

Content Copy Of Original



Ministry of the Environment, Conservation and Parks
Ministère de l'Environnement, de la Protection de la nature et des Parcs

ENVIRONMENTAL COMPLIANCE APPROVAL

NUMBER 8719-BNWR7F

Issue Date: May 21, 2020

Stericycle, ULC
95 Deerhurst Dr
Brampton, Ontario
L6T 5R7

Site Location: Site 1: Shred-It facility located at 7040 Davand Drive, Mississauga, Ontario.
Site 2: Shred-It facility located at 428 Millen Rd. #23, Hamilton, Ontario.
Site 3: Shred-It facility located at 15825 Robins Hill Rd., London Ontario.
Site 4: Shred-It facility located at 900-1101 Polytek Street, Ottawa, Ontario.

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:

temporary waste transfer stations

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

Ontario Waste Classes 261 (Pharmaceutical) and 312P (Biomedical)

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:

" **Approval** " means this entire Environmental Compliance Approval document, issued in accordance with Part II.1 of the Environmental Protection Act, and includes any schedules to it, the application and the supporting documentation listed in Section V.

" **Biomedical Waste** " is as defined in Guideline C-4, as amended, and for the purposes of this Approval, is limited to the waste which may be received at the Site in accordance with this Approval;

" **Company** " means any person that is responsible for the operations permitted under this Approval, and includes Stericycle Inc. , its successors and assigns.

" **Design and Operations Report** " means the report included with the application entitled "Application of an Emergency Relief Waste ECA (Transfer Sites), Design &

Operations Report" dated April 20, 2020 and prepared by Stericycle, ULC amended as item (2) of Schedule "A".

" **District Manager** " means the District Manager of the Ministry's London, Ottawa, Hamilton and/or Halton-Peel District Office.

" **Emergency** " means the emergency declared by the government of Ontario on March 17, 2020 under Section 7.0.1(1) of the Emergency Management and Civil Protection Act in response to the COVID-19 pandemic.

" **EPA** " means the Environmental Protection Act, R.S.O. 1990, C.E.-19, as amended;

" **Guideline C-4** " means the Ministry document, "Guideline C-4: The Management of Biomedical Waste in Ontario", dated November 2009, as amended from time to time;

" **Ministry** " means the Ontario Ministry of the Environment, Conservation and Parks;

" **OWRA** " means the Ontario Water Resources Act , R.S.O. 1990, c. O.40, as amended;

" **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;

" **Reg. 347** " means Regulation 347, R.R.O. 1990 , as amended;

" **Site** " means any of the four temporary storage locations permitted under this Approval, i.e. Site 1, Site 2, Site 3 and Site 4.

" **Site 1** " means the Shred-It facility located at 7040 Davand Drive, Mississauga, Ontario.

" **Site 2** " means the Shred-It facility located at 428 Millen Rd. #23, Hamilton, Ontario.

" **Site 3** " means the Shred-It facility located at 15825 Robins Hill Rd., London Ontario.

" **Site 4** " means the Shred-It facility located at 900-1101 Polytek Street, Ottawa, Ontario.

" **Trained** " means competent and knowledgeable in the operation of the Site through instruction and practice, as required and detailed in condition 21(1) of 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

This Emergency Environmental Compliance Approval is being issued to respond to the current Emergency, to ensure the continued responsible management of biomedical and pharmaceutical waste without disruption and to prevent any danger to the health and safety of the public and the environment. The following conditions are in effect at the four temporary approved sites (Site 1, Site 2, Site 3 and Site 4) from the date of issuance of this Approval until 90 days from the date of termination of the Emergency:

Part One: GENERAL

1. Compliance

(1) The Company 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.

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

2. In Accordance

(1) The operation of the temporary storage locations permitted in this Approval shall be done in accordance with the Application for Pandemic Related Temporary Regulatory Relief (Alternate Arrangement) for Waste Disposal Sites dated April 20, 2020 signed and submitted by Dan Kokol, Operational EHS Specialist, Stericycle, ULC. which includes all supporting information and documentation.

3. Interpretation

(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.

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

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

(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. Other Legal Obligations

(1) The issuance of, and compliance with the conditions of this Approval does not

(a) relieve any person of any obligation to comply with any provision of any applicable statute, regulation or other legal requirement; or

(b) limit in any way the authority of the Ministry to require certain steps be taken or to require the Company to furnish any further information related to compliance with this Approval.

5. Adverse Effects

(1) The Site shall be constructed, operated and maintained in a manner which ensures the health and safety of all persons and prevents adverse effects on the natural environment or on any persons.

(2) The Company shall take steps to minimize and ameliorate any adverse effect on the natural environment or impairment of water quality resulting from the approved operations at the Site, including such accelerated or additional monitoring as may be

necessary to determine the nature and extent of the effect or impairment.

(3) Despite a Company or any other person fulfilling any obligations imposed by this Approval, the 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 emission that caused the adverse effect to the natural environment or impairment of water quality.

6. Inspections by the Ministry

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

(a) to enter upon the premises where the approved processing is undertaken, or the location where the records required by the conditions of this Approval are kept;

(b) to have access to, inspect, and copy any records or sampling and analytical results required to be kept by the conditions of this Approval;

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

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

(e) to conduct interviews with staff, contractors, agents and assignees of the Company; and

(f) to sample and monitor for the purposes of assessing compliance with the terms and conditions of this Approval or the Act and the OWRA.

7. Information and Record Retention

(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.

(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:

(a) 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

(b) acceptance by the Ministry of the information's

completeness or accuracy.

(3) The Company shall ensure that a copy of this Approval in its entirety, including all notices of amendments and the documentation listed in the Schedules of this Approval, are retained at the Site at all time.

(4) 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.

(5) 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.

8. Spills

(1) The Company shall promptly take all necessary steps to contain and clean up any spills which result from the operation of the Site. All spills and upsets shall be immediately reported to the District Manager of the area of the spill and the Ministry's Spills Action Centre at (416) 325-3000 or 1-800-268-6060 and shall be recorded in a written log or an electronic file format, referred to in Condition 22(3) of this Approval, as to the nature of the spill or upset, and the action taken for clean-up, correction and prevention of future occurrences.

9. Complaint Response Procedure

(1) If at any time, the Company receives complaints regarding the operation of the Site, the Company shall respond to these complaints according to the following procedure:

(a) The Company shall record each complaint on a formal complaint form entered in a sequentially numbered log book.

The information recorded shall include the nature of the complaint, the name, address and the telephone number of the complainant and the time and date of the complaint;

(b) The Company, upon notification of the complaint shall initiate appropriate steps to determine all possible causes of the complaint. If the operation of this site is determined to be the likely cause of the complaint, the company shall proceed to take the necessary actions to eliminate the cause of the complaint, forward a formal reply to the complainant and, within twenty four hours of receiving the complaint, notify the appropriate District Manager (or the Spills Action Centre if after office hours) of the complaint and the action taken; and

(c) The Company shall prepare a report 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 re-occurrence of similar incidence.

Part Two: OPERATIONS

10. Design and Operations Report

(1) The Company shall ensure that the Design and Operating Report is retained at each Site and is available for inspection by a Provincial Officer.

11. Service Area

(1) The Site shall only accept waste generated in Ontario.

12. Site Security

(1) The Company shall ensure that the Site is maintained in a secure manner, such that unauthorized persons cannot enter the Site.

13. Approved Waste Types and Limitations

(1) The Site shall only accept the following types of waste:

(a) Solid and liquid hazardous waste, limited to Waste Class nos. 261 and 312P (Biomedical Waste), as described in the Ministry's "New Ontario Waste Class" document dated January 1986.

14. Waste Unloading and Screening

(1) All incoming waste shall be visually inspected by Trained personnel prior to being received at the Site to ensure that:

- (a) the Site is approved to accept that type of waste;
- (b) the containers are undamaged and correctly and appropriately labelled; and
- (c) the waste is properly packaged;

(2) Any incoming waste that arrives in leaking, damaged, improperly labelled, packaged or incorrectly identified containers shall be repackaged to contain the leak and/or re-labelled correctly, and in the case of Biomedical Waste, repackaged in accordance with the requirements of Guideline C-4;

(3) Any unacceptable waste which may be received at the Site incidentally shall be managed and disposed of immediately and in accordance with Reg. 347; and

(4) Within 48 hours of receipt of any incidental unacceptable waste, the Company shall notify the appropriate District Manager of such an occurrence and the mitigative action taken to properly handle and dispose of the waste.

(5) Any incoming waste which has been incorrectly classified or characterized may be re-classified correctly in accordance with Reg. 347.

15. Waste Receiving Amounts

(1) The maximum amount of waste that may be received at each Site for transfer shall not exceed the following:

- (a) 20 tonnes per day at Site 1;
- (b) 20 tonnes per day at Site 2;
- (c) 20 tonnes per day at Site 3; and
- (d) 10 tonnes per day at Site 4.

19. Waste Storage Amounts and Requirements

(1) All anatomical waste received shall be stored in secured refrigerated trailers only and shall not be stored indoors within the building at any time.

(2) All non-anatomical biomedical waste received shall not be stored indoors for longer than twenty-four (24) hours before transfer to refrigerated storage.

(3) All biomedical waste stored outdoors in trailers shall not be stored for longer than fourteen (14) days before being shipped for final disposal.

(4) All pharmaceutical waste stored outdoors in trailers shall not be stored for longer than thirty (30) days before being shipped for final disposal.

(5) Waste storage, other than temporary indoor storage approved under condition 19 (2) above is limited to one staged trailer at each Site.

20. Restrictions

(1) No processing of any waste shall occur at the Site.

(2) All waste received at the Site shall be managed in strict accordance with Guideline C-4.

21. Training

(1) The Company shall ensure that all operators at any Site are trained with respect to:

- (a) the terms, conditions and operating requirements of this Approval;
- (b) the operation and management of all transfer, process, storage and contingency measures equipment;
- (c) any environmental concerns pertaining to the Site and the wastes to be transferred/processed;
- (d) occupational health and safety concerns pertaining to the wastes to be handled;
- (e) load securement;
- (f) required personal protective equipment;
- (g) relevant waste management legislation and regulations and guidelines including Reg. 347 and Guideline C-4; and
- (h) spill response procedures.

(2) A log of which employees have received who have been trained shall be kept on

Site and be made available for review by a Provincial Officer.

22. Notification and Reporting

(1) (a) No less than one (1) day prior to operating any Site, the Company shall notify all adjacent landowners and tenants, the appropriate local Public Health Unit and the appropriate regional Ministry of Labour office, in writing of the Company's intent to operate the site in accordance with this Approval. This written notification shall include, as a minimum, the following:

1. a description of the operations to be implemented;
2. a 24-hour telephone number that can be used to reach to Company in the event of a complaint or an emergency; and
3. either a direct link to an online resource where this Approval may be viewed in its entirety, or a physical copy of this Approval.

(b) No more than one (1) day after providing written notification above, the Company shall provide the appropriate District Manager with a list of those who have been notified.

(2) (a) No less than one (1) day prior to operating any Site, the Company shall notify the District Manager in writing of the date on which the Site begins operations.

(b) No more one (1) day after ceasing operations at any Site, the Company shall notify the District Manager in writing of the date on which the Site ceases operations.

(3) By the last day of each month that waste is managed further to this Approval, the Owner shall submit to each District Manager a report that contains, as a minimum, the following information for each Site for that month:

(a) a summary of any operational or environmental issues identified during operations and daily inspections;

(b) the type and amount of waste received at the Site each day;

(c) the type and amount of waste shipped from the Site each day;

(d) the amount of waste present at each Site at the end of each operating day;

(e) a summary of any spills at the Site and the actions taken to clean up and remediate each spill;

(f) a summary of any complaints received regarding Site operations and the steps taken to address and respond to each complaint.

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

to provide temporary approval to the Company to establish temporary biomedical and pharmaceutical waste transfer stations, as detailed in the Application for Pandemic Related Temporary Regulatory Relief (Alternate Arrangement) for Waste Disposal Sites dated April 20, 2020 signed and submitted by Dan Kokol, Environmental Health and Safety Specialist, Stericycle, ULC, to respond to the current Declaration of Emergency to Protect the Public Health and ensure the continued safe and responsible management of biomedical waste to prevent any danger to 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 and the Environmental Review Tribunal within 15 days after receipt of this Notice, require a hearing by the Tribunal. Section 142 of the Environmental Protection Act provides that the Notice requiring the hearing shall state:

- a. 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;
- b. The grounds on which you intend to rely at the hearing in relation to each portion appealed.

The Notice should also include:

1. The name of the appellant;
2. The address of the appellant;
3. The environmental compliance approval number;
4. The date of the environmental compliance approval;
5. The name of the Director, and;
6. 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 Director appointed for the purposes
of Part II.1 of the Environmental
Protection Act
Ministry of the Environment,
Conservation and Parks
135 St. Clair Avenue West, 1st Floor
Toronto, Ontario
M4V 1P5

*** 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) 326-5370 or www.ert.gov.on.ca**

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

DATED AT TORONTO this 21st day of May,
2020

Mohsen Keyvani, P.Eng.
Director
appointed for the purposes of Part
II.1 of the *Environmental Protection
Act*

DL/

c: District Manager, MECP Halton-Peel

District Manager, MECP Hamilton

District Manager, MECP Ottawa

District Manager, MECP York-Durham

Dan Kokol, Stericycle, ULC