

**ENVIRONMENTAL COMPLIANCE APPROVAL**

NUMBER 7350-CNFLCU  
Issue Date: March 16, 2023

10120886 Manitoba Ltd.  
124 Campbell St  
Winnipeg, Manitoba  
R3N 1B2

Site Location: Silver Wolf Resort  
P46X9F Highway 17  
Rat Portage 38A Reserve, District of Kenora, Ontario P0X  
1S0

*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:*

the establishment, usage and operation of subsurface sewage disposal Works for the treatment of domestic sewage and subsurface disposal of treated sewage effluent, to service the existing on-site facilities at Silver Wolf Resort, including one (1) restaurant with a lounge, twelve (12) guest cabins and one (1) staff cabin, rated at a maximum design capacity of **22,550 litres per day**, that is seasonally operated from May to October and located at the above site location, consisting of the following:

**PROPOSED WORKS**

**Subsurface Sewage Disposal System No. 1**

**Q = 6,875 litres per day**

one (1) proposed subsurface sewage disposal system designed and operated at a Maximum Daily Flow of 6,875 litres per day to service the existing 55-seat restaurant with a lounge fronting Highway 17, consisting of the following:

- one (1) in-ground 20,257 litre capacity 3-compartment Septic Tank No. 1 (Equinox Model No. G-6000-P8 or Equivalent Equipment) with an effluent filter, located at the back of the restaurant building, receiving grease trap effluent from the kitchen and raw sewage from the washrooms, discharging to a pump chamber as described below;
- one (1) in-ground 4,764 litre capacity Pump Chamber No. 1, being the third compartment of the above Septic Tank No. 1, equipped with one (1) sewage pump (Mastercraft Model 062-3429-6 or Equivalent Equipment), floats and a high level alarm, discharging septic tank effluent to an absorption trench

leaching bed described below via 50 millimetre diameter forcemains and an indexing valve;

- one (1) in-ground absorption trench leaching bed consisting of three (3) cells of identical size, with two (2) cells located northwest of the restaurant and one (1) cell located west of the restaurant, receiving a Maximum Daily Flow of 6,875 litres per day from Pump Chamber No. 1, with each cell consisting of six (6) runs of 16.0 metre long 75 millimetre diameter perforated pipe (for a total distribution pipe length of 288 metres for the entire bed), spaced at minimum 1.60 metres from centre to centre, installed within a minimum 375 millimetre deep and 500 millimetre wide OBC approved clear stone layer protected with permeable geo-textile fabric, underlain by minimum 0.9 metre deep native soil and backfilled with minimum 150 millimetre deep native soil and then 75 millimetre deep topsoil cover and sod;

### **Subsurface Sewage Disposal System No. 2**

**Q = 6,050 litres per day**

one (1) proposed subsurface sewage disposal system designed and operated at a Maximum Daily Flow of 6,050 litres per day to service the existing five (5) Cabins No. 9 through 13, located within the south central portion of the property, consisting of the following:

- one (1) in-ground 12,320 litre capacity 3-compartment Septic Tank No. 4 (Equinox Model No. G-3500-P7-6 or Equivalent Equipment) with an effluent filter, located adjacent to Cabin No. 11 in the east direction, receiving raw sewage from the above cabins, discharging to a pump chamber as described below;
- one (1) in-ground 2,000 litre capacity Pump Chamber No. 4, being the third compartment of the above Septic Tank No. 4, equipped with one (1) sewage pump (Mastercraft Model 062-3429-6 or Equivalent Equipment), floats and a high level alarm, discharging septic tank effluent to an absorption trench leaching bed described below via 50 millimetre diameter forcemains and an indexing valve;
- one (1) in-ground absorption trench leaching bed consisting of two (2) cells of identical size, located to the west of Cabin 13, receiving a Maximum Daily Flow of 6,050 litres per day from Pump Chamber No. 4, with each cell consisting of six (6) runs of 20.2 metre long 75 millimetre diameter perforated pipe (for a total distribution pipe length of 242.4 metres for the entire bed), spaced at minimum 1.60 metres from centre to centre, installed within a minimum 375 millimetre deep and 500 millimetre wide OBC approved clear stone layer protected with permeable geo-textile fabric, underlain by minimum 0.9 metre deep native soil and backfilled with minimum 150 millimetre deep native soil and then 75 millimetre deep topsoil cover and sod;

### **Subsurface Sewage Disposal System No. 3**

**Q = 9,625 litres per day**

one (1) proposed subsurface sewage disposal system designed and operated at a Maximum Daily Flow of 9,625 litres per day to service the existing eight (8) Cabins No. 1 through 8, located within the east portion of the property, consisting of the following:

- one (1) in-ground 4,850 litre capacity 2-compartment Septic Tank No. 2 (Equinox Model No. G-1600-2P2 or Equivalent Equipment) with an effluent filter, located adjacent to Cabin No. 3 in the northwest direction, receiving raw sewage from Cabins No. 1, 2 and 3, discharging to Pump Chamber

No. 2 as described below;

- one (1) in-ground 16,166 litre capacity 2-compartment Septic Tank No. 3 (Equinox Model No. G-5000-P8 or Equivalent Equipment) with an effluent filter, located adjacent to Cabins No. 6 and 7 in the southwest direction, receiving raw sewage from Cabins No. 4 through 8, discharging to Pump Chamber No. 3 as described below;
- one (1) in-ground 4,764 litre capacity Pump Chamber No. 3, being the third chamber of the above Septic Tank No. 3, equipped with one (1) sewage pump (Mastercraft Model 062-3429-6 or Equivalent Equipment), floats and a high level alarm, discharging septic tank effluent to Pump Chamber No. 2 as described below via a 50 millimetre diameter forcemain;
- one (1) in-ground 2,400 litre capacity Pump Chamber No. 2, located immediately downstream of Septic Tank No. 2 (Equinox Model No. G-PTS-700-P), equipped with one (1) sewage pump (Mastercraft Model 062-3429-6 or Equivalent Equipment), floats and a high level alarm, discharging septic tank effluent from Septic Tanks No. 2 and 3 to an absorption trench leaching bed described below via 50 millimetre diameter forcemains and an indexing valve;
- one (1) in-ground absorption trench leaching bed consisting of three (3) cells, located to the west and southwest of Cabin 3, receiving a Maximum Daily Flow of 9,625 litres per day from Pump Chamber No. 2, with two cells each consisting of seven (7) runs of 18.5 metre long 75 millimetre diameter perforated pipe, and one cell consisting of five (5) runs of 26.0 metre long 75 millimetre diameter perforated pipe (for a total distribution pipe length of 389 metres for the entire bed), with all piping spaced at minimum 1.60 metres from centre to centre, installed within a minimum 375 millimetre deep and 500 millimetre wide OBC approved clear stone layer protected with permeable geo-textile fabric, underlain by minimum 0.9 metre deep native soil and backfilled with minimum 150 millimetre deep native soil and then 75 millimetre deep topsoil cover and sod;

## EXISTING WORKS

- five (5) existing septic tanks to be decommissioned in accordance with Condition 7;

all other controls, electrical equipment, instrumentation, piping, pumps, valves and appurtenances essential for the proper operation of the aforementioned sewage works;

all in accordance with the submitted supporting documents listed in **Schedule A**.

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

1. "Approval" means this entire document and any schedules attached to it, and the application;
2. "Commissioned" means the construction is complete and the system has been tested, inspected, and is ready for operation consistent with the design intent;
3. "Director" means a person appointed by the Minister pursuant to section 5 of the EPA for the purposes

of Part II.1 of the EPA;

4. "District Manager" means the District Manager of the [, *insert specific office* ];
5. "EPA" means the *Environmental Protection Act* , R.S.O. 1990, c.E.19, as amended;
6. "Equivalent Equipment" means a substituted equipment or like-for-like equipment that meets the required quality and performance standards of a named equipment;
7. "Existing Works" means those portions of the Works included in the Approval that have been constructed previously;
8. "Licensed Engineering Practitioner" means a person who holds a licence, limited licence or temporary licence under the *Professional Engineers Act*, R.S.O. 1990, c. P.28;
9. "Maximum Daily Flow" means the largest volume of flow to be received during a one-day period for which the Works is designed to handle;
10. "Ministry" means the ministry of the government of Ontario responsible for the EPA and OWRA and includes all officials, employees or other persons acting on its behalf;
11. "OBC" means the Ontario Building Code, Ontario Regulation 332/12 (Building Code) as amended to January 1, 2015, made under the *Building Code Act*, 1992 , S.O. 1992, c. 23;
12. "Owner" means 10120886 Manitoba Ltd. and its successors and assignees;
13. "OWRA" means the *Ontario Water Resources Act* , R.S.O. 1990, c. O.40, as amended;
14. "Proposed Works" means those portions of the Works included in the Approval that are under construction or to be constructed;
15. "Works" means the approved sewage works, and includes Proposed Works, and Existing Works.

*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. GENERAL PROVISIONS**

1. The Owner shall ensure that any person authorized to carry out work on or operate any aspect of the Works is notified of this Approval and the terms and conditions herein and shall take all reasonable measures to ensure any such person complies with the same.

2. The Owner shall design, construct, operate and maintain the Works in accordance with the conditions of this Approval.
3. Where there is a conflict between a provision of any document referred to in this Approval and the conditions of this Approval, the conditions in this Approval shall take precedence.

## 2. EXPIRY OF APPROVAL

1. The approval issued by this Approval will cease to apply to those parts of the Works which have not been constructed within **five (5) years** of the date of this Approval.

## 3. CHANGE OF OWNER

1. The Owner shall notify the District Manager and the Director, in writing, of any of the following changes **within 30 days** of the change occurring:
  - a. change of address of Owner;
  - b. change of Owner, including address of new owner;
  - c. change of 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.B17 shall be included in the notification;
  - d. change of name of the corporation and a copy of the most current information filed under the *Corporations Information Act* , R.S.O. 1990, c. C39 shall be included in the notification.
2. In the event of any change in ownership of the Works, other than a change to a successor municipality, the Owner shall notify in writing the succeeding owner of the existence of this Approval, and a copy of such notice shall be forwarded to the District Manager and the Director.
3. The Owner shall ensure that all communications made pursuant to this condition refer to the number of this Approval.

## 4. CONSTRUCTION

1. The Owner shall ensure that the construction of the Works is supervised by a Licensed Engineering Practitioner.
2. The Owner shall ensure that the Works are constructed such that minimum horizontal clearance distances as specified in the OBC are satisfied.
3. Within **six (6) months** of the Works being Commissioned, the Owner shall prepare a statement, certified by a Licensed Engineering Practitioner, that the Works are constructed in accordance with this Approval, and upon request, shall make the written statement available for inspection by

Ministry staff.

4. Within **six (6) months** of the Works being Commissioned, the Owner shall prepare a set of as-built drawings showing the Works "as constructed". "As-built" drawings shall be kept up to date through revisions undertaken from time to time and a copy shall be retained at the site for the operational life of the Works and shall be made available for inspection by Ministry staff.

## 5. OPERATIONS, MAINTENANCE AND RECORDING

1. The Owner shall ensure that, at all times, the Works and the related equipment and appurtenances used to achieve compliance with this Approval are properly operated and maintained. Proper operation and maintenance shall include effective performance, adequate funding, adequate staffing and training, including training in all procedures and other requirements of this Approval and the OWRA and regulations, adequate laboratory facilities, process controls and alarms and the use of process chemicals and other substances used in the Works.
2. The Owner shall ensure that the septic tanks are pumped out every 3-5 years or when the tanks are 1/3 full of solids and the effluent filters are cleaned out at minimum once a year (or more often if required).
3. The Owner shall ensure that the grease trap is inspected and maintained on regular basis as required, and grease is disposed off site by a licensed hauler (e.g. at approved recycling sites).
4. The Owner shall ensure that grass-cutting is maintained regularly over the subsurface disposal bed(s), and that adequate steps are taken to ensure that the area of the underground Works is protected from vehicle traffic.
5. The Owner shall visually inspect the general area where Works are located for break-out once every month during the operating season.
6. In the event a break-out is observed from a subsurface disposal bed, the Owner shall do the following:
  - a. sewage discharge to that subsurface disposal system shall be discontinued;
  - b. the incident shall be **immediately** reported verbally to the Spills Action Centre (SAC) at (416) 325-3000 or 1-800-268-6060;
  - c. submit a written report to the District Manager within **one (1) week** of the break-out;
  - d. access to the break-out area shall be restricted until remedial actions are complete;
  - e. during the time remedial actions are taking place the sewage generated at the site shall not be allowed to discharge to the environment; and

- f. sewage generated at the site shall be safely collected and disposed of through a licensed waste hauler to an approved sewage disposal site.
7. The Owner shall maintain a logbook to record the results of operation and maintenance activities specified in the above sub-clauses, and shall keep the logbook at the site and make it available for inspection by the Ministry staff.
8. The Owner shall employ measurement devices to accurately measure quantity of effluent being discharged to each individual subsurface disposal bed, including but not limited to water/wastewater flow meters, event counters, running time clocks, or electronically controlled dosing, and shall record the daily volume of effluent being discharged to the subsurface disposal bed.
9. The Owner shall ensure that the flow of treated effluent discharged into Subsurface Sewage Disposal Systems No. 1, 2 and 3 does not exceed 6,875, 6,050 and 9,625 litres per day, respectively.
10. The Owner shall retain for a minimum of **five (5) years** from the date of their creation, all records and information related to or resulting from the operation and maintenance activities required by this Approval.

## 6. REPORTING

1. **One (1) week** prior to the start up of the operation of the Works, the Owner shall notify the District Manager (in writing) of the pending start up date.
2. In addition to the obligations under Part X of the EPA and O. Reg. 675/98 (Classification and Exemption of Spills and Reporting of Discharges) made under the EPA, the Owner shall, within **fifteen (15) days** of the occurrence of any reportable spill as provided in Part X of the EPA and O. Reg. 675/98, submit a full written report of the occurrence to the District Manager describing the cause and discovery of the spill, clean-up and recovery measures taken, preventative measures to be taken and a schedule of implementation.

## 7. DECOMMISSIONING OF UN-USED WORKS

1. The Owner shall properly abandon any portion of unused Existing Works, as directed below, and upon completion of decommissioning report in writing to the District Manager:
  - a. any sewage pipes leading from building structures to unused Works components shall be disconnected and capped;
  - b. any unused septic tanks, holding tanks and pump chambers shall be completely emptied of its content by a licensed hauler and either be removed, crushed and backfilled, or be filled with granular material;
  - c. if the area of the existing leaching bed is going to be used for the purposes of construction of a replacement bed or other structure, all distribution pipes and surrounding material must be

removed by a licensed hauler and disposed off site at an approved waste disposal site; otherwise the existing leaching bed may be abandoned in place after disconnecting, if there are no other plans to use the area for other purposes.

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

1. Condition 1 is imposed to ensure that the Works are built and operated in the manner in which they were described for review and upon which approval was granted. This condition is also included to emphasize the precedence of Conditions in the Approval and the practice that the Approval is based on the most current document, if several conflicting documents are submitted for review. The condition also advises the Owners their responsibility to notify any person they authorized to carry out work pursuant to this Approval the existence of this Approval.
2. Condition 2 is included to ensure that, when the Works are constructed, the Works will meet the standards that apply at the time of construction to ensure the ongoing protection of the environment.
3. Condition 3 is included to ensure that the Ministry records are kept accurate and current with respect to the approved Works and to ensure that subsequent owners of the Works are made aware of the Approval and continue to operate the Works in compliance with it.
4. Condition 4 is included to ensure that the Works are constructed, and may be operated and maintained such that the environment is protected and deterioration, loss, injury or damage to any person or property is prevented.
5. Condition 5 is included to require that the Works be properly operated, maintained, and equipped such that the environment is protected.
6. Condition 6 is included to provide a performance record for future references, to ensure that the Ministry is made aware of problems as they arise, and to provide a compliance record for all the terms and conditions outlined in this Approval, so that the Ministry can work with the Owner in resolving any problems in a timely manner.
7. Condition 7 is included to ensure that any components of un-used Works are properly decommissioned.



## **Schedule A**

1. Application for Environmental Compliance Approval for Municipal and Private Sewage Works, dated October 27, 2022 and received on November 1, 2022, submitted by Pinchin Ltd. on behalf of 10120886 Manitoba Ltd., including the design brief, final plans, specifications and all supporting documentation submitted in support of this application.

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.

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 March, 2023



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

SW/

- c: Area Manager, MECP Kenora Area Office
- c: District Manager, MECP Thunder Bay District Office  
Dale Wiebe, P.Eng., Pinchin Ltd.