

[Date]

[Recipient Name]
[Title/Department]
[Municipality Name]
[Address]

RE: Advisory Letter Regarding Environmental Indemnification - [Brownfield Site Name/Address]

Dear [Recipient Name],

This advisory letter concerns the proposed redevelopment of the brownfield site located at [Site Address]. As the project transitions into the development phase, it is necessary to address the environmental indemnification protocols required to protect the interests of [Municipality Name] and all involved stakeholders.

Due to the historical use of the property and the presence of [mention specific contaminants, e.g., hydrocarbons or heavy metals], the following indemnification measures are advised:

- **Environmental Indemnity Agreement:** A formal agreement requiring the developer to hold the Municipality harmless from any future claims, damages, or cleanup costs arising from pre-existing environmental conditions.
- **Remediation Verification:** Submission of a certified Record of Site Condition (RSC) or equivalent environmental closure report prior to the issuance of building permits.
- **Environmental Insurance:** Requirement for Pollution Legal Liability (PLL) insurance to be maintained throughout the duration of the construction and for a specified period following completion.

Failure to secure these protections may expose the Municipality to significant financial and legal liabilities regarding long-term site contamination and regulatory compliance.

We recommend that the legal and environmental departments review the proposed indemnity clauses before the final Development Agreement is executed.

Sincerely,

[Your Name]
[Your Title]
[Your Organization/Department]