

**Ministry of  
the Environment**

Environmental Approvals  
Branch

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**Ministère de  
l'Environnement**

Direction des autorisations  
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Tél : 416 314-8001  
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August 26, 2013

Ms. Dana Valentyne  
Community Development Officer  
Town of Deseronto  
331 Main Street P.O. Box 310  
Deseronto ON K0K 1X0

Ms. Valentyne:

Thank you for your August 23, 2013 letter, on behalf of the Town of Deseronto, notifying the Ministry of the Environment that the Town intends to amend its Terms of Reference for a Proposed Waterfront Development.

As you are aware, there are regulated timelines associated with the evaluation and subsequent decision of a Terms of Reference, which are outlined in the Deadlines Regulation (Ontario Regulation 616/98). In accordance with the Regulation, once a Terms of Reference has been formally submitted to the Ministry of the Environment, the review and decision period lasts for twelve weeks. A decision on the Terms of Reference is due at the end of the twelve week period.

On July 12, 2013, the Town of Deseronto formally submitted a Terms of Reference to the Ministry of the Environment. The Terms of Reference was made available for a 30 day public and agency comment period, which concluded on August 11, 2013. In accordance with the Deadlines Regulation a decision on the Terms of Reference is required by October 4, 2013. I understand that the Town is seeking a postponement to the deadline for a decision on the Terms of Reference in order to amend the document in response to comments received during the 30 day public and agency comment period.

The Deadlines Regulation allows a proponent up to eight additional weeks to make amendments to a proposed Terms of Reference after formal submission. The date upon which the Ministry of the Environment receives written notification from a proponent of the intent to amend a Terms of Reference triggers the start of the eight week period. During this time proponents are responsible for making any necessary amendments to a Terms of Reference, and for consulting with those members of the public, government agencies or Aboriginal communities that may be affected by the proposed amendments.

The amended Terms of Reference, and an updated Record of Consultation, must be submitted on or prior to the conclusion of the eight week period. The proponent must notify the Ministry of the Environment, at a minimum, two weeks prior to the submission of the amended Terms of Reference. If the amended Terms of Reference is not received by the conclusion of the eight week period, the Minister will proceed to make a decision on the Terms of Reference as it was originally submitted. If a proponent feels that the amendments, and the consultation about them, cannot occur within the eight week period, the proponent should withdraw the proposed

Terms of Reference, rather than run the risk that the document as originally submitted is not approvable. Following that amendment period, the Minister is given seven weeks to make a decision.

With the submission of the Town of Deseronto's notice on August 23, 2013, advising the Ministry of the Environment that it intends to amend its Terms of Reference, the Town may amend and resubmit its Terms of Reference and updated Record of Consultation by no later than **October 18, 2013**.

Should you have any questions please contact the undersigned at 416-212-4279 or by e-mail at [gavin.batarino@ontario.ca](mailto:gavin.batarino@ontario.ca).

Yours sincerely,

A handwritten signature in black ink, appearing to read "G. Battarino". The signature is written in a cursive style with a horizontal line underneath it.

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Gavin Battarino, Project Officer  
Environmental Approvals Branch  
Ministry of the Environment