



Filed: April 25, 2022

EB-2022-0012

Page 1 of 20

INDIGENOUS CONSULTATION LOG

JUNE 2020 – APRIL 2022

LIST OF ACRONYMS FOR THE TABLES BELOW

HCCC	Haudenosaunee Confederacy Chiefs Council
HDI	Haudenosaunee Development Institute
HWFN	Huron-Wendat First Nation
MOE	Ministry of Energy
MCFN	Mississaugas of the Credit First Nation
TMHC	Timmins Martelle Heritage Consultants
SCPL	Sun-Canadian Pipe Line Company Limited
SNGR	Six Nations of the Grand River

Table 1 Indigenous Consultation Activities Log re: Haudenosaunee Confederacy Chiefs Council and Haudenosaunee Development Institute. See Appendix “A” for a summary of HCCC correspondence.

Date (mm/dd/yr)	From	To	Subject	Summary	OEB Doc Reference
2020					
06-05-2020	SCPL	HCCC / HDI	Project Introduction	SCPL introduced the project and noted they will consult with HCCC on the project. Noted that SCPL intends on applying to the OEB which involves notification to the MOE for their determination of Duty to Consult. Anticipate this Ministry will also be notifying HDI of the application.	Application, Appendix 2, pg 105
07-08-2020	HCCC / HDI	SCPL	HDI's Monitoring Agreement	"... Our records indicate a new contract for this year is needed. I've attached a draft copy of HDI's standard monitoring agreement. Please review. If agreed too, please sign and return a copy..."	Appendix A-1
08-12-2020	SCPL	HCCC / HDI	Environmental Report and Consultation	SCPL noted that SCPL proceeded with a notice of application for Leave to Construct with the OEB and that the MOE has delegated to SCPL procedural aspects of the Crown's duty to consult. SCPL attached a copy of the MOE delegation letter. SCPL attached SCPL's letter to HCCC regarding the commencement of the project and site location. SCPL invites HCCC to a virtual meeting in September to discuss how HCCC would like to participate in the project.	Appendix A-13
08-12-2020	SCPL	HCCC / HDI	Environmental Report and Consultation	SCPL provided information on the project and on the Environmental Study process, attached a route map, asked the community to provide environmental and socio-economic comments and extended an offer to hold a virtual meeting in September with Stantec present. SCPL stated that the Environmental Report for the project was anticipated to be completed and submitted to the OEB as early as fall of 2020. Construction of the replacement pipeline was anticipated to begin as early as Summer 2021 and be complete by the end of 2021.	Application, Appendix 2, pg 18 and 105 Appendix A-13
09-16-2020	SCPL	HCCC / HDI	Environmental Report and Consultation - Request to Arrange Virtual Meeting	"Hi Todd – as discussed today, can we set up a meeting for any day next week Oct 21, 23, 24 or 25 (except Tuesday Oct 22) - to discuss HCCC's interests and input into this project? Alternatively October 2, 5, 6, 7 or 8 would work on our side. Let me know which is your preferred date and time, plus a list of emails of who will attend so I can send out the invitation to all with some materials."	Application, Appendix 2, pg 105 Appendix A-13
09-22-2020	SCPL	HCCC / HDI	Environmental Report and Consultation - Request to Arrange Virtual Meeting	"Hi Todd – any chance to look at this yet? The spots are filling up quick. We have already met with other Nations and would very much like to meet with HDI. Let me know what we can do here."	Application, Appendix 2, pg 105 Appendix A-12
09-23-2020	HCCC / HDI	SCPL	HDI's Monitoring Agreement		Appendix A-1
10-06-2020	SCPL	SNGR / HCCC / HDI	Invitation for Fieldwork	SCPL invited the community to participate in potential bat maternity roosting habitat survey.	Application, Appendix 2, pg 83

Date (mm/dd/yr)	From	To	Subject	Summary	OEB Doc Reference
10-08-2020	HCCC	SCPL	Environmental Report and Consultation - Request to Arrange Virtual Meeting	"Hi Susan, Can you suggest a time and date to do a meeting over the internet"	Application, Appendix 2, pg 105 Appendix A-12
10-09-2020	SCPL	HCCC / HDI	Environmental Report and Consultation - Request to Arrange Virtual Meeting	"Hi Todd; How about Friday Oct 16th at 10am? If that works, please send a list of names, titles and emails of who will attend and I will send them a calendar invite and meeting details."	Application, Appendix 2, pg 104 Appendix A-12
10-18-2020	HCCC / HDI	SCPL	Project Check-in Virtual Meeting	"Morning Susan, Confirming our meeting is for 2pm today correct? Raechelle Williams"	Appendix A-18
10-18-2020	SCPL	HCCC / HDI	Project Check-in Virtual Meeting	"Good Morning Raechelle – I had it for 10am this morning in my calendar (perhaps by mistake) – do you prefer 2pm? no problem to change it ..."	Appendix A-18
10-18-2020	HCCC / HDI	SCPL	Project Check-in Virtual Meeting	"Morning, No you wrote the correct time I however mistaken our meeting for another one. But are we able to switch it to 2pm or 2:30pm today? Kind regards, Raechelle Williams"	Appendix A-18
11-13-2020	SCPL	HCCC / HDI	Correspondence Regarding Stage 1 Archaeological Assessment	TMHC reached out to HDI concerning the project and participation in the Stage 1 archaeological assessment.	Application, Exhibit C, Tab 1 Schedule 5, page 1
12-01-2020	SCPL	HCCC / HDI	Bat Study Invitation	"I hope you are well. Our consultant (Stantec) has coordinated a site visit for December 7th to survey the areas of potential bat maternity roosting habitat now that the leaves are off the trees. Could you please confirm if you would like to have a representative attend the site or would like a copy of the consultants findings?"	Appendix A-21
12-01-2020	HCCC / HDI	SCPL	Bat Study	"The Haudenosaunee Development Institute (HDI) wishes to participate in the upcoming ecology surveys for the East 16 Mile Creek replacement project."	Appendix A-23
12-01-2020	SCPL	HCCC / HDI	Bat Study	"I'm the project manager for the Sun-Canadian East 16 Mile Creek project. I have cc'd my counterpart at Stantec (Mike Candido) who is arranging the field survey work next week. He is the best person to arrange the specifics with your monitor. Certainly let Mike or myself know if you have any questions or concerns."	Appendix A-23
12-08-2020	SCPL	HCCC / HDI	Correspondence Regarding Stage 1 Archaeological Assessment	TMHC provided HDI a copy of the draft Stage 1 report for review.	Application, Exhibit C, Tab 1 Schedule 5, pg 1 Appendix A-26
2021					
01-06-2021	SCPL	HCCC / HDI	Requesting Comments on Stage 1 Archaeological Assessment	"Sorry to bug you, but I just wanted to reach out to see if you had any comments on this report I sent you. We have comments from everyone else and I just wanted to see if you had any comments before we submitted it for review."	Appendix A-25

Date (mm/dd/yr)	From	To	Subject	Summary	OEB Doc Reference
01-06-2021	HCCC / HDI	SCPL	No Comments on Stage 1 Archaeological Assessment	“My bad. I forgot to respond. No comments or anything to add then my usual questions.”	Application, Exhibit C, Tab 1, Schedule 5, page 2 Appendix A-25
02-05-2021	SCPL	HCCC / HDI	Request for Comments on Environmental Report	SCPL provided a link to the Environmental Report to HDI and requested comments.	Application, Appendix 2, pg 94
05-05-2021	TMHC	HCCC / HDI	Correspondence Regarding Stage 2 Archaeological Assessment	TMHC reached out to HDI concerning the project and participation in the Stage 2 archaeological assessment.	Application, Exhibit C, Tab 1, Schedule 5, page 2
05-31-2021 06-03-2021 06-04-2021	SCPL	HCCC / HDI	Stage 2 Archaeological Assessment	In field discussion - Discussions between TMHC field director and HDI representative about the fieldwork, findings and recommendations. No concerns were raised.	Application, Exhibit C, Schedule 5, pg 8
06-18-2021	SCPL	HCCC / HDI	Correspondence Regarding Stage 2 Archaeological Assessment	TMHC provided HDI a copy of the draft Stage 2 report for review.	Application, Exhibit C, Tab 1, Schedule 5, page 2
07-13-2021	HCCC / HDI	SCPL	Correspondence Regarding Stage 2 Archaeological Assessment	HDI provided TMHC verbal confirmation that there are no additional comments following their review of the Stage 2 report.	Application, Exhibit C, Schedule 5, pg 9
10-04-2021	HCCC / HDI	HCCC / HDI	Internal Email Forwarding	Email forwarded internally at HDI from Todd Williams to Janice Williams.	Application, Appendix 2, pg 104
10-04-2021	HCCC / HDI	SCPL	HDI’s Concerns with Environmental Report (Email)	“Sge: Hello Susan, My name is Raechelle Williams and I recently left you a voicemail this afternoon. As part of the Haudenosaunee Development Institute (HDI) Environmental Division, I was hoping we could set up a meeting regarding the NPS 12 East Sixteen Mile Creek Pipeline Replacement Project. I have recently been promoted to the HDI Environmental Supervisor position and I was unaware of this project until I came across it on the internet. Reviewing the EA report prepared by Stantech, I noticed HDI was not included during the Indigenous Input. At this time, HDI has high concerns for this project. Please see attached letter for HDI Environmental Division to be involved.”	Application, Appendix 2, pg 104 Application, Appendix 1, section 3.5.4
10-04-2021	HCCC / HDI	SCPL	Letter of Project Participation	“...I the undersigned, confirm on behalf of HDI Environmental Division show interest in the above-mentioned project. The HDI Environmental Division requests to be involved and informed about: <ul style="list-style-type: none"> - The progress of this project, - Natural impact studies e.g., aquatic, terrestrial and botanical surveys - Species at risk (SARS) - Archaeological Reports - Archaeological Field Assessments (Stage 2, 3 & 4) - Applicable permits 	Application, Appendix 2, pg 102

Date (mm/dd/yr)	From	To	Subject	Summary	OEB Doc Reference
				<ul style="list-style-type: none"> - Environmental management plan (EMP) - Stormwater management plan (SWMP) - Erosion and sediment control plan (ESCP) - Site inspections to ensure these measures are being followed through. <p>As part of our rights as Haudenosaunee and people of the land, we encourage to have a representee from HDI Environmental Division or Archaeology Division to be involved. We have the ongoing obligations to ensure the protection of our cultural and natural resources for the next faces to come. This is our duty and responsibility of our rights as Haudenosaunee People.</p> <p>The HDI Environmental Division has worked on numerous projects in the past and have overseen a variety of development within our treaty territory. As part of HDI Environmental Division we provide monitors for any field work and site inspections. Being able to witness and report active field conditions and contingency plans is a key part of HDI quality assurance (QA).</p> <p>The monitoring provides a way ensuring all guidelines are met throughout the whole process of the project and strengthens the areas most sensitive to the Haudenosaunee people. HDI Environmental Division asks the Sun-Canada Pipe Line Company to have a meeting to further discuss involving HDI Environmental Division on the project and minimal weekly inspections.</p> <p>We hope we can navigate through these issues towards a relationship of respect, partnership, and mutual benefit. You may contact myself on my cell < 519 – 802 – 9402 > or my email < janicewilliams@hdi.land>.”</p>	
10-18-2021	HCCC / HDI	SCPL	Teams Meeting	Confirming teams meeting at 2pm that day.	N/A
10-22-2021	HCCC / HDI	SCPL	Email Correspondence Regarding Environmental Agreement	“Hello Susan, I spoke with Todd about the agreement that is already placed with HDI. He confirmed and said the agreement is only for Archaeology and we will need to make another one for Environmental. Also, is the Sun-Canadian Pipe Line involved in any integrity digs?”	Application, Appendix 2, pg 104
10-22-2021	SCPL	HCCC / HDI	SCPL Email Response to HDI Confirming Agreement only in place for Archeology	“Hi Raechelle; As discussed in our meeting SCPL has previously reached out to HDI to get their input into the E16M project. SCPL welcomes HDI environmental monitors to attend the construction phase. Please forward an agreement for us to review. Yes, SCPL works with HDI on identifying HDI’s interests prior to integrity digs and we have been working closely with Todd for a few years now.”	Application, Appendix 2, pg 104
11-10-2021	HCCC / HDI	SCPL	HDI Environmental Monitoring Agreement	“...I spoke with Todd and he will be forwarding the agreement to have HDI Environmental Monitoring involved for the HDD on E16 Mile Creek. Also, are we going to submit another agreement to have HDI Environmental Monitoring be involved in Integrity Digs as well...”	Appendix A-30

Date (mm/dd/yr)	From	To	Subject	Summary	OEB Doc Reference
11-25-2021	HCCC / HDI	HCCC / HDI	Internal Email re HDI Environmental Monitoring Agreement	"... Please send an agreement for HDI Environmental Monitoring to be involved in HHD on East 16 Milecreek and future integrity digs..."	Appendix A-30
12-03-2021	HCCC / HDI	SCPL	HDI Environmental Monitoring Agreement	"... I've attached a draft copy of HDI's standard monitoring agreement. Please review. If agreed too, please sign and return a copy..."	Appendix A-29
12-10-2021	SCPL	HCCC / HDI	HDI Environmental Monitoring Agreement	"... As per our phone call today, SCPL has make a couple of changes which are 'tracked' in this attached word document. If you agree, please accept the changes, send back and we will sign..."	Appendix A-28
12-14-2021	HCCC / HDI	SCPL	HDI Environmental Monitoring Agreement	"... I agree with all the changes and I would like to remove the 4:1 ratio mentioned in schedule B as we will only have one monitor attending"	Appendix A-28
2022					
01-24-2022 01-26-2022 01-27-2022	HCCC / HDI	SCPL	Execution of Environmental Monitoring Agreement	Correspondence between December 2021 and January 2022 related to the negotiation and execution of the environmental monitoring agreement.	Appendix A-40 and A-41
02-17-2022 02-18-2022	SCPL	HCCC / HDI	Service of Application via Email	"The purpose of this communication is to provide the Ontario Energy Board Notice for Leave to Construct application EB-2022-0012 and associated covering letter with link to the application."	Appendix A-75 and A-82
02-22-2022	HCCC / HDI	SCPL	Inquiry About Construction Commencement	"I phoned you earlier this morning but reached your voicemail. The reason I called was to confirm when the project will begin construction. As I was in the process to email you to follow up on my call, I noticed you sent this email out on Friday. Reading the cover letter, I tried to retrieve the application package through the link but could not access it. Are you able to send out a hardcopy to our office?"	Appendix A-74
02-22-2022	SCPL	HCCC / HDI	Response to Inquiry About Construction Commencement	"...The website with the application package link is live tomorrow and you will be able to see everything then. Please let me know if you have any trouble. While there are many application steps to complete at this point, SCPL is hoping to start construction this fall if all goes well. Please do not hesitate to reach out of you have any further questions. Also attached is our completed submission of HDI's "Application for Consideration and Engagement for Development" form. Please note that the link in the attached cover letter answers much of the information identified in the form. Please advise how electronic payment may be made..."	Appendix A-84 and A-88
02-23-2022	SCPL	HCCC / HDI	Service of Application Notice	Service of application via registered mail.	SCPL_Affidavit_20220228 signed (PDF page 29)
03-07-2022	HCCC / HDI	OEB	Intervenor Request Letter	Letter filed by Gilbert's LLP on behalf of HDI.	HDI_EVD_SCPL_20220408
03-29-2022	SCPL	HCCC / HDI	Virtual Meeting to Discuss HDI Concerns	Meeting held between HDI and SCPL to discuss HDI's concerns with the project. Five questions were raised that SCPL committed to providing a response.	N/A
03-31-2022	SCPL	HCCC / HDI	Meeting Follow-up	"...We are in process of addressing the questions you raised in the meeting. Given the timing and the requirement by the OEB for HDI to provide a response by April 1st, and the request by your legal counsel for some extra time, we have taken the liberty to consent to a one week extension so that there is some additional	Appendix A-100



Date (mm/dd/yr)	From	To	Subject	Summary	OEB Doc Reference
				time to complete this filing. In the meantime, please provide us with copies of any process or consent agreements that you are seeking to table with Sun-Canadian...	
04-06-2022	HCCC / HDI	SCPL	HDI Engagement Agreement	“...Further to our call last week, please find attached for your consideration a draft engagement agreement...”	Appendix A-99
04-18-2022	SCPL	HCCC / HDI	Letter to HDI	SCPL letter responding to: (a) the meeting on March 29, 2022 where HDI asked SCPL to follow up on five questions; and (b) a form of Engagement Agreement proposed on April 6, 2022.	Appendix A-118

Table 2 Indigenous Consultation Activities Log re: Mississaugas of the Credit First Nation. See Appendix “B” for a summary of MCFN correspondence.

Date (mm/dd/yr)	From	To	Subject	Summary	OEB Doc Reference
2020					
06-05-2020	SCPL	MCFN	Project Introduction	SCPL introduced the project and noted they will consult with MCFN on the project. Noted that SCPL intends on applying to the OEB which involves notification to the MOE for their determination of Duty to Consult. Anticipate this Ministry will also be notifying MCFN of the application.	Application, Appendix 2, pg 7 Appendix B-2
08-12-2020	SCPL	MCFN	Project Update	SCPL noted that SCPL proceeded with a notice of application for Leave to Construct with the OEB and that the MOE has delegated to SCPL procedural aspects of the Crown’s duty to consult. SCPL attached a copy of the MOE delegation letter. SCPL attached SCPL’s letter to MCFN regarding the commencement of the project and site location. SCPL invites MCFN to a virtual meeting in September to discuss how MCFN would like to participate in the project.	Appendix B-2
08-12-2020	SCPL	MCFN	Project Update	SCPL provided information on the project and on the Environmental Study process, attached a route map, asked the community to provide environmental and socio-economic comments and extended an offer to hold a virtual meeting in September. SCPL stated that the Environmental Report for the project was anticipated to be completed and submitted to the OEB as early as fall of 2020. Construction of the replacement pipeline was anticipated to begin as early as Summer 2021 and be complete by the end of 2021.	Application, Appendix 2, pg 22
08-12-2020	SCPL	MCFN	Notice of Commencement of Consultation for Archeology (Letter)	SCPL introduced the project, provided information on the Environmental Study process, attached a route map, asked the community to provide environmental and socio-economic comments and extended an offer to hold a virtual meeting in September. SCPL stated that the Environmental Report for the project was anticipated to be completed and submitted to the OEB as early as fall of 2020. Construction of the replacement pipeline was anticipated to begin as early as Summer 2021 and be complete by the end of 2021.	Application, Exhibit C, Tab 1, Schedule 5, page 1
08-17-2020	SCPL	MCFN	Scheduling September Meeting	SCPL follows-up on scheduling a meeting with MCFN in September.	Appendix B-1
08-17-2020	MCFN	MCFN	Scheduling September Meeting	Internal MCFN email re scheduling September meeting with SCPL.	Appendix B-1
10-05-2020	SCPL	MCFN	Virtual Meeting	<p>“Purpose: The purpose of the meeting is for Sun-Canadian Pipe Line Limited to introduce and share information regarding the proposed Project and to hear from the Mississauga’s of the Credit First Nation of the Grand River as to how they wish to participate in the Project. [...]</p> <p>Summary of Comments</p> <ul style="list-style-type: none"> • requests participation in all environmental studies and monitoring • will participate in the planned Stage 1&2 archaeology (under current monitor agreement) • has no further questions or comments at this time” 	Application, Appendix 2, pg 77 Exhibit C, Tab 1, Schedule 5, page 1

Date (mm/dd/yr)	From	To	Subject	Summary	OEB Doc Reference
10-06-2020	SCPL	MCFN	Email Enclosing Meeting Notes for Virtual Meeting	“Thank you’re your time yesterday to hear about SCPL’s pipeline segment replacement project [...]Next steps that MCFN will be invited to participate in include: Stage 1 & 2 archaeology (hopefully before this November) and review of the draft Environmental Report from Stantec. Again, if at any time during this process there are questions or concerns, please do not hesitate to reach out to me.”	Application, Appendix 2, pg 76 Appendix B-7
11-13-2020	TMHC	MCFN	Correspondence Regarding Stage 1 Archaeological Assessment	TMHC reached out to MCFN concerning the project and participation in the Stage 1 archaeological assessment.	Application, Exhibit C, Tab 1 Schedule 5, pg 1
12-01-2020	SCPL	MCFN	East 16M Project - December 9th - Environmental On Site Study - Bats	“I hope you are well. Our consultant (Stantec) has coordinated a site visit for December 7th to survey the areas of potential bat maternity roosting habitat now that the leaves are off the trees. Could you please confirm if you would like to have a representative attend the site or would like a copy of the consultants findings?”	Appendix B-7
12-02-2020	MCFN	SCPL	East 16M Project - December 9th - Environmental On Site Study - Bats	Bat Maternity roosting habitat survey. Cannot deploy LFR to GTA are – copy of consultants findings would be great.	Appendix B-6
12-02-2020	SCPL	MCFN	East 16M Project - December 9th - Environmental On Site Study - Bats	“Is MCFN okay with SCPL proceed with the survey? Of course, we will provide a copy of the results to MCFN for comment.”	Appendix B-6
12-08-2020	TMHC	MCFN	E16M Stage 1 Report	“...Attached is a copy of the Stage 1 report for the SCPL E16M Project for your review. SCPL is going to include this report in their initial project submission and would require any comments and feedback by December 31. We have been watching the weather and it has been decided to postpone the Stage 2 fieldwork until the spring of 2021 when the field conditions improve. We will try to do this fairly early in the spring, but I will be in touch with you closer to that time...”	Application, Exhibit C, Tab 1, Schedule 5, page 2 Appendix B-9
12-08-2020	MCFN	TMHC	E16M Stage 1 Report	“...Thank you for providing us with this draft report. Unfortunately any reports received starting Monday of this week, will not likely be reviewed until after we on Jan 4 th , 2021. MCFN will be shutdown starting Dec 18 th for two week...”	Appendix B-8
2021					
01-06-2021	MCFN	TMHC	Comments on E16M Stage 1 Report	MCFN confirmed there were no requested edits to the Stage 1 report.	Application, Exhibit C, Tab 1, Schedule 5, page 2
02-05-2021	SCPL	MCFN	Request for Comments on Environmental Report	SCPL provided a link to the Environmental Report to HDI and requested comments.	Application, Appendix 2, pg 98
05-05-2021	TMHC	MCFN	Correspondence Regarding Stage 2 Archaeological Assessment	TMHC reached out to MCFN concerning the project and participation in the Stage 2 archaeological assessment.	Application, Exhibit C, Tab 1, Schedule 5, page 2

Date (mm/dd/yr)	From	To	Subject	Summary	OEB Doc Reference
06-18-2021	SCPL	MCFN	Correspondence Regarding Stage 2 Archaeological Assessment	TMHC provided MCFN a copy of the draft Stage 2 report for review.	Application, Exhibit C, Tab 1, Schedule 5, page 2
06-28-2021	MCFN	SCPL	Correspondence Regarding Stage 2 Archaeological Assessment	SNGR confirmed there were no requested edits to the Stage 2 report.	Application, Exhibit C, Tab 1, Schedule 5, page 2
2022					
04-14-2022	SCPL	MCFN	Request for Consultation Meeting	“...MCFN would like to meet to discuss this project. Please confirm that you would like to meet, a list of attendees (with email addresses) and your preferred dates. With this information, I will set up a Teams meeting for us (SCPL/MCFN). If there are specific details of the project that you would like discussed, please let me know and I will come with that information, otherwise I will be ready to listen...”	Appendix B-12
04-14-2022	MCFN	SCPL	Response to Request for Consultation Meeting	“It looks like the 20th at 11:00 a.m. would work for us. I don’t consider a meeting on this project urgent but rather a touch point just to get caught up and hopefully get an update. Also, it will be an opportunity for you to meet Abby LaForme, our Acting Consultation Coordinator (Fawn is now a Band Councillor), and Adam LaForme who replaced Megan DeVries. Abby is at abby.laforme@mncfn.ca and Adam is at adam.laforme@mncfn.ca.”	Appendix B-11
04-14-2022	SCPL	MCFN	Response to Request for Consultation Meeting	“I have not yet met Abby or Adam directly so thank you for this connection. I have sent a MS Teams invite to you, Adam and Abby for the 20th at 11am.”	Appendix B-11
04-20-2022	SCPL	MCFN	Meeting Minutes re April 20, 2022 Call	SCPL circulates minutes from April 20, 2022 call. The purpose of the meeting was to touch base on SCPL’s Application from Leave to Construct and provide an opportunity for MCFN to ask questions/address any comments or concerns related to the application.	Appendix B-13

Table 3 Indigenous Consultation Activities Log re: Huron-Wendat First Nation. See Appendix “C” for a summary of HWFN correspondence.

Date (mm/dd/yr)	From	To	Subject	Summary	OEB Doc Reference
2020					
08-12-2020	SCPL	HWFN	Notice of Commencement of Consultation for Archeology (Letter)	SCPL introduced the project, provided information on the Environmental Study process, attached a route map, asked the community to provide environmental and socio-economic comments and extended an offer to hold a virtual meeting in September. SCPL stated that the Environmental Report for the project was anticipated to be completed and submitted to the OEB as early as fall of 2020. Construction of the replacement pipeline was anticipated to begin as early as Summer 2021 and be complete by the end of 2021.	Application, Appendix 2, pg 20
08-12-2020	SCPL	HWFN	HW Letter of Commencement	“...While the delegation letter from the Ministry identifies that the Huron-Wendat are to be consulted on interests specific to archaeological resources, Sun-Canadian would like to hear from the Huron-Wendat directly, if and how beyond archaeology, they may wish to participate in this project. I would invite the Huron-Wendat to a virtual meeting any date convenient to them this September (with the exception of Sept 28-30th) to provide an overview of the project and hear directly from the Huron-Wendat on this matter. Please advise if there is a date in September that is convenient (except Sept. 28-30th). Alternatively, please feel free to call me directly to discuss the project at any time...”	Appendix C-6
08-13-2020	HWFN	SCPL	Receipt of Notice	“Good morning Susan, First of all let me thank you for your letter and notification on the East 16 Mile Creek Project. The Huron-Wendat Nation will be pleased to collaborate with you and SCPL on this project. Please note that we will effectively request to be part of any archaeological fieldwork and studies initiated as part of this initiative. Could you please clarify where you at with the archaeological studies at this time ? We are definitely open to schedule a conference call in September. What about the week of September 07th ?”	Application, Appendix 2, pg 91
08-17-2020 to 09-01-2020	SCPL	HWFN	Virtual Meeting - Scheduling	Various Correspondence to Schedule Virtual Meeting.	Application, Appendix 2, pg 89
09-09-2020	SCPL	HWFN	Virtual Meeting	<p>“Purpose: The purpose of the meeting is for Sun-Canadian Pipe Line Limited to introduce and share information regarding the proposed Project and to hear from the Huron-Wendat as to how they wish to participate in the Project [...]</p> <p>Summary of Comments</p> <ul style="list-style-type: none"> The Huron-Wendat expect the project design to preserve cultural resources as necessary. This may include additional measures resulting from any Stage 3 or beyond findings. The Huron-Wendat confirms its interests in this project remain with archaeology only. Accordingly, the Huron-Wendat will participate in all archaeology associated with this project – SCPL to ensure its archaeological consultant works with Huron-Wendat. There are no further questions or comments from the Huron-Wendat at this time.” 	<p>Application, Appendix 2, pg 41</p> <p>Exhibit C, Tab 1, Schedule 5, page 1</p>
09-29-2020	HWFN	SCPL	Archaeology Update	“Good morning Susan, Hope you are keeping well. What are the latest news on this project ?”	Application, Appendix 2, pg 88

Date (mm/dd/yr)	From	To	Subject	Summary	OEB Doc Reference
09-29-2020	SCPL	HWFN	Archaeology Update	"...We are continuing to have introductory project meetings with other Nations. In anticipation of completing those meetings we are hoping to kick off on-site archaeology. Is there a phone number I can reach you at to provide you with more details? Alternatively, please call me..."	Application, Appendix 2, pg 88
10-01-2020	HWFN	SCPL	Archaeology Update	"...Thanks for the quick reply. I will unfortunately be away from the office for the next few days. An email update would be appreciated..."	Application, Appendix 2, pg 87
10-02-2020	SCPL	HWFN	Archaeology Update	"...here is an update: • archaeology stage 1 & 2 will be done by Timmins Martelle. They will be reaching out to you very shortly to schedule the monitor. They aim for onsite work beginning of November but possibly before. SCPL has agreed to test pit in between borehole entry and exit..."	Application, Appendix 2, pg 87
10-29-2020	HWFN	SCPL	Archaeology Update	HWFN had not heard from TMHC and asked whether this was normal.	Application, Appendix 2, pg 86
11-03-2020	SCPL	HWFN	Archaeology Update	SCPL: "...it does not look good for getting the archaeology done this season (depending on weather here for the next while). The archaeology will not be scheduled without ensuring Huron-Wendat have been invited. I am sorry I can provide more concrete timing but for sure I (or TMHC) will contact you as soon as we have a date that we can get on site..." HWFN: "That sounds fair Susan. Thanks for the update..."	Application, Appendix 2, pg 85
11-12-2020	SCPL	HWFN	Archaeology Update	SCPL: "Just to keep you updated: Due to various constraints (including weather) we have decided to start with a Stage 1 archaeological assessment of E16M rather than a combined Stage 1/Stage 2. This work will be done this month (hopefully) and you will receive the draft report. We expect/intend to then do a Stage 2 (which Huron-Wendat will be invited to attend). By doing the Stage 1, we can keep the overall application to the Ministry moving while we wait for spring to do any Stage 2 work. On the off chance that the weather holds, we may get the Stage 2 done also in December – but unlikely. Again, our purpose is to keep our application moving while we wait for archaeology. Should you have any questions or concerns, please do not hesitate to contact me." HWFN: "This approach makes sense and we are comfortable with it. We will wait to receive the Draft Report."	Appendix C-8 and C-9
11-13-2020	TMHC	HWFN	Correspondence Regarding Stage 1 Archaeological Assessment	TMHC reached out to HWFN concerning the project and participation in the Stage 1 archaeological assessment.	Application, Exhibit C, Tab 1, Schedule 5, page 1
12-01-2020	SCPL	HWFN	Bat Survey	Sun Canadian invited the community to participate in potential bat maternity roosting habitat survey and gave permission for SCPL to proceed without their attendance.	Application, Appendix 2, pg 84
12-08-2020	SCPL	HWFN	E16M Stage 1 Report	"...Attached is a copy of the Stage 1 report for the SCPL E16M Project for your review. SCPL is going to include this report in their initial project submission and would require any comments and feedback by December 31. We have been watching the weather and it has been decided to postpone the Stage 2 fieldwork until the spring of 2021 when the field conditions improve. We will try to do this fairly early in the spring, but I will be in touch with you closer to that time..."	Application, Exhibit C, Tab 1, Schedule 5, page 2 Appendix C-12

Date (mm/dd/yr)	From	To	Subject	Summary	OEB Doc Reference
12-08-2020	HWFN	SCPL	E16M Stage 1 Report	"...We received the Stage 1 report from TMHC for our review and comments. Our Nation would be requesting financial support from SCPL in order to complete our review. Does SCPL can confirm that they are open to provide us such a support?"	Appendix C-11
12-08-2020	SCPL	HWFN	E16M Stage 1 Report	"Hi Maxime – thank you for reaching out. We would be happy to support the Huron Wendat - Please confirm an expected hourly rate and total expected review hours for this work..."	Appendix C-11
12-09-2020	HWFN	SCPL	E16M Stage 1 Report	"...Thanks for following-up quickly. We would be requesting for funding for one day of work..."	Appendix C-10
12-09-2020	SCPL	HWFN	E16M Stage 1 Report	"Agreed. Thank you"	Appendix C-10
12-15-2020	SCPL	HWFN	E16M Stage 1 Report	"...Please find attached our comments on the SCPL - E16M Stage 1 Report..."	Appendix C-14
12-15-2020	HWFN	SCPL	E16M Stage 1 Report	"...Thanks for your review letter on the report and I appreciate the timely review. We will be sure to contact you with enough notice in the spring when the Stage 2 fieldwork will be scheduled. In reviewing the letter, I did notice that the introductory paragraph is referring to a different project (Park Lawn GO Station) and I was wondering if you would be able to update the letter to reference the current project title (NPS12 Pipeline Replacement (E16M))."	Appendix C-19
12-29-2020	HWFN	TMHC	Comments on E16M Stage 1 Report	HWFN confirmed there were no requested edits to the Stage 1 report.	Application, Exhibit C, Tab 1, Schedule 5, page 2
2021					
02-05-2021	SCPL	HWFN	Request for Comments on Environmental Report	SCPL provided a link to the Environmental Report to HDI and requested comments.	Application, Appendix 2, pg 96
05-05-2021	TMHC	HWFN	Correspondence Regarding Stage 2 Archaeological Assessment	TMHC reached out to HWFN concerning the project and participation in the Stage 2 archaeological assessment.	Application, Exhibit C, Tab 1, Schedule 5, page 2
05-31-2021 06-03-2021 06-04-2021	SCPL	HWFN	Stage 2 Archaeological Assessment	In field discussion - Discussions between TMHC field director and HWFN representative about the fieldwork, findings and recommendations. No concerns were raised.	Application, Exhibit C, Tab 1, Schedule 5, page 2
06-18-2021	SCPL	HWFN	Correspondence Regarding Stage 2 Archaeological Assessment	TMHC provided HWFN a copy of the draft Stage 2 report for review.	Application, Exhibit C, Tab 1, Schedule 5, page 2
2022					
02-18-2022	SCPL	HWFN	Service of OEB Application via Email	"...The purpose of this communication is to provide the Ontario Energy Board Notice for Leave to Construct application EB-2022-0012 and associated covering letter with link to the application [...] There is a link to the project application in the cover letter which will be active as of Tuesday February 22, 2022. Please contact me if you have any trouble with that link. Otherwise, please do not hesitate to call me with any questions."	Appendix C-6
02-18-2022	HWFN	SCPL	Response to OEB Filing – Construction Monitoring	"...As a follow up to my phone call a couple of minutes ago, the Wendat Nation wishes to send a monitor on site for construction monitoring. My colleague Marie-Sophie (cc'd) will be able to provide a quote and coordinate our participation to this project."	Appendix C-5

Date (mm/dd/yr)	From	To	Subject	Summary	OEB Doc Reference
02-18-2022	HWFN	SCPL	Response to OEB Filing – Construction Monitoring	“... I am sorry for the delay. I have attached to this email the quote for our participation during the construction monitoring on this project. If you need, I can adjust the quote to the actual estimated duration of the project. Please, let me know if you have any questions about it.”	Appendix C-4
02-28-2022	SCPL	HWFN	Response to OEB Filing – Construction Monitoring	“...with regards to the duration of the project, do the Huron-Wendat wish only to be on site during the period of excavation and drilling?”	Appendix C-4
02-28-2022	HWFN	SCPL	Response to OEB Filing – Construction Monitoring	“We wish to be present during the excavation, the drilling as well as the installation and the removal of the wooden matts.”	Appendix C-3
02-28-2022	SCPL	HWFN	Response to OEB Filing – Construction Monitoring	“This work is estimated to take six weeks. Please submit a revised quote. We request that you consider adjusting your pricing lower if possible to accommodate this lengthy project and remove the administration fee.	Appendix C-3
03-01-2022	HWFN	SCPL	Response to OEB Filing – Construction Monitoring	“I have attached to this email the revised quote for our participation for this project. The administration fee can not be removed, it is our policy. To lower the price, I calculated the meal allocation at the rate of last year.”	Appendix C-2
03-23-2022	SCPL	HWFN	Response to OEB Filing – Construction Monitoring	“Thank Marie-Sophie for the quote – it is accepted. We will contact you for site construction monitoring before it starts. Currently it is hoped to start later this year if the planning/approvals stage is successful. Please do not hesitate to contact me with any questions or concerns.”	Appendix C-2
04-14-2022	HWFN	SCPL	Response to OEB Filing – Project Status	“I hope you are doing well. I just wanted to ask an update about this project. Has a start date been schedule for this project?”	Appendix C-1
04-14-2022	SCPL	HWFN	Response to OEB Filing – Project Status	“It is very good to hear from you. There has been no update to the start date for this project at this point in time, as we are still in the Leave to Construct application stage. We hope that this work can start in late/summer early fall this year, but again, we need to follow the OEB process which is still ongoing, before any start date is set. We will be sure to reach out again when a start date is proposed, but please do not hesitate to reach out anytime the Huron-Wendat have any questions, comments or concerns about this project. If there is another specific time or topic you would like me to reach out to you, please do not hesitate to let me know. Thank you for reaching out.”	Appendix C-1

Table 4 Indigenous Consultation Activities Log re: Six Nations of the Grand River. See Appendix “D” for a summary of SNGR correspondence.

Date (mm/dd/yr)	From	To	Subject	Summary	OEB Doc Reference
2020					
06-05-2020	SCPL	SNGR	Project Introduction	SCPL introduced the project and noted they will consult with SNGR on the project. Noted SCPL intends on applying to the OEB which involves notification to the MOE for their determination of Duty to Consult. Anticipate this Ministry will also be notifying SNGR of the application.	Appendix D-1
06-16-2020	SNGR	SCPL	Follow-up Question from SNGR	SNGR asked SCPL to confirm if archeology work has already been planned for the project area.	Appendix D-1
08-12-2020	SCPL	SNGR	Notice of Commencement of Consultation for Archeology	The cover email records phone call to SNGR that provides notice of a letter and introduction to the project. SCPL introduced the project, provided information on the Environmental Study process, attached a route map, asked the community to provide environmental and socio-economic comments and extended an offer to hold a virtual meeting in September. SCPL stated that the Environmental Report for the project was anticipated to be completed and submitted to the OEB as early as fall of 2020. Construction of the replacement pipeline was anticipated to begin as early as Summer 2021 and be complete by the end of 2021.	Application, Appendix 2, pg 24
08-12-2020	SNGR	SNGR	Scheduling Virtual Meeting	“I think we should do a virtual meeting in September. Robin, when you return could you please set it up...”	Appendix D-6
08-14-2020	SNGR	SNGR	Scheduling Virtual Meeting	“I am proposing September 14 th , 15 th , or 16 th for this meeting. Could you please let me know your availability so that I can set this meeting up...”	Appendix D-6
08-14-2020	SNGR	SNGR	Scheduling Virtual Meeting	“All those dates are good for me...”	Appendix D-6
08-14-2020	SNGR	SNGR	Scheduling Virtual Meeting	“Those dates work for me”	Appendix D-6
08-14-2020	SNGR	SCPL	Scheduling Virtual Meeting	“...My name is Robbin Vanstone and I have been requested to follow up on this proposed meeting. We are all available September 14 th , 15 th , or 16 th . Please let us know which day is best for you and we will go from there...”	Appendix D-5
08-14-2020	SCPL	SNGR	Scheduling Virtual Meeting	“...Great news Robbin – can you please let me know if MS Teams is a format we can use to host this meeting and I will send out a calendar invite?...”	Appendix D-5
08-14-2020	SNGR	SCPL	Scheduling Virtual Meeting	“Yes, we can use MS Teams but we have found that Zoom generally works better for us. We would also be including Chief Mark Hill markhill@sixnations.ca And Councillor Nathan Wright nathanwright@sixnations.ca ...”	Appendix D-5
09-22-2020	SCPL	SNGR	Virtual Meeting	<p>“Purpose: The purpose of the meeting is for Sun-Canadian Pipe Line Limited to introduce and share information regarding the proposed Project and to hear from the SNGR as to how they wish to participate in the Project. [SCPL answered a series of questions by SNGR]</p> <p>DISCUSSION:</p> <ul style="list-style-type: none"> • SNGR commends SCPL for reaching out to the Six Nations early on in the project and are looking forward to working with SCPL on this project • SNGR would like to participate in this project: <ul style="list-style-type: none"> ○ via construction monitoring during the construction phase of this project ○ archaeology” 	<p>Application, Appendix 2, pg 80</p> <p>Exhibit C, Tab 1, Schedule 5, page 1</p>

Date (mm/dd/yr)	From	To	Subject	Summary	OEB Doc Reference
09-23-2020	SNGR	SCPL	Follow-up Comments from Virtual Meeting	Comments from SNGR regarding the environmental aspects of the project regarding replacement ratios for wildlife and fauna and general comments on the environment in Sarnia.	Application, Appendix 2, pg 58
10-06-2020	SNGR	SCPL	Email Enclosing Meeting Notes for Virtual Meeting	“Thank you to you and your staff for taking the time to meet with me on September 22 to discuss SCPL’s East 16M creek proposed project. Attached for your review are minutes of this initial meeting. Also attached is the presentation. Please note that next steps include involving Six Nations in the Stage 1 and 2 archaeological assessment (estimated to take place early November) and providing Six Nations with the Environmental Assessment for your review and comment. Please do not hesitate to reach out to me at any time to discuss this project.”	Application, Appendix 2, pg 79 Appendix D-10
10-06-2020	SNGR	SCPL	Follow-up Question from SNGR	“...Also I don’t believe you answered the part as to where the drilling fluids will be disposed of. Lastly, I sent you an additional email after our meeting. I don’t believe you responded to that email. I will resend it. If you can take that back to your company for discussions and let us know what you decide, it would be appreciated...”	Appendix D-10
11-13-2020	TMHC	SNGR	Correspondence Regarding Stage 1 Archaeological Assessment	TMHC reached out to SNGR concerning the project and participation in the Stage 1 archaeological assessment.	Application, Exhibit C, Tab 1, Schedule 5, page 1
12-01-2020	SCPL	SNGR	Bat Survey	Sun Canadian invited the community to participate in potential bat maternity roosting habitat survey.	Application, Appendix 2, pg 83
12-08-2020	SCPL / TMHC	SNGR	Archeology Survey – Request for Review	“Attached is a copy of the Stage 1 report for the SCPL E16M Project for your review. SCPL is going to include this report in their initial project submission and would require any comments and feedback by December 31. We have been watching the weather and it has been decided to postpone the Stage 2 fieldwork until the spring of 2021 when the field conditions improve. We will try to do this fairly early in the spring, but I will be in touch with you closer to that time. Please let me know if you have any questions or would like any additional information.”	Application, Exhibit C, Tab 1, Schedule 5, page 2 Appendix D-13
12-29-2020	SCPL / TMHC	SNGR	Archeology Survey – Request for Review	“...I have reviewed the stage 1 report SCPL E16M I have no additional recommendations or concerns regarding the draft report. The methodology recommended are agreeable for stage 2 upcoming fieldwork of the Drill entry and Drill exit areas of the path...”	Appendix D-12
2021					
02-05-2021	SCPL	SNGR	Request for Comments on Environmental Report	SCPL provided a link to the Environmental Report to HDI and requested comments.	Application, Appendix 2, pg 100
05-05-2021	TMHC	SNGR	Correspondence Regarding Stage 2 Archaeological Assessment	TMHC reached out to SNGR concerning the project and participation in the Stage 2 archaeological assessment.	Application, Exhibit C, Tab 1, Schedule 5, page 2
05-31-2021 06-03-2021 06-04-2021	SCPL	SNGR	Stage 2 Archaeological Assessment	In field discussion - Discussions between TMHC field director and SNGR representative about the fieldwork, findings and recommendations. No concerns were raised.	Application, Exhibit C, Tab 1, Schedule 5, page 2

Date (mm/dd/yr)	From	To	Subject	Summary	OEB Doc Reference
06-18-2021	SCPL	SNGR	Correspondence Regarding Stage 2 Archaeological Assessment	TMHC provided SNGR a copy of the draft Stage 2 report for review.	Application, Exhibit C, Tab 1, Schedule 5, page 2
06-27-2021	SNGR	SCPL	Correspondence Regarding Stage 2 Archaeological Assessment	SNGR confirmed there were no requested edits to the Stage 2 report.	Application, Exhibit C, Tab 1, Schedule 5, page 2
2022					
03-30-2022	SCPL	SNGR	Virtual Meeting – Scheduling	Correspondence for scheduling a virtual meeting April 8, 2022.	Appendix D-15 and D-16
03-30-2022	SNGR	SCPL	Virtual Meeting – Scheduling	SNGR provides list of meeting attendees.	Appendix D-15
04-05-2022	SNGR	SCPL	Virtual Meeting – Scheduling	SNGR booked an in person meeting.	Appendix D-17
04-05-2022	SCPL	SNGR	Virtual Meeting – Scheduling	“Hi Dawn – thank you for the booking, however SCPL is still meeting virtually due to COVID – is this okay?”	Appendix D-17
04-05-2022	SNGR	SCPL	Virtual Meeting – Scheduling	“Yes, for sure, safety first! Take care, Dawn Russell”	Appendix D-17
04-08-2022 04-14-2022	SCPL	SNGR	Virtual Meeting Minutes Sent to SNGR	The purpose of the meeting was to discuss SCPL’s Application for Leave to Construct and provide opportunity for Six Nations of the Gran River to ask questions, address any comments or concerns related to this application. Various questions and answers were exchanged.	Appendix D-19

Table 5 Indigenous Consultation Activities Log re: Ministry of Energy. See Appendix “E” for a summary of MOE correspondence.

Date (mm/dd/yr)	From	To	Subject	Summary	OEB Doc Reference
2020					
06-06-2020	SCPL	MOE	Notification of Application for Leave to Construct - Letter	SCPL notified the MOE that SCPL has identified a need to replace a segment of existing pipeline.	Appendix E-1
06-10-2020	SCPL	MOE	Notification of Application for Leave to Construct	“...Thank you for your time in discussing the ENDM process for assessing the Crown’s duty to consult for Ontario pipeline projects as per the <i>Environmental Guidelines for the Location, Construction and Operation of Hydrocarbon Pipelines and Facilities in Ontario, 7th Edition, 2016</i> . Attached is Sun Canadian’s notification regarding necessary pipeline work at East 16 mile creek in the town of Milton. This important project is required for maintaining the integrity of the pipeline. We would appreciate your Ministry expediting review and comment as soon as possible. Please do not hesitate to contact me with any questions.”	Appendix E-7
06-11-2020	MOE	SCPL	Notification of Application for Leave to Construct	“...My colleague, Kristen Bromfield, copied here, will be leading this work. If you have any questions, please feel free to reach out to her...”	Appendix E-6
06-11-2020	SCPL	MOE	Notification of Application for Leave to Construct	“Thank you Shannon. Greetings Kristen! I would be happy to answer any questions you may have. Can you please advise the estimated turn around time to respond?...”	Appendix E-6
07-28-2020	SCPL	MOE	Notification of Application for Leave to Construct	“...From my initial discussions with Shannon, we were under the impression that the review and comment by the ENDM would take about twenty days. Would you be able to provide us with confirmation you have what you need and an estimated time for a response?...”	Appendix E-6
07-28-2020	MOE	SCPL	Delegation of MOE’s Duty to Consult to SCPL	The MOE responded to SCPL’s Project Description and Duty to Consult request, dated on June 6, 2020 and provided a list of indigenous communities that should be consulted on the basis that they have or may have constitutionally protected Aboriginal or Treaty rights that may be adversely affected by the Project.	Application, Appendix 2, pg 9
2022					
03-21-2022	MOE	MCFN	Consultation re: Pipeline	“...I have been in touch with Sun-Canadian Pipelines about their proposed East 16-Mile Creek Pipeline Replacement Project near Milton. I would welcome the opportunity to ask about and hear your perspectives about the consultation process to this point...”	Appendix E-9
03-29-2022	MOE	SCPL	Consultation re: Pipeline	<p>“It was nice meeting and chatting with you today about SCPL’s East 16-Mile Creek Pipeline Replacement Project near Milton, Ontario. As discussed, as part of Energy’s routine follow up with consultation list communities, we recently met with a representative at Six Nations of the Grand River First Nation (SNGRFN) to hear their perspectives about both the project and SCPL’s approach to consultation to date.</p> <p>As we shared today, SNGRFN raised several concerns about SCPL’s approach to consultation during our March 24th meeting (as well as other concerns that are beyond the scope of the East 16-Mile Creek project). The primary concerns raised by SNGRFN related to the project included:</p> <ul style="list-style-type: none"> • concerns relating to the environmental impacts of the project and opportunities for environmental monitors; and 	Appendix E-11

Date (mm/dd/yr)	From	To	Subject	Summary	OEB Doc Reference
				<ul style="list-style-type: none"> lack of any subsequent opportunity to meet or detailed follow-up, after the initial meeting between SCPL and the community held on September 22, 2020. <p>As we noted today, while we understand that several SNGRFN representatives participated in the September 2020 meeting with SCPL, our March 24 meeting was only with one individual from the community's consultation office. It is also evident from our review of the available consultation records that SNGRFN did not contact SCPL to request or arrange any follow up meetings.</p> <p>Regardless, based on the current concerns raised by SNGRFN on our March 24th call, we recommend and encourage SCPL to work with the SNGRFN to arrange another meeting(s) to hear and discuss their additional or outstanding concerns relating to the project. This could also support a more meaningful relationship with the community's consultation office. If desired, Ministry of Energy staff are available to observe any future meetings, provided there is agreement between SNGRFN and SCPL about the participation of IEP staff. Any meetings should be arranged as soon as possible, relative to the Ontario Energy Board's (OEB) timelines and the community's needs. We kindly ask that any amendments to the Environmental and/or Indigenous Consultation Reports that are shared with the OEB also be shared with Gillian and I. Alternately, if you let us know via email when amendments are shared with the OEB, we can download them from OEB's repository. In the interim, please let me know if you have any questions, and we look forward to hearing about the outcomes of any further meetings with SNGRFN or other communities on the consultation list."</p>	
03-29-2022	MOE	MCFN	Consultation re: Pipeline	<p>"...As part of the Ontario Energy Board (OEB) hydrocarbon pipeline guidelines, the OEB relies on a letter of opinion from the ENERGY regarding a proponent's approach fulfilling procedural aspects of consultation as delegated by the Ministry. A key part of that letter is Energy's follow up discussions with Indigenous communities to ensure they are satisfied with the proponent's approach to consultation to date, and to identify any outstanding issues regarding the project's potential impacts on established or credibly asserted Aboriginal and Treaty rights that still need to be addressed. My colleague, Gillian, and I would welcome the opportunity to meet with you and other representatives of the Mississaugas of the Credit First Nation to hear your community's perspectives about Sun-Canadian's approach to consultation to date. Please let me know a date and time that best meets your needs, and I'll arrange a Zoom meeting (or MS Teams or teleconference as you prefer) and send a meeting invitation."</p>	Appendix E-9
04-14-2022	MOE	MCFN	Consultation re: Pipeline	<p>"Thanks for the call/discussion this morning. I understand and appreciate that there have been some recent staffing changes in Mississaugas of the Credit First Nation's consultation and accommodation department. As discussed, I've followed up with Susan Jackson at Sun-Canadian (cc'd here), and she will be contacting you directly. The records filed with the OEB indicate that SCPL staff</p> <ul style="list-style-type: none"> sent written notification about the project on August 12, 2020, and met with staff in Mississaugas of the Credit First Nation's Department of Consultations and Accommodation on October 5, 2020. The minutes from that meeting indicate interest in participating: in all environmental studies and monitoring and in Stage 1 and 2 archaeological assessments under a current monitoring agreement. <p>Once you've followed up with Susan, I would appreciate another opportunity to meet with you to hear whether there are any outstanding concerns and Mississaugas of the Credit First Nation's perspectives about the approach to consultation to date."</p>	Appendix E-8

Appendix A:
Haudenosaunee Confederacy
Chiefs Council
and
Haudenosaunee Development
Institute Consultation Log -
Records

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

From: Todd Williams <[REDACTED]>
Sent: Wednesday, September 23, 2020 2:04 PM
To: Jackson, Susan <sjackson@sun-canadian.com>
Subject: Re: HDI Arch Agreement for Sun-Canadian Pipeline Integrity Dig Assessments

See attached word document

On Wed, Jul 8, 2020 at 2:00 PM Todd Williams <[REDACTED]> wrote:

Afternoon Susan,

Our records indicate a new contract for this year is needed.

I've attached a draft copy of HDI's standard monitoring agreement.

Please review. If agreed too, please sign and return a copy.

Thanks,

Todd E. Williams, P.Eng

Monitoring Program Coordinator

Haudenosaunee Development Institute (HDI)

Haudenosaunee Confederacy Chiefs Council (HCCC)

Haudenosaunee 1755 Treaty Territory

O: [519-445-4222](tel:519-445-4222)

M: [REDACTED]

<https://www.haudenosauneeconfederacy.com/>

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[REDACTED]

[REDACTED]

[REDACTED]

From: Jackson, Susan <SUSJACKSON@suncor.com>
Sent: Friday, October 09, 2020 8:00 AM
To: Todd Williams <[REDACTED]>; Jackson, Susan <sjackson@sun-canadian.com>
Cc: [REDACTED]
Subject: RE: East 16 Mile Creek - HCC

Hi Todd; How about Friday Oct 16th at 10am? If that works, please send a list of names, titles and emails of who will attend and I will send them a calendar invite and meeting details.

Thank you,
Susan

From: Todd Williams <[REDACTED]>
Sent: Thursday, October 08, 2020 4:47 PM
To: Jackson, Susan <sjackson@sun-canadian.com>
Cc: [REDACTED]
Subject: Re: East 16 Mile Creek - HCC

Hi Susan,

Can you suggest a time and date to do a meeting over the internet

Thanks Todd

On Tue, Sep 22, 2020 at 1:53 PM Jackson, Susan <sjackson@sun-canadian.com> wrote:

Hi Todd – any chance to look at this yet? The spots are filling up quick. We have already met with other Nations and would very much like to meet with HDI.

Let me know what we can do here.

Thank you,

Susan

From: Jackson, Susan

Sent: Wednesday, September 16, 2020 12:53 PM

To: [REDACTED] >

Cc: [REDACTED] >

Subject: FW: East 16 Mile Creek - HCC

Hi Todd – as discussed today, can we set up a meeting for any day next week Oct 21, 23, 24 or 25 (except Tuesday Oct 22) - to discuss HCCC's interests and input into this project? Alternatively October 2, 5, 6,7 or 8 would work on our side.

Let me know which is your preferred date and time, plus a list of emails of who will attend so I can send out the invitation to all with some materials.

Thank you,

Susan

647-465-8159

From: Jackson, Susan

Sent: Wednesday, August 12, 2020 11:42 AM

To: 'hdi2@bellnet.ca' <hdi2@bellnet.ca>; [REDACTED] >

Cc: [REDACTED] >

Subject: RE: East 16 Mile Creek - HCC

Good Afternoon Tracey;

I would to update you since my last communication (email June 5, 2020) with regards to our project at East 16 Mile Creek:

Firstly, as previously notified, Sun Canadian did proceed with a notice of application for Leave to Construct (under the Ontario Energy Board) to the Ministry of Energy, Northern Development and Mines. They have replied to us with a delegation of procedural aspects of the Crown's duty to consult - which is attached for your information.

Secondly, please find attached our project commencement letter to Haudenosaunee Confederacy Council of the Grand River (HCC) and map identifying the site location. I would like to invite the Haudenosaunee Confederacy Council to a virtual meeting any date this September (with the exception of Sept 28-30th). I will invite a representative from Stantec to present an overview of the project, and will be looking forward to discussing any aspect you may wish to discuss. In this meeting, we would like to hear how HCC would like to participate in this project. Please provide some dates in September and a list of emails of HCC and/or Haudenosaunee Development Institute representatives that would attend this initial meeting. Alternatively, please feel free to call or email me to discuss this project.

We are looking forward to working again with the Haudenosaunee Confederacy Council of the Grand River.

Warm regards,

Susan Jackson

Manager, Environment Health and Safety

647-465-8159

From: Jackson, Susan

Sent: Friday, June 05, 2020 10:42 AM

To: 'hdi2@bellnet.ca' <hdi2@bellnet.ca>; [REDACTED] >

Subject: East 16 Mile Creek - HCC

Good Morning Tracey;

Sun-Canadian Pipe Line (SCPL) has identified the need to replace approximately 500m segment of an existing pipeline near Trafalgar Road and south of Britannia Road in the Town of Milton. The existing pipeline segment crosses under East Sixteen Mile creek needs to be protected from the watercourse due to ongoing

erosion and creek meander. This project intends to install a new segment of pipe by horizontal directional drilling at a greater depth to eliminate the environmental risks.

The purpose of this email to introduce this initiative with the Haudenosaunee Confederacy Council (HCC) and to let you know that we will be reaching out to consult with HCC via the Haudenosaunee Development Institute on this project. Also, we intend on applying to the Ontario Energy Board for this work which involves notification to the Ministry of Energy, Northern Development and Mines for their determination of Duty to Consult. We anticipate this Ministry will also be notifying HDI of our application.

Please do not hesitate to contact me if you have any questions at this time.

Regards,

Susan Jackson

Manager EHS

Sun Canadian Pipe Line

647-465-8159

HDD Proposal

- Red are existing pipelines (NPS8 and NPS12)
- White is preliminary HDD path for new NPS12

Drill entry

Northing 4820617;
Easting 598974

Zone 17T

Drill exit

Northing 4820274;
Easting 598707

Zone 17T

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[REDACTED]

[REDACTED]

[REDACTED]

From: Raechelle Williams <janicewilliams@hdi.land>
Sent: Monday, October 18, 2021 9:01 AM
To: Susan Jackson <sjackson@sun-canadian.com>
Subject: Re: E16Mile Project Review

Morning,

No you wrote the correct time I however mistaken our meeting for another one. But are we able to switch it to 2pm or 2:30pm today? [REDACTED]
[REDACTED]

Kind regards,

Raechelle Williams

On Mon., Oct. 18, 2021, 8:55 a.m. Susan Jackson, <sjackson@sun-canadian.com> wrote:

Good Morning Raechelle – I had it for 10am this morning in my calendar (perhaps by mistake) – do you prefer 2pm? no problem to change it ...

From: Raechelle Williams <janicewilliams@hdi.land>
Sent: Monday, October 18, 2021 8:52 AM
To: Susan Jackson <sjackson@sun-canadian.com>
Subject: Re: E16Mile Project Review

Morning Susan,

Confirming our meeting is for 2pm today correct?

Raechelle Williams

On Mon., Oct. 4, 2021, 2:24 p.m. Susan Jackson, <sjackson@sun-canadian.com> wrote:

Microsoft Teams meeting

Join on your computer or mobile app

[Click here to join the meeting](#)

Or call in (audio only)

[+1 647-749-9252,,448022550#](#) Canada, Toronto

[\(833\) 829-4003,,448022550#](#) Canada (Toll-free)

Phone Conference ID: 448 022 550#

[Find a local number](#) | [Reset PIN](#)

Commonly Used Local Numbers: Aberdeen +44 1224 976448, Calgary +1 587-323-9731, Denver +1 720-574-2159, London +44 20 3443 9984, Mumbai +91 22 6001 4403, Oslo +47 21 40 21 65, Toronto +1 647-749-9252

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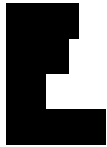
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From: Susan Jackson <sjackson@sun-canadian.com>
Sent: December 1, 2020 11:06 AM
To: 'Tracey General'; 'Janice Bomberry'
Cc: 'hdi2@bellnet.ca'
Subject: E16M - Invitation for on site attendance to participate in Bat Study - December 7th

Greetings;

I hope you are well. Our consultant (Stantec) has coordinated a site visit for December 7th to survey the areas of potential bat maternity roosting habitat now that the leaves are off the trees. Could you please confirm if you would like to have a representative attend the site or would like a copy of the consultants findings?

Thank you,
Susan Jackson
Sun-Canadian Pipe Line
647-465-8159

**Attachments:**

E16M - Bat STUDY with First Nations on site



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From: Susan Jackson <sjackson@sun-canadian.com>
Sent: December 1, 2020 2:15 PM
To: Susan Jackson
Subject: E16M - Bat STUDY with First Nations on site

Hi Karl,

I'm the project manager for the Sun-Canadian East 16 Mile Creek project. I have cc'd my counterpart at Stantec (Mike Candido) who is arranging the field survey work next week. He is the best person to arrange the specifics with your monitor. Certainly let Mike or myself know if you have any questions or concerns.

Thanks,
Peter

Peter A. Martens, P. Eng
Sun-Canadian Pipe Line Ltd.
Tel: (905) 538-9624
Cell: (289) 230-4350

From: Jackson, Susan <sjackson@sun-canadian.com>
Sent: Tuesday, December 01, 2020 12:04 PM
To: Martens, Peter <pmartens@sun-canadian.com>
Subject: FW: East 16 Mile - Invitation to participate in Bat Study

Peter – please coordinate with HDI and Stantec for the bat study. Please keep me in the loop in the communications and let me know if you need assistance.

Thank you,
Susan

From: Karl Hill <[REDACTED]>
Sent: Tuesday, December 01, 2020 11:52 AM
To: Jackson, Susan <sjackson@sun-canadian.com>
Cc: Todd Williams <[REDACTED]>; Tracey General <[REDACTED]>; hdifinance <[REDACTED]>
Subject: East 16 Mile - Invitation to participate in Bat Study

Good afternoon Susan,

The Haudenosaunee Development Institute (HDI) wishes to participate in the upcoming ecology surveys for the East 16 Mile Creek replacement project.

Could you please forward the consultant contact information? So I can coordinate a monitor to attend.

My colleague Todd Williams, cc'd on this email, can forward an environmental monitoring agreement for the upcoming work should one be required.

Best regards,

Karl Hill
HDI Environmental
Mobile: [REDACTED]

From: Matthew Beaudoin <mbeaudoin@tmhc.ca>
Sent: January 27, 2021 9:15 AM
To: Susan Jackson
Subject: FW: SCPL - E16M Stage 1 Report

Here's Wayne's response. His 'usual questions' relate to referring to all of the recent past as Haudenosaunee and the legal ownership of properties into the 20th-century. I've been having questions from Wayne on it off and on for a while and there's not really anything to address since it's beyond the scope of what we can do in the report.

Matthew Beaudoin, Ph.D. (P324)
Partner/Manager - Archaeological Assessments

Timmins Martelle Heritage Consultants Inc.
@ the Museum of Ontario Archaeology
1600 Attawandaron Road
London, ON N6G 3M6
(519) 641 7222 (office)
(519) 671 9029 (cell)
mbeaudoin@tmhc.ca

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From: Wayne Hill
Sent: Wednesday, January 6, 2021 3:21 PM
To: Matthew Beaudoin
Subject: Re: SCPL - E16M Stage 1 Report

My bad. I forgot to respond. No comments or anything to add then my usual questions.

Wayne

On Wed., Jan. 6, 2021, 1:17 p.m. Matthew Beaudoin, <mbeaudoin@tmhc.ca> wrote:

Hi Wayne,

Sorry to bug you, but I just wanted to reach out to see if you had any comments on this report I sent you. We have comments from everyone else and I just wanted to see if you had any comments before we submitted it for review.

Thanks

Matt

Matthew Beaudoin, Ph.D. (P324)

Partner/Manager - Archaeological Assessments

Timmins Martelle Heritage Consultants Inc.

@ the Museum of Ontario Archaeology

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London, ON N6G 3M6

(519) 641 7222 (office)

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mbeaudoin@tmhc.ca

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From: Matthew Beaudoin

Sent: Tuesday, December 8, 2020 2:47 PM

To: Wayne Hill ([REDACTED]) >

Subject: SCPL - E16M Stage 1 Report

Hi Wayne,

Attached is a copy of the Stage 1 report for the SCPL E16M Project for your review. SCPL is going to include this report in their initial project submission and would require any comments and feedback by **December 31**.

We have been watching the weather and it has been decided to postpone the Stage 2 fieldwork until the spring of 2021 when the field conditions improve. We will try to do this fairly early in the spring, but I will be in touch with you closer to that time.

Please let me know if you have any questions or would like any additional information.

Thanks
Matthew

Matthew Beaudoin, Ph.D. (P324)

Partner/Manager - Archaeological Assessments

Timmins Martelle Heritage Consultants Inc.

@ the Museum of Ontario Archaeology

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Please consider the environment before printing this e-mail and/or its attachments.

From: Todd Williams <[REDACTED]>

Sent: Tuesday, December 14, 2021 4:05 PM

To: Susan Jackson <sjackson@sun-canadian.com>

Subject: Re: HDI Environmental Agreement for East 16 Mile Creek Project

Hi Susan,

I agree with all the changes and I would like to remove the 4:1 ratio mentioned in schedule B as we will only have one monitor attending

Todd

On Fri, Dec 10, 2021 at 3:21 PM Susan Jackson <sjackson@sun-canadian.com> wrote:

Hi Todd;

As per our phone call today, SCPL has make a couple of changes which are 'tracked' in this attached word document. If you agree, please accept the changes, send back and we will sign.

Thank you for time.

SCPL looks forward to working again with HDI.

Susan

From: Todd Williams <[REDACTED]>
Sent: Friday, December 03, 2021 10:43 AM
To: Susan Jackson <sjackson@sun-canadian.com>
Cc: Janice Williams <janicewilliams@hdi.land>; Janice Bomberry <[REDACTED]>; shannonhill@hdi.land
Subject: HDI Environmental Agreement for East 16 Mile Creek Project

Morning Susan,

I've attached a draft copy of HDI's standard monitoring agreement.

Please review. If agreed too, please sign and return a copy.

Thanks,

Todd E. Williams, P.Eng

Monitoring Program Coordinator

Haudenosaunee Development Institute (HDI)

Haudenosaunee Confederacy Chiefs Council (HCCC)
Haudenosaunee 1755 Treaty Territory

O: [519-445-4222](tel:519-445-4222)

M: [REDACTED]

<https://www.haudenosauneeconfederacy.com/>

<https://www.haudenosauneeconfederacy.com/departments/haudenosaunee-development-institute/>

----- Forwarded message -----

From: **Janice Williams** <janicewilliams@hdi.land>
 Date: Thu, Nov 25, 2021 at 12:05 PM
 Subject: Fwd: East 16 Mile Creek - HCC
 To: Todd Williams <[REDACTED]>

Sge:no Todd,

Reminder:

Please send an agreement for HDI Environmental Monitoring to be involved in HHD on East 16 Milecreek and future integrity digs.

Raechelle Williams

HDI Environmental Supervisor
 Haudenosaunee Development Institute
 16 Sunrise Court, Suite 600 Ohsweken, ON
 P.O. Box 714
 Ph: 519-445-4222
 (Direct): 519-802-9402



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From: **Raechelle Williams** <janicewilliams@hdi.land>
 Date: Wed, Nov 10, 2021 at 1:22 PM
 Subject: Re: East 16 Mile Creek - HCC
 To: Susan Jackson <sjackson@sun-canadian.com>
 Cc: Todd Williams <[REDACTED]>, Tracey General <[REDACTED]>, Brian Doolittle <[REDACTED]>

Sge:no/Hello Susan,

I spoke with Todd and he will be forwarding the agreement to have HDI Environmental Monitoring involved for the HDD on E16 Mile Creek.

Also, are we going to submit another agreement to have HDI Environmental Monitoring be involved in Integrity Digs as well.

Nya:weh/Thank-you,

Raechelle Williams
HDI Environmental Supervisor
Haudenosaunee Development Institute
16 Sunrise Court, Suite 600 Ohsweken, ON
P.O. Box 714
Ph: 519-445-4222
(Direct): 519-802-9402



<<< Effective October 1, 2021, the Haudenosaunee Development Institute offices will be located at 44 Sixth Line Road, Ohsweken, Ontario >>>

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On Fri, Oct 22, 2021 at 9:22 AM Susan Jackson <sjackson@sun-canadian.com> wrote:

Hi Raechelle;

As discussed in our meeting SCPL has previously reached out to HDI to get their input into the E16M project. SCPL welcomes HDI environmental monitors to attend the construction phase. Please forward an agreement for us to review.

Yes, SCPL works with HDI on identifying HDI's interests prior to integrity digs and we have been working closely with Todd for a few years now.

Thank you,

Susan

From: Raechelle Williams <janicewilliams@hdi.land>
Sent: Friday, October 22, 2021 1:10 PM
To: Susan Jackson <sjackson@sun-canadian.com>
Cc: Todd Williams <[REDACTED]>; Tracey General <[REDACTED]>; Brian Doolittle <[REDACTED]>
Subject: Re: East 16 Mile Creek - HCC

Hello Susan,

I spoke with Todd about the agreement that is already placed with HDI. He confirmed and said the agreement is only for Archaeology and we will need to make another one for Environmental.

Also, is the Sun-Canadian Pipe Line involved in any integrity digs?

Raechelle Williams
HDI Environmental Supervisor
Haudenosaunee Development Institute
16 Sunrise Court, Suite 600 Ohsweken, ON
P.O. Box 714
Ph: 519-445-4222
(Direct): 519-802-9402



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On Mon, Oct 4, 2021 at 2:09 PM Raechelle Williams <janicewilliams@hdi.land> wrote:

Sge:no/Hello Susan,

My name is Raechelle Williams and I recently left you a voicemail this afternoon. As part of the Haudenosaunee Development Institute (HDI) Environmental Division, I was hoping we could set up a meeting regarding the NPS 12 East Sixteen Mile Creek Pipeline Replacement Project. I have recently been promoted to the HDI Environmental Supervisor position and I was unaware of this project until I came across it on the internet. Reviewing the EA report prepared by Stantech, I noticed HDI was not included during the Indigenous Input. At this time, HDI has high concerns for this project.

Please see attached letter for HDI Environmental Division to be involved.

Nya:weh/Thank-You,

Raechelle Williams
HDI Environmental Supervisor
Haudenosaunee Development Institute
16 Sunrise Court, Suite 600 Ohsweken, ON
P.O. Box 714
Ph: 519-445-4222
(Direct): 519-802-9402



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From: **Todd Williams** <[REDACTED]>
Date: Mon, Oct 4, 2021 at 8:18 AM
Subject: Fwd: East 16 Mile Creek - HCC
To: Janice Williams <[REDACTED]>

fyi

----- Forwarded message -----

From: **Jackson, Susan** <SUSJACKSON@suncor.com>
Date: Fri, Oct 9, 2020 at 7:59 AM
Subject: RE: East 16 Mile Creek - HCC
To: Todd Williams <[REDACTED]>, Jackson, Susan <sjackson@sun-canadian.com>
Cc: [REDACTED] >

Hi Todd; How about Friday Oct 16th at 10am? If that works, please send a list of names, titles and emails of who will attend and I will send them a calendar invite and meeting details.

Thank you,

Susan

From: Todd Williams <[REDACTED]>
Sent: Thursday, October 08, 2020 4:47 PM
To: Jackson, Susan <sjackson@sun-canadian.com>
Cc: [REDACTED]
Subject: Re: East 16 Mile Creek - HCC

Hi Susan,

Can you suggest a time and date to do a meeting over the internet

Thanks Todd

On Tue, Sep 22, 2020 at 1:53 PM Jackson, Susan <sjackson@sun-canadian.com> wrote:

Hi Todd – any chance to look at this yet? The spots are filling up quick. We have already met with other Nations and would very much like to meet with HDI.

Let me know what we can do here.

Thank you,

Susan

From: Jackson, Susan

Sent: Wednesday, September 16, 2020 12:53 PM

To: [REDACTED] >

Cc: [REDACTED] >

Subject: FW: East 16 Mile Creek - HCC

Hi Todd – as discussed today, can we set up a meeting for any day next week Oct 21, 23, 24 or 25 (except Tuesday Oct 22) - to discuss HCCC's interests and input into this project? Alternatively October 2, 5, 6,7 or 8 would work on our side.

Let me know which is your preferred date and time, plus a list of emails of who will attend so I can send out the invitation to all with some materials.

Thank you,

Susan

647-465-8159

From: Jackson, Susan

Sent: Wednesday, August 12, 2020 11:42 AM

To: 'hdi2@bellnet.ca' <hdi2@bellnet.ca>; [REDACTED] >

Cc: [REDACTED] >

Subject: RE: East 16 Mile Creek - HCC

Good Afternoon Tracey;

I would to update you since my last communication (email June 5, 2020) with regards to our project at East 16 Mile Creek:

Firstly, as previously notified, Sun Canadian did proceed with a notice of application for Leave to Construct (under the Ontario Energy Board) to the Ministry of Energy, Northern Development and Mines. They have replied to us with a delegation of procedural aspects of the Crown's duty to consult - which is attached for your information.

Secondly, please find attached our project commencement letter to Haudenosaunee Confederacy Council of the Grand River (HCC) and map identifying the site location. I would like to invite the Haudenosaunee Confederacy Council to a virtual meeting any date this September (with the exception of Sept 28-30th). I will invite a representative from Stantec to present an overview of the project, and will be looking forward to discussing any aspect you may wish to discuss. In this meeting, we would like to hear how HCC would like to participate in this project. Please provide some dates in September and a list of emails of HCC and/or Haudenosaunee Development Institute representatives that would attend this initial meeting. Alternatively, please feel free to call or email me to discuss this project.

We are looking forward to working again with the Haudenosaunee Confederacy Council of the Grand River.

Warm regards,

Susan Jackson

Manager, Environment Health and Safety

647-465-8159

From: Jackson, Susan

Sent: Friday, June 05, 2020 10:42 AM

To: 'hdi2@bellnet.ca' <hdi2@bellnet.ca>; [REDACTED] >

Subject: East 16 Mile Creek - HCC

Good Morning Tracey;

Sun-Canadian Pipe Line (SCPL) has identified the need to replace approximately 500m segment of an existing pipeline near Trafalgar Road and south of Britannia Road in the Town of Milton. The existing

pipeline segment crosses under East Sixteen Mile creek needs to be protected from the watercourse due to ongoing erosion and creek meander. This project intends to install a new segment of pipe by horizontal directional drilling at a greater depth to eliminate the environmental risks.

The purpose of this email to introduce this initiative with the Haudenosaunee Confederacy Council (HCC) and to let you know that we will be reaching out to consult with HCC via the Haudenosaunee Development Institute on this project. Also, we intend on applying to the Ontario Energy Board for this work which involves notification to the Ministry of Energy, Northern Development and Mines for their determination of Duty to Consult. We anticipate this Ministry will also be notifying HDI of our application.

Please do not hesitate to contact me if you have any questions at this time.

Regards,

Susan Jackson

Manager EHS

Sun Canadian Pipe Line

647-465-8159

HDD Proposal

- Red are existing pipelines (NPS8 and NPS12)
- White is preliminary HDD path for new NPS12

Drill entry

Northing 4820617;
Easting 598974

Zone 17T

Drill exit

Northing 4820274;
Easting 598707

Zone 17T

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From: Todd Williams <[REDACTED]>
Sent: January 27, 2022 12:41 PM
To: Susan Jackson
Cc: Janice Williams; Janice Bomberly; shannonhill@hdi.land
Subject: Re: HDI Environmental Agreement for East 16 Mile Creek Project
Attachments: HDI Enviro Agree-SCPL-East 16 Mile Creek-signed.pdf

Susan,

Signed agreement attached.

Todd

On Wed, Jan 26, 2022 at 5:19 PM Susan Jackson <sjackson@sun-canadian.com> wrote:

Hi Todd;

A very Happy New Year to you! Also to the rest of the HDI lands team!

Attached is our signed version of the agreement for your review. (we would just note here that SCPL is the 'proponent' mentioned in the agreement). Please return with the appropriate HDI signature.

Thank you,

Susan

From: Todd Williams <[REDACTED]>
Sent: Monday, January 24, 2022 1:22 PM
To: Susan Jackson <sjackson@sun-canadian.com>
Cc: Janice Williams <janicewilliams@hdi.land>; Janice Bomberly <[REDACTED]>; shannonhill@hdi.land
Subject: Re: HDI Environmental Agreement for East 16 Mile Creek Project

Happy New Year Susan,

Attached is the updated monitoring agreement as per recommended changes.

I updated the invoicing information and removed the consultant to monitor ratio.

If agreed to, please sign and return.

Thanks Todd

On Fri, Dec 10, 2021 at 3:21 PM Susan Jackson <sjackson@sun-canadian.com> wrote:

Hi Todd;

As per our phone call today, SCPL has make a couple of changes which are 'tracked' in this attached word document. If you agree, please accept the changes, send back and we will sign.

Thank you for time.

SCPL looks forward to working again with HDI.

Susan

From: Todd Williams <[REDACTED]>

Sent: Friday, December 03, 2021 10:43 AM

To: Susan Jackson <sjackson@sun-canadian.com>

Cc: Janice Williams <janicewilliams@hdi.land>; Janice Bomberry <[REDACTED]>; shannonhill@hdi.land

Subject: HDI Environmental Agreement for East 16 Mile Creek Project

Morning Susan,

I've attached a draft copy of HDI's standard monitoring agreement.

Please review. If agreed too, please sign and return a copy.

Thanks,

Todd E. Williams, P.Eng

Monitoring Program Coordinator

Haudenosaunee Development Institute (HDI)

Haudenosaunee Confederacy Chiefs Council (HCCC)
Haudenosaunee 1755 Treaty Territory

O: [519-445-4222](tel:519-445-4222)

M: [519-761-1794](tel:519-761-1794)

<https://www.haudenosauneeconfederacy.com/>

<https://www.haudenosauneeconfederacy.com/departments/haudenosaunee-development-institute/>

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From: **Janice Williams** <janicewilliams@hdi.land>

Date: Thu, Nov 25, 2021 at 12:05 PM

Subject: Fwd: East 16 Mile Creek - HCC

To: Todd Williams < >

Sge:no Todd,

Reminder:

Please send an agreement for HDI Environmental Monitoring to be involved in HDD on East 16 Milecreek and future integrity digs.

Raechelle Williams

HDI Environmental Supervisor
 Haudenosaunee Development Institute
 16 Sunrise Court, Suite 600 Ohsweken, ON
 P.O. Box 714
 Ph: 519-445-4222
 (Direct): 519-802-9402



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From: **Raechelle Williams** <janicewilliams@hdi.land>

Date: Wed, Nov 10, 2021 at 1:22 PM

Subject: Re: East 16 Mile Creek - HCC

To: Susan Jackson <sjackson@sun-canadian.com>

Cc: Todd Williams <[REDACTED]>, Tracey General <[REDACTED]>, Brian Doolittle <[REDACTED]>

Sge:no/Hello Susan,

I spoke with Todd and he will be forwarding the agreement to have HDI Environmental Monitoring involved for the HDD on E16 Mile Creek.

Also, are we going to submit another agreement to have HDI Environmental Monitoring be involved in Integrity Digs as well.

Nya:weh/Thank-you,

A-44

Raechelle Williams
HDI Environmental Supervisor
Haudenosaunee Development Institute
16 Sunrise Court, Suite 600 Ohsweken, ON
P.O. Box 714
Ph: 519-445-4222
(Direct): 519-802-9402



<<< Effective October 1, 2021, the Haudenosaunee Development Institute offices will be located at 44 Sixth Line Road, Ohsweken, Ontario >>>

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On Fri, Oct 22, 2021 at 9:22 AM Susan Jackson <sjackson@sun-canadian.com> wrote:

Hi Raechelle;

As discussed in our meeting SCPL has previously reached out to HDI to get their input into the E16M project. SCPL welcomes HDI environmental monitors to attend the construction phase. Please forward an agreement for us to review.

Yes, SCPL works with HDI on identifying HDI's interests prior to integrity digs and we have been working closely with Todd for a few years now.

Thank you,

Susan

From: Raechelle Williams <janicewilliams@hdi.land>
Sent: Friday, October 22, 2021 1:10 PM
To: Susan Jackson <sjackson@sun-canadian.com>

Cc: Todd Williams <[REDACTED]>; Tracey General <[REDACTED]>; Brian Doolittle <[REDACTED]>

Subject: Re: East 16 Mile Creek - HCC

Hello Susan,

I spoke with Todd about the agreement that is already placed with HDI. He confirmed and said the agreement is only for Archaeology and we will need to make another one for Environmental.

Also, is the Sun-Canadian Pipe Line involved in any integrity digs?

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On Mon, Oct 4, 2021 at 2:09 PM Raechelle Williams <janicewilliams@hdi.land> wrote:

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My name is Raechelle Williams and I recently left you a voicemail this afternoon. As part of the Haudenosaunee Development Institute (HDI) Environmental Division, I was hoping we could set up a meeting regarding the NPS 12 East Sixteen Mile Creek Pipeline Replacement Project. I have recently been promoted to the HDI Environmental Supervisor position and I was unaware of this project until I came across it on the internet. Reviewing the EA report prepared by Stantech, I noticed HDI was not included during the Indigenous Input. At this time, HDI has high concerns for this project.

Please see attached letter for HDI Environmental Division to be involved.

Nya:weh/Thank-You,

Raechelle Williams
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----- Forwarded message -----

From: **Todd Williams** <[REDACTED]>
Date: Mon, Oct 4, 2021 at 8:18 AM
Subject: Fwd: East 16 Mile Creek - HCC
To: Janice Williams <[REDACTED]>

fyi

----- Forwarded message -----

From: **Jackson, Susan** <SUSJACKSON@suncor.com>
Date: Fri, Oct 9, 2020 at 7:59 AM
Subject: RE: East 16 Mile Creek - HCC
To: Todd Williams <[REDACTED]>, Jackson, Susan <sjackson@sun-canadian.com>
Cc: [REDACTED]

Hi Todd; How about Friday Oct 16th at 10am? If that works, please send a list of names, titles and emails of who will attend and I will send them a calendar invite and meeting details.

Thank you,

Susan

From: Todd Williams <[REDACTED]>
Sent: Thursday, October 08, 2020 4:47 PM
To: Jackson, Susan <sjackson@sun-canadian.com>
Cc: [REDACTED]
Subject: Re: East 16 Mile Creek - HCC

Hi Susan,

Can you suggest a time and date to do a meeting over the internet

Thanks Todd

On Tue, Sep 22, 2020 at 1:53 PM Jackson, Susan <sjackson@sun-canadian.com> wrote:

Hi Todd – any chance to look at this yet? The spots are filling up quick. We have already met with other Nations and would very much like to meet with HDI.

Let me know what we can do here.

Thank you,

Susan

From: Jackson, Susan
Sent: Wednesday, September 16, 2020 12:53 PM
To: [REDACTED] <[REDACTED]>
Cc: [REDACTED] <[REDACTED]>
Subject: FW: East 16 Mile Creek - HCC

Hi Todd – as discussed today, can we set up a meeting for any day next week Oct 21, 23, 24 or 25 (except Tuesday Oct 22) - to discuss HCCC's interests and input into this project? Alternatively October 2, 5, 6,7 or 8 would work on our side.

Let me know which is your preferred date and time, plus a list of emails of who will attend so I can send out the invitation to all with some materials.

Thank you,

Susan

647-465-8159

From: Jackson, Susan

Sent: Wednesday, August 12, 2020 11:42 AM

To: 'hdi2@bellnet.ca' <hdi2@bellnet.ca>; [REDACTED] >

Cc: [REDACTED] >

Subject: RE: East 16 Mile Creek - HCC

Good Afternoon Tracey;

I would to update you since my last communication (email June 5, 2020) with regards to our project at East 16 Mile Creek:

Firstly, as previously notified, Sun Canadian did proceed with a notice of application for Leave to Construct (under the Ontario Energy Board) to the Ministry of Energy, Northern Development and Mines. They have replied to us with a delegation of procedural aspects of the Crown's duty to consult - which is attached for your information.

Secondly, please find attached our project commencement letter to Haudenosaunee Confederacy Council of the Grand River (HCC) and map identifying the site location. I would like to invite the Haudenosaunee Confederacy Council to a virtual meeting any date this September (with the exception of Sept 28-30th). I will invite a representative from Stantec to present an overview of the project, and will be looking forward to discussing any aspect you may wish to discuss. In this meeting, we would like to hear how HCC would

like to participate in this project. Please provide some dates in September and a list of emails of HCC and/or Haudenosaunee Development Institute representatives that would attend this initial meeting. Alternatively, please feel free to call or email me to discuss this project.

We are looking forward to working again with the Haudenosaunee Confederacy Council of the Grand River.

Warm regards,

Susan Jackson

Manager, Environment Health and Safety

647-465-8159

From: Jackson, Susan

Sent: Friday, June 05, 2020 10:42 AM

To: 'hdi2@bellnet.ca' <hdi2@bellnet.ca>; [REDACTED] >

Subject: East 16 Mile Creek - HCC

Good Morning Tracey;

Sun-Canadian Pipe Line (SCPL) has identified the need to replace approximately 500m segment of an existing pipeline near Trafalgar Road and south of Britannia Road in the Town of Milton. The existing pipeline segment crosses under East Sixteen Mile creek needs to be protected from the watercourse due to ongoing erosion and creek meander. This project intends to install a new segment of pipe by horizontal directional drilling at a greater depth to eliminate the environmental risks.

The purpose of this email to introduce this initiative with the Haudenosaunee Confederacy Council (HCC) and to let you know that we will be reaching out to consult with HCC via the Haudenosaunee Development Institute on this project. Also, we intend on applying to the Ontario Energy Board for this work which involves notification to the Ministry of Energy, Northern Development and Mines for their determination of Duty to Consult. We anticipate this Ministry will also be notifying HDI of our application.

Please do not hesitate to contact me if you have any questions at this time.

Regards,

Susan Jackson

Manager EHS

Sun Canadian Pipe Line

647-465-8159

HDD Proposal

- Red are existing pipelines (NPS8 and NPS12)
- White is preliminary HDD path for new NPS12

Drill entry

Northing 4820617;
Easting 598974

Zone 17T

Drill exit

Northing 4820274;
Easting 598707

Zone 17T

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From: Todd Williams <[REDACTED]>
Sent: January 27, 2022 12:41 PM
To: Susan Jackson
Cc: Janice Williams; Janice Bomberly; shannonhill@hdi.land
Subject: Re: HDI Environmental Agreement for East 16 Mile Creek Project
Attachments: HDI Enviro Agree-SCPL-East 16 Mile Creek-signed.pdf

Susan,

Signed agreement attached.

Todd

On Wed, Jan 26, 2022 at 5:19 PM Susan Jackson <sjackson@sun-canadian.com> wrote:

Hi Todd;

A very Happy New Year to you! Also to the rest of the HDI lands team!

Attached is our signed version of the agreement for your review. (we would just note here that SCPL is the 'proponent' mentioned in the agreement). Please return with the appropriate HDI signature.

Thank you,

Susan

From: Todd Williams <[REDACTED]>
Sent: Monday, January 24, 2022 1:22 PM
To: Susan Jackson <sjackson@sun-canadian.com>
Cc: Janice Williams <janicewilliams@hdi.land>; Janice Bomberly <[REDACTED]>; shannonhill@hdi.land
Subject: Re: HDI Environmental Agreement for East 16 Mile Creek Project

Happy New Year Susan,

Attached is the updated monitoring agreement as per recommended changes.

I updated the invoicing information and removed the consultant to monitor ratio.

If agreed to, please sign and return.

Thanks Todd

On Fri, Dec 10, 2021 at 3:21 PM Susan Jackson <sjackson@sun-canadian.com> wrote:

Hi Todd;

As per our phone call today, SCPL has make a couple of changes which are 'tracked' in this attached word document. If you agree, please accept the changes, send back and we will sign.

Thank you for time.

SCPL looks forward to working again with HDI.

Susan

From: Todd Williams <[REDACTED]>

Sent: Friday, December 03, 2021 10:43 AM

To: Susan Jackson <sjackson@sun-canadian.com>

Cc: Janice Williams <janicewilliams@hdi.land>; Janice Bomberry <[REDACTED]>; shannonhill@hdi.land

Subject: HDI Environmental Agreement for East 16 Mile Creek Project

Morning Susan,

I've attached a draft copy of HDI's standard monitoring agreement.

Please review. If agreed too, please sign and return a copy.

Thanks,

Todd E. Williams, P.Eng

Monitoring Program Coordinator

Haudenosaunee Development Institute (HDI)

Haudenosaunee Confederacy Chiefs Council (HCCC)
Haudenosaunee 1755 Treaty Territory

O: [519-445-4222](tel:519-445-4222)

M: [519-761-1794](tel:519-761-1794)

<https://www.haudenosauneeconfederacy.com/>

<https://www.haudenosauneeconfederacy.com/departments/haudenosaunee-development-institute/>

----- Forwarded message -----

From: **Janice Williams** <janicewilliams@hdi.land>

Date: Thu, Nov 25, 2021 at 12:05 PM

Subject: Fwd: East 16 Mile Creek - HCC

To: Todd Williams < >

Sge:no Todd,

Reminder:

Please send an agreement for HDI Environmental Monitoring to be involved in HDD on East 16 Milecreek and future integrity digs.

Raechelle Williams

HDI Environmental Supervisor
 Haudenosaunee Development Institute
 16 Sunrise Court, Suite 600 Ohsweken, ON
 P.O. Box 714
 Ph: 519-445-4222
 (Direct): 519-802-9402



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From: **Raechelle Williams** <janicewilliams@hdi.land>

Date: Wed, Nov 10, 2021 at 1:22 PM

Subject: Re: East 16 Mile Creek - HCC

To: Susan Jackson <sjackson@sun-canadian.com>

Cc: Todd Williams <[REDACTED]>, Tracey General <[REDACTED]>, Brian Doolittle <[REDACTED]>

Sge:no/Hello Susan,

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Hi Raechelle;

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Yes, SCPL works with HDI on identifying HDI's interests prior to integrity digs and we have been working closely with Todd for a few years now.

Thank you,

Susan

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To: Susan Jackson <sjackson@sun-canadian.com>

Cc: Todd Williams <[REDACTED]>; Tracey General <[REDACTED]>; Brian Doolittle <[REDACTED]>

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Date: Mon, Oct 4, 2021 at 8:18 AM
Subject: Fwd: East 16 Mile Creek - HCC
To: Janice Williams <[REDACTED]>

fyi

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Date: Fri, Oct 9, 2020 at 7:59 AM
Subject: RE: East 16 Mile Creek - HCC
To: Todd Williams <[REDACTED]>, Jackson, Susan <sjackson@sun-canadian.com>
Cc: [REDACTED]

Hi Todd; How about Friday Oct 16th at 10am? If that works, please send a list of names, titles and emails of who will attend and I will send them a calendar invite and meeting details.

Thank you,

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Cc: [REDACTED]
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Thanks Todd

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Let me know what we can do here.

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Sent: Wednesday, September 16, 2020 12:53 PM
To: [REDACTED]
Cc: [REDACTED]
Subject: FW: East 16 Mile Creek - HCC

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Thank you,

Susan

647-465-8159

From: Jackson, Susan

Sent: Wednesday, August 12, 2020 11:42 AM

To: 'hdi2@bellnet.ca' <hdi2@bellnet.ca>; [REDACTED] >

Cc: [REDACTED]

Subject: RE: East 16 Mile Creek - HCC

Good Afternoon Tracey;

I would to update you since my last communication (email June 5, 2020) with regards to our project at East 16 Mile Creek:

Firstly, as previously notified, Sun Canadian did proceed with a notice of application for Leave to Construct (under the Ontario Energy Board) to the Ministry of Energy, Northern Development and Mines. They have replied to us with a delegation of procedural aspects of the Crown's duty to consult - which is attached for your information.

Secondly, please find attached our project commencement letter to Haudenosaunee Confederacy Council of the Grand River (HCC) and map identifying the site location. I would like to invite the Haudenosaunee Confederacy Council to a virtual meeting any date this September (with the exception of Sept 28-30th). I will invite a representative from Stantec to present an overview of the project, and will be looking forward to discussing any aspect you may wish to discuss. In this meeting, we would like to hear how HCC would

like to participate in this project. Please provide some dates in September and a list of emails of HCC and/or Haudenosaunee Development Institute representatives that would attend this initial meeting. Alternatively, please feel free to call or email me to discuss this project.

We are looking forward to working again with the Haudenosaunee Confederacy Council of the Grand River.

Warm regards,

Susan Jackson

Manager, Environment Health and Safety

647-465-8159

From: Jackson, Susan

Sent: Friday, June 05, 2020 10:42 AM

To: 'hdi2@bellnet.ca' <hdi2@bellnet.ca>; [REDACTED] >

Subject: East 16 Mile Creek - HCC

Good Morning Tracey;

Sun-Canadian Pipe Line (SCPL) has identified the need to replace approximately 500m segment of an existing pipeline near Trafalgar Road and south of Britannia Road in the Town of Milton. The existing pipeline segment crosses under East Sixteen Mile creek needs to be protected from the watercourse due to ongoing erosion and creek meander. This project intends to install a new segment of pipe by horizontal directional drilling at a greater depth to eliminate the environmental risks.

The purpose of this email to introduce this initiative with the Haudenosaunee Confederacy Council (HCC) and to let you know that we will be reaching out to consult with HCC via the Haudenosaunee Development Institute on this project. Also, we intend on applying to the Ontario Energy Board for this work which involves notification to the Ministry of Energy, Northern Development and Mines for their determination of Duty to Consult. We anticipate this Ministry will also be notifying HDI of our application.

Please do not hesitate to contact me if you have any questions at this time.

Regards,

Susan Jackson

Manager EHS

Sun Canadian Pipe Line

647-465-8159

HDD Proposal

- Red are existing pipelines (NPS8 and NPS12)
- White is preliminary HDD path for new NPS12

Drill entry

Northing 4820617;
Easting 598974

Zone 17T

Drill exit

Northing 4820274;
Easting 598707

Zone 17T

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From: Janice Williams <janicewilliams@hdi.land>
Sent: February 22, 2022 1:27 PM
To: Susan Jackson
Cc: Todd Williams; Tracey General; Aaron Detlor; Brian Doolittle; Kahsenniyo Williams
Subject: Fwd: HCCC_SCPL Project: East 16 Mile Creek - Ontario Energy Board Leave to Construct Notice EB-2022-0012
Attachments: image001.png; Cover letter for OEB notice.pdf; Notice_Sun-Canadian Pipe Line_20220210.pdf; HDI-applicationfinal.pdf

Sge:no/Hello Susan,

I phoned you earlier this morning but reached your voicemail. The reason I called was to confirm when the project will begin construction. As I was in the process to email you to follow up on my call, I noticed you sent this email out on Friday.

Reading the cover letter, I tried to retrieve the application package through the link but could not access it. Are you able to send out a hardcopy to our office?

Nya:weh,

Raechelle Williams
 HDI Environmental Supervisor
 Haudenosaunee Development Institute
 16 Sunrise Court, Suite 600 Ohswegen, ON
 P.O. Box 714
 Ph: 519-445-4222
 (Direct): 519-802-9402



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----- Forwarded message -----

From: Tracey General <[REDACTED]>
Date: Fri, Feb 18, 2022 at 6:48 AM
Subject: Fwd: HCCC_SCPL Project: East 16 Mile Creek - Ontario Energy Board Leave to Construct Notice EB-2022-0012
To: Brian Doolittle <[REDACTED]>, Robert Aaron Detlor <[REDACTED]>, Todd Williams <[REDACTED]>, Wayne Hill <[REDACTED]>, Janice Williams <janicewilliams@hdi.land>, Kahsenniyo Williams <[REDACTED]>

Begin forwarded message:

From: Susan Jackson <sjackson@sun-canadian.com>
Subject: HCCC_SCPL Project: East 16 Mile Creek - Ontario Energy Board Leave to Construct Notice EB-2022-0012
Date: February 18, 2022 at 9:11:13 AM EST
To: "jocko@sixnationsns.com" <jocko@sixnationsns.com>
Cc: "info@hdi.land" <info@hdi.land>, Todd Williams <[REDACTED]>, Tracey General <[REDACTED]>

Good Afternoon Hohahes Hill;

As per previous communications, Sun-Canadian Pipe Line (SCPL) has identified the need to replace approximately 500m segment of an existing pipeline near Trafalgar Road and south of Britannia Road in the Town of Milton. The existing pipeline segment crosses under East Sixteen Mile creek needs to be protected from the watercourse due to ongoing erosion and creek meander.

The purpose of this communication is to provide the Ontario Energy Board Notice for Leave to Construct application EB-2022-0012 and associated covering letter with link to the application. There is a link to the project application in the cover letter which will be active as of Tuesday February 22, 2022. Please contact me if you have any trouble with that link.

Also attached is our completed submission of HDI's "Application for Consideration and Engagement for Development" form. Please note that the link in the attached cover letter answers much of the information identified in the form. Please advise how electronic payment may be made.

Otherwise, please do not hesitate to call me with any questions.

Thank you,

Susan Jackson
 Manager EHS
 Sun-Canadian Pipe Line Limited
 905-538-9610

From: Susan Jackson
Sent: Friday, October 22, 2021 12:21 PM
To: 'Raechelle Williams' <janicewilliams@hdi.land>
Cc: Todd Williams <[REDACTED]>; Tracey General <[REDACTED]>; Brian Doolittle <[REDACTED]>
Subject: RE: East 16 Mile Creek - HCC

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Thank you,
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Cc: Todd Williams <[REDACTED]>; Tracey General <[REDACTED]>; Brian Doolittle <[REDACTED]>
Subject: Re: East 16 Mile Creek - HCC

Hello Susan,

I spoke with Todd about the agreement that is already placed with HDI. He confirmed and said the agreement is only for Archaeology and we will need to make another one for Environmental.

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Raechelle Williams
 HDI Environmental Supervisor
 Haudenosaunee Development Institute
 16 Sunrise Court, Suite 600 Ohsweken, ON
 P.O. Box 714
 Ph: 519-445-4222
 (Direct): 519-802-9402



<<< Effective October 1, 2021, the Haudenosaunee Development Institute offices will be located at 44 Sixth Line Road, Ohsweken, Ontario >>>

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On Mon, Oct 4, 2021 at 2:09 PM Raechelle Williams <janicewilliams@hdi.land> wrote:

Sge:no/Hello Susan,

My name is Raechelle Williams and I recently left you a voicemail this afternoon. As part of the Haudenosaunee Development Institute (HDI) Environmental Division, I was hoping we could set up a meeting regarding the NPS 12 East Sixteen Mile Creek Pipeline Replacement Project. I have recently been promoted to the HDI Environmental Supervisor position and I was unaware of this project until I came across it on the internet. Reviewing the EA report prepared by Stantech, I noticed HDI was not included during the Indigenous Input. At this time, HDI has high concerns for this project.

Please see attached letter for HDI Environmental Division to be involved.

Nya:weh/Thank-You,

Raechelle Williams
 HDI Environmental Supervisor
 Haudenosaunee Development Institute
 16 Sunrise Court, Suite 600 Ohsweken, ON



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----- Forwarded message -----

From: Todd Williams <[REDACTED]>
Date: Mon, Oct 4, 2021 at 8:18 AM
Subject: Fwd: East 16 Mile Creek - HCC
To: Janice Williams <[REDACTED]>

fyi

----- Forwarded message -----

From: Jackson, Susan <SUSJACKSON@suncor.com>
Date: Fri, Oct 9, 2020 at 7:59 AM
Subject: RE: East 16 Mile Creek - HCC
To: Todd Williams <[REDACTED]>, Jackson, Susan <sjackson@sun-canadian.com>
Cc: [REDACTED]

Hi Todd; How about Friday Oct 16th at 10am? If that works, please send a list of names, titles and emails of who will attend and I will send them a calendar invite and meeting details.

Thank you,
Susan

From: Todd Williams <[REDACTED]>
Sent: Thursday, October 08, 2020 4:47 PM
To: Jackson, Susan <sjackson@sun-canadian.com>
Cc: [REDACTED]
Subject: Re: East 16 Mile Creek - HCC

Hi Susan,

Can you suggest a time and date to do a meeting over the internet

Thanks Todd

On Tue, Sep 22, 2020 at 1:53 PM Jackson, Susan <sjackson@sun-canadian.com> wrote:

Hi Todd – any chance to look at this yet? The spots are filling up quick. We have already met with other Nations and would very much like to meet with HDI.

Let me know what we can do here.

Thank you,
Susan

From: Jackson, Susan
Sent: Wednesday, September 16, 2020 12:53 PM
To: [REDACTED] >
Cc: [REDACTED] >
Subject: FW: East 16 Mile Creek - HCC

Hi Todd – as discussed today, can we set up a meeting for any day next week Oct 21, 23, 24 or 25 (except Tuesday Oct 22) - to discuss HCCC's interests and input into this project? Alternatively October 2, 5, 6,7 or 8 would work on our side.

Let me know which is your preferred date and time, plus a list of emails of who will attend so I can send out the invitation to all with some materials.

Thank you,
Susan
647-465-8159

From: Jackson, Susan
Sent: Wednesday, August 12, 2020 11:42 AM
To: 'hdi2@bellnet.ca' <hdi2@bellnet.ca>; [REDACTED] <[REDACTED]>
Cc: [REDACTED] >
Subject: RE: East 16 Mile Creek - HCC

Good Afternoon Tracey;

I would to update you since my last communication (email June 5, 2020) with regards to our project at East 16 Mile Creek:

Firstly, as previously notified, Sun Canadian did proceed with a notice of application for Leave to Construct (under the Ontario Energy Board) to the Ministry of Energy, Northern Development and Mines. They have replied to us with a delegation of procedural aspects of the Crown's duty to consult - which is attached for your information.

Secondly, please find attached our project commencement letter to Haudenosaunee Confederacy Council of the Grand River (HCC) and map identifying the site location. I would like to invite the Haudenosaunee Confederacy Council to a virtual meeting any date this September (with the exception of Sept 28-30th). I will invite a representative from Stantec to present an overview of the project, and will be looking forward to discussing any aspect you may wish to discuss. In this meeting, we would like to hear how HCC would like to participate in this project. Please provide some dates in September and a list of emails of HCC and/or Haudenosaunee Development Institute representatives that would attend this initial meeting. Alternatively, please feel free to call or email me to discuss this project.

We are looking forward to working again with the Haudenosaunee Confederacy Council of the Grand River.

Warm regards,
Susan Jackson
Manager, Environment Health and Safety
647-465-8159

From: Jackson, Susan
Sent: Friday, June 05, 2020 10:42 AM
To: 'hdi2@bellnet.ca' <hdi2@bellnet.ca>; [REDACTED]
Subject: East 16 Mile Creek - HCC

Good Morning Tracey;

Sun-Canadian Pipe Line (SCPL) has identified the need to replace approximately 500m segment of an existing pipeline near Trafalgar Road and south of Britannia Road in the Town of Milton. The existing pipeline segment crosses under East Sixteen Mile creek needs to be protected from the watercourse due to ongoing erosion and creek meander. This project intends to install a new segment of pipe by horizontal directional drilling at a greater depth to eliminate the environmental risks.

The purpose of this email to introduce this initiative with the Haudenosaunee Confederacy Council (HCC) and to let you know that we will be reaching out to consult with HCC via the Haudenosaunee Development Institute on this project. Also, we intend on applying to the Ontario Energy Board for this work which involves notification to the Ministry of Energy, Northern Development and Mines for their determination of Duty to Consult. We anticipate this Ministry will also be notifying HDI of our application.

Please do not hesitate to contact me if you have any questions at this time.

Regards,
Susan Jackson
Manager EHS
Sun Canadian Pipe Line
647-465-8159

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HDD Proposal

- Red are existing pipelines (NPS8 and NPS12)
- White is preliminary HDD path for new NPS12

Drill entry

Northing 4820617;
Easting 598974

Zone 17T

Drill exit

Northing 4820274;
Easting 598707

Zone 17T



February 17, 2022

Reference: Ontario Energy Board Leave to Construct Notice EB-2022-0012

To Whom It May Concern,

Attached to this letter is the Ontario Energy Board Notice for Leave to Construct application EB-2022-0012. This notice is part of a request from Sun-Canadian Pipe Line Limited.

The full application package (including all associated evidence) is available electronically in PDF format at the website address shown immediately below.

http://sun-canadian.com/media_releases/leave-to-construct/

If you are unable to access this link or would prefer to receive a hard copy of this application package, contact the number or email address below to arrange for shipment. Please note that the document is 711 pages and will require time to print and ship.

If you have questions or concerns, please contact Susan Jackson at Sun-Canadian Pipe Line as noted below.

Regards,

Susan Jackson

Contact Information:

Email : sjackson@sun-canadian.com

Phone : (905) 538-9610

Toll-free : (800) 263-6641

Sun-Canadian Pipe Line Company Limited has applied to the Ontario Energy Board to construct the NPS 12 East Sixteen Mile Creek Pipeline Replacement Project in the Town of Milton, Ontario.

A-83

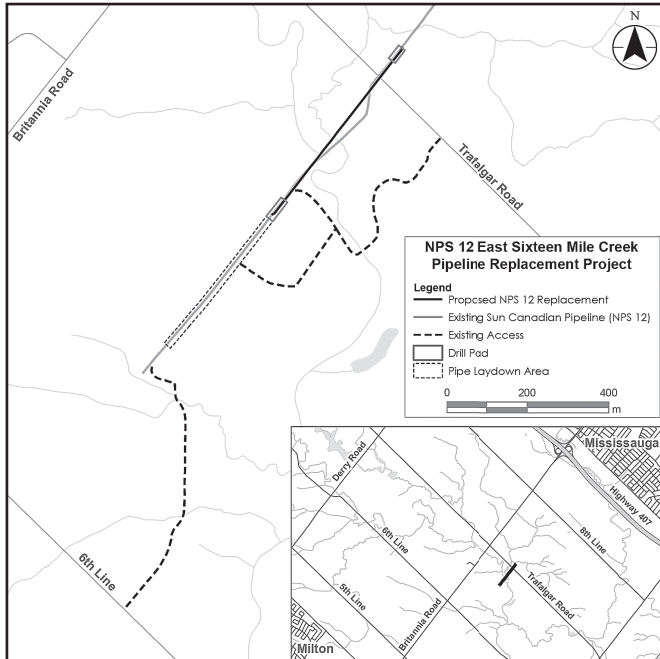
Learn more. Have your say.

If the application is approved as filed, Sun-Canadian Pipe Line Company Limited will replace approximately 480 metres of an existing 12-inch pipeline in the vicinity of the East Sixteen Mile Creek crossing, in the Town of Milton, Ontario. The new section of the pipeline will be installed at a depth that will eliminate three existing areas of shallow depth of cover and will allow for the continued safe and reliable operation of the pipeline. The pipeline is used for transporting hydrocarbon refined product from Sarnia to London, Hamilton, and Toronto.

Sun-Canadian Pipe Line Company Limited is also asking the Ontario Energy Board to approve the form of agreement it offers to landowners to use their land for routing or construction of the proposed pipeline.

Sun-Canadian Pipe Line Company Limited is a non-rate regulated private enterprise and states that it will finance and pay for the project and as a result the project will not have a cost impact on ratepayers.

A map of the proposed pipeline project is provided below.



THE ONTARIO ENERGY BOARD WILL HOLD A PUBLIC HEARING

The Ontario Energy Board (OEB) will hold a public hearing to consider Sun-Canadian's application. During the hearing, which could be an oral or written hearing, we will question Sun-Canadian on the case. We will also hear questions and arguments from individual consumers, municipalities and others whose interests would be affected. At the end of this hearing, the OEB will decide whether to approve the application.

The OEB's legislative authority with respect to the applications seeking approval for the construction of hydrocarbon pipelines (usually natural gas pipelines) is set out in Sections 90(1), 91 and 96(1) of the *Ontario Energy Board Act*, 1998 (OEB Act). Under section 97 of the OEB Act, the OEB has authority over the form of agreements that have been or will be offered to landowners affected by the project.

When determining whether a project is in the public interest, the OEB typically examines the need for the project, project alternatives, project cost and economics, environmental impacts, land matters, and Indigenous consultation.

As part of its review of this application, the OEB will assess Sun-Canadian's compliance with the OEB's *Environmental Guidelines for the Location, Construction and Operation of Hydrocarbon Pipelines and Facilities in Ontario*.

The OEB will also assess whether the duty to consult with Indigenous Communities potentially affected by the proposed pipeline has been discharged with respect to the application.

More information on the types of issues that the OEB may consider in this hearing are provided on the OEB's website in the form of a standard issues list: <https://www.oeb.ca/sites/default/files/issues-list-LTC-natural-gas.pdf>

The OEB is an independent and impartial public agency. We make decisions that serve the public interest. Our goal is to promote a financially viable and efficient energy sector that provides you with reliable energy services at a reasonable cost.

BE INFORMED AND HAVE YOUR SAY

You have the right to information regarding this application and to be involved in the process.

- You can review the application filed by Sun-Canadian on the OEB's website now
- You can find information on the OEB's website at www.oeb.ca/participate
- You can find information on the **duty to consult with Indigenous communities** on the OEB's website at www.oeb.ca/industry/applications-oeb/consultation-indigenous-peoples
- You can file a letter with your comments, which will be considered during the hearing
- You can become an intervenor. As an intervenor you can ask questions about Sun-Canadian's application and make arguments on whether the OEB should approve Sun-Canadian's request. Apply by **March 7, 2022**, or the hearing will go ahead without you and you will not receive any further notice of the proceeding
- At the end of the process, you can review the OEB's decision and its reasons on our website

LEARN MORE

Our file number for this case is **EB-2022-0012**. To learn more about this hearing, find instructions on how to file a letter with your comments or become an intervenor, or to access any document related to this case, please select the file number **EB-2022-0012** from the www.oeb.ca/noticeltc on the OEB website. You can also phone our Public Information Centre at 1-877-632-2727 with any questions.

ORAL VS. WRITTEN HEARINGS

There are two types of OEB hearings – oral and written. Sun-Canadian has applied for a written hearing. The OEB will determine at a later date whether to proceed by way of a written or oral hearing. If you think an oral hearing is needed, you can write to the OEB to explain why by **March 7, 2022**.

PRIVACY

If you write a letter of comment, your name and the content of your letter will be put on the public record and the OEB website. However, your personal telephone number, home address and email address will be removed. If you are a business, all your information will remain public. If you apply to become an intervenor, all information will be public.

This hearing will be held under section 90(1), 96(1) and 97 of the *Ontario Energy Board Act*, 1998, S.O. 1998, c.15, Schedule B.

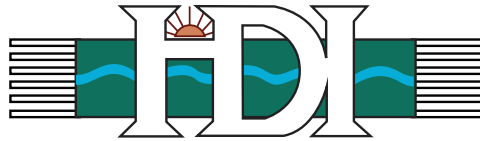
Ontario Energy Board
P.O. Box 2319, 27th Floor, 2300 Yonge Street
Toronto, ON M4P 1E4
Attention: Registrar
filings: <https://p-pes.ontarioenergyboard.ca/PivotalUX/>.
E-mail: registrar@oeb.ca



Ontario

Ontario
Energy
Board

Commission
de l'énergie
de l'Ontario



Haudenosaunee Development Institute

Our Land, Our Law, Our People, Our Future

**APPLICATION FOR CONSIDERATION
AND ENGAGEMENT FOR DEVELOPMENT**

NOTE: *This application to be completed in quadruplicate.*

SECTION 1: APPLICANT INFORMATION

1.1 Name of applicant and full mailing address:

Sun Canadian Pipe Line Limited
830 Highway 6 North,
Flamborough, ON

Tel: 905-538-5610

Fax No.: 905-538-9652

1.2 Name of Registered owner(s) of subject land(s) and mailing address:

[Redacted information]

1.3 Party who is to be contacted about the application (check one):

☒ Applicant ☐ Agent, Planning Consultant ☐ Owner ☐ Surveyor

Name and address:

Sun Canadian Pipe Line Limited
830 Highway 6 North,
Flamborough, ON

Tel: 905-538-5610

Fax No.: 905-538-9652

Email: susjackson@sun-canadian.com

SECTION 2: LOCATION OF LANDS PROPOSED TO BE DEVELOPED

2.1 Municipal address:

<div style="background-color: black; width: 100px; height: 1.2em; display: inline-block;"></div> Trafalgar Road Milton, Ontario, <div style="background-color: black; width: 60px; height: 1.2em; display: inline-block;"></div>

2.2 Legal description (please attach survey):

2.3 Maps (please attach):

SECTION 3: PROPOSED AND CURRENT LAND USE

3.1 Current land use: (i.e. Agricultural, residential, commercial, industrial, other):

Agricultural/Residential/Road

3.2 Proposed use of subject land:

No change in use of land.

3.3 Are there any buildings or structures on the lands proposed to be developed?

If yes, are these buildings to be retained, demolished or otherwise removed?

No building to be developed.

SECTION 4: ADDITIONAL INFORMATION FOR THE SITE4.1 Current zoning: Agricultural/Greenland A/Major Arterial road

SECTION 5: ARCHAEOLOGY

5.1 Have any archaeology studies been completed? If yes please attach.

5.2 If no archaeology studies have been undertaken to date are any archaeology studies planned? Please include any relevant details.

SECTION 6: LAND TITLE

6.1 Please provide details and a history of the title including any information on the initial Crown patent and how the Crown obtained such patent.

SECTION 7: TIME FRAME

7.1 Please set out the scheduling proposed for the project and any significant dates.

SECTION 8: OTHER PERMITS, LICENCES AND/OR APPROVALS

8.1 Please provide details with respect to any other permits, licences and/or approvals which the Applicant is seeking for the project from any municipal, provincial and/or federal authority.

SECTION 9: APPLICATION FEE

9.1 An application fee is enclosed in the amount of \$ _____ on the basis that the cost of the proposed project is:

- Less than \$300,000 (fee of \$3,000)
- Greater than \$300,000 but less than \$500,000 (fee of \$5,000)
- Greater than or equal to \$500,000 (fee of \$7,000)

SECTION 10: OTHER INFORMATION

10.1 The HDI reserves the right to request such other information as it deems necessary in its sole discretion to process this application.

SECTION 11: FORM OF APPLICATION

11.1 This form is provided for information purposes and requests the minimal information required to process an application. An applicant is free to amend the form as necessary and include such other information as necessary.

11.2 Application is to be provided to:

Haudenosaunee Development Institute

16 Sunrise Court, Suite 417

P.O. Box 714

Ohswegen, Ontario

N0A 1M0

SECTION 12: SIGNATURE OF APPLICANT

Name of Applicant:

Signature of Applicant:

Dated this _____ day of _____, 20____.

[REDACTED]

[REDACTED]

[REDACTED]

From: Susan Jackson

Sent: Tuesday, February 22, 2022 12:39 PM

To: 'Janice Williams' <janicewilliams@hdi.land>

Cc: Todd Williams <[REDACTED]>; Tracey General <[REDACTED]>; Aaron Detlor <[REDACTED]>; Brian Doolittle <[REDACTED]>; Kahsenniyo Williams <[REDACTED]>

Subject: RE: HCCC_SCPL Project: East 16 Mile Creek - Ontario Energy Board Leave to Construct Notice EB-2022-0012

Hi Raechelle,

The website with the application package link is live tomorrow and you will be able to see everything then. Please let me know if you have any trouble.

While there are many application steps to complete at this point, SCPL is hoping to start construction this fall if all goes well.

Please do not hesitate to reach out if you have any further questions.

Thank you,
Susan

From: Janice Williams <janicewilliams@hdi.land>

Sent: Tuesday, February 22, 2022 1:27 PM

To: Susan Jackson <sjackson@sun-canadian.com>

Cc: Todd Williams <[REDACTED]>; Tracey General <[REDACTED]>; Aaron Detlor <[REDACTED]>; Brian Doolittle <[REDACTED]>; Kahsenniyo Williams <[REDACTED]>

Subject: Fwd: HCCC_SCPL Project: East 16 Mile Creek - Ontario Energy Board Leave to Construct Notice EB-2022-0012

Sge:no/Hello Susan,

I phoned you earlier this morning but reached your voicemail. The reason I called was to confirm when the project will begin construction. As I was in the process to email you to follow up on my call, I noticed you sent this email out on Friday.

Reading the cover letter, I tried to retrieve the application package through the link but could not access it. Are you able to send out a hardcopy to our office?

Nya:weh,

Raechelle Williams
HDI Environmental Supervisor
Haudenosaunee Development Institute
16 Sunrise Court, Suite 600 Ohswegen, ON
P.O. Box 714
Ph: 519-445-4222
(Direct): 519-802-9402



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From: Tracey General <[REDACTED]>
Date: Fri, Feb 18, 2022 at 6:48 AM
Subject: Fwd: HCCC_SCPL Project: East 16 Mile Creek - Ontario Energy Board Leave to Construct Notice EB-2022-0012
To: Brian Doolittle <[REDACTED]>, Robert Aaron Detlor <[REDACTED]>, Todd Williams <[REDACTED]>, Wayne Hill <[REDACTED]>, Janice Williams <[REDACTED]>, janicewilliams@hdi.land, Kahsenniyo Williams <[REDACTED]>

Begin forwarded message:

From: Susan Jackson <sjackson@sun-canadian.com>
Subject: HCCC_SCPL Project: East 16 Mile Creek - Ontario Energy Board Leave to Construct Notice EB-2022-0012
Date: February 18, 2022 at 9:11:13 AM EST
To: "jocko@sixnationsns.com" <jocko@sixnationsns.com>
Cc: "info@hdi.land" <info@hdi.land>, Todd Williams <[REDACTED]>, Tracey General <[REDACTED]>

Good Afternoon Hohahes Hill;

As per previous communications, Sun-Canadian Pipe Line (SCPL) has identified the need to replace approximately 500m segment of an existing pipeline near Trafalgar Road and south of Britannia Road in the Town of Milton. The existing pipeline segment crosses under East Sixteen Mile creek needs to be protected from the watercourse due to ongoing erosion and creek meander.

The purpose of this communication is to provide the Ontario Energy Board Notice for Leave to Construct application EB-2022-0012 and associated covering letter with link to the application. There is a link to the project application in the cover letter which will be active as of Tuesday February 22, 2022. Please contact me if you have any trouble with that link.

Also attached is our completed submission of HDI's "Application for Consideration and Engagement for Development" form. Please note that the link in the attached cover letter answers much of the information identified in the form. Please advise how electronic payment may be made.

Otherwise, please do not hesitate to call me with any questions.

Thank you,

Susan Jackson
Manager EHS
Sun-Canadian Pipe Line Limited
905-538-9610

From: Susan Jackson
Sent: Friday, October 22, 2021 12:21 PM
To: 'Raechelle Williams' <janicewilliams@hdi.land>
Cc: Todd Williams <[REDACTED]>; Tracey General <[REDACTED]>; Brian Doolittle <[REDACTED]>
Subject: RE: East 16 Mile Creek - HCC

Hi Raechelle;

As discussed in our meeting SCPL has previously reached out to HDI to get their input into the E16M project. SCPL welcomes HDI environmental monitors to attend the construction phase. Please forward an agreement for us to review.

Yes, SCPL works with HDI on identifying HDI's interests prior to integrity digs and we have been working closely with Todd for a few years now.

Thank you,
Susan

From: Raechelle Williams <janicewilliams@hdi.land>
Sent: Friday, October 22, 2021 1:10 PM
To: Susan Jackson <sjackson@sun-canadian.com>
Cc: Todd Williams <[REDACTED]>; Tracey General <[REDACTED]>; Brian Doolittle <[REDACTED]>
Subject: Re: East 16 Mile Creek - HCC

Hello Susan,

I spoke with Todd about the agreement that is already placed with HDI. He confirmed and said the agreement is only for Archaeology and we will need to make another one for Environmental.

Also, is the Sun-Canadian Pipe Line involved in any integrity digs?

Raechelle Williams
 HDI Environmental Supervisor
 Haudenosaunee Development Institute
 16 Sunrise Court, Suite 600 Ohsweken, ON
 P.O. Box 714
 Ph: 519-445-4222
 (Direct): 519-802-9402



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Please see attached letter for HDI Environmental Division to be involved.

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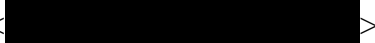
Raechelle Williams
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 Date: Mon, Oct 4, 2021 at 8:18 AM

Subject: Fwd: East 16 Mile Creek - HCC
 To: Janice Williams <[REDACTED]>

fyi

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 Date: Fri, Oct 9, 2020 at 7:59 AM
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 To: Todd Williams <[REDACTED]>, Jackson, Susan <sjackson@sun-canadian.com>
 Cc: [REDACTED] <[REDACTED]>

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To: [REDACTED]
Cc: [REDACTED]
Subject: FW: East 16 Mile Creek - HCC

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Susan
647-465-8159

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We are looking forward to working again with the Haudenosaunee Confederacy Council of the Grand River.

Warm regards,
Susan Jackson
Manager, Environment Health and Safety
647-465-8159

From: Jackson, Susan
Sent: Friday, June 05, 2020 10:42 AM
To: 'hdi2@bellnet.ca' <hdi2@bellnet.ca>; [REDACTED] <[REDACTED]>
Subject: East 16 Mile Creek - HCC

Good Morning Tracey;

Sun-Canadian Pipe Line (SCPL) has identified the need to replace approximately 500m segment of an existing pipeline near Trafalgar Road and south of Britannia Road in the Town of Milton. The existing pipeline segment crosses under East Sixteen Mile creek needs to be protected from the watercourse due to ongoing erosion and creek meander. This project intends to install a new segment of pipe by horizontal directional drilling at a greater depth to eliminate the environmental risks.

The purpose of this email to introduce this initiative with the Haudenosaunee Confederacy Council (HCC) and to let you know that we will be reaching out to consult with HCC via the Haudenosaunee Development Institute on this project. Also, we intend on applying to the Ontario Energy Board for this work which involves notification to the Ministry of Energy, Northern Development and Mines for their determination of Duty to Consult. We anticipate this Ministry will also be notifying HDI of our application.

Please do not hesitate to contact me if you have any questions at this time.

Regards,
 Susan Jackson
 Manager EHS
 Sun Canadian Pipe Line
 647-465-8159

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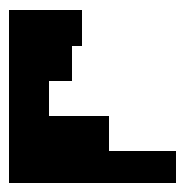
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From: Jack MacDonald <jack@gilbertslaw.ca>
Sent: Wednesday, April 06, 2022 2:51 PM
To: Susan Jackson <sjackson@sun-canadian.com>
Cc: Aaron Detlor <aaron@detlorlaw.com>; Janice Williams <janicewilliams@hdi.land>; ganowa@me.com; Tim Gilbert <tim@gilbertslaw.ca>; jvellone@blg.com; kmaragos@blg.com
Subject: RE: HDI Letter of Intervention - Meeting Follow-up

Hi Susan,

Further to our call last week, please find attached for your consideration a draft engagement agreement.

We would be happy to discuss the agreement at your earliest convenience.

Regards,

Jack

Jack MacDonald - He/Him
Gilbert's LLP
Lawyers | Patent and Trademark Agents

Tel: 416.703.1100
Fax: 416.703.7422
www.gilbertslaw.ca



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181 University Avenue, Suite 2200
Toronto, Ontario M5H 3M7
Canada



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From: Susan Jackson <sjackson@sun-canadian.com>
Date: March 31, 2022 at 2:54:13 PM EDT
To: aaron@detlorlaw.com, Janice Williams <janicewilliams@hdi.land>, Brian Doolittle <ganowa@me.com>, Tim Gilbert <tim@gilbertslaw.ca>
Cc: "Vellone, John" <JVellone@blg.com>, "Maragos, Katerina" <KMaragos@blg.com>
Subject: HDI Letter of Intervention - Meeting Follow-up

Hello Aaron,

Thank you for the opportunity to meet earlier this week.

We are in process of addressing the questions you raised in the meeting. Given the timing and the requirement by the OEB for HDI to provide a response by April 1st, and the request by your legal counsel for some extra time, we have taken the liberty to consent to a one week extension so that there is some additional time to complete this filing.

In the meantime, please provide us with copies of any process or consent agreements that you are seeking to table with Sun-Canadian.

Thank you for your time,

Susan Jackson
 Manager EHS
 Sun-Canadian Pipe Line Ltd

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John Vellone
T: 416-367-6730
jvellone@blg.com

Colm Boyle
T: 416-367-7273
cboyle@blg.com

Borden Ladner Gervais LLP
Bay Adelaide Centre, East Tower
22 Adelaide Street West
Toronto ON M5H 4E3
Canada
T 416-367-6000
F 416-367-6749
blg.com



File No. 021725.000028

April 18, 2022

DELIVERED BY EMAIL
tim@gilbertslaw.ca

Mr. Tim Gilbert
Gilbert's LLP
Law Chambers
181 University Avenue, Suite 2200
Toronto, Ontario M5H 3M7

Dear Mr. Gilbert:

**Re: Sun-Canadian Pipe Line Company Limited's ("SCPL") Sections 90 and 97
Application for Leave to Construct ("Application")
Ontario Energy Board File No.: EB-2022-0012**

We write on behalf of the applicant, SCPL, regarding the meeting on March 29, 2022 where Haudenosaunee Development Institute ("HDI") asked SCPL to answer five follow up questions. On April 6, 2022, HDI's counsel provided a draft Engagement Agreement for SCPL's consideration. We provide a response to each of these below.

1. Whether SCPL would consent to an extension of the deadline for item #3 in Procedural Order No 1 dated March 22, 2022 from April 1, 2022 to April 8, 2022

SCPL consented to this extension on March 31, 2022 and we understand this issue has been fully resolved.

2. Please provide the authorization letter from Fisheries and Oceans Canada ("DFO")

Please see attached as Schedule A for a copy of the correspondence from the DFO on January 17, 2022 regarding a request to review the project.

3. Please provide SCPL's position on Indigenous ownership of pipelines – specific to the section of pipeline subject of the Application

SCPL does not take a position on Indigenous ownership of pipelines for the purposes of the Application. The Application only involves the replacement of 480m of an existing 12-inch pipeline and SCPL is not seeking investment at this time for this segment of pipeline.

4. Please provide SCPL's easement payment formula

The OEB does not have authority or jurisdiction to determine the amount of compensation payable for easements. As set out in section 100 of the *Ontario Energy Board Act, 1998*, compensation is determined by the Ontario Land Tribunal under the *Expropriations Act*. Therefore, this issue is not relevant or material to the Application.

SCPL also views the information requested as commercially sensitive and confidential. SCPL does not share this information with any third parties except as required by applicable law.

5. Please provide a list of future activities, including dates, for pipeline maintenance and construction

The new pipe segment that SCPL proposes to install in the Application will ensure safe and reliable long-term operation of the pipeline system as well as compliance with Technical Standards and Safety Authority regulations and the Canadian Standards Association Z662 standard. SCPL does not anticipate any future activities for pipeline maintenance and construction in relation to the new segment of pipeline aside from routine operations, such as cathodic protection and in-line inspection.

6. Form of Engagement Agreement Proposed by HDI on April 6, 2022

We have reviewed the form of Engagement Agreement proposed by HDI and are of the view that it is not necessary given the limited scope of the project and short timeframe of construction (three to four months). SCPL is of the view that it can provide the same employment opportunities contemplated in the Engagement Agreement to Haudenosaunee individuals and/or businesses under existing Archaeological and Environmental Monitoring Agreements.

If you have any questions or concerns, please do not hesitate to contact me.

Yours truly,

BORDEN LADNER GERVAIS LLP



Colm Boyle

JV/CB

From: FPP.CA / PPP.CA (DFO/MPO) <fisheriesprotection@dfo-mpo.gc.ca>
Sent: January 17, 2022 12:09 PM
To: Den Haas, Taco
Cc: Peter Martens; Candido, Mike
Subject: RE: 21-HCAA-02660 - Request for Review/ Sun-Canadian Pipeline Company Ltd./ East Sixteen Mile Creek, Town of Milton, Ontario
Attachments: HDD Mitigation Summary.pdf

Dear Peter Martens:

Subject: Pipeline replacement, East Sixteen Mile Creek, Regional Municipality of Halton (21-HCAA-02260) - Implementation of Measures to Avoid and Mitigate the Potential for Prohibited Effects to Fish and Fish Habitat

The Fish and Fish Habitat Protection Program (the Program) of Fisheries and Oceans Canada (DFO) received your proposal on December 9, 2021. We understand that you propose to:

- Replace 480m of the existing NPS 12 pipeline in the vicinity of Sixteen Mile Creek; and
- Install the pipeline using Horizontal Directional Drill (HDD).

We understand the following aquatic species listed under the Species at Risk Act may use the area in the vicinity of where your proposal is to be located:

- Silver Shiner listed as THREATENED

Our review considered the following information:

- Request for Review form and associated documents.

Your proposal has been reviewed to determine whether it is likely to result in:

- the death of fish by means other than fishing and the harmful alteration, disruption or destruction of fish habitat which are prohibited under subsections 34.4(1) and 35(1) of the *Fisheries Act*; and
- effects to listed aquatic species at risk, any part of their critical habitat or the residences of their individuals in a manner which is prohibited under sections 32, 33 and subsection 58(1) of the *Species at Risk Act*.

The aforementioned impacts are prohibited unless authorized under their respective legislation and regulations.

Provided that the plans are implemented in the manner, and during the timeframe described, the Program is of the view that your proposal will not require an authorization under the *Fisheries Act* or the *Species at Risk Act*. Additional information on measures to protect fish and fish habitat can be found in the attached document.

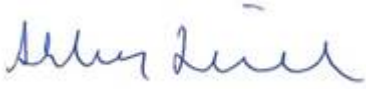
Should your plans change or if you have omitted some information in your proposal, further review by the Program may be required. Consult our website (<http://www.dfo-mpo.gc.ca/pnw-ppe/index-eng.html>) or consult with a qualified environmental consultant to determine if further review may be necessary. It remains your responsibility to remain in compliance with the *Fisheries Act*, and the *Species at Risk Act* and the *Aquatic Invasive Species Regulations*.

It is also your *Duty to Notify* DFO if you have caused, or are about to cause, the death of fish by means other than fishing and/or the harmful alteration, disruption or destruction of fish habitat. Such notifications should be directed to FisheriesProtection@dfo-mpo.gc.ca or 1-855-852-8320.

We recommend that you notify this office at least 10 days before starting your project and that a copy of this letter be kept on site while the work is in progress. It remains your responsibility to meet all other federal, territorial, provincial and municipal requirements that apply to your proposal.

If you have any questions with the content of this letter, please contact Ashley Lindley at 289-439-3997 or Ashley.Lindley@dfo-mpo.gc.ca. Please refer to the file number referenced above when corresponding with the Program.

Yours sincerely,



Ashley Lindley
Biologist, Triage and Planning
Fish and Fish Habitat Protection Program

From: Den Haas, Taco <Taco.DenHaas@stantec.com>
Sent: Thursday, December 9, 2021 3:17 PM
To: FPP.CA / PPP.CA (DFO/MPO) <fisheriesprotection@dfo-mpo.gc.ca>
Cc: Peter Martens <pmartens@sun-canadian.com>; Candido, Mike <michael.candido@stantec.com>
Subject: 21-HCAA-02660 - Request for Review/ Sun-Canadian Pipeline Company Ltd./ East Sixteen Mile Creek, Town of Milton, Ontario
Importance: High

Hello:

On behalf of Sun-Canadian Pipeline Company Ltd. please find the attached Request for Review Form for a proposed pipeline replacement project. This project will take place on East Sixteen Mile Creek in the Town of Milton, Ontario using Horizontal Directional Drill techniques. Don't hesitate to contact me directly via email or cell 647 205 5738 if you have any trouble opening the attached or if you need more information.

Regards,
Taco

Taco Den Haas M.Sc., CISEC #0377
Senior Fisheries Biologist

Direct: 905 944-7777
Mobile: 647 205-5738
Fax: 905 474-9889
taco.denhaas@stantec.com

Stantec
300W-675 Cochrane Drive
Markham ON L3R 0B8



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Measures to Protect Fish and Fish Habitat for Horizontal (High Pressure) Directional Drilling:

1. Use existing trails, roads or cut lines wherever possible, as access routes to avoid disturbance to the riparian vegetation.
2. Design the drill path to an appropriate depth below the watercourse to minimize the risk of frac-out and to a depth to prevent the line from becoming exposed due to natural scouring of the stream bed. The drill entry and exit points are far enough from the banks of the watercourse to have minimal impact on these areas.
3. The removal of select plants may be necessary to access the construction site. This removal should be kept to a minimum and within the road or utility right-of-way.
4. Machinery fording the watercourse to bring equipment required for construction to the opposite side is limited to a one-time event (over and back) and should occur only if an existing crossing at another location is not available or practical to use. A Temporary Stream Crossing Code of Practice is available at <https://www.dfo-mpo.gc.ca/pnw-ppe/codes/temporary-crossings-traversees-temporaires-eng.html>.
 - 4.1. If minor rutting is likely to occur, stream bank and bed protection methods (e.g., swamp mats, pads) should be used provided they do not constrict flows or block fish passage.
 - 4.2. Grading of the stream banks for the approaches should not occur.
 - 4.3. If the stream bed and banks are steep and highly erodible (e.g., dominated by organic materials and silts) and erosion and degradation are likely to occur as a result of equipment fording, then a temporary crossing structure or other practice should be used to protect these areas.
 - 4.4. Time the one-time fording to prevent disruption to sensitive fish life stages by adhering to appropriate fisheries timing windows. Timing windows can be found at <https://www.dfo-mpo.gc.ca/pnw-ppe/timing-periodes/index-eng.html>.
 - 4.5. Fording should occur under low flow conditions and not when flows are elevated due to local rain events or seasonal flooding.
5. Operate machinery on land above the ordinary high water mark and in a manner that minimizes disturbance to the banks of the watercourse.
 - 5.1. Machinery is to arrive on site in a clean condition and is to be maintained free of fluid leaks.
 - 5.2. Wash, refuel and service machinery and store fuel and other materials for the machinery away from the water to prevent any deleterious substance from entering the water.
 - 5.3. Keep an emergency spill kit on site in case of fluid leaks or spills from machinery.
 - 5.4. Restore banks to original condition if any disturbance occurs.
6. Construct a dugout/settling basin at the drilling exit site to contain drilling mud to prevent sediment and other deleterious substances from entering the watercourse. If this cannot be achieved, use silt fences or other effective sediment and erosion control measures to prevent drilling mud from entering the watercourse. Inspect these measures regularly during the course of construction and make all necessary repairs if any damage occurs.
 - 6.1. Dispose of excess drilling mud, cuttings and other waste materials at an adequately sized disposal facility located away from the water to prevent it from entering the watercourse.
7. Monitor the watercourse to observe signs of surface migration (frac-out) of drilling mud during all phases of construction.

Emergency Frac-out Response and Contingency Planning:

8. Keep all material and equipment needed to contain and clean up drilling mud releases on site and readily accessible in the event of a frac-out.

9. Implement the frac-out response plan that includes measures to stop work, contain the drilling mud and prevent its further migration into the watercourse and notify all applicable authorities, including DFO at FisheriesProtection@dfo-mpo.gc.ca. Prioritize clean up activities relative to the risk of potential harm and dispose of the drilling mud in a manner that prevents re-entry into the watercourse.

10. Ensure clean up measures do not result in greater damage to the banks and watercourse than from leaving the drilling mud in place.

11. Implement the contingency crossing plan including measures to either re-drill at a more appropriate location or to isolate the watercourse to complete the crossing at the current location.

12. Stabilize any waste materials removed from the work site to prevent them from entering the watercourse. This could include covering spoil piles with biodegradable mats or tarps or planting them with preferably native grass or shrubs.

13. Vegetate any disturbed areas by planting and seeding preferably with native trees, shrubs or grasses and cover such areas with mulch to prevent erosion and to help seeds germinate. If there is insufficient time remaining in the growing season, the site should be stabilized (e.g., cover exposed areas with erosion control blankets to keep the soil in place and prevent erosion) and vegetated the following spring.

13.1. Maintain effective sediment and erosion control measures until re-vegetation of disturbed areas is achieved.

Appendix B:
Mississauga of the Credit
First Nation Consultation
Log - Records

From: Mark LaForme <Mark.LaForme@mncfn.ca>
Sent: Monday, August 17, 2020 1:04 PM
To: DOCA Admin <DOCA.Admin@mncfn.ca>
Cc: Jackson, Susan <sjackson@sun-canadian.com>; Megan DeVries <Megan.DeVries@mncfn.ca>; Fawn Sault <Fawn.Sault@mncfn.ca>
Subject: FW: East 16 Mile Creek - MCFN

Hi Abby,

Please work with Susan to schedule a meeting in September with me, Megan and Fawn regarding the emails below.

Thank you.

Sincerely,
Mark

Mark LaForme | Director | MCFN – DOCA | 4065 Hwy. 6 | Hagersville, ON. | NOA1H0 | 905-768-4260 | <http://mncfn.ca/doca> |
Google Maps: <https://www.google.ca/maps/place/MNCFN-DOCA/@42.9718566,-80.0429177,15z/data=!4m5!3m4!1s0x0:0xd52b4642633e9aa2!8m2!3d42.9718566!4d-80.0429177>

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From: Jackson, Susan <sjackson@sun-canadian.com>
Sent: Monday, August 17, 2020 10:43 AM
To: Mark LaForme <Mark.LaForme@mncfn.ca>
Cc: Fawn Sault <Fawn.Sault@mncfn.ca>; Megan DeVries <Megan.DeVries@mncfn.ca>
Subject: RE: East 16 Mile Creek - MCFN

Hi Mark;

I hope you are well. Just to let you know that I am headed out of office on vacation as of this Wednesday until the end of August. If you prefer to meet regarding East 16 Mile Creek in September, I can set something up today or tomorrow. Otherwise, I can send an invitation for your preferred dates when I return in September. Whichever works for you.

Thank you,
Susan

From: Jackson, Susan
Sent: Wednesday, August 12, 2020 11:42 AM
To: 'Mark LaForme' <Mark.LaForme@mncfn.ca>
Cc: 'Fawn Sault' <Fawn.Sault@mncfn.ca>; 'Megan DeVries' <Megan.DeVries@mncfn.ca>
Subject: RE: East 16 Mile Creek - MCFN

Hi Mark;

I hope all is well at MCFN!

I would to update you since my last communication with regards to our project at East 16 Mile Creek:

Firstly, as previously discussed, Sun Canadian did proceed with a notice of application for Leave to Construct (under the Ontario Energy Board) to the Ministry of Energy, Northern Development and Mines. They have replied to us with a delegation of procedural aspects of the Crown's duty to consult - which is attached for your information.

Secondly, please find attached our letter to MCFN of commencement for this project and site map identifying the site location. In your last email communication on this project you had expressed interest in meeting with us (virtually due to COVID-19) to discuss this project. I would like to invite MCFN to do so any date this September (with the exception of Sept 28-30th). I will invite a representative from Stantec to present an overview of the project, and will be looking forward to discussing any aspect you may wish to discuss. In this meeting, we would like to hear how MCFN would like to participate in this project. Please provide some dates in September and a list of emails of MCFN members that would attend this initial meeting.

We are looking forward to working with MCFN. Please feel free to call or email me to discuss this project at any time.

Warm regards,
Susan
647-465-8159

From: Jackson, Susan
Sent: Friday, June 05, 2020 10:43 AM
To: Mark LaForme <Mark.LaForme@mncfn.ca>
Subject: East 16 Mile Creek - MCFN

Mark;

As discussed briefly by phone, Sun-Canadian Pipe Line (SCPL) has identified the need to replace approximately 500m segment of an existing pipeline near Trafalgar Road and south of Britannia Road in the Town of Milton. The existing pipeline segment crosses under East Sixteen Mile creek needs to be protected from the watercourse due to ongoing erosion and creek meander. This project intends to install a new segment of pipe by horizontal directional drilling at a greater depth to eliminate the environmental risks.

The purpose of this email to introduce this initiative with the Mississauga's of the Credit and to let you know that we will be reaching out to consult with MCFN (via the Department of Consultation and Accommodation) on this project. Also, we intend on applying to the Ontario Energy Board for this work which involves notification to the Ministry of Energy, Northern Development and Mines for their determination of Duty to Consult. We anticipate this Ministry will also be notifying MCFN of our application.

We look forward to working with MCFN on this project. Please do not hesitate to contact me if you have any questions at this time.

Regards,
Susan Jackson
Manager EHS
Sun Canadian Pipe Line
647-465-8159

HDD Proposal

- Red are existing pipelines (NPS8 and NPS12)
- White is preliminary HDD path for new NPS12

Drill entry

Northing 4820617;
Easting 598974

Zone 17T

Drill exit

Northing 4820274;
Easting 598707

Zone 17T

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[REDACTED]

[REDACTED]

From: Jackson, Susan
Sent: Wednesday, December 02, 2020 10:55 AM
To: Fawn Sault <Fawn.Sault@mncfn.ca>
Subject: RE: East 16M Project - December 9th - Environmental On Site Study - Bats

Mino kizhep to you too! ☺

Is MCFN okay with SCPL proceed with the survey? Of course, we will provide a copy of the results to MCFN for comment.

[REDACTED]

Susan

From: Fawn Sault <Fawn.Sault@mncfn.ca>
Sent: Wednesday, December 02, 2020 10:48 AM
To: Jackson, Susan <sjackson@sun-canadian.com>
Subject: RE: East 16M Project - December 9th - Environmental On Site Study - Bats

Mino kizhep (Good Morning) Susan!

Miigwech for letting us know about the bat maternity roosting habitat survey. Unfortunately we cannot deploy FLR's to the GTA area at this time so a copy of the consultants findings would be great.

[REDACTED]

Miigwech

Fawn

From: Jackson, Susan <sjackson@sun-canadian.com>
Sent: Tuesday, December 1, 2020 10:46 AM
To: Mark LaForme <Mark.LaForme@mncfn.ca>; Fawn Sault <Fawn.Sault@mncfn.ca>
Cc: Megan DeVries <Megan.DeVries@mncfn.ca>
Subject: East 16M Project - December 9th - Environmental On Site Study - Bats

Hi Fawn and Mark;

I hope you are well. Our consultant (Stantec) has coordinated a site visit for December 7th to survey the areas of potential bat maternity roosting habitat now that the leaves are off the trees. Could you please confirm if you would like to have a representative attend the site or would like a copy of the consultants findings?

Thank you,
Susan

From: Jackson, Susan
Sent: Tuesday, October 06, 2020 4:22 PM
To: Mark LaForme <Mark.LaForme@mncfn.ca>; Fawn Sault <Fawn.Sault@mncfn.ca>; Megan DeVries <Megan.DeVries@mncfn.ca>
Subject: E16M - Initial Consultation Meeting Minutes - MCFN

Hi Mark;

Thank you're your time yesterday to hear about SCPL's pipeline segment replacement project. Please find attached for your review minutes from that meeting plus the presentation. Please let me know if there is any further comment or questions at this time.

Next steps that MCFN will be invited to participate in include: Stage 1 & 2 archaeology (hopefully before this November) and review of the draft Environmental Report from Stantec.

Again, if at any time during this process there are questions or concerns, please do not hesitate to reach out to me.

Regards,
Susan
647-465-8159

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[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

From: Matthew Beaudoin <mbeaudoin@tmhc.ca>
Sent: Tuesday, December 08, 2020 3:20 PM
To: Jackson, Susan <sjackson@sun-canadian.com>
Subject: FW: SCPL - E16M Stage 1 Report

FYI

Matthew Beaudoin, Ph.D. (P324)
Partner/Manager - Archaeological Assessments

Timmins Martelle Heritage Consultants Inc.
@ the Museum of Ontario Archaeology
1600 Attawandaron Road
London, ON N6G 3M6
(519) 641 7222 (office)
(519) 671 9029 (cell)
mbeaudoin@tmhc.ca

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From: Peter Epler <Peter.Epler@mncfn.ca>
Sent: Tuesday, December 8, 2020 3:13 PM
To: Matthew Beaudoin <mbeaudoin@tmhc.ca>
Cc: Megan DeVries <Megan.DeVries@mncfn.ca>
Subject: RE: SCPL - E16M Stage 1 Report

Hi Matthew,

Thank you for providing us with this draft report. Unfortunately any reports received starting Monday of this week, will not likely be reviewed until after we on Jan 4th, 2021. MCFN will be shutdown starting Dec 18th for two week.

Regards,

Peter

Peter Epler, Hons. B.A.
Field Archaeologist



Department of Consultation and Accommodation (DOCA)
Mississaugas of the Credit First Nation
4065 Highway 6 North, Hagersville, ON N0A 1H0
Web: www.mncfn.ca
Ph: 905-768-4260 Cell: 905-870-5844

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Holiday alert: Please note that DOCA will be closed from December 18th to January 3rd.

From: Matthew Beaudoin <mbeaudoin@tmhc.ca>
Sent: Tuesday, December 8, 2020 2:47 PM
To: Megan DeVries <Megan.DeVries@mncfn.ca>
Cc: Peter Epler <Peter.Epler@mncfn.ca>
Subject: SCPL - E16M Stage 1 Report

Hi Megan and Peter,

Attached is a copy of the Stage 1 report for the SCPL E16M Project for your review. SCPL is going to include this report in their initial project submission and would require any comments and feedback by **December 31**.

We have been watching the weather and it has been decided to postpone the Stage 2 fieldwork until the spring of 2021 when the field conditions improve. We will try to do this fairly early in the spring, but I will be in touch with you closer to that time.

Please let me know if you have any questions or would like any additional information.

Thanks
Matthew

Matthew Beaudoin, Ph.D. (P324)
Partner/Manager - Archaeological Assessments

Timmins Martelle Heritage Consultants Inc.
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[REDACTED]

Hi Mark;

[REDACTED] Yes, I did hear that Fawn had joined the Council and that Adam replaced Megan. I have not yet met Abby or Adam directly so thank you for this connection. I have sent a MS Teams invite to you, Adam and Abby for the 20th at 11am.

See you then.

Thank you,
Susan

From: Mark LaForme <Mark.LaForme@mncfn.ca>
Sent: Thursday, April 14, 2022 2:30 PM
To: Susan Jackson <sjackson@sun-canadian.com>
Subject: RE: E16M - Update Meeting

Hi Susan,

It's good to hear from you. I hope you are well. [REDACTED]

It looks like the 20th at 11:00 a.m. would work for us. I don't consider a meeting on this project urgent but rather a touch point just to get caught up and hopefully get an update. Also, it will be an opportunity for you to meet Abby LaForme, our Acting Consultation Coordinator (Fawn is now a Band Councillor), and Adam LaForme who replaced Megan DeVries. Abby is at abby.laforme@mncfn.ca and Adam is at adam.laforme@mncfn.ca.

I look forward to seeing and talking to you.

Thank you,

Mark LaForme (he/him)
Director
MCFN-DOCA

4065 Hwy. 6
 Hagersville, ON N0A 1H0
 Office: 905-768-4260
 Mobile: 289-527-6577
<http://mncfn.ca/doca>

Google Maps: <https://www.google.ca/maps/place/MNCFN-DOCA/@42.9718566,-80.0429177,15z/data=!4m5!3m4!1s0x0:0xd52b4642633e9aa2!8m2!3d42.9718566!4d-80.0429177>

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From: Susan Jackson <sjackson@sun-canadian.com>
Sent: Thursday, April 14, 2022 1:26 PM
To: Mark LaForme <Mark.LaForme@mncfn.ca>
Cc: Adam LaForme <Adam.LaForme@mncfn.ca>; Fawn Sault <Fawn.Sault@mncfn.ca>
Subject: E16M - Update Meeting

Reference: Sun-Canadian Pipe Line Replacement Project – Environmental Report: NPS12 East Sixteen Mile Creek Pipeline Replacement Project

Hi Mark;

I understand from the Ministry of Energy recently, that MCFN would like to meet to discuss this project. Please confirm that you would like to meet, a list of attendees (with email addresses) and your preferred dates. With this information, I will set up a Teams meeting for us (SCPL/MCFN). If there are specific details of the project that you would like discussed, please let me know and I will come with that information, otherwise I will be ready to listen.

I offer you the following dates as a starting point – but please do suggest alternatives if these do not work:

- Tuesday April 19th – between 10am and 4pm
- Wednesday April 20th – between 11am and 5pm
- Thursday April 21st – between 2:30pm and 5pm

Thank you,
 Susan Jackson
 Manager EHS
 Sun Canadian Pipe Line Limited

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[REDACTED]

[REDACTED]

[REDACTED]

From: Susan Jackson

Sent: Wednesday, April 20, 2022 3:15 PM

To: 'Mark LaForme' <Mark.LaForme@mncfn.ca>; 'Adam LaForme' <Adam.LaForme@mncfn.ca>; 'abby.laforme@mncfn.ca' <abby.laforme@mncfn.ca>

Subject: E16M - MCFN/SCPL Meeting Minutes_April 20_2022

Good Afternoon,

Thank you for your time in meeting with me this morning. Please see below for meeting minutes and let me know if there are edits or further questions.

Date: April 20, 2022, 11:00am VIA MS TEAMS

Attendance Mississauga of the Credit First Nation River (MCFN):

Mark LaForme, Director: mark.laforme@mncfn.ca

Abby LaForme, Consultation Coordinator (acting): abby.laforme@mncfn.ca

Adam Laforme, Archeological Operations Supervisor: adam.laforme@mncfn.ca

Attendance Sun-Canadian Pipe Line Limited:

Susan Jackson, Manager EHS

The purpose of the meeting was to touch base on SCPL's Application for Leave to Construct and provide opportunity for Mississauga of the Credit First Nation to ask questions, address any comments or concerns related to this application.

General Comments:

- SCPL and MCFN briefly reviewed updates/changes in respective organizations
- MCFN has significant experience with horizontal directional drilling
- MCFN stated they would call the Ministry of Energy back to tell them of this meeting and MCFN was in support of the E16m project

The following summarizes the discussion and action items which include follow up answers:

Question:	Response and Follow Up:
MCFN: What is the approximate span of the horizontal directional drill; distance from the entrance to the exit?	<p>SCPL: The approximate horizontal distance from drill entrance to drill exit is 480 meters.</p> <p>The Environmental Report can be viewed within the Leave to Construct Application: https://sun-canadian.com/wp-content/uploads/2022/02/SCPL_APPL_LTC_20220117-FINAL-PDF-Leave-to-Construct.pdf Refer to page 45 of the PDF.</p>

MCFN: How long has the existing pipe been there?	SCPL: The NPS8 pipe was installed in 1953 and removed from active service in 1973. The NPS12 was installed in 1973. The Leave to Construct Application can be viewed here: https://sun-canadian.com/wp-content/uploads/2022/02/SCPL_APPL_LTC_20220117-FINAL-PDF-Leave-to-Construct.pdf Refer to page 19 of the PDF.
MCFN: Does the proposed project involve channel realignment?	SCPL: No, the project does not involve realignment of the channel.
MCFN: Was SCPL involved in the Black Creek Project?	SCPL: SCPL recently completed a water crossing remediation project at Black Creek (unassociated with this E16M project application).
SCPL: Do we need a new monitoring agreement. Our existing one has expired.	MCFN: Adam LaForme to send SCPL an agreement for monitoring (which covers archeology, environment, construction monitoring)
MCFN: When will the OEB provide their decision by?	SCPL: SCPL does not have a confirmed date when the OEB will have a decision – MCFN should contact the OEB directly for that answer. SCPL <i>estimates</i> that decision may come by July 2022.
MCFN: would like to have construction monitors present during construction phase SCPL: who should we contact at MCFN for construction dates?	SCPL welcomes MCFN for construction monitoring and will provide a construction start date when that date is established. MCFN: Adam LaForme

Thank you all for your time.

Susan Jackson
Manager EHS
Sun Canadian Pipe Line Limited

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Appendix C:
Huron-Wendat First
Nation Consultation Log
- Records

From: Susan Jackson <sjackson@sun-canadian.com>
Sent: April 14, 2022 2:28 PM
To: Marie-Sophie Gendron
Cc: Jean-Francois Richard; Isabelle Lechasseur; Dominic Ste-Marie
Subject: RE: HW_SCPL Project: East 16 Mile Creek - Ontario Energy Board Leave to Construct Notice EB-2022-0012

Follow Up Flag: Follow up
Flag Status: Flagged

[External / Externe]

Good Afternoon Marie-Sophie,

It is very good to hear from you. There has been no update to the start date for this project at this point in time, as we are still in the Leave to Construct application stage. We hope that this work can start in late/summer early fall this year, but again, we need to follow the OEB process which is still ongoing, before any start date is set. We will be sure to reach out again when a start date is proposed, but please do not hesitate to reach out anytime the Huron-Wendat have any questions, comments or concerns about this project. If there is another specific time or topic you would like me to reach out to you, please do not hesitate to let me know.

Thank you for reaching out.
Susan Jackson
Manager, EHS
Sun Canadian Pipe Line Limited

From: Marie-Sophie Gendron <Marie-Sophie.Gendron@wendake.ca>
Sent: Thursday, April 14, 2022 1:56 PM
To: Susan Jackson <sjackson@sun-canadian.com>
Cc: Jean-Francois Richard <Jean-Francois.Richard@wendake.ca>; Isabelle Lechasseur <Isabelle.Lechasseur@wendake.ca>; Dominic Ste-Marie <Dominic.Sainte-Marie@wendake.ca>
Subject: RE: HW_SCPL Project: East 16 Mile Creek - Ontario Energy Board Leave to Construct Notice EB-2022-0012

Good afternoon Susan,

I hope you are doing well. I just wanted to ask an update about this project. Has a start date been schedule for this project?

Thank you very much!
Marie-Sophie



NATION HURONNE-WENDAT
Bureau du Nionwentsio

Marie-Sophie Gendron, B.A.

Analyste archéologue

255, Place Chef Michel-Laveau

Wendake (Qc) G0A 4V0

Téléphone : 418-843-3767

Courriel : marie-sophie.gendron@wendake.ca



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De : Susan Jackson <sjackson@sun-canadian.com>

Envoyé : 23 mars 2022 12:55

À : Marie-Sophie Gendron <Marie-Sophie.Gendron@wendake.ca>; Dominic Ste-Marie <Dominic.Sainte-Marie@wendake.ca>

Cc : Mario Gros Louis <Mario.GrosLouis@wendake.ca>; Lori-Jeanne Bolduc <Lori-Jeanne.Bolduc@wendake.ca>; Isabelle Lechasseur <Isabelle.Lechasseur@wendake.ca>; Jean-Francois Richard <Jean-Francois.Richard@wendake.ca>

Objet : RE: HW_SCPL Project: East 16 Mile Creek - Ontario Energy Board Leave to Construct Notice EB-2022-0012

Bonjour,

Thank Marie-Sophie for the quote – it is accepted. We will contact you for site construction monitoring before it starts. Currently it is hoped to start later this year if the planning/approvals stage is successful.

Please do not hesitate to contact me with any questions or concerns.

Thank you,
 Susan

From: Marie-Sophie Gendron <Marie-Sophie.Gendron@wendake.ca>

Sent: Tuesday, March 01, 2022 1:36 PM

To: Susan Jackson <sjackson@sun-canadian.com>; Dominic Ste-Marie <Dominic.Sainte-Marie@wendake.ca>

Cc: Mario Gros Louis <Mario.GrosLouis@wendake.ca>; Lori-Jeanne Bolduc <Lori-Jeanne.Bolduc@wendake.ca>; Isabelle Lechasseur <Isabelle.Lechasseur@wendake.ca>; Jean-Francois Richard <Jean-Francois.Richard@wendake.ca>

Subject: RE: HW_SCPL Project: East 16 Mile Creek - Ontario Energy Board Leave to Construct Notice EB-2022-0012

Good afternoon,

I have attached to this email the revised quote for our participation for this project. The administration fee can not be removed, it is our policy. To lower the price, I calculated the meal allocation at the rate of last year.

Entiio!
 Marie-Sophie



NATION HURONNE-WENDAT
Bureau du Nionwentsio

Marie-Sophie Gendron, B.A.

Analyste archéologue

255, Place Chef Michel-Laveau

Wendake (Qc) G0A 4V0

Téléphone : 418-843-3767

Courriel : marie-sophie.gendron@wendake.ca



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De : Susan Jackson <sjackson@sun-canadian.com>

Envoyé : 1 mars 2022 09:30

À : Marie-Sophie Gendron <Marie-Sophie.Gendron@wendake.ca>; Dominic Ste-Marie <Dominic.Sainte-Marie@wendake.ca>

Cc : Mario Gros Louis <Mario.GrosLouis@wendake.ca>; Lori-Jeanne Bolduc <Lori-Jeanne.Bolduc@wendake.ca>; Isabelle Lechasseur <Isabelle.Lechasseur@wendake.ca>; Jean-Francois Richard <Jean-Francois.Richard@wendake.ca>

Objet : RE: HW_SCPL Project: East 16 Mile Creek - Ontario Energy Board Leave to Construct Notice EB-2022-0012

Bonjour Marie-Sophie;

This work is estimated to take six weeks. Please submit a revised quote. We request that you consider adjusting your pricing lower if possible to accommodate this lengthy project and remove the administration fee.

Thank you for your consideration,
 Susan

From: Marie-Sophie Gendron <Marie-Sophie.Gendron@wendake.ca>

Sent: Tuesday, March 01, 2022 8:46 AM

To: Susan Jackson <sjackson@sun-canadian.com>; Dominic Ste-Marie <Dominic.Sainte-Marie@wendake.ca>

Cc: Mario Gros Louis <Mario.GrosLouis@wendake.ca>; Lori-Jeanne Bolduc <Lori-Jeanne.Bolduc@wendake.ca>; Isabelle Lechasseur <Isabelle.Lechasseur@wendake.ca>; Jean-Francois Richard <Jean-Francois.Richard@wendake.ca>

Subject: RE: HW_SCPL Project: East 16 Mile Creek - Ontario Energy Board Leave to Construct Notice EB-2022-0012

Good morning Susan,

We wish to be present during the excavation, the drilling as well as the installation and the removal of the wooden matts.

Entiio'!
 Marie-Sophie



NATION HURONNE-WENDAT
Bureau du Nionwentsio

Marie-Sophie Gendron, B.A.

Analyste archéologue

255, Place Chef Michel-Laveau

Wendake (Qc) G0A 4V0

Téléphone : 418-843-3767

Courriel : marie-sophie.gendron@wendake.ca



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De : Susan Jackson <sjackson@sun-canadian.com>

Envoyé : 28 février 2022 16:46

À : Marie-Sophie Gendron <Marie-Sophie.Gendron@wendake.ca>; Dominic Ste-Marie <Dominic.Sainte-Marie@wendake.ca>

Cc : Mario Gros Louis <Mario.GrosLouis@wendake.ca>; Lori-Jeanne Bolduc <Lori-Jeanne.Bolduc@wendake.ca>; Isabelle Lechasseur <Isabelle.Lechasseur@wendake.ca>; Jean-Francois Richard <Jean-Francois.Richard@wendake.ca>

Objet : RE: HW_SCPL Project: East 16 Mile Creek - Ontario Energy Board Leave to Construct Notice EB-2022-0012

Marie – with regards to the duration of the project, do the Huron-Wendat wish only to be on site during the period of excavation and drilling?

Thank you,
 Susan

From: Marie-Sophie Gendron <Marie-Sophie.Gendron@wendake.ca>

Sent: Monday, February 28, 2022 4:03 PM

To: Dominic Ste-Marie <Dominic.Sainte-Marie@wendake.ca>; Susan Jackson <sjackson@sun-canadian.com>

Cc: Mario Gros Louis <Mario.GrosLouis@wendake.ca>; Lori-Jeanne Bolduc <Lori-Jeanne.Bolduc@wendake.ca>; Isabelle Lechasseur <Isabelle.Lechasseur@wendake.ca>; Jean-Francois Richard <Jean-Francois.Richard@wendake.ca>

Subject: RE: HW_SCPL Project: East 16 Mile Creek - Ontario Energy Board Leave to Construct Notice EB-2022-0012

Good afternoon Susan,

I am sorry for the delay. I have attached to this email the quote for our participation during the construction monitoring on this project. If you need, I can adjust the quote to the actual estimated duration of the project. Please, let me know if you have any questions about it.

Entiio'!
 Marie-Sophie



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De : Dominic Ste-Marie <Dominic.Sainte-Marie@wendake.ca>

Envoyé : 18 février 2022 14:50

À : Susan Jackson <sjackson@sun-canadian.com>

Cc : Marie-Sophie Gendron <Marie-Sophie.Gendron@wendake.ca>; Mario Gros Louis <Mario.GrosLouis@wendake.ca>; Lori-Jeanne Bolduc <Lori-Jeanne.Bolduc@wendake.ca>

Objet : RE: HW_SCPL Project: East 16 Mile Creek - Ontario Energy Board Leave to Construct Notice EB-2022-0012

Ndio' Susan,

As a follow up to my phone call a couple of minutes ago, the Wendat Nation wishes to send a monitor on site for construction monitoring.

My colleague Marie-Sophie (cc'd) will be able to provide a quote and coordinate our participation to this project.

Tiawenhk chia' önenh

Dominic Ste-Marie



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ATTENTION: Please note that Maxime Picard has a new position at the Huron-Wendat Nation Council and is no longer in charge of Ontario consultations. Any new consultation from Ontario must be sent to Mario Gros-Louis (mario.gros-louis@wendake.ca), Lori-Jeanne Bolduc (lori-jeanne.bolduc@wendake.ca) and Dominic Ste-Marie (dominic.ste-marie@wendake.ca).

For inquiries relating specifically to archaeology (fieldwork planning, monitoring, reports review, etc.), please contact Marie-Sophie Gendron (marie-sophie.gendron@wendake.ca), Isabelle Lechasseur (isabelle.lechasseur@wendake.ca) and Jean-François Richard (jean-francois.richard@wendake.ca).

De : Susan Jackson <sjackson@sun-canadian.com>

Envoyé : 18 février 2022 09:11

À : Mario Gros Louis <Mario.GrosLouis@wendake.ca>; lori-jeanne.bolduc@wendake.ca

Cc : Marie-Sophie Gendron <Marie-Sophie.Gendron@wendake.ca>

Objet : HW_SCPL Project: East 16 Mile Creek - Ontario Energy Board Leave to Construct Notice EB-2022-0012

Bonjour,

The purpose of this communication is to provide the Ontario Energy Board Notice for Leave to Construct application EB-2022-0012 and associated covering letter with link to the application. As per previous communications, Sun-Canadian Pipe Line (SCPL) has identified the need to replace approximately 500m segment of an existing pipeline near Trafalgar Road and south of Britannia Road in the Town of Milton. The existing pipeline segment crosses under East Sixteen Mile creek needs to be protected from the watercourse due to ongoing erosion and creek meander.

There is a link to the project application in the cover letter which will be active as of Tuesday February 22, 2022. Please contact me if you have any trouble with that link. Otherwise, please do not hesitate to call me with any questions.

Thank you,

Susan Jackson
Manager EHS
Sun-Canadian Pipe Line Limited
905-538-9610

From: Jackson, Susan

Sent: Wednesday, August 12, 2020 11:42 AM

To: 'maxime.picard@cnhw.qc.ca' <maxime.picard@cnhw.qc.ca>

Cc: 'administration@cnhw.qc.ca' <administration@cnhw.qc.ca>
Subject: East 16 Mile Creek - Ontario - HW Letter of Commencement

Good Afternoon Mr. Picard;

The purpose of this email to introduce this initiative with the Huron-Wendat and notify your Nation that SCPL has applied for Leave to Construct (under the Ontario Energy Board) to the Ministry of Energy, Northern Development and Mines. They have replied to us with a delegation of procedural aspects of the Crown's duty to consult - attached for your information.

The Project: Sun-Canadian Pipe Line (SCPL) has identified the need to replace approximately 500m segment of an existing pipeline near Trafalgar Road and south of Britannia Road in the Town of Milton, Ontario. The existing pipeline segment crosses under East Sixteen Mile creek needs to be protected from the watercourse due to ongoing erosion and creek meander. This project intends to install a new segment of pipe by horizontal directional drilling at a greater depth to eliminate the environmental risks. Please find attached our project commencement letter to the Huron-Wendat First Nation and map identifying the site location.

While the delegation letter from the Ministry identifies that the Huron-Wendat are to be consulted on interests specific to archaeological resources, Sun-Canadian would like to hear from the Huron-Wendat directly, if and how beyond archaeology, they may wish to participate in this project. I would invite the Huron-Wendat to a virtual meeting any date convenient to them this September (with the exception of Sept 28-30th) to provide an overview of the project and hear directly from the Huron-Wendat on this matter. Please advise if there is a date in September that is convenient (except Sept. 28-30th). Alternatively, please feel free to call me directly to discuss the project at any time.

We are looking forward to working again with the Huron-Wendat.

Regards,
 Susan Jackson
 Manager, Environment Health and Safety
 647-465-8159

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[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

From: Maxime Picard <maxime.picard@cnhw.qc.ca>
Sent: Thursday, November 12, 2020 11:35 AM
To: Jackson, Susan <sjackson@sun-canadian.com>
Subject: Re: E16M - Change of AA Approach

Good morning Susan,

This approach makes sense and we are comfortable with it.
We will wait to receive the Draft Report.

Best regards,

Maxime



De: "Susan Jackson" <sjackson@sun-canadian.com>
À: "Maxime Picard" <maxime.picard@cnhw.qc.ca>

Envoyé: Jeudi 12 Novembre 2020 09:58:03

Objet: E16M - Change of AA Approach

Good Morning Maxime;

Just to keep you updated: Due to various constraints (including weather) we have decided to start with a Stage 1 archaeological assessment of E16M rather than a combined Stage 1/Stage 2. This work will be done this month (hopefully) and you will receive the draft report. We expect/intend to then do a Stage 2 (which Huron-Wendat will be invited to attend).

By doing the Stage 1, we can keep the overall application to the Ministry moving while we wait for spring to do any Stage 2 work. On the off chance that the weather holds, we may get the Stage 2 done also in December – but unlikely. Again, our purpose is to keep our application moving while we wait for archaeology.

Should you have any questions or concerns, please do not hesitate to contact me.

Have a great day,

Susan

647-465-8159

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[REDACTED]

[REDACTED]

[REDACTED]

From: Jackson, Susan
Sent: Wednesday, December 09, 2020 8:59 AM
To: Maxime Picard <maxime.picard@cnhw.qc.ca>
Subject: RE: SCPL - E16M Stage 1 Report

Agreed. Thank you

From: Maxime Picard <maxime.picard@cnhw.qc.ca>
Sent: Wednesday, December 09, 2020 8:13 AM
To: Jackson, Susan <sjackson@sun-canadian.com>
Subject: RE: SCPL - E16M Stage 1 Report

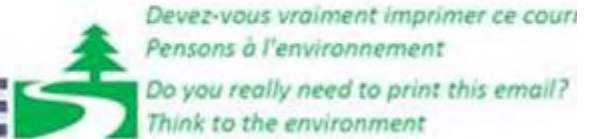
Good morning Susan,

Thanks for following-up quickly.
We would be requesting for funding for one day of work ay [REDACTED].

Please let us know if that would be agreeable to you.

Enjoy your day,

Maxime



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De : Jackson, Susan [<mailto:sjackson@sun-canadian.com>]

Envoyé : 8 décembre 2020 16:13

A : Maxime Picard <maxime.picard@cnhw.qc.ca>

Objet : RE: SCPL - E16M Stage 1 Report

Hi Maxime – thank you for reaching out. We would be happy to support the Huron Wendat - Please confirm an expected hourly rate and total expected review hours for this work.

Thank you,
Susan

From: Maxime Picard <maxime.picard@cnhw.qc.ca>

Sent: Tuesday, December 08, 2020 2:55 PM

To: Jackson, Susan <sjackson@sun-canadian.com>

Subject: TR: SCPL - E16M Stage 1 Report

Hi Susan,

We received the Stage 1 report from TMHC for our review and comments.

Our Nation would be requesting financial support from SCPL in order to complete our review. Does SCPL can confirm that they are open to provide us such a support ?

Thanks and best regards,

Maxime



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De : Matthew Beaudoin [<mailto:mbeaudoin@tmhc.ca>]

Envoyé : 8 décembre 2020 14:46

A : maxime.picard@cnhw.qc.ca

Objet : SCPL - E16M Stage 1 Report

Hi Maxime,

Attached is a copy of the Stage 1 report for the SCPL E16M Project for your review. SCPL is going to include this report in their initial project submission and would require any comments and feedback by **December 31**.

We have been watching the weather and it has been decided to postpone the Stage 2 fieldwork until the spring of 2021 when the field conditions improve. We will try to do this fairly early in the spring, but I will be in touch with you closer to that time.

Please let me know if you have any questions or would like any additional information.

Thanks
Matthew

Matthew Beaudoin, Ph.D. (P324)
Partner/Manager - Archaeological Assessments

Timmins Martelle Heritage Consultants Inc.
@ the Museum of Ontario Archaeology
1600 Attawandaron Road
London, ON N6G 3M6

(519) 641 7222 (office)
(519) 671 9029 (cell)
mbeaudoin@tmhc.ca

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[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

From: Maxime Picard <maxime.picard@cnhw.qc.ca>
Sent: Tuesday, December 15, 2020 9:04 AM
To: Matthew Beaudoin <mbeaudoin@tmhc.ca>
Cc: Jackson, Susan <sjackson@sun-canadian.com>
Subject: RE: SCPL - E16M Stage 1 Report

Good morning Matthew,

Please find attached our comments on the SCPL - E16M Stage 1 Report.

Do not hesitate to reach out to us if you have any question.

Best,

Maxime



NATION HURONNE-WENDAT Bureau du Nionwentsïo

Maxime Picard, B. Sc. A.

Coordonnateur de projets - Ontario

255, Place Chef Michel-Laveau

Wendake (Qc) G0A 4V0

Téléphone : 418-843-3767 # 2105

Courriel : maxime.picard@cnhw.qc.ca



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De : Matthew Beaudoin [<mailto:mbeaudoin@tmhc.ca>]

Envoyé : 8 décembre 2020 14:46

A : maxime.picard@cnhw.qc.ca

Objet : SCPL - E16M Stage 1 Report

Hi Maxime,

Attached is a copy of the Stage 1 report for the SCPL E16M Project for your review. SCPL is going to include this report in their initial project submission and would require any comments and feedback by **December 31**.

We have been watching the weather and it has been decided to postpone the Stage 2 fieldwork until the spring of 2021 when the field conditions improve. We will try to do this fairly early in the spring, but I will be in touch with you closer to that time.

Please let me know if you have any questions or would like any additional information.

Thanks

Matthew

Matthew Beaudoin, Ph.D. (P324)

Partner/Manager - Archaeological Assessments

Timmins Martelle Heritage Consultants Inc.

@ the Museum of Ontario Archaeology

1600 Attawandaron Road

London, ON N6G 3M6

(519) 641 7222 (office)
(519) 671 9029 (cell)
mbeaudoin@tmhc.ca

C-16

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Wendake, December 15, 2020

Mr. Matthew Beaudoin
Partner/Manager – Archaeological Assessments
Timmins Martelle Heritage Consultants Inc.

By email: mbeaudoin@tmhc.ca

Re: SCPL – E16M Stage 1 Report

Dear Mr. Beaudoin,

Further to your email addressed to the Huron-Wendat Nation dated December 8, 2020, on the Stage 1 Archaeological Assessment for the proposed Park Lawn GO Station, the Huron-Wendat Nation (HWN) would like to thank you for giving us this opportunity to provide comments and feedback.

The project consists in the replacement of the NPS12 pipeline with new deeper pipe in the vicinity of its crossing with East Sixteen Mile Creek. The report indicates that “The project area is roughly 1.507 ha in size and falls within Lot 4, Concessions 7 and 8 New Survey, Geographic Township of Trafalgar (North), now Regional Municipality of Halton, Ontario. The project area consists of the Drill Entry and Drill Exit Areas point on either side of Trafalgar Road, a linear Pipe Laydown Area west of Trafalgar Road, and the Drill Path beneath Trafalgar Road, East Sixteen Mile Creek and its unnamed tributary”

A description of the environmental context of the project is included.

Regarding the archaeological context, 20 registered archaeological sites exist within a one-km radius of the Project area. The report provides a brief overview of these sites: “Of the 20 registered sites, four are 19th-century settler homesteads, one is a Late Archaic period Indigenous findspot, one is Late Archaic period Indigenous artifact scatter, one is a Middle Archaic period Indigenous findspot, one is a Late Archaic and Early Woodland period Indigenous artifact scatter, and the remaining 12 are Indigenous findspots or artifact scatters which cannot be dated. A total of five sites are located within 300 m of the Project area: AjGw-60, AjGw-264, AjGw-320, AjGw-321 and AjGw-322. The nearest of these sites is AjGw-264, which is a 19th-century homestead located approximately 125 m south of the Drill Entry Area. This site has been fully mitigated and its former location falls within what is now a large artificial pond.” The four archaeological investigations that were found to have been completed for lands within 50 m of the project area are also discussed.

The report describes adequately the Indigenous settlement in Milton. The 19th century and municipal settlement is also discussed, and a review was made of historic maps (1860 Tremaine's Map, 1877 Illustrated Historical Atlas Map) and aerial photographs (1954, 2010, 2015) to better understand the recent evolution of the study area. A property inspection was also conducted, which permitted the precise description of the current state of the study area, complemented by multiple photographs (Images 1-10 of the report).

The report indicates that the study area meets multiple criteria that indicate archaeological potential: presence of water sources (East Sixteen Mile Creek and a tributary of the East Branch of Sixteen Mile Creek), 19th century structures as observed on maps (two farmsteads), and proximity to previously registered archaeological sites (AjGw-60, AjGw-264, AjGw-320, AjGw-321 and AjGw-322).

The Trafalgar Road ROW and the zone to the east of Trafalgar Road (15.1% of the study area) were previously assessed and no further work was recommended. Additionally, approximately 27.6% of the project area was identified as obviously disturbed, 1.0% was steeply sloped, and 0.8% was low-lying and wet. These zones are of low potential, and no further work is recommended. The remaining 55.5% of the project area consists in "areas of woodlot, the planted tree farm area and the ravine within the Pipe Laydown Area, the Drill Exit Area and the Drill Path", and these areas have archaeological potential and will require a Stage 2 AA.

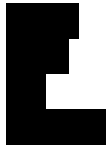
In conclusion, the report describes clearly the environmental, archaeological, and historical context of the region, and notes the various indicators of archaeological potential present. The report follows the Standards and Guidelines, and the conclusions are logical. Regarding future archaeological work, the Huron-Wendat Nation is requesting to be consulted at every stage and of course provide monitors for any field work. Please do not hesitate to contact our team should you have questions and to follow up with the next steps.

Best regards,

Maxime Picard

Maxime Picard

Project Coordinator



From: Matthew Beaudoin <mbeaudoin@tmhc.ca>
Sent: Tuesday, December 15, 2020 10:59 AM
To: Maxime Picard <maxime.picard@cnhw.qc.ca>
Cc: Jackson, Susan <sjackson@sun-canadian.com>
Subject: RE: SCPL - E16M Stage 1 Report

Hello Maxime,

Thanks for your review letter on the report and I appreciate the timely review. We will be sure to contact you with enough notice in the spring when the Stage 2 fieldwork will be scheduled.

In reviewing the letter, I did notice that the introductory paragraph is referring to a different project (Park Lawn GO Station) and I was wondering if you would be able to update the letter to reference the current project title (NPS12 Pipeline Replacement (E16M)).

Thanks
Matthew

Matthew Beaudoin, Ph.D. (P324)
Partner/Manager - Archaeological Assessments

Timmins Martelle Heritage Consultants Inc.
@ the Museum of Ontario Archaeology
1600 Attawandaron Road
London, ON N6G 3M6
(519) 641 7222 (office)
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Sent: Tuesday, December 15, 2020 9:04 AM
To: Matthew Beaudoin <mbeaudoin@tmhc.ca>

Cc: Jackson, Susan <sjackson@sun-canadian.com>

C-20

Subject: RE: SCPL - E16M Stage 1 Report

Good morning Matthew,

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Do not hesitate to reach out to us if you have any question.

Best,

Maxime



NATION HURONNE-WENDAT
Bureau du Nionwentsïo

Maxime Picard, B. Sc. A.
Coordonnateur de projets - Ontario

255, Place Chef Michel-Laveau
Wendake (Qc) G0A 4V0
Téléphone : 418-843-3767 # 2105
Courriel : maxime.picard@cnhw.qc.ca



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De : Matthew Beaudoin [<mailto:mbeaudoin@tmhc.ca>]

Envoyé : 8 décembre 2020 14:46

À : maxime.picard@cnhw.qc.ca

Objet : SCPL - E16M Stage 1 Report

Hi Maxime,

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Please let me know if you have any questions or would like any additional information.

Thanks
Matthew

Matthew Beaudoin, Ph.D. (P324)
Partner/Manager - Archaeological Assessments

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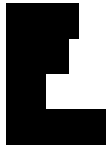
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Appendix D:
Six Nations of the
Grand River
Consultation Log
- Records



From: Dawn LaForme <dlaforme@sixnations.ca>
Sent: Tuesday, June 16, 2020 3:13 PM
To: Jackson, Susan <sjackson@sun-canadian.com>
Cc: Lonny Bomberry <lonnybomberry@sixnations.ca>; Tanya Hill-Montour <tanyahill-montour@sixnations.ca>
Subject: RE: East 16 Mile Creek - SNEC

Hi Susan,

Is there Archaeology work planned for this particular area or has that been done already.
Please confirm.

Thank you,

Dawn LaForme

*Secretary/Receptionist
Six Nations Lands & Resources
(519) 753-0665*

From: Jackson, Susan [<mailto:sjackson@sun-canadian.com>]
Sent: June 5, 2020 10:42 AM
To: Lonny Bomberry <lonnybomberry@sixnations.ca>
Cc: Dawn LaForme <dlaforme@sixnations.ca>
Subject: East 16 Mile Creek - SNEC

Good Morning Lonnie;

Sun-Canadian Pipe Line (SCPL) has identified the need to replace approximately 500m segment of an existing pipeline near Trafalgar Road and south of Britannia Road in the Town of Milton. The existing pipeline segment crosses under East Sixteen Mile creek needs to be protected from the watercourse due to ongoing erosion and creek meander. This project intends to install a new segment of pipe by horizontal directional drilling at a greater depth to eliminate the environmental risks.

The purpose of this email to introduce this initiative with the Six Nations of the Grand and to let you know that we will be reaching out to consult with SNEC on this project. Also, we intend on applying to the Ontario Energy Board for this work which involves notification to the Ministry of Energy, Northern Development and Mines for their determination of Duty to Consult. We anticipate this Ministry will also be notifying SNEC of our application.

Please do not hesitate to contact me if you have any questions at this time.

Regards,
Susan Jackson
Manager EHS
Sun Canadian Pipe Line
647-465-8159

D-2

HDD Proposal

- Red are existing pipelines (NPS8 and NPS12)
- White is preliminary HDD path for new NPS12

Drill entry

Northing 4820617;
Easting 598974

Zone 17T

Drill exit

Northing 4820274;
Easting 598707

Zone 17T

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[REDACTED]

[REDACTED]

[REDACTED]

From: Robin Linn <rlinn@sixnations.ca>
Sent: Friday, August 14, 2020 11:29 AM
To: Jackson, Susan <sjackson@sun-canadian.com>
Subject: RE: East 16 Mile Creek - SNEC

Hi Susan,

Yes, we can use MS Teams but we have found that Zoom generally works better for us.
 We would also be including Chief Mark Hill markhill@sixnations.ca
 And Councillor Nathan Wright nathanwright@sixnations.ca

Robbin

From: Jackson, Susan <sjackson@sun-canadian.com>
Sent: August 14, 2020 10:59 AM
To: Robin Linn <rlinn@sixnations.ca>
Subject: RE: East 16 Mile Creek - SNEC

Great news Robbin – can you please let me know if MS Teams is a format we can use to host this meeting and I will send out a calendar invite?

Thank you,
 Susan
 647-465-8159

From: Robin Linn <rlinn@sixnations.ca>
Sent: Friday, August 14, 2020 10:56 AM
To: Weylin Bomberly <weylinbomberly@sixnations.ca>; Lonny Bomberly <lonnybomberly@sixnations.ca>; Jen Mt.Pleasant <jenmtpleasant@sixnations.ca>; nativelandsltd@gmail.com; Dawn LaForme <dlaforme@sixnations.ca>
Cc: Jackson, Susan <sjackson@sun-canadian.com>
Subject: RE: East 16 Mile Creek - SNEC

Good Morning Susan,

My name is Robbin Vanstone and I have been requested to follow up on this proposed meeting. We are all available September 14th, 15th, or 16th. Please let us know which day is best for you and we will go from there.

Thank you.

From: Weylin Bomberry <weylinbomberry@sixnations.ca>
Sent: August 14, 2020 10:43 AM
To: Lonny Bomberry <lonnybomberry@sixnations.ca>; Robin Linn <rlinn@sixnations.ca>; Jen Mt.Pleasant <jenmtpleasant@sixnations.ca>; nativelandsltd@gmail.com; Dawn LaForme <dlaforme@sixnations.ca>
Subject: RE: East 16 Mile Creek - SNEC

Those dates work for me

From: Lonny Bomberry
Sent: Friday, August 14, 2020 9:52 AM
To: Robin Linn <rlinn@sixnations.ca>; Jen Mt.Pleasant <jenmtpleasant@sixnations.ca>; nativelandsltd@gmail.com; Weylin Bomberry <weylinbomberry@sixnations.ca>; Dawn LaForme <dlaforme@sixnations.ca>
Subject: RE: East 16 Mile Creek - SNEC

All those dates are good for me.
Lonny,

From: Robin Linn <rlinn@sixnations.ca>
Sent: August 14, 2020 8:38 AM
To: Lonny Bomberry <lonnybomberry@sixnations.ca>; Jen Mt.Pleasant <jenmtpleasant@sixnations.ca>; nativelandsltd@gmail.com; Weylin Bomberry <weylinbomberry@sixnations.ca>; Dawn LaForme <dlaforme@sixnations.ca>
Subject: RE: East 16 Mile Creek - SNEC

I am proposing September 14th, 15th, or 16th for this meeting. Could you please let me know your availability so that I can set this meeting up.

Thanks.

From: Lonny Bomberry <lonnybomberry@sixnations.ca>
Sent: August 12, 2020 11:47 AM
To: Robin Linn <rlinn@sixnations.ca>; Jen Mt.Pleasant <jenmtpleasant@sixnations.ca>; nativelandsltd@gmail.com; Weylin Bomberry <weylinbomberry@sixnations.ca>; Dawn LaForme <dlaforme@sixnations.ca>
Subject: FW: East 16 Mile Creek - SNEC

I think we should do a virtual meeting in September. Robin, when you return could you please set it up.
Lonny.

From: Jackson, Susan <sjackson@sun-canadian.com>
Sent: August 12, 2020 11:42 AM
To: Lonny Bomberry <lonnybomberry@sixnations.ca>
Cc: Dawn LaForme <dlaforme@sixnations.ca>; Tanya Hill-Montour <tanyahill-montour@sixnations.ca>
Subject: RE: East 16 Mile Creek - SNEC

Good Afternoon Lonnie;

As per our phone conversation this afternoon, I would to update you since my last communication (email June 5, 2020) with regards to our project at East 16 Mile Creek:

Firstly, as previously notified, Sun Canadian did proceed with a notice of application for Leave to Construct (under the Ontario Energy Board) to the Ministry of Energy, Northern Development and Mines. They have replied to us with a delegation of procedural aspects of the Crown's duty to consult - which is attached for your information.

Secondly, please find attached our project commencement letter to Six Nations of the Grand River and map identifying the site location. I would like to invite Six Nations Elected Council to a virtual meeting any date this September (with the exception of Sept 28-30th). I will invite a representative from Stantec to present an overview of the project, and will be looking forward to discussing any aspect you may wish to discuss. In this meeting, we would like to hear how Six Nations would like to participate in this project. Please provide some dates in September and a list of emails of Six Nations Elected Council members that would attend this initial meeting. Alternatively, please feel free to call or email me to discuss this project.

We are looking forward to working again with the Six Nations of the Grand River.

Warm regards,
Susan
647-465-8159

From: Jackson, Susan
Sent: Friday, June 05, 2020 10:42 AM
To: 'lonnybomberry@sixnations.ca' <lonnybomberry@sixnations.ca>
Cc: 'Dawn LaForme' <dlaforme@sixnations.ca>
Subject: East 16 Mile Creek - SNEC

Good Morning Lonnie;

Sun-Canadian Pipe Line (SCPL) has identified the need to replace approximately 500m segment of an existing pipeline near Trafalgar Road and south of Britannia Road in the Town of Milton. The existing pipeline segment crosses under East Sixteen Mile creek needs to be protected from the watercourse due to ongoing erosion and creek meander. This project intends to install a new segment of pipe by horizontal directional drilling at a greater depth to eliminate the environmental risks.

The purpose of this email to introduce this initiative with the Six Nations of the Grand and to let you know that we will be reaching out to consult with SNEC on this project. Also, we intend on applying to the Ontario Energy Board for this work which involves notification to the Ministry of Energy, Northern Development and Mines for their determination of Duty to Consult. We anticipate this Ministry will also be notifying SNEC of our application.

Please do not hesitate to contact me if you have any questions at this time.

Regards,
Susan Jackson
Manager EHS
Sun Canadian Pipe Line
647-465-8159

HDD Proposal

- Red are existing pipelines (NPS8 and NPS12)
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Drill entry

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Zone 17T

Drill exit

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Zone 17T

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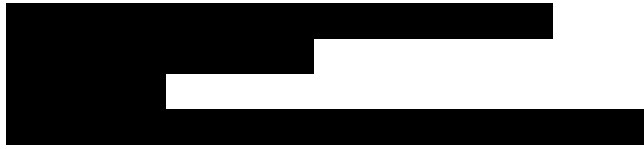
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From: Jen Mt.Pleasant <jenmtpleasant@sixnations.ca>
Sent: Wednesday, October 07, 2020 8:09 AM
To: Jackson, Susan <sjackson@sun-canadian.com>; Lonny Bomberry <lonnybomberry@sixnations.ca>
Cc: Robin Linn <rlnn@sixnations.ca>; Dawn LaForme <dlaforme@sixnations.ca>; Tanya Hill-Montour <tanyahill-montour@sixnations.ca>
Subject: Re: East 16 Mile Creek - Six Nations - Meeting Minutes

Hi Susan

Just to clarify Elected Chief is M Hill not H Hill.

Also I don't believe you answered the part as to where the drilling fluids will be disposed of.

Lastly, I sent you an additional email after our meeting. I don't believe you responded to that email. I will resend it. If you can take that back to your company for discussions and let us know what you decide, it would be appreciated.

Thanks

Jen

From: Jackson, Susan <sjackson@sun-canadian.com>
Sent: Tuesday, October 6, 2020 4:36 PM
To: Lonny Bomberry <lonnybomberry@sixnations.ca>
Cc: Robin Linn <rlnn@sixnations.ca>; Jen Mt.Pleasant <jenmtpleasant@sixnations.ca>; Dawn LaForme <dlaforme@sixnations.ca>; Tanya Hill-Montour <tanyahill-montour@sixnations.ca>
Subject: East 16 Mile Creek - Six Nations - Meeting Minutes

Hi Lonny;

Thank you to you and your staff for taking the time to meet with me on September 22 to discuss SCPL's East 16M creek proposed project. Attached for your review are minutes of this initial meeting. Also attached is the presentation.

Please note that next steps include involving Six Nations in the Stage 1 and 2 archaeological assessment (estimated to take place early November) and providing Six Nations with the Environmental Assessment for your review and comment.

Please do not hesitate to reach out to me at any time to discuss this project.

Regards,

Susan Jackson
Manager, Environment Health and Safety
Sun-Canadian Pipe Line Ltd.

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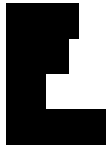
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From: Matthew Beaudoin <mbeaudoin@tmhc.ca>
Sent: Wednesday, January 27, 2021 9:16 AM
To: Jackson, Susan <sjackson@sun-canadian.com>
Subject: FW: SCPL - E16M Stage 1 Report

Matthew Beaudoin, Ph.D. (P324)
Partner/Manager - Archaeological Assessments

Timmins Martelle Heritage Consultants Inc.
@ the Museum of Ontario Archaeology
1600 Attawandaron Road
London, ON N6G 3M6
(519) 641 7222 (office)
(519) 671 9029 (cell)
mbeaudoin@tmhc.ca

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From: Tanya Hill-Montour <tanyahill-montour@sixnations.ca>
Sent: Tuesday, December 29, 2020 12:03 PM
To: Matthew Beaudoin <mbeaudoin@tmhc.ca>
Cc: Lonny Bomberry <lonnybomberry@sixnations.ca>
Subject: Re: SCPL - E16M Stage 1 Report

Good day Mathew,

I have reviewed the stage 1 report SCPL E16M I have no additional recommendations or concerns regarding the draft report.

The methodology recommended are agreeable for stage 2 upcoming fieldwork of the Drill entry and Drill exit areas of the path.

Kind Regards,

Tanya J. Hill-Montour B.A Hons.
Six Nations of the Grand River - Archaeology Supervisor.
c.226.388.0665
t.519.754.0665
e. tanyahill-montour@sixnations.ca

On Dec 8, 2020, at 2:46 PM, Matthew Beaudoin <mbeaudoin@tmhc.ca> wrote:

Hi Tanya,

Attached is a copy of the Stage 1 report for the SCPL E16M Project for your review. SCPL is going to include this report in their initial project submission and would require any comments and feedback by **December 31**.

We have been watching the weather and it has been decided to postpone the Stage 2 fieldwork until the spring of 2021 when the field conditions improve. We will try to do this fairly early in the spring, but I will be in touch with you closer to that time.

Please let me know if you have any questions or would like any additional information.

Thanks
Matthew

Matthew Beaudoin, Ph.D. (P324)
Partner/Manager - Archaeological Assessments

Timmins Martelle Heritage Consultants Inc.
@ the Museum of Ontario Archaeology
1600 Attawandaron Road
London, ON N6G 3M6
(519) 641 7222 (office)
(519) 671 9029 (cell)
mbeaudoin@tmhc.ca

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<SCPL Line E16M, Milton St 1 DRAFT FOR IC REVIEW.pdf>

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[REDACTED]

[REDACTED]

[REDACTED]

From: Dawn Russell <dawnrussell@sixnations.ca>
Sent: Wednesday, March 30, 2022 2:19 PM
To: Susan Jackson <sjackson@sun-canadian.com>
Subject: RE: Proposal to Meet: E16M Leave to Construct application

Good afternoon Susan,

Please send the invitation to meet to the following:

Lonny Bomberly, Director of Lands and Resources, lonnybomberly@sixnations.ca
Tayler Hill, Director Trainee, tayler.hill@sixnations.ca
Phil Monture, Litigation and Land Rights Consultant, nativelandsltd@gmail.com
Robbin Vanstone, Consultation Supervisor, rvanstone@sixnations.ca
Tanya Hill-Montour, Archaeology Supervisor, tanyahill-montour@sixnations.ca
Peter Graham, Land Use Officer, petergraham@sixnations.ca
Lauren Jones, Wildlife and Stewardship Assistant, laurenjones@sixnations.ca
Dawn Russell, Consultation Administrative Assistant, dawnrussell@sixnations.ca

Thanking you in advance, have a great day!

Dawn Russell
Consultation Administrative Assistant
Six Nations of the Grand River Lands and Resources
dawnrussell@sixnations.ca
519-753-0665



From: Susan Jackson <sjackson@sun-canadian.com>
Sent: Wednesday, March 30, 2022 10:25 AM
To: Dawn Russell <dawnrussell@sixnations.ca>
Subject: Proposal to Meet: E16M Leave to Construct application

Hi Dawn;

In regards SCPL's Leave to Construct application for the relocation of ~500 m of pipeline (please see previous communications for details), we would like to meet with Six Nations (including Lonnie and Robbin) to hear concerns or questions related to this application. I understand that April 8, 2022 at 10:00 am may be a good time for this meeting.

Please confirm this works and I will send out an invitation.

Thank you,
Susan Jackson
Manager EHS
Sun-Canadian Pipe Line Ltd

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[REDACTED]

[REDACTED]

[REDACTED]

From: Dawn Russell <dawnrussell@sixnations.ca>
Sent: Tuesday, April 05, 2022 9:33 AM
To: Susan Jackson <sjackson@sun-canadian.com>
Subject: RE: E16M - Leave to Construct Application Meeting with SNGR

Yes, for sure, [REDACTED]

Take care,

Dawn Russell

From: Susan Jackson <sjackson@sun-canadian.com>
Sent: Tuesday, April 5, 2022 9:13 AM
To: Dawn Russell <dawnrussell@sixnations.ca>
Subject: RE: E16M - Leave to Construct Application Meeting with SNGR

Hi Dawn – thank you for the booking, however SCPL is still meeting virtually due to COVID – is this okay?

-----Original Appointment-----

From: Dawn Russell <dawnrussell@sixnations.ca>
Sent: Tuesday, April 05, 2022 8:58 AM
To: Susan Jackson
Subject: Accepted: E16M - Leave to Construct Application Meeting with SNGR
When: Friday, April 08, 2022 10:00 AM-11:00 AM (UTC-05:00) Eastern Time (US & Canada).
Where: Microsoft Teams Meeting

Good morning Susan,

I have the Six Nations of the Grand River Development Corporation Boardroom (Lands and Resources office location in same building) booked for in person meeting if you prefer.

We are located at the corner of #54 Highway and Chiefswood Road/Pauline Johnson Road.

Have a great day!

Dawn Russell

Consultation Administrative Assistant

Six Nations of the Grand River Lands and Resources

dawnrussell@sixnations.ca

519-753-0665



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From: Susan Jackson <sjackson@sun-canadian.com>
Sent: April 14, 2022 5:23 PM
To: Lonny Bomberry; rvanstone@sixnations.ca; Tanya Hill-Montour; petergraham@sixnations.ca; Dawn Russell; Tayler Hill; lauren.jones@sixnations.ca; Phil Monture (nativelandsltd@gmail.com)
Subject: Six Nations Grand River/SCPL Meeting Minutes: E16M Leave to Construct Review

[External / Externe]

Good Afternoon,

Thank you for your time in meeting with me last Friday. Please see below for meeting minutes and let me know if there are edits or further questions.

Date: April 8, 2022 VIA MS TEAMS

Attendance Six Nations of the Grand River (SNGR):

Lonny Bomberry, Director of Lands and Resources – lonnybomberry@sixnations.ca
 Robbin Vanstone, Consultation Supervisor – rvanstone@sixnations.ca
 Tanya Hill-Montour, Archaeology Supervisor – tanyahill-montour@sixnations.ca
 Peter Graham, Land Use Officer – petergraham@sixnations.ca
 Dawn Russell, Consultation Administrative Coordinator – dawnrussell@sixnations.ca
 Tayler Hill, Director Trainee – Tayler.hill@sixnations.ca
 Lauren Jones, Wildlife and Stewardship Assistant – lauren.jones@sixnations.ca
 Phil Monture, Litigation and Lands Rights Consultant (absent)

Attendance Sun-Canadian Pipe Line Limited:

Susan Jackson, Manager EHS
 Camille Gibb, Administration

The purpose of the meeting was to discuss SCPL's Application for Leave to Construct and provide opportunity for Six Nations of the Grand River to ask questions, address any comments or concerns related to this application.

The following summarizes the discussion and action items which include follow up answers:

Six Nations:	Response and Follow Up:
Where are more details of "the scan of built heritage and cultural heritage landscapes"?	Primary references of cultural heritage can be found in Appendix 1: Environmental Report, specifically see Section 4.4.9. Our consultant has also completed the required follow-up Cultural Heritage Report: Existing Conditions and Preliminary Impact Assessment and submitted to MHSTCI and is in their review process. The Environmental Report can be viewed within the Leave to Construct Application: https://sun-canadian.com/wp-content/uploads/2022/02/SCPL_APPL_LTC_20220117-FINAL-PDF-Leave-to-Construct.pdf Refer to page 141 of the PDF.
Provide details of what is being done with the old pipe	Primary reference for decommissioning of the old pipe is Exhibit A.1.3 Item #3. The pertinent excerpt is as follows "Once the new segment of pipeline is installed, the existing segment will be decommissioned by cutting out /

	<p><i>isolating it from the new pipeline alignment, removing any remaining product within the pipeline segment, capping of the segment, and filling it with concrete.” This is being done to avoid ecological impacts to the creek and mature woodlands.</i></p> <p>The Leave to Construct Application can be viewed here: https://sun-canadian.com/wp-content/uploads/2022/02/SCPL_APPL_LTC_20220117-FINAL-PDF-Leave-to-Construct.pdf Refer to page 9 of the PDF.</p>
Is the replacement pipe over or under the creek? Is the existing pipe over or under the creek?	<p>The new replacement pipe profile underground is shown in Exhibit E.1.1 (pg 45 of the PDF). The pipe specifications are given in Exhibit D.1.3 of the Environmental Report (page 35 of the PDF).</p> <p>The Environmental Report can be viewed within the Leave to Construct Application: https://sun-canadian.com/wp-content/uploads/2022/02/SCPL_APPL_LTC_20220117-FINAL-PDF-Leave-to-Construct.pdf Refer to page 35 and 45 of the PDF.</p>
Six Nations is concerned with the existing information provided on the impacts to trees – specifically, provide a tree plan which includes a detailed list of all trees impacted; species, age (eg. mature or sapling). Provide a replacement ratio of 10:1; replacement should be non-invasive species.	There are no naturally growing trees in the area of the drill entrance or drill exit sites and therefore we do not anticipate trees will be taken down and therefore no replacements are anticipated.
Question was asked if SCPL would consider compensation? SCPL asked SNGR what this may look like.	Six Nations Grand River follow up action item.
SNGR would like more contact between SCPL and the Consultation Coordinator.	<p>During this meeting there was agreement among all present that:</p> <ul style="list-style-type: none"> • SCPL will reach out via email to the SNGR Consultation Coordinator at regular intervals to provide general update as the project planning progresses or respond to any specific SNGR inquiries or concerns received related to the project. • The SNGR Consultation Coordinator will circulate to appropriate SNGR team members. • SNGR agrees to reply or reach out to SCPL with any concerns, questions or requests via the Consultation Coordinator.
Provide a detailed mitigation plan for lubricant spillage during directional drilling	<p>Primary references to drill fluid management are found in the Appendix 1: Environmental Report, specifically Section 4.3.1. The drilling contractor (not yet selected) will be responsible to provide a drill fluid management plan. This plan must be reviewed and approved by SCPL and an independent drilling expert prior to the start of the work. SCPL can provide the drill fluid management plan to SNGR when it is available.</p> <p>The Leave to Construct Application can be viewed here: https://sun-canadian.com/wp-content/uploads/2022/02/SCPL_APPL_LTC_20220117-FINAL-PDF-Leave-to-Construct.pdf See Page 114 of the PDF</p>
SNGR would like to have construction monitors present during construction phase	SCPL will notify the SNGR Consultation Coordinator of construction start date when that date is established.

Thank you all for your time.

Susan Jackson
Manager EHS
Sun Canadian Pipe Line Limited

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Appendix E:
Ministry of Energy
Consultation Log
- Records



June 6, 2020

VIA EMAIL – dan.delaquis@ontario.ca

Ministry of Energy, Northern Development and Mines
Mr. Dan Delaquis - Manager, Indigenous Energy Policy
77 Grenville Street, 6th floor Toronto ON M7A 2C1

Dear Mr. Delaquis,

RE: SCPL East Sixteen Mile Crossing Replacement

The purpose of this letter is to inform the Ministry of Energy, Northern Development and Mines that Sun Canadian Pipe Line Limited has identified the need to replace a segment of an existing pipeline near Trafalgar Road and south of Britannia Road in the Town of Milton. Accordingly, we will be submitting an application to the Ontario Energy Board and following the *Environmental Guidelines for the Location, Construction and Operation of Hydrocarbon Pipelines and Facilities in Ontario 7th Edition 2016*.

Attachment 1 provides project description details for your review and aid in commentating on the obligations of the Crown's duty to consult for intra-provincial pipelines.

This important project is required for maintaining the integrity of the pipeline. We would appreciate expediting review and comment as soon as possible. Please do not hesitate to contact me with any questions.

Regards,

Susan J. Jackson
Manager Environment, Health & Safety

Attachment 1: East Sixteen Mile Crossing Replacement Project

Project Summary

Sun-Canadian Pipe Line (SCPL) has identified the need to replace approximately 500m segment of an existing 12 inch diameter pipeline (TRL system) near Trafalgar Road and south of Britannia Road in the Town of Milton. The existing pipeline segment crosses under East Sixteen Mile creek and has become exposed in several locations in the watercourse due to ongoing erosion and creek meander. This project intends to install a new segment of 12 inch diameter pipe via horizontal directional drilling at a greater depth to eliminate the environmental risks of the current pipe exposure.

Project Information

SCPL's TRL system supplies finished petroleum products including gasoline, jet fuel, and diesel fuels to terminals in Southern Ontario. The TRL system originates in Sarnia and has connections to distribution terminals in London, Pearson Airport, and Toronto. This system is critical to ensuring adequate supply of fuels products throughout the Greater Toronto Area.

The current segment of the TRL system that requires replacement is located in the Town of Milton. Drill entry is located on Piper's Heath golf course in Town of Milton. Drill exit is located on PAO Tree Nursery in Town of Milton. See Figure 1 below for existing and proposed pipeline routing as well as coordinates of the two temporary work locations. The drill entry and drill exit sites are both located on previously disturbed lands. Both sites will be accessed by existing roads. Temporary matting will be used at both work locations to minimize disturbance.

Indigenous Engagement

Earlier this month, we reached out to the Mississauga of the Credit and Six Nations of the Grand River by phone and by email to briefly introduce the project. While most administrations remain temporarily closed for the COVID-19 outbreak, we did receive a positive acknowledgement from the Mississauga of the Credit First Nation to participate in project discussions of the project in the near future.

Authorizations and Recommendations Required

This project is being planned in accordance with OEB regulations and will request a "Leave to Construct" under subsection 90 from the OEB. An environmental assessment will be completed as part of that process. Engagement with landowners, Indigenous communities, Conservation Halton, and the municipality will also be enacted. Other authorization, notification, permits, and/or approvals may be required and identified as part of this process.

Project Activities

Design of the new pipe segment will be done to ensure safe and reliable long-term operation of the pipeline system as well as compliance with Technical Standards and Safety Authority (TSSA) regulations and Canadian Standards Association (CSA) Z662 standard. Design of the horizontal directional drill plan

will be done to prevent drill fluid losses and ensure proper control of the drill path. Major phases of this project include engineering design, environmental assessment, landowner/Indigenous engagement, approvals, contractor selection, and construction/decommissioning.

Public consultation will be undertaken as part of the Leave to Construct process. Landowners impacted by this proposed work will be engaged and access agreements and/or easement agreements will be put in place. Identified landowners and tenants impacted by this work include:

- York Trafalgar Golf Corp



- Terra Greenhouses
- PAO Nursery

Construction will require temporary work sites at the drill entry and exit points. Both work sites have existing road access. Brush clearing and temporary matting will be needed to ensure a safe work space. The new pipe segment will be assembled, hydrotested, and installed from the drill exit location. The TRL pipeline system will then be shut down and drained, and the new pipe segment will be tied in at the drill entry and exit locations. The existing pipe removed from service will be cleaned, capped, and filled with grout. All work locations will then be backfilled and returned to their original condition.

Potential Environmental Effects and Mitigation Measures

The Environmental Assessment will assess physical, natural and socio-economical features potentially impacted by construction activities (such as minor brushing and ground disturbance at the drill entry and exit). Mitigation measures will be recommended as part of the screening to minimize potential adverse effects to the environment. The mitigation recommendations, together with SCPL project management processes, should effectively serve to protect environmental features within the proposed work locations.

It is anticipated that the majority of adverse and/or socio-economic effects will be construction-related temporary and transitory, and likely avoided by locating the drill sites outside of the creek valley and on previously disturbed areas.

Project Benefits

This project will eliminate the environmental risk due to exposed pipe in the East Sixteen Mile Creek watershed. It will ensure continued reliable operation of the TRL system to allow fuel supply to be maintained to the Greater Toronto Area.

Contact Information

Regulatory Affairs, Indigenous Relations and Environment Matters:
 Susan Jackson
sjackson@sun-canadian.com
 647-465-8159

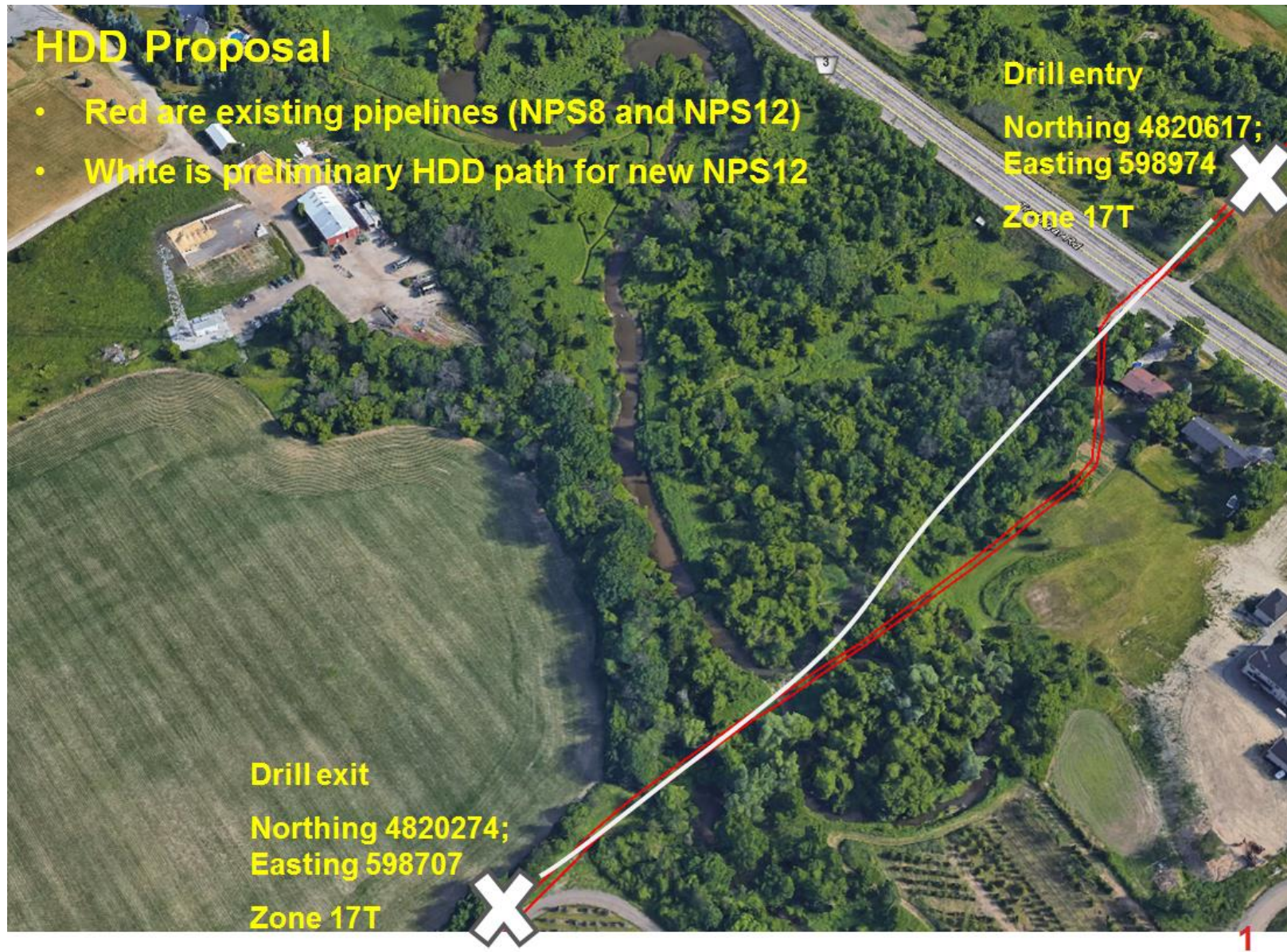
Technical Contact:

Peter Martens

pmartens@sun-canadian.com

289-230-4350

Figure 1: Map of HDD proposal



[REDACTED]

[REDACTED]

[REDACTED]

From: Jackson, Susan
Sent: Tuesday, July 28, 2020 3:10 PM
To: 'Bromfield, Kristen (ENDM)' <Kristen.Bromfield@ontario.ca>
Cc: 'McCabe, Shannon (ENDM)' <Shannon.McCabe@ontario.ca>
Subject: RE: Notification of Application for Leave to Construct

Good Afternoon Kristen,

From my initial discussions with Shannon, we were under the impression that the review and comment by the ENDM would take about twenty days. Would you be able to provide us with confirmation you have what you need and an estimated time for a response?

Thank you,
Susan
647-465-8159

From: Jackson, Susan
Sent: Thursday, June 11, 2020 12:57 PM
To: 'McCabe, Shannon (ENDM)' <Shannon.McCabe@ontario.ca>
Cc: Bromfield, Kristen (ENDM) <Kristen.Bromfield@ontario.ca>
Subject: RE: Notification of Application for Leave to Construct

Thank you Shannon. Greetings Kristen! I would be happy to answer any questions you may have.

Can you please advise the estimated turn around time to respond?

Thank you both for your time,
Susan

From: McCabe, Shannon (ENDM) [<mailto:Shannon.McCabe@ontario.ca>]
Sent: Thursday, June 11, 2020 12:53 PM
To: Jackson, Susan
Cc: Bromfield, Kristen (ENDM)
Subject: RE: Notification of Application for Leave to Construct

Thank you, Susan.

My colleague, Kristen Bromfield, copied here, will be leading this work. If you have any questions, please feel free to reach out to her.

Best regards,
Shannon

From: Jackson, Susan <sjackson@sun-canadian.com>
Sent: June 10, 2020 11:54 AM
To: McCabe, Shannon (ENDM) <Shannon.McCabe@ontario.ca>
Cc: Delaquis, Dan (ENDM) <Dan.Delaquis@ontario.ca>
Subject: Notification of Application for Leave to Construct

CAUTION -- EXTERNAL E-MAIL - Do not click links or open attachments unless you recognize the sender.

Hi Shannon,

Thank you for your time in discussing the ENDM process for assessing the Crown's duty to consult for Ontario pipeline projects as per the *Environmental Guidelines for the Location, Construction and Operation of Hydrocarbon Pipelines and Facilities in Ontario, 7th Edition, 2016*.

Attached is Sun Canadian's notification regarding necessary pipeline work at East 16 mile creek in the town of Milton. This important project is required for maintaining the integrity of the pipeline. We would appreciate your Ministry expediting review and comment as soon as possible. Please do not hesitate to contact me with any questions.

Thank you for your time.

Regards,
Susan Jackson
Manager Environment, Health & Safety
647-465-8159

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From: Wilkinson, Jonathon (ENERGY) <Jonathon.Wilkinson@ontario.ca>
Sent: Thursday, April 14, 2022 11:14 AM
To: Mark.LaForme@mncfn.ca
Cc: Brown, Gillian (ENERGY) <Gillian.Brown2@ontario.ca>; Susan Jackson <sjackson@sun-canadian.com>; Gibson, Amy (ENERGY) <Amy.Gibson@ontario.ca>
Subject: RE: Sun-Canadian Pipeline's East 16-Mile Creek Pipeline Replacement Project

Mark,

Thanks for the call/discussion this morning. I understand and appreciate that there have been some recent staffing changes in Mississaugas of the Credit First Nation's consultation and accommodation department. As discussed, I've followed up with Susan Jackson at Sun-Canadian (cc'd here), and she will be contacting you directly. The records filed with the OEB indicate that SCPL staff

- sent written notification about the project on August 12, 2020, and
- met with staff in Mississaugas of the Credit First Nation's Department of Consultations and Accommodation on October 5, 2020. The minutes from that meeting indicate interest in participating: in all environmental studies and monitoring and in Stage 1 and 2 archaeological assessments under a current monitoring agreement.

Once you've followed up with Susan, I would appreciate another opportunity to meet with you to hear whether there are any outstanding concerns and Mississaugas of the Credit First Nation's perspectives about the approach to consultation to date.

Regards,

Jonathon

J. Wilkinson; Sr. Advisor
Indigenous Energy Policy Section
Energy Networks & Indigenous Policy Branch
Strategic Networks & Agency Policy Division
705-313-3658

From: Wilkinson, Jonathon (ENERGY)
Sent: March 29, 2022 9:00 AM
To: Mark.LaForme@mncfn.ca
Cc: Brown, Gillian (ENERGY) <Gillian.Brown2@ontario.ca>
Subject: FW: Sun-Canadian Pipeline's East 16-Mile Creek Pipeline Replacement Project

Mark,

It was a pleasure meeting and chatting with you this morning. As discussed, and relative to the email string below, we're hoping to arrange a meeting date and time to hear Mississaugas of the Credit First Nation's perspectives about Sun-Canadian's approach to consultation regarding the East 16-Mile Creek Pipeline Replacement Project, near Milton, Ontario.

As part of the Ontario Energy Board (OEB) hydrocarbon pipeline guidelines, the OEB relies on a letter of opinion from the ENERGY regarding a proponent's approach fulfilling procedural aspects of consultation as delegated by the Ministry. A key part of that letter is Energy's follow up discussions with Indigenous communities to ensure they are satisfied with the proponent's approach to consultation to date, and to identify any outstanding issues regarding the project's potential impacts on established or credibly asserted Aboriginal and Treaty rights that still need to be addressed.

My colleague, Gillian, and I would welcome the opportunity to meet with you and other representatives of the Mississaugas of the Credit First Nation to hear your community's perspectives about Sun-Canadian's approach to consultation to date. Please let me know a date and time that best meets your needs, and I'll arrange a Zoom meeting (or MS Teams or teleconference as you prefer) and send a meeting invitation.

Regards

Jon Wilkinson

J. Wilkinson; Sr. Advisor
Indigenous Energy Policy Section
Energy Networks & Indigenous Policy Branch
Strategic Networks & Agency Policy Division
705-313-3658

From: Wilkinson, Jonathon (ENERGY)
Sent: March 21, 2022 10:56 AM
To: 'MCFN.Consultation@mncfn.ca' <MCFN.Consultation@mncfn.ca>; 'DOCA.Admin@mncfn.ca' <DOCA.Admin@mncfn.ca>
Cc: Brown, Gillian (ENERGY) <Gillian.Brown2@ontario.ca>
Subject: Sun-Canadian Pipeline's East 16-Mile Creek Pipeline Replacement Project

My name is Jonathon Wilkinson and I'm a Senior Advisor with The Ministry of Energy's Indigenous Energy Policy team. You may have spoken with some of my colleagues about other projects. I have been in touch with Sun-Canadian Pipelines about their proposed East 16-Mile Creek Pipeline Replacement Project near Milton. I would welcome the opportunity to ask about and hear your perspectives about the consultation process to this point.

What is your general availability? I can be reached at 705-313-3658, or through email at jonathon.wilkinson@ontario.ca

Thank you for your consideration and I look forward to hearing from you.

Respectfully,

Jonathon Wilkinson

J. Wilkinson; Sr. Advisor
 Indigenous Energy Policy Section
 Energy Networks & Indigenous Policy Branch
 Strategic Networks & Agency Policy Division
 705-313-3658

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From: Wilkinson, Jonathon (ENERGY) <Jonathon.Wilkinson@ontario.ca>

Sent: Tuesday, March 29, 2022 2:55 PM

To: Susan Jackson <sjackson@sun-canadian.com>; Vellone, John <JVellone@blg.com>; Boyle, Colm <CBoyle@blg.com>

Cc: Brown, Gillian (ENERGY) <Gillian.Brown2@ontario.ca>; Gibson, Amy (ENERGY) <Amy.Gibson@ontario.ca>

Subject: RE: SCPL Meeting Placeholder

Hello Susan, John, Colm,

It was nice meeting and chatting with you today about SCPL's East 16-Mile Creek Pipeline Replacement Project near Milton, Ontario. As discussed, as part of Energy's routine follow up with consultation list communities, we recently met with a representative at Six Nations of the Grand River First Nation (SNGRFN) to hear their perspectives about both the project and SCPL's approach to consultation to date.

As we shared today, SNGRFN raised several concerns about SCPL's approach to consultation during our March 24th meeting (as well as other concerns that are beyond the scope of the East 16-Mile Creek project). The primary concerns raised by SNGRFN related to the project included:

- concerns relating to the environmental impacts of the project and opportunities for environmental monitors; and
- lack of any subsequent opportunity to meet or detailed follow-up, after the initial meeting between SCPL and the community held on September 22, 2020.

As we noted today, while we understand that several SNGRFN representatives participated in the September 2020 meeting with SCPL, our March 24 meeting was only with one individual from the community's consultation office. It is also evident from our review of the available consultation records that SNGRFN did not contact SCPL to request or arrange any follow up meetings.

Regardless, based on the current concerns raised by SNGRFN on our March 24th call, we recommend and encourage SCPL to work with the SNGRFN to arrange another meeting(s) to hear and discuss their additional or outstanding concerns relating to the project. This could also support a more meaningful relationship with the community's consultation office. If desired, Ministry of Energy staff are available to observe any future meetings, provided there is agreement between SNGRFN and SCPL about the participation of IEP staff. Any meetings should be arranged as soon as possible, relative to the Ontario Energy Board's (OEB) timelines and the community's needs.

We kindly ask that any amendments to the Environmental and/or Indigenous Consultation Reports that are shared with the OEB also be shared with Gillian and I. Alternately, if you let us know via email when amendments are shared with the OEB, we can download them from OEB's repository.

In the interim, please let me know if you have any questions, and we look forward to hearing about the outcomes of any further meetings with SNGRFN or other communities on the consultation list.

Regards,

Jon

J. Wilkinson; Sr. Advisor
Indigenous Energy Policy Section
Energy Networks & Indigenous Policy Branch
Strategic Networks & Agency Policy Division
705-313-3658

-----Original Appointment-----

From: Wilkinson, Jonathon (ENERGY)

Sent: March 28, 2022 10:09 AM

To: Wilkinson, Jonathon (ENERGY); Brown, Gillian (ENERGY); Gibson, Amy (ENERGY); Susan Jackson

Cc: Vellone, John; Boyle, Colm

Subject: SCPL Meeting Placeholder

When: March 29, 2022 10:00 AM-11:00 AM (UTC-05:00) Eastern Time (US & Canada).

Where: Microsoft Teams Meeting

Hold as placeholder.

Microsoft Teams meeting

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Video Conference ID: 114 580 280 4

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