

Appendix 'B'

East Mud Creek Environmental Assessment Owner Letter

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Consulting Civil Engineers
361 Dufferin Avenue
London, Ontario N6B 1Z5
(519) 672-8310 Fax (519) 672-4182
e-mail: deveng@deveng.net
website: www.deveng.net

August 14, 2007

Project: D6118

City of London
Environmental Services Department
Wastewater and Drainage Engineering Division
300 Dufferin Avenue
P.O. Box 5035
London, Ontario
N6A 4L9

ENVIRONMENTAL & ENGINEERING SERVICES	
Wastewater & Drainage Engineering	
SEP 5 2007	
FILE NO.	
REFER TO	

Attention: Mr. Peter Steblin, P.Eng.
General Manager and City Engineer

Re: *Municipal Class E.A.*
East Mud Creek SWM Servicing Study
London, Ontario

Mr. Steblin:

We are the four (4) landowners who are undertaking and paying for the East Mud Creek SWM Study based on the Work Plan approved by Council. The above work is being carried out by a consulting team lead by Development Engineering (London) Limited.

Our consultants have submitted a work plan detailing the process to be followed. By copy of this letter, we hereby request that the City of London be the co-proponent for completion of the E.A., as outlined in our July 3, 2007, work plan prepared by Development Engineering (London) Limited. We also agree to undertake the cost of the E.A. totaling \$155,675, excluding contingency and G.S.T., and we understand these monies are to be paid in advance to the City of London, who in turn will pay our consultant, Development Engineering (London) Limited, on a monthly basis as the work is completed.

Robert W. Clark, P.Eng., E.W. Hodgins, P.Eng., J.D. Thomas, E.B. Wszol, P.Eng.



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It is further understood that 85.3% of the E.A. study costs are claimable and are part of the cost sharing claim submitted following construction of the SWM facility. This is outlined in our March 13, 2007, letter (copy attached) to Lois Burgess, P.Eng., E.S.D. Division Manager.

Signed by:

Old Oak Properties: [Signature] Dated: Aug 22 / 07
148 Fullarton Street

Z Group [Signature] Dated: Aug 22 / 07
1135 Adelaide Street North

ESAM Group [Signature] Dated: SEPT 2 / 07
301 Oxford Street West

David Cody [Signature] Dated: Aug 21 / 07

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March 13, 2007

Project: D6118

City of London
Environmental Services Department
Development Services Division
300 Dufferin Avenue
P.O. Box 5035
London, Ontario
N6A 4L9

Attention: Ms. Lois Burgess, P.Eng.
Division Manager

*Re: Claim Eligibility
East Mud Creek Area
SWM Drainage E.A.
London, Ontario*

Lois:

This letter details the summary of our meeting of March 12, 2007, with yourself, Bob Webber and the undersigned. The purpose of the meeting was to confirm the eligibility for the East Mud Area SWM E.A. study based on the 1999 UWRF Study principles and practices manual.

As discussed in our meeting, the East Mud lands area within Area 2. It is therefore agreed that the E.A. study is eligible for claimability from the UWRF based on the ratio of the proponents lands as a ratio of the entire watershed. Therefore using the Drainage Area drawing prepared by Development Engineering (London) Limited the developers total vacant area is 52.7 Ha. vs. the entire sewershed of 358.8 Ha. resulting in a claimable percentage of $358.88 - 52.7 / 358.8 = 85.3\%$.

It is further understood that the E.A. monies are to be paid to the City in advance of the E.A. study and these monies are paid back upon completion of the construction of the remedial works under the first development agreement requiring completion of the works in whole or part.

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We would also note that the shareable component for the remedial works will not be the same proportionate share as the E.A. study. This will be determined based on the preferred solution(s) of the E.A. study.

We would also note that as requested, the E.A. study will include a Financials Section detailing estimated costs and claims along with net development charges, revenue and expected project timing, etc. The construction costs will further breakdown the shareable amount between capital works, City services and UWRF and developer share.

We trust this letter summarizes the results of our earlier meeting. Please review and provide your concurrence in writing.

DEVELOPMENT ENGINEERING (LONDON) LIMITED

R.W. Clark, P.Eng.
/23516th

cc.: all clients