

Ministry of Tourism and Culture

Culture Programs Unit
Programs and Services Branch
Culture Division
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Ministère du Tourisme et de la Culture

Unité des programmes culturels
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Division de culture
Bureau 334, 435 rue James sud
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November 22, 2010

Robert Barkley, Manager Project Development
Axio Power Canada Inc.
945 Princess Street, Suite 252
Kingston, ON, K7L 3N6
rbarkley@axiopower.com

RE: Axio Power Solar Farm Gardiner TS Unity Road

Location: Part of Lot 12, Concession 6, City of Kingston, County of Frontenac

FIT #: No FIT contract number

MTC File #: HD00540

Dear Mr Barkley,

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 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.*

The report recommends the following:

- The study area as depicted by Figure 3 should be considered free of any archaeological concern.
- Should deeply buried archaeological remains be found on the property during construction activities, the Culture Programs Unit of the Ministry of Tourism and Culture (MTC) should

be notified immediately.

- In the event that human remains are encountered during construction, the proponent should immediately contact both Ministry of Tourism and Culture, and the Registrar or Deputy Registrar of the Cemeteries Regulation Unit of the Ministry of Consumer and Business Services (416) 326-8404.

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,

Paige Campbell
Archaeology Review Officer
paige.campbell@ontario.ca

cc. The Archaeologists Inc.
Shari Prowse, GEA/REA Coordinator, MTC

*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 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.