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Ministry of the Environment and Climate Change
Ministère de l'Environnement et de l'Action en matière de changement
climatique

ENVIRONMENTAL COMPLIANCE APPROVAL

NUMBER 3159-9QHK8T

Issue Date: November 6, 2014

Yuletide Inc.
28 Holloway Road
Toronto, Ontario
M9A 1G1

Site Location: Antoine Mountain Ski Hill
596 Highway 656
Township of Mattawan, District of Nipissing
P0H 1V0

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:

existing and proposed sewage Works for the collection, transmission, treatment and subsurface disposal of domestic sewage, with a combined Rated Capacity of approximately **60,000 litres per day** from the above Site Location, consisting of the following:

Proposed Works

Maintenance Building

- construction of 8 metres long 100 millimetre diameter sewer pipe to convey domestic sewage from the proposed Maintenance Building to the existing septic tanks described below via the existing manhole.

Existing Works

Main Ski Chalet Building

An existing Class 4 sewage treatment and subsurface disposal system previously approved by the Ministry (Application No. **2/MAT/93**, inspected and recommended on August 27, 1993) consisting of the following:

Existing Oil Interceptor

- one (1) **oil interceptor** with a capacity of 10,000 litres receiving wastewater from the Kitchen of the existing Main Ski Chalet Building and discharging effluent wastewater [via an existing manhole] to the existing septic tanks described below by gravity;

Existing Septic Tanks

- two (2) two-compartment **septic tanks** each with a capacity of 45,400 litres [for a total capacity

of 90,800 litres] equipped with an approved OBC effluent filter on the outlet pipe, receiving wastewater from the existing Main Ski Chalet Building and discharging effluent to the existing syphon tank described below by gravity;

Existing Syphon Tank

- one (1) one-compartment **syphon tank** having a capacity of 900 litres, complete with two (2) **alternating duplex pump system** receiving effluent from the above mentioned septic tank and discharging to the existing subsurface sewage disposal system [tile beds] described below; and

Existing Subsurface Sewage Disposal System

- two (2) identical **tile beds** having a total capacity of 60,000 litres per day, each consisting of 10 runs of 30 metres long 75 millimetre diameter perforated pipes spaced at 1.8 metres apart.

including all other controls, electrical equipment, instrumentation, piping, valves and appurtenances essential for the proper operation of the aforementioned sewage Works.

all in accordance with supporting documents listed in Schedule 'A'.

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

"Approval" means this entire document and any schedules attached to it, and the application;

"Average Daily Flow" means the cumulative total sewage flow to the sewage works during a calendar year divided by the number of days during which sewage was flowing to the sewage works that year;

"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;

"District Manager" means the District Manager of the Sudbury District Office / North Bay Area Office of the Ministry;

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

"Licensed Installer" means a person who holds a licence under Article 2.12.3.1 of the Ontario Building Code;

"Ministry" means the ministry of the government of Ontario responsible for the EPA and OWRA and includes all officials, employees or other persons acting on its behalf;

"Owner" means Yuletide Inc., and includes its successors and assignees;

"Existing Works" means those portions of the sewage works previously constructed and approved;

"Professional Engineer" means a person entitled to practise as a Professional Engineer in the Province of Ontario under a licence issued under the *Professional Engineers Act* ;

"Proposed Works" means the sewage works described in the Owner's application, this Approval, to the extent approved by this Approval;

"Rated Capacity" means the Average Daily Flow for which the Works are approved to handle;

"Substantial Completion" has the same meaning as "substantial performance" in the *Construction Lien Act*; and

"Works" means the sewage works described in the Owner's application, this Approval, and includes both Proposed Works and Existing Works.

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. GENERAL PROVISIONS

1.1 The Owner shall ensure that any person authorized to carry out work on or operate any aspect of the Works 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 Except as otherwise provided by these Conditions, the Owner shall design, build, install, operate and maintain the Works in accordance with the description given in this Approval, the application for approval of the Works and the submitted supporting documents and plans and specifications as listed in this Approval.

1.3 Where there is a conflict between a provision of any submitted document referred to in this Approval and the Conditions of this Approval, the Conditions in this Approval shall take precedence, and where there is a conflict between the listed submitted documents, the document bearing the most recent date shall prevail.

1.4 Where there is a conflict between the listed submitted documents, and the application, the application shall take precedence unless it is clear that the purpose of the document was to amend the application.

1.5 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.

1.6 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, including, but not limited to, the obligation to obtain approval from the local conservation authority necessary to construct or operate the sewage works; or

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

2. EXPIRY OF APPROVAL

2.1 The approval issued by this Approval will cease to apply to those parts of the Proposed Works which have not been constructed within **five (5) years** of the date of this Approval.

3. CHANGE OF OWNER

3.1 The Owner shall notify the District Manager and the Director, in writing, of any of the following changes within **thirty (30) days** of the change occurring:

(a) change of Owner;

(b) change of address of the Owner;

(c) change of 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.B17 shall be included in the notification to the District Manager; and

(d) change of name of the corporation where the *Owner* is or at any time becomes a corporation, and a copy of the most current information filed under the *Corporations Information Act*, R.S.O. 1990, c. C39 shall be included in the notification to the District Manager.

3.2 In the event of any change in ownership of the Works, the Owner shall notify in writing the succeeding owner of the existence of this Approval, and a copy of such notice shall be forwarded to the District Manager.

3.3 The Owner shall ensure that all communications made pursuant to this condition will refer to this Approval's number.

4. CONSTRUCTION

4.1 The Owner shall ensure that the construction of the Proposed Works is supervised by a Licensed Installer or a Professional Engineer.

4.2 Upon construction of the Proposed Works, the Owner shall prepare a statement, certified by a Licensed Installer or a Professional Engineer, that the Proposed Works are constructed in accordance with this Approval, and shall submit a written statement to the District Manager.

4.3 The Owner shall prepare and make available for inspection by Ministry staff, a complete set of "as constructed" drawings within **one (1) year** of Substantial Completion of the Works. These drawings shall be kept up to date through revisions undertaken from time to time and a copy shall be retained at the Works for the operational life of the Works.

5. OPERATIONS AND MAINTENANCE

5.1 The Owner shall prepare an operations manual within **six (6) months** of the issuance of this Approval that includes, but not necessarily limited to, the following information:

(a) operating procedures for routine operation of the Works; and

(b) inspection programs, including frequency of inspection, for the Works and the methods or tests employed to detect when maintenance is necessary.

5.2 The Owner shall maintain the operations manual current and retain a copy at the location of the Works for the operational life of the Works. Upon request, the Owner shall make the manual available to Ministry staff.

5.3 The Owner shall ensure that adequate steps are taken to ensure that the area of the Works are

protected from all forms of vehicle traffic and are not used for any purpose other than sewage disposal.

5.4 In the event a break-out is observed from the bed, the Owner shall do the following:

- (a) immediately discontinue the discharge of sewage to the subsurface disposal system;
- (b) verbally report the incident forthwith to the Spills Action Centre (SAC) at (416) 325-3000 or 1-800-268-6060;
- (c) within **one (1) week** of the break-out, submit a written report to the District Manager;
- (d) make all reasonable efforts to prevent sewage generated at the site from discharging to a surface water body or to the environment; and
- (e) ensure sewage generated at the site is safely collected and disposed of through a licensed waste hauler to an approved sewage disposal site.

5.5 The Owner shall ensure that the daily quantities of effluent being disposed of through the subsurface disposal system shall be measured or estimated, and recorded, and upon request, shall make the recorded information available for inspection by Ministry staff and staff of the local municipality.

5.6 The Owner shall carry out and maintain inspection and maintenance program on the operation of the Works.

5.7 The Owner shall maintain a logbook to record the results of these inspections and any cleaning and maintenance operations undertaken, and shall keep the logbook available for inspection by the Ministry upon request. The logbook shall include the following:

- (a) the name of the Works;
- (b) the date and results of each inspection, maintenance and cleaning, including an estimate of the quantity of any materials removed; and
- (c) name and initial of the person(s) that carried out the inspection.

6. REPORTING

6.1 **One (1) week** prior to the start up of the operation of the Proposed Works, the Owner shall notify the District Manager in writing of the pending start up date.

6.2 In addition to the obligations under Part X of the *Environmental Protection Act*, the Owner shall, within **ten (10) working days** of the occurrence of any reportable spill as defined in Ontario Regulation 675/98, loss of any product, by-product, intermediate product, oil, solvent, waste material or any other polluting substance into the environment, submit a full written report of the occurrence to the District Manager describing the cause and discovery of the spill or loss, clean-up and recovery measures taken, preventative measures to be taken and schedule of implementation.

6.3 The Owner shall, upon request, make all manuals, plans, records, data, procedures and supporting documentation available to Ministry staff.

Schedule 'A' forms part of this Approval and contains a list of supporting documentation / information received, reviewed and relied upon in the issuance of this Approval.

SCHEDULE 'A'

1. Environmental Compliance Approval Application for Private Sewage Works submitted by Peter Firla, P.Eng., of exp. Services Inc., and signed by Mr. Todd Yule, President, of Yuletide Inc., dated September 25, 2014, and all supporting documentation and information.

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

1. Condition 1 is imposed to ensure that the Works are built and operated in the manner in which they were described for review and upon which approval was granted. This condition is also included to emphasize the precedence of Conditions in this Approval and the practice that the Approval is based on the most current document, if several conflicting documents are submitted for review. The condition also advises the owners their responsibility to notify any person they authorized to carry out work pursuant to this Approval the existence of this Approval. Condition 1.6 is included to emphasize that the issuance of this Approval does not diminish any other statutory and regulatory obligations to which the Owner is subject in the construction, maintenance and operation of the Works. The condition specifically highlights the need to obtain any necessary conservation authority approvals.

The condition also emphasizes the fact that this Approval doesn't limit the authority of the Ministry to require further information.

2. Condition 2 is included to ensure that the Works are constructed in a timely manner so that standards applicable at the time of Approval of the Works are still applicable at the time of construction, to ensure the ongoing protection of the environment.

3. Condition 3 is included to ensure that the Ministry records are kept accurate and current with respect to approved Works and to ensure that subsequent owners of the Works are made aware of this Approval and continue to operate the Works in compliance with it.

4. Condition 4 is included to ensure that the Works are constructed, and may be operated and maintained such that the environment is protected and deterioration, loss, injury or damage to any person or property is prevented.

5. Condition 5 is included to require that the Works be properly operated and maintained such that the environment is protected.

6. Condition 6 is included to provide a performance record for future references, to ensure that the Ministry is made aware of problems as they arise, and to provide a compliance record for all the terms and conditions outlined in this Approval, so that the Ministry can work with the Owner in resolving any problems in a timely manner.

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:

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 Director appointed for the
purposes of Part II.1 of the
Environmental Protection Act
Ministry of the Environment and
Climate Change
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) 314-3717 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 6th day of November,
2014

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

AA/
c: Area Manager, MOECC North Bay Area Office
c: District Manager, MOECC Sudbury District Office
Peter Firla, P.Eng., exp. Services Inc.