

Thank You Halton Residents

This letter is regarding the property known as 475 Concession 11 East Flamborough, in the City of Hamilton (the site). It is my understanding that St. Marys Cement Inc. Canada (the company) has proposed to undertake groundwater pumping tests at the site to gather information on what effects a quarrying operation may have on the surrounding aquifer.

During a site inspection undertaken on April 24, 2008, ministry staff observed several areas throughout the site where solid non-hazardous waste had been deposited. The waste included shingles, empty drums and miscellaneous plastic and metal debris. The waste did not appear to have been recently deposited.

Ministry staff also observed a defined area at the site where there was evidence that an excavation of material had taken place.

After concluding the site inspection, company representatives provided ministry staff with two documents related to contamination at the site - "Phase 1 Environmental Assessment 475 Concession 11 East Flamborough Hamilton Ontario", and "Site Remediation Report 475 Concession 11 East Flamborough Hamilton Ontario".

As a result of the observations made during the April 24th, 2008, site inspection and the review of the above-mentioned documents, the ministry is requiring that the following activities be performed:

1. That the company remove the historically deposited solid non-hazardous waste located at the site in accordance with applicable regulatory requirements;
2. that the Phase I ESA study be revisited and expanded upon to include a re-inspection of the site; a review of ministry records to determine past use of the site; interviewing past owners of the site; and, an assessment of any available historical groundwater quality monitoring data;
3. that based on the findings of the expanded Phase 1 ESA for the site, that additional sampling of both groundwater and surficial soil be undertaken and analysed for applicable contaminant levels, including but not limited to metals, and polychlorinated biphenyls (where appropriate);
4. that based on the results of the sampling outlined in item 3 above, that a remediation plan be undertaken (if required) to remove contaminated material and remediate the site to standards contained in "Ontario Regulation 153/04, Table 2 Full Depth Generic Site Condition Standards in a Potable Ground Water, for Industrial/Commercial Property Use"; and,
5. By no later than June 2, 2008, provide the ministry with a written report summarizing the activities undertaken to complete items 1 and 2 referenced above (the report may be directed to the undersigned of this letter). Based on the findings of the work required by Item 2, completion dates for Items 3, 4 and 5, and a report summarizing that work (if required) will be discussed.

Items 3 and 4 listed above are referred to as Phase II Site Assessments.

To assist you in completing the above items the ministry can provide you with any archived records that we have regarding past activities at the site.

Please note that any solid non-hazardous waste that is to be removed from the site as referenced in Item 1 above, must be undertaken by a person/company that holds a ministry issued approval for a waste management system to carry solid non-hazardous waste, and said waste must be destined to a facility that, if located in Ontario, holds a ministry issued approval for the receipt of solid non-hazardous waste.

Yours truly,

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On April 24, Ministry of Environment officials held an official site inspection of the St. Mary's property at 475 11th Concession East in Flamborough and found waste strewn on the site. After their visit, the MOE issued St Marys this letter on May 1, stating a number of conditions the company must now follow **BEFORE** the MOE will consider their pending Permit To Take Water application. Due to the continued vigilance of Flamborough and Halton residents, notably Milton Councillor Jan Mowbray, our fight has the full attention of the Ministry!

Thank you, Halton!