



**PROVISIONAL CERTIFICATE OF APPROVAL
WASTE MANAGEMENT SYSTEM
NUMBER 6444-8LHR2L
Issue Date: September 23, 2011**

2143916 Ontario Inc. operating as Ron Earle Excavating
2133 Highway 620
Coe Hill, Ontario
K0L 1P0

You have applied in accordance with Section 27 of the Environmental Protection Act for approval of:

a waste management system serving:

the Province of Ontario.

For the purpose of this Provisional Certificate of Approval and the terms and conditions specified below, the following definitions apply:

- a. "Certificate" means the entire Certificate of Approval including its schedules, if any, issued in accordance with Section 27 of the Environmental Protection Act;
- b. "Company" means only 2143916 Ontario Inc. operating as Ron Earle Excavating;
- c. "Director" means any Ministry employee appointed by the Minister pursuant to Section 5 of the Environmental Protection Act;
- d. "District Manager" means the District Manager of the Ministry of the Environment for the geographic area in which the waste described in conditions 2 and 3 is located; and
- f. "Subject waste" means subject waste as defined in Section 1 of the Ontario Regulation 347 and includes liquid industrial and hazardous waste pursuant to this Provisional Certificate of Approval.

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

TERMS AND CONDITIONS

1. Except as otherwise provided by the conditions of this Provisional Certificate of Approval, the waste management system shall be operated in accordance with the conditions contained within this Provisional Certificate of Approval and the supporting information submitted with the application for this Provisional Certificate of Approval dated April 1, 2011.
2. The operation of this waste management system is limited to the collection, handling and transportation of non-hazardous liquid industrial waste class nos. 149, 150, 221, 222, 251 and 252 as described in the "Ministry of the Environment Waste Classes", as amended, January, 1986.
3. In addition to the collection and transportation of the waste outlined in the previous condition, this waste management system is also approved under this Provisional Certificate of Approval to collect and transport commercial waste and non-hazardous solid industrial waste including asbestos waste in bulk and contaminated soil.

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4. The Company shall promptly take whatever steps are necessary to contain and clean up any spills of waste which have resulted from the operation of this waste management system.
5. Waste shall only be delivered to a waste disposal site or facility which has a Certificate of Approval or a Provisional Certificate of Approval, and only where the waste being delivered complies with the Certificate of Approval or Provisional Certificate of Approval of the receiving waste disposal site or facility, and at no time shall waste be stored or transferred to your truck storage yard located at 2133 Highway 620, Coe Hill, County of Hastings, Ontario.
6. All waste shall only be transported in a covered vehicle.
7. Any addition, deletion or other change to the fleet of vehicles, trailers and equipment (i.e., year, make, model, serial number, licence number and ownership of each vehicle, trailer or piece of equipment) in particular those which are leased or rented, shall be reported to the Director within fourteen (14) days of any such change.
8. Except for the vehicle(s) that is/are owned and operated by or operated exclusively for a municipality or the Crown, every vehicle used for the collection and transportation of waste pursuant to this Provisional Certificate of Approval shall be clearly marked with the company name and the number which appears on the face of the Certificate of Approval or Provisional Certificate of Approval that authorizes the collection and transportation of waste.
9. Every vehicle utilized to collect and transport subject waste pursuant to this Provisional Certificate of Approval shall be insured under a vehicle liability policy for a minimum of one million dollars (\$1,000,000.00) until such time as this Provisional Certificate of Approval is revoked.
10. The following documents shall be with each vehicle operated pursuant to this Provisional Certificate of Approval at all times that the vehicle is being operated or contains any wastes:
 - (a) A copy of this Provisional Certificate of Approval;
 - (b) A certificate verifying the driver's successful completion of a training and safety program, if required by Regulation 347; and
 - (c) A certificate of vehicle liability insurance specifying that it provides coverage of a minimum of one million dollars (\$1,000,000.).
11. All asbestos waste in bulk shall be collected, handled and transported in accordance with the Ministry of the Environment's "Guidelines for the Handling, Transportation and Disposal of Asbestos Waste in Bulk", dated April, 1994 as may be amended.
12. (1) The Company shall notify the Director in writing of any of the following changes within thirty (30) days of the changes occurring:
 - (a) change of Company name, owner or operating authority;
 - (b) change of Company address or address of new owner or operating authority; and
 - (c) change of Company truck storage yard address/location.(2) In the event of any change in ownership of the waste management system the company shall notify the succeeding (new owner) company of the existence of this Certificate, and a copy of such notice shall be forwarded to the Director.
- (3) The Company shall ensure that all communications made pursuant to this condition will refer to this Certificate number.

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

1. The reason for condition 1 is to set out clearly that this waste management system shall be operated in accordance with the conditions set out in this Provisional Certificate of Approval and the supporting information submitted with the application for this Provisional Certificate of Approval.

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2. The reason for conditions 2 and 3 is to ensure that this waste management system is only used to collect, handle and transport waste which it is able to in a suitable manner as the transportation of waste which this waste management system is not able to collect, handle and transport may create a nuisance or result in a hazard to the health and safety of any person or the natural environment.
3. The reason for condition 4 is to ensure that any waste spilled onto the vehicle is promptly contained and cleaned up to minimize the risk of further spillage or the discharge of waste from the vehicle to the environment and to ensure that the proper officials of the Ministry of the Environment are notified and able to give direction to the Company to ensure the complete decontamination of the vehicle and clean up of the spilled material.
4. The reason for condition 5 is to ensure that this waste management system is used to transport waste only to waste disposal sites or facilities that have been approved by the Ministry of the Environment to receive the waste which this waste management system is delivering under this Provisional Certificate of Approval, and that by accepting the waste being delivered by the waste management system, the waste disposal site and facilities will not be out of compliance with its Certificate of Approval or Provisional Certificate of Approval.
5. The reason for condition 6 is to ensure that waste particulates are not emitted to the environment as any such emission may result in a hazard to the health and safety of any person or the natural environment.
6. The reason for condition 7 is to ensure that all vehicles, trailers and equipment including those leased or rented for operation under this Provisional Certificate of Approval have been approved as part of a suitable waste transportation system to collect and transport waste as an unsuitable waste transportation system could result in a hazard to the health and safety of any person or the natural environment.
7. The reason for condition 8 is to ensure that the collection, handling and transportation of waste is conducted in a safe and environmentally acceptable manner, as outlined in Regulation 347.
8. The reason for condition 9 is to ensure that every vehicle operated under this Provisional Certificate of Approval is adequately insured under a vehicle liability policy. The transportation of subject waste in a vehicle that has not been adequately insured under a vehicle liability policy would not be in the public interest.
9. The reason for condition 10 is to ensure that all waste carriers have met and are operating in compliance with the standards for waste management systems outlined in Regulation 347.
10. The reason for condition 11 is to ensure that all asbestos waste in bulk is collected, handled and transported in a safe and environmentally acceptable manner which will not result in a hazard to the health and safety of any person or the natural environment.
11. The reason for condition 12 is to ensure that the waste management system is operated under the corporate, limited or the applicant's own name which appears on the application and supporting information submitted for this Provisional Certificate of Approval and not under any name which the Director has not been asked to consider.

In accordance with Section 139 of the Environmental Protection Act, R.S.O. 1990, Chapter E-19, as amended, 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 approval or each term or condition in the 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 Certificate of Approval number;
6. The date of the Certificate of Approval;

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- 7. The name of the Director;
- 8. The municipality within which the works are located;

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, 15th Floor
Toronto, Ontario
M5G 1E5

AND

The Director
Section 39, *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) 314-4600, Fax: (416) 314-4506 or www.ert.gov.on.ca**

The above noted waste management system is approved under Section 39 of the Environmental Protection Act, and is subject to the Regulations made thereunder.

DATED AT TORONTO this 23rd day of September, 2011

Sherif Hegazy, P.Eng.
Director
Section 39, *Environmental Protection Act*

AS/
c: District Manager, MOE Belleville