

Milton Logistics Hub: 2023 Q1 Report

For the period January 1 to March 31, 2023

1.0 Project Overview

The Milton Logistics Hub (the “Project”) was the subject of a multi-year federal environmental assessment process, which culminated in a federal Decision Statement on January 21, 2021, Fisheries and Oceans Canada (DFO) Authorization on July 23, 2021, and a Canadian Transportation Agency (CTA) decision on November 22, 2021. It is subject to over 300 conditions designed to protect the community and the environment, including a requirement to produce reports on a quarterly basis that describe how CN has addressed feedback on the Project.

2.0 Summary of Construction Activities

Project construction commenced on January 17, 2022, with [Phase One activities](#) as identified in Construction Schedule 15.2. During the 2023 Q1 period, site activities have included: erosion and sediment control measures and water management to reduce sediments from travelling; excavation for storm water management pond #1 (SWP1); installation of the upper portions of Culvert 2A to facilitate mainline track realignment; preparatory work for the installation of Culvert 1 on Tributary A (proposed beneath future truck access road); removal of the temporary bridge across Indian Creek; installation of temporary culverts beneath the mainline for the regional diversion channel; relocation of wildlife exclusion fencing following activation of the Tributary A realignment channel and associated habitat; and preparatory work for the planned relocation of the mainline (vegetation removal, grading, erosion and sediment control measures).

Night construction work occurred between 10:00 p.m. on January 24 and 8:00 a.m. on January 25, 2023. Construction involved the installation of three culverts (regional diversion channel) to ensure consistent and efficient draining throughout the site during construction (see *2.1.7 under 2.1 Construction Site Photos* below). Construction occurred overnight to minimize the disruption to mainline rail operations. During this single night of work, lights were directed at the construction area and noise kept to a minimum. The community was notified in advance (see *3.2 Night Construction* below) and no noise complaints were received.

All activities are being carried out in accordance with the conditions outlined in the federal [Decision Statement](#).

2.1 Construction Site Photos

The following are images of various construction activities that have occurred during this reporting period.



2.1.1 Track Realignment – Winter Conditions

Erosion control – check-dams in place along channels



Figure 1 – January 18, 2023

2.1.2 Track Realignment – Winter Conditions



Figure 2 – January 27, 2023

2.1.3 Dewatering Silt Control Using Filter Bag
During unseasonably warm weather



Figure 3 – January 20, 2023

2.1.4 Tributary A – Natural Channel and Offline Wetlands
Former on-line agricultural pond



Figure 4 – January 23, 2023

2.1.5 Winter Conditions Along Indian Creek and Stormwater Management Pond 2



Figure 5 – January 27, 2023

2.1.6 Winter Conditions – Wildlife Fence and Offline Channel



Figure 6 – January 27, 2023

2.1.7 Temporary Culverts Installed Beneath Mainline



Figure 7 – January 23, 2023

2.1.8 Vegetation Removal and Preparation for the Future Mainline Realignment (north of Tributary A)



Figure 8 – March 16, 2023

2.1.9 Tributary A Realignment and Floodplain Conditions



Figure 9 – March 16, 2023

2.1.10 Stormwater Management 1 Pond Bypass Channel Construction



Figure 10 – March 23, 2023

2.2 Meetings with Regulatory Agencies

CN regularly meets in person or virtually with representatives from the relevant regulatory agencies: Impact Assessment Agency of Canada (IAAC), Fisheries and Oceans Canada (DFO), Health Canada, Canadian Transportation Agency (CTA), and Environment and Climate Change Canada (ECCC).

Meetings with regulatory agencies occurred on:

- January 10, 2023
- February 14, 2023
- March 14, 2023

When not meeting on site, participating agencies were provided with a virtual tour/photo log of the site.

An additional site visit was held with DFO on March 21 to review, discuss and implement enhanced erosion and sediment control measures associated with Tributary A. Following this meeting, additional discussions were held with the regulatory agencies in April. Details of these discussions will be captured in the 2023 Q2 report.

A call was held with Environment and Climate Change Canada (ECCC) on March 29, 2023 in preparation for the installation of Western Chorus Frog exclusion fencing that occurred in April.

3.0 Community Engagement

In 2021, CN announced the establishment of the Community Consultation Committee (the “Committee”) for the Milton Logistics Hub as part of its ongoing community communication and engagement related to the Project. CN elected to form the Committee as a component of the federally mandated [Community Liaison Communication Process](#) (See Project Documents). The Committee is led by independent third-party co-facilitators and its membership represents environmental, business, community, post-secondary education, and other interests in Milton and across Halton. The Community Consultation Committee serves as a community feedback forum to CN from Indigenous groups and local stakeholders prior to construction, throughout construction, and into operation of the Project.

3.1 Community Consultation Committee Meetings

The Community Consultation Committee met on:

- February 2, 2023 (virtual)

Topics discussed included: the move feasibility study for the CN-owned home at 5381 Tremaine Road; legal action by Halton Region; the successful cutover of Tributary A in late 2022; reuse of tree trunks on site; impact of weather conditions on sequencing of construction activity; noise monitoring and abatement with respect to construction vehicles and back-up safety alarms; and erosion and soil control management.

3.2 Night Construction

In order to inform the nearby community of scheduled night construction work on January 24 to January 25, notification was made through the following methods:

- Advertisement in the *Milton Canadian Champion* newspaper published on January 19, 2023
- Notice posted on the Construction Update section of cnmilton.ca on January 19, 2023
- Print notices were hand-delivered to 21 neighboring residences on January 18, 2023
- By email to the Community Consultation Committee on January 19, 2023

Hand-delivered notices included a contact name and telephone number that residents could use to register complaints or concerns regarding the night construction activity. No complaints or concerns were raised by the community.

See Appendix A for Night Construction Notification.

4.0 Indigenous Consultation

CN continues to meet regularly with the Mississaugas of the Credit First Nation (MCFN) through a working group that was established to share project information, provide opportunities for members to participate in field programs, and to identify ongoing economic opportunities on the Project and within CN's operating area.

CN continues to engage with Six Nations of the Grand River (Six Nations) on the Project and provide opportunities for members to participate in field programs.

CN meets regularly with the Huron Wendat Nation (HWN) to share updates on the Project and provide opportunities for members to participate in field programs.

A representative of the HWN is a member of the Community Consultation Committee. MCFN and Six Nations have standing invitations to participate in the Community Consultation Committee, such as becoming a regular member of the Committee, attending Committee meetings, or presenting to the Committee.

5.0 CN Milton Website Postings

The following new documents were posted to the CN website during this reporting quarter:

Annual Reports

- [2022 Q4 Quarterly Report](#)
- [2022 Annual Report](#)

Project Documents

- [Condition Compliance Schedule 15.1](#)
- [Construction Schedule 15.2](#)

6.0 Feedback and Consideration of Input

Per the Community Liaison Communication Plan, 2.2.2., the following methods were available to potentially affected parties and the wider community for providing feedback to CN:

- a) CN Public Inquiry Line
- b) Community Consultation Committee
- c) CNMilton.ca
- d) Emergency Line
- e) Project Information Centre
- f) Local Government Engagement
- g) Social Media
- h) Noise Complaints Protocol

In addition to these methods, feedback could also be submitted through additional methods, such as via email to individual CN employees, contractors, or other divisions within CN, particularly as part of direct correspondence on specific matters.

Below is a summary of input received in 2023 Q1 (January 1 to March 31 2023). The table below summarizes feedback from Potentially Affected Parties into key themes, citing the various sources of that feedback, and describes how CN has considered and addressed feedback. Per Condition 4.9.3, this includes noise complaints received (if any) and any corrective action taken during the reporting quarter relating to noise complaints.

6.1 CN’s consideration of input from community and stakeholder engagement

TOPIC		
Summary of Topic	Source of Input	CN Consideration/Response
1. Project Site Activity <ul style="list-style-type: none"> Interest in the impact of weather conditions on construction activities and durability of silt fencing on site. Interest in the use of filter bags to reduce sediments in water management and what the permanent solution to manage sediment. 	Community Consultation Committee	<ul style="list-style-type: none"> A dedicated maintenance crew checks and repairs any damaged fencing daily. Weather has impacted timing of activities in some cases; impacted activities progress when conditions are more amenable. The use of filter bags is one of many methods to manage erosion and soil control and has been an effective method on site.
2. Reuse/removal of existing buildings on site <ul style="list-style-type: none"> Interest in the feasibility of moving CN-owned house at 5381 Tremaine Road. 	Community Consultation Committee	<ul style="list-style-type: none"> CN requested a move feasibility study for the house at 5381 Tremaine Road from engineering firm Stantec; the study was shared with the Cultural Heritage Sub-Committee in April 2023.
3. Legal Matters and Stakeholder Relations <ul style="list-style-type: none"> Interest in status of lawsuits by Halton Region. Concerns about tax dollars spent on Halton Region’s appeal process on the Ontario Superior Court decision. 	Community Consultation Committee	<ul style="list-style-type: none"> No update on Halton Region’s appeal process and CN awaits further information from Halton on their legal actions. Halton Region’s legal costs were discussed at the January 25, 2023 Halton Region Council meeting, which was reported on in local media, further stating that Halton Region indicated they have spent \$25 million opposing the Milton Logistics Hub, \$2 million of which in relation to compensation to CN in the Ontario Superior Court case.

TOPIC		
Summary of Topic	Source of Input	CN Consideration/Response
4. Impact of Committee <ul style="list-style-type: none"> Interest in how Committee feedback and information is integrated into planning at CN. 	Community Consultation Committee	<ul style="list-style-type: none"> Feedback and progress of the Committee is relayed internally at CN. Feedback from the Committee is incorporated into project planning beyond the Milton Logistics Hub.
5. Transportation Planning <ul style="list-style-type: none"> Interest in Halton Region's designated truck haul routes. Interest in Halton Region's engagement with CN regarding the environmental assessment for Steeles Avenue near Tremaine Road. 	Community Consultation Committee / Direct correspondence via Project email	<ul style="list-style-type: none"> Enquiry was responded to with a link to CN's transportation study in the Environmental Impact Study available at cnmilton.ca. CN has regular discussions with Halton Region and the Town of Milton and a constructive relationship outside of the intermodal project.
6. Outreach and Partnership Opportunities <ul style="list-style-type: none"> Interest in advertising with local media. Interest in sponsorship of community organization. 	Direct correspondence via Project email	<ul style="list-style-type: none"> CN representatives continue to follow-up with local entities about outreach and partnership opportunities.
7. Employment and Business Opportunities <ul style="list-style-type: none"> Interest in employment opportunities at the new facility. Interest in Phase 2 tender. 	Direct correspondence via Project email	<ul style="list-style-type: none"> Enquires were directed to appropriate divisions within CN for follow-up.
8. General Interest in Project <ul style="list-style-type: none"> Interest in construction timelines and when Project will be operational. General support for the Project. 	Direct correspondence via Project email	<ul style="list-style-type: none"> CN expressed appreciation for the interest and support of the Project, provided an overview of Phase 1 activities, and directed enquiries to cnmilton.ca for further details about the stages of the Project, referencing the multi-year federal environment assessment process and Schedule 15.2 which outlines the timelines of major activities on site.

Appendix A – Night Construction Notification

Print advertisement in the *Milton Canadian Champion*, published on January 19, 2023.


Milton Logistics Hub

Notice of Overnight Construction

January 24–January 25, 2023

Construction Activity
Construction crews will be installing culverts to ensure consistent and efficient drainage throughout the site during construction. Night work is required to minimize disruption to mainline rail operations.

Hours of Night Work
Work will occur between 8:00 p.m. on Tuesday, January 24 and 8:00 a.m. on Wednesday, January 25, 2023.

What to Expect
Berms installed on the project site will help mitigate impacts on nearby residents from noise. Lighting will be positioned away from residential areas to help mitigate light impacts in the vicinity.
There will be no road closures during construction.
Efforts will be made to complete the night construction activity as quickly as possible.

For more information about this project:
Visit: cnmilton.ca
Email: milton@cn.ca
Call: 1.800.216.9466



Notice posted on the Construction Update section of cnmilton.ca on January 19, 2023 and hand-delivered to 21 neighboring residences on January 18, 2023.


Milton Logistics Hub

Notice of Night Construction

JANUARY 24–JANUARY 25, 2023

Construction Activity
Construction crews will be installing culverts to ensure consistent and efficient drainage throughout the site during construction. Night work is required to minimize disruption to mainline rail operations.

What to Expect
Anticipated impacts in the vicinity of the project site while work is being performed might include:

- Noise from construction equipment and machinery
- Beeping from backup alarms on construction equipment and vehicles
- Lighting in the work area

Berms installed on the project site will help mitigate impacts on nearby residents from noise. Lighting will be positioned away from residential areas to help mitigate light impacts in the vicinity.
There will be no road closures during construction.
Efforts will be made to complete the night construction activity as quickly as possible.

Hours of Night Work
Work will occur between 8:00 p.m. on Tuesday, January 24 and 8:00 a.m. on Wednesday, January 25, 2023.

