# City of Edmonton Valley Line-Stage 1 Light Rail Transit (LRT) Project Environmental Impact Screening Assessment

### **Final Report**

*Prepared for:* 

LRT D and C
Transportation Services
City of Edmonton
Edmonton, Alberta

Prepared by:

Spencer Environmental Management Services Ltd. Edmonton, Alberta

*Under Contract to:* 

AECOM Connected Transit Partnership Edmonton Alberta

Project Number EP - 522

July 2013

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26 July 2013 Our File: EP-522

Dear Ms. Buffalo,

Re: LRT Valley Line-Stage 1, Bylaw 7188 –EISA (Final Report) Your file: Posse 131150741-003

On behalf of LRT D and C and as part of Connected Transit Partnership, we are pleased to submit the final Environmental Impact Screening Assessment (EISA) for the abovenoted project. This final report reflects comments received from various City reviewers. We enclose five (5) hard copies and once electronic (pdf) copy.

Please contact the undersigned with any questions. Thank you for your assistance to date.

Biologists

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#### **EXECUTIVE SUMMARY**

In keeping with the City of Edmonton Transportation Master Plan, Transportation Services, LRT Design and Construction is planning the City's next LRT extension, the Valley Line - Stage 1, connecting the city centre to communities in southeast Edmonton. The new line will comprise an urban style, low-floor LRT, and will cross the North Saskatchewan River Valley in the vicinity of Louise McKinney and Gallagher Parks. The project is nearing completion of preliminary design. In October 2012, City Council elected to pursue a P3 approach for project delivery and is now actively working toward procuring a P3 Contractor to design, build, finance, operate and maintain the new line. The P3 project will be governed by a detailed contract that is under development by the City. As of early April 2013, project design had been advanced to approximately 30%; this 30% design represents the Reference Design, upon which this impact assessment was based.

Within the river valley, the new LRT corridor will be approximately 1.6 km long and will follow an alignment that enters the valley via a tunnel and portal structure in the north valley wall, crosses the river on a bridge following the alignment of the Cloverdale pedestrian bridge, crosses 98<sup>th</sup> Avenue on an elevated guideway, and exits the valley on an at-grade track that parallels existing roads. The selected river valley corridor is in a centrally-located, highly-visible and highly-valued portion of the river valley that supports important viewscapes, events and facilities. The project therefore intersects with City parks, Natural Areas, and recreational facilities/infrastructure, creating potential for impacts to both physical and socio-cultural environments in the river valley.

The project falls within the boundaries of the City of Edmonton's North Saskatchewan River Valley Area Redevelopment Plan (Bylaw 7188), which governs all development within the river valley. The project is, therefore, subject to an environmental review. Several additional City bylaws and policies, including the Parkland Bylaw, Natural Area Systems Policy and Corporate Tree Management Policy, also apply. The project is likely to require various federal and provincial permits or approvals, including approval pursuant to the Navigable Waters Protection Act, a Fisheries Act Authorization, License of Occupation under Alberta's Public Lands Act and clearance under Alberta's Historical Resources Act. This report identifies legislation and policies that are currently applicable/relevant to the project; however, due to the relatively preliminary stage of design, specific permitting requirements will have to be revisited during detailed design.

Using the Reference Design and the probable project area required for construction and being cognizant of the as yet undeveloped construction methods and potential for change during detailed design by the P3 Contractor, this EISA identifies several *potential* environmental impacts that may occur as a result of this project. Major *potential* adverse impacts include slope instability concerns on the north and south valley walls, impacts to soil and water quality, release of contaminants to soils and water, loss of vegetation, impacts to wildlife habitat and movement, impacts to fish habitat and movement, temporary recreational trail closures, temporary effects on recreational user experience, changes to the visual and aesthetic environment in the project area, and construction-

related impacts on nearby residential areas. Many of these can be fully mitigated using measures described in this impact assessment, resulting in few residual impacts. Some impacts cannot be fully mitigated owing to the size of the project area and the likely four-year duration of the construction period; however, these residual impacts are generally limited to the construction phase of the project.

Importantly, this EISA also predicts some positive impacts, such as greater transit access to the river valley and its amenities and aesthetic improvements to certain locales. To some Edmontonians, the new bridge amenities will be an added attraction to the river valley.

Several impacts remain unresolved at this time, largely as a result of two factors: the preliminary state of project design and the implications of the P3 process. Appropriate mitigation for unresolved impacts can be developed by the City during P3 procurement and by the successful contractor during the detailed design phase. In order to ensure that this occurs, this EISA recommends that LRT Design and Construction:

- require bidding contractors to develop plans that demonstrate adequate consideration for and mitigation of unresolved impacts;
- require the successful contractor to implement a small number of key mitigation measures that will effectively mitigate multiple identified adverse impacts and to undertake some monitoring
- require the successful contractor to submit any changes to the reference design for review and approval by the City (as would be necessary regardless);
- develop a process for reviewing and approving detailed design that includes consideration of specific environmental impact mitigation measures; and
- undertake several resource specific studies, such as additional rare plant surveys and transplants.

At the time of writing, some design aspects and mitigation measures remain incomplete or under investigation. Completion of design, mitigation measures and associated investigations, and implementation of related recommendations is expected to adequately mitigate some currently-unresolved impacts.

The P3 delivery model adopted for this project presents some new challenges with respect to construction, impact mitigation and environmental management in Edmonton's river valley. The mitigation measures specified in this EISA provide effective means of addressing these challenges during P3 procurement and design and construction.

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#### 1.0 INTRODUCTION

#### 1.1 Background

The City of Edmonton (the City) plans to construct a new urban style, low floor LRT line connecting the city centre to Mill Woods community. This SE LRT line, now known as the Valley Line-Stage 1, will cross the North Saskatchewan River Valley (NSRV) and thus requires an environmental review pursuant to the City of Edmonton's North Saskatchewan River Valley Area Redevelopment Plan (NSRV ARP)(Bylaw 7188). In 2011, discussion with Edmonton Sustainable Development, Urban Planning and Environment indicated that the nature of the project as a large-scale capital development project on public lands requires the review to take the form of an Environmental Impact Assessment. Thus, on behalf of the proponent, LRT Design and Construction (LRT D and C), this Environmental Impact Screening Assessment (EISA) document has been prepared in compliance with Bylaw 7188. While the EISA focuses on the section of the proposed line that will be situated in the NSRV, this chapter provides some necessary context for the entire Valley Line-Stage 1.

#### 1.2 SE LRT Project Rationale

Edmonton has experienced recent rapid growth, with the population increasing by 30% within the past 20 years (City of Edmonton 2013a). This growth is projected to continue, with a 50% increase in population expected by 2040 (City of Edmonton 2010). The City recognizes that accommodating this growth in an ecologically, economically and socially sustainable manner will require a new model of urban design, one which is focused on increased urban density and a shift away from conventional, car-centered transportation systems. These goals are among the primary objectives laid out in the City's Municipal Development Plan, "The Way We Grow" (City of Edmonton 2010).

Planning in this direction has been ongoing for many years. In 2008, City of Edmonton Transportation Department undertook conceptual studies to determine appropriate alignments for an extension of the City's Light Rail Transportation (LRT) network. These extensions included a route linking downtown Edmonton to the community of Mill Woods (known then as the Southeast Extension). The Southeast Extension was included in the LRT Network Plan, approved by City Council in June 2009. Also in 2009, the City approved the current Transportation Master Plan ("The Way We Move", City of Edmonton 2009), which outlines strategic directions designed to meet the goals that have now been laid out in the Municipal Development Plan. In 2009, 77% of Edmontonians used personal vehicles for their everyday travel (City of Edmonton 2009). Transportation Master Plan identifies public transit, including LRT, as a key component in shifting Edmonton's transportation system from a car-oriented system to one that emphasizes active and public modes of transportation. The City ultimately plans to construct five LRT lines, with the goal of connecting all sectors of the city (southwest, southeast, northwest, northeast, west and east) to the downtown by 2040. The City believes that a stronger, more efficient public transportation network will allow for the development of more compact communities throughout the city, thus lessening the pressure that continued population growth will exert on the region's land base and existing transportation infrastructure.

Following a lengthy decision-making process, the "Connors Road Corridor" (the one assessed here) was selected in January 2011 as the recommended SE alignment and endorsed by City Council. In 2011, the City approved the concept plan for the Southeast to West LRT (SE-W LRT). Development of the SE-W line was divided into two segments: Mill Woods to City Centre (southeast leg), and City Centre to Lewis Farms (west leg). In June 2011, City Council approved funding for preliminary engineering for the SE to W LRT and design began shortly thereafter. In December 2011, additional funding was approved for land acquisition associated with LRT extensions, some of which was allocated to the Southeast Extension. While preliminary design is now near completion for both SE and West legs, in 2012 Council identified detailed design and construction of the Valley Line-Stage 1 as a City priority and began exploring delivery models.

In short, the current Valley Line-Stage 1 project is the culmination of many years of careful planning, including much public consultation and numerous decisions endorsed by Council. It is consistent with City planning policy at the highest level and furthers the City's goals to strengthen public transit services and optimize growth within City lands.

# 1.3 Valley Line-Stage 1 Alignment

The Valley Line-Stage 1 will be largely situated in a highly developed urban context, including residential neighbourhoods, commercial centres and industrial parks. The alignment moves from downtown through the Boyle Street neighbourhood and into the river valley. It crosses the North Saskatchewan River (NSR) on the west margin of Cloverdale community, travels out of the valley along Connors Road, and then moves south along major arterial roadways (95<sup>th</sup> Avenue, 83<sup>rd</sup>, 75<sup>th</sup> and 66<sup>th</sup> Streets) to Mill Woods Town Centre. While the majority of the route will be at-grade, a short portion of the alignment downtown will be underground, and elevated crossings will be constructed within the NSRV, and in the area between Argyll Road and 75<sup>th</sup> Street.

As currently conceived, the Valley Line-Stage 1 triggers a Bylaw 7188 review at one location only: the NSRV. Further south, the alignment skirts the east border of the Mill Creek Ravine, near 83<sup>rd</sup> Street and Argyll Road, but does not enter the NSRV ARP. Further south yet, the alignment crosses Natural Area SE 402, an abandoned section of Mill Creek ravine in Wagner Park that is **not** part of the NSRV ARP. A separate Natural Site Assessment and Natural Area Management Plan are in development for the Wagner Park crossing. At the direction of City of Edmonton Sustainable Development, this EISA focuses only on elements of the SE LRT line to be developed within the Bylaw 7188 boundary. Thus, for purposes of this EISA document, the project subject to this assessment, hereafter referred to as "the project", comprises those Valley Line-Stage 1 components that will occur within the NRSV in central Edmonton, and excludes all other SE LRT components. For a very few project components, lands outside the valley that are potentially affected by activities in the valley are also discussed.

#### 1.4 Location of the Project

The Project is located in the Central Area of the NSRV ARP, in SE 4-53-24-W4M, NE 33-52-24-W4M, and SE 33-52-24-W4M. River valley infrastructure will occupy a relatively narrow corridor (ranging from 10 m to 35 m) and will be approximately 1.6 km in length. The alignment begins at the north valley wall, just inside Louise McKinney Park, travels south across the river to 98<sup>th</sup> Avenue, curves southwest to the Muttart Conservatory, south to Connors Road, and then curves east and travels upslope to the top of valley, paralleling Connors Road (Figure 1.1). That portion of the project in the south valley floodplain is located at the western limits of the Cloverdale Neighbourhood. The portion along Connors Road is located downslope of Bonnie Doon Neighbourhood.

#### 1.5 Project Delivery Model

In October 2012, the City elected to pursue a P3 (public-private-partnership) approach for project delivery and is now actively working toward procuring a P3 Contractor. Through a rigorous, competitive process, the City will select a qualified P3 Contractor, to design, build, finance, operate and maintain the Valley Line-Stage 1. The P3 model is intended to promote innovation, cost savings and timely delivery of an operational system. The P3 project will be governed by a detailed contract that is under development by the City.

For the entire Valley Line-Stage 1, including the project within the river valley, preliminary design (i.e., approximately 30% of final design) is complete. Design of some components is advanced further than others and most of the River Valley LRT components are among those that are furthest advanced. This design, referred to as the Reference Design, will be carried forward and provided to the P3 Contractor. The P3 contract will specify acceptable Reference Design variance tolerances and will set out spatial, temporal, structural and methodological standards and specifications. Those notwithstanding, the P3 Contractor may propose innovative designs or methods beyond variances or other specifications. Any proposal outside of those tolerances or not meeting prescribed standards will be subject to review and approval following current standard City approval processes, including City environmental review processes.

Nevertheless, the current project proponent, LRT D and C wished to ensure that the project, as currently defined, was subject to the Bylaw 7188 environmental review process at this crucial point in project planning. Further, they wanted the EISA to be approved by Council prior to entering into a contract with the P3 Contractor. Therefore, while this EISA assesses the Reference Design resulting from the preliminary engineering exercise, as described in the Design Detail Reports issued by Connected Transit Partnership (CTP), it also acknowledges that design changes are likely to occur during the P3 process. Moreover, as with many EISAs, because the environmental assessment, public involvement and preliminary design processes identified design issues that required addressing and adjustment, design refinement of some specific project components continued during preparation of this EISA document. Development of an EISA for a project as large in scale as this is a lengthy process and requires that the design be "frozen" at the beginning of the assessment. This EISA, drafted in April and



#### Legend

EISA Study Area

Proposed LRT

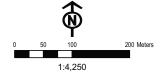
City of Edmonton River Valley Natural Areas (2010)

Bylaw 7188 Boundary

#### Figure 1.1 Project Setting

City of Edmonton LRT Valley Line - Stage 1

Aerial Photograph Date: May 2012 Date Map Created: 04 July 2013





early May 2013, reflects design as it was in early April 2013. In other words, design as was presented in the detailed design reports finalized in February, March and early April 2013. Importantly, since that date, in parallel with the draft EISA preparation and review, design work has progressed on the track corridor alignment along Connors Road. While this new work incorporated environmental assessment analysis, it was not possible to integrate those design advances into this EISA. To acknowledge the recent design advances on that project component, the options analysis, the environmental factors considered in option evaluation and the final alignment recommendation are presented in Appendix A.

The P3 delivery model approach has influenced the content of this EISA in several ways. Firstly, for some elements, design information is less detailed than typical for Bylaw 7188 EISAs, and for most elements, little is specified about construction methods. For some project components, this has resulted in some uncertainty in impact determination. Most uncertainties regarding potential for impact or type of impact have been addressed in this EISA through assumption of worst case scenarios and development of proactive mitigation measures in the form of constraints, specifications and specific future planning requirements. Mitigation measures noted as commitments will be carried forward into contract documents. This includes commitments to require the P3 contractor to provide specific planning documents and for LRT D and C to develop performance measures. Numerous other mitigation measures identified as recommended in this EISA are not final commitments but are intended to assist the City in developing contracts and variance tolerances during the P3 procurement phase.

Secondly, the P3 Contractor's freedom to innovate, including modifying design of project components and proposing innovative construction methods and/or project scheduling means that the design and construction methods assumed as the basis for this EISA are subject to change as detailed design proceeds. As noted above, the City will protect against the potential for innovation to result in unintended outcomes by developing specific tolerances for variation; however, these tolerances are not yet determined and thus could not be included in this EISA. In response to this, on the basis of professional judgment and through consultation with local contractors possessing relevant construction experience, the project team defined a probable construction footprint, or project area for the Reference Design and this was used for EISA purposes (Figure 1.2). This project area represents reasonable construction site limits for the NSRV components of the Reference Design. To protect against unanticipated environmental impacts resulting from innovation, any proposed innovations or activities that do not conform to contract specifications or that would require modification of lands or facilities situated outside of the project area delineated here and on Bylaw lands, will be subject to the Bylaw 7188 environmental review process, at the expense of the P3 Contractor.

#### 1.6 Environmental Assessment Objectives

A review of environmental assessment requirements at all three levels of government, as of early 2013, indicated that the City of Edmonton is the primary regulator with respect to environmental assessment of this project. Although environmental approvals will be required from municipal, provincial and federal governments (see Section 2.10), only the



## Legend

EISA Study Area

Project Area

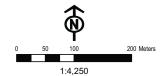
Proposed LRT

City of Edmonton River Valley Natural Areas (2010)

Bylaw 7188 Boundary

#### Figure 1.2 Project Area (Probable Construction Footprint)

City of Edmonton LRT Valley Line - Stage 1



Aerial Photograph Date: May 2012 Date Map Created: 04 July 2013



City of Edmonton has specific environmental assessment/review requirements (see Section 2.10.3.1). The EISA undertaken for this project was, therefore, based on the following primary objectives:

- Meet the requirements for an environmental impact assessment pursuant to Bylaw 7188.
- Obtain sufficient information about the area's Valued Environmental Components (VECs) to enable identification of potential impacts.
- Achieve an environmentally-sound preliminary design and provide adequate protection for the City's highly valued river valley resources.
- Identify environmental permitting requirements.
- Include information that is likely to be required for environmental permits at the municipal, provincial and federal level.
- Prepare a report that documents all of the above.
- Obtain approval of the EISA from City Council.

#### 1.7 Bylaw 7188 Environmental Review Process

This EISA has been prepared specifically to address the informational needs of Edmonton's municipal government. As the Valley Line-Stage 1 Right of Way is considered a new transportation corridor within the NSRV ARP, a Site Location Study (SLS) was also required. In May 2013, the draft EISA and the SLS were submitted together, as required, to Sustainable Development, Urban Planning and Environment for review. These documents were circulated to representatives of several Edmonton departments, branches and offices for review. All comments were submitted to Urban Planning and Environment and forwarded to the proponent for review and response. The EISA and SLS documents were then modified in response to the comments, finalized and resubmitted to Sustainable Development. Reviewers then had an opportunity to comment on the modifications. Following this review, the reports were finalized (as shown here) for submission to Sustainable Development, and will be sent to Transportation Committee and City Council, in August 2013.

In recent past, the City's EISA Bylaw 7188 review process has included circulation of EA documents by proponents to appropriate federal and provincial government departments for review and comment, to ensure a coordinated approach to resource protection and that all regulatory concerns have been addressed. This was not done in this case for two reasons: recent federal regulatory changes have reduced review of EAs by federal agencies and undetermined construction methods provide little for those agencies to comment on. Federal and provincial agencies have been made aware of the upcoming project and basic project components. While information contained in this EISA should contribute significantly to the permitting information needs of federal and provincial agencies, permitting applications will require additional environmental information, specific to design detail and construction methods and will, therefore, be the responsibility of the P3 Contractor. The contactor may decide to submit this EISA as a supporting document.

Recognizing that the P3 delivery model may mean that the EISA review process may leave some important considerations temporarily unresolved, LRT D and C commits to soliciting further input and agreement from those City departments, branches and divisions (City Stakeholders) that participated in the EISA review. While the City's P3 process remains in development at time of writing, the process framework has been established. The process will comprise at least four stages that will involve issue and review of key documents and more detailed information will be available at each stage. Items not addressed with sufficient depth or certainty in the EISA can be addressed through this process. These stages/documents include the following:

**Request for Qualifications (RFQ):** This document sets out the project scope and P3 proponent requirements. City Stakeholders can provide input into the RFQ to ensure that their specific concerns can be adequately addressed by the shortlisted bidders.

**Request for Proposals (RFP):** Among other things, this document sets out the functional design requirements for the project and the performance requirements for the technical submissions that will be developed by each of the shortlisted P3 contracting teams as they move through the bidding (pursuit) process, and, details a Concession Agreement. City Stakeholders can provide input into the RFP regarding select technical submission requirements. Examples of relevant technical plans are: traffic management plan (including pedestrians), environmental management system, drainage design report.

**Technical Submissions:** During the procurement phase each shortlisted team in pursuit of the contract will provide a number of technical submissions for evaluation with respect to ability to meet the Concession Agreement requirements. This process may generate additional questions for the bidders. The Valley Line project team review will include preparation of comments and questions to be further addressed by the P3 contracting teams. City Stakeholders can participate in the review of relevant technical submissions and the associated preceding and follow-up questions. Material issues identified in the reviews not previously addressed in the RFP or Concession Agreement can be dealt with by addendum. City Stakeholders may also be asked for input at this point. Extreme confidentiality protocols are in effect around all information shared by proponents during the design review process.

**Technical Plans:** Following award of the contract any detailed technical plan requirements that have been identified in the contract documents are to be submitted by the successful P3 proponent for a contract conformance evaluation. City Stakeholders will have opportunity to participate in that review.

Finally, as noted earlier, if the P3 Contractor proposes a design or activity that necessitates work outside of the project area defined for this assessment and, if those works require modification of Bylaw lands or existing facilities, or, if the proposal is not within the design tolerances or other constraints established in the P3 contract, the proposal will be subject to additional environmental review, pursuant to Bylaw 7188, at the expense of the P3 Contractor.

#### 1.8 Report Organization

This report comprises 8 chapters. Chapter 1 provides context and background information related to the project and describes the report structure. Chapter 2 is the detailed project description, including project justification, key components, key activities, alternatives considered and relevant environmental regulations. Chapter 3 outlines the impact assessment methods and summarizes the public involvement program to date. Chapter 4 sets out the key issues associated with the project, incorporating public, professional and regulatory concerns. Chapter 5 describes the existing conditions for all valued environmental components (VEC) considered. Chapter 6 describes the impacts related to project implementation, recommended mitigation measures, and the residual impacts anticipated following mitigation application. Chapter 7 summarizes findings of the assessment, identifies monitoring requirements and recommended follow-up work, summarizes steps taken to resolve issues identified during the assessment and describes important considerations moving forward with the P3 process. Chapter 8 provides all references and personal communications cited in the report.

As a whole, the document is generally organized around the selected VECs. Individual EISA reviewers may consider restricting their review to the sections of the document most pertinent to their specific interests. We recommend that the entire document be read to fully understand the project impacts. Some mitigation measures are applicable to more than one VEC. Where significant overlap occurs, the first instance is referenced in later sections and the reader should refer back to that section.

This report has eight appendices. Appendices comprising supporting study reports are provided in a compact disc attached to the back report cover. The remaining appendices follow Chapter 8, in hard copy.