

AMENDMENT TO PROVISIONAL CERTIFICATE OF
APPROVAL
WASTE DISPOSAL SITE
NUMBER 3166-6TYMDZ
Notice No. 6
Issue Date: January 25, 2010

Plasco Trail Road Inc.
1000 Innovation Dr, No. Suite 400
Kanata, Ontario
K2K 3E7

Site Location: Closed Nepean Landfill Site
Rideau Front
Lot Part of Lot 9, Concession 4
Ottawa City,

You are hereby notified that I have amended Provisional Certificate of Approval No. 3166-6TYMDZ issued on December 1, 2006 for Waste Disposal Site (Energy-From-Waste Demonstration Facility), as follows:

- I. This Certificate has been amended to reflect the recent change to Ontario Regulation 254/06: Plasco Demonstration Project, made under the EPA, and to update the Certificate.**
- II. Definition "t" is hereby revoked and replaced by:**
- t. "O. Reg. 254/06" means Ontario Regulation 254/06: Plasco Demonstration Project made under the EPA, as amended;
- III. Conditions 24, 65 and 66 are hereby revoked and replaced by:**
24. The Owner shall not receive or process any amount of waste at the Site after January 21, 2011, and shall ensure that all waste is removed from the Site no later than January 21, 2011.

Progress Report

65. The Owner shall prepare and provide to the Director and the District Manager a progress report covering the six-month period ending with January 21, 2010, describing how the operation of the Site complied

with requirements of O. Reg. 254/06 and the terms and conditions of this Certificate and the Certificate of Approval (Air) in that period. The progress report shall be submitted by March 31, 2010 and shall at a minimum include the following information:

- a. the purpose of the demonstration project;
- b. an executive summary;
- c. a statement as to compliance with the requirements of O. Reg. 254/06 and the Conditions of this Certificate and the Certificate of Approval (Air) with the inspection and reporting requirements of the Conditions contained herein;
- d. a detailed monthly and semi-annual summary of the information required by Condition 64 of this Certificate;
- e. a detailed monthly and semi-annual summary of the reporting requirements required within the Certificate of Approval (Air);
- f. any environmental and operational problems, that caused or was likely to cause an adverse affect, encountered during the operation of the Site and during the facility inspections and any mitigative actions taken;
- g. any changes to the Spill Contingency and Emergency Response Plan, the Design and Operating Report and the Closure Plan that have been approved by the Director since the last semi-annual report;
- h. any recommendations to minimize environmental impacts from the operation of the Site and to improve Site operations and monitoring programs in this regard; and
- i. a summary of any complaints received and mitigating actions undertaken.

Final Assessment Report

66. The Owner shall prepare and provide to the Director and the District Manager a Final Assessment Report not less than three (3) months after the date in which waste is last processed at the Site as part of the Demonstration Project. The Final Assessment Report shall at a minimum include the following information:
 - a. the purpose of the Demonstration Project;
 - b. an executive summary including a summary on the operation of the Demonstration Project,
 - c. a detailed summary of the information contained within the Semi-annual Progress Reports already prepared in accordance with the previous Condition 65 of this Certificate,

and the progress report required by the current Condition 65 of this Certificate; and

- d. a detailed evaluation of the ability of the demonstration project to generate electricity using Municipal Waste as a fuel source.

IV. Condition 25e is hereby added:

- 25. e. a public information meeting shall be held within three (3) months of the date of issuance of this Notice, to which the Owner shall invite the Algonquins of Pikwakanagan, the Métis Nation of Ontario and the Mohawks of Akwesasne, to address the following:
 - (1) the continued operation of the Facility for another year;
 - (2) the status of the Facility at the time two (2) years after the Start-up Date; and
 - (3) the plan on the operation of the Facility in its third year of operation.

V. The following Items are hereby added to Schedule "A":

- 22. Application for a Provisional Certificate of Approval for a Waste Disposal Site dated January 21, 2010 and signed by John O'Sullivan, Vice President - Operations, Plasco Trail Road Inc., including the attached cover letter dated January 20, 2010 and signed by Bahar Aminvaziri, P.Eng., SENES Consultants Limited, requesting an administrative amendment to harmonize the Certificate with the recently revised O.Reg. 254/06.

The reasons for this amendment to the Certificate of Approval are as follows:

- 1. The reason for Definition "t" and Condition 24 is to amend the Certificate to reflect the recent change to Ontario Regulation 254/06.
- 2. The reason for Condition 25e is to ensure the public is adequately informed about the continued operation of the Facility.
- 3. The reason for Conditions 65 and 66 is to update the reporting requirements.

This Notice shall constitute part of the approval issued under Provisional Certificate of Approval No. 3166-6TYMDZ dated December 1, 2006

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

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 disposal site is located;

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

This Notice must be served upon:

The Secretary*
Environmental Review Tribunal
655 Bay Street, 15th Floor
Toronto, Ontario
M5G 1E5

AND

The Director
Section 39, *Environmental Protection Act*
Ministry of the Environment
2 St. Clair Avenue West, Floor 12A
Toronto, Ontario
M4V 1L5

* Further information on the Environmental Review Tribunal's requirements for an appeal can be obtained directly from the Tribunal at: Tel: (416) 314-4600, Fax: (416) 314-4506 or www.ert.gov.on.ca

The above noted waste disposal site is approved under Section 39 of the Environmental Protection Act.

DATED AT TORONTO this 25th day of January, 2010



Ian Parrott, P.Eng.
Director
Section 39, *Environmental Protection Act*

AN/

c: District Manager, MOE Ottawa
Richard Urbanski, Senes Consultants Limited