

AMENDED PERMIT TO TAKE WATER
Surface and Ground Water
NUMBER 6237-BDQKY3

Pursuant to Section 34.1 of the Ontario Water Resources Act, R.S.O. 1990 this Permit To Take Water is hereby issued to:

Quinte's Isle Campark Inc.
237 Salmon Point Rd
Cherry Valley, Ontario, K0K 1P0
Canada

For the water taking from: Well 1, Well 2, Lake Ontario Shore Well

Located at: Lots 21 & 22 Concession 1 South Side of East Lake Part Hallowell Geographic Township of Athol 237 & 240 Salmon Point Road Cherry Valley Prince Edward

For the purposes of this Permit, and the terms and conditions specified below, the following definitions apply:

DEFINITIONS

- (a) "Director" means any person appointed in writing as a Director pursuant to section 5 of the OWRA for the purposes of section 34.1, OWRA.
- (b) "Provincial Officer" means any person designated in writing by the Minister as a Provincial Officer pursuant to section 5 of the OWRA.
- (c) "Ministry" means Ontario Ministry of the Environment, Conservation and Parks.
- (d) "District Office" means the Belleville District Office.
- (e) "Permit" means this Permit to Take Water No. 6237-BDQKY3 including its Schedules, if any, issued in accordance with Section 34.1 of the OWRA.
- (f) "Permit Holder" means Quinte's Isle Campark Inc..
- (g) "OWRA " means the *Ontario Water Resources Act*, R.S.O. 1990, c. O. 40, as amended.

You are hereby notified that this Permit is issued subject to the terms and conditions outlined below:

TERMS AND CONDITIONS

1. Compliance with Permit

- 1.1 Except where modified by this Permit, the water taking shall be in accordance with the application for this Permit To Take Water, dated November 27, 2017 and signed by Stephen Ward, and all Schedules included in this Permit.
- 1.2 The Permit Holder shall ensure that any person authorized by the Permit Holder to take water under this Permit is provided with a copy of this Permit and shall take all reasonable measures to ensure that any such person complies with the conditions of this Permit.
- 1.3 Any person authorized by the Permit Holder to take water under this Permit shall comply with the conditions of this Permit.
- 1.4 This Permit is not transferable to another person.
- 1.5 This Permit provides the Permit Holder with permission to take water in accordance with the conditions of this Permit, up to the date of the expiry of this Permit. This Permit does not constitute a legal right, vested or otherwise, to a water allocation, and the issuance of this Permit does not guarantee that, upon its expiry, it will be renewed.
- 1.6 The Permit Holder shall keep this Permit available at all times at or near the site of the taking, and shall produce this Permit immediately for inspection by a Provincial Officer upon his or her request.
- 1.7 The Permit Holder shall report any changes of address to the Director within thirty days of any such change. The Permit Holder shall report any change of ownership of the property for which this Permit is issued within thirty days of any such change. A change in ownership in the property shall cause this Permit to be cancelled.

2. General Conditions and Interpretation

- 2.1 Inspections
The Permit Holder must forthwith, upon presentation of credentials, permit a Provincial Officer to carry out any and all inspections authorized by the OWRA, the *Environmental Protection Act*, R.S.O. 1990, the *Pesticides Act*, R.S.O. 1990, or the *Safe Drinking Water Act*, S. O. 2002.

2.2 Other Approvals

The issuance of, and compliance with this Permit, does not:

- (a) relieve the Permit Holder or any other person from any obligation to comply with any other applicable legal requirements, including the provisions of the *Ontario Water Resources Act* , and the *Environmental Protection Act* , and any regulations made thereunder; or
- (b) limit in any way any authority of the Ministry, a Director, or a Provincial Officer, including the authority to require certain steps be taken or to require the Permit Holder to furnish any further information related to this Permit.

2.3 Information

The receipt of any information by the Ministry, the failure of the Ministry to take any action or require any person to take any action in relation to the information, or the failure of a Provincial Officer to prosecute any person in relation to the information, shall not be construed as:

- (a) an approval, waiver or justification by the Ministry of any act or omission of any person that contravenes this Permit or other legal requirement; or
- (b) acceptance by the Ministry of the information's completeness or accuracy.

2.4 Rights of Action

The issuance of, and compliance with this Permit shall not be construed as precluding or limiting any legal claims or rights of action that any person, including the Crown in right of Ontario or any agency thereof, has or may have against the Permit Holder, its officers, employees, agents, and contractors.

2.5 Severability

The requirements of this Permit are severable. If any requirements of this Permit, or the application of any requirements of this Permit to any circumstance, is held invalid or unenforceable, the application of such requirements to other circumstances and the remainder of this Permit shall not be affected thereby.

2.6 Conflicts

Where there is a conflict between a provision of any submitted document referred to in this Permit, including its Schedules, and the conditions of this Permit, the conditions in this Permit shall take precedence.

3. **Water Takings Authorized by This Permit**

3.1 **Expiry**

This Permit expires on **April 30, 2028**. No water shall be taken under authority of this Permit after the expiry date.

3.2 Amounts of Taking Permitted

The Permit Holder shall only take water from the source, during the periods and at the rates and amounts of taking specified in Table A. Water takings are authorized only for the purposes specified in Table A.

Table A

	Source Name / Description:	Source: Type:	Taking Specific Purpose:	Taking Major Category:	Max. Taken per Minute (litres):	Max. Num. of Hrs Taken per Day:	Max. Taken per Day (litres):	Max. Num. of Days Taken per Year:	Zone/ Easting/ Northing:
1	Well 1	Well Drilled	Campgrounds	Water Supply	909	24	150,000	365	18 322100 4860870
2	Well 2	Well Drilled	Campgrounds	Water Supply	909	24	150,000	365	18 322100 4860880
3	Lake Ontario Shore Well	Lake	Campgrounds	Water Supply	909	24	438,980	365	18 323454 4858909
						Total Taking:	588,980		

3.3 The Permit Holder shall ensure that the total combined water takings from Well 1 and Well 2 does not exceed 150,000 litres per day.

4. Monitoring

4.1 The Permit Holder shall maintain a record of all water takings. This record shall include the dates and times of water takings, and the total measured amounts of water pumped per day for each day that water is taken under the authorization of this Permit. A separate record shall be maintained for each source. The Permit Holder shall keep all required records up to date and available at or near the site of the taking and shall produce the records immediately for inspection by a Provincial Officer upon his or her request. The total amounts of water pumped shall be measured using a flow meter and totalizer.

4.2 The Permit Holder shall follow the Trigger / Contingency Plan completed by Greer Galloway Consulting Engineers dated May 31, 2019 and included in Schedule A of this Permit.

4.3 To further clarify the "Well Interference" sections of the plan referenced in Condition 4.2, if a well water quantity / well interference complaint is received by the Permit Holder from a private well owner within 300 metres of Well 1 or Well 2 then bottled water, in a quantity and frequency adequate to meet their normal requirements, shall be provided to that well owner by the Permit Holder within 24 hours. The Permit Holder shall then retain a Qualified Person (a Professional Geoscientist or a Professional

Engineer) within 3 working days to assess the complaint. The Qualified Person shall complete their assessment within 2 weeks of the receipt of the complaint and shall provide a written report describing the details of the assessment to the Director. If it is determined by the Qualified Person that the taking authorized by this Permit has resulted in private well interference then the written report shall include any proposed mitigation measures that are required to address the well interference. The provision of bottled water shall not be discontinued until: the well water quantity / well interference problem is resolved or the Qualified Person determines that the water quantity / well interference complaint was not caused by the takings authorized by this Permit and the Director concurs with this assessment in writing.

4.4 As indicated in the plan referenced in Condition 4.2, water level monitoring shall continue using automatic dataloggers installed in Well 1 and Well 2 and neighbouring private supply wells where access has been granted by the well owner. The details of this monitoring are set out in the letter completed by Greer Galloway Consulting Engineers dated October 10, 2018 and included in Schedule A of this Permit. The Permit Holder shall also ensure that manual water level measurements are taken at all locations on a quarterly basis. This monitoring shall continue for the duration of 2019 so that a long term monitoring plan can be developed in accordance with Condition 4.5.

4.5 The Permit Holder shall retain a Qualified Person to assess the water level monitoring data collected in accordance with Condition 4.4. As part of this assessment, the Qualified Person shall:

- determine the need for further mitigation measures to prevent well interference; and,

- determine the need for trigger groundwater levels that would initiate reductions in the water takings authorized by this Permit.

Based on their assessment, the Qualified Person shall also develop a proposed long term water level monitoring and reporting program.

The Qualified Person shall submit a written assessment of the data and the proposed water level monitoring and reporting program to the Director on or before January 31, 2020. The plan shall be implemented upon written acceptance from the Director.

5. Impacts of the Water Taking

5.1 Notification

The Permit Holder shall immediately notify the local District Office of any complaint arising from the taking of water authorized under this Permit and shall report any action which has been taken or is proposed with regard to such complaint. The Permit Holder shall immediately notify the local District Office if the taking of water is observed to have any significant impact on the surrounding waters. After hours, calls shall be directed to the Ministry's Spills Action Centre at

1-800-268-6060.

5.2 For Surface-Water Takings

The taking of water (including the taking of water into storage and the subsequent or simultaneous withdrawal from storage) shall be carried out in such a manner that streamflow is not stopped and is not reduced to a rate that will cause interference with downstream uses of water or with the natural functions of the stream.

For Groundwater Takings

If the taking of water is observed to cause any negative impact to other water supplies obtained from any adequate sources that were in use prior to initial issuance of a Permit for this water taking, the Permit Holder shall take such action necessary to make available to those affected, a supply of water equivalent in quantity and quality to their normal takings, or shall compensate such persons for their reasonable costs of so doing, or shall reduce the rate and amount of taking to prevent or alleviate the observed negative impact. Pending permanent restoration of the affected supplies, the Permit Holder shall provide, to those affected, temporary water supplies adequate to meet their normal requirements, or shall compensate such persons for their reasonable costs of doing so.

If permanent interference is caused by the water taking, the Permit Holder shall restore the water supplies of those permanently affected.

6. Director May Amend Permit

The Director may amend this Permit by letter requiring the Permit Holder to suspend or reduce the taking to an amount or threshold specified by the Director in the letter. The suspension or reduction in taking shall be effective immediately and may be revoked at any time upon notification by the Director. This condition does not affect your right to appeal the suspension or reduction in taking to the Environmental Review Tribunal under the *Ontario Water Resources Act*, Section 100 (4).

The reasons for the imposition of these terms and conditions are as follows:

1. Condition 1 is included to ensure that the conditions in this Permit are complied with and can be enforced.
2. Condition 2 is included to clarify the legal interpretation of aspects of this Permit.
3. Conditions 3 through 6 are included to protect the quality of the natural environment so as to safeguard the ecosystem and human health and foster efficient use and conservation of waters. These conditions allow for the beneficial use of waters while ensuring the fair sharing, conservation and sustainable use of the waters of Ontario. The conditions also specify the water

takings that are authorized by this Permit and the scope of this Permit.

In accordance with Section 100 of the Ontario Water Resources Act, R.S.O. 1990, you may by written notice served upon me, the Environmental Review Tribunal and the Minister of the Environment, Conservation and Parks, within 15 days after receipt of this Notice, require a hearing by the Tribunal. The Minister of the Environment, Conservation and Parks will place notice of your appeal on the Environmental Registry. Section 101 of the Ontario Water Resources Act, as amended provides that the Notice requiring a hearing shall state:

1. The portions of the Permit or each term or condition in the Permit in respect of which the hearing is required, and;
2. The grounds on which you intend to rely at the hearing in relation to each portion appealed.

In addition to these legal requirements, the Notice should also include:

- a. The name of the appellant;
- b. The address of the appellant;
- c. The Permit to Take Water number;
- d. The date of the Permit to Take Water;
- e. The name of the Director;
- f. The municipality within which the works are located;

This notice must be served upon:

*The Secretary
Environmental Review Tribunal
655 Bay Street, 15th Floor
Toronto ON
M5G 1E5
Fax: (416) 326-5370
Email:
ERTTribunalsecretary@ontario.ca*

AND

*The Minister of the Environment,
Conservation and Parks
777 Bay Street, 5th Floor
Toronto, Ontario
M7J 2J3*

AND

*The Director, Section 34.1,
Ministry of the Environment,
Conservation and Parks
1259 Gardiners Rd, PO Box
22032
Kingston, ON
K7P 3J6*

Further information on the Environmental Review Tribunal's requirements for an appeal can be obtained directly from the Tribunal:

by Telephone at

(416) 212-6349

Toll Free 1(866) 448-2248

by Fax at

(416) 326-5370

Toll Free 1(844) 213-3474

by e-mail at

www.ert.gov.on.ca

*This instrument is subject to Section 38 of the **Environmental Bill of Rights** that allows residents of Ontario to seek leave to appeal the decision on this instrument. Residents of Ontario may seek to appeal for 15 days from the date this decision is placed on the Environmental Registry. By accessing the Environmental Registry, you can determine when the leave to appeal period ends.*

This Permit cancels and replaces Permit Number 3887-AYENPA, issued on 2018/05/07.

Dated at Kingston this 18th day of July, 2019.



Greg Faaren
Director, Section 34.1
Ontario Water Resources Act , R.S.O. 1990

Schedule A

This Schedule "A" forms part of Permit To Take Water 6237-BDQKY3, dated July 18, 2019.

Letter entitled "Trigger / Contingency Plan for PTTW 3887-AYENPA (Quinte's Isle)" completed by Greer Galloway Consulting Engineers and dated May 31, 2019

Letter entitled "Quinte's Isle Campark, 237 Salmon Point Road, Cherry Valley, Permit To Take Water #3887-AYENPA, GGG Project No. 16-3-7613" completed by Greer Galloway Consulting Engineers and dated October 10, 2018