

AMENDED ENVIRONMENTAL COMPLIANCE APPROVAL

NUMBER 9058-CJ94S4

Issue Date: September 26, 2022

2629045 Ontario Limited
3440 Marentette Ave
Windsor, Ontario
N8X 5C2

Site Location: 600 Weaver Road
Windsor City, County of Essex
Ontario

*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 ready-mix concrete batching plant, having a maximum ready-mix concrete production rate of 1,680 cubic metres per day, consisting of the following equipment and emission sources:

- one (1) baghouse dust collector, to control emissions from storage Silo #1 having a storage capacity of 110 tonnes, complete with polyester filter material having a filtering area of 21 square metres and a shaker-type cleaning system, discharging to the air with a volumetric flow rate of 0.33 cubic metre per second through a stack, having an exit diameter of 0.16 metre, and extending 16.5 metres above grade;
- one (1) baghouse dust collector, to control emissions from storage Silo #2 having a storage capacity of 110 tonnes, complete with polyester filter material having a filtering area of 21 square metres and a shaker-type cleaning system, discharging to the air with a volumetric flow rate of 0.33 cubic metre per second through a stack, having an exit diameter of 0.16 metre, and extending 16.5 metres above grade;
- one (1) baghouse dust collector, to control emissions from storage Silo #3 having a storage capacity of 55 tonnes, complete with polyester filter material having a filtering

area of 25 square metres and a shaker-type cleaning system, discharging to the air with a volumetric flow rate of 0.33 cubic metre per second through a stack, having an exit diameter of 0.16 metre, and extending 8.5 metres above grade;

- one (1) baghouse dust collection system, to control emissions from the loading point, complete with polyester filter material having a filtering area of 1654 square metres and a shaker-type cleaning system, actively discharging to the air with a flow rate of 3.54 cubic metres per second through a stack, having an exit diameter of 0.3 metres and 6.5 metres above grade;
- one (1) natural gas-fired hot water boiler, having a maximum heat input of 3.7 million kilojoules per hour, discharging to the air through a stack, having an exit diameter of 0.5 metre, extending 2.0 metres above the roof and 12.0 metres above grade;
- one (1) natural gas-fired steam boiler, having a maximum heat input of 1.06 million kilojoules per hour, discharging to the air through a stack, having an exit diameter of 0.15 metre, extending 5.0 metres above grade;
- one (1) diesel-fired emergency generator rated at 300 kilowatts, discharging to the air through a stack, having an exit diameter of 0.15 metre and extending 5.0 metres above grade; and
- fugitive emissions resulting from the delivery, storage, and transfer of materials associated with concrete batching operations.

One (1) recycled construction materials depot having a maximum combined delivery and shipping rate of 3600 tonnes per day, consisting of the following emission sources discharging to the air:

- fugitive emissions from the delivery, storage and handling of materials associated with recycled construction

materials depot operations.

One (1) salt depot having a maximum combined delivery and shipping rate of 1200 tonnes per day, consisting of the following emission sources discharging to the air:

- fugitive emissions from the delivery, storage and handling of materials associated with salt depot operations.

One (1) top soil depot having a maximum combined delivery and shipping rate of 40 tonnes per day, consisting of the following emission sources discharging to the air:

- fugitive emissions from the delivery, storage and handling of materials associated with top soil depot operations.

all in accordance with the application for an Environmental Compliance Approval (Air) submitted by 2629045 Ontario Limited, dated October 01, 2021, and signed by Chris MacPhee, General Manager; Emission Summary and Dispersion Modelling Report prepared by BCX Environmental Consulting, dated September, 2021; and all the information associated with the application.

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 2629045 Ontario Limited 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. "Director" means a person appointed for the purpose of section 20.3 of the EPA by the Minister pursuant to section 5 of the EPA;
5. "District Manager" means the District Manager of the appropriate local district office of the Ministry, where the Facility is geographically located;
6. "EPA" means the *Environmental Protection Act*, R.S.O. 1990, c.E.19;
7. "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;
8. "Facility" means the entire operation located on the property where the Equipment is located;
9. "Manual" means a document or a set of documents that provide written instructions to staff of the Company;
10. "Minister" means the Minister of the Environment, Conservation and Parks or such other member of the Executive Council as may be assigned the administration of the EPA under the Executive Council Act;
11. "Ministry" means the ministry of the Minister;
12. "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; and
13. "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 dust 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. FUGITIVE DUST CONTROL

1. The Company shall prepare, not later than three (3) months after the date of this Approval, and update, as necessary, 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 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.

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 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. Conditions number 1 and 2 are 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 number 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.
3. Condition number 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.
4. Condition number 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). 1489-9M9P9U issued on September 8, 2014.

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**

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 26th day of September,
2022

A handwritten signature in black ink that reads "Nancy Orpana". The signature is written in a cursive, flowing style.

Nancy E Orpana, P.Eng.

Director

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

JL/

c: Area Manager, MECP Windsor

c: District Manager, MECP Sarnia

Winnie Song, BCX Environmental Consulting