

Metro Environmental Services Inc.
P.O. Box 19, 10 Point Road
Heart's Desire NL AOB 2B0

4 July 2018

Minister Honorable Andrew Parsons
Department of Municipal Affairs and Environment
P.O. Box 8700
St. John's, NL A1B 4J6

Reference: 1838 - Argentia Access Road Industrial Composting Facility – Appeal decision of Environmental Impact Statement

Dear Sir,

We are in receipt of your letter of May 17, 2018, regarding your decision to require us to prepare and submit an environmental impact statement. We thoroughly disagree with this decision, on the notion that we have prepared and submitted all the information that your department required to ensure that the proposed facility would not be a nuisance to anyone. With our latest EPR addendum 2 submittal, we have clearly proven that there would be no malodor emanating from the facility.

The public and the few influential opponents whom are determined to prevent the project from going ahead no longer have any valid reasons to oppose the project. We have answered and addressed all their questions and concerns, at least those that were valid and rational. We have provided all the information based on verifiable facts, established technologies and scientific knowledge on composting. Opponents have used the media to deliberately lie and misrepresent the true factual information prepared and submitted to your department.

Metro Environmental Service Ltd. hereby invokes Section 107 of the Environmental Protection Act to appeal this decision based on the following reasons:

1. By preparing and submitting an Environmental Assessment document and an EPR document and two subsequent addendums, we have provided all the information required to inform and reassure your department and the general public that the proposed facility will not affect negatively in any way the surrounding residents.
2. All the public opposition from the people in the Whitbourne area were statements of denial, disinformation about composting and discretization of the Proponent and of the Consultant.
3. The public information sessions were used by most of the attending public as a political forum to protest against the proposed installation of the composting facility, discredit the Environmental Assessment process, and voice the statement “not in my

backyard”.

4. Meeting with your predecessor, Mr. Eddy Joyce and his deputy minister, Mr. Jamie Chippett, last August 2017, we were assured by Mr. Joyce that upon completing successfully an air dispersion modelling and analysis study to confirm there would be no malodor coming from the facility, the project would be readily released.
5. The greater environmental and economic benefits to the Avalon region from the implementation of the proposed facility must be clearly considered and understood in the environmental review and analysis of this project. These significant benefits are:
 - a. Reducing disposal of organic waste to landfill and associated greenhouse gas emissions;
 - b. Recycling two types of solid waste – organics and wood;
 - c. Reducing the current waste management landfill operating cost and extending the service life of the landfills;
 - d. Producing value-added products at a lower price than the current supply from the mainland, that are in real demand in Newfoundland;
 - e. Generating tax revenues to Federal and Provincial coffers.
6. This proposed industrial composting facility is a great opportunity to improve our environmental stewardship, with clear, substantial, long term benefits that should not be ignored.
7. This proposal for an industrial composting facility is about good waste management practices and environmental protection. Such waste management practices involving industrial composting have long been adopted by most jurisdictions throughout Canada and the world. The benefits of industrial composting have long been understood and experienced by these jurisdictions.
8. This proposal is directly addressed to the department of environment of Newfoundland and Labrador, and is entirely within the domain of expertise, advocacy and enforcement of the department of environment. And the department of environment is turning it down, bowing to the public and political pressures of a few loud opponents whom cannot invoke rational and factual reasons to oppose it.
9. Staff members of your department have brought their expertise forth and contributed to the information and science presented in the submitted documents, which supports the credibility of the information prepared and presented. Your current decision to require an environmental impact statement flies in the face of the expertise and contribution of your own staff.
10. The Federal Department of Environment and Climate Change has indicated in writing that they would not require any more information or documentation on the project to release it. We have received and copied to your department the Federal Minister’s letter on 11 June 2018 indicating that she will not designate our project for an environmental assessment under CEAA 2012.

On repeated occasions, we have requested from your department copies of the most salient public opposition correspondence to enable us to better address such concerns or

questions, or call their bluff. Your department has not shared that essential information with us. We hereby ask again for this information. Being denied of this information leads us to question the veracity and validity of these correspondence from the public.

We have invested considerable moneys and resources to get this environmental assessment released. There are simply no valid reasons for you and your department not to release this project.

We have requested on several occasions to meet with the Minister of Municipal Affairs and Environment, and we extend that request again to discuss with you directly the remaining issues and address them directly so that you can release the project, as you should.

Sincerely,

A handwritten signature in black ink, appearing to be 'Terrence Penney', with a long horizontal flourish extending to the right.

Terrence Penney
President

Cc. – Joanne Sweeney, DoMAE; Hubert Alacoque, IDDEL;

Ministre de l'Environnement et
du Changement climatique



Minister of Environment
and Climate Change

Ottawa, Canada K1A 0H3

JUN 11 2018

Mr. Terrence Penney
Owner/Manager
Metro Environmental Services Inc.
P.O. Box 19
10 Point Road
Heart's Desire NL A0B 2B0

Dear Mr. Penny:

On February 24, 2018, I received an email concerning Metro Environmental Services Inc.'s Argentia Access Road Industrial Composting Facility Project (the Project), requesting that I designate the Project for a federal environmental assessment under section 14 of the Canadian Environmental Assessment Act, 2012 (CEAA 2012).

After careful consideration of the analysis undertaken by the Canadian Environmental Assessment Agency, which includes, scientific information provided by expert departments, including the Canadian Food Inspection Agency, Environment and Climate Change Canada, Fisheries and Oceans Canada and Transport Canada, as well as the provincial and federal regulatory mechanisms in place to deal with the potential environmental effects of the Project, I have decided not to designate the Project for an environmental assessment under CEAA 2012.

Sincerely,

The Honourable Catherine McKenna, P.C., M.P.

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