

REGIONAL MUNICIPALITY OF OTTAWA-CARLETON  
MUNICIPALITÉ RÉGIONALE D'OTTAWA-CARLETON

REPORT  
RAPPORT

---

Our File/N/Réf.	31 06-95-0007-H
Your File/V/Réf.	
DATE	04 September 1996
TO/DEST.	Co-ordinator Planning and Environment Committee
FROM/EXP.	Director, Solid Waste Division Environment and Transportation Department
SUBJECT/OBJET	<b>CONDITIONS OF CONSENT WCI WASTE CONVERSION INC.</b>

---

#### DEPARTMENTAL RECOMMENDATION

**That the Planning and Environment Committee recommend Council approve the granting of a consent to WCI Waste Conversion Inc. for the operation of its waste processing facility located at 3200 Rideau Road, Gloucester, Ontario, on terms and conditions attached as Annex A to this report.**

#### BACKGROUND

The Region's goals in granting Consents for waste management facilities are to ensure genuine material diversion from landfill takes place and to ensure each facility's development is consistent with Regional Council's 3Rs Plan.

The purpose of this report is to grant a consent to WCI Waste Conversion Inc.(WCI) for the operation of a waste processing facility to be located at 3200 Rideau Road, Gloucester, Ontario, on terms and conditions attached as Annex A to this report. The Planning and Environment Committee previously dealt with a report on WCI's Certificate of Approval (C of A) on 12 September 1995.

#### DISCUSSION

WCI received its C of A to operate a composting and wood recycling facility on 01 May 1996. The C of A allows WCI to receive the designated materials wood, mixed organics, and leaf and yard waste from the National Capital Region and Eastern Ontario. During the consent negotiations, WCI has agreed to restrict its residue generation from the handling, storage and processing of designated materials and to provide monthly reports identifying material tonnage received and sent for recycling and disposal.

CONSULTATION

The public consultation process is not applicable with respect to this consent. However, public consultation forms part of the Ministry of Environment and Energy's Certificate of Approval process.

FINANCIAL IMPACT

There is no financial impact to the Region

*Original signed by  
P. McNally, P.Eng.*

Annex (1)

JRH

## CONDITIONS OF CONSENT FOR WASTE PROCESSING FACILITY

**WHEREAS** WCI Waste Conversion Inc. ("WCI") has sought the consent of the Regional Municipality of Ottawa-Carleton ("RMOC") pursuant to Part X of the Regional Municipalities Act to operate a waste processing facility;

**AND WHEREAS** WCI intends to operate the waste processing facility for leaf and yard waste, mixed organic materials, waste wood and contaminated soils as described in its Application for a Certificate of Approval for a Waste Disposal Site (Processing ) located at 3200 Rideau Road, Gloucester, Ontario;

**AND WHEREAS** the RMOC hereby grants its Consent (the "Consent") subject to the conditions regulating the Waste Processing Facility set out below;

**NOW THEREFORE** the Consent for the Waste Processing Facility is granted on the conditions contained herein:

1. For the purposes of these conditions, the following definitions shall apply:
  - a) "Certificate of Approval" means all Certificates of Approval or Provisional Certificates of Approval issued by MOEE for the Waste Processing Facility;
  - b) "Designated Materials" means the non-hazardous solid wastes that may be received for processing at the Waste Processing Facility as approved in the Certificate of Approval issued by MOEE for the Waste Processing Facility;
  - c) "MOEE" means the Ontario Ministry of the Environment and Energy;

- d) "Recycled Material" means Designated Materials which have been processed to enable the Designated Materials to be utilized in an ongoing agricultural, commercial, manufacturing or industrial process, enterprise or operation and are transferred directly for such use;
  - e) "Residue" means waste generated from the processing operation or any other non-hazardous solid material that is not processed or is not disposed of as Recycled Material by WCI and that WCI is permitted to dispose of at any approved landfill located in the Regional Municipality of Ottawa-Carleton according to the certificates of approval issued from time to time to the operators of those facilities pursuant to the Environmental Protection Act (Ontario);
  - f) "Site" means the location of the Waste Processing Facility being the lands described as Part of Lots 26 and 27, Concession 5, Rideau Front, City of Gloucester, Regional Municipality of Ottawa-Carleton municipally known as 3200 Rideau Road., Gloucester, Ontario;
  - g) "Tonnes Per Day" or "TPD" means tonnes per calendar year, averaged over a one year period (Averaged annualized daily tonnage - ADDT).
  - h) "Waste Processing Facility" means the machinery, equipment, buildings, structures, facilities, processes and operations located at the Site and described in WCI's Application for a Certificate of Approval for a Waste Disposal Site (Processing), for an Urban Resource Recycling and Manufacturing Facility, dated April 20, 1995, together with supporting documentation.
2. The Waste Processing Facility shall be operated in accordance with all requirements of the Certificate of Approval issued by MOEE for the Waste Processing Facility and all applicable laws, rules and regulations now or hereafter in effect.

3. WCI shall receive only Designated Materials at the Waste Processing Facility. WCI may accept, at the Site, the maximum quantities of Designated Materials set out below.

<u>Designated Materials</u>	<u>Quantity</u>
Leaf and Yard Waste	200 tonnes per day
Mixed Organic Materials	170 tonnes per day
Wood Waste	80 tonnes per day

4. The Consent and these conditions are limited to the operation of the Waste Processing Facility at the Site. The Consent and these conditions shall automatically renew on an annual basis from the date Consent is granted by the RMOC, but shall be subject to review prior to the renewal date by the RMOC.
5. The maximum allowable Residue from the Waste Processing Facility which is to be disposed of within the Regional Municipality of Ottawa-Carleton shall not exceed the following limits:

<u>Designated Materials</u>	<u>Residue Limits</u>
Leaf and Yard Waste	5% of the actual annual tonnage received.
Mixed Organic Materials	5% of the actual annual tonnage received.
Wood Waste	15% of the actual annual tonnage received.

The maximum allowable Residue limits for Leaf and Yard Waste and Mixed Organic Materials will be subject to annual review by the Region.

6. WCI shall provide to RMOC a monthly report and an annual statement depicting the following information in a form and content satisfactory to the RMOC:
- a) the tonnage of each category of Designated Materials received at the Waste Processing Facility and the name of the municipality and regional municipality, as applicable, from which the Designated Materials were received;
  - b) the quantities of Recycled Materials shipped to market;
  - c) the quantities of Residue per category of Designated Material;

- d) the percentage of the tonnage of Residue to the total tonnage of Designated Materials received at the Waste Processing Facility.

Submission of the monthly reports shall set out the above information for the immediately preceding month and reporting shall commence the first month following the granting of the Consent and shall be provided no later than fifteen (15) days after the end of the month to be reported. For the purposes of the annual statement, the above information shall reflect the twelve-month period immediately preceding the submission date of the report together with cumulative totals for each item from the date of the granting of the Consent. Annual statements shall be submitted within thirty (30) days following completion of the first twelve month period and each subsequent twelve month period.

- 7. Prior to commencing its operations, WCI shall submit to the Environment and Transportation Commissioner of the RMOC a copy of every approval, permit or licence required under provincial, federal, and municipal statutes, regulations or by-laws to permit the operation of the Waste Processing Facility.
- 8. WCI shall submit to the Environment and Transportation Commissioner of the RMOC,
  - a) a copy of any application by WCI for modification or renewal of any approval, permit or licence referred to in section 7;
  - b) a copy of any modification or renewal received by WCI for any approval, permit or licence referred to in section 7;
  - c) a copy of each annual report for the Facility submitted to the MOEE.
- 9. WCI shall permit the RMOC, its servants, or agents, upon the production of identification, to attend at the Waste Processing Facility or at places where the records of the Waste Processing Facility are kept, during reasonable hours to inspect and make copies of such of the records of WCI as are relevant to the verification and auditing of the tonnages of Designated Materials and Residue and attend at the Waste Processing

Facility during reasonable hours to inspect the operation of the Waste Processing Facility for such purposes.

10. Nothing in these conditions or the Consent granted by RMOC shall create or be the basis for any obligation or responsibility whatsoever by the RMOC for the collection or disposal of waste from, the clean-up of or any other reinstatement of any kind of the Site or the Waste Processing Facility.
11. WCI shall be liable for and shall indemnify the RMOC for any costs, expenses, damages or loss to the RMOC including but not limited to damages or loss to any person, animal or property resulting from the operation of the Waste Processing Facility and shall take all steps to repair or remedy any damage and to replace any animal or property which cannot be repaired.
12. In the event that WCI breaches any of the terms or conditions contained herein, the RMOC shall deliver WCI written notice of such breach. In the event that WCI fails or refuses to correct such breach within the notice period, if any, as provided in the written notice, the Consent and these conditions shall immediately be terminated. Sections 10 and 11 shall survive the expiration or termination of the Consent and these conditions.
13. The failure on the part of the RMOC to exercise or enforce any right conferred upon it under these conditions of the Consent shall not be deemed to be a waiver of any such right or operate to bar the exercise or enforcement thereof at any time or times thereafter.
14. The Consent and these conditions shall terminate in the event that WCI does not commence operations, or, upon the ceasing of operations of the Waste Processing Facility. The date of termination shall be ten (10) days from the date that RMOC confirms, in writing, that WCI will not commence operations, or that WCI is ceasing operations of the Waste Processing Facility.

15. These conditions of the Consent are severable in all respects and any unenforceability of any one or more of them shall not affect the enforceability of any other of them.
16. The Consent and these conditions are personal to WCI and are not assignable or transferable.
17. Any notice or communication to WCI or the RMOC shall be deemed to be given four (4) days after mailing by pre-paid registered mail or on the date of personal delivery. All such notices or communications shall be sent to:

WCI at:

WCI Waste Conversion Inc.  
Station C, Box 3396  
Ottawa, Ontario, K1Y 4J6

ATTENTION: Mr. Philip Kerrigan

RMOC at:

The Regional Municipality of Ottawa-Carleton  
Environment and Transportation Department  
5th Floor  
111 Lisgar Street  
Ottawa, Ontario, K2P 2L7

ATTENTION: Director of Solid Waste

DATED this            day of            , 1996.

THE REGIONAL MUNICIPALITY OF  
OTTAWA-CARLETON

\_\_\_\_\_  
CHAIR, P.D. Clark

\_\_\_\_\_  
REGIONAL CLERK, M.J. Woollam

4 September 1996



WCI hereby acknowledges receipt of the conditions upon which the Consent is granted and agrees to the conditions set out above.

WCI WASTE CONVERSION INC.

\_\_\_\_\_

\_\_\_\_\_

Date:

JV:C:/OFFICE/ALEXIA/AGREE/WCI.CON