

ENVIRONMENTAL COMPLIANCE APPROVAL

NUMBER 6531-CFNPHM
Issue Date: March 23, 2023

Orkin Canada Corporation
5840 Falbourne St
Mississauga, Ontario
L5R 4B5

Site Location: Orkin Canada Corporation
5840 Falbourne St
Mississauga City, Regional Municipality of Peel
L5R 4B5

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

to be used for the transfer of the following types of waste:

municipal waste, as limited by the conditions of this Approval

Note: Use of the site for any other type of waste is not approved under this environmental compliance approval, and requires obtaining a separate approval amending this environmental compliance approval.

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

"Approval" means this entire provisional Environmental Compliance Approval document, issued in accordance with Part II.1 of the EPA, and includes any schedules to it, the application and the supporting documentation listed in Schedule "A, as amended from time to time;

"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;

"District Manager" means the District Manager of the local district office of the Ministry in which the Site is geographically located;

"EPA" means Environmental Protection Act, R.S.O. 1990, c. E. 19, as amended from time to time;

"Ministry" means the Ontario Ministry of the Environment, Conservation and Parks;

"municipal waste" has the same meaning as in Reg. 347;

"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;

"Owner" means any person that is responsible for the establishment or operation of the Site being approved by this Approval, and includes Orkin Canada Corporation, its successors and assigns;

"OWRA" means the Ontario Water Resources Act, R.S.O. 1990, c. O-40, as amended from time to time;

"PA" means the Pesticides Act, R.S.O. 1990, c. P-11, as amended from time to time;

"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.

"Regional Director" means the Regional Director of the local Regional Office of the Ministry in which the Site is located;

"Reg. 347" means Regulation 347, R.R.O. 1990, made under the EPA, as amended from time to time;

"Site" means the entire waste disposal site, located at 5840 Falbourne Street, Mississauga City, Regional Municipality of Peel, L5R 4B5;

"Trained personnel" means knowledgeable in the following through instruction and/or practice:

- (a) relevant waste management legislation, regulations and guidelines;
- (b) major environmental concerns pertaining to wastes approved to be handled under this Approval;
- (c) occupational health and safety concerns pertaining to the processes and wastes to be handled;
- (d) management procedures including the use and operation of equipment for the processes and wastes to be handled;
- (e) emergency response procedures;
- (f) specific written procedures for the control of nuisance conditions;
- (g) specific written procedures for refusal of unacceptable waste loads;
- (h) the requirements of this Approval.

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

TERMS AND CONDITIONS

Compliance

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.

Build, etc. in Accordance

3. 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 dated April 7, 2022 and the supporting documentation listed in Schedule "A".
4. (1) Construction and installation of the aspects of the Site described in the application for this Approval 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.
- (2) 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 4(1) above.

Interpretation

5. 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.
6. 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.
7. 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.
8. 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 Approval shall not be affected thereby.

Other Legal Obligations

9. 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;

Adverse Effects

10. 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.
11. Despite an Owner, Operator or any other person fulfilling any obligations imposed by this Approval, 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.

Change of Owner

12. 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:
- (a) the ownership of the Site
 - (b) the Operator of the Site;
 - (c) the address of the Owner or Operator;
 - (d) 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;
 - (e) 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; or
13. 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.

Inspections

14. 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:
- (a) enter upon the premises where the Site are located, or the location where the records required by the conditions of this Approval are kept;
 - (b) have access to, inspect, and copy any records required by the conditions of this Approval;
 - (c) inspect the practices, procedures, or operations required by the terms conditions of this Approval; and
 - (d) sample and monitor for the purposes of assessing compliance with the conditions of this Approval or the EPA, the OWRA or the PA.

Information and Record Retention

15. 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 5 years except for as otherwise authorized in writing by the Director.
16. 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:
- (a) 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
 - (b) acceptance by the Ministry of the information's completeness or accuracy.

Hours of Operation

17. Waste may be received at the Site between 9am and 5pm, Monday through Friday, unless otherwise restricted by municipal by-laws.

Waste Types

18. No waste other than municipal waste generated in the province of Ontario and collected further to the Owner's waste collection activities may be received at the Site, limited to waste feminine hygiene products. Solid non-hazardous waste from on-site operations may also be stored on-site further to this Approval.

Waste Receiving

19. No more than 1 tonne of waste may be received at the Site on any one day.

Waste Storage

20. No more than 1 tonne of waste received from off-site may be stored at the Site at any one time in a covered leakproof container. Solid non-hazardous waste from on-site operations may also be stored on-site in totes, bins or other containers in amounts commensurate with normal office operations.
21. The Owner shall ensure that all waste storage containers are kept closed or covered whenever practicable, except when loading or unloading waste from the container, to prevent contact between stormwater and waste and to prevent nuisance impacts associated with the storage of waste.
22. The Site shall be operated and maintained such that vermin, vectors, dust, litter, odour, noise and traffic do not create a nuisance.

Training Plan

23. A training plan shall be developed and maintained for all employees that operate the Site. The training plan shall include, as a minimum, the requirements for Trained personnel set out in the definitions section of this Approval.
24. Only Trained personnel may operate the Site or carry out any activity required under this Approval.

Site Inspection

25. An inspection of the entire Site and all equipment on the Site shall be conducted each day the Site is in operation to ensure that the operation of the Site is not the cause of any nuisances or 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, including temporarily ceasing operations at the Site if needed.
26. A record of the inspections shall be kept in the daily log book that includes the following information:
 - (a) the name and signature of person that conducted the inspection;
 - (b) the date and time of the inspection;
 - (c) a list of any deficiencies discovered;
 - (d) any recommendations for remedial action; and
 - (e) the date, time and description of actions taken.

Complaint Response

27. 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:

- (1) Record and number each complaint, either electronically or in a separate log book, and collect 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.
- (2) The Owner, upon notification of the complaint, shall 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.
- (3) The Owner shall complete and retain on-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.

Daily Log Book

28. A daily log shall be maintained at the Site, either electronically or in written format, to record the following information for each entry:
 - (a) date of waste receipt or shipment;
 - (b) quantities and sources of waste received at the Site;
 - (c) quantities and destinations of waste shipped from the Site, including the name, address and Environmental Compliance Approval number of all sites where waste is being shipped;
 - (d) a record of daily inspections required by this Approval;
 - (e) a record of any spills or process upsets at the Site, the nature of the spill or process upset and the action taken for the clean up or correction of the spill, the time and date of the spill or process 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;
 - (f) a record of any waste refusals, including waste types, amounts, reasons for refusal and actions taken; and
 - (g) and the signature of the Trained Personnel conducting the inspection and completing the entry.

Annual Report

29. By March 31, 2023, and by March 31 on an annual basis thereafter, a written report shall be prepared for the previous calendar year and retained on Site for a minimum of five (5) years. The report shall include, at a minimum, the following information:

- (a) a detailed monthly summary of the type and quantity of all incoming and outgoing wastes and the destination of all outgoing wastes;
- (b) 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;
- (c) any changes to the Site that have been approved by the Director since the last Annual Report; and
- (d) any recommendations to minimize environmental impacts from the operation of the Site and to improve Site operations and monitoring programs in this regard.

Closure Plan

- 30. (1) A Closure Plan shall be submitted to the Director for approval a minimum four (4) months prior to the planned closure of the Site with a copy to the District Manager. 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
- (2) During closure, the Site shall be closed in accordance with the approved Closure Plan.
- (3) Within 10 days after closure of the Site, the Owner shall notify the Director, in writing, that the Site is closed and that the approved Closure Plan has been implemented.

Schedule "A"

This Schedule "A" forms part of this Approval:

1. Environmental Compliance Approval application dated April 7, 2022 signed by Janet McKenzie, AET Group Inc., including all supporting documentation.

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

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The reason for the definitions section is to simplify the wording of the subsequent conditions and define the specific meaning of terms as used in this Approval.

The reason for Conditions 1, 2, 5, 6, 7, 8, 9, 10, 11, 15 and 16 is to clarify the legal rights and responsibilities of the Owner and Operator.

The reason for Conditions 3 and 4 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.

The reasons for Condition 12 are 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.

The reasons for Condition 13 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 Approval.

The reason for Condition 14 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 Approval. This condition is supplementary to the powers of entry afforded a Provincial Officer pursuant to the EPA and OWRA.

The reason for Conditions 17, 18, 19, 20, 21 and 22 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.

The reason for Conditions 23 and 24 is to ensure that the Site is operated by properly Trained personnel in a manner which does not result in a hazard or nuisance to the natural environment or any person.

The reasons for Conditions 25, 26 and 27 are to ensure that the Site is inspected on a regular basis, and any complaints regarding Site operations at the Site are responded to in a timely manner.

The reason for Conditions 28 and 29 is 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 Approval, the EPA and its regulations.

The reason for Condition 30 is to ensure the Site is closed in an environmentally protective manner.

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

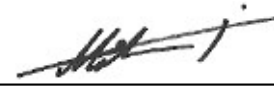
The Director appointed for the purposes of
Part II.1 of the *Environmental Protection Act*
Ministry of the Environment,
Conservation and Parks
135 St. Clair Avenue West, 1st Floor
Toronto, Ontario
M4V 1P5

* 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

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 23rd day of March, 2023



Mohsen Keyvani, P.Eng.
Director
appointed for the purposes of Part II.1 of the
Environmental Protection Act

AN/
c: District Manager, MECP Halton-Peel
Janet McKenzie, BSc., EP(CEA), EP (EMSLA)
, AET Group Inc.