

**Ministry of Tourism,  
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February 4, 2016 (EMAIL ONLY)

Zora Crnojacki  
Ontario Energy Board  
2300 Yonge Street, Suite 2601  
Toronto, ON M4P 1E4  
E: Zora.Crnojacki@ontarioenergyboard.ca

**RE: MTCS file #: 0003788**  
**Proponent: Union Gas**  
**Subject: Environmental Report**  
**Leamington Line Phase II Pipeline Project**  
**Location: Municipality of Leamington, County of Essex, Ontario**

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Dear Zora Crnojacki:

The Ministry of Tourism, Culture and Sport (MTCS) has been provided with the environmental report for the above project. MTCS's interest in this EA project relates to its mandate of conserving Ontario's cultural heritage, which includes:

- Archaeological resources, including land-based and marine;
- Built heritage resources, including bridges and monuments; and,
- Cultural heritage landscapes.

Under the EA process, the proponent is required to determine a project's potential impact on cultural heritage resources. While some cultural heritage resources may have already been formally identified, others may be identified through screening and evaluation. Aboriginal communities may have knowledge that can contribute to the identification of cultural heritage resources, and we suggest that any engagement with Aboriginal communities includes a discussion about known or potential cultural heritage resources that are of value to these communities. Municipal Heritage Committees, historical societies and other local heritage organizations may also have knowledge that contributes to the identification of cultural heritage resources.

**Archaeological Resources**

The EA project has been screened using the MTCS [Criteria for Evaluating Archaeological Potential](#) to determine whether an archaeological assessment is needed and concludes that it will not impact archaeological resources due to the Right-of-Way for the proposed pipeline being disturbed. I recognize that the rail bed and ditch portion of the right of way are disturbed and have essentially no archaeological potential due to this disturbance. However, paragraph 2 on page 21 states that the pipeline will be located within the grassed area between the limestone trail and fenced property limits, which may be relatively undisturbed if it is not within the ditches alongside the rail bed. Further documentation is required to provide a definitive evaluation of the archaeological potential for this component of the project area.

In addition, areas outside of the Right-of-Way may be impacted by construction activities including temporary staging and stockpiling areas and access routes, as described on pages 17-19 and 29-30. The archaeological potential for these areas is not determined, in part as they are not yet defined, but agricultural land is included in the description of areas that may be temporarily impacted, which often has archaeological potential. Further documentation is required to provide a definitive evaluation of the archaeological potential for these portions of the project area.

Finally, the project also describes on page 1 (and mapped in Figure 3) a new station site and spur pipeline to this component of the project, which appears to be in an agricultural field immediately south of two pumpjacks and an associated driveway, for which the archaeological potential is not evaluated.

As a result of my observations, I am advising that the MTCS *Criteria for Evaluating Archaeological Potential* as provided in the Environmental Report does not encompass the full footprint of the project and requires re-submission.

#### **Built Heritage and Cultural Heritage Landscapes**

The MTCS [\*Criteria for Evaluating Potential for Built Heritage Resources and Cultural Heritage Landscapes\*](#) has been completed and concludes that this EA project does not impact cultural heritage resources. I acknowledge that the landscape will not be permanently altered by the pipeline itself; however, the project also describes on page 1 (and mapped in Figure 3) a new station site that appears to be immediately south of two pumpjacks, and the former railway Right-of-Way is a potential cultural heritage landscape feature that has not been evaluated.

As a result, I am advising that the MTCS *Criteria for Evaluating Potential for Built Heritage Resources and Cultural Heritage Landscapes* as provided in the Environmental Report does not encompass the full footprint of the project, nor does it evaluate the Right-of-Way or pumpjacks, and requires re-submission.

#### **Environmental Assessment Reporting**

All technical heritage studies and their recommendations are to be addressed and incorporated into EA projects. When screening has identified no known or potential cultural heritage resources, or no impacts to these resources, the completed checklists and supporting documentation should be included in the EA report or file. Resubmission of these documents is required.

In addition, the address information for our Toronto office listed on page 2 of the table in Appendix B is not correct, as our offices have been at our 401 Bay Street location for approximately five years.

Please contact me for any questions or clarification.

Sincerely,

Joseph Muller, RPP/MCIP  
Heritage Planner  
Joseph.Muller@Ontario.ca

It is the sole responsibility of proponents to ensure that any information and documentation submitted as part of their EA report or file is accurate. MTCS makes no representation or warranty as to the completeness, accuracy or quality of the any checklists, reports or supporting documentation submitted as part of the EA process, and in no way shall MTCS be liable for any harm, damages, costs, expenses, losses, claims or actions that may result if any checklists, reports or supporting documents are discovered to be inaccurate, incomplete, misleading or fraudulent.

Please notify MTCS if archaeological resources are impacted by EA project work. All activities impacting archaeological resources must cease immediately, and a licensed archaeologist is required to carry out an archaeological assessment in accordance with the Ontario Heritage Act and the Standards and Guidelines for Consultant Archaeologists.

If human remains are encountered, all activities must cease immediately and the local police as well as the Cemeteries Regulation Unit of the Ministry of Government and Consumer Services must be contacted. In situations where human remains are associated with archaeological resources, MTCS should also be notified to ensure that the site is not subject to unlicensed alterations which would be a contravention of the Ontario Heritage Act.