

JOINT BOARD - CH-86-02

ENVIRONMENTAL ASSESSMENT HEARING

THE REGIONAL MUNICIPALITY OF HALTON

SUBMISSIONS

Re: Costs

Submitted by:

Toby Vigod

CANADIAN ENVIRONMENTAL LAW
ASSOCIATION
243 Queen Street West
4th Floor
Toronto, Ontario
M5R 1Z4

Solicitor for
West Burlington Citizens
Group

January 1989

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APPENDIX A - APPLICATION FOR FUNDING ON BEHALF WEST BURLINGTON CITIZENS' GROUP FEBRUARY 1987

SUBMISSIONS TO THE JOINT BOARD REGARDING COSTS ON BEHALF
OF THE WEST BURLINGTON CITIZENS' GROUP
JANUARY, 1989

ORDER SOUGHT

The West Burlington Citizens' Group (WBCG) respectfully requests that the Board issue an order that the Regional Municipality of Halton pay the sum of \$244,253.00 to the Canadian Environmental Law Association in trust for expert fees and disbursements and legal fees and disbursements. The WBCG respectfully requests that the Board in any award of costs specify to whom the costs should be paid and in what amounts.

SUBMISSIONS

1. The Consolidated Hearings Act, 1981 gives the Joint Board the authority to award the costs of a proceeding before it.

Consolidated Hearings Act, 1981, S.O. 1981, c. 20,
sections 7(4)(5) and (6)
AUTHORITIES TAB 1

2. It is submitted that the West Burlington Citizens' Group meets the criteria recently articulated by the Joint Board regarding the awarding of costs. These criteria include:

- (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 the 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; and
- (j) Whether parties cooperated with one another in retaining common experts for the purpose of giving evidence before the Joint Board.

Re Proposed Transmission Plan of Ontario Hydro for Southwestern Ontario-Costs Decision (CH-85-03), April 24, 1987 (Jt. Bd.).
AUTHORITIES TAB 7 (excerpt)

Re Victoria Hospital Corporation Energy from Waste Facility (1983), 15 O.M.B.R. 129 (Jt. Bd.).
AUTHORITIES TAB 4

3. On February 5, 1987 the Ontario government by Order in Council provided that intervenor funding would be available for the Halton landfill hearing. The criteria for funding was set out therein (TAB 1) and a funding panel established. The West Burlington Citizens' Group (WBCG) submitted a detailed application for funds which set out how they met the funding criteria and their efforts to that time to raise funds (APPENDIX A). A number of criteria in the February 5, 1988 Order in Council are similar to the criteria set out by the Joint Board for awarding costs at the end of a hearing. A funding hearing was held on February 23, 1987 and an order subsequently issued by the panel (TAB 2). The panel allotted \$15,000 to the WBCG to be applied for expert witnesses.

It should be noted that the panel's order provides as a condition of funding that counsel for the WBCG provide a written undertaking on behalf of the group to seek costs at the end of the hearing and to apply any amount received towards repayment of the Crown. During the course of the hearing the WBCG submitted accounts and received those funds allocated to it by the panel. Due to the length of the hearing and increased costs, the WBCG wrote to the Premier and various Ministers requesting additional intervenor funds (TAB 3). A subsequent Order in Council was issued on March 25, 1988 (TAB 4) and a Funding Order was issued by the panel on May 12, 1988 allocating a further \$15,000 to the WBCG (TAB 5). These funds were subsequently received by the WBCG. The WBCG also applied to the City of Burlington for additional funds. The City on November 28, 1988 passed a resolution giving the WBCG an interest-free loan of \$14,703.00 (TAB 6).

A full accounting of income and expenses of the West Burlington Citizens' Group in respect of expert witness fees and disbursement and CELA's disbursements is found at TAB 7. Legal fees and a summary of fees, expenses, income and the amount sought from the Region is also set out at TAB 7. Invoices from the expert witnesses are also included.

4. It is submitted that the initial funding application addresses criteria (a) (b) (d) (e) (f) set out in paragraph 2 above. In relation to criteria (c) and (g), the WBCG submits that it has made a substantial contribution to the hearing and assisted in a better understanding of the issues. Counsel for the WBCG attended

approximately 140 days of the 194 day hearing. The WBCG, as it indicated at the outset of the hearing, focussed on hydrogeology as being the most important issue at the hearing. Approximately 90 days of the hearing were spent on hydrogeological evidence. The WBCG through its interrogatories and subsequent cross-examination of the vast majority of these witnesses submit that it assisted the Board in its understanding of the sites. It would not have been able to do so without the assistance of Mr. Bowen. As well, it is submitted that Mr. Bowen's report and testimony also added to the understanding of the hydrogeology of the two sites. It is submitted that the proponent's understanding of the hydrogeology and its original design in respect to site F changed dramatically during the course of the hearing.

In regard to the area of social impact assessment, due to the fact that in the opinion of the WBCG, the Region had failed to adequately deal with the potential social impact of a landfill at proposed site F, the WBCG retained Mr. Lang who assisted in reviewing the materials filed by the proponent in relation to the social impact of the proposed sites and assisted in preparing cross-examination of Dr. Schiff. It is submitted that Mr. Lang's testimony also assisted the board in dealing with the issue of social impact.

Finally, the WBCG retained Mr. Steven Varga to assist the group in relation to the biophysical evidence. He reviewed the material and assisted counsel in cross-examination of Ms. Hellas.

In relation to criteria (j), the WBCG made efforts to coordinate with the City of Burlington which was the other party with a similar interest. Duplication of cross-examination was avoided. As well, the WBCG did not attend for the presentation of portions of the City's case. Due to the fact that a planner was not retained by the WBCG, the group did not cross-examine nor attend the hearing when various planners were called by the Town of Milton, the Milton Area Citizens' Coalition and NSP and were cross-examined by the City of Burlington.

In relation to criteria (h), it is submitted that there is a considerable imbalance between the resources of the Region of Halton and the WBCG. A statement of the funds expended by the Region to July 31, 1988 is found at TAB 8. The Ministry of Environment on March 4, 1988 announced that the Region of Halton will receive more than \$1 million dollars for hearing, approval and design costs of landfill facilities (TAB 9).

Finally, in relation to criteria (i), the WBCG has an active fundraising committee and has held numerous fundraising activities throughout the past 4 years. The expenses incurred and amount raised are found in TAB 7.

5. To date, the general practice of the Joint Board has been to award costs to intervenors, regardless of whether the intervenors were successful.

6. The Joint Board has taken the approach that the award of costs is to provide full public participation in public hearings of this nature and to enable the participants to bring evidence and make submissions before the Board in order for it to better understand the issues raised. Any cost award, therefore should be based on this philosophy rather than limiting the payment to those extra expenses incurred by engaging outside consultants or witnesses.

Re Ontario Hydro Southwestern Ontario
Bulk Electricity Undertaking (no. 2)
(1982), 14 O.M.R. 333 (Jt. Bd.).
AUTHORITIES TAB 3

7. Hearings before a Joint Board have an investigative role that is not directly comparable to the adversarial nature of hearings before the courts. The Board has a duty to ensure the evidence of the proponent is tested and all of the issues are canvassed in order to protect the public interest in a healthy environment and in the wise management of provincial resources. In such proceedings there are rarely definable winners and losers and success is difficult to establish.

Re Proposed Energy from Waste Facility, An Undertaking
by SNC Inc. in the Regional Municipality of Peel,
(CH-87-01)
October 24, 1988 (Jt. Bd.).
AUTHORITIES TAB 8

8. While the Supreme Court of Ontario has held that "costs" cannot be interpreted to include costs in advance of the hearing, the court concluded that costs" should be given its normal legal meaning with such modifications necessary by reason of the nature of the hearing." The Court went on to state that the Joint Boards in the Victoria Hospital case and the Ontario Hydro case correctly interpreted the authority of the board to award costs under the Consolidated Hearings Act, 1981.

Re Regional Municipality of Hamilton-Wentworth and
Hamilton-Wentworth Save the Valley Committee, Inc.
et al (1985), 51 O.R. (2d) 23.
AUTHORITIES TAB 10

9. The Joint Board has stated that one of the most important facets of any intervention is the testing of the evidence of the proponent

and the provision for a balance to the case as it is presented, that is not to say in an adversarial manner so much as in a format of inquiry to ensure that the best and most extensive examination of the facts occur. It is submitted that the WBCG has aided the Board in this respect.

Tricil (Sarnia) Limited Landfill Application (CH-85-02)
April 7, 1986 (Jt. Bd.).
AUTHORITIES TAB 6

Re Hamilton-Wentworth Transportation Corridor
Application (CH-82-08)
October 24, 1985 (Jt. Bd.).
AUTHORITIES TAB 4

10. The Joint Board should not be bound by a strict view which applies in the courts that expense must actually have been incurred. It should be able to fix the expense which may reasonably be attributed to a particular participation by a public interest intervenor as being deemed to have been incurred, whether or not as a result of the particular means by which the intervention has been financed, there has been actual out of pocket expense.

Bell v. Consumers' Association of Canada et al
(1986), 26 D.L.R. (4th) 573 (S.C.C.)
AUTHORITIES TAB 9

11. In respect of the awarding of costs, the law is clear that there should be no discrimination between a legally-aided client (as is the case of the WBCG) and one that is not. Section 19 of the Legal Aid Act is designed to ensure that the assessment of costs in favour of a person to whom legal aid has been given is not to be affected by the fact that the client is a legally-aided person. Costs are therefore recoverable in the same manner and to the same extent as though awarded to a person to whom legal aid has not been given notwithstanding that no amount has been paid or is or will be payable for costs by such legally aided person.

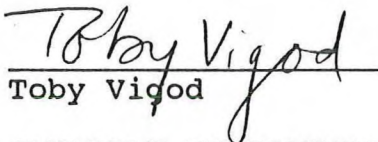
Fothergill v. Fothergill, [1973] 1 O.R. 708(Ont.H.C.)
AUTHORITIES TAB 11

Section 19, Legal Aid Act, R.S.O. 1980, c. 234
AUTHORITIES TAB 2

Tricil (Sarnia) Limited Landfill Application CH-85-02
April 7, 1986 (Jt. Bd.).
AUTHORITIES TAB 6

12. In summary, it is submitted that the WBCG meets the criteria that has been applied by the Joint Board in its previous decisions. It is therefore respectfully requested that the Board make an award of costs to the WBCG in the amount of \$244,253.00.

Respectfully submitted this 16th day of January, 1989.


Toby Vigod

CANADIAN ENVIRONMENTAL LAW ASSOCIATION
243 Queen Street West
4th Floor
Toronto, Ontario
M5V 1Z4

Solicitor for the West Burlington Citizens' Group



Order in Council

On the recommendation of the undersigned, the Lieutenant Governor, by and with the advice and concurrence of the Executive Council, orders that

WHEREAS in order to determine whether an approval should be given with respect to an undertaking, it is often necessary to investigate problems related to contaminants and pollution, which may be associated or anticipated with respect to such undertaking to ensure that any adverse effects which may arise therefrom are prevented or ameliorated; and

WHEREAS in carrying out such investigation, it is useful to have the views and evidence which persons, other than the proponents, may bring to bear on the matter; and

WHEREAS such views and evidence may be presented pursuant to a hearing held by a board in connection with an approval of an undertaking under legislation; and

WHEREAS persons, other than proponents, often demonstrate an interest in presenting views and evidence for such purposes at hearings and the Ministry of Environment has determined that views and evidence so presented would be useful in such investigations; and

WHEREAS it has been established that the quality of such investigations and the evidence presented can be greatly enhanced by the availability of funds to assist participants with their expenses,

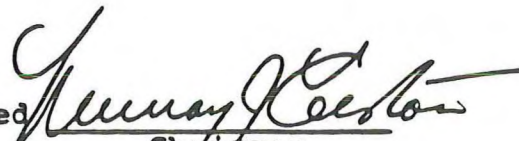
THEREFORE, the Environmental Assessment Board be authorized to provide funding up to a total of \$30,000 in connection with the environmental hearing with respect to the landfill site proposed by the Regional Municipality of Halton to be divided among eligible citizens' group intervenors;

AND THEREFORE the Environmental Assessment Board is authorized to distribute the funds in accordance with the funding conditions set out in Appendix A hereto.

Recommended


Minister of the
Environment

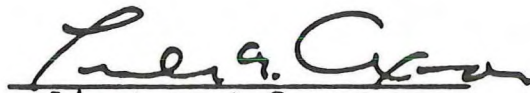
Concurred


Chairman

Approved

and Ordered February 5, 1987

Date


Lieutenant Governor

APPENDIX A

INTERVENOR FUNDING CONDITIONS FOR THE PROPOSED HALTON LANDFILL SITE CONSOLIDATED HEARING BEFORE THE JOINT BOARD

Environmental Assessment Board Responsibilities

Applications to and administration of the funding conditions including the procedures to be followed and decisions taken are at the discretion of the Environmental Assessment Board which may act through such members or staff as are designated by the Chairman.

Funding Eligibility Conditions

1. (1) Access to funding is contingent on the applicant, in the judgment of the Board, making all diligent efforts to raise funds through other means.

(2) Payments to a group being funded for the hearing shall not exceed the sum of 60% of the group's approved disbursements (except legal fees) and, subject to section 3, 100% of legal fees.
2. Disbursements for judicial proceedings related to or arising out of hearings or for any proceeding pursuant to federal legislation are not eligible for funding.
3. Legal fees eligible for inclusion as disbursements by a group being funded will be calculated on the basis of the legal aid tariff as if counsel was retained pursuant to the Legal Aid Act.
4. Eligible disbursements by a group being funded include legal counsel, expert witness fees, typing, printing,

photocopying and transcripts which are incurred specifically for the purpose of the hearing; eligible disbursements do not include administrative expenses, salaries or overhead expenses of a group.

5. An applicant for public funding shall undertake, in writing, to seek costs and shall apply any amount received towards repayment of the Crown.
6. Funds provided are intended to supplement and not duplicate funds or services provided by public or private sources.

Funding Criteria

7. In deciding whether to grant funding, the Funding Panel shall consider:
 - (a) Whether there is a clear ascertainable interest to be represented and a specific purpose for the assistance;
 - (b) Whether a separate and adequate representation of a particular interest would assist and substantially contribute to the hearing;
 - (c) Whether there is a need, and whether the group has tried to raise funds through other means;
 - (d) Whether there is demonstrated a delineated purpose for the expenditure of funds;
 - (e) Whether there has been a coordinated effort to bring a number of interests within one representative group;

(f) Whether the particular group has established a record of concern and a demonstrated commitment in a responsible way to that concern;

(g) Whether the group has in place the appropriate mechanisms to ensure accountability to the government and the community, i.e.;

(i) a financial plan to support the specific purpose and needs of the group intervention for which funding is being requested;

(ii) the identification of key individuals responsible for:

1. monitoring progress to the overall plan;
2. fund raising;
3. liaising with and keeping the group membership informed;
4. keeping proper records to control the receipt and disbursement of monies;
and
5. providing appropriate program and financial reports to the funding bodies;

(h) Whether the group or its members have a commercial financial interest in the outcome of the hearings; and

(i) Such other criteria as the Board, in its discretion, deems appropriate.



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CH-86-02(F)

ENVIRONMENTAL ASSESSMENT BOARD

IN THE MATTER OF Sections 2 and 3 and
6(3) of the Consolidated Hearings Act,
1981, S.O. 1981, c.20;

- and -

IN THE MATTER OF Section 12(2) of the
Environmental Assessment Act, R.S.O.
1980, c.140;

- and -

IN THE MATTER OF Sections 30, 35 and 38
of the Environmental Protection Act,
R.S.O. 1980, c.141, as amended;

- and -

IN THE MATTER OF Sections 24 and 61(2)
of the Ontario Water Resources Act,
R.S.O. 1980, c.361, as amended;

- and -

IN THE MATTER OF Section 28(3) of, and
Regulation 164 under, the Conservation
Authorities Act, R.S.O. 1980, c.85, as
amended;

- and -

IN THE MATTER OF Sections 22, 34(11),
and 40(12) of the Planning Act, S.O.
1983, c.1, as amended;

- and -

IN THE MATTER OF Sections 62, 64 and 66
of the Ontario Municipal Board Act,
R.S.O. 1980, c.347, as amended;

- and -

IN THE MATTER OF Section 193(5) and Paragraph 84 of Section 210 of the Municipal Act, R.S.O. 1980, c.302, as amended;

- and -

IN THE MATTER OF Sections 6, 7 and 8 of the Expropriations Act, R.S.O. 1980, c.148;

- and -

IN THE MATTER OF an undertaking of the Regional Municipality of Halton to provide facilities for the purpose of receiving, dumping and disposing of waste as required by section 137 of the REGIONAL MUNICIPALITY OF HALTON ACT, R.S.O. 1980, c.436, as amended, by acquiring the land for, constructing, operating and maintaining a landfill to contain 7.96 million cubic metres of waste in the Regional Municipality of Halton

- and -

IN THE MATTER OF Order-in-Council O.C. 322/87 authorizing a funding panel established by the Environmental Assessment Board to distribute certain funds among eligible citizen group intervenors to the hearing with respect to the landfill site proposed by the Regional Municipality of Halton

BEFORE:

Richard A. Pharand, Q.C.	)	MONDAY, THE 23RD
Chairman	)	DAY OF FEBRUARY, 1987

ORDER

WHEREAS the Environmental Assessment Board (hereinafter called the "Board") under the provisions of Order in Council O.C. 322/87 is authorized to provide funding up to a total of \$30,000.00 in connection with the Environmental

Assessment hearing relative to the Regional Municipality of Halton's undertaking described in the style of cause herein;

AND WHEREAS the Board may distribute and divide said funds among eligible citizens' group intervenors in accordance with the terms and conditions set out in Appendix "A" to the said Order-in-Council (O.C. 322/87);

AND WHEREAS pursuant to a Notice of Hearing dated the 10th day of February, 1987, a hearing to consider requests for intervenor funding was held on the 23rd day of February, 1987;

AND WHEREAS a panel of the Board consisting of Richard A. Pharand, Q.C., heard submissions made by the Milton Area Citizen's Coalition represented by their counsel, Stephen Garrod, Esq., the West Burlington Citizens Group represented by their counsel, Ms. Toby Vigod, and the Advocacy Group for the Environmentally Sensitive represented by Dr. P. Boldrini.

AND HAVING been satisfied that the Milton Area Citizen's Coalition and the West Burlington Citizens Group had met the criteria set out in the said Order in Council and Appendix "A" thereto.

NOW THEREFORE, it is hereby ordered that:

1. An amount up to \$15,000.00 shall be made available to the Milton Area Citizen's Coalition and an amount up to \$15,000.00 shall be made available to the West Burlington Citizens Group, to cover disbursements which are incurred specifically for the purpose of, retaining expert witnesses to prepare reports and give evidence at the hearing on the following terms and conditions:

i) That the Milton Area Citizen's Coalition shall apply the funds for the purpose of retaining the expert witnesses that they refer to in Exhibit "4" filed at the funding hearing;

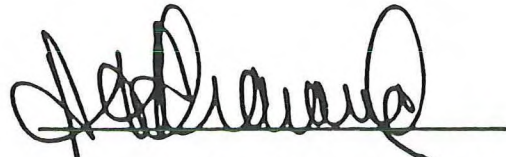
ii) That the West Burlington Citizens Group shall apply the funds for the purpose of retaining the expert witnesses that they refer to in Exhibit "5" filed at the funding hearing;

iii) Prior to the Milton Area Citizen's Coalition and the West Burlington Citizens Group becoming entitled to receive the funds referred to herein, evidence shall be submitted by both parties to the funding panel confirming that at least \$10,000.00 has been expended by both parties from their own resources for the purposes set out in paragraph 1 (i) and paragraph 1 (ii);

- iv) The funding herein shall not exceed 60% of the disbursements incurred for purposes of retaining the expert witnesses referred to in paragraph 1 (i) and paragraph 1 (ii);
- v) The funding awarded herein is conditional upon the solicitors acting on behalf of both parties rendering their accounts to their clients as if they were retained pursuant to the Legal Aid Act of Ontario;
- vi) The funds payable under this Order shall be payable to the solicitors acting on behalf of both parties in trust;
- vii) Before funding is released, counsel for the Milton Area Citizen's Coalition and the West Burlington Citizens Group shall provide a written undertaking on behalf of their clients to seek costs at the Hearing and apply any amount received towards repayment to the Crown of the monies advanced herein;
- viii) Both parties in consultation with their counsel shall prepare detailed financial plans concerning the conduct of the case. Said plans shall be filed with this funding panel for approval before any funds allocated herein are disbursed;

ix) At the conclusion of the disbursement of the total monies allocated pursuant to this award, both parties namely the Milton Area Citizen's Coalition and the West Burlington Citizens Group shall submit a report in writing certified to be true and correct to this funding panel setting out the details of said disbursements and supported by copies of all invoices and other documentation relative to the above.

DATED AT TORONTO THIS 23RD DAY OF FEBRUARY, 1987



Richard A. Pharand, Q.C.

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

243 Queen Street W., 4th Floor, Toronto, Ontario M5V 1Z4, telephone (416) 977-2410

February 23, 1988

The Honourable David Peterson
Legislative Building
Room 281
Queen's Park
Toronto, Ontario
M7A 1A1

Dear Mr. Peterson:

Re: Halton Landfill Intervenor Funding

We represent the West Burlington Citizens Group (WBCG), a ratepayers group which is presently appearing before the Joint Board dealing with the issue of the Region of Halton's proposed 20 year landfill.

Enclosed please find copies of correspondence dating from October 1987, which set out the background of our request for additional intervenor funding. We are requesting the very modest sum of \$15,000, which we believe is the minimum needed to enable the WBCG to continue to participate in the hearing. As of February 19, 1988, the Board has already sat over 90 days and it appears that the hearing will not be completed until sometime during the summer of this year. It would be fair to say that no one anticipated that the hearing would go on for this amount of time. Our clients continue to try to raise funds through garage sales and other community activities, but they are running out of funds. They are concerned that they may not have enough funds to enable them to call the experts the group has been planning to call in the presentation of its case. In the area of hydrogeology alone, which is the key issue in the hearing, our expert has had to attend many more days of hearing than initially anticipated in order to assist with cross-examination. If we do not receive additional intervenor funds now, we may not be in a position to call him or one of our other expert witnesses. This would make a mockery of public participation in the hearing process, as without technical witnesses, participation becomes virtually meaningless.

Due to the fact that our witness statements must be filed a month in advance of our case being put in, we need an answer regarding

intervenor funding within the next few weeks. We cannot rely on the Board's power to award costs at the end of the hearing to retain experts now. However, clearly any award of costs would be applied to pay back any intervenor funding given by the government.

We would urge your immediate consideration of our request. Your government has consistently been on record supporting and recognizing the important role that the public has to play in environmental hearings. Without adequate funds, this participation becomes meaningless. Our clients have a long history of involvement in waste management issues in the Halton region, and believe that their contribution to the hearing is a valuable one.

Thank you very much for your attention to this matter.

Yours very truly,

CANADIAN ENVIRONMENTAL LAW ASSOCIATION

Toby Vigod

Toby Vigod
Counsel

TV:sf
encls.

c.c. The Honourable James Bradley
The Honourable Ian Scott
The Honourable Robert Nixon
Ms. Barbara Sullivan, M.P.P.



Environmental Commission
Assessment d'évaluation
Board de l'environnement

RECEIVED APR 21 1988

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April 21, 1988

FILE NO: CH-86-02 (F)

Ms. Toby Vigod
Canadian Environmental Law
Association
243 Queen Street West
4th Floor
Toronto, Ontario
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Dear Ms. Vigod:

RE: Intervenor Funding - Region of Halton Landfill Hearing

On March 25, 1988 the Environmental Assessment Board was authorized by Order in Council 756/88 to provide additional funding up to \$30,000 to eligible intervenors as determined by the Board's previous Funding Panel for the Halton Landfill hearing. A copy of the Order in Council is enclosed for your reference.

Another funding hearing will not be required. Instead, the Chairman of the Funding Panel, Mr. Richard Pharand, is requesting that you submit a written statement to him specifying how you intend to use the additional funding. Once he has reviewed these statements, Mr. Pharand will issue a Funding Order.

These statements should be submitted to the Funding Panel no later than May 6, 1988. Should you require additional information please call me at (416) 323-4813.

Yours truly,

N. Davidovic
Assistant Board Secretary

ND/kd

cc: Mr. S. Garrod



Order in Council

On the recommendation of the undersigned, the Lieutenant Governor, by and with the advice and concurrence of the Executive Council, orders that

WHEREAS in order to determine whether an approval should be given with respect to an undertaking, it is often necessary to investigate problems related to contaminants and pollution, which may be associated or anticipated with respect to such undertaking to ensure that any adverse effects which may arise therefrom are prevented or ameliorated; and

WHEREAS in carrying out such investigation, it is useful to have the views and evidence which persons, other than the proponents, may bring to bear on the matter; and

WHEREAS such views and evidence may be presented pursuant to a hearing held by a board in connection with an approval of an undertaking under legislation; and

WHEREAS persons, other than proponents, often demonstrate an interest in presenting views and evidence for such purposes at hearings and the Ministry of Environment has determined that views and evidence so presented would be useful in such investigations; and

WHEREAS it has been established that the quality of such investigations and the evidence presented can be greatly enhanced by the availability of funds to assist participants with their expenses,

WHEREAS a panel of the Environmental Assessment Board was authorized by Order in Council 322/87 (February 5, 1987) to distribute funds in accordance with funding conditions, set out in the Appendix A attached to the Order in Council.

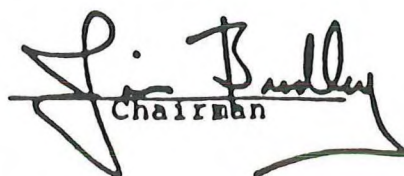
THEREFORE, the Environmental Assessment Board be authorized to provide additional funding up to a total of \$30,000 in connection with the environmental assessment hearing with respect to the proposed sanitary landfill facility proposed by The Regional Municipality of Halton to be divided equally among eligible citizens' group intervenors as determined by the Board's previous funding panel;

AND THEREFORE the Environmental Assessment Board is authorized to distribute additional funds in accordance with the funding conditions set out in Appendix A hereto.

Recommended


Minister of the
Environment

Concurred


Chairman

Approved





Environmental Commission
Assessment d'évaluation
Board de l'environnement

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May 16, 1988

CH-86-02 (F)

Ms. Toby Vigod
Canadian Environmental Law
Association
243 Queen Street West
4th Floor
Toronto, Ontario
M5V 1Z4

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

Dear Sir/Madam:

RE: Region of Halton Landfill Hearing
INTERVENOR FUNDING - Order in Council 756/88

Subsequent to your written submissions, please find enclosed
a copy of the Funding Order dated May 12, 1988.

Should you require further clarification, please call me at
(416) 323-4813.

Yours truly,

Nada Davidovic
Assistant Board Secretary

ND/ kd

Enclosure

FUNDING ORDER

CH-86-02 (F)

ENVIRONMENTAL ASSESSMENT BOARD

IN THE MATTER OF Sections 2 and 3 and 6(3) of the Consolidated Hearings Act, 1981, S.O. 1981, c.20;

- and -

IN THE MATTER OF Section 12(2) of the Environmental Assessment Act, R.S.O. 1980, c.140;

- and -

IN THE MATTER OF Sections 30, 35 and 38 of the Environmental Protection Act, R.S.O. 1980, c.141, as amended;

- and -

IN THE MATTER OF Sections 24 and 61(2) of the Ontario Water Resources Act, R.S.O. 1980, c.361, as amended;

- and -

IN THE MATTER OF Section 28(3) of, and Regulation 164 under, the Conservation Authorities Act, R.S.O. 1980, c.85, as amended;

- and -

IN THE MATTER OF Sections 22, 34(11), and 40(12) of the Planning Act, S.O. 1983, c.1, as amended;

- and -

IN THE MATTER OF Sections 62, 64 and 66 of the Ontario Municipal Board Act, R.S.O. 1980, c.347, as amended;

- and -

IN THE MATTER OF Section 193(5) and Paragraph 84 of Section 210 of the Municipal Act, R.S.O. 1980, c.302, as amended;

- and -

IN THE MATTER OF Sections 6, 7 and 8 of the Expropriations Act, R.S.O. 1980, c.148;

- and -

IN THE MATTER OF an undertaking of the Regional Municipality of Halton to provide facilities for the purpose of receiving, dumping and disposing of waste as required by section 137 of the REGIONAL MUNICIPALITY OF HALTON ACT, R.S.O. 1980, c.436, as amended, by acquiring the land for, constructing, operating and maintaining a landfill to contain 7.96 million cubic metres of waste in the Regional Municipality of Halton

- and -

IN THE MATTER OF Order-in-Council O.C. 756/88 authorizing a funding panel established by the Environmental Assessment Board to distribute certain funds among eligible citizen group intervenors to the hearing with respect to the landfill site proposed by the Regional Municipality of Halton

BEFORE:

Richard A. Pharand, Q.C.)
Chairman)

ORDER

WHEREAS a panel of the Environmental Assessment Board consisting of Richard A. Pharand, Q.C., distributed a total of \$30,000 to the Milton Area Citizen's Coalition and the West Burlington Citizens Group according to the terms and conditions of Order in Council 322/87 and the Funding Order

AND WHEREAS the Board under the provisions of Order in Council 756/88 is authorized to provide additional funding up to a total of \$30,000 to eligible intervenors as determined by the Board's previous funding panel;

AND WHEREAS further written submissions were made by the Milton Area Citizen's Coalition and the West Burlington Citizens Group to the funding panel;

NOW THEREFORE it is hereby ordered that in accordance with the criteria set out in Order in Council 756/88 and Appendix "A" thereto that:

1. An amount up to \$15,000.00 shall be made available to the Milton Area Citizen's Coalition and an amount up to \$15,000.00 shall be made available to the West Burlington Citizens Group, to cover fees and disbursements which are incurred specifically for the purpose of the Halton Landfill hearing upon the following terms and conditions:

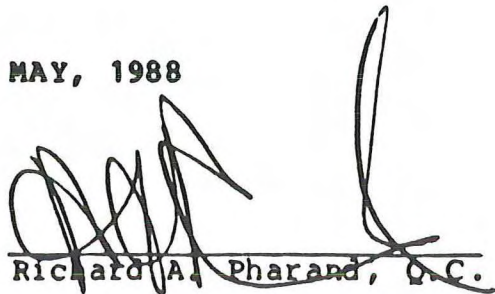
- i) That the Milton Area Citizen's Coalition shall apply the funds for the purpose of retaining the expert witnesses that they refer to in their written submission dated April 27, 1988;

- ii) That the West Burlington Citizens Group shall apply the funds for the purpose of retaining the expert witnesses that they refer to in their written submission dated April 25, 1988;

- iii) Prior to the Milton Area Citizen's Coalition and the West Burlington Citizens Group becoming entitled to receive the funds referred to herein, appropriate invoices, receipts or other documentation shall be submitted by both parties to the funding panel;
- iv) The funding herein shall not exceed 60% of each group's disbursements (except for legal fees) including fees to retain expert witnesses;
- v) The funding awarded herein is conditional upon the solicitors acting on behalf of both parties rendering their accounts to their clients as if they were retained pursuant to the Legal Aid Act of Ontario;
- vi) The funds payable under this Order shall be payable to the solicitors acting on behalf of both parties in trust;
- vii) At the conclusion of the disbursement of the total monies allocated pursuant to this award, both parties namely the Milton Area Citizen's Coalition and the West Burlington Citizens Group shall

submit a report in writing certified to be true and correct to this funding panel setting out the details of said disbursements and establishing that the funds paid out by the funding panel have not exceeded 60% of the total cost of expert witnesses and disbursements.

DATED AT TORONTO THIS 12TH DAY OF MAY, 1988



Richard A. Pharand, Q.C.



The Corporation of the
City of Burlington

City Hall:
426 Brant Street, Burlington, Ontario, Canada
Mailing Address:
P.O. Box 5013, Burlington, Ontario, Canada L7R 3Z6

Telephone: 335-7697

File No.: 760-04B

November 29, 1988

Ms. June Anderson, President
West Burlington Citizens Group
685 Inverness Avenue
Burlington, Ontario
L7T 3S9

Dear Ms. Anderson:

SUBJECT: Request for Hearing Expenses - West Burlington Citizens Group

The Council of the Corporation of the City of Burlington at its regular meeting held on Monday, November 28, 1988 enacted the following resolution being Item No. EM-35-88:

"THAT, at the request of the West Burlington Citizen's Group, the City of Burlington make a grant equal to the amount of the previously approved interest-free loan, in the amount of \$14,778.29 payable to the W.B.C.G. to compensate for the Group's financial obligations arising out of its participation in the Regional Landfill Hearing;

and that this grant or portion thereof be payable to the West Burlington Citizen's Group only in the event that the Group does not receive an award of costs from the Joint Hearing Board equal to the amount of the outstanding interest-free loan made by the City;

and that the monies sufficient to discharge the interest-free loan in the amount of \$14,778.29 be allocated as such in the Reserve for Future Expenses, to be funded from the 1988 Environmental Management Account 770-0144-3610 (Professional and Consulting Services).

If you have any queries with regard to the above, please do not hesitate to contact Mr. Michael Fenn, Chief Administrative Officer, at 335-7608.

Yours truly,

Helen MacRae

CITY CLERK AND DIRECTOR OF
ADMINISTRATIVE SERVICES

MS/dt

- c.c. - Alderman Walter Mulkewich
- Alderman Jack Cowman
- Mr. Michael Fenn, Chief Administrative Officer
- Mr. R. Rooks, Director of Finance



**The Corporation of the
City of Burlington**

City Hall:
426 Brant Street, Burlington, Ontario, Canada
Mailing Address:
P.O. Box 5013, Burlington, Ontario, Canada L7R 3Z6

Telephone: 335-7608 **FAX** 333-3758
File No.: 760-04B

January 5, 1989

Mrs. June M. Anderson
West Burlington Citizens' Group
685 Inverness Ave.,
Burlington, Ontario
L7T 3S9

Dear Mrs. Anderson:

Enclosed is a cheque for \$14,703.00, representing the amount of the interest-free loan provided by the City of Burlington to the West Burlington Citizens' Group (W.B.C.G.) for hearing-related expenses. Please excuse the delay in resolving this matter and issuing this cheque.

At its meeting of November 28, 1988, Council passed the following resolution:

"THAT, at the request of the West Burlington Citizens' Group, the City of Burlington make a grant equal to the amount of the previously approved interest-free loan, in the amount of \$14,778.29 payable to the W.B.C.G. to compensate for the Group's financial obligations arising out of its participation in the Regional Landfill Hearing;

and that this grant or portion thereof be payable to the West Burlington Citizens' Group only in the event that the Group does not receive an award of costs from the Joint Hearing Board equal to the amount of the outstanding interest-free loan made by the City;

and that the monies sufficient to discharge the interest-free loan in the amount of \$14,778.29 be allocated as such in the Reserve for Future Expenses, to be funded from the 1988 Environmental Management Account 770-0144-3610 (Professional and Consulting Services)."

To clarify the resolution, any award of costs to the W.B.C.G. by the Joint Hearing Board as a result of its decision would be paid back to the City of Burlington against the interest-free loan. For convenience, we have included in the grant an amount of \$75.29, which was shown in earlier correspondence as the only other remaining unpaid cost (\$14,778.29 - \$14,703). Any outstanding balance of the loan would be forgiven as a grant.

Cont.../2

West Burlington Citizens' Group

January 5, 1989

- 2 -

If you see any difficulty with this arrangement please contact
me,

Yours truly,

A handwritten signature in dark ink, appearing to read "W. Michael Penn", written in a cursive style.

W. Michael Penn
Chief Administrative Officer

WMP:sb

c.c. Alderman W. Mulkewich

SUMMARY ACCOUNT AND REQUEST FOR COSTS

I. LEGAL FEES AND DISBURSEMENTS

FEES: Toby Vigod, CELA
1402.5 hours @ \$140 hour \$196,350.00
(includes 135 hearings days)¹

Joe Castrilli 4,893.99

TOTAL LEGAL FEES: \$201,243.99

DISBURSEMENTS:

Canadian Environmental Law
Association \$4,441.34

II. EXPERT FEES AND DISBURSEMENTS

Paul Bowen, Terraprobe Ltd. 61,656.28

Reg Lang & Associates 13,227.73

Steven Varga 1,390.00

\$76,274.01

III. MISCELLANEOUS EXPENSES

Expenses related to fundraising (WBCG) 4,224.81

Miscellaneous expenses related to
hearing (WBCG) 937.72

Out-of-pocket expenses by Executive
(WBCG) 700.00

\$5,862.53

TOTAL \$287,821.87

¹ These fees do not include time spent on the file prior to January 1, 1987 nor CELA's articling student's or researcher's time.

IV. SOURCES OF FUNDS

1. Intervenor Funding from Ontario Government	\$ 30,000.00
2. Grant from City of Burlington	12,000.50
3. Loan from City of Burlington	14,703.00
4. Canadian Environmental Defence Fund	2,500.00
5. Clients' Fundraising	30,838.81
	90,042.31

V. REQUESTED AWARD OF COSTS

(a) AMOUNTS WBCG NOT REQUESTING FROM JOINT BOARD

Grant from City of Burlington ²	12,000.50
Clients' fundraising ²	30,838.81
Partial Deficit on WBCG Financial Statement attached	729.56

TOTAL \$43,568.87

(b) AWARD OF COSTS WBCG REQUESTING FROM BOARD

To be paid to the Canadian Environmental Law Association in trust to be distributed as follows:

To be repaid to the Ontario Government	30,000.00
To be repaid to the City of Burlington	14,703.00
To be repaid to the Canadian Environment Defence Fund	2,500.00
For out-of-pocket expenses by Executive (WBCG)	700.00
For CELA's legal fees to be paid to the Legal Aid Fund	196,350.00

TOTAL REQUESTED \$244,253.00

-
- ² The grant and clients' fundraising covered the following:
- . all unstarred invoices of experts found on attached WBCG Financial Statement
 - . Joe Castrilli's fees
 - . CELA's disbursements
 - . expenses related to fundraising (WBCG)
 - . miscellaneous expenses related to hearing (WBCG)

West Burlington Citizens Group

J. M. Anderson
685 Inverness Ave.
Burlington, Ontario
L7T 3S9
January 13, 1989

Toby Vigod
Counsel
Canadian Environmental Law Association
243 Queen Street W., 4th Floor
TORONTO, Ontario
M5V 1Z4

Dear Toby:

As you requested, the following is the West Burlington Citizen's Group Statement of Income and Expenses related to the recent Hearing on Halton Region's proposed landfill site.

W. B. C. G. FINANCIAL STATEMENT

AS OF JANUARY 13, 1989

EXPENSES

Expert Witnesses	\$ 76,274.01
Canadian Environmental Law Association Interim Disbursements	4,441.34
Associate Counsel	4,893.99
Expenses Related to Fund Raising	4,224.81
Miscellaneous Expenses related to Hearing	937.72
Out-of-pocket Expenses by Executive +	700.00
GRAND TOTAL EXPENSES	\$ 91,471.87

INCOME

Intervenor Funding	\$ 30,000.00
City of Burlington Grant	12,000.50
City of Burlington Loan	14,703.00
Canadian Environmental Defence Fund	2,500.00
West Burlington Group Fund Raising	30,838.81
TOTAL INCOME	\$ 90,042.31

- + Charges for routine expenses personally absorbed by individual members of the W.B.C.G. Executive, i.e. long distance calls, photo copying, mailing of documents, travel to Toronto for meetings with C.E.L.A., Expert Witnesses, and delivering critical documents, etc.

President: June Anderson

DETAILED BREAKDOWN OF PROFESSIONALS' EXPENSES

	<u>EXPLANATION</u>	<u>DATE</u>	<u>AMOUNT DISBURSED</u>
1. REG. LANG & ASSOC.	Oct to Mar	03/09/87	\$ 1,846.00
	May	06/01/87	1,800.00*
	June	07/01/87	1,200.00*
	Nov/Dec	01/04/88	600.00*
	June	08-08-88	1,800.00
	May 7 - Aug 12	08/12/88	974.73**
	July & Aug	08/22/88	4,800.00**
	Aug 15 to 19	08/11/88	<u>207.00**</u>
	TOTAL EXPENSES - REG. LANG		\$ 13,227.73
2. TERRAPROBE LTD.	Invoice 3395	10/31/85	\$ 520.00
	Invoice 3421	11/20/85	837.00
	Invoice 3462	12/31/85	637.75
	Invoice 4186	12/31/86	572.00
	Invoice 4345	01/31/87	1,667.25
	Invoice 4408	01/28/87	762.00
	Invoice 4536	04/30/87	870.00*
	Invoice 4688	05/31/87	1,740.00*
	Invoice 1002	06/30/87	3,724.50*
	Invoice 1034	07/31/87	3,946.75*
	Invoice 1077	08/28/87	783.00*
	Invoice 1116	09/30/87	9,393.75*
	Invoice 1158	10/31/87	5,603.72*
	Invoice 1224	12/31/87	1,015.00
	Invoice 1266	01/31/88	3,048.00*
	Invoice 1293	02/29/88	4,703.00**
	Invoice 1335	03/31/88	290.00*
	Invoice 1374	04/30/88	1,767.00
	Invoice 1412	06/30/88	6,041.56
	Invoice 1477	07/31/88	4,054.00**
	Invoice 1536	08/31/88	5,154.00
	Invoice 1592	09/30/88	4,030.00
	Invoice 1638	10/31/88	<u>496.00</u>
	TOTAL EXPENSES - TERRAPROBE		\$ 61,656.28
3. STEVEN VARGA	Invoice 02/24/87		\$ 620.00
	Invoice 05/18/88		<u>770.00</u>
	TOTAL EXPENSES - STEVEN VARGA		\$ 1,390.00
	GRAND TOTAL - EXPERT WITNESSES		<u>\$ 76,274.01</u>

4. C.E.L.A.	12/04/84 to 09/15/85	149.15
	09/16/85 to 12/30/85	547.16
	12/31/85 to 03/11/86	33.30
	03/12/86 to 12/22/86	173.28
	12/23/86 to 06/02/87	541.14
	06/03/87 to 09/29/87	625.26
	09/30/87 to 11/25/87	365.37
	11/26/87 to 01/19/88	76.02
	01/20/88 to 03/31/88	316.87
	04/01/88 to 10/13/88	1,203.99
	10/14/88 to 01/11/89	<u>409.80</u>

TOTAL INTERIM EXPENSES - C.E.L.A. 4,441.34

5. ASSOCIATE COUNSEL

April	04/30/87	\$ 1,506.33
May/June	09/15/87	2,262.66
July to Dec.	01/20/88	<u>1,125.00</u>

TOTAL EXPENSES - JOE CASTRILLI \$ 4,893.99

GRAND TOTAL C.E.L.A. INTERIM DISBURSEMENTS \$ 9,335.33

NOTE: * Reimbursed by Intervenor Funding Panel
 ** Reimbursed by City of Burlington Loan

REIMBURSEMENTS

AMOUNT SUBMITTED	INVOICE OR PERIOD	ACCOUNT	REIMBURSED
\$ 870.00	Invoice 4536 04/30/87	TERRAPROBE	Intervenor Funding Panel
1,740.00	Invoice 4688 05/31/87	"	"
3,724.50	Invoice 1002 06/30/87	"	"
3,946.75	Invoice 1034 07/31/87	"	"
783.00	Invoice 1077 08/18/87	"	"
1,800.00	May 06/01/87	REG. LANG	"
1,200.00	June 07/01/87	"	"
<u>\$ 14,064.25</u>	Reimbursed \$ 11,526.25		
\$ 3,048.00	Invoice 1266 11/31/88	TERRAPROBE	Intervenor Funding Panel
600.00	Nov/Dec 01/04/88	REG. LANG	"
<u>\$ 3,648.00</u>	Reimbursed \$ 3,473.75		
<u>\$ 17,712.25</u>	TOTAL REIMBURSEMENT \$ 15,000.00		

\$ 9,393.75	Invoice 1116	09/30/87	TERRAPROBE	Intervenor Funding Panel
5,603.72	Invoice 1158	10/31/87	"	"
290.00	Invoice 1335	03/31/88	"	"

\$ 15,287.47

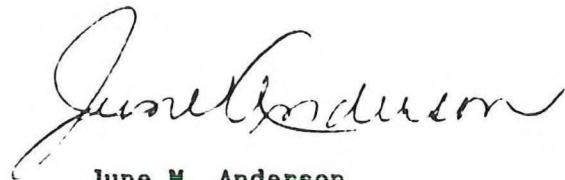
TOTAL REIMBURSEMENT \$ 15,000.00

\$ 4,703.00	Invoice 1293	01/29/88	TERRAPROBE	<u>LOAN</u> - City of
4,054.00	Invoice 1477	07/31/88	"	Burlington
974.73	May 7-Aug 12	08/12/88	REG. LANG	"
4,800.00	July & Aug	08/22/88	"	"
207.00	Aug 15 to 19	08/11/88	"	"

\$ 14,738.73

TOTAL AMOUNT LOANED \$ 14,703.00

Respectfully submitted
WEST BURLINGTON CITIZEN'S GROUP



June M. Anderson
President



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

243 Queen Street W., 4th Floor, Toronto, Ontario M5V 1Z4, telephone (416) 977-2410

HALTON REGION LANDFILL HEARINGS

SUMMARY STATEMENT OF ACCOUNT BY MONTH

JANUARY 1987 - NOVEMBER 1988

	Hours
January 1987.....	6.1
February 1987..... (includes 1 hearing day)	28.1
March 1987.....	12.9
April 1987.....	66.3
May 1987..... (includes 11 hearing days)	162.1
June 1987..... (includes 10 hearing days)	104.5
July 1987..... (includes 1 hearing day)	10.8
August 1987.....	6.6
September 1987..... (includes 8 hearing days)	82.9
October 1987..... (includes 15 hearing days)	108.5
November 1987..... (includes 14 hearing days)	110.8
December 1987..... (includes 1 hearing day)	10.5
January 1988..... (includes 3 hearing days)	24.7
February 1988..... (includes 10 hearing days)	75.5
March 1988..... (includes 8 hearing days)	54.6

April 1988.....	51.3
(includes 9 hearing days)	
May 1988.....	46.9
(includes 6 hearing days)	
June 1988.....	35.8
July 1988.....	19.1
August 1988.....	108.3
(includes 14 hearing days)	
September 1988.....	74.2
(includes 6 hearing days)	
October 1988.....	150.0
(includes 12 hearing days)	
November 1988.....	<u>52.0</u>
(includes 6 hearing days)	
Total	1,402.5 hrs.
(includes 135 hearing days)*	
Hourly rate	\$140.00
TOTAL	<u>\$196,350.00</u>

THIS IS OUR INTERIM ACCOUNT

CANADIAN ENVIRONMENTAL LAW ASSOCIATION

Toby Vigod
Toby Vigod
Counsel

E. & O. E.

* Note: One hearing day equals 6 hours

COPY



Terraprobe Limited

211 Wilkinson Road
Brampton, Ontario
L6T 4M2
(416) 453-6781

• GEOTECHNICAL INVESTIGATIONS

• ENGINEERING GEOLOGY

• WATER RESOURCES AND
CONTAMINANT HYDROGEOLOGY

• MATERIALS AND CONSTRUCTION
INSPECTION AND TESTING

West Burlington Citizen's Group
c/o Cela
243 Queen Street, 4th Floor
Toronto, Ontario.
M5V 1Z4

DATE: October 31, 1985

CLIENT FILE No.:

85236

OUR FILE No.:

INVOICE No. 3395

Attn: Ms Toby Vigod

INVOICE

For professional services rendered in connection with a review of technical information regarding candidate landfill site (Site F) near Burlington, Ontario, for the period ending October 31, 1985.

Senior Engineer	10.0 hours @ 52.00	\$ 520.00
-----------------	--------------------	-----------

Total	\$ 520.00
-------	-----------

TERMS: NET 30 DAYS
INTEREST CHARGED ON OUTSTANDING
AMOUNTS AT 2% PER MONTH



Terraprobe Limited

211 Wilkinson Road
Brampton, Ontario
L6T 4M2
(416) 453-8781

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CONTAMINANT HYDROGEOLOGY

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INSPECTION AND TESTING

COPY

West Burlington Citizen's Group
c/o Canadian Environmental Law Association
243 Queen St. West, 4th Floor
Toronto, Ont. M5V 1Z4

ATTN: Ms. Eva Ligeti

DATE: November 30, 1985

CLIENT FILE No: 85236

OUR FILE No:

INVOICE No:

3421

INVOICE

For professional services rendered in connection with a review of technical information regarding candidate landfill site (Site 4) near Burlington during the period ending November 30, 1985.

Senior Engineer	16.0	hours	@	\$52.00	\$832.00
Vehicle Travel	20.0	km	@	\$0.25	\$5.00
TOTAL					\$837.00

TERMS: NET 30 DAYS
INTEREST CHARGED ON OUTSTANDING
AMOUNTS AT 2% PER MONTH



Terraprobe Limited

211 Wilkinson Road
Brampton, Ontario
L6T 4M2
(416) 463-6781

• GEOTECHNICAL INVESTIGATIONS • ENGINEERING GEOLOGY
• WATER RESOURCES AND CONTAMINANT HYDROGEOLOGY • MATERIALS AND CONSTRUCTION INSPECTION AND TESTING

West Burlington Citizen's Group
c/o Miss Ann Pocock
534 Ann Avenue,
Burlington, Ontario
L7T 2S6

DATE December 31, 1985
CLIENT FILE No: 85236
OUR FILE No: 3462
INVOICE No: 3462

INVOICE

For professional services rendered in connection with a review of technical information regarding candidate landfill site (Site 4) near Burlington during the period ending December 31, 1985.

Senior Engineer	12.0	hours @	\$52.00	\$624.00
Vehicle Travel	55.0	km @	\$0.25	\$13.75

		TOTAL		\$637.75

TERMS: NET 30 DAYS
INTEREST CHARGED ON OUTSTANDING
AMOUNTS AT 2% PER MONTH



Terraprobe Limited

211 Wilkinson Road
Brampton, Ontario
L6T 4M2
(416) 453-6761

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- ENGINEERING GEOLOGY
- WATER RESOURCES AND
CONTAMINANT HYDROGEOLOGY
- MATERIALS AND CONSTRUCTION
INSPECTION AND TESTING

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Canadian Environmental Law Association
243 Queen Street West,
Toronto, Ontario
M5V 1Z4

December 31, 1986

File No. 85236

Attn: Ms. Toby Vigod

Invoice # 4186

INVOICE

For professional services rendered in connection with Halton Landfill Site,
during the period ending December 31, 1986.

Senior Engineer	11.0 hours @ \$52.00	\$572.00
-----------------	----------------------	----------

TOTAL \$572.00

TERMS: NET 30 DAYS
INTEREST CHARGED ON OUTSTANDING
AMOUNTS AT 2% PER MONTH



Terraprobe Limited

211 Wilkinson Road
Brampton, Ontario
L6T 4M2
(416) 453-6761

7013 ✓
RECEIVED MAR 04 1987

- GEOTECHNICAL INVESTIGATIONS
- ENGINEERING GEOLOGY
- WATER RESOURCES AND
CONTAMINANT HYDROGEOLOGY
- MATERIALS AND CONSTRUCTION
INSPECTION AND TESTING

West Burlington Citizen's Group
c/o Canadian Environmental Law Association
243 Queen St. West, 4th Floor
Toronto, Ont. M5V 1Z4

January 31, 1987

ATTN: Ms. Toby Vigod

File No. 85236
Invoice # 4345

INVOICE

For professional services rendered in connection with a review of technical information regarding candidate landfill site (Site F) near Burlington during the period ending January 31, 1987.

Senior Engineer	32.0 hours @	\$52.00	\$1,664.00
Parking			\$3.25

TOTAL \$1,667.25

TERMS: NET 30 DAYS
INTEREST CHARGED ON OUTSTANDING
AMOUNTS AT 2% PER MONTH



Terraprobe Limited

211 Wilkinson Road
Brampton, Ontario
L6T 4M2
(416) 453-6761

• GEOTECHNICAL INVESTIGATIONS
• WATER RESOURCES AND
CONTAMINANT HYDROGEOLOGY

• ENGINEERING GEOLOGY
• MATERIALS AND CONSTRUCTION
INSPECTION AND TESTING

TOBY

West Burlington Citizen's Group
c/o Canadian Environmental Law Association
243 Queen St. West, 4th Floor
Toronto, Ont. M5V 1Z4

February 28, 1987

ATTN: Ms. Tobny Vigod

RECEIVED MAR 3 0 1987

File No. 85236
Invoice # 4408

INVOICE

For professional services rendered in connection with a review of technical information regarding candidate landfill site (Site F) near Burlington during the period ending February 28, 1987.

Senior Engineer	14.0 hours @	\$52.00	\$728.00
Courier			\$34.00
TOTAL			\$762.00

TERMS: NET 30 DAYS
INTEREST CHARGED ON OUTSTANDING
AMOUNTS AT 2% PER MONTH

RECEIVED JUN 05 1987



Terraprobe Limited

211 Wilkinson Road
Brampton, Ontario
L6T 4M2
(416) 453-6761

- GEOTECHNICAL INVESTIGATIONS
- WATER RESOURCES AND
CONTAMINANT HYDROGEOLOGY
- ENGINEERING GEOLOGY
- MATERIALS AND CONSTRUCTION
INSPECTION AND TESTING

West Burlington Citizen's Group
c/o Canadian Environmental Law Association
243 Queen St. West, 4th Floor
Toronto, Ont. M5V 1Z4

April 30, 1987

ATTN: Toby Vigod

File No. 85236
Invoice # 4536

INVOICE

For professional services rendered in connection with a review of technical information regarding candidate landfill site (Site F) near Burlington during the period ending April 30, 1987.

Senior Engineer	15.0	hours @	\$58.00	\$870.00
-----------------	------	---------	---------	----------

TOTAL \$870.00



Terraprobe Limited
Consulting Geotechnical Engineers & Hydrogeologists

211 Wilkison Road
Brampton, Ontario
L6T 4M2
(416) 453-6761

INVOICE

70137
RECEIVED JUL 16 1987

West Burlington Citizen's Group
c/o Canadian Environmental Law Association
243 Queen St. West, 4th Floor
Toronto, Ont. M5V 1Z4

May 31, 1987

ATTN: ~~Mr. Eric Sigurd~~

File No. 85236
Invoice # 4688

For professional services rendered in connection with a review of technical information regarding candidate landfill site (Site F) near Burlington during the period ending May 31, 1987.

Senior Engineer	30.0 hours @	\$58.00	\$1,740.00
-----------------	--------------	---------	------------

TOTAL \$1,740.00

TERMS: NET 30 DAYS
INTEREST CHARGED ON OUTSTANDING
AMOUNTS AT 2% PER MONTH



Terraprobe Limited

Consulting Geotechnical Engineers & Hydrogeologists

211 Wilkinson Road
Brampton, Ontario
L6T 4M2
(416) 453-6761

INVOICE

Project: 85236 LANDFILL SITE, BURLINGTON
TECHNICAL REVIEW

Invoice No. 1002
June 30, 1987
Page number 1

COPY

CANADIAN ENVIRONMENTAL LAW ASSOCIATION
243 QUEEN STREET W. 4TH FLOOR
TORONTO ONT M5V 1Z4

PROFESSIONAL SERVICES JUNE 30, 1987

ENGINEERING SERVICES

	Hours	Rate	Amount	
Senior Engineer	59.00	58.00	3,422.00	
Field Technician	7.00	25.00	175.00	
SERVICES TOTAL:	66.00		3,597.00	3,597.00

LABORATORY TESTING

	Amount	
Vehicle Travel	127.50	
LABORATORY TOTAL:	127.50	127.50

CURRENT CHARGES: 3,724.50
=====

OUTSTANDING A/R

Document	Date	Type	Amount	
4536	4-30-87	Invoice	870.00	
4688	5-31-87	Invoice	1,740.00	
TOTAL OUTSTANDING:			2,610.00	2,610.00

TOTAL NOW DUE: 6,334.50

TERMS: NET 30 DAYS
INTEREST CHARGED ON OUTSTANDING
AMOUNTS AT 2% PER MONTH

RETURN INVOICE COPY WITH PAYMENT TO TERRAPROBE LIMITED



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Consulting Geotechnical Engineers & Hydrogeologists

211 Wilkinson Road
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(416) 453-6761

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Project: 85236 LANDFILL SITE, BURLINGTON
TECHNICAL REVIEW

Invoice No. 1034
July 31, 1987
Page number 1

CANADIAN ENVIRONMENTAL LAW ASSOCIATION
243 QUEEN STREET W. 4TH FLOOR
TORONTO ONT M5V 1Z4

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PROFESSIONAL SERVICES - PERIOD ENDING JULY 31, 1987

ENGINEERING SERVICES

	Hours	Rate	Amount	
Senior Engineer	58.50	58.00	3,393.00	
Technologist	15.50	35.00	542.50	
SERVICES TOTAL:	74.00		3,935.50	3,935.50

LABORATORY TESTING

	Amount	
Vehicle Travel	11.25	
LABORATORY TOTAL:	11.25	11.25

CURRENT CHARGES: 3,946.75
=====

OUTSTANDING A/R

Document	Date	Type	Amount	
1002	6-30-87	Invoice	3,724.50	
4536	4-30-87	Invoice	870.00	
4688	5-31-87	Invoice	1,740.00	
TOTAL OUTSTANDING:			6,334.50	6,334.50

TOTAL NOW DUE: 10,281.25

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Terraprobe Limited

Consulting Geotechnical Engineers & Hydrogeologists

211 Wilkinson Road
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Project: 85236 LANDFILL SITE, BURLINGTON
TECHNICAL REVIEW

Invoice No. 1077
August 28, 1987
Page number 1

CANADIAN ENVIRONMENTAL LAW ASSOCIATION
243 QUEEN STREET W. 4TH FLOOR
TORONTO ONT M5V 1Z4

PROFESSIONAL SERVICES - PERIOD ENDING AUGUST 28, 1987

ENGINEERING SERVICES

	Hours	Rate	Amount	
Senior Engineer	13.50	58.00	783.00	
SERVICES TOTAL:	13.50		783.00	783.00
		CURRENT CHARGES:	783.00	=====
				783.00

TERMS: NET 30 DAYS
INTEREST CHARGED ON OUTSTANDING
AMOUNTS AT 2% PER MONTH

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Terraprobe Limited
Consulting Geotechnical Engineers & Hydrogeologists

211 Wilkinson Road
Brampton, Ontario
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(416) 453-6761

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Project: 85236 LANDFILL SITE, BURLINGTON
TECHNICAL REVIEW

Invoice No. 1116
September 30, 1987
Page number 1

CANADIAN ENVIRONMENTAL LAW ASSOCIATION
243 QUEEN STREET W. 4TH FLOOR
TORONTO ONT M5V 1Z4
Attn: Ms. Toby Vigod

PROFESSIONAL SERVICES - PERIOD ENDING SEPTEMBER 30, 1987

ENGINEERING SERVICES

	Hours	Rate	Amount	
Senior Engineer	147.50	58.00	8,555.00	
Technologist	4.50	35.00	157.50	
SERVICES TOTAL:	152.00		8,712.50	8,712.50

EXPENSES

	Amount	
Vehicle Travel	60.75	
Water Analysis	620.50	
EXPENSES TOTAL:	681.25	681.25

CURRENT CHARGES: 9,393.75
=====

9,393.75



Your
account
is now
past due!

TERMS: NET 30 DAYS
INTEREST CHARGED ON OUTSTANDING
AMOUNTS AT 2% PER MONTH



Terraprobe Limited

Consulting Geotechnical Engineers & Hydrogeologists

211 Wilkinson Road
Brampton, Ontario
L6T 4M2
(416) 453-6761

INVOICE

Project: 85236 LANDFILL SITE, BURLINGTON
TECHNICAL REVIEW

Invoice No. 1158
October 31, 1987
Page number 1

CANADIAN ENVIRONMENTAL LAW ASSOCIATION
243 QUEEN STREET W. 4TH FLOOR
TORONTO ONT M5V 1Z4

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Attn: Ms. Toby Vigod

PROFESSIONAL SERVICES - PERIOD ENDING OCTOBER 31, 1987

ENGINEERING SERVICES

	Hours	Rate	Amount	
Senior Engineer	96.50	58.00	5,597.00	
SERVICES TOTAL:	96.50		5,597.00	5,597.00

EXPENSES

	Amount	
Meals	6.72	
EXPENSES TOTAL:	6.72	6.72

CURRENT CHARGES: 5,603.72

=====

5,603.72

TERMS: NET 30 DAYS
INTEREST CHARGED ON OUTSTANDING
AMOUNTS AT 2% PER MONTH

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Terraprobe Limited
Consulting Geotechnical Engineers & Hydrogeologists

211 Wilkinson Road
Brampton, Ontario

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INVOICE

Project: 85236 LANDFILL SITE, BURLINGTON
TECHNICAL REVIEW

Invoice No. 1224
December 31, 1987
Page number 1

CANADIAN ENVIRONMENTAL LAW ASSOCIATION
243 QUEEN STREET W. 4TH FLOOR
TORONTO ONT M5V 1Z4
Attn: Ms. Toby Vigod

PROFESSIONAL SERVICES - PERIOD ENDING DECEMBER 31, 1987

ENGINEERING SERVICES

	Hours	Rate	Amount	
Senior Engineer	17.50	58.00	1,015.00	
SERVICES TOTAL:	17.50		1,015.00	1,015.00
			CURRENT CHARGES:	1,015.00
			=====	
				1,015.00

TERMS: NET 30 DAYS
INTEREST CHARGED ON OUTSTANDING
AMOUNTS AT 2% PER MONTH

RETURN INVOICE COPY WITH PAYMENT TO TERRAPROBE LIMITED



Terraprobe Limited

Consulting Geotechnical Engineers & Hydrogeologists

211 Wilkinson Road
Brampton, Ontario
L6T 4M2
(416) 453-6761

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Project: 85236 LANDFILL SITE, BURLINGTON
TECHNICAL REVIEW

Invoice No. 1266
January 31, 1988
Page number 1

CANADIAN ENVIRONMENTAL LAW ASSOCIATION
243 QUEEN STREET W. 4TH FLOOR
TORONTO ONT M5V 1Z4

ATTENTION: Ms. Toby Vigod

PROFESSIONAL SERVICES - PERIOD ENDING JANUARY 31, 1988

ENGINEERING SERVICES

	Hours	Rate	Amount	
Senior Engineer	52.00	58.00	3,016.00	
SERVICES TOTAL:	52.00		3,016.00	3,016.00

EXPENSES

	Amount	
Vehicle Travel	32.00	
EXPENSES TOTAL:	32.00	32.00
CURRENT CHARGES:	3,048.00	

3,048.00



Terraprobe Limited

Consulting Geotechnical Engineers & Hydrogeologists

211 Wilkinson Road
Brampton, Ontario
L6T 4M2
(416) 453-6761

INVOICE

Project: 85236 LANDFILL SITE, BURLINGTON
TECHNICAL REVIEW

Invoice No. 1293
February 29, 1988
Page number 1

CANADIAN ENVIRONMENTAL LAW ASSOCIATION
243 QUEEN STREET W. 4TH FLOOR
TORONTO ONT M5V 1Z4
ATTENTION: MS. TOBY VIGOD

PROFESSIONAL SERVICES - PERIOD ENDING FEBRUARY 29, 1988

ENGINEERING SERVICES

	Hours	Rate	Amount	
Senior Engineer	81.00	58.00	4,698.00	
SERVICES TOTAL:	81.00		4,698.00	4,698.00

EXPENSES

	Amount	
Courier	5.00	
EXPENSES TOTAL:	5.00	5.00
CURRENT CHARGES:		4,703.00
		=====

4,703.00

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Terraprobe Limited

Consulting Geotechnical Engineers & Hydrogeologists

211 Wilkinson Road
Brampton, Ontario
L6T 4M2
(416) 453-6761

INVOICE

Project: 85236 LANDFILL SITE, BURLINGTON
TECHNICAL REVIEW

Invoice No. 1335
March 31, 1988
Page number 1

CANADIAN ENVIRONMENTAL LAW ASSOCIATION
243 QUEEN STREET W. 4TH FLOOR
TORONTO ONT M5V 1Z4
Attn: Ms. Toby Vigod

TERMS: NET 30 DAYS
INTEREST CHARGED ON OUTSTANDING
AMOUNTS AT 2% PER MONTH

PROFESSIONAL SERVICES - PERIOD ENDING MARCH 31, 1988

ENGINEERING SERVICES

	Hours	Rate	Amount	
Senior Engineer	5.00	58.00	290.00	
SERVICES TOTAL:	5.00		290.00	290.00
CURRENT CHARGES:			290.00	=====

290.00

COPY



Terraprobe Limited

Consulting Geotechnical Engineers & Hydrogeologists

211 Wilkinson Road
Brampton, Ontario
L6T 4M2
(416) 453-6761

INVOICE

Project: 85236 LANDFILL SITE, BURLINGTON
TECHNICAL REVIEW

Invoice No. 1374
April 30, 1988
Page number 1

CANADIAN ENVIRONMENTAL LAW ASSOCIATION
243 QUEEN STREET W. 4TH FLOOR
TORONTO ONT M5V 1Z4

ATTN: MS. TOBY VIGOD

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PROFESSIONAL SERVICES - PERIOD ENDING APRIL 30, 1988

ENGINEERING SERVICES

	Hours	Rate	Amount	
Senior Engineer	28.50	62.00	1,767.00	
SERVICES TOTAL:	28.50		1,767.00	1,767.00
CURRENT CHARGES:			1,767.00	=====

1,767.00

**Terraprobe Limited**

Consulting Geotechnical Engineers & Hydrogeologists

211 Wilkinson Road
Brampton, Ontario
L6T 4M2
(416) 453-6761**INVOICE**Project: 85236 LANDFILL SITE, BURLINGTON
TECHNICAL REVIEWInvoice No. 1412
June 30, 1988
Page number 1WEST BURLINGTON CITIZENS GROUP
c/o MRS. DOROTHY POCOCK
534 ANNE AVENUE
BURLINGTON, ONT. L7T 2S6

PROFESSIONAL SERVICES - PERIOD ENDING JUNE 30, 1988

ENGINEERING SERVICES

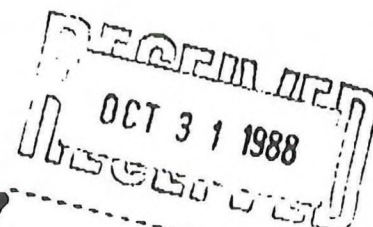
	Hours	Rate	Amount	
Senior Engineer	93.00	62.00	5,766.00	
Field Technician	9.50	26.00	247.00	
SERVICES TOTAL:	102.50		6,013.00	6,013.00

EXPENSES

	Amount	
Printing	16.56	
Courier	12.00	
EXPENSES TOTAL:	28.56	28.56

CURRENT CHARGES: 6,041.56

6,041.56

COPY

**Terraprobe Limited**

Consulting Geotechnical Engineers & Hydrogeologists

211 Wilkinson Road
Brampton, Ontario
L6T 4M2
(416) 453-6761**INVOICE**Project: 85236 LANDFILL SITE, BURLINGTON
TECHNICAL REVIEWInvoice No. 1477
July 31, 1988
Page number 1WEST BURLINGTON CITIZENS GROUP
C/O Mrs. Dorothy Pocock
534 Anne Avenue
Burlington, Ontario L7T 2S6PROFESSIONAL SERVICES - PERIOD ENDING JULY 31, 1988

ENGINEERING SERVICES

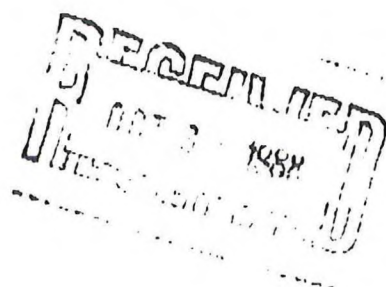
	Hours	Rate	Amount	
Senior Engineer	49.50	62.00	3,069.00	
Technologist	25.00	35.00	875.00	
Office Technician	1.00	26.00	26.00	
SERVICES TOTAL:	75.50		3,970.00	3,970.00

EXPENSES

	Amount	
Courier	84.00	
EXPENSES TOTAL:	84.00	84.00

CURRENT CHARGES: 4,054.00
=====

4,054.00





Terraprobe Limited

Consulting Geotechnical Engineers & Hydrogeologists

211 Wilkinson Road
Brampton, Ontario
L6T 4M2
(416) 453-6761

INVOICE

Project: 85236 LANDFILL SITE, BURLINGTON
TECHNICAL REVIEW

Invoice No. 1536
August 31, 1988
Page number 1

WEST BURLINGTON CITIZENS GROUP
C/O MRS. DOROTHY POCOCK
534 ANNE AVENUE
BURLINGTON ONT L7T 2S6

PROFESSIONAL SERVICES - PERIOD ENDING AUGUST 31, 1988

ENGINEERING SERVICES

	Hours	Rate	Amount	
Senior Engineer	82.50	62.00	5,115.00	
Office Technician	1.50	26.00	39.00	
SERVICES TOTAL:	84.00		5,154.00	5,154.00

CURRENT CHARGES: 5,154.00
=====

5,154.00

STATEMENT OF ACCOUNT AS OF AUGUST 31, 1988

Inv. #1374 dated Apr. 30/88 for	\$1767.00	Outstanding
Inv. #1412 dated June 30/88 for	6041.56	Outstanding
Inv. #1477 dated July 31/88 for	4054.00	Outstanding
Inv. #1536 dated Aug. 31/88 for	5154.00	
Total to date	17016.56	



4,030.00

**Terraprobe Limited**

Consulting Geotechnical Engineers & Hydrogeologists

211 Wilkinson Road
Brampton, Ontario
L6T 4M2
(416) 453-6761**INVOICE**Project: 85236 LANDFILL SITE, BURLINGTON
TECHNICAL REVIEWInvoice No. 1638
October 31, 1988
Page number 1WEST BURLINGTON CITIZENS GROUP
C/O MRS. DOROTHY POCOCK
534 ANNE AVENUE
BURLINGTON ONT L7T 2S6

PROFESSIONAL SERVICES - PERIOD ENDING OCTOBER 31, 1988

ENGINEERING SERVICES

	Hours	Rate	Amount	
Senior Engineer	8.00	62.00	496.00	
SERVICES TOTAL:	8.00		496.00	496.00
		CURRENT CHARGES:	496.00	=====

496.00

STATEMENT OF ACCOUNT

<u>date</u>	<u>Inv. #</u>	<u>Amount</u>
Aug. 31/88	1536	\$5,154.00
sep. 30/88	1592	4,030.00
Oct. 31/88	1638	<u>496.00</u>
		<u><u>\$9,680.00</u></u>

This amount is now due and payable.
Please remit balance in full without further delay.

Reg Lang & Associates

P.O. Box 580, Aurora, Ont. L4G 3L6

(416) 727-4177

9 March 1987

Client: West Burlington Citizens Association

Claim for Fees

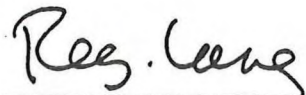
For professional services, performed during the period October 1986 to March 1987, regarding social impact assessment of a sanitary land-fill at Site F in Burlington (meeting with WBCG and CELA, field trip, meeting with CELA, perusal of documents, preparation of analysis and questions for the Region);

3 days @ \$600.00 \$1,800.00

Claim for Expenses

Private automobile, Aurora/Burlington return, for field trip on 8 November 1986, 230 km @ 20¢ \$ 46.00

Total Claim \$1,846.00



Reg Lang, MCIP, P. Eng.

Reg Lang & Associates

P.O. Box 580, Aurora, Ont. L4G 3L6

(416) 727-4177

1 June 1987

Client: West Burlington Citizens Group and
Canadian Environmental Law Association

For professional services, performed in May 1987 in accordance with
1 May 1987 proposal to CELA, regarding social impacts of a landfill
at Site F in Burlington:

3 days @ \$600 \$1,800.00

Reg. Lang

Reg Lang & Associates

P.O. Box 580, Aurora, Ont. L4G 3L6

(416) 727-4177

1 July 1987

Client: Canadian Environmental Law Association

For professional services performed in June 1987 in accordance with
1 May 1987 proposal to CELA, regarding impacts of a landfill at
Site F in Burlington:

Consultations regarding and attendance at hearings in Oakville,
2 days @ \$600 \$1,200.00

Reg. Lang

Reg Lang & Associates

P.O. Box 580, Aurora, Ont. L4G 3L6

(416) 727-4177

31 December 1987

Client: West Burlington Citizens Group

For professional services performed during the months of November and December 1987, in accordance with 1 May 1987 proposal to CELA, regarding impacts of a landfill at Site F in Burlington:

Preparation for hearings, 1 day @ \$600 \$600.00

Reg Lang

Reg Lang & Associates

P.O. Box 580, Aurora, Ont. L4G 3L6

(416) 727-4177

8 August 1988

Client: West Burlington Citizens Group

For professional services performed in JUne 1988, in accordance with
1 May 1987 proposal to CELA, regarding social impacts of a landfill
at Site F in Burlington:

Completion of report 3 days @ \$600 = \$1,800

Reg. Lang

Reg Lang & Associates

P.O. Box 580, Aurora, Ont. L4G 3L6

(416) 727-4177

12 August 1988

Client: West Burlington Citizens Group

For expenses incurred during the period 7 May 1987 to 12 August 1988, during performance of professional services regarding impacts of a landfill at Site F:

Total claim (detailed below, with receipts attached) \$974.73

Included in this claim are the following expenses:

Travel	May 1987	1 trip to Toronto, 100 km	
		1 trip to Burlington, 200 km	
	June 1987	2 trips to Oakville, 320 km	
		1 trip to Burlington, 200 km	
		1 trip to Hamilton, 230 km	
	July 1987	3 trips to Burlington, 632 km	
	Aug. 1987	4 trips to Burlington, 785 km	
	Dec. 1987	1 trip to Oakville, 160 km	
	Feb. 1988	1 trip to Toronto, 100 km	
	July 1988	1 trip to Toronto, 90 km	
	Aug. 1988	1 trip to Toronto, 100 km	
	Total:	2,917 km @ 22¢	\$641.74
	Dinner, 13 August 1987		\$ 9.83
	Phone calls		\$116.75
	Copying drafts and final report		\$193.41
	Courier		\$ 13.00
	Total		<u>\$974.73</u>

Reg Lang

Reg Lang & Associates

P.O. Box 580, Aurora, Ont. L4G 3L6

(416) 727-4177

22 August 1988

Client: West Burlington Citizens Group

For professional services performed in July and August 1988,
in accordance with 1 May 1987 proposal to CELA, regarding
social impacts of a landfill at Site F in Burlington:

Completion of report, preparation for hearings, and testimony at hearings	8 days @ \$600 =
	<u>\$4,800</u>

Reg. Lang

Reg Lang & Associates

P.O. Box 580, Aurora, Ont. L4G 3L6

(416) 727-4177

22 August 1988

Client: West Burlington Citizens Group

For expenses incurred during the period 15-19 August 1988, during attendance at hearings in Oakville:

Travel:	5 trips, Aurora/Oakville, @ 170 km =	
	850 km @ 22¢	\$187.00
Meals:	4 lunches @ \$5.00	\$ 20.00
Total claim		<u>\$207.00</u>

Reg. Lang

INVOICE

Supplier: Steven Varga
Botanical Consultant
5900 Yonge St., Apt. 618
Willowdale, Ontario
M2M 3T8

To: Canadian Environmental Law Association
243 Queen St. West
4th Floor
Toronto, Ontario
M5V 1Z4

ITEM: Professional services - comments on the biophysical reports of
the Halton Region Landfill

HOURLY RATE: \$20.00

TOTAL COST: \$620.00

This is my account for the above services

Suppliers signature

Steve Varga

Steven Varga
Feb. 24, 1987

INVOICE

Supplier: Steve Varga
5900 Yonge Street, Apt. 618
Willowdale, Ontario
M2M 3T8

To: West Burlington Citizens Coalition
care of the
Canadian Environmental Law Association
243 Queen St. West
4th Floor
Toronto, Ontario
M5V 1Z4

ITEM: Professional services regarding the cross-examination of the authors of the "Biophysical Report of the Halton Region Landfill" at the Environmental Assessment Board.

UNIT COSTS: - 6 hours of cross-examination preparation time, April 1987
\$20.00 per hour, 6 X 20.00 = \$120.00
- 2 days assisting CELA lawyers in the cross-examination of
witnesses at the EA Board Hearings, May 1987
\$325.00 per day, 2 X 325.00 = \$650.00

TOTAL COST: \$770.00

Suppliers signature



Steven Varga
April 1, 1988

11

THE REGIONAL MUNICIPALITY OF HALTON

Report to Chairman and Members of the Solid Waste Management Committee

From John E. Fleming, Chief Administrative Officer and
J. Rinaldo, Commissioner of Finance & Regional
Treasurer

Date 1988 09 06

Report No CAO 43/88 FIN 158/88

Re: Landfill Consolidated Hearing - Update on Schedule
for Completion and Variance Report to July 31,
1988

RECOMMENDATION:

THAT CAO Report 43/88 and FIN 158/88
on the Landfill Consolidated Hearing
be received for information.

REPORT

The Landfill Consolidated Hearing has now progressed to the point where all parties participating in the Hearing have put in their cases. Cross-examination of Stan Feenstra, the Region's hydrogeology expert, is to begin Monday, September 12, 1988, and is scheduled for completion by the end of the week. All parties have agreed to sit Friday and, if necessary, Saturday in order to begin the adjournment for preparation of final argument, next Monday, September 19.

Final argument is scheduled to begin on Tuesday, October 11, 1988. Although the length of time it will take for all parties to complete this portion of the Hearing is unclear, initial indications are that it will likely be two to three weeks.

Regional staff are in the process of determining what, if any, action should be taken between the completion of the actual Hearing in early November, and when the decision is rendered. Various options are being considered in an attempt to expedite the process once the actual decision is rendered. In this regard, we have begun preliminary discussions with both legal counsel and senior staff. It is expected that a more detailed report in this regard will be forthcoming sometime in October or early November.

Variance Report

Attached as Appendix A is an updated variance report for the period ending July 31, 1988. Expenditures to date total \$2,357,976 or 68 per cent of the Hearing budget. Current estimates indicate that there will be sufficient funds within the budget to cover expenditures to the end of the Hearing (based on an early November completion) with approximately a \$350,000 favourable variance remaining. This estimate includes the \$123,000 that was allocated as a contingency. The remaining surplus is due to an over estimation in the amount of support required from Halton's expert witnesses while other parties were putting forward their cases.

Landfill Approvals Coordinator

As indicated in CAO Report 33/88, Vicky Henderson has agreed to continue with her duties as Landfill Approvals Coordinator through to the end of the Hearing. As sufficient funds remain within the operating budget to cover the \$5,000 upset limit, and these funds were originally intended as her salary, no further authorization from Council has been requested.

Respectfully submitted,



John E. Fleming
Chief Administrative Officer

Respectfully submitted,



J.L. Rinaldo,
Commissioner of Finance &
Regional Treasurer

VH/cc

11

Appendix "A" to CAO Report 43/88 and FIN 158/88

Landfill Consolidated Hearing Variance Report

(Expenditures to July 31, 1988)

	<u>Budget</u>	<u>Actual</u> <u>Expenditures</u>	<u>Balance</u>	<u>Percent</u> <u>Expended</u>
A. Legal Fees				
Osler, Hoskin, Harcourt	\$1,292,179	\$ 866,012	\$ 426,167	67%
B. Expert Witnesses				
Walker, Wright, Young		\$ 231,512		
Trow - Hydrogeology		398,171		
- Design & Operations		160,224		
Giffels Associates		22,513		
Ecological Services		54,227		
Landplan - After Use		11,928		
- Visual		30,856		
- Heritage		5,798		
Senes		26,109		
Barman, Coulter, Swallow		3,682		
Pollutech		19,171		
Bird & Hale		12,942		
C.N. Watson Associates		133,264		
Myra Schiff		16,507		
Museum of Indian Arch.		5,113		
Gartner Lee		37,027		
Applied Groundwater		<u>72,716</u>		
Sub-Total	\$1,610,543	\$1,241,760	\$ 368,783	77%
C. Other				
Hall Rental	\$ 86,722	\$ 73,779	12,943	85%
Printing	27,238	24,406	2,832	90%
Transcripts	90,671	65,920	24,751	73%
Notices	49,546	41,859	7,687	85%
Operating Budget 1988	16,800	7,942	8,858	47%
Interest	197,623	36,298	161,325	18%
Contingency	<u>123,379</u>	<u>-</u>	<u>123,379</u>	-
Sub-Total	\$ 591,979	\$ 250,204	\$ 341,775	42%
TOTAL	\$3,494,701	\$2,357,976	\$1,136,725	68%



newsrelease / communiqué

RECEIVED MAR 07 1988

Ministry
of the
Environment

Ministère
de
l'Environnement

March 4, 1988

FOR FURTHER INFORMATION:

Robert Breeze, (416) 323-5223
Waste Management Branch

Myra Steward, (416) 323-4622
Communications Branch

REGIONAL MUNICIPALITY OF HALTON RECEIVES ENVIRONMENT MINISTRY WASTE MANAGEMENT GRANT TOTALLING \$1,800,000

The Regional Municipality of Halton will receive grants totalling \$1,800,000 to help pay for waste management work, Environment Minister Jim Bradley announced today.

Halton will be provided with \$700,000 for work on its comprehensive Waste Management Master Plan -- a long-range waste management planning study intended to meet the requirements of the Environmental Assessment Act.

As well, Halton will receive more than \$1 million for hearing, approval and design costs of landfill facilities.

The grants were made under the ministry's Comprehensive Funding Program for waste management, which was announced in June, 1987 to provide financial assistance to municipalities for waste management activities. These activities include treatment and disposal facilities and initiatives involving reduction, reuse, recycling and recovery of waste, collectively known as the 4R's program.