

AMENDMENT TO ENVIRONMENTAL COMPLIANCE APPROVAL

NUMBER 5654-9LPKFC

Notice No. 1

Issue Date: February 26, 2022

Strada Aggregates Inc.
1667 Credistone Rd
Vaughan, Ontario
L4K 5V6

Site Location: Strada Aggregates Inc.
1667 Creditstone Rd
Vaughan City, Regional Municipality of York

You are hereby notified that I have amended Approval No. 5654-9LPKFC issued on August 7, 2014 for one (1) crushing plant, processing gravel at a maximum production rate of 300 tonnes per hour , as follows:

The following Definitions are revoked:

1. "Acoustic Assessment Report" means the report, prepared in accordance with Publication NPC-233 submitted in support of the application, that documents all sources of noise emissions and Noise Control Measures present at the Facility. "Acoustic Assessment Report" also means the Acoustic Assessment Report dated March 2, 2010, signed by Aidan Maher and Weidong Li, Pinchin Environmental Ltd.
12. "Publication NPC-205" means the Ministry Publication NPC-205, "Sound Level Limits for Stationary Sources in Class 1 & 2 Areas (Urban)", October, 1995, as amended.

and replaced with the following Definitions, respectively:

1. "Acoustic Assessment Report" means the report, prepared in accordance with Publication NPC-233 submitted in support of the application, that documents all sources of noise emissions and Noise Control Measures present at the Facility. "Acoustic Assessment Report" also means the acoustic assessment report dated January 27, 2021, prepared by Pinchin Environmental Ltd. and signed by Aidan Maher and Weidong Li.
19. "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.

The following Definitions are added:

2. "Acoustic Audit" means an investigative procedure consisting of measurements and/or acoustic modelling of all sources of noise emissions due to the operations of the Facility, assessed to determine compliance with the performance limits for the Facility regarding noise emissions, completed in accordance with the procedures set in Publication NPC-103 and reported in accordance with Publication NPC-233;
3. "Acoustic Audit Report" means a report presenting the results of an Acoustic Audit, prepared in accordance with Publication NPC-233;
4. "Acoustical Consultant" means a person currently active in the field of environmental acoustics and noise/vibration control, who is familiar with Ministry noise guidelines and procedures and has a combination of formal university education, training and experience necessary to assess noise emissions from a Facility;
13. "Independent Acoustical Consultant" means an Acoustical Consultant who is not representing the Company and was not involved in preparing the Acoustic Assessment Report or the design/implementation of Noise Control Measures for the Facility and/or Equipment. The Independent Acoustical Consultant shall not be retained by the Acoustical Consultant involved in the noise impact assessment or the design/implementation of Noise Control Measures for the Facility and/or Equipment;
16. "Noise Control Measures" means measures to reduce the noise emission from the Facility and/or Equipment including, but not limited to silencers, acoustic louvers, enclosures, absorptive treatment, plenums and barriers. It also means the noise control measures outlined in the Acoustic Assessment Report.
17. "Publication NPC-103" means the Ministry Publication NPC-103 of the Model Municipal Noise Control By-Law, Final Report, August 1978, published by the Ministry as amended;

The following Condition is revoked:

1. The Company shall:
 - (1) Ensure that the noise emissions from the Facility comply with the limits set in Publication NPC-205; and
 - (2) Maintain existing stockpiles/barriers, as depicted in Figure 2 from the Acoustic Assessment Report dated March 2, 2010, prepared and signed by Aidan Maher and Weidong Li, Pinchin Environmental Ltd.

and replaced with the following Condition:

1. The Company shall:

- (1) ensure, at all times, that the noise emissions from the Facility comply with the limits set in Publication NPC-300; and
- (2) maintain existing stockpiles/barriers, as depicted in Figure 2, Appendix B of the Acoustic Assessment Report.

The following Conditions are added:

ACOUSTIC AUDIT

10. The Company shall:

- (1) carry out Acoustic Audit measurements on the actual noise emissions due to the operations of the Facility in accordance with the procedures in Publication NPC-103; and
- (2) submit an Acoustic Audit Report on the results of the Acoustic Audit, prepared by an Independent Acoustical Consultant, in accordance with the requirements of Publication NPC-233, to the District Manager and the Director, not later than two (2) months after the date of this Approval.

11. The Director:

- (1) may not accept the results of the Acoustic Audit if the requirements of Publication NPC-233 were not followed; and
- (2) may require the Company to repeat the Acoustic Audit if the results of the Acoustic Audit are found unacceptable

to the Director.

The following Reason is added:

6. Condition Nos. 10 and 11 are included to require the Company to gather accurate information and submit an Acoustic Audit Report in accordance with procedures set in the Ministry's noise guidelines, so that the environmental impact and subsequent compliance with this Approval can be verified.

All other Terms and Conditions remain the same.

The reason for this amendment to the Approval is to address information provided in the Acoustic Assessment Report dated January 27, 2021, prepared by Pinchin Environmental Ltd. and signed by Aidan Maher and Weidong Li.

This Notice shall constitute part of the approval issued under Approval No. 5654-9LPKFC dated August 7, 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

and

The Minister of the Environment,
Conservation and Parks
777 Bay Street, 5th Floor

and

The Director appointed for the purposes of
Part II.1 of the *Environmental Protection Act*
Ministry of the Environment,
Conservation and Parks

M5G 1E5
OLT.Registrar@ontario.ca

Toronto, Ontario
M7A 2J3

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 February, 2022



Denton Miller, P.Eng.

Director

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

ET/

c: District Manager, MECP York-Durham
Aidan Maher, Pinchin Ltd.