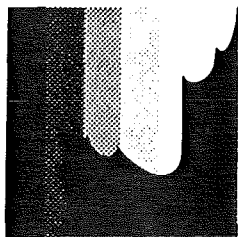


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Canadian Environmental Law Association
L'Association canadienne du droit de l'environnement

8 York Street, 5th Floor South, Toronto, Ontario M5J 1R2, telephone (416) 366-9717

May 3, 1984

Delivered

Mr. Harold Browne
Secretary
Environmental Assessment Board
5th Floor - 1 St. Clair Avenue West
Toronto, Ontario M4V 1K7

Dear Mr. Browne:

Re: Proposed Burlington Landfill Site Expansion

This letter is to advise that I intend to raise the following procedural matter on Monday, May 7, at the commencement of the proponent's evidence.

At the preliminary hearing on April 26, Ms. Vigod indicated (transcript, pages 40-42) that she was prepared to deal with the reports found at Tabs J, K, L, M and N of Volume 1 of the proponent's materials (Traffic Analysis, Noise Impact Analysis, Parkway Belt West Plan Amendment Requirement Assessment, Planning Assessment and Visual Analysis, respectively). It was her understanding that the report at Tab G (Environmental Impact Assessment), portions of which touch on such matters as ground water and leachate, would not be dealt with at the beginning of the hearing but would be dealt with by the proponent at a later date along with hydrogeological and related evidence.

We have since learned from Counsel to the proponent that he intends to commence his evidence with the environmental impact assessment report (Tab G). We will therefore be requesting that any cross-examination we might have of the proponent's environmental impact assessment witness be deferred until the hydrogeological and related evidence is dealt with.

Yours very truly,

CANADIAN ENVIRONMENTAL LAW ASSOCIATION

Robert K. Timberg
Staff Lawyer

RKT:dlb
cc H. Douglas Hodgson
Osler, Hoskin & Harcourt
Douglas C. Brown
City of Burlington
John R. Tidball
Ministry of the Environment