

AMENDED ENVIRONMENTAL COMPLIANCE APPROVAL

NUMBER 3551-C7BHCQ

Issue Date: October 7, 2021

Coco Paving Inc.
949 Wilson Avenue
Toronto, Ontario
M3K 1G2

Site Location: 6405 & 6725 South Service Road
Windsor City, County of Essex

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:

- one (1) permanent hot mix asphalt (HMA) plant, having a maximum production rate of 6000 tonnes per day and 250,000 tonnes per year of HMA, consisting of the following equipment and operations:
 - one (1) reclaimed asphalt pavement lump breaker (E16);
 - two (2) screening units (E11 and E17);
 - One (1) main stack (E28), venting a double barrel drum mixer/dryer, operating at a maximum temperature of 170 degrees Celsius equipped with one (1) natural gas fired burner, having a maximum heat input of 105.5 million kilojoules per hour, with particulate emissions controlled by a cyclone separator and a baghouse dust collector, having 1,080 metres of virgin high density Aramid filter bags and a pulse jet cleaning mechanism, exhausting to the atmosphere at a volumetric flow rate of 31.5 cubic metres per second through a stack having an exit diameter of 1.17 metres and extending 9.5 metres above grade;
 - one (1) fines silo venting to the drum mixer;
 - one (1) Colas emulsion storage tank;
 - two (2) horizontal asphalt storage tanks (E49 and E50) operating at a maximum temperature of 160 degrees Celsius each with a storage capacity of 80,000 litres, exhausting through the main stack (E28);
 - one (1) natural gas fired hot oil heater (E53) with a maximum heat input of 2.64 million kilojoules per hour, each exhausting to the atmosphere at a volumetric flowrate of 0.7 cubic metre per second, through a stack, having an exit diameter of 0.3 metre, extending 1.3 metres above the roof and 6.0 metres above grade;

- two (2) vertical asphalt storage tanks (E51 and E70); operating at a maximum temperature of 140 degrees Celsius each with a storage capacity of 100,000 litres;
 - three (3) vertical asphalt storage tanks (E71, E72 and E73); operating at a maximum temperature of 170 degrees Celsius, each with a storage capacity of 100,000 litres;
 - one (1) natural gas fired hot oil heater (E74) with a maximum heat input of 2.64 million kilojoules per hour, each exhausting to the atmosphere at a volumetric flowrate of 0.7 cubic metre per second, through a stack, having an exit diameter of 0.3 metre, 6.0 metres above grade;
 - four (4) HMA storage silos, operating at a maximum temperature of 175 degrees Celsius each having a capacity of 180 tonnes; and
 - fugitive emissions from the delivery, storage and transfer of raw materials associated with the HMA operations;
- one (1) portable processing plant, used to process reclaimed asphalt pavement, having a maximum processing rate of 1000 tonnes per day of reclaimed asphalt pavement, consisting of the following equipment and operations:
 - one (1) crusher;
 - one (1) screener;
 - one (1) conveyor;
 - one (1) diesel fired engine, used to power processing plant equipment, having a maximum power output of 504 kilowatts; and
 - fugitive emissions from the delivery, storage and transfer of raw materials associated with the processing plant operations;

all in accordance with the Environmental Compliance Approval Application submitted by Coco Paving Inc., dated September 25, 2020 and signed by Anthony Rossi, Director and all supporting information associated with the application including the Emission Summary and Dispersion Modelling Report provided by RWDI Inc., dated September 25, 2020 and signed by Brian Sulley, additional information provided by Brian Sulley in emails dated September 9, 13 and 24, 2021 and October 6, 2021 and the Acoustic Assessment Report prepared by RWDI AIR Inc. Consulting Engineers & Scientists entitled *Coco Group, Windsor Ontario, Acoustic Assessment Report, RWDI #200248* dated September 25, 2020.

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

1. "Approval" means this Environmental Compliance Approval, including the application and supporting documentation listed above;
2. "Best Management Practices Plan" means a document or a set of documents which describe measures to minimize dust emissions from the Facility and/or Equipment;
3. "Company" means Coco Paving Inc. that is responsible for the construction or operation of the Facility and includes any successors and assigns in accordance with section 19 of the EPA;
4. "District Manager" means the District Manager of the appropriate local district office of the Ministry, where the Facility is geographically located;
5. "EPA" means the *Environmental Protection Act*, R.S.O. 1990, c.E.19;
6. "Equipment" means the equipment and processes described in the Company's application, this Approval and in the supporting documentation submitted with the application, to the extent approved by this Approval;
7. "Facility" means the entire operation located on the property where the Equipment is located;
8. "Manual" means a document or a set of documents that provide written instructions to staff of the Company;
9. "Ministry" means the ministry of the government of Ontario responsible for the EPA and includes all officials, employees or other persons acting on its behalf;
10. "Publication NPC-300" means the Ministry Publication NPC-300, "Environmental Noise Guideline, Stationary and Transportation Sources – Approval and Planning, Publication NPC-300", August 2013, as amended.
11. "Technical Bulletin: Management Approaches for Industrial Fugitive Dust Sources" means the Ministry publication "Technical Bulletin: management approaches for industrial fugitive dust sources", March 8, 2017, as amended.

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. OPERATION AND MAINTENANCE

1. The Company shall ensure that the Equipment is properly operated and maintained at all times. The Company shall:

- a. prepare, not later than three (3) months after the date of this Approval, and update, as necessary, a Manual outlining the operating procedures and a maintenance program for the Equipment, including:
 - i. routine operating and maintenance procedures in accordance with good engineering practices and as recommended by the Equipment suppliers;
 - ii. emergency procedures, including spill clean-up procedures;
 - iii. procedures for any record keeping activities relating to operation and maintenance of the Equipment;
 - iv. all appropriate measures to minimize noise and odorous emissions from all potential sources; and
 - v. the frequency of inspection and replacement of the filter material in the Equipment;
- b. implement the recommendations of the Manual.

2. The Company shall prepare and implement procedures to monitor and keep records of the loss on heating (ASTM Method D2872 - Rolling Thin Film Oven Test) of the received liquid asphalt cement to ensure the annual average loss on heating for the received liquid asphalt cement is not greater than 0.50%.
3. The Company shall prepare and implement procedures to determine and keep records of the temperatures of HMA as it leaves the mixing process to ensure the drum mixers and HMA silos do not operate above the maximum operating temperature described in this Approval.
4. The Company shall prepare and implement procedures to monitor and keep records of liquid asphalt cement storage tanks temperature, to ensure that the liquid asphalt cement storage tanks do not operate above the maximum operating temperatures described in this Approval.
5. The Company shall prepare and implement procedures to monitor and keep records of the production rates to ensure that the maximum production rates are not higher than the maximum production rates described in this Approval;

2. FUGITIVE DUST CONTROL

1. The Company shall develop in consultation with the District Manager, a Best Management Practices Plan for the control of fugitive dust emissions. This Best Management Practices Plan shall:
 - a. at minimum, be prepared in accordance with Ministry Technical Bulletin: Management Approaches for Industrial Fugitive Dust Sources; and

- b. include a list of all Ministry comments received, if any, on the development of the Best Management Practices Plan, and a description of how each Ministry comment was addressed in the Best Management Practices Plan.
2. The Company shall submit the Best Management Practices Plan to the District Manager not later than three months after the date of this Approval or as otherwise indicated by the District Manager.
3. Upon acceptance of the Best Management Practices Plan by the District Manager, the Company shall immediately implement the Best Management Practices Plan for the control of fugitive dust emissions to provide effective dust suppression measures to any potential sources of fugitive dust emissions resulting from the operation of the Facility.
4. The Company shall update the Best Management Practices Plan as necessary or at the direction of the District Manager.

3. RECORD RETENTION

1. The Company shall retain, for a minimum of two (2) years from the date of their creation, all records and information related to or resulting from the recording activities required by this Approval, and make these records available for review by staff of the Ministry upon request. The Company shall retain:
 - a. all records on the maintenance, repair and inspection of the Equipment;
and
 - b. all records of any environmental complaints, including:
 - i. a description, time and date of each incident to which the complaint relates;
 - ii. wind direction at the time of the incident to which the complaint relates; and
 - iii. a description of the measures taken to address the cause of the incident to which the complaint relates and to prevent a similar occurrence in the future.

4. NOTIFICATION OF COMPLAINTS

1. The Company shall notify the District Manager, in writing, of each environmental complaint within two (2) business days of the complaint. The notification shall include:
 - a. a description of the nature of the complaint; and
 - b. the time and date of the incident to which the complaint relates.

5. NOISE

1. The Company shall, at all times, ensure that the noise emissions from the Facility comply with the limits set out in Ministry Publication NPC-300.

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

1. Condition No. 1 is included to emphasize that the Equipment must be maintained and operated according to a procedure that will result in compliance with the EPA, the Regulations and this Approval.
2. Condition No. 2 is included to emphasize that the Equipment must be maintained and operated according to a procedure that will result in compliance with the EPA, the Regulations and this Approval.
3. Condition No. 3 is included to require the Company to keep records and to provide information to staff of the Ministry so that compliance with the EPA, the Regulations and this Approval can be verified.
4. Condition No. 4 is included to require the Company to notify staff of the Ministry so as to assist the Ministry with the review of the site's compliance.
5. Condition No. 5 is included to provide the minimum performance requirements considered necessary to prevent an adverse effect resulting from the operation of the Facility.

Upon issuance of the environmental compliance approval, I hereby revoke Approval No(s). 9364-6EGNQS issued on February 9, 2006

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, the Minister of the Environment, Conservation and Parks, within 15 days after receipt of this Notice, require a hearing by the Tribunal. The Minister of the Environment, Conservation and Parks 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.

Pursuant to subsection 139(3) of the Environmental Protection Act, a hearing may not be required with respect to any terms and conditions in this environmental compliance

approval, if the terms and conditions are substantially the same as those contained in an approval that is amended or revoked by this environmental compliance approval.

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 Minister of the Environment,
Conservation and Parks
777 Bay Street, 5th Floor
Toronto, Ontario
M7A 2J3

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 <https://ero.ontario.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 7th day of October,
2021

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

KS/
c: Area Manager, MECP Windsor

c: District Manager, MECP Sarnia
Brian Sulley, RWDI Inc.