

West Kains Land Corp

#301 - 100 Wellington Street
London, ON N6B 2K6

November 19, 2012

The City of London
300 Dufferin Avenue
London, ON
N6A 4L9

ATTENTION: Chair and Members of the Civic Works Committee

Dear Chair and Committee Members

Re: Tributary 'C' Class EA

We strongly believe that the Functional Design of SWMF 'A' needs to be completed prior to the finalization of the EA. There is no impact to the City's operating budget in carrying out the functional design now since that work is already contemplated in the Development Charges/CSRF program, and would be undertaken immediately following the completion of the EA in any event.

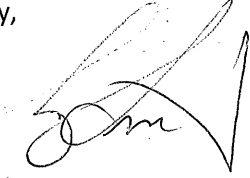
Typically at the conclusion of a SWM EA, the facility size and location are positively identified. Currently, the **size and location of SWMF 'A' is unknown**. We have to ask ourselves one simple question: How can this EA be considered "complete" if there are still significant questions like this still unanswered? We feel the City's consultant (AECOM) has clearly provided scientific based evidence which supports SWMF 'A' being in a certain location and of a certain size. Yet, the language of the EA document itself remains ambiguous due to the concerns of external agencies. It is only through the completion of the Functional Design that the ambiguity may be eliminated.

The EA states that SWMF 'A' will be constructed prior to the development of our lands. We are concerned that we will be unable to apply for a draft plan of subdivision on the remainder of our lands when the ultimate footprint of SWMF 'A' is unknown. We understand that a monitoring period is required to determine if SWMF 'A' requires an additional expansion to increase infiltration capacity. This monitoring period is intended to take place after the development of our lands and remains undefined with respect to length of time and objectives.

We do understand that the request to include the functional design into the EA process is unique, but only because the receiving watercourse has been identified as a cold water fishery, which is unique to London itself. The EA fails to firmly establish the size and location of SWMF 'A' despite AECOM providing science based facts that clearly show there is no reason to not positively identify the size and location of SWMF 'A' at this time.

By copy of this letter to Ms. Berta Krichker, we respectfully request that her report to the Civic Works Committee regarding this EA be forwarded to all affected landowners as soon as possible so that we may review it thoroughly prior to the December 3 meeting.

Sincerely,

A handwritten signature in black ink, appearing to read 'Craig Linton', written over a faint dotted line.

Craig Linton
Land Development Project Manager
519-672-4011