

**ABORIGINAL CONSULTATION
CONCEPTUAL DESIGN AND FUNCTIONAL PLANNING
STUDY**

Yonge Subway Extension – Finch Station to Richmond Hill Centre

Aboriginal Comment Tracking Table

DATE	LETTER SENT TO CONTACT (Name, Title, Branch/Org.)	LETTER CONTENT SENT	RESPONSE DATE	REPLY FROM CONTACT (Name, Title, Branch/Org.)	RESPONSE CONTENT SENT	ACTION ITEM
June 4-08	E. Ria Tzimas , Counsel, Crown Law Office – Civil, Ministry of the Attorney General	Request to assist in identifying any First Nation groups who may hold an interest in this study and should be directly consulted.	June 23-08	E. Ria Tzimas , Counsel, Crown Law Office – Civil, Ministry of the Attorney General	Inquiries and communications such are handled by the Policy and Relationships Branch of the Ministry of Aboriginal Affairs. I have forwarded your letter to that Branch and ask that you direct further questions to that office.	Updated project mailing list.
July 9-08	Alan Kary , Policy and Relationships Branch, Ministry of Aboriginal Affairs	Request to assist in identifying any First Nation groups who may hold an interest in this study and should be directly consulted.	Aug 7-08	Pam Wheaton , Director, Aboriginal and Ministry Relationships Branch, Ministry of Aboriginal Affairs	This project does not appear to be located in an area where First Nations may have existing or asserted rights that could be impacted by the project. MAA is not the approval or regulatory authority for the project. You should consider the information provided in this letter in light of the statutes and guidance materials provided by the appropriate approval or regulatory authority for consultation requirements with Aboriginal communities. The Government of Canada sometimes receives claims that Ontario does not receive, or with which Ontario does not become involved. For information about possible claims in the area, MAA recommends the proponent contact the following federal contacts: Mr. Fred Hosking, Senior Claims Analyst, Ontario Research Team, INAC Mr. Kevin Clement, A/Director, Financial Issues and Cost-Sharing, INAC, Jonathan Allen Litigation Team Leader for Ontario	Letters sent to additional contacts. Added to project mailing list.
July 9-08	Francois Lachance , Policy and Relationships Branch, Ministry of Aboriginal Affairs	Request to assist in identifying any First Nation groups who may hold an interest in this study and should be directly consulted.	Aug 7-08	Pam Wheaton , Director, Aboriginal and Ministry Relationships Branch, Ministry of Aboriginal Affairs	Same as above.	N/A
July 9-08	Franklin Roy , Litigation Management and Resolution Branch, Indian and Northern Affairs Canada	Request to assist in identifying any First Nation groups who may hold an interest in this study and should be directly consulted.	Sept 19-08	Marc-Andre Milhaire , Litigation Team Leader, Litigation Portfolio Operations East, Litigation Management and Resolution Branch, Indian and Northern Affairs Canada	Our inventory includes active litigation in the vicinity of this property. It is entitled: Alderville Indian Band, Beausoleil Indian Band, Chippewas of Georgina Island Indian Band, Chippewas of Rama Indian Band, Curve Lake Indian Band, Hiawatha Indian Band, Mississaugas of Scogog Indian Band v. HTMQ and Ontario (Third Party), Federal Court of Canada, filed in Montreal, Court file reference # T-195-92 . I am unable to comment with respect to the possible	Consulted York Region on active litigation. Added First Nation Bands to project contact list.

Yonge Subway Extension – Finch Station to Richmond Hill Centre

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July 9-08	Fred Hosking , Senior Claims Analyst, Ontario Research Team, Indian and Northern Affairs Canada	Dear Mr. Hosking, The Regional Municipality of York, Request to assist in identifying any First Nation groups who may hold an interest in this study and should be directly consulted. Request to assist in identifying any First Nation groups who may hold an interest in this study and should be directly consulted.	N/A	No response received	effect of this claim as the case has not yet been adjudicated and any statement regarding the outcome of the litigation would be speculative at this point. It is recommended that you consult legal counsel as to the effect this action could have on the lands you are concerned with.	N/A
July 10-08	Agatha Garcia-Wright , Environmental Assessment and Approvals Branch, Ministry of the Environment	Agatha Garcia Wright , Director, Environmental Assessment and Approvals Branch	September 12, 2008	Agatha Garcia Wright , Director, Environmental Assessment and Approvals Branch	The Ministry recommends the following contacts: - Ministry of Aboriginal Affairs (Attention Ms. Pam Wheaton) - Indian and Northern Affairs – Specific Claims Branch, Mr. Don Boswell - Indian and Northern Affairs – Litigation Management and Resolution, Mr. Franklin Roy - Indian and Northern Affairs – Comprehensive Claims Branch, Ms. Louise Trepanier	Letters sent to additional contacts. Added to project mailing list.
Sept 2-08	Agatha Garcia-Wright , Environmental Assessment and Approvals Branch, Ministry of the Environment	We are currently undertaking planning and feasibility work for York Region Rapid Transit Corporation on the above noted project. This project will ultimately follow the 6-month Transit Environmental Assessment approvals process. We are getting closer to formally 'commencing' the process and I am writing to see if we can get a Project Officer assigned so that we can discuss some administration and process issues. On another note, on June 10 th we did send a letter (signed by Dale Albers of York Region Rapid Transit Corporation) requesting assistance on identifying First Nation Groups that may hold an interest in this study and should be directly consulted. We were wondering if MOE was in the process of preparing a response to that letter or if something that can be discussed when a Project Officer is assigned.	September 4, 2008 (by email)	Zeljko Romic , Program Support Coordinator, Program Services Section, Environmental Assessment and Approvals Branch, Ministry of the Environment.	Assistance with identifying First Nation Groups as per June 10 th letter signed by Dale Albers (YRR TC) - Please note that we do not have the June 10 th letter in our records, and kindly ask that you re-send it so that we have it on file. You may fax the letter c/o Zeljko Romic at 416-314-8452. As for identifying First Nations Groups, the Ministry recommends that proponents contact the following agencies to determine potentially affected Aboriginal communities in the project area: (1) Ministry of Aboriginal Affairs (Contact: Mr. Alan Kary, Deputy Director, Policy and Relationships Branch, Ministry of Aboriginal Affairs, 720 Bay St., 4 th Floor, Toronto ON M5G 2K1; fax: 416-326-4017; alan.kary@ontario.ca) (2) Indian and Northern Affairs of Canada – Specific Claims Branch (Contact: Mr. Don Boswell, Senior Claims Analyst, Specific Claims Branch, Department of Indian and Northern Affairs, 10 Wellington St., Room 1310, Gatineau QC K1A 0H4; fax: 819-956-2258; boswell@inac.gc.ca); (3) Indian and Northern Affairs of Canada - Litigation Management and Resolution Branch (Contact: Mr. Franklin Roy, Director, Litigation Management and Resolution Branch, Department of Indian and Northern Affairs, 10 Wellington Street, Gatineau QC K1A 0H4; fax: 819-997-1679; roy@inac.gc.ca) (4) Indian and Northern Affairs of Canada - Comprehensive Claims Branch	Letters sent to additional contacts. Added to project mailing list.

Yonge Subway Extension – Finch Station to Richmond Hill Centre

Aboriginal Comment Tracking Table

DATE	LETTER SENT TO CONTACT (Name, Title, Branch/Org.)	LETTER CONTENT SENT	RESPONSE DATE	REPLY FROM CONTACT (Name, Title, Branch/Org.)	RESPONSE CONTENT SENT	ACTION ITEM
Sept 11-08	E. Ria Tzimas , Council, Ministry of the Attorney General	Notice of Public Meeting	Sept 15-08	E. Ria Tzimas , Counsel, Crown Law Office – Civil, Ministry of the Attorney General	(Contact: Ms. Louise Trepanier, Director, Claims East of Manitoba, Comprehensive Claims Branch, Department of Indian and Northern Affairs, 10 Wellington St., Room 1310, Gatineau QC K1A 0H4; 819-953-3109; trepanierl@nac.gc.ca) Once identified, it is recommended that you provide notification directly to the Aboriginal communities who may be affected by the project and provide them with an opportunity to participate in the planning of the project.	Updated project mailing list.
Sept 16-08	Kevin Clément , A/Director, Financial Issues and Cost-Sharing Branch, Indian and Northern Affairs Canada	Request to assist in identifying any First Nation groups who may hold an interest in this study and should be directly consulted.	N/A	No response received	No response received	N/A
Sept 16-08	Johnathan Allen , Litigation Team Leader for Ontario, Litigation Management and Resolution Branch, Indian and Northern Affairs Canada	Request to assist in identifying any First Nation groups who may hold an interest in this study and should be directly consulted.	N/A	No response received	No response received	N/A
Sept 16-08	Don Boswell , Special Claims Branch, Indian and Northern Affairs Canada	Request to assist in identifying any First Nation groups who may hold an interest in this study and should be directly consulted.	N/A	No response received	No response received	N/A
Sept 16-08	Louise Trepanier , Comprehensive Claims Branch, Indian and Northern Affairs Canada	Request to assist in identifying any First Nation groups who may hold an interest in this study and should be directly consulted.	N/A	No response received	No response received	N/A
Sept 30-08	Fred Hosking , Senior Claims Analyst (Ontario Research Team), Specific Claims Branch, Indian and Northern Affairs Canada	In response to project notification (Notice of Commencement of Transit Project Assessment Process).	N/A	No response received	No response received	N/A
Sept 30-08	Don Boswell , Senior Claims Analyst, Specific Claims Branch, Indian and Northern Affairs Canada	In response to project notification (Notice of Commencement of Transit Project Assessment Process).	N/A	No response received	No response received	N/A
Sept 30-08	Roy Franklin , Director, Litigation Management and Resolution Branch, Indian and Northern Affairs Canada	In response to project notification (Notice of Commencement of Transit Project Assessment Process).	N/A	No response received	No response received	N/A
Sept 30-08	Louise Trepanier , Director, Claims East of Manitoba, Comprehensive Claims Branch,	In response to project notification (Notice of Commencement of Transit Project Assessment Process).	N/A	No response received	No response received	N/A

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Sept 30-08	Indian and Northern Affairs Canada Kevin Clement Director, Financial Issues and Cost-Sharing, Indian and Northern Affairs Canada	In response to project notification (Notice of Commencement of Transit Project Assessment Process).	N/A		No response received	N/A
Sept 30-08	Jonathan Allen Litigation Team Leader for Ontario Indian and Northern Affairs Canada	In response to project notification (Notice of Commencement of Transit Project Assessment Process).	N/A		No response received	N/A
Sept 30-08	Alan Kary Deputy Director Policy and Relationships Branch Ministry of Aboriginal Affairs	In response to project notification (Notice of Commencement of Transit Project Assessment Process).	N/A		No response received	N/A
Sept 30-08	Francois Lachance Senior Policy Advisor Policy and Relationships Branch Ministry of Aboriginal Affairs	In response to project notification (Notice of Commencement of Transit Project Assessment Process).	N/A		No response received	N/A

July 9, 2008

Mr. Roy Franklin
Indian and Northern Affairs Canada
10 Wellington Street
Gatineau, Quebec
K1A 0H4

Dear Mr. Franklin,

The Regional Municipality of York, in partnership with York Region Rapid Transit Corporation (YRRTC), is undertaking a Conceptual Design and Functional Planning Study for a proposed extension of the Yonge Subway line, from its current terminus at Finch Station in the City of Toronto to the Highway 407 area in the Town of Richmond Hill.

The subway alignment will follow the existing Yonge Street right-of-way; apart for the potential alignment off Yonge north of Holy Cross Cemetery to enter the Richmond Hill terminal area. Potential subway station locations being considered along the Yonge Street corridor are at Cummer/Drewry Avenue, Steeles Avenue, Clark Avenue, Centre Street, Royal Orchard Boulevard, Bunker Road and Highway 7. Figure 1 (attached) provides an overview of the study area. The study work comprises of elements that satisfy Provincial and Federal environmental assessment approval requirements, as well as key Municipal and Agency approval requirements.

This notification is being provided to you with the expectation that Indian and Northern Affairs Canada, Litigation Management and Resolution Branch, can assist us in identifying any First Nation groups who may hold an interest in this study and should be directly consulted. Any input that you can provide would be greatly appreciated. To date, no First Nations groups have received notification with regards to this study.

I look forward to your written response.

Sincerely,



Dale Albers
Chief Communications Officer
York Region Rapid Transit Corporation
Encl.

Figure 1: Study Area Map



July 9, 2008

Mr. Fred Hosking
Indian and Northern Affairs Canada
10 Wellington Street
Gatineau, Quebec
K1A 0H4

Dear Mr. Hosking,

The Regional Municipality of York, in partnership with York Region Rapid Transit Corporation (YRRTC), is undertaking a Conceptual Design and Functional Planning Study for a proposed extension of the Yonge Subway line, from its current terminus at Finch Station in the City of Toronto to the Highway 407 area in the Town of Richmond Hill.

The subway alignment will follow the existing Yonge Street right-of-way; apart for the potential alignment off Yonge north of Holy Cross Cemetary to enter the Richmond Hill terminal area. Potential subway station locations being considered along the Yonge Street corridor are at Cummer/Drewry Avenue, Steeles Avenue, Clark Avenue, Centre Street, Royal Orchard Boulevard, Bunker Road and Highway 7. Figure 1 (attached) provides an overview of the study area. The study work comprises of elements that satisfy Provincial and Federal environmental assessment approval requirements, as well as key Municipal and Agency approval requirements.

This notification is being provided to you with the expectation that Indian and Northern Affairs Canada, Specific Claims Branch, can assist us in identifying any First Nation groups who may hold an interest in this study and should be directly consulted. Any input that you can provide would be greatly appreciated. To date, no First Nations groups have received notification with regards to this study.

I look forward to your written response.

Sincerely,



Dale Albers
Chief Communications Officer
York Region Rapid Transit Corporation
Encl.

July 9, 2008

Mr. Alan Kary
Ministry of Aboriginal Affairs
720 Bay Street, 4th Floor
Toronto, Ontario
M5G 2K1

Dear Mr. Kary,

The Regional Municipality of York, in partnership with York Region Rapid Transit Corporation (YRRTC), is undertaking a Conceptual Design and Functional Planning Study for a proposed extension of the Yonge Subway line, from its current terminus at Finch Station in the City of Toronto to the Highway 407 area in the Town of Richmond Hill.

The subway alignment will follow the existing Yonge Street right-of-way; apart for the potential alignment off Yonge north of Holy Cross Cemetery to enter the Richmond Hill terminal area. Potential subway station locations being considered along the Yonge Street corridor are at Cummer/Drewry Avenue, Steeles Avenue, Clark Avenue, Centre Street, Royal Orchard Boulevard, Bunker Road and Highway 7. Figure 1 (attached) provides an overview of the study area. The study work comprises of elements that satisfy Provincial and Federal environmental assessment approval requirements, as well as key Municipal and Agency approval requirements.

This notification is being provided to you with the expectation that Ministry of Aboriginal Affairs, Policy and Relationships Branch, can assist us in identifying any First Nation groups who may hold an interest in this study and should be directly consulted. Any input that you can provide would be greatly appreciated. To date, no First Nations groups have received notification with regards to this study.

I look forward to your written response.

Sincerely,



Dale Albers
Chief Communications Officer
York Region Rapid Transit Corporation
Encl.

July 9, 2008

Mr. Francois Lachance
Ministry of Aboriginal Affairs
720 Bay Street, 4th Floor
Toronto, Ontario
M5G 2K1

Dear Mr. Lachance,

The Regional Municipality of York, in partnership with York Region Rapid Transit Corporation (YRRTC), is undertaking a Conceptual Design and Functional Planning Study for a proposed extension of the Yonge Subway line, from its current terminus at Finch Station in the City of Toronto to the Highway 407 area in the Town of Richmond Hill.

The subway alignment will follow the existing Yonge Street right-of-way; apart for the potential alignment off Yonge north of Holy Cross Cemetary to enter the Richmond Hill terminal area. Potential subway station locations being considered along the Yonge Street corridor are at Cummer/Drewry Avenue, Steeles Avenue, Clark Avenue, Centre Street, Royal Orchard Boulevard, Bunker Road and Highway 7. Figure 1 (attached) provides an overview of the study area. The study work comprises of elements that satisfy Provincial and Federal environmental assessment approval requirements, as well as key Municipal and Agency approval requirements.

This notification is being provided to you with the expectation that Ministry of Aboriginal Affairs, Policy and Relationships Branch, can assist us in identifying any First Nation groups who may hold an interest in this study and should be directly consulted. Any input that you can provide would be greatly appreciated. To date, no First Nations groups have received notification with regards to this study.

I look forward to your written response.

Sincerely,



Dale Albers
Chief Communications Officer
York Region Rapid Transit Corporation
Encl.

July 10, 2008

Agatha Garcia-Wright
Director (Acting), Environmental Assessment and Approvals Branch
Ministry of the Environment
2 St. Clair Avenue West, Floor 12A
Toronto, Ontario
M4V 1L5

Dear Ms. Garcia-Wright,

The Regional Municipality of York, in partnership with York Region Rapid Transit Corporation (YRRTC), is undertaking a Conceptual Design and Functional Planning Study for a proposed extension of the Yonge Subway line, from its current terminus at Finch Station in the City of Toronto to the Highway 407 area in the Town of Richmond Hill. It is anticipated that we will use the Transit Project Regulation (Ontario Regulation 231/08) to fulfill Ontario Environmental Assessment Act requirements once the necessary pre-planning activities have been completed as part of this Conceptual Design and Functional Planning Study.

The subway alignment will follow the existing Yonge Street right-of-way; apart for the potential alignment off Yonge north of Holy Cross Cemetery to enter the Richmond Hill terminal area. Potential subway station locations being considered along the Yonge Street corridor are at Cummer/Drewry Avenue, Steeles Avenue, Clark Avenue, Centre Street, Royal Orchard Boulevard, Bunker Road and Highway 7. Figure 1 (attached) provides an overview of the study area. The study work comprises of elements that satisfy Provincial and Federal environmental assessment approval requirements, as well as key Municipal and Agency approval requirements. It is intended that this project will follow the 6-month Transit Environmental Assessment approvals process.

In accordance with the direction provided in the *Interim Guide – Ontario's Transit Project Assessment Process, Draft June 2008* this notification is being provided with the expectation that you can assist us in identifying any First Nation groups who may hold an interest in this study and should be directly consulted. The Ministry of Aboriginal Affairs and Indian and Northern Affairs Canada have already been contacted. Any input that you can provide would be greatly appreciated. To date, no First Nations have received notification with regards to this study as we are still awaiting input from the Ministry of Aboriginal Affairs and Indian and Northern Affairs Canada.

I look forward to your written response.
Sincerely,



Dale Albers
Chief Communications Officer
York Region Rapid Transit Corporation
Encl.

September 11, 2008

Mr. Don Boswell
Specific Claims Branch
Department of Indian and Northern Affairs
10 Wellington St., Room 1310
Gatineau QC
K1A 0H4

Dear Mr. Boswell,

The Regional Municipality of York, in partnership with York Region Rapid Transit Corporation (YRRTC), is nearing the completion of a Conceptual Design and Functional Planning Study for a proposed extension of the Yonge Subway line, from its current terminus at Finch Station in the City of Toronto to the Highway 407 area in the Town of Richmond Hill.

The subway alignment will follow the existing Yonge Street right-of-way; apart for the potential alignment off Yonge north of Holy Cross Cemetery to enter the Richmond Hill terminal area. Potential subway station locations being considered along the Yonge Street corridor are at Cummer/Drewry Avenue, Steeles Avenue, Clark Avenue, Centre Street, Royal Orchard Boulevard, Bunker Road and Highway 7. Figure 1 (attached) provides an overview of the study area. The study work comprises of elements that satisfy Provincial and Federal environmental assessment approval requirements, as well as key Municipal and Agency approval requirements.

This notification is being provided to you with the expectation that Indian and Northern Affairs Canada, Special Claims Branch can assist us in identifying any First Nation groups who may hold an interest in this study and should be directly consulted. It was requested that we contact you directly through correspondence with Zeljko Romic of the Ministry of the Environment, Environmental Assessment and Approvals Branch. This is a follow-up letter to the one sent to Fred Hosking on July 9, 2008. Any input that you can provide would be greatly appreciated. To date, no First Nations groups have received notification with regards to this study.

I look forward to your written response.

Sincerely,



Dale Albers
Chief Communications Officer

September 11, 2008

Mr. Jonathan Allen
Litigation Team Leader for Ontario
Indian and Northern Affairs Canada
25 Eddie Street, #1430
Gatineau, Quebec
K1A 0H4

Dear Mr. Allen,

The Regional Municipality of York, in partnership with York Region Rapid Transit Corporation (YRRTC), is nearing the completion of a Conceptual Design and Functional Planning Study for a proposed extension of the Yonge Subway line, from its current terminus at Finch Station in the City of Toronto to the Highway 407 area in the Town of Richmond Hill.

The subway alignment will follow the existing Yonge Street right-of-way; apart for the potential alignment off Yonge north of Holy Cross Cemetery to enter the Richmond Hill terminal area. Potential subway station locations being considered along the Yonge Street corridor are at Cummer/Drewry Avenue, Steeles Avenue, Clark Avenue, Centre Street, Royal Orchard Boulevard, Bunker Road and Highway 7. Figure 1 (attached) provides an overview of the study area. The study work comprises of elements that satisfy Provincial and Federal environmental assessment approval requirements, as well as key Municipal and Agency approval requirements.

This notification is being provided to you with the expectation that Indian and Northern Affairs Canada, Litigation Management and Resolution Branch can assist us in identifying any First Nation groups who may hold an interest in this study and should be directly consulted. It was requested that we contact you directly through correspondence with Pam Wheaton of the Ministry of Aboriginal Affairs, Aboriginal and Ministry Relationships Branch. Any input that you can provide would be greatly appreciated. To date, no First Nations groups have received notification with regards to this study.

I look forward to your written response.

Sincerely,



Dale Albers
Chief Communications Officer

September 11, 2008

Mr. Kevin Clement
Financial Issues and Cost-Sharing
Indian and Northern Affairs Canada
10 Wellington Street, 8th Floor
Gatineau, Quebec
K1A 0H4

Dear Mr. Clement,

The Regional Municipality of York, in partnership with York Region Rapid Transit Corporation (YRRTC), is nearing the completion of a Conceptual Design and Functional Planning Study for a proposed extension of the Yonge Subway line, from its current terminus at Finch Station in the City of Toronto to the Highway 407 area in the Town of Richmond Hill.

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This notification is being provided to you with the expectation that Indian and Northern Affairs Canada, Financial Issues and Cost-Sharing Branch can assist us in identifying any First Nation groups who may hold an interest in this study and should be directly consulted. It was requested that we contact you directly through correspondence with Pam Wheaton of the Ministry of Aboriginal Affairs, Aboriginal and Ministry Relationships Branch. Any input that you can provide would be greatly appreciated. To date, no First Nations groups have received notification with regards to this study.

I look forward to your written response.

Sincerely,



Dale Albers
Chief Communications Officer

September 11, 2008

Ms. Louise Trepanier
Claims East of Manitoba, Comprehensive Claims Branch
Indian and Northern Affairs Canada
10 Wellington Street, Room 1310
Gatineau, Quebec
K1A 0H4

Dear Ms. Trepanier,

The Regional Municipality of York, in partnership with York Region Rapid Transit Corporation (YRRTC), is nearing the completion of a Conceptual Design and Functional Planning Study for a proposed extension of the Yonge Subway line, from its current terminus at Finch Station in the City of Toronto to the Highway 407 area in the Town of Richmond Hill.

The subway alignment will follow the existing Yonge Street right-of-way; apart for the potential alignment off Yonge north of Holy Cross Cemetery to enter the Richmond Hill terminal area. Potential subway station locations being considered along the Yonge Street corridor are at Cummer/Drewry Avenue, Steeles Avenue, Clark Avenue, Centre Street, Royal Orchard Boulevard, Bunker Road and Highway 7. Figure 1 (attached) provides an overview of the study area. The study work comprises of elements that satisfy Provincial and Federal environmental assessment approval requirements, as well as key Municipal and Agency approval requirements.

This notification is being provided to you with the expectation that Indian and Northern Affairs Canada, Comprehensive Claims Branch can assist us in identifying any First Nation groups who may hold an interest in this study and should be directly consulted. It was requested that we contact you directly through correspondence with Zeljko Romic of the Ministry of the Environment, Environmental Assessment and Approvals Branch. Any input that you can provide would be greatly appreciated. To date, no First Nations groups have received notification with regards to this study.

I look forward to your written response.

Sincerely,



Dale Albers
Chief Communications Officer

Ministry of the Environment

Environmental Assessment and
Approvals Branch

2 St. Clair Avenue West
Floor 12A
Toronto ON M4V 1L5
Tel.: 416 314-8001
Fax: 416 314-8452

Ministère de l'Environnement

Direction des évaluations et des
autorisations environnementales

2, avenue St. Clair Ouest
Étage 12A
Toronto ON M4V 1L5
Tél. : 416 314-8001
Téléc. : 416 314-8452



September 12, 2008

Mr. Dale Albers
Chief Communication Officer
York Region Rapid Transit Corporation
1 West Pearce Street, 6th Floor
Richmond Hill ON L4B 3K3

Dear Mr. Albers:

Thank you for your letter dated July 10, 2008, regarding the Regional Municipality of York and York Region Rapid Transit Corporation's (YRRTC) conceptual design and functional planning study for a proposed extension of the Yonge Subway line. The Ministry of the Environment (ministry) is pleased that you intend to follow the new transit project assessment process as per Ontario Regulation 231/08 once your pre-planning activities are completed.

Please be advised that when YRRTC initiates the project, Notices of Commencement should be sent to the undersigned and the ministry's Central Regional Director, Mr. George Rocoski at 5775 Yonge Street, 8th Floor, Place Nouveau Building, North York, Ontario, M2M 4J1. Prior to initiating the Notice of Commencement, we encourage you to contact the ministry's Central Regional office to determine whether or not the ministry may have an interest in the project. I noted in your letter you have contacted the Ministry of Aboriginal Affairs and Indian and Northern Affairs of Canada. The ministry recommends the following contacts from these organizations:

Ministry of Aboriginal Affairs

(Contact: Ms. Pam Wheaton, Deputy Director, Policy and Relationships Branch, Ministry of Aboriginal Affairs, 720 Bay Street, 4th Floor, Toronto ON M5G 2K1;
fax: 416-326-4017; pam.wheaton@ontario.ca);

Indian and Northern Affairs of Canada – Specific Claims Branch

(Contact: Mr. Don Boswell, Senior Claims Analyst, Specific Claims Branch, Department of Indian and Northern Affairs, 10 Wellington Street, Room 1310, Gatineau QC K1A 0H4; fax: 819-956-2258; boswelld@inac.gc.ca);



Indian and Northern Affairs of Canada - Litigation Management and Resolution Branch

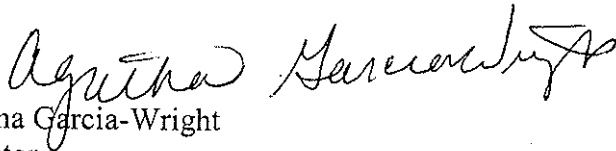
(Contact: Mr. Franklin Roy, Director, Litigation Management and Resolution Branch, Department of Indian and Northern Affairs, 10 Wellington Street, Gatineau QC K1A 0H4; fax: 819-997-1679; royf@inac.gc.ca);

Indian and Northern Affairs of Canada - Comprehensive Claims Branch

(Contact: Ms. Louise Trepanier, Director, Claims East of Manitoba, Comprehensive Claims Branch, Department of Indian and Northern Affairs, 10 Wellington Street, Room 1310, Gatineau QC K1A 0H4; 819-953-3109; trepanierl@inac.gc.ca)

Should you have any further questions on the related to Ontario Regulation 231/08 and its requirements, please contact, Ms. May Lyn Trudelle of the Environmental Assessment and Approvals Branch, at 416-314-7043 or by e-mail at MayLyn.Trudelle@ontario.ca.

Yours sincerely,



Agatha Garcia-Wright
Director

Environmental Assessment and Approvals Branch



February 15, 2008

Your File Votre référence

Our File Notre référence
5010-1

To Whom It May Concern:

**RE: Environmental Assessment and Federal Coordination Standards
 Indian and Northern Affairs Canada – Ontario Region**

The Ontario Region of Indian and Northern Affairs Canada (INAC) has a 30 calendar day standard for responding to environmental assessment notifications, including federal coordination requests (FCRs) under the Canadian Environmental Assessment Act, as well as other environmental assessment correspondence relating to provincial and municipal undertakings. However, correspondence being directed to people who are no longer with the Department or who occupy a different position as well as misdirected mail can cause significant delays in this response time.

To resolve this issue, INAC has established a new procedure that we request your organization adopt when sending environmental assessment correspondence. All unsolicited correspondence concerning environmental assessment requests and notifications that are taking place within the Province of Ontario should be directed to:

Environment Unit
Re: Environmental Assessment Coordination
Indian and Northern Affairs Canada
25 St. Clair Avenue East, 8th Floor
Toronto, Ontario, M4T 1M2

INAC has also created a centralized email address where we accept FCRs and other environmental assessment notifications. This address is EACoordination_ON@inac-ainc.gc.ca.

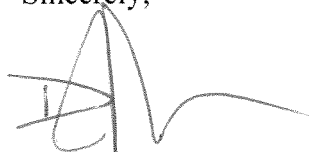
Please keep in mind that just one letter should be sent to the Department regardless of geographical location of the project and that his letter should be addressed to the appropriate recipient mentioned above.

Also, please ensure that notifications are sent within a practicable time frame, particularly when involving invitation to public consultation events.

Questions or comments can be directed to Daniel Johnson at 416-973-5899 or via email at johnsonda@inac.gc.ca.

Thank you for your cooperation.

Sincerely,

A handwritten signature in black ink, appearing to be 'D. Johnson', written over a horizontal line.

Daniel Johnson
Environmental Officer
Environment Unit
INAC - Ontario Region
25 St. Clair Avenue E. 8th Floor
Toronto, Ontario M4T 1M2

Canada

Ministry of the
Attorney General

Crown Law Office
Civil Law

720 Bay Street
8th Floor
Toronto ON M5G 2K1

Tel/Tél: (416) 326-4930
Fax/Télé.: (416) 326-4181
Ria.Tzimas@ontario.ca

Ministère du
Procureur général

Bureau des avocats
de la Couronne Droit civil

720 rue Bay
8^e étage
Toronto ON M5G 2K1

Please refer to File
S.V.P. Se référer au dossier
No.



Ontario

Tom
Scott
Jon
P. May } fyi
Yonge
Subway

June 23, 2008

VIA REGULAR MAIL

Mary-Frances Turner
Vice President
York Region Rapid Transit Corporation
One West Pearce Street
Sixth Floor
Richmond Hill, ON L4B 3K3

Dear Ms. Turner:

**Re: Public Consultations Regarding Rapid Transit Improvements
Yonge Street Subway Extension – Finch Station to Richmond
Hill Centre.**

Thank you for your letter of June 4, 2008.

Inquiries and communications such as yours are handled by the Policy and Relationships Branch of the Ministry of Aboriginal Affairs.

I have forwarded your letter to that Branch and ask that you direct further questions to that office. The address is:

Ministry of Aboriginal Affairs
720 Bay Street, 4th Floor
Toronto, ON M5G 2K1
Tel.: 416-326-4740

Yours truly,

A handwritten signature in blue ink that reads "E. Ria Tzimas".

E. Ria Tzimas
Counsel
Ministry of the Attorney General
Crown Law Office – Civil

Ministry of Aboriginal Affairs

720 Bay Street
4th Floor
Toronto, ON M5G 2K1

Tel: (416) 326-4741
Fax: (416) 326-4017

Ministère des Affaires autochtones

720, rue Bay
4^e étage
Toronto, ON M5G 2K1

Tél: (416) 326-4741
Télé: (416) 326-4017



website: www.aboriginalaffairs.gov.on.ca

Reference: PAR 347
0809-233

AUG 07 2008

Dale Albers
Chief Communications Officer
York Region Rapid Transit Corporation
One West Pearce Street, Sixth Floor
Richmond Hill, ON L4B 3K3

Re: Yonge Subway Extension

Dear Mr. Albers:

Thank you for your inquiry dated July 9, 2008, regarding the above noted project.

The responsibilities of the Ministry of Aboriginal Affairs (MAA) include conducting land claim and related negotiations on behalf of the Province. MAA can provide you with information about land claims that have been submitted to the Ministry, are currently in active negotiations, or are being implemented. We can also advise as to whether there is any litigation with an Aboriginal community that may be relevant to your project.

You should also be aware that many First Nations and Métis communities either have or assert rights to hunt and fish in their traditional territories. These territories often include lands and waters outside of a First Nation reserve. As well, in some instances project work may affect archaeological and burial sites. Aboriginal communities with an interest in such sites may include communities other than those in the vicinity of the proposed project.

With respect to your project, we have reviewed the brief materials you have provided, and can advise that this project does not appear to be located in an area where First Nations may have existing or asserted rights that could be impacted by your project.

.../2

MAA is not the approval or regulatory authority for your project. You should consider the information provided in this letter in light of the statutes and guidance materials provided by the appropriate approval or regulatory authority for consultation requirements with Aboriginal communities on a project such as you are proposing. Should you have questions on the process please contact the appropriate ministry.

The Government of Canada sometimes receives claims that Ontario does not receive, or with which Ontario does not become involved. For information about possible claims in the area, MAA recommends the proponent contact the following federal contacts:

Mr. Fred Hosking
Senior Claims Analyst
Ontario Research Team
Indian and Northern Affairs Canada
10 Wellington St.
Gatineau, QC K1A 0H4
Tel: (819) 953-1940
Fax: (819) 997-9873

Mr. Kevin Clement
A/Director,
Financial Issues and Cost-Sharing
Indian and Northern Affairs Canada
10 Wellington St. 8th Floor
Gatineau, QC K1A 0H4
Tel: (819) 997-8369
Fax: (819) 997-9147

For federal information on litigation contact:

Jonathan Allen
Litigation Team Leader for Ontario
1430-25 Eddy Street
Gatineau, QC K1A 0H4
Tel: (819) 956-3181
Fax: (819) 953-6143

You should also be aware that information upon which the above comments are based is subject to change. First Nation or Métis communities can make assertions at any time, and other developments can occur that might require additional communities to be notified.

Yours truly,



Pam Wheaton
Director
Aboriginal and Ministry Relationships Branch

bc: Negotiations



3 OCT. 2008

Votre référence - Your file

Notre référence - Our file

Dale Albers
Chief Communications Officer
York Region Rapid Transit Corporation
1 West Street, Sixth Floor
RICHMOND HILL, ONTARIO L4B 3K3

Dear Mr. Albers,

Re: Younge Street Subway Extension – Public Meeting

I am writing in response to your letter of September 11, 2008 addressed to Franklin Roy inquiring about any claims that may affect the subject property. I regret that we were unable to respond earlier.

We can advise that our inventory includes active litigation (cases) in the vicinity of this property. They are entitled *Alderville Indian Band, Beausoleil Indian Band, Chippewas of Georgina Island Indian Band, Chippewas of Rama Indian Band, Curve Lake Indian Band, Hiawatha Indian Band, Mississaugas of Scugog Indian Band v. HTMQ and Ontario (Third Party)*, Federal Court of Canada, filed in Montreal, Court file reference # T-195-92 and *Moose Deer Point First Nation, Chief Edward Williams suing on his own behalf and on behalf of the members of Moose Deer Point First Nation v. Her Majesty the Queen in Right of Ontario*, Superior Court of Justice File #01-CV-220612CM.

I am unable to comment with respect to the possible effect of these claims as the cases have not yet been adjudicated and any statement regarding the outcome of the litigation would be speculative at this point. It is recommended that you consult legal counsel as to the effect this action could have on the lands you are concerned with.

If you are interested in further details about the claims, copies of the pleadings can be obtained from the Court for a fee; please contact the appropriate Court Registry Office and make reference to the court file number listed above.

.../2

We cannot make any comments regarding claims filed under other departmental policies. For information on any claims you should also contact Fred Hosking of the Specific Claims Branch at (819) 953-1940 to inquire about any Specific Claims, and Guy Morin of the Comprehensive Claims Branch at (819) 956-0325 to inquire about any current Comprehensive Claims.

If you have any further questions please do not hesitate to contact me at (819) 994-1947.

Sincerely,



Marc-André Millaire
Litigation Team Leader
Litigation Portfolio Operations East
Litigation Management and Resolution Branch

DISCLAIMER: In this Disclaimer, "Canada" means Her Majesty the Queen in right of Canada and the Minister of Indian Affairs and Northern Development and their servants and agents. Canada does not warrant or assume any legal liability or responsibility for the accuracy, completeness, or usefulness of any data or information disclosed with this correspondence or for any actions in reliance upon such data or information or on any statement contained in this correspondence. Data and information is based on information in departmental records and is disclosed for convenience of reference only. Canada does not act as a representative for any Aboriginal group for the purpose of any claim. Information from other government sources and private sources (including Aboriginal groups) should be sought, to ensure that the information you have is accurate and complete.



Indian and Northern
Affairs Canada

Affaires indiennes
et du Nord Canada

www.inac.gc.ca

www.ainc.gc.ca

1 0 SEP 2008

Your file - Votre référence

Our file - Notre référence

Dale Albers
Chief Communications Officer
York Region Rapid Transit Corporation
1 West Pearce Street, 6th Floor
RICHMOND HILL, ONTARIO L4B 3K3

**Re: Public Consultation Regarding Rapid Transit Improvements
Yonge Street Subway Extension – Finch Station to Richmond Hill
Centre**

Dear Mr. Albers:

I am writing in response to your letter of July 9, 2008 addressed to Franklin Roy inquiring about any claims that may affect the subject property.

We can advise that our inventory includes active litigation in the vicinity of this property. It is entitled: *Alderville Indian Band, Beausoleil Indian Band, Chippewas of Georgina Island Indian Band, Chippewas of Rama Indian Band, Curve Lake Indian Band, Hiawatha Indian Band, Mississaugas of Scugog Indian Band v. HTMQ and Ontario (Third Party), Federal Court of Canada, filed in Montreal, Court file reference # T-195-92.*

I am unable to comment with respect to the possible effect of this claim as the case has not yet been adjudicated and any statement regarding the outcome of the litigation would be speculative at this point. It is recommended that you consult legal counsel as to the effect this action could have on the lands you are concerned with.

If you are interested in further details about the claim, a copy of the pleadings can be obtained from the Court for a fee; please contact the appropriate Court Registry Office and make reference to the court file number listed above.

.../2

Canada

We cannot make any comments regarding claims filed under other departmental policies. For information on any claims you should also contact Fred Hosking of the Specific Claims Branch at (819) 953-1940 to inquire about any Specific Claims, and Guy Morin of the Comprehensive Claims Branch at (819) 956-0325 to inquire about any current Comprehensive Claims.

If you have any further questions please do not hesitate to contact me at (819) 994-1947.

Sincerely,



Marc-André Millaire
Litigation Team Leader
Litigation Portfolio Operations East
Litigation Management and Resolution Branch

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**Ministry of the
Attorney General**

Crown Law Office
Civil Law

720 Bay Street
8th Floor
Toronto ON M5G 2K1

Tel/Tél: (416) 326-4930
Fax/Télé.: (416) 326-4181
Ria.Tzimas@ontario.ca

**Ministère du
Procureur général**

Bureau des avocats
de la Couronne Droit civil

720 rue Bay
8^e étage
Toronto ON M5G 2K1

Please refer to File
S.V.P. Se référer au dossier
No.



September 15, 2008

VIA REGULAR MAIL

Dale Albers
Chief Communications Officer
York Region Rapid Transit Corporation
One West Pearce Street
Sixth Floor
Richmond Hill, ON L4B 3K3

Dear Mr. Albers:

Re: Yonge Street Subway Extension – Public Meeting

Thank you for your letter of September 11, 2008.

Inquiries and communications such as yours are handled by the Policy and Relationships Branch of the Ministry of Aboriginal Affairs.

I have forwarded your letter to that Branch and ask that you direct further questions to that office. The address is:

Ministry of Aboriginal Affairs
720 Bay Street, 4th Floor
Toronto, ON M5G 2K1
Tel.: 416-326-4740

Yours truly,

A handwritten signature in blue ink, appearing to read "E. Ria Tzimas".

E. Ria Tzimas
Counsel
Ministry of the Attorney General
Crown Law Office – Civil

From: Romic, Zeljko (ENE) [mailto:Zeljko.Romic@ontario.ca]
Sent: September 4, 2008 4:18 PM
To: Bricks, Mike
Cc: Garcia-Wright, Agatha (ENE); Brennan, Phil (ENE); Trudelle, May Lyn (ENE)
Subject: Yonge Subway Extension - response to June 2 email

Hi Mike,

I am writing to you in response to your September 2, 2008 email to Agatha Garcia-Wright, Director, Environmental Assessment and Approvals Branch (EAAB) regarding the planning and feasibility work for the York Region Rapid Transit Corporation (YRRTC) and the proposed York Subway Extension project. Your email asked for the following information:

- 1) Project officer contact info** - Please note that there is no project officer assigned. Should you have questions about the new Transit Regulation 231/08 and related policy or process matters, you may contact May Lyn Trudelle at 416-314-7034, or Zeljko Romic at 416-314-8204.
- 2) Assistance with identifying First Nation Groups as per June 10th letter signed by Dale Albers (YRRTC)** - Please note that we do not have the June 10th letter in our records, and kindly ask that you re-send it so that we have it on file. You may fax the letter c/o Zeljko Romic at 416-314-8452. As for identifying First Nations Groups, the Ministry recommends that proponents contact the following agencies to determine potentially affected Aboriginal communities in the project area:

Ministry of Aboriginal Affairs

(Contact: Mr. Alan Kary, Deputy Director, Policy and Relationships Branch, Ministry of Aboriginal Affairs, 720 Bay St., 4th Floor, Toronto ON M5G 2K1; fax: 416-326-4017; alan.kary@ontario.ca)

Indian and Northern Affairs of Canada – Specific Claims Branch

(Contact: Mr. Don Boswell, Senior Claims Analyst, Specific Claims Branch, Department of Indian and Northern Affairs, 10 Wellington St., Room 1310, Gatineau QC K1A 0H4; fax: 819-956-2258; boswelld@inac.gc.ca);

Indian and Northern Affairs of Canada - Litigation Management and Resolution Branch

(Contact: Mr. Franklin Roy, Director, Litigation Management and Resolution Branch, Department of Indian and Northern Affairs, 10 Wellington Street, Gatineau QC K1A 0H4; fax: 819-997-1679; royf@inac.gc.ca);

Indian and Northern Affairs of Canada - Comprehensive Claims Branch

(Contact: Ms. Louise Trepanier, Director, Claims East of Manitoba, Comprehensive Claims Branch, Department of Indian and Northern Affairs, 10 Wellington St., Room 1310, Gatineau QC K1A 0H4; 819-953-3109; trepanierl@inac.gc.ca)

Once identified, it is recommended that you provide notification directly to the Aboriginal communities who may be affected by the project and provide them with an opportunity to participate in the planning of the project.

If you have any further questions, don't hesitate to contact us.

Thank you,

Zeljko Romić

Program Support Coordinator

Program Services Section

Environmental Assessment and Approvals Branch

Ministry of the Environment

Telephone: 416-314-8204 Toll Free: 1-800-461-6290

Fax: 416-314-8452

Email: zeljko.romic@ontario.ca