

THE CITY OF EDMONTON

**PROJECT AGREEMENT
VALLEY LINE WEST LRT**

***Schedule 28
Project Approvals and Utility Matters
Part 1 – Project Approvals***

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SCHEDULE 28
PROJECT APPROVALS AND UTILITY MATTERS
PART 1 – PROJECT APPROVALS

1. GENERAL

- (a) This Part 1 [*Project Approvals*] of this Schedule 28 [*Project Approvals and Utility Matters*] sets out the Parties' rights, responsibilities and obligations with respect to identifying, obtaining and maintaining all third party approvals, consents, licences, permits, concessions and any other authorization of any kind (each, a "**Project Approval**") that may be required in connection with or in any way relating to the completion of the Project, including the performance by Project Co of the Project Work. For the purposes of this Agreement, including this Part 1 [*Project Approvals*] of this Schedule 28 [*Project Approvals and Utility Matters*] all City of Edmonton departments, officials and offices, with the exception of the City LRT, shall be considered to be third parties and at arm's length from the City, the City's Representative and the City LRT. The City LRT shall be treated as if it were a counterparty to this Agreement and not a third party.
- (b) For clarity, and notwithstanding the preceding paragraph, this Part 1 [*Project Approvals*] of this Schedule 28 [*Project Approvals and Utility Matters*] does not apply with respect to Project Approvals that may be required from Utility Companies. Part 2 [*Utility Matters*] of this Schedule 28 [*Project Approval and Utility Matters*] sets out the Parties' rights, responsibilities and obligations with respect to identifying, obtaining and maintaining Project Approvals that may be required from Utility Companies in respect of Utility Work, provided, however, that if particular Utility Work requires a Regulatory Approval, then the provisions of this Part 1 [*Project Approvals*] of this Schedule 28 [*Project Approvals and Utility Matters*] shall apply with respect to the Parties' rights, responsibilities and obligations for obtaining and maintaining such Regulatory Approval.
- (c) The listing or description of any Project Approval in this Schedule 28 [*Project Approvals and Utility Matters*] is for illustrative and general guidance purposes only and shall not be interpreted to limit Project Co's responsibility under this Agreement with respect to Project Approvals, including pursuant to Part 2 [*Utility Matters*] of this Schedule 28 [*Project Approvals and Utility Matters*].

2. CATEGORIES OF APPROVALS

2.1 General

For the purposes of this Part 1 [*Project Approvals*] of this Schedule 28 [*Project Approvals and Utility Matters*], Project Approvals are categorized as follows

- (a) Project Approvals required from a Governmental Authority (each, a "**Regulatory Approval**"), including those Project Approvals that may be required from City of Edmonton departments, officials and offices (each, a "**City Approval**"), in each case according to Applicable Law; and
- (b) Project Approvals required from other third parties (the "**Other Approvals**").

For greater certainty, "Regulatory Approvals" includes all Environmental Permits.

2.2 Agreement-related Approvals, Consents, Authorizations

For clarity, this Part 1 [*Project Approvals*] of this Schedule 28 [*Project Approvals and Utility Matters*] does not apply with respect to, and City Approvals do not include, approvals, consents, or other authorizations Project Co requires from the City or the City's Representative, including the City LRT, under various provisions of this Agreement when the City is acting in its capacity as a signatory to this Agreement, or the City's Representative, including the City LRT, is representing the City as a signatory to this Agreement. These Agreement-related approvals, consents and other authorizations involving the City, the City's Representative, and the City LRT, and the process for obtaining such approvals, consents and other authorizations, are set out in the applicable provisions of this Agreement, including Schedule 4 [*Design and Construction Protocols*], Schedule 10 [*Environmental Performance Requirements*] and Schedule 12 [*Communications and Engagement*].

3. CITY RESPONSIBILITIES

3.1 City Permits

The City shall be responsible for only the following Project Approvals (collectively, the "**City Permits**") in accordance with the following:

- (a) EIA:
 - (i) obtaining the Bylaw 7188 EIA Approval prior to the Effective Date, and maintaining it in effect throughout the Term; and
 - (ii) complying with the EIA requirements that the City has expressly retained as set out in Schedule 10 [*Environmental Performance Requirements*], if any;
- (b) Road Plan Registrations: registering all road plans prepared by the City with the Alberta Land Titles Office on such basis and at such times as the City may in its discretion determine appropriate having regard to the best interests of the Project;
- (c) Rezoning Applications: as described in Section 1.2.4 of Appendix 28-1A [*Compliance, Approvals and Authorizations*] to this Schedule 28 [*Project Approvals and Utility Matters*], the City has obtained, prior to the Effective Date, a rezoning applicable to:
 - (i) the Gerry Wright OMF Site in order to support the development, construction and operation of the Gerry Wright OMF; and
 - (ii) the Lewis Farms LMF Site in order to support the development, construction and operation of the Lewis Farms LMF;
- (d) Access and Road Closures: obtaining necessary approvals for access and road closures pursuant to the *Highways Development and Protection Act* (Alberta) and the *Municipal Government Act* (Alberta). Appendix 5-3A [*Access and Road Closure Drawings*] of Schedule 5 [*D&C Performance Requirements*] outlines the access and road closure approvals obtained by the City prior to the Effective Date. For such approved access and road closures, in addition to any requirements to provide notice as outlined in Schedule 12 [*Communications and Engagement*], Project Co shall provide the City with notice at least 6 months in advance of the date that Project Co requires that vehicular access to the applicable Roadway be blocked or removed.

For access and road closures not included in Appendix 5-3A [*Access and Road Closure Drawings*] of Schedule 5 [*D&C Performance Requirements*], Project Co shall consult,

cooperate and coordinate with and support the City in making and managing the applications for approval for such access and road closures. In particular, and in addition to any requirements to provide notice as outlined in Schedule 12 [*Communications and Engagement*], Project Co shall provide the City with notice at least 6 months in advance of the date that Project Co requires that vehicular access to the applicable Roadway be blocked or removed;

(e) Historical Resources Clearance Letters: as described in Section 1.1.5 of Appendix 28-1A [*Compliance, Approvals and Authorizations*] to this Schedule 28 [*Project Approvals and Utility Matters*], the City has obtained, prior to the Effective Date, the necessary Clearance Letter for the Project pursuant to the *Historical Resources Act* (Alberta); and

(f) Ministerial Consents: the City will obtain the following Ministerial Consents pursuant to the Edmonton Restricted Development Area Regulation AR 287/1974:

(i) *Gravel Parking Lot*: Ministerial Consent for adjustments to be made to the gravel parking area within the Transportation Utility Corridor to be obtained by the Effective Date. The City has an agreement with the Province for use of the space of the existing gravel parking area, a copy of which is included in the Disclosed Data.

The gravel parking lot is considered to be temporary since it can be disrupted or terminated due to pipeline construction or maintenance in the TUC at any time. The Project will impact the existing north portion of the gravel parking area. To compensate for the loss of the north portion, an area has been identified to be added to the south portion of the gravel parking area.

(ii) *Laydown Areas*: Ministerial Consent for use of certain areas within the Transportation Utility Corridor for laydown purposes to be obtained by the Effective Date. Drawings identifying the following laydown areas are included in the Disclosed Data. Notwithstanding anything to the contrary contained in this Agreement, Project Co shall not bring any contaminated fill onto the Transportation Utility Corridor and shall not use the Transportation Utility Corridor to condition fill material to be used elsewhere on the Project.

(A) **West Laydown Area**: Area west of Anthony Henday Drive and south of 87 Avenue. The uses of this area that were initially identified include:

- (I) Casting of bridge girders;
- (II) Temporary storage of bridge construction material;
- (III) Temporary storage of equipment;
- (IV) Space for trackway and retaining wall construction; and
- (V) Site Offices.

(B) **Loop Laydown Area**: Area within the loop ramp on the east side of Anthony Henday Drive. The uses of this area that were initially identified include:

- (I) Temporary storage of bridge construction material;

- (II) Temporary storage of equipment;
 - (III) Space for trackway and retaining wall construction; and
 - (IV) Retaining wall excavation.
- (C) **East Laydown Area:** Area between the Anthony Henday Drive northbound ramp to 87 Avenue and the Aldergrove Neighbourhood, south of 87 Avenue. The uses of this area that were initially identified include:
- (I) Casting of bridge girders;
 - (II) Casting of concrete segments for the 87 Avenue elevated guideway;
 - (III) Temporary storage of construction material;
 - (IV) Temporary storage of equipment;
 - (V) Space for trackway construction; and
 - (VI) Site Offices.

Constraints associated with the East Laydown Area include, but may not be limited to:

- (VII) the east/west EPCOR water transmission line will require a crossing permit if Project Co's work area crosses this transmission line (such crossing permit is Project Co's responsibility);
 - (VIII) the EPCOR power transmission line that will be located along the east edge of the Transportation Utility Corridor. In general, the laydown area identified accommodates this transmission line; and
 - (IX) the access road to the cell towers must remain open and cannot be relocated. The road bisects the laydown area.
- (iii) *Permanent Infrastructure:* Ministerial Consent for Infrastructure to be constructed within the Transportation Utility Corridor to be obtained within six months of the Effective Date. This is for the area for the permanent Infrastructure through the Transportation Utility Corridor, which includes the LRT trackway, LRT bridge, retaining walls, LRT crossings of Anthony Henday Drive ramps, and traffic signals on 87 Avenue.

For certainty, Project Co shall obtain all other approvals, authorizations and permits required for Project Co to perform Project Work within the Transportation Utility Corridor.

3.2 Changes to City Permits

A change to a City Permit, including any cancellation or revocation of a City Permit, is a Designated Change in Law, and will be addressed in accordance with Section 11.5 [*Designated Change in Law*] of this Agreement. For clarity, changes to City Permits necessitated by Project Co's design or Project Co's construction methodologies are not Designated Changes in Law and Project Co shall assume the full risk

and responsibility of any change, modification, revocation or termination to or of any issued City Permit arising from Project Co's design or Project Co's construction methodologies.

3.3 City Information

The City shall use reasonable commercial efforts to provide Project Co with supplemental information that is in the City's Representative's and the City LRT's possession and control in accordance with Section 5 *[Consultation, Cooperation and Coordination]* of this Part 1 *[Project Approvals]* of this Schedule 28 *[Project Approvals and Utility Matters]* in connection with the Project Approvals and to provide such reasonable assistance to Project Co as Project Co may reasonably request with respect to obtaining, maintaining and renewing Project Approvals.

3.4 City LRT Consultation, Cooperation and Coordination

For the purposes of this Part 1 *[Project Approvals]* of this Schedule 28 *[Project Approvals and Utility Matters]*, the City shall cause the City LRT, through the meetings of the Construction Joint Committee, to consult, cooperate and coordinate with Project Co regarding the status of City Approvals. The City shall cause the City LRT to attend to the delivery of any formal notice, documentation or other communication that may be required to be completed and delivered in the City's name in connection with any Regulatory Approval or Other Approval as prepared by and reasonably directed by Project Co in accordance with Section 5 *[Consultation, Cooperation and Coordination]* of this Part 1 *[Project Approvals]* of this Schedule 28 *[Project Approvals and Utility Matters]*.

For greater certainty, the City's obligations as described in Section 3.3 *[City Information]* and Section 5 *[Consultation, Cooperation and Coordination]* of this Part 1 *[Project Approvals]* of this Schedule 28 *[Project Approvals and Utility Matters]* shall not apply to City of Edmonton departments, officials or offices, such that City of Edmonton departments, officials and offices shall have no such obligations. The City shall not be obligated to:

- (a) exercise any of its legal rights in order to avoid or eliminate the requirement to obtain any Project Approvals; or
- (b) automatically grant approvals for which it is the authorizing entity and Project Co acknowledges that all City of Edmonton departments, officials and offices will apply their usual procedures and criteria in considering applications from Project Co for Project Approvals issued by these entities.

3.5 No Other City Responsibilities

Except for the specific responsibilities and obligations expressly identified above in Section 3 *[City Responsibilities]* of this Part 1 *[Project Approvals]* of this Schedule 28 *[Project Approvals and Utility Matters]*, the City shall have no other responsibilities, obligations or liabilities of any kind whatsoever under this Part 1 *[Project Approvals]* of this Schedule 28 *[Project Approvals and Utility Matters]* in relation to Project Approvals.

4. PROJECT CO RESPONSIBILITIES

4.1 Project Approvals

Project Co shall:

- (a) Project Approvals: except for the specifically identified City Permits as set out in Section 3.1 *[City Responsibilities]* of this Part 1 *[Project Approvals]* of this Schedule 28 *[Project Approvals and Utility Matters]*, be fully responsible for identifying, investigating,

assessing, applying for, obtaining, and maintaining in effect for all relevant periods of time during the Term, all Project Approvals, including all Regulatory Approvals, all City Approvals and all Other Approvals, and including those Project Approvals identified as being the responsibility of Project Co in Appendix 28-1A [*Compliance, Approvals and Authorizations*] to this Schedule 28 [*Project Approvals and Utility Matters*], that are necessary for Project Co to perform the Project Work in accordance with this Agreement, including in accordance with the accepted Construction Schedule; and

(b) Protocols:

- (i) in respect of Regulatory Approvals, including City Approvals, whenever possible in accordance with Applicable Laws and the policies and practices of the applicable Governmental Authority or City of Edmonton department, official or office, have each Regulatory Approval, including each City Approval, issued in Project Co's name, with the right or ability of Project Co to transfer the same to the City on termination or expiry of this Agreement, or as may otherwise be required by the terms of this Agreement; and
- (ii) in respect of Other Approvals, whenever possible in accordance with the terms and conditions of any applicable contract(s) associated with the Other Approval and any administrative practices or policies of the entity issuing the Other Approval, have each Other Approval issued in Project Co's name, with the right of Project Co to transfer the same to the City on termination or expiry of this Agreement, or as may otherwise be required by the terms of this Agreement.

If a Regulatory Approval, including a City Approval or an Other Approval must be applied for or issued in the name of the City, Project Co shall remain responsible for such Regulatory Approval, City Approval and Other Approval in accordance with this Part 1 [*Project Approvals*] of this Schedule 28 [*Project Approvals and Utility Matters*].

4.2 Status Reports

As part of Project Co's normal course monthly reporting required pursuant to Section 3.2 [*Construction Period Reporting*] of Schedule 4 [*Design and Construction Protocols*], and as a regular agenda item for the meetings of the Construction Joint Committee, and as otherwise required by the City, Project Co shall provide written reports to the City on the status of Project Co's preparation of, and applications for, any and all Project Approvals, including the Regulatory Approvals, City Approvals and Other Approvals.

Project Co shall promptly notify the City of any notice or other communication received from a Governmental Authority, including a City of Edmonton department, official or office, or other third party, regarding the refusal to issue a Project Approval, an assertion to revoke or cancel a Project Approval, or the assertion to impose material conditions or terms attaching thereto, which may have implications for the City or for the Project. Following such notification Project Co shall provide the City with an opportunity to consult with Project Co in respect of such matters.

4.3 Changes to Project Approvals

Subject only to Section 3.2 [*Changes to City Permits*] of this Part 1 [*Project Approvals*] of this Schedule 28 [*Project Approvals and Utility Matters*] and Sections 11.1 [*Relief Events Defined*] and 11.5 [*Designated Change in Law*] of this Agreement, Project Co shall assume the full risk and responsibility of any change, modification, revocation or termination to or of any issued Project Approval, including any issued Regulatory Approval, City Approval or Other Approval, which occurs or arises during the Term.

4.4 City Access

At the request of the City, to the extent that Project Co's consent, authorization and/or direction is required, Project Co shall execute such consents, authorizations and directions as may be necessary to permit any inspection of the progress or status of the Project Approvals, or to enable the City or its authorized representatives to obtain access to files and records relating to Project Approvals maintained by Governmental Authorities.

4.5 Public Communications

To the extent that the application for or management of any Project Approval process requires Project Co to initiate, undertake or participate in any public communication, engagement or interaction of any kind, Project Co shall ensure that it applies and complies with the terms and requirements of Schedule 12 *[Communications and Engagement]*.

5. CONSULTATION, COOPERATION AND COORDINATION

5.1 General

The Parties acknowledge that:

- (a) certain information in relation to Project Approvals that may be required by Project Co to support an application for issuance of a Project Approval may be information that is in the possession of the City;
- (b) certain Project Approvals are to be issued by City of Edmonton departments, officials or offices;
- (c) certain applications for Project Approvals may have to be prepared in the name of the City or submitted by the City; and
- (d) the City may possess certain insights or experiences with respect to certain Project Approvals that may be useful to Project Co in the timely preparation and submission of the applicable applications for such Project Approvals, and, as such, the Parties shall, subject to the limitations, restrictions or qualifications set out in this Part 1 of Schedule 28 *[Project Approvals and Utility Matters]*, comply with Section 5 of this Schedule.

5.2 Regular Coordination

Without limiting any of Project Co's responsibilities and obligations as set out elsewhere in this Agreement, including in this Part 1 *[Project Approvals]* of this Schedule 28 *[Project Approvals and Utility Matters]*, Project Co and the City shall work cooperatively together in the timely coordination and management of the preparation and submission of Project Approval applications and related communications through:

- (a) the inclusion of Project Approvals as a regular agenda item for the Construction Joint Committee;
- (b) adherence by Project Co to the submission protocol requirements of Schedule 2 *[Submittal Review Procedure]*, Schedule 4 *[Design and Construction Protocols]* and Schedule 10 *[Environmental Performance Requirements]*, to the extent applicable to Project Approvals; and

- (c) each Party providing information, records and other material to the other, as otherwise may be reasonably required or contemplated by this Agreement in relation to Project Approvals.

5.3 Submission of Applications for Regulatory Approvals, City Approvals and Other Approvals

- (a) Project Co shall keep the City informed of the planned timing for the submission of applications for Regulatory Approvals, City Approvals and Other Approvals, and shall provide the City with a reasonable opportunity to:
 - (i) provide input to Project Co in respect of the application, particularly in respect of possible conditions or terms that may be associated with the applicable Project Approval with implications for the City or for the Project;
 - (ii) consider participating with Project Co in any meeting that may be requested by the Governmental Authority, including a City of Edmonton department, official or office, or other applicable third party in respect of the application or any subsequent notification to change, modify, revoke or terminate a Project Approval;
 - (iii) consider having the application made by or led by the City in the interests of the City and the Project and with Project Co's concurrence;
 - (iv) review minutes or summaries of meetings that Project Co has attended with Governmental Authorities, including City of Edmonton departments, officials or offices, or other applicable third party within 5 Business Days of the meetings; and
 - (v) consider, comment on and direct, in accordance with Schedule 12 *[Communications and Engagement]* any public communications or engagement activities that may be associated with a Project Approval.
- (b) Concurrently with filing a request for review pursuant to Bylaw 7188, an application for an environmental review in accordance with Applicable Laws or when applying for any Project Approval, Project Co shall provide the complete review or application package, together with all supporting information, to the City.

5.4 City Approvals Protocol

While all City of Edmonton departments, officials and offices, with the exception of the City LRT, are to be considered to be at arm's length from the City, the City's Representative and the City LRT for purposes of this Agreement, including this Part 1 *[Project Approvals]* of this Schedule 28 *[Project Approvals and Utility Matters]*, the City acknowledges that the City's Representative and the City LRT may have certain insights or information in relation to City Approvals. Accordingly, and without limiting any of Project Co's responsibilities and obligations as set out elsewhere in this Agreement, including in this Part 1 *[Project Approvals]* of this Schedule 28 *[Project Approvals and Utility Matters]*, Project Co shall:

- (a) except for City Permits, have full responsibility for planning, preparing, submitting and managing all applications for City Approvals according to normal course policies, practices, requirements and guidelines, as are applicable to any infrastructure developer, contractor and operator dealing with City of Edmonton departments, officials and offices in respect of any capital project;

- (b) within 60 days from the Effective Date, cause its designated representatives to meet with the City's Representative and applicable City of Edmonton departments, officials and offices in person for the purpose of discussing Project Co's plan and schedule for obtaining such City Approvals, to confirm the expected protocol requirements and, to the extent applicable and considered helpful by Project Co, to obtain relevant insights and required information from City of Edmonton departments, officials and offices to obtain such City Approvals in a timely and efficient manner;
- (c) at all relevant times diligently consult, cooperate and coordinate and exchange information with the City LRT in relation to the City Approvals and Project Co's dealings with City of Edmonton departments, officials and offices; and
- (d) notwithstanding the foregoing, and for greater clarity, subject only to applicable Relief Events or Force Majeure Events, assume the full risk and responsibility of City Approvals not being obtained in a timely manner or at all, recognizing that if the designs are compliant with this Agreement and proper applications for City Approvals are prepared, submitted and managed in a diligent manner early in the Construction Schedule, City Approvals should be capable of being obtained within the reasonably expected time frame of Project Co.

5.5 Other Project Approvals Protocol

Consistent with the foregoing approach to the management of City Approvals, and without limiting any of Project Co's responsibilities and obligations as set out elsewhere in this Agreement, including in this Part 1 *[Project Approvals]* of this Schedule 28 *[Project Approvals and Utility Matters]*, Project Co shall:

- (a) take the lead in overseeing and coordinating all activities necessary for obtaining Regulatory Approvals (that are not City Approvals as those are addressed pursuant to Section 5.4 of this Part 1 *[Project Approvals]* of this Schedule 28 *[Project Approvals and Utility Matters]*) and Other Approvals, and shall have full responsibility for planning, preparing, submitting and managing all applications for Regulatory Approvals (that are not City Approvals as those are addressed pursuant to Section 5.4 of this Part 1 *[Project Approvals]* of this Schedule 28 *[Project Approvals and Utility Matters]*) and Other Approvals, according to:
 - (i) Applicable Laws and the policies and practices of the applicable Governmental Authority in relation to such Regulatory Approvals; or
 - (ii) the terms and conditions of the applicable contract(s) and any administrative practices or policies of the entity issuing the Other Approval in relation to the Other Approvals, as the case may be;
- (b) within 60 days from the Effective Date, cause its designated representatives to meet with the City's designated representatives and each entity which will be issuing a Regulatory Approval (that is not a City Approval as those are addressed pursuant to Section 5.4 of this Part 1 *[Project Approvals]* of this Schedule 28 *[Project Approvals and Utility Matters]*) and an Other Approval in person or by conference call for the purpose of confirming the expected protocol requirements and planned timing for exchanging information, responding to queries, for reviewing and commenting on developed plans, and for the issuance of any required Regulatory Approval (that is not a City Approval as those are addressed pursuant to Section 5.4 of this Part 1 *[Project Approvals]* of this Schedule 28 *[Project Approvals and Utility Matters]*) and Other Approval;
- (c) at all relevant times, diligently consult, cooperate and coordinate in respect of the foregoing dealings with the entity which will be issuing the Regulatory Approval (that is

not a City Approval as those are addressed pursuant to Section 5.4 of this Part 1 [*Project Approvals*] of this Schedule 28 [*Project Approvals and Utility Matters*]) and the Other Approval with a view to facilitating the timely issuance of the applicable Regulatory Approval (that is not a City Approval as those are addressed pursuant to Section 5.4 of this Part 1 [*Project Approvals*] of this Schedule 28 [*Project Approvals and Utility Matters*]) and Other Approval having regard to Project Co's Construction Schedule; and

- (d) notwithstanding the foregoing, and for greater clarity, subject only to applicable Relief Events or Force Majeure Events, assume the full risk and responsibility of Regulatory Approvals (that are not City Approvals as those are addressed pursuant to Section 5.4 of this Part 1 [*Project Approvals*] of this Schedule 28 [*Project Approvals and Utility Matters*]) and Other Approvals not being obtained in a timely manner or at all, recognizing that if proper applications for Regulatory Approvals (that are not City Approvals as those are addressed pursuant to Section 5.4 of this Part 1 [*Project Approvals*] of this Schedule 28 [*Project Approvals and Utility Matters*]) and Other Approvals are prepared, submitted and managed in a diligent manner early in the Construction Schedule, Regulatory Approvals (that are not City Approvals as those are addressed pursuant to Section 5.4 of this Part 1 [*Project Approvals*] of this Schedule 28 [*Project Approvals and Utility Matters*]) and Other Approvals should be capable of being obtained within the reasonably expected time frame of Project Co.

5.6 City Waivers

The Parties acknowledge that certain of the Regulatory Approvals and Other Approvals are routine in nature and/or solely within the control of Project Co with no role or purpose for the City's involvement or participation in the process. As such, the City may, in its discretion, waive all or certain of Project Co's protocol requirements that are set out in Section 4 [*Project Co Responsibilities*] and Section 5 [*Consultation, Cooperation and Coordination*] of this Part 1 of this Schedule 28 [*Project Approvals and Utility Matters*].

**APPENDIX 28-1A
COMPLIANCE, APPROVALS AND AUTHORIZATIONS**

(Illustrative Only – Not Exhaustive)

Compliance/Approval/Authorization	Responsibility
1. Regulatory Approvals	
1.1 Provincial Regulatory	
1.1.1 Alberta Environmental Protection and Enhancement Act	Project Co
<ul style="list-style-type: none"> ● application for registration to construct and operate a municipal storm drainage system ● waste and contamination management ● administered by AEP 	
1.1.2 Alberta Wildlife Act	Project Co
<ul style="list-style-type: none"> ● Research Permit ● Collection Licence ● issued by AEP 	
1.1.3 Alberta Water Act	Project Co
<ul style="list-style-type: none"> ● Water Act approvals ● Code of Practice Notifications ● Temporary Diversion Licence ● issued or administered by AEP 	
1.1.4 Alberta Public Lands Act	Project Co
<ul style="list-style-type: none"> ● dispositions to enter/use/lease/occupy lands owned by the Province of Alberta ● issued by AEP 	
1.1.5 Alberta Historical Resources Act	City
<ul style="list-style-type: none"> ● Clearance Letters ● issued by the Province of Alberta 	
1.1.6 Land Titles Act – Road Plans	City
<ul style="list-style-type: none"> ● registration of road plans for municipal road rights of way 	
1.2 Municipal Regulatory	
1.2.1 Environmental Assessment and Review (Bylaw #7188)	

	<ul style="list-style-type: none"> EIA Approval for work within portions of the Lands that are governed by Bylaw 7188 	City
	<ul style="list-style-type: none"> work described in Section 4(a) of Schedule 10 [<i>Environmental Performance Requirements</i>] requires a request for review under Bylaw 7188 – approval issued by City Planning 	Project Co
1.2.2	Natural Area Assessment (Policy C531)	
	<ul style="list-style-type: none"> City administration approval for work within the Lands and potentially affecting Muskakosi Natural Area (MNA), also known as MW7009 	City
	<ul style="list-style-type: none"> work described in Section 4(b) of Schedule 10 [<i>Environmental Performance Requirements</i>] may require review under Policy C531 	Project Co
1.2.3	Community Standards (Bylaw #14600)	Project Co
	<ul style="list-style-type: none"> exemptions to working hours and noise levels issued by Community Standards Branch 	
1.2.4	Rezoning Approval (Bylaw #12800)	City
	<ul style="list-style-type: none"> for Gerry Wright OMF Site and Lewis Farms Site issued by Urban Form and Corporate Strategic Development, City Planning approved by City Council 	
1.2.5	Development Permits and Approvals (Bylaw #12800)	Project Co
	<ul style="list-style-type: none"> for Gerry Wright OMF Stage 2 and Lewis Farms Storage Facility various approvals or permits issued by Urban Form and Corporate Strategic Development, Development Services 	
1.2.6	Building Permits (Safety Codes Act, RSA 2000, c. S-1 and regs)	Project Co
	<ul style="list-style-type: none"> various permits/approvals (including <i>hoarding permits, demolition and excavation permits</i>) issued by Urban Form and Corporate Strategic Development, Development Services 	
1.2.7	Electrical Permits (Safety Codes Act, RSA 2000, c. S-1 and regs)	Project Co
	<ul style="list-style-type: none"> various permits/approvals issued by Urban Form and Corporate Strategic Development, Development Services 	
1.2.8	Traffic Management Approvals	
	(a) OSCAM	Project Co

-on street construction and maintenance permit

-Bylaw #5590 – Traffic Bylaw

(b) Road/Access Closures City

-individual Bylaws for each Road or Access closure pursuant to *Highways Development and Protection Act (Alberta)* and *Municipal Government Act (Alberta)*

(c) Roadway Signage City

-Bylaw #5590 – Traffic Bylaw

1.2.9 **Waste and Debris Disposal**

- Bylaw # 17555 - Waste Management Bylaw Project Co

1.3 **Provincial - Other**

- Ministerial Consent for adjustments to be made to the gravel parking area within the Transportation Utility Corridor City
- Ministerial Consent for use of certain areas within the Transportation Utility Corridor for laydown purposes City
- Ministerial Consent for Infrastructure to be constructed within the Transportation Utility Corridor City
- all other approvals, authorizations and permits required for Project Co to perform Project Work within the Transportation Utility Corridor Project Co

42194428.2