



## INTERIM VOLUNTARY COMPLIANCE PROTOCOL ON BULK EXCESS SOIL IMPORT & DUMPING

### A. If you are a resident/business owner planning to:

- i. Import excess soil that has been excavated from off-reserve sources, i.e. housing/rail/hydro projects
- ii. Move/transport bulk excess soils/materials from one property on-reserve to another property on-reserve

We ask that **30 days (minimal) prior** to these activities, you:

- ☒ contact the **Six Nations Environment Office** to arrange for the sharing of documentation, e.g. Laboratory Certificate of Analysis, proving the excess soil/material:
  - has been tested for contaminants, (including, but not necessarily limited to PAHs, VOCs, pesticides, hydrocarbons, heavy metals (including mercury), road salt, PFAS, etc.), within **6 months** of export AND a **Qualified Person (QP)**, e.g. engineer/geo-scientist, (with errors & omissions liability insurance) has verified that the material is free from hazardous waste (e.g. drywall, hand sanitizer, etc.), contaminants & invasive species (<sup>1</sup>See ON EPA Part XV.1 for provincial residential standards in a potable water condition);
  - was not moved to secondary locations prior to being imported to Six Nations of the Grand River territory; and ○ does not contain domestic, commercial and/or industrial waste of any kind, including, but not limited to, septic system peat moss/soil mixtures, wastewater effluent, sludge, bio-solids, construction debris, concrete, asbestos, drywall, tobacco, oil, gas, lubricants, paints, solvents, etc.
- ☒ prepare flyers or notices to distribute to your neighbours informing them (& the community at large) of your import/dumping activity.

### B. If you are a concerned resident that your neighbour is trucking/dumping unknown materials, you too may contact the Environment Office to report anonymously any suspicious dumping activity.

### C. If you are a trucking company representative, we ask that you too contact the Environment Office prior to the transport & dumping of excess soil/material on the territory.

The submitted documents will be reviewed by the Six Nations Environment Office (& other community environmental monitors, experts & QPs) for completeness and verification, after which the project leader will be provided details of the review, with a notation that while the development of *best practice procedures & environmental protection community standards* is still in progress, **Haudenosaunee Environmental Stewardship Principals** remain applicable, & any consequent environmental damages and/or risk to human health may result in personal financial & legal liabilities for the respective parties & their insurance brokers. Please contact the **Six Nations Environment Office**, for more information.

Tel: (519) 226-227-2103

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<sup>1</sup> <https://www.ontario.ca/page/soil-ground-water-and-sediment-standards-use-under-part-xv1-environmental-protection-act>

**IMPORT OF EXCESS SOIL – SIX NATIONS OF THE GRAND RIVER PROJECT PROPONENT**

**ENVIRONMENTAL PROTECTION CHECK-LIST**

**CP Holder Name/Address:** \_\_\_\_\_

DATE & TIMES for Excess Soil Import: \_\_\_\_\_










Number of Dump Trucks Loads to be received: \_\_\_\_\_

Geographic Origin of Excess Soil: \_\_\_\_\_

Contact Information for Developer/**Soil Broker**: \_\_\_\_\_

[Name of Environmental Abatement Officer, MECP]: \_\_\_\_\_

**CHECK-LIST**

-  Secure written, signed agreement from respective Project Leader/Developing Corporation of the excavation source site that all respective Ontario Provincial Excess Soil Regulations, e.g. O. Reg 406/19, have been adhered to, including but not limited to:
  - Provision of full chemical laboratory analysis/CALA certification of source site soils, (date stamped within 18 months);
  - Request copies of any required transportation permits for sub-contract, hauling companies;
  - Request confirmation of Corporate Insurance Coverage for any incidental environmental or infrastructure damages;
  - Etc.
-  Contact the Six Nations of the Grand River Elected Council’s Environment Office to arrange for the provision of above-noted documentation. [NB. Must provide well in advance of dumping dates to allow for verification and review.] Date submitted:  
\_\_\_\_\_
-  Notify the Six Nations Roads Dept of trucking convoy activity, as applicable. Date notified:  
\_\_\_\_\_
-  Notify the Six Nations Police of trucking convoy activity, as applicable. Date Notified:  
\_\_\_\_\_
-  Arrange for traffic control, i.e., flag personnel on-site to direct traffic during trucking convoy activities.
-  Ensure any soil and debris spillage on Six Nations roads is promptly and safely removed by the truck hauling company or third party.
-  Ensure excess soil is not used to fill in ‘government’ drainage ditches.
-  Ensure that **no excess soil containing salt is dumped** in the follow locales:
  - Within 30 meters of a waterbody
  - Within 100 meters of a potable well / an area intended for future potable well
  - Where crops / pasture activities are occurring / planned (unless the soil is placed 1.5 m or greater below the soil surface)
-  Ensure my existing personal property insurance policies would cover any environmental or infrastructure damage that might result from this activity.

I attest that I am the CP Holder for the property receiving this excess soil, and I acknowledge that I assume full responsibility and liability of any environmental or infrastructure damage that might result from this project.

**Signature:** \_\_\_\_\_

**Date:** \_\_\_\_\_