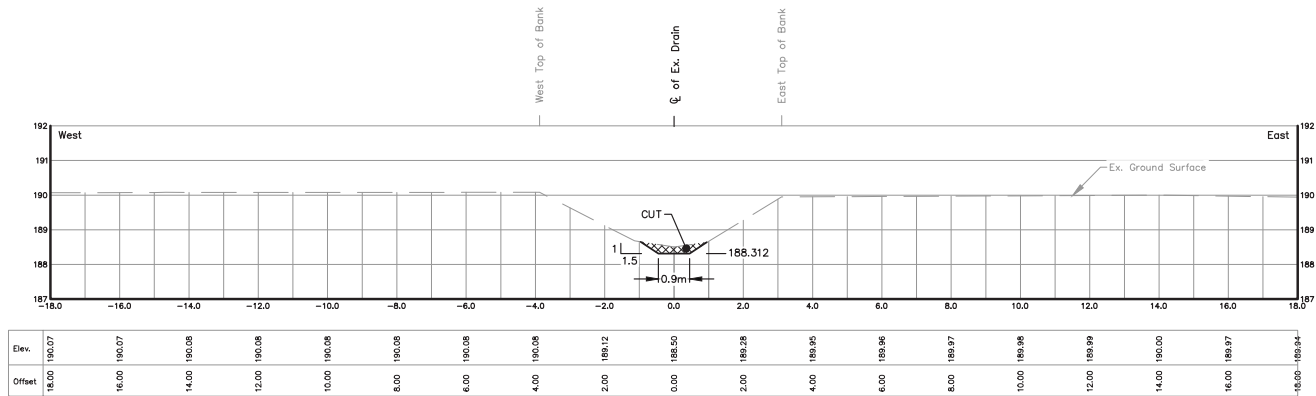


Scale = 1:100

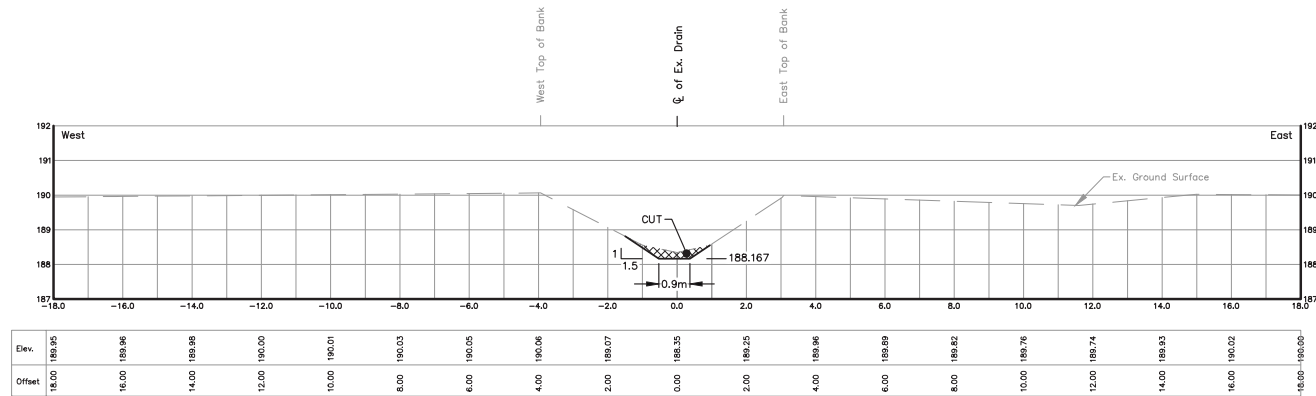
STA. 2+301.9

THESE PLANS HAVE BEEN REDUCED  
AND THE SCALE THEREFORE VARIES.  
FULL SCALE PLANS MAY BE VIEWED  
AT THE MUNICIPAL OFFICE.

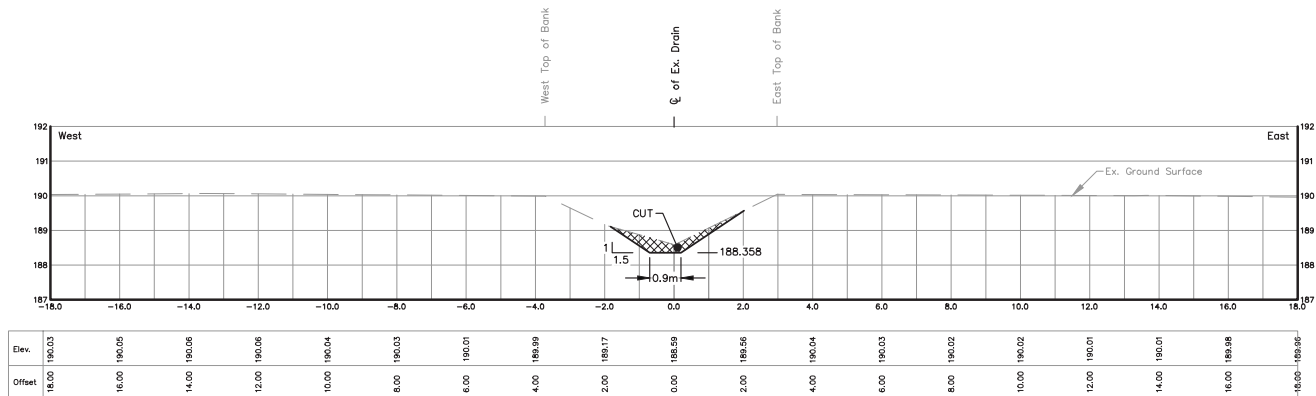
DRAWN BY: G.S. & S.H.  
PLOT CODE: 1:1  
COMPUTER FILE: REI2015D010.DWG  
FILE No.: SHEET No.:  
2015D010 15 OF 51



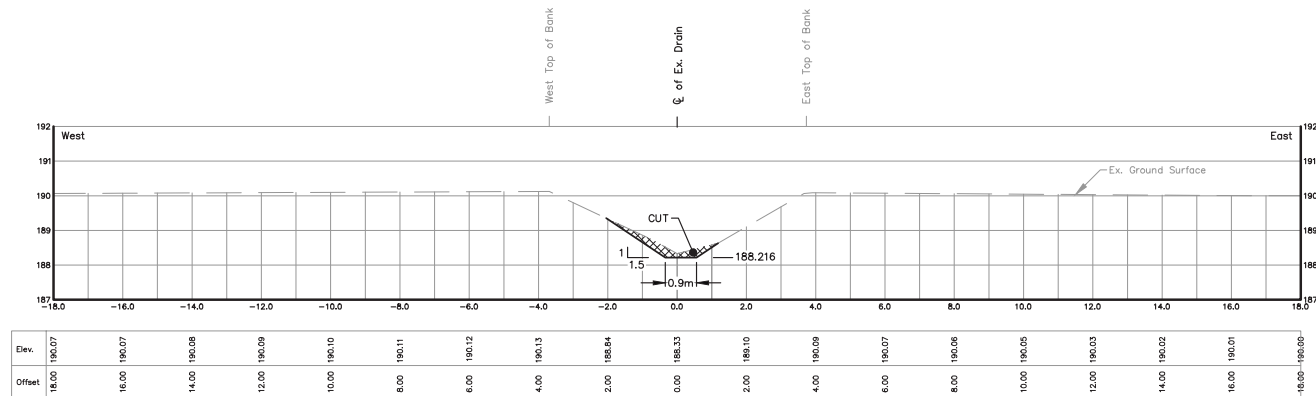
STA. 2+546.8  
Scale = 1:100



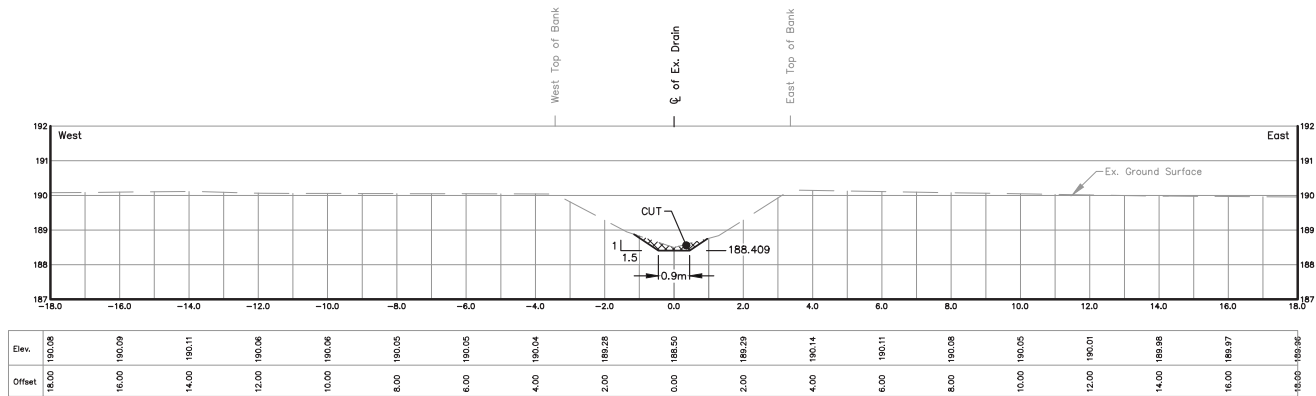
STA. 2+689.6  
Scale = 1:100



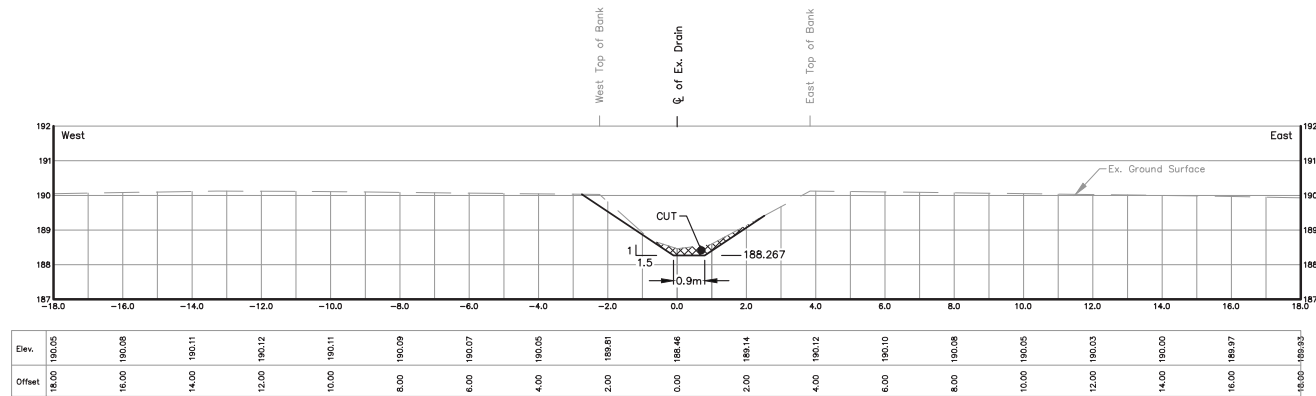
STA. 2+500.6  
Scale = 1:100



STA. 2+641.5  
Scale = 1:100



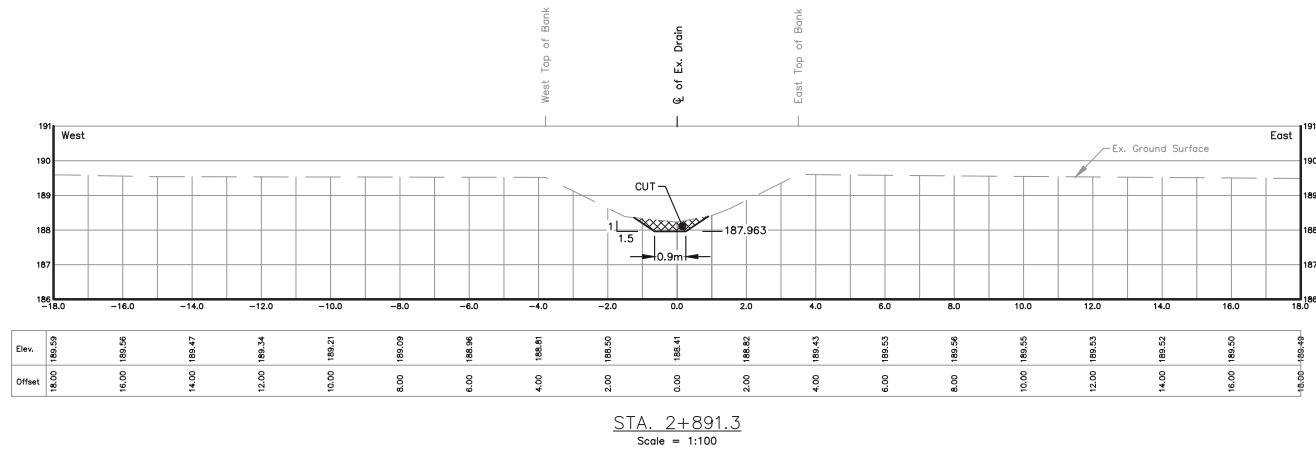
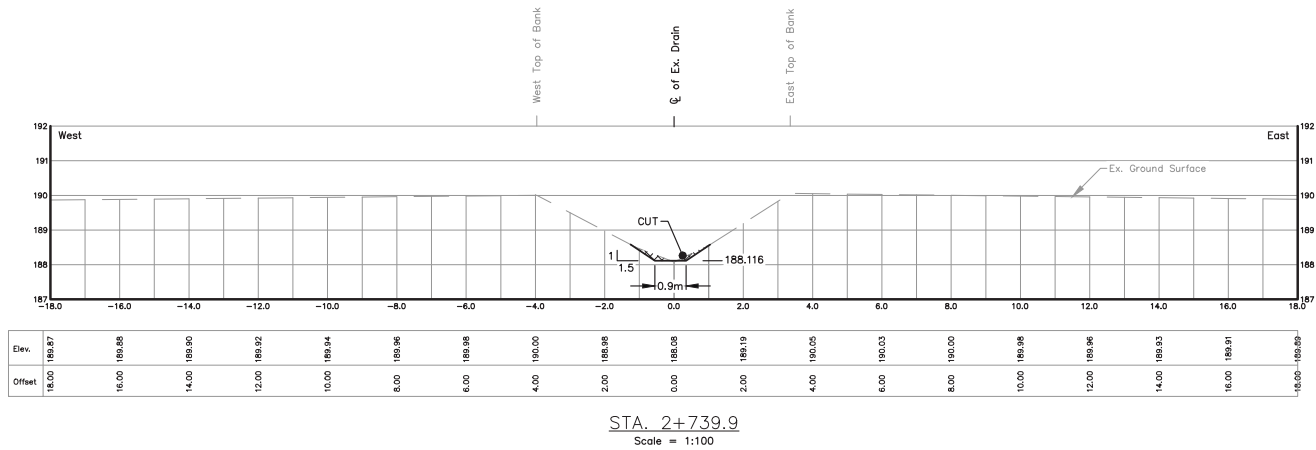
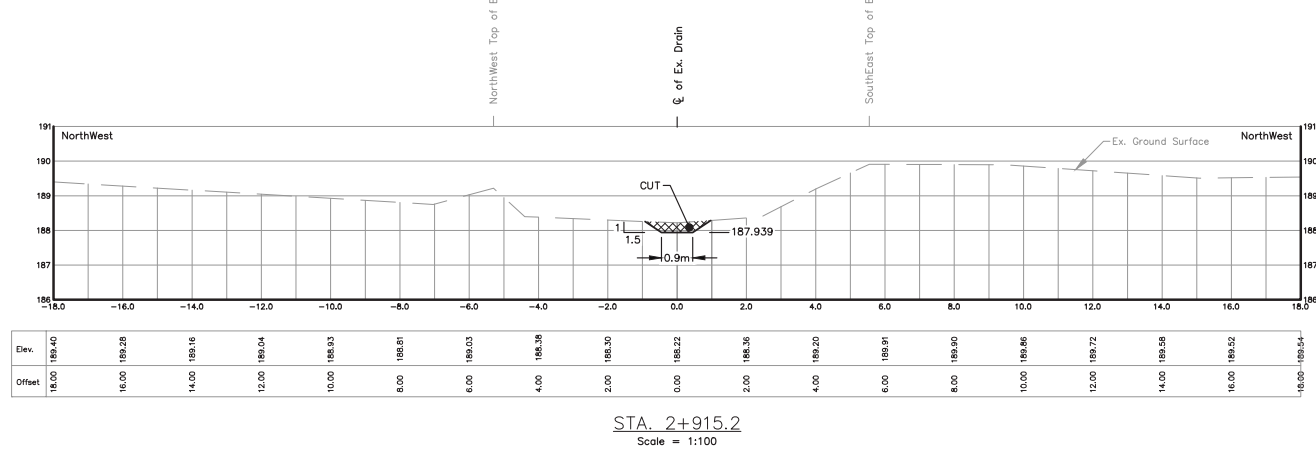
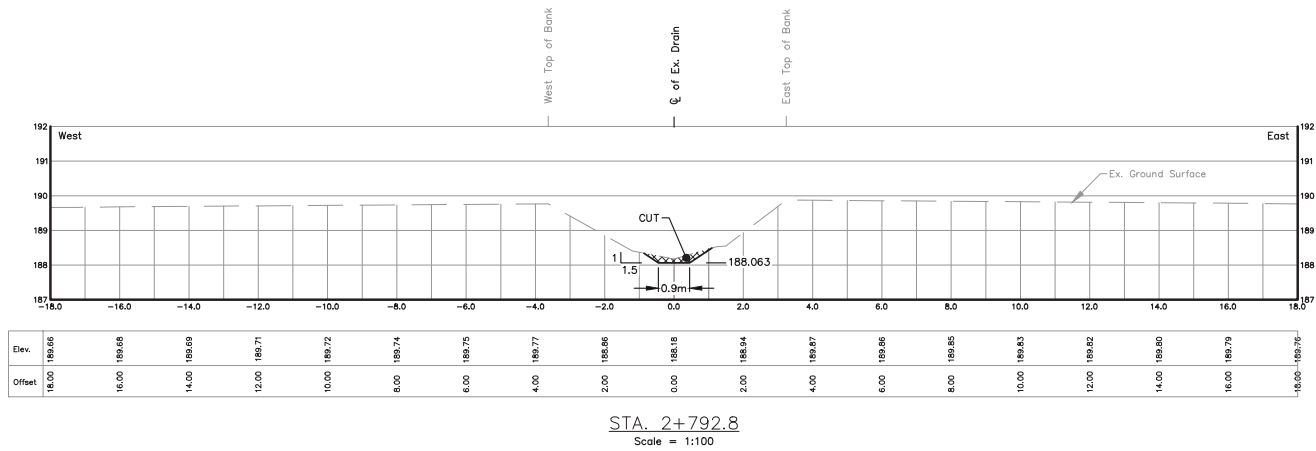
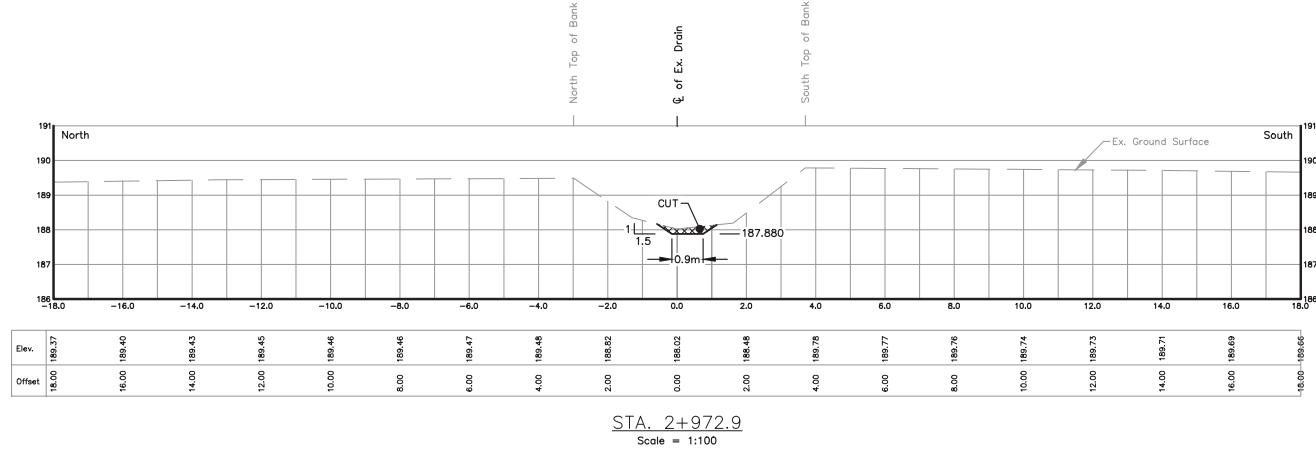
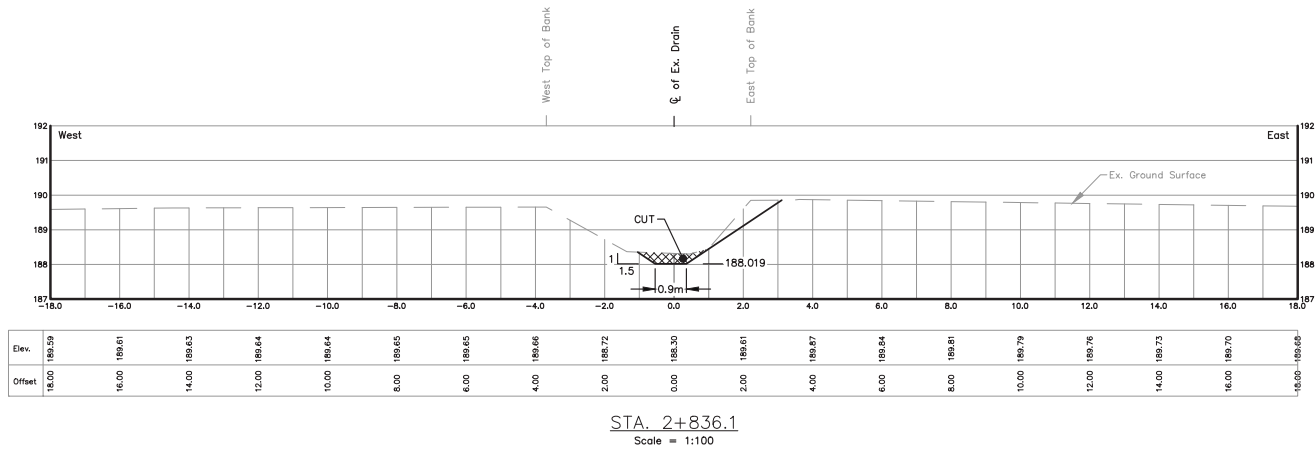
STA. 2+451.1  
Scale = 1:100



STA. 2+590.6  
Scale = 1:100

THESE PLANS HAVE BEEN REDUCED  
AND THE SCALE THEREFORE VARIES.  
FULL SCALE PLANS MAY BE VIEWED  
AT THE MUNICIPAL OFFICE.

DRAWN BY: G.S. & S.H.  
PLOT CODE: 1:1  
COMPUTER FILE: REI2015D010.DWG  
FILE No.: SHEET No.:  
2015D010 16 OF 51

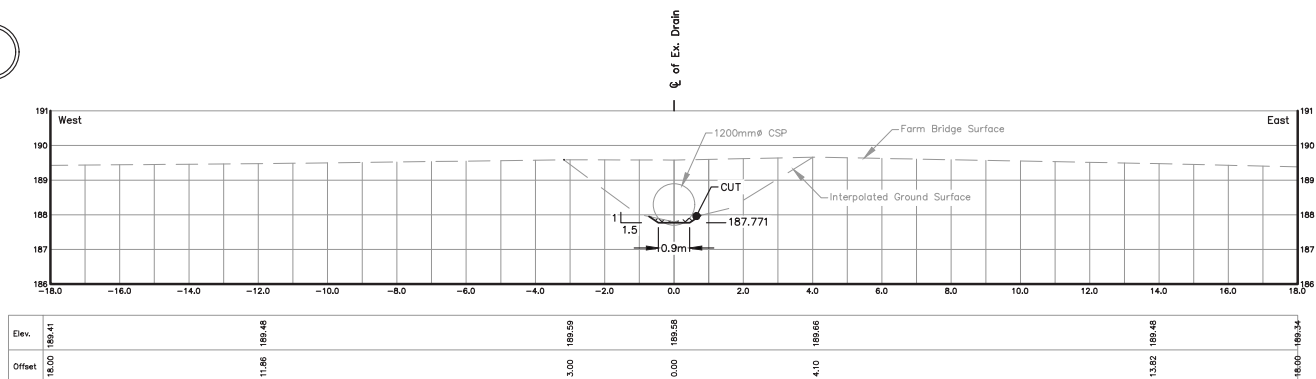


THESE PLANS HAVE BEEN REDUCED  
AND THE SCALE THEREFORE VARIES.  
FULL SCALE PLANS MAY BE VIEWED  
AT THE MUNICIPAL OFFICE.

DRAWN BY: G.S. & S.H.  
PLOT CODE: 1:1  
COMPUTER FILE: REI2015D010.DWG  
FILE No.: SHEET No.:  
2015D010 17 OF 51

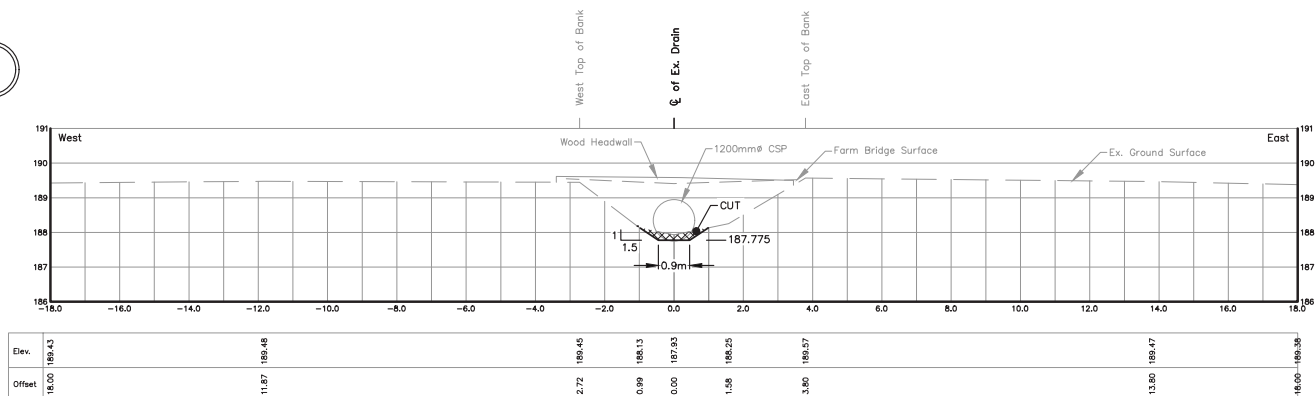


9

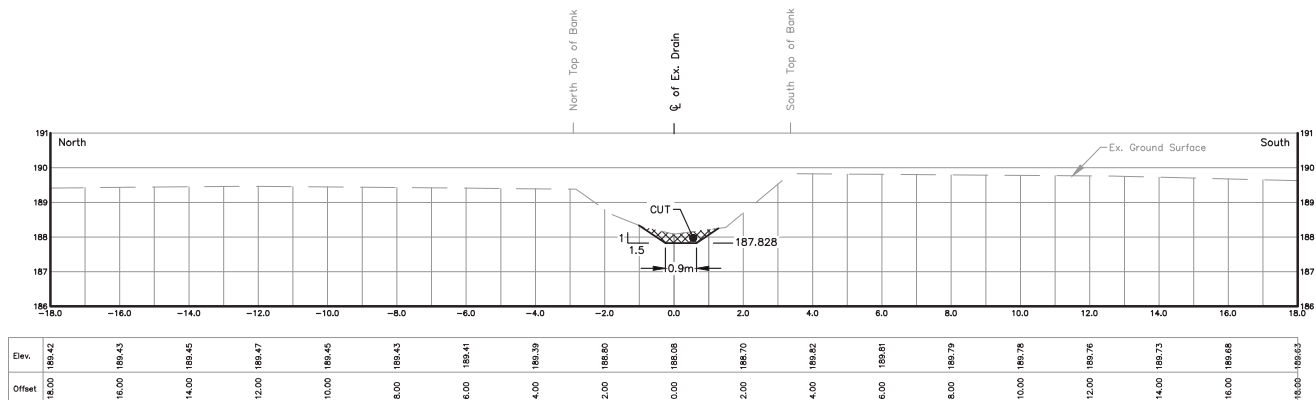


STA. 3+081.2  
Scale = 1:100

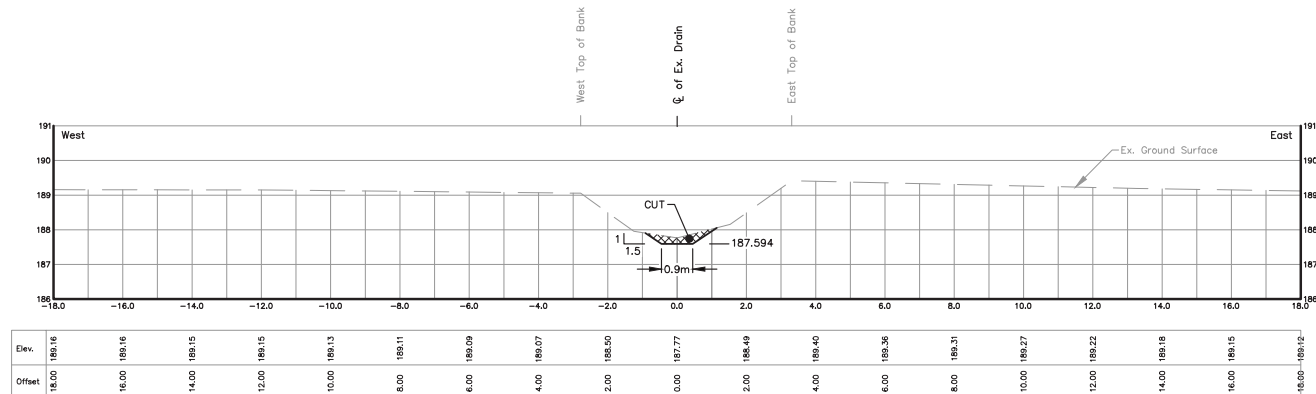
9



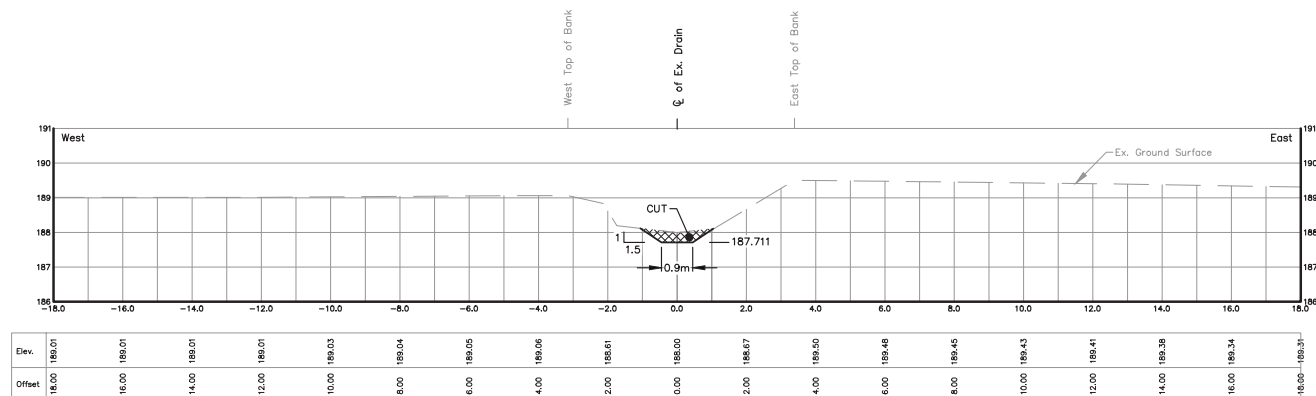
STA. 3+077.4  
Scale = 1:100



STA. 3+024.4  
Scale = 1:100

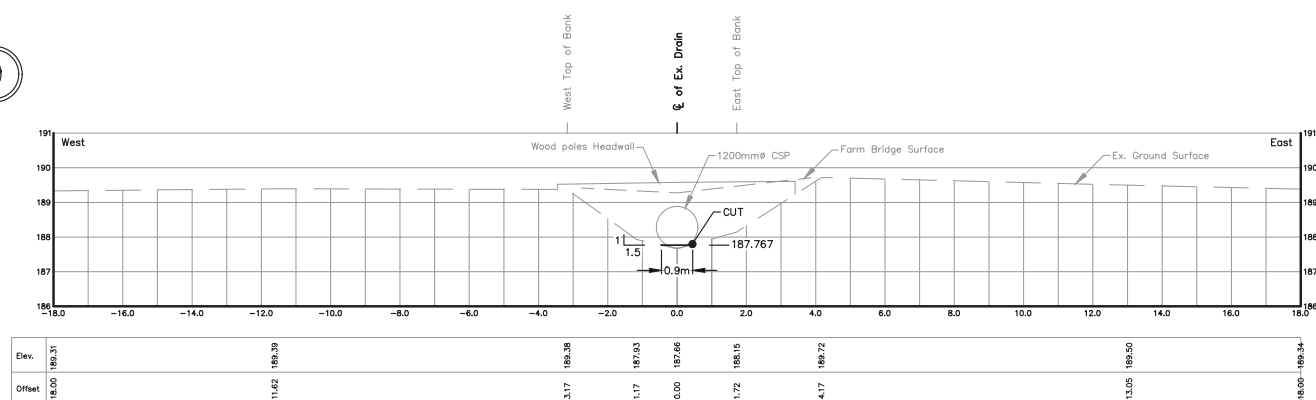


STA. 3+159.6  
Scale = 1:100



STA. 3+111.0  
Scale = 1:100

9

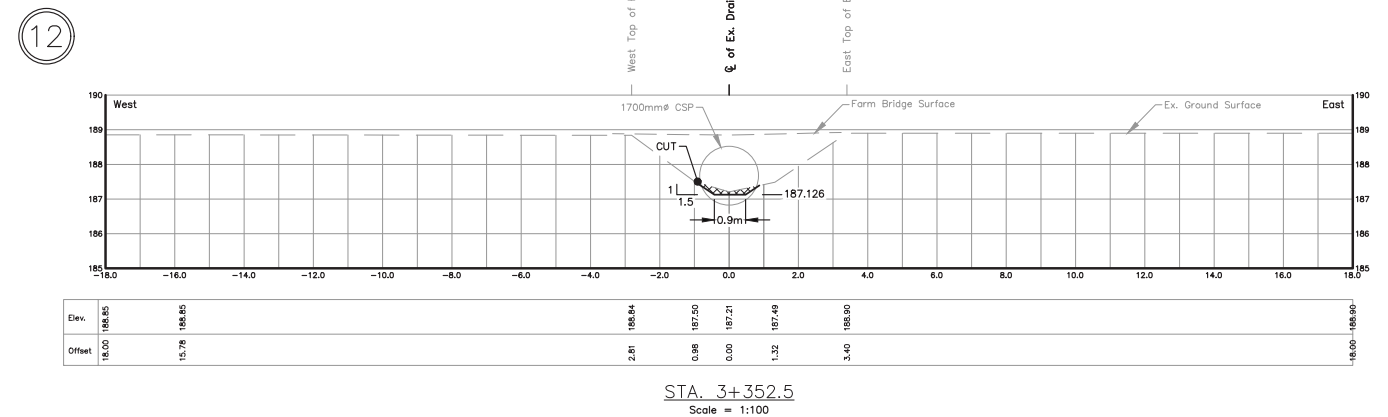
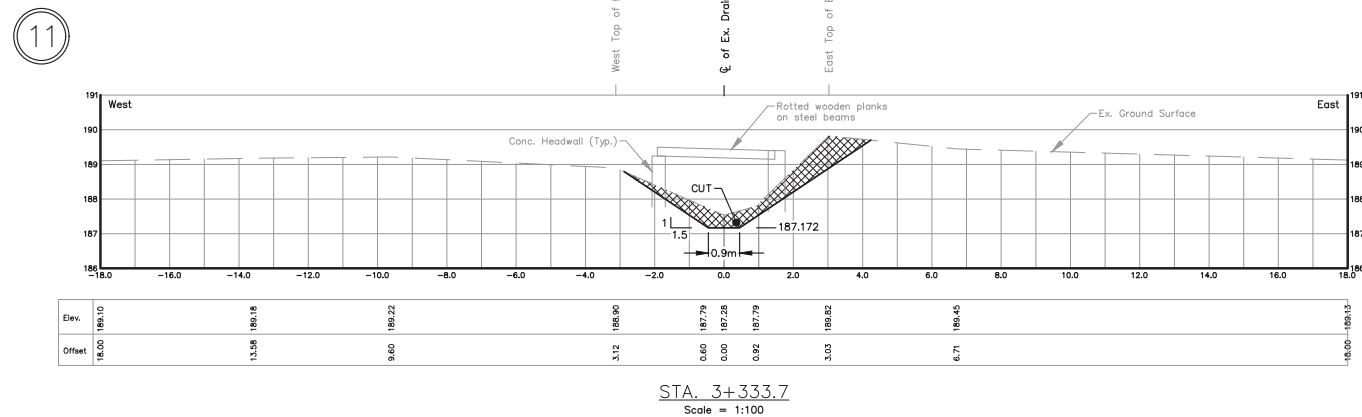
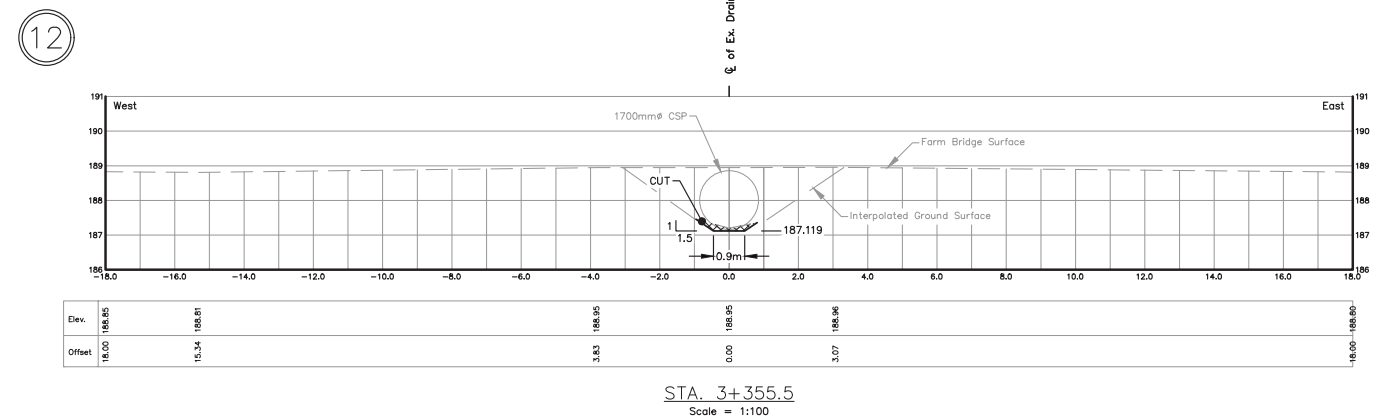
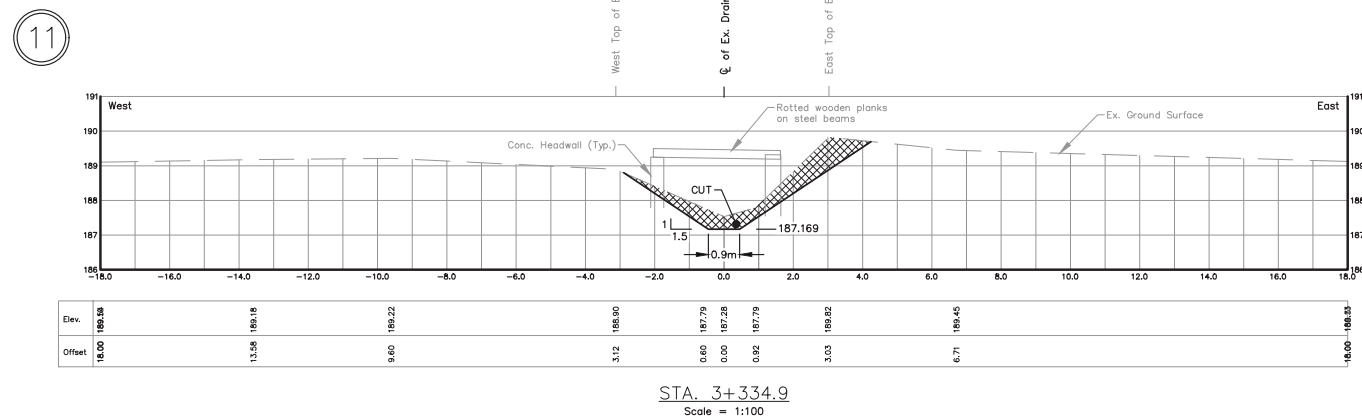
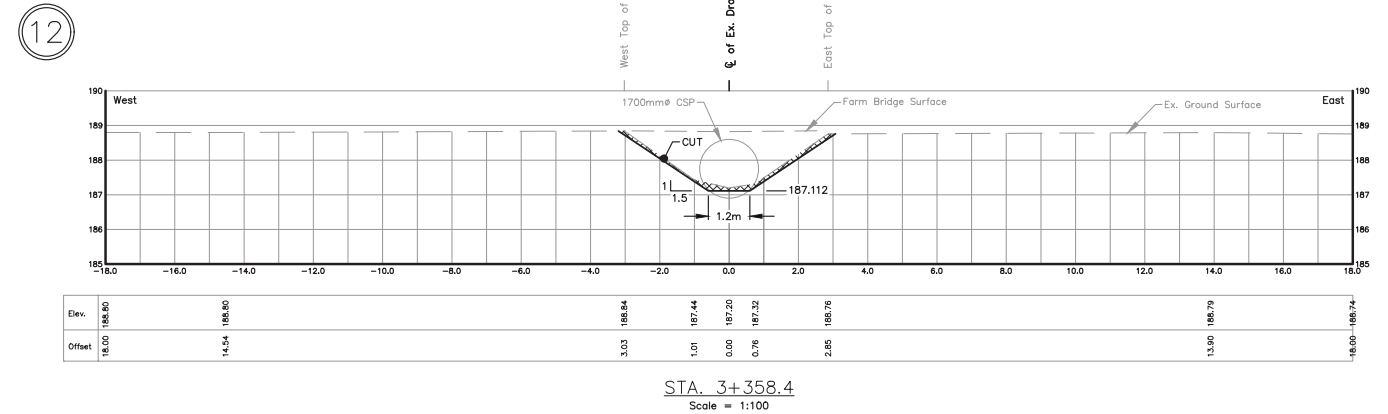
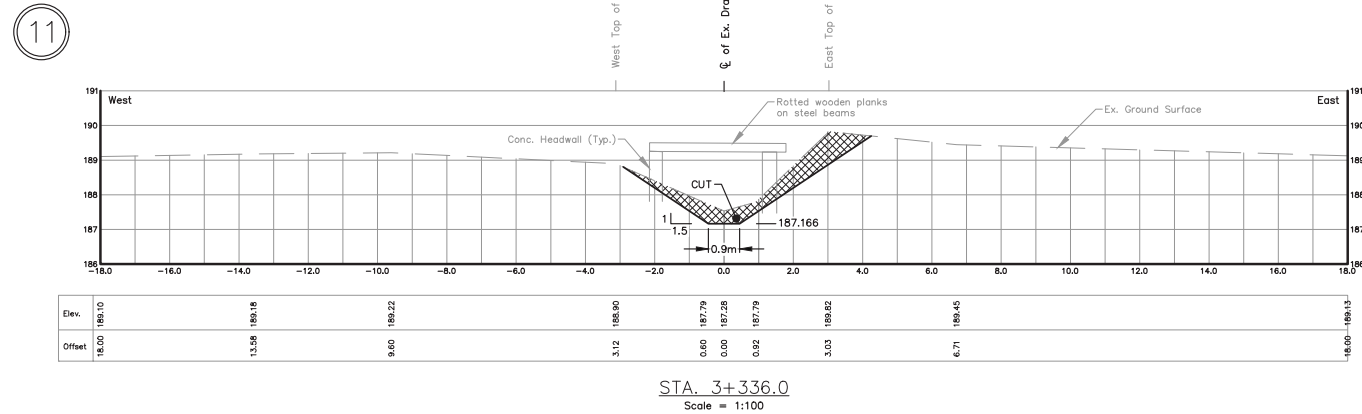


STA. 3+085.0  
Scale = 1:100

THESE PLANS HAVE BEEN REDUCED  
AND THE SCALE THEREFORE VARIES.  
FULL SCALE PLANS MAY BE VIEWED  
AT THE MUNICIPAL OFFICE.

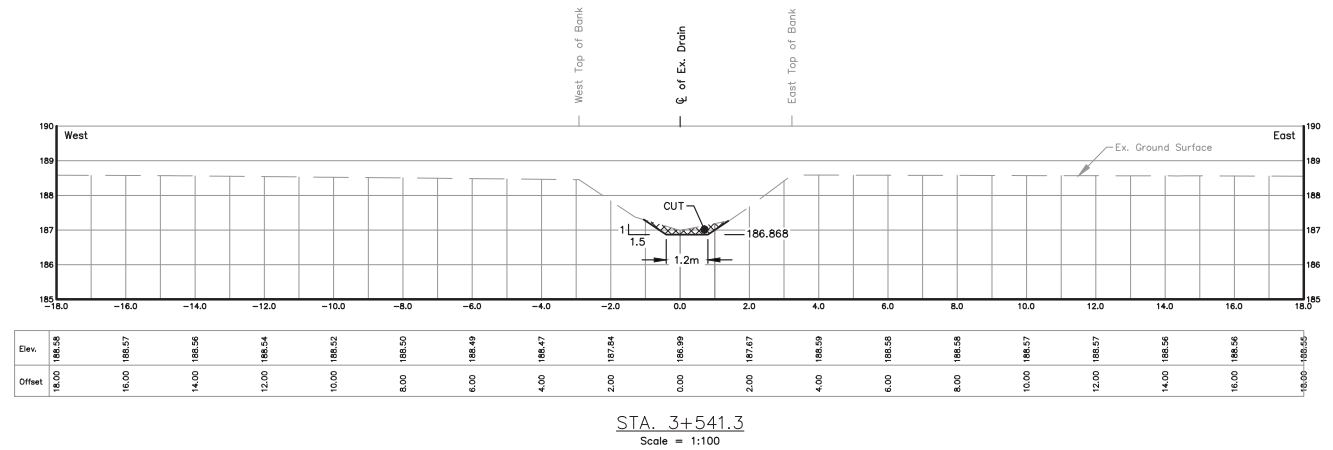
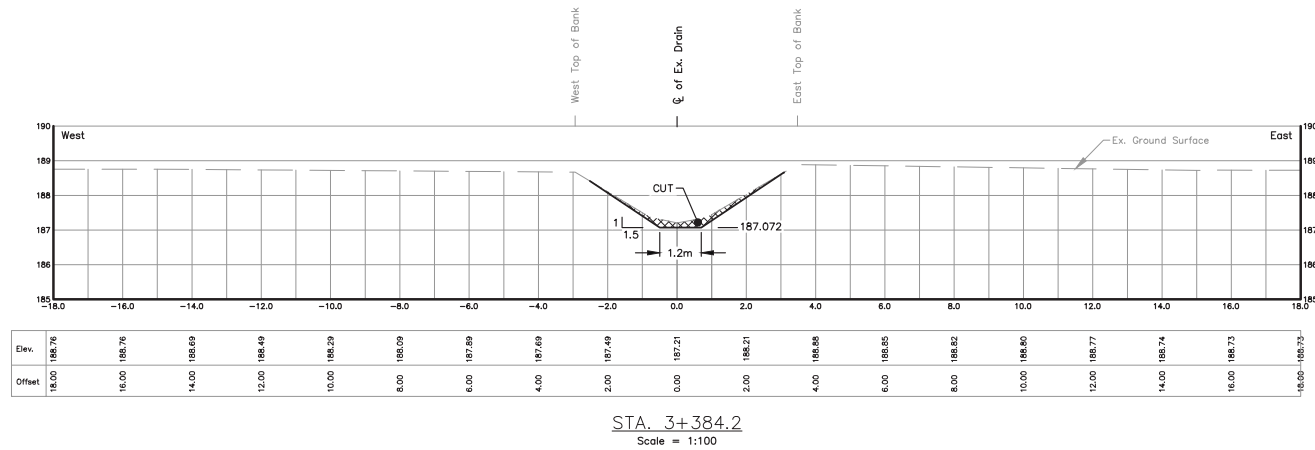
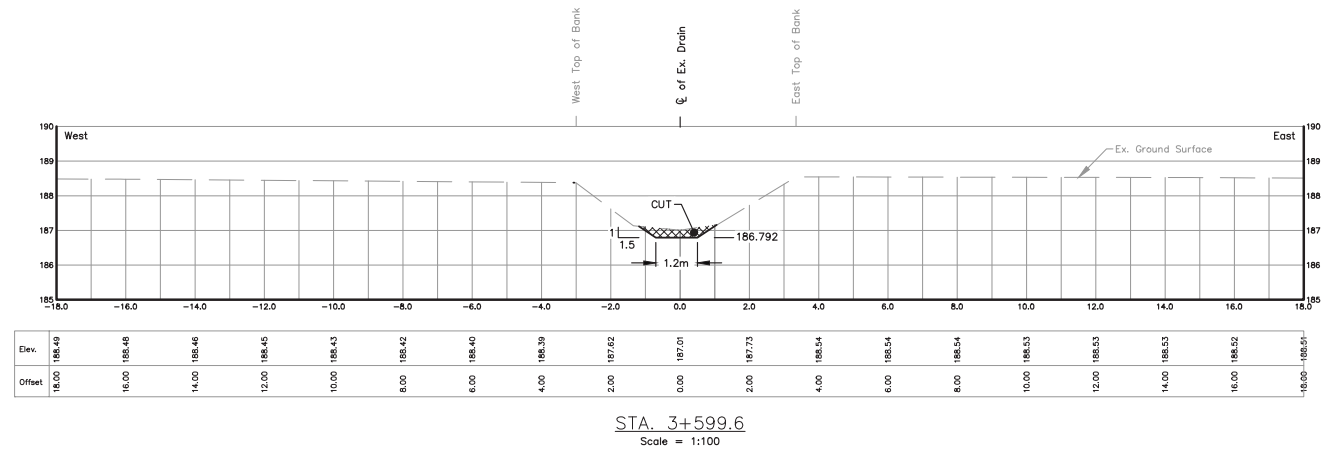
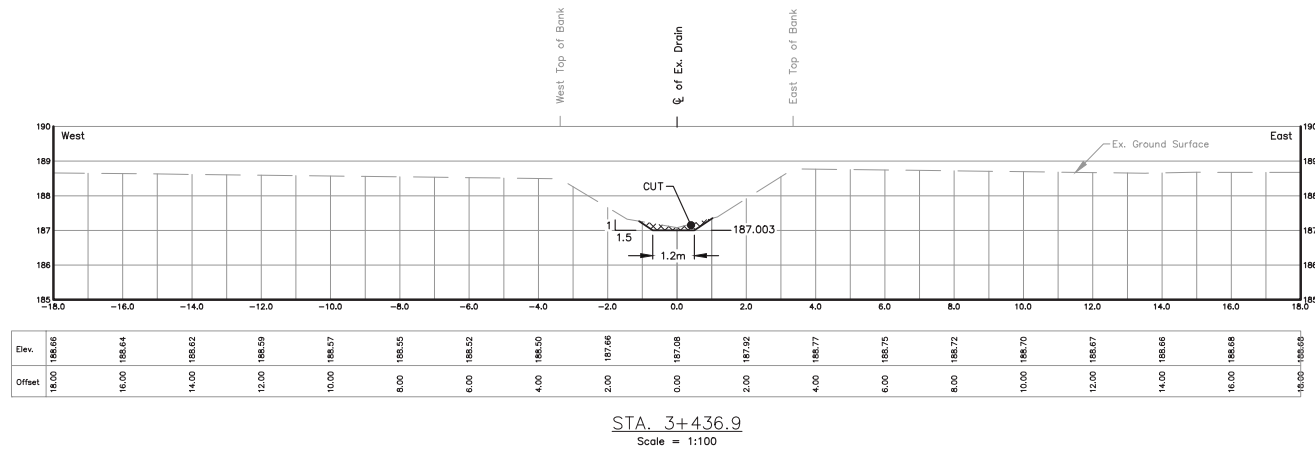
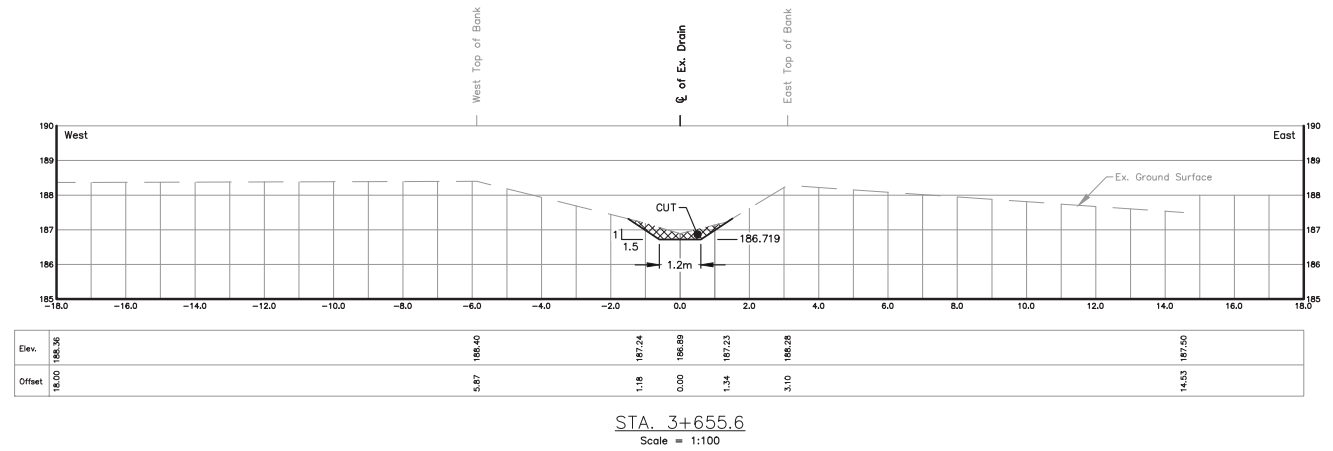
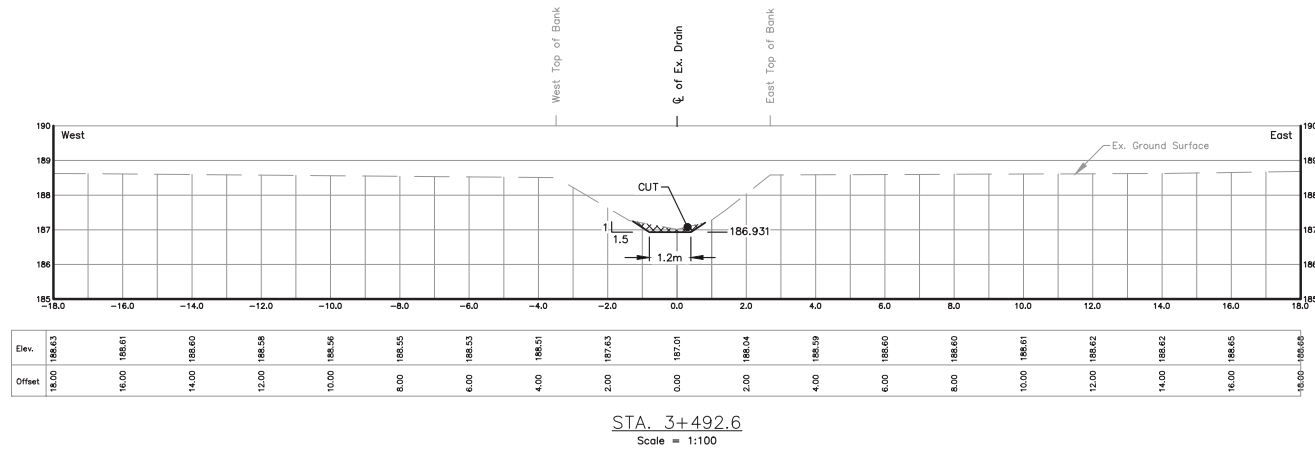
DRAWN BY: G.S. & S.H.  
PLOT CODE: 1:1  
COMPUTER FILE: REI2015D010.DWG  
FILE No.: SHEET No.:  
2015D010 18 OF 51





THESE PLANS HAVE BEEN REDUCED  
AND THE SCALE THEREFORE VARIES.  
FULL SCALE PLANS MAY BE VIEWED  
AT THE MUNICIPAL OFFICE.

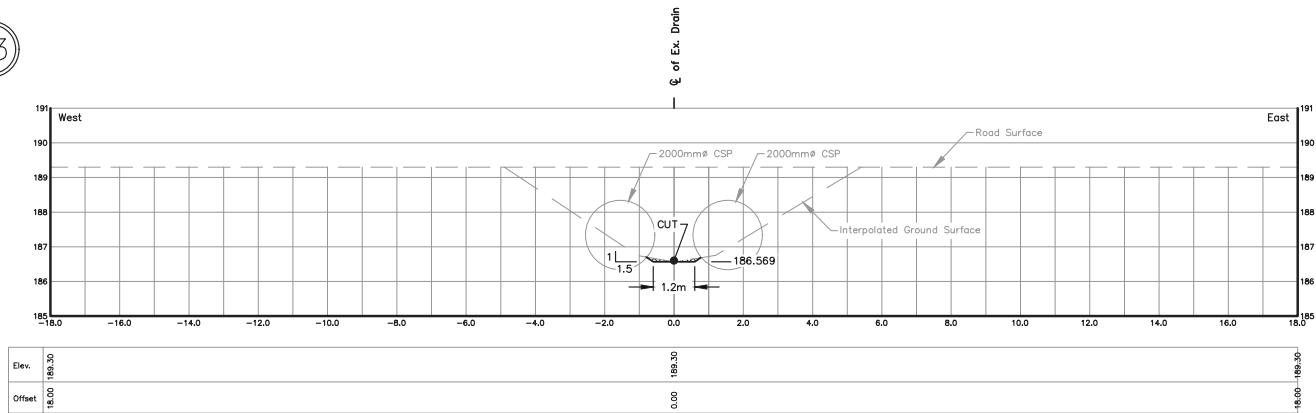
C:\Users\John\Desktop\REI-20150010 - Sullivan Creek Drain\REI20150010 Sections.dwg 2021-05-16



THESE PLANS HAVE BEEN REDUCED  
AND THE SCALE THEREFORE VARIES.  
FULL SCALE PLANS MAY BE VIEWED  
AT THE MUNICIPAL OFFICE.

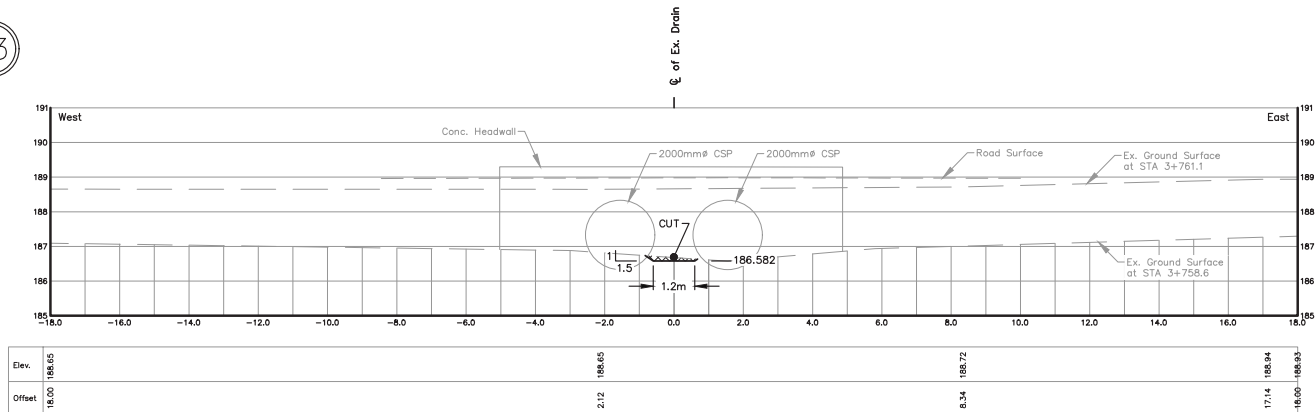
DRAWN BY: G.S. & S.H.  
PLOT CODE: 1:1  
COMPUTER FILE: REI2015D010.DWG  
FILE No.: SHEET No.:  
2015D010 21 OF 51

13

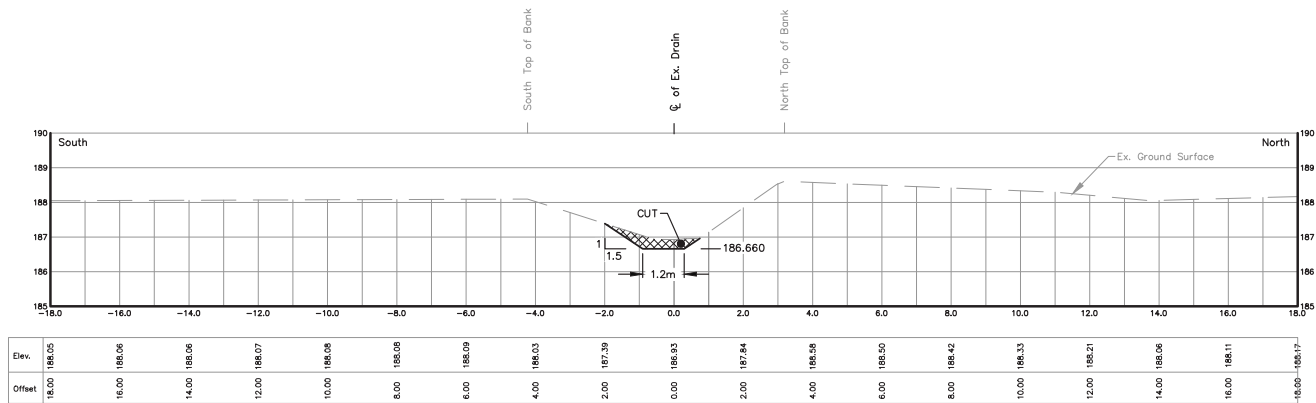


STA. 3+771.1  
Scale = 1:100

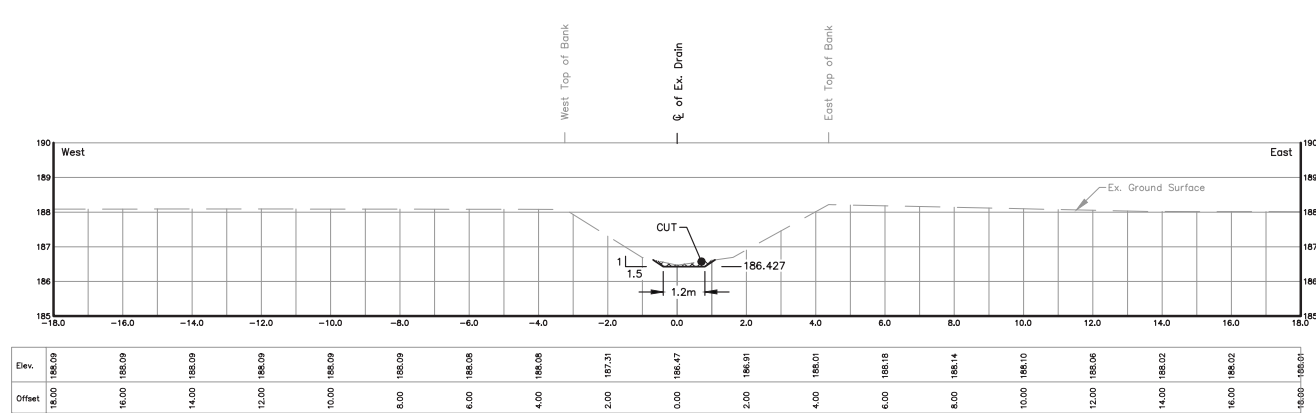
13



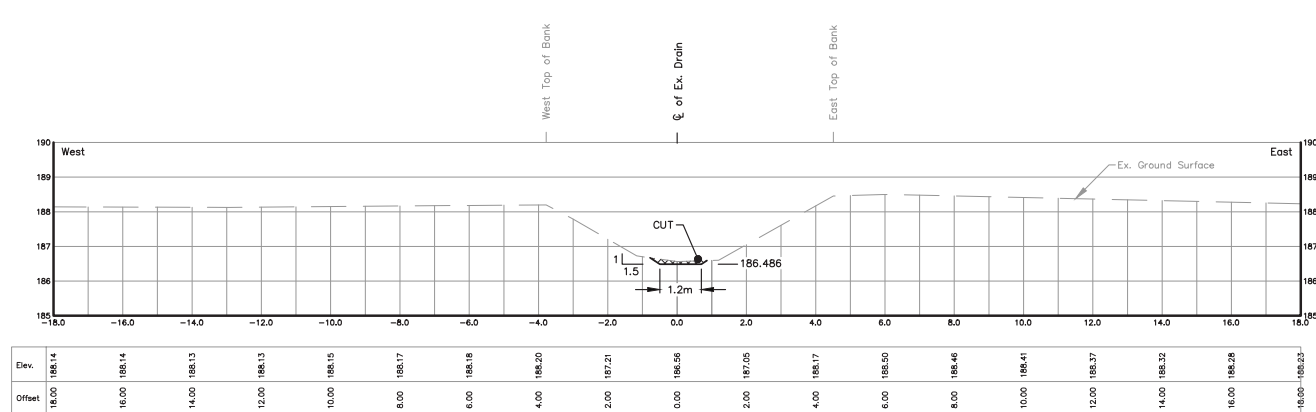
STA. 3+761.1  
Scale = 1:100



STA. 3+700.8  
Scale = 1:100

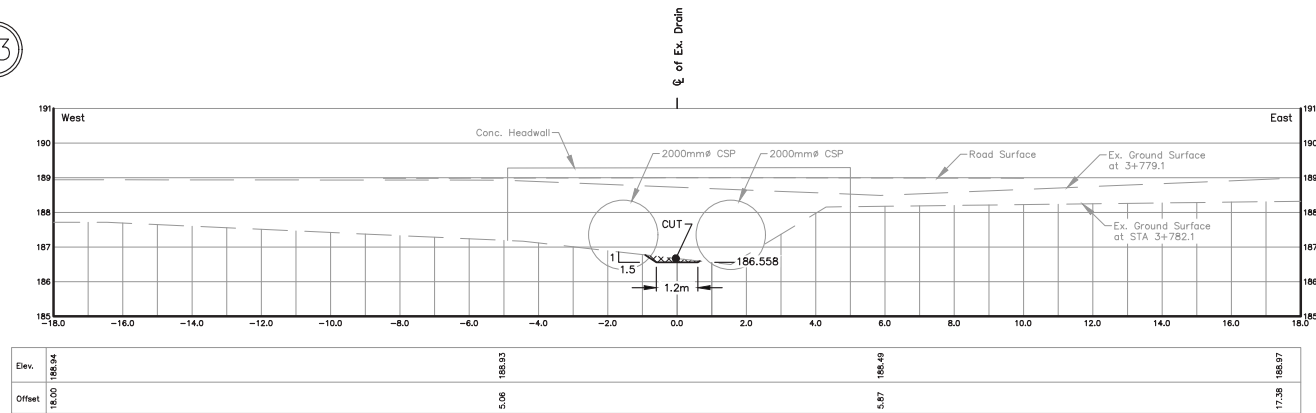


STA. 3+879.9  
Scale = 1:100



STA. 3+835.2  
Scale = 1:100

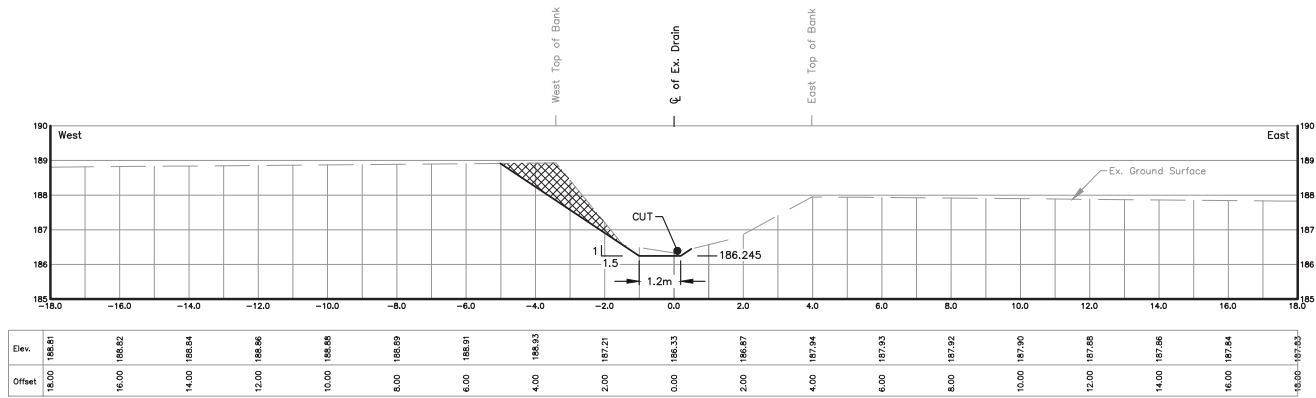
13



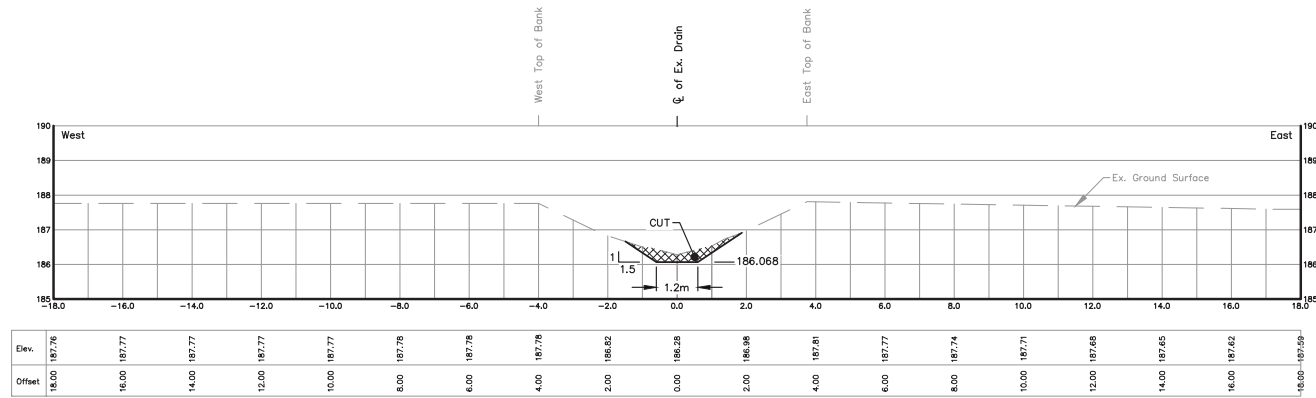
STA. 3+779.1  
Scale = 1:100

THESE PLANS HAVE BEEN REDUCED  
AND THE SCALE THEREFORE VARIES.  
FULL SCALE PLANS MAY BE VIEWED  
AT THE MUNICIPAL OFFICE.

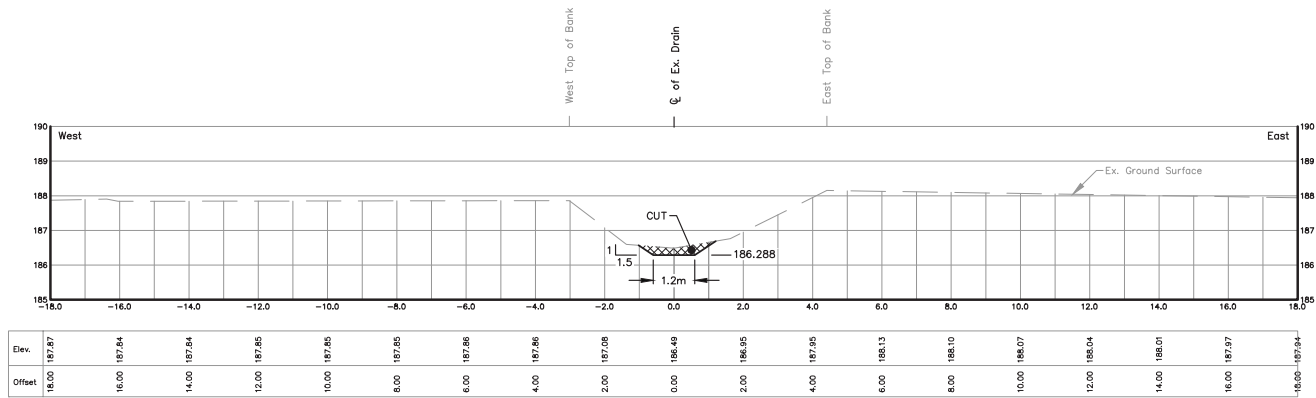
DRAWN BY: G.S. & S.H.  
PLOT CODE: 1:1  
COMPUTER FILE: REI2015D010.DWG  
FILE No.: SHEET No.:  
2015D010 22 OF 51



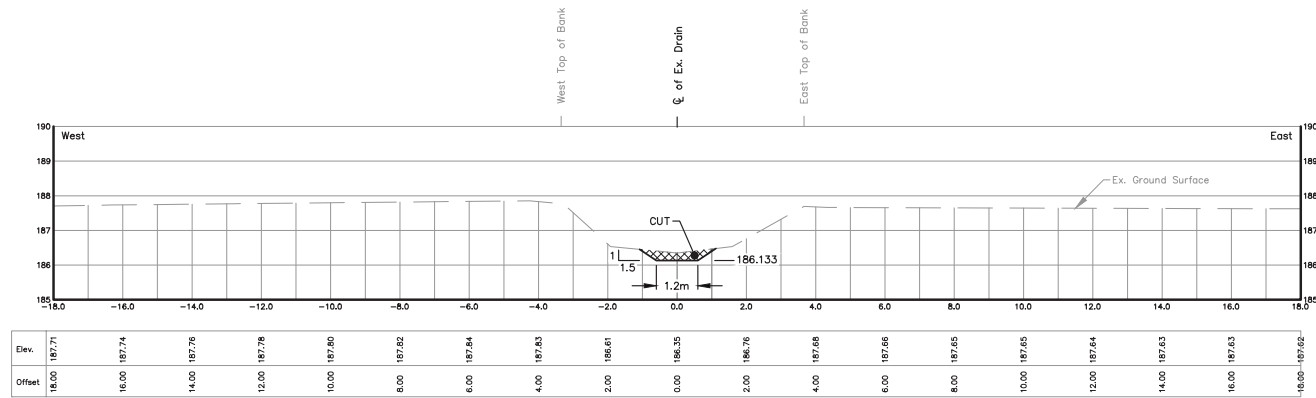
STA. 4+020.2  
Scale = 1:100



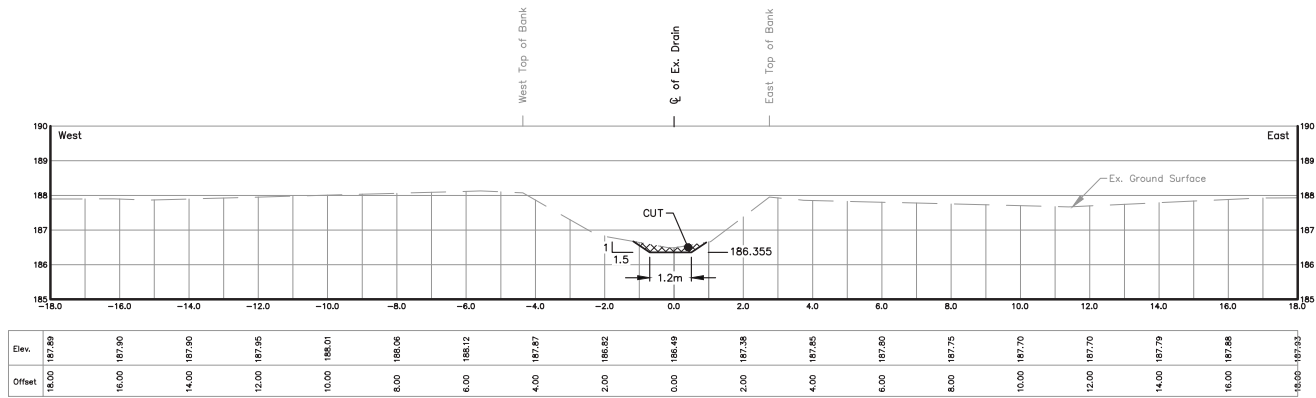
STA. 4+156.3  
Scale = 1:100



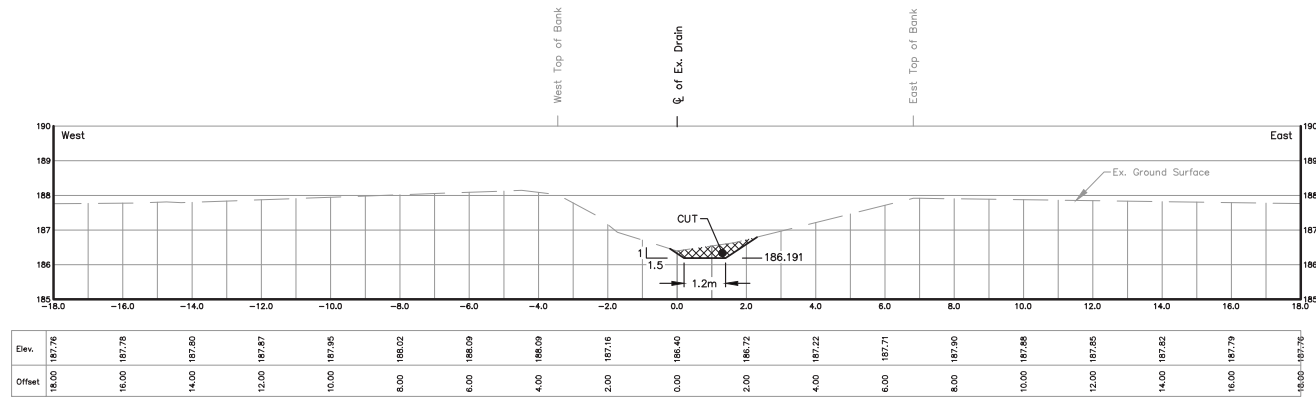
STA. 3+987.4  
Scale = 1:100



STA. 4+106.0  
Scale = 1:100



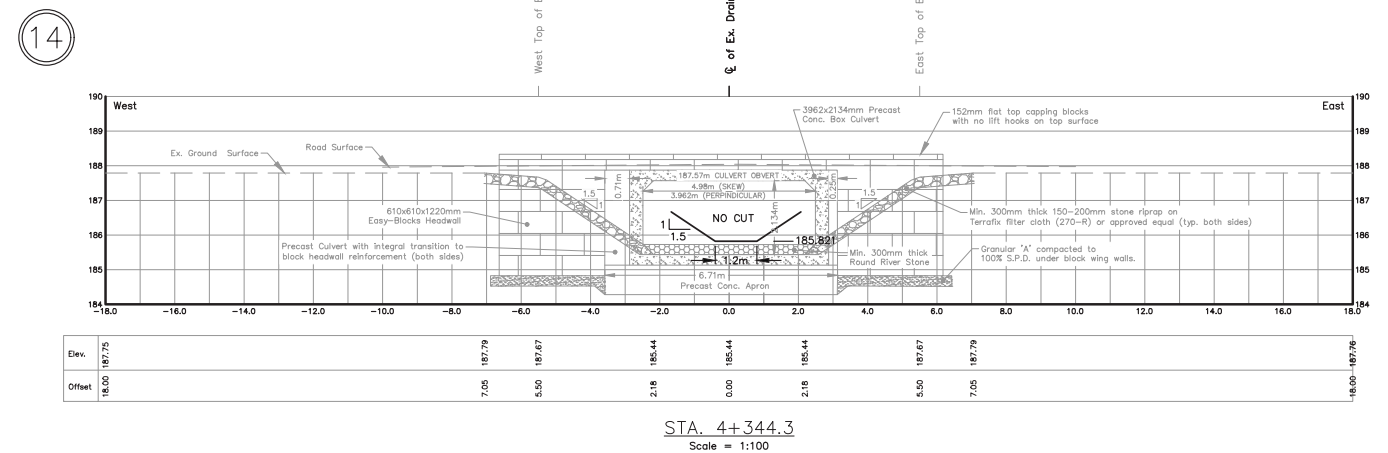
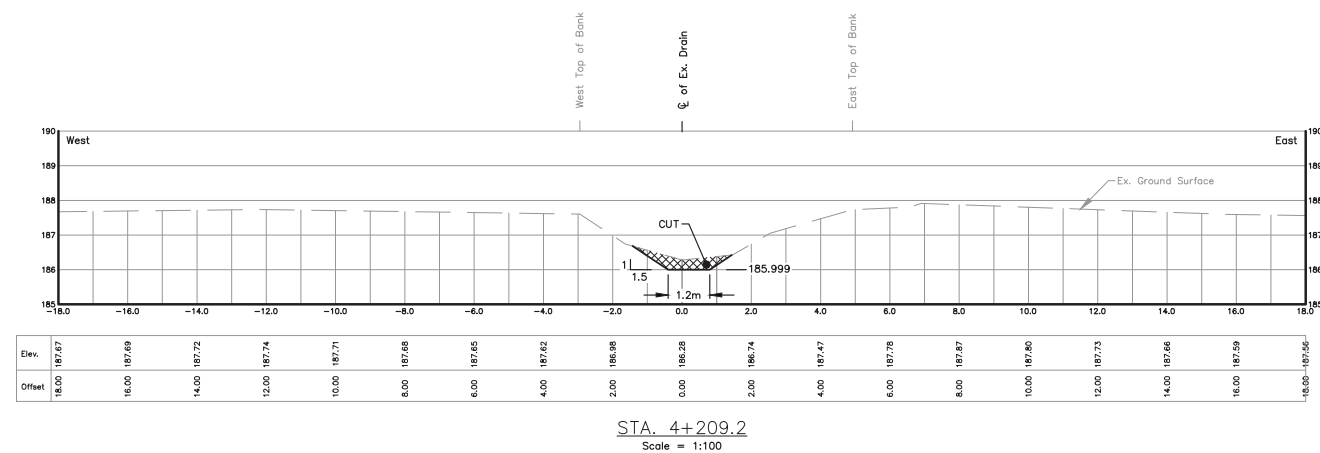
STA. 3+935.9  
Scale = 1:100



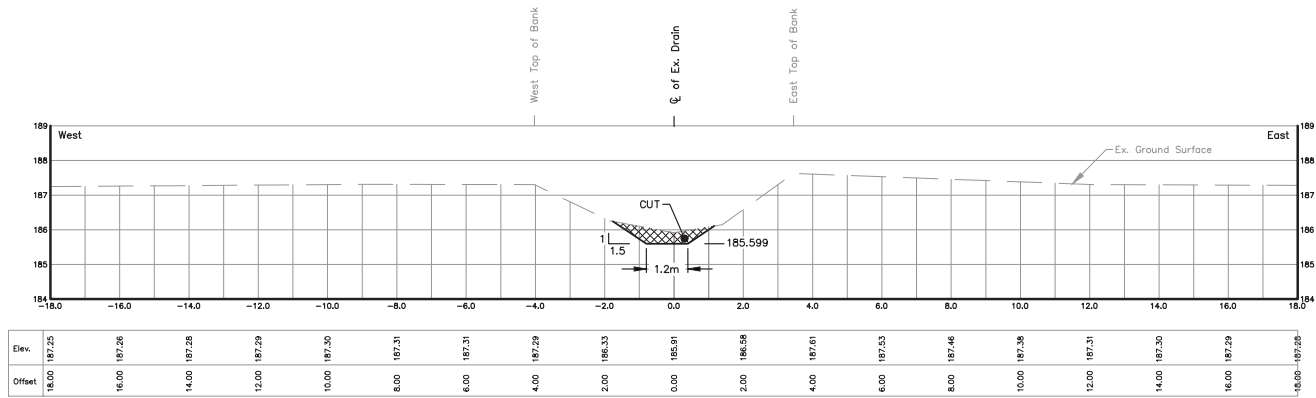
STA. 4+061.5  
Scale = 1:100

THESE PLANS HAVE BEEN REDUCED  
AND THE SCALE THEREFORE VARIES.  
FULL SCALE PLANS MAY BE VIEWED  
AT THE MUNICIPAL OFFICE.

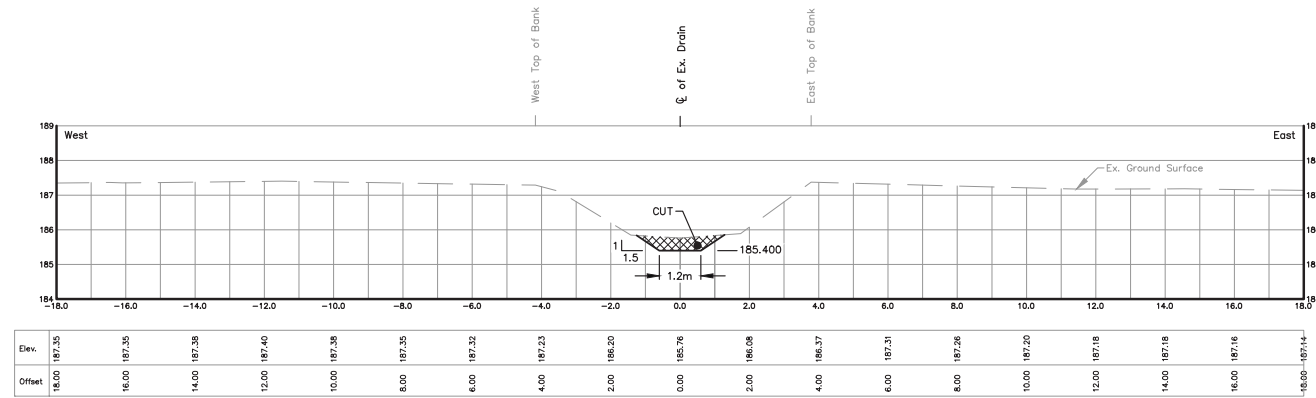
DRAWN BY: G.S. & S.H.  
PLOT CODE: 1:1  
COMPUTER FILE: REI2015D010.DWG  
FILE No.: SHEET No.:  
2015D010 23 OF 51



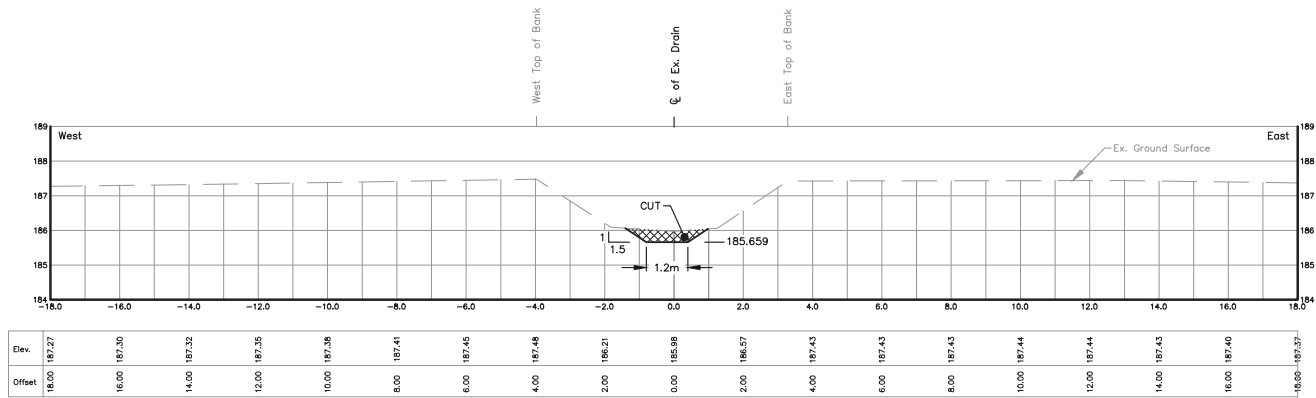
DRAWN BY: G.S. & S.H.	
PLOT CODE: 1:1	
COMPUTER FILE: REI2015D010.DWG	
FILE No.:	SHEET No.:
2015D010	24 OF 51



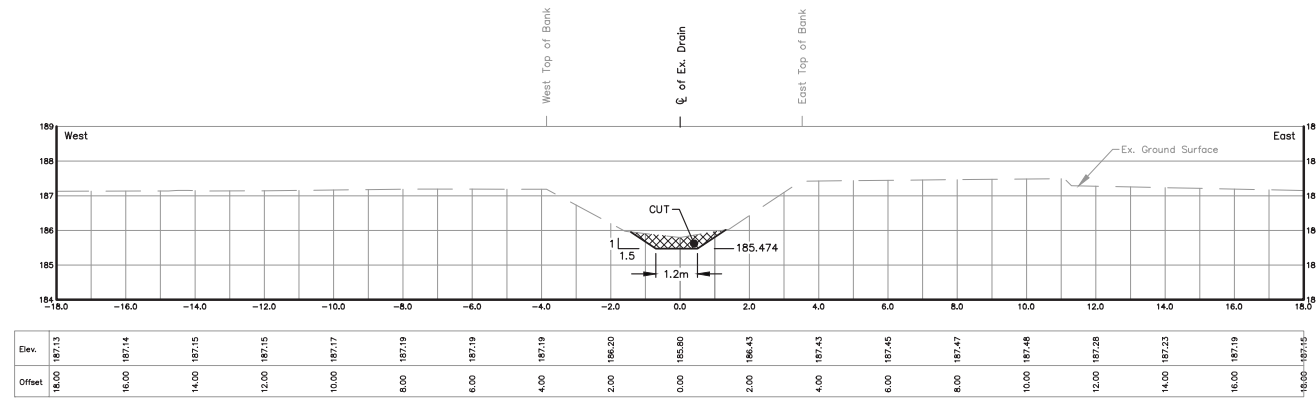
STA. 4+517.0  
Scale = 1:100



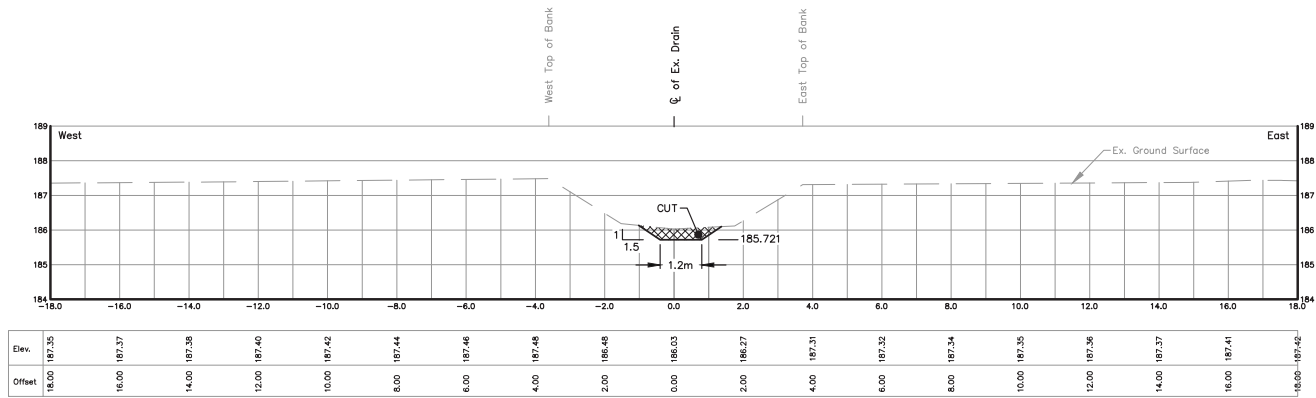
STA. 4+669.7  
Scale = 1:100



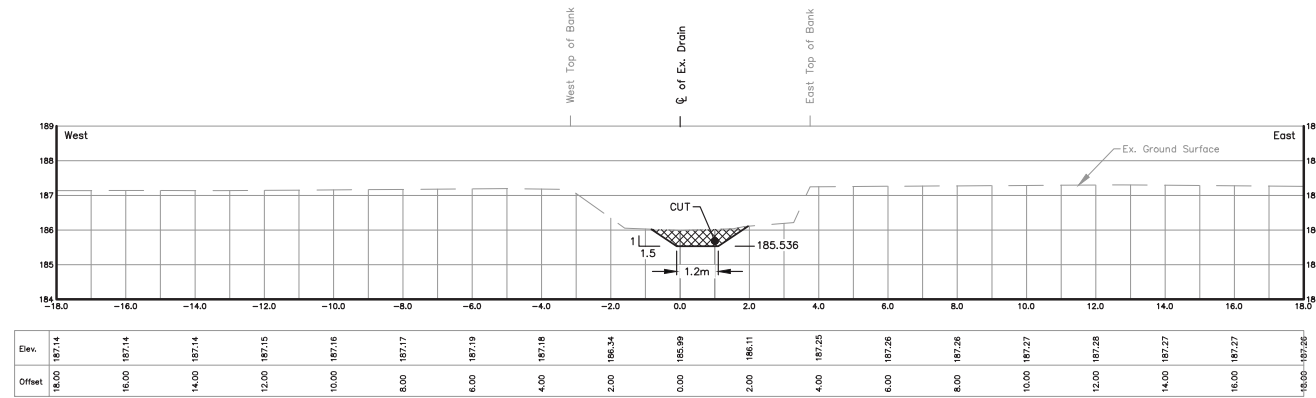
STA. 4+470.8  
Scale = 1:100



STA. 4+612.7  
Scale = 1:100



STA. 4+423.0  
Scale = 1:100



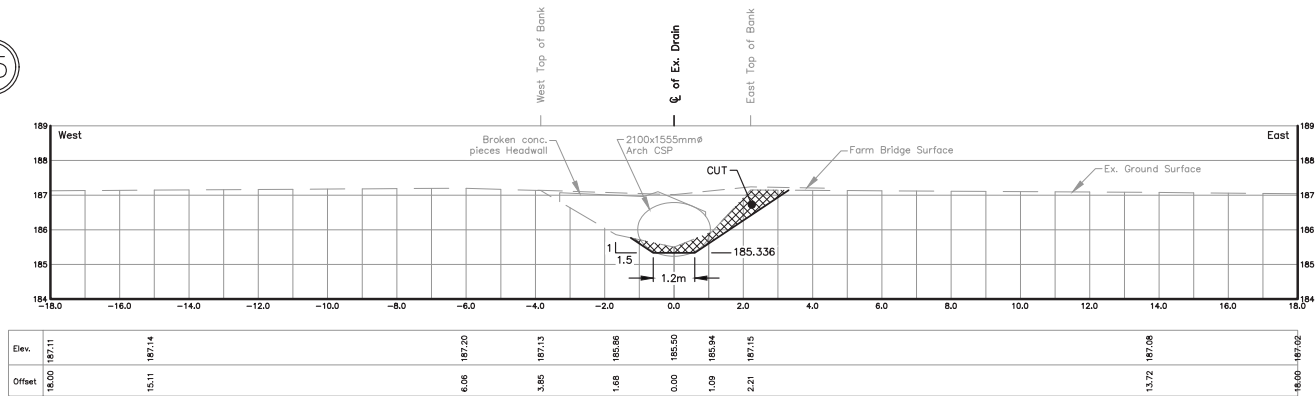
STA. 4+565.3  
Scale = 1:100

THESE PLANS HAVE BEEN REDUCED  
AND THE SCALE THEREFORE VARIES.  
FULL SCALE PLANS MAY BE VIEWED  
AT THE MUNICIPAL OFFICE.

DRAWN BY: G.S. & S.H.  
PLOT CODE: 1:1  
COMPUTER FILE: REI2015D010.DWG  
FILE No.: SHEET No.:  
2015D010 25 OF 51

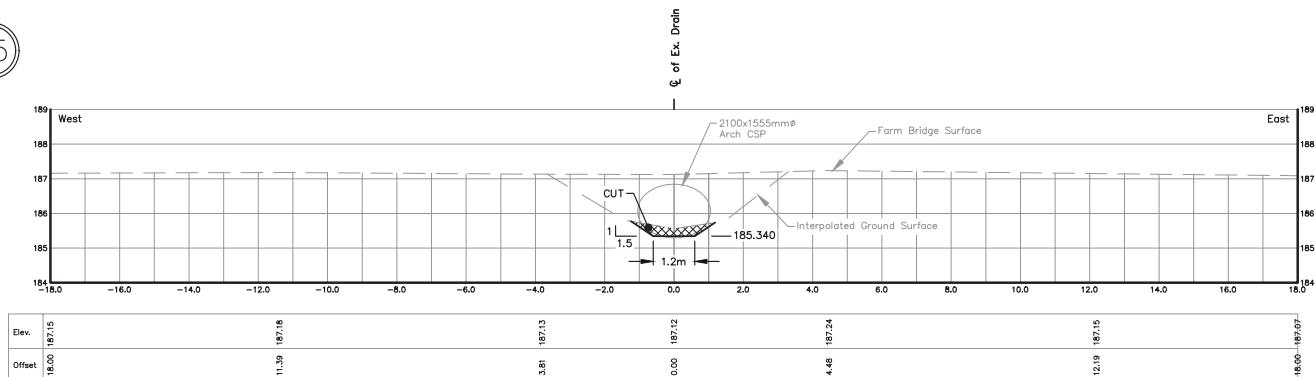


15



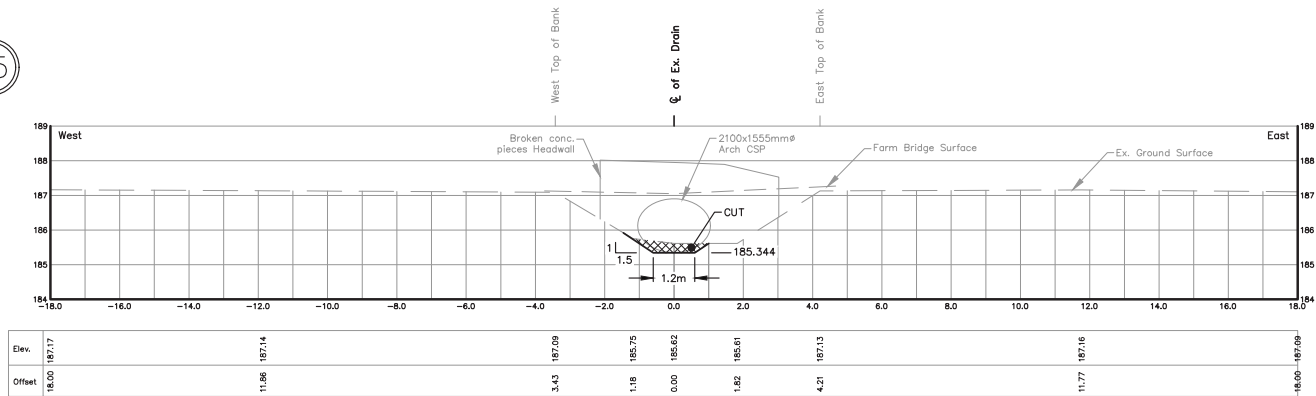
STA. 4+718.9  
Scale = 1:100

15

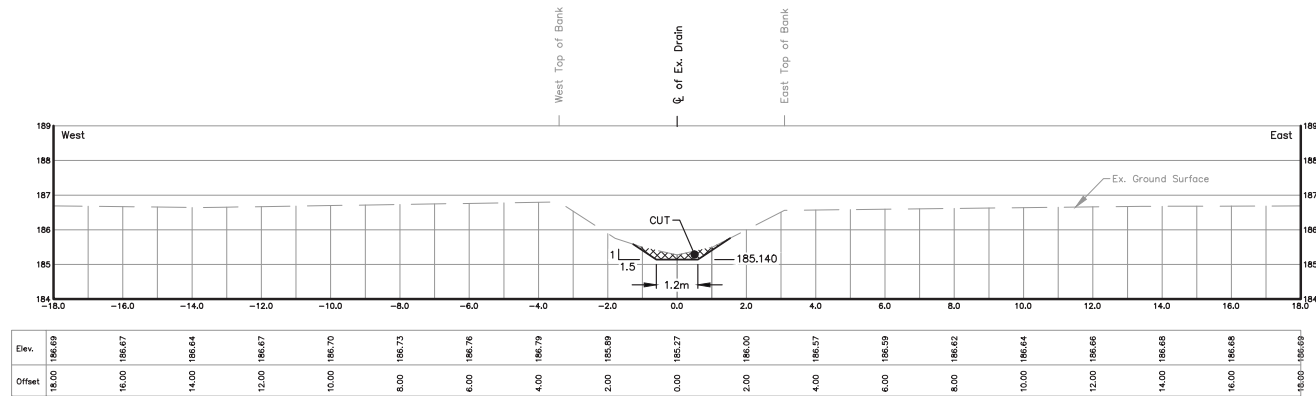


STA. 4+715.9  
Scale = 1:100

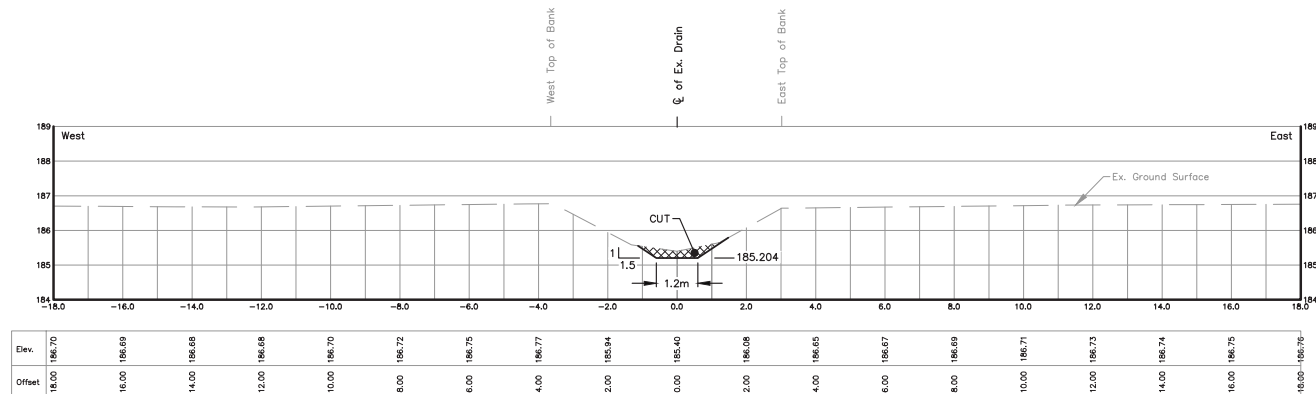
15



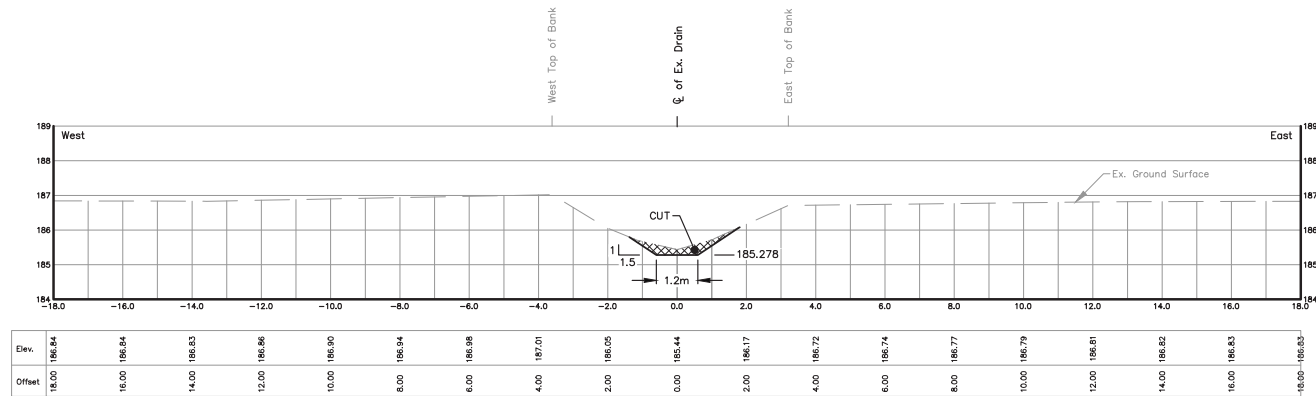
STA. 4+712.9  
Scale = 1:100



STA. 4+869.6  
Scale = 1:100



STA. 4+820.3  
Scale = 1:100

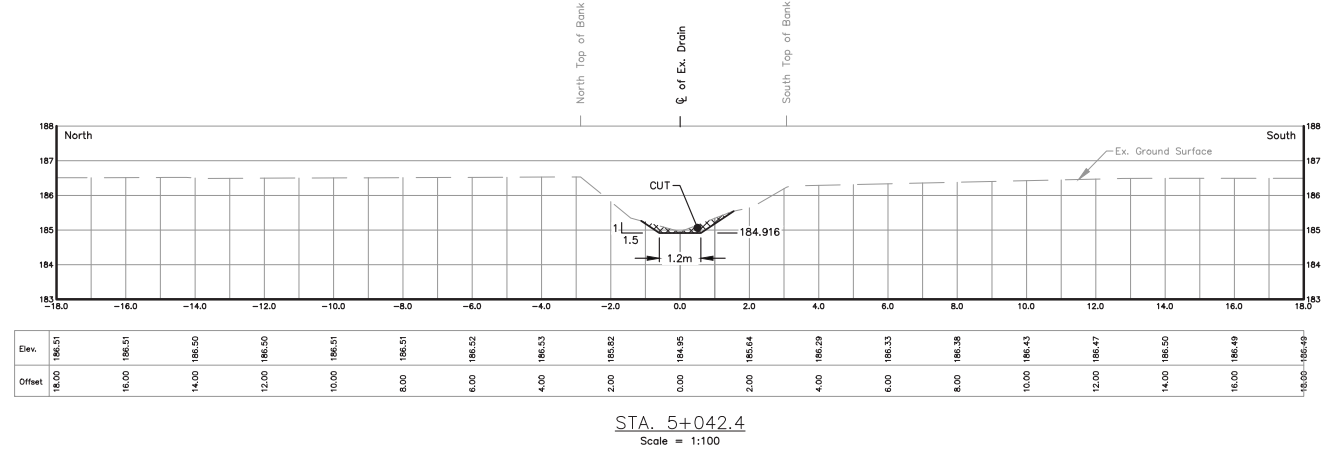
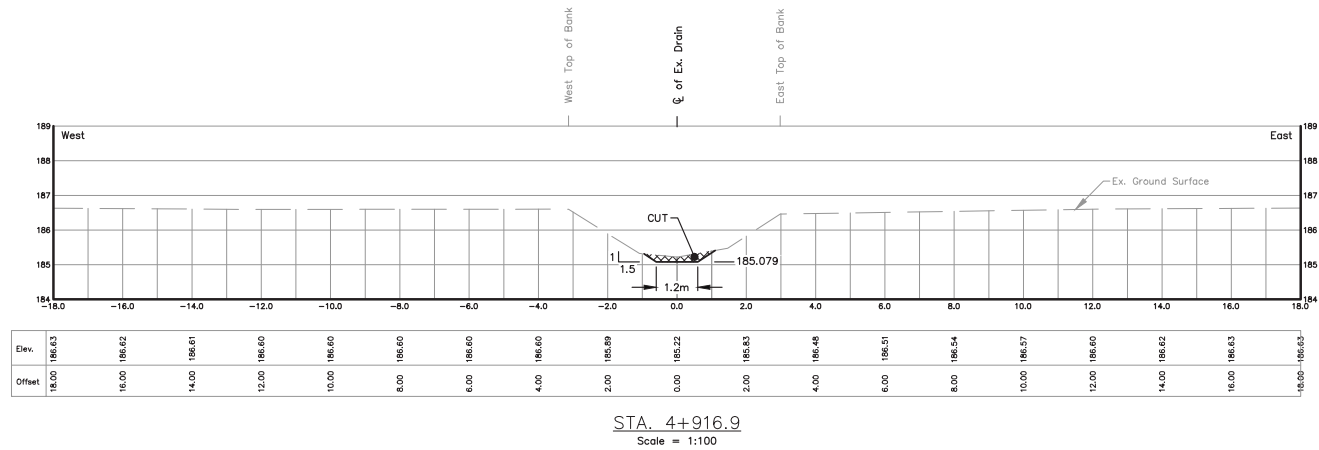
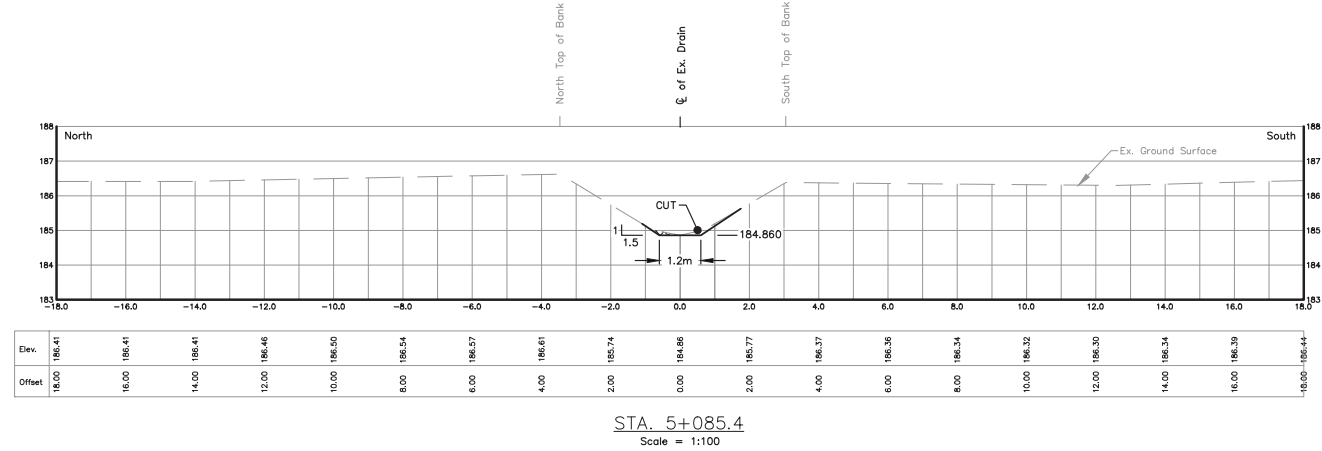
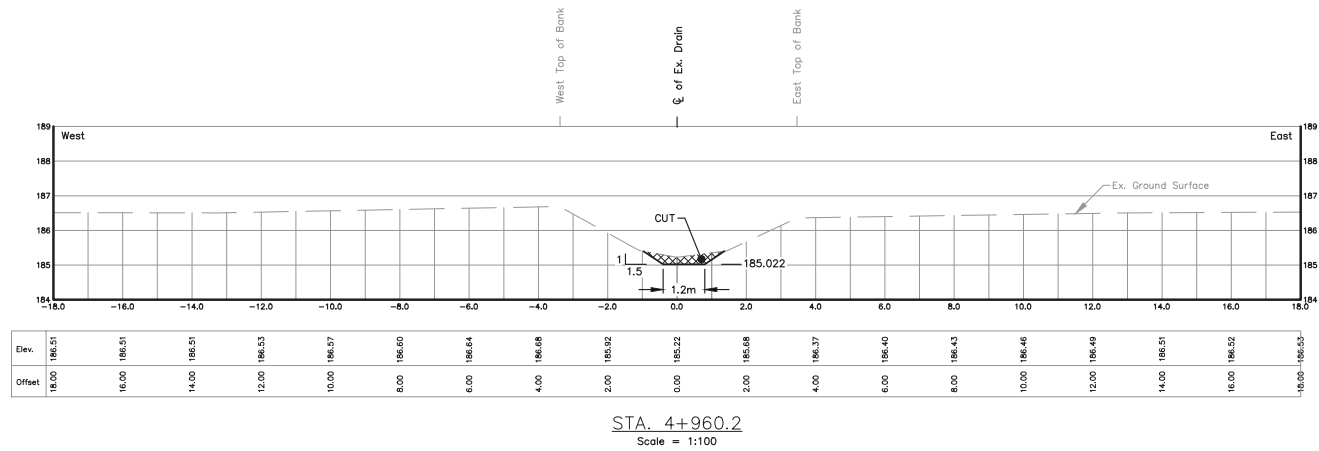
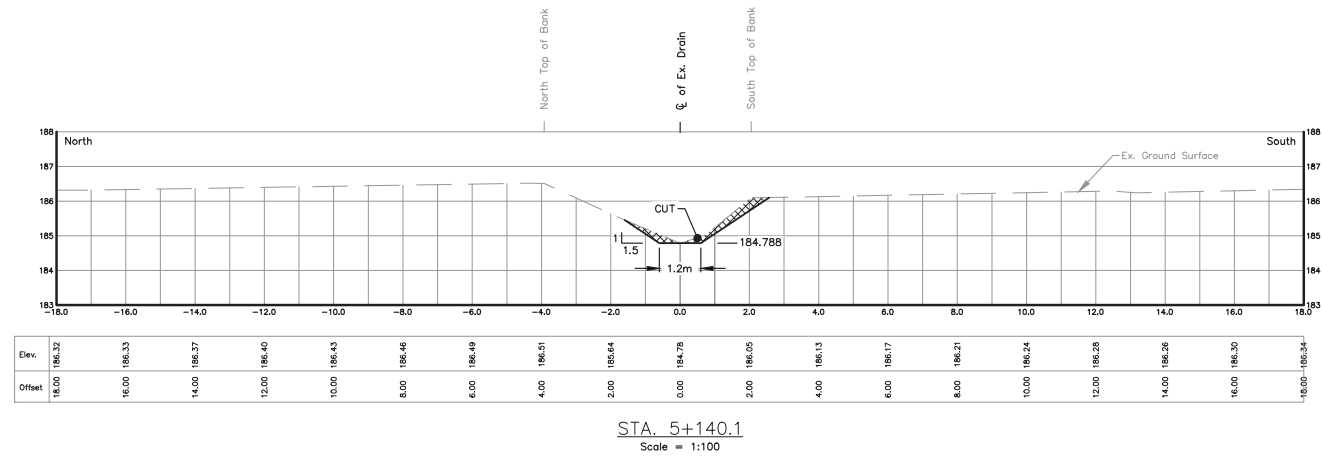
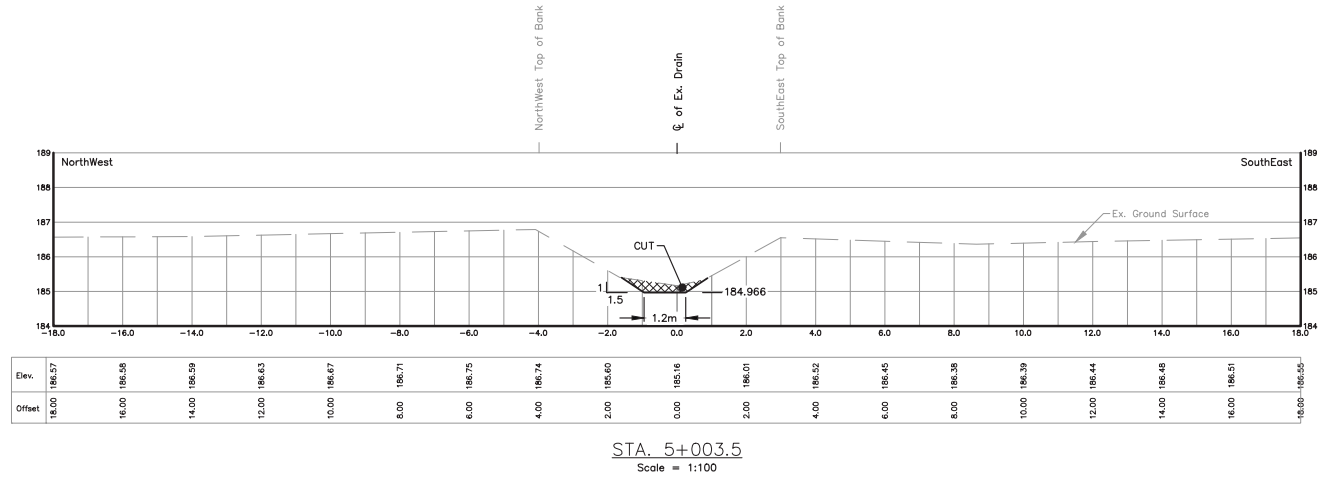


STA. 4+763.8  
Scale = 1:100

THESE PLANS HAVE BEEN REDUCED  
AND THE SCALE THEREFORE VARIES.  
FULL SCALE PLANS MAY BE VIEWED  
AT THE MUNICIPAL OFFICE.

DRAWN BY: G.S. & S.H.  
PLOT CODE: 1:1  
COMPUTER FILE: REI2015D010.DWG  
FILE No.: SHEET No.:  
2015D010 26 OF 51

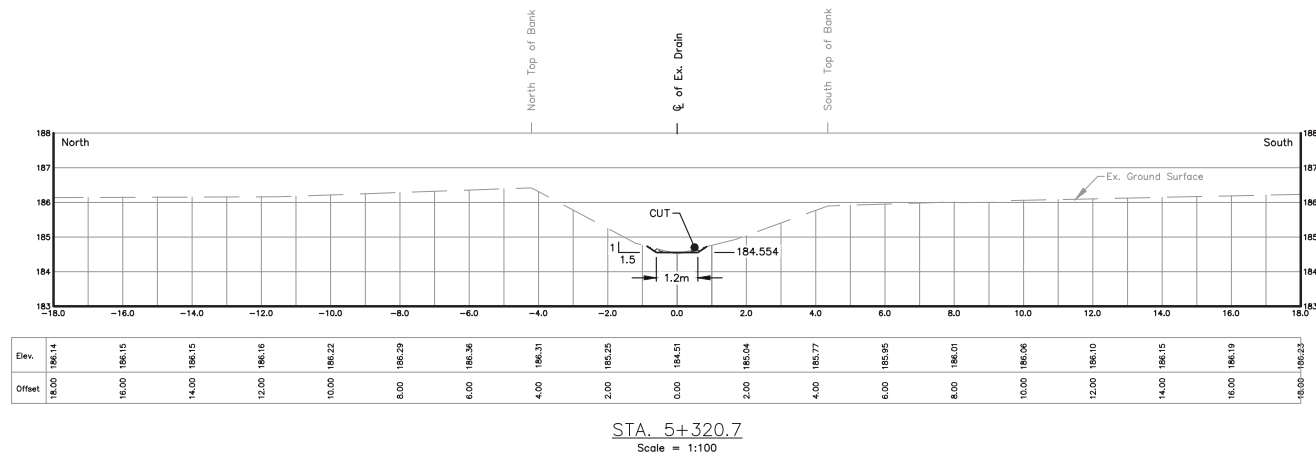
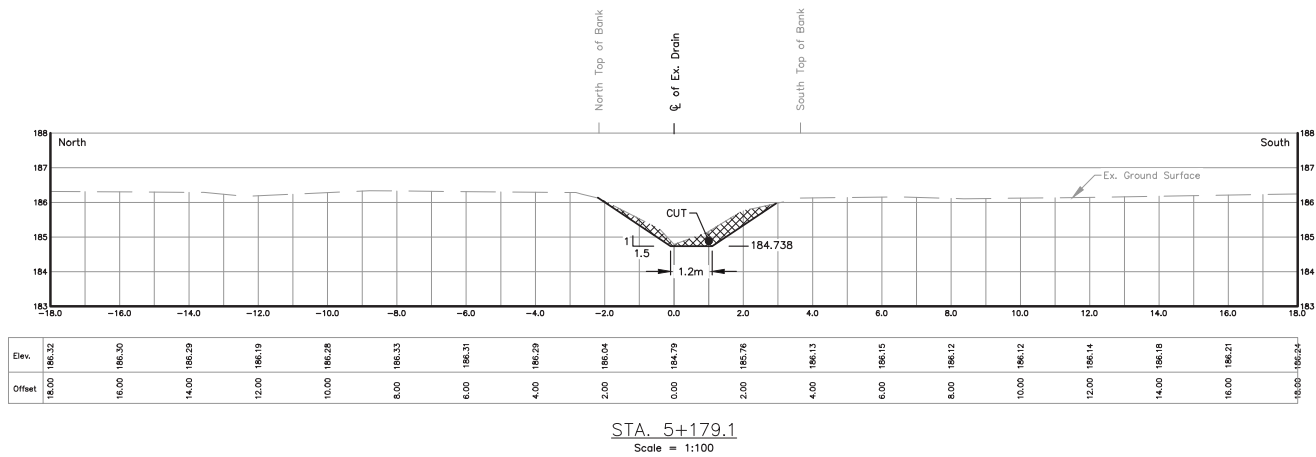
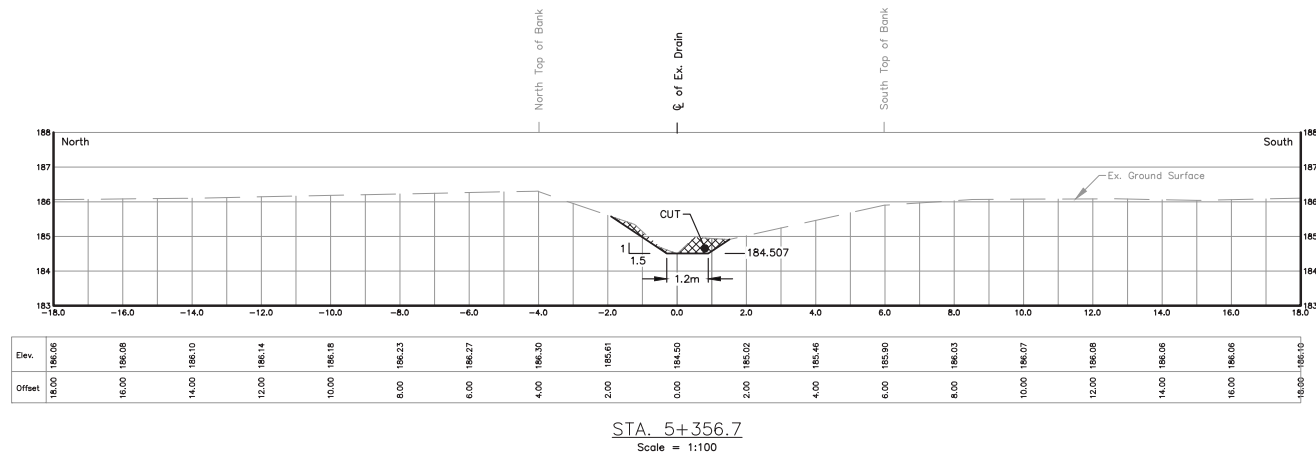
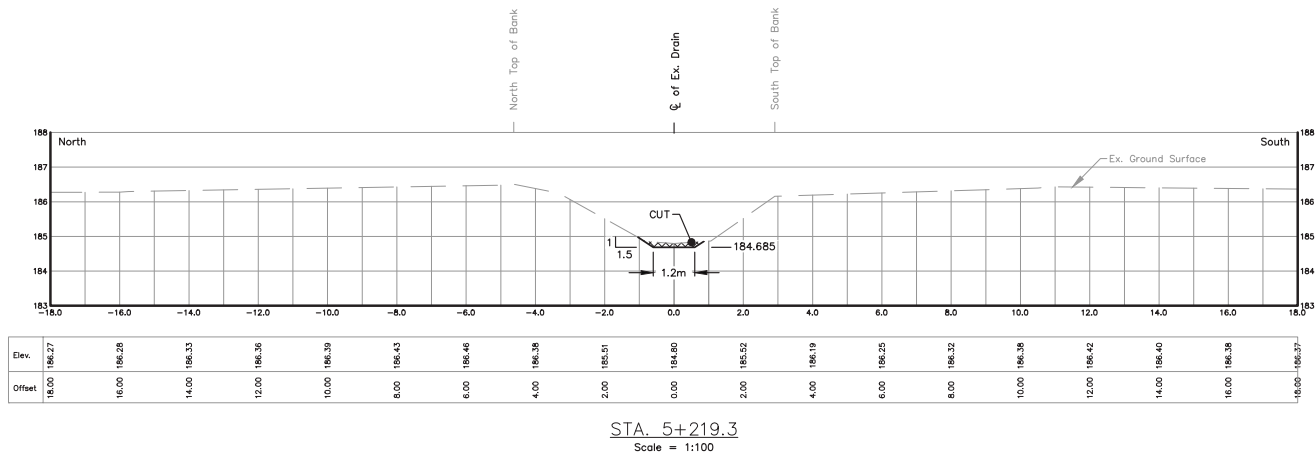
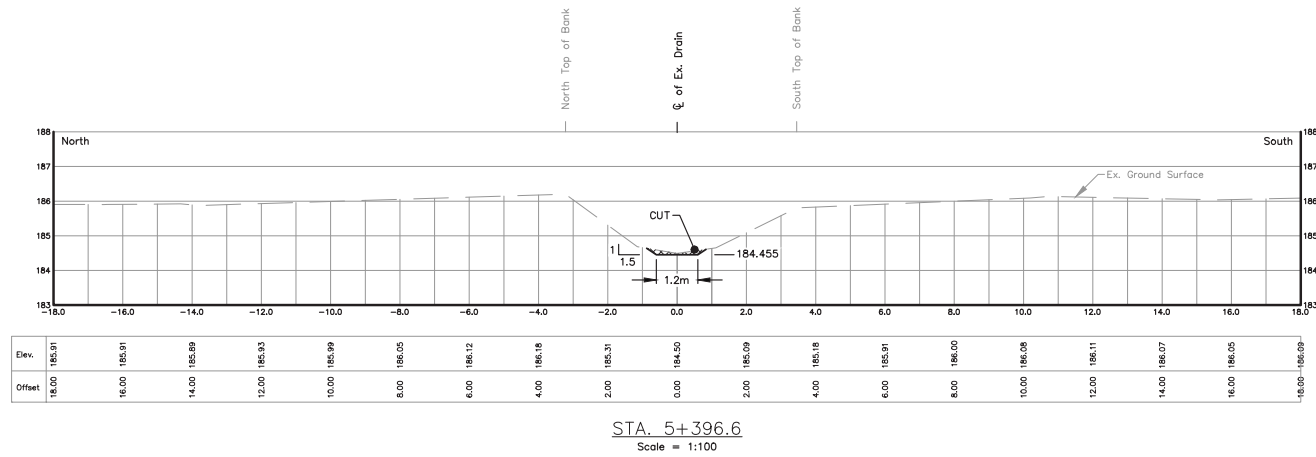
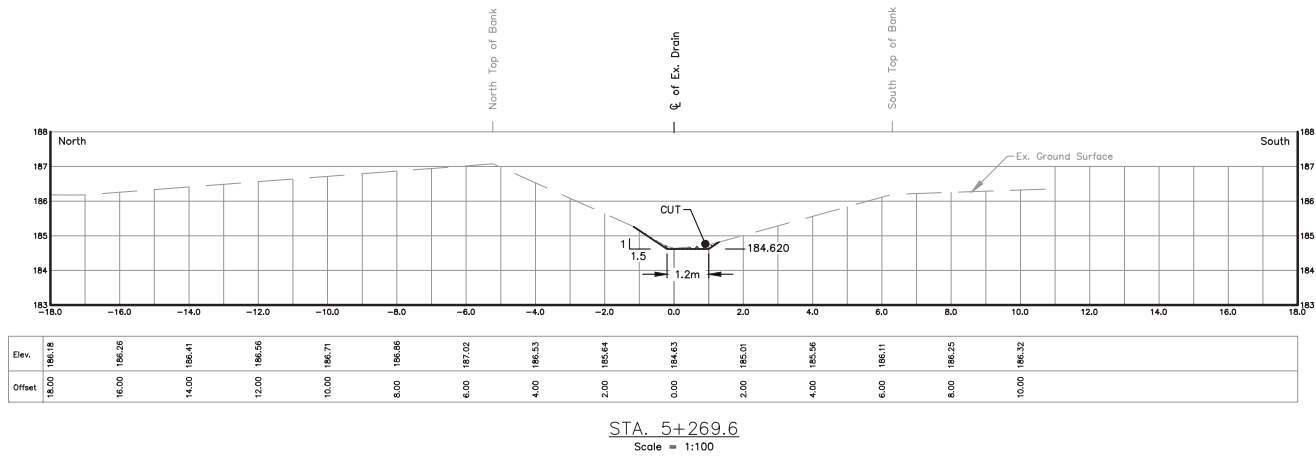
C:\Users\John\Desktop\REI-20150010 - Sullivan Creek Drain\REI20150010 Sections.dwg 2021-05-16



THESE PLANS HAVE BEEN REDUCED  
AND THE SCALE THEREFORE VARIES.  
FULL SCALE PLANS MAY BE VIEWED  
AT THE MUNICIPAL OFFICE.

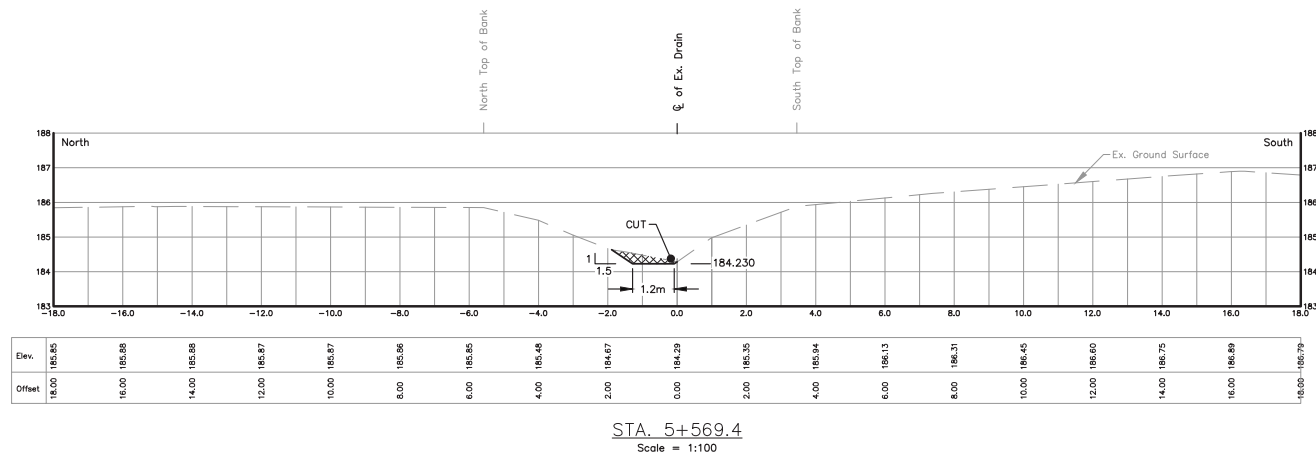
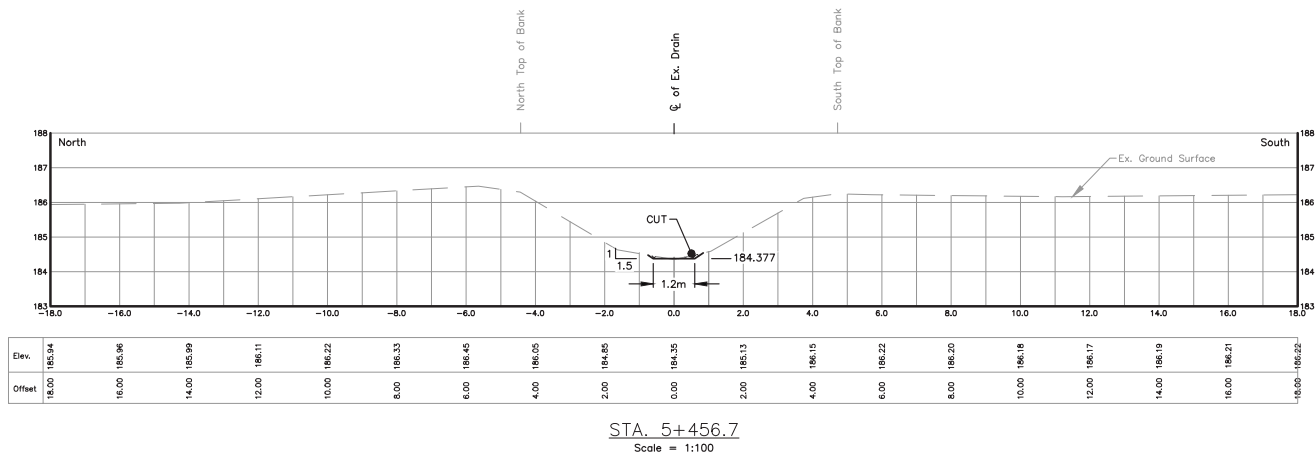
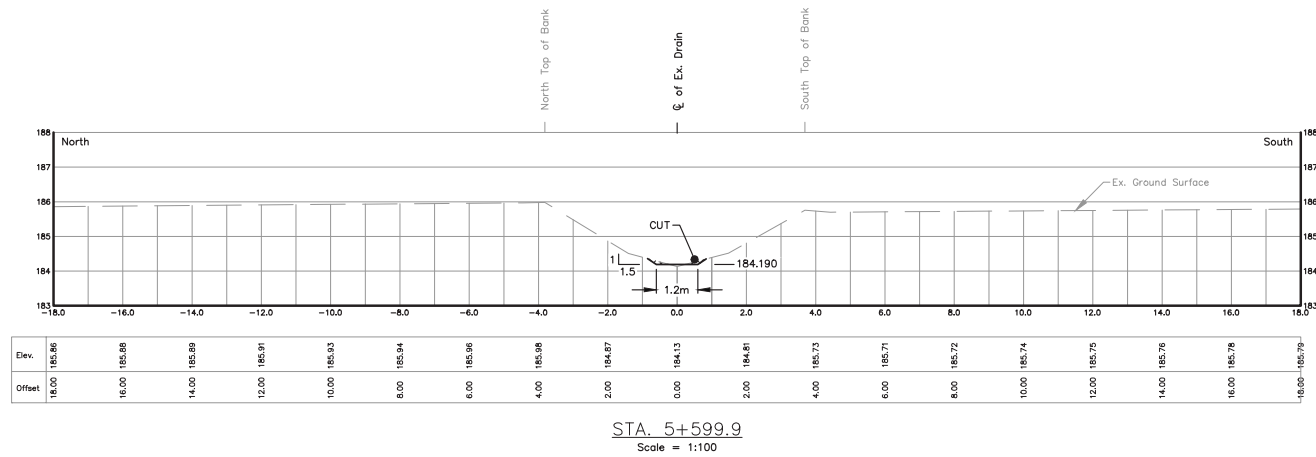
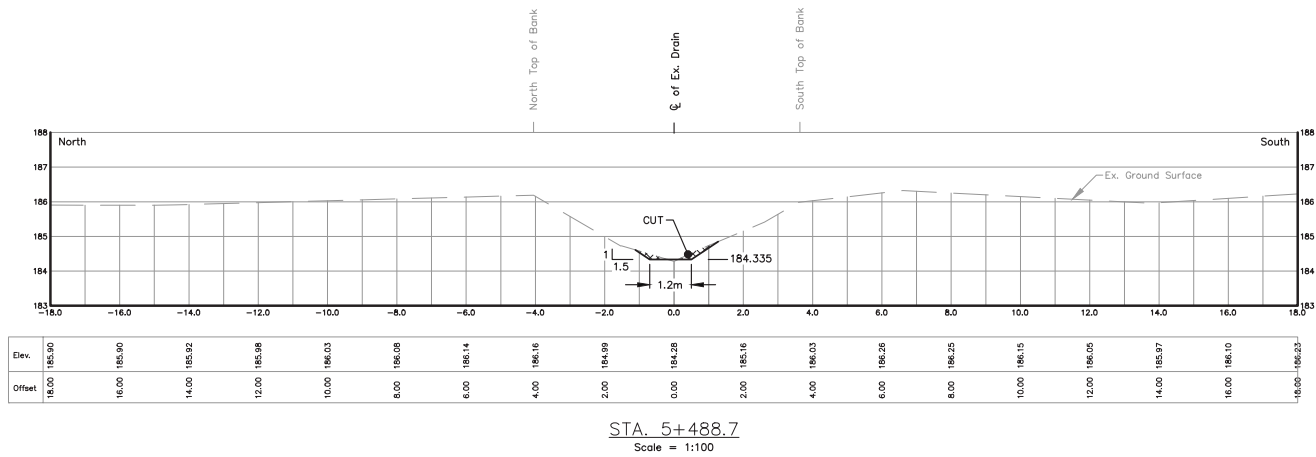
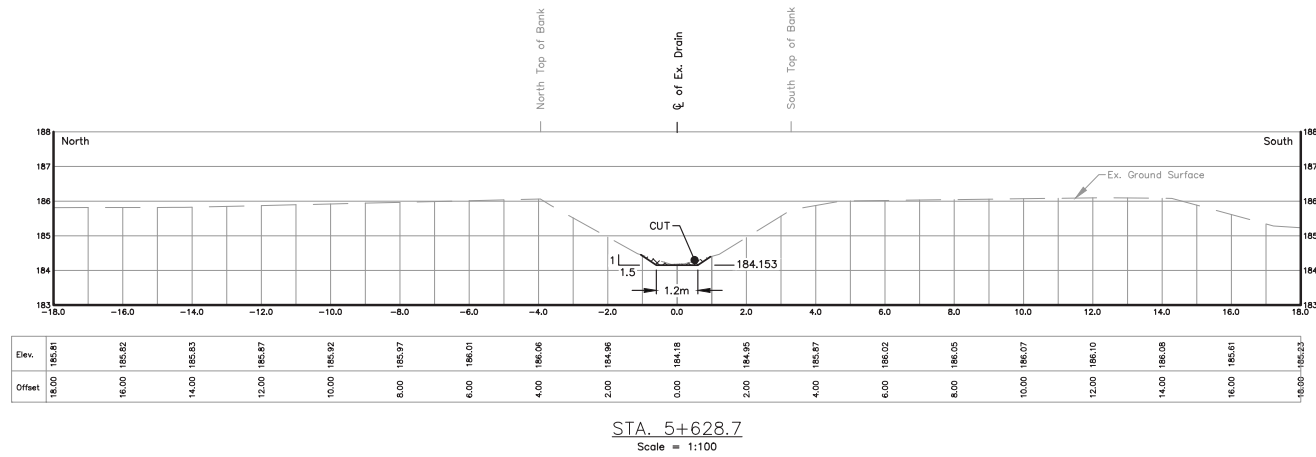
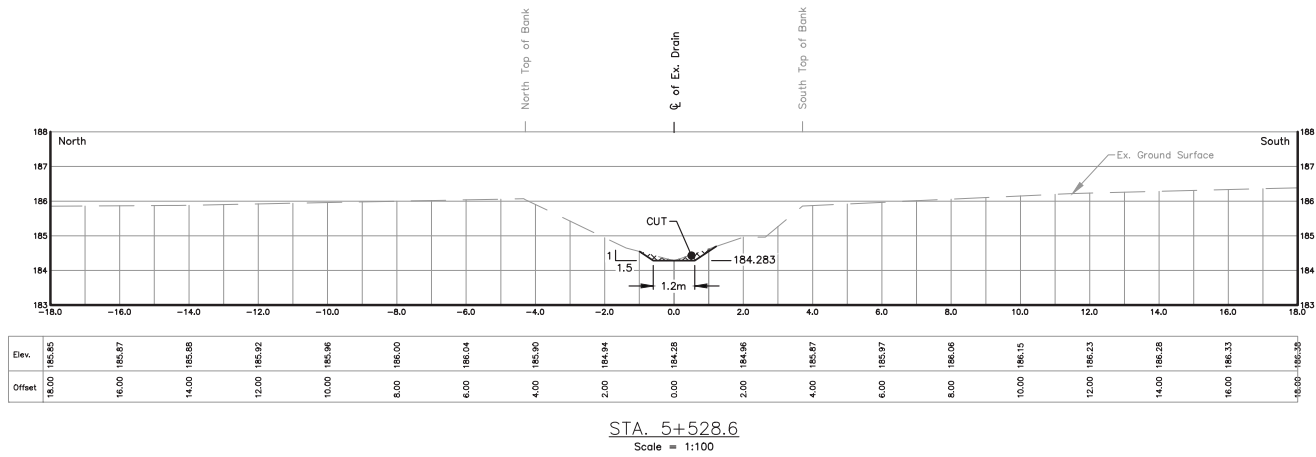
DRAWN BY: G.S. & S.H.  
PLOT CODE: 1:1  
COMPUTER FILE: REI2015D010.DWG  
FILE No.: SHEET No.:  
2015D010 27 OF 51

C:\Users\John\Desktop\REI-20150010 - Sullivan Creek Drain\REI20150010 Sections B.dwg 2/21/15 1:16



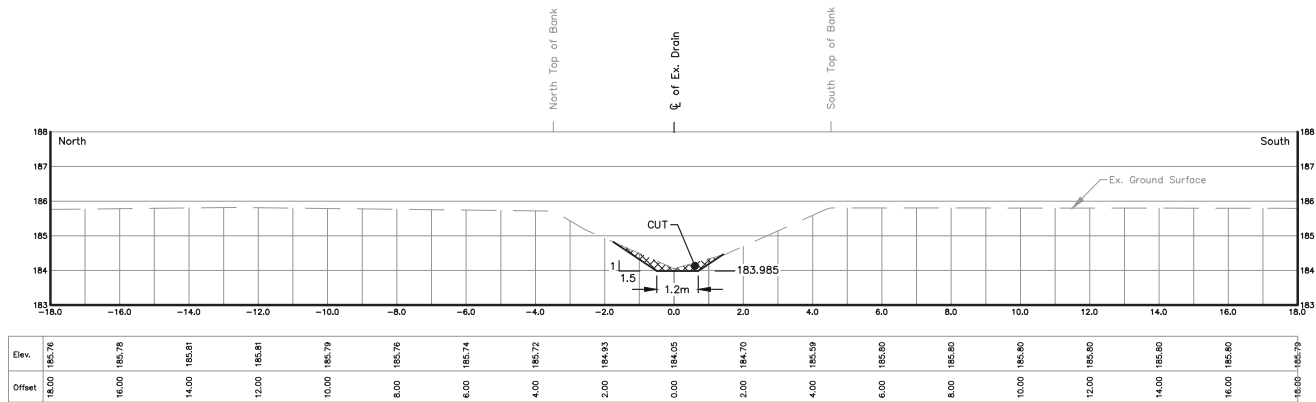
THESE PLANS HAVE BEEN REDUCED  
AND THE SCALE THEREFORE VARIES.  
FULL SCALE PLANS MAY BE VIEWED  
AT THE MUNICIPAL OFFICE.

DRAWN BY: G.S. & S.H.  
PLOT CODE: 1:1  
COMPUTER FILE: REI2015D010.DWG  
FILE No.: 2015D010  
SHEET No.: 28 OF 51

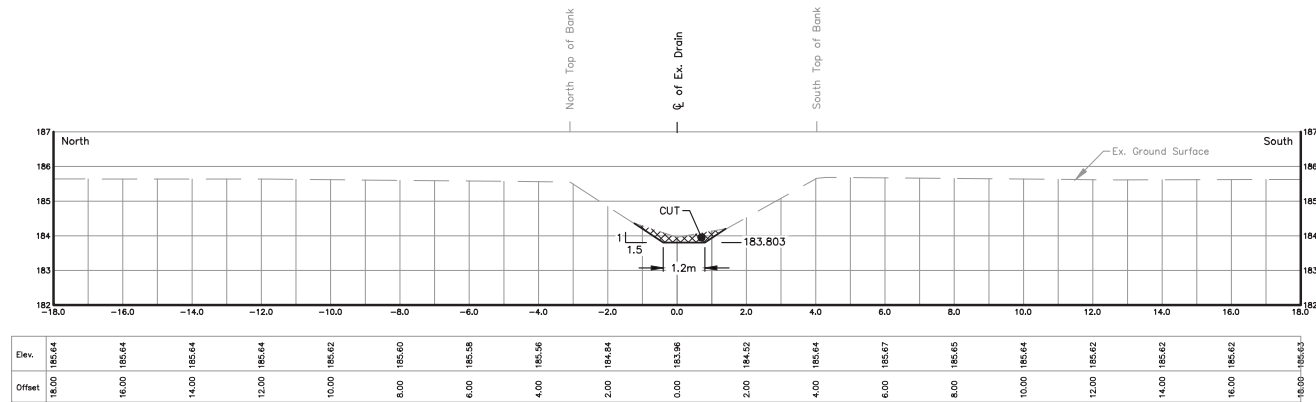


THESE PLANS HAVE BEEN REDUCED  
AND THE SCALE THEREFORE VARIES.  
FULL SCALE PLANS MAY BE VIEWED  
AT THE MUNICIPAL OFFICE.

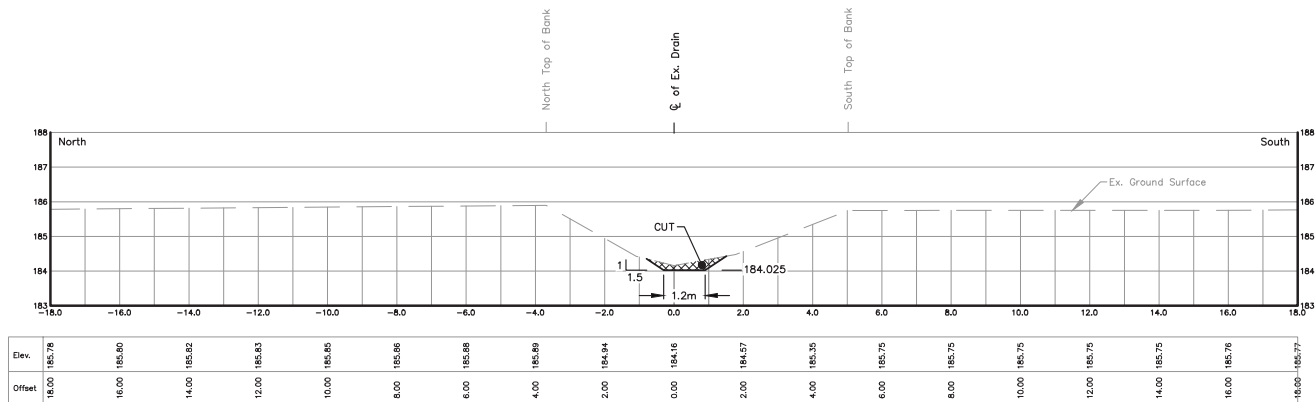
DRAWN BY: G.S. & S.H.  
PLOT CODE: 1:1  
COMPUTER FILE: REI2015D010.DWG  
FILE No.: SHEET No.:  
2015D010 29 OF 51



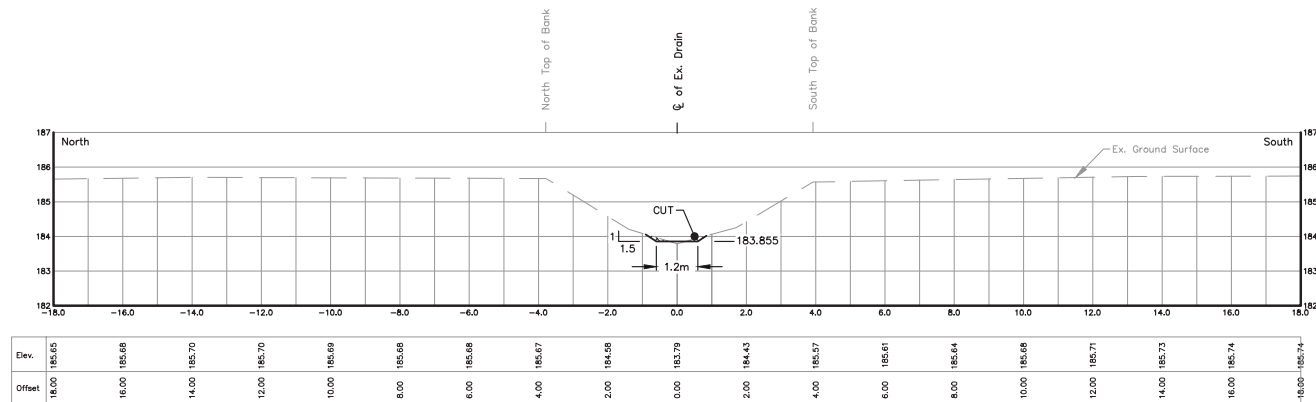
STA. 5+764.2  
Scale = 1:100



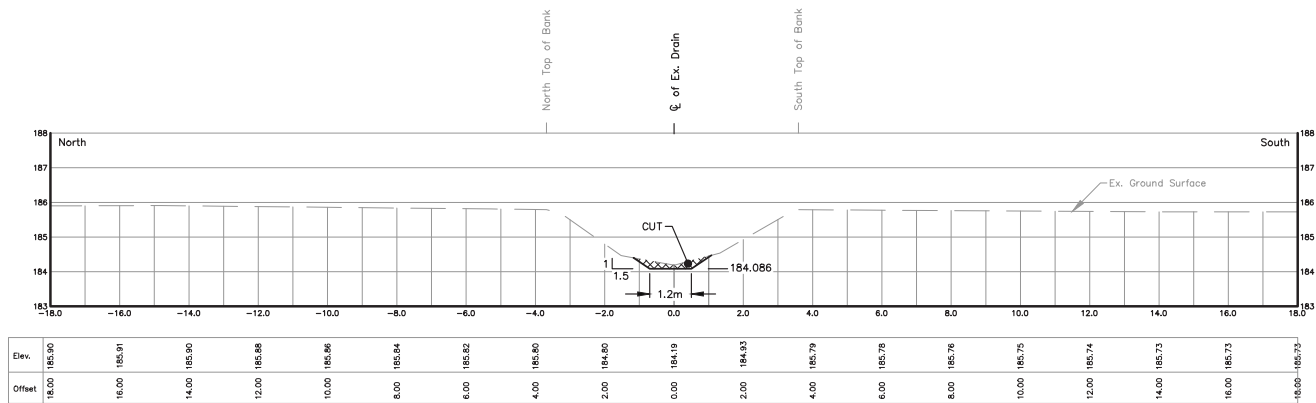
STA. 5+917.7  
Scale = 1:100



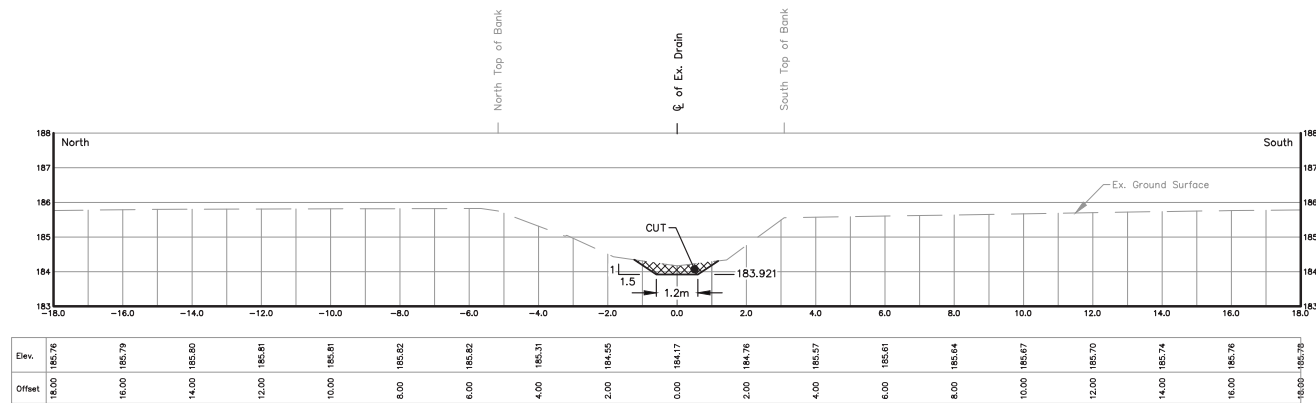
STA. 5+730.1  
Scale = 1:100



STA. 5+873.9  
Scale = 1:100



STA. 5+680.5  
Scale = 1:100



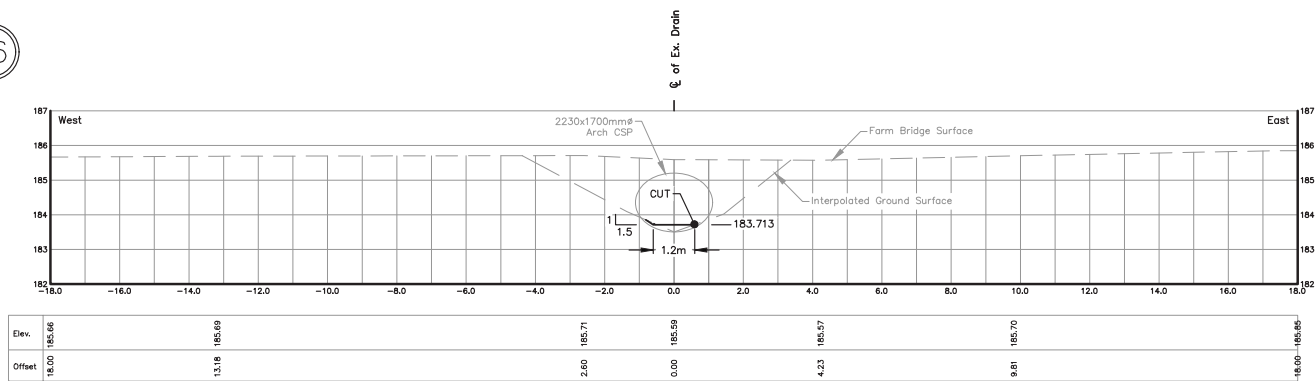
STA. 5+818.1  
Scale = 1:100

THESE PLANS HAVE BEEN REDUCED  
AND THE SCALE THEREFORE VARIES.  
FULL SCALE PLANS MAY BE VIEWED  
AT THE MUNICIPAL OFFICE.

DRAWN BY: G.S. & S.H.  
PLOT CODE: 1:1  
COMPUTER FILE: REI2015D010.DWG

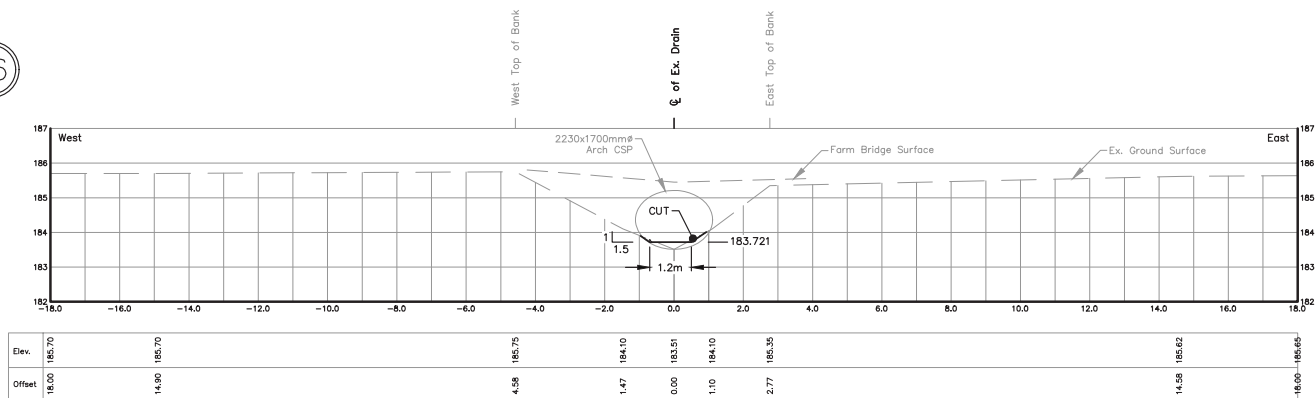
FILE No.: SHEET No.:  
2015D010 30 OF 51

16

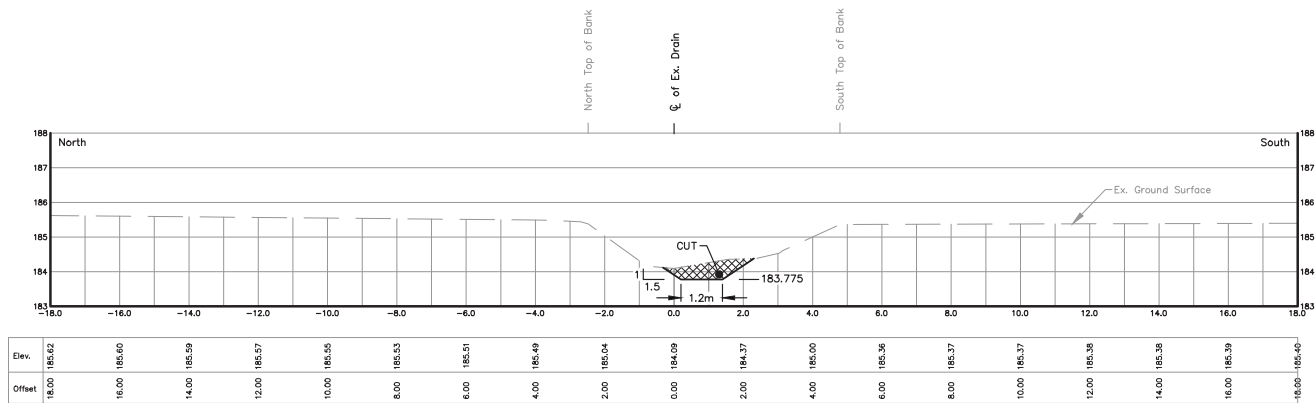


STA. 5+994.0  
Scale = 1:100

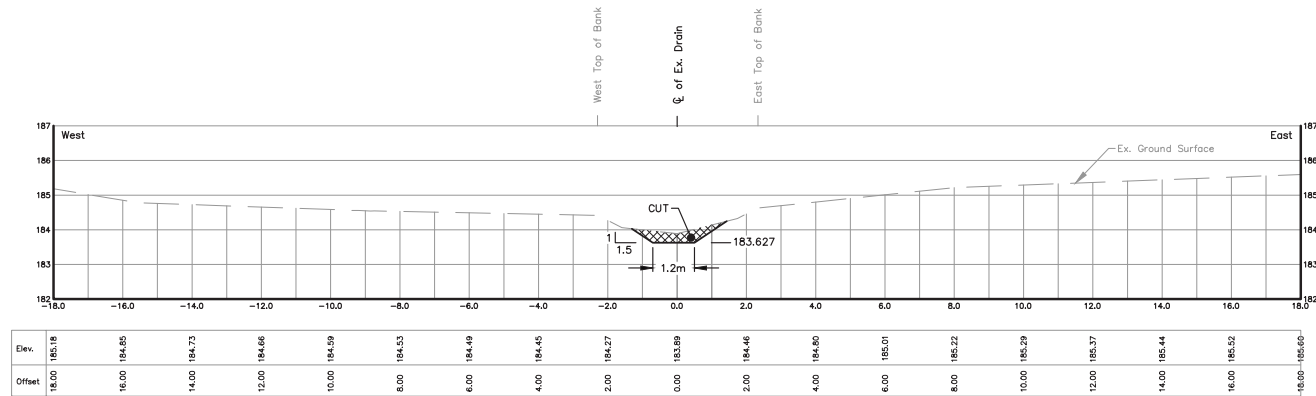
16



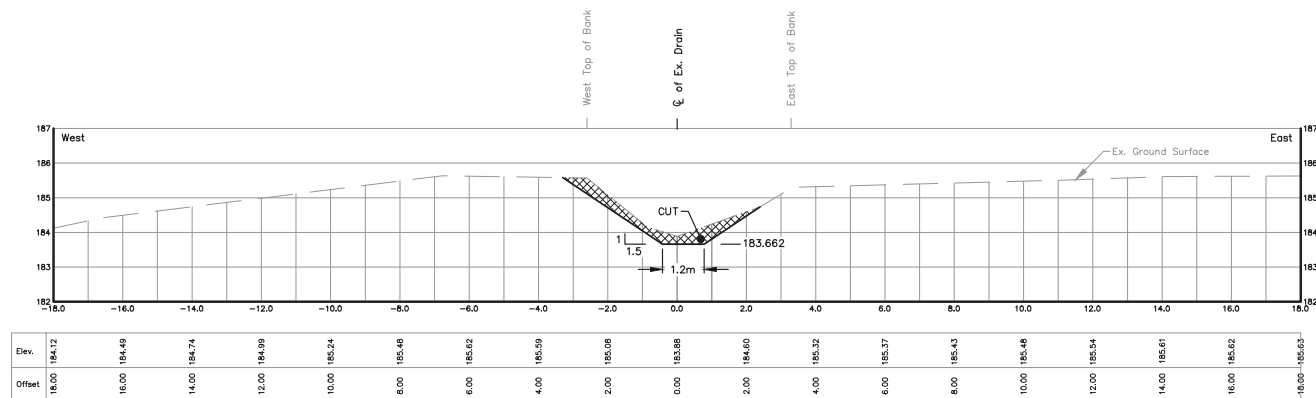
STA. 5+987.4  
Scale = 1:100



STA. 5+941.9  
Scale = 1:100

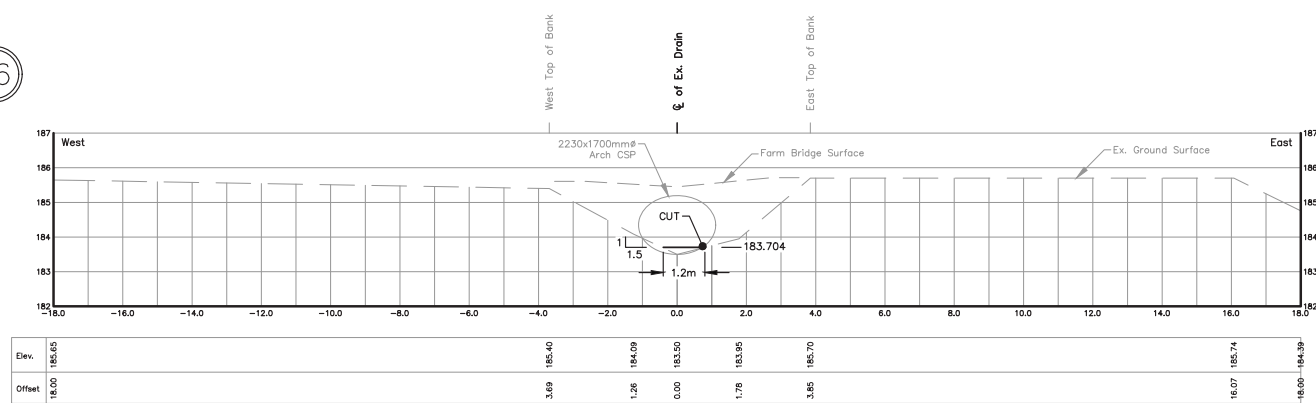


STA. 6+066.6  
Scale = 1:100



STA. 6+037.4  
Scale = 1:100

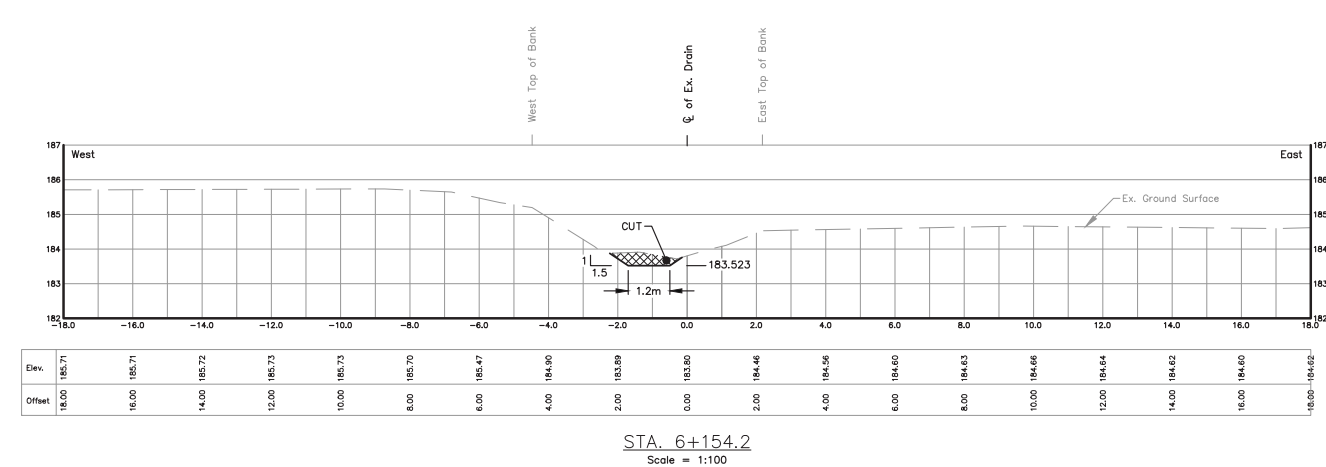
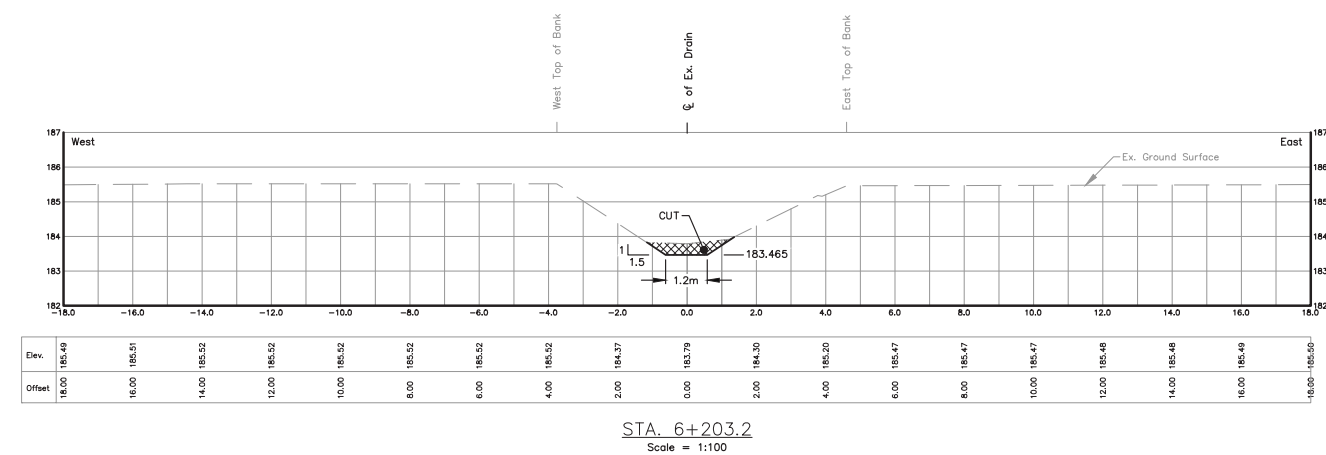
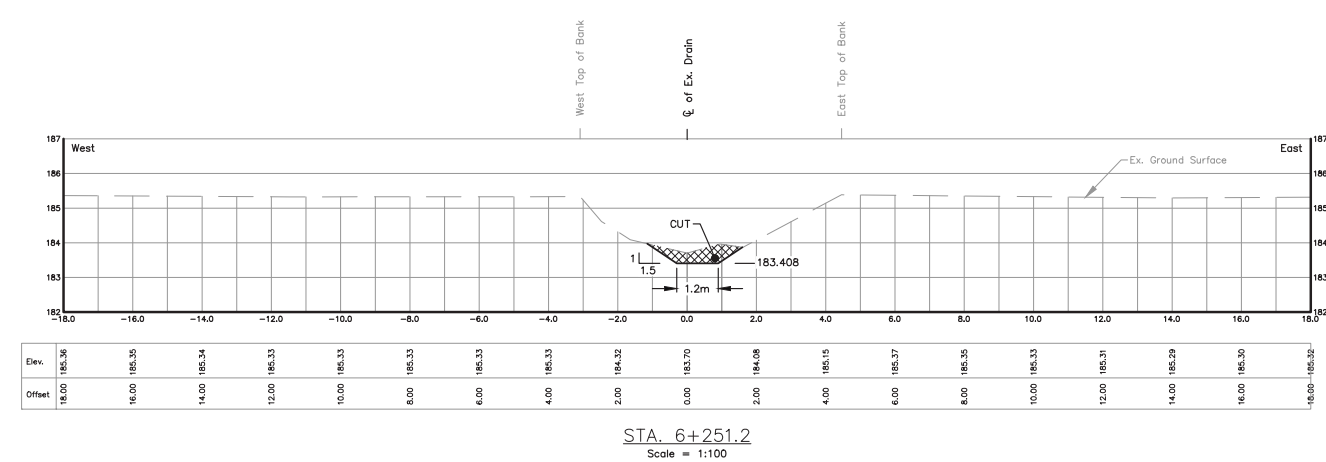
16



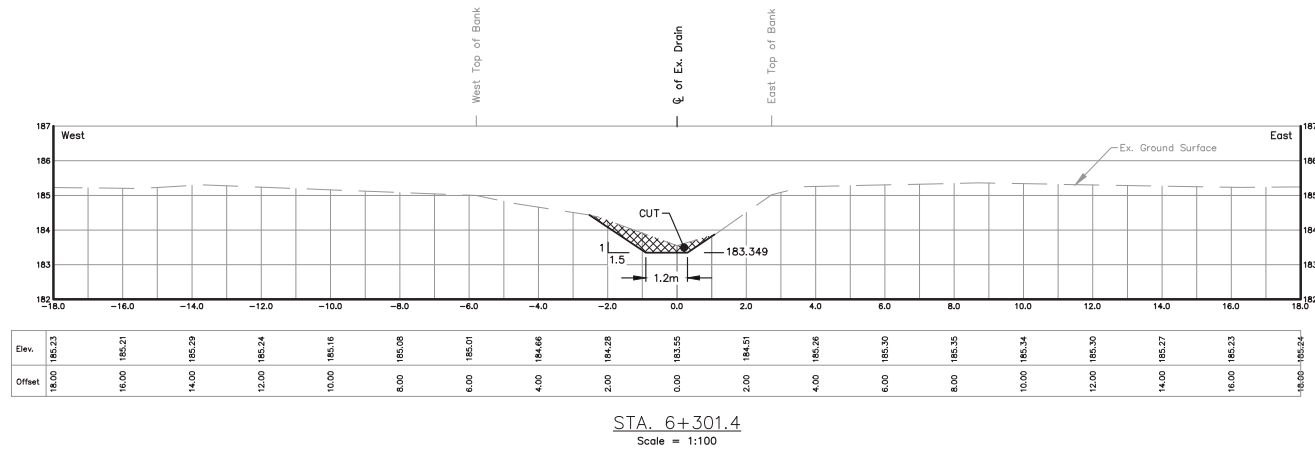
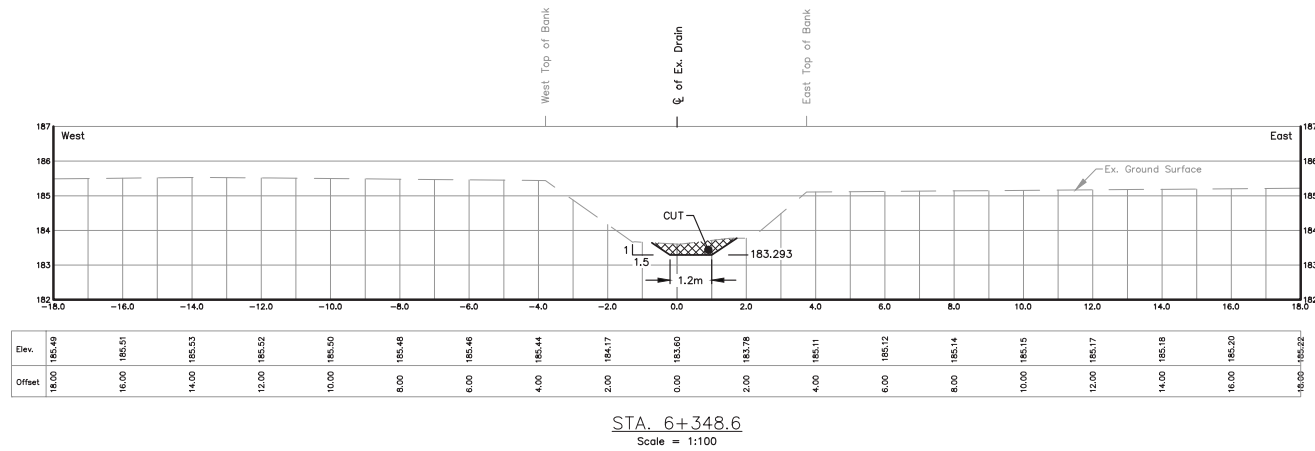
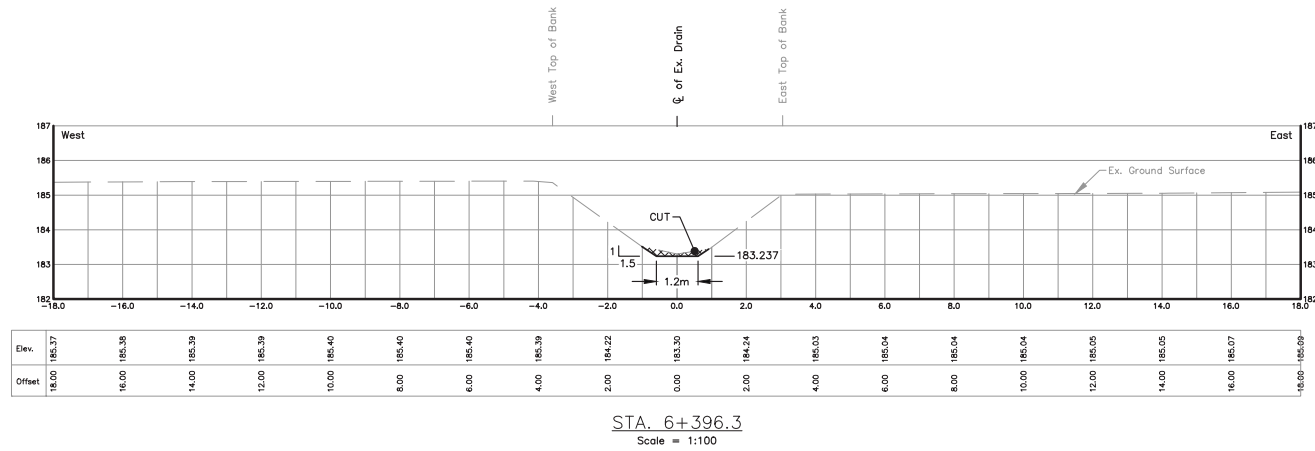
STA. 6+001.4  
Scale = 1:100

THESE PLANS HAVE BEEN REDUCED  
AND THE SCALE THEREFORE VARIES.  
FULL SCALE PLANS MAY BE VIEWED  
AT THE MUNICIPAL OFFICE.

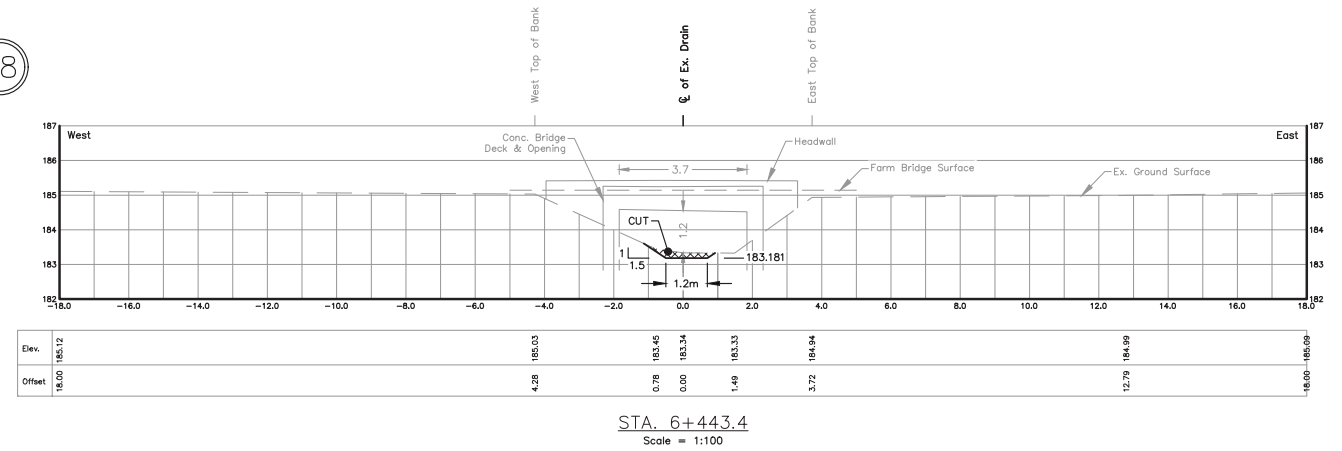
DRAWN BY: G.S. & S.H.  
PLOT CODE: 1:1  
COMPUTER FILE: REI2015D010.DWG  
FILE No.: SHEET No.:  
2015D010 31 OF 51



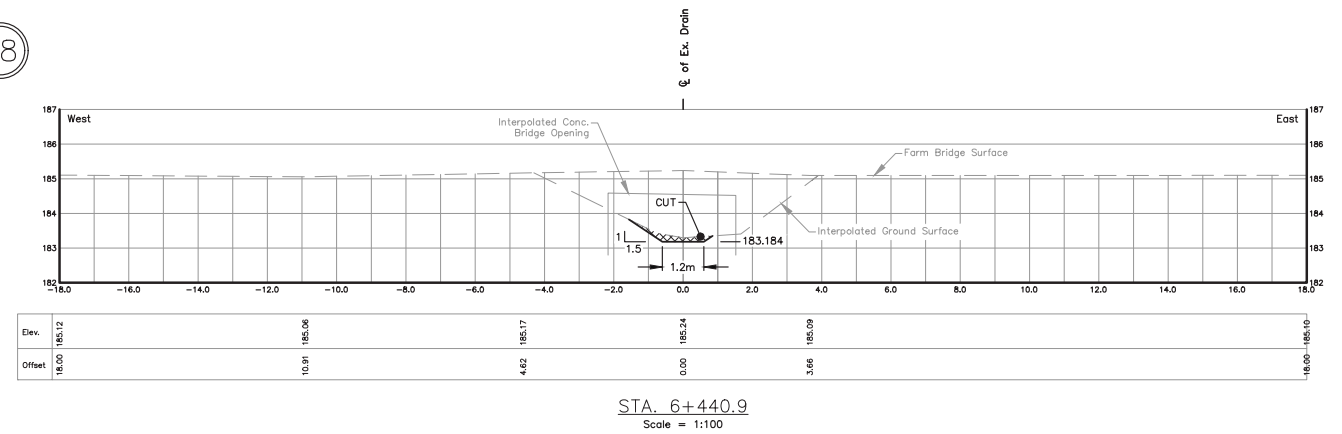
DRAWN BY: G.S. & S.H.	
PLOT CODE: 1:1	
COMPUTER FILE: REJ2015D010.DWG	
FILE No.: 2015D010	SHEET No.: 32 OF 51



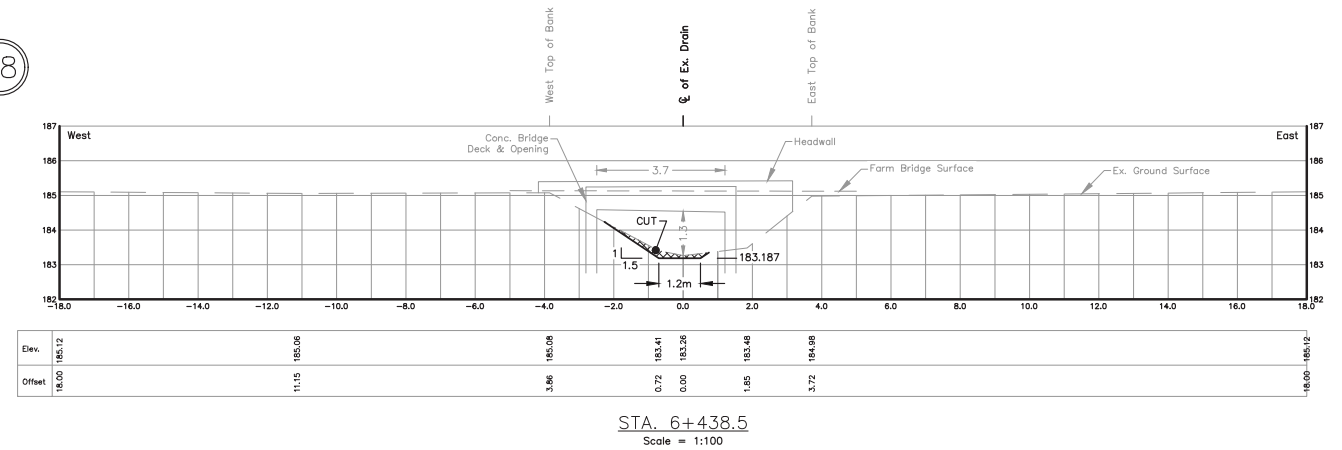
18



18



18

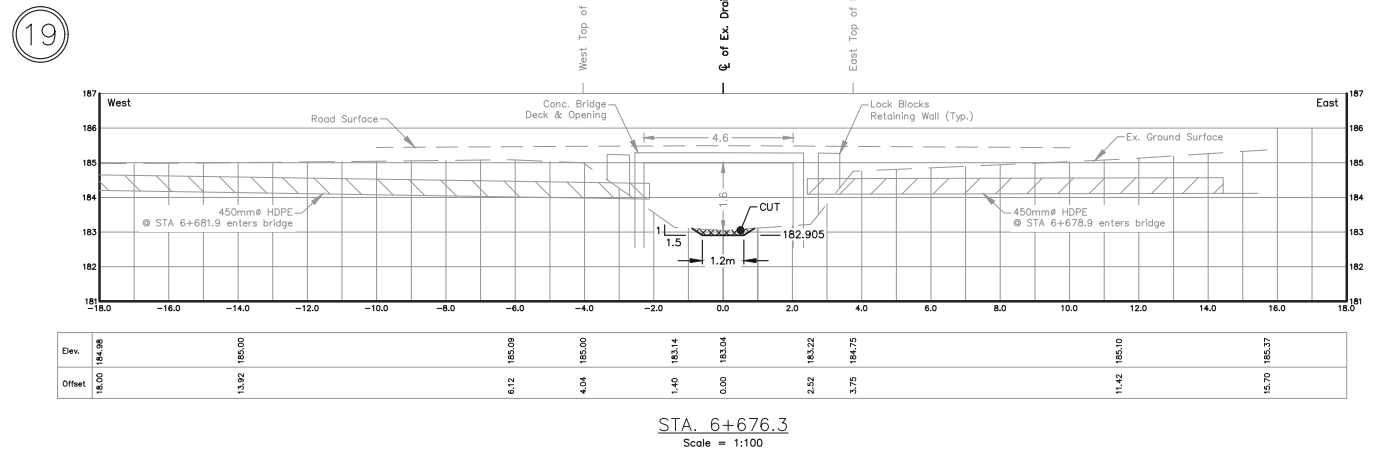
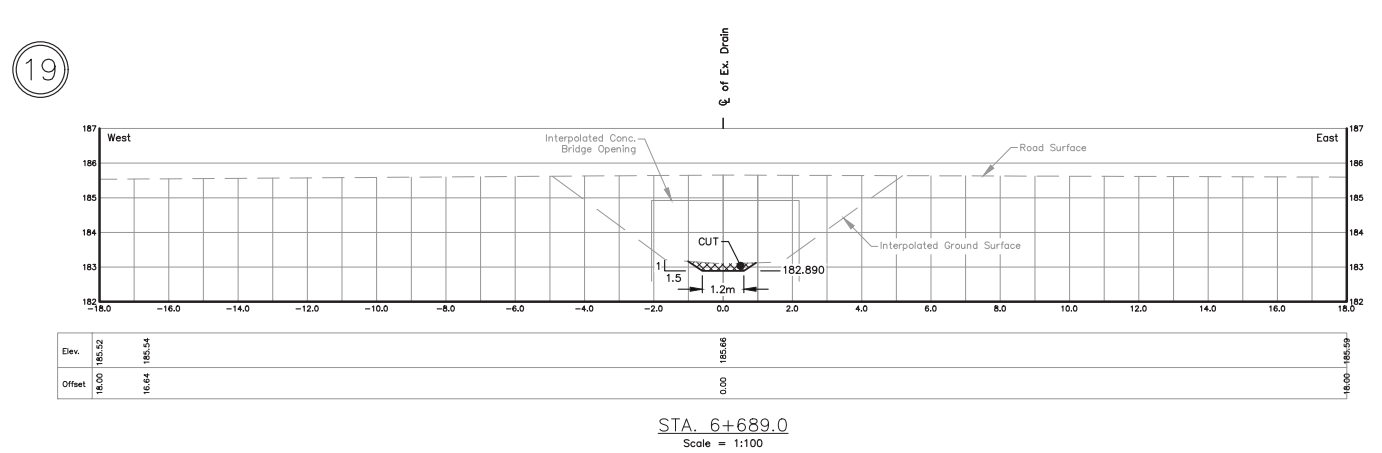
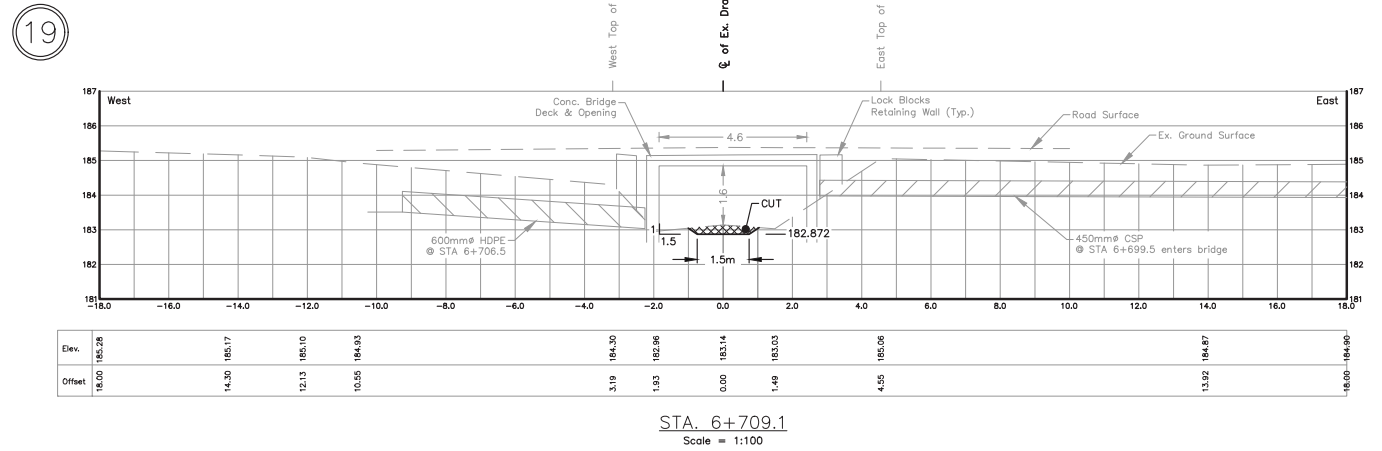
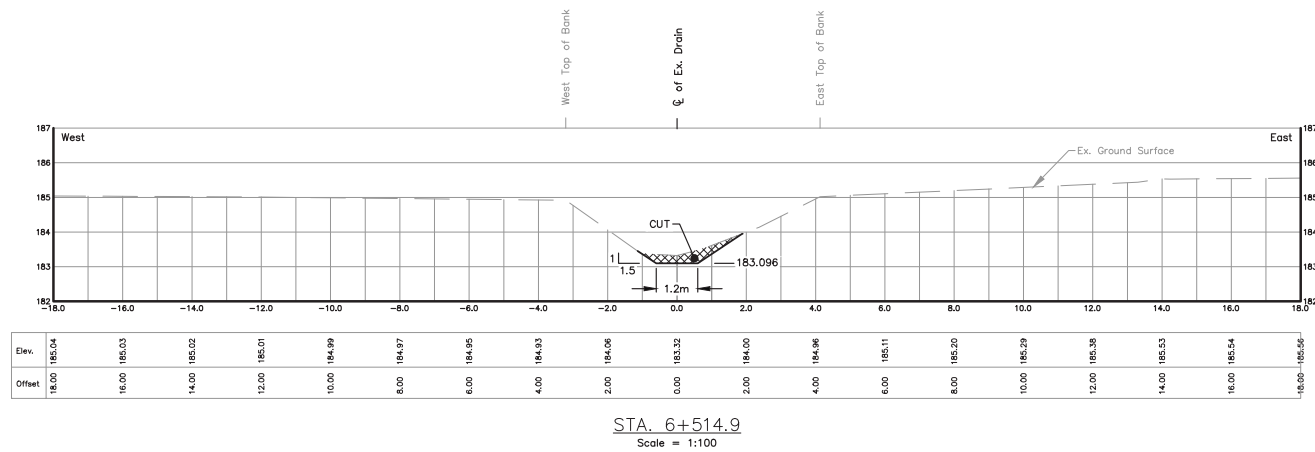
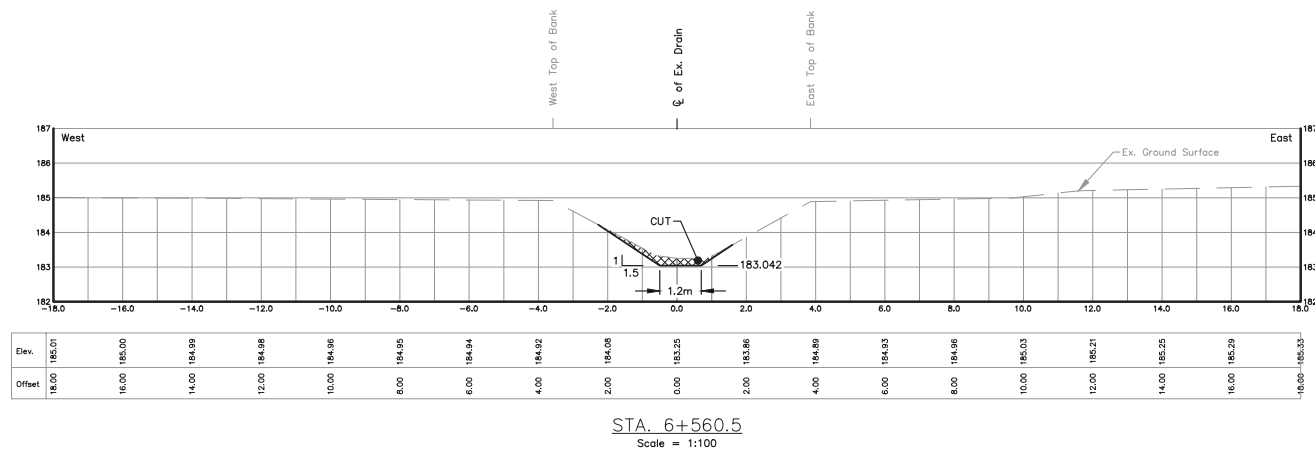
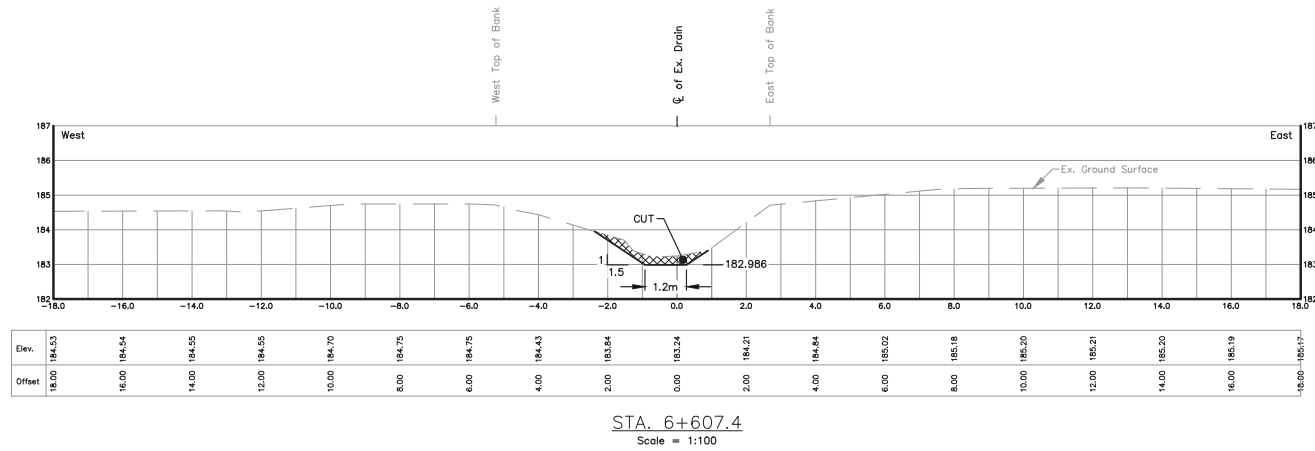


THESE PLANS HAVE BEEN REDUCED  
AND THE SCALE THEREFORE VARIES.  
FULL SCALE PLANS MAY BE VIEWED  
AT THE MUNICIPAL OFFICE.

DRAWN BY: G.S. & S.H.  
PLOT CODE: 1:1  
COMPUTER FILE: REI2015D010.DWG  
FILE No.: SHEET No.:  
2015D010 33 OF 51

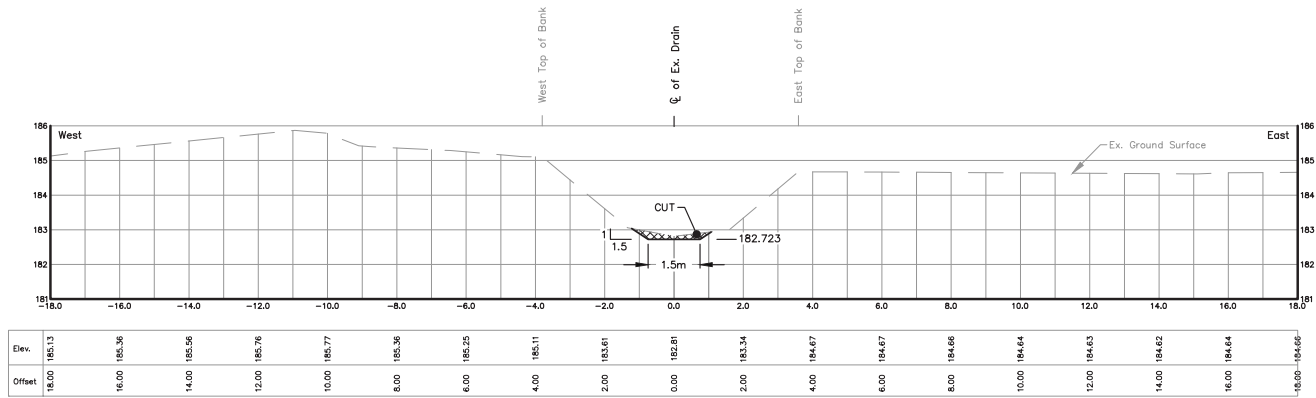


C:\Users\John\Desktop\REI-20150010 - Sullivan Creek Drain\REI20150010 Sections B.dwg 2/21/15 1:16

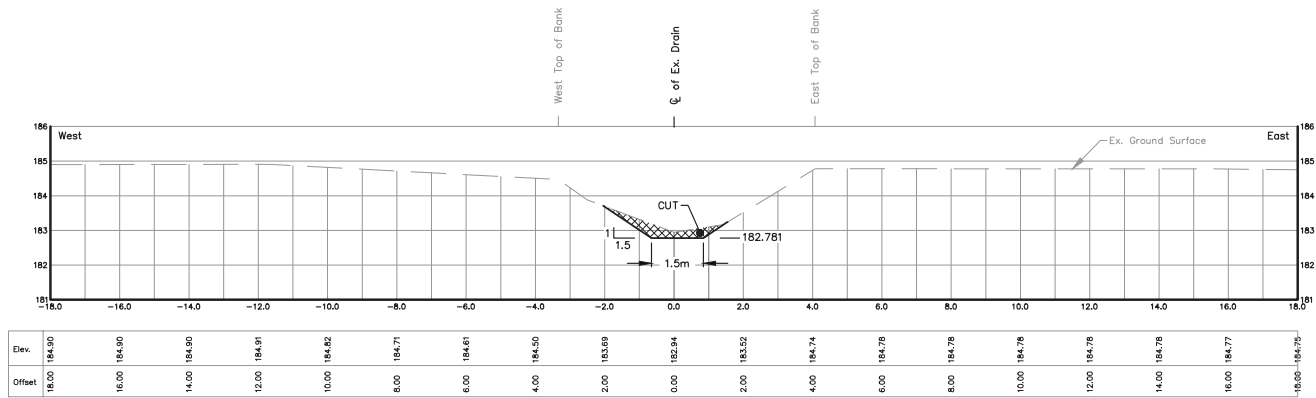


THESE PLANS HAVE BEEN REDUCED  
AND THE SCALE THEREFORE VARIES.  
FULL SCALE PLANS MAY BE VIEWED  
AT THE MUNICIPAL OFFICE.

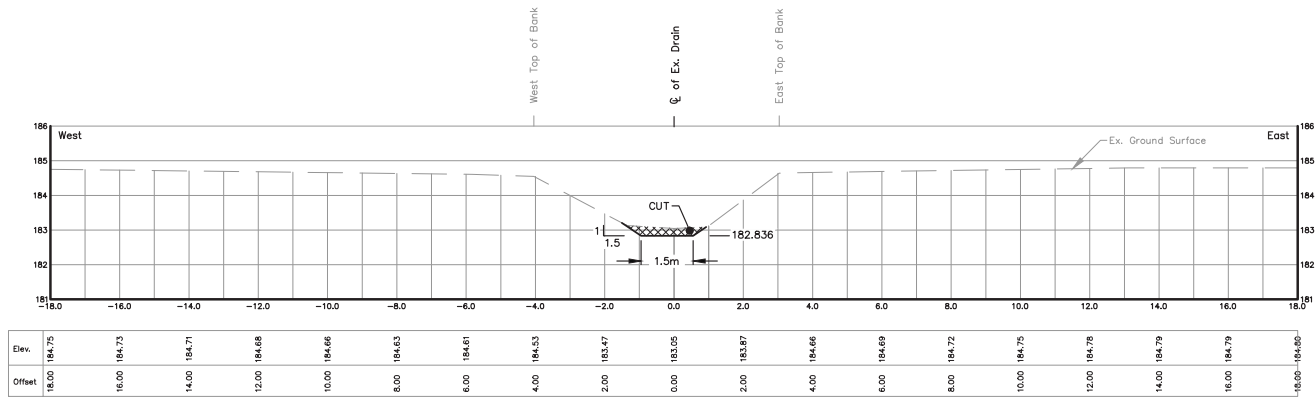
DRAWN BY: G.S. & S.H.  
PLOT CODE: 1:1  
COMPUTER FILE: REI2015D010.DWG  
FILE No.: SHEET No.:  
2015D010 34 OF 51



STA. 6+830.1  
Scale = 1:100

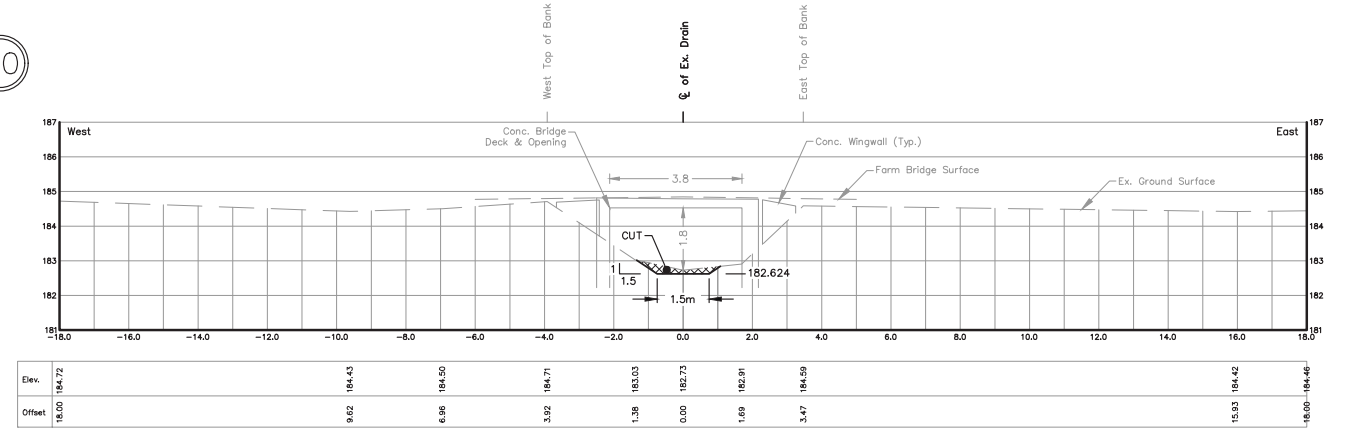


STA. 6+781.0  
Scale = 1:100

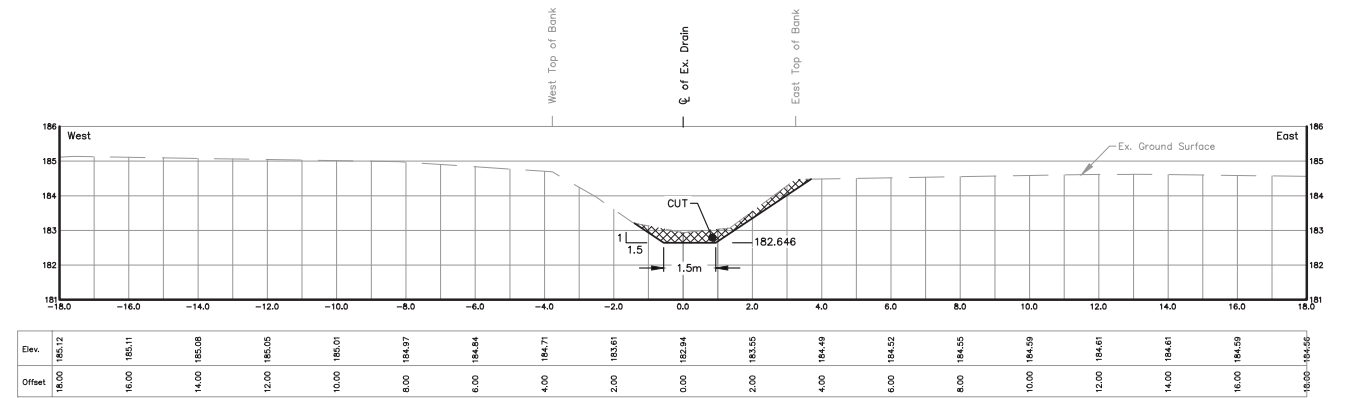


STA. 6+734.1  
Scale = 1:100

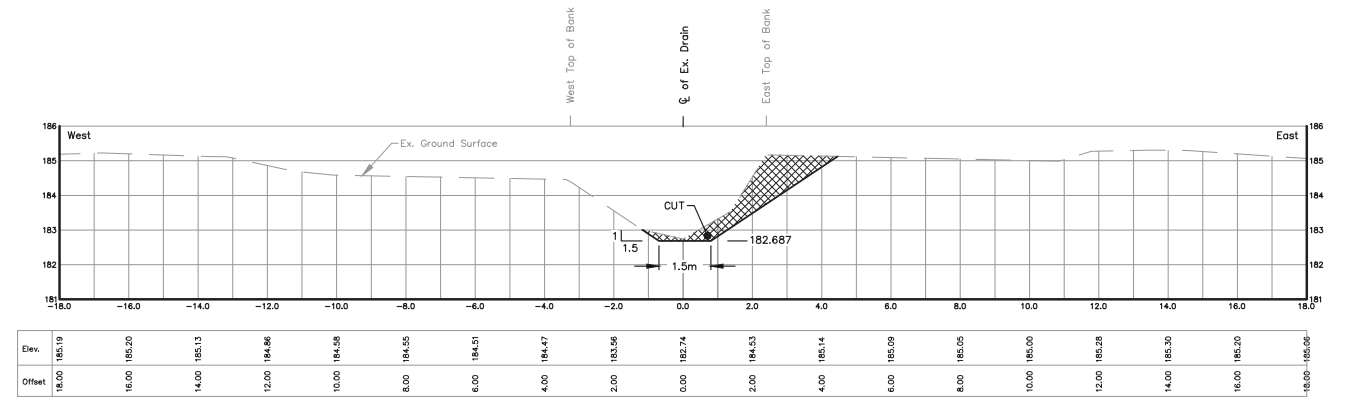
20



STA. 6+913.4  
Scale = 1:100



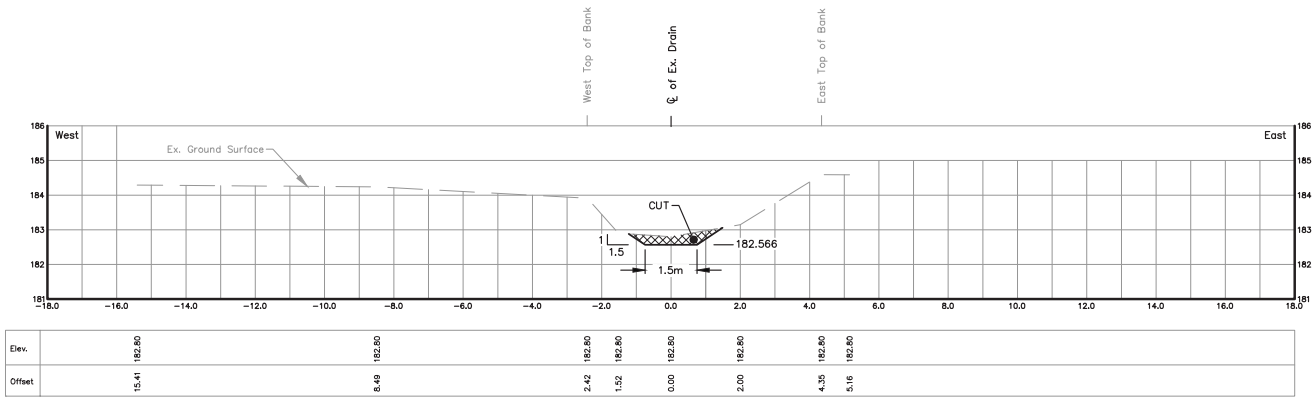
STA. 6+895.5  
Scale = 1:100



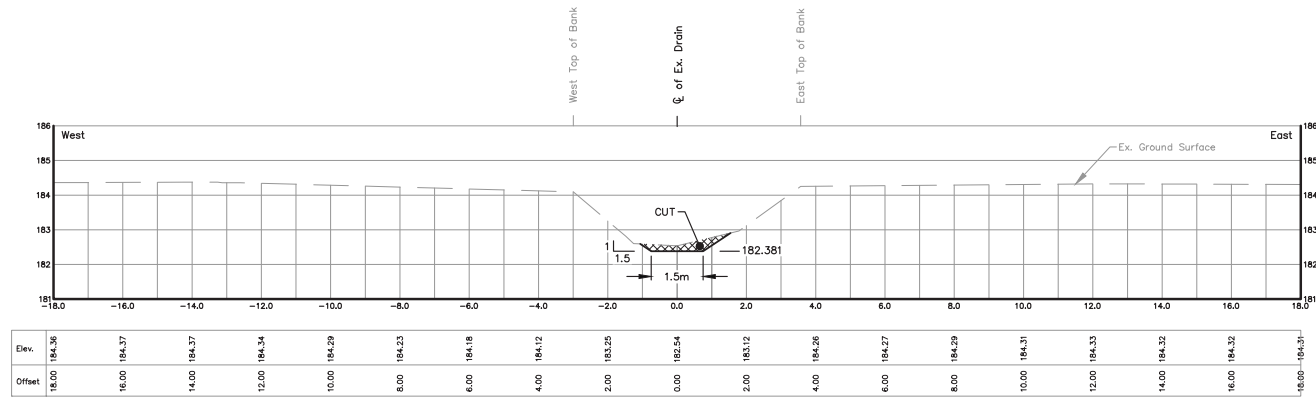
STA. 6+860.0  
Scale = 1:100

THESE PLANS HAVE BEEN REDUCED  
AND THE SCALE THEREFORE VARIES.  
FULL SCALE PLANS MAY BE VIEWED  
AT THE MUNICIPAL OFFICE.

DRAWN BY: G.S. & S.H.  
PLOT CODE: 1:1  
COMPUTER FILE: REI2015D010.DWG  
FILE No.: SHEET No.:  
2015D010 35 OF 51

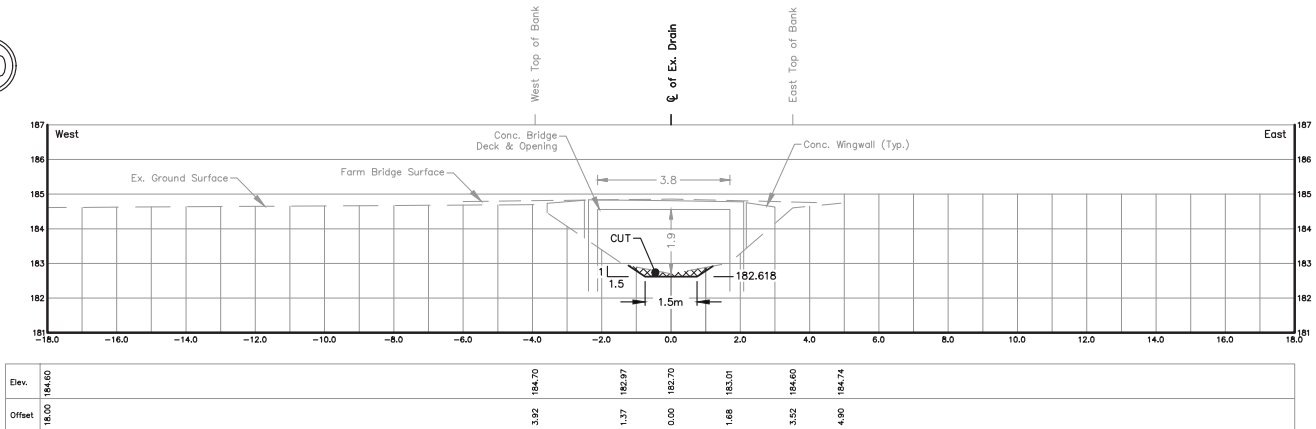


STA. 6+962.9  
Scale = 1:100

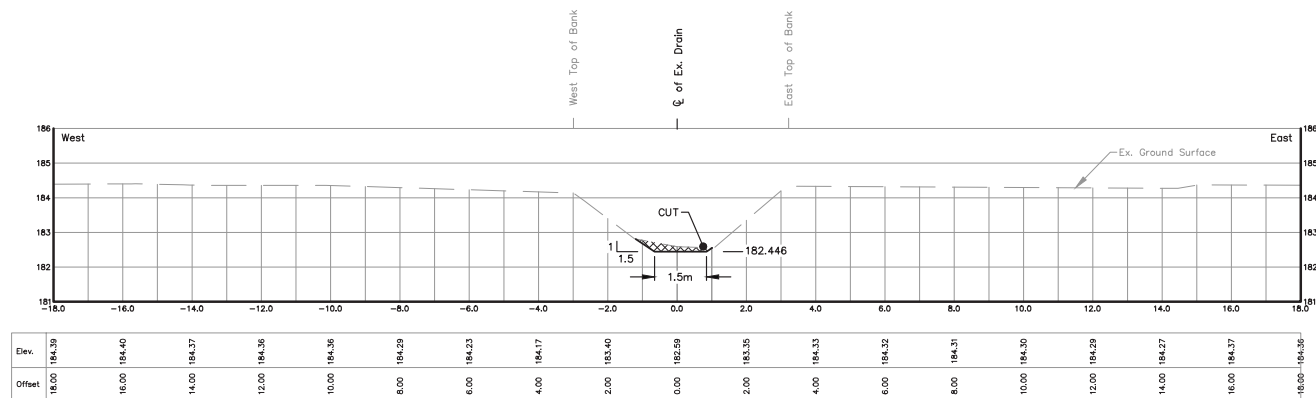


STA. 7+118.4  
Scale = 1:100

20

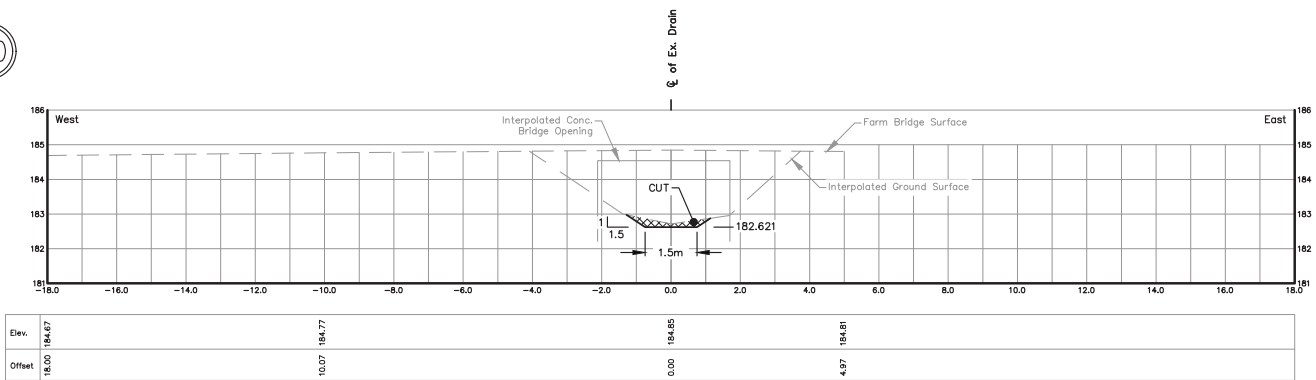


STA. 6+918.2  
Scale = 1:100

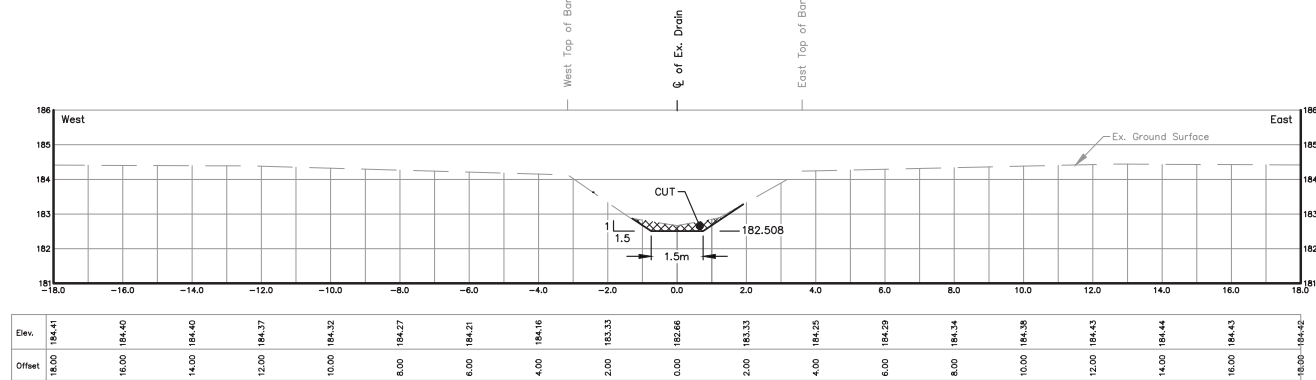


STA. 7+063.9  
Scale = 1:100

20



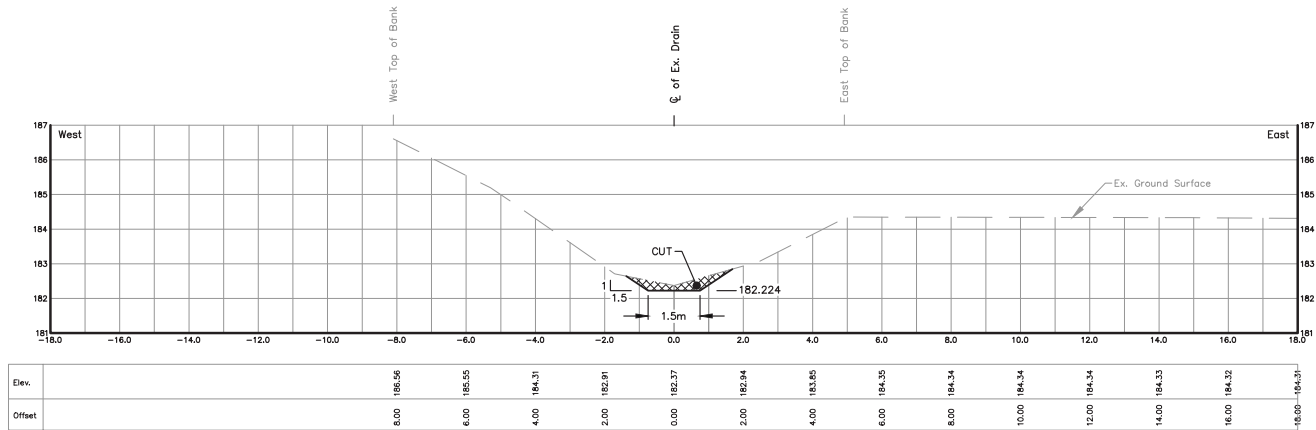
STA. 6+915.8  
Scale = 1:100



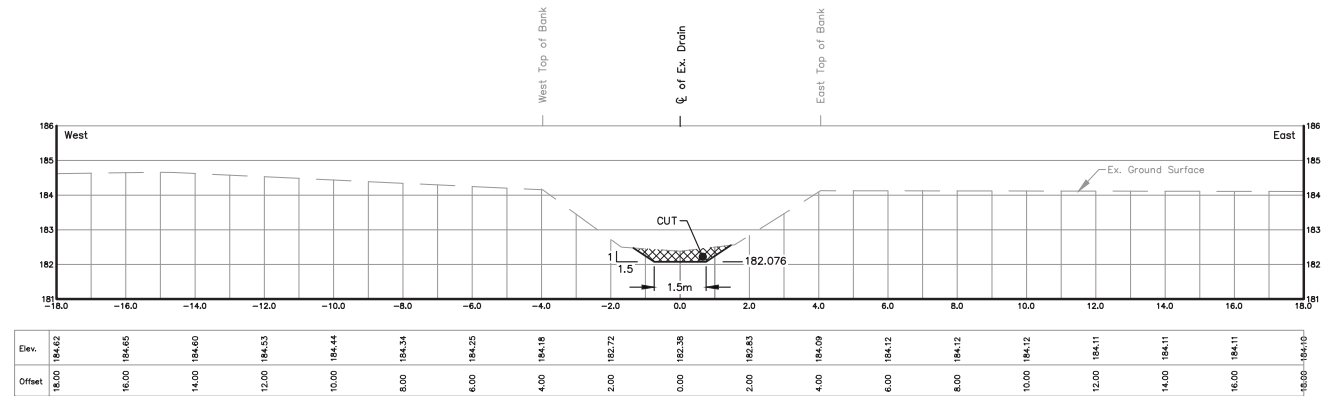
STA. 7+011.5  
Scale = 1:100

THESE PLANS HAVE BEEN REDUCED  
AND THE SCALE THEREFORE VARIES.  
FULL SCALE PLANS MAY BE VIEWED  
AT THE MUNICIPAL OFFICE.

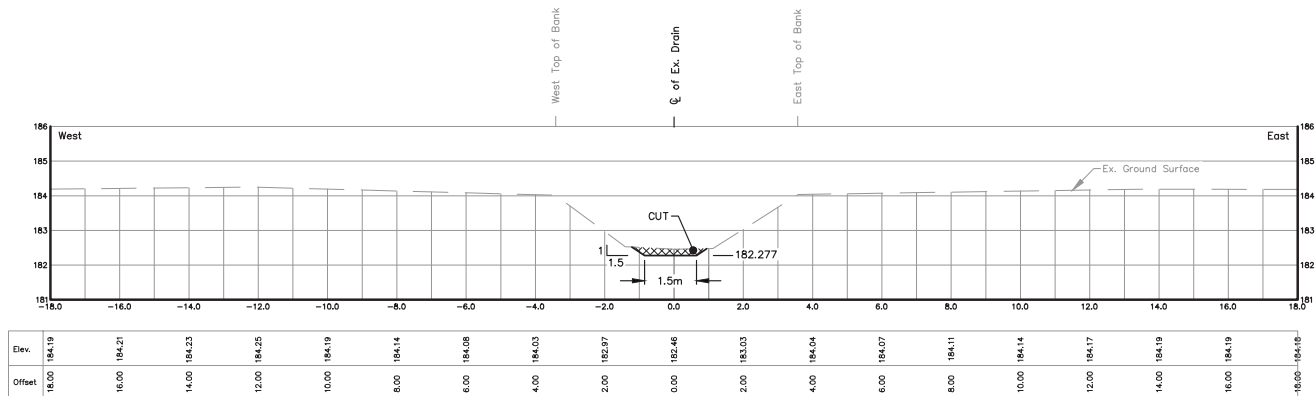
DRAWN BY: G.S. & S.H.  
PLOT CODE: 1:1  
COMPUTER FILE: REI2015D010.DWG  
FILE No.: SHEET No.:  
2015D010 36 OF 51



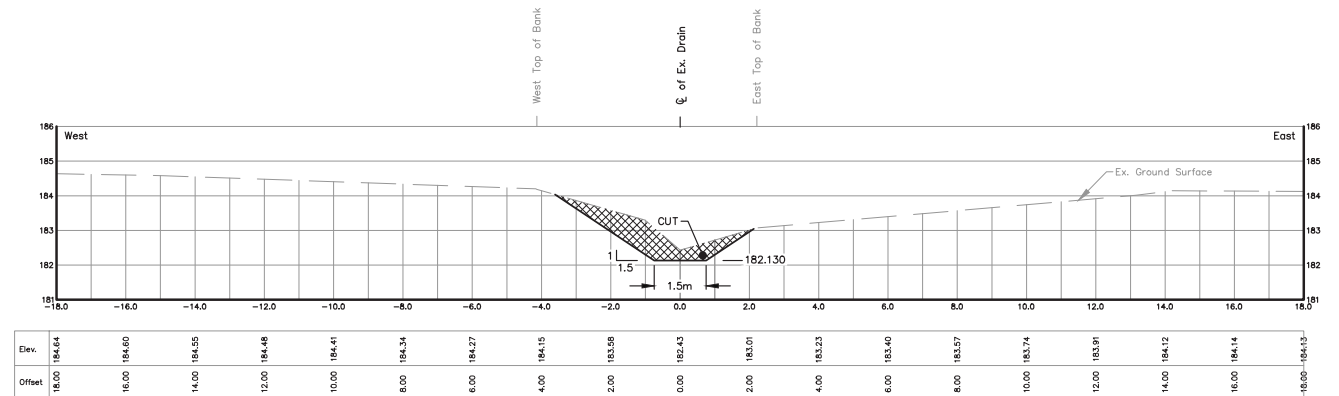
STA. 7+251.6  
Scale = 1:100



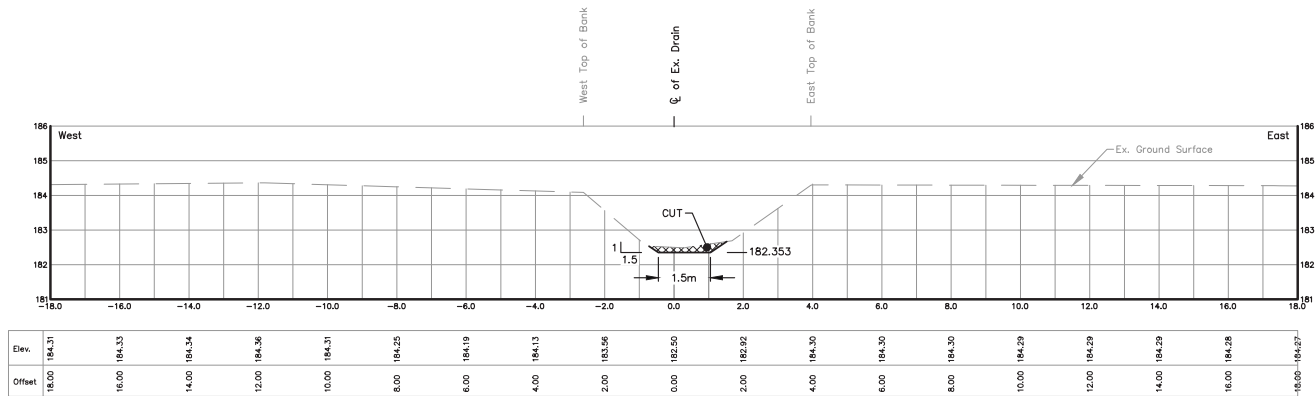
STA. 7+376.4  
Scale = 1:100



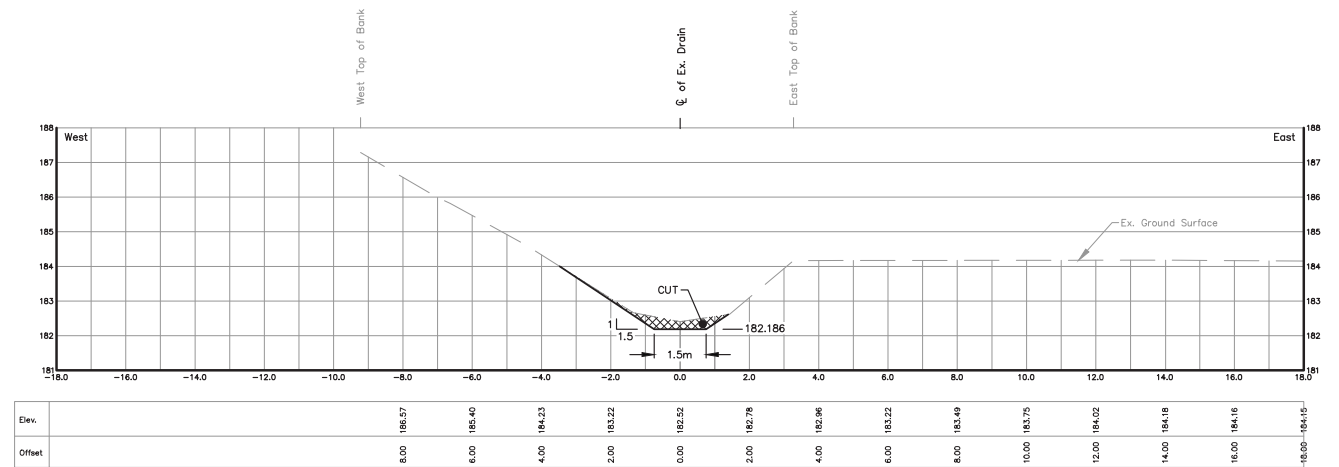
STA. 7+206.2  
Scale = 1:100



STA. 7+330.3  
Scale = 1:100



STA. 7+142.2  
Scale = 1:100



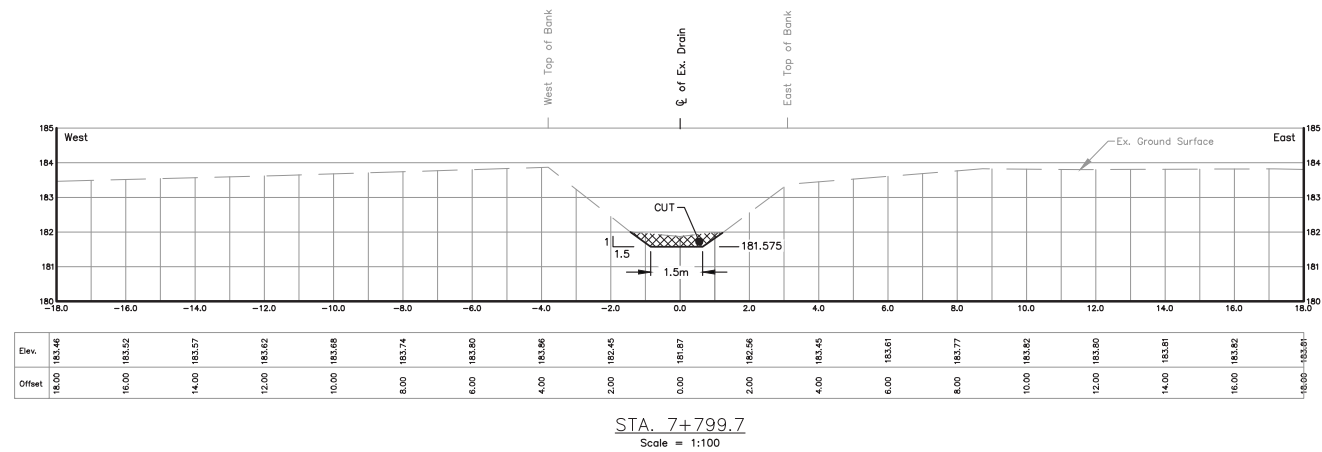
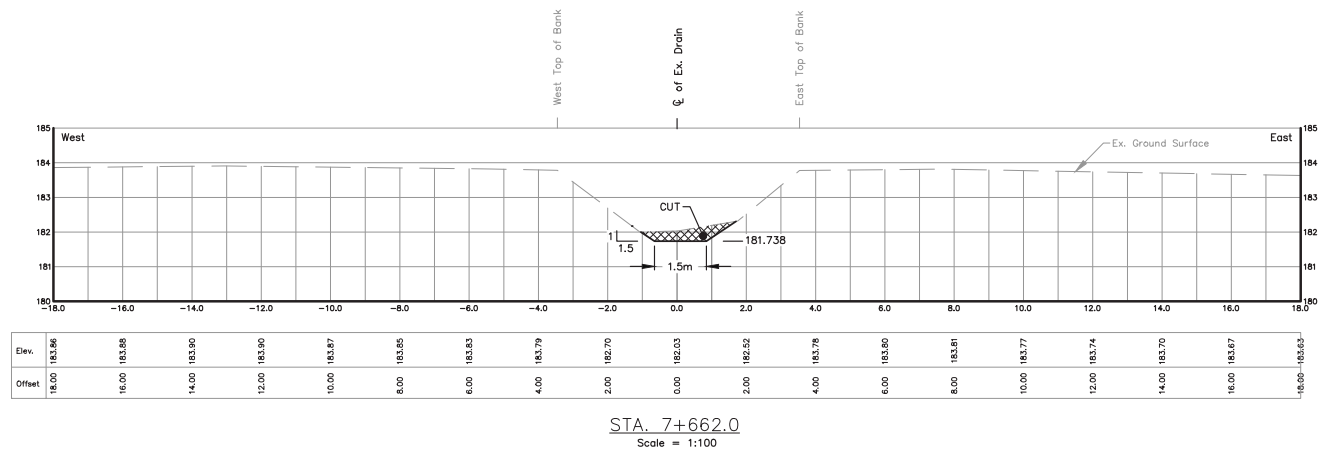
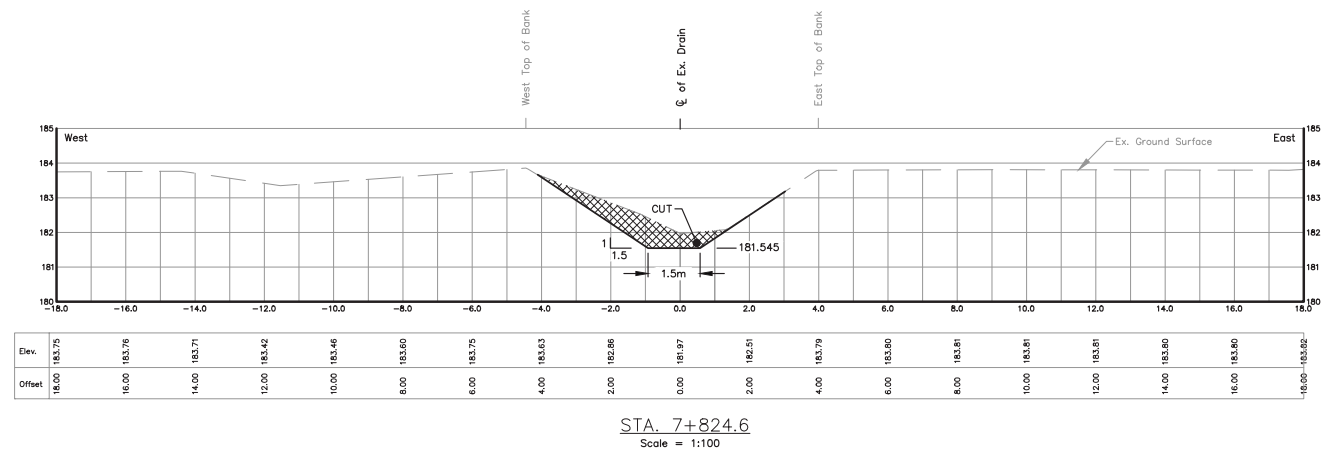
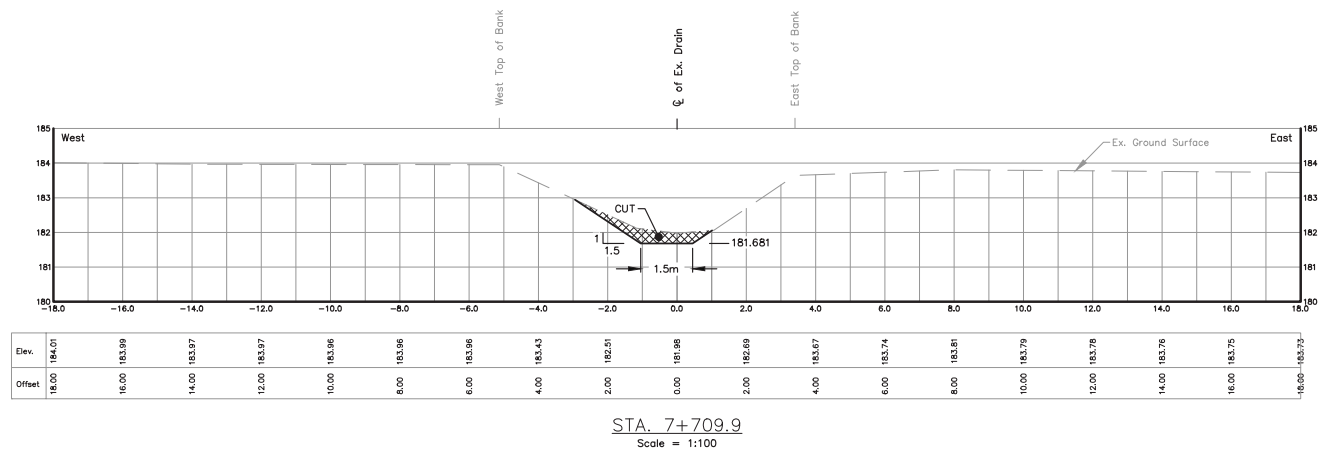
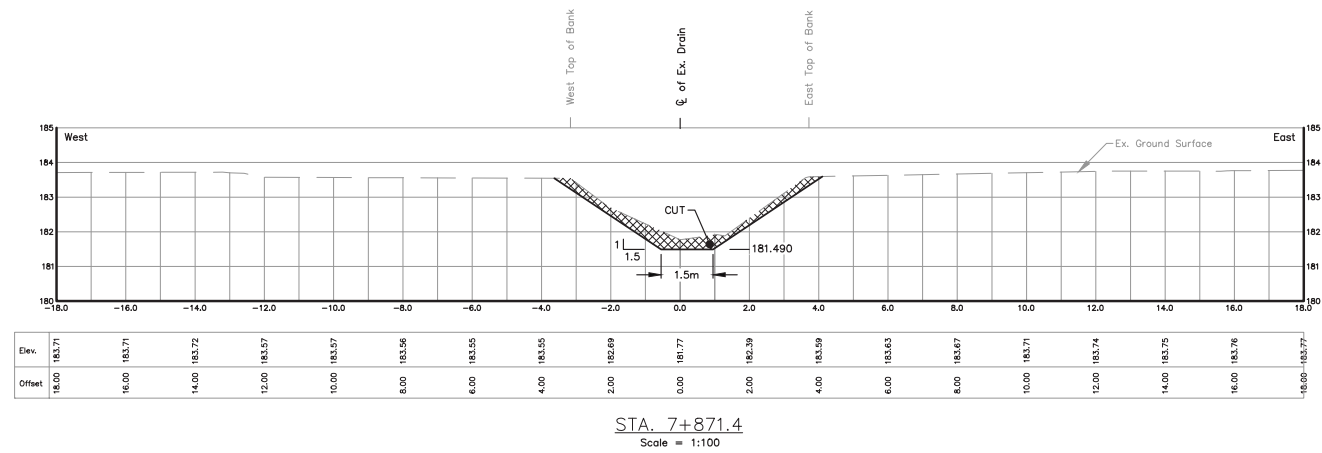
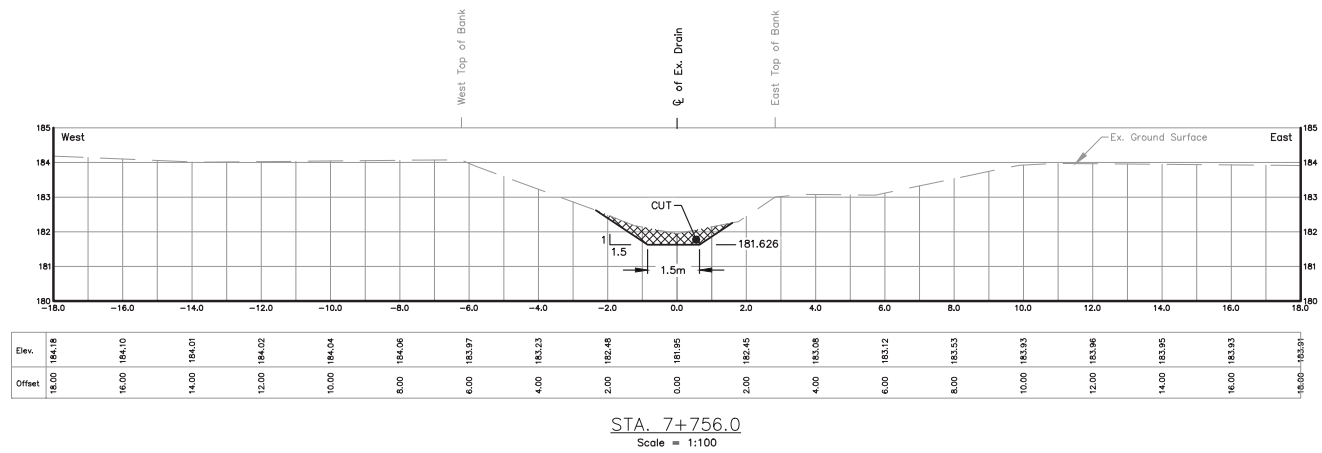
STA. 7+283.2  
Scale = 1:100

THESE PLANS HAVE BEEN REDUCED  
AND THE SCALE THEREFORE VARIES.  
FULL SCALE PLANS MAY BE VIEWED  
AT THE MUNICIPAL OFFICE.

DRAWN BY: G.S. & S.H.  
PLOT CODE: 1:1  
COMPUTER FILE: REI2015D010.DWG  
FILE No.: SHEET No.:  
2015D010 37 OF 51



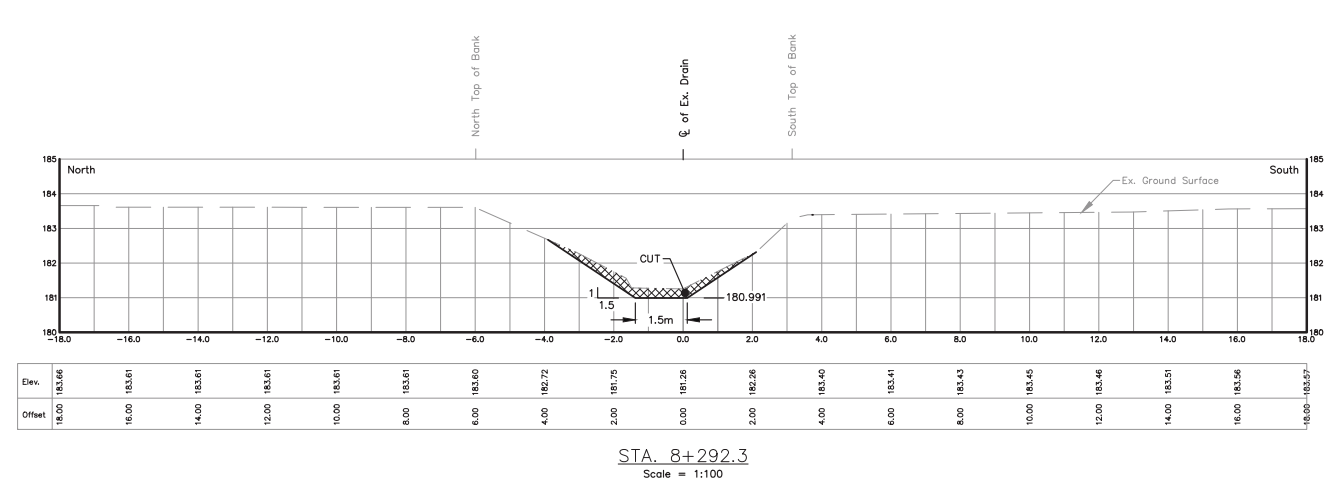
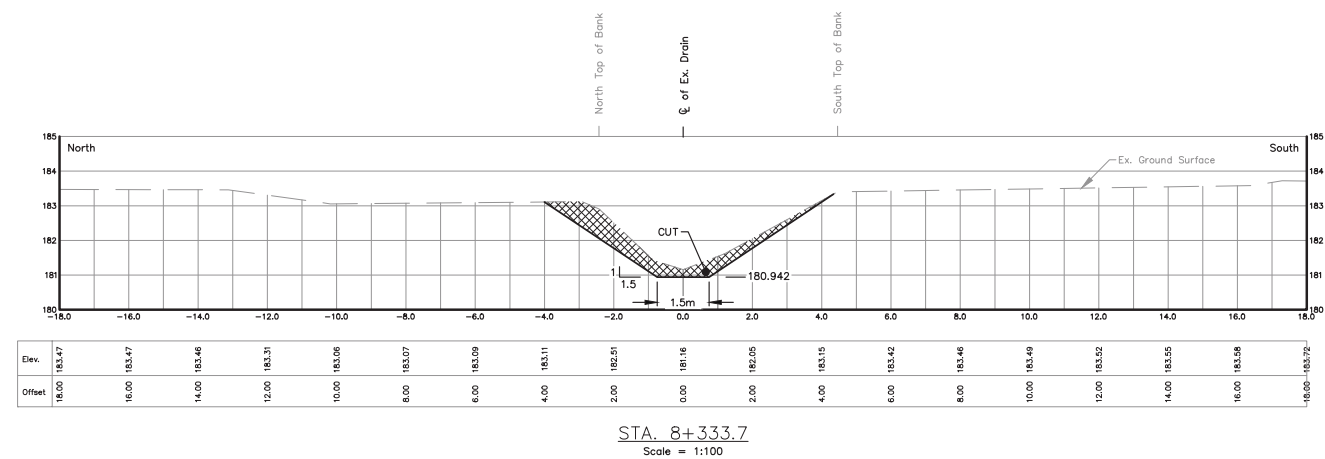
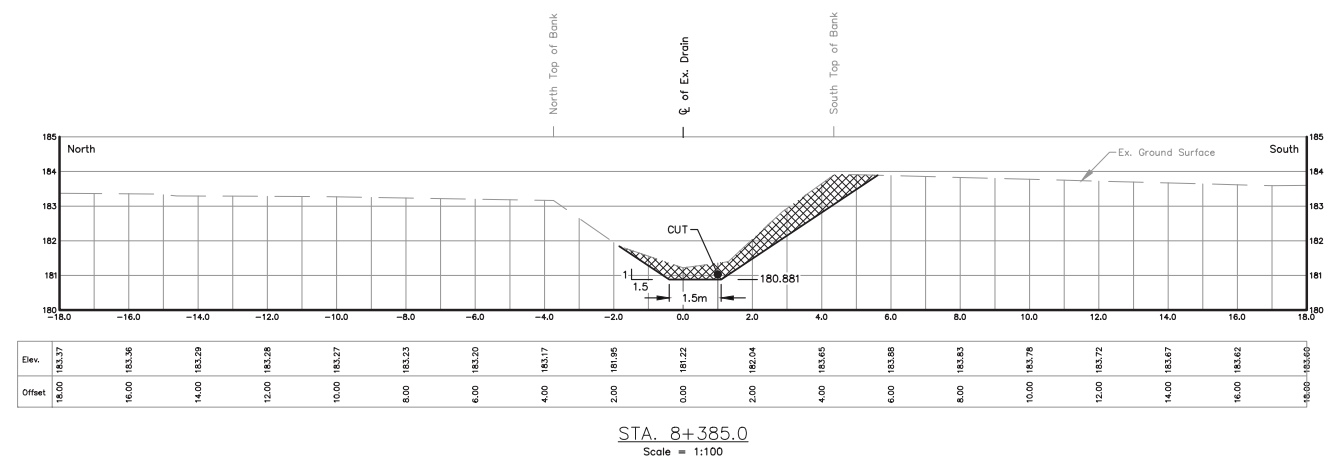
C:\Users\John\Desktop\REI-20150010 - Sullivan Creek Drain\REI20150010 Sections B.dwg 2/21/15 1:16



THESE PLANS HAVE BEEN REDUCED  
AND THE SCALE THEREFORE VARIES.  
FULL SCALE PLANS MAY BE VIEWED  
AT THE MUNICIPAL OFFICE.

DRAWN BY: G.S. & S.H.  
PLOT CODE: 1:1  
COMPUTER FILE: REI2015D010.DWG  
FILE No.:  
SHEET No.:  
2015D010 39 OF 51

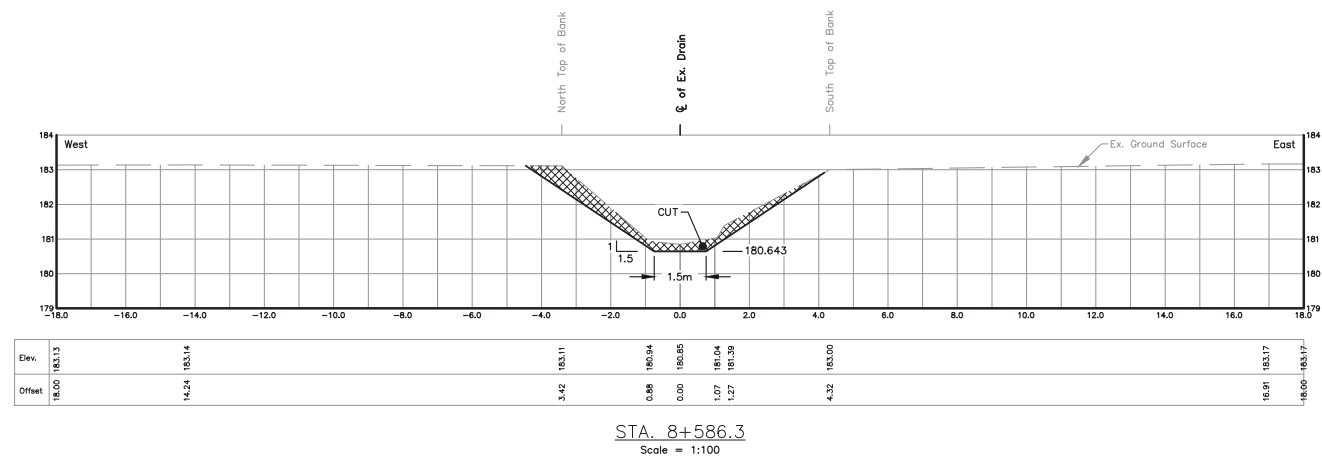
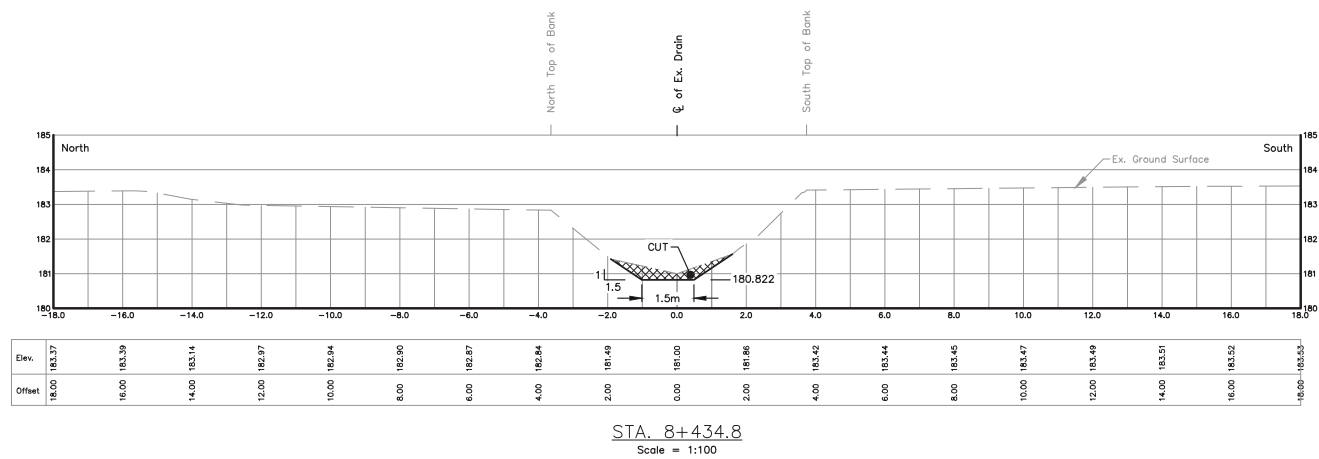
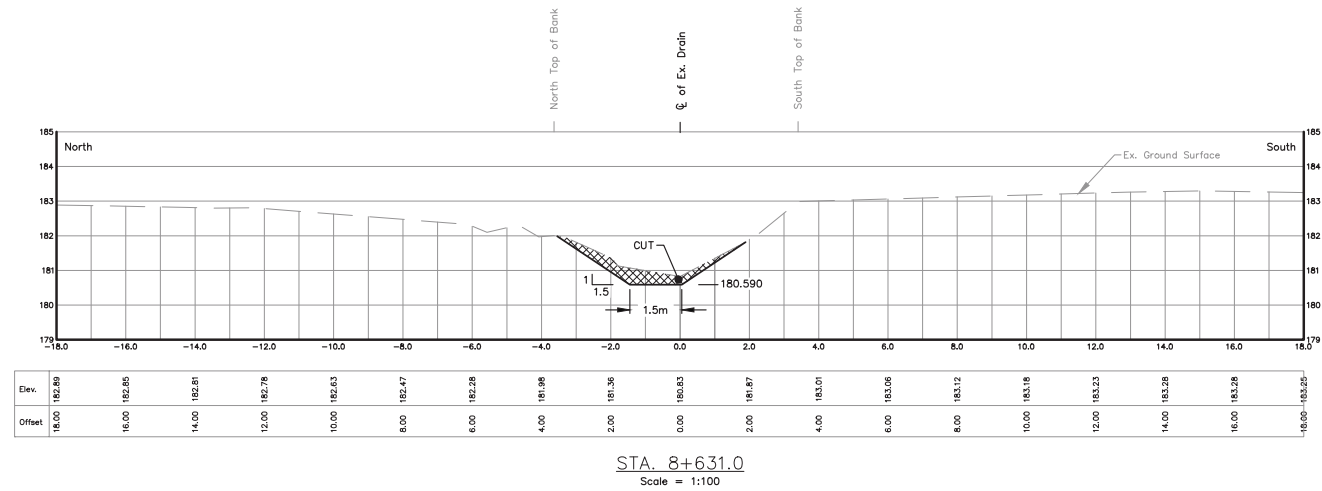
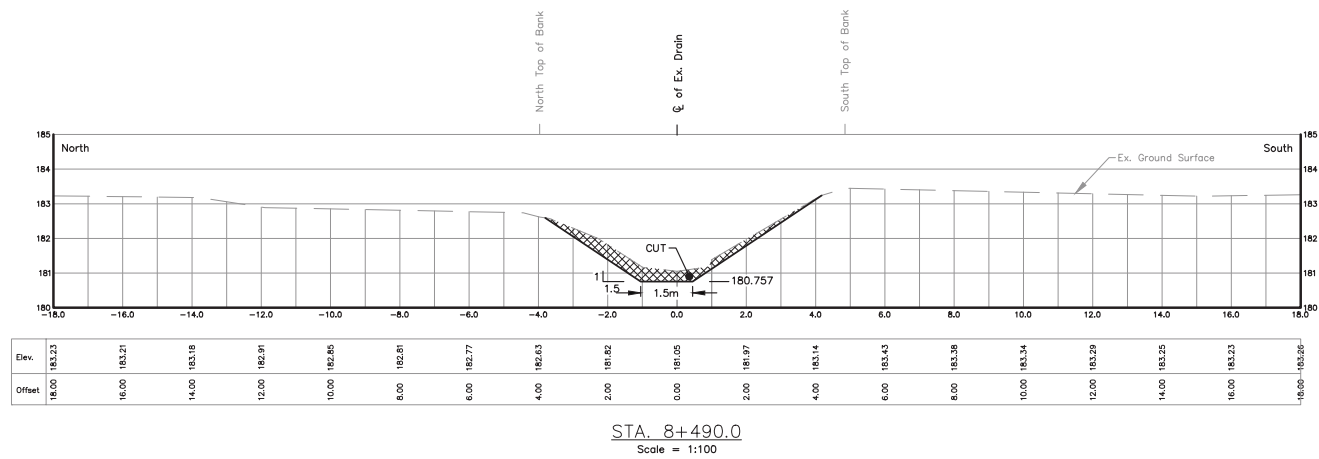
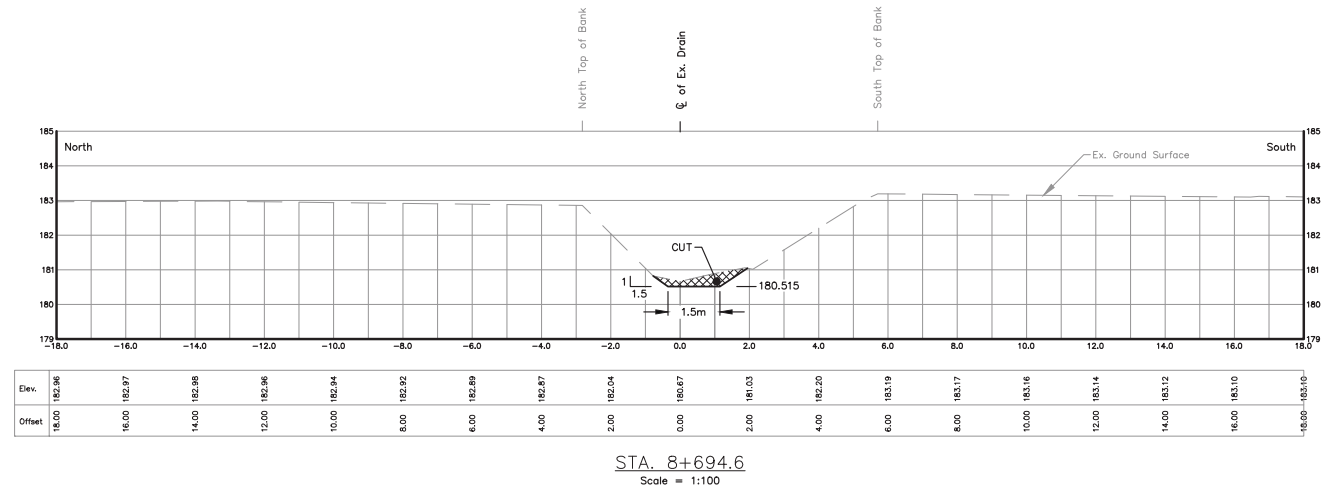
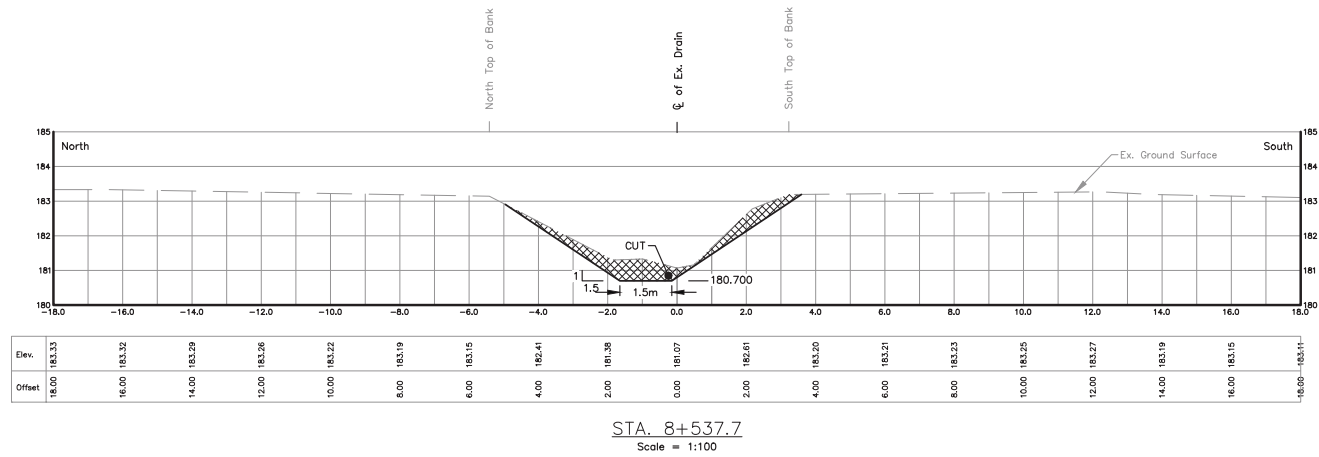




DRAWN BY: G.S. & S.H.	
PLOT CODE: 1:1	
COMPUTER FILE: REI2015D010.DWG	
FILE No.: 2015D010	SHEET No.: 41 OF 51



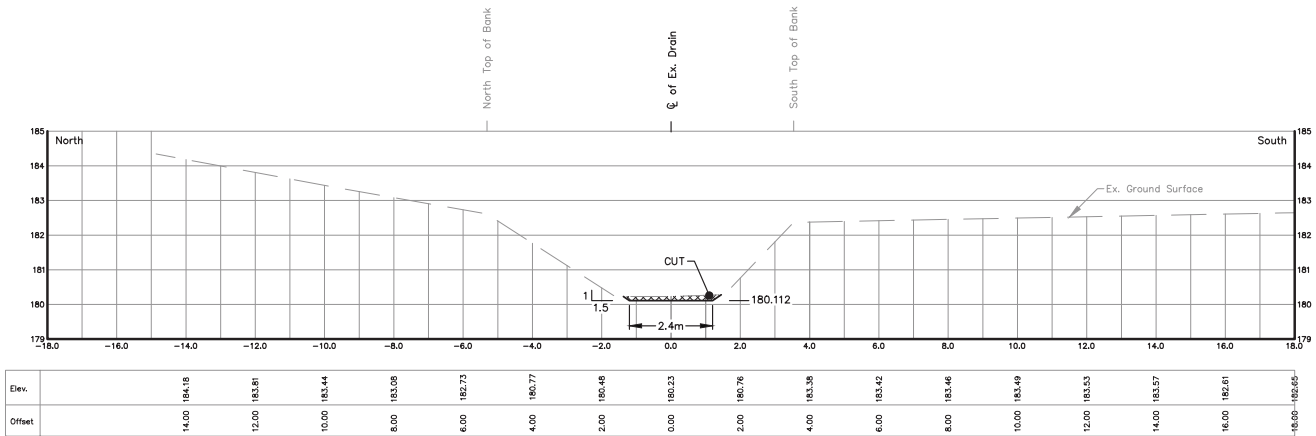
C:\Users\John\Desktop\REI-20150010 - Sullivan Creek Drain\REI20150010 - Sections - B.dwg 2/21/15 1:16



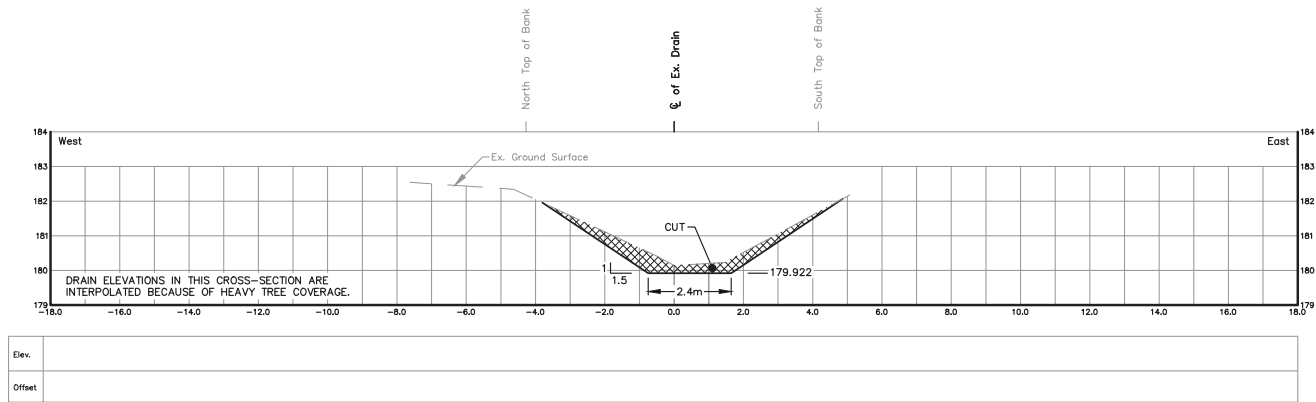
THESE PLANS HAVE BEEN REDUCED  
AND THE SCALE THEREFORE VARIES.  
FULL SCALE PLANS MAY BE VIEWED  
AT THE MUNICIPAL OFFICE.

DRAWN BY: G.S. & S.H.  
PLOT CODE: 1:1  
COMPUTER FILE: REI2015D010.DWG  
FILE No.: SHEET No.:  
2015D010 42 OF 51

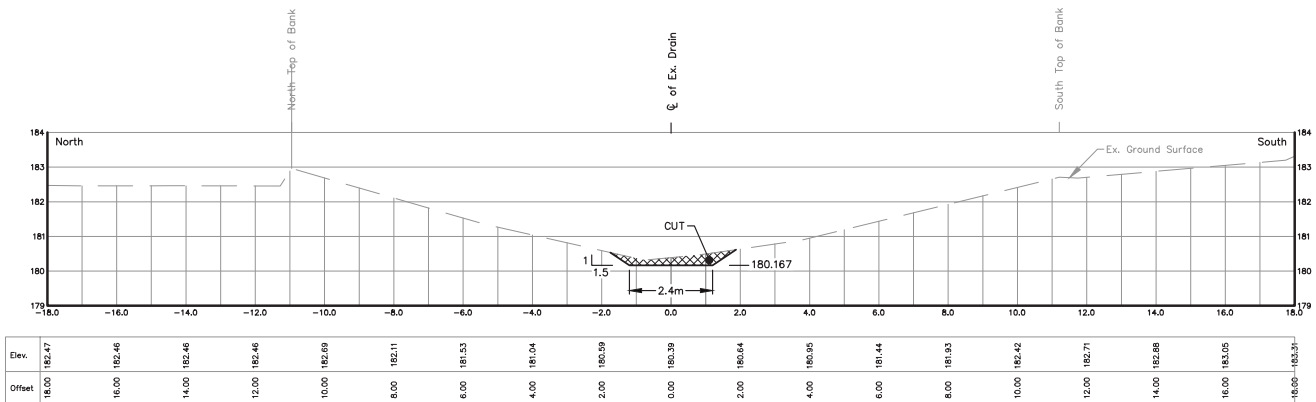




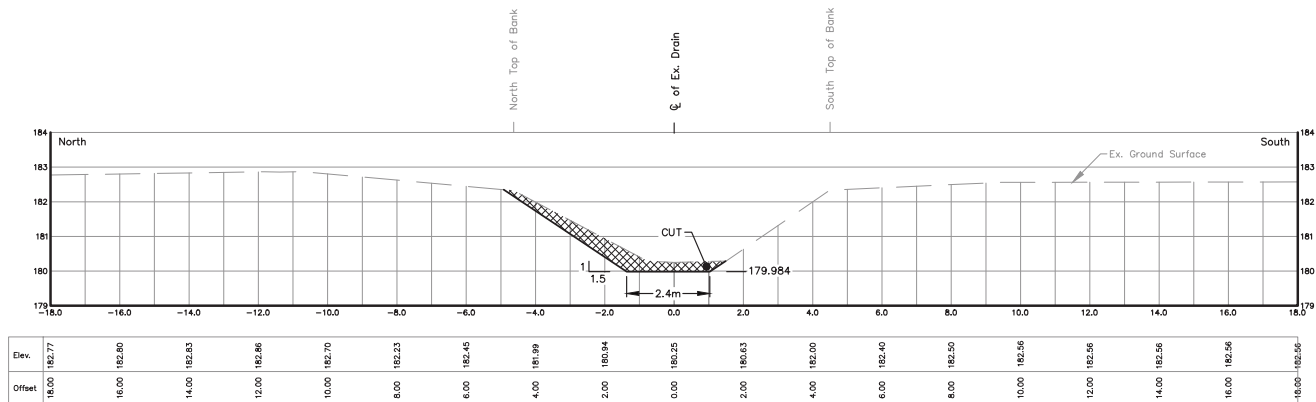
STA. 9+034.3  
Scale = 1:100



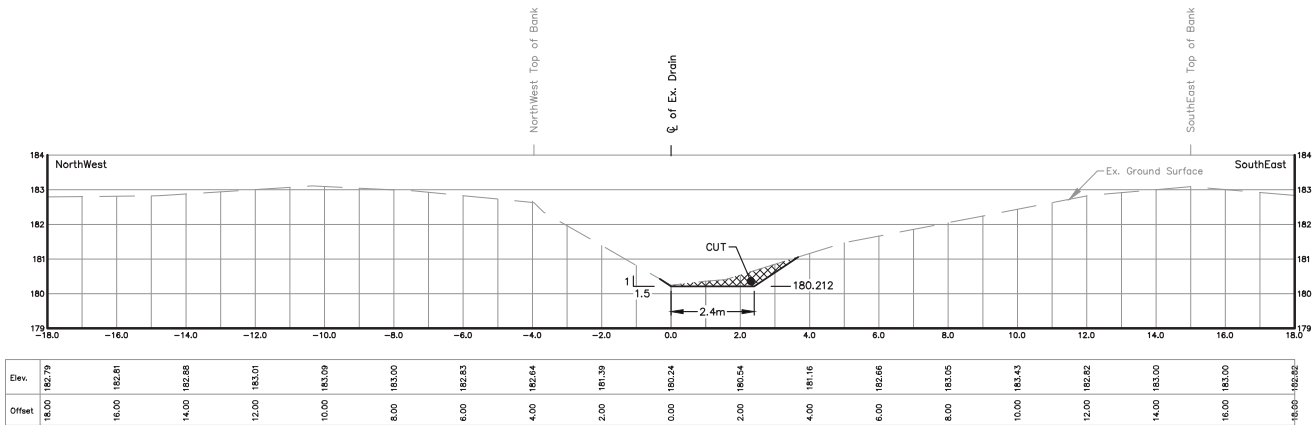
STA. 9+195.0  
Scale = 1:100



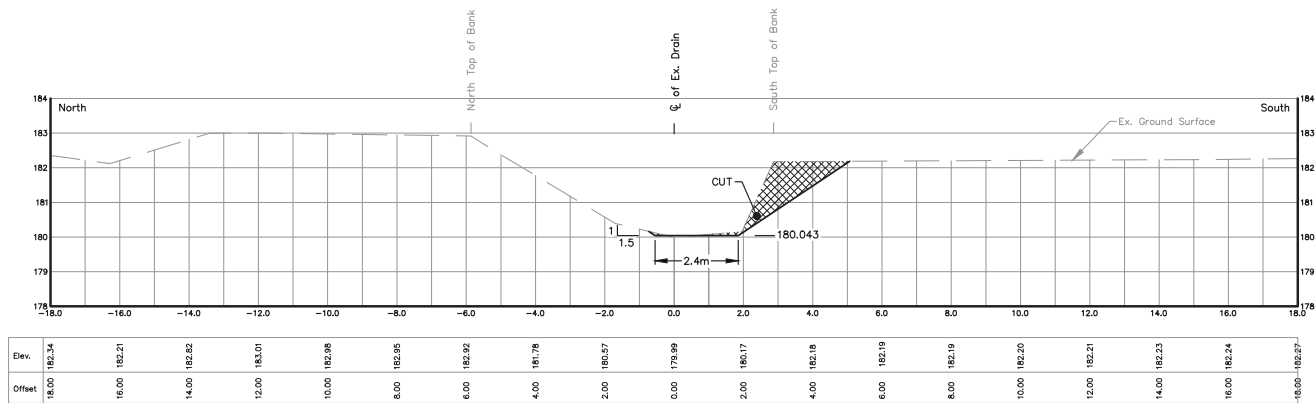
STA. 8+988.1  
Scale = 1:100



STA. 9+140.4  
Scale = 1:100



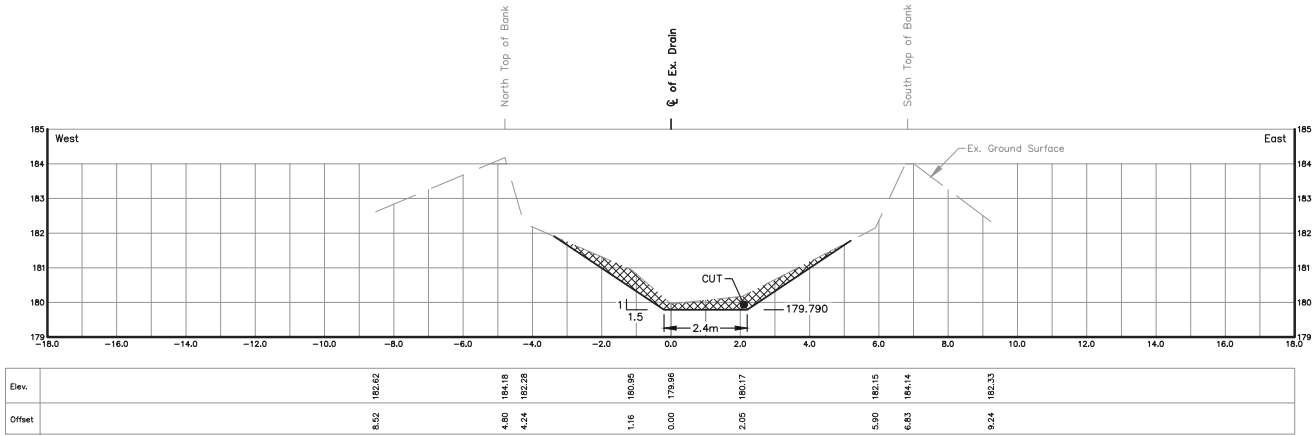
STA. 8+950.4  
Scale = 1:100



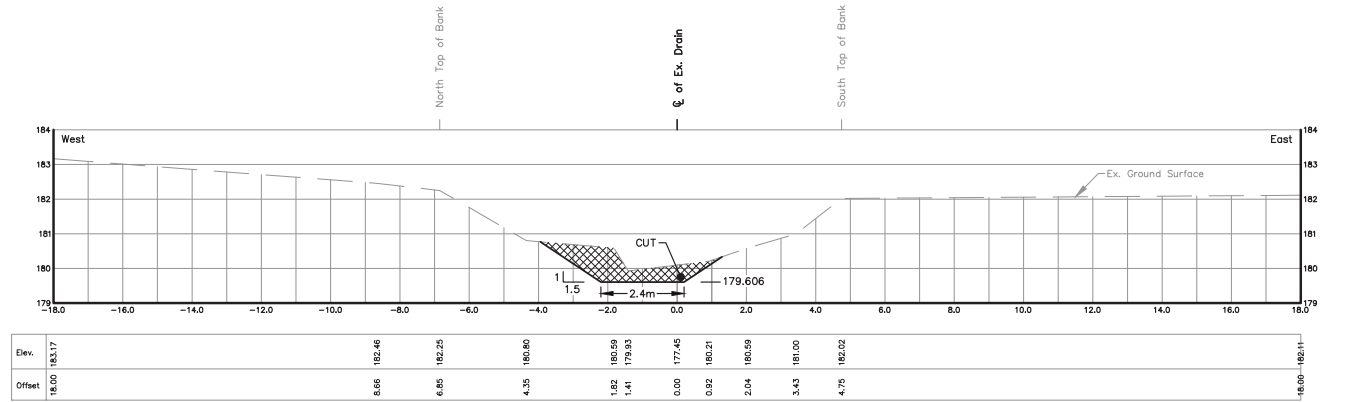
STA. 9+091.7  
Scale = 1:100

THESE PLANS HAVE BEEN REDUCED  
AND THE SCALE THEREFORE VARIES.  
FULL SCALE PLANS MAY BE VIEWED  
AT THE MUNICIPAL OFFICE.

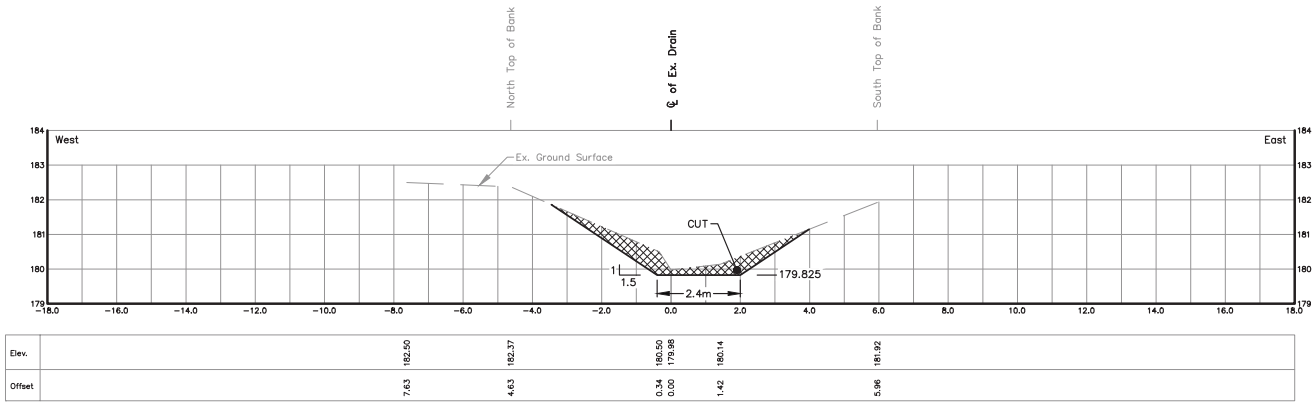
DRAWN BY: G.S. & S.H.  
PLOT CODE: 1:1  
COMPUTER FILE: REI2015D010.DWG  
FILE No.: SHEET No.:  
2015D010 44 OF 51



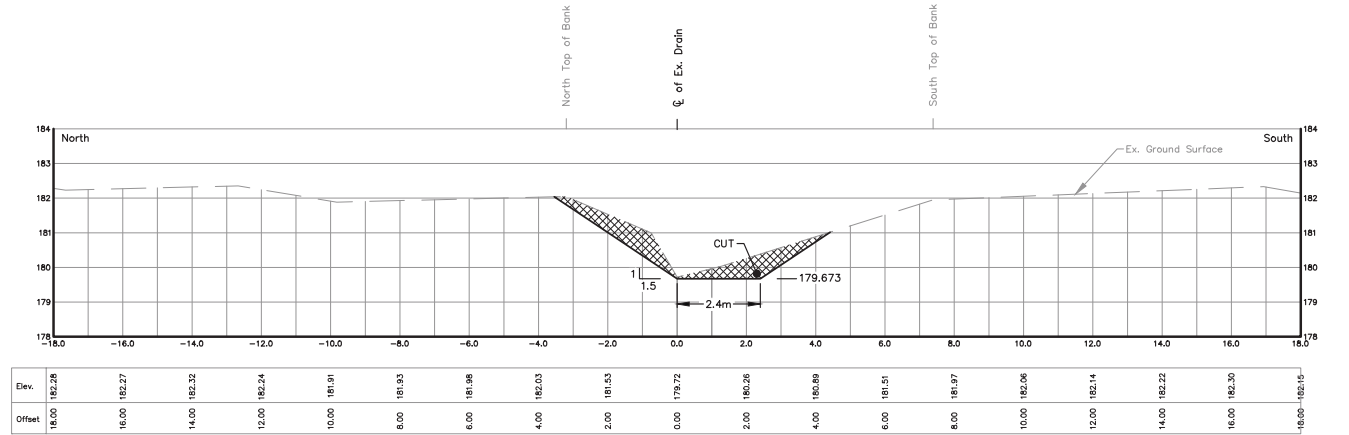
STA. 9+306.3  
Scale = 1:100



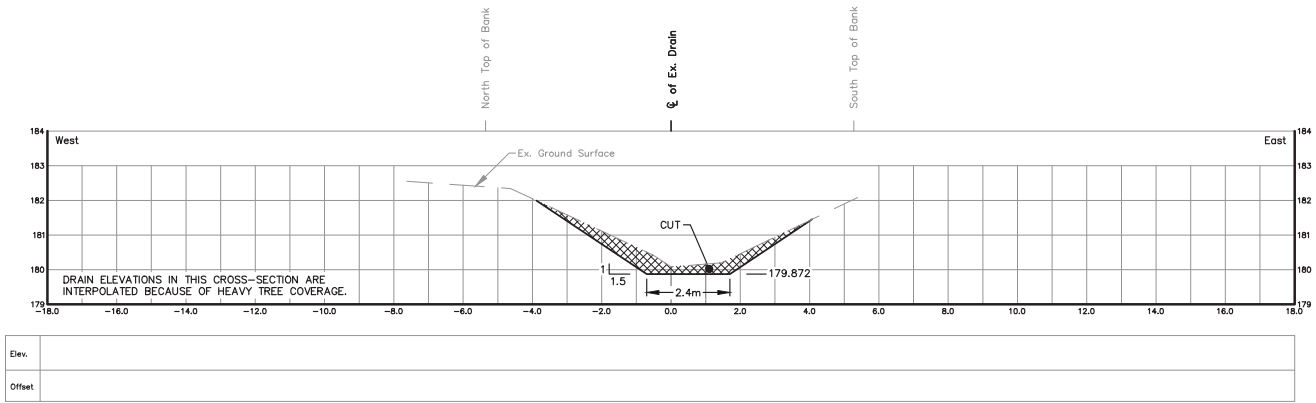
STA. 9+462.2  
Scale = 1:100



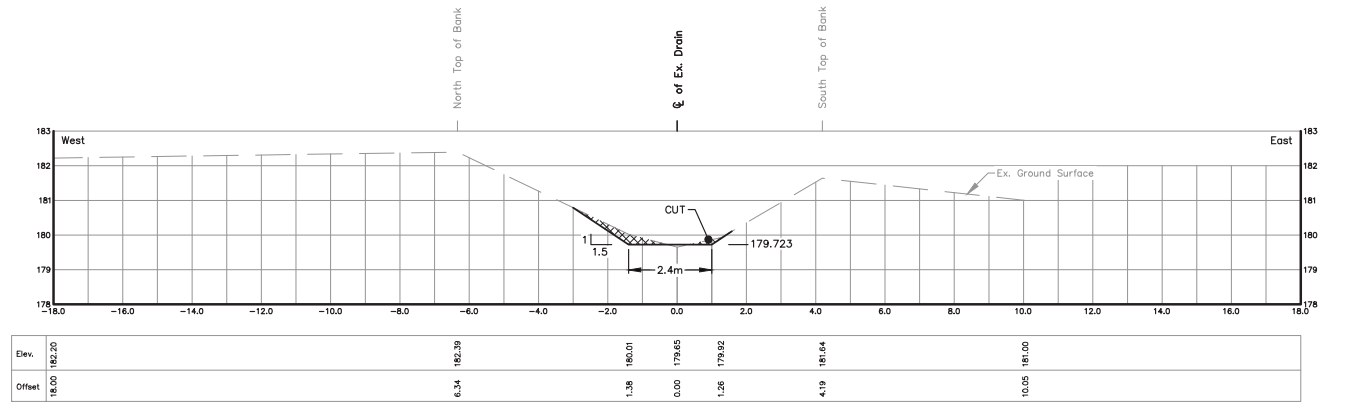
STA. 9+277.0  
Scale = 1:100



STA. 9+401.6  
Scale = 1:100

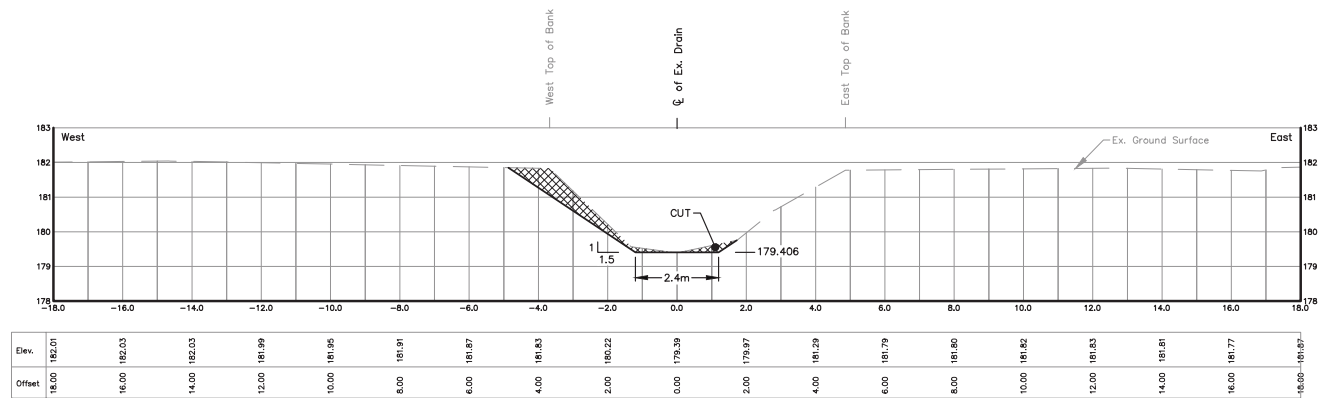


STA. 9+237.0  
Scale = 1:100

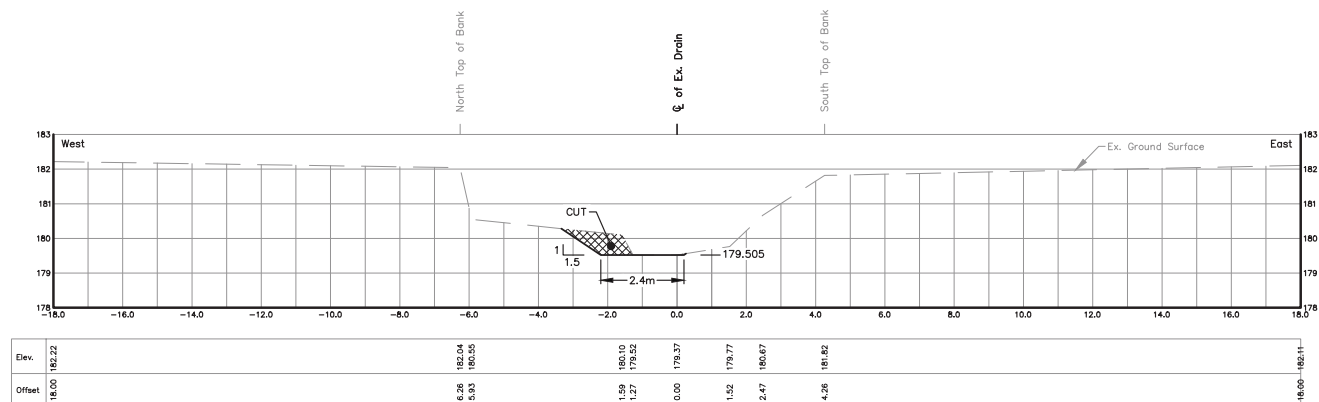


STA. 9+362.8  
Scale = 1:100

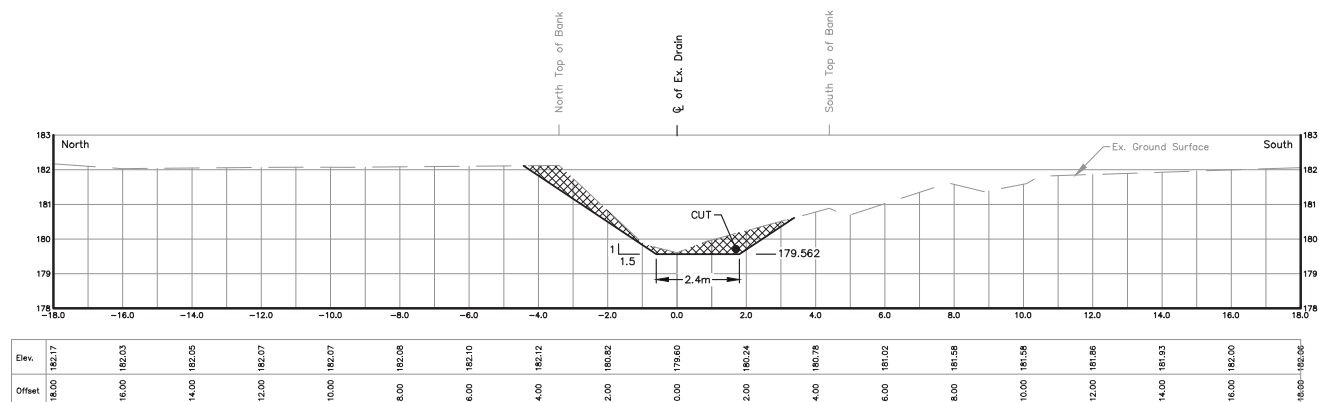
C:\Users\John\Desktop\REI-20150010 - Sullivan Creek Drain\REI-20150010 Sections\Bldg 2021-05-16



STA. 9+562.0  
Scale = 1:100

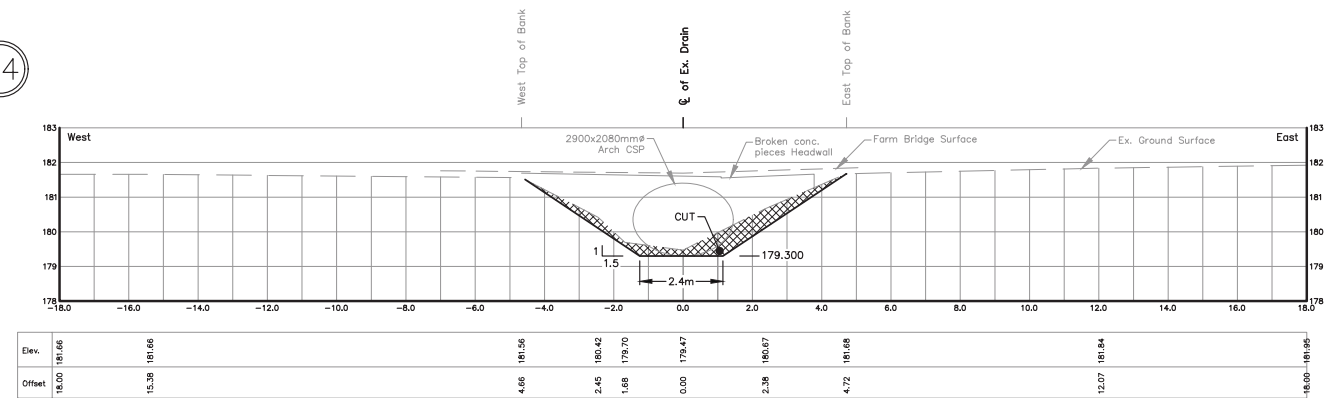


STA. 9+524.5  
Scale = 1:100



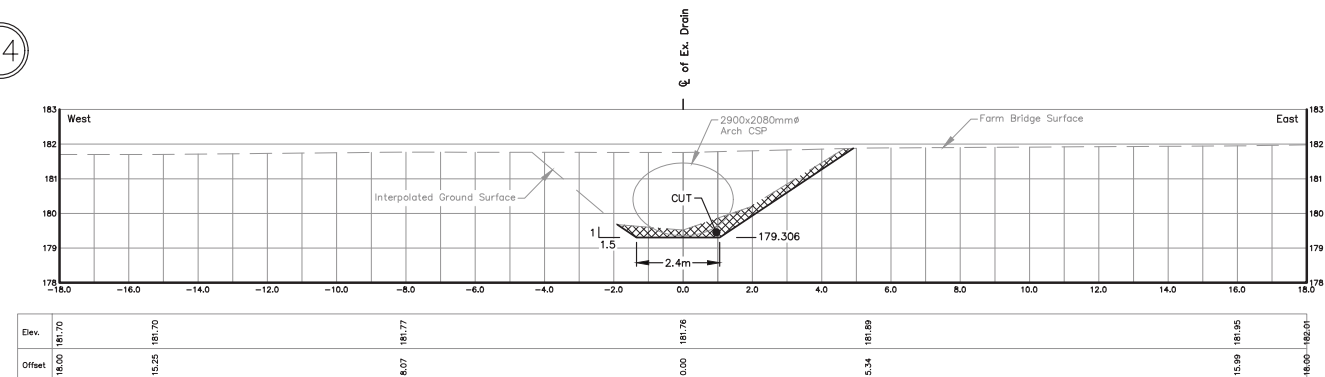
STA. 9+499.1  
Scale = 1:100

24



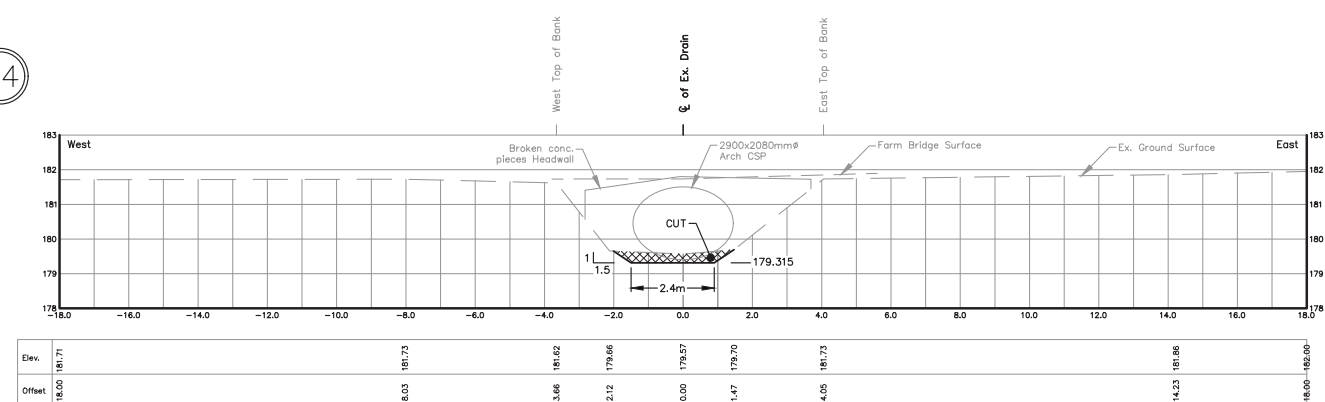
STA. 9+608.6  
Scale = 1:100

24



STA. 9+606.1  
Scale = 1:100

24

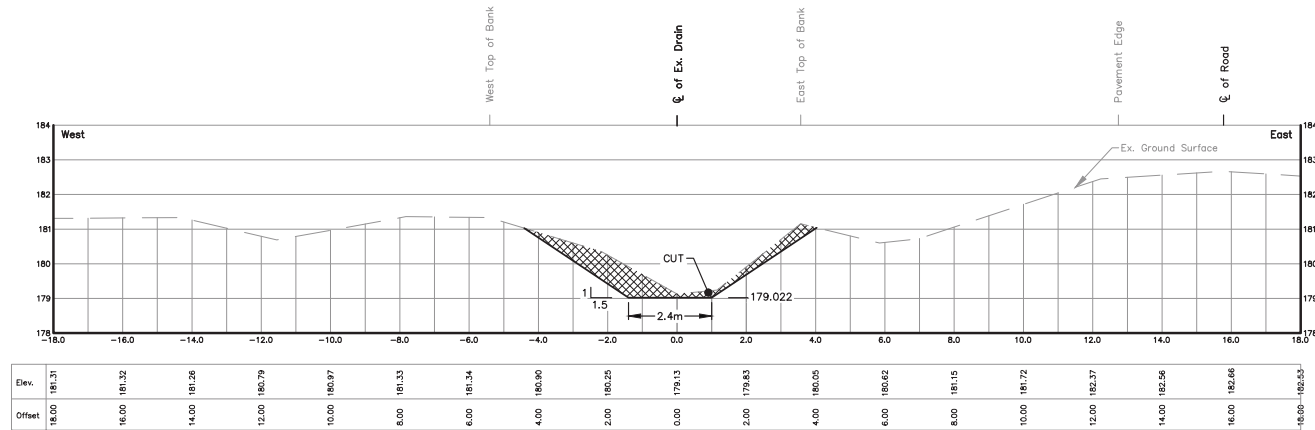


STA. 9+602.5  
Scale = 1:100

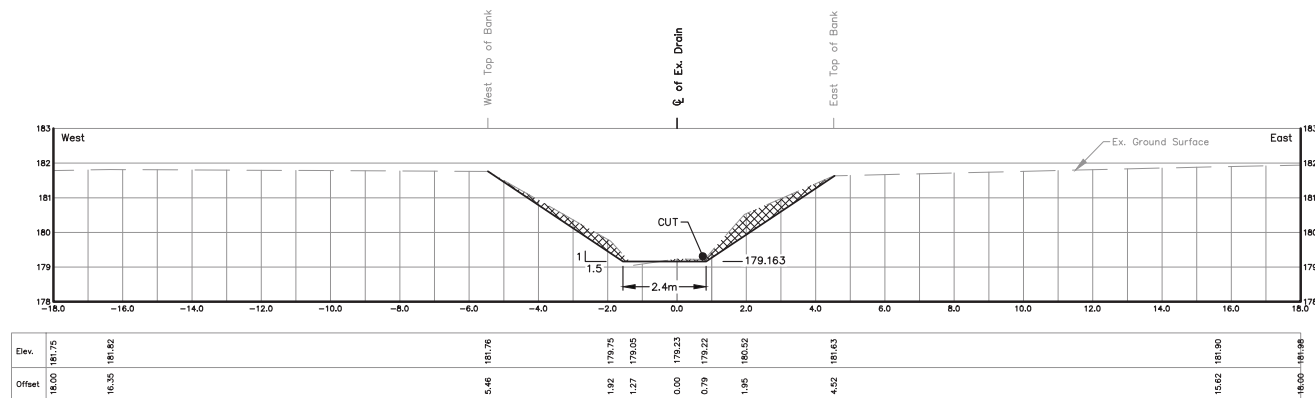
THESE PLANS HAVE BEEN REDUCED  
AND THE SCALE THEREFORE VARIES.  
FULL SCALE PLANS MAY BE VIEWED  
AT THE MUNICIPAL OFFICE.

DRAWN BY: G.S. & S.H.  
PLOT CODE: 1:1  
COMPUTER FILE: REI2015D010.DWG  
FILE No.: SHEET No.:  
2015D010 46 OF 51

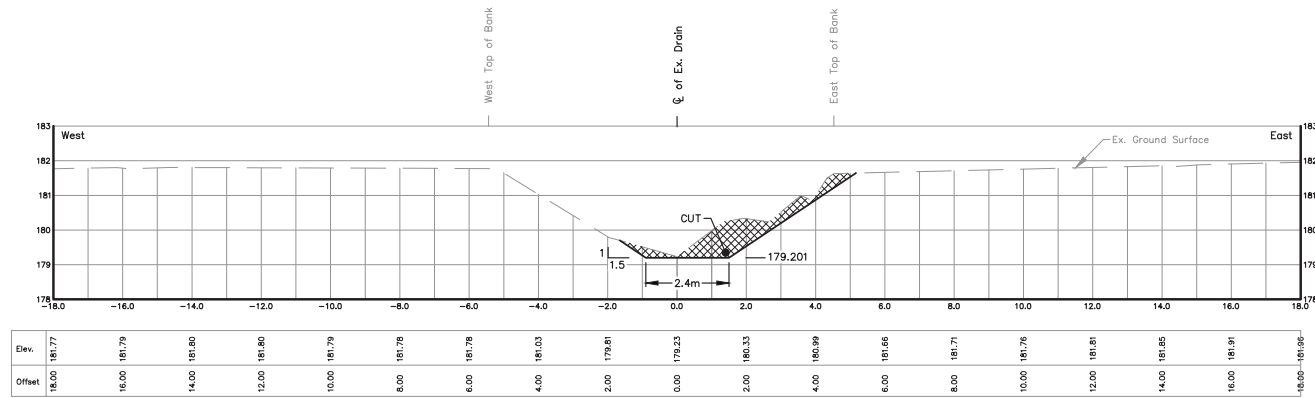
C:\Users\John\Desktop\REI-20150010 - Sullivan Creek Drain\REI20150010 Sections\B.dwg 2/23/15 1:16



STA. 9+722.5  
Scale = 1:100

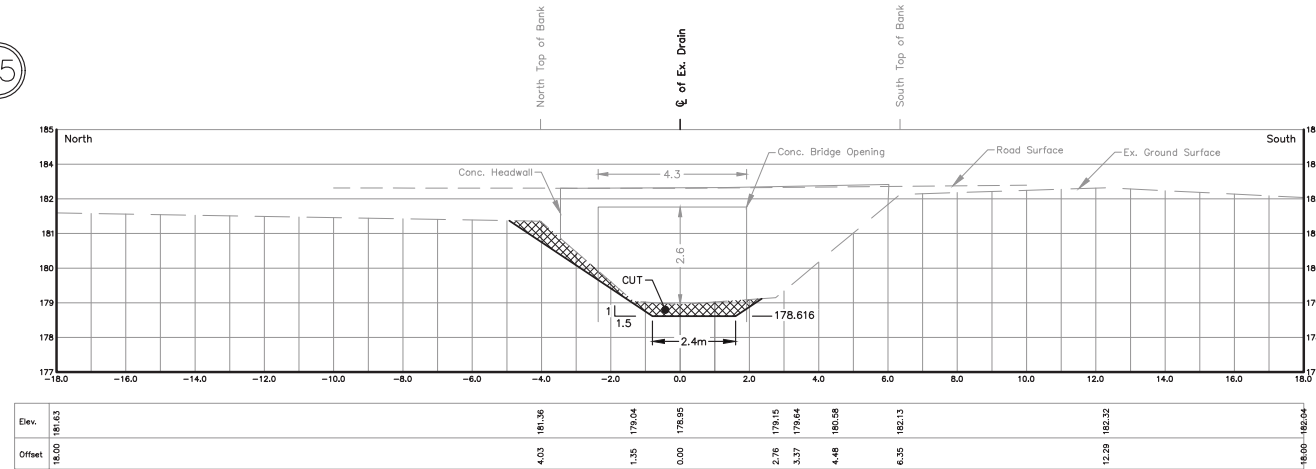


STA. 9+664.7  
Scale = 1:100

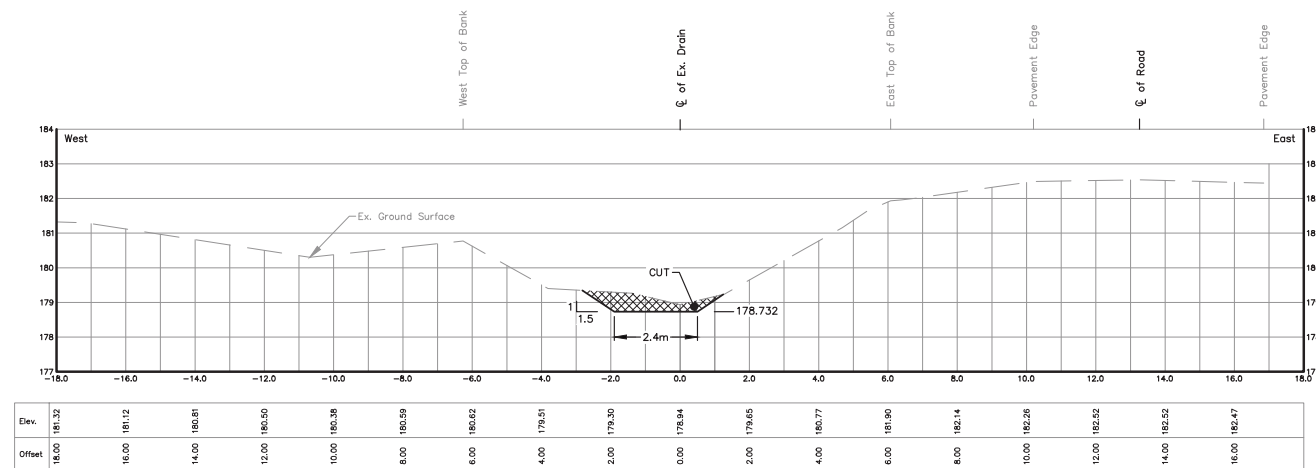


STA. 9+649.3  
Scale = 1:100

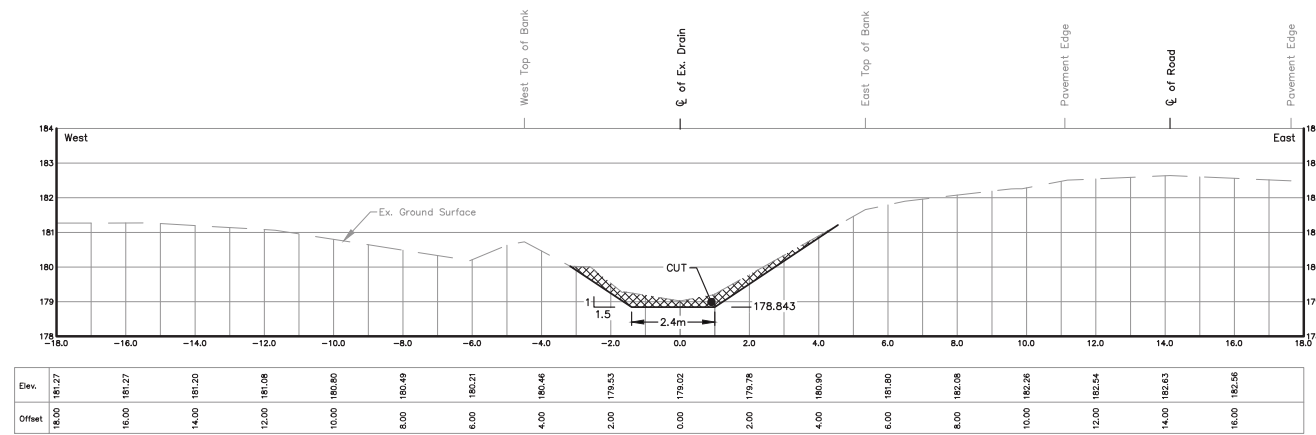
25



STA. 9+833.5  
Scale = 1:100



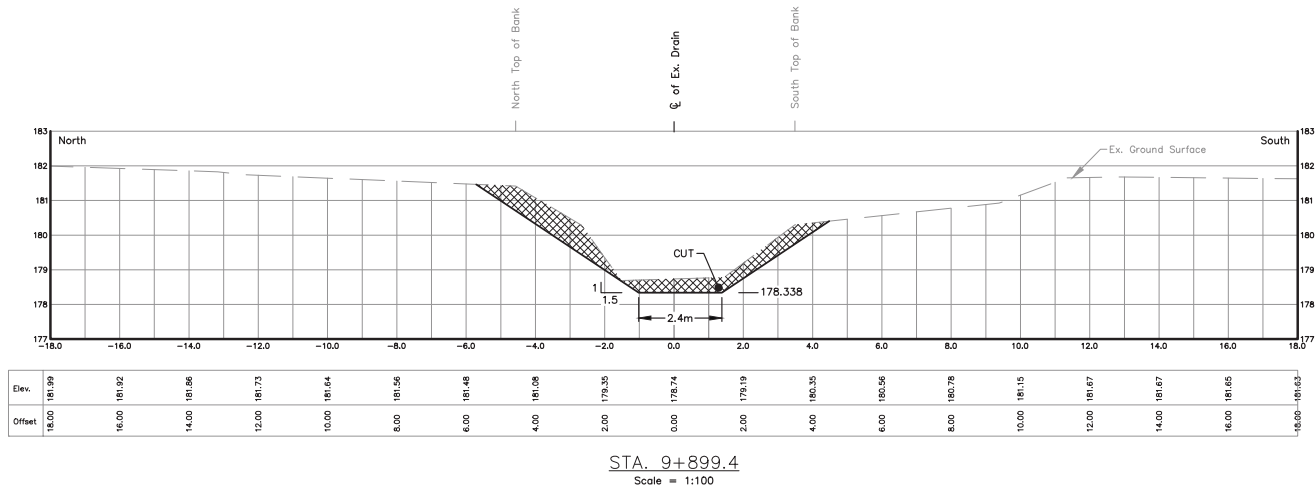
STA. 9+804.6  
Scale = 1:100



STA. 9+773.6  
Scale = 1:100

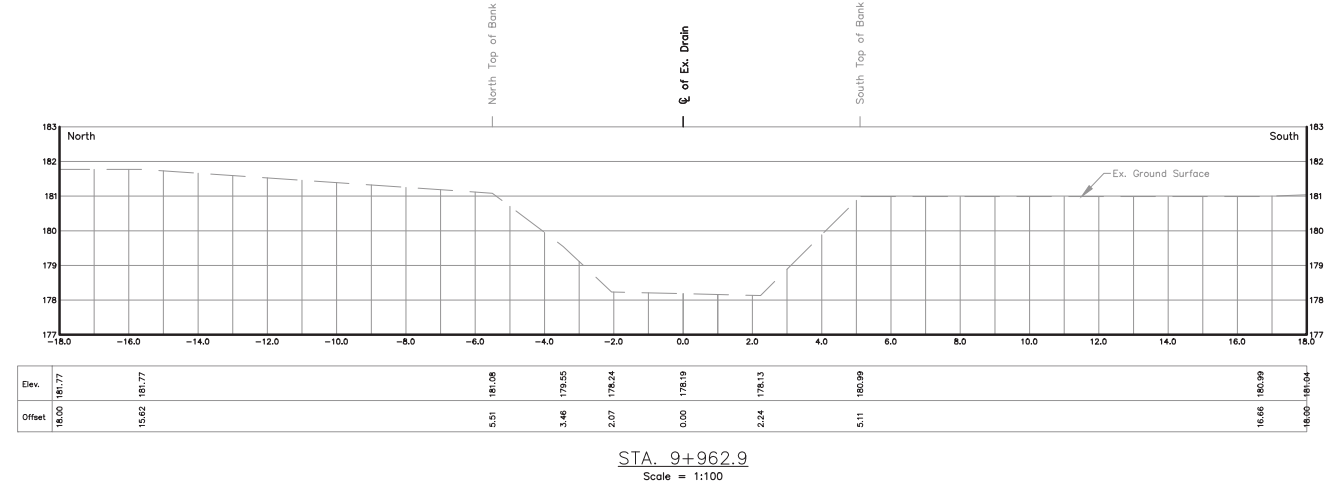
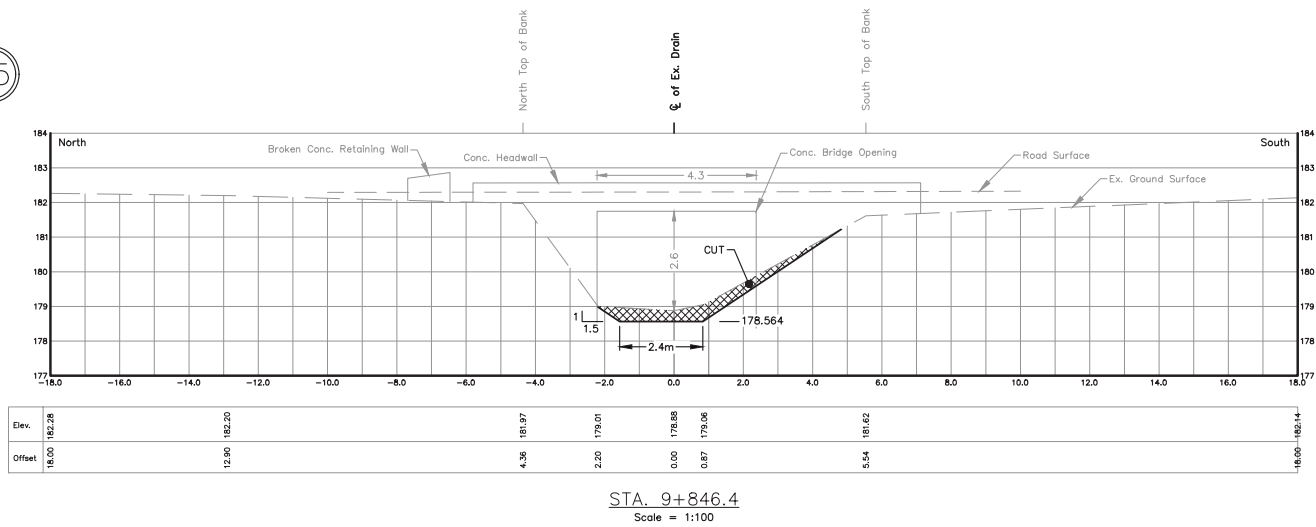
THESE PLANS HAVE BEEN REDUCED  
AND THE SCALE THEREFORE VARIES.  
FULL SCALE PLANS MAY BE VIEWED  
AT THE MUNICIPAL OFFICE.

DRAWN BY: G.S. & S.H.  
PLOT CODE: 1:1  
COMPUTER FILE: REI2015D010.DWG  
FILE No.: SHEET No.:  
2015D010 47 OF 51

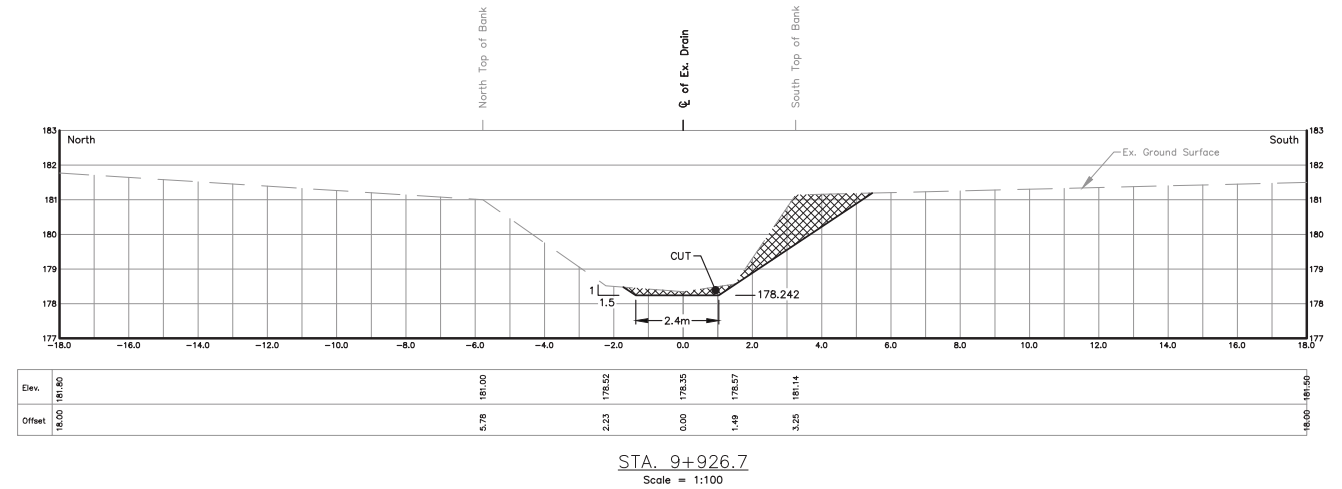
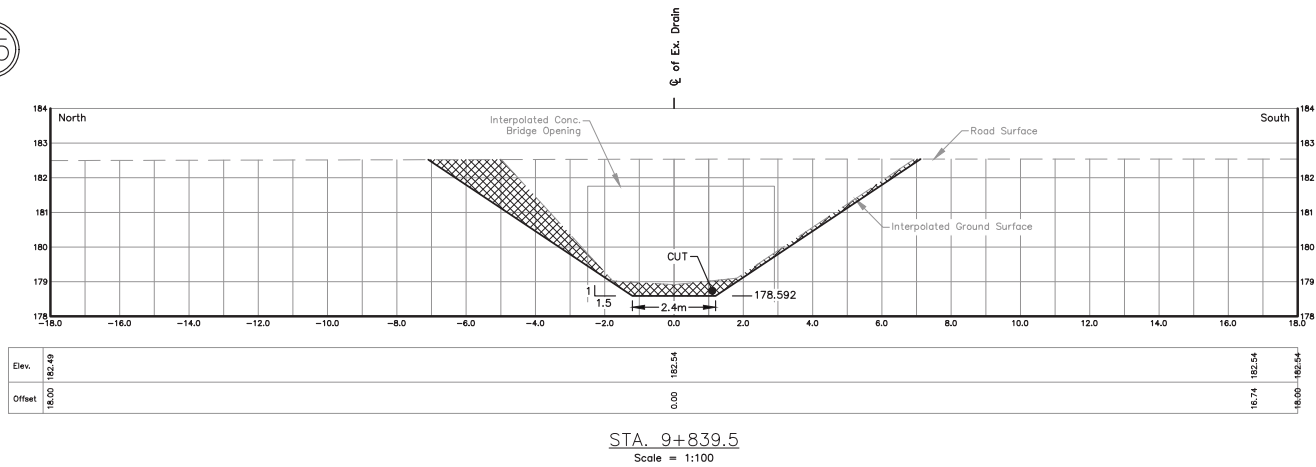


END OF SULLIVAN CREEK DRAIN

25



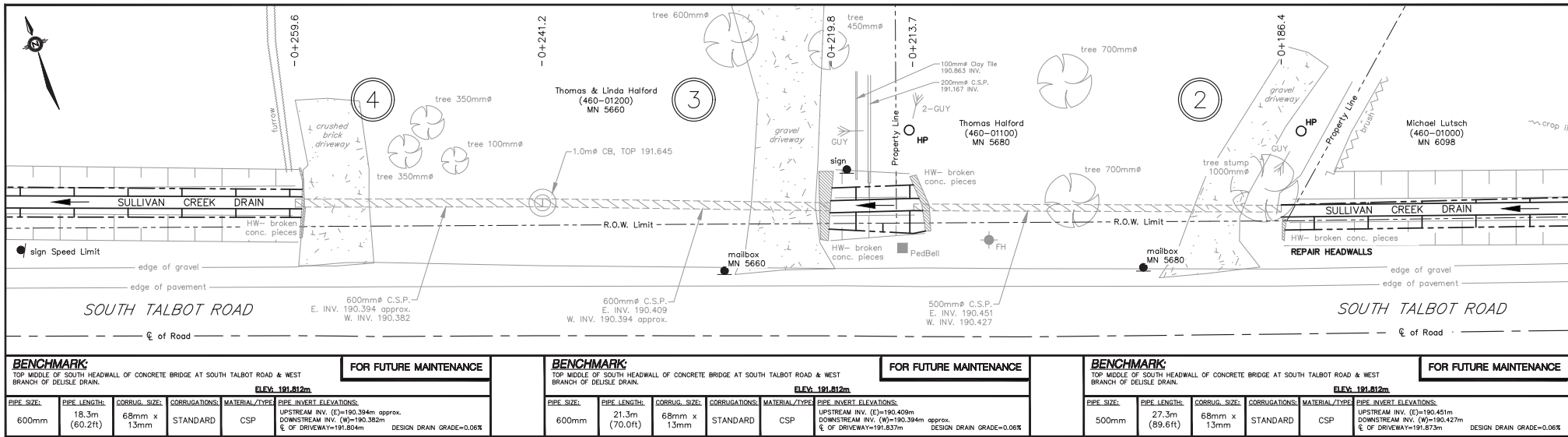
25



THESE PLANS HAVE BEEN REDUCED  
AND THE SCALE THEREFORE VARIES.  
FULL SCALE PLANS MAY BE VIEWED  
AT THE MUNICIPAL OFFICE.

DRAWN BY: G.S. & S.H.  
PLOT CODE: 1:1  
COMPUTER FILE: REI2015D010.DWG  
FILE No.: SHEET No.:  
2015D010 48 OF 51





BRIDGE #4 PLAN

SCALE=1:200

BRIDGE #3 PLAN

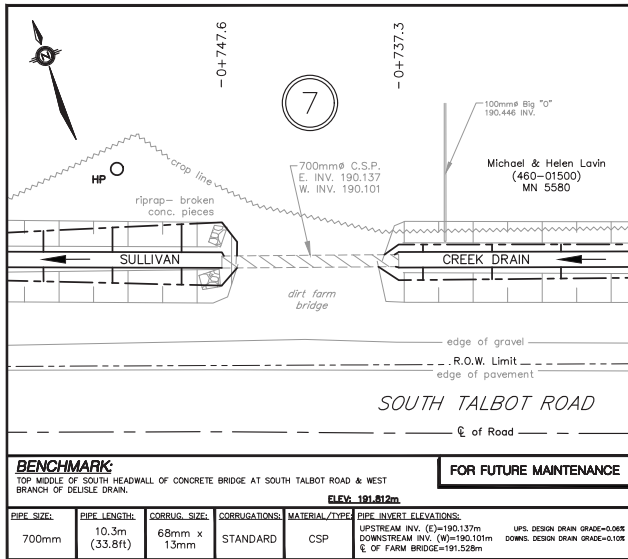
SCALE=1:200

BRIDGE #2 PLAN

SCALE=1:200

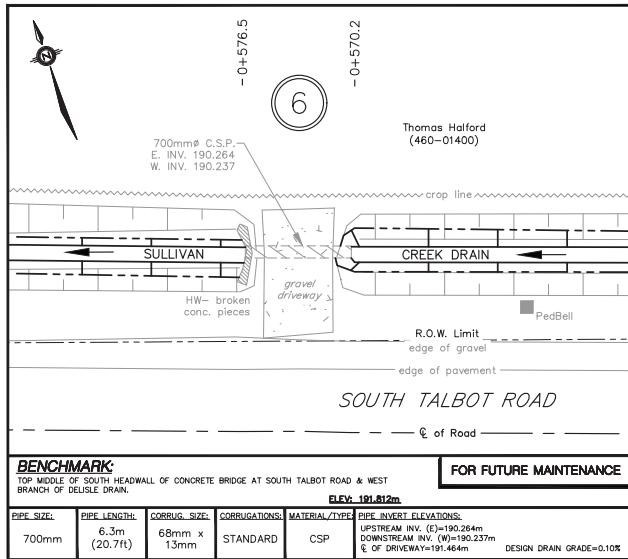
BRIDGE #1 PLAN

SCALE=1:200



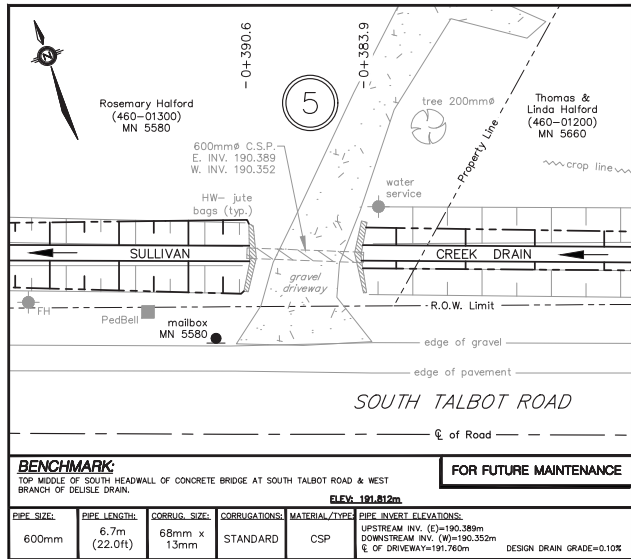
BRIDGE #7 PLAN

SCALE=1:200



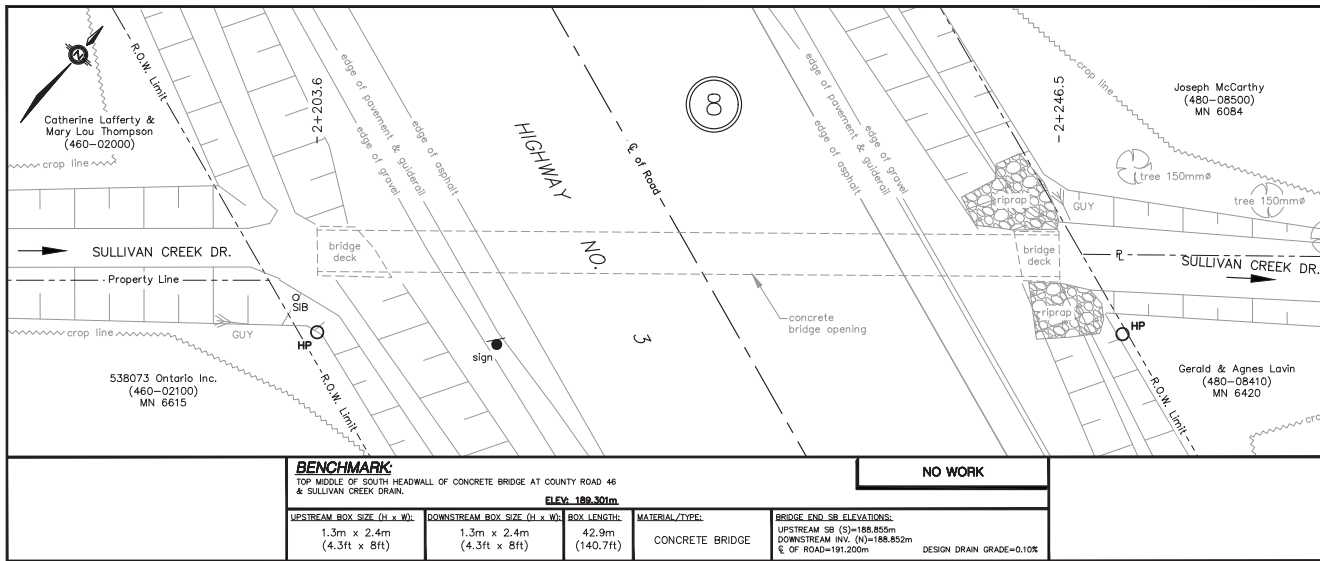
BRIDGE #6 PLAN

SCALE=1:200



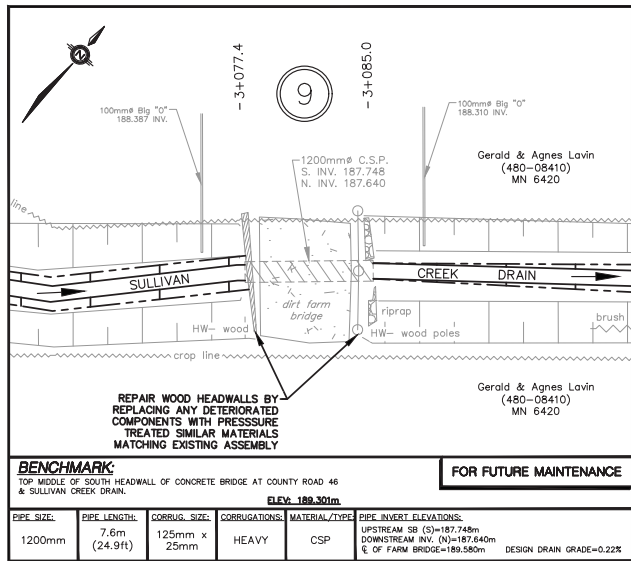
BRIDGE #5 PLAN

SCALE=1:200



BRIDGE #8 PLAN

SCALE=1:200



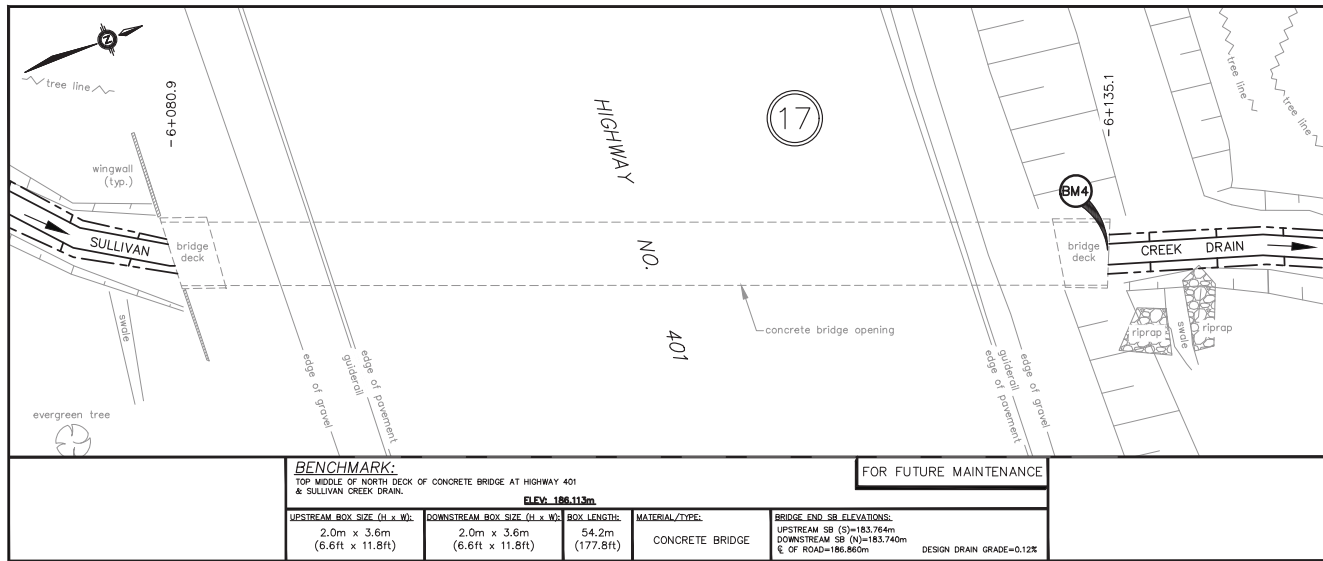
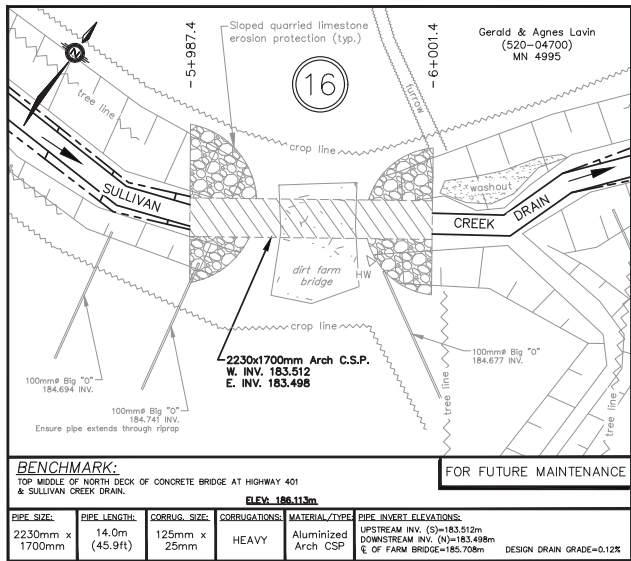
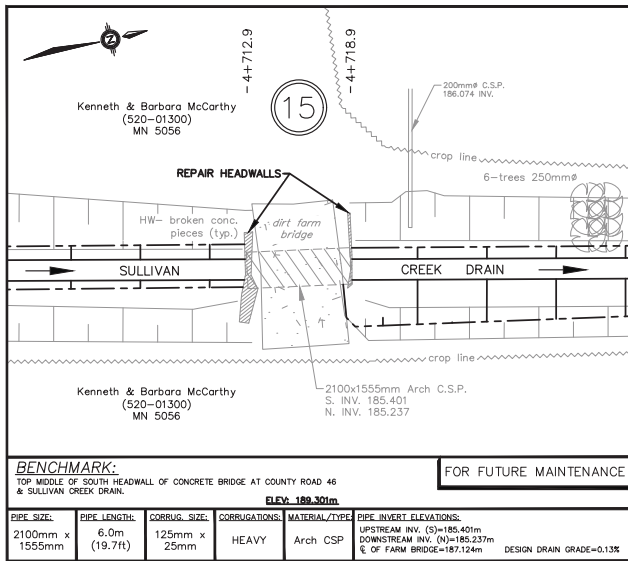
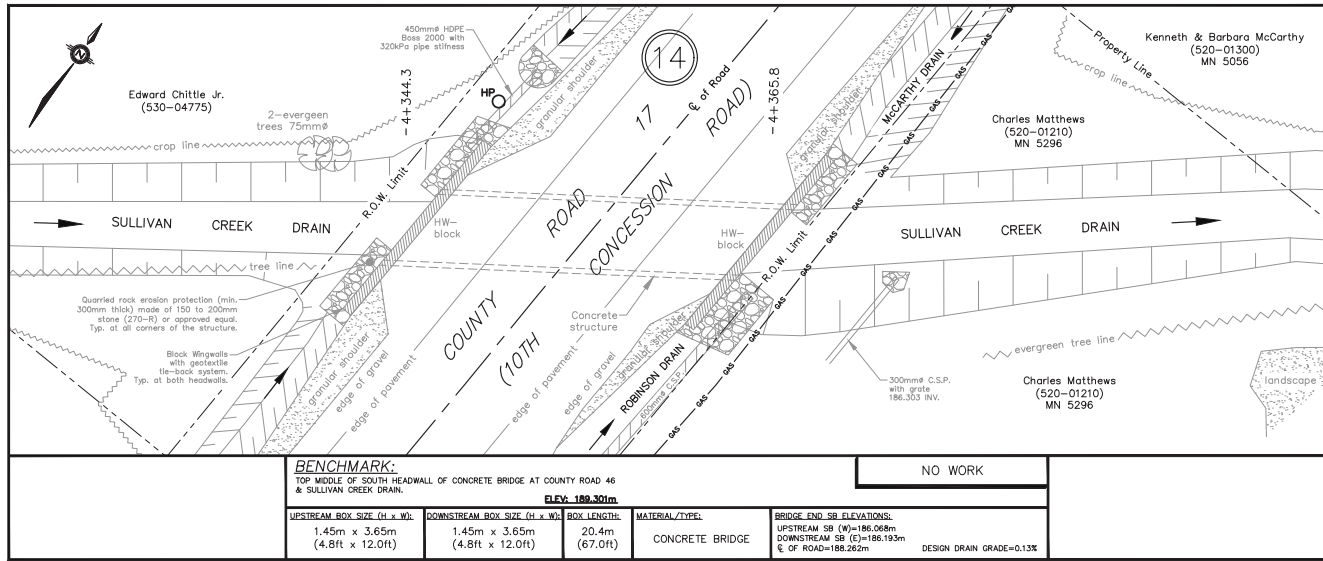
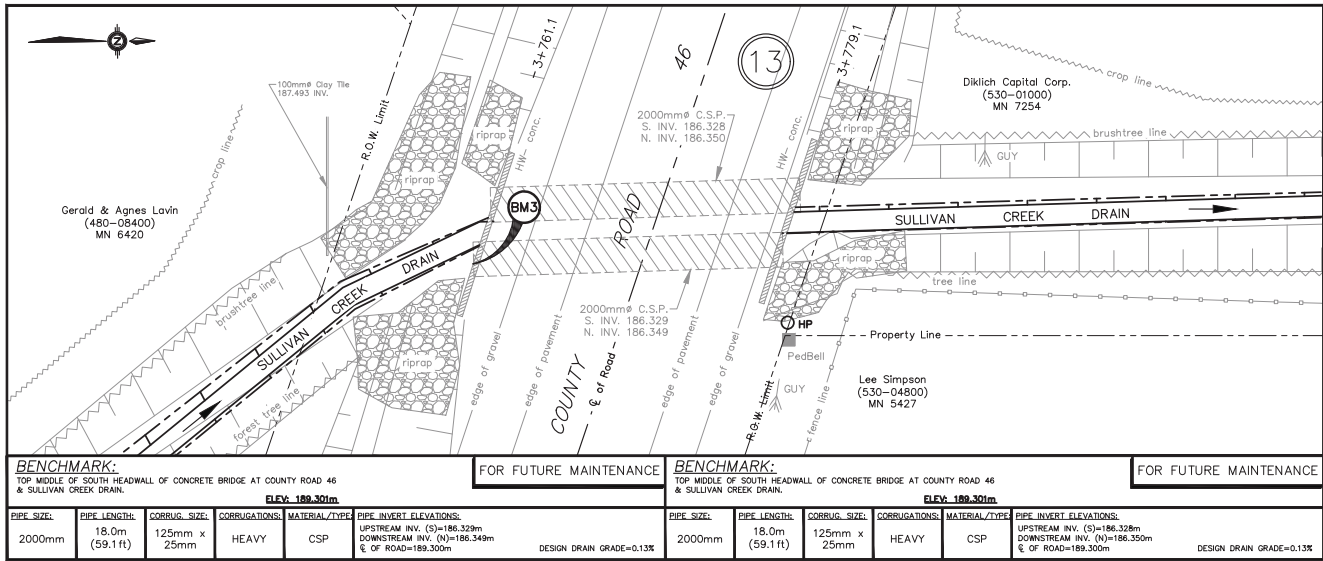
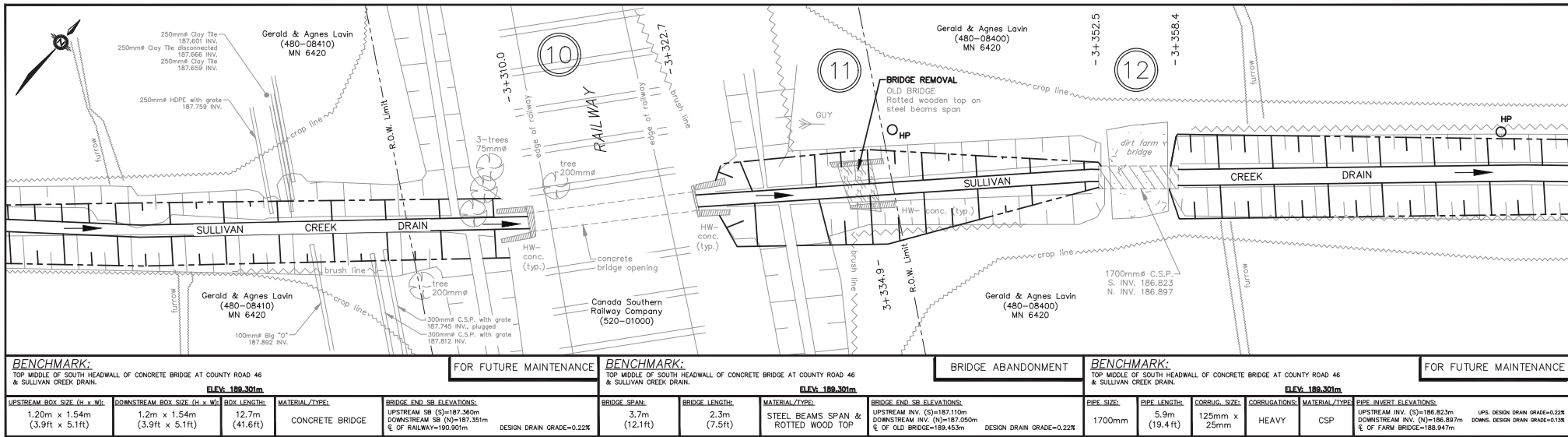
BRIDGE #9 PLAN

SCALE=1:200

THESE PLANS HAVE BEEN REDUCED  
AND THE SCALE THEREFORE VARIES.  
FULL SCALE PLANS MAY BE VIEWED  
AT THE MUNICIPAL OFFICE.

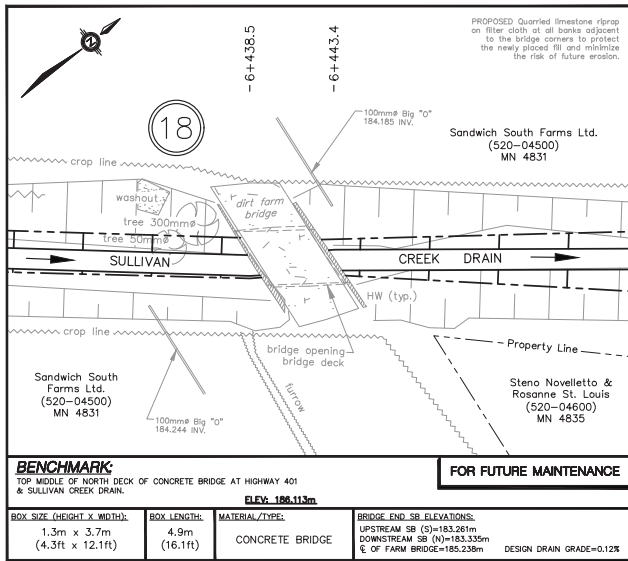
DRAWN BY: G.S. & S.H.  
PLOT CODE: 1:1  
COMPUTER FILE: REI2015D010.DWG  
FILE No.: 2015D010  
SHEET No.: 49 OF 51



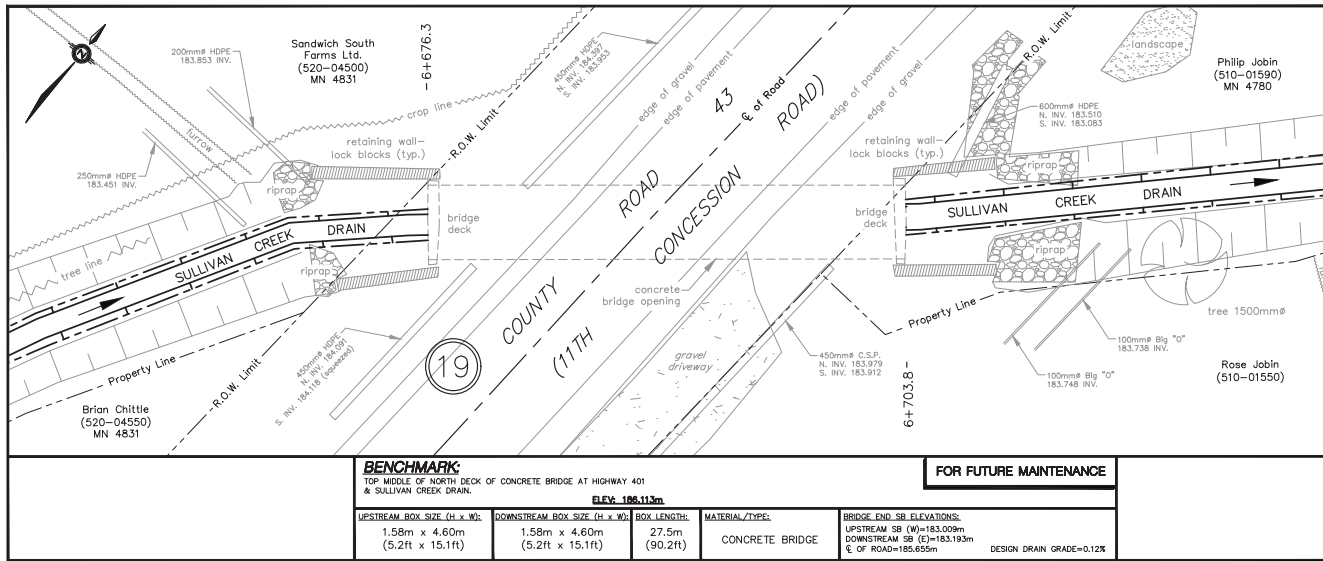


THESE PLANS HAVE BEEN REDUCED  
AND THE SCALE THEREFORE VARIES.  
FULL SCALE PLANS MAY BE VIEWED  
AT THE MUNICIPAL OFFICE.

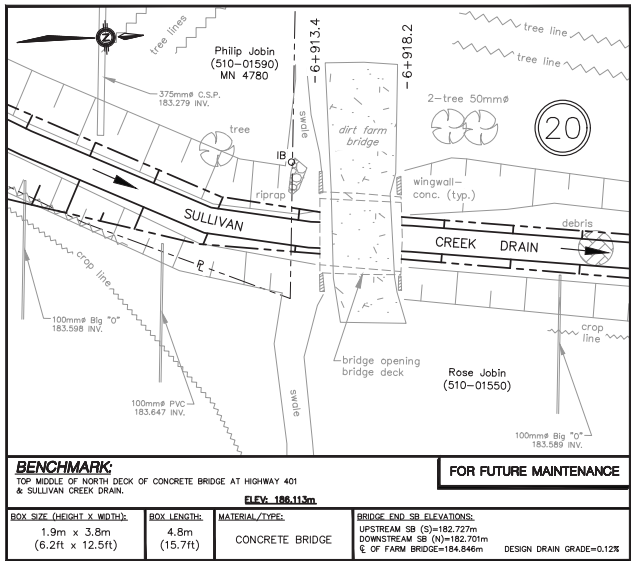
DRAWN BY: G.S. & S.H.  
PLOT CODE: 1:1  
COMPUTER FILE: REI2015D010.DWG  
FILE No.: 2015D010  
SHEET No.: 50 OF 51



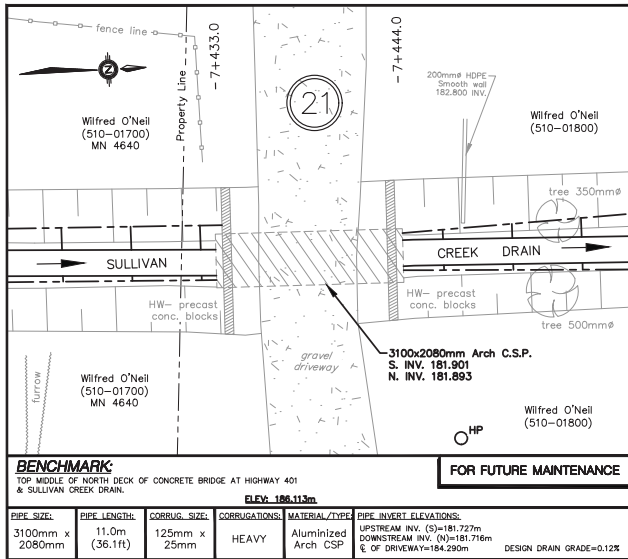
BRIDGE #18 PLAN  
SCALE=1:200



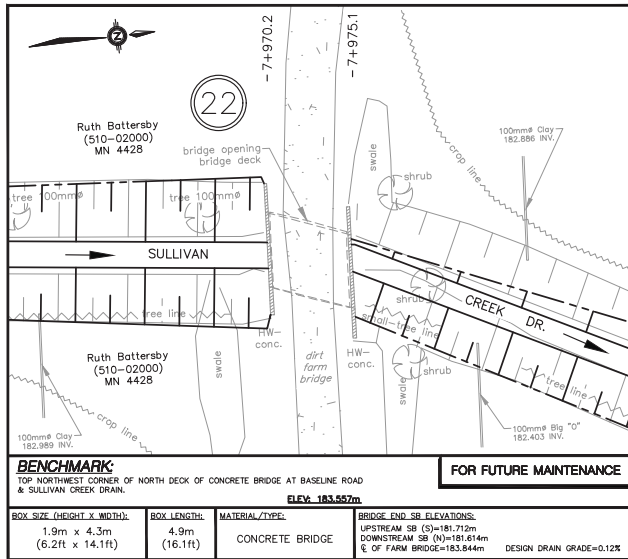
BRIDGE #19 PLAN  
SCALE=1:200



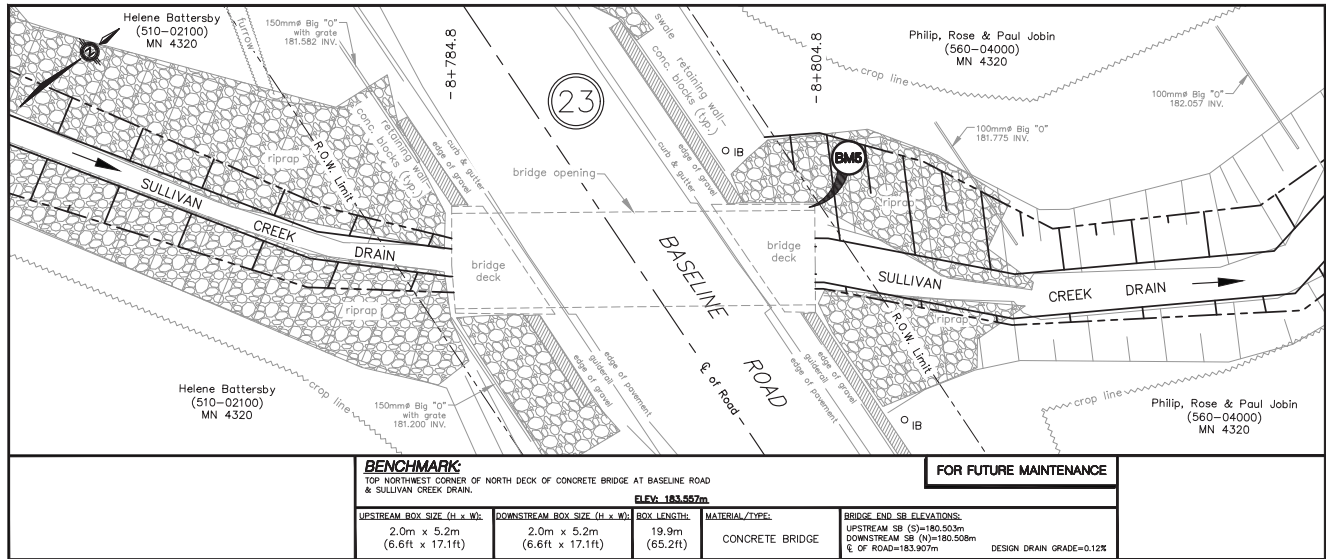
BRIDGE #20 PLAN  
SCALE=1:200



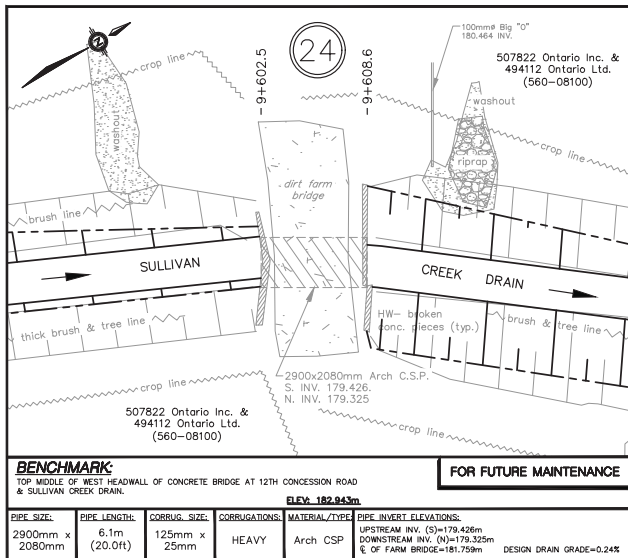
BRIDGE #21 PLAN  
SCALE=1:200



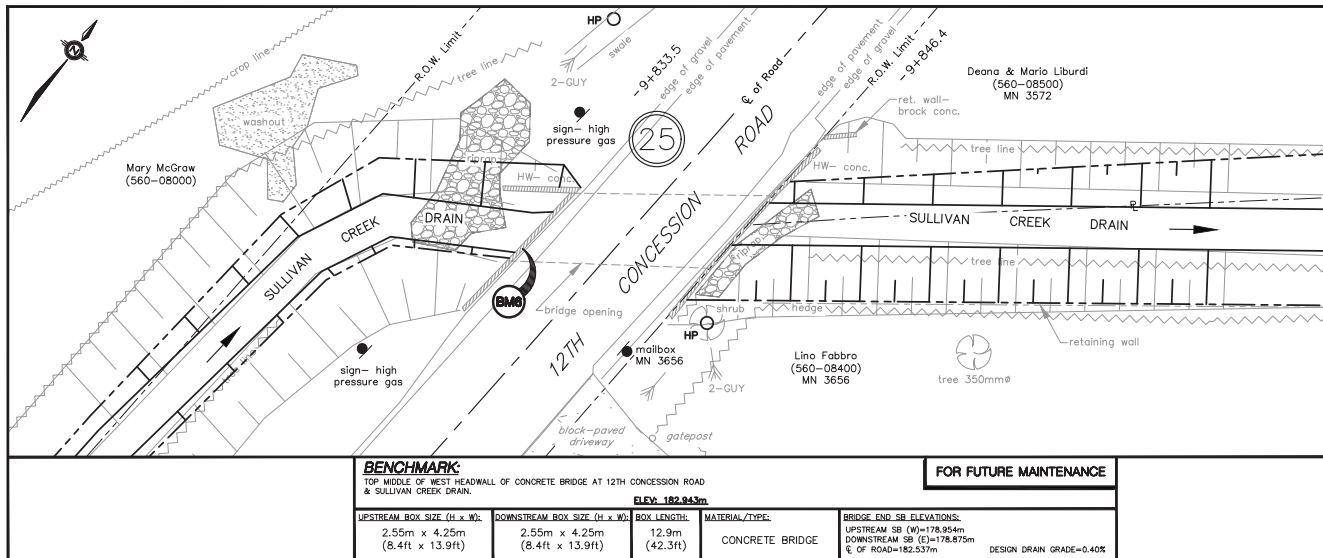
BRIDGE #22 PLAN  
SCALE=1:200



BRIDGE #23 PLAN  
SCALE=1:200



BRIDGE #24 PLAN  
SCALE=1:200



BRIDGE #25 PLAN  
SCALE=1:200

THESE PLANS HAVE BEEN REDUCED  
AND THE SCALE THEREFORE VARIES  
FULL SCALE PLANS MAY BE VIEWED  
AT THE MUNICIPAL OFFICE.



WATERSHED PLAN & PROJECT AREA FOR EXCESS SOILS

OF THE

SULLIVAN CREEK DRAIN

(Geographic Township of Sandwich South)

IN THE

TOWN OF TECUMSEH

IN THE

COUNTY OF ESSEX • ONTARIO

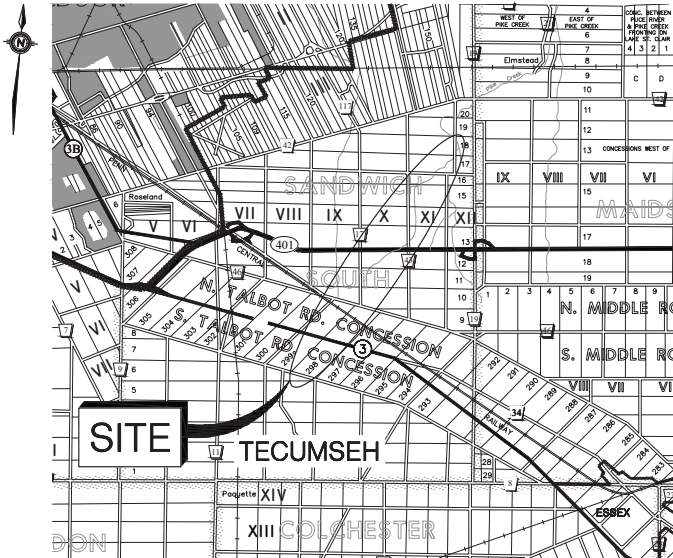
**Rood**  
**ENGINEERING**  
**INC.**

**CONSULTING ENGINEERS**  
Leamington, Ontario  
519-322-1621

DATE: January 9th, 2023

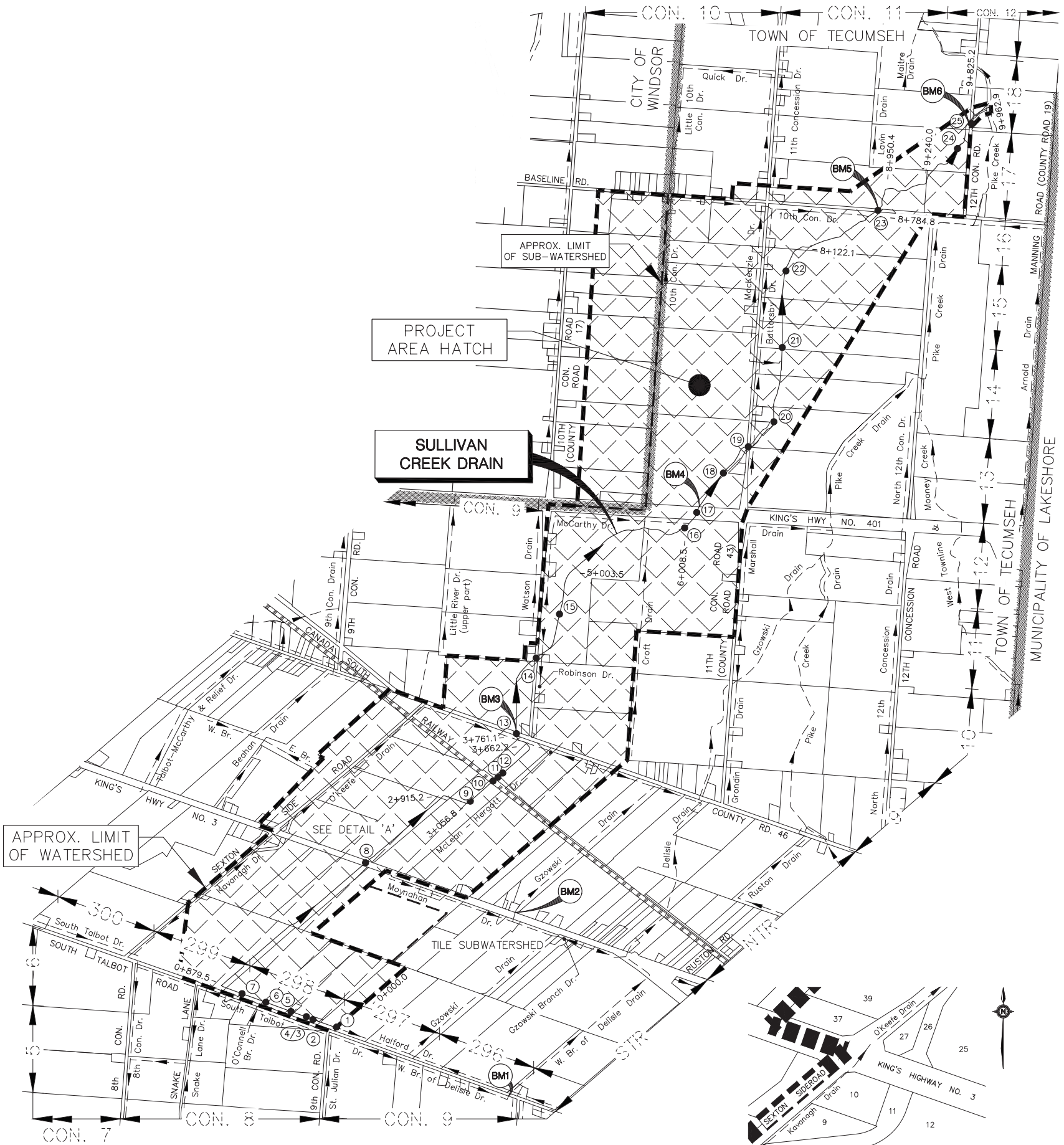
**BENCHMARKS:**

1. TOP MIDDLE OF SOUTH HEADWALL OF CONCRETE BRIDGE AT SOUTH TALBOT ROAD & WEST BRANCH OF DELISLE DRAIN.  
ELEV. = 191.812m
2. CUT CROSS AT TOP NORTHEAST CORNER OF HEADWALL OF CONCRETE BRIDGE AT GZOWSKI DRAIN & NORTH SIDE OF HIGHWAY NO. 3.  
ELEV. = 189.897m
3. TOP MIDDLE OF SOUTH HEADWALL OF CONCRETE BRIDGE AT COUNTY ROAD 46 & SULLIVAN CREEK DRAIN.  
ELEV. = 189.301m
4. TOP MIDDLE OF NORTH DECK OF CONCRETE BRIDGE AT HIGHWAY 401 & SULLIVAN CREEK DRAIN.  
ELEV. = 186.113m
5. TOP NORTHWEST CORNER OF NORTH DECK OF CONCRETE BRIDGE AT BASELINE ROAD & SULLIVAN CREEK DRAIN.  
ELEV. = 183.557m
6. TOP MIDDLE OF WEST HEADWALL OF CONCRETE BRIDGE AT 12TH CONCESSION ROAD & SULLIVAN CREEK DRAIN.  
ELEV. = 182.943m



**KEY MAP**

SCALE=1:100,000



**WATERSHED PLAN**

SCALE=1:15,000

**DETAIL 'A'**

SCALE=1:3,000

THESE PLANS HAVE BEEN REDUCED  
AND THE SCALE THEREFORE VARIES.  
FULL SCALE PLANS MAY BE VIEWED  
AT THE MUNICIPAL OFFICE.

DRAWN BY: G.S. & S.H.  
PLOT CODE: 1:1  
COMPUTER FILE: REI2015D010.DWG  
FILE No.: 2015D010  
SHEET No.: 52

## **APPENDIX “REI-F”**





## **Soil Characterization Report**

Sullivan Creek Drain E09SH(102)

Tecumseh, Ontario

Project No. OESAW2233

Prepared for:

**Rood Engineering Inc.**

9 Nelson Street, Leamington, Ontario, N8H 1G6

December 2022



WSP E&I Canada Limited  
11865 County Road 42  
Tecumseh, ON N8N 0H1  
Canada  
T: 519-735-2499  
[www.wsp.com](http://www.wsp.com)

22 December 2022

Reference No. OESAW2233

**VIA EMAIL**

Rood Engineering Inc.  
9 Nelson Street  
Leamington, Ontario  
N8H 1G6

**Attention: Mr. Gerard Rood, P.Eng., President**

Dear Mr. Rood;

**RE: Final Report – Soil Characterization Report  
Sullivan Creek Drain E09SH(102)  
Tecumseh, Ontario**

Please find enclosed one (1) electronic copy, in PDF format, of our final report entitled "Soil Characterization Report, Sullivan Creek Drain E09SH(102), Tecumseh, Ontario."

We thank you for entrusting us with this assignment and look forward to future opportunities with your firm. In the meantime, should you have any questions or require any additional information, please do not hesitate to contact the undersigned.

Sincerely,

**WSP E&I Canada Limited**

Derek Saliba, B.Sc.  
Environmental Scientist  
Direct Tel.: 519-735-2499  
E-mail: [derek.saliba@wsp.com](mailto:derek.saliba@wsp.com)

Cindy McKee, P.Geo., QP<sub>ESA</sub>  
Senior Environmental Geoscientist  
Direct Tel.: 519-735-2499  
E-mail: [cindy.mckee@wsp.com](mailto:cindy.mckee@wsp.com)



# Soil Characterization Report

Sullivan Creek Drain E09SH(102)  
Tecumseh, Ontario  
Project No. OESAW2233

## Prepared for:

Rood Engineering Inc.  
9 Nelson Street, Leamington, Ontario, N8H 1G6

## Prepared by:

**WSP E&I Canada Limited**  
11865 County Road 42  
Tecumseh, Ontario N8N 0H1  
Canada  
T: 519-735-2499  
December 2022

## Copyright and non-disclosure notice

The contents and layout of this report are subject to copyright owned by WSP (© WSP E&I Canada Limited) save to the extent that copyright has been legally assigned by us to another party or is used by WSP under license. To the extent that we own the copyright in this report, it may not be copied or used without our prior written agreement for any purpose other than the purpose indicated in this report. The methodology (if any) contained in this report is provided to you in confidence and must not be disclosed or copied to third parties without the prior written agreement of WSP. Disclosure of that information may constitute an actionable breach of confidence or may otherwise prejudice our commercial interests. Any third party who obtains access to this report by any means will, in any event, be subject to the Third Party Disclaimer set out below.

## Third-party disclaimer

Any disclosure of this report to a third party is subject to this disclaimer. The report was prepared by WSP at the instruction of, and for use by, our client named on the front of the report. It does not in any way constitute advice to any third party who is able to access it by any means. WSP excludes to the fullest extent lawfully permitted all liability whatsoever for any loss or damage howsoever arising from reliance on the contents of this report. We do not, however, exclude our liability (if any) for personal injury or death resulting from our negligence, for fraud or any other matter in relation to which we cannot legally exclude liability.



## Executive Summary

WSP E&I Canada Limited (WSP), was retained by Rood Engineering Inc. (Client) to conduct a Soil Characterization Report (SCR) of the Sullivan Creek Drain E09SH(102) located in Tecumseh, Ontario (hereinafter referred to as the "Project Area"). A key plan showing the location of the Project Area is provided on Figure 1. Soil sample locations are shown on Figure 2.

The SCR was undertaken to: 1) assess Areas of Potential Environmental Concern (APECs) identified in a Assessment of Past Uses (APU) previously carried out at the Project Area by WSP, as documented in "Assessment of Past Uses, Sullivan Creek Drain E09SH(102), Tecumseh, Ontario," dated 15 November 2022, (WSP APU); 2) Assess the identified APECs as per the Sampling and Analysis Plan (SAP) previously carried out at the Project Area by WSP, as documented in "Sampling and Analysis Plan, Sullivan Creek Drain E09SH(102), Tecumseh, Ontario," dated 15 November 2022, (WSP SAP); and 3) determine the location and concentration of contaminants in the soil on, in or under the Project Area.

This SCR was conducted in general accordance with the requirements of clause 12 (4) (c) of Ontario Regulation 406/19 – *On-Site and Excess Soil Management* (O. Reg. 406/19). The SCR was conducted in accordance with the proposed scope of work and Terms of Reference provided in WSP's proposal / work agreement POESASW22371 dated 27 October 2022 and subsequent amendments.

Based on the results of the SCR, soil within the Project Area has been categorized into three zones (Excess Soil Zones 1, 2, and 3). The identified soil zones will be subject to specific requirements in terms of destination locations and/or on-Site reuse. The approximate extent of the Excess Soil Zones has been delineated to soil sample locations advanced as part of this investigation and the limits of the Project Area as shown on Figures 3 and 4. The requirements for each soil zone is provided below:

### **Excess Soil Zone 1 – Soil meeting Table 3 SCS for On-Site Reuse**

Soils with concentrations below the Table 3 SCS were identified across the Project Area with the following exception: between S-SA3 and the northern end of the Project Area from surface to 0.3 mbgs.

The soil designated as Excess Soil Zone 1 (other than this one area) can be reused on-site.

### **Excess Soil Zone 2 – Soil meeting Table 3.1 ESQS for Beneficial Off-Site Reuse**

Soils with concentrations below the Table 3.1 ESQS were not identified on the Project Area and therefore no soil is designated as Excess Soil Zone 2 and cannot be reused at beneficial reuse sites where Table 3.1 ESQS for I/C/C property use apply.

### **Excess Soil Zone 3 – Soil exceeding Table 3.1 ESQS for Off-Site Disposal**

Impacted soils exceeding the Table 3.1 ESQS were identified as follows:

- Acenaphthylene at S-SA1, S-SA3, S-SA4, and S-SA6; and
- Anthracene at S-SA1 and S-SA4

Excess Soil Zone 3 is located across the entire Project Area from surface to 0.3 mbgs.

Soil excavated from this zone is not suitable for beneficial reuse off-site. Therefore, soil excavated from this zone that is being removed from the Project Area can be deposited at either one of the following:

- a reuse site for which site-specific ESQS are developed using the BRAT model or other risk assessment method to determine if this soil can still be reused beneficially off-Site
- a waste management facility such as a landfill for disposal; TCLP analysis results indicated the soil is non-hazardous.

WSP typically recommends a vertical and horizontal delineation program around the boreholes with soil exceedances to minimize the volume of soil in Excess Soil Zone 3. This delineation program could be completed prior to construction (borehole advancement), or at the beginning of construction (test pits with contractor assistance). However, WSP notes that based on the low volume of excess soil (236 m<sup>3</sup>), a delineation program may not be necessary.

## Table of Contents

	Page
<b>1.0 Introduction .....</b>	<b>1</b>
1.1 Project Area Information .....	1
<b>2.0 Background Information .....</b>	<b>3</b>
2.1 Assessment of Past Uses Summary .....	3
2.2 Sampling and Analysis Plan .....	3
<b>3.0 Soil Characterization Scope of Work .....</b>	<b>5</b>
3.1 Overview of Site Investigation .....	5
3.2 Deviations from Sampling and Analysis Plans .....	6
<b>4.0 Investigation Methods .....</b>	<b>7</b>
4.1 General .....	7
4.2 Drilling and Excavating .....	7
4.2.1 Soil Sampling .....	7
4.2.2 Shallow Soil Sample Locations .....	7
4.3 Soil Sampling .....	7
4.3.1 Sampling Method .....	7
4.4 Field Screening Methods .....	8
4.5 Analytical Testing .....	8
4.6 Residue Management Procedures .....	9
4.7 Quality Assurance and Quality Control Measures .....	9
<b>5.0 Review and Evaluation .....</b>	<b>10</b>
5.1 Geology .....	10
5.2 Soil: Field Screening .....	10
5.2.1 Staining and Odours .....	10
5.2.2 COV Concentrations .....	10
<b>6.0 Regulatory Framework .....</b>	<b>11</b>
6.1 Ontario Regulation 406/19 – Generic Excess Soil Quality Standards .....	11
6.2 Ontario Regulation 406/19 – Generic Leachate Screening Level .....	11
6.3 Ontario Regulation 153/04 - Soil, Ground Water and Sediment Standards .....	11
6.4 Ontario Regulation 347 Waste Classification .....	12
<b>7.0 Laboratory Analyses .....</b>	<b>13</b>
7.1 Soil Analysis .....	13
7.2 Toxic Characteristic Leachate Procedure Analysis .....	13
7.3 Quality Assurance Program .....	13
<b>8.0 Soil Reuse Protocol .....</b>	<b>15</b>
8.1 Excess Soil Zone 1 – Soil meeting Table 3 SCS for On-Site Reuse .....	15
8.2 Excess Soil Zone 2 – Soil meeting Table 3.1 ESQS for Off-Site Beneficial Reuse .....	15
8.3 Excess Soil Zone 3 – Soil exceeding Table 3.1 ESQS for Off-Site Disposal .....	15
<b>9.0 Signatures .....</b>	<b>16</b>

## 10.0 References..... 17

### Tables

Table 1.1. Property Information.....	1
Table 1.2. Project Area Owner, Project Leader and Qualified Person Information .....	2
Table 2.1. Areas of Potential Environmental Concern .....	3
Table 2.2. Summary of Required Number of Samples, Applicable Standards and Leachate Screening Levels.....	3
Table 2.3. Summary of Required Bulk Soil Chemical Analysis Per Sampling Location.....	4
Table 4.1. Soil Sample Locations.....	7
Table 7.1. Soil Analysis .....	13

### List of Tables (in order after text)

Table 1. Summary of Excess Soil Analyses
Table 2. Summary of TCLP Analyses

### List of Figures (in order after tables)

Figure 1. Key Plan
Figure 2. Surface Sample Location Plan
Figure 3. Project Area Plan and Cross Section for Excess Soil Zone 1
Figure 4. Project Area Plan and Cross Section for Excess Soil Zone 2 & 3

### List of Appendices

Appendix A: Grain Size Analysis
Appendix B: Laboratory Certificates of Analysis
Appendix C: Limitations

## List of Acronyms and Abbreviations

ABNs	Acid, Base, Neutral Extractables
APEC	Area of Potential Environmental Concern
APU	Assessment of Past Uses
AST	Aboveground Storage Tank
BH	Borehole
BTEX	Benzene, Toluene, Ethylbenzene and Xylenes
CALA	Canadian Association for Laboratory Accreditation
C of A	Certificate of Approval
CN	Cyanide
COC	Contaminant of Concern
COPC	Contaminant of Potential Concern
COV	Combustible Organic Vapour
CPs	Chlorophenols
CSM	Conceptual Site Model
DNAPL	Dense Non-aqueous Phase Liquid
DO	Dissolved Oxygen
EC	Electrical Conductivity
EPA	Environmental Protection Act
ESA	Environmental Site Assessment
ESQS	Excess Soil Quality Standards
I/C/C	Industrial/Commercial/Community
LNAPL	Light Non-aqueous Phase Liquid
LSL	Leachate Screening Level
mASL	Metres Above Sea Level
mbgs	Metres Below Ground Surface
MECP	Ministry of the Environment, Conservation and Parks
MOE	Ministry of the Environment
MOECC	Ministry of the Environment and Climate Change
MOEE	Ministry of the Environment and Energy
MTM	Modified Transverse Mercator
MW	Monitoring Well
NAPL	Non-aqueous Phase Liquid
PCA	Potentially Contaminating Activity
OCs	Organochlorine Pesticides
ORP	Oxidation Reduction Potential
PCBs	Polychlorinated Biphenyls
PCDDs/PCDFs	Polychlorinated Dibenzodioxins and Polychlorinated Dibenzofurans (Dioxins and Furans)
PHCs	Petroleum Hydrocarbons
PAHs	Polycyclic Aromatic Hydrocarbons
PVC	Polyvinyl Chloride
QA/QC	Quality Assurance/Quality Control
RA	Risk Assessment
RDL	Reporting Detection Limit
RL	Reporting Limit
RPD	Relative Percent Difference
R/P/I	Residential/Parkland/Institutional

RSC	Record of Site Condition
SAP	Sampling and Analysis Plan
SAR	Sodium Adsorption Ratio
SCC	Standards Council of Canada
SCS	Site Condition Standard
SOA	Standing Offer Agreement
SPLP	Synthetic Precipitate Leachate Procedure
TCLP	Toxicity Characteristic Leaching Procedure
THM	Trihalomethanes
TP	Test Pit
µg/g	Micrograms per Gram
USCS	Unified Soil Classification System
UTM	Universal Transverse Mercator
TOV	Total Organic Vapour
UST	Underground Storage Tank
VOCs	Volatile Organic Compounds

## 1.0 Introduction

WSP E&I Canada Limited ("WSP"), was retained by Rood Engineering Inc. ("Client") to conduct a Soil Characterization Report (SCR) of the Sullivan Creek Drain E09SH(102) located in Tecumseh, Ontario (hereinafter referred to as the "Project Area"). A key plan showing the location of the Project Area is provided on Figure 1.

The SCR was undertaken to: 1) assess Areas of Potential Environmental Concern (APECs) identified in a Assessment of Past Uses (APU) previously carried out at the Project Area by WSP, as documented in "Assessment of Past Uses, Sullivan Creek Drain E09SH(102), Tecumseh, Ontario," dated 15 November 2022, (WSP APU); 2) Assess the identified APECs as per the Sampling and Analysis Plan (SAP) previously carried out at the Project Area by WSP, as documented in "Sampling and Analysis Plan, Sullivan Creek Drain E09SH(102), Tecumseh, Ontario," dated 15 November 2022, (WSP SAP); and 3) determine the location and concentration of contaminants in the soil on, in or under the Project Area. This SCR was conducted in accordance with the requirements of clause 12 (4) (c) of Ontario Regulation 406/19 – *On-Site and Excess Soil Management* (O. Reg. 406/19). The SCR was conducted in accordance with the proposed scope of work and Terms of Reference provided in WSP's proposal / work agreement POESASW22371 dated 27 October 2022 and subsequent amendments.

### 1.1 Project Area Information

General information concerning the Project Area is provided in Table 1.1 below.

**Table 1.1. Property Information**

<b>Municipal Address</b>	County Road 46, southwest of County Road 17					
<b>Current Project Area Use</b>	Creek Drain					
<b>Proposed Project Area Use</b>	Creek Drain					
<b>UTM (NAD 83)</b>	Zone:	17T	Easting:	341884	Northing:	4676627
<b>Estimated Excess Soil Volume</b>	236 m <sup>3</sup>					
<b>Project Area Dimensions</b>	Length:	451.1 m				
	Width:	Approximately 2.8 m				

Contact information for the Project Area Owner, Project Leader and Qualified Person are provided in Table 1.2 below.

**Table 1.2. Project Area Owner, Project Leader and Qualified Person Information**

<b>Project Area Owner</b>	Town of Tecumseh	Cameron Hedges Engineering Project Manager 519-735-2184 ext. 128 917 Lesperance Road Tecumseh, ON, N8N 1W9
<b>Project Leader</b>	Rood Engineering Inc.	Gerard Rood President <a href="mailto:Gerard.reinc@gmail.com">Gerard.reinc@gmail.com</a> 519-322-1621 9 Nelson Street Leamington, ON, N8H 1G6
<b>Qualified Person</b>	WSP E&I Canada Limited	Cindy McKee, P. Geo., QP <sub>ESA</sub> Senior Environmental Geoscientist <a href="mailto:Cindy.mckee@wsp.com">Cindy.mckee@wsp.com</a> 519-735-2499 11865 County Road 42 Tecumseh, ON, N8N 0H1



## 2.0 Background Information

### 2.1 Assessment of Past Uses Summary

The findings of WSP APU are listed in the APEC table below.

**Table 2.1. Areas of Potential Environmental Concern**

Area of Potential Environmental Concern	Location/Area of APEC on Project Area	Potentially Contaminating Activity*	Location of PCA	Contaminants of Potential Concern
APEC-1: Former railway that cuts through southern portion of Project Area	Southern portion of Project Area (1,329 m <sup>2</sup> )	PCA 1: 46. Rail Yards, Tracks and Spurs	On-Site: Southern portion of Project Area	PHC, BTEX, Metals, EC, SAR, pH, PAHs, OCs
N/A	Non-APEC-1 portions of Project Area (8,963 m <sup>2</sup> )	N/A	On-Site: Central and northern portions of Project Area	PHCs, BTEX, Metals, EC, SAR, pH
PCA – *Potentially Contaminating Activity as provided in Schedule D of O.Reg. 153/04 as amended, where applicable.				
BTEX – Benzene, Toluene, Ethylbenzene and Xylenes OCs – Organochlorine Pesticides PAHs – Polycyclic Aromatic Hydrocarbons PHCs – Petroleum Hydrocarbons		M – Metals – (Ba, Be, B, Cd, Cr, Co, Cu, Pb, Mo, Ni, Ag, Tl, U, V, Zn including hydrides, As, Sb, Se) EC – Electrical Conductivity SAR – Sodium Adsorption Ratio		

Based on the APU conducted by WSP, APECs were identified resulting from PCAs associated with known and suspected contaminants located on the Project Area. An SAP and SCR were recommended to address these APECs.

With the exception of the APU described above, no other environmental, geological or geotechnical reports for the Project Area were provided to or reviewed by WSP.

### 2.2 Sampling and Analysis Plan

Based at the volume of soil at each APEC and following the in-situ sampling protocol provided in Section 2 (3) (15) of the Excess Soil Rules Document, the sampling requirements for the Project Area and within each APEC are listed in Table 2.2 below.

**Table 2.2. Summary of Required Number of Samples, Applicable Standards and Leachate Screening Levels**

APEC	Approximate Soil Volume (m <sup>3</sup> )	Associated Surface Samples	Required Number of Bulk Samples	Applicable Standards	Required Number of Leachate Samples	Applicable LSL
APEC-1	31	SA-A1 to SA-A3	3	Table 3.1 SCS	0	N/A

APEC	Approximate Soil Volume (m <sup>3</sup> )	Associated Surface Samples	Required Number of Bulk Samples	Applicable Standards	Required Number of Leachate Samples	Applicable LSL
Non-APEC-1 portions of Project Area	206	SA-A4 to SA-A8	2	Table 3.1 SCS	0	N/A
Table 3 SCS – Table 3 Full Depth Generic Site Condition Standards in a Non-Potable Ground Water Condition for Industrial/Commercial/Community Property Use Table 3.1 ESQS – Table 3.1 Full Depth Excess Soil Quality Standards in a Non-Potable Ground Water Condition for Industrial/Commercial/Community Property Use						

Sampling locations have been assessed to address APECs identified in the APU, see Figure 2 for the surface sample locations. Table 2.3 below outlines the bulk soil sampling requirements at each borehole location to characterize the excess soil within each APEC.

**Table 2.3. Summary of Required Bulk Soil Chemical Analysis Per Sampling Location**

Proposed Borehole Identification	Metals	PHCs	BTEX	PAHs	OCs
S-SA1	1	1	1	1	1
S-SA2	1	1	1	1	1
S-SA3	1	1	1	1	1
S-SA4	0	0	0	0	0
S-SA5	0	0	0	0	0
S-SA6	1	1	1	0	0
S-SA7	0	0	0	0	0
S-SA8	1	1	1	0	0
Total	5	5	5	3	3
Duplicates	1	1	1	1	1
Duplicate samples should be collected at a rate of one (1) in ten (10) bulk samples and identified with the naming convention "DUP1, DUP2" etc. Metals includes EC, SAR, and pH					

Environmental soil chemical analysis is not required for S-SA4, S-SA5, and S-SA7 in order to satisfy O.Reg 406/19 requirements.

As the Project Area has an estimated excess soil volume under 350 m<sup>3</sup> (236 m<sup>3</sup>), mSPLP laboratory analysis is not required under O.Reg 406/19.

### 3.0 Soil Characterization Scope of Work

#### 3.1 Overview of Site Investigation

The investigations documented in this report were carried out to characterize the subsurface soil conditions within the Project Area with respect to the previously noted APECs and to provide an SCR compliant with the requirements of O. Reg. 406/19. This report is not intended to be a Phase Two Environmental Site Assessment and it is understood that a Record of Site Condition (RSC) filing is not required for the Project Area at this time.

The SCR was conducted on 29 November 2022 and involved the advancement of eight (8) shallow surface samples at the Project Area, identified as S-SA1 through S-SA8 to facilitate the collection of representative soil samples for laboratory analyses.

This SCR was conducted in accordance with the requirements set forth under O. Reg. 406/19 and related supporting documents established there under. The sampling methods employed in carrying out the investigations complied with the requirements established by the MECP in the document entitled *Guidance on Sampling and Analytical Methods for Use at Contaminated Sites in Ontario* (MOEE, 1996). The scope of work for the SCR included of the following tasks:

- Developing a site-specific Health & Safety Plan (HASP) for the intrusive work at the Project Area;
- Arranging for the locations of public and private underground and overhead;
- A surface soil sampling program including the sampling of eight (8) surface soil samples to facilitate the collection of fill and/or soil samples and field screening for evidence of negative impact including the presence of “free flowing product”, using visual, olfactory and sample headspace screening methods;
- Submitting select bulk soil samples for laboratory analysis as per Table 2.2 above, suspect contaminants of potential concern (COPC) include: metals (metals, hydrides, EC, SAR, pH); polycyclic aromatic hydrocarbons (PAHs); benzene, toluene, ethylbenzene, xylenes (BTEX); petroleum hydrocarbons (PHCs) F1-F4; and organochlorine pesticides (OCs);
- Submitting select leachate soil samples, representing worst case based on bulk chemical analysis, for toxic characteristic leachate procedure (TCLP) laboratory analysis including metals & inorganics, VOCs and benzo(a)pyrene (B(a)P);
- Soil samples should be collected using professionally accepted methods, minimizing the potential of cross contamination, under the supervision of a qualified person;
- Comparing the analytical results reported for the bulk soil samples to the appropriate generic Site Condition Standards (SCS) established by the Ministry of the Environment, Conservation and Parks (MECP) as provided in “*Soil, Ground Water and Sediment Standards for Use under Part XV.1 of the Environmental Protection Act*” dated April 15, 2011 in order to determine on-Site reuse options;
- Comparing the analytical results reported for the bulk and leachate soil samples to the appropriate generic Excess Soil Quality Standards (ESQS) established by the MECP as provided in “*Rules for Soil*”

*Management and Excess Soil Quantity Standards*" dated December 8, 2020 (Excess Soil Rules Document) in order to determine beneficial reuse options; and,

- Preparing a SCR, inclusive of figures, tables, and certificates of analysis, documenting the methodology and findings of the investigations and conclusions and recommendations regarding soil quality and the need for additional investigation and/or remedial activities, and determining the classification of potential receiver sites.

### **3.2 Deviations from Sampling and Analysis Plans**

The following deviations to the work plan are noted:

- S-SA4 was submitted for laboratory analysis of PAHs in an attempt to delineate the Table 3 SCS exceedance at S-SA3.

## 4.0 Investigation Methods

### 4.1 General

The SCR was carried out in accordance with the SAP, with the deviations listed on Section 3.2, and in accordance with the WSP Standard Operating Procedures (SOP) cited therein.

### 4.2 Drilling and Excavating

The locations of all buried and overhead services were obtained prior to initiating any of the subsurface investigations.

#### 4.2.1 Soil Sampling

The shallow soil investigation was completed by WSP utilizing a shovel. The shallow soil samples were advanced to depth of 0.3 metres below ground surface (mbgs) on 29 November 2022. Sampling tools were washed with phosphate free soap and rinsed with distilled water between samples.

#### 4.2.2 Shallow Soil Sample Locations

The shallow soil sample locations, all collected at a depth of 0.3 mbgs, are provided in the table below and shown on Figure 2,

**Table 4.1. Soil Sample Locations**

Sample Location Identification	Northing	Easting	Soil Description	COVs
S-SA1	4676464	341698	Sandy clay with organics	0
S-SA2	4676465	341699	Sandy clay with organics	0
S-SA3	4676485	341714	Wet sand fill with clay	0
S-SA4	4676532	341768	Sandy clay with organics	0
S-SA5	4676575	341816	Soft dark brown clayey silt	0
S-SA6	4676612	341859	Soft dark brown clayey silt	0
S-SA7	4676709	341960	Sandy clay with organics	0
S-SA8	4676746	341930	Sandy clay with organics	0

### 4.3 Soil Sampling

#### 4.3.1 Sampling Method

The soil samples retrieved during the shallow soil sampling program were examined, classified, and logged according to soil type, moisture content, colour, consistency, and presence of visual and/or olfactory indicators of negative impact. The soil samples recovered at the Project Area were subsampled based on visual observations including fill/soil type and visual/olfactory evidence of suspected impact.

Soil samples were split into duplicate fractions upon recovery at the surface. The primary sample fractions were placed in laboratory supplied glass sample jars and stored in coolers with ice for potential laboratory

analysis. Samples selected for analysis of volatile parameters including VOC (including BTEX) and PHC F1 were micro-cored and field preserved using methanol charged vials supplied by the analytical laboratory to minimize potential losses due to volatilization. The duplicate sample fractions were placed in "Ziploc" sample bags and stored at ambient temperature for subsequent field vapour screening purposes.

All soil samples were collected in accordance with strict environmental sampling protocols to minimize loss of volatile organics and to ensure reliable and representative results. Disposable nitrile gloves were used and replaced between the handling of successive samples. All soil sampling equipment (stainless steel trowels, spatulas, etc.) was thoroughly decontaminated between soil sample locations to prevent potential cross-contamination. Decontamination activities included:

- Physical removal of any adhered debris;
- Wash/scrub in "Alconox" soap solution;
- Distilled water rinse;
- Methanol rinse; and
- Air dry.

Soil samples considered to be representative of "worst-case" environmental conditions were selected for chemical analysis based on visual and olfactory observations made in the field and on field screening results.

#### **4.4 Field Screening Methods**

All soil samples were screened in the field for gross evidence of negative environmental impact including staining and odours. Soil sample headspace screening was also performed to facilitate sample selections for laboratory analysis and to provide a semi-quantitative assessment of the vertical contaminant distributions at each borehole location. The duplicate soil sample fractions were screened for COV concentrations using the sample headspace method. COV concentrations were measured using an RKI Eagle 2 combined combustible gas analyzer (CGA). Where COV measurements were made, the instrument was operated in the methane elimination mode. The RKI Eagle 2 was calibrated at the start of each day of the field sampling programs using hexane reference gas (1650 ppm). It was also verified against the reference gases at the end of each day to assess potential instrument drift. The resolution of the instrument is 5 ppm hexane equivalent. The instrument response is compound specific. The measured soil vapour concentrations for COV are discussed in Section 4.2.2 and 5.2.2.

#### **4.5 Analytical Testing**

Representative soil samples collected during the investigation were submitted for laboratory analysis of suspect parameters of concern. All laboratory chemical analyses were conducted by Paracel Laboratories Ltd. of Ottawa, Ontario. Paracel is accredited by the Canadian Association for Laboratory Accreditation Inc. (CALA) in accordance with ISO/IEC 17025:2017 – "General Requirements for the Competence of Testing and Calibration Laboratories" for the tested parameters set out in the Soil, Ground Water and Sediment Standards.

## 4.6 Residue Management Procedures

Investigation-derived wastes including soil cuttings generated during the investigation were placed back into the shallow soil sampling location.

## 4.7 Quality Assurance and Quality Control Measures

A strict Quality Control (QA/QC) program was implemented and maintained throughout the project to ensure that the Project Area data are representative of the actual Project Area conditions. The QA/QC program provides a method of documented checks to assess the precision and accuracy of collected data. The QA/QC program includes a set of standard procedures or protocols to be followed throughout the investigations. To this end, WSP field and QA/QC protocols have been developed to meet or exceed those defined in the Ministry of the Environment (MOE) documents entitled *"Guideline for Phase II Environmental Site Assessments in Ontario"* (Draft, March 2006) and *"Guidance on Sampling and Analytical Methods for Use at Contaminated Sites in Ontario"* (1996) and Canadian Council of Ministers of the Environment (CCME) *"Guidance Manual Sampling, Analysis, and Data Management for Contaminated Sites"* (1993). The field QC program included the following components:

1. The use of personnel protective equipment including hard hats, safety glasses, safety work boots and chemically resistant latex/nitrile gloves for sample handling;
2. Thorough documentation of all field activities and sample handling practices including field notes, chain of custody forms, memos to file, etc.;
3. Thorough decontamination of non-dedicated sampling equipment employed in all investigation phases;
4. The use of laboratory analytical protocols and method detection limits that have been established in accordance with regulatory requirements for the Province of Ontario.

The *"Protocol for Analytical Methods Used in the Assessment of Properties under Part XV.1 of the Environmental Protection Act"*, 09 March 2004, amended as of 01 July 2011 (the "Analytical Protocol"), establishes performance criteria for use when assessing the reliability of data reported by analytical laboratories. These include maximum hold times for the storage of samples/sample extracts between collection and analysis, specified/approved analytical methods, required laboratory quality assurance samples such as blanks and field and laboratory duplicates, specified recovery ranges for spiked samples and surrogates (compounds added to samples in known concentrations for quality assurance purposes), Reporting Limits (RLs) and specified precision required when analyzing laboratory duplicate and spike/controlled reference material samples.

## **5.0 Review and Evaluation**

### **5.1 Geology**

The subsurface conditions encountered at the Project Area are described in Table 4.1. In general, the soil conditions at the Project Area consisted of surficial fill consisting of sandy clay with some organics.

One composite soil sample (consisting of S-SA1, S-SA5, and S-SA8) was submitted for grain size analysis. The grain size distribution curves are presented in Appendix A. Based on the grain size distribution, the predominant subsurface soil conditions across the Project Area are considered medium-fine textured for the purposes of assessment.

### **5.2 Soil: Field Screening**

#### **5.2.1 Staining and Odours**

No odours or staining suggestive of petroleum hydrocarbon impacts were detected in any of the soil and/or sediment samples collected at the Project Area.

#### **5.2.2 COV Concentrations**

COV concentration headspace measurements recorded in the soil samples collected at the Project Area were all 0 ppm. These concentrations are not indicative of impact by petroleum hydrocarbons. The COV results are semi-quantitative at best and are generally only used for relative sample comparison purposes when selecting samples for laboratory analysis. The COV concentrations headspace measurements are summarized in Table 4.1.



## 6.0 Regulatory Framework

### 6.1 Ontario Regulation 406/19 – Generic Excess Soil Quality Standards

The analytical results were compared to the criteria presented in the MECP document titled *“Rules for Soil Management and Excess Soil Quality Standards”* dated December 8, 2020. Based on the proposed volume of excess soil to be generated at the project area (236 m<sup>3</sup>), the volume independent ESQS (applicable for excess soil quantities greater than 350 m<sup>3</sup>) were applied.

Based on the requirements of the Client and the intended reuse of the excess soil, the ESQS for industrial/commercial/community (ICC) property use in potable groundwater conditions were selected for assessment purposes. The soil analytical results were assessed using the Full Depth Excess Soil Quality Standards in a Non-Potable Ground Water Condition for ICC property Use (Table 3.1 ESQS).

### 6.2 Ontario Regulation 406/19 – Generic Leachate Screening Level

As the volumes of the soil being removed from the Project Area were less than 350 m<sup>3</sup>, mSPLP analysis was not required in accordance with O. Reg. 406/19.

### 6.3 Ontario Regulation 153/04 - Soil, Ground Water and Sediment Standards

In order to determine suitability of soil for on Site reuse, the analytical data has been compared to O. Reg 153/04 Site Condition Standards (SCS) as described in the *“Soil, Ground Water and Sediment Standards for Use under Part XV.1 of the Environmental Protection Act”* dated 15 April 2011. In order to determine the applicable SCS, WSP reviewed the existing Project Area use and site specific conditions including: 1) the existing/proposed property use; 2) the existing/potential ground water use; 3) depth of clean-up; 4) soil texture; 5) depth to bedrock; 6) proximity to a water body; and 7) soil pH.

The SCS applicable to the Project Area have been evaluated based on the following rationale:

- There are no known areas of natural significance<sup>1</sup> or conditions in the vicinity of the Project Area, which would cause the Project Area to be classified as potentially sensitive according to the Ministry of Natural Resources' Natural Heritage Information Centre web site;
- Based on knowledge of the surrounding area, the depth of the soil on the Project Area is greater than 2.0 mbgs;

---

<sup>1</sup> An “Area of Natural Significance” means any of the following: 1) An area reserved or set apart as a provincial park or conservation reserve under the Provincial Parks and Conservation Reserves Act, 2006; 2) An area of natural and scientific interest (life science or earth science) identified by the Ministry of Natural Resources as having provincial significance; 3) A wetland identified by the Ministry of Natural Resources as having provincial significance; 4) An area designated by a municipality in its official plan as environmentally significant, however expressed, including designations of areas as environmentally sensitive, as being of environmental concern and as being ecologically significant; 5) An area designated as an escarpment natural area or an escarpment protection area by the Niagara Escarpment Plan under the Niagara Escarpment Planning and Development Act; 6) An area identified by the Ministry of Natural Resources as significant habitat of a threatened or endangered species; 7) An area which is habitat of a species that is classified under section 7 of the Endangered Species Act, 2007 as a threatened or endangered species; 8) Property within an area designated as a natural core area or natural linkage area within the area to which the Oak Ridges Moraine Conservation Plan under the Oak Ridges Moraine Conservation Act, 2001 applies; and 9) An area set apart as a wilderness area under the Wilderness Areas Act.

- The Project Area is not considered a “shallow soil property” as defined by O. Reg. 153/04;
- The Project Area is in an area of non-potable ground water and the Project Area and surrounding properties are supplied with municipal water system;
- The Project Area includes land that is within 30 m of a water body as it is a drainage ditch. Since the drainage ditch is generally dry, the Project Area is not considered a sensitive site under O.Reg. 153/04. The nearest waterbody is the Detroit River located approximately 12 km north of the Project Area. Regional ground water flow on the Project Area is anticipated to flow to the north (towards the Pike Creek Drain);
- The existing and intended future use of the Project Area is a drainage ditch (industrial use);
- Soil pH values measured at the Project Area were within the required range of 5 to 9 for surface soils and 5 to 11 for subsurface soils; and,
- Based on the grain size analysis, subsurface soil conditions across the Project Area are considered medium-fine.

Based on the Project Area characteristics and the continued use as a drainage ditch, the Table 3 SCS for I/C/C property use and medium-fine textured soils in a non-potable ground water condition as provided in *Soil, Ground Water and Sediment Standards for Use under Part XV.1 of the Environmental Protection Act* (MECP, April 15, 2011) have been applied in assessing the soil quality at the Project Area.

#### **6.4 Ontario Regulation 347 Waste Classification**

The legislative and regulatory requirements for contaminated soil disposal in Ontario are established by *Ontario Regulation 347/90 – General, Waste Management*, as amended (“O.Reg. 347/90”). The Schedule 4 Leachate Quality Criteria, as provided in O.Reg. 347/90, were developed as a guideline for waste classification and consequently determine the appropriate method of waste disposal. Analysis of soil samples in accordance with the toxicity characteristic leaching procedure (TCLP) is required in order to evaluate soil characteristics with respect to the Schedule 4 Leachate Quality Criteria.

## 7.0 Laboratory Analyses

The results of the soil sample analyses carried out as part of this investigation are summarized in Tables 1 and 2 (attached). Copies of the laboratory Certificates of Analysis are provided in Appendix B.

### 7.1 Soil Analysis

The results of the soil sample analyses in the context of the applicable ESQS and SCS are shown in Table 7.1 below,

**Table 7.1. Soil Analysis**

APEC	Approximate Soil Volume (m <sup>3</sup> )	Table 3 SCS Exceedances	Table 3.1 ESQS Exceedances
APEC-1	31	No exceedances	Acenaphthylene – S-SA1 & S-SA3 Anthracene – S-SA1
Non-APEC-1 portions of Project Area	206	Acenaphthylene – S-SA4 Benzo(a)pyrene – S-SA4 & S-SA6	Acenaphthylene – S-SA4 & S-SA6 Anthracene – S-SA4

As per O.Reg 153/04 Section 48(2), two (or more) soil samples collected within a 2 m radius (same sampling location and depth), then the average of the sampling results can be compared to SCS. With respect to Table 3 SCS exceedances, at samples S-SA1 and DUPS-S1, as shown in Table 1, the average of benzo(a)pyrene is below Table 3 SCS and therefore would not be considered an exceedance.

### 7.2 Toxic Characteristic Leachate Procedure Analysis

One composite sample collected during the Excess Soil investigation was submitted for waste classification testing in accordance with *O.Reg. 347/90 – General, Waste Management* ("O.Reg. 347/90"). The sample was prepared as a composite sample by selecting soil aliquots from the excess soil cuttings generated during drilling. The sample was subject to flashpoint determination and analysis of general inorganics, metals, VOC, PCB, organochlorine pesticides and benzo[a]pyrene in accordance with the TCLP. The results of the waste classification testing along with the Schedule 4 leachate quality criteria are summarized in Table 2. The results of the waste classification indicate that the soil would be classified as non-hazardous solid waste if removed from the Project Area.

### 7.3 Quality Assurance Program

Duplicate samples are analyzed to assess the precision of the field sampling and laboratory analytical processes. Relative percent difference (RPD) acceptance limits only apply where the average of the results for the sample and its duplicate is greater than five times the laboratory reportable detection limit (RDL).

The soil field QA/QC program consisted of analyzing blind field duplicate samples for PHC F1 to F4, VOCs, PAHs, OC pesticides, and metals and inorganics. The RPD values could not be calculated for analyzed chemical parameters with measured concentrations less than five (5) times their respective RDLs. RPDs for those parameters with measured concentrations/values greater than five (5) times their RDLs were within acceptable limits, with exception of barium, cobalt, copper, lead, nickel, vanadium, zinc, benzo(a)pyrene, benzo(b)fluoranthene, chrysene, fluoranthene, and pyrene at S-SA1 and its duplicate DUPS-S1. Other than

at benzo(a)pyrene, the original and duplicate samples were below Table 3 SCS. These elevated RPDs are not considered significant and do not impact the quality of the analytical results.

All samples/sample extracts were analyzed within their applicable hold times using approved analytical methods. The RLs were met for all tested parameters. No parameters were detected in any laboratory method blank. Surrogate recoveries were within acceptable ranges in all cases for all samples. Agreement between the corresponding datasets for the reference material samples where applicable and recoveries reported for spiked samples/blanks, where applicable, is acceptable. Agreement between the corresponding datasets for the laboratory duplicate samples is considered acceptable. The overall quality control for this analysis meets acceptability criteria. In summary, the analytical results reported for samples collected during this investigation are considered to have met the performance criteria of the Analytical Protocol.

## 8.0 Soil Reuse Protocol

Based on the results of the SCR, soil within the project area has been categorized into three zones (Zones 1, 2 and 3). The identified soil zones will be subject to specific requirements in terms of destination locations and/or on-Site reuse. The approximate extent of the Excess Soil Zones has been delineated to borehole locations advanced as part of this investigation and the limits of the Project Area as shown on Figures 3 and 4. The requirements for each soil zone is provided below:

### 8.1 Excess Soil Zone 1 – Soil meeting Table 3 SCS for On-Site Reuse

Soils with concentrations below the Table 3 SCS were identified across the Project Area with the following exception: between S-SA3 and the northern end of the Project Area from surface to 0.3 mbgs.

The soil designated as Excess Soil Zone 1 (other than this one area) can be reused on-site.

### 8.2 Excess Soil Zone 2 – Soil meeting Table 3.1 ESQS for Off-Site Beneficial Reuse

Soils with concentrations below the Table 3.1 ESQS were not identified on the Project Area and therefore no soil is designated as Excess Soil Zone 2 and cannot be reused at beneficial reuse sites where Table 3.1 ESQS for I/C/C property use apply.

### 8.3 Excess Soil Zone 3 – Soil exceeding Table 3.1 ESQS for Off-Site Disposal

Impacted soils exceeding the Table 3.1 ESQS were identified as follows:

- Acenaphthylene at S-SA1, S-SA3, S-SA4, and S-SA6; and
- Anthracene at S-SA1 and S-SA4

Excess Soil Zone 3 is located across the entire Project Area from surface to 0.3 mbgs.

Soil excavated from this zone is not suitable for beneficial reuse off-site. Therefore, soil excavated from this zone that is being removed from the Project Area can be deposited at either one of the following:

- a reuse site for which site-specific ESQS are developed using the BRAT model or other risk assessment method to determine if this soil can still be reused beneficially off-Site; and
- a waste management facility such as a landfill for disposal; TCLP analysis results indicated the soil is non-hazardous.

WSP recommends a vertical and horizontal delineation program around the boreholes with soil exceedances to minimize the volume of soil in Excess Soil Zone 3. This delineation program could be completed prior to construction (borehole advancement), or at the beginning of construction (test pits with contractor assistance). However, WSP notes that based on the low volume of excess soil (236 m<sup>3</sup>), a delineation program may not be necessary.

## 9.0 Signatures

I, Derek Saliba, B.Sc., by the signature provided below, certify that I conducted or supervised the carrying out of this SCR and the findings and conclusions of the report. I, Cindy McKee, P. Geo., QP<sub>ESA</sub>, by the signature provided below, certify that I completed a technical review of this SCR and concur with the findings and conclusions of the report.

Respectfully Submitted,

### WSP E&I Canada Limited

Prepared by:



Derek Saliba, B.Sc.  
Environmental Scientist  
Derek.saliba@wsp.com

Reviewed by:



Cindy McKee, P.Geo., QP<sub>ESA</sub>  
Senior Environmental Geoscientist  
Cindy.mckee@wsp.com

## 10.0 References

- Ontario Geologic Survey, 2007. "Paleozoic Geology of Southern Ontario (MRD219)".
- Ontario Geologic Survey, 2010. "Surficial Geology of Southern Ontario (MRD128)".
- Ontario Ministry of the Environment. March 9, 2004, amended July 1, 2011 and November 30, 2020. Version 3.0. "Protocol for Analytical Methods Used in the Assessment of Properties under Part XV.1 of the Environmental Protection Act".
- Ontario Ministry of the Environment, 15 April 2011. "Soil, Ground Water and Sediment Standards for Use under Part XV.1 of the Environmental Protection Act", PIBS # 7382e01.
- Ontario Ministry of Environment, Conservation and Parks, 2004. "Ontario Regulation 153/04 – Records of Site Condition – Part XV.1 of the Environmental Protection Act".
- Ontario Ministry of Environment, Conservation and Parks., 1990. "Ontario Regulation 347/90 – General – Waste Management".
- Ontario Ministry of Environment, Conservation and Parks, December 4, 2019. "Ontario Regulation 406/19 made under the Environmental Protection Act, On-Site and Excess Soil Management".
- Ontario Ministry of Environment, Conservation and Parks, 2022. "Rules for Soil Management and Excess Soil Quality Standards".
- Ontario Ministry of the Environment and Energy, December 1996. "Guidance on Sampling and Analytical Methods for Use at Contaminated Sites in Ontario".
- WSP, 14 November 2022. "Assessment of Past Uses, Sullivan Creek Drain E09SH(102), Tecumseh, Ontario".
- WSP, 14 November 2022. "Sampling and Analysis Plan, Sullivan Creek Drain E09SH(102), Tecumseh, Ontario".



## Tables





Notes on Excess Soil Analytical Summary Tables

All Units in Micrograms per Gram (µg/g) Except Where Indicated Otherwise.

RDL = Laboratory Analytical Reporting Detection Limit.

RL = MOE 2011 Analytical Protocol Reporting Limit.

- = Not Analyzed or No Published Value.

DUP = Quality Assurance/Quality Control Duplicate Sample.

RPD = Relative Percent Difference (Between Primary and Duplicate Samples).

\* Denotes RPD Exceeds Recommended Alert Criterion Exceeded, However, Parameter Concentration Less than 5 Times Laboratory RDL.

< = Less Than Laboratory Analytical Reporting Detection Limit.

(a) The Boron Standards are for Hot Water Soluble Extract for All Surface Soils. For Subsurface Soils the Standards are for Total Boron (Mixed Strong Acid Digest), Since Plant Protection for Soils Below the Root Zone is not a Significant Concern.

(b) Analysis for Methyl Mercury Only Applies When Mercury (Total) Standard is Exceeded.

(c) F1 Fraction Does Not Include BTEX; However, the Proponent has the Choice as to Whether or not to Subtract BTEX from the Analytical Result.

(d) The Methylnaphthalene Standards are Applicable to Both 1-Methyl Naphthalene and 2-Methyl Naphthalene, with the Provision that if Both are Detected the Sum of the Two Must not Exceed the Standard.

55	Parameter Concentration May Exceed Applicable Standard Due to Elevated Method Detection Limit.
183	Parameter Concentration Exceeds MECP Table 3.1 Full Depth Excess Soil Standard for Industrial/Commercial/Community (I/C/C) Property Use.
797	Parameter Concentration Exceeds MECP Table 3 Full Depth Generic Site Condition Standards in a Non-Potable Ground Water Condition for Industrial/Commercail/Community (I/C/C) Property Use.

Excess Soil Standards = Rules for Soil Management and Excess Soil Quality Standards, Ontario Ministry of the Environment, Conservation and Parks, 2019.

Inputted by: DS  
Reviewed by: TG



Table 1. Summary of Excess Soil Analyses

Sample No.					Excess Soil ESQS	EPA Standard Full Depth	S-SA1	DUPS-S1 (of S-SA1)	AVG	RPD	S-SA2	S-SA3	S-SA4	S-SA6	S-SA8
Soil Type															
Sample Depth (m)															
Laboratory Name															
Laboratory Work Order No.															
Laboratory Sample ID															
Sample Date															
Reported Date															
Parameters					ATG	Units	RDL	RL							
Metals															
Antimony	Metal	µg/g	0.8	1	40	50	<	<	NC	NC	<	<	N/A	<	<
Arsenic	Metal	µg/g	1	1	18	18	5.4	3.4	4.4	NC	4.7	3.4	N/A	5.2	2.8
Barium	Metal	µg/g	2.0	5	670	670	55.9	34.4	45.15	47.6	52.2	48.2	N/A	63.7	30.6
Beryllium	Metal	µg/g	0.4	2	8	10	0.6	<	NC	NC	0.5	<	N/A	0.7	<
Boron (total)	Metal	µg/g	5	5	120	120	7.6	<	NC	NC	7.2	<	N/A	8.8	<
Cadmium	Metal	µg/g	0.5	1	1.9	1.9	<	<	NC	NC	<	<	N/A	<	<
Chromium Total	Metal	µg/g	5	5	160	160	14.4	8.9	11.65	NC	13.2	10.5	N/A	17.8	8.1
Cobalt	Metal	µg/g	0.5	2	80	100	6.8	4.3	5.55	45	6.2	6.1	N/A	6.6	3.4
Copper	Metal	µg/g	1.0	5	230	300	15.7	10.3	13	41.5	14.8	11.0	N/A	16.2	5.8
Lead	Metal	µg/g	1	10	120	120	11.2	6.7	8.95	50.3	10.4	8.2	N/A	11.7	6.3
Molybdenum	Metal	µg/g	0.5	2	40	40	1.5	<	NC	NC	1.4	<	N/A	1.3	<
Nickel	Metal	µg/g	1	5	270	340	15.4	9.9	12.65	43.5	13.9	11.9	N/A	18.8	7.7
Selenium	Metal	µg/g	0.8	1	5.5	5.5	<	<	NC	NC	<	<	N/A	<	<
Silver	Metal	µg/g	0.5	0.5	40	50	<	<	NC	NC	<	<	N/A	<	<
Thallium	Metal	µg/g	0.5	1	3.3	3.3	<	<	NC	NC	<	<	N/A	<	<
Uranium	Metal	µg/g	0.50	1	33	33	<	<	NC	NC	<	<	N/A	<	<
Vanadium	Metal	µg/g	0.4	10	86	86	24.0	14.6	19.3	48.7	22.0	16.9	N/A	26.8	12.5
Zinc	Metal	µg/g	5	30	340	340	63.8	39.1	51.45	48	61.3	42.6	N/A	81.3	30.5
Other Regulated Parameters															
Sodium Adsorption Ratio	ORP	-	n/a	5	12	12	0.55	0.55	0.55	0	0.62	0.19	N/A	0.42	0.86
Electrical Conductivity (mS/cm)	ORP	µS/cm	0.005	0.7	1400.0	1400.0	475	521	498	9.24	540	458	N/A	613	413
pH	ORP	-	n/a	0.1	12	12	7.11	7.03	7.07	1.13	6.90	6.98	N/A	6.97	6.96
Petroleum Hycrocarbons															
Petroleum Hydrocarbons F1 <sup>d</sup>	PHC	µg/g	7	10	25	55	<	<	NC	NC	<	<	N/A	<	<
Petroleum Hydrocarbons F2	PHC	µg/g	4	10	26	230	<	<	NC	NC	6	<	N/A	<	<
Petroleum Hydrocarbons F3	PHC	µg/g	8	50	1700	1700	32	42	37	NC	57	30	N/A	25	19
Petroleum Hydrocarbons F4	PHC	µg/g	6	50	3300	3300	20	26	23	NC	29	17	N/A	13	13
Volatile Organic Compounds															
Benzene	VOC	µg/g	0.02	0.02	0.034	0.4	<	<	NC	NC	<	<	N/A	<	<
Toluene	VOC	µg/g	0.05	0.2	7.8	19	<	<	NC	NC	<	<	N/A	<	<
Ethylbenzene	VOC	µg/g	0.05	0.05	1.9	78	<	<	NC	NC	<	<	N/A	<	<
Xylenes, m,p-	VOC	µg/g	0.05	-	-	-	<	<	NC	NC	<	<	N/A	<	<
Xylene, o-	VOC	µg/g	0.05	-	-	-	<	<	NC	NC	<	<	N/A	<	<
Xylene Mixture	VOC	µg/g	0.05	0.05	3	30	<	<	NC	NC	<	<	N/A	<	<
Semi-Volatiles															
Acenaphthene	sVOC	µg/g	0.02	0.02	15	96	<	<	NC	NC	<	<	0.03	<	N/A
Acenaphthylene	sVOC	µg/g	0.02	0.02	0.093	0.17	0.17	0.04	0.105	NC	0.08	0.12	0.46	0.13	N/A
Anthracene	sVOC	µg/g	0.02	0.02	0.16	0.74	0.20	0.04	0.12	NC	0.08	0.10	0.4	0.11	N/A
Benzo[a]anthracene	sVOC	µg/g	0.02	0.02	1	0.96	0.45	0.11	0.28	121.4	0.14	0.27	0.89	0.37	N/A
Benzo[a]pyrene	sVOC	µg/g	0.02	0.02	0.7	0.3	0.46	0.11	0.285	122.8	0.14	0.19	0.69	0.31	N/A
Benzo[b]fluoranthene	sVOC	µg/g	0.02	0.02	7	0.96	0.56	0.16	0.36	111.1	0.19	0.30	0.65	0.41	N/A
Benzo[g,h,i]perylene	sVOC	µg/g	0.02	0.02	13	9.6	0.24	0.07	0.155	NC	0.09	0.14	0.36	0.16	N/A
Benzo[k]fluoranthene	sVOC	µg/g	0.02	0.02	7	0.96	0.32	0.06	0.19	NC	0.09	0.28	0.30	0.20	N/A
Chrysene	sVOC	µg/g	0.02	0.02	14	9.6	0.45	0.15	0.3	100	0.17	0.30	0.63	0.39	N/A
Dibenzo[a,h]anthracene	sVOC	µg/g	0.02	0.02	0.7	0.1	0.07	<	NC	NC	0.03	0.04	0.17	0.04	N/A
Fluoranthene	sVOC	µg/g	0.02	0.02	70	9.6	0.99	0.21	0.6	130	0.32	0.49	1.62	0.74	N/A
Fluorene	sVOC	µg/g	0.02	0.02	6.8	69	<	<	NC	NC	<	<	0.02	<	N/A
Indeno [1,2,3-cd] pyrene	sVOC	µg/g	0.02	0.02	0.76	0.95	0.22	0.06	0.14	NC	0.08	0.13	0.48	0.15	N/A
1-Methylnaphthalene	sVOC	µg/g	0.02	0.02	8.7	85	0.05	0.04	0.045	NC	0.05	0.09	0.02	<	N/A
2-Methylnaphthalene	sVOC	µg/g	0.02	0.02	8.7	85	0.06	0.05	0.055	NC	0.06	0.08	0.03	<	N/A
Methylnaphthalene (1&2)	sVOC	µg/g	0.04	0.04	8.7	85	0.12	0.09	0.105	NC	0.10	0.17	0.05	<	N/A
Naphthalene	sVOC	µg/g	0.01	0.01	1.8	28	0.04	0.03	0.035	NC	0.03	0.04	0.01	<	N/A
Phenanthrene	sVOC	µg/g	0.02	0.02	12	16	0.12	0.07	0.095	NC	0.10	0.12	0.22	0.12	N/A
Pyrene	sVOC	µg/g	0.02	0.02	70	96	0.98	0.21	0.595	129.4	0.32	0.53	1.40	0.74	N/A
Pesticides, OC															
Aldrin	OC	µg/g	0.01	0.01	0.088	0.11	<	<	NC	NC	<	<	N/A	N/A	N/A
gamma-BHC (Lindane)	OC	µg/g	0.01	0.01	-	0.063	<	<	NC	NC	<	<	N/A	N/A	N/A
alpha-Chlordane	OC	µg/g	0.01	0.01	-	-	<	<	NC	NC	<	<	N/A	N/A	N/A
gamma-Chlordane	OC	µg/g	0.01	0.01	-	-	<	<	NC	NC	<	<	N/A	N/A	N/A
Chlordane	OC	µg/g	0.01	0.01	0.05	0.05	<	<	NC	NC	<	<	N/A	N/A	N/A
o,p-DDD	OC	µg/g	0.01	0.01	-	-	<	<	NC	NC	<	<	N/A	N/A	N/A
p,p-DDD	OC	µg/g	0.02	0.02	-	-	<	<	NC	NC	<	<	N/A	N/A	N/A
DDD	OC	µg/g	0.02	0.02	4.6	4.6	<	<	NC	NC	<	<	N/A	N/A	N/A
o,p-DDE	OC	µg/g	0.01	0.01	-	-	<	<	NC	NC	<	<	N/A	N/A	N/A
p,p-DDE	OC	µg/g	0.01	0.01	-	-	<	<	NC	NC	<	<	N/A	N/A	N/A
DDE	OC	µg/g	0.01	0.01	0.52	0.65	<	<	NC	NC	<	<	N/A	N/A	N/A
o,p-DDT	OC	µg/g	0.01	0.01	-	-	<	<	NC	NC	<	<	N/A	N/A	N/A
p,p-DDT	OC	µg/g	0.01	0.01	-	-	<	<	NC	NC	<	<	N/A	N/A	N/A
DDT	OC	µg/g	0.01	0.01	1.4	1.4	<	<	NC	NC	<	<	N/A	N/A	N/A
Dieldrin	OC	µg/g	0.02	0.02	0.088	0.11	<	<	NC	NC	<	<	N/A	N/A	N/A
Endrin	OC	µg/g	0.02	0.02	0.04	0.04	<	<	NC	NC	<	<	N/A	N/A	N/A
Endosulfan I	OC	µg/g	0.01	0.01	-	-	<	<	NC	NC	<	<	N/A	N/A	N/A
Endosulfan II	OC	µg/g	0.02	0.02	-	-	<	<	NC	NC	<	<	N/A	N/A	N/A
Heptachlor	OC	µg/g	0.01	0.01	0.072	0.19	<	<	NC	NC	<	<	N/A	N/A	N/A
Heptachlor Epoxide	OC	µg/g	0.01	0.01	0.05	0.05	<	<	NC	NC	<	<	N/A	N/A	N/A
Hexachlorobenzene	OC	µg/g	0.01	0.01	0.66	0.66	<	<	NC	NC	<	<	N/A	N/A	N/A
Hexachlorobutadiene	OC	µg/g	0.01	0.01	0.01	0.095	<	<	NC	NC	<	<	N/A	N/A	N/A
Hexachloroethane	OC	µg/g	0.01	0.01	0.13	0.43	<	<	NC	NC	<	<	N/A	N/A	N/A
Methoxychlor	OC	µg/g	0.01	0.01	0.19	1.6	<	<	NC	NC	<	<	N/A	N/A	N/A

**Table 2. Summary of TCLP Analyses**

Sample No. Laboratory ID Sample Date Reported Date			Reg. 558 Schedule 4	TCLP-Sul 2250418-01 8-Dec-22 13-Dec-22
Parameters	RDL	RL		
Ignitability	n/a	n/a	-	Not Ignitable
<b>EPA 1331 - TCLP Leachate Metals</b>				
Arsenic	0.05	n/a	2.5	<
Barium	0.05	n/a	100	0.19
Boron	0.05	n/a	500	0.10
Cadmium	0.01	n/a	0.5	<
Chromium	0.05	n/a	5	<
Lead	0.05	n/a	5	<
Mercury	0.005	n/a	0.1	<
Selenium	0.05	n/a	1	<
Silver	0.05	n/a	5	<
Uranium	0.05	n/a	10	<
<b>EPA 1331 - TCLP Leachate Inorganics</b>				
Fluoride	0.05	n/a	150	<
Nitrate as N	1	n/a	1000	<
Nitrite as N	1	n/a	1000	<
Cyanide, free	0.02	n/a	20	<
<b>EPA 1331 - TCLP Leachate Volatiles</b>				
Benzene	0.005	n/a	0.5	<
Carbon Tetrachloride	0.005	n/a	0.5	<
Chlorobenzene	0.004	n/a	8	<
Chloroform	0.006	n/a	10	<
1,2-Dichlorobenzene	0.004	n/a	20	<
1,4-Dichlorobenzene	0.004	n/a	0.5	<
1,2-Dichloroethane	0.005	n/a	0.5	<
1,1-Dichloroethylene	0.006	n/a	1.4	<
Methyl Ethyl Ketone (2-Butanone)	0.30	n/a	200	<
Methylene Chloride	0.04	n/a	5	<
Tetrachloroethylene	0.005	n/a	3	<
Trichloroethylene	0.004	n/a	5	<
Vinyl Chloride	0.005	n/a	0.2	<
<b>EPA 1331 - TCLP Leachate Organics</b>				
Benzo[a]pyrene	0.0001	n/a	0.001	<

**797** Concentration exceeds Schedule 4 of O. Reg. 347

RDL = Laboratory Analytical Reporting Detection Limit.

< = Less than RDL



## Figures


DATE PLOTTED: 12/15/2022 3:17:49 PM  
FILE LOCATION: W:\2022\ESA and Remediation\Projects\OESAW2233 - Road Engineering (Sullivan Creek Drain)\14 CAD\Drafting\AutoCAD files\OESAW2233-R03001.dwg



NOTES:  
THIS DRAWING SHOULD BE READ IN CONJUNCTION WITH THE WSP E&I CANADA LIMITED  
REPORT No. OESAW2233. ALL LOCATIONS ARE APPROXIMATE.

REFERENCES:  
CANMAP STREETFILES V2008.4.

ORIGINAL PAPER SIZE: 8½ x 11.

CLIENT:  <b>Rood Engineering Inc.</b> 9 NELSON STREET LEAMINGTON, ONTARIO, N8H 1G6		DWN BY: LMK	PROJECT:  SOIL CHARACTERIZATION REPORT SULLIVAN CREEK DRAIN E09SH(102) TECUMSEH, ONTARIO	DATE: DEC. 2022	
		CHK'D BY: CM		PROJECT No: OESAW2233	
WSP E&I Canada Limited 11865 COUNTY ROAD 42 TECUMSEH, ONTARIO, N8N 0H1 519-735-2499		DATUM: NAD83	TITLE:  KEY PLAN	REV No: 0	
		PROJECTION: UTM Zone 17		FIGURE No: 1	
		SCALE: 1:25,000			



DATE PLOTTED: 12/15/2022 3:18:03 PM  
FILE LOCATION: W:\2022\ESA and Remediation\Projects\OESAW2233 - Road Engineering (Sullivan Creek Drain)\14 CAD\Drafting\AutoCAD files\OESAW2233 - R03001.dwg

Area of Potential Environmental Concern	Location/Area of APEC on Project Area	Potentially Contaminating Activity	Location of PCA	Contaminants of Potential Concern
APEC-1: Former railway that cuts through southern portion of Project Area	Southern portion of Project Area (1,329 m <sup>2</sup> )	PCA 1: 46. Rail Yards, Tracks and Spurs	On-Site: Southern portion of Project Area	PHC, BTEX, Metals, EC, SAR, pH, PAHs, Ocs
N/A	Non-APEC portion of Project Area (8,963 m <sup>2</sup> )	N/A	On-Site: Central and northern portions of Project Area	PHCs, BTEX, Metals, EC, SAR, Ph

#### LEGEND:

- APPROXIMATE SITE BOUNDARY
- 30m BUFFER FROM THE PIPELINES
- APEC-1
- × SURFACE SAMPLE LOCATION

#### NOTES:

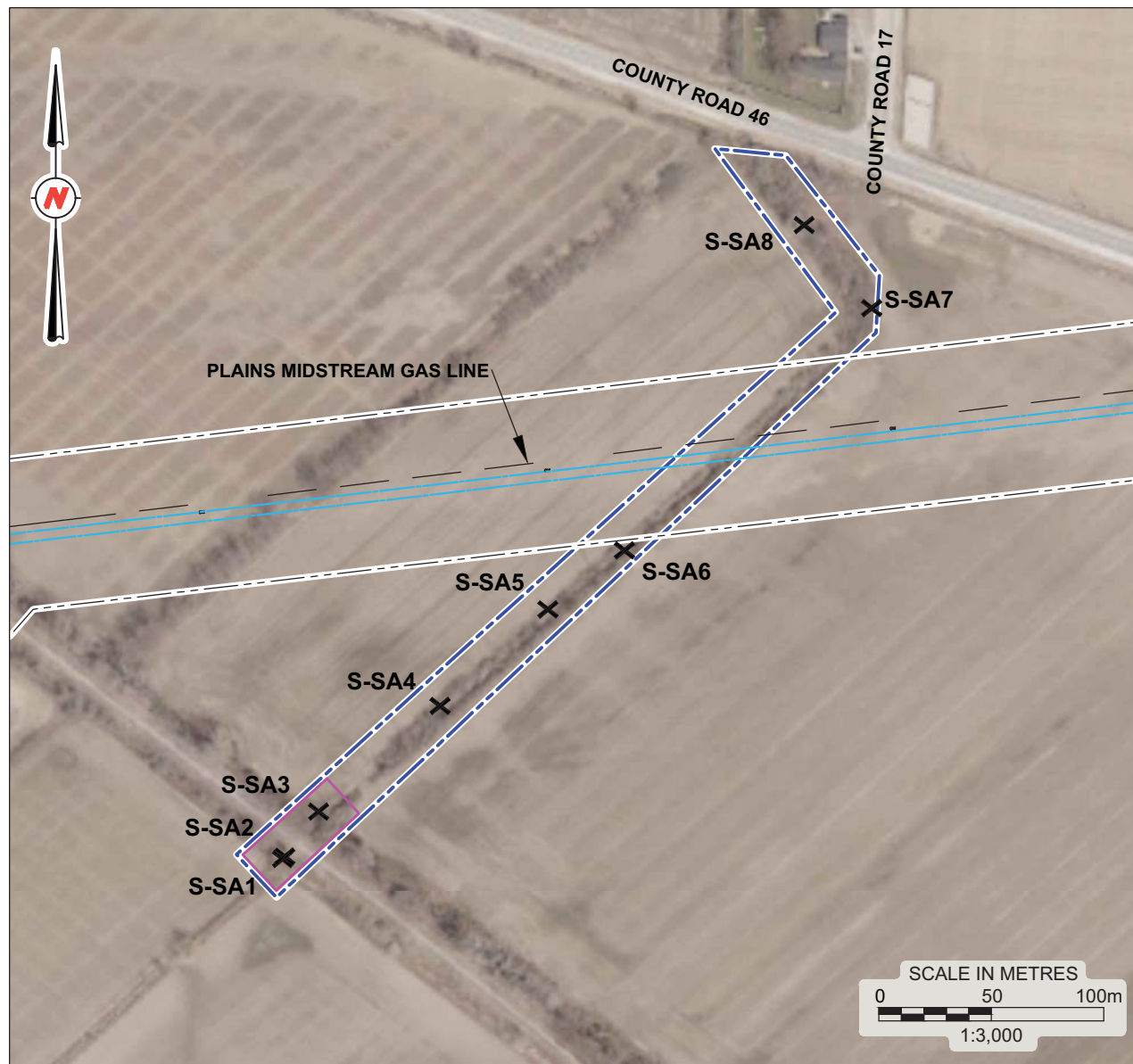
THIS DRAWING SHOULD BE READ IN CONJUNCTION WITH THE WSP E&I CANADA LIMITED REPORT No. OESAW2233.


ALL LOCATIONS ARE APPROXIMATE.

ORIGINAL PAPER SIZE: 8 1/2 x 11

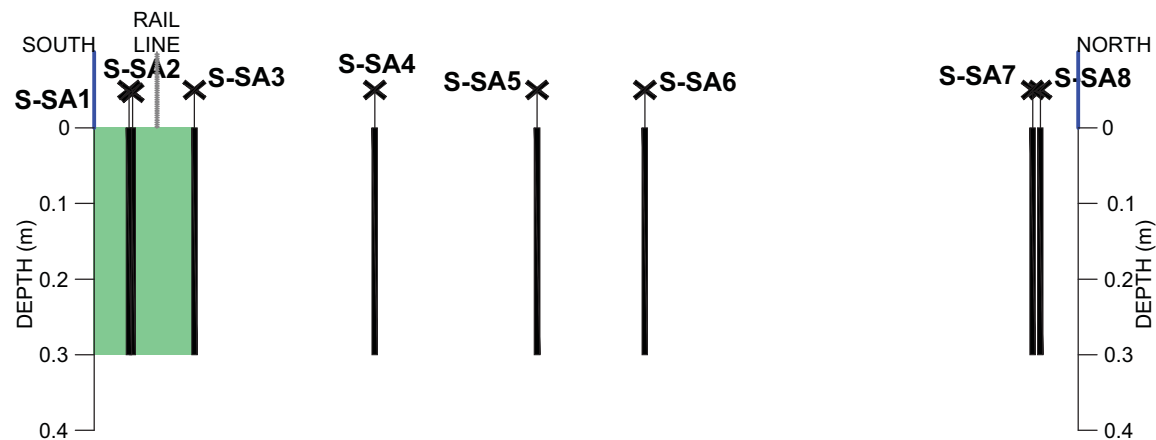
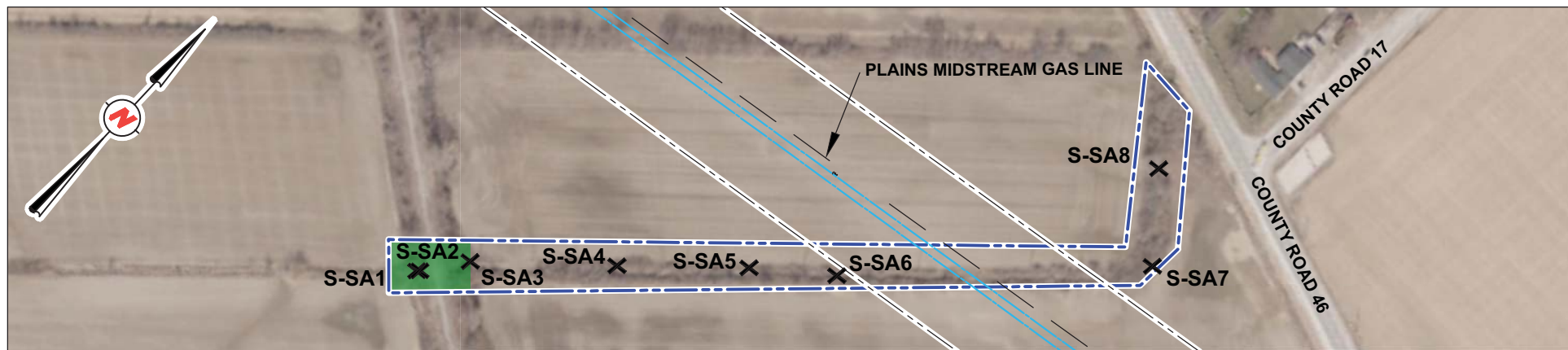
#### REFERENCES:

2022 AERIAL IMAGE FROM THE COUNTY OF ESSEX INTERACTIVE WEB MAPPING SITE.



CLIENT:  Rood Engineering Inc. 9 NELSON STREET LEAMINGTON, ONTARIO, N8H 1G6		DWN BY: LMK	PROJECT:  SOIL CHARACTERIZATION REPORT SULLIVAN CREEK DRAIN E09SH(102) TECUMSEH, ONTARIO	DATE:  DEC. 2022
		CHK'D BY: CM		PROJECT No:  OESAW2233
		DATUM: NAD83		REV. No:  0
WSP E&I Canada Limited 11865 COUNTY ROAD 42 TECUMSEH, ONTARIO, N8N 0H1 519-735-2499		PROJECTION: UTM Zone 17	TITLE:  SURFACE SAMPLE LOCATION PLAN	FIGURE No:  2
		SCALE: 1:13,000		

DATE PLOTTED: 12/22/2022 9:21:05 AM  
 FILE LOCATION: W:\2022\ESA and Remediation\Projects\OESAW2233 - Road Engineering (Sullivan Creek Drain)\14 CAD\Drafting\AutoCAD files\OESAW2233-RO3003.dwg



**NOTES:**  
 THIS DRAWING SHOULD BE READ IN CONJUNCTION WITH  
 THE WSP E&I CANADA LIMITED REPORT No. OESAW2233.  
 ALL LOCATIONS ARE APPROXIMATE.

**ORIGINAL PAPER SIZE: 8 1/2 x 11**


**REFERENCES:**  
 2022 AERIAL IMAGE FROM THE COUNTY OF ESSEX  
 INTERACTIVE WEB MAPPING SITE.

**LEGEND:**

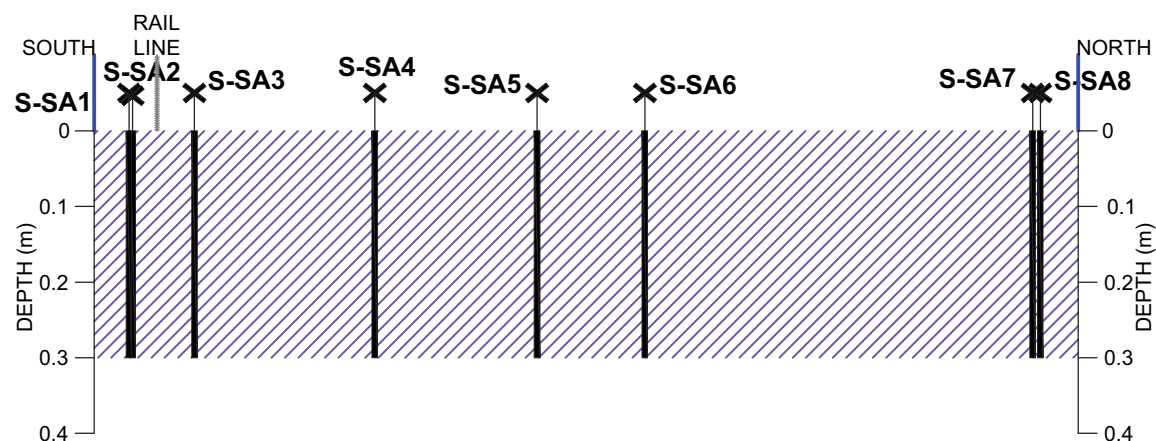
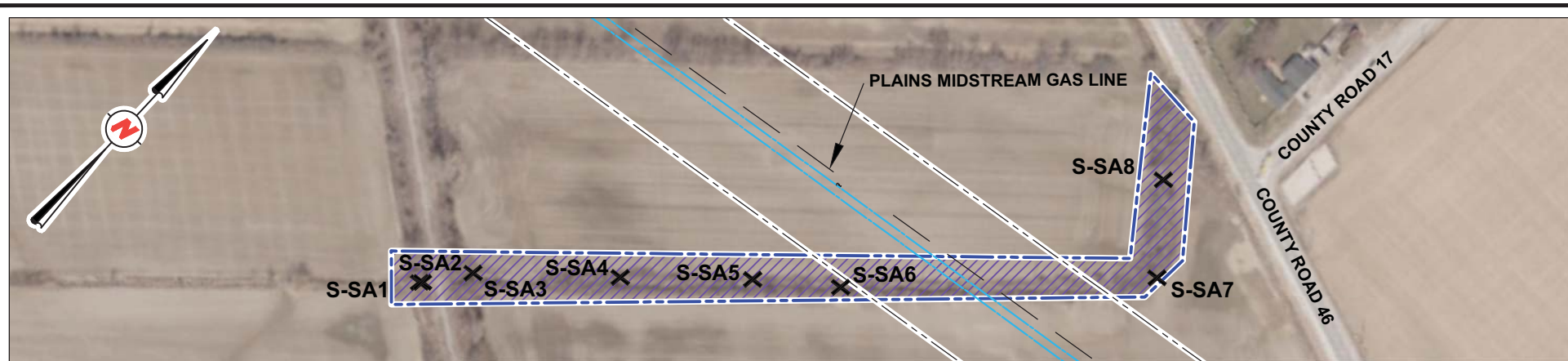
- APPROXIMATE PROJECT AREA BOUNDARY
- 30m BUFFER FROM THE PIPELINES
- X** SURFACE SAMPLE LOCATION
- ZONE 1 – SOIL MEETING TABLE 3 SCS FOR ON-SITE REUSE

**HORIZONTAL SCALE IN METRES**  
 0 50 100m  
 1:3,000

**VERTICAL SCALE IN METRES**  
 0 0.2 0.4m  
 1:10

<b>CLIENT:</b>  <b>Rood Engineering Inc.</b> 9 NELSON STREET LEAMINGTON, ONTARIO, N8H 1G6		DWN BY: LMK	<b>PROJECT:</b>  SOIL CHARACTERIZATION REPORT SULLIVAN CREEK DRAIN E09SH(102) TECUMSEH, ONTARIO	DATE:  DEC. 2022
		CHK'D BY: CM		PROJECT No:  OESAW2233
<b>WSP E&amp;I Canada Limited</b> 11865 COUNTY ROAD 42 TECUMSEH, ONTARIO, N8N 0H1 519-735-2499		DATUM: NAD83	<b>TITLE:</b>  PROJECT AREA PLAN VIEW AND CROSS SECTION FOR EXCESS SOIL ZONE 1	REV. No:  0
		PROJECTION: UTM Zone 17 SCALE: AS SHOWN		FIGURE No:  3

DATE PLOTTED: 12/22/2022 10:04:09 AM  
 FILE LOCATION: W:\2022 ESA and Remediation\Projects\OESAW2233 - Road Engineering (Sullivan Creek Drain)\14 CAD\Drafting\AutoCAD files\OESAW2233-RO3003.dwg



**NOTES:**  
 THIS DRAWING SHOULD BE READ IN CONJUNCTION WITH THE WSP E&I CANADA LIMITED REPORT No. OESAW2233. ALL LOCATIONS ARE APPROXIMATE.

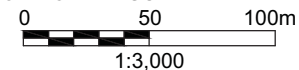
**ORIGINAL PAPER SIZE: 8 1/2 x 11**

**REFERENCES:**  
 2022 AERIAL IMAGE FROM THE COUNTY OF ESSEX  
 INTERACTIVE WEB MAPPING SITE.

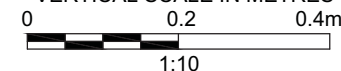
**LEGEND:**


- APPROXIMATE PROJECT AREA BOUNDARY
- 30m BUFFER FROM THE PIPELINES
- X** SURFACE SAMPLE LOCATION
- ZONE 2 – SOIL MEETING TABLE 3.1 ESQS FOR BENEFICIAL OFF-SITE REUSE
- ZONE 3 – SOIL EXCEEDING TABLE 3.1 ESQS FOR OFF-SITE DISPOSAL

HORIZONTAL SCALE IN METRES



VERTICAL SCALE IN METRES



<b>CLIENT:</b>  <b>Rood Engineering Inc.</b> 9 NELSON STREET LEAMINGTON, ONTARIO, N8H 1G6		DWN BY: LMK	<b>PROJECT:</b>  SOIL CHARACTERIZATION REPORT SULLIVAN CREEK DRAIN E09SH(102) TECUMSEH, ONTARIO	DATE:  DEC. 2022
		CHK'D BY: CM		PROJECT No:  OESAW2233
<b>WSP E&amp;I Canada Limited</b> 11865 COUNTY ROAD 42 TECUMSEH, ONTARIO, N8N 0H1 519-735-2499		DATUM: NAD83	<b>TITLE:</b>  PROJECT AREA PLAN VIEW AND CROSS SECTION FOR EXCESS SOIL ZONES 2 & 3	REV. No:  0
		PROJECTION: UTM Zone 17 SCALE: AS SHOWN		FIGURE No:  4





## **Appendix A**

### **Grain Size Analysis**

**WSP E&I Canada Ltd.**  
11865 County Road 42  
Tecumseh, Ontario N8N 0H1  
Tel +1 (519) 735-2499  
Fax +1 (519) 735-9669  
[www.wsp.com](http://www.wsp.com)



## Wash loss Passing 75µm

LS-601 / ASTM C 117

### Project Details

**Project Number:** OESAW2233.1000  
**Project Client:** Rood Engineering Inc.  
**Project Name:** Sullican Drain

**Date Sampled:** 29-Nov-2022  
**Date Received:** 29-Nov-2022  
**Date Tested:** 6-Dec-2022

**Sampled by:** DS  
**Tested by:** JP

**Lab number:** 1031

**Location:** S-Sa1, Sa5, Sa8  
**Source of Material:** Native

### Test Results

<b>Moisture content of sample</b>	<b>36.6%</b>
<b>Total weight of sample</b>	<b>275.2 g</b>
<b>Total weight of sample after wash</b>	<b>187.7 g</b>
<b>Wash loss percent Passing 75µm</b>	<b>31.8%</b>

Signed by:  Justin P., C.Tech. / Lab Manager

More information available upon request



## **Appendix B**

# **Laboratory Certificates of Analysis**

## Certificate of Analysis

**WSP E&I Canada Limited (Windsor)**

11865 County Road 42  
Tecumseh, ON N8N 2M1  
Attn: Cindy McKee

Client PO: OESAW2233.\*\*\*\*.\*\*\*\*.5120.573000

Project: OESAW2233.\*\*\*\*.\*\*\*\*.5120.573000

Custody: Revised Report

Report Date: 19-Dec-2022

Order Date: 29-Nov-2022

**Order #: 2249129**

This Certificate of Analysis contains analytical data applicable to the following samples as submitted:

Paracel ID	Client ID
2249129-01	S-SA1
2249129-02	S-SA2
2249129-03	S-SA3
2249129-04	S-SA6
2249129-05	S-SA8
2249129-06	DUPS-S1

Approved By:



Mark Foto, M.Sc.

Lab Supervisor

Certificate of Analysis

Report Date: 19-Dec-2022

Client: WSP E&I Canada Limited (Windsor)

Order Date: 29-Nov-2022

Client PO: OESAW2233.\*\*\*\*.\*\*\*\*.5120.573000

Project Description: OESAW2233.\*\*\*\*.\*\*\*\*.5120.573000

## Analysis Summary Table

Analysis	Method Reference/Description	Extraction Date	Analysis Date
BTEX by P&T GC-MS	EPA 8260 - P&T GC-MS	1-Dec-22	2-Dec-22
Conductivity	MOE E3138 - probe @25 °C, water ext	2-Dec-22	2-Dec-22
pH, soil	EPA 150.1 - pH probe @ 25 °C, CaCl buffered ext.	30-Nov-22	1-Dec-22
PHC F1	CWS Tier 1 - P&T GC-FID	1-Dec-22	2-Dec-22
PHCs F2 to F4	CWS Tier 1 - GC-FID, extraction	30-Nov-22	2-Dec-22
REG 153: Metals by ICP/MS, soil	EPA 6020 - Digestion - ICP-MS	1-Dec-22	1-Dec-22
REG 153: PAHs by GC-MS	EPA 8270 - GC-MS, extraction	2-Dec-22	6-Dec-22
REG 153: Pesticides, OC	EPA 8081B - GC-ECD	30-Nov-22	6-Dec-22
SAR	Calculated	1-Dec-22	2-Dec-22
Solids, %	CWS Tier 1 - Gravimetric	2-Dec-22	2-Dec-22

Certificate of Analysis

Report Date: 19-Dec-2022

Client: WSP E&amp;I Canada Limited (Windsor)

Order Date: 29-Nov-2022

Client PO: OESAW2233.\*\*\*\*.\*\*\*\*.5120.573000

Project Description: OESAW2233.\*\*\*\*.\*\*\*\*.5120.573000

## Summary of Criteria Exceedances

(If this page is blank then there are no exceedances)

Only those criteria that a sample exceeds will be highlighted in red

### Regulatory Comparison:

Paracel Laboratories has provided regulatory guidelines on this report for informational purposes only and makes no representations or warranties that the data is accurate or reflects the current regulatory values. The user is advised to consult with the appropriate official regulations to evaluate compliance. Sample results that are highlighted have exceeded the selected regulatory limit. Calculated uncertainty estimations have not been applied for determining regulatory exceedances.

Sample	Analyte	MDL / Units	Result	-	-
--------	---------	-------------	--------	---	---

Certificate of Analysis

Report Date: 19-Dec-2022

Client: WSP E&amp;I Canada Limited (Windsor)

Order Date: 29-Nov-2022

Client PO: OESAW2233.\*\*\*\*.\*\*\*\*.5120.573000

Project Description: OESAW2233.\*\*\*\*.\*\*\*\*.5120.573000

<b>Client ID:</b>	S-SA1	S-SA2	S-SA3	S-SA6		
<b>Sample Date:</b>	29-Nov-22 09:20	29-Nov-22 09:30	29-Nov-22 09:35	29-Nov-22 10:05	-	-
<b>Sample ID:</b>	2249129-01	2249129-02	2249129-03	2249129-04		
<b>Matrix:</b>	Soil	Soil	Soil	Soil		
<b>MDL/Units</b>						

**Physical Characteristics**

% Solids	0.1 % by Wt.	82.3	84.4	76.1	60.7	-	-
----------	--------------	------	------	------	------	---	---

**General Inorganics**

SAR	0.01 N/A	0.55	0.62	0.19	0.42	-	-
Conductivity	5 uS/cm	475	540	458	613	-	-
pH	0.05 pH Units	7.11	6.90	6.98	6.97	-	-

**Metals**

Antimony	1 ug/g	<1.0	<1.0	<1.0	<1.0	-	-
Arsenic	1 ug/g	5.4	4.7	3.4	5.2	-	-
Barium	1 ug/g	55.9	52.2	48.2	63.7	-	-
Beryllium	0.5 ug/g	0.6	0.5	<0.5	0.7	-	-
Boron	5 ug/g	7.6	7.2	<5.0	8.8	-	-
Cadmium	0.5 ug/g	<0.5	<0.5	<0.5	<0.5	-	-
Chromium	5 ug/g	14.4	13.2	10.5	17.8	-	-
Cobalt	1 ug/g	6.8	6.2	6.1	6.6	-	-
Copper	5 ug/g	15.7	14.8	11.0	16.2	-	-
Lead	1 ug/g	11.2	10.4	8.2	11.7	-	-
Molybdenum	1 ug/g	1.5	1.4	<1.0	1.3	-	-
Nickel	5 ug/g	15.4	13.9	11.9	18.8	-	-
Selenium	1 ug/g	<1.0	<1.0	<1.0	<1.0	-	-
Silver	0.3 ug/g	<0.3	<0.3	<0.3	<0.3	-	-
Thallium	1 ug/g	<1.0	<1.0	<1.0	<1.0	-	-
Uranium	1 ug/g	<1.0	<1.0	<1.0	<1.0	-	-
Vanadium	10 ug/g	24.0	22.0	16.9	26.8	-	-
Zinc	20 ug/g	63.8	61.3	42.6	81.3	-	-

**Volatiles**

Certificate of Analysis

Report Date: 19-Dec-2022

Client: WSP E&amp;I Canada Limited (Windsor)

Order Date: 29-Nov-2022

Client PO: OESAW2233.\*\*\*\*.\*\*\*\*.5120.573000

Project Description: OESAW2233.\*\*\*\*.\*\*\*\*.5120.573000

<b>Client ID:</b>	S-SA1	S-SA2	S-SA3	S-SA6		
<b>Sample Date:</b>	29-Nov-22 09:20	29-Nov-22 09:30	29-Nov-22 09:35	29-Nov-22 10:05	-	-
<b>Sample ID:</b>	2249129-01	2249129-02	2249129-03	2249129-04		
<b>Matrix:</b>	Soil	Soil	Soil	Soil		
<b>MDL/Units</b>						

**Volatiles**

Benzene	0.02 ug/g	<0.02	<0.02	<0.02	<0.02	-	-
Ethylbenzene	0.05 ug/g	<0.05	<0.05	<0.05	<0.05	-	-
Toluene	0.05 ug/g	<0.05	<0.05	<0.05	<0.05	-	-
m,p-Xylenes	0.05 ug/g	<0.05	<0.05	<0.05	<0.05	-	-
o-Xylene	0.05 ug/g	<0.05	<0.05	<0.05	<0.05	-	-
Xylenes, total	0.05 ug/g	<0.05	<0.05	<0.05	<0.05	-	-
Toluene-d8	Surrogate	112%	114%	119%	129%	-	-

**Hydrocarbons**

F1 PHCs (C6-C10)	7 ug/g	<7	<7	<7	<7	-	-
F2 PHCs (C10-C16)	4 ug/g	<4	6	<4	<4	-	-
F3 PHCs (C16-C34)	8 ug/g	32	57	30	25	-	-
F4 PHCs (C34-C50)	6 ug/g	20	29	17	13	-	-

**Semi-Volatiles**

Acenaphthene	0.02 ug/g	<0.02	<0.02	<0.02	<0.02	-	-
Acenaphthylene	0.02 ug/g	0.17	0.08	0.12	0.13	-	-
Anthracene	0.02 ug/g	0.20	0.08	0.10	0.11	-	-
Benzo [a] anthracene	0.02 ug/g	0.45	0.14	0.27	0.37	-	-
Benzo [a] pyrene	0.02 ug/g	0.46	0.14	0.19	0.31	-	-
Benzo [b] fluoranthene	0.02 ug/g	0.56	0.19	0.30	0.41	-	-
Benzo [g,h,i] perylene	0.02 ug/g	0.24	0.09	0.14	0.16	-	-
Benzo [k] fluoranthene	0.02 ug/g	0.32	0.09	0.28	0.20	-	-
Chrysene	0.02 ug/g	0.45	0.17	0.30	0.39	-	-
Dibenzo [a,h] anthracene	0.02 ug/g	0.07	0.03	0.04	0.04	-	-
Fluoranthene	0.02 ug/g	0.99	0.32	0.49	0.74	-	-
Fluorene	0.02 ug/g	<0.02	<0.02	<0.02	<0.02	-	-



Certificate of Analysis

Report Date: 19-Dec-2022

Client: WSP E&amp;I Canada Limited (Windsor)

Order Date: 29-Nov-2022

Client PO: OESAW2233.\*\*\*\*.5120.573000

Project Description: OESAW2233.\*\*\*\*.5120.573000

Client ID:	S-SA1	S-SA2	S-SA3	S-SA6		
Sample Date:	29-Nov-22 09:20	29-Nov-22 09:30	29-Nov-22 09:35	29-Nov-22 10:05	-	-
Sample ID:	2249129-01	2249129-02	2249129-03	2249129-04		
Matrix:	Soil	Soil	Soil	Soil		
MDL/Units						

**Semi-Volatiles**

Indeno [1,2,3-cd] pyrene	0.02 ug/g	0.22	0.08	0.13	0.15	-	-
1-Methylnaphthalene	0.02 ug/g	0.05	0.05	0.09	<0.02	-	-
2-Methylnaphthalene	0.02 ug/g	0.06	0.06	0.08	<0.02	-	-
Methylnaphthalene (1&2)	0.04 ug/g	0.12	0.10	0.17	<0.04	-	-
Naphthalene	0.01 ug/g	0.04	0.03	0.04	<0.01	-	-
Phenanthrene	0.02 ug/g	0.12	0.10	0.12	0.12	-	-
Pyrene	0.02 ug/g	0.98	0.32	0.53	0.74	-	-
2-Fluorobiphenyl	Surrogate	70.1%	131%	82.4%	96.3%	-	-
Terphenyl-d14	Surrogate	96.4%	129%	100%	111%	-	-

**Pesticides, OC**

Aldrin	0.01 ug/g	<0.01	<0.01	<0.01	-	-	-
gamma-BHC (Lindane)	0.01 ug/g	<0.01	<0.01	<0.01	-	-	-
alpha-Chlordane	0.01 ug/g	<0.01	<0.01	<0.01	-	-	-
gamma-Chlordane	0.01 ug/g	<0.01	<0.01	<0.01	-	-	-
Chlordane	0.01 ug/g	<0.01	<0.01	<0.01	-	-	-
o,p'-DDD	0.01 ug/g	<0.01	<0.01	<0.01	-	-	-
p,p'-DDD	0.02 ug/g	<0.02	<0.02	<0.02	-	-	-
DDD	0.02 ug/g	<0.02	<0.02	<0.02	-	-	-
o,p'-DDE	0.01 ug/g	<0.01	<0.01	<0.01	-	-	-
p,p'-DDE	0.01 ug/g	<0.01	<0.01	<0.01	-	-	-
DDE	0.01 ug/g	<0.01	<0.01	<0.01	-	-	-
o,p'-DDT	0.01 ug/g	<0.01	<0.01	<0.01	-	-	-
p,p'-DDT	0.01 ug/g	<0.01	<0.01	<0.01	-	-	-
DDT	0.01 ug/g	<0.01	<0.01	<0.01	-	-	-
Dieldrin	0.02 ug/g	<0.02	<0.02	<0.02	-	-	-

Certificate of Analysis

Report Date: 19-Dec-2022

Client: WSP E&amp;I Canada Limited (Windsor)

Order Date: 29-Nov-2022

Client PO: OESAW2233.\*\*\*\*.\*\*\*\*.5120.573000

Project Description: OESAW2233.\*\*\*\*.\*\*\*\*.5120.573000

Client ID:	S-SA1	S-SA2	S-SA3	S-SA6	
Sample Date:	29-Nov-22 09:20	29-Nov-22 09:30	29-Nov-22 09:35	29-Nov-22 10:05	-
Sample ID:	2249129-01	2249129-02	2249129-03	2249129-04	-
Matrix:	Soil	Soil	Soil	Soil	
MDL/Units					

**Pesticides, OC**

Endrin	0.02 ug/g	<0.02	<0.02	<0.02	-	-	-
Endosulfan I	0.01 ug/g	<0.01	<0.01	<0.01	-	-	-
Endosulfan II	0.02 ug/g	<0.02	<0.02	<0.02	-	-	-
Heptachlor	0.01 ug/g	<0.01	<0.01	<0.01	-	-	-
Heptachlor epoxide	0.01 ug/g	<0.01	<0.01	<0.01	-	-	-
Hexachlorobenzene	0.01 ug/g	<0.01	<0.01	<0.01	-	-	-
Hexachlorobutadiene	0.01 ug/g	<0.01	<0.01	<0.01	-	-	-
Hexachloroethane	0.01 ug/g	<0.01	<0.01	<0.01	-	-	-
Methoxychlor	0.01 ug/g	<0.01	<0.01	<0.01	-	-	-
Decachlorobiphenyl	Surrogate	117%	89.0%	103%	-	-	-

Certificate of Analysis

Report Date: 19-Dec-2022

Client: WSP E&amp;I Canada Limited (Windsor)

Order Date: 29-Nov-2022

Client PO: OESAW2233.\*\*\*\*.\*\*\*\*.5120.573000

Project Description: OESAW2233.\*\*\*\*.\*\*\*\*.5120.573000

Client ID:	S-SA8	DUPS-S1			
Sample Date:	29-Nov-22 10:20	29-Nov-22 00:00			-
Sample ID:	2249129-05	2249129-06			-
Matrix:	Soil	Soil			
MDL/Units					

**Physical Characteristics**

% Solids	0.1 % by Wt.	81.6	82.9	-	-	-	-
----------	--------------	------	------	---	---	---	---

**General Inorganics**

SAR	0.01 N/A	0.86	0.55	-	-	-	-
Conductivity	5 uS/cm	413	521	-	-	-	-
pH	0.05 pH Units	6.96	7.03	-	-	-	-

**Metals**

Antimony	1 ug/g	<1.0	<1.0	-	-	-	-
Arsenic	1 ug/g	2.8	3.4	-	-	-	-
Barium	1 ug/g	30.6	34.4	-	-	-	-
Beryllium	0.5 ug/g	<0.5	<0.5	-	-	-	-
Boron	5 ug/g	<5.0	<5.0	-	-	-	-
Cadmium	0.5 ug/g	<0.5	<0.5	-	-	-	-
Chromium	5 ug/g	8.1	8.9	-	-	-	-
Cobalt	1 ug/g	3.4	4.3	-	-	-	-
Copper	5 ug/g	5.8	10.3	-	-	-	-
Lead	1 ug/g	6.3	6.7	-	-	-	-
Molybdenum	1 ug/g	<1.0	<1.0	-	-	-	-
Nickel	5 ug/g	7.7	9.9	-	-	-	-
Selenium	1 ug/g	<1.0	<1.0	-	-	-	-
Silver	0.3 ug/g	<0.3	<0.3	-	-	-	-
Thallium	1 ug/g	<1.0	<1.0	-	-	-	-
Uranium	1 ug/g	<1.0	<1.0	-	-	-	-
Vanadium	10 ug/g	12.5	14.6	-	-	-	-
Zinc	20 ug/g	30.5	39.1	-	-	-	-

**Volatiles**

Certificate of Analysis

Report Date: 19-Dec-2022

Client: WSP E&amp;I Canada Limited (Windsor)

Order Date: 29-Nov-2022

Client PO: OESAW2233.\*\*\*\*.\*\*\*\*.5120.573000

Project Description: OESAW2233.\*\*\*\*.\*\*\*\*.5120.573000

Client ID:	S-SA8	DUPS-S1			
Sample Date:	29-Nov-22 10:20	29-Nov-22 00:00			
Sample ID:	2249129-05	2249129-06			
Matrix:	Soil	Soil			
MDL/Units					

**Volatiles**

Benzene	0.02 ug/g	<0.02	<0.02	-	-	-	-
Ethylbenzene	0.05 ug/g	<0.05	<0.05	-	-	-	-
Toluene	0.05 ug/g	<0.05	<0.05	-	-	-	-
m,p-Xylenes	0.05 ug/g	<0.05	<0.05	-	-	-	-
o-Xylene	0.05 ug/g	<0.05	<0.05	-	-	-	-
Xylenes, total	0.05 ug/g	<0.05	<0.05	-	-	-	-
Toluene-d8	Surrogate	118%	114%	-	-	-	-

**Hydrocarbons**

F1 PHCs (C6-C10)	7 ug/g	<7	<7	-	-	-	-
F2 PHCs (C10-C16)	4 ug/g	<4	<4	-	-	-	-
F3 PHCs (C16-C34)	8 ug/g	19	42	-	-	-	-
F4 PHCs (C34-C50)	6 ug/g	13	26	-	-	-	-

**Semi-Volatiles**

Acenaphthene	0.02 ug/g	-	<0.02	-	-	-	-
Acenaphthylene	0.02 ug/g	-	0.04	-	-	-	-
Anthracene	0.02 ug/g	-	0.04	-	-	-	-
Benzo [a] anthracene	0.02 ug/g	-	0.11	-	-	-	-
Benzo [a] pyrene	0.02 ug/g	-	0.11	-	-	-	-
Benzo [b] fluoranthene	0.02 ug/g	-	0.16	-	-	-	-
Benzo [g,h,i] perylene	0.02 ug/g	-	0.07	-	-	-	-
Benzo [k] fluoranthene	0.02 ug/g	-	0.06	-	-	-	-
Chrysene	0.02 ug/g	-	0.15	-	-	-	-
Dibenzo [a,h] anthracene	0.02 ug/g	-	<0.02	-	-	-	-
Fluoranthene	0.02 ug/g	-	0.21	-	-	-	-
Fluorene	0.02 ug/g	-	<0.02	-	-	-	-

Certificate of Analysis

Report Date: 19-Dec-2022

Client: WSP E&amp;I Canada Limited (Windsor)

Order Date: 29-Nov-2022

Client PO: OESAW2233.\*\*\*\*.5120.573000

Project Description: OESAW2233.\*\*\*\*.5120.573000

Client ID:	S-SA8	DUPS-S1			
Sample Date:	29-Nov-22 10:20	29-Nov-22 00:00			-
Sample ID:	2249129-05	2249129-06			-
Matrix:	Soil	Soil			
MDL/Units					

**Semi-Volatiles**

Indeno [1,2,3-cd] pyrene	0.02 ug/g	-	0.06	-	-	-
1-Methylnaphthalene	0.02 ug/g	-	0.04	-	-	-
2-Methylnaphthalene	0.02 ug/g	-	0.05	-	-	-
Methylnaphthalene (1&2)	0.04 ug/g	-	0.09	-	-	-
Naphthalene	0.01 ug/g	-	0.03	-	-	-
Phenanthrene	0.02 ug/g	-	0.07	-	-	-
Pyrene	0.02 ug/g	-	0.21	-	-	-
2-Fluorobiphenyl	Surrogate	-	83.2%	-	-	-
Terphenyl-d14	Surrogate	-	97.9%	-	-	-

**Pesticides, OC**

Aldrin	0.01 ug/g	-	<0.01	-	-	-
gamma-BHC (Lindane)	0.01 ug/g	-	<0.01	-	-	-
alpha-Chlordane	0.01 ug/g	-	<0.01	-	-	-
gamma-Chlordane	0.01 ug/g	-	<0.01	-	-	-
Chlordane	0.01 ug/g	-	<0.01	-	-	-
o,p'-DDD	0.01 ug/g	-	<0.01	-	-	-
p,p'-DDD	0.02 ug/g	-	<0.02	-	-	-
DDD	0.02 ug/g	-	<0.02	-	-	-
o,p'-DDE	0.01 ug/g	-	<0.01	-	-	-
p,p'-DDE	0.01 ug/g	-	<0.01	-	-	-
DDE	0.01 ug/g	-	<0.01	-	-	-
o,p'-DDT	0.01 ug/g	-	<0.01	-	-	-
p,p'-DDT	0.01 ug/g	-	<0.01	-	-	-
DDT	0.01 ug/g	-	<0.01	-	-	-
Dieldrin	0.02 ug/g	-	<0.02	-	-	-

Certificate of Analysis

Report Date: 19-Dec-2022

Client: WSP E&amp;I Canada Limited (Windsor)

Order Date: 29-Nov-2022

Client PO: OESAW2233.\*\*\*\*.\*\*\*\*.5120.573000

Project Description: OESAW2233.\*\*\*\*.\*\*\*\*.5120.573000

Client ID:	S-SA8	DUPS-S1			
Sample Date:	29-Nov-22 10:20	29-Nov-22 00:00			-
Sample ID:	2249129-05	2249129-06			-
Matrix:	Soil	Soil			
MDL/Units					

**Pesticides, OC**

Endrin	0.02 ug/g	-	<0.02	-	-	-	-
Endosulfan I	0.01 ug/g	-	<0.01	-	-	-	-
Endosulfan II	0.02 ug/g	-	<0.02	-	-	-	-
Heptachlor	0.01 ug/g	-	<0.01	-	-	-	-
Heptachlor epoxide	0.01 ug/g	-	<0.01	-	-	-	-
Hexachlorobenzene	0.01 ug/g	-	<0.01	-	-	-	-
Hexachlorobutadiene	0.01 ug/g	-	<0.01	-	-	-	-
Hexachloroethane	0.01 ug/g	-	<0.01	-	-	-	-
Methoxychlor	0.01 ug/g	-	<0.01	-	-	-	-
Decachlorobiphenyl	Surrogate	-	119%	-	-	-	-

Certificate of Analysis

Report Date: 19-Dec-2022

Client: WSP E&I Canada Limited (Windsor)

Order Date: 29-Nov-2022

Client PO: OESAW2233.\*\*\*\*.\*\*\*\*.5120.573000

Project Description: OESAW2233.\*\*\*\*.\*\*\*\*.5120.573000

## Method Quality Control: Blank

Analyte	Result	Reporting Limit	Units	%REC	%REC Limit	RPD	RPD Limit	Notes
<b>General Inorganics</b>								
Conductivity	ND	5	uS/cm					
<b>Hydrocarbons</b>								
F1 PHCs (C6-C10)	ND	7	ug/g					
F2 PHCs (C10-C16)	ND	4	ug/g					
F3 PHCs (C16-C34)	ND	8	ug/g					
F4 PHCs (C34-C50)	ND	6	ug/g					
<b>Metals</b>								
Antimony	ND	1.0	ug/g					
Arsenic	ND	1.0	ug/g					
Barium	ND	1.0	ug/g					
Beryllium	ND	0.5	ug/g					
Boron	ND	5.0	ug/g					
Cadmium	ND	0.5	ug/g					
Chromium	ND	5.0	ug/g					
Cobalt	ND	1.0	ug/g					
Copper	ND	5.0	ug/g					
Lead	ND	1.0	ug/g					
Molybdenum	ND	1.0	ug/g					
Nickel	ND	5.0	ug/g					
Selenium	ND	1.0	ug/g					
Silver	ND	0.3	ug/g					
Thallium	ND	1.0	ug/g					
Uranium	ND	1.0	ug/g					
Vanadium	ND	10.0	ug/g					
Zinc	ND	20.0	ug/g					
<b>Pesticides, OC</b>								
Aldrin	ND	0.01	ug/g					
gamma-BHC (Lindane)	ND	0.01	ug/g					
alpha-Chlordane	ND	0.01	ug/g					
gamma-Chlordane	ND	0.01	ug/g					
Chlordane	ND	0.01	ug/g					
o,p'-DDD	ND	0.01	ug/g					

Certificate of Analysis

Report Date: 19-Dec-2022

Client: WSP E&I Canada Limited (Windsor)

Order Date: 29-Nov-2022

Client PO: OESAW2233.\*\*\*\*.\*\*\*\*.5120.573000

Project Description: OESAW2233.\*\*\*\*.\*\*\*\*.5120.573000

## Method Quality Control: Blank

Analyte	Result	Reporting Limit	Units	%REC	%REC Limit	RPD	RPD Limit	Notes
p,p'-DDD	ND	0.02	ug/g					
DDD	ND	0.02	ug/g					
o,p'-DDE	ND	0.01	ug/g					
p,p'-DDE	ND	0.01	ug/g					
DDE	ND	0.01	ug/g					
o,p'-DDT	ND	0.01	ug/g					
p,p'-DDT	ND	0.01	ug/g					
DDT	ND	0.01	ug/g					
Dieldrin	ND	0.02	ug/g					
Endrin	ND	0.02	ug/g					
Endosulfan I	ND	0.01	ug/g					
Endosulfan II	ND	0.02	ug/g					
Heptachlor	ND	0.01	ug/g					
Heptachlor epoxide	ND	0.01	ug/g					
Hexachlorobenzene	ND	0.01	ug/g					
Hexachlorobutadiene	ND	0.01	ug/g					
Hexachloroethane	ND	0.01	ug/g					
Methoxychlor	ND	0.01	ug/g					
Surrogate: Decachlorobiphenyl	0.104		ug/g	104	50-140			
<b>Semi-Volatiles</b>								
Acenaphthene	ND	0.02	ug/g					
Acenaphthylene	ND	0.02	ug/g					
Anthracene	ND	0.02	ug/g					
Benzo [a] anthracene	ND	0.02	ug/g					
Benzo [a] pyrene	ND	0.02	ug/g					
Benzo [b] fluoranthene	ND	0.02	ug/g					
Benzo [g,h,i] perylene	ND	0.02	ug/g					
Benzo [k] fluoranthene	ND	0.02	ug/g					
Chrysene	ND	0.02	ug/g					
Dibenzo [a,h] anthracene	ND	0.02	ug/g					
Fluoranthene	ND	0.02	ug/g					
Fluorene	ND	0.02	ug/g					



Certificate of Analysis

Report Date: 19-Dec-2022

Client: WSP E&I Canada Limited (Windsor)

Order Date: 29-Nov-2022

Client PO: OESAW2233.\*\*\*\*.\*\*\*\*.5120.573000

Project Description: OESAW2233.\*\*\*\*.\*\*\*\*.5120.573000

### Method Quality Control: Blank

Analyte	Result	Reporting Limit	Units	%REC	%REC Limit	RPD	RPD Limit	Notes
Indeno [1,2,3-cd] pyrene	ND	0.02	ug/g					
1-Methylnaphthalene	ND	0.02	ug/g					
2-Methylnaphthalene	ND	0.02	ug/g					
Methylnaphthalene (1&2)	ND	0.04	ug/g					
Naphthalene	ND	0.01	ug/g					
Phenanthrene	ND	0.02	ug/g					
Pyrene	ND	0.02	ug/g					
Surrogate: 2-Fluorobiphenyl	0.996		ug/g	74.7	50-140			
Surrogate: Terphenyl-d14	1.17		ug/g	87.6	50-140			
<b>Volatiles</b>								
Benzene	ND	0.02	ug/g					
Ethylbenzene	ND	0.05	ug/g					
Toluene	ND	0.05	ug/g					
m,p-Xylenes	ND	0.05	ug/g					
o-Xylene	ND	0.05	ug/g					
Xylenes, total	ND	0.05	ug/g					
Surrogate: Toluene-d8	8.15		ug/g	102	50-140			

Certificate of Analysis

Report Date: 19-Dec-2022

Client: WSP E&amp;I Canada Limited (Windsor)

Order Date: 29-Nov-2022

Client PO: OESAW2233.\*\*\*\*.5120.573000

Project Description: OESAW2233.\*\*\*\*.5120.573000

**Method Quality Control: Duplicate**

Analyte	Result	Reporting Limit	Units	Source Result	%REC	%REC Limit	RPD	RPD Limit	Notes
<b>General Inorganics</b>									
SAR	0.56	0.01	N/A	0.55			1.8	30	
Conductivity	473	5	uS/cm	475			0.4	5	
pH	7.01	0.05	pH Units	7.00			0.1	2.3	
<b>Hydrocarbons</b>									
F1 PHCs (C6-C10)	ND	7	ug/g	ND			NC	40	
F2 PHCs (C10-C16)	ND	4	ug/g	ND			NC	30	
F3 PHCs (C16-C34)	ND	8	ug/g	ND			NC	30	
F4 PHCs (C34-C50)	ND	6	ug/g	ND			NC	30	
<b>Metals</b>									
Antimony	ND	1.0	ug/g	ND			NC	30	
Arsenic	ND	1.0	ug/g	ND			NC	30	
Barium	7.1	1.0	ug/g	7.6			6.6	30	
Beryllium	ND	0.5	ug/g	ND			NC	30	
Boron	ND	5.0	ug/g	ND			NC	30	
Cadmium	ND	0.5	ug/g	ND			NC	30	
Chromium	ND	5.0	ug/g	ND			NC	30	
Cobalt	1.2	1.0	ug/g	1.1			11.1	30	
Copper	ND	5.0	ug/g	ND			NC	30	
Lead	1.1	1.0	ug/g	1.1			5.4	30	
Molybdenum	ND	1.0	ug/g	ND			NC	30	
Nickel	ND	5.0	ug/g	ND			NC	30	
Selenium	ND	1.0	ug/g	ND			NC	30	
Silver	ND	0.3	ug/g	ND			NC	30	
Thallium	ND	1.0	ug/g	ND			NC	30	
Uranium	ND	1.0	ug/g	ND			NC	30	
Vanadium	ND	10.0	ug/g	ND			NC	30	
Zinc	ND	20.0	ug/g	ND			NC	30	
<b>Pesticides, OC</b>									
Aldrin	ND	0.01	ug/g	ND			NC	40	
gamma-BHC (Lindane)	ND	0.01	ug/g	ND			NC	40	

Certificate of Analysis

Report Date: 19-Dec-2022

Client: WSP E&amp;I Canada Limited (Windsor)

Order Date: 29-Nov-2022

Client PO: OESAW2233.\*\*\*\*.5120.573000

Project Description: OESAW2233.\*\*\*\*.5120.573000

**Method Quality Control: Duplicate**

Analyte	Result	Reporting Limit	Units	Source Result	%REC	%REC Limit	RPD	RPD Limit	Notes
alpha-Chlordane	ND	0.01	ug/g	ND			NC	40	
gamma-Chlordane	ND	0.01	ug/g	ND			NC	40	
o,p'-DDD	ND	0.01	ug/g	ND			NC	40	
p,p'-DDD	ND	0.02	ug/g	ND			NC	40	
o,p'-DDE	ND	0.01	ug/g	ND			NC	40	
p,p'-DDE	ND	0.01	ug/g	ND			NC	40	
o,p'-DDT	ND	0.01	ug/g	ND			NC	40	
p,p'-DDT	ND	0.01	ug/g	ND			NC	40	
Dieldrin	ND	0.02	ug/g	ND			NC	40	
Endrin	ND	0.02	ug/g	ND			NC	40	
Endosulfan I	ND	0.01	ug/g	ND			NC	40	
Endosulfan II	ND	0.02	ug/g	ND			NC	40	
Heptachlor	ND	0.01	ug/g	ND			NC	40	
Heptachlor epoxide	ND	0.01	ug/g	ND			NC	40	
Hexachlorobenzene	ND	0.01	ug/g	ND			NC	40	
Hexachlorobutadiene	ND	0.01	ug/g	ND			NC	40	
Hexachloroethane	ND	0.01	ug/g	ND			NC	40	
Methoxychlor	ND	0.01	ug/g	ND			NC	40	
Surrogate: Decachlorobiphenyl	0.135		ug/g		111	50-140			
<b>Physical Characteristics</b>									
% Solids	98.1	0.1	% by Wt.	98.2			0.1	25	
<b>Semi-Volatiles</b>									
Acenaphthene	ND	0.02	ug/g	ND			NC	40	
Acenaphthylene	ND	0.02	ug/g	ND			NC	40	
Anthracene	ND	0.02	ug/g	ND			NC	40	
Benzo [a] anthracene	ND	0.02	ug/g	ND			NC	40	
Benzo [a] pyrene	ND	0.02	ug/g	ND			NC	40	
Benzo [b] fluoranthene	ND	0.02	ug/g	ND			NC	40	
Benzo [g,h,i] perylene	ND	0.02	ug/g	ND			NC	40	
Benzo [k] fluoranthene	ND	0.02	ug/g	ND			NC	40	
Chrysene	ND	0.02	ug/g	ND			NC	40	

Certificate of Analysis

Report Date: 19-Dec-2022

Client: WSP E&I Canada Limited (Windsor)

Order Date: 29-Nov-2022

Client PO: OESAW2233.\*\*\*\*.\*\*\*\*.5120.573000

Project Description: OESAW2233.\*\*\*\*.\*\*\*\*.5120.573000

### Method Quality Control: Duplicate

Analyte	Result	Reporting Limit	Units	Source Result	%REC	%REC Limit	RPD	RPD Limit	Notes
Dibenzo [a,h] anthracene	ND	0.02	ug/g	ND			NC	40	
Fluoranthene	ND	0.02	ug/g	ND			NC	40	
Fluorene	ND	0.02	ug/g	ND			NC	40	
Indeno [1,2,3-cd] pyrene	ND	0.02	ug/g	ND			NC	40	
1-Methylnaphthalene	ND	0.02	ug/g	ND			NC	40	
2-Methylnaphthalene	ND	0.02	ug/g	ND			NC	40	
Naphthalene	ND	0.01	ug/g	ND			NC	40	
Phenanthrene	ND	0.02	ug/g	ND			NC	40	
Pyrene	ND	0.02	ug/g	ND			NC	40	
Surrogate: 2-Fluorobiphenyl	0.896		ug/g		64.8	50-140			
Surrogate: Terphenyl-d14	1.07		ug/g		77.5	50-140			
<b>Volatiles</b>									
Benzene	ND	0.02	ug/g	ND			NC	50	
Ethylbenzene	ND	0.05	ug/g	ND			NC	50	
Toluene	ND	0.05	ug/g	ND			NC	50	
m,p-Xylenes	ND	0.05	ug/g	ND			NC	50	
o-Xylene	ND	0.05	ug/g	ND			NC	50	
Surrogate: Toluene-d8	8.46		ug/g		103	50-140			

Certificate of Analysis

Report Date: 19-Dec-2022

Client: WSP E&I Canada Limited (Windsor)

Order Date: 29-Nov-2022

Client PO: OESAW2233.\*\*\*\*.\*\*\*\*.5120.573000

Project Description: OESAW2233.\*\*\*\*.\*\*\*\*.5120.573000

## Method Quality Control: Spike

Analyte	Result	Reporting Limit	Units	Source Result	%REC	%REC Limit	RPD	RPD Limit	Notes
<b>Hydrocarbons</b>									
F1 PHCs (C6-C10)	162	7	ug/g	ND	81.2	80-120			
F2 PHCs (C10-C16)	94	4	ug/g	ND	115	60-140			
F3 PHCs (C16-C34)	228	8	ug/g	ND	115	60-140			
F4 PHCs (C34-C50)	140	6	ug/g	ND	111	60-140			
<b>Metals</b>									
Arsenic	47.0	1.0	ug/g	ND	93.2	70-130			
Barium	45.7	1.0	ug/g	3.0	85.3	70-130			
Beryllium	46.6	0.5	ug/g	ND	93.1	70-130			
Boron	47.0	5.0	ug/g	ND	91.6	70-130			
Cadmium	42.3	0.5	ug/g	ND	84.5	70-130			
Chromium	47.4	5.0	ug/g	ND	91.7	70-130			
Cobalt	46.1	1.0	ug/g	ND	91.4	70-130			
Copper	44.1	5.0	ug/g	ND	86.9	70-130			
Lead	44.1	1.0	ug/g	ND	87.3	70-130			
Molybdenum	43.6	1.0	ug/g	ND	87.0	70-130			
Nickel	46.1	5.0	ug/g	ND	90.4	70-130			
Selenium	42.4	1.0	ug/g	ND	84.7	70-130			
Silver	44.5	0.3	ug/g	ND	89.0	70-130			
Thallium	46.2	1.0	ug/g	ND	92.3	70-130			
Uranium	48.8	1.0	ug/g	ND	97.4	70-130			
Vanadium	49.1	10.0	ug/g	ND	91.7	70-130			
Zinc	43.8	20.0	ug/g	ND	84.0	70-130			
<b>Pesticides, OC</b>									
Aldrin	0.34	0.01	ug/g	ND	140	50-140			
gamma-BHC (Lindane)	0.32	0.01	ug/g	ND	130	50-140			
alpha-Chlordane	0.31	0.01	ug/g	ND	127	50-140			
gamma-Chlordane	0.31	0.01	ug/g	ND	126	50-140			
o,p'-DDD	0.21	0.01	ug/g	ND	105	50-140			
p,p'-DDD	0.22	0.02	ug/g	ND	108	50-140			
o,p'-DDE	0.33	0.01	ug/g	ND	136	50-140			

Certificate of Analysis

Report Date: 19-Dec-2022

Client: WSP E&amp;I Canada Limited (Windsor)

Order Date: 29-Nov-2022

Client PO: OESAW2233.\*\*\*\*.\*\*\*\*.5120.573000

Project Description: OESAW2233.\*\*\*\*.\*\*\*\*.5120.573000

**Method Quality Control: Spike**

Analyte	Result	Reporting Limit	Units	Source Result	%REC	%REC Limit	RPD	RPD Limit	Notes
p,p'-DDE	0.31	0.01	ug/g	ND	127	50-140			
o,p'-DDT	0.21	0.01	ug/g	ND	87.0	50-140			
p,p'-DDT	0.22	0.01	ug/g	ND	90.2	50-140			
Dieldrin	0.33	0.02	ug/g	ND	134	50-140			
Endrin	0.13	0.02	ug/g	ND	51.7	50-140			
Endosulfan I	0.33	0.01	ug/g	ND	137	50-140			
Endosulfan II	0.29	0.02	ug/g	ND	121	50-140			
Heptachlor	0.32	0.01	ug/g	ND	130	50-140			
Heptachlor epoxide	0.34	0.01	ug/g	ND	139	50-140			
Hexachlorobenzene	0.32	0.01	ug/g	ND	134	50-140			
Hexachlorobutadiene	0.30	0.01	ug/g	ND	122	50-140			
Hexachloroethane	0.32	0.01	ug/g	ND	132	50-140			
Methoxychlor	0.33	0.01	ug/g	ND	135	50-140			
Surrogate: Decachlorobiphenyl	0.145		ug/g		119	50-140			
<b>Semi-Volatiles</b>									
Acenaphthene	0.166	0.02	ug/g	ND	96.1	50-140			
Acenaphthylene	0.138	0.02	ug/g	ND	79.5	50-140			
Anthracene	0.138	0.02	ug/g	ND	79.6	50-140			
Benzo [a] anthracene	0.123	0.02	ug/g	ND	71.0	50-140			
Benzo [a] pyrene	0.127	0.02	ug/g	ND	73.3	50-140			
Benzo [b] fluoranthene	0.167	0.02	ug/g	ND	96.4	50-140			
Benzo [g,h,i] perylene	0.158	0.02	ug/g	ND	91.1	50-140			
Benzo [k] fluoranthene	0.116	0.02	ug/g	ND	67.1	50-140			
Chrysene	0.173	0.02	ug/g	ND	100	50-140			
Dibenzo [a,h] anthracene	0.148	0.02	ug/g	ND	85.6	50-140			
Fluoranthene	0.132	0.02	ug/g	ND	76.3	50-140			
Fluorene	0.152	0.02	ug/g	ND	87.6	50-140			
Indeno [1,2,3-cd] pyrene	0.130	0.02	ug/g	ND	75.0	50-140			
1-Methylnaphthalene	0.144	0.02	ug/g	ND	83.0	50-140			
2-Methylnaphthalene	0.176	0.02	ug/g	ND	102	50-140			
Naphthalene	0.168	0.01	ug/g	ND	96.9	50-140			

Certificate of Analysis

Report Date: 19-Dec-2022

Client: WSP E&I Canada Limited (Windsor)

Order Date: 29-Nov-2022

Client PO: OESAW2233.\*\*\*\*.\*\*\*\*.5120.573000

Project Description: OESAW2233.\*\*\*\*.\*\*\*\*.5120.573000

### Method Quality Control: Spike

Analyte	Result	Reporting Limit	Units	Source Result	%REC	%REC Limit	RPD	RPD Limit	Notes
Phenanthrene	0.158	0.02	ug/g	ND	91.1	50-140			
Pyrene	0.134	0.02	ug/g	ND	77.6	50-140			
Surrogate: 2-Fluorobiphenyl	1.30		ug/g		94.2	50-140			
Surrogate: Terphenyl-d14	1.62		ug/g		117	50-140			
<b>Volatiles</b>									
Benzene	4.10	0.02	ug/g	ND	102	60-130			
Ethylbenzene	3.71	0.05	ug/g	ND	92.8	60-130			
Toluene	3.86	0.05	ug/g	ND	96.5	60-130			
m,p-Xylenes	7.37	0.05	ug/g	ND	92.2	60-130			
o-Xylene	3.89	0.05	ug/g	ND	97.2	60-130			
Surrogate: Toluene-d8	7.80		ug/g		97.5	50-140			

Certificate of Analysis

Report Date: 19-Dec-2022

Client: WSP E&amp;I Canada Limited (Windsor)

Order Date: 29-Nov-2022

Client PO: OESAW2233.\*\*\*\*.\*\*\*\*.5120.573000

Project Description: OESAW2233.\*\*\*\*.\*\*\*\*.5120.573000

**Qualifier Notes:****QC Qualifiers:**

QR-05 Duplicate RPDs higher than normally accepted. Remaining batch QA\QC was acceptable. May be sample effect.

**Sample Data Revisions:**

None

**Work Order Revisions / Comments:**

Revision 1 - This report includes additional PAH data.

**Other Report Notes:**

n/a: not applicable

ND: Not Detected

MDL: Method Detection Limit

Source Result: Data used as source for matrix and duplicate samples

%REC: Percent recovery.

RPD: Relative percent difference.

NC: Not Calculated

Soil results are reported on a dry weight basis unless otherwise noted.

Where %Solids is reported, moisture loss includes the loss of volatile hydrocarbons.

*CCME PHC additional information:*

- The method for the analysis of PHCs complies with the Reference Method for the CWS PHC and is validated for use in the laboratory. All prescribed quality criteria identified in the method has been met.
- F1 range corrected for BTEX.
- F2 to F3 ranges corrected for appropriate PAHs where available.
- The gravimetric heavy hydrocarbons (F4G) are not to be added to C6 to C50 hydrocarbons.
- In the case where F4 and F4G are both reported, the greater of the two results is to be used for comparison to CWS PHC criteria.
- When reported, data for F4G has been processed using a silica gel cleanup.

Any use of these results implies your agreement that our total liability in connection with this work, however arising, shall be limited to the amount paid by you for this work, and that our employees or agents shall not under any circumstances be liable to you in connection with this work.





Client Name: WSP E&I Canada Limited	Project Reference: OESAW2233.***.***.5120.573000	TAT: <input checked="" type="checkbox"/> Regular <input type="checkbox"/> 3 Day <input type="checkbox"/> 2 Day <input type="checkbox"/> 1 Day Date Required: _____
Contact Name: Cindy McKee	Quote #: 21-332	
Address: 11865 County Road 42, Tecumseh, Ontario, N8N 2M1	PO #: No PO, use project reference	
Telephone: 519-735-2499	Email Address: cindy.mckee@wsp.com derek.saliba@wsp.com	

Criteria: ☐ O. Reg. 153/04 (As Amended) Table ☐ RSC Filing ☐ O. Reg. 558/00 ☐ PWQO ☐ CCME ☐ SUB (Storm) ☐ SUB (Sanitary) Municipality: \_\_\_\_\_ ☒ Other: O. Reg. 406/19

Matrix Type: S (Soil/Sed.) GW (Ground Water) SW (Surface Water) SS (Storm/Sanitary Sewer) P (Paint) A (Air) O (Other)

Parcel Order Number:		Matrix	Air Volume	# of Containers	Sample Taken		Required Analyses													
Sample ID/Location Name					Date	Time	PHCs F1-F4+BTEX	VOCs	PAHs	Metals by ICP		CrVI	B (HWS)	pH, SAR, EC	OCs <i>For the soils</i>					
										Hg										
1	S-SA1	S		2	29-Nov-22	- 0920	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	
2	S-SA2	S		2	29-Nov-22	- 0930	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	
3	S-SA3	S		2	29-Nov-22	- 0935	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	
4	S-SA6	S		2	29-Nov-22	- 1005	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	
5	S-SA8	S		2	29-Nov-22	- 1020	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	
6	DUPS-S1	S		2	29-Nov-22	-	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	
7							<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
8							<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
9							<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
10							<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	

Comments: Use COC sample ID if difference between COC and soil jar  
Compare to Table 1 SCS and Table 3.1

Method of Delivery:

Walk in

Relinquished By (Sign):	Received by Driver/Depot:	Received at Lab:	Verified By:
Relinquished By (Print): Derek Saliba	Date/Time: Nov. 28/22 11:00	Date/Time: Nov. 29, 2022 10:40	Date/Time: Nov. 29/22 15:00
Date/Time: Nov 29, 2022 @ 1105	Temperature: 9.8 °C	Temperature: 3.4 °C	pH Verified [ ] By:

## Certificate of Analysis

**WSP E&I Canada Limited (Windsor)**

11865 County Road 42  
Tecumseh, ON N8N 2M1  
Attn: Cindy McKee

Client PO: OESAW2233.\*\*\*\*.\*\*\*\*.5120.573000

Project: OESAW2233.\*\*\*\*.\*\*\*\*.5120.573000

Custody:

Report Date: 14-Dec-2022

Order Date: 8-Dec-2022

**Order #: 2250416**

This Certificate of Analysis contains analytical data applicable to the following samples as submitted:

Paracel ID	Client ID
2250416-01	S-SA4

Approved By:



Alex Enfield, MSc

Lab Manager

Certificate of Analysis

Report Date: 14-Dec-2022

Client: WSP E&amp;I Canada Limited (Windsor)

Order Date: 8-Dec-2022

Client PO: OESAW2233.\*\*\*\*.\*\*\*\*.5120.573000

Project Description: OESAW2233.\*\*\*\*.\*\*\*\*.5120.573000

**Analysis Summary Table**

Analysis	Method Reference/Description	Extraction Date	Analysis Date
REG 153: PAHs by GC-MS	EPA 8270 - GC-MS, extraction	13-Dec-22	14-Dec-22
Solids, %	CWS Tier 1 - Gravimetric	12-Dec-22	13-Dec-22

Certificate of Analysis

Report Date: 14-Dec-2022

Client: WSP E&amp;I Canada Limited (Windsor)

Order Date: 8-Dec-2022

Client PO: OESAW2233.\*\*\*\*.\*\*\*\*.5120.573000

Project Description: OESAW2233.\*\*\*\*.\*\*\*\*.5120.573000

## Summary of Criteria Exceedances

(If this page is blank then there are no exceedances)

Only those criteria that a sample exceeds will be highlighted in red

**Regulatory Comparison:**

Paracel Laboratories has provided regulatory guidelines on this report for informational purposes only and makes no representations or warranties that the data is accurate or reflects the current regulatory values. The user is advised to consult with the appropriate official regulations to evaluate compliance. Sample results that are highlighted have exceeded the selected regulatory limit. Calculated uncertainty estimations have not been applied for determining regulatory exceedances.

Sample	Analyte	MDL / Units	Result	-	-
--------	---------	-------------	--------	---	---

Certificate of Analysis

Report Date: 14-Dec-2022

Client: WSP E&amp;I Canada Limited (Windsor)

Order Date: 8-Dec-2022

Client PO: OESAW2233.\*\*\*\*.5120.573000

Project Description: OESAW2233.\*\*\*\*.5120.573000

Client ID:	S-SA4	-	-	-	-
Sample Date:	29-Nov-22 00:00	-	-	-	-
Sample ID:	2250416-01	-	-	-	-
Matrix:	Soil	-	-	-	-
MDL/Units					

**Physical Characteristics**

% Solids	0.1 % by Wt.	72.2	-	-	-	-
----------	--------------	------	---	---	---	---

**Semi-Volatiles**

Acenaphthene	0.02 ug/g	0.03	-	-	-	-
Acenaphthylene	0.02 ug/g	0.46	-	-	-	-
Anthracene	0.02 ug/g	0.40	-	-	-	-
Benzo [a] anthracene	0.02 ug/g	0.89	-	-	-	-
Benzo [a] pyrene	0.02 ug/g	0.69	-	-	-	-
Benzo [b] fluoranthene	0.02 ug/g	0.65	-	-	-	-
Benzo [g,h,i] perylene	0.02 ug/g	0.36	-	-	-	-
Benzo [k] fluoranthene	0.02 ug/g	0.30	-	-	-	-
Chrysene	0.02 ug/g	0.63	-	-	-	-
Dibenzo [a,h] anthracene	0.02 ug/g	0.17	-	-	-	-
Fluoranthene	0.02 ug/g	1.62	-	-	-	-
Fluorene	0.02 ug/g	0.02	-	-	-	-
Indeno [1,2,3-cd] pyrene	0.02 ug/g	0.48	-	-	-	-
1-Methylnaphthalene	0.02 ug/g	0.02	-	-	-	-
2-Methylnaphthalene	0.02 ug/g	0.03	-	-	-	-
Methylnaphthalene (1&2)	0.03 ug/g	0.05	-	-	-	-
Naphthalene	0.01 ug/g	0.01	-	-	-	-
Phenanthrene	0.02 ug/g	0.22	-	-	-	-
Pyrene	0.02 ug/g	1.40	-	-	-	-
2-Fluorobiphenyl	Surrogate	59.8%	-	-	-	-
Terphenyl-d14	Surrogate	61.8%	-	-	-	-

Certificate of Analysis

Report Date: 14-Dec-2022

Client: WSP E&amp;I Canada Limited (Windsor)

Order Date: 8-Dec-2022

Client PO: OESAW2233.\*\*\*\*.5120.573000

Project Description: OESAW2233.\*\*\*\*.5120.573000

**Method Quality Control: Blank**

Analyte	Result	Reporting Limit	Units	%REC	%REC Limit	RPD	RPD Limit	Notes
<b>Semi-Volatiles</b>								
Acenaphthene	ND	0.02	ug/g					
Acenaphthylene	ND	0.02	ug/g					
Anthracene	ND	0.02	ug/g					
Benzo [a] anthracene	ND	0.02	ug/g					
Benzo [a] pyrene	ND	0.02	ug/g					
Benzo [b] fluoranthene	ND	0.02	ug/g					
Benzo [g,h,i] perylene	ND	0.02	ug/g					
Benzo [k] fluoranthene	ND	0.02	ug/g					
Chrysene	ND	0.02	ug/g					
Dibenzo [a,h] anthracene	ND	0.02	ug/g					
Fluoranthene	ND	0.02	ug/g					
Fluorene	ND	0.02	ug/g					
Indeno [1,2,3-cd] pyrene	ND	0.02	ug/g					
1-Methylnaphthalene	ND	0.02	ug/g					
2-Methylnaphthalene	ND	0.02	ug/g					
Methylnaphthalene (1&2)	ND	0.03	ug/g					
Naphthalene	ND	0.01	ug/g					
Phenanthrene	ND	0.02	ug/g					
Pyrene	ND	0.02	ug/g					
Surrogate: 2-Fluorobiphenyl	0.450		ug/g	89.9	50-140			
Surrogate: Terphenyl-d14	0.339		ug/g	67.9	50-140			

Certificate of Analysis

Report Date: 14-Dec-2022

Client: WSP E&amp;I Canada Limited (Windsor)

Order Date: 8-Dec-2022

Client PO: OESAW2233.\*\*\*\*.\*\*\*\*.5120.573000

Project Description: OESAW2233.\*\*\*\*.\*\*\*\*.5120.573000

**Method Quality Control: Duplicate**

Analyte	Result	Reporting Limit	Units	Source Result	%REC	%REC Limit	RPD	RPD Limit	Notes
<b>Physical Characteristics</b>									
% Solids	82.7	0.1	% by Wt.	83.5			1.0	25	
<b>Semi-Volatiles</b>									
Acenaphthene	ND	0.02	ug/g	ND			NC	40	
Acenaphthylene	0.023	0.02	ug/g	ND			NC	40	
Anthracene	ND	0.02	ug/g	ND			NC	40	
Benzo [a] anthracene	0.037	0.02	ug/g	0.035			3.7	40	
Benzo [a] pyrene	0.054	0.02	ug/g	0.054			0.6	40	
Benzo [b] fluoranthene	0.038	0.02	ug/g	0.035			9.7	40	
Benzo [g,h,i] perylene	0.072	0.02	ug/g	0.067			7.2	40	
Benzo [k] fluoranthene	ND	0.02	ug/g	ND			NC	40	
Chrysene	0.041	0.02	ug/g	0.037			9.7	40	
Dibenzo [a,h] anthracene	ND	0.02	ug/g	ND			NC	40	
Fluoranthene	0.046	0.02	ug/g	0.044			6.4	40	
Fluorene	ND	0.02	ug/g	ND			NC	40	
Indeno [1,2,3-cd] pyrene	0.063	0.02	ug/g	0.064			1.8	40	
1-Methylnaphthalene	ND	0.02	ug/g	ND			NC	40	
2-Methylnaphthalene	ND	0.02	ug/g	ND			NC	40	
Naphthalene	ND	0.01	ug/g	ND			NC	40	
Phenanthrene	ND	0.02	ug/g	ND			NC	40	
Pyrene	0.075	0.02	ug/g	0.063			17.8	40	
Surrogate: 2-Fluorobiphenyl	0.391		ug/g		70.7	50-140			
Surrogate: Terphenyl-d14	0.365		ug/g		66.0	50-140			

Certificate of Analysis

Report Date: 14-Dec-2022

Client: WSP E&I Canada Limited (Windsor)

Order Date: 8-Dec-2022

Client PO: OESAW2233.\*\*\*\*.\*\*\*\*.5120.573000

Project Description: OESAW2233.\*\*\*\*.\*\*\*\*.5120.573000

## Method Quality Control: Spike

Analyte	Result	Reporting Limit	Units	Source Result	%REC	%REC Limit	RPD	RPD Limit	Notes
<b>Semi-Volatiles</b>									
Acenaphthene	0.479	0.02	ug/g	ND	86.7	50-140			
Acenaphthylene	0.524	0.02	ug/g	ND	94.8	50-140			
Anthracene	0.489	0.02	ug/g	ND	88.4	50-140			
Benzo [a] anthracene	0.625	0.02	ug/g	0.035	107	50-140			
Benzo [a] pyrene	0.499	0.02	ug/g	0.054	80.3	50-140			
Benzo [b] fluoranthene	0.445	0.02	ug/g	0.035	74.1	50-140			
Benzo [g,h,i] perylene	0.582	0.02	ug/g	0.067	93.1	50-140			
Benzo [k] fluoranthene	0.391	0.02	ug/g	ND	70.7	50-140			
Chrysene	0.585	0.02	ug/g	0.037	99.1	50-140			
Dibenzo [a,h] anthracene	0.534	0.02	ug/g	ND	96.6	50-140			
Fluoranthene	0.595	0.02	ug/g	0.044	99.7	50-140			
Fluorene	0.517	0.02	ug/g	ND	93.5	50-140			
Indeno [1,2,3-cd] pyrene	0.596	0.02	ug/g	0.064	96.3	50-140			
1-Methylnaphthalene	0.559	0.02	ug/g	ND	101	50-140			
2-Methylnaphthalene	0.549	0.02	ug/g	ND	99.3	50-140			
Naphthalene	0.511	0.01	ug/g	ND	92.4	50-140			
Phenanthrene	0.498	0.02	ug/g	ND	90.1	50-140			
Pyrene	0.651	0.02	ug/g	0.063	106	50-140			
Surrogate: 2-Fluorobiphenyl	0.360		ug/g		65.1	50-140			
Surrogate: Terphenyl-d14	0.386		ug/g		69.8	50-140			



Certificate of Analysis

Report Date: 14-Dec-2022

Client: WSP E&amp;I Canada Limited (Windsor)

Order Date: 8-Dec-2022

Client PO: OESAW2233.\*\*\*\*.\*\*\*\*.5120.573000

Project Description: OESAW2233.\*\*\*\*.\*\*\*\*.5120.573000

**Qualifier Notes:****Sample Data Revisions:**

None

**Work Order Revisions / Comments:**

None

**Other Report Notes:**

n/a: not applicable

ND: Not Detected

MDL: Method Detection Limit

Source Result: Data used as source for matrix and duplicate samples

%REC: Percent recovery.

RPD: Relative percent difference.

NC: Not Calculated

Soil results are reported on a dry weight basis unless otherwise noted.

Where %Solids is reported, moisture loss includes the loss of volatile hydrocarbons.

Any use of these results implies your agreement that our total liability in connection with this work, however arising, shall be limited to the amount paid by you for this work, and that our employees or agents shall not under any circumstances be liable to you in connection with this work.



Client Name: WSP E&I Canada Limited	Project Reference: OESAW2233. .... 5120.573000	TAT: <input checked="" type="checkbox"/> Regular <input type="checkbox"/> 3 Day <input type="checkbox"/> 2 Day <input type="checkbox"/> 1 Day Date Required: _____
Contact Name: Cindy McKee	Quote #: 21-332	
Address: 11865 County Road 42, Tecumseh, Ontario, N8N 2M1	PO #: No PO, use project reference	
Telephone: 519-735-2499	Email Address: cindy.mckee@wsp.com derek.saliba@wsp.com	
Criteria: <input type="checkbox"/> O. Reg. 153/04 (As Amended) Table <input type="checkbox"/> RSC Filing <input checked="" type="checkbox"/> O. Reg. 558/00 <input type="checkbox"/> PWQO <input type="checkbox"/> CCME <input type="checkbox"/> SUB (Storm) <input type="checkbox"/> SUB (Sanitary) Municipality: _____ <input checked="" type="checkbox"/> Other: O. Reg. 406/19		

Matrix Type: S (Soil/Sed.) GW (Ground Water) SW (Surface Water) SS (Storm/Sanitary Sewer) P (Paint) A (Air) O (Other)

Paracel Order Number: 2250416 and 2250418 (TCLP)						Required Analyses											
Sample ID/Location Name		Matrix	Air Volume	# of Containers	Sample Taken		PHCs F1-F4+BTEX	VOCs	PAHs	Metals by ICP	Hg	CrVI	B (HWS)	TCLP M&I	TCLP VOCs	TCLP B(a)P	TCLP Ignitability
Date	Time																
1	S-SA4	S		2	29-Nov-22	--	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
2	TCLP-Sul	S		3	8-Dec-22	- 1115	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>
3							<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
4							<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
5							<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
6							<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
7							<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
8							<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
9							<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
10							<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Comments: Use COC sample ID if difference between COC and soil jar Compare to Table 1 SCS and Table 3.1		Method of Delivery: Walk in	
Relinquished By (Sign): <i>Cindy McKee</i>	Received by Driver/Depot: <i>Pat</i>	Received at Lab: <i>Km'ella</i>	Verified By: <i>K. Jakobsen</i>
Relinquished By (Print): Cindy McKee	Date/Time: Dec 8/22 11:45	Date/Time: 12/09/22 10:07	Date/Time: Dec. 8/22 14:00
Date/Time: Dec 8, 2022 @ 11:25am	Temperature: 9.8 °C	Temperature: 6.7 °C	pH Verified [ ] By: NA

## Certificate of Analysis

**WSP E&I Canada Limited (Windsor)**

11865 County Road 42  
Tecumseh, ON N8N 2M1  
Attn: Cindy McKee

Client PO: OESAW2233.\*\*\*\*.\*\*\*\*.5120.573000

Project: OESAW2233.\*\*\*\*.\*\*\*\*.5120.573000

Custody:

Report Date: 13-Dec-2022

Order Date: 8-Dec-2022

**Order #: 2250418**

This Certificate of Analysis contains analytical data applicable to the following samples as submitted:

Paracel ID	Client ID
2250418-01	TCLP-Sul

Approved By:



Mark Foto, M.Sc.

Lab Supervisor

Certificate of Analysis

Report Date: 13-Dec-2022

Client: WSP E&I Canada Limited (Windsor)

Order Date: 8-Dec-2022

Client PO: OESAW2233.\*\*\*\*.\*\*\*\*.5120.573000

Project Description: OESAW2233.\*\*\*\*.\*\*\*\*.5120.573000

## Analysis Summary Table

Analysis	Method Reference/Description	Extraction Date	Analysis Date
Ignitability	based on EPA 1030	12-Dec-22	12-Dec-22
REG 558 - Cyanide	TCLP MOE E3015- Auto Colour	12-Dec-22	12-Dec-22
REG 558 - Fluoride	TCLP EPA 340.2 - ISE	12-Dec-22	12-Dec-22
REG 558 - Mercury by CVAA	TCLP EPA 7470A, CVAA	12-Dec-22	12-Dec-22
REG 558 - Metals, ICP-MS	TCLP EPA 6020 - Digestion - ICP-MS	12-Dec-22	12-Dec-22
REG 558 - NO3/NO2	TCLP EPA 300.1 - IC	12-Dec-22	12-Dec-22
REG 558 - PAHs	TCLP EPA 625 - GC-MS	12-Dec-22	12-Dec-22
REG 558 - VOCs	TCLP ZHE EPA 624 - P&T GC-MS	13-Dec-22	13-Dec-22
Solids, %	CWS Tier 1 - Gravimetric	9-Dec-22	12-Dec-22

Certificate of Analysis

Report Date: 13-Dec-2022

Client: WSP E&amp;I Canada Limited (Windsor)

Order Date: 8-Dec-2022

Client PO: OESAW2233.\*\*\*\*.\*\*\*\*.5120.573000

Project Description: OESAW2233.\*\*\*\*.\*\*\*\*.5120.573000

## Summary of Criteria Exceedances

(If this page is blank then there are no exceedances)

Only those criteria that a sample exceeds will be highlighted in red

**Regulatory Comparison:**

Paracel Laboratories has provided regulatory guidelines on this report for informational purposes only and makes no representations or warranties that the data is accurate or reflects the current regulatory values. The user is advised to consult with the appropriate official regulations to evaluate compliance. Sample results that are highlighted have exceeded the selected regulatory limit. Calculated uncertainty estimations have not been applied for determining regulatory exceedances.

Sample	Analyte	MDL / Units	Result	Reg 558 Schedule 4	-
--------	---------	-------------	--------	--------------------	---

Certificate of Analysis

Report Date: 13-Dec-2022

Client: WSP E&amp;I Canada Limited (Windsor)

Order Date: 8-Dec-2022

Client PO: OESAW2233.\*\*\*\*.\*\*\*\*.5120.573000

Project Description: OESAW2233.\*\*\*\*.\*\*\*\*.5120.573000

Client ID:	TCLP-Sul	-	-	-	Criteria:
Sample Date:	08-Dec-22 11:15	-	-	-	Reg 558 Schedule 4
Sample ID:	2250418-01	-	-	-	-
Matrix:	Soil	-	-	-	
MDL/Units					

**Physical Characteristics**

% Solids	0.1 % by Wt.	75.0	-	-	-	-
Ignitability		Negative	-	-	-	-

**EPA 1311 - TCLP Leachate Inorganics**

Fluoride	0.05 mg/L	<0.05	-	-	-	150 mg/L	-
Nitrate as N	1 mg/L	<1	-	-	-	1000 mg/L	-
Nitrite as N	1 mg/L	<1	-	-	-	1000 mg/L	-
Cyanide, free	0.02 mg/L	<0.02	-	-	-	20 mg/L	-

**EPA 1311 - TCLP Leachate Metals**

Arsenic	0.05 mg/L	<0.05	-	-	-	2.5 mg/L	-
Barium	0.05 mg/L	0.19	-	-	-	100 mg/L	-
Boron	0.05 mg/L	0.10	-	-	-	500 mg/L	-
Cadmium	0.01 mg/L	<0.01	-	-	-	0.5 mg/L	-
Chromium	0.05 mg/L	<0.05	-	-	-	5 mg/L	-
Lead	0.05 mg/L	<0.05	-	-	-	5 mg/L	-
Mercury	0.005 mg/L	<0.005	-	-	-	0.1 mg/L	-
Selenium	0.05 mg/L	<0.05	-	-	-	1 mg/L	-
Silver	0.05 mg/L	<0.05	-	-	-	5 mg/L	-
Uranium	0.05 mg/L	<0.05	-	-	-	10 mg/L	-

**EPA 1311 - TCLP Leachate Volatiles**

Benzene	0.005 mg/L	<0.005	-	-	-	0.5 mg/L	-
Carbon Tetrachloride	0.005 mg/L	<0.005	-	-	-	0.5 mg/L	-
Chlorobenzene	0.004 mg/L	<0.004	-	-	-	8 mg/L	-
Chloroform	0.006 mg/L	<0.006	-	-	-	10 mg/L	-
1,2-Dichlorobenzene	0.004 mg/L	<0.004	-	-	-	20 mg/L	-
1,4-Dichlorobenzene	0.004 mg/L	<0.004	-	-	-	0.5 mg/L	-

Certificate of Analysis

Report Date: 13-Dec-2022

Client: WSP E&amp;I Canada Limited (Windsor)

Order Date: 8-Dec-2022

Client PO: OESAW2233.\*\*\*\*.\*\*\*\*.5120.573000

Project Description: OESAW2233.\*\*\*\*.\*\*\*\*.5120.573000

Client ID:	TCLP-Sul	-	-	-	Criteria:
Sample Date:	08-Dec-22 11:15	-	-	-	Reg 558 Schedule 4
Sample ID:	2250418-01	-	-	-	-
Matrix:	Soil	-	-	-	
MDL/Units					

**EPA 1311 - TCLP Leachate Volatiles**

1,2-Dichloroethane	0.005 mg/L	<0.005	-	-	-	0.5 mg/L	-
1,1-Dichloroethylene	0.006 mg/L	<0.006	-	-	-	1.4 mg/L	-
Methyl Ethyl Ketone (2-Butanone)	0.3 mg/L	<0.30	-	-	-	200 mg/L	-
Methylene Chloride	0.04 mg/L	<0.04	-	-	-	5 mg/L	-
Tetrachloroethylene	0.005 mg/L	<0.005	-	-	-	3 mg/L	-
Trichloroethylene	0.004 mg/L	<0.004	-	-	-	5 mg/L	-
Vinyl chloride	0.005 mg/L	<0.005	-	-	-	0.2 mg/L	-
Toluene-d8	Surrogate	106%	-	-	-	-	-
4-Bromofluorobenzene	Surrogate	90.3%	-	-	-	-	-
Dibromofluoromethane	Surrogate	69.1%	-	-	-	-	-

**EPA 1311 - TCLP Leachate Organics**

Benzo [a] pyrene	0.0001 mg/L	<0.0001	-	-	-	0.001 mg/L	-
Terphenyl-d14	Surrogate	125%	-	-	-	-	-

Certificate of Analysis

Report Date: 13-Dec-2022

Client: WSP E&I Canada Limited (Windsor)

Order Date: 8-Dec-2022

Client PO: OESAW2233.\*\*\*\*.\*\*\*\*.5120.573000

Project Description: OESAW2233.\*\*\*\*.\*\*\*\*.5120.573000

### Method Quality Control: Blank

Analyte	Result	Reporting Limit	Units	%REC	%REC Limit	RPD	RPD Limit	Notes
<b>EPA 1311 - TCLP Leachate Inorganics</b>								
Fluoride	ND	0.05	mg/L					
Nitrate as N	ND	1	mg/L					
Nitrite as N	ND	1	mg/L					
Cyanide, free	ND	0.02	mg/L					
<b>EPA 1311 - TCLP Leachate Metals</b>								
Arsenic	ND	0.05	mg/L					
Barium	ND	0.05	mg/L					
Boron	ND	0.05	mg/L					
Cadmium	ND	0.01	mg/L					
Chromium	ND	0.05	mg/L					
Lead	ND	0.05	mg/L					
Mercury	ND	0.005	mg/L					
Selenium	ND	0.05	mg/L					
Silver	ND	0.05	mg/L					
Uranium	ND	0.05	mg/L					
<b>EPA 1311 - TCLP Leachate Organics</b>								
Benzo [a] pyrene	ND	0.0001	mg/L					
Surrogate: Terphenyl-d14	0.031		mg/L	125	40-150			



Certificate of Analysis

Report Date: 13-Dec-2022

Client: WSP E&I Canada Limited (Windsor)

Order Date: 8-Dec-2022

Client PO: OESAW2233.\*\*\*\*.\*\*\*\*.5120.573000

Project Description: OESAW2233.\*\*\*\*.\*\*\*\*.5120.573000

### Method Quality Control: Duplicate

Analyte	Result	Reporting Limit	Units	Source Result	%REC	%REC Limit	RPD	RPD Limit	Notes
<b>EPA 1311 - TCLP Leachate Inorganics</b>									
Fluoride	ND	0.05	mg/L	ND			NC	20	
Nitrate as N	ND	1	mg/L	ND			NC	20	
Nitrite as N	ND	1	mg/L	ND			NC	20	
Cyanide, free	ND	0.02	mg/L	ND			NC	20	
<b>EPA 1311 - TCLP Leachate Metals</b>									
Arsenic	ND	0.05	mg/L	ND			NC	29	
Barium	0.079	0.05	mg/L	0.074			6.2	34	
Boron	0.089	0.05	mg/L	0.054			NC	33	
Cadmium	ND	0.01	mg/L	ND			NC	33	
Chromium	ND	0.05	mg/L	ND			NC	32	
Lead	ND	0.05	mg/L	ND			NC	32	
Mercury	ND	0.005	mg/L	ND			NC	30	
Selenium	ND	0.05	mg/L	ND			NC	28	
Silver	ND	0.05	mg/L	ND			NC	28	
Uranium	ND	0.05	mg/L	ND			NC	27	
<b>Physical Characteristics</b>									
% Solids	77.4	0.1	% by Wt.	79.1			2.2	25	

Certificate of Analysis

Report Date: 13-Dec-2022

Client: WSP E&amp;I Canada Limited (Windsor)

Order Date: 8-Dec-2022

Client PO: OESAW2233.\*\*\*\*.5120.573000

Project Description: OESAW2233.\*\*\*\*.5120.573000

**Method Quality Control: Spike**

Analyte	Result	Reporting Limit	Units	Source Result	%REC	%REC Limit	RPD	RPD Limit	Notes
<b>EPA 1311 - TCLP Leachate Inorganics</b>									
Fluoride	0.51	0.05	mg/L	ND	103	70-130			
Nitrate as N	10	1	mg/L	ND	102	70-130			
Nitrite as N	9	1	mg/L	ND	93.7	80-120			
Cyanide, free	0.060	0.02	mg/L	ND	60.1	60-136			
<b>EPA 1311 - TCLP Leachate Metals</b>									
Arsenic	0.585	0.05	mg/L	ND	117	83-119			
Barium	0.633	0.05	mg/L	0.074	112	83-116			
Boron	0.576	0.05	mg/L	0.054	105	71-128			
Cadmium	0.550	0.01	mg/L	ND	110	78-119			
Chromium	0.547	0.05	mg/L	ND	109	80-124			
Lead	0.484	0.05	mg/L	ND	96.7	77-126			
Mercury	0.0265	0.005	mg/L	ND	88.2	70-130			
Selenium	0.579	0.05	mg/L	ND	116	81-125			
Silver	0.480	0.05	mg/L	ND	96.1	70-128			
Uranium	0.562	0.05	mg/L	ND	112	70-131			
<b>EPA 1311 - TCLP Leachate Organics</b>									
Benzo [a] pyrene	0.0219	0.0001	mg/L	ND	87.7	40-150			
Surrogate: Terphenyl-d14	0.025		mg/L		102	40-150			
<b>EPA 1311 - TCLP Leachate Volatiles</b>									
Benzene	38.5	0.005	mg/L	ND	95.9	60-130			
Carbon Tetrachloride	40.6	0.005	mg/L	ND	100	60-130			
Chlorobenzene	40.9	0.004	mg/L	ND	102	60-130			
Chloroform	46.5	0.006	mg/L	ND	116	60-130			
1,2-Dichlorobenzene	42.4	0.004	mg/L	ND	105	60-130			
1,4-Dichlorobenzene	41.0	0.004	mg/L	ND	102	60-130			
1,2-Dichloroethane	38.9	0.005	mg/L	ND	96.7	60-130			
1,1-Dichloroethylene	37.8	0.006	mg/L	ND	93.6	60-130			
Methyl Ethyl Ketone (2-Butanone)	77.0	0.30	mg/L	ND	77.0	50-140			
Methylene Chloride	35.3	0.04	mg/L	ND	88.2	60-130			
Tetrachloroethylene	40.6	0.005	mg/L	ND	101	60-130			

Certificate of Analysis

Report Date: 13-Dec-2022

Client: WSP E&I Canada Limited (Windsor)

Order Date: 8-Dec-2022

Client PO: OESAW2233.\*\*\*\*.5120.573000

Project Description: OESAW2233.\*\*\*\*.5120.573000

### Method Quality Control: Spike

Analyte	Result	Reporting Limit	Units	Source Result	%REC	%REC Limit	RPD	RPD Limit	Notes
Trichloroethylene	42.0	0.004	mg/L	ND	104	60-130			
Vinyl chloride	32.8	0.005	mg/L	ND	82.1	50-140			
Surrogate: 4-Bromofluorobenzene	0.0838		mg/L		104	50-140			
Surrogate: Dibromofluoromethane	0.0886		mg/L		111	50-140			
Surrogate: Toluene-d8	0.0790		mg/L		98.8	50-140			

Certificate of Analysis

Report Date: 13-Dec-2022

Client: WSP E&I Canada Limited (Windsor)

Order Date: 8-Dec-2022

Client PO: OESAW2233.\*\*\*\*.\*\*\*\*.5120.573000

Project Description: OESAW2233.\*\*\*\*.\*\*\*\*.5120.573000

Qualifier Notes:

Sample Qualifiers :

QC Qualifiers:

Sample Data Revisions:

None

Work Order Revisions / Comments:

None

Other Report Notes:

n/a: not applicable

ND: Not Detected

MDL: Method Detection Limit

Source Result: Data used as source for matrix and duplicate samples

%REC: Percent recovery.

RPD: Relative percent difference.

NC: Not Calculated

Soil results are reported on a dry weight basis unless otherwise noted.

Where %Solids is reported, moisture loss includes the loss of volatile hydrocarbons.

Any use of these results implies your agreement that our total liability in connection with this work, however arising, shall be limited to the amount paid by you for this work, and that our employees or agents shall not under any circumstances be liable to you in connection with this work.



Client Name: WSP E&I Canada Limited  
Contact Name: Cindy McKee  
Address: 11865 County Road 42, Tecumseh, Ontario, N8N 2M1  
Telephone: 519-735-2499

Project Reference: OESAW2233. .... 5120.573000  
Quote #: 21-332  
PO #: No PO, use project reference  
Email Address: cindy.mckee@wsp.com  
derek.saliba@wsp.com

Criteria: ☐ O. Reg. 153/04 (As Amended) Table ☐ RSC Filing ☒ O. Reg. 558/00 ☐ PQO ☐ CCME ☐ SUB (Storm) ☐ SUB (Sanitary) Municipality: ☒ Other: O. Reg. 406/19

Matrix Type: S (Soil/Sed.) GW (Ground Water) SW (Surface Water) SS (Storm/Sanitary Sewer) P (Paint) A (Air) O (Other)

Page 1 of 1

TAT: ☒ Regular ☐ 3 Day  
☐ 2 Day ☐ 1 Day

Date Required: \_\_\_\_\_

Paracel Order Number:

2250416 and 2250418  
(TCLP)

Required Analyses

Sample ID/Location Name	Matrix	Air Volume	# of Containers	Sample Taken		PHCs F1-F4+BTEX	VOCs	PAHs	Metals by ICP	Hg	CrVI	B (HWS)	TCLP M&I	TCLP VOCs	TCLP B(a)P	TCLP Ignitability		
				Date	Time													
1 S-SM	S		2	29-Nov-22	-	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
2 TCLP-Sul	S		43	8-Dec-22	- 1115	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
3						<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
4						<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
5						<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
6						<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
7						<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
8						<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
9						<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
10						<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Comments: Use COC sample ID if difference between COC and soil jar  
Compare to Table 1 SCS and Table 3.1

Method of Delivery:

Relinquished By (Sign): *Cindy McKee* Received by Driver/Depot: *Pat* Received at Lab: *Km'Calla* Verified By: *K. Jakobson*

Relinquished By (Print): Cindy McKee Date/Time: Dec 8/22 11:45 Date/Time: 12/09/22 10:00 Date/Time: Dec 8/22 14:15

Date/Time: Dec 8, 2022 @ 11:25am Temperature: 9.8 °C Temperature: 6.9 °C pH Verified [ ] By: *NA*



## **Appendix C**

### **Limitations**

## Limitations

1. The work performed in the preparation of this report and the conclusions presented are subject to the following:
  - (a) The Standard Terms and Conditions which form a part of our Professional Services Contract;
  - (b) The Scope of Services;
  - (c) Time and Budgetary limitations as described in our Contract; and,
  - (d) The Limitations stated herein.
2. No other warranties or representations, either expressed or implied, are made as to the professional services provided under the terms of our Contract, or the conclusions presented.
3. The conclusions presented in this report were based, in part, on visual observations of the site and attendant structures. Our conclusions cannot and are not extended to include those portions of the site or structures which were not reasonably available, in WSP's opinion, for direct observation.
4. The environmental conditions at the site were assessed, within the limitations set out above, having due regard for applicable environmental regulations as of the date of the inspection. A review of compliance by past owners or occupants of the site with any applicable local, provincial or federal by-laws, orders-in-council, legislative enactments and regulations was not performed.
5. The site history research included obtaining information from third parties and employees or agents of the owner. No attempt has been made to verify the accuracy of any information provided, unless specifically noted in our report.
6. Where testing was performed, it was carried out in accordance with the terms of our contract providing for testing. Other substances, or different quantities of substances testing for, may be present on site and may be revealed by different of other testing not provided for in our contract.
7. Because of the limitations referred to above, different environmental conditions from those stated in our report may exist. Should such different conditions be encountered, WSP must be notified in order that it may determine if modifications to the conclusions in the report are necessary.
8. The utilization of WSP's services during the implementation of any remedial measures will allow WSP to observe compliance with the conclusions and recommendations contained in the report. WSP's involvement will also allow for changes to be made as necessary to suit field conditions as they are encountered.
9. This report is for the sole use of the party to whom it is addressed unless expressly stated otherwise in the report or contract. Any use which any third party makes of the report, in whole or in part, or any reliance thereon, or decisions made based on any information of conclusions in the report, is the sole responsibility of such third party. WSP accepts no responsibility whatsoever for damages or loss of any nature or kind suffered by any such third party as a result of actions taken or not taken or decisions made in reliance on the report or anything set out therein.
10. This report is not to be given over to any third party for any purpose whatsoever without the written permission of WSP.
11. Provided that the report is still reliable, and less than 12 months old, WSP will issue a third-party reliance letter to parties client identifies in writing, upon payment of the then current fee for such letters. All third parties relying on WSP's report, by such reliance agree to be bound by our proposal and WSP's standard reliance letter. WSP's standard reliance letter indicates that in no event shall WSP be liable for any damages, howsoever arising, relating to third-party reliance on WSP's report. No reliance by any party is permitted without such agreement.





## Legislation

### Petition

4 (1) A petition for the drainage by means of a drainage works of an area requiring drainage as described in the petition may be filed with the clerk of the local municipality in which the area is situate by,

- (a) the majority in number of the owners, as shown by the last revised assessment roll of lands in the area, including the owners of any roads in the area;
- (b) the owner or owners, as shown by the last revised assessment roll, of lands in the area representing at least 60 per cent of the hectarage in the area;
- (c) where a drainage works is required for a road or part thereof, the engineer, road superintendent or person having jurisdiction over such road or part, despite subsection 61 (5);
- (d) where a drainage works is required for the drainage of lands used for agricultural purposes, the Director. R.S.O. 1990, c. D.17, s. 4 (1).

### Form of petition

(2) A petition under subsection (1) shall be in the form prescribed by the regulations and, where it is filed by an owner or owners under clause (1) (a) or (b), shall be signed by such owner or owners. R.S.O. 1990, c. D.17, s. 4 (2).

### Petition where area lies on each side of boundary line

(3) Where it is desired to construct a drainage works for the drainage of an area composed of lands or roads lying on each side of a boundary line between two or more local municipalities, the council of any of them may proceed upon a petition as required by this Act in all respects, including the sending of notices, as if such area were entirely within the limits of the municipality. R.S.O. 1990, c. D.17, s. 4 (3).

### Person deemed owner

(4) Where a person who is the owner of land, but does not appear by the last revised assessment roll of the municipality to be the owner, is a petitioner, the person shall be deemed an owner if the person's ownership is proved to the satisfaction of the clerk, and, if the person who appears by the assessment roll to be the owner is a petitioner, the person's name shall be disregarded in determining the sufficiency of the petition. R.S.O. 1990, c. D.17, s. 4 (4).

### Persons jointly assessed

(5) Where two or more persons are jointly assessed for a property, in determining the sufficiency of a petition, they shall be deemed to be one owner. R.S.O. 1990, c. D.17, s. 4 (5).

### Section 25(1) – Engineer may assess a block, etc.

The council of the local municipality may direct the engineer to assess as a block, a built-up area designated by the council, and the sum assessed therefor may be levied against all the ratable properties in the designated area proportionately on the

basis of the assessed value of the land and buildings.

### **Section 25(2) – Assessments to be charged against public roads**

Where the engineer makes a block assessment under subsection (1), the engineer shall designate the proportion of the assessment to be charged against the public roads in the designated area.

### **Section 26 – Increased cost, how borne**

In addition to all other sums lawfully assessed against the property of a public utility or road authority under this Act, and despite the fact that the public utility or road authority is not otherwise assessable under this Act, the public utility or road authority shall be assessed for and shall pay all the increase of cost of such drainage works caused by the existence of the works of the public utility or road authority.

### **Section 41(1) – Notice of drainage works**

Upon the filing of the engineer's report, the council of the initiating municipality, if it intends to proceed with the drainage works, shall, within thirty days of the filing of the report, cause the clerk of the initiating municipality to send a copy of the report and a notice stating,

- 1) the date of the filing of the report;
- 2) the name or other designation of the drainage works; and
- 3) the date of the council meeting at which the report will be considered, to;
  - a) the owners, in the initiating municipality, as shown by the last revised assessment roll to be the owners of lands and roads assessed for the drainage works or for which compensation or other allowances have been provided in the report;
  - b) the clerk of every other local municipality in which any land or road that is assessed for the drainage works or for which compensation or other allowances have been provided in the report is situate;
  - c) the secretary-treasurer of each conservation authority that has jurisdiction over any land affected by the report;
  - d) any railway company, public utility or road authority affected by the report, other than by way of assessment;
  - e) the Minister of Natural Resources where land under his or her jurisdiction may be affected by the report; and
  - f) the Director.

**Section 41(3) – Copy of report not required**

Despite subsections (1) and (2), where a block assessment is made, the notice to the owners of the lands so assessed need not be accompanied by a copy of the report.

**Section 41(3.1) – Same**

Despite subsections (1) and (2), the council of a local municipality is not required to send a copy of the report to owners of lands and roads assessed for a sum of less than \$100.

**Section 42 – Consideration of report**

The council of the initiating municipality at the meeting mentioned in section 41 shall consider the report, and, where the drainage works is requested on petition, shall give an opportunity to any person who has signed the petition to withdraw from it by filing a signed withdrawal with the clerk and shall also give those present owning lands within the area requiring drainage who have not signed the petition an opportunity to do so, and should any of the lands or roads owned by the municipality within the area requiring drainage as described in the petition be assessed, the council may by resolution authorize the head of the municipality to sign the petition for the municipality, and such signature counts as that of one person in favour of the petition.

**Section 65(1) – Subsequent subdivision of land**

If, after the final revision of an engineer's assessment of land for a drainage works, the land is divided by a change in ownership of any part, the clerk of the local municipality in which the land is situate shall instruct an engineer in writing to apportion the assessment among the parts into which the land was divided, taking into account the part of the land affected by the drainage works.

**Section 65(2) – Agreement on share of assessment**

If the owners of the subdivided land mutually agree on the share of the drainage assessment that each should pay, they may enter into a written agreement and file it

with the clerk of the local municipality and, if the agreement is approved by the council by resolution, no engineer need be instructed under subsection (1).

### **Section 76(1) - Varying original assessments for maintenance**

The Council of any local municipality liable for contribution to a drainage works in connection with which conditions have changed or circumstances have arisen such as to justify a variation of the assessment for maintenance and repair of the drainage works may make an application to the Tribunal, of which notice has been given to the head of every other municipality affected by the drainage works, for permission to procure a report of an engineer to vary the assessment, and, in the event of such permission being given, such council may appoint an engineer for such purpose and may adopt the report but, if all the lands and roads assessed or intended to be assessed lie within the limits of one local municipality, the council of that municipality may procure and adopt such report without such permission.

### **Section 76(2) – Proceedings on report of engineer**

The proceedings upon such report, excepting appeals, shall be the same, as nearly as may be, as upon the report for construction of the drainage works.

### **Section 76(3) – Appeal from report of engineer**

Any council served with a copy of such report may, within 45 days of such service, appeal to the Tribunal from the finding of the engineer as to the portion of the cost of the drainage works for which the municipality is liable.

### **Section 76(4) – Appeal from assessment**

Any owner of land assessed for maintenance or repair may appeal from the assessment in the report on the grounds and in the manner provided by Section 52 in the case of the construction of the drainage works.

### **Section 76(5) – Basis of future assessments**

An assessment determined under this section shall thereafter, until it is further varied, form the basis of any assessment for maintenance or repair of the drainage works affected thereby.

### **Section 78(1) – Improving, upon examination and report of engineer**

If a drainage works has been constructed under a by-law passed under this Act or any predecessor of this Act, and the council of the municipality that is responsible for maintaining and repairing the drainage works considers it appropriate to undertake one or more of the major improvement projects listed in subsection (1.1) for the better use, maintenance or repair of the drainage works or of lands or roads, the municipality may undertake and complete the project in accordance with the report of an engineer appointed by it and without the petition required by section 4. 2010, c.16, Sched. 1, s. 2 (27); 2020, c. 18, Sched. 4, s. 9 (1).

## **Section 78(1.1) – Projects**

The projects referred to in subsections (1) are:

- 1) 1. Changing the course of the drainage works.
- 2) 2. Making a new outlet for the whole or any part of the drainage works.
- 3) 3. Constructing a tile drain under the bed of the whole or any part of the drainage works.
- 4) 4. Constructing, reconstructing or extending embankments, walls, dykes, dams, reservoirs, bridges, pumping stations or other protective works in connection with the drainage works.
- 5) 5. Extending the drainage works to an outlet.
- 6) 5.1 Improving or altering the drainage works if the drainage works is located on more than one property.
- 7) 6. Covering all or part of the drainage works.
- 8) 7. Consolidating two or more drainage works.
- 9) 8. Any other activity to improve the drainage works, other than an activity prescribed by the Minister as a minor improvement. 2010, c. 16, Sched. 1, s. 2 (27); 2020, c. 18, Sched. 4, s. 9 (2-4).

## **Section 78(2) – Notice to conservation authority**

2) An engineer shall not be appointed under subsection (1) until 30 days after a notice has been sent to the following persons advising them of the municipality's intent to undertake the major improvement project:

1. The secretary-treasurer of each conservation authority that has jurisdiction over any lands that would be affected by the project.
2. The prescribed persons. 2020, c. 18, Sched. 4, s. 9 (5).

## **Section 78(3) – Powers and duties of engineer**

(3) The engineer has all the powers and shall perform all the duties of an engineer appointed with respect to the construction of a drainage works under this Act. R.S.O. 1990, c. D.17, s. 78 (3).

## **Section 78(4) – Proceedings**

(4) All proceedings, including appeals, under this section shall be the same as on a report for the construction of a drainage works. R.S.O. 1990, c. D.17, s. 78(4).

## **Minor improvements to drainage works**

(5) Despite subsections (2) to (4), the Minister may prescribe the process for approving minor improvements to a drainage works mentioned in paragraph 8 of subsection (1.1). 2020, c. 18, Sched. 4, s. 9 (6).

## **AMENDMENTS TO ENGINEER'S REPORT**

84.1 (1) This section applies with respect to engineer's reports that are prepared for

the purpose of a petition under section 4 or for the purpose of section 78 and that are adopted by a municipal by-law. 2020, c. 18, Sched. 4, s. 10.

#### Approval process

(2) The Minister may, by regulation, set out the process by which the engineer's report may be amended and the process by which those amendments are to be approved. 2020, c. 18, Sched. 4, s. 10.

Section Amendments with date in force (28/09/2021)