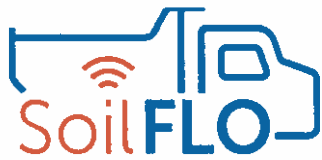


SOILFLO INC.



1552 Bayview Avenue, Suite 2
Toronto, Ontario
M4G 3B6
416-485-8805

November 14, 2022

To Whom It May Concern:

Re: Environmental Registry of Ontario Posting 019-6240 November 3, 2022, Amendments to Certain Requirements under the Excess Soil Regulation

As a member of Excess Soils Engagement Group under the auspices of The Ministry of the Environment, Conservation and Parks (MECP) and as Canada's leading purveyor of soil logistics software, SoilFLO Inc. welcomes the opportunity to comment on the above captioned regulatory proposal.

We believe that the amendments to remove specific soil reuse planning requirements from low-risk projects and increasing the volume of soil storage sites as proposed are acceptable accommodations to *O. Reg. 406/19: On-Site and Excess Soil Management under The Environmental Protection Act* and support their implementation.

We are also pleased to note the following in the Introductory Section of the ERO Posting:

1. An acknowledgement that O. Reg 406/19 enjoys "general support".
2. A clear statement that the Regulatory "pause" initiated in April, 2022, will cease as of January 1, 2023 and that full force of the Regulation will come into effect as of that day.
3. That transition provisions may be considered as may the need for other regulatory amendments that clarify, but do not substantively change, existing provisions.
4. That The Ministry will continue to work collaboratively with stakeholders and Indigenous communities and organizations on the proposed amendments and to ensure the regulations are implemented effectively.

The generation of excess soil from construction is a necessary and significant by-product of robust economic development. The management of this resource in an efficient and environmentally responsible manner is of great importance to the health of industries and our community. O. Reg 406/19 provides the framework for world-leading best practices in this arena. It is a public policy initiative of which Ontarian's have a right to be proud.

As the end of the regulatory pause is imminent, we encourage the MECP to dedicate the human and capital resources to ensure that stakeholders fully understand and comply with these Regulations and that it continue to partner with industry on educational opportunities. This is particularly important as the regulatory “pause” resulted in some degree of confusion among stakeholders as to what to expect for future compliance under the Regulation.

While future targeted areas of the Regulation may require greater clarity, we are encouraged by the Ministry’s commitment to keep the underlying provisions and intent of the Regulation intact.

We look forward to continued co-operative endeavors with the Ministry in the fulsome and successful roll-out and implementation of the Regulation.

Respectfully submitted on behalf of SoilFLO Inc.



Jeff Goldman
Director