

Ministry
of the Environment

119 King Street West
12th Floor
Hamilton ON L8P 4Y7

Ministère
de l'Environnement

119 rue King ouest
12^e étage
Hamilton ON L8P 4Y7



October 3, 2001

Gary and Margaret Nichols
Nichols Gravel Supply Ltd.
P.O. Box 172
Delhi, ON
N4B 2W9

Dear Mr. Nichols:

RE: Permit to Take Water Application

Please find enclosed your application for a temporary Permit to Take Water for Nichols Gravel Supply Ltd., for the purpose of aquifer testing and preliminary quarry dewatering from two wells and one sump on Lots 10-12, Concession 12, formerly Wapole Township, City of Nanticoke. As per a conversation between the Ministry's Steve Wallace and David Slaine representing Nichols Gravel Supply Ltd. on September 27, 2001, Mr. Slaine informed us that you were putting the re-submission of the application on hold, therefore we are returning your application and closing you file.

Please note that under the Ontario Water Resources Act, R.S.O. 1990, Section 34 a Permit to Take Water is required for the taking of more than 50,000 Litres (approximately 10,000 Imperial gallons) of water in a day from any groundwater or surface water source, or any combination thereof. Taking water in excess of 50,000 Litres per day without a valid permit is an offence under Section 34 of the Ontario Water Resources Act and is liable to prosecution.

At this time I am returning your application and closing you file. Please reapply when you are ready to go forward with this project. If you have any questions, please call me at 1-800-668-4557 or (905) 521-7640.

Yours truly,

P. Odom
Director, Section 34
Ontario Water Resources Act.
R.S.O. 1990
Encl.

Information requested by this form is collected under the authority of the Ontario Water Resources Act, R.S.O. 1990, Chapter O.40 (OWRA) and the Environmental Bill of Rights, Statutes of Ontario, 1993, Chapter 28 (EBR). The purpose of the Permit is to regulate water takings in order to promote efficient development and equitable use of surface and ground waters.

<input checked="" type="checkbox"/> New Permit	Existing Permit No.
<input type="checkbox"/> Permit Renewal	
<input type="checkbox"/> Permit Amendment	

Name of Applicant NICHOLS GRAUEL LIMITED	Telephone No. (519) 582-3354
Address Box 172 DELHI ONT	Postal Code N4B 2W9

Application Particulars

Please read instructions on the Guide for Applying for Approval of Permit to Take Water ("Guide") and ensure that all sections of the application are completed in full, especially the section on Request Amount of Taking from each Source and project/application description for purposes of EBR registry.
Submit a diagram of the area of this water taking. Diagram, instructions and example are shown in the "Guide". If the taking is from a groundwater source, then a diagram indicating any wells within 500 metres of the taking must be submitted.
If there are questions concerning the application, please contact the corresponding Ministry of Environment and Energy Regional Office listed in the "Guide".

RECEIVED
 REGIONAL OFFICE
 MILTON
 MAY - 4 1988
 REGIONAL ADMIN.

A Source of Water

1 Well(s): How many? N/A	Spring(s): How many? N/A	2 Lake, Stream or River Name (s)
3 Pond(s): How many?	Type: <input type="checkbox"/> Dugout <input type="checkbox"/> By-Pass <input type="checkbox"/> On-Stream <input checked="" type="checkbox"/> Pit or Quarry	
4 Other Type of Source		
5 Construction date of Source UNKNOWN - WHEN REQUIRED	6 Date of installation of Water Taking Equipment UNKNOWN - WHEN REQUIRED TO DEWATER	

B Location of Taking

Lot: Concession, Township or former Township and County or Region or District, or City, Town or Village with name of street and number
LOTS 10, 11, 12 FORMERLY WALPOLE TWP CITY OF NANTICOKE CON-12

Are the proposed works located in an area of development control as defined by the Niagara Escarpment Planning and Development Act (NEPDA)
 Yes No (if Yes, attach copy of NEPDA permit)

C Location of Water Use

Same as B or

Lot: Concession, Township or former Township and County or Region or District, or City, Town or Village with name of street and number

D Purpose of Taking

Irrigation Commercial Industrial Municipal Public Supply Recreation

Drinking water Other (please describe)

E Period of Water Taking (complete either section 1 or 2 below)

1 Taking to commence on **INTERMITTANTLY** and to extend for a period of _____ days weeks months years

2 Seasonal taking to extend from **MARCH 15** to **DEC 15** each year for **50?** (number of years)

F Request Amount of Taking from each Source (if the taking involves the taking of water into storage, please state the amount of water taken into storage as well as the amount of water withdrawn from storage).

Source Number	Name of source or Description	Maximum amount taken per minute	Maximum amount taken per day	Number of hours of taking per day-maximum	Number of hours taken per day-average	Maximum number of days taking per year
1	NICHOLS QUARRIES	700	42,000	10	10	280
	HAGERSVILLE ONT.	190m ³ /h				
	HALDIMAND COUNTY ROAD 9					
	911# 2742					

Indicate unit of measure Litres Imperial Gallons U.S. Gallons

G Project/application description for purposes of EBR registry (brief description of proposal)

THIS APPLICATION FOR THE DUAL PURPOSE OF DEWATERING THE QUARRY TO ALLOW EXTRACTION OF LIMESTONE UNDER O.M.B. APPROVAL DECISION ORDER 0485 FOR ISSUANCE OF M.N.R. CLASS "A" LICENSE AND TO FURTHER ALLOW WASHING OF AGGREGATE ON SITE AS REQUIRED.

H Environmental Bill of Rights requirements

Is this a proposal for a Prescribed Instrument under EBR? Yes No

If "Yes", is it excepted from public notification? Yes No

If it is excepted from public notification, provide reason
 EVERYTHING BROUGHT UNDER REVIEW THROUGH THE O.M.B. HEARING PROCESS, SECTION H (B). SEE LETTER.
 Documentation in support of the above noted exception must be provided (refer to "Guide").

Equivalent Public Participation Emergency

Environmentally insignificant amendment or revocation EAA or Tribunal Decision

I Supporting information checklist. This is a list of all supporting information attached to this application and is subject to the Freedom of Information and Protection of Privacy Act (FOI/PPA) and the Environmental Bill of Rights (EBR).

SUPPORTING INFORMATION	ATTACHED?	REFERENCE	CAN BE DISCLOSED
Pre-application consultation with MOEE	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		
Documentation Provided			
Description of the proposed works	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	M.N.R. SITE PLAN	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
Environmental Study Report (ESR)	<input type="checkbox"/> Yes <input type="checkbox"/> No		<input type="checkbox"/> Yes <input type="checkbox"/> No
Preliminary Report	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	LEVEL 1 AND 2 HYDRO G. M.C.E. FILE	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
Design Report/Brief	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No		<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
Hydraulic and Process Calculations	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	LEVEL 2 HYDRO G. REPORT	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
Final Plans and Specifications	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	UPON COMPLETION OF WELL TESTS	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
Water Supply and Treatment			
Raw Water Quality Analysis	<input type="checkbox"/> Yes <input type="checkbox"/> No		<input type="checkbox"/> Yes <input type="checkbox"/> No
Hydrogeological Report	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	LEVEL 1 AND LEVEL 2	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
Other Attached Information	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	COPY O.M.B. DECISION	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
	<input type="checkbox"/> Yes <input type="checkbox"/> No		<input type="checkbox"/> Yes <input type="checkbox"/> No

I, the undersigned hereby declare that to the best of my knowledge, the information contained herein and the information submitted in support of this application is complete and accurate in every way. The applicant agrees to indemnify and save harmless the Crown in right of the Province of Ontario and its officers, employees, agents and contractors from and against all damages, loss, costs, claims, suits, injuries, demands, actions and proceedings resulting from or in any manner connected with act or omission of the applicant or any of its officers, employees, agents or contractors relating to this Application and any Permit, Renewal Permit or terms and conditions of a Permit issued in response to this Application. I understand that it is the policy of the Director in issuing a Permit to Take Water to impose the General Terms and Conditions appearing on the Guide for Applying for Permit to Take Water.

Name of Applicant or Agent/Official of Applicant (please print) GARY IRA NICHOLS PRESIDENT N.G.L. Signature of Applicant or Agent of Applicant G. I. Nichols Date May 3/2001.

