



MTE Consultants

520 Bingemans Centre Drive, Kitchener, Ontario N2B 3X9

April 29, 2022

MTE File No.: C47260-103

City of Guelph
1 Carden Street
Guelph, ON N1H 3A1

To whom it may concern:

**RE: Letter of Reliance – Phase I and Phase II Environmental Site Assessment (ESA)
103-105 Victoria Road North, Guelph, ON (“Site”)**

MTE Consultants Inc. (MTE) has been asked to extend a letter of reliance to the City of Guelph for work completed at the subject properties located at 103-105 Victoria Road North in Guelph, Ontario (the “Site”). Reliance is being requested for a Phase I and Phase II ESA completed by MTE for Gemini Homebuilders Ltd. (the “Client”).

The reports completed by MTE (herein referred to as the “Reports”) are as follows:

1. Phase I Environmental Site Assessment, Cassino Avenue and Victoria Road North, Guelph, ON. Prepared for Gemini Homebuilders Ltd, Reference 47260-103, dated May 5, 2022.
2. Phase II Environmental Site Assessment, Cassino Avenue and Victoria Road North, Guelph, ON. Prepared for Gemini Homebuilders Ltd, Reference 47260-103, dated May 5, 2022.

MTE hereby authorizes the City of Guelph to rely on the above Reports, as if the Reports were originally commissioned by them for the express and sole purpose of facilitating a zone change and re-development of the Site. The reliance extended to the City of Guelph is subject to the same Scope of Services, Recommendations and Limitations as may be set out in the Reports. MTE’s potential liability to the City of Guelph arising out of the Reports is limited to \$50,000 CAD, which is considered reasonable and sufficient for replication of such service, regardless of any limitation on liability agreed to by the Client.

The Reports, which the City of Guelph acknowledges they have read, identified the environmental conditions as they existed at the time of the investigations, pursuant to the scope of work agreed to by our Client. The Reports are not intended to be exhaustive in scope or to imply a risk free property. It should be recognized that the passage of time may affect the views, conclusions and recommendations provided in the Reports because conditions on or surrounding a property can change, along with regulatory requirements. It is also noted that the Reports do not address municipal planning matters, geotechnical considerations or features of the natural environment.

The City of Guelph acknowledges and accepts that electronic media are susceptible to unauthorized modification, deterioration and incompatibility, and therefore, it is the sole responsibility of the City of Guelph to review, verify and determine the accuracy, integrity, quality, completeness and/or suitability of electronic media versions of the Reports. MTE expressly disclaims any responsibility or liability for unauthorized modifications to the electronic media versions of the Reports. In any event, it is the responsibility of the City of Guelph to obtain copies of the Reports directly from MTE.

This reliance agreement is not assignable and does not confer any right or benefit upon any third party, nor does it extend reliance to any reports by others referenced in the MTE Report. No copies of the report are to be produced or issued by the City of Guelph without the express, written consent of MTE.

Yours Truly,

MTE Consultants Inc.

Robert Reaume, P.Eng., QP_{ESA}

Operational Director, Kitchener

519-743-6500 ext. 1209

rreaume@mte85.com

RMR: apm

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