



MEMO

TO: MAYOR AND COUNCIL FILE: 5280-21

FROM: C.D. COATES, CAO

DATE: JANUARY 27, 2014

SUBJECT: REQUEST FOR 3RD PARTY REVIEW OF TERVITA'S DESIGN AND OPERATIONS PLAN FOR THE ESQUIMALT GRAVING DOCK MATERIAL

Council has received correspondence from the Minister of Environment noting that a meeting was being arranged to further discuss the District's request noted above.

Senior District Staff met with officials from the Ministry of Environment on January 24, 2014. The Ministry was represented by Jim Standen, Assistant Deputy Minister, Environmental Protection, John Braman, Regional Director of Environmental Protection, Allan Leucshen, Senior Environmental Protection Officer from MOE who handles the Tervita file and Alan McCammon who is a Hydrogeologist from MOE's Land Remediation Branch in Surrey and who attended the Soil Deposit session in June 2013.

Points covered in the meeting are noted below:

- MOE staff Hydrogeologist was tasked with reviewing the Tervita Design and Operations Plan
- He identified some issues that should be further addressed
- This resulted in Tervita creating an updated Compliance Action Plan in December 2013, which is available on the MOE website.
- In addition Tervita has been instructed to undertake an independent, 3rd party review of their Design and Operations Plan by March 2014.
- The 3rd party review will be submitted to the Ministry for their further review.
- We have requested that Province provide us in writing with the details of the additional requirements to establish the scope and scale of them. Meaning both the Ministry Staff's review and findings initially as well as the scope of the 3rd party review, and that be in a form that can come forward to council.

- We requested consideration for the District to be advised in the event of unforeseen occurrences as well as to be a recipient of all groundwater monitoring information.
- MOE will be linking their requirements to the District's Groundwater Protection Planning work and we are providing both the Ministry and Tervita with those documents.

Respectfully Submitted



Christopher D. Coates
Chief Administrative Officer

Attachs.

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