

SUBMISSIONS IN SUPPORT OF AN ORDER FROM THE JOINT BOARD
FOR COSTS ON BEHALF OF MILTON AREA CITIZENS' COALITION,
W. & D. MARTIN, T. & M.J. MARTIN, TOMOSKY AND REED

PART I: ENTITLEMENT CRITERIA

A. INTRODUCTION

The Consolidated Hearings Act, 1981, empowers the Joint Board to award costs of a proceeding to a party and to fix the amount of those costs, (Section 7(4), 7(5), 7(6)).

The Joint Board has made a regular practice of awarding costs to a party where the Board felt that certain criteria were satisfied. The Board has developed criteria which have been consistently used by various Joint Boards in determining the question of entitlement for costs.

It is submitted that this Joint Board should exercise its discretion in this case according to those same criteria. These criteria are reasonable and allow for interested parties to participate in Joint Board proceedings in a meaningful way notwithstanding the financial imbalance which often exists among the parties.

The criteria that have been used by previous Joint Boards were summarized by the Joint Board which heard and decided the applications by Ontario Hydro relating to its proposed transmission plan for Southwestern Ontario. That Board's costs decision dated April 24, 1987 set out the criteria as follows:

- (a) Whether there was a clear, ascertainable interest represented;
- (b) Was there a specific purpose for the assistance obtained;
- (c) Whether the representation assisted and substantially contributed to the hearing;
- (d) Whether there was a need for monies;
- (e) Whether there was a demonstrated and delineated purpose for the expenditure of funds;
- (f) Whether there was a coordinated effort to bring a number of interests together as a group where they had common concerns;
- (g) Whether there has been a better understanding of the issues because of the party's attendance;
- (h) Whether the costs address an economic imbalance among the parties;

- (i) Whether the party requesting costs has tried and been successful in raising some funds through its own efforts and how much has been raised;
- (j) Whether parties cooperated with one another in retaining common experts for the purpose of giving evidence before the Joint Board.

(Pages 2 and 3 of the Board's Costs Decision, dated April 24, 1987)

It is submitted that there are three fundamental principles underlying these 10 criteria and that the criteria can usefully be grouped according to these three principles. For the purpose of discussing the entitlement of our clients to an award of costs, these criteria have been grouped under the headings of: Interest, Contribution and Finances.

B. INTEREST

Criteria (a), (b) and (f) have been grouped under this heading. Those criteria are as follows:

- (a) Whether there was a clear, ascertainable interest represented;
- (b) Was there a specific purpose for the assistance obtained;
- (f) Whether there was a coordinated effort to bring a number of interests together as a group where they had common concerns.

It is submitted that these three criteria have been satisfied by the clients which we represented at this hearing. The clients had a clear, ascertainable interest, being the landowners and immediate abutters at Site D and also being the farmers who farmed on and around Site D. The individual families represented all are at risk of expropriation in the event that Site D is approved. The specific purpose for the monies expended has been to retain legal and expert assistance to represent and present the interests of these individuals throughout this hearing. Emphasis focused on social and agricultural impacts and a comparative analysis of Sites D and F. Considerable efforts were expended to ensure a coordinated effort by bringing a number of interests together as a group. The Milton Area Citizens' Coalition is made up of three organizations: the Boyne Britannia Citizens' Group, the Tremaine Britannia Citizens' Group and the Site D Farmers' Group. In addition to this coalition, four families were individually represented because of their special expropriation interest. In addition, the Halton Federation of Agriculture was represented because of its common interest with the other clients. Each of

these individual parties could have been represented separately at this hearing if it were not for these efforts to coordinate these groups' efforts.

C. CONTRIBUTION

Criteria (c), (g) and (j) have been grouped under this heading. Those criteria are as follows:

- (c) Whether the representation assisted and substantially contributed to the hearing;
- (g) Whether there has been a better understanding of the issues because of the party's attendance;
- (j) Whether parties cooperated with one another in retaining common experts for the purpose of giving evidence before the Joint Board.

It is submitted that these criteria have been satisfied. It is submitted that the cross-examinations conducted, the expert and lay evidence led and the arguments presented on behalf of these clients assisted and substantially contributed to the hearing. It is further submitted that through these efforts, there has been a better understanding of the issues. Efforts were made to coordinate efforts with other parties of similar interest to avoid duplication of evidence and cross-examination. Attendance at the hearing by legal counsel was governed by the principal of avoiding unnecessary attendance. Consequently, we did not attend the hearing during the presentation of evidence by the Town of Milton or by National Sewer Pipe Limited. We were in attendance only during those parts of the case presented by the City of Burlington which were judged to be sufficiently related to our clients' concerns to warrant cross-examination. Attendance was also curtailed during the presentation of evidence by the Ministry of the Environment and during reply evidence by the Town of Milton. The result has been attendance at only 123 of the hearing days out of the total of approximately 196 days.

D. FINANCES

Criteria (d), (e), (h) and (i) have been grouped under this heading. Those criteria are:

- (d) Whether there was a need for monies;
- (e) Whether there was a demonstrated and delineated purpose for the expenditure of funds;

- (h) Whether the costs address an economic imbalance among the parties;
- (i) Whether the party requesting costs has tried and been successful in raising some funds through its own efforts and how much has been raised.

It is submitted that these criteria have been satisfied. As set out in Part II of this Submission, client and community fundraising amounted to a total of \$51,101.39. It is submitted that while this is an extremely large sum of money for citizens to commit to this type of proceeding, it is clearly an inadequate amount to allow for meaningful participation in a proceeding of this complexity and length. As is further evident from Part II of this Submission, there are substantial outstanding accounts and other sources of funding which need to be repaid. It is submitted that this documents the extent of the need and the purpose for the expenditure of funds. It is submitted that there is an economic imbalance among the parties. Most of the parties at this hearing were funded entirely from public monies, including the Region of Halton, the City of Burlington, the Town of Milton, the Ministry of the Environment, the Ministry of Natural Resources and the Halton Region Conservation Authority. Our individual clients were the only parties represented before the Board who were at risk of expropriation against their will. In such circumstances, it is submitted that it is reasonable that the cost of responsible citizen intervention be seen as a legitimate cost of approval.

It is submitted that the clients were extremely successful in raising funds in the community. As indicated above, a total of \$51,101.39 has been contributed by client and community fundraising. It is a substantial contribution which demonstrates the degree of concern in the community.

In addition to community and client fundraising, a loan was obtained from the Town of Milton, conditional on repayment in the event that a cost award was obtained from the Board (See Appendix D). Funding was also made available by the Ministry of the Environment through a funding panel of the Environmental Assessment Board. Two awards of \$15,000.00 each were made to our clients for a total of \$30,000.00. In addition, the Milton Area Citizens' Coalition was able to obtain a group Legal Aid Certificate from the Ontario Legal Aid Plan which covered one-half of the Coalition's legal fees and disbursements (according to the legal aid tariff), exclusive of costs to retain expert witnesses. As indicated in Part II, a total of \$63,549.31 has been paid by the Ontario Legal Aid Plan on behalf of the Milton Area Citizens' Coalition and \$11,035.08 remains outstanding.

In addition to these sources, funding was also sought from the Canadian Environmental Defence Fund. That organization concluded

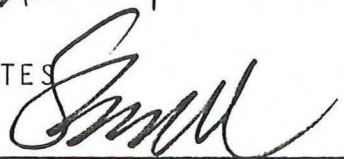
that "after careful consideration of the information you have provided, it was concluded that your case does not satisfy our requirements for acceptance. It is felt that your case does not appear to be precedent setting or of national significance at this point". Funding was therefore refused (See Appendix A).

E. CONCLUSION

It is submitted that the criteria used by previous Joint Boards in prior cases are appropriate and should be adopted by this Joint Board. It is further submitted that all of these criteria have been met by the clients that we represented at this hearing. We therefore request on behalf of our clients a Cost Order which would enable them to fully discharge all of their outstanding accounts and pay back all of the other sources of funds as delineated in Part II of this Submission.

Respectfully submitted this 6
day of JANUARY, 1989

GARROD ASSOCIATES


Per: Stephen Garrod

PART II: REQUEST FOR COSTS

A. LEGAL FEES & DISBURSEMENTS

FEES:

123 hearing days @ \$1,200.00 per day	\$147,600.00	
preparation days (1/2 day per hearing day)	73,800.00	

TOTAL LEGAL FEES:		\$221,400.00

DISBURSEMENTS:

1. Mileage (20,749.7 km @ \$.275)	\$ 5,706.17	
2. Long Distance calls	1,746.37	
3. Courier	336.13	
4. Photocopies (20,603 ea @ \$.10)	2,060.30	
5. Facsimile transmissions (165 pages @ \$.25)	41.25	
6. Postage	28.86	

TOTAL LEGAL DISBURSEMENTS:		9,919.08

B. EXPERT FEES AND DISBURSEMENTS

1. Leon Kentridge Associates Ltd.	\$ 32,307.12	
2. Jonathan Kauffman	14,789.57	

TOTAL EXPERT FEES AND DISBURSEMENTS:		47,096.69

TOTAL COSTS		\$278,415.77
		=====

C. SOURCES OF FUNDS

1. Client and Community Fundraising	\$ 51,101.39	
2. Ontario Legal Aid Plan (M.A.C.C.) paid	63,549.31	
Ontario Legal Aid Plan - outstanding	11,035.08	
3. Loan from Town of Milton	20,000.00	
4. Funding from Ministry of the Environment	30,000.00	
5. Outstanding Accounts: Garrod Associates	87,633.30	
Leon Kentridge Associates	7,307.12	
Jonathan Kauffman	7,789.57	

TOTAL SOURCES OF FUNDS		\$278,415.77
		=====

D. TOTAL REQUESTED AWARD OF COSTS

\$278,415.77
=====

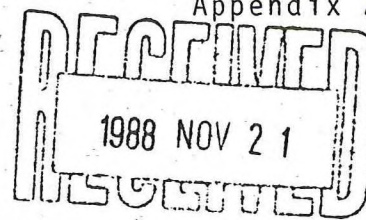
PART III: APPENDICES

- A Letter from Canadian Environmental Defence Fund
- B1 - B14 Accounts from Leon Kentridge Associates Limited
- C1 - C4 Accounts from Jonathan Kauffman
- D Letter dated August 7, 1986 from Town of Milton
re \$20,000 loan.



**CANADIAN
ENVIRONMENTAL
DEFENCE
FUND**

Appendix A



Honourary Board

June Callwood
Norman Cousins
Jack McClelland
Farley Mowat
David Suzuki
John Swaigen

Board of Directors

Joe Castrilli
Barrister at law

Robert Fishlock
Blake, Cassels & Graydon

Murray Klippenstein
Iler, Campbell & Associates

Sarah Miller
Canadian Environmental
Law Association

Stuart Mulcahy
Price Waterhouse

Peter Pickfield
Barrister & Solicitor

Ron Pushchak
Ryerson Polytechnical
Institute

Alanna Quinn
Ontario Hydro

Advisory Committee

William Andrews
Vancouver, BC.

John Bayly
Yellowknife, NT.

Chesley Crosbie
St. John's, NF.

Jules Dufour
Chicoutimi, PQ.

Linda Duncan
Edmonton, AB.

Janice Harvey
Fredericton, NB.

Reiner Jaakson
Toronto, ON.

Nancy Macpherson
Whitehorse, YK.

Robert Paehlke
Peterborough, ON.

Murray Rankin
Victoria, BC.

David Schindler
Winnipeg, MN.

David VanderZwagg
Halifax, NS.

November 15, 1988

Milton Area Citizens' Coalition
c/o Stephen Garrod
Barristers and Solicitors
337 Woolwich Street
Guelph, Ontario
N1H 3W4

Dear Mr. Garrod,

I regret to inform you that the Canadian Environmental Defense Fund is unable to assist the Milton Area Citizens' Coalition at the present time. After careful consideration of the information you have provided, it was concluded that your case does not satisfy our requirements for acceptance.

It is felt that your case does not appear to be precedent setting or of national significance at this point. Should the circumstances of your case change, the CEDF would be willing to reactivate your application. I wish you every success with this worthwhile legal challenge.

If you have any questions concerning this matter, please call me.

Yours truly,

David R. Donnelly
Executive Director

**Canadian
Environmental
Defence Fund**

347 College Street
Suite 301
Toronto, Ont.
M5T 2V8
(416) 323-9521

Printed on one-hundred
per cent recycled paper.

INVOICE

LEON KENTRIDGE
ASSOCIATES LIMITED
PLANNING CONSULTANTS

2 BERKELEY STREET, SUITE 400
TORONTO, ONTARIO
M5A 2W3 • (416) 364-4144

DATE
April 21, 1987

OUR REFERENCE
87013

PROGRESS BILLING NO.

PERIOD COVERED

1

March 1 - 31, 1987

TO
Mr. Stephen Garrod
Barrister & Solicitor
P.O. Box 1505
62 Yarmouth Street
Guelph, Ontario
N1H 6N9

AUTHORITY
Letter dated March 11, 1987
from Mr. S. Garrod;
signback letter by L.R. Kentridge
dated March 19, 1987

DESCRIPTION Proposed Waste Disposal Site
 Region of Halton

Assistance and preparation for Environmental Assessment
Hearing.

L.R. Kentridge 27.5 hrs. @ \$130.00/hr. = \$ 3,575.00

Disbursements

Mileage - 15 km	4.50	
Bell Canada	3.85	
	<u>8.35</u>	
+10%	<u>.84</u>	9.19

*paid in full
by first cheque
0016 May 13/87.
AN*

This invoice is due upon presentation.
Amounts outstanding after 30 days are
subject to an interest charge of 1% monthly

AMOUNT OF THIS INVOICE \$ 3,584.19

INVOICE

LEON KENTRIDGE
ASSOCIATES LIMITED
PLANNING CONSULTANTS

2 BERKELEY STREET, SUITE 400
TORONTO, ONTARIO
M5A 2W3 • (416) 364-4144

DATE

May 14, 1987

OUR REFERENCE

87013

PROGRESS BILLING NO.

2

PERIOD COVERED

April 1 - 30, 1987

TO

Mr. Stephen Garrod
Barrister & Solicitor
P.O. Box 1505
62 Yarmouth Street
Guelph, Ontario
N1H 6N9

AUTHORITY

Letter dated March 11, 1987,
from Mr. S. Garrod;
signback letter by L.R. Kentridge
dated March 19, 1987.

DESCRIPTION

Proposed Waste Disposal Site
Region of Halton

Ongoing preparation re E.A. Hearing.

L.R. Kentridge	20.0 hrs. @ \$130.00/hr. =	2,600.00	
P.E. Johnston	3.0 hrs. @ \$ 80.00/hr. =	<u>240.00</u>	2,840.00

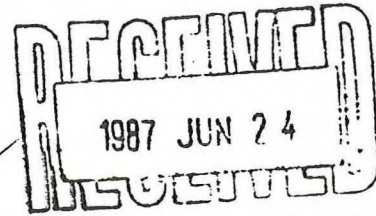
*paid in full by
first cheque #0026
May 26/87
AN*

This invoice is due upon presentation.
Amounts outstanding after 30 days are
subject to an interest charge of 1% monthly

AMOUNT OF THIS INVOICE

\$2,840.00

INVOICE



Appendix B-3

LEON KENTRIDGE
ASSOCIATES LIMITED
PLANNING CONSULTANTS

2 BERKELEY STREET, SUITE 400
TORONTO, ONTARIO
M5A 2W3 • (416) 364-4144

DATE	OUR REFERENCE
June 10, 1987	87013
PROGRESS BILLING NO.	PERIOD COVERED
3	April Disbursements May 1 - 31, 1987
TO	AUTHORITY
Mr. Stephen Garrod Barrister & Solicitor P.O. Box 1505 62 Yarmouth Street Guelph, Ontario N1H 6N9	Letter dated March 11, 1987, from Mr. S. Garrod; signback letter by L.R. Kentridge dated March 19, 1987.

DESCRIPTION Proposed Waste Disposal Site
 Region of Halton

Ongoing preparation re: E.A. Hearing

L.R. Kentridge	13.0 hrs. @ \$130.00/hr.	= 1,690.00	
P.E. Johnston	1.0 hrs. @ \$ 80.00/hr.	= 80.00	1,770.00

Disbursements

April:	Atripco Courier	5.25	
	Mileage 240 km	72.00	
	Telephone	7.74	84.99
Plus 10%			8.49
May:	Telephone		18.87
Plus 10%			1.88

*paid in full
now must acct
cheque # 0030
july 10/87
AK*

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subject to an interest charge of 1% monthly

AMOUNT OF THIS INVOICE

\$1,884.23

INVOICE

LEON KENTRIDGE
ASSOCIATES LIMITED
PLANNING CONSULTANTS

DATE
July 14, 1987

OUR REFERENCE
87013

PROGRESS BILLING NO.
4

PERIOD COVERED
June 1 - 30, 1987

2 BERKELEY STREET, SUITE 400
TORONTO, ONTARIO
M5A 2W3 • (416) 364-4144

TO
Mr. S. Garrod
Barrister & Solicitor
P. O. BOX 1505
62 Yarmouth Street
Guelph, Ontario
N1H 6N9

AUTHORITY
Signback letter dated
March 19, 1987; by L.R.
Kentrige

DESCRIPTION Proposed Waste Disposal Site
Region of Halton

L.R. Kentridge	6.0 hours @ \$130/HR=	780.00	
D. Coulter	18.5 hours @ \$ 55/HR=	<u>1,017.50</u>	\$1,797.50

Disbursements

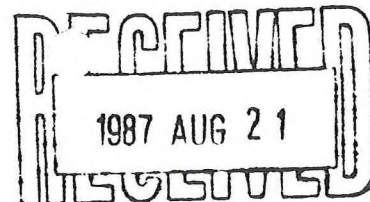
Mileage 296km	88.80	
Parking	8.00	
Telephone	<u>8.05</u>	
	\$104.85	
Plus 10%	<u>10.49</u>	\$ 115.34

*paid in part (\$1,691.58)
by trust cheque # 0047
Sept 11/87 JN*

This invoice is due upon presentation.
Amounts outstanding after 30 days are
subject to an interest charge of 1% monthly.

AMOUNT OF THIS INVOICE

\$1,912.84



INVOICE

Appendix B-5

LEON KENTRIDGE
ASSOCIATES LIMITED
PLANNING CONSULTANTS

DATE August 11, 1987

OUR REFERENCE
87013

PROGRESS BILLING NO.
5

PERIOD COVERED
July 1 - 31, 1987

2 BERKELEY STREET, SUITE 400
TORONTO, ONTARIO
M5A 2W3 • (416) 364-4144

TO
Mr. S. Garrrod
Barrister & Solicitor
P.O. Box 1505
62 Yarmouth Street
Guelph, Ontario
N1H 6N9

AUTHORITY
Signback letter dated March 19,
1987, by L.R. Kentridge

DESCRIPTION Proposed Waste Disposal Site,
Region of Halton

L.R. Kentridge	5.5 hrs. @ \$130.00/hr.=	715.00	
D. Coulter	23.5 hrs. @ \$ 55.00/hr.=	<u>1,292.50</u>	\$2,007.50

Disbursements

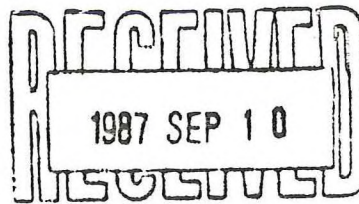
Telephone	10.15	
Plus 10%	1.00	\$11.15

This invoice is due upon presentation.
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subject to an interest charge of 1% monthly

AMOUNT OF THIS INVOICE

\$2,018.65

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Appendix B-6

LEON KENTRIDGE
ASSOCIATES LIMITED
PLANNING CONSULTANTS

DATE

September 3, 1987

OUR REFERENCE

87013

PROGRESS BILLING NO.

6

PERIOD COVERED

August 1 - 31, 1987

2 BERKELEY STREET, SUITE 400
TORONTO, ONTARIO
M5A 2W3 • (416) 364-4144

TO

AUTHORITY

Mr. S. Garrod
Barrister & Solicitor
337 Woolwich Street
Guelph, Ontario
N1H 3W4

Signback letter dated March 19,
1987, by L.R. Kentridge

DESCRIPTION

Proposed Waste Disposal Site,
Region of Halton

L.R. Kentridge	3.0 hrs. @ \$130.00/hr.=	390.00	
D. Coulter	24.0 hrs. @ \$ 55.00/hr.=	<u>1,320.00</u>	\$1,710.00

Disbursements

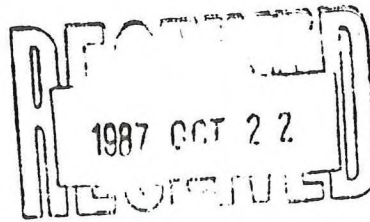
Mileage - 15 kms.	4.50	
Parking	7.40	
	<u>11.90</u>	
Plus 10%	<u>1.20</u>	\$13.10

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AMOUNT OF THIS INVOICE

\$1,723.10

INVOICE



Appendix B-7

LEON KENTRIDGE
ASSOCIATES LIMITED
PLANNING CONSULTANTS

2 BERKELEY STREET, SUITE 400
TORONTO, ONTARIO
M5A 2W3 • (416) 364-4144

DATE

October 5, 1987

OUR REFERENCE

87013

PROGRESS BILLING NO.

7

PERIOD COVERED

September 1 - 30, 1987

TO

AUTHORITY

Mr. S. Garrod
Barrister & Solicitor
337 Woolwich Street
Guelph, Ontario
N1H 3W4

Signback letter dated March 19,
1987, by L.R. Kentridge

DESCRIPTION

Proposed Waste Disposal Site,
Region of Halton

L.R. Kentridge	3.0 hrs. @ \$130.00/hr.=	390.00	
R.M. Marland	3.0 hrs. @ \$ 38.00/hr.=	<u>114.00</u>	\$504.00

Disbursements

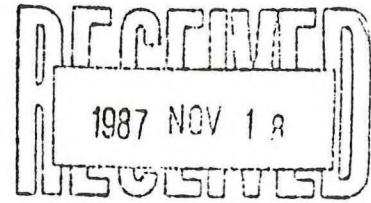
Co-op Cab Courier	6.95	
Telephone	<u>.34</u>	
	7.29	
Plus 10%	<u>.73</u>	\$ 8.02

This invoice is due upon presentation.
Amounts outstanding after 30 days are
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AMOUNT OF THIS INVOICE

\$512.02

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Appendix B-8

LEON KENTRIDGE
ASSOCIATES LIMITED
PLANNING CONSULTANTS

2 BERKELEY STREET, SUITE 400
TORONTO, ONTARIO
M5A 2W3 • (416) 364-4144

DATE	November 5, 1987	OUR REFERENCE	87013
PROGRESS BILLING NO.	8	PERIOD COVERED	October 1 - 31, 1987
TO	Mr. S. Garrod Barrister & Solicitor 337 Woolwich Street Guelph, Ontario N1H 3W4	AUTHORITY	Signback letter dated March 19, 1987, by L.R. Kentridge

DESCRIPTION Proposed Waste Disposal Site,
Region of Halton

L.R. Kentridge 1.5 hrs. @ \$130.00/hr.= \$195.00

Disbursements

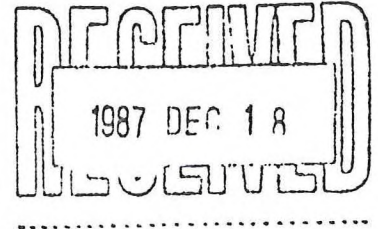
Telephone	16.66	
Plus 10%	<u>1.67</u>	\$18.33

This invoice is due upon presentation.
Amounts outstanding after 30 days are
subject to an interest charge of 1% monthly

AMOUNT OF THIS INVOICE

\$213.33

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LEON KENTRIDGE
ASSOCIATES LIMITED
PLANNING CONSULTANTS

2 BERKELEY STREET, SUITE 400
TORONTO, ONTARIO
M5A 2W3 • (416) 364-4144

Appendix B-9

DATE	December 5, 1987	OUR REFERENCE	87013
PROGRESS BILLING NO.	9	PERIOD COVERED	November 1 - 30, 1987
TO	AUTHORITY		
Mr. S. Garrod Barrister & Solicitor 337 Woolwich Street Guelph, Ontario N1H 3W4	Signback letter dated March 19, 1987, by L.R. Kentridge		

DESCRIPTION	Proposed Waste Disposal Site, Region of Halton
-------------	---

L.R. Kentridge	15.5 hrs. @ \$130.00/hr.=	2,015.00	
P.E. Johnston	6.0 hrs. @ \$ 80.00/hr.=	<u>480.00</u>	\$2,495.00

Disbursements

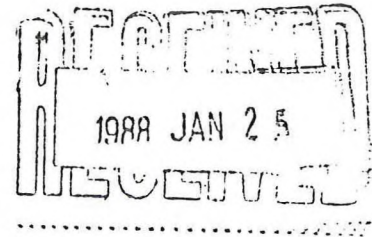
Mileage - 90 kms.	27.00	
Atripco Courier	89.00	
Telephone	<u>7.82</u>	
	123.82	
Plus 10%	<u>12.38</u>	\$136.20

This invoice is due upon presentation.
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AMOUNT OF THIS INVOICE

\$2,631.20

INVOICE



LEON KENTRIDGE
ASSOCIATES LIMITED
PLANNING CONSULTANTS

Appendix B-10

DATE
January 5, 1988

OUR REFERENCE
87013

PROGRESS BILLING NO.

PERIOD COVERED

10

December 1 - 31, 1987

2 BERKELEY STREET, SUITE 400
TORONTO, ONTARIO
M5A 2W3 • (416) 364-4144

TO

AUTHORITY

Mr. S. Garrod
Barrister & Solicitor
337 Woolwich Street
Guelph, Ontario
N1H 3W4

Signback letter dated March 19,
1987, by L.R. Kentridge

DESCRIPTION Proposed Waste Disposal Site,
 Region of Halton

L.R. Kentridge 11.5 hrs. @ \$130.00/hr. = 1,495.00 \$1,495.00

Disbursements

Mileage - 280 kms.

84.00

Telephone

1.02

85.02

Plus 10%

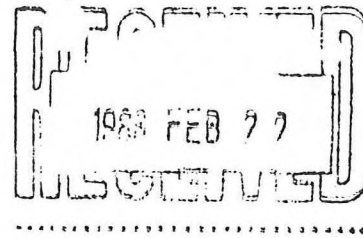
8.50

\$93.52

This invoice is due upon presentation.
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subject to an interest charge of 1% monthly

AMOUNT OF THIS INVOICE

\$1,588.52



INVOICE

Appendix B-11

LEON KENTRIDGE
ASSOCIATES LIMITED
PLANNING CONSULTANTS

DATE
February 5, 1988

OUR REFERENCE
87013

PROGRESS BILLING NO.

PERIOD COVERED

11

January 1 - 31, 1988

2 BERKELEY STREET, SUITE 400
TORONTO, ONTARIO
M5A 2W3 • (416) 364-4144

TO

AUTHORITY

Mr. S. Garrod
Barrister & Solicitor
337 Woolwich Street
Guelph, Ontario
N1H 3W4

Signback letter dated March 19,
1987, by L.R. Kentridge

DESCRIPTION Proposed Waste Disposal Site,
 Region of Halton

L.R. Kentridge	18.0 hrs. @ ^{45.00} \$145.00/hr.	= 2,610.00	
R.M. Marland	1.0 hrs. @ \$38.00/hr.	= 45.00	
D. Coulter	23.5 hrs. @ \$ 55.00/hr.	= 1,292.50	\$3,947.50

Disbursements

Mileage - 82 kms.	24.60	
Leader Courier	4.80	
ICC Reprographics	29.96	
Photocopies	120.00	
Telephone	4.66	
	<u>184.02</u>	
Plus 10%	<u>18.40</u>	\$202.42

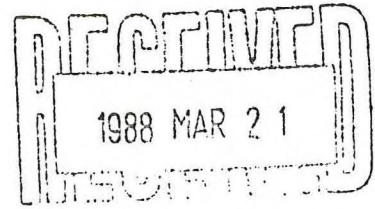
paid March 21/88
0094

This invoice is due upon presentation.
Amounts outstanding after 30 days are
subject to an interest charge of 1% monthly

AMOUNT OF THIS INVOICE

\$4,149.92

INVOICE



Appendix B-12

LEON KENTRIDGE
ASSOCIATES LIMITED
PLANNING CONSULTANTS

DATE
March 5, 1988

OUR REFERENCE
87013

PROGRESS BILLING NO.

PERIOD COVERED

12

Februaury 1 - 29, 1988

2 BERKELEY STREET, SUITE 400
TORONTO, ONTARIO
M5A 2W3 • (416) 364-4144

TO

AUTHORITY

Mr. S. Garrod
Barrister & Solicitor
337 Woolwich Street
Guelph, Ontario
N1H 3W4

Signback letter dated March 19,
1987, by L.R. Kentridge

DESCRIPTION Proposed Waste Disposal Site,
 Region of Halton

Final preparation for and attendance at hearing

L.R. Kentridge	60.0 hrs. @ \$145.00/hr.=	8,700.00	
R.M. Marland	13.0 hrs. @ \$ 45.00/hr.=	585.00	
D. Coulter	10.0 hrs. @ \$ 45.00/hr.=	<u>450.00</u>	\$9,735.00

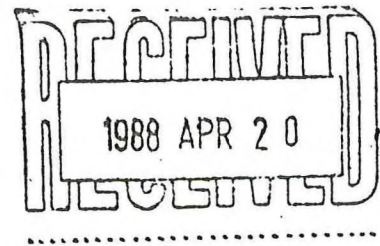
Disbursements

Mileage - 500 kms.	150.00	
Leader Courier	11.80	
Atripco Courier	7.50	
Telephone	<u>33.36</u>	
	202.66	
Plus 10%	<u>20.27</u>	\$222.93

This invoice is due upon presentation.
Amounts outstanding after 30 days are
subject to an interest charge of 1 % monthly

AMOUNT OF THIS INVOICE

\$9,957.93



INVOICE

Appendix B-13

LEON KENTRIDGE
ASSOCIATES LIMITED
PLANNING CONSULTANTS

DATE
April 5, 1988

OUR REFERENCE
87013

PROGRESS BILLING NO.

PERIOD COVERED

13

March 1 - 31, 1988

2 BERKELEY STREET, SUITE 400
TORONTO, ONTARIO
M5A 2W3 • (416) 364-4144

TO

AUTHORITY

Mr. S. Garrod
Barrister & Solicitor
337 Woolwich Street
Guelph, Ontario
N1H 3W4

Signback letter dated March 19,
1987, by L.R. Kentridge

DESCRIPTION Proposed Waste Disposal Site,
Region of Halton

Final Invoice.

D. Coulter	5.0 hrs. @ \$ 55.00/hr.=	275.00	\$275.00
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Disbursements

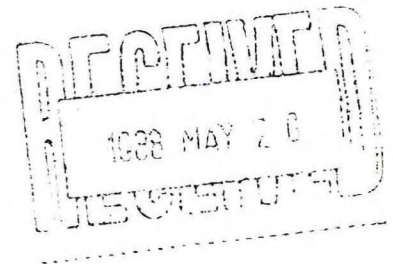
Telephone	1.36	
Plus 10%	<u>0.14</u>	\$1.50

This invoice is due upon presentation.
Amounts outstanding after 30 days are
subject to an interest charge of 1% monthly

AMOUNT OF THIS INVOICE

\$276.50

INVOICE



Appendix B-14

LEON KENTRIDGE
ASSOCIATES LIMITED
PLANNING CONSULTANTS

DATE
May 5, 1988

OUR REFERENCE
87013

PROGRESS BILLING NO.

PERIOD COVERED

14

April 1 - 30, 1988

2 BERKELEY STREET, SUITE 400
TORONTO, ONTARIO
M5A 2W3 • (416) 364-4144

TO

AUTHORITY

Mr. S. Garrod
Barrister & Solicitor
337 Woolwich Street
Guelph, Ontario
N1H 3W4

Signback letter dated March 19,
1987, by L.R. Kentridge

DESCRIPTION

Proposed Waste Disposal Site,
Region of Halton

Disbursements

Atripco Courier
Plus 10%

13.35

1.34

\$14.69

This invoice is due upon presentation.
Amounts outstanding after 30 days are
subject to an interest charge of 1% monthly

AMOUNT OF THIS INVOICE

\$14.69

I N V O I C E

Appendix C-1

DATE: January 3, 1988

TO: Stephen Garrod
Barristers & Solicitors
337 Woolwich Street
Guelph, Ontario
N1H 3W4

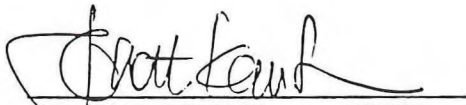
ATTN: S. Garrod

FROM: J. Kauffman

RE: **Halton Landfill: First Progress Payment**

For professional services rendered:

ITEM	DESCRIPTION	NUMBER	RATE	AMOUNT
Fees:	Advance	30 hrs	\$55.00	\$1650.00
Expenses:	To be billed			
TOTAL				<u>\$1650</u>


Jonathan Kauffman, MCIP
Planning Consultant

I N V O I C E

Appendix C-2

DATE: February 8, 1988

TO: Stephen Garrod
Barristers & Solicitors
337 Woolwich Street
Guelph, Ontario
N1H 3W4

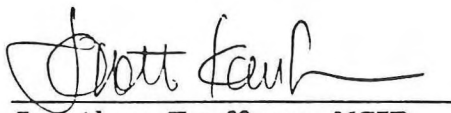
ATTN: S. Garrod

FROM: J. Kauffman

RE: **Halton Landfill: Second Progress Payment**

For professional services rendered:

ITEM	DESCRIPTION	NUMBER	RATE	AMOUNT
Fees:	Advance	30 hrs	\$55.00	\$1650.00
Expenses:	Advance			\$1050.00
			TOTAL	<u>\$2700.00</u>


Jonathan Kauffman, MCIP
Planning Consultant

I N V O I C E

Appendix C-3

DATE: April 6, 1988

TO: Stephen Garrod
Barristers & Solicitors
337 Woolwich Street
Guelph, Ontario
N1H 3W4

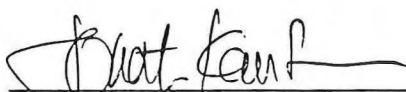
ATTN: S. Garrod

FROM: J. Kauffman

RE: **Halton Landfill: Third Progress Payment**

For professional services rendered:

ITEM	DESCRIPTION	NUMBER	RATE	AMOUNT
Fees:	Advance	30 hrs	\$55.00	\$1650.00
Expenses:	Advance			\$1000.00
			TOTAL	<u>2650.00</u>


Jonathan Kauffman, MCIP
Planning Consultant

I N V O I C E

Appendix C-4

DATE: May 11, 1988

TO: Stephen Garrod
Barristers & Solicitors
337 Woolwich Street
Guelph, Ontario
N1H 3W4

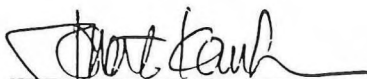
ATTN: S. Garrod

FROM: J. Kauffman

RE: **Halton Landfill: Final Payment**

For professional services rendered between the period of
November 3, 1987 and March 7, 1988

ITEM	DESCRIPTION	NUMBER	RATE	AMOUNT
Fees:	Professional	160.25 hrs	\$55.00	\$8,813.75
	Support (typing, draught- ing, exhibit production, etc.)	77.25 hrs	\$35.00	2,703.75
			SUBTOTAL	11,517.50
Expenses:	Mileage	3549.5 kms	\$0.25	887.38
	Meals			70.32
	Graphics, photo & misc mtl's			2028.31
	Telephone & postage			77.46
	Copying & reports			208.60
			SUBTOTAL	3272.07
			TOTAL	14789.57
			Less payments to date	7000.00
			BALANCE DUE	7,789.57


Jonathan Kauffman, MCIP
Planning Consultant

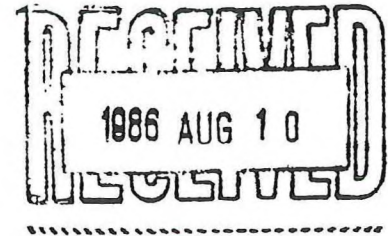


The Corporation of the
TOWN of MILTON

Appendix D

N. Roy Main
Town Administrator

August 7, 1986



Mr. S. Garrett
P O Box 1505
62 Yarmouth Street
Guelph, Ontario
N1H 6N9

Dear Mr. Garrett

RE: Funding Proposal - Boyne Britannia
Citizens Group

This letter is to confirm our general discussions at the meeting of July 25th with Mayor G. Krantz and Councillor B. Penman in attendance. As I indicated to you, the Town's Solid Waste Committee has given tentative approval to a loan to the Boyne Britannia Group subject to satisfying certain conditions.

The loan assistance to the Group is up to an amount of \$20,000.00 and will require the final approval of all of Milton Council. The loan is made available subject to you providing the Town with a budget and disbursement schedule clearly indicating the areas of concentration and the expenses allotted to yourself and other consultants. The money is to be used towards technical advice and I will work out an arrangement with you at a later date on approving all expenditures.

The loan is to be recoverable from any award of costs or other financial assistance that the Boyne Britannia Group may receive. In this regard, there will be a requirement that you apply for legal aid in a formal manner and similarly make application to the Provincial Cabinet for assistance.

It is acknowledged that a meeting with both Mr. F. Leitch and Mr. D. Estrin, along with myself, would be advisable before an accurate budget can be submitted. It is not our intent to have any duplication of effort and the joint meeting should clearly indicate the most appropriate roles of each party.

It is still the desire of the Town that the Boyne Britannia Group join forces with the Tremaine Britannia Group and we will be working towards that end in the next few weeks. It may not be possible to have the two Groups united in which case we will likely proceed in any event.

2/.....



MILTON

...../2

I have only verbally communicated the Committee's decision to Mrs. A. Tomosky and would ask that you keep her apprised of our progress. For convenience, it would be extremely helpful to use you as a sole contact so that the entire effort can be co-ordinated appropriately.

Yours very truly

A handwritten signature in cursive script, appearing to read "R. Main".

R. Main
Town Administrator

RM/lw