

**Ministry of Tourism and Culture**

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**Ministère du Tourisme et de la Culture**

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July 29, 2011

Hatch Ltd.  
4342 Queen St  
Niagara Falls, ON L2E 7J7

**RE: RE Smiths Falls 2 Solar Generation Facility**

**Lot 4, Concession 10, Drummond/North Elmsley Twp., Lanark County, Ontario**

**OPA Fit Reference no. FIT-FABIN9M**

**IRIMS: HD00481**

**PIF: P316-110-2011**

Dear Proponent:

This letter constitutes the Ministry of Tourism and Culture's written comments as required by s. 22(3)(a) of O. Reg. 359/09 under the *Environmental Protection Act* regarding archaeological assessments undertaken for the above project.

Based on the information contained in the report(s) you have submitted for this project, the Ministry believes the archaeological assessment complies with the *Ontario Heritage Act's* licensing requirements, including the licence terms and conditions and the Ministry's 1993 Archaeological Assessment Technical Guidelines. Please note that the Ministry makes no representation or warranty as to the completeness, accuracy or quality of the Report(s).\*

The report(s) recommends the following:

*As stated in Section 1.3 of this report, a Stage 1-2 archaeological assessment of the proposed RE Smiths Falls 2 Solar Generation Facility was carried out in 2010 by Mayer Heritage Consultants Inc. (2010). The survey resulted in the discovery of one potentially significant archaeological site; the pre-contact First Nations lithic scatter that is designated Location 3. The site is currently undergoing a Stage 3 assessment (D.R.*

*Poulton & Associates Inc. 2011). Location 3 is slated for Stage 4 salvage excavations.*

*The lands that are transected by the alignment of the proposed access road for the RE Smiths Falls 2 Solar Generation Facility were not included in the 2010 survey. Given that they were considered to have a potential for extant archaeological remains, a Stage 2 archaeological assessment of the corridor was carried out in the spring of 2011. As detailed in Section 3.0 of the report, no archaeological remains were discovered during the course of the assessment.*

*Section 7.8.4 Standard 3 of the standards and guidelines states the following with respect to the recommendations that are to be presented in Stage 2 survey reports: "If the Stage 2 did not identify any archaeological sites requiring further assessment or mitigation of impacts, recommend that no further archaeological assessment of the property be required" (Ministry of Tourism and Culture 2011: 13). As that was the case for the present assessment, it is recommended that no further archaeological assessment of the corridor for the proposed access road should be required. Finally, it is requested that a copy of the Ministry's letter be forwarded to Bob Leah, Director of Development, Canada, Recurrent Energy. His e-mail address is Bob.Leah@recurrentenergy.com.*

*Under the Ontario Heritage Act (1990a), it is a requirement of archaeological consulting licences that consultants prepare and submit assessment reports to the Ontario Ministry of Tourism and Culture. Archaeological Review Officers of the Ministry then review each report to ensure that the assessment and the report satisfy consulting licence requirements under the Act and other pertinent legislation, and that they conform to current archaeological standards and guidelines. If the report and the assessment do so conform, the pertinent Archaeological Review Officer then issues a letter confirming that and accepting the report into the Provincial registry of archaeological reports.*

*In the present case, it is recommended that the Ministry of Tourism and Culture issue a letter accepting the present report into the Ontario Provincial Register of Archaeological Reports. It is also recommended that the letter include a statement of concurrence with the findings of the Stage 2 archaeological fieldwork that is documented in this report.*

*The above comments conclude the general and site-specific recommendations of this report. Nevertheless, it should be emphasized that no archaeological survey can be considered to totally negate the potential for deeply buried cultural remains, including human burials. In recognition of that fact, the 1993 archaeological assessment technical guidelines formulated by the Province of Ontario require that all reports on archaeological assessments include recommendations to address the possibility that deeply buried remains may be encountered during construction (MCTR 1993:12).*

*Further to the above, it is recommended that archaeological staff of the Ontario Ministry of Tourism and Culture be notified immediately if any deeply buried archaeological remains should be discovered during earthmoving or construction related to the proposed access road for the RE Smiths Falls 2 Solar Generation Facility. The pertinent contact person at the Ministry is Jim Sherratt. He is the Archaeological Review Officer of the Culture Programs Unit of the Ministry who is responsible for the Eastern Region, within which the proposed RE Smiths Falls 2 Solar Generation Facility is situated. His*

*telephone number is 416 341-7132 and his e-mail address is Jim. Sherratt@ontario.ca.*

*In the event that human remains should be encountered during earthmoving or construction related to the proposed access road for the RE Smiths Falls 2 Solar Generation Facility, it is similarly recommended that the proponent immediately contact the aforementioned Jim Sherratt as well as Michael D'Mello. Mr. D'Mello is the Registrar of the Cemeteries Regulation Unit of the Ontario Ministry of Consumer Services. His telephone number is 416 326-8404 and his e-mail address is Michael.D'Mello@ontario.ca.*

The Ministry is satisfied with these recommendations.

This letter does not waive any requirements which you may have under the Ontario *Heritage Act*. A separate letter addressing archaeological licensing obligations under the Act will be sent to the archaeologist who completed the assessment and will be copied to you.

This letter does not constitute approval of the renewable energy project. Approvals of the project may be required under other statutes and regulations. It is your responsibility to obtain any necessary approvals or licences.

Please feel free to contact me if you have questions or require additional information.

Sincerely,

A handwritten signature in cursive script that reads "A Hinshelwood." The signature is written in black ink on a light blue rectangular background.

Andrew Hinshelwood  
Archaeology Review Officer

cc. Consultant

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\*\* In no way will the Ministry be liable for any harm, damages, costs, expenses, losses, claims or actions that may result: (a) if the Report(s) or its recommendations are discovered to be inaccurate, incomplete, misleading or fraudulent; or (b) from the issuance of this letter. Further measures may need to be taken in the event that additional artifacts or archaeological sites are identified or the Report(s) is otherwise found to be inaccurate, incomplete, misleading or fraudulent.