



CERTIFICATE OF COMPLIANCE
(Pursuant to Section 53 of the *Environmental Management Act*)

THIS IS TO CERTIFY that as of the date indicated below, the site identified in Schedule A of this Certificate of Compliance has been satisfactorily remediated to meet the applicable Contaminated Sites Regulation remediation standards.

This Certificate of Compliance is qualified by the requirements and conditions specified in Schedule B.

The substances for which remediation has been satisfactorily completed and for which this Certificate of Compliance is valid are listed in Schedule C.

I have issued this Certificate of Compliance based on a review of relevant information including the documents listed in Schedule D. I, however, make no representation or warranty as to the accuracy or completeness of that information.

A Director may rescind this Certificate of Compliance if requirements and conditions imposed in the Certificate of Compliance are not complied with or any fees payable under Part 4 of the Act or regulations are outstanding.

This Certificate of Compliance should not be construed as an assurance that there are no hazards present at the site.

The substances to which this Certificate of Compliance applies migrated to the site from a neighbouring source. It should not be assumed that this Certificate of Compliance certifies the remediation of all contaminants at the site.

June 29, 2017
Date Issued

A handwritten signature in black ink, appearing to read "Peter Kickham".

Peter Kickham
For Director, *Environmental Management Act*

Schedule A

The site covered by this Certificate of Compliance is a management area located on a portion of Nicol Street, Nanaimo, British Columbia which is more particularly known and described as:

Commencing at the southeast corner of Lot A, Section 1, Nanaimo Land District, Plan 41876.

Thence, at a bearing of 358 degrees 55 minutes 5 seconds a distance of 75.33 m.

Thence, at a bearing of 39 degrees 1 minute 19 seconds a distance of 3.33 m.

Thence, at a bearing of 153 degrees 21 minutes 42 seconds a distance of 41.67 m.

Thence, at a bearing of 178 degrees 56 minutes 46 seconds a distance of 50.33 m.

Thence, at a bearing of 295 degrees 27 minutes 27 seconds a distance of 22.47 m to the point of commencement, and comprising an area of 1,327.12 m².

The site contains the legal parcel depicted in an engineering drawing 130825-LET22 prepared by SNC-Lavalin Inc., Environment and Water, on November 12, 2015.

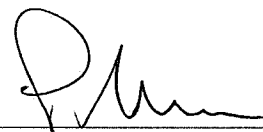
The approximate centre of the site using the NAD (North American Datum) 1983 convention is:

Latitude: 49° 09' 01.10"

Longitude: 123° 56' 01.30"

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For Director, *Environmental Management Act*

Schedule B

Requirements and Conditions

1. Any changes in land, vapour or water uses must be promptly identified by the responsible person in a written submission to the Director. An application for an amendment or new Certificate of Compliance may be necessary. The uses to which this condition applies are described in Schedule C and in the site investigation documents listed in Schedule D.

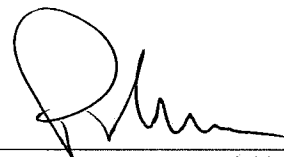
The documents listed in Schedule D indicate that vapour attenuation factors were applied to meet Contaminated Sites Regulation risk-based standards at the Management Area. These vapour attenuation factors were selected based on assumptions about the structures, locations and depths of trenches expected at the site. These assumptions include the following:

- (a) The MA will continue to be used as a roadway with no buildings constructed in the future.

Any inconsistencies that arise between the structures, locations and depths of proposed range of structures, assumed in the selection of vapour attenuation factors in the documents listed in Schedule D must be promptly identified by the responsible person in a written submission to the Director. An application for an amendment or new Certificate of Compliance may be necessary.

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For Director, *Environmental Management Act*

Schedule C

Substances and Uses

Substances remediated in water for marine aquatic life water use:

To meet risk-based remediation standards:

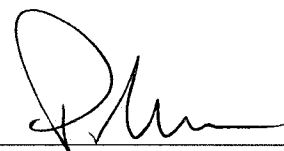
- Naphthalene;
- Toluene; and
- LEPHw, VHw₁₀₋₁₆, and VPHw.

To meet numeric-based remediation standards:

- Benzene and ethylbenzene; and
- Pyrene.

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Schedule D

Documents

Summary of Site Condition (for MOTI Management Area), prepared by SNC-Lavalin Inc., dated April 14, 2016;

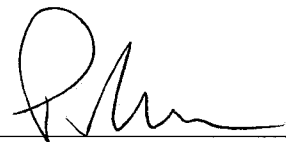
Summary of Communication in Regards to the CofC Application for the Former Shell Site at 702 Nicol Street, Nanaimo, BC and Adjacent Management Areas associated with the Former Shell Site at 702 Nicol Street, Nanaimo, BC (Site), Location Code: C47017 (MoE Site No. 3180), prepared by SNC-Lavalin Inc., dated April 14, 2016;

Human Health and Ecological Risk Assessment, Former Service Station at 702 Nicol Street, Nanaimo, BC and Adjacent management Areas, Location Code C47017, prepared by SNC-Lavalin Inc., dated March 1, 2016; and

Stage 1 & 2 Preliminary Site Investigation, Detailed Site Investigation, Decommissioning and Remedial Program, Former Payless Service Station Located at 702 Nicol Street, Nanaimo, BC and Adjacent Management Areas - Location Code: C47017 prepared by SNC-Lavalin Inc., dated February 29, 2016.

June 29, 2017

Date Issued



Peter Kickham

For Director, *Environmental Management Act*