

ENVIRONMENTAL COMPLIANCE APPROVAL

NUMBER A-500-1514058259

Version: 1.0

Issue Date: December 7, 2022

Pursuant to section 20.3 of the Environmental Protection Act, Revised Statutes of Ontario (R.S.O.) 1990, c. E. 19 and subject to all other applicable Acts or regulations this Environmental Compliance Approval is issued to:

TRY RECYCLING INC

11110 LONGWOODS ROAD
DELAWARE ONTARIO
N0L 1E0

For the following site:

3544 Dingman Drive , London, LONDON, ONTARIO, CANADA, N6E 3X1

Upon issuance of the environmental compliance approval, I hereby revoke Approval No(s) 6254-75MJR8, issued on February 12, 2008.

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 Waste Disposal Site (transfer and processing) with a total area of 16.24 hectares, to be used for the transfer and processing of the following types of waste:

solid, non-hazardous waste limited to construction and demolition waste as well as leaf and yard waste received at a maximum rate of 500 tonnes per day, with a maximum site storage capacity of 60,000 tonnes for wastes and recycled materials.

DEFINITIONS

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

1. "Approval" means this Environmental Compliance Approval and any Schedules to it, including the application and supporting documentation listed in Schedule "A";
2. "Director" means any Ministry employee appointed in writing by the Minister pursuant to section 5 of the EPA as a Director for the purposes of Part V of the EPA;
3. "District Manager" means the District Manager of the local district office of the Ministry in which the Site is geographically located;
4. "EPA" means Environmental Protection Act, R.S.O. 1990, c. E. 19, as amended;
5. "Incidental Subject Waste" means Hazardous Waste and Liquid Industrial Waste that are received at the Site by accident or commingled with solid, non-hazardous waste;
6. "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;
7. "Owner" means any person that is responsible for the establishment or operation of the site being approved by this Approval, and includes Try Recycling Inc., its successors and assigns;

8. "OWRA" means the Ontario Water Resources Act, R.S.O. 1990, c. O-40, as amended from time to time;
9. "PA" means the Pesticides Act, R.S.O. 1990, c. P-11, as amended from time to time;
10. "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 PA;
11. "Reg. 347" means Regulation 347, R.R.O. 1990, made under the EPA, as amended from time to time;
12. "Site" means the entire waste disposal site, located at 3544 Dingman Drive, in London, Ontario, approved by this Approval;
13. "Trained personnel" means knowledgeable in the following through instruction and/or practice:
 1. relevant waste management legislation, regulations and guidelines;
 2. major environmental concerns pertaining to the waste to be handled;
 3. occupational health and safety concerns pertaining to the processes and wastes to be handled;
 4. management procedures including the use and operation of equipment for the processes and wastes to be handled;
 5. emergency response procedures;
 6. specific written procedures for the control of nuisance conditions;
 7. specific written procedures for refusal of unacceptable waste loads;
 8. the requirements of this Approval;
14. "Waste Diversion" means processing of incoming waste in such a way that the resulting processed materials are sold directly to a consumer or retail industry or given away free for a purpose other than waste management and are not transferred to another site as waste for storage, processing and/ or disposal.

TERMS AND CONDITIONS

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

1. The Owner and Operator 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.
2. Any person authorized to carry out work on or operate any aspect of the Site shall comply with the conditions of this Approval.
3.
 1. Except as otherwise provided by this Approval, the Site shall be designed, developed, built, operated and maintained in accordance with the application for this Approval and the supporting documentation listed in Schedule A.
 2. Construction and/or implementation of the aspects of the Site described in the most recent applications and supporting documentation for this Approval (Item 18 in Schedule "A") must be completed within 5 years of the later of:
 - a. the date this Approval is issued; or
 - b. if there is a hearing or other litigation in respect of the issuance of this Approval, the date that this hearing or litigation is disposed of, including all appeals.

3. This Approval ceases to apply in respect of the aspects of the Site noted above that have not been constructed or installed before the later of the dates identified in Condition 3.2 above.
4. 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.
5. 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.
6. 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.
7. The requirements of this Approval are severable. If any requirement of this Approval, or the application of any requirement of this Approval to any circumstance, is held invalid or unenforceable, the application of such requirement to other circumstances and the remainder of this certificate shall not be affected thereby.
8. The issuance of, and compliance with the conditions of, 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 and Operator to furnish any further information related to compliance with this Approval.
9. The Owner and Operator 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.
10. Despite an Owner, Operator or any other person fulfilling any obligations imposed by this certificate 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.
11. 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:
 - i. the ownership of the Site;
 - ii. the Operator of the Site;
 - iii. the address of the Owner or Operator;
 - iv. the partners, where the Owner is or at any time becomes a partnership and a copy of the most recent declaration filed under the Business Names Act, R.S.O. 1990, c. B-17 shall be included in the notification;
 - v. the name of the corporation where the Owner is or at any time becomes a corporation, other than a municipal corporation, and a copy of the most current information filed under the Corporations Information Act, R.S.O. 1990, c. C-39 shall be included in the notification.
12. 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. 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.
13. The Owner shall maintain financial assurance, as defined in Section 131 of the EPA, in the amount of \$112,098. 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-Site at any one time.
14. Commencing on May 31, 2027 and at intervals of five (5) years thereafter, the Owner shall submit to the Director, a re-evaluation of the amount of financial assurance to implement the actions required by this Approval, including, but not limited to:

- a. cost estimates:
 - i. to load, transport and dispose of 900 tonnes of residual waste,
 - ii. to complete processing, load, transport and deliver to recycling markets 59,100 tonnes of separated waste or waste in the process of being separated,
 - iii. to decommission the on-site stormwater management pond;
 - iv. to demolish/remove ancillary structures as necessary;
 - v. for 2 years of post-closure site monitoring (sample collection, sample analysis and reporting);
 - vi. for project management of the above; and
 - vii. a contingency fee for unforeseen expenses;
- b. third party quotations, dated within 60 days prior to the date of submission, for each of the above; and
- c. costs estimates for additional monitoring and/or implementation of contingency plans required by the Director upon review of the closure plan and annual reports.

15. Any increase in the amount financial assurance required based on the re-evaluation described in Condition 14 above shall be submitted to the Director within 20 days of written acceptance of the re-evaluation by the Director.
16. 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 60 days before the financial assurance terminates, the financial assurance shall forthwith be replaced by cash.
17. No person shall hinder or obstruct a Provincial Officer in the performance of their duties, including any and all inspections authorized by the OWRA, the EPA or the PA of any place to which this Approval relates, and without limiting the foregoing to:
- i. enter upon the premises where the Site is located, or the location where the records required by the conditions of this Approval are kept;
 - ii. have access to, inspect, and copy any records required by the conditions of this Approval;
 - iii. inspect the practices, procedures, or operations required by the terms conditions of this Approval; and
 - iv. sample and monitor for the purposes of assessing compliance with the conditions of this Approval or the EPA, the OWRA or the PA.
18. 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. Records shall be retained for five years except for as otherwise authorized in writing by the Director.
19. 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:
- i. 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
 - ii. acceptance by the Ministry of the information's completeness or accuracy.
20. The Site shall be operated and maintained at all time including management and disposal of all waste in accordance with the EPA, Regulation 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.

21.
 1. The Site shall be operated and maintained such that vermin, vectors, dust, litter, odour, noise and traffic do not create a nuisance.
 2. In the event that the Owner receives complaints about off-site vermin impacts resulting from waste operations on-site, the Owner shall forthwith engage a licensed exterminator to develop and implement a pest control plan for the Site, with a copy of the plan being submitted to the District Manager prior to implementation.
22. Only the following types of waste shall be accepted, stored and processed at the Site:
 - i. Municipal Waste, limited to construction and demolition waste, excluding asbestos;
 - ii. Woodwaste;
 - iii. Leaf and yard waste;
 - iv. recyclable Blue Box materials;
 - v. waste electrical and electronic equipment (WEEE);
 - vi. scrap metal;
 - vii. tires;
 - viii. white goods;
 - ix. propane BBQ tanks ;
 - x. 1lb propane tanks;
 - xi. single use and rechargeable batteries;
 - xii. fluorescent light tubes and compact fluorescent lightbulbs;
 - xiii. empty oil and antifreeze containers;
 - xiv. household waste (other than municipal hazardous and special waste).
23. All waste shall be inspected by Trained personnel prior to being accepted at the Site to ensure that the waste is of a type approved for acceptance under this Approval.
24. The Owner shall not accept any foundry sand at the Site unless the load is certified to be non-hazardous based on analytical results on a sufficient number of representative samples taken and analyzed in accordance with standard industry practice as reported by an accredited laboratory.
25. If Incidental Subject Waste is received at the Site, the Owner shall ensure that it is segregated from all other wastes and materials and placed in a secure area in drums or other leak-proof containers which are closed and labelled to identify their contents for transfer within three business days to a site approved to receive such waste.
26. In the event that load of waste is refused, a record shall be made in the daily records of the reason the waste was refused and the origin of the waste, if known, and the destination where the waste was transferred from the Site.
27. The Owner may receive a maximum 500 tonnes of waste at the Site on any day up to a total of 60,000 tonnes annually.
28. The total storage capacity at the Site for all materials, including incoming, unsorted wastes as set out in condition 22 above, wastes undergoing processing, Residual Waste as well as all materials separated from incoming waste for recycling markets, shall not exceed 60,000 tonnes at any time. If for any reason waste cannot be transferred from the Site, the Owner must cease accepting waste.
29. The amount of materials at the Site at any time is limited by the amount of Financial Assurance submitted in accordance with conditions 13 to 16 inclusive.
 - a. If the Owner has submitted the full amount of Financial Assurance in accordance with condition 13.b., the on-Site

storage is limited as follows:

- i. a maximum of 600 tonnes of unsorted, unprocessed waste, as received, may be at the Site on any day;
- ii. a maximum of 300 tonnes of Residual Waste may be at the Site on any day;
- iii. in addition to unsorted, unprocessed waste and Residual Waste referred to in subconditions i. and ii. above, a maximum of 59,100 tonnes of other waste in various stages of processing, including processed material ready for marketing, may be at the Site on any day.

b. If the Owner has submitted a partial amount of Financial Assurance in accordance with condition number 13.a., the on-site storage is limited as follows:

- i. a maximum of 125 tonnes of unsorted, unprocessed waste, as received, may be at the Site on any day;
- ii. a maximum of 60 tonnes of Residual Waste may be at the Site on any day;
- iii. in addition to unsorted, unprocessed waste and Residual Waste referred to in subconditions i. and ii. above, a maximum of 13,100 tonnes of waste in various stages of processing, including processed material ready for marketing, may be at the Site on any day.

c. If the Owner plans to increase the on-Site storage to exceed the amounts set out in condition 29.b above, the Owner shall provide Financial Assurance in accordance with condition number 13.b. before increasing the material storage.

30. The Owner shall operate the Site in such a way that at least 80 percent by weight of all wastes received at the Site is processed in such a way that the resulting processed materials are not waste but are sold directly to a consumer or to retail industry or given away free for a purpose, and are not transferred from the Site to another site for storage or landfill disposal.
31. Only waste that is generated in Ontario shall be accepted at the Site.
32. Except for additional restrictions in an approval under section 9 of the EPA or in any requirements established by the City of London, all of the activities at the Site, including waste receiving, may be carried out 24 hours per day, 7 days per week.
33. The Site shall be operated and maintained in a secure manner, such that unauthorized persons cannot enter the Site.
34. An inspection of the entire Site and all equipment at the Site shall be conducted each day the Site is in operation to ensure that the Site is secure, that the operation of the Site is not causing any nuisances, that the operation of the Site is not causing any adverse effects on the environment, and that the Site is being operated in compliance with this Approval. Any deficiencies discovered as a result of the inspection shall be remedied immediately by taking all necessary action, including temporarily ceasing operations at the Site if needed.
35. Records of the inspections and all maintenance activities shall be kept in written format including the following information:
 - i. the name and signature of person who conducted the inspection and/ or maintenance activity;
 - ii. the date and time of the inspection and/ or maintenance activity;
 - iii. a list of any deficiencies discovered;
 - iv. any recommendations for remedial action; and
 - v. the date, time and description of actions taken.
36. A training plan shall be developed and maintained for all employees that operate the Site. Only Trained personnel may operate the Site or carry out any activity required under this Approval.
37. The Owner shall ensure that Trained personnel are available at all times during the hours of operation of this Site. Trained personnel shall supervise all transfer and processing of waste material at the Site.

38. 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:
- i. Record and number each complaint, either in electronic or paper format, including the following information:
 - a. the nature of the complaint,
 - b. if complaint is odour or nuisance related, the weather conditions and wind direction at the time of the complaint;
 - c. the name, address and the telephone number of the complainant (if provided) and
 - d. the time and date of the complaint;
 - ii. upon notification of the complaint, 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
 - iii. complete and retain at the Site a report written within one (1) week 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.
39. 1. No later than 6 months from the date of issuance of this Approval, the Owner shall submit a groundwater monitoring plan to the District Manager for written concurrence. This plan shall be prepared by a qualified person holding a valid Professional Engineer or Professional Geoscientist license, and shall include, as a minimum, the following:
- a. a site plan showing all pertinent features of the Site, including all property boundaries, waste storage locations, waste management infrastructure, surface water and groundwater features and conditions, and existing wells and sampling locations;
 - b. details of on-site drainage, grading (slope), swales and stormwater management;
 - c. an assessment of the potential for contaminants from on-site waste management activities to impact groundwater;
 - d. a description of the hydraulic interaction of the on-site pond with local groundwater;
 - e. recommendations for the environmental monitoring program and its scope including sampling locations, sampling frequency and sampling parameters.
2. No later than 10 days after receiving written concurrence from the District Manager with respect to the groundwater monitoring plan noted above, the Owner shall submit an application to the Director requesting that this Approval be amended to include the accepted groundwater monitoring plan. This application shall include, as a minimum, a copy of the written concurrence provided by the District Manager and a copy of the accepted groundwater monitoring plan.
3. Until such time as this Approval has been amended to include the groundwater monitoring plan noted above, the Owner shall continue to implement the groundwater monitoring plan based on the recommendations included in items 10 and 15 listed in Schedule "A", and as supplemented by this Approval. As a minimum:
- a. water level measurements and water samples shall be taken in the spring and in the fall of each year from the following locations:
 - i. existing monitoring wells MW1, MW2, MW3 and MW4;
 - b. the samples shall be analyzed for the following parameters:
 - i. pH;
 - ii. chloride;
 - iii. phenols;

- iv. heavy metals;
- v. ammonia, nitrate, nitrite and Total Kjeldahl Nitrogen;
- vi. ethylbenzene, benzene, toluene, xylene
- vii. petroleum hydrocarbon fractions (F1-F4).

c. the results of the groundwater monitoring program, including an assessment of the results by a qualified person as described above, shall be included in the Annual Report for the Site.

40. The Owner shall maintain a detailed Emergency Response and Contingency Plan for the Site, accepted in writing by staff of the City of London. The Plan shall include, as a minimum, the following:
- i. emergency response procedures to be undertaken in the event of a spill, fire or other upset;
 - ii. a list of equipment and materials available at the Site for use during an emergency;
 - iii. a site plan that clearly shows the location of all fire fighting, spill clean up and other emergency response equipment and supplies as well as location and identification of wastes and other material storage at the Site;
 - iv. notification protocol with names and telephone numbers of persons to be contacted, including persons responsible for the Site, the Ministry's District Office and Spills Action Centre, the local Fire Department, the local Municipality, the local Medical Officer of Health, and the Ministry of Labour, and the names and telephone numbers of waste management companies available for emergency response.
41. The Emergency Response and Contingency Plan shall be kept up to date, and a copy shall be retained in a central location at the Site and shall be accessible to all staff at all times. Changes to the Emergency Response Plan shall be submitted to the Director for approval with a copy to the District Manager, the local Municipality and the Fire Department.
42. The equipment, materials and personnel requirements outlined in the Emergency Response and Contingency Plan shall be immediately available at the Site at all times. The equipment shall be kept in a good state of repair and in a fully operational condition.
43. All staff that operate the site shall be fully trained in the use of the Emergency Response and Contingency Plan, and in the procedures to be employed in the event of an emergency.
44. The Owner shall immediately take all measures necessary to contain and clean up any spill or leak which may result from the operation of this Site and immediately implement the Emergency Response and Contingency Plan if required.
45. A Closure Plan shall be submitted to the District Manager no less than 3 months from the planned closure date for the Site. The Closure Plan must include, at 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.
46. Planned closure of the Site shall be carried out in accordance with the Closure Plan and any comments provided by the District Manager in writing.
47. Within 10 days after closure of the Site, the Owner shall notify the Director, in writing, that the Site is closed.
48. The Owner shall maintain a Design and Operations Report, prepared and stamped by a Professional Engineer, that includes as a minimum:
- i. a site plan, showing the location of site boundaries, fences, gates, buildings, storage areas, receiving areas, storage and processing tanks, pipes and spill containment berms;
 - ii. plans showing the interior layout of all buildings used to store or process waste;
 - iii. specifications of all storage and processing tanks including dimensions, volumes, level monitoring systems, type of material, venting, if applicable;
 - iv. details of spill containment systems for all storage and processing tanks, pipes and pumps, which include type of

material, dimensions and permeability and calculations demonstrating that the design and capacity is adequate, as applicable;

v. a detailed description of waste receiving protocols which include record keeping, testing procedures and other methods used to ensure that wastes are properly characterized and safely stored and processed;

vi. a detailed description of how wastes are stored, transferred and/ or processed at the Site, including process schematics and material balances;

vii. a calculation of maximum waste receiving capacity and storage capacity;

viii. a description of all environmental protection measures at the Site which address all potential sources of adverse effects at the Site;

ix. details of all process and environmental monitoring at the Site.

49. The Design and Operations Report shall be retained at the Site, kept up to date through periodic revisions and be available for inspection by Ministry staff. Changes to the Design and Operations Report shall be submitted to the Director for approval.

50. If the Owner wishes to carry out any activity and/ or use or operate any equipment at the Site that may discharge a contaminant, including sound and/ or vibration, to the natural environment, the Owner shall ensure that such activity, use or operation is not permitted until such time that an approval under section 9 of the EPA has been obtained where it is required.

51. A sign shall be posted and maintained at the main entrance/exit to the Site displaying in a manner that is clear and legible the following information:

i. the name of the Site and Owner;

ii. the number of this Approval;

iii. the name of the Operator;

iv. the normal hours of operation;

v. the allowable and prohibited waste types;

vi. a telephone number to which complaints may be directed;

vii. a twenty-four (24) hour emergency telephone number (if different from above);

viii. a warning against dumping outside the Site.

52. Daily records shall be maintained in written format and shall include the following information:

i. date;

ii. quantity and source of each type of waste received;

iii. quantity of each type of waste, including unprocessed, processed and Residual Waste, at the Site;

iv. quantities and destination of each type of waste, including unprocessed, processed and Residual Waste, shipped from the Site;

v. inspections required by this Approval;

vi. monitoring activities required by this Approval;

vii. any spills or other upsets at the Site, the nature of the spill or upset and the action taken to prevent adverse effects, the time and date of the spill or 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 EPA;

viii. any waste refusals, including amounts, reasons for refusal and actions taken; and

ix. the signature of the Trained Personnel conducting the inspection and completing the report.

53. The Owner shall prepare a written report on an annual basis for the Site operations during the previous calendar year (Annual Report) to be submitted to the District Manager and the Clerk of The Corporation of The City of London by March 31, 2023 and by March 31 of each subsequent year. The report shall include, at a minimum, the following information:

- i. quantity of each type of waste accepted at the Site each month;
- ii. quantity of each type of waste and processed material remaining at the Site at the end of each month;
- iii. quantity of each type of waste or processed material transferred from the Site including destination of the wastes or processed materials each month;
- iv. detailed information and calculations to show what percentage by weight of all wastes received at the Site during the 12-month period being reported on were processed in such a way that the resulting processed materials were not waste but were sold directly to a consumer or to retail industry or given away free for a purpose other than waste management and were not transferred from the Site to another site for storage, processing and/ or disposal and were not stored at the Site for longer than 6 months after they had been processed;
- v. any environmental and operational problems, that could negatively impact the environment, encountered during the operation of the Site and during the facility inspections and any mitigative actions taken;
- vi. any changes to the Emergency Response and Contingency Plan, the Design and Operations Report and the Closure Plan that have been approved by the Director since the last Annual Report;
- vii. results of the groundwater monitoring program in accordance with condition number 39 above;
- viii. any recommendations to minimize environmental impacts from the operation of the Site and to improve Site operations and monitoring programs in this regard.

54. The Owner shall notify the Clerk of The Corporation of the City of London within three months of the end of the calendar year in the event that the Waste Diversion Target referred to in condition number 30 above was not met during the calendar year. The notification shall also include the planned measures to be undertaken to achieve the Waste Diversion Target.

REASONS

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

1. 1. The reason for Conditions 1, 2, 4, 5, 6, 7, 8, 9, 10, 18 and 19 is to clarify the legal rights and responsibilities of the Owner and Operator.
2. The reason for Conditions 3, 48, 49 and 50 is to ensure that the Site is operated in accordance with the application and supporting documentation submitted by the Company, and not in a manner which the Director has not been asked to consider.
3. The reasons for Condition 11 is to ensure that the Site is operated under the corporate name which appears on the application form submitted for this approval and to ensure that the Director is informed of any changes.
4. The reasons for Condition 12 are to restrict potential transfer or encumbrance of the Site without the approval of the Director and to ensure that any transfer of encumbrance can be made only on the basis that it will not endanger compliance with this Certificate of Approval.
5. The reason for Condition 13, 14, 15 and 16 is to ensure that sufficient funds are available to the Ministry to clean up the Site in the event that the Company is unable or unwilling to do so.
6. The reason for Condition 17 is to ensure that appropriate Ministry staff have ready access to the Site for

inspection of facilities, equipment, practices and operations required by the conditions in this Certificate of Approval. This condition is supplementary to the powers of entry afforded a Provincial Officer pursuant to the EPA and OWRA.

7. The reason for Conditions 20, 21, 34 and 39 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.
8. The reasons for Conditions 22, 27, 28, 29 and 31 are to specify the approved service area from which waste may be accepted at the Site, the types of waste that may be accepted at the Site, the amounts of waste that may be stored at the Site and the maximum rate at which the Site may receive waste based on the Companys application and supporting documentation.
9. The reason for Conditions 32 is to specify the hours of operation for the Site.
10. The reasons for Condition 33 is to ensure the controlled access and integrity of the Site by preventing unauthorized access when the Site is closed and no site attendant is on duty.
11. The reason for Conditions 23, 24, 25 and 26 is to ensure that all wastes are properly classified to ensure that they are managed, processed and disposed in accordance with O. Reg. 347, R.R.O. 1990 and in a manner that protects the health and safety of people and the public and that only approved waste types are received at the Site.
12. The reason for Condition 35 is to ensure that detailed records of Site inspections are recorded and maintained for inspection and information purposes.
13. The reason for Condition 36 and 37 is to ensure that the Site is operated by properly Trained staff in a manner which does not result in a hazard or nuisance to the natural environment or any person.
14. The reason for Condition 38 is to ensure that any complaints regarding Site operations at the Site are responded to in a timely manner.
15. The reasons for Conditions 40, 41, 42, 43 and 44 are to ensure that an Emergency Response Plan is developed and maintained at the Site and that staff are properly trained in the operation of the equipment used at the Site and emergency response procedures.
16. The reasons for Condition 45, 46 and 47 is to ensure that the Site is closed in accordance with Ministry standards and to protect the health and safety of the public and the environment.
17. The reason for Condition 51 is to ensure that users of the Site are fully aware of important information and restrictions related to Site operations and access under this Certificate of Approval.
18. The reasons for Condition 52 are to provide for the proper assessment of effectiveness and efficiency of site design and operation, their effect or relationship to any nuisance or environmental impacts, and the occurrence of any public complaints or concerns. Record keeping is necessary to determine compliance with this Certificate of Approval, the EPA and its regulations.
19. The reasons for Condition 53 are to ensure that regular review of site development, operations and monitoring data is documented and any possible improvements to site design, operations or monitoring programs are identified. An annual report is an important tool used in reviewing site activities and for determining the effectiveness of site design.
20. The reasons for conditions 30 and 54 are to ensure that the Site is operated in a manner considered by the staff of The Corporation of the City of London before the site plan approval and zoning amendment were approved and that the staff of The Corporation of the City of London are made aware of success in achieving the recycling target.

APPEAL PROVISIONS

In accordance with Section 139 of the *Environmental Protection Act*, you may by written notice served upon me and the Ontario Land Tribunal, within 15 days after the service of this notice, require a hearing by the Tribunal. You must also provide notice to, the Minister of the Environment, Conservation and Parks in accordance with Section 47 of the *Environmental Bill of Rights, 1993* who 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:

- I. 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;
- II. 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:

- I. The name of the appellant;
- II. The address of the appellant;
- III. The environmental compliance approval number;
- IV. The date of the environmental compliance approval;
- V. The name of the Director, and;
- VI. 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 <i>Environmental Protection Act</i> Ministry of the Environment, Conservation and Parks 135 St. Clair Avenue West, 1st Floor Toronto, Ontario M4V 1P5
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*** 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 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 December, 2022



Mohsen Keyvani

Director

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

c: Jorg H Gelz, N/A

The following schedules are a part of this environmental compliance approval:

SCHEDULE 1

1. Application for a Provisional Certificate of Approval for a Waste Disposal Site, dated February 21, 2007, prepared by Manengment Engineering Ltd. on behalf of Try Recycling Inc., and signed by William J. Graham of Try Recycling Inc., including supporting documentation submitted under covering letter dated February 27, 2007 signed by Paul Flood of Manengment Engineering Ltd.
2. A letter, dated June 8, 2007, signed by Rob Panzer, General Manager, Planning & Development, City of London, addressed to Richard Saunders, Ministry of the Environment, copied to Paul Flood, Manengment Engineering Ltd., providing comments on the proposal for the facility at 3544 Dingman Drive in London.
3. A letter, dated August 14, 2007, signed by Paul Flood, Manengment Engineering Ltd., addressed to Anne-Maria Pennanen, Ministry of the Environment, providing a response to issues raised by the Ministry during a meeting held on August 2, 2007.
4. A letter, dated August 22, 2007, from Jay Stanford, City of London, to Anne-Maria Pennanen, Ministry of the Environment, regarding waste diversion.
5. A letter, dated August 24, 2007, from Jay Stanford, City of London, to Anne-Maria Pennanen, Ministry of the Environment, regarding leaf and yard waste drop off location.
6. A letter, dated September 6, 2007, signed by Paul Flood, Manengment Engineering Ltd., addressed to Anne-Maria Pennanen, Ministry of the Environment, providing a response to the Ministry's letter, dated August 24, 2007.
7. A letter, dated September 29, 2007, signed by Frank C. Colozza of JFM Environmental Limited, addressed to Anne-Maria Pennanen, Ministry of the Environment, together with a report entitled "Hydrogeological Assessmen, 3544 Dingman Drive (also known as the "Millson Property")", London, Ontario", dated September 28, 2007, Project LN-07-277.
8. A letter, dated October 11, 2007, signed by Paul Flood, Manengment Engineering Ltd., addressed to Bruce Henry, City of London, providing a response to the City's comments.
9. An e-mail, dated October 30, 2007, from Bruce Henry, City of London, to Anne-Maria Pennanen, Ministry of the Environment, regarding fire protection measures at the Site.
10. A letter, dated November 8, 2007, signed by Frank C. Colozza of JFM Environmental Limited, addressed to Jim Graham of Try Recycling (S/L) Inc. containing "Proposed Groundwater Monitoring Plan".
11. A letter, dated November 12, 2007, signed by Paul Flood, Manengment Engineering Ltd., addressed to Anne-Maria Pennanen, Ministry of the Environment, providing a response to the Ministry's letter, dated October 25, 2007.
12. An e-mail, dated January 4, 2008, from Bruce Henry, City of London, to Anne-Maria Pennanen, Ministry of the Environment, regarding site plan approval.
13. An e-mail, dated January 8, 2008, from Paul Flood, Manengment Engineering Ltd., to Anne-Maria Pennanen, Ministry of the Environment, with a letter, dated December 18, 2007, signed by Kevin Bain, City Clerk, City of London, attached.
14. Drawing entitled Site Plan, Plan File No. D7015-BASE3.dwg, dated January 18, 2008, Rev. No. 3, stamped "PRINTED JAN 22, 2008"
15. A letter, dated January 23, 2008, signed by Frank C. Colozza of JFM Environmental Limited, addressed to Jim Graham of Try Recycling (S/L) Inc. containing "Reply to MOE comments October 25, 2007 correspondence".
16. An e-mail, dated January 30, 2008, from Paul Flood, Manengment Engineering Ltd., to Tesfaye Gebrezghi, Ministry of the Environment.
17. Table 1 Financial Assurance Calculations, Rev. 5, dated January 31, 2008, received as an attachment to an e-mail, dated January 31, 2008, from Paul Flood, Manengment Engineering Ltd., to Tesfaye Gebrezghi, Ministry of the Environment.
18. Document entitled "Dingman Community Environmental Centre - Design and Operations Report, C. of A. 6254-75MJR8", dated May 30, 2011, submitted by Mr. Paul Flood, M.Eng, P.Eng, President, Management Engineering Ltd. to the Ministry of the Environment, and all supporting documentation.

19. Environmental Compliance Approval application dated August 26, 2021 signed by Jorg H Gelz, Try Recycling Inc., including all supporting documentation, requesting a change in hours of operation and the addition of waste types to be received at the Site.