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Ministry of the Environment  
Ministère de l'Environnement

ENVIRONMENTAL COMPLIANCE APPROVAL  
NUMBER 4117-8YAKGG  
Issue Date: October 5, 2012

Tuff Recycling & Supply Inc.  
332 Clarence St  
Brampton, Ontario  
L6W 3R3

Site Location: 332 Clarence Street  
Brampton City, Regional Municipality of Peel

*You have applied under section 20.2 of Part II.1 of the Environmental Protection Act, R.S.O. 1990, c. E. 19 (Environmental Protection Act) for approval of:*

**a Waste Disposal Site (Processing/Transfer)**

to be used for the processing and transfer of the following types of waste:

**Solid non-hazardous waste originating from ICI and C&D site principally including wood, concrete, drywall, metal, aggregate, cardboard, paper and plastic and other trace solid non-hazardous materials.**

Note: Use of the site for any other type of waste is not approved under this environmental compliance approval, and requires obtaining a separate approval amending this environmental compliance approval.

*For the purpose of this environmental compliance approval, the following definitions apply:*

- (1) "*Approval*" means this Environmental Compliance Approval and any Schedules to it, including the application and supporting documentation listed in Schedule "A".
- (2) "*Design and Operations Report*" means the Design and Operations Report, amended as Item (1) of Schedule "A" of this *Approval*.
- (3) "*Director*" means a person appointed by the Minister pursuant to section 5 of the *EPA* for the purposes of Part II.1 of the *EPA*.
- (4) "*District Manager*" means the District Manager of the local district office of the *Ministry* in which the *Site* is geographically located.
- (5) "*EPA*" means Environmental Protection Act, R.S.O. 1990, c. E. 19, as amended.
- (6) "*Fire Code*" means Fire Code - Ontario Regulation 388/97, made under the Fire Protection and Prevention Act, 1997, S.O. 1997, c. 4, as amended.
- (7) "*Manual*" means a document or a set of documents that provide written instructions to staff of the

*Owner.*

(8) "*Ministry*" means the ministry of the government of Ontario responsible for the *EPA* and includes all officials, employees or other persons acting on its behalf.

(9) "*Operator*" means any person, other than the *Owner's* employees, authorized by the *Owner* as having the charge, management or control of any aspect of the *Site*.

(10) "*Owner*" means any person that is responsible for the establishment or operation of the *Site* being approved by this *Approval*, and includes TUFF Recycling Inc. , its successors and assigns.

(11) "*OWRA*" means the Ontario Water Resources Act , R.S.O. 1990, c. O-40, as amended.

(12) "*PA*" means the Pesticides Act , R.S.O. 1990, c. P-11, as amended.

(13) "*Provincial Officer*" means any person designated in writing by the Minister as a provincial officer pursuant to section 5 of the *OWRA* or section 5 of the *EPA* or section 17 of *PA*.

(14) "*O. Reg. 347*" means the Ontario Regulation 347, R.R.O. 1990, made under the *EPA*, as amended.

(15) "*O. Reg. 419/05*" means the Ontario Regulation 419/05, Air Pollution – Local Air Quality, as amended.

(16) "*Site*" means the entire 2.1-hectare Waste Disposal Site (Transfer) located at municipal address of 332 Clarence Street, Brampton, Ontario, approved by this *Approval*.

(17) "*Trained personnel*" means personnel that have been trained through instruction and/or practice in accordance with this *Approval*.

*You are hereby notified that this environmental compliance approval is issued to you subject to the terms and conditions outlined below:*

## **TERMS AND CONDITIONS**

### **1.0 Compliance**

1.1 The *Owner* and *Operator* shall ensure compliance with all the conditions of this *Approval* and shall ensure that any person authorized to carry out work on or operate any aspect of the *Site* is notified of this *Approval* and the conditions herein and shall take all reasonable measures to ensure any such person complies with the same.

1.2 Any person authorized to carry out work on or operate any aspect of the *Site* shall comply with the conditions of this *Approval*.

1.3 The *Site* shall be operated and maintained at all times including management and disposal of all waste in accordance with the *EPA*, *O. Reg. 347*, *O. Reg. 419/05* and the conditions of this *Approval*. At no time shall the discharge of a contaminant that causes or is likely to cause an adverse effect be permitted.

### **2.0 Design, Develop, Build, Operate and Maintain in Accordance**

2.1 Except as otherwise provided for in this *Approval*, the *Site* shall be designed, developed, built,

operated and maintained in accordance with the application for this *Approval*, dated July 3, 2012, and the supporting documentation listed in Schedule "A".

### **3.0 Interpretation**

3.1 Where there is a conflict between a provision of any document, including the application, referred to in this *Approval*, and the conditions of this *Approval*, the conditions in this *Approval* shall take precedence.

3.2 Where there is a conflict between the application and a provision in any documents listed in Schedule "A", the application shall take precedence, unless it is clear that the purpose of the document was to amend the application and that the *Ministry* approved the amendment.

3.3 Where there is a conflict between any two documents listed in Schedule "A", other than the application, the document bearing the most recent date shall take precedence.

3.4 The requirements of this *Approval* are severable. If any requirement of this *Approval*, or the application of any requirement of this *Approval* to any circumstance, is held invalid or unenforceable, the application of such requirement to other circumstances and the remainder of this *Approval* shall not be affected thereby.

### **4.0 Other Legal Obligations**

4.1 The issuance of, and compliance with, this *Approval* does not:

(1) relieve any person of any obligation to comply with any provision of any applicable statute, regulation or other legal requirement including, but not limited to:

- (a) obtaining site plan approval from the local municipal authority;
- (b) obtaining all necessary building permits from the local municipal authority Building Services Division;
- (c) obtaining approval from the Chief Fire Prevention Officer, local municipal authority: or

(2) limit in any way the authority of the *Ministry* to require certain steps be taken or to require the *Owner* and *Operator* to furnish any further information related to compliance with this *Approval*.

### **5.0 Adverse Effect**

5.1 The *Owner* and *Operator* shall take steps to minimize and ameliorate any adverse effect on the natural environment or impairment of water quality resulting from the *Site*, including such accelerated or additional monitoring as may be necessary to determine the nature and extent of the effect or impairment.

5.2 Despite an *Owner*, *Operator* or any other person fulfilling any obligations imposed by this *Approval*, the *Owner*, *Operator* or any other person remains responsible for any contravention of any other condition of this *Approval* or any applicable statute, regulation, or other legal requirement resulting from any act or omission that caused the adverse effect to the natural environment or impairment of water quality.

### **6.0 Change of Owner**

6.1 The *Owner* shall notify the *Director* in writing, and forward a copy of the notification to the *District Manager*, within thirty (30) days of the occurrence of any changes:

(1) the ownership of the *Site*;

(2) the *Operator* of the *Site*;

(3) the address of the *Owner* or *Operator*;

(4) the partners, where the *Owner* is or at any time becomes a partnership and a copy of the most recent declaration filed under the Business Names Act, R.S.O. 1990, c. B-17 shall be included in the notification; and

(5) the name of the corporation where the *Owner* is or at any time becomes a corporation, other than a municipal corporation, and a copy of the most current information filed under the Corporations Information Act, R.S.O. 1990, c. C-39 shall be included in the notification.

6.2 No portion of this *Site* shall be transferred or encumbered prior to or after closing of the *Site* unless the *Director* is notified in advance and sufficient financial assurance is deposited with the *Ministry* to ensure that these conditions will be carried out. In the event of any change in ownership of the *Site*, other than change to a successor municipality, the *Owner* shall notify the successor of and provide the successor with a copy of this *Approval*, and the *Owner* shall provide a copy of the notification to the *District Manager* and the *Director*.

## **7.0 Financial Assurance**

7.1 (1) Within twenty (20) days of issuance of the *Approval*, the *Owner* shall submit to the *Director*, financial assurance as defined in Section 131 of the *EPA*, in the amount of sixty two thousand and five hundred dollars ( **CAD 62,500** ). This financial assurance shall be in a form acceptable to the *Director* and shall provide sufficient funds for the analysis, transportation, *Site* clean-up, monitoring and disposal of all quantities of waste permitted to be on *Site* at any one time;

(2) Commencing on August 31, 2015, and every three (3) years thereafter, the *Owner* shall provide to the *Director* a re-evaluation of the amount of the financial assurance to facilitate the actions required under Condition 7.1(1). Additional financial assurance, if required, must be submitted to the *Director* within twenty (20) days of written acceptance of the re-evaluation by the *Director*;

(3) Commencing on August 31, 2013, the *Owner* shall prepare and maintain at the *Site* an updated re-evaluation of the amount of financial assurance required to implement the actions required under Condition 7.1(1) for each of the intervening years in which a re-evaluation is not required to be submitted the *Director* under Condition 7.1(2). The re-evaluation shall be made available to the *Ministry*, upon request;

(4) The amount of financial assurance is subject to review at any time by the *Director* and may be amended at his/her discretion; and

(5) If any financial assurance is scheduled to expire or notice is received, indicating financial assurance will not be renewed, and satisfactory methods have not been made to replace the financial assurance at least sixty (60) days before the financial assurance terminates, the *Owner* shall forthwith replace the financial assurance with cash.

## **8.0 Inspections**

8.1 No person shall hinder or obstruct a *Provincial Officer* from carrying out any and all inspections authorized by the *OWRA*, the *EPA*, or the *PA*, of any place to which this *Approval* relates, and without limiting the foregoing:

(1) to enter upon the premises where the approved site are located, or the location where the records required by the conditions of this *Approval* are kept;

(2) to have access to, inspect, and copy any records required to be kept by the conditions of this *Approval*;

(3) to inspect the *Site*, related equipment and appurtenances;

(4) to inspect the practices, procedures, or operations required by the conditions of this *Approval*; and

(5) to sample and monitor for the purposes of assessing compliance with the terms and conditions of this *Approval* or the *EPA*, the *OWRA* or the *PA*.

## **9.0 Information and Record Retention**

9.1 Any information requested, by the *Ministry*, concerning the *Site* and its operation under this *Approval*, including but not limited to any records required to be kept by this *Approval* shall be provided to the *Ministry*, upon request, in a timely manner.

9.2 The receipt of any information by the *Ministry* or the failure of the *Ministry* to prosecute any person or to require any person to take any action, under this *Approval* or under any statute, regulation or other legal requirement, in relation to the information, shall not be construed as:

(1) an approval, waiver, or justification by the *Ministry* of any act or omission of any person that contravenes any term or condition of this *Approval* or any statute, regulation or other legal requirement; or

(2) acceptance by the *Ministry* of the information's completeness or accuracy.

9.3 All records required by the conditions of this *Approval* must be retained on *Site* for a minimum period of five (5) years from the date of their creation.

9.4 Any information relating to this *Approval* and contained in *Ministry* files may be made available to the public in accordance with the provisions of the Freedom of Information and Protection of Privacy Act, R.S.O. 1990, C. F-31.

## **10.0 Service Area and Hours of Operations.**

10.1 Only waste that is generated within geographical boundaries of the Province of Ontario shall be accepted at the *Site*.

10.2 The *Site* may operate during the following time periods:

Monday to Friday: 5:30 a.m. to 7:00 p.m.

Saturday and Sunday: 6:00 a.m. to 3:00 p.m.

## **11.0 Signage and Security**

11.1 The *Owner* shall install a sign at the main entrance/exit to the *Site* on which is legibly displayed the following information:

(1) the name of the *Site* and *Owner*;

(2) the number of this *Approval*;

- (3) the telephone number for the *Ministry's* Spill Action Centre;
- (4) the operating hours of the *Site*;
- (5) a twenty-four (24) hour telephone number that can be used to reach the *Owner* in the event of a complaint or an emergency; and
- (6) the type of waste that is approved for receipt at the *Site*.

11.2 The *Owner* shall operate and maintain the *Site* in a secure manner , with access to the *Site* regulated and perimeter of the *Site* secured by fencing or natural features. During non-operating hours, the *Site* entrance and exit gates shall be locked and the *Site* shall be secured against access by unauthorized persons.

## **12.0 Approved Waste Types**

12.1 The *Owner* shall only accept solid non-hazardous waste originating from ICI and C&D site principally including wood, concrete, drywall, metal, aggregate, cardboard, paper and plastic and other trace solid non-hazardous materials

12.2 (1) The *Owner* shall ensure all incoming loads are inspected by a trained attendant to ensure only waste approved under this *Approval* are received at this *Site*;

(2) If any incoming waste load is known to, or is discovered to, contain unapproved waste, that load shall not be accepted at the *Site*; and

(3) If any unapproved waste is discovered on-site, that waste shall be immediately disposed of in accordance with the *Approval* and *O. Reg. 347*.

## **13.0 Approved Waste Quantities**

13.1 No more than 400 tons of waste per day shall be accepted at the *Site*.

13.2 The amount of waste that may be stored at the *Site* shall not exceed 1,000 tons.

13.3 No more than 300 tons of residue waste per day shall be shipped off-site for final disposal .

13.4 In the event that waste cannot be transferred from the *Site*, the *Owner* shall cease accepting any additional waste once the approved stored capacity of the site has been reached.

## **14.0 Design and Operations Report**

14.1 The *Design and Operations Report* shall be retained at the *Site*; and be available for inspection by *Ministry* staff. The *Design and Operations Report* shall contain at a minimum the information specified for a waste transfer site as described in the most recent version of the *Ministry* publication "Guide for Applying for Approval of Waste Disposal Site".

## **15.0 Nuisance Control**

15.1 The *Owner* shall operate and maintain the *Site* such that the dust, odours, vectors, vermin, birds, litter, noise and traffic do not create a nuisance.

15.2 If at any time the *District Manager* has determined that vectors or vermin have become a

nuisance, the *Owner* shall hire a qualified, licensed pest control professional to design and implement a pest control plan for the *Site*. The pest control plan shall then remain in place until either the *Site* has been closed or the pest control professional has deemed the nuisance to be remedied.

15.3 If at any time the *District Manager* has determined that litter has become a nuisance, the *Owner* shall develop a litter control plan, satisfactory to the *District Manager*, which shall detail all practical steps that the *Owner* shall implement to control litter at the *Site*.

15.4 If at any time odours are generated at the *Site* resulting in complaints the *Owner* shall take appropriate remedial actions immediately to eliminate the cause of the problem. Appropriate measures may include the removal of waste from the *Site* and temporary stoppage of all operations until the problem has been rectified and measures have been undertaken to prevent future occurrence.

15.5 If in the event that the *District Manager* has determined odours to be a persistent cause of nuisance at the *Site* the *Owner* shall prepare and submit to the *District Manager* an Odour Monitoring Program that is designed to detect and identify any odours originating from the operation of the *Site* which may cause nuisance impacts. The Odour Monitoring Program shall include a survey of sensitive receptors in the vicinity of the *Site* and shall outline all operational controls, monitoring, measurement and corrective actions, and communication and management reviews required to achieve the objective of managing odour at the *Site* in order to prevent or mitigate any odour impacts on the nearby sensitive receptors.

15.6 The *Owner* shall ensure that there is no queuing or parking of trucks that are waiting to enter this *Site* on any roadway that is not a distinct part of this *Site*.

15.7 The *Owner* shall ensure that vehicles leaving this *Site* do not drag dirt and/or other material that may become a contaminant or a nuisance onto public roads.

## **16.0 Other Approval**

The *Owner* shall manage all direct discharges from this *Site* including stormwater run-off in accordance with appropriate Municipal, Provincial and or Federal Legislation, Regulations and By-laws.

## **17.0 Training**

17.1 Before any waste is received on *Site*, a training plan specific to the *Site* shall be developed and implemented to ensure that all employees that operate the *Site* or carry out any activity required under this *Approval* are trained in its operation.

17.2 The training plan shall require and ensure through proper written records that all persons directly involved with activities relating to the *Site* have been trained with respect to:

- (1) relevant waste management legislation, regulations and guidelines;
- (2) major environmental concerns pertaining to the waste to be handled;
- (3) occupational health and safety concerns pertaining to the processes and wastes to be handled;
- (4) management procedures including the use and operation of equipment for the processes and wastes to be handled;
- (5) the Spill Prevention, Control & Countermeasures Plan and in the procedures to be employed in the

event of an emergency;

(6) specific written procedures for refusal of unacceptable waste loads;

(7) contingency procedures;

(8) specific written procedures for the control of nuisance conditions; and

(9) the requirements of this *Approval*.

17.3 The *Owner* shall maintain a written record of training at the *Site* which includes:

(1) date of training;

(2) the name and signature of the person who has been trained; and

(3) description of the training provided.

17.4 The *Owner* shall review the training plan and update it as necessary or on an annual basis as a minimum.

17.5 The *Owner* shall ensure that *Trained Personnel* is/are on duty at all times when the *Site* is open to carry out any activity required under this *Approval*.

## **18.0 Site Inspections**

18.1 *Trained Personnel* shall carry out a visual inspection of the *Site* each day the *Site* is in operation to ensure that:

(1) the *Site* is secure;

(2) the operation of the *Site* is not causing any nuisances including those from dust, odours, vectors, vermin, birds, litter, noise and traffic;

(3) the operation of the *Site* is not causing any adverse effects on the environment; and

(4) the *Site* is being operated in compliance with this *Approval*.

18.2 Any deficiencies discovered as a result of an inspection carried out under Condition 18.1 shall be remedied immediately, including temporarily ceasing operations at the *Site* if needed.

18.3 A record of the inspections shall be kept in the daily log book that includes the following information:

(1) the name, title and signature of person that conducted the inspection;

(2) the date and time of the inspection;

(3) a list of any deficiencies discovered;

(4) any recommendations for action; and

(5) the date, time and description of actions taken to remedy deficiency.



## **19.0 Complaints**

19.1 If at any time, the *Owner* receives complaints regarding the operation of the *Site*, the *Owner* shall respond to these complaints according to the following procedure:

(1) The *Owner* shall record and number each complaint, either electronically or in a log book, and shall include the following information:

- (a) the nature of the complaint;
- (b) the name, address and the telephone number of the complainant if the complainant will provide this information;
- (c) the time and date of the complaint; and
- (d) weather conditions at the time of the complaint.

(2) The *Owner*, upon notification of the complaint, shall initiate appropriate steps to determine all possible causes of the complaint, proceed to take the necessary actions to eliminate the cause of the complaint and forward a formal reply to the complainant; and

(3) The *Owner* shall complete and retain on-site a report with a copy submitted to the *District Manager* within one (1) week of the complaint date, listing the actions taken to resolve the complaint and any recommendations for remedial measures, and managerial or operational changes to reasonably avoid the recurrence of similar incidents.

## **20.0 Emergency Response/Contingency Plan**

20.1 The Emergency Response Plan shall be kept up to date, and a copy shall be retained in a central location on the *Site* and shall be accessible to all staff at all times. Copies shall be submitted to the local Municipality and the Fire Department. Changes to the Emergency Response Plan shall be submitted to the *District Manager*. It is the discretion of the *District Manager* if such changes require *Director's* approval.

20.2 The equipment, materials and personnel requirements outlined in the Emergency Response Plan shall be immediately available on the *Site* at all times. The equipment shall be kept in a good state of repair and in a fully operational condition.

20.3 All staff that operate the *Site* shall be fully trained in the use of the contingency and emergency response plans, and in the procedures to be employed in the event of an emergency.

20.4 The *Owner* shall immediately take all measures necessary to contain and clean up any spill or leak which may result from the operation of this *Site* and immediately implement the emergency response plan if required.

## **21.0 Record Keeping**

21.1 The *Owner* shall maintain a daily record either electronically or in a log book which shall include the following information:

- (1) the type, date, source, and quantity (by volume) of all waste received at the *Site*;
- (2) the date, type, quantity (by volume) and destination of all waste transferred from the *Site*;

- (3) a record of any waste refusals which shall include: amounts, reasons for refusal and actions taken;
- (4) a running total of the amount of waste received at the *Site* for the calendar year and a calculation of the average daily amount of waste that has been received at the *Site* for the calendar year;
- (5) a running total of the amount of residual waste that has been transferred from the *Site* for final disposal for the calendar year and a calculation of the average daily amount of residual waste that has been transferred from the *Site* for final disposal for the calendar year;
- (6) a calculation of the total quantity (by volume) of waste at the end of each operating day;
- (7) a record of the daily inspections required by Condition 18.0; and
- (8) a record of any spills or process upsets at the *Site*, the nature of the spill or process upset and the action taken for the clean up or correction of the spill, the time and date of the spill or process upset, and for spills, the time that the *Ministry* and other persons were notified of the spill in fulfilment of the reporting requirements in the *EPA*.

## **22.0 Annual Report**

22.1 On March 31, 2014, the *Owner* shall submit to the *District Manager*, and retain on *Site*, a written report which covers the period from the commissioning of the *Site* to December 31, 2013. Thereafter, by March 31 on an annual basis, the *Owner* shall submit to the *District Manager*, and retain on *Site* a written annual report for the previous calendar year. The report shall include, at a minimum, the following information:

- (1) a detailed monthly summary of the information required by Condition 21.1(1) and 21.1(2) including an annualized reconciliation between all wastes received at the *Site* and all wastes transferred from the *Site*;
- (2) a summary of waste loads refused including the generator of the load, the licensed hauler of the load if the generator can not be determined, the date of refusal and reason for refusal of the load;
- (3) any environmental and operational problems, that are likely to negatively impact the environment, encountered during the operation of the *Site* and during the facility inspections and any mitigative actions taken;
- (4) a summary of complaints received and the actions taken to mitigate the issue associated with the complaint;
- (5) a summary of any changes to the Spill Prevention Control and Countermeasures Plan since the last annual report; and
- (6) any recommendations to minimize environmental impacts from the operation of the *Site* and to improve *Site* operations and monitoring programs in this regard. **23.0 Closure Plan**

23.1 (1) The *Owner* shall submit to the *District Manager* written notification of the decision to cease activities at the *Site* and a schedule for the implementation of the activities in accordance with the decommissioning activities outlined in Item 1 of Schedule "A". The notification and schedule shall be submitted either not later than four (4) months prior to the planned permanent closure of the *Site* or forthwith in the situation of an unplanned permanent closure of the *Site* or indefinite cessation of *Site* activities.

- (2) Within ten (10) days after closure of the *Site*, the *Owner* shall notify the *Director* and the *District*

*Manager*, in writing, that the *Site* is closed and that the decommissioning activities have been completed.

## **SCHEDULE "A"**

*This Schedule "A" forms part of this Environmental Compliance Approval:*

1. Application for Environmental Compliance Approval (Waste) for a Waste Disposal Site (Processing), submitted by TUFF Recycling Inc. and signed by Giuseppe (Joe) Fuda, dated July 3, 2012 including all letters, attachments, drawings and appendices associated with the Application.
2. Letter dated September 12, 2012, from Norman Lee, Director, Waste Management Division, Region of Peel to Tesfay Gebrezghi, Ministry of the Environment, providing comments on this application.
3. Letter dated September 18, 2012, from Paul MacDonald, Panama Environmental Services Inc. to Dayne-Michael Hornick, Region of Peel, providing responses on the comments of Region of Peel.

*The reasons for the imposition of these terms and conditions are as follows:*

1. The reason for the definitions is to simplify the wording of the subsequent conditions and define the specific meaning of terms as used in this *Approval*.
2. The reason for Conditions 1.0, 3.0, 4.0, 5.0 and 9.0 is to clarify the legal rights and responsibilities of the *Owner* and *Operator*.
3. The reason for Conditions 2.0 is to ensure that the *Site* is operated in accordance with the application and supporting documentation submitted by the *Owner*, and not in a manner which the *Director* has not been asked to consider.
4. The reasons for Condition 6.1 are to ensure that the *Site* is operated under the corporate name which appears on the application form submitted for this approval and to ensure that the *Director* is informed of any changes.
5. The reasons for Condition 6.2 are to restrict potential transfer or encumbrance of the *Site* without the approval of the *Director* and to ensure that any transfer of encumbrance can be made only on the basis that it will not endanger compliance with this *Approval*.
6. The reason for Condition 7.0 is to ensure that sufficient funds are available to the *Ministry* to clean up the *Site* in the event that the *Owner* is unable or unwilling to do so.
7. The reason for Condition 8.0 is to ensure that appropriate *Ministry* staff have ready access to the *Site* for inspection of facilities, equipment, practices and operations required by the conditions in this *Approval*. This condition is supplementary to the powers of entry afforded a *Provincial Officer* pursuant to the *EPA* and *OWRA*.
8. The reason for Condition 10.1 is to specify the approved service area from which waste may be accepted at the *Site*.
9. The reason for Condition 10.2 is to specify the hours of operation for the *Site*.
10. The reason for Condition 11.1 is to ensure that emergency responders and the public have the necessary contact information in the event of an emergency or complaint.
11. The reasons for Condition 11.2 is to ensure the controlled access and integrity of the *Site* by preventing unauthorized access when the *Site* is closed and no site attendant is on duty.

12. The reasons for Conditions 12.1 and 13 are to specify the types of waste that may be accepted at the *Site*, the amounts of waste that may be stored at the *Site* and the maximum rate at which the *Site* may receive and ship waste based on the *Owner's* application and supporting documentation.

13. The reason for Condition 12.2 is to ensure that only waste permitted under this *Approval* are received at the *Site*.

14. The reason for Conditions 15.0 and 16.0 is to ensure that the *Site* is operated in a manner which does not result in a nuisance or a hazard to the health and safety of the environment or people.

15. The reason for Condition 17.0 is to ensure that the *Site* is operated by properly trained staff in a manner which does not result in a hazard or nuisance to the natural environment or any person.

16. The reason for Condition 18.0 is to ensure that detailed records of *Site* inspections are recorded and maintained for inspection and information purposes.

17. The reason for Condition 19.0 is to ensure that any complaints regarding *Site* operations at the *Site* are responded to in a timely manner.

18. The reasons for Condition 20.0 is to ensure that an Emergency Response Plan is developed and maintained at the *Site* and that staff are properly trained in the operation of the equipment used at the *Site* and emergency response procedures.

19. The reasons for Condition 21.0 is to provide for the proper assessment of effectiveness and efficiency of site design and operation, their effect or relationship to any nuisance or environmental impacts, and the occurrence of any public complaints or concerns. Record keeping is necessary to determine compliance with this *Approval*, the *EPA* and its regulations.

20. The reasons for Condition 22.0 are to ensure that regular review of site development, operations and monitoring data is documented and any possible improvements to site design, operations or monitoring programs are identified. An annual report is an important tool used in reviewing site activities and for determining the effectiveness of site design.

21. The reasons for Condition 23.0 is to ensure that the *Site* is closed in accordance with *Ministry* standards and to protect the health and safety of the public and the environment.

*In accordance with Section 139 of the Environmental Protection Act, you may by written Notice served upon me, the Environmental Review Tribunal and in accordance with Section 47 of the Environmental Bill of Rights, 1993, S.O. 1993, c. 28 (Environmental Bill of Rights), the Environmental Commissioner, within 15 days after receipt of this Notice, require a hearing by the Tribunal. The Environmental Commissioner will place notice of your appeal on the Environmental Registry. Section 142 of the Environmental Protection Act provides that the Notice requiring the hearing shall state:*

1. The portions of the environmental compliance approval or each term or condition in the environmental compliance approval in respect of which the hearing is required, and;
2. The grounds on which you intend to rely at the hearing in relation to each portion appealed.

*The Notice should also include:*

3. The name of the appellant;
4. The address of the appellant;

5. The environmental compliance approval number;
6. The date of the environmental compliance approval;
7. The name of the Director, and;
8. The municipality or municipalities within which the project is to be engaged in.

*And the Notice should be signed and dated by the appellant.*

*This Notice must be served upon:*

The Secretary\*  
Environmental Review  
Tribunal  
655 Bay Street, Suite  
1500  
Toronto, Ontario  
M5G 1E5

AND

The Environmental  
Commissioner  
1075 Bay Street, Suite  
605  
Toronto, Ontario  
M5S 2B1

AND

The Director appointed for the  
purposes of Part II.1 of the  
Environmental Protection Act  
Ministry of the Environment  
2 St. Clair Avenue West, Floor  
12A  
Toronto, Ontario  
M4V 1L5

**\* Further information on the Environmental Review Tribunal 's requirements for an appeal can be obtained directly from the Tribunal at: Tel: (416) 212-6349, Fax: (416) 314-4506 or [www.ert.gov.on.ca](http://www.ert.gov.on.ca)**

*This instrument is subject to Section 38 of the Environmental Bill of Rights, 1993, that allows residents of Ontario to seek leave to appeal the decision on this instrument. Residents of Ontario may seek leave to appeal within 15 days from the date this decision is placed on the Environmental Registry. By accessing the Environmental Registry at [www.ebr.gov.on.ca](http://www.ebr.gov.on.ca), you can determine when the leave to appeal period ends.*

*The above noted activity is approved under s.20.3 of Part II.1 of the Environmental Protection Act.*

DATED AT TORONTO this 5th day of October, 2012

Tesfaye Gebrezghi, P.Eng.

Director

appointed for the purposes of Part II.1 of  
the *Environmental Protection Act*

AT/

c: District Manager, MOE Halton-Peel

G.L. Paul MacDonald, Panama Environmental Services Inc.