



September 23, 2016

File: UA Hullcar Aquifer\K Regehr
AMS#108432

VIA EMAIL c/o Joe Klassen, Purple Springs

Kenneth John Regehr and Brenda Lynn Regehr
4516 Hullcar Rd
Armstrong, BC V0E 1B4

RE: Requirement 1: Terms of Reference and Work Plan
Pollution Prevention Order #108432

Requirement 1 of the Order requires a Terms of Reference for an Environmental Impact Assessment and a work plan be prepared by a qualified professional and submitted to the Director for approval. The Ministry of Environment has received the revised Terms of Reference and Work Plan (the Plan) for Ken and Brenda Regehr, which was prepared by Associated Environmental, dated September 23, 2016 and resubmitted under Pollution Prevention Order 108432 (the Order). This letter is my approval of the Terms of Reference and the Work Plan contingent on the following:

Introduction

The introduction and subsequent sections of the terms of reference refers to the "issuance of the Order was for Aquifer 103". The Pollution Prevention Order requires an EIA ToR and work plan "be developed for nitrates and other nitrogen compounds in the soil and groundwater on the Lands identified in this order." References in the ToR to the Lands subject to the EIA must be expanded to include "assess[ment] of the impact the ...operations have on nitrates and other nitrogen compounds entering surface or groundwater" from the Lands.

Definitions

1. Section 2.2

- An effect is a change or response in the environment as a result of the agricultural operation.
- An impact is any effect to the environment that causes impairment of the environment and its uses.

2. Section 2.5

- Baseline conditions are pre-existing environmental conditions before development at a site which are used to determine actual effects [of agricultural operation] through comparison of natural and existing conditions.

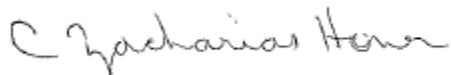
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I direct your attention to Requirement 2 of the Order which states:

Immediately upon approval of the terms of reference and work plan by the Director, cause a Qualified Professional to implement the comprehensive monitoring program and complete the comprehensive EIA according to the work plan and terms approved by the Director, but subject to any further directions or amendments to the work plan or terms of reference made by the Director.

As well, please be advised, per the recent Privacy Commissioners investigative report and orders to the Ministry of Environment regarding information pertaining to Spallumcheen water quality, the Final EIA report will be made available on the Ministry of Environment Hullcar Aquifer web page.

Yours truly,



Christa Zacharias-Homer
Deputy Director
for Director, Environmental Management Act

Cc: Devan Oldfield, P.Ag., Environmental Protection Officer, Compliance Team, Regional
Operations Branch
Marta Green, P.Geo., Senior Hydrogeologist, Associated Environmental