



GOVERNMENT OF
NEWFOUNDLAND AND LABRADOR
Department of Municipal Affairs and Environment

CERTIFICATE OF APPROVAL

Pursuant to the Environmental Protection Act, SNL 2002 c E-14.2 Section 83

Issue Date: December 4, 2019		Approval No. WMS-19-11-001
Expiration: December 4, 2022		File No. 834.126.32
Proponent:	Site Address: Newco Metal and Auto Recycling Ltd. 390 Incinerator Road St. John's, NL	Mailing Address: Newco Metal and Auto Recycling Ltd. 50 Robin Hood Bay Road St. John's, NL A1A 5V3
Attention:	Robert Anstey, President/Owner	
Re:	Approval to operate a metal shredder and crusher on Newco's Incinerator Road site, St. John's, NL, as well as a mobile crusher	

Approval is hereby given for: the operation of Newco's metal shredder operation at 390 Incinerator Road, St. John's, NL. The facility will encompass the operation of a waste management system consisting of:

- a) A permanent metal recycling facility located at Incinerator Road, St. John's, for collection, shredding, crushing, sorting, storage, loading, transportation and export from the province of scrap metals and derelict vehicles; and
- b) A mobile operation for the collection, crushing, sorting, storage, loading, transportation and export from the province of scrap metals and derelict vehicles on a province-wide basis.

This Certificate of Approval (Approval) does not release the proponent from the obligation to obtain appropriate approvals from other concerned provincial, federal and municipal agencies. Nothing in this Approval negates any regulatory requirement placed on the proponent. Where there is a conflict between conditions in this Approval and a regulation, the condition in the regulation shall take precedence. Approval from the Department of Municipal Affairs and Environment (the Department) shall be obtained prior to any significant change in the design, installation, or operation of Newco's shredder operation, including any future expansion. This Approval shall not be sold, assigned, transferred, leased, mortgaged, sublet or otherwise alienated by the proponent without obtaining prior approval from the Minister.

This Approval is subject to the terms and conditions as contained therein, as may be revised from time to time by the Department. Failure to comply with any of the terms and conditions may render this Approval null and void, may require the proponent to cease all activities associated with this Approval, may place the proponent and its agent(s) in violation of the *Environmental Protection Act*, and will make the proponent responsible for taking such remedial measures as may be prescribed by the Department. The Department reserves the right to add, delete or modify conditions in the Approval or to address significant environmental or health concerns.


For **MINISTER**

TERMS AND CONDITIONS FOR APPROVAL No. WMS-19-11-001

General

1. This Certificate of Approval (Approval) is for: Newco's shredder operation at 390 Incinerator Road, St. John's, NL, as per plans and specifications supplied by Newco for this Approval. This Approval covers:
 - A permanent metal recycling facility located at Incinerator Road, St. John's, for collection, shredding, crushing, sorting, storage, loading, transportation and export from the province of scrap metals and derelict vehicles; and
 - A mobile operation for the collection, crushing, sorting, storage, loading, transportation and export from the province of scrap metals and derelict vehicles on a province-wide basis. Mobile refers to an operation that engages in crushing metal on a site for up to a number of weeks (with the prior approval of the site owner/operator and/or the owner of the metal), and then moves to a different site to set up operation. Specific terms and conditions for these activities are located below.
2. Crushing refers to an approved method of reducing the size of the body of vehicles and/or other scrap metal.
3. Commitments made by Newco during the 2018 Environmental Assessment process (Reg. 1953) will be upheld by this Approval.
4. The facility shall be operated in accordance with the plans and specifications submitted during the Environmental Assessment and Approval processes.
5. Future expansion or change of activities will require a separate Approval and/or amendment.
6. Any inquiries concerning this Approval shall be directed to the St. John's office of the Pollution Prevention Division: Telephone: (709) 729-2556; or Facsimile: (709) 729-6969.
7. To ensure compliance with this Approval and all applicable legislation, all personnel authorized by the Minister of the Department of Municipal Affairs and Environment and/or Service NL shall be provided with unrestricted access at all times to Newco's recycling facility and all reasonable cooperation by Newco personnel while at the facility.
8. Should Newco wish to request an amendment in any way to the terms and conditions of this Approval, a written request detailing the proposed amendment shall be made to the Minister. Newco shall comply with the most current terms and conditions until the Minister has authorized otherwise. In the case of amending a deadline requirement, the request shall be made at least 60 days in advance of the applicable

date as specified in this Approval or elsewhere by the Department.

9. Definitions:

- **accredited** means the formal recognition of the competence of a laboratory to carry out specific functions;
- **air contaminant** means any discharge, release, or other propagation into the air and includes, but is not limited to, dust, fumes, mist, smoke, particulate matter, vapours, gases, odours, odorous substances, acids, soot, grime or any combination of them;
- **composite sample** means a quantity of undiluted effluent collected continually at an equal rate or at a rate proportionate to flow over a designated sampling period;
- **CSQG** means the Canadian Soil Quality Guidelines;
- **Department** means the Department of Municipal Affairs and Environment and its successors;
- **Director** means the Director of the Pollution Prevention Division of the Department;
- **DOC** means dissolved organic carbon;
- **grab sample** means a quantity of undiluted sample collected at any given time;
- **hazardous waste** means a product, substance or organism that is intended for disposal or recycling, including storage prior to disposal or recycling, and that:
 - (a) is listed in Schedule III of the *Export and Import of Hazardous Waste Regulations under the Canadian Environmental Protection Act, 1999*;
 - (b) is included in any of Classes 2 to 6, and 8 and 9 of the *Transportation of Dangerous Goods Regulations under the Transportation of Dangerous Goods Act, 1992*; or
 - (c) exhibits a hazard classification of a gas, a flammable liquid, an oxidizer, or a substance that is dangerously reactive, toxic, infectious, corrosive or environmentally hazardous;
- **licensed** means has an Approval issued by the Minister to conduct an activity;
- **malfunction** means any sudden, infrequent and not reasonably preventable failure of air pollution control equipment, wastewater treatment equipment, process equipment, other equipment or a process to operate in a normal or usual manner. Failures caused in part by poor maintenance or careless operation are not malfunctions;
- **Minister** means the Minister of the Department;
- **PCBs** means polychlorinated biphenyls;
- **Plan** means the specific plan as identified in the section of this Approval within which it is used. For example, in the *Waste Management Plan* section it refers

to the Waste Management Plan;

- **QA/QC** means Quality Assurance/Quality Control;
- **qualified professional** means an individual with the appropriate education, training, and experience to perform the designated task. Depending on the task, this education, training, and experience is typically recognized through registration in a professional association by the individual or by the company to which the individual is responsible;
- **register(ed)**, in the context of storage tanks, means that information regarding the storage tank system has been submitted to a Service NL office and a registration number has been assigned to the storage tank system. In the context of dispersion modelling, registered means submitted to and approved by the Department in accordance with departmental policy and guidelines.
- **regulated substance** means a substance subject to provincial government regulations;
- **site plan** means the drawings supplied in the documentation for this Approval;
- **SOP** means Standard Operating Procedure;
- **spill or spillage** means a loss of gasoline or associated product in excess of 70 litres from a storage tank system, pipeline, tank vessel or vehicle, or an uncontrolled release of any volume of a regulated substance onto or into soil or a body of water;
- **storage tank system** means a tank and all vents, fill and withdrawal piping associated with it installed in a fixed location and includes a temporary arrangement;
- **TDS** means total dissolved solids;
- **TPH** means total petroleum hydrocarbons, measured as per the Atlantic PIRI method;
- **TPM** means total particulate matter with diameters less than 100µm;
- **TSS** means total suspended solids; and
- **VOCs** means volatile organic compounds.

10. All necessary measures shall be taken to ensure compliance with all applicable acts, regulations, policies and guidelines, including the following, or their successors:

- *Environmental Protection Act;*
- *Water Resources Act;*
- *Air Pollution Control Regulations, 2004;*
- *Environmental Control Water and Sewage Regulations, 2003;*
- *Halocarbon Regulations;*
- *Used Oil and Used Glycol Control Regulations;*
- *Accredited Laboratory Policy (PD:PP2001-01.2);*

This Approval provides terms and conditions to satisfy various requirements of the above listed acts, regulations, Departmental policies and guidelines. If it appears that any of the pertinent requirements of these acts, regulations, policies and guidelines are not being met, then a further review of the works shall be conducted, and suitable pollution control measures may be required by the Minister.

11. All reasonable efforts shall be taken to minimize the impact of the operation on the environment. Such efforts include: minimizing the area disturbed by the operation, minimizing air or water pollution, finding alternative uses, acceptable to the Director, for waste or rejected materials, removing equipment or structures when they no longer have further use, and considering the requirement for the eventual rehabilitation of disturbed areas when planning the development of any area on the facility property.
12. Newco shall provide to the Department, within a reasonable time, any information, records, reports or access to data requested or specified by the Department.
13. Newco shall keep all records or other documents required by this Approval at the metal shredder facility on Incinerator Road, St. John's, for a period of not less than three (3) years. These records shall be made available for review by officials of the Department or Service NL when requested.
14. Should Newco wish to deviate in any way from the terms and conditions of this Approval, a written request detailing the proposed deviation shall be made to the Minister. Newco shall comply with the most current terms and conditions until the Minister has authorized otherwise. In the case of meeting a deadline requirement, the request shall be made at least 60 days ahead of the applicable date as specified in this Approval or elsewhere by the Department.
15. Newco shall address the environmental impacts at the Robin Hood Bay site (Newco's previous fixed site) identified in the Stantec 2015 Report in order to satisfy the Department's Management of Impacted Sites process as outlined in the Guidance Document For the Management of Impacted Sites, as found at: https://www.mae.gov.nl.ca/env_protection/ics/Guidance_Document_For_the_Management_of_Impacted_Sites_V2.0_Feb_6_2014.pdf. The final consultant's closure submission shall be submitted to the Department's Impacted Sites Section.

Waste Management

16. All waste generated at the facility is subject to compliance with the *Environmental Protection Act*. All non-industrial waste shall be placed in closed containers and, on at least a weekly basis, removed from the site. If required, industrial waste shall be disposed of by a licensed operator. These wastes shall be disposed of at an authorized waste disposal site with the permission of the owner/operator of the site.
17. Newco shall ensure that all volatile chemical and solvent wastes, if they cannot be reused, are placed in suitable covered containers for disposal in a manner acceptable to the Department. Disposal of liquid wastes at waste disposal sites in the province is not permitted.
18. Disposal of hazardous waste in a municipal or regional waste disposal site in this

Province is prohibited. Transporters of hazardous waste shall have an Approval issued by the Minister. Those generating hazardous waste shall have a waste generator number issued by the Director and shall also complete the required information outlined on the Waste Manifest Form.

Noise

19. Efforts shall be made to minimize and control noise resulting from Newco's operations and maintenance activities. All owned/rented vehicles hauling materials on the site shall have exhaust and muffling devices in good working order.

Dust Suppression

20. Newco shall control dust resulting from operational activities. Use of dust suppressants other than water or calcium chloride shall require approval of the Director. Newco is encouraged to use best management practices when applying calcium chloride or any other approved dust suppressant.

Service NL

21. Through a Memorandum-of-Understanding, this Department has authorized Service NL to act on its behalf in monitoring this operation for compliance under this Approval and all applicable provincial Acts and Regulations.

Insurance and Financial Assurance

22. Valid environmental impairment liability insurance in the amount of \$1,000,000 shall be maintained; otherwise this Approval is null and void. Proof of the environmental impairment liability insurance policy shall be provided to the Department prior to issuance of this Approval.
23. A valid surety bond of \$20,000 shall be on file with the Department; otherwise this Approval is null and void. Proof of a valid surety bond shall be provided to the Department prior to the issuance of this Approval.
24. Annual updates of the financial assurance documents and insurance documents shall be filed with the Department.
25. Newco shall provide the Department with three (3) months' notice if they intend to cancel and/or change the insurer or bonding agent.

Security

26. The metals recycling facility at 390 Incinerator Road, St. John's, shall be fenced at the

entrance and a lockable access gate shall be installed to prevent unauthorized access.

27. At the metals recycling facility at 390 Incinerator Road, St. John's, a sign shall be posted at the gate listing the company name, hours of operation and a contact name and number to be called in the event of an emergency situation. Other signage relating to access restrictions and fire/health/safety restrictions shall be prominently displayed.
28. Newco shall ensure that there is appropriate security at all times.
29. Newco shall secure all equipment in a safe manner when not in use.

Newco's Vehicles/Equipment

30. Newco's vehicles/Equipment used in the handling, collection and transportation in this waste management system shall be clearly marked with the company name, address, and telephone number.
31. All vehicles and equipment shall be in good repair, and shall be free of leaks of oil or other harmful substances that could impair water quality.

Air Emissions

32. The proponent shall comply with the *Air Pollution Control Regulations, 2004* at all times. Schedule E of the regulations prohibits the open burning of tires; plastics; treated lumber; asphalt and asphalt products; drywall; demolition waste; hazardous waste; biomedical waste; domestic waste; trash, garbage, or other waste from commercial, industrial or municipal operations; manure; rubber; tar paper; railway ties; paint and paint products; fuel and lubricant containers; used oil; animal cadavers; hazardous substances; materials disposed of as part of the removal or decontamination of equipment, buildings or other structures.
33. Burning and/or smelting of any materials shall not occur.
34. Combustion of used oil in stoves and/or space heaters is not permitted unless prior written approval has been obtained from the DOEC and/or Service NL. Combustion of used oil or used grease shall comply with the *Used Oil and Used Glycol Control Regulations* and the *Air Pollution Control Regulations, 2004*.

Emergency Preparedness

35. The proponent shall ensure that this Approval, or a copy, is kept on site at all times and that personnel directly involved in the operation of the recycling facility are made fully aware of the terms and conditions which pertain to this Approval.

36. All responsible personnel who are directly involved with the operation and maintenance of the processing system shall be provided copies of this Approval.
37. For after hours emergencies and spill reports greater than 70 litres, call **1-800-563-9089** or **(709) 772-2083**.
38. All appropriate health and safety procedures shall be constantly maintained in accordance with applicable legislation, including maintaining an up-to-date Health and Safety Plan.
39. All equipment shall be operated and maintained in accordance with the manufacturers' operating and maintenance specifications.
40. A Contingency Plan for the operation of the Newco facility on Incinerator Road shall be submitted to the Department for review by March 31, 2020. The Plan shall clearly describe the actions to be taken in the event of a spill of a toxic or hazardous material. It shall include, as a minimum: notification and alerting procedures; duties and responsibilities of the "on-scene commander" and other involved staff; spill control and clean-up procedures; restoration of the spill site; information on disposal of contaminants; and, resource inventory. Copies of the Plan shall be placed in convenient areas throughout the facility so that employees can easily refer to it when needed. Newco shall ensure that all employees are aware of the Plan and understand the procedures and the reporting protocol to be followed in the event of an emergency. An annual response exercise is recommended for response personnel. Every year, as a minimum, the Plan shall be reviewed and revised as necessary. Any proposed significant revisions shall be submitted to the Director for review. Changes which are not considered significant include minor variations in equipment or personnel characteristics which do not effect implementation of the Plan. Contingency Plan updates shall be provided at least annually to the Department and Service NL.
41. Every time Newco implements the Contingency Plan, information shall be recorded for future reference. This will assist in reviewing and updating the Plan. The record is to consist of all incidents with environmental implications, and is to include such details as: date; time of day; type of incident (i.e. liquid spill, gas leak, granular chemical spill, equipment malfunction, etc.); actions taken; problems encountered; and, other relevant information that would aid in a later review of the Plan's effectiveness. Each incident report shall be submitted to the Director as per the Reporting section.
42. Personnel handling waste shall be trained in the use of personal protective equipment (PPE) and clean-up equipment and be familiar with safety and emergency response procedures.
43. The holder of this Approval shall ensure that all staff are alerted to hazards associated with all materials received and handled as part of the waste management system.

Spill Prevention

44. Areas in which chemicals are used or stored shall have impermeable floors and dykes or curbs and shall not have a floor drain system, nor shall it discharge to the environment. Areas inside the dykes or curbs shall have an effective secondary containment capacity of at least *110%* of the chemical storage tank capacity, in the case of a single storage container. If there is more than one storage container, the dyked area shall be able to retain no less than *110% of the capacity of the largest container or 100 %* of the capacity of the largest container plus 10% of the aggregate capacity of all additional containers, whichever is greater. These dyked areas shall be kept clear of material that may compromise the capacity of the dyke system. Once a year, the dykes shall be visually inspected for their liquid containing integrity, and repairs shall be made when required. Once every ten years, the dykes shall be inspected, by a means other than visual inspection, for their liquid containing integrity, and repairs shall be made when required.
45. A spill kit shall be maintained at the permanent site. This spill kit shall consist of, at a minimum, a supply of absorbent materials and an 18-gauge 205 litre drum to clean up and contain small spills of hydrocarbons and other fluids. Employees shall be aware of the location of the spill kit(s). Employees shall be trained in use of the spill kit(s).
46. During mobile operations, a spill kit shall be located in each of the company's vehicles at that mobile site. Employees shall be aware of the location of the spill kit(s). Employees shall be trained in use of the spill kit(s).
47. All on-site storage of petroleum shall comply with the *Storage and Handling of Gasoline and Associated Products Regulations, 2003*, or its successors. Storage tank systems shall be registered with Service NL. All aboveground storage tanks shall be clearly and visibly labelled with their Gasoline Associated Products (GAP) registration numbers.
48. Where applicable, all tanks and fuel delivery systems shall be inspected to appropriate American Petroleum Institute or Underwriters' Laboratories of Canada standards, or any other standards acceptable to this Department. The required frequency of inspections may be changed at the discretion of the Director.

Training

49. Newco shall ensure its employees are appropriately trained to ensure compliance with provincial legislation and protection of the environment.

Monitoring

50. Four times per calendar year, and not less than 30 days apart, Newco shall perform a groundwater chemistry analysis program as per Table 1 below. Analytical results shall be submitted as per the Reporting section.

Table 1 - Groundwater Chemistry Analysis Program		
Location	EDMS Code	Parameters
MW1	00713	General Parameters: temperature, dissolved oxygen (DO), nitrate + nitrite, nitrate, nitrite, pH, colour, sodium, potassium, calcium, sulphide, magnesium, ammonia, alkalinity, sulphate, chloride, fluoride, turbidity, reactive silica, orthophosphate, phosphorous, DOC, conductance, TDS (calculated), phenol, carbonate (CaCO ₃), hardness (CaCO ₃), bicarbonate (CaCO ₃), cyanide, TPH, and VOCs Metals Scan: aluminium, antimony, arsenic, barium, beryllium, bismuth, boron, cadmium, chromium, cobalt, copper, iron, lead, manganese, molybdenum, mercury, nickel, selenium, silver, strontium, thallium, tin, titanium, uranium, vanadium, zinc
MW2	00714	
MW3	00715	
MW4	00716	

51. All groundwater monitoring wells shall be:
- labelled,
 - protected from damage, and
 - locked, except when being sampled.
52. If a representative groundwater sample cannot be collected because the groundwater monitoring well is damaged or is no longer capable of producing a representative groundwater sample:
- the groundwater monitoring well shall be cleaned, repaired or replaced,
 - a representative groundwater sample shall be collected and analyzed as soon as possible, and
 - the Department shall be notified in writing of the delay in monitoring.
53. Sampling and analysis of groundwater shall be completed in accordance with Guidance Document GD-PPD-066 *Sampling of Water and Wastewater - Industrial Effluent Applications*,
https://www.mae.gov.nl.ca/publications/env_protection/gd_ppd_066_waste_water.pdf.
54. Twice per year (spring and fall), Newco shall perform an Auto Shredder Residue, ASR (also known as “fluff”), analysis program as per Table 2. The results shall be submitted to the department as per the Reporting section. The Department may require additional parameters if deemed necessary.

Table 2 – Auto Shredder Residue (ASR) Analysis Program		
Location	EDMS Code	Parameters
ASR	00721	TCLP, TPH Metals Scan: aluminium, antimony, arsenic, barium, beryllium, bismuth, boron, cadmium, chromium, cobalt, copper, iron, lead, manganese, molybdenum, mercury, nickel, selenium, silver, strontium, thallium, tin, titanium, uranium, vanadium, zinc

Monitoring Alteration

55. The Director has the authority to alter monitoring programs or require additional testing at any time when:
- pollutants might be released to the surrounding environment without being detected;
 - an adverse environmental effect may occur; or
 - it is no longer necessary to maintain the current frequency of sampling and/or the monitoring of parameters.
56. The monitoring requirements of this Approval shall remain in effect until altered, in writing, by the Director.
57. Newco may, at any time, request that the monitoring program or requirements of this Approval be altered by:
- Requesting the change in writing to the Director; and
 - Providing sufficient justification, as determined by the Director.

Further Assessment

58. The Minister may at any time, with reasonable notice, require the proponent to conduct or have conducted environmental studies, site assessments, sampling, testing, or investigations where, based upon reasonable and probable grounds, the Minister is of the opinion that this waste management system may have had, or has the potential to have, an adverse effect on the environment.

Laboratory Analysis and QA/QC

59. Unless otherwise stated herein, all solid and liquid analyses performed pursuant to this Approval shall be done by a contracted commercial laboratory. Contracted commercial laboratories shall have a recognized form of accreditation. The Accredited Laboratory Policy (PD:PP2001-01.02) must be adhered to.
60. When using a commercial laboratory, Newco shall contact that commercial laboratory to determine and to implement the sampling and transportation QA/QC requirements for those activities.

61. The exact location of each sampling point shall remain consistent over the life of the monitoring programs, unless otherwise approved by the Director. Using a GPS or similar device, the northing and easting of each sampling location shall be recorded and submitted to the Department with each set of monitoring data.
62. Newco shall bear all expenses incurred in carrying out the environmental monitoring and analysis required under conditions of this Approval.

Reporting

63. Monthly reports containing the environmental compliance monitoring and sampling information required in the Monitoring section of this Approval shall be received by the Director in digital format within 30 calendar days of the reporting month. All related laboratory reports shall be submitted with the monthly report in XML format and Adobe Portable Document Format (PDF). Digital report submissions shall be uploaded through the EDMS web portal. The Pollution Prevention Division shall provide details of the portal web address and submission requirements.
64. Each monthly report shall include a summary of all environmental monitoring components and shall include an explanation for the omission of any requisite data. The monthly summary reports shall be in Microsoft Word or Adobe PDF and shall be uploaded through the EDMS web portal with the data submissions.
65. An annual report containing the following information shall be provided to the Department and Service NL by January 31 of the following year. The annual report shall include:
 - Quantity of metals (tonnes or m³) exported from the permanent site;
 - Quantity of metals (tonnes or m³) exported from the sites of mobile operation (i.e. a total quantity which is the sum of all mobile sites);
 - Records of all transfers of vehicles, fluids, and other wastes (e.g. batteries, tires, halocarbons, oil, and gas) collected and disposed. These records will include the quantity and type of material collected and disposed, and will include the name of the disposal facility for each type of waste;
 - Up-to-date descriptions of activities;
 - An overview of verbal/written complaints of an environmental nature from the public received by Newco related to their operations; and
 - Information regarding the Automobile Shredder Residue (ASR or “fluff”), including:
 - The quantity produced
 - How it was stored
 - How it was transported
 - Where it was disposed of.
 - A summary of the sampling and analysis shall also be provided.

All of the above information is to be recorded monthly and provided to the Department and the Service NL in the annual report.

66. Failure to submit records as required may result in this Approval being revoked.
67. Records, including the source name and address (i.e. municipality, scrap yard, waste disposal site) of salvaged materials, shall be maintained for a period of not less than three (3) years and be made available for inspection by representatives of the Service NL or the Department upon request.
68. All incidents of:
- Contingency plan implementation
 - Non-conformance of any condition within this Approval
 - Spillage or leakage of a regulated substance and/or
 - Whenever discharge criteria are, or are suspected to be, exceeded shall be immediately reported to the nearest Service NL, within one working day, to a person or message manager or facsimile by phoning or faxing:

Service NL (St. John's)
P.O. Box 8700
St. John's, NL
A1B 4J6
Telephone (709) 729-2550
Facsimile: (709) 729-7400

Service NL (Clarenville)
8 Myers Ave., Suite 201
Clarenville, NL A5A 1T5
Telephone (709) 466-4060
Facsimile (709) 466-5674

Service NL (Gander)
P.O. Box 2222
Gander, NL
A1V 2N9
Telephone (709) 256-1420
Facsimile: (709) 256-1438

Service NL (Corner Brook)
Operations Division (Environmental)
Sir Richard Squires Bldg., 5th Floor
P.O. Box 2006
84 Mt. Bernard Ave.
Corner Brook, NL
A2H 6J8
Telephone: (709) 637-2204
Facsimile: (709) 637-2681

Service NL (Goose Bay)
P.O. Box 3014 – Stn. “B”
Goose Bay, NL
A0P 1E0
Telephone: (709) 896-5428
Facsimile: (709) 896-4340

69. Subsequent to any occurrence of an incident (as outlined in the previous clause), a written report shall be prepared, including: a detailed description of the incident; a summary of contributing factors; and, an action plan to prevent future incidents of a similar nature. The action plan shall include a description of actions already taken and future actions to be implemented, and shall be submitted within thirty (30) days of the date of the initial incident or complaint. This report shall be submitted to the local

Service NL Regional Director. This report shall also be submitted to the Department at:

Director, Pollution Prevention Division
Department of Municipal Affairs and Environment
P.O. Box 8700
St, John's, NL A1B 4J6

70. Any spillage or leakage of gasoline or associated product shall be reported immediately through the Canadian Coast Guard at 1-(709)-772-2083.

Expiration

71. This Approval expires as indicated on the cover sheet of this Approval.
72. Should the proponent wish to continue to operate beyond this expiry date, a written request shall be submitted to the Department for the renewal of this Approval. Such request shall be made at least *six (6) weeks prior to expiration*.

Termination of Operation

73. Written notification shall be provided a minimum of six (6) months in advance to the Department and Service NL of the termination of this waste management system.

Storage and Transportation of Hazardous Waste

74. This Approval does not permit the transportation of hazardous waste. A separate Approval is required for the transportation of hazardous waste.
75. An area of sufficient size shall be designated for the storage of hazardous waste. The area must be clearly marked with the signage: "HAZARDOUS WASTE STORAGE".
76. Transportation of all hazardous waste, as defined under *Canadian Environmental Protection Act, Interprovincial Movement of Hazardous Waste and Hazardous Recyclables Regulations* shall be conducted by a licensed hazardous/special waste transporter.
77. All hazardous waste dangerous goods generated at the site shall be placed in enclosed containers. Containers must be labelled in accordance with regulations under the *Canadian Environmental Protection Act and Transportation of Dangerous Goods Regulations (latest version)*. Removal and disposal to approved transfer stations or hazardous waste disposal sites, with the consent of the owner/operator is required.

Oil Filters

78. Oil filters, drained or otherwise, are restricted from disposal in a landfill.
79. Oil filters containing used oil resulting from maintenance of commercial/industrial vehicles or equipment shall have free-flowing oil drained and the filters shall be placed in an appropriate container.
80. These filters shall be crushed, punctured, perforated or otherwise have their structural integrity compromised so that all free-flowing used oil is drained from the filters.
81. The used oil that drains from the filters shall be collected into an approved container (i.e. jerry can), tank or drum for appropriate disposal.

Oil Tanks

82. (a) Newco shall not accept fuel tanks unless they are completely cleaned and purged of fuel, sludge, and vapours. This does not apply to vehicle fuel tanks.

(b) If Newco wishes to clean fuel tanks, a plan must be developed and submitted to the Department requesting approval.

Fluids (General)

83. The removal of automotive fluids, especially gasoline, shall be completed in a safe manner. Vapours and free-product may pose an explosion, health and environmental hazard. The safe and proper handling of all fluids is required.
84. Vehicle wrecks shall be drained of fluids and shall have batteries and halocarbons removed within 48 hours of arrival at the facility at Incinerator Road, St. John's. The drainage and removal processes shall be done in a manner which protects the environment.
85. All petroleum products, waste oils, cooling fluids, or other potentially hazardous fluids, shall first be removed/purged from vehicles and/or equipment and placed into approved labelled containers, drums or storage tank systems.
86. Mixing of recovered fluids shall be avoided to minimize safety hazards and costs for recovery/reuse/recycling of these products.
87. Waste oils, oils, greases, diesel, gasoline, hydraulic and transmission fluids shall be stored at least 100 m from any body of water. Re-fuelling and maintenance activities shall also occur at least 100 m from any body of water and on level terrain.

88. In the event of an environmental emergency, including a spill or leak of waste dangerous goods, the holder shall invoke the Contingency Plan as provided to the Department and as discussed in the Emergency Preparedness section.
89. All fluids shall be stored in containers designed and compatible for the fluid.

Disposal and Recycling

90. All oils, gasoline, fluids, lubricants, coolants or other regulated fluids shall be stored, and/or disposed of in accordance with the requirements of all Departmental Acts and Regulations. All filled drums and containers must be emptied for disposal at regular intervals by licensed hazardous/special waste transporters. Drums/containers shall be secured to ensure accidental spillage does not occur.

Used Oil Holding Tanks

91. Oily water and waste oil holding tanks shall be approved by Service NL as per the *Used Oil and Used Glycol Control Regulations*.

Used Oil

92. Within the province, used oil shall be delivered only to:
- Another approved used oil collector;
 - An approved used oil storage facility;
 - An approved used oil re-refinery or treatment facility for recycling; or
 - An approved used oil combustion facility, where that facility is approved to take such used oil and the used oil has been tested and meets standards for combustion.

Used Oil Storage

93. Used oil storage shall occur in systems approved under Section 18 of the *Used Oil and Used Glycol Control Regulations* and designed and installed so as to have secondary containment of the tank and all associated piping in accordance with Section 11 of the *Used Oil and Used Glycol Control Regulations*. A separate Approval for a used oil storage tank shall be obtained from Service NL (729-2550).
94. The storage of used oil in 18-gauge 205 litre steel drums is permissible if done in accordance with the *Used Oil and Used Glycol Control Regulations*. The drums shall be secondarily contained.

95. Contamination of used oil (e.g. by mixing classes of used oil or adding chemicals such as paint, paint thinner, solvents, gasoline or other substances) shall not occur.

Drained Gasoline Storage

96. Containers designed for and compatible with gasoline storage are required. For the purposes of this Approval, temporary storage containers (e.g. jerry cans, 205 litre drums) are acceptable.

Refrigeration and Air Conditioning

97. Refrigeration and air conditioning equipment shall be handled in a manner to prevent release of halocarbons, as per the *Halocarbon Regulations*.
98. Only approved persons as defined in the *Halocarbon Regulations* shall recover and contain regulated substances. They must have available at the job site operational equipment that can recover and contain these regulated substances. The recovered regulated substance shall be put into approved containers and the drained equipment shall then be labelled "Halocarbon Free".
99. The recovered regulated substances must be disposed of in accordance with the *Halocarbon Regulations*.

PCBs

100. Prior to storage, any electrical equipment which previously contained PCB liquid and/or solid, shall be verified as being PCB free by the generator and/or transporters of the equipment. Written notification in the form of a test certificate from an approved laboratory shall be required.

Naturally Occurring Radioactive Material

101. Prior to accepting any material suspected of containing Naturally Occurring Radioactive Material (NORM), it shall be verified as being NORM-free by the generator and/or transporters.

Batteries

102. Lead acid batteries are not permitted to be sent to a landfill for disposal.

103. A licensed transporter (i.e. licensed by Department of Municipal Affairs and Environment) must be contracted to transport lead-acid batteries.
104. Wet lead-acid batteries shall be safely stored off the ground on an impermeable liner/surface and secured from the elements in a covered ventilated area. Combustible materials and other incompatible hazardous wastes shall not be stored near the battery storage area.
105. Removal of batteries from the site for recycling shall be conducted at regular intervals and not less frequently than once each calendar year.

Mercury Switches

106. Mercury switches shall be removed from vehicles for return for mercury recovery by an appropriate program. These switches shall be removed prior to crushing of vehicles. This shall be done in a manner that does not result in mercury contamination. A copy of the Switch Removal Guide has been provided. More information can also be found on the Switch Out Program website, www.switchout.ca.

Site Criteria

107. All fencing and buildings or other structures shall be structurally sound and maintained in good repair.
108. The access road to the site shall be kept free of waste.
109. Areas of the site at Newco's Incinerator Road site shall be clearly marked to indicate the nature of the hazards that may be encountered.

Vehicle Receiving and Shipment Time Frame

110. Vehicles and other materials destined for processing at Newco's permanent site in St. John's shall be placed on an impermeable receiving pad, equipped for fluid containment.
111. The receiving pad shall be of sufficient size to accommodate the volume of metals handled.
112. Asphalt is not deemed an appropriate material for use in the construction of a receiving pad.

113. The receiving pad shall be maintained in good condition.
114. All recyclable materials shall be shipped for export from the collection site to an approved recycling facility.

Vehicle Storage

115. Stockpiling of vehicles shall be minimized to ensure no safety or health risk to site workers and to reduce stockpile visibility from surrounding areas.
116. Vehicles shall be stored in a neat and tidy fashion in rows and/or columns with a minimum separation distance of eight (8) metres to allow passage of emergency equipment.

Tires

117. MMSB provides a collection service for program tires (from highway vehicles with a rim size of 24.5" or less). Tires can be collected once a minimum quantity of thirty (30) has been attained. To avail of this service, tires are required to be stored in an onsite designated tire storage location (i.e. a segregated area), away from other waste and debris, acceptable to MMSB specifications. Tires are required to be accessible for the truck to reach them.
118. Prior to collection by MMSB or its contractor(s), rims are required to be removed from the tires and the tires must remain whole (not cut). Tires filled with rock, dirt, or other debris are not acceptable for recycling and will be rejected.
119. Tires collected shall not be stockpiled for more than one (1) year.
120. The maximum number of tires to be stored on site at any given time shall not exceed three hundred (300).
121. Tire rims shall be recycled.

Decommissioning

122. Written notification shall be provided a minimum of six (6) months in advance to the Department and Service NL of decommissioning of this waste management system.
123. Newco must have a Decommissioning Plan. Newco shall follow this plan during Decommissioning. Newco is required to follow the Department's Policy Directive *Management of Impacted Sites* and associated *Guidance Document for the Management of Impacted Sites*. This will include retaining a registered Site

Professional to complete a site-wide Environmental Site Assessment. If impacts are identified, the Guidance Document outlines the steps to be taken to bring the site through the Management of Impacted Sites process, including achieving regulatory site closure (i.e. a signed Record of Site Condition). Refer to the following link: https://www.mae.gov.nl.ca/env_protection/ics/Guidance_Document_For_the_Management_of_Impacted_Sites_V2.0_Feb_6_2014.pdf

124. A Decommissioning Plan for the operation of the Newco facility on Incinerator Road shall be submitted to the Department for review by March 31, 2020.
125. Any updates to Newco's detailed Decommissioning Plan shall be submitted to the Department annually.

Mobile Operations (Province-wide)

126. During mobile operations, written permission from the owner/operator of the site must be obtained prior to Newco removing metals from a site or commencing crushing operations.
127. Mobile operations are restricted to two (2) weeks on a site, but a further two weeks may be permitted if Newco provides Service NL and the Department with written notice prior to the expiry of the initial two week period. An application to Service NL (and copy to the Department) can be made for an extension to these timeframes and a detailed explanation will be required as to why more than four weeks are required on any one site.
128. Newco is permitted to crush at their storage sites (including Robin Hood Bay, Happy Valley, Corner Brook, and Argentia sites), but only under the terms and conditions of a mobile operation.
129. Newco shall notify the Environmental Protection Officers (EPOs) at the local Service NL office, a minimum of two (2) days prior to entering a site. This notification shall indicate the proposed dates of commencement and completion of crushing operations. This notice shall be faxed and/or e-mailed to Service NL.
130. Batteries shall be removed from a mobile site when Newco leaves that site.
131. Regarding tires on mobile sites:
 - (a) Prior to work on a site, Newco shall, in writing, make the site owner aware of Newco's operational methods.
 - (b) Tires (without rims) that are left on a site shall remain there with the owners' knowledge and permission.
 - (c) Tires (without rims) that are left on a site shall be stored and stacked in a segregated area away from other waste and debris, and in a manner that is fully accessible for collection.

- (d) Tires with rims shall not be left on a site after Newco has moved off that site.
- (e) Tire rims shall be recycled.

- 132. Tires (with rims) from Newco's mobile operations may be transported to Newco's fixed site. At Newco's permanent site, the rims shall be removed and recycled. The tires (without rims) shall be stored for future collection by MMSB.
- 133. As with operations on their fixed site, Newco shall remove all fluids, gases, tires, and hazardous substances from vehicles, white goods, and other metals prior to processing. These substances shall be removed in accordance with provincial regulations and in a manner which ensures protection of the environment.
- 134. All oil and hazardous waste generated and/or handled during mobile operations is the responsibility of Newco and shall be removed from a mobile site by the time that Newco moves off of the site.
- 135. As with operations on their fixed site:
 - Fluids shall be removed and stored separately by type; there shall be no mixing of fluids.
 - Fluids, gases, and tires shall be stored and disposed of in an appropriate manner, ensuring the protection of the environment.
 - Re-use of fluids may require an Approval for the proposed re-use.
- 136. Newco's practices regarding fluids, gases, tires, and hazardous substances shall be clearly indicated, in writing, to the site owner/operator prior to any on-site work.
- 137. During mobile operations:
 - Refrigeration and air conditioning equipment shall be handled in a manner to prevent the release of halocarbons.
 - Only approved persons as defined in the *Halocarbon Regulations* shall recover and contain regulated substances. They must have available at the job site operational equipment that can recover and contain these regulated substances. The recovered regulated substance shall be put into approved containers and the drained equipment shall then be labelled "Halocarbon Free".
 - The recovered regulated substances must be disposed of in accordance with the *Halocarbon Regulations*.

c.c.

Robert Locke, Director
Pollution Prevention Division
Department of Municipal Affairs and
Environment
rlocke@gov.nl.ca

Glenn Worthman
Environment Canada
glenn.worthman@ec.gc.ca

Rick Curran
Service NL
St. John's
rjcurran@gov.nl.ca

Guy Perry, Regional Director
Service NL
Clarenville
gperry@gov.nl.ca

Wayne Lynch, Regional Director
Service NL
Gander
waynelynch@gov.nl.ca

Carl Hann, Manager
Service NL
Western/Labrador
chann@gov.nl.ca