




COMMUNICATION UPDATE

TO:	Mayor and Members City Council
DATE:	October 25, 2021
SUBJECT:	Chedoke Creek Order – Chedoke Creek Workplan – Extension - HW.21.06
WARD(S) AFFECTED:	City Wide
SUBMITTED BY:	Cari Vanderperk Director, Watershed Management Public Works Department
SIGNATURE:	

On September 30, 2021 the City of Hamilton (City) requested a 14-month extension under Item #6 of the Ministry of Environment, Conservation and Parks (MECP) Director's Order No.1-PE3L3 (Order) which imposed a deadline for the completion of the approved Chedoke Creek Workplan (Targeted Dredge) of October 31, 2021.

The formal request to extend the deadline was made after reviewing and progressing through the permitting and approvals process which included engagement and consultation with the following agencies.

- Hamilton Conservation Authority
- Ministry of Transportation
- Ministry of Northern Development, Mines, Natural Resources and Forestry
- Ministry of the Environment, Conservation and Parks
- Ministry of Heritage, Sport, Tourism and Culture Industries
- Transport Canada,
- Fisheries and Oceans Canada
- Impact Assessment Agency of Canada,
- Royal Botanical Gardens
- Indigenous Nations and partners including:
 - Haudenosaunee Confederacy Council as represented by the Haudenosaunee Development Institute

OUR Vision: To be the best place to raise a child and age successfully.

OUR Mission: To provide high quality cost conscious public services that contribute to a healthy, safe and prosperous community, in a sustainable manner.

OUR Culture: Collective Ownership, Steadfast Integrity, Courageous Change, Sensational Service, Engaged Empowered Employees.

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- Huron-Wendat Nation
- Mississaugas of the Credit First Nation
- Six Nations of the Grand River.

Information reviewed included field data collection results, assessment and discussions related to each agency's requirements and associated timelines including in-water construction restrictions.

On October 22, 2021, the MECP Director approved the City's requested deadline extension to December 31, 2022 with all other items in the Order remaining in effect, and unaltered. The City will continue to progress through the permitting and approvals process and will inform the various internal and external stakeholders of this amendment to the Order.

APPENDICES AND SCHEDULES ATTACHED

Appendix "A" to Report HW.21.06 – Extension Request Approval of Item No. 6 of Director's Order No. 1-PE3L3

Ministry of the Environment, Conservation
and Parks
Drinking Water and Environmental
Compliance Division
West Central Region
Hamilton District Office

119 King Street West, 9th Floor
Hamilton, Ontario L8P 4Y7

Ministère de l'Environnement de la Protection
de la nature et des Parcs
Division de la conformité en matière
d'eau potable et d'environnement
Direction régionale du Centre-Ouest
Bureau de district de Hamilton

119 rue King Ouest, 9^e étage
Hamilton (Ontario) L8P 4Y7



October 22, 2021

Cari Vanderperk
Director, Watershed Management
Hamilton Water
Public Works, City of Hamilton
E-Mail: Cari.Vanderperk@hamilton.ca

Dear Cari Vanderperk:

Re: Extension Request of Item No.6 of Director's Order No.1-PE3L3

I am in receipt of your September 30, 2021 request for an extension of the compliance date specified in Item No. 6 of the Order from October 31, 2021 to December 31, 2022.

I have reviewed your request and supplementary revised schedule, '*Revised Chedoke Creek Targeted Dredge Project Schedule, September 2021*' and have consulted with Ministry staff. Based on my review of the documents provided to support the City's request I understand that after assessing the permit and approval process and the in-water construction restrictions, the targeted dredge portion of the workplan will be completed by December 31, 2022. Having considered your submissions and further to our discussions held on Monday October 18, 2021, I am of the view that the compliance date can be extended.

As such, pursuant to my authority under sections 157.3 of the *Environmental Protection Act*, s.16.4 of the *Ontario Water Resources Act*, and sections 49 and 54 of the *Legislation Act, 2006*, I hereby alter the compliance date in Item No. 6 as requested so that Item No. 6 now reads as follows:

6. By December 31, 2022, complete the approved Chedoke Creek Workplan.

All other Items in the Order remain in effect, and unaltered. This order alters and constitutes part of Director's Order No. 1-PE3L3, issued on December 4, 2020. You may require a hearing before the Ontario Land Tribunal in respect of this amendment to the compliance date in accordance with the EPA and the OWRA.

I encourage you to inform the various stakeholders who are interested in the work that is to be completed pursuant to my Order, of this amendment.

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

Regards,

A handwritten signature in black ink on a light gray rectangular background. The signature is stylized and appears to be 'S. Burt'.

Stephen Burt

District Manager & Director appointed for the purposes of s.157.3 EPA, s.16.4 OWRA.

Cc. Brittney Wielgos, Supervisor, MECP
Susan Girt, Compliance & Regulations Manager, Hamilton Water