

Element Occurrence Record (3010)

April 10, 2006

Elatine rubella (Three-flowered Waterwort)

	(
Please see http://srmwww.gov	_					
This is a summary report. For a con	mplete record contact the CDC (cdc	data@victoria1.gov	v.bc.ca).			
Element Type: Vascular Plant		Status: Global:	G5			
Taxonomic Class:		Provincial: COSEWIC:	S2S3			
Dicots		List:	Blue			
Representational Accuracy:						
Location / Directions: PATULLO BRIDGE, EAST BAN	K OF FRASER RIVER					
Element Occurrence Data: (Sparse on muddy sand bar.	(Last Observation: 1989-09-04)					
General Description:						
EO Type:						
Habitat Keyword: RIVERINE; RIPARIAN; SAND/C	GRAVEL BARS					
EO Rank:	Comments:					
Vegetation Zone: Lowland						
Element Occurrence Referen (O91UBC01BCCA) University of		Zool., Biol. Sci. Bld	lg., 6270 Univ. Blvd., Vancouver, BC.			



Element Occurrence Record (3276)

April 10, 2006

Lindernia dubia var. anagallidea (False-pimpernel)

Please see http://srmwww.gov.bc.ca/cdc/gis/eo_data_field This is a summary report. For a complete record contact the CDC (c		
This is a summary report. For a complete record contact the CDC (c	dedata e victoria 1.gov	.oc.cu).
Element Type:	Status:	
Vascular Plant	Global:	G5T4
	Provincial:	S2S3
Taxonomic Class:	COSEWIC:	
Dicots	List:	Blue
Representational Accuracy:		
Location / Directions: FRASER SURREY DOCKS		
Element Occurrence Data: (Last Observation: 1989-09-12) 1989: Many plants along sand bar but uncommon along river. In mu	ıd on tidal shore of Fra	aser River, submerged at high spring tide.
General Description:		
EO Type:		
Habitat Keyword: RIVERINE; BIG RIVER; TIDAL FLAT; FLOODPLAIN; SAND/O	GRAVEL BARS	
EO Rank: Comments:		
Vegetation Zone:		
Element Occurrence References: (O91UBC01BCCA) University of British Columbia. Dep. Bot., Dep. Lomer, F. Personal communication.	o. Zool., Biol. Sci. Bld	g., 6270 Univ. Blvd., Vancouver, BC. (P98LOM01BCCA)



Element Occurrence Record (3412)

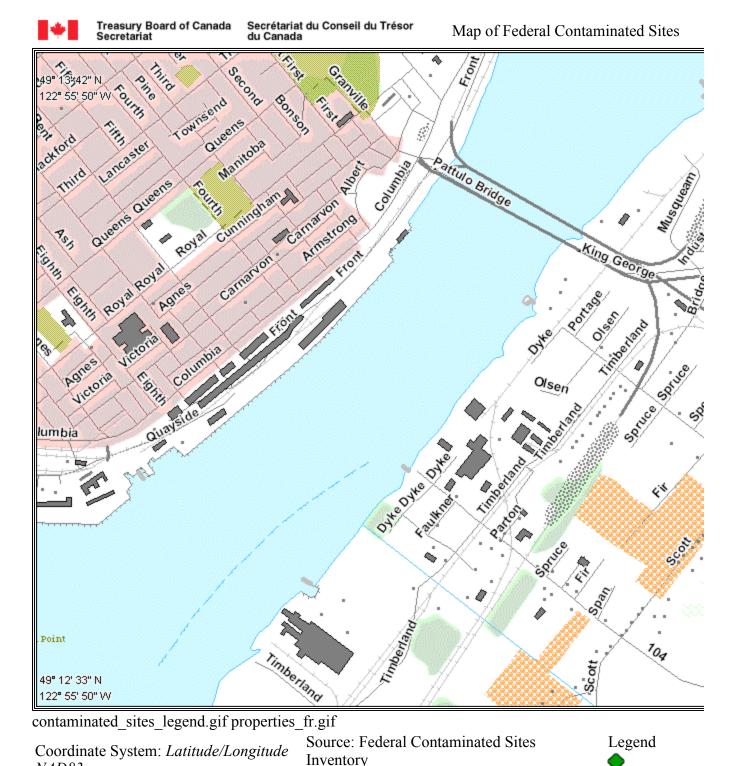
April 10, 2006

Carex scoparia (Pointed Broom Sedge)

	gov.bc.ca/cdc/gis/eo_data_fields.h complete record contact the CDC (cdcc			
Element Type: Vascular Plant		Status: Global: Provincial:	G5 \$2\$3	
Taxonomic Class: Monocots		COSEWIC: List:	Blue	
Representational Accuracy	y:	List.	Bite	
Location / Directions: PATULLO BRIDGE, EAST BA	ANK OF FRASER RIVER			
Element Occurrence Data: A few plants on wet ground.	: (Last Observation: 1991-08)			
General Description:				
EO Type:				
Habitat Keyword: TERRESTRIAL				
EO Rank:	Comments:			
Vegetation Zone: Lowland				
Element Occurrence Refer (O91UBC01BCCA) University	rences: of British Columbia. Dep. Bot., Dep. Z	Zool., Biol. Sci. Bld	lg., 6270 Univ. Blvd., Vancouver, BC.	

APPENDIX J Federal Contaminated Sites Inventory Search Results

Contaminated Sites



https://map-carte.tbs-sct.gc.ca/fcsi-rscf/map-carte/Layout-Impression.aspx?=&Language=... 4/10/2006

4/10/2006 12:00:00 AM

NAD83

APPENDIX K City of Surrey Records Search Results

CITY OF SURREY Planning and Development Department

14245 - 56th Avenue, Surrcy British Columbia, Canada V3X 3A2

T-430

Telephone (604) 591-4441

Fax (604) 591-2507

May 1, 2006

File:

21832-21198

21840-21198

Hemmera Envirochem Inc. Suite 250, 1380 Burrard Street Vancouver, B.C. V6Z 2H3

Attention: Seth Kingsbury

Re: 21832 South Westminster Shore and 21840 South Westminster Shore

This is in response to your inquiry on the above noted properties. As confirmed by a telephone conversation call to you, this response only covers 2 lots and the other 4 lots that were submitted in your request have no civic addresses. Further to your request for a comfort letter regarding this file, we write to advise that in the City of Surrey, comfort letters are prepared by clerical staff who complete a summary/overview of the file. The following does not include a site visit.

- 1. The properties are currently vacant and located in a "Light Impact Industrial 1 Zone (IL-1)". Enclosed is a copy of that portion of our Zoning By-law which stipulates the permitted uses and regulations in that zone. Please note that the words in *italics* in Section B Permitted Uses, are defined in the Zoning By-law, Part 1 Definitions. Due to the volume, we have not provided you with a copy of all the definitions in the By-law. You may wish to review the Surrey Zoning By-law at the Planning & Development Department or online at www.surrey.ca.
- 2. With regard to your inquiry regarding environmental concerns, Engineering File Registry has searched the files for the above-noted properties for the period of 1985 to the present. There were no file records found. We suggest the request also be referred to Ministry of Environment for any information they may have at 604-582-5200.

We do not have access to Fire Department files regarding environmental concerns. If you require this information, please call the Fire Department at 604-543-6700.

The foregoing information is given for your convenience only and it should be clearly understood that you must satisfy yourself as to whether the premises and the existing or proposed use thereof is or would be in conformity with all applicable by-laws and regulations of the City. The City of Surrey does not guarantee or warrant the accuracy or completeness of the information given or its fitness for the purposes intended by the requester.

Yours truly,

Nick Marach

Manager

Building Division

SD/kms

Encl.

V:\Wp-docs\comfort\B6data\04271153.sd.dac

SKD 5/1/06 12:51 PM



Light Impact Industrial 1 Zone

IL-1, Light Impact Industrial | Zone

From-CITY OF SURREY PLANNING

Part 48A

IL-1

Intent A.

This Zone is intended to accommodate and regulate the development of light impact industry and limited office and service uses with a high standard of design. These uses shall be carried out with limited provision for outdoor storage.

В. Permitted Uses

Land and structures shall be used for the following uses only, or for a combination of such uses:

- Light impact industry. 1.
- 2. Recycling depots provided that:
 - The use is confined to an enclosed building; and (a)
 - The storage of used tires is prohibited. (b)
- Warehouse uses. 3.
- 4. Distribution centres.
- 5. General service uses limited to the following:
 - Industrial first aid training; and (a)
 - (b) Trade schools.
- 6. Office uses limited to the following:
 - Architectural and landscape architectural offices; (a)
 - Engineering and surveying offices; (b)

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- (c) General contractor offices;
- (d) Government offices; and
- (e) Utility company offices.
- 7. Accessory uses including the following:
 - (a) Coffee shops provided that the seating capacity shall not exceed 35 and the said coffee shop is not licensed by the Liquor Control and Licensing Act, R.S.B.C. 1996, chapter 267, as amended;
 - (b) Indoor recreation facilities;
 - (c) Community services;
 - (d) Assembly halls limited to churches, provided that:
 - i. The *church* does not exceed a total floor area of 700 square metres [7,500 sq. ft.];
 - ii. The church accommodates a maximum of 300 scats; and
 - iii. There is not more than one church on a lot;
 - (e) Child care centres; and
 - (f) Dwelling unit(s) provided that the dwelling unit(s) is (are):
 - i. Contained within the principal building;
 - ii. Occupied by the owner or a caretaker, for the protection of the businesses permitted;
 - iii. Restricted to a maximum number of:
 - a. One dwelling unit in each principal building less than 2,800 square metres [30,000 sq. ft.] in floor area;
 - b. Two dwelling units in each principal building of 2,800 square metres [30,000 sq. ft.] or greater in floor area; and

Part 48A

IL-1

Notwithstanding Sub-sections B.7 (f) iii.a. and iii.b., the C. maximum number shall be two dwelling units for lots less than 4.0 hectares [10 acres] in area and three dwelling units for lots equal to or greater than 4.0 hectares [10 acres] in area; and

Restricted to a maximum floor area of: iv.

- 140 square metres [1,500 sq. ft.] for one (first) dwelling а. unit on a lot and where a lot has been subdivided by a strata plan then there shall only be one 140-square mette [1,500 sq. ft.] dwelling unit within the strata plan;
- Ъ. 90 square metres [970 sq. ft.] for each additional dwelling unit; and
- Notwithstanding Sub-sections B.7(f)iv.a. and iv.b., the Ç. maximum floor area shall not exceed 33% of the total floor area of the principal building within which the dwelling unit is contained.

C. Lot Area

Not applicable to this Zone.

Density D.

- In Neighbourhood Concept Plan and Infill Areas as described and outlined on the 1. maps attached as Schedule F attached to this By-law, the floor area ratio shall not exceed 0.1 or a building area of 300 square metres [3,230 sq.ft.] whichever is smaller. The floor area ratio may be increased to 1.00 if amenities are provided in accordance with Schedule G of this By-law.
- 2. In areas other than the ones in Sub-section D.1 of this Zone, the floor area ratio shall not exceed 1.00.

Lot Coverage E.

The maximum lot coverage shall be 60%.

Vards and Setbacks F.

Buildings and structures shall be sited in accordance with the following minimum setbacks:

Use	Setback	Front Yard	Rear Yard	Side Yard	Side Yard on Flanking Street
Principal and Accessory Buildings and Structures		7.5 m. [25 ft.]	7.5 m. [25 ft.]	7.5 m.* [25 ft.]	7.5 m. [25 ft.]

Measurements to be determined as per Part 1 Definitions of this By-law.

One (1) side yard setback shall be 7.5 metres [25 ft.] or 0.0 metre if the said side yard abuts land which is commercial or industrial.

G. Height of Buildings

Measurements to be determined as per Part 1 Definitions of this By-law.

- Principal building: The building height shall not exceed 18 metres [60 ft.]. 1.
- Accessory buildings and structures: The building height shall not exceed 6 2. metres [20 ft.].

H. **Off-Street Parking**

- Refer to Table C.3 of Part 5 Off-Street Parking and Loading/Unloading of this 1. By-law. For the purpose of this Part, the parking requirements for warehouse uses and distribution centres shall be the same as those for light impact industry.
- Tandem parking may be permitted. 2.

Part 48A

IL-1

- Parking of vehicles, except parking for employees and customers of the uses on 3. the lot and including without limitations, parking of vehicles exceeding 5,000 kilograms [11,023 lbs.] G.V.W., is specifically prohibited between the front of the principal building and the highway and shall occupy an area no greater than 1.5 times the area of the lot coverage of the principal buildings.
- Notwithstanding Sub-section A.2(a) of Part 5 Off-Street Parking and 4. Loading/Unloading of this By-law, required parking shall be provided on the same lot as the uses they serve.

I. Landscaping

- All developed portions of the lot not covered by buildings, structures, or paved 1. areas shall be landscaped, including the retention of mature trees. This landscaping shall be maintained.
- Along the developed sides of the lot which abut a Major Road, as shown in the 2. Official Community Plan, a continuous landscaping strip of not less than 6.0 metres [20 ft.] in width shall be provided within the lot.
- Along the developed sides of the lot which abut all highways other than a Major 3. Road, as shown in the Official Community Plan, a continuous landscaping strip of not less than 3.0 metres [10 ft.] shall be provided within the lot.
- The boulevard areas of highways abutting a lot shall be seeded or sodded with 4. grass on the side of the highway abutting the lot, except at driveways.
- A continuous landscaping strip of not less than 1.5 metres [5 ft.] in width shall be 5. provided along all side lot lines between a highway and 3.0 metres [10 ft.] back from the front face of the closest principal building fronting a highway.
- A continuous landscaping strip of not less than 6.0 metres [20 ft.] shall be 6. provided along all lot lines separating the developed portion of the lot from any residential lots.
- Loading areas, garbage containers and passive recycling containers shall be 7, screened to a height of at least 2.5 metres [8 ft.] by buildings, a landscaping screen, a solid decorative fence, or a combination thereof.
- The area for the parking of vehicles shall be completely screened to a height of at 8. least 2.5 metres [8 ft.] by buildings and/or a decorative fence and/or landscaping at least 2.5 metres [8 ft.] high,

Part 48A

IL-1

J. Special Regulations

- Area for outdoor display and storage of any containers, goods, materials or 1. supplies shall:
 - Not exceed a total area greater than 1.5 times the lot area covered by the (a) principal building up to a maximum of 40% lot coverage of the lot;
 - Not to be used for storage of trucks (>5,000 kg, G.V.W.) or trailers that **(b)** are not associated with the business on the lot;
 - Not be located within any front yard or side yard; and (c)
 - Be completely screened to a height of at least 2.5 metres [8 ft.] by (d) buildings and/or solid decorative fencing and/or substantial landscaping strips of not less than 2.5 metres [8 ft.] in height and not less than 1.5 metres [5 ft.] in width. No display or storage of any material shall be siled to a height exceeding 2.5 metres [8 ft.] within 5 metres [16 ft.] of the said screen. In no case any material, except cargo containers, shall be piled to a height of more than 3.5 metres [12 ft.].
- No display or storage of cargo containers shall be piled to a height of more than 2. 7.0 metres [24 ft.] or the height of two stacked containers, whichever is less.
- Parking, storage or service of trucks and trailers on any portion of the lot not 3. associated with the uses or operations permitted in Section B thereof shall be specifically prohibited.
- Land and structures shall be used for the uses permitted in this Zonc only if such 4. uses:
 - Constitute no unusual fire, explosion or safety hazard; (a)
 - Do not emit noise in excess of 70dB(A) measured at any point on any (b) boundary of the lot on which the use is located, provided that where a lot abuts a lot other than an industrial lot the noise level shall not exceed 60dB(A); and
 - (c) Do not produce heat or glare perceptible from any lot line of the lot on which the use is located.
- 5. Loading areas, garbage containers and passive recycling containers shall not be located within any required front or flanking street setback or within any required setback adjacent any residential lot.

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F-339

Child care centres shall be located on the lot such that these centres have direct 6. access to an open space and play area within the lot.

Subdivision K.

Lots created through subdivision in this Zone shall conform to the following minimum standards:

Lot Size	<i>Lot</i> Width	Lot Depth
1,800 sq. m	30 metres	30 metres
[0,5 acre]	[100 ft]	[100 ft.]

Dimensions shall be measured in accordance with Section E.21, Part 4 General Provisions, of the Surrey Zoning By-law, 1993, No. 12000 as amended.

Other Regulations L.

In addition, land use regulations including the following are applicable:

- Prior to any use, lands must be serviced as set out in Part 2 Uses Limited, of this 1. By-law and in accordance with the Surrey Subdivision and Development By-law, 1986, No. 8830, as amended.
- General provisions on use are as set out in Part 4 General Provisions, of this By-2. law.
- Additional off-street parking requirements are as set out in Part 5 Off-Street 3. Parking and Loading/Unloading of this By-law.
- Sign regulations are as provided in Surrey Sign By-law, 1999, No. 13656, as 4. amended.
- Special building setbacks are as set out in Part 7 Special Building Setbacks, of 5. this By-law.
- Floodproofing regulations are as set out in Part 8 Floodproofing, this By-law. 6.
- Building permits shall be subject to the Surrey Building By-law, 1987, No. 9011, 7. as amended, and the Surrey Development Cost Charge By-law, 2002, No. 14650, as amended.

[[-1

- 8. Surrey Tree Preservation By-law, 1996, No. 12880, as amended.
- 9. Development permits may be required in accordance with the Official Community Plan, 1996, By-law No. 12900, as amended.
- 10. Safety regulations are as set out in the Health Act R.S.B.C. 1996, c. 179 and the "Surrey Fire Prevention By-law".
- 11. Permits may be required for the storage of special wastes in accordance with the Environmental Management Act R.S.B.C., 2003, C.53.
- 12. Provincial licensing of child care centres is regulated by the Community Care Facility Act R.S.B.C. 1996, c. 60, as amended and the Regulations pursuant thereto including without limitation B.C. Reg. 319/89/213.

APPENDIX L City of Surrey Fire Department Records Search Results



SURREY FIRE DEPARTMENT

FIRE PREVENTION DIVISION

8767 - 132nd Street, Surrey, B.C., V3W 4P1 Phone (604) 543-6760 FAX (604) 594-1237



FACSIMILE TRANSMITTAL FORM

DATE: September 14, 2006

FROM:

L. M. Wilson

Hemmera TO:

PHONE:

(604) 543-6760

FAX Number: 604-669-0430

Fax Number: (604) 594-1237

TOTAL NUMBER OF PAGES: 2 (including cover sheet)

REFERENCE:

012-878-308 PIP

000-732-770

000-732-664

012-878-260

012-878-278

012-878-286

With respect to your inquiry regarding a record search, we have searched our files for the above noted property with respect to the following:

- Emergency incidents that may have involved hazardous material spills. 1.
 - No file records found
- Fire Incidents. 2.
 - 1. Industrial Fire July 3, 1991
 - 2. Vehicle / Structure Fire June 3, 1993
 - 3. Mill Fire Jan 11, 1994
 - 4. Mill Fire Aug 15, 1996
 - 5. Structure Fire Aug 9, 1997
 - 6. Boat Ramp Fire Aug 15, 1997
 - 7. Mill Fire Oct 17, 2000
- Underground Storage Tanks for Flammable and Combustible Liquids. 3.
 - No file records found
- Fire Safety Hazards. 4.
 - -No file records found

We suggest that you also forward your request to the City of Surrey	Planning	and
Development Department for any information they may have.		

Facsimile Operator:	Date:	_September 14, 2006	Time:	



FACSIMILE

Suite 350, 1190 Hornby Street Vancouver, BC V6Z 2K5

Phone: (604) 669-0424 Fax: (604) 669-0430

Email: hemmera@hemmera.com

ENVIRONMENTAL ENGINEERING, SCIENCE AND MANAGEMENT

bhone: 604-543-6760

TO:

Surrey Fire Prevention Attn: Lorraine

FAX #:

604-594-1237

FROM: Seth Kingsbury FILE #:

405-003.02

DATE:

April 10, 2006

OF PAGES (Incl. cover page):

1

IF YOU DO NOT RECEIVE ALL OF THE PAGES, PLEASE CALL (604) 669-0424

Hemmera is conducting a Phase 1 Preliminary Site Investigation (PSI) on behalf of the Fraser River Port Authority for the following site:

Brownsville Site Surrey, BC

The Brownsville Site includes the following Parcels/Lots

PID - 012-878-308 - Parcel Rem C district lot 5 group 2

PID - 000-732-770 - Lot 7, district lot 4 group 2 plan 2620

PID - 000-732-664 - Lot 8, district lot 4 group 2 plan 2620

PID - 012-878-260 - Parcel A, district lot 6 group 2

PID - 012-878-278 - Parcel B, district lot 6 group 2

PID - 012-878-286 - Parcel C, district lot 6 group 2

By way of this facsimile Hemmera is requesting an environmental file review for the properties. Hemmera would specifically like any information you may have relating to:

- underground and aboveground storage tank installation and decommissioning;
- records of any responses by the Fire Department to the site (i.e. fires, explosions etc.);
- records of any historical hazardous materials storage, or spills; and
- any other environmental concerns.

A cheque for \$58.85 (\$55 + GST) payable to the Surrey Fire Service will be forwarded along with a hard copy of this request. Could you please fax the results of your search to Seth Kingsbury at 604-669-0430 and mail a hard copy directly to Hemmera. If you have any questions regarding this request please call Seth Kingsbury at 604-669-0424. Thank you.

Sincerely,

HEMMERA

CONFIDENTIALITY NOTICE

The transmitted documents are intended only for the use of the individual or entity to which they are addressed and may contain information that is privileged, confidential and exempt from disclosure under applicable law. If the reader of this message is not the intended recipient, or the employee or agent responsible for delivering the message to the intended recipient, you are hereby notified that any dissemination, distribution or copying of the documents transmitted with this communication is strictly prohibited. If you have received this communication in error, please notify us immediately by telephone so that arrangements may be made to return the original documents to us.

APPENDIX M Environment Canada Records Search Results

Environmental Enforcement Division 201 – 401 Burrard Street Vancouver, BC V6C 3S5

OUR FILE: 4706-4-1

September 15, 2006

Mr. Seth Kingsbury
Hemmera Resource
Suite 350, 1380 Burrard Street
Vancouver, B.C.
V6Z 2H3

Dear Mr. Kingsbury:

RE: INFORMATION SEARCH ON FRASER RIVER PORT AUTHORITY, BROWNSVILLE SITE

I am writing in response to your letter of April 10, 2006.

We searched our records for files under the names Fraser River Port Authority, Brownsville Site in Surrey B.C. for the co-ordinates you supplied.

Our search included:

- 1) Company notification to Environment Canada of PCB storage in British Columbia our database includes reports of PCB's in use,
- 2) Inspections records in British Columbia of non-compliance with the acts and regulations administered by Environment Canada (C.E.P.A. and the pollution provisions of the Fisheries Act),

The records in the Pacific and Yukon Region indicated no problems in the above areas.

While the above information is correct and accurate to the best of our knowledge, it is the responsibility of the land owner/occupant to ensure compliance with all applicable regulations. Accordingly, this letter is written without prejudice to any future action which may be required for protection of public health and the environment.

Yours truly,

Bev Detehr

Environmental Enforcement Division

Enforcement Branch

(604) 666-6201



APPENDIX N Lease Agreements/Permits

Document Name: untitled

LLSI006332	Lease/Licence by .	Property	8	/05/06 15	:25	: 1()
Property	25742 SURREY,C-S sho N end of Old			erminated eases			
Acreage 4.55	0 end Dyke Rd, 1	E of Tannery	Rd, I	NCTUDED			
Mile From 117.63	0 N'side CN R/W	(CN LIS Sht	19)				
Mile To 117.63	0 Loc/Cnty	SRY Surre	У				
CAD Y	Subdivision	684 Yale					
Document	Tenant/Lessor	Annual Rent	Begin	Ending	Ĺi	£,	E
Property Number	Name	Total	Date	Date	T_{ϵ}	S	ř
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@ 25742 CNR 10787	LINDAL CEDAR HOME	40,000	01/07/86	30/06/01	Lili	H	
25742 CNR 5077-A	LINDAL CEDAR HOME	14,811	01/02/68		$L_{i}T_{i}$	H	
325742 MR 161	B.C. Hydro & Powe	0	01/09/61		LX	D.	
(G) 25742 MR 4227	Telus Communicati	Ó	01/03/73		LX	A	
(6) 25742 820/1202-C-1-A	FRASER RIVER HARB	0	15/02/86		LL	A	

Place the cursor on a specific line and press Enter for detail information F1=Help F3=Exit F4=Prompt F12=Previous F14=Msg F19=Image F21=Print

PURPOSE OF LEASES!

- 1 LUMBER / FOREST PRODS MILL /PLANT
- (2) LUMBER/ FOREST PRODIS MILL/PLANT (3) WIRE X-ING (OH) (4) WIRE X-ING (OH) (5) BLDG. ENCROACHMENT (6) STORAGE & HANDLING

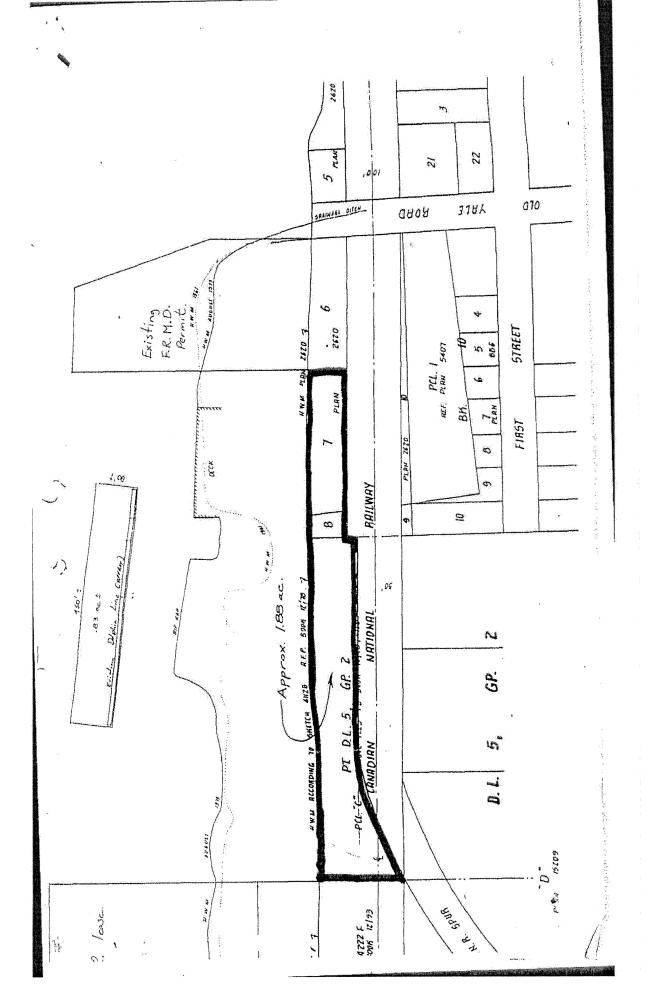
Date: 2006/05/08 Time: 15:26:00

8/05/06 15:31:20 Lease/Licence Details LLSM001192 Press ESC for ALL Images Change Date 2003/04/30 Lease/Licence.. 124521 Plant/Mill Site Land Lease
Tenant/Lessor.. 100052 LINDAL CEDAR HOMES LTD. EIS ? PR2
Manager... 82149 Yurkiw, Larry Holdover
Term of Lease. 180 Begins 1/07/86 Ends 30/06/01 Rent Starts 1/07/86 25742 Doc. # CNR 10787 Canadian National Property.... ----- Supplemental Information -----Land Area..... 103,797.410 UM SF Document Date.. 1/07/1986 (DMYYYY)
Location...... SURREY, B.C. File Number.... SRY1L.CNR 10787 Purpose Code 1, 1431 Lumber/Forest Prods-Mill/Plant Purpose Code 2. Annual Rent Tot Purpose Code 3. 1.050 Subdivision... 684 Yale Mile From..... 1.050 To Plan/Ref. #.... Rate of Return. 12% Rent Basis.... Distribution Codes: 700 MANAGER, PROPERTY TA 557 File Copy

CNRP Code

F1=Help F3=Exit F4=Prompt F10=EIS F11=Rec Bill F12=Previous F14=Msg F17=Lse Mast F18=Prop Sup F19=Image(1)

Date: 2006/05/08 Time: 15:33:27



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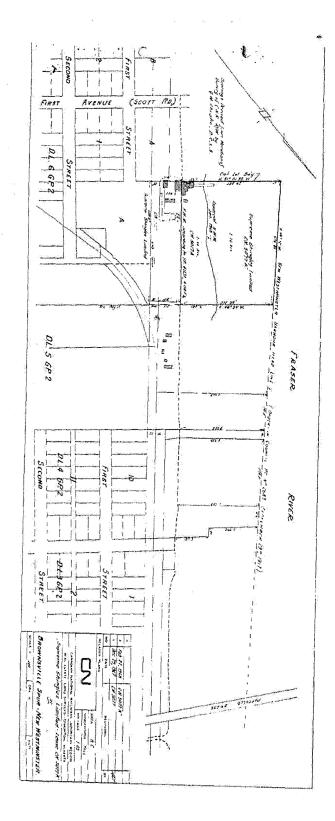
LLSM001192	Lease/Licence	Details	8/05/06 15:31:59
	Press ESC for A	LL Images Change I	Date 2003/04/30
Lease/Licence	127298 Plant/Mill Site/	Other Fct Land Leas	se .
Tenant/Lessor	101741 LINDAL CEDAR HOM	ES INC.	EIS ? PR2
Manager	82149 Yurkiw, Larry	Holdover	
Term of Lease.	Begins 1/02/68	Ends Re	ent Starts 1/02/68
Property	25742 Doc. # CNR 5077-	A Canadian Nat	tional
	Supplemental I	nformation	
	352,836.000 UM SF		
Location	SURREY, B.C.	File Number S	BRY1L.CNR 5077-A
Purpose Code 1.	1431 Lumber/Forest Prods-	Mill/Plant	
Purpose Code 2.			
Purpose Code 3.		Annual Rent 1	
	684 Yale		1.050 To 1.050
	BRO Brownsville - off 11		
Plan/Ref. #		Appraisal Date. 24	
	ESCALATED - SEE REMS	Rate of Return. 0.	.00
Distribution Co	des: 557 File Copy		

CNRP Code

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LLSM001192	Lease/Licence Details 8/05/06 15:32:14
	Press ESC for ALL Images Change Date 1995/10/05
Lease/Licence	136160 O/H Wire Crossing with En License
Tenant/Lessor	102066 B.C. Hydro & Power EIS ? PR2
Manager	82149 Yurkiw, Larry Active
Term of Lease.	Begins 1/09/61 Ends Rent Starts 1/09/61
Property	25742 Doc. # MR 161 Canadian National
	Supplemental Information
Land Area	.000 UM Document Date 1/09/1961 (DMYYYY)
Location	SURREY, BC File Number MR 161
Purpose Code 1.	2299 Wire Xng (OH) - Railway land
Purpose Code 2.	
Purpose Code 3.	Annual Rent Tot
Subdivision	684 Yale Mile From980 To .980
Spur Code	BRO Brownsville - off 11 Building SqFt., .00
Plan/Ref. #	TD-N-22709 Appraisal Date. (DMYYYY)
Rent Basis	Rate of Return.
Distribution Co	des: 556 Document Copy

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SER RIVER PORT AUTHORITY

S00 - 713 Columbia Street New Westminster, B.C. V3M 1B2 Canada Tel: 604.524.6655 - Fax: 604.524.1127 email: fraserport@frpa.com www.fraserportauthority.com ADMIN _ , SATION PORTUAIRE DU FLEUVE FRASER

713, rue Columbia, bureau 500 New Westminster (C.-B.) V3M 182 Canada Tél: 604.524.6655 - Fax: 604.524,1127 courriel: fraserport@frpa.com www.fraserportauthority.com

L-07*03

March 11, 2003

H PB

Lyndowana Lumber Ltd. 12938 110 Avenue

Surrey, BC V3T 2P2

Dear Sir:

Re: Permit - .4046 ha. (1 ac.) Foreshore fronting portion of Parcel C, D.L. 5, Gp 2, N.W.D. and Lot 7 & 8, D.L. 4, Gp 2, Plan 2620.

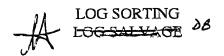
You are hereby granted permission insofar as the Fraser River Port Authority has the authority to grant such permission, and on the understanding this letter is not to be considered a lease, to use and occupy a portion of the foreshore and bed of the Fraser River:

Permit - .4046 ha. (1 ac.) Foreshore fronting portion of Parcel C, D.L. 5, Gp 2, N.W.D. and Lot 7 & 8, D.L. 4, Gp 2, Plan 2620.

as shown in heavy outline on the plan attached.

Permission is granted in consideration as to time \$4,800.00 per annum, payable Annually in advance. Such payments to commence March 10, 2003 subject to the following:

- 1) The use and occupancy of the said area shall be at your own risk and shall be further subject to the rules and regulations governing the use of the foreshore and bed of the Fraser River.
- This Permit is issued for a period of two (2) years commencing March 10, 2003 and renewable thereafter every two years subject to the approval of the Fraser River Port Authority and shall be further subject to cancellation by Fraser River Port Authority upon thirty(30) days written notice.
- 3) This Permit is granted for the sole purpose of:



- All structures including piles and dolphins that you may wish to place or erect within the said Permit area shall be first approved by the Directors and shall be subject to the full provision of the Navigable Waters Protection Act, and other regulatory agencies. All such structures shall be constructed and maintained to the satisfaction of the Directors and subsequently removed to their satisfaction at the expiration of the Permit.
- All rentals shall be paid in the aforesaid manner and you are further responsible for the payment of all Municipal charges, rates, taxes, assessments or whatsoever, which shall, during the term of this Permit, be payable in respect of the said Permit area.
- The privileges granted by this letter shall not be assigned nor sublet without the prior written consent of the Fraser River Port Authority.
- You do, for your own part, hereby waive for the future and as regards Third Parties 7) shall at all times indemnify and save harmless Her Majesty the Queen in Right of Canada and the Authority from and against any and all claims, demands, losses, costs, reasonable solicitor and own client fees and disbursements, damages, actions, suits, and other proceedings by whomsoever made, brought or prosecuted, in any manner based upon, occasioned by, or attributable to the execution of this Permit or any action taken or thing done or maintained by virtue thereof or omitted to be so taken or maintained or the exercise in any manner of rights arising hereunder and without limiting the generality of the foregoing whether the same shall arise in consequence of a navigational accident or in connection with the construction of any works or the use and occupancy of the Land and any works thereon, and Her Majesty and/or the Authority may make good the same and recover the costs thereof from you; SAVE AND EXCEPT to the proportion and extent that any such claims, demands, losses, costs, reasonable solicitor and client fees and disbursements, damages, actions, suits, and other proceedings are the result of negligence of the Authority or Her Majesty and their agents and servants while acting within the scope of their duties or employment.
- You shall at your own cost obtain and maintain in good standing insurance in the such amounts and in such form of policies and contain such terms and with such insurance company or companies and against such risks, as may be required by the Authority including, but not in any way limited to, commercial general liability coverage including: blanket contractual, cross liability, non-owned automobile insurance, non-owned watercraft insurance, non-owned aircraft insurance (Applicable: Yes_X_No___); accidental pollution coverage, minimum of 72 hour 30 day reporting (Applicable: Yes___ No_X_); and complying with the following requirements:
 - a) With respect to rental of land and shorerights, the Authority, its officers, officials, agents and employees shall be added as additional insured with respect to the operation of the permittee.

- b) Insurance confirmation may be made by Certificate, which is to be provided and signed by the Insurer. The Certificate must be replaced by a Certified Copy of the policy within 60 days.
- c) The Insurer shall be one approved by the Authority.
- d) The Policy must state that it cannot be cancelled, lapsed, or materially changed without at least 60 days written notice of cancellation delivered to the Authority.
- All expenses, costs and payments including, without limitation, reasonable solicitor and client fees and disbursements, payments to third parties, reasonably estimated staff and administration time costs as computed in the absolute discretion of the Authority, incurred by the Authority as a result of any default by the Permittee under its covenants and agreements in the Permit and in this regard the Authority may, but shall not be obligated to, perform or cause to be performed any of the Permittee's covenants and agreements when default occurs, shall be paid by the Permittee forthwith on demand and as additional rent at the option of the Authority, together with interest at a rate equal to five per centum per annum above the prevailing prime rate then charged by the Authority's banker from the date any such expenses, costs and payments are incurred by the Authority until the same are fully paid and satisfied.
- 10) The Permittee further covenants and agrees with the Authority as follows:
 - a) The Authority by its agents or servants may upon reasonable notice enter on the Lands and improvements thereon and carry out inspections for the purpose of assessing whether Environmental Impairment (as hereinafter defined) is occurring or may occur and the Permittee agrees to co-operate with the Authority in this regard. Provided, however, that should the Authority determine in its sole opinion that an emergency situation has occurred, or is about to occur, the Permittee shall provide the Authority immediate access to Lands and improvements.
 - b) The Permittee shall forthwith comply with all recommendations made by the Authority as a result of the inspection required to bring the Lands and improvements thereon and any use of the Lands and improvements into compliance with any act, enactment or regulation of any Federal, Provincial or Municipal authority.
 - c) The provisions aforesaid shall not constitute the Authority an agent for any authority or impose any obligation on the Authority to enforce compliance with any act, enactment or regulation of any Federal, Provincial or Municipal authority, nor are such inspections and/or recommendations or lack thereof made by the Authority to be construed as an approval of the Permittee's use of the Lands and improvements thereon.
 - d) For the purposes of the foregoing provisions Environmental Impairment means any and all bodily injury, property damage, and interference with or diminution of any environmental right or amenity protected by law arising

out of any liquids, solids, gaseous or thermal irritants into or upon land, the atmosphere or any water course or body of water or generations of smells, noises, vibrations, light, electricity, radiations, changes in temperature or any other sensory phenomena but not fire or explosion and property damage means physical injury to or physical destruction of tangible property, including loss of use of tangible property whether or not physically injured or destroyed.

- 11) This permit is issued under the condition that any construction works must be subject to a Fraser River Port Authority "application to construct".
- 12) The granting of this permit is conditional upon the observation and performance by the Permittee of the requirements as follows:

Suitability and Inspection of the Lands

- a) The Permittee acknowledges and agrees that the Authority, its officers, servants and agents, have not made nor has the Permittee relied upon any representations from the foregoing as to:
 - (i) the suitability of the Lands for use by the Permittee;
 - (ii) the existence, nature and extent of any Hazardous Substances on or from the Lands; and
 - (iii) the need to take any remedial action in relation to any Hazardous Substances on or from the Lands.

Furthermore the Permittee acknowledges and agrees that it has been afforded all reasonable opportunity to inspect the Lands and to carry out such audits, investigations, tests and surveys necessary to ascertain the foregoing and has independently made all such inspections, audits, investigations, tests and surveys.

The Permittee acknowledges and agrees that the Lands are permitted to it on an "as is" basis. The Permittee hereby assumes any and all duties, obligations or liabilities under any relevant law in respect of the Lands, including but not limited to any costs, expenses or liabilities for any remedial action for any Hazardous Substances on or from the Lands arising from the use, directly or indirectly, of the Lands during the Term.

Hazardous Substances

b) The Permittee covenants and agrees that it will not permit Hazardous Substances as defined herein or under any statute or regulation of any authority on the Lands during the Term.

In the event that Hazardous Substances are identified on the Lands or as arising from the Lands the Permittee shall at its expense:

- (i) immediately give the Authority notice of the existence of Hazardous Substances and thereafter provide the Authority in such time as may be required by the Authority written confirmation as to the extent and nature of the Lessee's compliance with the following provisions;
- (ii) promptly remove the Hazardous Substances from the Lands and restore the Lands to a condition satisfactory to the Authority and in a manner which conforms to all laws and regulations governing the removal of Hazardous Substances and the restoration of the Lands;
- (iii) if the Hazardous Substances have affected upland property or the Fraser River, to clean up, contain, remove or otherwise satisfactorily deal with the Hazardous Substances released or spilled on the said upland or the Fraser River in a manner conforming with all laws and regulations governing the same and to the satisfaction of the Authority.
- (iv) if requested by the Authority, to obtain at the Permittee's cost and expense, an independent consultant designated or approved by the Authority verifying the complete and proper removal, clean-up, or containment or other dealing with the Hazardous Substances or any default thereof:
- (v) to indemnify and save the Authority harmless for any loss, costs or damage arising from any governmental authority having jurisdiction requiring the clean-up, containment, removal or dealing with in any manner whatsoever of any Hazardous Substances held, released, spilled, abandoned or placed upon the Lands or released into the environment or upon upland property or the Fraser River.

Definition of Hazardous Substances

- c) For the purposes of this permit "Hazardous Substances" means any substance which is hazardous to persons, property or the environment and includes, without limiting the generality of the foregoing:
 - (i) radioactive materials;
 - (ii) explosives;
 - (iii) any substance that, if added to any water, would degrade or alter or form part of a process of degradation or alteration of the quality of that water to the extent that it is detrimental to its use by man or by any animal, fish or plant;
 - (iv) any solid, liquid, gas or odour or combination of any of them that, if emitted into the air, would create or contribute to the creation of a condition of the air that:
 - (a) endangers the health, safety or welfare of persons or the health of animal life;
 - (b) interferes with normal enjoyment of life or property; or
 - (c) causes damage to plant life or to property
 - (v) toxic substances; and

(vi) substances declared to be hazardous, "special waste" or toxic under any law or regulation now or hereafter enacted or promulgated by any governmental authority having jurisdiction over the Authority, the Permittee or the Lands.

Notwithstanding the foregoing if the Authority first consents in writing the Permittee may:

- (i) store fuel oil to be utilized to propel "motor vehicles" as defined in the Motor Vehicle Act, R.S.B.C. 1996, c.318 on the Lands; or
- (ii) provided that it is in possession of all permits required by any governmental agency or the Authority, store explosives on the Lands.
- d) Any future construction proposals, for the areas not covered by this application, are to be the subject of a formal 'Application to Construct' submitted to the Fraser River Port Authority. FRPA approval must be obtained prior to commencement of construction.
- e) The Permittee shall employ best efforts to prevent the deposition of debris in the riverine environment. Any debris deposited, floating or sinking, shall be contained within the immediate work area and recovered as soon as possible. Debris must be disposed of at an authorized upland site. Please note, burning of a wide range of material, including creosote treated wood, is prohibited.
- f) Upland debris and deleterious substances generated by the works shall be appropriately contained in the immediate work area, collected and appropriately disposed of in accordance with all applicable legislation, guidelines and Best Management Practices (BMPs).
- The previously occupied site (under the CN Rail Bridge) must be left in clean pristine condition. Any damage caused to the Ritchie Brothers structures (ie fence, piles, walkways, ramps, etc) must be repaired and/or replaced. Any damage caused to the banks of the river, rip rap, etc. must be repaired as soon as possible. All repairs to the neighbours structures and removal of wood debris, logs, etc. must be completed by Septemeber 30, 2003. FRPA staff will conduct an environmental inspection to determine if any future clean up measures are required for the site.
- h) Obtain, implement and comply with the Fire Department Regulations for your specific use of the land and/or waterlot.
- i) There is to be NO FUELLING or storage of petroleum products on or adjacent to the foreshore, or over tidal waters, associated with the proposed works. All petroleum products (i.e. fuel, oil, lubricants) used for the operating equipment (i.e. chains on the log grapplers, etc.) should be stored and handled at an appropriate upland location and in compliance with all applicable legislation, guidelines and Best Management Practices (BMPs).

- j) Boats, booms and any other floating structures are to be located and firmly moored in deep water, far enough offshore to prevent any grounding on the foreshore at this site.
- k) All structures, within the waterlot area, must be kept in good condition, to eliminate impacts to human safety and potential liability issues. These structures include but are not limited to; booms, pile(s), dolphin(s)). Prior to the commencement of any new or maintenance works, please contact the FRPA Environmental Assistant at 524-6655.
- 1) To avoid encroachment into sensitive intertidal habitat; and in accordance with the current LOG STORAGE GUIDELINES; piles/dolphins must:
 - i.) be situated only in areas designated for Log Storage; ii.) be situated a minimum of .5 meters vertical elevation below the lowest elevation at which emergent vegetation is found within the reach; and iii.) be 120 feet/40 meters apart to avoid the bagging of booms between the piles/dolphins.
- m) The Permittee must ensure there will not be any encroaching vessels, floathomes or structures into the Navigation Channel or the Safety Zone adjacent to the Navigation Channel. (The Safety Zone is defined as 200 feet from the edge of the Navigation Channel in the Main Arm of the River and 100 feet from the edge of the Navigation Channel in any Secondary Channels of the River). Any encroaching vessels or structures will be removed at the tenants cost. (ie. boats, floathomes, houseboats, net sheds, boat houses, dolphins, piles, wharfs, floats, docks, log storage.
- n) Activities at the site can be suspended or altered if; in the sole opinion of the Authority (FRPA) or any other agency having jurisdiction, the activities are adversely impacting the land/waterlot, are contravening any legislation or are deemed to be unsafe.
- o) There will be no damage to the Rip Rap or the Habitat Compensation Bench in the area. Damage to the rip rap and/or habitat compensation bench, caused by the dewatering of logs and/or wood debris, will be repaired to the satisfaction of the FRPA.
- p) Storage/Operations at this site location will not exceed tenure boundaries.

Survival of Provisions

OD-U9-UD; TU, ZBAM, FIZZEL DIVEL TOLL AGENOR

q) The foregoing provisions shall continue and survive the expiration or earlier termination of this Permit.

Yours very truly,

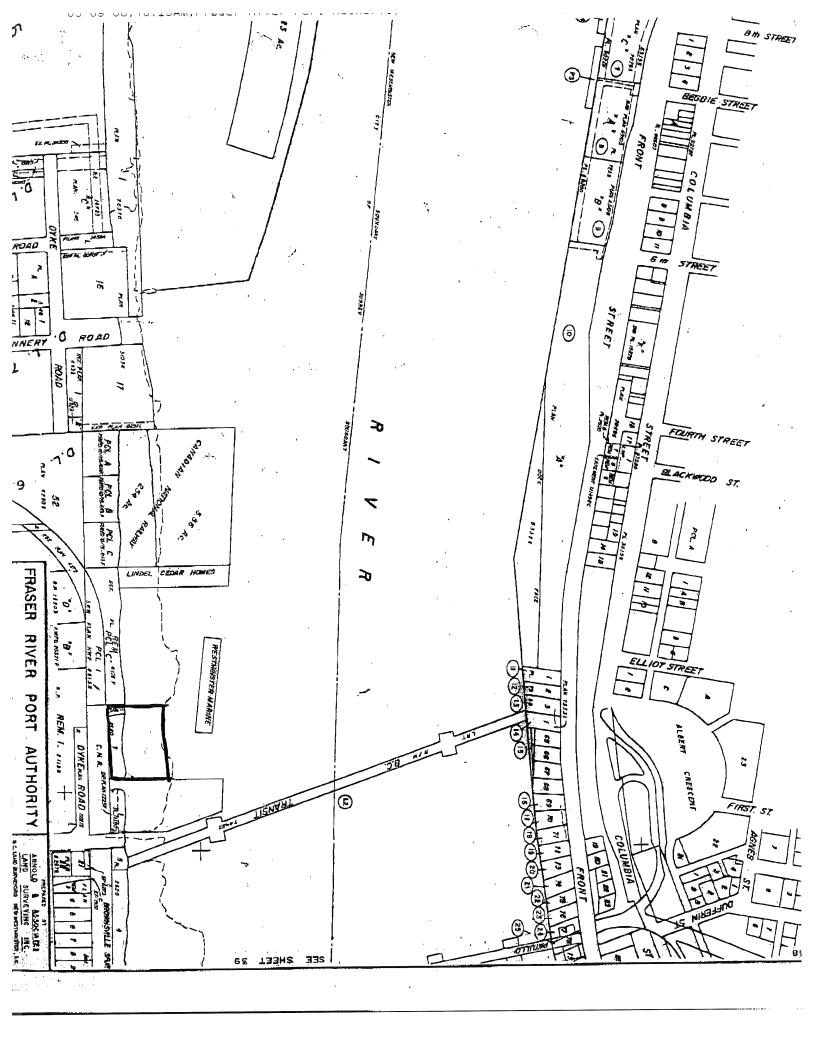
FRASER RIVER PORT AUTHORITY

Gary Brush, C.G.A., PPM Vice President, Finance and Administration

Encl.

I/We acknowledge and agree to be bound by the above permit terms and in particular, but not so as to restrict the generality of the foregoing acknowledgement and agreement. I/We covenant and agree to be bound by and to perform the terms, covenants, and agreements on my/our part to be bound by and performed as set out therein.

Date: MARCH 29, 2003



APPENDIX O Site Visit Photographs



PHOTO 1: Parcel A - View of the sawmill, looking southeast.



PHOTO 2: Parcel A - View of the sawmill, looking northwest.

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PHOTO 3: Parcel A - Looking southeast at the oil storage shed.



PHOTO 4: Parcel A - View of the interior of the oil storage shed.

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PHOTO 5: Parcel A - Looking southwest at the hog-fuel bunker.



PHOTO 6: Parcel A - Looking southwest at the green chain.

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PHOTO 7: Parcel B - Looking southwest at the kiln (current warehouse).



PHOTO 8: Parcel C - Looking southeast at the distribution warehouse.

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PHOTO 9: Looking northeast at the area of Rem-C.



PHOTO 10: Parcels 7 & 8 - View of the salvage log storage area.

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PHOTO 11: View of office trailers, off-site.



PHOTO 12: View of chip fuel bunker, off-site.

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