



Under the Environmental Protection Act and the regulations made thereunder and subject to the limitations thereof, this Provisional Certificate of Approval is issued to:

Laidlaw Environmental Services Limited
3321 North Service Road
Burlington, Ontario
L7R 3Y8

for the Waste Management System serving the Province of Ontario

which includes the transportation of the Company's mobile units pursuant to Provisional Certificate of Approval No. A 290033

and subject to the following conditions:

1. For the purpose of this Provisional Certificate of Approval:
 - a. "**Certificate**" means the entire Provisional Certificate of Approval including its schedules, if any, issued in accordance with Section 27 of the Environmental Protection Act;
 - b. "**Company**" means only Laidlaw Environmental Services Limited;
 - c. "**Director**" means any Ministry of Environment and Energy employee appointed by the Minister pursuant to Section 5 of the Environmental Protection Act;
 - d. "**District Manager**" means the District Manager of the Ministry of Environment and Energy for the geographic area in which the waste described in condition 3 is located;
 - e. "**PCB related waste**" means waste containing low levels of PCBs or waste arising from a spill or clean up of PCB liquid or PCB waste, as specified in Section 3(2) of Ontario Regulation 362;
 - f. "**PCB waste**" means any monochlorinated or polychlorinated biphenyl or any mixture of them or any mixture that contains one or more of them, as specified in Section 1 of Ontario Regulation 362 which may also be described as hazardous liquid and / or hazardous solid waste class no. 243 as described in the "Ministry of the Environment Waste Classes" as amended April 29, 1985; and
 - g. "**subject waste**" means subject waste as defined in Section 1 of Ontario Regulation 347 and includes non-hazardous liquid industrial, hazardous liquid and hazardous solid waste pursuant to this **Certificate**.

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2. Except as otherwise provided by these conditions, the waste management system shall be operated in accordance with the application submitted for this **Certificate** dated May 29, 1991, February 6, 1993 and January 31, 1996 and with the supporting information submitted to the Ministry of Environment and Energy as part of the application listed below:
 - a. The letters dated May 21, 1993 from Mark Rombough of the Company;
 - b. The letters dated August 7, 1996 and February 13, 1996 from Chris Small of the Company; and
 - c. The letter dated January 25, 1996 from Dean Edwardson of the Company.

3. The operation of this waste management system is limited to the collection, handling, and transportation of the following types and classes of waste:
 - a. **PCB waste;**
 - b. **PCB related waste;**
 - c. non-hazardous liquid industrial and hazardous liquid waste class no(s). 111-114 inclusive, 121-123 inclusive, 131-135 inclusive, 141-150 inclusive, 211-213 inclusive, 221, 222, 231-233 inclusive, 241, 242, 251-254 inclusive, 261-270 inclusive, 281, 282, 311, 321 and 331, and hazardous solid waste class no(s). 111-114 inclusive, 121-123 inclusive, 131-135 inclusive, 141-150 inclusive, 211-213 inclusive, 221, 222, 231-233 inclusive, 241, 242, 251-254 inclusive, 261-270 inclusive, 281, 282, 311 and 321; and
 - d. domestic, commercial and non-hazardous solid industrial waste including asbestos waste in bulk.

4.
 - a. **PCB waste** and **PCB related waste** which is destined for a waste disposal site in Ontario shall only be transported to PCB disposal sites which have been established pursuant to Ontario Regulation 362 or pursuant to Part V of the Environmental Protection Act.
 - b. All **PCB waste** and **PCB related waste** which is destined for a waste disposal site outside of the Province of Ontario shall only be transported to the site(s) listed in Schedule "A".

5.
 - a. All waste pursuant to this **Certificate**, listed in sub-conditions 3 c. and 3 d. which is destined for a waste disposal site in Ontario shall only be transported to a site which is currently operating under a Certificate of Approval or Provisional Certificate of Approval, regulatory exemption or other written approval of the Ministry of Environment and Energy which permits the acceptance of that waste at that site.
 - b. All waste listed in sub-conditions 3 c. and 3 d. which is destined for a waste disposal site outside of the Province of Ontario shall only be transported to the provinces or states listed in Schedule "B".

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6. Extra-provincial shipments of waste shall only be permitted under the following conditions:
 - a. where the **Company** is transporting under a valid waste transporter permit or licence issued by the appropriate regulatory agency for that province or state; and
 - b. where the waste disposal site is currently operating under a valid approval issued by the appropriate provincial or state regulatory agency which permits the acceptance of that waste.
7. All **PCB waste** and **PCB related waste** shall only be transported in such vehicles as the **Director** advises you in writing. Any addition or deletion to the fleet of vehicles, power units or trailers used for transporting **PCB waste** and **PCB related waste** shall be reported to the Director of the Approvals Branch of the Ministry of Environment and Energy. Additions shall be reported fourteen (14) days prior to use for transporting **PCB waste** and **PCB related waste**, and shall be accompanied by a photocopy of the appropriate ownership. Deletions shall be reported within fourteen (14) days.
8. Any addition, deletion or other change to the fleet of vehicles, trailers and equipment [i.e. year, make, model, serial number, licence number and ownership of each vehicle, trailer or piece of equipment] used to haul the waste in sub-conditions 3 c. and 3 d. in particular those which are leased or rented, shall be reported to the Director of the Approvals Branch of the Ministry of Environment and Energy within fourteen (14) days of any such change.
9. The vehicle(s) noted in condition 7 shall not be used to transport any other waste or materials at the same time as they contain **PCB waste** or **PCB related waste**.
10. The waste specified in sub-conditions 3 a. and 3 b. may only be transported pursuant to this **Certificate** when the waste transportation vehicle is owned or leased by the **Company** and the operator of the vehicle is an employee of the **Company**.
11. **PCB waste** and **PCB related waste** shall be transported as directly as possible to the receiving facility. Stops are permitted:
 - a. when the driver must stop to perform a vehicle inspection every 200 km or 2 hours;
 - b. when the driver is required by law to take a break to rest;
 - c. where the driver is picking up waste at multiple locations; or
 - d. when required by an emergency or safety situation.
12. The quantity of **PCB waste** and **PCB related waste** transported by this waste management system is restricted to the quantity which can be accepted at the receiving site(s) or facilities utilized.

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13. No **PCB waste** or **PCB related waste** shall be transported to a waste disposal site or facility located outside of the Province of Ontario aside from the facilities listed in Schedule "A" without prior written approval from the **Director**.
14. a. The **Company** shall provide written notification to the **District Manager** located in the area where the **PCB waste** or **PCB related waste** was generated of its intent to transport at least three (3) working days prior to the proposed commencement of the collection, handling or transportation of the **PCB waste** or **PCB related waste**. This notification shall also be provided to the District Manager where the **PCB waste** or **PCB related waste** is destined for disposal if this location is within the Province of Ontario.
 - b. The notification referred to in sub-condition a. shall include:
 - i. the amount and character of the **PCB waste** and **PCB related waste** to be transported;
 - ii. the site(s) from which the **PCB waste** and **PCB related waste** is to be transported;
 - iii. the proposed site(s) to which the **PCB waste** and **PCB related waste** is to be delivered;
 - iv. the proposed time period over which the transportation is to occur;
 - v. confirmation of the acceptance of the waste by the receiver at the sites(s) listed in Schedule "A".
 - c. The **Company** shall not collect, handle or transport any **PCB waste** or **PCB related waste** unless and until it has received authorization from the **District Manager** located in the area where the waste is destined, pursuant to the written notification referred to above, unless destined for site(s) outside of the Province of Ontario.
15. The **Company** shall collect, handle and transport **PCB waste** and **PCB related waste** in accordance with the "CCME (Canadian Council of Ministers of the Environment) Guidelines for the Management of Wastes Containing polychlorinated Biphenyls (PCBs)" dated September, 1989 and with the "Handbook on PCBs in Electrical Equipment Third Edition" dated April, 1988 both of which have been prepared by the Environmental Protection Service, Industrial Programs Branch, Environment Canada.
16. All asbestos waste in bulk shall be collected, handled and transported in accordance with the Ministry of the Environment's "Guidelines for the Handling, Transportation and Disposal of Asbestos Waste in Bulk", dated May, 1984.
17. Every vehicle utilized to collect and transport **subject waste** pursuant to this **Certificate** shall be insured under a vehicle liability policy for a minimum of one million dollars (\$1,000,000.) until such time as this **Certificate** is revoked.

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18. The **Company** shall ensure that all drivers and personnel involved in the collection and transportation of waste, especially **PCB waste** and **PCB related waste**, pursuant to this **Certificate** have been trained in accordance with the requirements of Ontario Regulation 347 and Transportation of Dangerous Goods Act where applicable, and more specifically in:
 - a. the operation and management of the waste transportation vehicle and equipment;
 - b. relevant waste management legislation, regulations and guidelines;
 - c. major environmental concerns pertaining to the handling of waste;
 - d. occupational health and safety concerns pertaining to the handling of waste; and
 - e. emergency management procedures related to any incidents which could occur in the handling and transportation of waste.
19. The following documents shall be with each vehicle operated pursuant to this **Certificate** at all times that the vehicle is being operated or contains any waste:
 - a. A copy of this **Certificate**;
 - b. A certificate verifying the driver's successful completion of a training and safety program, as required by Regulation 347; and
 - c. A certificate of vehicle liability insurance specifying that it provides coverage of a minimum of one million dollars (\$1,000,000.).
20. The **Company** shall ensure prior to transportation that the **PCB waste** or **PCB related waste** is fully contained.
21.
 - a. The driver shall load the vehicle in a responsible manner or oversee the loading of the vehicle, and will ensure that the **PCB waste** and **PCB related waste** shipped is securely fastened for transportation;
 - b. The driver shall be in attendance with the waste load at all times except during required stops as listed in condition 12 at which time the vehicle will remain locked during the driver's absence.
22. If a spill of **PCB waste** or **PCB related waste** does occur while transporting in Ontario, the **Company** shall notify the Spills Action Centre forthwith, informing them of the spill and of the generation of any hazardous waste resulting from the decontamination of the vehicle or spill site.

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23. All waste resulting from the decontamination of a PCB transportation vehicle operating in Ontario shall only be transported to a waste disposal site or facility in Ontario which has been issued a Certificate of Approval or Provisional Certificate of Approval issued pursuant to art V of the Environmental Protection Act, or Director's Instructions issued pursuant to Ontario Regulation 362 permitting such waste to be stored or disposed of at the site; or to the site(s) listed in Schedule "A".
24. a. The **Company** shall notify the **Director** in writing of any of the following changes within thirty (30) days of the change occurring:
- i. change of **Company** name, owner or operating authority;
 - ii. change of **Company** address or address of new owner or operating authority;
- b. In the event of any change in ownership or operator of the waste management system the **Company** shall notify the succeeding (new owner/operator) company of the existence of this **Certificate**, and a copy of such notice shall be forwarded to the **Director**.
- c. The **Company** shall ensure that all communications made pursuant to this condition will refer to this **Certificate** number.
25. a. The **Company** shall maintain financial assurances in the form of cash, bond or an Irrevocable Letter of Credit in the amount of \$100,000.00 (one hundred thousand dollars) in a form satisfactory to the **Director** for the **PCB waste** and **PCB related waste** management system. In the event that a bond or Letter of Credit is scheduled to expire or notice is received that it will not be renewed and a replacement in a form satisfactory to the **Director** is not received at least 60 (sixty) days prior to the expiry or renewal date the **Company** shall forthwith replace it with a cash deposit.
- b. The financial assurances may be used for any expenses incurred by Her Majesty the Queen in right of Ontario, including cash deposits made under this condition or payments under Part XII of the Environmental Protection Act, related to any waste management activity of the **Company** or its successors or assignees.
26. This **Certificate** revokes all previously issued Provisional Certificates of Approval issued under Part V of the Environmental Protection Act for this waste management system. The approval given herein, including the terms and conditions set out, replaces all previously issued approvals and related terms and conditions under Part V of the Act for this waste management system.

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SCHEDULE "A"

Alberta Special Waste Treatment Centre
P.O. Box 180, Plant Site
West half of Section 6
Township 67
Range 8, West of 5th
Swan Hills, Alberta

Cintec Environmental Inc.
2401, rue Lapierre
Ville LaSalle, Quebec

Les Recyclages Larouche Inc.
498, boulevard du Royaume
Larouche, Quebec

Laidlaw Environmental Service (Ryley) Ltd.
(2 Km north of Ryley on Hwy. 854)
Ryley, Alberta

PPM Canada Inc.
145 Henderson Drive
Regina, Saskatchewan

SCHEDULE "B"

Provinces

Alberta	New Brunswick	Prince Edward Island
British Columbia	Newfoundland	Quebec
Manitoba	Nova Scotia	Saskatchewan

States

Alabama	Maine	Oklahoma
Alaska	Maryland	Oregon
Arizona	Massachusetts	Pennsylvania
Arkansas	Michigan	Rhode Island
California	Minnesota	South Dakota
Colorado	Mississippi	South Carolina
Connecticut	Missouri	Tennessee
Delaware	Montana	Texas
Florida	Nebraska	Utah
Georgia	Nevada	Vermont
Idaho	New Jersey	Virginia
Illinois	New York	Washington
Indiana	New Hampshire	West Virginia
Iowa	New Mexico	Wisconsin
Kansas	North Carolina	Wyoming
Kentucky	North Dakota	
Louisiana	Ohio	

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

1. The reason for conditions 2 and 13 is to set out clearly that this waste management system is operated in accordance with the application for this **Certificate** and the supporting information submitted therewith and not on a basis or in any way which the **Director** has not been asked to consider.
2. The reason for condition 3 is to ensure that this waste management system is only used to collect, handle and transport waste which it is able to in a suitable manner as the transportation of any other waste may create a nuisance or result in a hazard to the health and safety of any person or the natural environment.
3. The reason for conditions 4, 5, and 6 is to ensure that the waste management system is only used to transport waste, especially **PCB waste** and **PCB related waste**, to disposal sites or facilities that have been approved by the Ministry of the Environment and Energy, or the appropriate corresponding regulatory agency, to accept the waste this system is approved to collect, handle and transport pursuant this **Certificate**. Taking these wastes elsewhere may create a nuisance or may result in a hazard to the health and safety of any person or the natural environment.
4. The reason for condition 7 is to ensure that **PCB waste** and **PCB related waste** is only transported in a suitable vehicle as the transportation of waste in an unsuitable vehicle could result in a hazard to the health and safety of any person or the natural environment.
5. The reason for condition 8 is to ensure that all other vehicles, trailers and equipment including those leased or rented for operation under this **Certificate** have been approved as part of a suitable waste transportation system to collect and transport waste as an unsuitable waste transportation system could result in a hazard to the health and safety of any person or the natural environment.
6. The reason for condition 9 is to ensure that other waste or materials are not transported in any vehicle that is, being used to transport any type of **PCB waste** or **PCB related waste** as the use of any PCB waste transportation vehicle may result in the contamination of the other waste or materials which may result in a hazard to the health and safety of any person or the natural environment.
7. Condition 10 has been included because the transportation of this type of waste must be strictly regulated to ensure that the highest standards of operation are maintained. It is therefore in the public interest to ensure that the approvals issued are not transferred or otherwise taken over by persons who are unknown to the **Director** or have not been required to submit an application to the **Director** and have not been subject to a review of such application.

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8. The reason for condition 11 is to ensure that **PCB waste** and **PCB related waste** is transported to the receiving site expeditiously.
9. The reason for condition 12 is to ensure that the receiving site(s) are not overloaded with incoming waste from the operations conducted by this **Certificate** as the transportation of an excessive quantity of waste to the listed facilities could result in a hazard to the public health and safety as well as the natural environment.
10. Condition 14 has been included as part of this **Certificate** to ensure that the **District Manager** of the Ministry of Environment and Energy for the area(s) in which the **PCB waste** and **PCB related waste** is located and is destined for are notified of the **Company's** intentions and has the opportunity to review, comment on, and if necessary, reject the proposed operation. This procedure of **District Manager** authorization further assists the Ministry of Environment and Energy in the strict regulation of the management of **PCB waste** and **PCB related waste** and ensures that operations of the **Company** are conducted in a manner which is acceptable to and satisfies the concerns of the **District Manager**.
11. The reason for condition 15 is to ensure that the collection, handling and transportation of **PCB waste** or **PCB related waste** is conducted in a safe and environmentally acceptable manner, in accordance with both federal and provincial guidelines, regulations and legislation governing the handling of these wastes.
12. The reason for condition 16 is to ensure that all asbestos waste in bulk is collected, handled and transported in a safe and environmentally acceptable manner which will not result in a hazard to the health and safety of any person or the natural environment.
13. The reason for condition 17 is to ensure that every vehicle operated under this **Certificate** is adequately insured under a vehicle liability policy. The transportation of **subject waste** in a vehicle that has not been adequately insured under a vehicle liability policy would not be in the public interest.
14. The reason for conditions 18 and 19 is to ensure that all waste carriers have met and are operating in compliance with the standards for waste management systems outlined in Regulation 347.

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15. The reason for condition 20 is to ensure that the **PCB waste** or **PCB related waste** is properly packaged and securely loaded on to the vehicle in order to prevent PCB contamination of the environment and to prevent a hazard to the health and safety of any person.
16. The reason for condition 21 is to ensure that **PCB waste** and **PCB related waste** is handled in a manner that is in compliance with all Ministry of Environment and Energy Guidelines and minimizes the risk of any accidents or spills.
17. The reason for condition 22 is to ensure that any **PCB waste** and **PCB related waste** spilled is promptly contained and cleaned up to minimize the risk of further spillage or the discharge of **PCB waste** and **PCB related waste** from the vehicle to the environment and to ensure that the proper officials of the Ministry of Environment and Energy are notified and able to give direction to the **Company** to ensure the complete clean up of the spilled waste.
18. The reason for condition 23 is to ensure that waste generated in the decontamination of the vehicle is handled in an acceptable manner and is only delivered to sites which have the ability to safely handle the waste.
19. The reason for condition 24 is to ensure that the waste management system is operated under the corporate, limited or the applicant's own name which appears on the application and supporting information submitted for this **Certificate** and not under any name which the **Director** has not been asked to consider.
20. The reason for condition 25 is to ensure that adequate funds are available to effect suitable remedial action if an event occurs which may create a nuisance or result in a hazard to the health and safety of any person or the natural environment.
21. The reason for condition 26 is to clearly set out and consolidate the current provisions of the approval covering the **Company's** operations of the waste management system including the terms and conditions for this approval. By amending and re-issuing this **Certificate** in this manner all interested parties are aware of the rights and obligations of the Company imposed by this approval.

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In accordance with Section 139 of the Environmental Protection Act, R.S.O. 1990 c. E-19, you may by written notice served upon me and the Environmental Appeal Board within 15 days after receipt of this Notice, require a hearing by the Board. Section 142 of the Environmental Protection Act, as amended provides that the Notice requiring a hearing shall state:

1. *The portions of the approval or each term or condition in the approval in respect of which the hearing is required, and;*
2. *The grounds on which you intend to rely at the hearing in relation to each portion appealed.*

In addition to these legal requirements, the Notice should also include:

3. *The name of the appellant;*
4. *The address of the appellant;*
5. *The Certificate of Approval number;*
6. *The date of the Certificate of Approval;*
7. *The name of the Director;*
8. *The municipality within which the waste management system is located.*

And the Notice should be signed and dated by the appellant.

This Notice must be served upon:

The Secretary,
Environmental Appeal Board,
112 St. Clair Avenue West,
Suite 502,
Toronto, Ontario,
M4V 1N3

AND

The Director,
Section 39, Environmental Protection Act,
Ministry of the Environment and Energy,
250 Davisville Avenue, 3rd Floor,
Toronto, Ontario.
M4S 1H2

DATED AT TORONTO this 12th day of September, 1996.



A. Dominski, P. Eng.,
Director,
Section 39,
Environmental Protection Act

Laidlaw Environmental Services Limited
3321 North Service Road
Burlington, Ontario
L7R 3Y8

You are hereby notified that Provisional Certificate of Approval No. A 8581 dated September 12, 1996 is being amended as follows:

Condition Nos. 4 and 13 of your Provisional Certificate of Approval are hereby revoked and replaced with the following updated condition No. 4.

4. a) PCB waste and PCB related waste which is destined for a waste disposal site in Ontario shall only be transported to PCB disposal sites which have been established pursuant to Ontario Regulation 362 or pursuant to Part V of the Environmental Protection Act.
- b) PCB waste and PCB related waste which is destined for a waste disposal site outside of the Province of Ontario, but within Canada, shall only be transported to the site(s) listed in Schedule "A".
- c) PCB waste and PCB related waste which is destined for a waste disposal site in the United States shall only be transported in accordance with Federal laws pertaining to the transboundary movement of waste.
- d) The transportation of PCB waste and PCB related waste indicated in b) and c) above is only permitted:
 - i) where the Company is transporting under a valid waste transporter permit or licence issued by the appropriate regulatory agency for the Province or State;
 - ii) where the site is currently operating under a valid approval issued by the appropriate provincial or state regulatory agency which permits the acceptance of that waste;
 - iii) where the use of the site is permitted under the laws of Canada.

In accordance with Section 139 of the Environmental Protection Act, R.S.O. 1990 c. E-19, you may by written notice served upon me and the Environmental Appeal Board within 15 days after receipt of this Notice, require a hearing by the Board. Section 142 of the Environmental Protection Act, as amended provides that the Notice requiring a hearing shall state:

1. *The portions of the approval or each term or condition in the approval in respect of which the hearing is required, and;*
2. *The grounds on which you intend to rely at the hearing in relation to each portion appealed.*

In addition to these legal requirements the Notice should also include:

3. *The name of the appellant;*
4. *The address of the appellant;*
5. *The Certificate of Approval number;*
6. *The date of the Certificate of Approval;*
7. *The name of the Director;*
8. *The municipality within which the waste management system is located;*

And the Notice should be signed and dated by the appellant.


This Notice must be served upon:

The Secretary,
Environmental Appeal Board,
112 St. Clair Avenue West,
Suite 502,
Toronto, Ontario,
M4V 1N3

AND

The Director,
Section 39, Environmental Protection Act,
Ministry of Environment and Energy,
250 Davisville Avenue, 3rd Floor,
Toronto, Ontario.
M4S 1H2

DATED AT TORONTO this 6th day of January, 1997.



A. Dominski, P. Eng.
Director
Section 39
Environmental Protection Act

IC/es
cc: District Manager, Hamilton



Ministry
of the
Environment

Ministère
de
l'Environnement

NOTICE
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Safety-Kleen Ltd./Safety-Kleen Ltee.
3221 North Service Road
Burlington, Ontario
L7R 3Y8

You are hereby notified that Provisional Certificate of Approval No. A 8581 dated September 12, 1996 and Notices dated January 6, 1997 and September 15, 1998, issued to you, are being amended as follows:

The name of the Company has changed as follows:

From: Laidlaw Environmental Services Ltd.

To: Safety-Kleen Ltd./Safety-Kleen Ltee.

In accordance with Section 139 of the Environmental Protection Act, R.S.O. 1990 c. E-19, you may by written notice served upon me and the Environmental Appeal Board within 15 days after receipt of this Notice, require a hearing by the Board. Section 142 of the Environmental Protection Act, as amended provides that the Notice requiring a hearing shall state:

1. The portions of the approval or each term or condition in the approval in respect of which the hearing is required, and;
2. The grounds on which you intend to rely at the hearing in relation to each portion appealed.

In addition to these legal requirements the Notice should also include:

3. The name of the appellant;
4. The address of the appellant;
5. The Certificate of Approval number;
6. The date of the Certificate of Approval;
7. The name of the Director;
8. The municipality within which the waste management system is located;

And the Notice should be signed and dated by the appellants.



Ontario

Ministry
of the
EnvironmentMinistère
de
l'EnvironnementNOTICE
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This Notice must be served upon:

The Secretary,
Environmental Appeal Board,
2300 Yonge St., 12th Floor,
P.O. Box 2382
Toronto, Ontario.
M4P 1E4

AND

The Director,
Section 39, Environmental Protection Act,
Ministry of Environment,
250 Davisville Avenue, 3rd Floor,
Toronto, Ontario.
M4S 1H2

DATED AT TORONTO this 22nd day of September, 1998.

A. Dominski, P. Eng.
Director
Section 39
Environmental Protection Act

IC/lf
cc: District Manager, Halton-Peel