

2013 ENVIRONMENTAL AGREEMENTS

EXECUTIVE SUMMARY

The purpose of the Environmental Agreements Bylaw (EAB) is to delegate certain powers to City administration relating to the execution of agreements for the purpose of environmental enhancement and protection. The reason for such a bylaw includes providing applicants with a single point of contact for these types of agreements, streamlining the transaction time and effort for both applicants and The City, and for licences in particular, providing a standardized format to promote consistency in applications.

Licences are the most common type of environmental agreement executed under this bylaw. Of the 39 agreements issued in 2013, 37 were licenses (either approved or amended), one was an access agreement and one was a stewardship agreement.

The 2013 Environmental Agreements Report itemizes the agreements authorized by Environmental & Safety Management under the Environmental Agreements Bylaw (11M2010) between 2013 January 1 and December 31.

ADMINISTRATION RECOMMENDATION(S)

That the SPC on Utilities and Corporate Services recommend that Council receive the report for information.

RECOMMENDATION OF THE SPC ON UTILITIES AND CORPORATE SERVICES, DATED 2014 MARCH 19:

That the Administration Recommendation contained in Report UCS2014-0028 be approved.

PREVIOUS COUNCIL DIRECTION / POLICY

Pursuant to Bylaw 11M2010, Environmental Agreements Bylaw, Section 4 (2), Reporting – Environmental & Safety Management shall provide an annual report to City Council itemizing the Agreements authorized.

BACKGROUND

The purpose of the Environmental Agreements Bylaw (EAB) is to delegate certain powers, duties and functions to City administration, particularly Environment and Safety Management (ESM) relating to the authorization and execution of agreements for the purpose of environmental enhancement, conservation and protection.

The City enters into environmental agreements for varying reasons including but not limited to:

- Authorizing the use and occupation of property belonging to The City for the purpose of facilitating the investigation, assessment, remediation or risk management of a site (licenses);
- Facilitating the pursuit, promotion and implementation of initiatives which enhance, conserve or protect the environment (access agreements, conservation agreements, remedial action agreements);
- Transferring the administration of provisions of environmental laws to other government authorities (administration agreements); and

Approval(s): Pritchard, Rob concurs with this report. Author: C. Petit
City Clerk's: J. Dubetz

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- Addressing other matters related to the environment (stewardship agreements).

The reason for such a bylaw includes providing applicants with a single point of contact for these types of agreements, streamlining the transaction time and effort for both applicants and The City, and for licences in particular, providing a standardized format to promote consistency in applications. Since 2010, the Environmental Agreements Bylaw 11M2010 (EAB), has simplified and streamlined the process for applicants entering into these agreements with The City.

INVESTIGATION: ALTERNATIVES AND ANALYSIS

Licences are the most common type of environmental agreement executed under this bylaw. An example is The City's Licenses of Occupation, whereby applicants use and occupy City property for the purpose of investigating and remediating contaminated sites. Of the agreements issued in 2013, 37 were licenses (either approved or amended), one was an access agreement and one was a stewardship agreement relating to sponsorship for the Mayor's Environment Expo.

The 2013 Environmental Agreements Summary Table and Areas Map (Attachment) itemize the agreements authorized in 2013 under the EAB and shows their geographical location on a map of Calgary where appropriate.

Stakeholder Engagement, Research and Communication

The 37 licenses and amending agreements executed in 2013 under the EAB were processed upon application after engagement and communication with the licensee's and their consultants. Affected internal City business units, such as Infrastructure & Information Services, Roads, Law, City Clerks were circulated, when applicable, for notification, input, and approval when another City business unit was the land steward or affected in some way.

In regards to the access agreement, The City was given access to privately owned lands in order to conduct work to facilitate a joint risk management plan (RMP). The owner was consulted along with Law and other City business units providing assistance with the work undertaken.

Finally, the stewardship agreement involved setting terms and conditions of sponsorship between The City and a private sponsor for the Mayor's Environment Expo. For this agreement Law was also engaged.

Strategic Alignment

This report supports UEP 2012-2014 Business Plan strategies 1C4 *Build productive working relationships with stakeholders to achieve common goals* and 2C1 *Focus on our financial health*, in addition to supporting actions in UEP's natural resources management outcome.

The processing of environmental agreements also aligns with the Triple Bottom Line policy framework, the Integrated Risk Management policy, and the 2020 Sustainability Direction with respect to environmental protection, including brownfield remediation and redevelopment. The agreements reported are also in alignment with The City's Environmental Policy, and the

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Municipal Development Plan in relation to encouraging the remediation and redevelopment of brownfield sites and environmental protection.

Social, Environmental, Economic (External)

Through the EAB, The City provides leadership by facilitating third party investigation and remediation on City lands, and other environmental stewardship actions, which promotes environmental protection. Issuing licenses contributes to improving community health and the environment by expediting management of contaminated sites and providing good governance and transparency to the process. Expediting the provision of environmental agreements is also integral to The City's customer-centric focus and allows businesses to run more efficiently, which supports Calgary as an attractive place for economic investment.

Financial Capacity

Current and Future Operating Budget:

There is no impact on current or future operating budgets.

Current and Future Capital Budget:

There are no implications to the capital budget.

Risk Assessment

A main function of the Environmental Agreements Bylaw and the resulting agreements is to identify, mitigate or reduce environmental risks and legal liabilities to The City.

REASON(S) FOR RECOMMENDATION(S):

This report is provided as an annual report to City Council itemizing the agreements authorized as per Environmental Agreements Bylaw 11M2010.

ATTACHMENT(S)

2013 Environmental Agreements Summary Table and Areas Map