



345 Carlingview Drive
Toronto, Ontario M9W 6N9
Tel.: 416 734 3300
Fax: 416 231 1626
Toll Free: 1.877.682.8772

www.tssa.org

March 14, 2020
File: SR 2766822

VIA EMAIL

SHUMU JAIGIRDAR
MSR LALU JACKSONS POINT INC
50 MINTHORN BLVD UNIT 200
MARKHAM ON L3T 7X8
s.jaigirdar@unexusgroup.com

Dear SHUMU JAIGIRDAR,

Re: Application for a Variance from Clause 2.4.2.1 of the Liquid Fuels Handling Code, Technical Standards & Safety Act R.S.O. 2000 for 20 BONNIE BLVD, JACKSONS POINT

You have requested an extension until February 2021, to an inspector's order, to remove an out-of-service, steel underground storage tank (UST). You have indicated that the tank is beside a lake which due to the mild winter, is not frozen. You are concerned that soil will fall into the water and cause contamination if removal of the tank is attempted this winter. The UST has been out of use since June 2017.

You have also indicated that you have sold part of the property to the York Regional Police (YRP) Marine Unit which is currently undertaking a construction project. YRP is using some of the space near the underground tank for security purposes, so access to the tank for its removal is limited. YRP construction will be complete by July 2020. In addition, you are waiting for the City to approve your site plan for construction on the property. An extension until February 2021 to remove the tank would allow you to complete all work at the same time.

Please be advised that your variance application dated January 21, 2020, has been approved.

This variance is allowed under the authority of subsection 36.(3)(c) of the *Technical Standards and Safety Act, 2000*, (the "Act") and subject to such conditions as may be specified herein, being that:

- You shall cordon off the area above and around the tank from people and equipment to safeguard against possible tank collapse due to corrosion;
- Non-conformity with the conditions specified shall thereby cause the allowed variance to become null and void;
- The applicant accepts full responsibility for any and all damages resulting from the use of the thing to which the variance applies. The applicant further accepts full responsibility for any impacts to the health and safety of any person in consequence of the allowance of the variance or of non-conformity with the conditions specified. The Technical Standards and Safety Authority accepts no responsibility for any such damages or impacts;
- In the event of any claims against the Technical Standards and Safety Authority arising from allowance of the variance or non-conformity with the conditions specified, the applicant agrees to indemnify the Technical Standards and Safety Authority and agrees to hold it harmless from such claims and attendant costs;

- The variance process is subject to public access under the TSSA Access and Privacy Code (available upon request). The fact that a variance has been granted, and information about any public conditions, such as a requirement to post a sign, may be released on request. Subject to law and the TSSA Access and Privacy Code, proprietary information will not be subject to release;
- The applicant shall pay the fee associated with the review of the variance; and
- A copy of the variance letter shall always be kept readily available and permanently legible in the vicinity of the appliance/equipment.

This variance only relates to the Act and regulations made thereunder and does not exempt you from compliance with other applicable regulatory requirements. The installation will be subject to an inspection to ensure compliance with the terms of the variance. Please contact Vince Golby to arrange for the inspection.

Should you have any questions or require further assistance, please contact Ann-Marie Barker at 416.734.3354, or by e-mail at abarker@tssa.org. When contacting TSSA regarding this file, please refer to the Service Request number provided above.

Yours truly,



John R. Marshall
Director, Fuels Safety Program

c. Vince Golby, TSSA, vgolby@tssa.org