

ENVIRONMENTAL COMPLIANCE APPROVALNUMBER 0857-B7KR9T
Issue Date: March 2, 2020

Picton Terminals, a subsidiary of H. R. Doornekamp
Construction Ltd.
588 Scotland Rd
Odessa, Ontario
K0H 2H0

Site Location: 24 White Chapel Road
Prince Edward County, ON

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:

establishment of stormwater management works for the approximately 25.4 ha of the existing Picton Terminals site, for the collection, treatment and disposal of stormwater run-off from the three catchment areas within the site as identified in the Stormwater Management and Drainage Report dated January 24, 2019, consisting of the following:

Sub Area 1 (Easterly Portion of the Site)

Storm water management works for the 13 ha of catchment area including two sub-catchment areas (Sub Areas 1A and 1B), consisting of the following:

Sub Area 1A

- **enhanced swale:** serving for 2.4 ha of Sub Area 1A, having a nominal base width of 2 m, average side slopes of 3:1, a minimum depth of 0.5 m with a longitudinal gradient of no more than 0.5%, discharging into the proposed oil/grit separators as described below;
- two (2) **oil and grit separators**, installed downstream of the enhanced swale, receiving stormwater from Sub Area 1A (2.4 ha), each having a sediment storage capacity of 1,668 L, an oil storage capacity of 439 L and a total storage capacity of 3,335 L, discharging to Picton Bay via the rock gallery beneath the dock;

Sub Area 1B

- **grassed ditch:** serving for a portion (1.1 ha) of Sub Area 1B, having a nominal base width of 1 m, average side slopes of 3:1, a minimum depth of 0.5 m with a longitudinal gradient of no more than 5.5% and rock

check dams, discharging into the proposed settling pond as described below;

- **settling pond:** serving for a portion (1.1 ha) of Sub Area 1B, providing sedimentation prior to flows entering the wet pond, having a depth of 1 m and a storage volume 400 m³, discharging into the proposed new wet pond via approximately 25 m long 450 mm diameter effluent pipe;
- **step pools:** installed with grassed ditch serving for 4 ha of a portion of Sub Area 1B, providing scour and channel erosion protection prior to entering the wet pond, having a nominal base width of 1 m, average side slopes of 3:1, a minimum depth of 1 m, discharging into the proposed new wet pond as described below;
- **wet pond:** a pond with forebay, designed to provide an Enhanced Level quality control for a total drainage area of approximately 8.9 hectares of Sub Area 1B, having a permanent pool volume of 1,896 m³ with a permanent pool depth of 1.5 m and an extended detention storage volume of 413 m³, and a total storage volume of approximately 3,171 m³, including permanent pool volume, at a depth of approximately 2.4 m, discharging to Picton Bay via one (1) 750 mm diameter outlet pipe complete with a 75 mm diameter orifice and the rock gallery beneath the dock;

Sub Area 2 (Mid-portion of the Site)

Storm water management works for the 4 ha of catchment area, consisting of the following:

- one (1) **sediment basin** (1.2 m x 1.2 m precast box structure) with 1.2 m deep sump, installed under the conveyor system, receiving runoff stormwater from Sub Area 2 (4 ha), having a sediment storage capacity of 1.3 m³ and a total storage capacity of 1.9 m³, sediment to be pumped, overflow discharging to Picton Bay via approximately 20 m long 750 mm diameter perforated pipe equipped with goss trap outlet;

Sub Area 3 (Westerly Portion of the Site)

Storm water management works for the 8.4 ha of catchment area, consisting of the following:

- **grassed swale:** serving for 5.3 ha of Sub Area 3, having a nominal base width of 2 m, average side slopes of 3:1, a maximum depth of 1 m with a longitudinal gradient of no more than 0.6%, providing pre-treatment prior to discharging to enhanced swale via approximately 30 m long 450 mm diameter effluent pipe;
- **enhanced swale:** serving for 5.3 ha of Sub Area 3, having a nominal base width of 6 m, average side slopes of 3:1, a maximum depth of 3 m with a longitudinal gradient of no more than 0.6% and rock check dams, ultimately discharging to Picton Bay via approximately 35 m long 300 mm diameter effluent pipe;
- **vegetated filter strip:** approximately 30 m wide and 500 m long, serving for a total of 3.1 ha of Sub Area 3, consisting of existing vegetation providing treatment for receiving runoff stormwater from upstream enhanced swale ultimately discharging to Picton Bay;

including erosion/sedimentation control measures during construction and all other controls and appurtenances essential for the proper operation of the aforementioned Works;

all in accordance with the submitted supporting documents listed in Schedule "A" forming part of this Approval.

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

"Approval" means this entire document including the application and any supporting documents listed in any schedules in this Approval;

"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 Belleville Area Office/Kingston District Office of the Ministry;

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

"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 1213427 Ontario Corporation and its successors and assignees;

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

"Works" means the sewage works described in the Owner's application, and 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. GENERAL PROVISIONS

(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 terms and conditions herein and shall take all reasonable measures to ensure any such person complies with the same.

(2) Except as otherwise provided by these terms and conditions, the Owner shall design, build, install, operate and maintain the Works in accordance with this Approval.

(3) Where there is a conflict between a provision of this environmental compliance approval and any document submitted by the Owner, the conditions in this environmental compliance approval shall take precedence. Where there is a conflict between one or more of the documents submitted by the Owner, the Application shall take precedence unless it is clear that the purpose of the document was to amend the application.

(4) Where there is a conflict between the documents listed in the Schedule A, and the application, the application shall take precedence unless it is clear that the purpose of the document was to amend the application.

(5) The terms and conditions of this Approval are severable. If any term and condition of this environmental compliance approval, or the application of any requirement of this environmental compliance approval to any circumstance, is held invalid or unenforceable, the application of such condition to other circumstances and the remainder of this Approval shall not be affected thereby.

(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

This Approval will cease to apply to those parts of the Works which have not been constructed within **three (3) years** of the date of this Approval.

3. CHANGE OF OWNER

(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;

(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.

(2) In the event of any change in ownership of the Works, other than a change in ownership to the municipal, i.e. assumption of the Works, the Owner shall notify the succeeding owner in writing of the existence of this Approval, and a copy of such notice shall be forwarded to the District Manager and the Director.

4. SPILL CONTINGENCY AND POLLUTION PREVENTION PLAN

(1) Before the commencement of operation of any part of the Works, the Owner shall prepare a Spill Contingency and Pollution Prevention Plan that outlines procedures as to how to mitigate the impacts of a spill within the area serviced by the Works and prevent pollution incidents, and provide a copy to the District Manager for approval. The said plan shall include as a minimum, but not limited to:

(a) the name, job title and 24-hour telephone number of the person(s) responsible for activating the Spill Contingency and Pollution Prevention Plan;

(b) a site plan drawn to scale showing the types of business, access roads, catch basins & manholes, drainage patterns (including direction(s) of flow in storm sewers) and any features which need to be taken into account in terms of potential impacts on access and response (including physical obstructions and location of response and clean-up equipment);

(c) steps to be taken to report, contain, clean up and dispose of contaminants following a spill;

(d) a listing of telephone numbers for: local clean-up companies who may be called upon to assist in responding to spills; local emergency responders including health institution(s); and the Ministry's Spills Action Centre 1-800-268-6060;

(e) Materials Safety Data Sheets (MSDS) for each and every hazardous material which may be transported or stored within the area serviced by the Works;

(f) a description of the spill response and pollution prevention training provided to employees assigned to work in the area serviced by the Works, the date(s) on which the training was provided and to whom;

(g) an inventory of response and clean-up equipment available to implement the Spill Contingency and Pollution Prevention Plan, location and date of maintenance/replacement if warranted, including testing and calibration of the equipment; and

(h) the date on which the Spill Contingency and Pollution Prevention Plan was prepared and subsequently, amended.

(2) The Spill Contingency and Pollution Prevention Plan shall be published on the Owner's website and a copy shall be kept in a conspicuous place near the reception area on site.

(3) The Spill Contingency and Pollution Prevention Plan will be amended from time to time as needed by changes in the operation of the facility or to reflect updates in the Municipal By-Laws, or improved Best Management Practices by the Owner.

5. OPERATION AND MAINTENANCE

(1) The Owner shall ensure that at all times, the Works and related equipment and appurtenances which are installed or used to achieve compliance with this Approval are properly operated and maintained according to the manufacturer's recommendations.

(2) The Owner shall prepare an operations manual for the Works before commencement of operation of any part of the works, that includes, but not necessarily limited to, the following information:

- a. operating procedures for routine operation of the Works;
- b. inspection programs, including frequency of inspection, for the Works and the methods or tests employed to detect when maintenance is necessary;
- c. repair and maintenance programs, including the frequency of repair and maintenance for the Works;
- d. procedures for the inspection and calibration of monitoring equipment;
- e. contingency plans and procedures for dealing with equipment breakdowns, potential spills and any other abnormal situations, including notification of the District Manager; and
- f. procedures for receiving, responding and recording public complaints, including recording any followup actions taken.

(3) The Owner shall publish the operations manual on its website and maintain the operations manual current. Upon request, the Owner shall make the manual available to Ministry staff.

(4) Before the commencement of operation any part of the Works, the Owner shall prepare Best Management Practice Plan and provide a copy of this Plan to the District Manager. The Best Management Practice Plan shall outline the following procedures:

- (a) procedures to ensure materials stored on site in a manner to minimize contact of stored materials with precipitation;
- (b) procedures to avoid placing materials in low areas that may be susceptible to seasonal pooling of water; and
- (c) off-loading procedures from ships and loading and shipping procedures onto trucks.

- (5) The Owner shall notify the District Manager (in writing) ten (10) business days prior to any new products/materials of any kind being accepted at the site. The notification shall include the following:
- (a) detailed description of the type of material or product being accepted;
 - (b) Material Safety Data Sheet for each product;
 - (c) a description of the potential of the material or product to cause an offsite adverse effect;
 - (d) any update to the Best Management Practice Plan for handling and storing the new product or material; and
 - (e) update/amendment to the surface water and groundwater monitoring program if new products are delivered to the site that may introduce new contaminants of concern.
- (6) The notification requirement specified in Subsection (5), above, may, after three (3) years of notification in accordance with this Condition, be modified by the Director in writing from time to time.
- (7) Upon commencement of operation of the any part of the Works, the Owner shall implement a Spill Contingency and Pollution Prevention Plan prepared in accordance with Condition 4.
- (8) The Owner shall ensure that all salt is stored within the dry storage facility as specified in the "Stormwater Management and Drainage Report" prepared by Josselyn Engineering Incorporated on January 24, 2019 and salt does not come into contact with any precipitation and/or groundwater.
- (9) Notwithstanding any other Condition in this Approval, the Owner shall conduct visual inspection to ensure that the wet pond does not contain oil or any other substance in amounts sufficient to create a visible film, sheen or foam. In the event that a visible film, sheen or foam is observed, the Owner will immediately initiate the Spill Contingency and Pollution Prevention Plan.
- (10) The Owner shall conduct quarterly inspection of the Works and, if necessary, clean and maintain the Works to prevent the excessive build-up of sediments and/or vegetation.
- (11) The Approval is based on the proposed site development specified in the Stormwater Management and Drainage Report submitted for this application. Any future development changes within the site that may increase the required storage volumes or increase the flows to or from the stormwater management works or any structural/physical changes to the stormwater management facility including inlets or outlets will require an amendment to this Approval.
- (12) Stormwater ponds and ditches shall be constructed with an impermeable liner as per OPSS 1205.
- (13) The Owner shall ensure that the design minimum liquid storage volumes of the settling pond and wet pond are maintained at all times.

(14) The Owner shall inspect the dry storage facility for seepage. If any seepage occurs from either the floor or walls of the dry storage facility, measures must be taken to ensure that it does not compromise the dry storage of salt.

6. MONITORING

(1) The Owner shall, upon commencement of operation of the sewage works, carry out a surface water (including stormwater) and groundwater monitoring program.

(2) All samples and measurements taken for the purposes of this Approval are to be taken at a time and in a location characteristic of the quality and quantity of the effluent stream over the time period being monitored.

(3) Samples shall be collected and analyzed at the following sampling point(s), at the sampling frequencies and using the sample type specified for each parameter listed:

Table 1 - On-site Stormwater Monitoring	
Sampling Locations	<ol style="list-style-type: none"> 1. SW-A: At the outlet of the final permanent stormwater pond (Sub Area 1B); 2. SW-B & C: At the outlets of the two oil & grit separators (Sub Area 1A); 3. SW-D: At the outlet of sediment basin (Sub Area 2); 4. SW-E: At the outlet of enhanced swale (Sub Area 3)
Frequency and Sample Type	Quarterly during rainfall events Grab samples
Parameters	Anions (chloride, sulphate, fluoride, nitrite, nitrate, bromide), Calcium, Magnesium, Sodium, Potassium, Iron, Aluminium, Boron, Strontium, Hardness as CaCO ₃ , Total and free Cyanide, Alkalinity, Total Suspended Solids, Oil&Grease

Table 2 - Off-site Surface Water Monitoring	
Sampling Locations	<ol style="list-style-type: none"> 1. SW3: In the ditch at the neighbouring property to the northeast, at the outlet where the ditch discharges into the Bay; 2. SW4: In Picton Bay, about 40 metres offshore from the centre of the lower storage area; 3. SW5: In Picton Bay, about 3 metres offshore out from the northeast corner of the site; 4. SW7: In Picton Bay, about 3 metres offshore from the loading dock; 5. SW8: In Picton Bay, about 40 metres offshore and upstream of the southern property line of the site (background);
Frequency and Sample Type	Annually for off-site in Picton Bay following receipt of bulk salt shipments and prior to lake ice accumulation in Picton Bay Grab samples*
Parameters	Anions (chloride, sulphate, fluoride, nitrite, nitrate, bromide), Calcium, Magnesium, Sodium, Potassium, Iron, Aluminium, Boron, Strontium, Hardness as CaCO ₃ , Total and free Cyanide, Alkalinity, Total Suspended Solids, Oil&Grease

* Grab samples shall be collected at the depth with the highest conductivity reading.

Table 3 - Groundwater Monitoring	
Sampling Locations	At the following groundwater monitoring wells: MW19-1S, MW19-1D, MW19-2S, MW19-2D, MW19-3S, MW19-3D, MW19-4D, and MW19-5D, MW17-10, MW17-11, MW17-12
Frequency and Sample Type	Quarterly and grab samples
Parameters	Water Level Anions (chloride, sulphate, fluoride, nitrite, nitrate, bromide), Calcium, Magnesium, Sodium, Potassium, Iron, Aluminium, Boron, Strontium, Hardness as CaCO ₃ , Total and free Cyanide, Alkalinity, Ontario Regulation 153 metals, pH, Conductivity, Benzene, Toluene, Ethylbenzene, and xylenes (BTEX)

Table 4 - Domestic Well Monitoring	
Sampling Locations	At the domestic water supply wells located at 35 White Chapel Road, 130 White Chapel Road, 185 White Chapel Road, and 254 White Chapel Road
Frequency and Sample Type	Annually and grab samples
Parameters	Anions (chloride, sulphate, fluoride, nitrite, nitrate, bromide), Calcium, Magnesium, Sodium, Potassium, Iron, Aluminium, Boron, Strontium, Hardness as CaCO ₃ , Total and free Cyanide, Alkalinity, Total Suspended Solids, Ontario Regulation 153 metals, pH, Conductivity, Benzene, Toluene, Ethylbenzene, and xylenes (BTEX)

(4) The methods and protocols for sampling, analysis, and recording shall conform, in order of precedence, to the methods and protocols specified in the following:

(a) the Ministry's publication "Protocol for the Sampling and Analysis of Industrial/Municipal Wastewater" (August 1994), ISBN 0-7778-1880-9, as amended from time to time by more recently published editions;

(b) the publication "Standard Methods for the Examination of Water and Wastewater" (21st edition) as amended from time to time by more recently published editions; and,

(c) in respect of any parameters not mentioned in (a) or (b), the written approval of the District Manager, which approval shall be obtained prior to sampling.

(5) The measurement frequency specified in this Condition, Subsection (1), above, and monitoring parameters specified in Subsections (3), above, may, after five (5) years of monitoring in accordance with this Condition, be modified by the Director in writing from time to time.

7. TEMPORARY EROSION AND SEDIMENT CONTROL

(1) The Owner shall install and maintain temporary sediment and erosion control measures during construction and conduct inspections once every **two (2) weeks** and after each significant storm event (a significant storm event is defined as a minimum of 25 mm of rain in any 24 hours period). The inspections and maintenance of the temporary sediment and erosion control measures shall continue until they are no longer required and at which time they shall be removed and all disturbed areas reinstated properly.

(2) The Owner shall maintain records of inspections and maintenance which shall be made available for inspection by the Ministry, upon request. The record shall include the name of the inspector, date of inspection, and the remedial measures, if any, undertaken to maintain the temporary sediment and erosion control measures.

(3) The Owner shall publish the Sediment and Erosion Control Measures and records of inspections and maintenance of the measures on its website.

8. REPORTING

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

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

(3) 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, bypass or 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.

(4) The Owner shall submit the quarterly results of the monitoring program required in Condition 6 within 7 days from the Owner receiving the results. This quarterly reporting requirement may, after three (3) years of reporting in accordance with this Condition, be modified by the Director in writing to reduce the reporting frequency.

(5) The Owner shall prepare and submit a performance report to the District Manager on an annual basis within 60 days following the end of the period being reported upon. The first such report shall cover the first annual period following the commencement of operation of the works and subsequent reports shall be submitted to cover successive annual periods following thereafter. The reports shall contain, but shall not be limited to, the following information:

(a) a summary and interpretation of all monitoring data, including an overview of the success and adequacy of the sewage works;

(b) a description of any operating problems encountered and corrective actions taken;

(c) a summary of all inspection, maintenance and clean-out carried out on the stormwater management works;

(d) a summary of all spill or abnormal discharge events; and,

(e) a summary of any Notifications and Contingency Plan undertaken during the reporting period as required by Conditions 4, 5 and 8, and a discussion regarding their adequacy.

9. RECORD KEEPING

The Owner shall retain, for a minimum of three (3) years from the date of their creation, all records and information related to or resulting from the operation, maintenance, inspection and monitoring activities required by this Approval, and make these records available for review by staff of the Ministry upon request, including but not limited to:

(1) All records on the inspection, maintenance and repair of the Works including:

(a) the component of Works on which maintenance and repair occurred;

(b) the date and results of each inspection, maintenance and cleaning, including an estimate of the quantity of any materials removed.

(2) All records and information related to or resulting from the monitoring activities required by

Condition 6 of this Approval.

(3) All records of any spills as outlined in Condition 8 (3) of this Approval.

Schedule A

1. Application for Approval of Industrial Sewage Works, submitted by Ben Doornekamp, Vice President at Picton Terminals, dated August 30, 2017;
2. Stormwater Management and Drainage Report along with drawings, dated May 30, 2018, prepared by Josselyn Engineering Incorporated;
3. Stormwater Management and Drainage Report Revision #1 along with drawings, dated October 4, 2018, prepared by Josselyn Engineering Incorporated;
4. Stormwater Management and Drainage Report Revision #2 along with drawings, dated November 29, 2018, prepared by Josselyn Engineering Incorporated;
5. Stormwater Management and Drainage Report Revision #3 along with drawings and Stormwater Treatment Summary, dated December 13, 2018, prepared by Josselyn Engineering Incorporated;
6. Stormwater Management and Drainage Report Revision #4 (Final Report) along with drawings and Stormwater Treatment Summary, dated January 24, 2019, prepared by Josselyn Engineering Incorporated;
7. Interim Action Plan dated April 30, 2018 and prepared by XCG Consulting Limited.
8. Technical Memo on Surface and Groundwater Monitoring Program in Support of Environmental Compliance Approval Application, dated November 30, 2018 and prepared by XCG Consulting Limited.
9. Technical Memo on Proposed Post Site Development Surface and Groundwater Monitoring Program, dated September 26, 2019 and prepared by XCG Consulting Limited.

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 the Approval and the practice that the Approval is based on the most current document, if several conflicting documents are submitted for review.
2. Condition 2 is included to ensure that, when the Works are constructed, the Works will meet the standards that apply 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 any subsequent Owner of the Works is made aware of the Approval and continue to operate the Works in compliance with it.
4. Condition 4 is included to ensure that the Ministry is immediately informed of the occurrence of an emergency or otherwise abnormal situation so that appropriate steps are taken to address the immediate concerns regarding the protection of public health and minimizing environmental damage and to be able to devise an overall abatement strategy to prevent long term degradation and the re-occurrence of the situation.
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 enable the Owner to evaluate and demonstrate the performance of the Works, on a continual basis, so that the Works are properly operated and maintained at a level which is consistent with the design objectives specified in the Approval and that the Works do not cause any impairment to the receiving watercourse.
7. Condition 7 is included as installation, regular inspection and maintenance of the temporary sediment and erosion control measures is required to mitigate the impact on the downstream receiving watercourse during construction until they are no longer required.
8. Condition 8 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.
9. Condition 9 is included to require that all records are retained for a sufficient time period to adequately evaluate the long-term operation and maintenance of the Works.

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:

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

AND

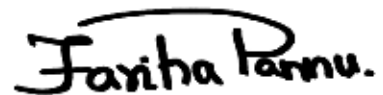
The Director appointed for the purposes of
Part II.1 of the Environmental Protection Act
Ministry of the Environment,
Conservation and Parks
135 St. Clair Avenue West, 1st Floor
Toronto, Ontario
M4V 1P5

*** 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**

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, 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 2nd day of March, 2020



Fariha Pannu, P.Eng.

Director

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

YZ/

c: Area Manager, MECP Belleville Area Office

c: District Manager, MECP Kingston - District Office
Ben Doornekamp, Picton Terminals