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December 29, 2021

MERRICK ALEXANDER
GENERAL MOTORS OF CANADA LIMITED
300 INGERSOLL ST S
INGERSOLL ON N5C 3J7
MERRICK.ALEXANDER@GM.COM

FS - LF Variance

Service Request No.: 3094078

Installed at: 300 INGERSOLL ST S, INGERSOLL

Dear MERRICK ALEXANDER,

Re: Variance from Clause 3.2.2.2 of the Liquid Fuels Handling Code, O. Reg. 217/01

This is in response to your variance application for the above location.

Your variance request was to forgo the inspection of an aboveground vertical gasoline storage tank (TT-12) that was installed in 2005. Clause 3.2.2.2 of the Liquid Fuels Handling Code requires that this tank be inspected every 10 years, beginning when the tank is 15 years old.

The tank is scheduled to be decommissioned in April 2022 when the production of gasoline vehicles is ceased. In order to conduct the tank inspection, the fuel in the tank would have to be drained into tanker trucks or totes for temporary storage. This transfer of fuel to and from the tank is a potential safety risk.

Please be advised that your variance application has been approved because you have advised that the tank is located inside a dike that meets the requirements of the LFHC.

Please be advised that this variance will not take effect until 15 days from the date of posting the decision on the Environmental Registry. This decision of the Director is subject to a right of appeal, under the Environmental Bill of Rights, if such an appeal is filed within 15 days from date of posting. In the event an appeal is filed, this decision of the director may be subsequently stayed, disallowed or significantly altered. Notice of an appeal will be placed on the Environmental Bill of Rights Registry.

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:

- The installation/system/appliance dealt with in this variance must be inspected and may be periodically audited by TSSA. Please contact Charlie Landriault at 519-871-5827 or by email at clandriault@tssa.org to arrange for the initial inspection;
- The tank shall comply with clause 3.3.1.2.1 and it shall be visually inspected externally once every week and the record of these inspections must be kept on site;
- 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 may be subject to an inspection to ensure compliance with the terms of the variance.

Should you have any questions or require further assistance, please contact Marek Kulik at 416-734-3465 or by email at mkulik@tssa.org. When contacting TSSA regarding this file, please refer to the Service Request number provided above.

Yours truly,



Gary Highfield
Manager, Fuels Safety Engineering
Delegated Authority under section 36(3) (c) of TSS Act

- c. Charlie Landriault, TSSA, clandriault@tssa.org
Kevin Abbott, TSSA, kabbott@tssa.org

A legible copy of this letter shall be kept readily available near the appliance/equipment.
This variance is not valid unless all variance conditions in this letter have been met.