



**BlueFrog**  
Environmental Consulting Inc.  
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416.407.9769

January 11, 2019  
File: 0025-001.01

The City of Burlington  
426 Brant Street, PO Box 5013  
Burlington, Ontario L7R 3Z6

**Re: Third Parties Reliance on: Phase One Environmental Site Assessment, 441 Maple Avenue, Burlington, Ontario, dated January 9, 2019 (Report), prepared by BlueFrog Environmental Consulting Inc. for era) for Better Life Retirement Residence Inc. (Client)**

The above-referenced Report was prepared for Client's sole use. The Client has requested that BlueFrog Environmental Consulting Inc. (BlueFrog) consent to the use of the Report by The City of Burlington and Halton Region (Relying Parties). This is to advise you that BlueFrog consents to Relying Parties' use of the Report provided that Relying Parties agrees to the following conditions:

- Relying Parties acknowledge that the Report is time dependent and the findings and conclusions presented therein were relevant at the time the Report was produced.
- Relying Parties are subject to the limitations and conditions provided in the Report; where a discrepancy exists this reliance letter is the prevailing document.
- The liability of BlueFrog, its agents, employees and subcontractors, for Relying Parties' claims of loss, injury, death, damage, or expense, including, without limitation, Relying Parties' claims of contribution and indemnification with respect to Relying Parties claims relating to services rendered or obligations imposed under this Consent to Rely, shall not exceed in the aggregate, the lesser of the loan amount or \$1,000,000 in errors and omissions for services rendered on this project. This limit shall apply to claims whether founded on breach of contract or negligence theories of recovery.
- In no event shall BlueFrog be liable for consequential damages, including, without limitation, loss of use or loss of profits, incurred by Relying Parties or its subsidiaries or successors, regardless of whether such damages are caused by breach of contract, willful misconduct, negligent act or omission, or other wrongful act of BlueFrog.

The use of or reliance on the Report by Relying Parties shall constitute the agreement of Relying Parties to be bound to the foregoing conditions. No further reliance is authorized by this letter. This Consent to Rely does not grant the right to rely to other parties.

Regards,

BlueFrog Environmental Consulting Inc.

Gerry Parrott, P. Geo  
Founder  
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Cc: Sam Badawi, Better Life Retirement Residence Inc.