



345 Carlingview Drive
Toronto, Ontario M9W 6N9
Tel.: 416.734.3300
Fax: 416.231.1626
Toll Free: 1.877.682.8772

www.tssa.org

May 21, 2024

RICHARD GAGNIER
LOBLAW COMPANIES LIMITED
400 AVENUE SAINTE-CROIX,
ST-LAURENT QUEBEC H4N 3L4
CANADA
richard.gagnier@loblaw.ca

Work Order Type: FS Variance - Multiple Fuels
Work Order No.: 14260622
Facility Type: Private Fuel Outlet
Located at: 18574 WOODBINE AVE, SHARON, ON, L0G 1V0

Re: Variance from Clause 3.3.1.1.1 of the LFHC 2017 Code, O. Reg. 217/01

Dear RICHARD GAGNIER,

This is in response to your variance application involving the following aboveground tank with capacity 100,000 L:

- Make: STEM-CAN, Model#: TADWHZ-01127100000ES, Serial#: F77411810

Your variance request was to allow the tank to be installed without a dike.

Please be advised that your variance application has been approved because:

- The tank will meet the intent of clause 3.3.2.1 of the LFHC 2017 that allows tanks with a maximum capacity 80,000 L and conforming to an approved standard for tanks with secondary containment to be installed without a dike:
 - The tank conforms to an approved standard for tanks with secondary containment (certified to ULC S601, vacuum monitored)
 - The control system in conjunction with the electronic tank inventory system will stop the pump and close the motor operated tank fill valve when the tank is filled to 72,000 Litres under normal operating conditions.
 - The overfill switch independent of tank inventory system will limit the maximum over fill level to 76,000 Litres and will sound audible alarm, close the motor operated tank fill valve and shutdown the tank filling pump. This switch is mounted on top of the tank and is testable.

This variance will not take effect until 15 days from the date of posting the decision on the environmental registry. This decision of the Director is subject to a right of appeal, under the Environmental Bill of Rights, if such an appeal is filed within 15 days from date of posting. In the event an appeal is filed, this decision of the director may be subsequently stayed, disallowed or significantly altered. Notice of an appeal will be placed on the Environmental Bill of Rights registry.

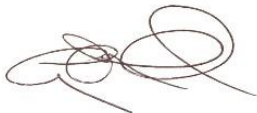
This variance is allowed under the authority of subsection 36.(3)(c) of the *Technical Standards and Safety Act, 2000*, (the "Act") and subject to such conditions as may be specified herein, being that:

- The installation/system/appliance dealt with in this variance must be inspected by TSSA. Please contact fuelsinspection@tssa.org or 1-833-937-8772 (1-833-WFP-TSSA) to book an inspection;
- Non-conformity with the conditions specified shall thereby cause the allowed variance to become null and void;
- The applicant accepts full responsibility for any and all damages resulting from the use of the thing to which the variance applies. The applicant further accepts full responsibility for any impacts to the health and safety of any person in consequence of the allowance of the variance or of non-conformity with the conditions specified. The Technical Standards and Safety Authority accepts no responsibility for any such damages or impacts;
- In the event of any claims against the Technical Standards and Safety Authority arising from allowance of the variance or non-conformity with the conditions specified, the applicant agrees to indemnify the Technical Standards and Safety Authority and agrees to hold it harmless from such claims and attendant costs;
- The variance process is subject to public access under the TSSA Access and Privacy Code (available upon request). The fact that a variance has been granted and information about any public conditions, such as a requirement to post a sign, may be released on request. Subject to law and the TSSA Access and Privacy Code, proprietary information will not be subject to release;
- The applicant shall pay the fee associated with the review of the variance; and
- A copy of the variance letter shall always be kept readily available and permanently legible in the vicinity of the appliance/equipment.

This variance only relates to the Act and regulations made thereunder and does not exempt you from compliance with other applicable regulatory requirements. The installation may be subject to an inspection to ensure compliance with the terms of the variance.

Should you have any questions or require further assistance, please contact Marek Kulik at +1 416-734-3465 or by email at mkulik@tssa.org. When contacting TSSA regarding this file, please refer to the Work Order number provided above.

Yours truly,



Gary Highfield, P. Eng.
 Engineering Manager, Fuels
 Delegated Authority under section 36(3) (c) of TSS Act

- c. Subhod Iyengar, National Energy Equipment, siyengar@nee.ca

**A legible copy of this letter shall be kept readily available near the appliance/equipment.
 This Variance is not valid unless all Variance Conditions in this letter have been met.**