

**AMENDED ENVIRONMENTAL COMPLIANCE APPROVAL**

NUMBER 9885-529P2Q

Issue Date: November 16, 2021

Barrie Recycling and Waste Corp.  
26 Ferndale Dr N  
Barrie, Ontario  
L4N 9W8

Site Location: 26 Ferndale Drive North  
Barrie City, Ontario  
County of Simcoe

*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:*

a 2.24 hectares waste disposal site (Transfer and Processing) including new development as follows:

- a new 3,000 square metres covered slab on grade building for shipping, receiving, waste processing, segregation and storage;
- re-locating the entrance from Tiffin Street to Ferndale Drive North; and
- two new scales at the Ferndale Drive North entrance

to be used for the transfer and processing of the following types of waste:

solid non-hazardous waste consisting of municipal waste, construction and demolition waste and commercial and industrial waste as per conditions of this Approval.

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

"Adverse Effect" is defined under the EPA;

"Approval" means this Environmental Compliance Approval and any Schedules to it, including the application and supporting documentation listed in Schedule "A";

"Director" means any Ministry employee pursuant to section 20.3 of Part II.1 of the EPA;

"District Manager" means the District Manager of the local district office of the Ministry in which the Site is geographically located;

"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 includes all officials, employees or other persons acting on its behalf;

"NMA" means the *Nutrient Management Act*, 2002, S.O. 2002, c. 4, as amended;

"Operator " means any person, other than the Owner's employees, authorized by the Owner as having the charge, management or control of any aspect of the site, and includes its successors or assigns;

"Owner" means any person that is responsible for the establishment or operation of the Site being approved by this Approval, and includes Barrie Recycling and Waste Corp. its successors and assigns;

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

"PA" means the *Pesticides Act*, R.S.O. 1990, c. P-11, as amend from time to time;

"Provincial Officer" means any person designated in writing by the Minister as a provincial officer pursuant to Section 5 of the OWRA or Section 5 of the EPA or Section 17 of the PA or Section 4 of the NMA or Section 8 of the SDWA;

"Processed waste" means waste that has completed Owner's sorting/processing operation and is destined for an end user or final disposal;

"Putrescible waste" means waste that decomposes such as food waste;

"Reg. 347" means *Regulation 347*, R.R.O. 1990, made under the EPA, as amended from time to time;

"Regional Director" means the Regional Director of the local Regional Office of the Ministry in which the Site is located;

"Recyclables" means recyclable materials recovered during sorting/processing operation that is destined for end users;

"Residual waste" means waste that is destined for final disposal at the Ministry approved facility;

"SDWA" means the *Safe Drinking Water Act*, 2002, S.O. 2002, c. 32, as amended;

"Site" means 2.24 hectares waste disposal site, located at 412 Tiffin Street and 26 Ferndale Drive North, Barrie, Ontario, approved by this Approval;

"Trained Personnel" means an employee who has received training in accordance with this Approval and is qualified because of knowledge, training and experience, to organize the work and its performance;

"Unprocessed waste" means wastes received at the Site which has not fully completed the Owner's sorting/processing operation.

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

## TERMS AND CONDITIONS

### **GENERAL**

#### **1.0 Compliance**

- 1.1 The Owner shall ensure compliance with all the conditions of this Approval and shall ensure that any person authorized to carry out work on or operate any aspect of the Site 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 Any person authorized to carry out work on or operate any aspect of the Site shall comply with the conditions of this Approval.
- 1.3 The Site shall be operated and maintained, and the management and disposal of all waste shall be carried out, in accordance with the EPA, Reg. 347 and the conditions of this Approval. At no time shall the discharge of a contaminant that causes or is likely to cause an adverse effect be permitted.

#### **2.0 In Accordance**

- 2.1 Except as otherwise provided for in this Approval, the Site shall be operated and maintained in accordance with the application for this Approval, dated March 14, 2018, and the supporting documentation listed in Schedule "A".
- 2.2 Use of the Site for any other type of waste, or other waste management activity, is not permitted under this Approval, and requires obtaining a separate approval amending this Approval.
- 2.3 Applications to amend this Approval, for reasons other than administrative amendments, shall include submission of a revised Design and Operations Report.

#### **3.0 Interpretation**

- 3.1 Where there is a conflict between a provision of any document, including the application,

referred to in this Approval, and the conditions of this Approval, the conditions in this Approval shall take precedence.

3.2 Where there is a conflict between the application and a provision in any documents listed in Schedule "A", the application shall take precedence, unless it is clear that the purpose of the document was to amend the application and that the Ministry approved the amendment.

3.3 Where there is a conflict between any two documents listed in Schedule "A", other than the application, the document bearing the most recent date shall take precedence.

3.4 The conditions of this Approval are severable. If any condition of this Approval, or the application of any condition of this 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.

#### **4.0 Other Legal Obligations**

4.1 The issuance of, and compliance with, 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; or
- b. limit in any way the authority of the Ministry to require certain steps be taken or to require the Owner to furnish any further information related to compliance with this Approval.

4.2 The Owner shall ensure that:

- a. all equipment discharging to air operating at the Site are approved under Section 9 of the EPA; and
- b. all direct effluent discharges from this Site, including stormwater run-off, are managed in accordance with appropriate Municipal, Provincial and/or Federal Legislation, Regulations and By-laws.

#### **5.0 Adverse Effect**

5.1 The Owner shall take steps to minimize and ameliorate any adverse effect on the natural environment or impairment of water quality resulting from the Site, including such accelerated or additional monitoring as may be necessary to determine the nature and extent of the effect or impairment.

5.2 Despite the Owner, Operator or any other person fulfilling any obligations imposed by this Approval, the person remains responsible for any contravention of any other condition of this Approval or any applicable statute, regulation, or other legal requirement resulting from any act or omission that caused the adverse effect to the natural environment or impairment of water

quality.

## **6.0 Change of Owner**

6.1 The Owner shall notify the Director, in writing, and forward a copy of the notification to the District Manager, within 30 days of the occurrence of any changes in the following information:

- a. change of Owner or Operator of the Site, or both;
- b. change of address of the current Owner, or address of the new Owner;
- c. change of partners where the Owner or Operator is or at any time becomes a partnership, and a copy of the most recent declaration filed under the *Business Names Act*, 1991 shall be included in the notification to the Director;
- d. any change of name of the corporation where the Operator is or at any time becomes a corporation, and a copy of the most current "Initial Notice or Notice of Change" (form 1 or 2 of O. Reg. 182, Chapter C-39, R.R.O. 1990, as amended), filed under the *Corporations Information Act* shall be included in the notification to the Director.

6.2 No portion of this Site shall be transferred or encumbered prior to or after closing of the Site unless the Director is notified in advance and sufficient financial assurance is deposited with the Ministry to ensure that these conditions will be carried out.

6.3 In the event of any change in ownership of the Site, other than change to a successor municipality, the Owner shall notify the successor of, and provide the successor with a copy of this Approval, and the Owner shall provide a copy of the notification to the District Manager and the Director.

## **7.0 Inspections**

7.1 No person shall hinder or obstruct a Provincial Officer from carrying out any and all inspections authorized by the EPA, the OWRA, the NMA, the SDWA or the PA, of any place to which this Approval relates, and without limiting the foregoing:

- a. to enter upon the premises where the approved works are located, or the location where the records required by the conditions of this Approval are kept;
- b. to have access to, inspect, and copy any records required to be kept by the conditions of this Approval;
- c. to inspect the Site, related equipment and appurtenances;
- d. to inspect the practices, procedures or operations required by the conditions of this Approval; and
- e. to sample and monitor for the purposes of assessing compliance with the terms and conditions of this Approval or the EPA, the OWRA or the PA or the NMA or the SDWA.

## **8.0 Information and Record Retention**

- 8.1 Any information relating to this Approval and contained in *Ministry* files may be made available to the public in accordance with the provisions of the *Freedom of Information and Protection of Privacy Act*, R.S.O. 1990, C. F-31.
- 8.2 Any information requested, by the Ministry, concerning the Site and its operation under this Approval, including but not limited to any records required to be kept by this Approval shall be provided to the Ministry, upon request, in a timely manner.
- 8.3 The receipt of any information by the Ministry or the failure of the Ministry to prosecute any person or to require any person to take any action, under this Approval or under any statute, regulation or other legal requirement, in relation to the information, shall not be construed as:
- a. an approval, waiver, or justification by the Ministry of any act or omission of any person that contravenes any term or condition of this Approval or any statute, regulation or other legal requirement; or
  - b. acceptance by the Ministry of the information's completeness or accuracy.
- 8.4 All records and monitoring data required by the conditions of this Approval must be kept on the Owner's premises for a minimum period of three (3) years from the date of their creation.

## **9.0 Financial Assurance**

- 9.1 No later than January 1, 2020, the Owner shall submit to the Director, Financial Assurance, as defined in section 131 of the EPA, for the additional amount of \$145,050 for the total Financial Assurance of \$180,050. This Financial Assurance shall be in a form acceptable to the Director and shall provide sufficient funds for the analysis, transportation, Site clean-up, monitoring and disposal of all quantities of waste on the Site at any one time.
- 9.2 Commencing on March 31, 2022 and at intervals of three (3) years thereafter, the Owner shall submit to the Director, a re-evaluation of the amount of Financial Assurance to implement the actions required under Condition 9.1. The re-evaluation shall include an assessment based on any new information relating to the environmental conditions of the Site and shall include the costs of additional monitoring and/or implementation of contingency plans required by the Director upon review of the closure plan and annual reports. The Financial Assurance must be submitted to the Director within twenty (20) days of written acceptance of the re-evaluation by the Director.
- 9.3 Commencing on March 31, 2020, the Owner shall prepare and maintain at the Site an updated re-evaluation of the amount of financial assurance required to implement the actions required under Condition 9.1 for each of the intervening years in which a re-evaluation is not required to be submitted to the Director under Condition 9.2. The re-evaluation shall be made available to the Ministry, upon request.
- 9.4 The amount of Financial Assurance is subject to review at any time by the Director and may be amended at his/her discretion. If any Financial Assurance is scheduled to expire or notice is

received, indicating Financial Assurance will not be renewed, and satisfactory methods have not been made to replace the Financial Assurance at least sixty (60) days before the Financial Assurance terminates, the Financial Assurance shall forthwith be replaced by cash.

## **SITE OPERATIONS**

### **10.0 Approved Waste and Service Area**

10.1 This Site shall accept solid non-hazardous waste consisting of municipal solid waste including putrescible waste, construction and demolition waste and commercial and industrial waste from within the Province of Ontario.

10.1.1 Notwithstanding the Condition 10.1, the Owner shall ensure that no municipal solid waste including putrescible waste is received at the Site until Approval under Section 9 of the EPA has been obtained.

10.2 The Owner shall ensure that the following unacceptable wastes are prohibited to be received at the Site:

- a. liquid industrial waste as defined by Reg. 347;
- b. hazardous waste or subject waste as defined by Reg. 347;

### **11.0 Hours of Operation**

11.1 The hours of operation for commercial receiving of waste at the Site are as follows:

- a. 6:00 a.m. to 7:00 p.m. Monday to Friday; and
- b. 7:00 a.m. to 5:00 p.m. on Saturday.

11.2 The hours of operation for receiving and shipping of waste with the long-haul trucking fleet are as follows:

- a. twenty four (24) hours per day, Monday to Friday; and
- b. 12:00 a.m. to 11:00 p.m. on Saturday.

11.3 The hours of waste management operations at the Site, including waste sorting, and of the maintenance operations at the Site are as follows:

- a. 5:00 a.m. to 9:00 p.m. Monday to Friday; and
- b. 6:00 a.m. to 7:00 p.m. Saturday.

### **12.0 Waste Limits**

- 12.1 The total maximum amount of waste which may be received at this Site for any operation day shall not exceed 975 tonnes per day subject to the following restrictions:
- a. the maximum amount of solid non-hazardous municipal waste including putrescible waste shall not exceed 325 tonnes per day.
- 12.1.1 Notwithstanding the Condition 12.1, until the financial assurance amount required under the Condition 9.1 has been accepted by the Director, the total maximum amount of waste which may be received at this Site for any operation day shall be as follows:
- a. 450 tonnes per day of solid non-hazardous commercial and industrial waste and construction and demolition waste; and
  - a. no municipal waste including putrescible waste is allowed to be received at the Site.
- 12.2 The maximum amount of unprocessed, processed and residual waste stored at the Site shall not exceed 2,000 tonnes at any time.
- 12.2.1 Notwithstanding the Condition 12.2, the total maximum amount of waste stored at the Site shall not exceed 400 tonnes at any time until the financial assurance amount required under the Condition 9.1 has been accepted by the Director.
- 12.3 The maximum amount of waste leaving the Site for final disposal, which includes residual waste from the processing operation plus waste arising out of the transfer operation, shall not exceed 975 tonnes per day on average, not exceeding 304,200 tonnes per year.
- 12.4 In the event that Residual Waste and/or Processed Waste cannot be removed from the Site and the total storage capacity as approved in Condition 12.2 has been reached, the Owner:
- a. must cease accepting additional waste to ensure the total approved storage capacity does not exceed the maximum amount approved by this Approval;
  - b. shall notify District Manager immediately and submit a written schedule to the District Manager for removal the stored waste , within three (3) days of reaching the storage capacity; and
  - c. shall remove stored waste in accordance with the schedule required in Condition 12.4b.
- 12.5 The Owner shall immediately notify District Manager whenever incoming and outgoing waste volumes as approved by this Approval are exceeded.

### **13.0 Waste Storage and Management**

- 13.1 Prior to being accepted at the Site, all incoming waste shall be inspected by a Trained Personnel and shall only be permitted to enter the Site if the Site is approved to accept that type of waste.



- 13.2 In the event that unacceptable waste is received at the Site, the Owner shall:
- a. Refuse receipt of the unacceptable waste and return the waste to the generator if safe to do so; or
  - b. If returning the waste is not feasible, the Owner shall isolate the unacceptable waste and remove it from the Site within eighty-four (84) hours of receipt in accordance with Reg. 347; and
  - c. The Owner shall review the incident and take appropriate steps to prevent future receipt of unacceptable waste.

13.3 The Owner shall ensure the following at all times:

- a. All processing, transfer and storage of waste shall be conducted at all times within fully enclosed facility consisting of a new transfer station building with 3,000 m<sup>2</sup> floor area;
- b. Outdoor storage of recyclables, processed/unprocessed or residual waste is not permitted at this Site;
- c. All access doors remain closed whenever it does not interfere with normal, orderly Site operations including loading, unloading and/or receiving of waste;
- d. All putrescible waste shall be removed from the Site within twenty-four (24) hours of receipt excluding Sundays and holidays;
- e. All residual waste shall be removed from the Site within seventy two (72) hours excluding Sundays and holidays;
- f. Construction and demolition waste and commercial and industrial waste may be stored at the Site for a maximum period of thirty (30) days from the time of receipt;
- g. Recyclables may be stored at the Site for a maximum period of hundred eighty (180) days; and
- h. All waste shall be transferred off-site in accordance with the EPA and Reg. 347.

13.4 The Owner shall ensure that the residual waste shall only be disposed of at a site for which an Approval has been issued by the Ministry or an appropriate government agency of equivalent jurisdiction.

13.5 Under no circumstances shall burning or incineration of any material be allowed at this Site.

#### **14.0 Signage and Security**

14.1 The Owner shall operate and maintain the Site in a secure manner, such that unauthorized vehicles / persons cannot enter the Site. During non-operating hours, the Site shall be locked and secured against access by unauthorized persons.

14.2 The Owner shall ensure that the Site is operated in a safe manner, and that all waste is properly handled, processed and contained so as not to pose any threat to the general public and Site personnel.

- 14.3 A sign shall be posted in a prominent location at the Site entrance clearly stating:
- a. the Owner's name;
  - b. the Approval number;
  - c. the hours of operation for receipt and transfer of waste; and
  - d. a 24-hour telephone number to call to reach the Owner in the event of an emergency or complaint; and
  - e. the type of waste that is approved for receipt at the Site.

## **15.0 Nuisance Control**

- 15.1 The Owner shall operate and maintain the Site in a manner which ensures the health and safety of all persons and the protection of the environment through active prevention of any possible environmental adverse effects, including but not be limited to odours, dust, litter, vectors, vermin, rodents and noise.
- 15.2 If at any time problems such as odours, dust, litter, noise, vectors, vermin, rodents or other nuisances are generated at the Site, the Owner shall take appropriate, immediate remedial action to eliminate the problem.
- 15.3 The Owner shall ensure that the exterior of all vehicles leaving this Site are clear of debris and that vehicles do not drag out onto streets waste, dirt or other contaminants.

## **16.0 Site Inspections and Maintenance**

- 16.1 On each operating day, the Owner shall ensure that a visual inspection is carried out by a Trained Personnel of the storage, processing and loading/unloading areas and the security features of the Site.
- 16.1.1 The inspection shall ensure that all equipment and facilities are in good working order and operated in a manner that will not negatively impact the environment, that waste storage, unloading and loading areas are orderly and that security features are in good working order.
- 16.1.2 On a monthly basis, the Owner shall ensure an inspection of emergency response equipment by a Trained Personnel.
- 16.1.3 Any deficiencies, that might negatively impact the environment detected during inspections shall be promptly corrected.
- 16.2 The Owner shall develop and implement a preventative maintenance program, in accordance with manufacturer's recommendations, for all on-site equipment associated with the managing of waste. The preventative maintenance program shall be available on Site for inspection by a Provincial Officer upon request.

## **17.0 Spills and Emergency Response and Reporting**

- 17.1 The Owner shall take immediate measures to clean-up all spills, related discharges and process upsets of wastes which result from the operation of the Site.
- 17.2 All spills and upsets shall be immediately reported to the Ministry's Spills Action Centre at 1-800-268-6060. All spills shall be recorded in a written log or an electronic file format, as to the nature of the spill or upset, and the action taken for clean-up, correction and prevention of future occurrences.
- 17.3 The Owner shall have in place a Spill Contingency and Emergency Response Plan. The plan shall be kept on the Site at all times, in a central location available to all staff and shall include, but is not limited to:
- a. emergency response procedures to be undertaken in the event of an accident, injury, medical emergency, spill or fire;
  - b. a list of equipment available in the event of the above listed emergencies;
  - c. a notification protocol with names and telephone numbers of persons to be contacted, including:
    - i. Owner's personnel;
    - ii. the Ministry Spills Action Centre and District Office,
    - iii. the local fire department and other emergency responders;
    - iv. the local Ministry of Labour office;
    - v. waste management companies available to assist in the event of a spill.
- 17.4 The Owner shall ensure that:
- a. the equipment and materials outlined in the emergency response plan are immediately available on the Site at all times, in a good state of repair, and fully operational; and
  - b. all operating personnel are fully trained in the use of the equipment and materials outlined in the emergency response plan, and in the procedures to be employed in the event of an emergency.

## **18.0 Fire Safety Plan**

- 18.1 The Owner shall have in place a Fire Safety Plan acceptable to the City of Barrie Fire and Emergency Department. The Fire Safety Plan shall be kept in a Fire Safety Box installed at a location approved by the City of Barrie Fire Department.

## **19.0 Training**

- 19.1 The Owner shall ensure that all staff having access to the Site are trained, through instruction and practise, in the following:
- a. terms, conditions and operating requirements of this Approval;

- b. relevant waste management legislation, including but not limited to Reg. 347;
- c. operation and management of all transfer, processing, storage and contingency
- d. measures equipment and procedures at the Site;
- e. an outline of the responsibilities of the Site personnel;
- f. receiving and recording procedures;
- g. occupational health and safety concerns pertaining to the waste received;
- h. the emergency response plan including exit locations and evacuation routing, and location of relevant equipment available for emergencies and spills;
- i. equipment and Site inspection procedures;
- j. nuisance impact control procedure; and
- k. procedures for recording and responding to public complaints.

## **20.0 Complaint Response**

20.1 If at any time, the Owner receives complaints regarding the operation of the Site, the Owner shall respond to these complaints according to the following procedure:

- a. record and number each complaint, either electronically or in a separate log book, and shall include the following information;
  - i. the nature of the complaint,
  - ii. the name and the telephone number of the complainant (if provided) and
  - iii. the time and date of the complaint;
- b. the Owner, upon notification of the complaint, shall initiate appropriate steps to determine all possible causes of the complaint, proceed to take the necessary actions to eliminate the cause of the complaint and forward a formal reply to the complainant; and
- c. the Owner shall complete and retain on-site a report with a copy given to the District Manager within seven (7) days of the complaint date, listing the actions taken to resolve the complaint and any recommendations for remedial measures, and managerial or operational changes to reasonably avoid the recurrence of similar incidents.

## **21.0 Record Keeping**

21.1 The Owner shall maintain at the Site, in written or electronic format, daily records, which shall be available upon request, for inspection by a Provincial Officer, and which shall include the following information:

- a. date of record;
- b. quantity and source of waste received at the Site;
- c. quantity of all wastes stored at the Site;
- d. quantity and destination of processed waste and residual waste shipped from the Site;
- e. a record of any spills or process upsets at the site, the nature of the spill or process upset and the action taken for the clean up or correction of the spill, the time and date of the spill or process upset, and for spills, the time that the Ministry and other persons were

- notified of the spill in fulfilment of the reporting requirements in the Act ;
- f. details of any refusals of waste shipments and reasons for refusal;
  - g. a record of training required by this Approval;
  - h. a record of daily inspections required by this Approval; and
  - i. the signature of the Trained Personnel conducting the inspection and completing the report.

## **22.0 Annual Report**

22.1 By March 31st of each year, the Owner shall prepare and submit to the District Manager an annual report covering the previous calendar year. Each report shall include, as a minimum, the following information:

- a. a detailed monthly summary of the type, quantity and origin of all wastes received and processed at the Site;
- b. a detailed monthly summary of the type, quantity of all wastes transferred from the Site including the destination;
- a. a summary of complaints received and actions taken in response;
- b. any changes to the emergency response plan, the Design and Operations Report and the closure plan that have been approved by the Director since the last annual report;
- c. any environmental and operation problems that could negatively impact the environment, encountered during the operation of the Site and during the facility inspections, and any mitigative actions taken; and
- d. a statement as to compliance with all Conditions of this Approval and with the inspection and reporting requirements of the Conditions herein.

## **23.0 Closure Plan**

23.1 The Owner shall,

- a. submit, for approval by the Director, a written closure plan for the Site six (6) months prior to closure of the Site. This plan must include, as a minimum, a description of the work that will be done to facilitate closure of the Site and a schedule for completion of that work; and
- b. within ten (10) days after closure of the Site, notify the Director and District Manager, in writing, that the Site has been closed in accordance with the approved closure plan.

## SCHEDULE "A"

*This Schedule "A" forms part of this Environmental Compliance Approval.*

1. Cover letter to Regional Director, Ministry of Environment and Energy, from Ronald Kelly, Tiffin Recycling Ltd., dated August 30, 1992, enclosing an application for a Certificate of Approval for a Waste Disposal Site (Processing) (August 30, 1993) including Company Articles of Incorporation, Site Plan of Part Lots 1&2 Registered Plan 220, Sir-14235, Part 3 City of Barrie dated August 1993, operations plan, training procedures, letter for zoning (August 16, 1993), and other supporting information.
2. Facsimile to A. Weir, Ministry, from R. Kelly, Company, advising of maximum storage and waste sources for the proposed facility, dated August 31, 1993.
3. Letter to J. Earl, Clerk, City of Barrie, from A. Wandinger, Ministry, requesting council make comment with respect to the need for a hearing under Part V of the Act and confirming zoning, dated October 26, 1993.
4. Letter to G. Carpentier, Ministry, from J. Lackie, Solid Waste Supervisor, The Corporation of the City of Barrie, Municipal Works Department, advising of Council Resolution, and dated February 3, 1994.
5. Letter to Ministry from J. Charlebois, Deputy City Clerk, The Corporation of the City of Barrie, Clerk's Department, advising of Council Resolution, dated February 7, 1994.
6. The application for Approval of a Waste Disposal site dated February 26, 1996, submitted with a report entitled "Amended Application for a Certificate of Approval for a Waste Disposal Site (Processing)" from Tiffin Recycling Ltd., and covering letter to I. Parrot, Ministry, dated February 26, 1996 and signed by R.W. Kelly.
7. Drawing number S.K. 1377-1 entitled "Tiffin Recycling Ltd. Waste Processing Site, Site Plan", prepared by Skelton Brumwell Consulting Engineers & Planners, and dated May 1997.
8. Application for a Provisional Certificate of Approval dated June 28, 2001 and signed by R. Kelly, Company, included as an attachment to cover letter dated June 29, 2001 from S. W. Brumwell P. Eng., Skelton, Brumwell & Associates Inc.
9. Application for a Provisional Certificate of Approval for a Waste Disposal Site signed by Frank Pirritano, dated January 28, 2008.
10. Letter from F. Pirritano, to MOE Environmental Assessment and Approvals Branch, dated January 31, 2008 requesting an amendment to Certificate of Approval No. 9885-529P2Q to increase in the approved amount of waste received and stored.
11. Letter from F. Pirritano, to MOE Environmental Assessment and Approvals Branch, dated

March 10, 2008, re: additional information in support of the application.

12. Application for an Amendment to Environmental Compliance Approval (Waste Disposal Site) dated March 10, 2018 (received March 19, 2018) from 2396039 Ontario Inc. including Design and Operations Report, study area location, Conceptual Building Plan, proposed and existing site plans, site survey, zoning information, Source Water Protection Agreement, Financial Assurance Re-evaluation, public notification letter to adjacent land owners and list of recipients; and all other company documentation.
13. Email dated June 26, 2018 from Jackie Coughlin, Azimuth Environmental Consulting, Inc. to Malgosia Ciesla, MECP, including revised EBR summary.
14. Email dated August 29, 2018 from Jackie Coughlin, Azimuth Environmental Consulting, Inc. to Malgosia Ciesla, MECP including ECA Amendment Response Comments, FA quotes and Traffic Brief.
15. Email dated December 10, 2018 from David Ketcheson, Azimuth Environmental Consulting, Inc. to Malgosia Ciesla, MECP including Technical Memorandum dated December 7, 2018 re: Proposed Odour Management Measures.
16. Email dated February 14, 2019 from David Ketcheson, Azimuth Environmental Consulting, Inc. to Malgosia Ciesla, MECP including Technical Memorandum dated February 13, 2019 re: Comments on draft ECA and MECP response to the comments dated February 21, 2019.
17. Email dated February 27, 2019 from David Ketcheson, Azimuth Environmental Consulting, Inc. to Malgosia Ciesla, MECP including additional comments on draft ECA and MECP response to the comments dated March 4, 2019.
18. Application for Environmental Compliance Approval dated November 2, 2020, signed by Reyad Markos Hanna, Barrie Recycling and Waste Corp. including letter dated November 2, 2020 from David Ketcheson, Azimuth Environmental Consulting Inc., and the following attachments:
  - a. Barrie Recycling and Waste Corp. Articles of Incorporation
  - b. Barrie Recycling and Waste Corp. Site Plan Figure
  - c. BRW Holdings Inc. Permission to Operate Authorization BRWC
  - d. BRW Holdings Inc. Operating Authority Contact
  - e. City of Barrie Zoning Map Figure
  - f. 2019 BRW Annual Operations Report
19. Email dated March 3, 2021 (8:39 p.m.) from Ian Acheson, Azimuth Environmental Consulting Inc., to Sara Sideris, MECP, providing additional clarification on the proposal.
20. Email dated March 12, 2021 (8:32 a.m.) from Ian Acheson, Azimuth Environmental Consulting Inc., to Sara Sideris, MECP, providing additional clarification on the proposal and

including an attachment entitled "20210312 - BRWC Waste ECA Ammendment Submission Form\_Pg8.pdf".

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

*The reason for Conditions 1.1, 1.2, 1.3, 4.1, 4.2, 5.1, 5.2, and 8.1 is to clarify the legal rights and responsibilities of the Owner under this Approval.*

*The reason for Conditions 2.1, 2.2 and 2.3 is to ensure that the Site is designed, operated, monitored and maintained in accordance with the application and supporting documentation submitted by the Owner, and not in a manner which the Director has not been asked to consider.*

*The reason for Conditions 3.1, 3.2, 3.3 and 3.4 is to clarify how to interpret this Approval in relation to the application and supporting documentation submitted by the Owner.*

*The reason for Condition 6.1 is to ensure that the Site is operated under the corporate name which appears on the application form submitted for this Approval.*

*The reason for Condition 6.2 is to restrict potential transfer or encumbrance of the Site without the approval of the Director. Any transfer of encumbrance can be made only on the basis that it will not endanger compliance with this Approval.*

*The reason for Condition 6.3 is to ensure that subsequent owners of the Site are informed of the terms and conditions of this Approval. This also applies to all supporting documentation listed in Schedule "A".*

*The reason for Condition 7.1 is to ensure that appropriate Ministry staff has ready access to the Site for inspection of facilities, equipment, practices and operations required by the conditions in this Approval. This condition is supplementary to the powers of entry afforded a Provincial Officer pursuant to the EPA and OWRA.*

*The reason for Conditions 8.2, 8.3 and 8.4 is to ensure the availability of records and drawings for inspection and information purposes.*

*The reason for Conditions 9.1, 9.2, 9.3 and 9.4 is to ensure that sufficient funds are available to the Ministry to clean up the Site in the event that the Owner is unable or unwilling to do so.*

*The reason for Conditions 10.1, 10.2, 10.3, 11.1 through 11.3, 13.3, 13.4 and 13.5 is to specify the approved areas from which waste may be accepted, hours of operation, the types of waste that may be accepted at the Site, and the waste management activities approved to take place at the Site, based on the Owner's application and supporting documentation.*

*The reason for Conditions 12.1, 12.2 and 12.3 is to ensure that the quantities of waste received, generated and stored at the Site are in accordance with that approved under this Approval.*



*The reason for Conditions 13.1 and 13.2 is to ensure that only waste approved under this Approval is received at the Site.*

*The reason for Condition 14.1 is to minimize the risk of unauthorized entry to the Site.*

*The reason for Conditions 14.2 and 14.3 is to ensure that emergency responders and the public have the necessary contact information in the event of an emergency or complaint.*

*The reason for Conditions 15.1, 15.2, and 15.3 is to ensure that the site is operated in a manner which does not result in a nuisance or a hazard to the health and safety of the environment or people.*

*The reason for Conditions 16.1 and 16.2 is to ensure that all equipment and facilities are maintained in good working order.*

*The reason for Condition 17.1 is to ensure that the Owner immediately responds to a spill.*

*The reason for Condition 17.2 is to ensure that the Owner notifies the Ministry forthwith of any spills as required in Part X of the EPA so that appropriate spills response can be determined.*

*The reason for Conditions 17.3, 17.4, and 18.1 is to ensure that the Owner is prepared and properly equipped to take action in the event of a spill, fire or other operation upset.*

*The reason for Condition 19.1 is to ensure that the Site is supervised and operated by properly trained staff thereby minimizing the risk of the operations resulting in a hazard or nuisance to the natural environment or any person.*

*The reason for Condition 20.1 is to ensure that complaints are properly and quickly resolved and that complaints and follow-up actions have been documented.*

*The reason for Conditions 21.1 and 22.1 is to ensure that accurate records are maintained to demonstrate compliance with the conditions in this Approval, the EPA and its regulations.*

*The reason for Condition 23.1 is to ensure that the Site is closed in accordance with Ministry standards and to protect the health and safety of the environment.*

**Upon issuance of the environmental compliance approval, I hereby revoke Approval No(s). 9885-529P2Q issued on March 8, 2019, as amended.**

In accordance with Section 139 of the *Environmental Protection Act*, you may by written notice served upon me, the Ontario Land 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 ("the Notice") 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:

Registrar\*  
Ontario Land Tribunal  
655 Bay Street, Suite 1500  
Toronto, Ontario  
M5G 1E5  
OLT.Registrar@ontario.ca

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 Ontario Land Tribunal's requirements for an appeal can be obtained directly from the Tribunal at: Tel: (416) 212-6349 or 1 (866) 448-2248, or [www.olt.gov.on.ca](http://www.olt.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 16th day of November, 2021




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

MW/

c: District Manager, MECP Barrie  
David Ketcheson P. Eng.  
Ian Acheson, Azimuth Environmental Consulting Inc.