


**AMENDED PROVISIONAL CERTIFICATE OF APPROVAL
 WASTE MANAGEMENT SYSTEM**

NUMBER A840090

Issue Date: January 13, 2011

Buckham Transport Limited
 Post Office Box, No. 601
 Peterborough, Ontario
 K9J 6Z8

You have applied in accordance with Section 27 of the Environmental Protection Act for approval of:

a waste management system serving:

the Province of Ontario which includes the use and operation of ten (10) *MHSW* collection units for the collection, packing and transfer of *MHSW* as listed in the attached Schedule "A"; three (3) mobile units for the collection of PCB waste which include only the units listed in the attached Schedule "B"; and the other mobile units listed in Item 24 of Schedule "C" for the collection and transfer of other waste pursuant to this Certificate.

For the purpose of this Certificate and the terms and conditions specified below, the following definitions apply:

(a) "Act" means the *Environmental Protection Act*, R.S.O. 1990, C. E-19 as amended.

(b) "Certificate" means this Certificate for a waste management system for Buckham Transport Limited, including Schedules "A", "B", "C", "D" and "E" issued in accordance with Section 27 of the Act.

(c) "Company" or "Owner" means Buckham Transport Limited.

(d) "Director" means any Ministry employee appointed pursuant to Section 39 of the Act.

(e) "District Manager" means the Ministry of the Environment District Manager responsible for the geographic area in which the Mobile Unit is to be operated. In the case of Condition 25 of this Certificate, it means the geographic area where the spill occurred.

(f) "Ministry" means the Ministry of the Environment.

(g) "Mobile Municipal Hazardous and Special Waste Unit" or "Mobile Municipal Hazardous and Special Waste Units" means the mobile waste disposal site(s) (handling, packaging and/or collection) listed in Schedule "A" of this Certificate that are approved to operate pursuant to this Certificate.

(h) "Mobile PCB Unit" and "Mobile PCB Units" means the mobile waste unit(s) listed in Schedule "B" of this Certificate that are approved to operate to collect and transfer PCB waste and PCB related material pursuant to this Certificate.

(i) "Municipal Hazardous and Special Waste" and "MHSW" means those waste that are outlined in Condition 2 (b) of this Certificate.

(j) "O. Reg. 347" and Ontario Regulation 347 means Ontario Regulation 347 entitled "General Waste

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Management", under the Act.

(k) "Registration Manual" means the Ministry document entitled Registration Guidance Manual for the Generators of Liquid Industrial and Hazardous Waste, dated April 1995 and amended on December 2001 and February 2007, and any subsequent revisions.

(l) "Subject waste" means subject waste as defined in section 1 of the Ontario Regulation 347 and includes non-hazardous liquid industrial, hazardous liquid and hazardous solid waste pursuant to this Certificate.

(m) "*PCB equipment*" means equipment designed or manufactured to operate with PCB liquid or to which PCB liquid was added or drums and other containers used for the storage of PCB liquid.

(n) "*PCB liquid*" means liquid containing PCBs at a concentration of more than fifty milligrams per kilogram.

(o) "*PCB related material*" means material containing PCBs at a concentration of more than fifty milligrams per litre whether the material is liquid or not.

(p) "*PCB waste*" 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 347 and includes;

(i) *PCB equipment*,

(ii) *PCB liquid*, or

(iii) *PCB related material*,

but does not include,

(1) *PCB related material* or *PCB equipment* after it has been decontaminated pursuant to the guidelines or codes of practice published by the Ministry, or

(2) *PCB equipment* that is,

(a) an electrical capacitor that has never contained over one kilogram or PCBs;

(b) electrical, heat transfer or hydraulic equipment or a vapour diffusion pump that is being put to the use for which it was originally designed or is being stored for such use by a person who used the equipment for the purpose for which it was originally designed; or,

(c) machinery or equipment referred to in Definition

p (iii)(3)(a) of this Certificate, or

(3) *PCB liquid* that is,

(a) at the site of fixed machinery or equipment, the operation of which is intended to destroy the chemical structure of PCBs by using the PCBs as a source of fuel or chlorine for the purpose other than the destruction of PCBs or other wastes and with respect to which a certificate of approval has been issued under Section 9 of the **Environmental Protection Act** specifying the manner in which PCB liquid be processed in the machinery or equipment, or

(b) in *PCB equipment* referred to in Definition p (iii)(2)(b).

(q) "Regional Director" means the Director of the Ministry for the geographic area in which the mobile waste disposal site (processing) is to be operated.

(r) "trained" means a person that has taken the training that is provided for in Conditions 29, 30 and 31 of this Certificate.

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

TERMS AND CONDITIONS

1. Except as otherwise provided by these conditions, the mobile waste management system shall be operated in accordance with the following:
 - a) The applications submitted for Certificate of Approval dated March 31, 1986 and May 1, 1990 and the supporting information forms dated March 31, 1986 and May 2, 1990;
 - b) The applications submitted for a Waste Disposal Site Certificate of Approval from Ben Santucci, B.E.S. Arctic Environmental Service to the Ministry of the Environment dated June 7, 1995 and January 8, 1998;
 - c) The application submitted for a Certificate of Approval dated April 22, 2010 and the supporting information and signed by Leanor Buckham;
 - d) The supporting information listed in Schedules "A", "B", "C", "D" and "E" of this Certificate; and
 - e) Should there be any discrepancies between any of the information in any Schedules and any Condition in this Certificate, the Condition shall take precedence. Should there be any discrepancy between any document listed in Schedule "C", the document bearing the most recent date shall take precedence.
2. (a) For all activities that are allowed by this Certificate that do not include the waste collection of Municipal Hazardous and Special Waste, the operation of this waste management system is limited to the collection, handling, and transportation of the following types and classes of waste: *(Note: Use of the site or additional categories of wastes requires a new application and amendments to the Certificate)*
 - i) Waste Class 243 - PCB waste which includes, *PCB related waste, PCB liquid and PCB equipment*;
 - ii) non-hazardous liquid industrial and hazardous liquid industrial 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 331, and hazardous solid waste class numbers 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 and 311; and
 - iii) domestic, commercial and non-hazardous solid industrial waste.
- (b) The use and operation of this waste management system for activities that are allowed by this Certificate concerning management of Municipal Hazardous and Special Waste is limited to the collection, handling, packing and transportation of the following types and classes of household hazardous waste: *(Note: Use of the site or additional categories of wastes requires a new application and amendments to the Certificate)*: waste class nos. 114, 122, 145, 146, 148, 212, 213, 221, 241, 242, 252, 261, 263, 312 *limited to small quantities of household syringes* and 331 *as described in "Ministry of the Environment, New Ontario Waste Classes", January, 1986.*
3. (a) The Mobile Municipal Hazardous and Special Waste Units that are approved to operate pursuant to this Certificate are listed in the table in Schedule "A" of this Certificate;
- (b) Except as noted in Condition 18, the additional equipment that the Owner may use for the operation and collection of MHSW pursuant to this Certificate, are identified in Item 24 of Schedule "C";
- (c) The additional equipment that is allowed by Condition 3(b), shall be suitable for use and operation of collection of MHSW pursuant to this Certificate and shall not create an adverse effect or a hazard to the public;
- (d) The only units and equipment that may collect and transfer PCB waste and PCB related waste are the Mobile PCB Units that are listed in the table in Schedule "B" of this Certificate;

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(e) The equipment that may collect and transfer waste outlined in Condition 2(a)ii and iii) are listed in the document that is identified as Item 24 in Schedule "C";

(f) Any addition, deletion or other change to a Mobile Municipal Hazardous and Special Waste Unit, a Mobile PCB Unit or equipment allowed by Condition 3(e) of this Certificate, (i.e., year, make, model, serial number, licence number and ownership of each vehicle, trailer or piece of equipment) in particular those which are leased or rented, shall be reported to the Director within fourteen (14) days of any such change;

(g) The waste specified in Condition 2 of this Certificate may only be transported pursuant to this Certificate when the Mobile Municipal Hazardous and Special Waste Unit and/or the Mobile PCB Unit and/or the equipment identified in Item 24 of Schedule "C" is/are owned or leased by the Company and the operator of the vehicle is an employee of the Company who has been trained in accordance with Conditions 29, 30 and 31 of this Certificate; and

(h) All waste shall only be transported in a covered vehicle.

4. Any operation of a Mobile Municipal Hazardous and Special Waste Unit, a Mobile PCB Unit or equipment allowed by Condition 3(e) of this Certificate, shall be in accordance with the following:

(a) plans and specifications outlined in Schedule "C" attached to this Certificate, except when specified otherwise by the conditions of this Certificate;

(b) terms and conditions listed in this Certificate;

(c) all applicable laws and regulations; and

(d) all applicable municipal by-laws.

5. Should there be discrepancies between the provisions of this Certificate and any other Certificate of Approval issued under Section 27 of the Act for the site where the Mobile Municipal Hazardous and Special Waste Unit or the Mobile PCB Unit is to operate, that site Certificate of Approval shall take precedence.

6. The requirements specified in this Certificate are the requirements under the *Act*. The issuance of this Certificate in no way abrogates the Company's legal obligations to take all reasonable steps to avoid violating other applicable provisions of this legislation and other legislation and regulations.

7. Mobile Municipal Hazardous and Special Waste Units and Mobile PCB Units are allowed to transport the allowed collected waste from collection sites to an approved waste disposal site.

8. a) The Mobile Municipal Hazardous and Special Waste Units, the Mobile PCB Units and equipment allowed by Condition 3(e) of this Certificate, shall all be clearly marked, on both sides, with the following information being displayed:

(i) The Company name; and

(ii) The number of this Certificate; and

b) A copy of this Certificate, in its entirety and including all Notices of Amendment, shall be with the Mobile Municipal Hazardous and Special Waste Unit, Mobile PCB Unit or equipment allowed by Condition 3(e) of this Certificate, at all times that the Mobile Municipal Hazardous and Special Waste Unit, Mobile PCB Unit or equipment allowed by Condition 3(e) of this Certificate is operated or is located at sites where operations are to occur.

9. The Company shall allow Ministry personnel, or a Ministry authorized representative(s), upon presentation of credentials, to:

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(a) carry out any and all inspections authorized by Section 156, 157 or 158 of the Act, Section 15, 16, or 17 of the *Ontario Water Resources Act*, R.S.O. 1990, or Section 19 or 20 of the *Pesticides Act*, R.S.O. 1990, as amended from time to time, of any place to which this Certificate relates; and,

without restricting the generality of the foregoing to:

- (b) i. enter upon the premises where the records required by the Conditions of this Certificate are kept;
- ii. have access to and copy, at any reasonable time, any records required by the Conditions of this Certificate;
- iii. inspect at reasonable times any facilities, equipment (including monitoring and control equipment), practices, or operations required by the Conditions of this Certificate; and,
- iv. sample and monitor at reasonable times for the purposes of assuring compliance with the Conditions of this Certificate.

10. The requirements of this Certificate are severable. If any requirement of this Certificate, or the application of any requirement of this Certificate to any circumstance, is held invalid, the application of such requirement to other circumstances and the remainder of this Certificate shall not be affected thereby.

11. The Company shall ensure that all communications/correspondence made pursuant to this Certificate includes reference to the Certificate number.

12. (a) The Company shall, forthwith upon request of the Director, District Manager, or Provincial Officer (as defined in the *Act*), furnish any information requested by such persons with respect to compliance with this Certificate, including but not limited to, any records required to be kept under this Certificate; and

(b) In the event the Company provides the Ministry with information, records, documentation or notification in accordance with this Certificate (for the purposes of this condition referred to as "Information"),

(i) the receipt of Information by the Ministry;

(ii) the acceptance by the Ministry of the Information's completeness or accuracy; or

(iii) the failure of the Ministry to prosecute the Company, or to require the Company to take any action, under this Certificate or any statute or regulation in relation to the Information shall not be construed as an approval, excuse or justification by the Ministry of any act or omission of the Company relating to the Information, amounting to non compliance with this Certificate or any statute or regulation.

INSURANCE and RECORDS

13. (a) Every vehicle utilized to collect and transport waste pursuant

to this Certificate shall be insured under a vehicle liability policy for a minimum of one million dollars (\$1,000,000.00) until such time as this Certificate is revoked; and

(b) The following documents shall be with each Mobile Municipal Hazardous and Special Waste Unit, Mobile PCB Unit and/or any other equipment to which Condition 13 a) applies, pursuant to this Certificate at all times that the vehicle is located at sites where operation is to occur or being operated or contains any wastes:

(i) A copy of this Certificate;

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- (ii) A certificate verifying the driver/operator's successful completion the training and safety program, specified by Conditions 29, 30, and 31 of this Certificate; and
- (iii) A certificate of vehicle liability insurance specifying that it provides coverage of a minimum of one million dollars (\$1,000,000).

14. (a) All wastes pursuant to this Certificate, listed in Condition 2 a) iii) of this Certificate which are destined for a waste disposal site in Ontario shall be only 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 the Environment which permits the acceptance of that type of waste at that site; and

(b) All waste listed in Condition 2 a) iii) which are destined for a waste disposal site outside of the Province of Ontario shall be only transported to the Provinces or States listed in Schedule "E" of this Certificate;

i. Where the Company is transporting under a valid waste transport permit or licence issued by the appropriate agency for that Province or state; and

ii. 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 subject waste.

PCB Waste

15. In addition to Terms and Conditions in this Certificate, the Owner shall follow the requirements of Regulation 362 of the Act and other applicable Acts and Regulations, when it is managing PCB waste or PCB related material.

16. (a) The transportation of 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 pursuant to Part V of the Environmental Protection Act;

(b) No PCB waste or PCB related waste shall be taken to the company's site located at 15 3rd Line, Lot 1, Concession 2, former South Monaghan Township, Otonabee-South Monaghan Township, County of Peterborough; and

(c) All PCB waste and PCB related waste which are destined for a waste disposal site outside of the Province of Ontario shall be transported only to the site(s) listed in Schedule "D".

17. Prior to releasing (i.e. returning, selling) a vehicle used by the Company for transporting PCB liquid waste in any quantities, the Company shall ensure that the cargo area used to transport or store the PCB waste is tested using the "Wipe Test" as found in Appendix B of the ministry's "Protocol for Sampling and Testing at PCB Storage Sites in Ontario - January 2000", as amended, and decontaminated as necessary. The results of each test shall be documented and stored for a period of at least two (2) years and be made available to ministry personnel or a Ministry authorized representative(s) upon presentation of credentials.

18. The Mobile PCB Units in Schedule "B" of this Certificate shall not be used to transport *PCB waste* with any other waste or materials except in accordance with the following:

a) A maximum of eight (8) sealed and leak proof drums containing only small *PCB equipment* including ballasts and capacitors are transported within the vehicle; and

b) The vehicle used to transport the *PCB waste* referred to in Condition 18 a) with any other waste or materials is equipped with a secondary containment pan capable of containing the entire contents of the drummed *PCB waste* in the event of a spill or upset. All waste shall only be transported in vehicles that are approved under this Certificate.

19. PCB waste and PCB related waste may only be transported directly to the receiving facility, with no stops,

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except for the following:

- (a) Where 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 for rest;
- (c) when the driver is picking up PCB waste or PCB related waste at multiple locations; or
- (d) when required by an emergency or safety situation.

20. The quantity of PCB waste and PCB related waste transported by a Mobile PCB Unit is restricted to the quantity which can be accepted at the receiving facilities utilized and the safe capacity of the Mobile PCB Unit.

21. (a) The Company shall provide written notification to the District Manager located in the area where the PCB waste and the PCB related waste was generated of its intent to transport PCB waste at least three (3) working days prior to the proposed commencement of the collection, handling or transportation of PCB waste and 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 Condition 21 a) shall include:

- i. The amount and character of the PCB waste and PCB related waste to be transported;
- ii. The site or sites from which the PCB waste and PCB related waste is to be transported;
- iii. The proposed site or sites in the Province of Ontario 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; and, if applicable; and
- v. If waste is to be shipped out of the Province of Ontario, confirmation of the acceptance of the waste by the receiver at the site(s) listed in Schedule "D"; and

(c) The Company shall not collect, handle or transport any PCB waste and PCB related waste unless and until it has received written 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) approved under Part V of the Environmental Protection Act to receive PCB wastes, or site(s) outside the Province of Ontario.

22. (a) When the Company is handling and transporting PCB waste and PCB related waste, it shall be done in accordance with the Government of Canada's *Transportation of Dangerous Goods Act 1992*, as amended, and the *Transportation of Dangerous Goods Regulations*, as amended; and

(b) At no time shall *PCB equipment* be transported while containing PCB liquids with the exception of:

- i. containment drums being used for storage purposes placed within a secondary containment pan capable of containing the entire contents of the drums; and
- ii. small pole-mounted transformers being transported in accordance with the Company's valid *Permit for Equivalent Level of Safety* issued by Transport Canada Safety and Security, Transport of Dangerous Goods Directorate provided that the small transformers are banded and secured to pallets and placed within a secondary containment pan capable of containing the entire contents of the *PCB waste* in the event of a spill or upset.

23. The Company shall ensure prior to transportation that the PCB waste or PCB related waste is fully contained.

24. (a) The driver of the Mobile PCB Unit shall load the vehicle in a responsible manner and shall ensure that the PCB waste shipped is securely fastened for transportation; and

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(b) The driver of a Mobile PCB Unit shall be in attendance with the waste load at all times except for the time period noted in Condition 19.

25. If a spill of PCB waste and/or PCB related waste does occur inside a PCB transportation vehicle, the vehicle shall be decontaminated and the Company shall notify the District Manager or Spills Action Centre within one (1) hour, informing them of the spill and of the generation of any hazardous waste resulting from the decontamination of the vehicle.

26. All waste resulting from the decontamination of a PCB transportation vehicle shall be transported only to a waste disposal site or facility which has been issued a Certificate of Approval or Provisional Certificate of Approval pursuant to Part 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 "D".

MANIFESTING

27. Manifesting requirements can be altered only as follows:

a. For the section of Buckham Transport Limited's operation involving the haulage of non-hazardous liquid industrial waste class number 149 (landfill leachate) directly from a Ministry approved landfill sites to a Ministry approved municipal sewage treatment plants, one manifest may be completed per vehicle per day to document the total volume of waste transported provided that:

- i. The same vehicle is used for the days haulage;
- ii. That the generator and receiver are the same for all loads transported that day; and
- iii. That the driver carry and complete a record in the truck to document the pick-up and delivery time of each load and quantity carried. The quantities for each truck must be totalled individually to provide the quantity transported that day for manifests.

CONTRACT

28. The Company shall obtain a contract from the client for the site of Municipal Hazardous and Special Waste management operation, and the client being a generator of Municipal Hazardous and Special Waste, must prepare Generator Registration Report under Regulation 347 of the Environmental Protection Act in respect to such waste.

TRAINING

29. Within ninety (90) days of issue of this Certificate, all employees of the company who are driver/operators of a Mobile Municipal Hazardous and Special Waste Unit or equipment allowed by Condition 3(e) of this Certificate, shall be trained with respect to the following areas:

- (i) terms, conditions and operating requirements of this Certificate;
- (ii) operation and management of the Mobile Municipal Hazardous and Special Waste Unit or equipment allowed by Condition 3(e) of this Certificate that they are expected to operate or use;
- (iii) any environmental concerns pertaining to the wastes to be processed;
- (iv) occupational health and safety concerns pertaining to the wastes to be processed;
- (v) relevant waste management legislation, regulations and the Act;
- (vi) Regulation 347 of the Act;
- (vii) Workplace Hazardous Materials Information System;
- (viii) Transportation of Dangerous Goods Act; and

(ix) operation of equipment and procedures to be followed in the event of a spill or other emergency.

30. Within ninety (90) days of issue of this Certificate, all employees of the Company who are driver/operators of a Mobile PCB Unit shall be trained with respect the requirements of Condition 29 of this Certificate and in addition shall have additional training in the following areas:

- (a) Toxicology of PCBs;
- (b) Environmental and health hazard of PCBs;
- (c) Procedures for acceptance and rejection of PCBs and PCB related waste;
- (d) Detailed training in Conditions 3(c), 3(d), and 15 to 26 inclusive of this Certificate;
- (e) Best Practices in the management of PCBs;
- (f) Occupational health and safety concerns pertaining to PCBs;
- (g) Regulation 362 of the Act; and
- (h) emergency management procedures related to any incidents which could occur in the handling and transportation of PCB waste.

31. (a) All employees of the company who are driver/operators who have taken the training that is provided for in Conditions 29 and/or 30 of this Certificate, shall be provided refresher training at least annually;

(b) For driver/operators who have taken the required training outlined in Conditions 29 and/or 30 of this Certificate, the Owner shall insure that they are provided with a certificate of completion of training that has their name, training taken and the date that they received their training;

(c) When refresher training is completed, the Certificate referred to in Condition 31 (b) of this Certificate shall be updated to reflect the date that the refresher training was completed; and

(d) The Owner shall keep training records for at least five (5) years.

NOTIFICATION regarding Municipal Hazardous and Special Waste Collection

32. (1) The Company shall notify the District Manager, in writing, of its intent to operate any Mobile Municipal Hazardous and Special Waste Unit at a site in the District Manager's area of jurisdiction.

(2) The notification shall be submitted a minimum of fifteen (15) business days prior to the operation of the Mobile Units or twenty-four (24) hours after finalization of the contract to commence work, whichever is less, but must not be less than three (3) business days.

(3) The notification shall include following information:

(a) name, address, telephone number, and location of the site at which the Company intends to operate;

(b) a description of the Mobile Municipal Hazardous and Special Waste Unit to be utilized for the operation including the Buckham Transport Limited Vehicle Identification Number, Serial Number and the Licence Plate Number as listed in the attached Schedule "A";

(c) general description of the waste to be collected, relevant Generator Registration Number, and other relevant waste characteristics;

(d) the Ministry waste class numbers as listed in the "Ministry of the Environment, New Ontario Waste Classes", January 1986;

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- (e) the anticipated volume of waste to be collected by the Company;
 - (f) a copy of the Site plan of the proposed collection site;
 - (g) the anticipated date of commencement of the operation;
 - (h) the hours of operation for the Mobile Municipal Hazardous and Special Waste Unit;
 - (i) anticipated completion date of the operation;
 - (j) a copy of this Certificate;
 - (k) details of the site contingency plan for the property;
 - (l) a description of operations to be carried out by the Mobile Municipal Hazardous and Special Waste Unit with such information to be in accordance with this Certificate;
 - (m) processing location(s) of the waste;
 - (n) name of Company that will transport the waste to processing location(s);
 - (o) details of the insurance and financial assurance in place for the Mobile Municipal Hazardous and Special Waste Unit; and
 - (p) a copy of the notification is to be sent to the municipal clerk, or designate.
- (4) (a) The Company shall provide to the District Manager any additional information that the District Manager may require; and
- (b) This additional information shall be submitted within a time period acceptable to the District Manager and in the form acceptable to the District Manager.
- (5) If the *District Manager* rejects the proposed location for the collection of Municipal Hazardous and Special Waste, the Company shall not operate at that proposed site.

33. (a) A copy of the notification referred to in Condition 32 shall be also submitted to the clerk of the municipality in which the Company intends to operate or to such other municipal officer that the clerk designates in writing; and

(b) The notification shall be submitted a minimum of fifteen (15) business days prior to the date of commencement of the operation or twenty-four (24) hours after finalization of the contract to commence work, which is less, but shall not be less than three (3) business days.

34. The Company shall notify local police and fire departments of the operation of the unit two (2) days in advance.

35. The Company shall notify the District Manager, in writing, of each environmental complaint and the measures taken to address the cause of the complaint within five (5) business day of the complaint.

RECORD RETENTION

36. (1) The Company shall retain, a minimum of two (2) years from the date of their creation, all records and

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information related to the operation of a Mobile Municipal Hazardous and Special Waste Unit, a Mobile PCB Unit and equipment allowed by Condition 3(e) of this Certificate. These records shall be made available to staff of the Ministry upon request.

(2) The records shall include but not be limited to the following information:

(a) reference to the notification referred to in Conditions 21 and 32 of this Certificate;

(b) total volume of waste that was collected by the Mobile Municipal Hazardous and Special Waste Units, and the Mobile PCB Units while located at the generators' sites;

(c) records of any spills or upsets that occurred during the operation of the Mobile Municipal Hazardous and Special Waste Units and Mobile PCB Units; and

(d) dates and hours of operation at the generator's site including the actual date when the processing commenced and the date when the processing was completed.

(3) Records related to environmental complaints shall include but not limited to the following information:

(a) a description, time and date of each incident;

(b) operating conditions at the time of the incident;

(c) the cause of the incident; and

(d) a description of the measures taken to address the cause of the incident and to prevent a similar occurrence in the future.

OPERATION AND MAINTENANCE

37. The Company shall:

(1) Prepare, not later than three (3) months after the issue of this Certificate, an Operations and Maintenance Manual that is consistent with this certificate and applicable, laws, regulations and municipal by-laws outlining the operating procedures and maintenance program for the Mobile Municipal Hazardous and Special Waste Units, the Mobile PCB Units and the equipment allowed by Condition 3(e) of this Certificate, including the following:

(a) routine operating procedures for a Mobile Municipal Hazardous and Special Waste Unit, a Mobile PCB Unit and the equipment allowed by Condition 3(e) of this Certificate, in accordance with good engineering practices;

(b) list of materials and equipment required for the emergency situations;

(c) maintenance and inspection procedures required to keep the equipment and materials for the emergency situations, in operating condition; and

(d) an environmental emergency plan that outlines the procedures for the preparation for, the prevention of, the response to and the recovery from an environmental emergency;

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- (2) incorporate into the Operations and Maintenance Manual, the plans and specifications outlined in Schedule "C" attached to this Certificate, except when specified otherwise by the conditions of this Certificate;
- (3) up-date the Operations and Maintenance Manual as required maintaining it to-date with the good engineering practices;
- (4) implement the recommendations of the Operations and Maintenance Manual;
- (5) keep the materials and the equipment for the emergency situations as required by the Operations and Maintenance Manual with the Mobile Units, the Mobile PCB Units and the equipment allowed by Condition 3(e) of this Certificate, at all times; and
- (6) retain, for a minimum of three (3) years from the date of their creation all records of maintenance and inspection of the Mobile Municipal Hazardous and Special Waste Unit and the materials and the equipment for the emergency situations. These records shall be made available to staff of the Ministry upon request.

38. A Mobile Municipal Hazardous and Special Waste Unit, a Mobile PCB Unit or equipment allowed by Condition 3(e) of this Certificate shall only be used and operated when the appropriately trained personnel are in attendance.

Hours of Operation

39. (a) A Mobile Municipal Hazardous and Special Waste Unit, a Mobile PCB Units or equipment allowed under Condition 3(e) of this Certificate, may only be operated at a site during hours which are in compliance with the applicable by-laws of the local municipality or otherwise approved by the municipality; and
- (b) The maximum time that a Mobile Municipal Hazardous and Special Waste Unit or a Mobile PCB unit may stay at a work site is one (1) day.

CONTINGENCY MEASURES

40. (1) In the event of a spill or upset, the Company shall promptly carry out the Environmental Emergency Plan required by Condition No. 37 (1) (d) and take all necessary steps to alleviate any upsets and to remediate the adverse effects resulted from the operation of a Mobile Municipal Hazardous and Special Waste Unit, Mobile PCB Unit or equipment allowed by Condition 3(e) of this Certificate.
 - (2) The Company shall report all spills and upsets to the Ministry's Spills Action Centre (1-800-268-6060 or 416-325-3000) and other persons specified in Section 92 of the Act.
 - (3) The Company shall record in a log book, the nature of the spill or upset and the measures taken to contain the spill and prevent its recurrence.
41. When operating at a site handling, packing and collecting waste that are allowed by this Certificate the Owner shall:
- (i) insure that the location chosen for the operation of a Mobile Municipal Hazardous and Special Waste Unit or Mobile PCB Unit is entirely paved or covered with a synthetic impermeable plastic ground cover;
 - (ii) A Mobile Municipal Hazardous and Special Waste Unit or a Mobile PCB Unit shall be operated within a containment system to prevent the escape of any spilled material; and

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(iii) The Company shall size the containment system so that it can contain the amount of liquid equivalent to the holding capacity of the Mobile Municipal Hazardous and Special Waste Unit or the Mobile PCB Unit and of any liquid storage tanks, if applicable.

42. The Company shall cover any open drains to prevent any spilled material from entering any sewer system.

43. All equipment and materials set out in the environmental emergency plan, as required by Condition 37 (1) (d) of this Certificate, shall be:

(a) kept on hand at all times that a Mobile Municipal Hazardous and Special Waste Unit, a Mobile PCB Unit or equipment allowed by Condition 3(e) of this Certificate that is in operation; and

(b) adequately maintained and kept in good repair.

GENERAL

44. All waste shall be inspected by trained personnel, prior to being accepted at a Mobile Municipal Hazardous and Special Waste Unit, a Mobile PCB Unit or equipment allowed by Condition 3(e) of this Certificate, to ensure that the Mobile Municipal Hazardous and Special Waste Unit, the Mobile PCB Unit or equipment allowed by Condition 3(e) of this Certificate, is approved to manage that type of waste.

NOTIFICATION OF CHANGES

45. (1) The Company shall notify the Director, in writing, of any of the following changes within thirty (30) calendar days of the occurrence of the change:

(a) change of owner or operator, or both;

(b) change of address, or address of new owner or operator;

(c) change of partners where the Company is or at any time becomes a partnership, and a copy of the most recent registration registered under the *Business Names Act* shall be included in the notification to the Director;

(d) change of name of the corporation where the Company is or at any time becomes a corporation, and a copy of the most current "Initial Notice of Notice of Change" (Form 1, 2 or O. Reg. 189, R.R.O. 1980, as amended from time to time), filed under the *Corporation Information Act* shall be included in the notification to the Director; and

(e) change in director(s) or officer(s) of the corporation where the Company is or at any time becomes a corporation, and a copy of the most current "Initial Notice or Notice of Change" as referred to in (d).

(2) In the event of any change in ownership of a Mobile Municipal Hazardous and Special Waste Unit, Mobile PCB Unit, or equipment allowed by Condition 3(e) of this Certificate, the Company shall notify the succeeding (new owner) company of the existence of this certificate, and a copy of such notice shall be forwarded to the Director.

FINANCIAL ASSURANCE

46. (1) The Company shall maintain financial assurances in a form that is acceptable under the Ministry's Guideline F-15 (Financial Assurance Guideline, November 2005), or a successor document, in the amount of \$100,000.00 in a form satisfactory to the Director for the PCB Mobile Units listed in Schedule "B" and related

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PCB management activities. In the event that a 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.

(2) The Financial Assurance may be used for any expenses incurred by her Majesty the Queen in Right of Ontario, including cash deposits made under this condition or payment under Part XII of the Act, related to any waste management activity of the Company or its successors and assignees.

SCHEDULE "A"

This Schedule "A" forms part of this Certificate for a Waste Management System

Unit	Make	Type	Serial Number	License Plate Number	Province
204	Durabody	Durabody 50' tandem van body	2D9A1V2A9T1007734	D5014P	ON
219	Durabody	53' tandem van body	2D9A1V2A7T1007733	B2297F	ON
229	Vanguard	53' tandem van body	5V8VA53B56M601092	B1160W	ON
208	International	van body truck	1HTHCADR4XH679066	2776TT	ON
216	International	van body truck	1HTHCADR4TH260743	2765TT	ON
176	Thruway	Flat Deck Trailer	2T9FA4839K1011061	T87 176	ON
194	Manac	Van (Trailer)	2M5931619T1042047	B11 84N	ON
206	Trail MBL	Van (Trailer)	1PT01JAH859016744	F96 254	ON
223	Manac	Van (Trailer)	2M593146851034051	B11 85W	ON
224	Stoughton	Van (Trailer)	1DW1A482XY5345612	B86 86T	ON

*The storage location for all Mobile Municipal Hazardous and Special Waste Units is Lot 1, Concession 2, South Monaghan Township, County of Peterborough, Ontario

SCHEDULE "B"

This Schedule "B" forms part of this Certificate for a Waste Management System

Mobile PCB Units

Mobile Municipal Hazardous and Special Waste Unit	Model	Serial Number	Ontario Licence Number
152	Rousy	2R1B3W3C0F1001931	T11764
194	Manac	2M5931619T1042047	B1184N
216	International	1HTHCADR4TH260743	2765TT

*The storage location for all Mobile PCB Units is Lot 1, Concession 2, South Monaghan Township, County of Peterborough, Ontario

SCHEDULE "C"

This Schedule "C" forms part of this Certificate for a Waste Management System

1. Application for Approval of a Waste Disposal Site submitted by Buckham Transport Limited, signed by Mr. Ben Santucci, and dated January 8, 1998.
2. MCCR, Form 1-Ontario Corporation, Initial Notice/Notice of Change Corporations Information Act.
3. Letter dated January 8, 1998 from Mr. Ben Santucci, B.E.S. Arctic Environmental Service to Mr. A. Dominski, P.Eng., Ministry of the Environment including a letter from Buckham Transport Ltd. authorizing signing authority on their behalf and operations guide for the mobile units.
4. Buckham Transport Limited, Household Hazardous Waste Mobile Unit, Operations Guide with Sections:
 - 1.0 Introduction
 - 2.0 Acceptable Waste Classes
 - 3.0 Mobile Unit Identification
 - 4.0 Training of Operators
 - 5.0 Contracts
 - 6.0 Emergency Response and Reporting
 - 7.0 Mobile Unit Operation
 - 8.0 Demobilization
 - 9.0 Post Event Reporting
- Appendix A: Notification Form
- Appendix B: Reporting Form
- Appendix C: Emergency Response Equipment Check List Form
5. Letter dated March 13, 1998 from Mr. Ben Santucci, Arctic Compliance Services Ltd. to Mr. V. Petranovic, P.Eng., MOE, providing additional technical and operating information.
6. Letter dated March 22, 1998 from Mr. Ben Santucci, Arctic Compliance Services Ltd. to Mr. V. Petranovic, P.Eng., MOE, providing additional technical and operating information.
7. Letter dated August 19, 1998, from Mr. Ben Santucci, Arctic Environmental Services to Mr. A. Dominski, Ministry of the Environment, requesting an amendment to extend the Financial Assurance for your Transfer/Processing site to cover the mobile units described in the Provisional Certificate of Approval No. A420014.
8. The document entitled Application for an Amendment to Provisional Certificate of Approval No. A 840090 to Allow the Transportation of P.C.B. Waste between Ontario and Alberta submitted June 12, 1995 as revised and re-submitted December 21, 1995.
9. The letter dated June 14, 1991 from William Buckham of the Company.
10. The letter dated April 20, 1992 from Moira Kelly of the Company.
11. The letters dated December 11, 1995 and February 12, 1996 from David Poole of the Company.
12. The letter dated March 13, 1995 from Peter Cutts of Chem-Security (Alberta) Ltd.
13. The letter dated November 17, 1995 from Chris Furlonger of Philip Environmental.

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14. The letter, dated March 12, 1998 from B. Santucci from Arctic Compliance Service Ltd.
15. The letters dated February 12, 1998, June 1, 1998, July 6, 1998 and July 14, 1998 from D. Neilson of the company.
16. The document entitled Application for an Amendment to Provisional Certificate of Approval No. A 840090 to Allow the Transportation of P.C.B. Waste Between Ontario and Alberta submitted June 12, 1995 as revised and re-submitted December 21, 1995.
17. The letter dated June 14, 1991 from William Buckham of the Company.
18. The letter dated April 20, 1992 from Moira Kelly of the Company.
19. The letters dated December 11, 1995 and February 12, 1996 from David Poole of the Company.
20. The letter dated March 13, 1995 from Peter Cutts of Chem-Security (Alberta) Ltd.
21. The letter dated November 17, 1995 from Chris Furlonger of Philip Environmental.
22. The letter, dated March 12, 1998 from B. Santucci from Arctic Compliance Service Ltd.
23. The letters dated February 12, 1998, June 1, 1998, July 6, 1998 and July 14, 1998 from D. Neilson of the company.
24. Letter dated August 6, 2009 addressed to the Director, Environmental Assessment and Approvals Branch and signed by Jason Hedges, Manager Business Development, Buckham Transport Ltd.
25. e-mail of July 16, 2010 from Greg Hoogkamer, of Buckham Transport Limited to Jim Chisholm of the Ministry identifying units 194 and 216 as being equipped with a steel floor and containment dam and therefore are used to handle PCBs.
26. e-mail of September 1, 2010 from Greg Hoogkamer, of Buckham Transport Limited to Jim Chisholm of the Ministry identifying 5 pieces of equipment that are required for the mobile Certificate of approval.
27. e-mail of September 10, 2010 from Greg Hoogkamer, of Buckham Transport Limited to Jim Chisholm of the Ministry identifying units 152, 194 and 216 as units that are used exclusively for the PCB Waste Management System.
28. Application dated April 22, 2010 and signed by Leonor Buckham for an Amendment to Provisional Certificate of Approval No. A420014 to update waste classes that it is allowed to handle and to update the equipment list.

SCHEDULE "D"

This Schedule "D" forms part of this Certificate for a Waste Management System

The following is the list of companies outside of Ontario referred to in Condition 16 c) that PCB waste and PCB related material may be transferred to.

1. 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 T0G 2C0
2. Les Recyclages Larouche Inc.
498 Boulevard du Royaume
Larouche, Quebec G0W 1Z0

3. Sanexan Services Env. Inc.
579 Rue Le Breton
Longueuil, Quebec J4G 1R9

4. Recoupere-Sol Inc.
80 Rue des Melezes
Saint-Ambrose, Quebec G7P 2N4

5. Environmental Waste Management Ltd.
5366 55th Street S.E.
Calgary, Alberta T2C 3G0

6. Custom Environmental
7722 9th Street
Edmonton, Alberta T6P 1L6

7. Envirocare Environmental Services Ltd.
1200 Condie Road
Regina, Saskatchewan S4R 4L9

SCHEDULE "E"

This Schedule "E" forms part of the Certificate.

PROVINCES

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

STATES

Arkansas Connecticut
Illinois Indiana
Kentucky Massachusetts
Michigan Minnesota
Missouri New York
New Hampshire North Carolina
Ohio Pennsylvania
South Carolina Tennessee
Vermont Virginia

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

1. The Definition Section of the Certificate is included to define terms that are used throughout this Certificate.
2. The reason for Condition 1 is to set out clearly that this waste management system is operated in accordance with the applications 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
3. The reason for Conditions 2, 3 and 4 is to ensure that this waste management system is used only to collect, handle and

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transport waste which it is allowed to under this Certificate and able to so in a suitable manner. The management and transportation of waste which this waste management system is not allowed to under the Certificate or able to collect, handle and transport may create a nuisance or result in a hazard to the health and safety of any person or the natural environment.

4. The reason for Conditions 5, 6, 9, 10, 11, 12 and 15 is to clarify the legal rights and responsibilities of the Owner.

5. The reason for Condition 7, is to clarify that the Mobile Municipal Hazardous and Special Waste Units and Mobile PCB Units in accordance with this Certificate, are allowed to transport the specified waste to an approved waste disposal site.

6. The reasons for Condition 8 to require the Company to provide visible identification for the Mobile Municipal Hazardous and Special Waste Units, Mobile PCB Units and equipment allowed by Condition 3 (c) of this Certificate as an authorized waste management facility and for inspection purposes and to provide easy access to the listing of the terms, conditions and operating requirements to operators and personnel working on the Mobile Municipal Hazardous and Special Waste Units as well as to Ministry staff who may be inspecting the Mobile Municipal Hazardous and Special Waste Units.

The reason for Condition 13 is to ensure that all waste carriers have met and are operating in compliance with the standards for waste management systems outline in Regulation 347.

8. The reason for conditions 14 and 16 is to ensure that the waste management system is only used to take waste to waste receiving site(s) that have been approved by the Ministry of the Environment, or the appropriate corresponding regulatory agency, to accept the waste this system is approved to collect, handle and transport under this Certificate. Taking these materials elsewhere may create a nuisance or may result in a hazard to the health and safety of any person or the natural environment.

9. The reason for Condition 17 is because the transportation of this type of waste must be strictly regulated to ensure that the highest standards of operation are maintained and the complete decontamination of the vehicle and clean up of any spilled material. 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.

10. The reason for Condition 18 is to permit the Company to transport specific types of PCB waste within the same vehicle as non-PCB waste and to specify packaging and containment measures to ensure that the PCB waste will not result in the contamination of other wastes and materials stored within the vehicle.

11. The reason for Condition 19 is to ensure that PCB waste and PCB related waste is transported to the receiving site expeditiously.

12. The reason for Condition 20 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. In addition, the Owner must not carry quantities of PCB waste and/or PCB related waste that can not be properly or safely carried.

13. The reason for Condition 21 is to ensure that the District Manager of the Ministry of the Environment for the area in which the PCB waste and PCB related waste is located is 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 the Environment 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.

14. The reason for amending Condition 22 is to permit the Company to transport small pole-mounted transformers in accordance with the Company's Permit for Equivalent Level issued by the Transport Canada Safety and Security, Transport of Dangerous Goods Directorate under the Transportation of Dangerous Goods Act.

15. The reason for Condition 23 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 24 is to ensure that PCB waste and PCB related waste is handled in a manner that is in compliance with all Ministry of the Environment and Energy and Ministry of the Environment Guidelines and minimizes the risk of any accidents or spills.

17. The reason for Condition 25 is to ensure that any PCB waste spilled onto the vehicle is promptly, contained and cleaned up to minimize the risk of further spillage or the discharge of PCB waste from the vehicle to the environment and to ensure that the proper officials of the Ministry of the Environment is notified and able to give direction to the Company to ensure the complete clean up of the spilled waste.

18. The reason for Condition 26 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 27 is to reduce the paperwork involved in manifesting the waste hauled where the same vehicle is being used, the same waste is being hauled, the same route is being used, and a record of each trip is being kept by the driver.

20. The reason for Condition 28 is to ensure that the Company has obtained a contract for the site operation from the municipality where the site is located and will be operated, and that the municipality provide Generator Registration Reports.

21. The reason for Conditions 29, 30 and 31 is to require all operators of the Mobile Municipal Hazardous and Special Waste Units to be properly trained so that the Mobile Municipal Hazardous and Special Waste Units are operated in an environmentally acceptable manner and does not pose a threat to the health and safety of any persons or the natural environment.

22. The reason for Conditions 32 and 33 is to require notification of the District Manager and the local municipal officials of Company's intent to operate a Mobile Municipal Hazardous and Special Waste Units in their area of jurisdiction as well as to allow for additional requirements to be placed on the Company in order to address concerns specific to the proposed operation of a Mobile Municipal Hazardous and Special Waste Unit.

23. The reason for Condition 34 is to require notification of the local police and fire departments of the operation of the units.

24. The reason for Condition 35 is to ensure that the District Manager is informed of any complaints and remedial action in a timely manner.

25. The reason for Condition 36 is to require the Company to keep proper records and to retain them for at least the specified time.

26. The reason for Condition 37 is to emphasize that the Mobile Municipal Hazardous and Special Waste Unit must be maintained and operated according to a procedure that will result in compliance with the Act, the regulations and this Certificate.

27. The reason for Condition 38 is to require attendance of trained personnel during the operation of the Mobile Municipal Hazardous and Special Waste Unit to minimize the likelihood of accidental discharges of contaminants to the natural environment.

28. The reason for Condition 39 is to require the Company to operate at a site only during hours which are in compliance

with the applicable by-laws of the local municipality.

29. The reason for Conditions 40, 41, 42, and 43 are included to minimize the environmental impact of any spills that may occur during the operation of a Mobile Municipal Hazardous and Special Waste Unit, a Mobile PCB Unit of equipment allowed by Condition 3 (c) of equipment of this Certificate.

30. Condition 44 is included to make sure that the acceptance of waste is being properly done and is being done by a trained person.

31. Condition 45 is included to require the Company to notify the Ministry of change or ownership or operator of the Company or change of address.

32. Condition 46 is included to assure the availability of funds for clean up of any discharges of contaminants to the natural environment should the Company refuse to do so. Also, Section 6.5.6.1 of the MOE Financial Assurance Guideline F-15 mandates a minimum Financial Assurance of \$100,000 for haulers of PCB waste.

This Certificate of Approval revokes and replaces Certificate(s) of Approval No. A840090 and A420014 issued on July 15, 1998 and October 13, 1998 respectively.

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, 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 management system 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**

DATED AT TORONTO this 13th day of January, 2011

Tesfaye Gebrezghi, P.Eng.
Director
Section 39, *Environmental Protection Act*

JC/

c: District Manager, MOE Peterborough
Steve Gagne, Geo-Logic Inc.