

CITY OF VAUGHAN

EXTRACT FROM COUNCIL MEETING MINUTES OF JUNE 23, 2015

Item 15, Report No. 24, of the Committee of the Whole, which was adopted, as amended, by the Council of the City of Vaughan on June 23, 2015, as follows:

By approving that the following be added to the resolution:

4. That the Ministry of Environment and Climate Change (MOECC) be requested to provide the information sought in this resolution on or before the first Committee of the Whole meeting following the summer hiatus of 2015.

**15 STOCKPILE EAST SIDE OF KEELE STREET IN THE VICINITY OF TESTON ROAD
WARD 1**

The Committee of the Whole recommends:

- 1) That the recommendation contained in the following report of the Commissioner of Planning, dated June 2, 2015, be approved; and
- 2) That the recommendation contained in the following resolution be approved:

Whereas the June 2nd Staff report clearly establishes the Ministry of Environment and Climate Change (MOECC) as having jurisdiction over activities including filling and grading of the fill pile at Teston Road and Keele Street;

Whereas the community has requested clarity on the approvals granted by MOECC for activities underway and or planned by the Owners of the subject lands to determine if the work is completed or if the fill pile will grow, the nature and sources of the fill, the details of grading work and the ultimate landscaping and programming plans for this site;

Therefore be it resolved:

1. That Council request the City Clerk to write to the MOECC requesting that details of the applications and approvals being sought for this site be provided to the City Clerk and Council;
2. That MOECC provide a letter of response to the Mayor and Members of Council summarizing how conditions of the Certificate of Approval as amended have been adhered to for this site and to explain opportunities for public participation in approval processes related to this site; and
3. That Council's interest in halting future plans to import additional fill to this site be communicated to MOECC.

Recommendation

The Commissioner of Planning in consultation with the Director of Building Standards recommends:

1. THAT the information in this report be received for information purposes.

Contribution to Sustainability

Ensuring a healthy environment in our community through coordination with the various levels of government.

CITY OF VAUGHAN

EXTRACT FROM COUNCIL MEETING MINUTES OF JUNE 23, 2015

Item 15, CW Report No. 24 – Page 2

Economic Impact

There is no obvious direct economic impact associated with this report.

Communications Plan

Staff have been in communication with the various stakeholders associated with this issue.

Purpose

The purpose of this report is to respond to a request from the Committee of the Whole of May 5th, 2015 to report back to the Committee of the Whole by June 2, 2015 with regard to a soil stock pile located in the vicinity of Keele Street and Teston Road. The report outlines information including the Authority responsible for issuing a permit, the conditions governing the operation and the long term management plan.

Background - Analysis and Options

At the Committee of the Whole meeting held May 5, 2015 – Report #20, item 29 there was a request for this report with regard to the soil stock pile located on the east side of Keele Street in the vicinity of Teston Road, detailing the authority responsible for issuing the permit, the conditions governing its operation and the long term management plan.

The Committee of the Whole recommended:

- 1) That staff provide a report with regard to the soil stock pile located on the east side of Keele Street in the vicinity of Teston Road, detailing the authority responsible for issuing the permit, the conditions governing its operation and the long term management plan; and
- 2) That the report be provided to the Committee of the Whole meeting of June 2, 2015.

The following addresses the information requested by the Committee.

Location:

Part of Lot 26 Concession 3, Part 5 on Reference Plan 65R-5832, Dated March 2, 1983.

Ownership:

Testonview Holdings which is a Degasparis Group / Metrus related company. Previously the site was owned by York Major Holdings Inc.

Zoning:

OS1, Open Space Conservation and OS1 open Space Conservation subject to exception 9(756)

Official Plan Designation:

VOP 2010, section 9.2.2.17, Private Open Spaces

CITY OF VAUGHAN

EXTRACT FROM COUNCIL MEETING MINUTES OF JUNE 23, 2015

Item 15, CW Report No. 24 – Page 3

Discussion:

City of Vaughan records indicate that the site has been under the jurisdiction of The Ministry of the Environment and Climate Change (MOECC). Permits 99-844 and 98-2935 have been issued for Erosion and Sediment Control at this location in conjunction with MOECC Certificates of Approval.

The Ministry of Environment and Climate Change has been contacted and requested to provide additional information on May 07, 2015. A formal response has yet to be received. The certificates of approval attached are retrieved from the Internet and reflect the approval within permits 99-844 and 98-2935. The amended Certificate of Approval for the site allowed for grading and placement of additional fill and cover on the site. These are included as Appendices to this report.

A conversation with the MOECC revealed that the site was inspected after receiving calls from the community about fill stockpiling activity last year. The fill was reported to be clean fill with no evidence of waste. The MOECC have requested supporting documentation on the nature of fill from Testonview Holdings.

Areas subject to review by the Ministry of the Environment are exempt under the Fill By-law 189-96, "To prohibit or regulate the placing or dumping of fill in areas of the City of Vaughan". The excerpts from the By-law that relate are as follows:

- 2(2) the provisions of subsection (1) of this section do not apply in those areas of the City of Vaughan where:
- (a) a regulation under the Conservation Authorities Act R.S.O. 1990, respecting the placing or dumping of fill is in force;
 - (b) the placing or dumping of fill or the alteration of the grade of land by any municipality, local board as defined in the Municipal Affairs Act, Crown Agency as defined in the Crown Agency Act and Ontario Hydro;
 - (c) activities or matters prescribed by regulation

Discussions have occurred between the owners' representatives and City staff to obtain details on the nature and expected duration of recent activity on the soil stock pile. We are informed by the owner that the activities underway include grading and importing topsoil material primarily at the north end of the site to dress the surface so as to provide material that will support plant growth. Minor work to minimize erosion is also underway. Once the topsoil is placed the site will be seeded to allow for plant growth over the summer season.

Relationship to Vaughan Vision 2020/Strategic Plan

Service Excellence

- Enhance and ensure community safety, health and wellness
- Lead and promote environmental sustainability

Regional Implications

N/A

Conclusion

The authority responsible for issuing a permit, conditions governing the operation and the long term management of the site is the Ministry of the Environment and Climate Change.

CITY OF VAUGHAN

EXTRACT FROM COUNCIL MEETING MINUTES OF JUNE 23, 2015

Item 15, CW Report No. 24 – Page 4

City staff are not in a position to take further action in relation to the fill at the “Disposal Services Site”, on the basis that the lands are exempt from the City’s Fill By-law 189-96 pursuant to section 2(2) c, and under the jurisdiction of the Ministry of Environment and Climate Change.

Attachments

1. Instrument Decision Notice A230604, dated February 16, 1999
2. Amendment to Provisional Certificate of Approval A230604, dated July 27, 2001
3. Amendment to Provisional Certificate of Approval A230604, dated March 31, 2003
4. Plan 65R-5832
5. Plan 65R-20678

Report prepared by:

Michael Ridgwell, Lot Grading Inspector / Environmental Inspector, Ext 8865

(A copy of the attachments referred to in the foregoing have been forwarded to each Member of Council and a copy thereof is also on file in the office of the City Clerk.)

COMMITTEE OF THE WHOLE JUNE 02, 2015

STOCKPILE EAST SIDE OF KEELE STREET IN THE VICINITY OF TESTON ROAD WARD 1

Recommendation

The Commissioner of Planning in consultation with the Director of Building Standards recommends:

1. THAT the information in this report be received for information purposes.

Contribution to Sustainability

Ensuring a healthy environment in our community through coordination with the various levels of government.

Economic Impact

There is no obvious direct economic impact associated with this report.

Communications Plan

Staff have been in communication with the various stakeholders associated with this issue.

Purpose

The purpose of this report is to respond to a request from the Committee of the Whole of May 5th 2015 to report back to the Committee of the Whole by June 2, 2015 with regard to a soil stock pile located in the vicinity of Keele Street and Teston Road. The report outlines information including the Authority responsible for issuing a permit, the conditions governing the operation and the long term management plan.

Background - Analysis and Options

At the Committee of the Whole meeting held May 5, 2015 – Report #20, item 29 there was a request for this report with regard to the soil stock pile located on the east side of Keele Street in the vicinity of Teston Road, detailing the authority responsible for issuing the permit, the conditions governing its operation and the long term management plan.

The Committee of the Whole recommended:

- 1) That staff provide a report with regard to the soil stock pile located on the east side of Keele Street in the vicinity of Teston Road, detailing the authority responsible for issuing the permit, the conditions governing its operation and the long term management plan; and
- 2) That the report be provided to the Committee of the Whole meeting of June 2, 2015.

The following addresses the information requested by the Committee.

Location:

Part of Lot 26 Concession 3, Part 5 on Reference Plan 65R-5832, Dated March 2, 1983.

Ownership:

Testonview Holdings which is a Degasparis Group / Metrus related company. Previously the site was owned by York Major Holdings Inc.

Zoning:

OS1, Open Space Conservation and OS1 open Space Conservation subject to exception 9(756)

Official Plan Designation:

VOP 2010, section 9.2.2.17, Private Open Spaces

Discussion:

City of Vaughan records indicate that the site has been under the jurisdiction of The Ministry of the Environment and Climate Change (MOECC). Permits 99-844 and 98-2935 have been issued for Erosion and Sediment Control at this location in conjunction with MOECC Certificates of Approval.

The Ministry of Environment and Climate Change has been contacted and requested to provide additional information on May 07, 2015. A formal response has yet to be received. The certificates of approval attached are retrieved from the Internet and reflect the approval within permits 99-844 and 98-2935. The amended Certificate of Approval for the site allowed for grading and placement of additional fill and cover on the site. These are included as Appendices to this report.

A conversation with the MOECC revealed that the site was inspected after receiving calls from the community about fill stockpiling activity last year. The fill was reported to be clean fill with no evidence of waste. The MOECC have requested supporting documentation on the nature of fill from Testonview Holdings.

Areas subject to review by the Ministry of the Environment are exempt under the Fill By-law 189-96, "To prohibit or regulate the placing or dumping of fill in areas of the City of Vaughan". The excerpts from the By-law that relate are as follows:

- 2(2) the provisions of subsection (1) of this section do not apply in those areas of the City of Vaughan where:
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 - (b) the placing or dumping of fill or the alteration of the grade of land by any municipality, local board as defined in the Municipal Affairs Act, Crown Agency as defined in the Crown Agency Act and Ontario Hydro;
 - (c) activities or matters prescribed by regulation

Discussions have occurred between the owners' representatives and City staff to obtain details on the nature and expected duration of recent activity on the soil stock pile. We are informed by the owner that the activities underway include grading and importing topsoil material primarily at the north end of the site to dress the surface so as to provide material that will support plant growth. Minor work to minimize erosion is also underway. Once the topsoil is placed the site will be seeded to allow for plant growth over the summer season.

Relationship to Vaughan Vision 2020/Strategic Plan

Service Excellence

- Enhance and ensure community safety, health and wellness
- Lead and promote environmental sustainability

Regional Implications

N/A

Conclusion

The authority responsible for issuing a permit, conditions governing the operation and the long term management of the site is the Ministry of the Environment and Climate Change.

City staff are not in a position to take further action in relation to the fill at the "Disposal Services Site", on the basis that the lands are exempt from the City's Fill By-law 189-96 pursuant to section 2(2) c, and under the jurisdiction of the Ministry of Environment and Climate Change.

Attachments

1. Instrument Decision Notice A230604, dated February 16, 1999
2. Amendment to Provisional Certificate of Approval A230604, dated July 27, 2001
3. Amendment to Provisional Certificate of Approval A230604, dated March 31, 2003
4. Plan 65R-5832
5. Plan 65R-20678

Report prepared by:

Michael Ridgwell, Lot Grading Inspector / Environmental Inspector, Ext 8865

Respectfully submitted,

JOHN MACKENZIE
Commissioner of Planning

JASON SCHMIDT-SHOUKRI
Director of Building Standards



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Instrument Decision Notice:

Proponent: York Major Holdings Inc.

30 Floral Parkway
Concord Ontario
L4K 4R1

Instrument Type: Approval for a waste disposal site. - EPA s. 27

EBR Registry Number:

IA8E1378

Ministry Reference Number:

A230604

Ministry:

Ministry of the Environment

Date Proposal loaded to the

Registry:

October 01, 1998

Date Decision loaded to the

Registry:

February 16, 1999

Decision on Instrument:

Approval granted.

Comment(s) Received on the Proposal: 0

Public Consultation on the proposal for this decision was provided for 30 Days, from October 01, 1998 to October 31, 1998.

As a result of public consultation on the proposal, the Ministry received a total of 0 comments.

Effect(s) of Consultation on this Decision:

No comments were received resulting in no impact on the decision whether or not to proceed with this proposal.

Notice issued dated February 9, 1999

Leave to Appeal Provisions:

Any resident of Ontario may seek leave to appeal this decision, by serving written Notice, within 15 days of February 16, 1999 upon all of the following:

Appellate Body:

The Secretary
Environmental Appeal Board
2300 Yonge St., 12th Floor, P.O. Box 2382
Toronto Ontario
M4P 1E4
Phone: (416) 314-3300
Fax: (416) 314-3299

Environmental Commissioner of Ontario:

Contact:

Policy Advisor
Strategic Policy Branch
77 Grenville Street
1100
Toronto Ontario
M5S 1B3
Phone: (416) 326-5974
Fax: (416) 325-1156

Location(s) Related to this Instrument:

Lot 26, Concession III

CITY OF VAUGHAN

Additional Information:

The following government offices have additional information regarding this Decision. To arrange a viewing of these documents please call the Ministry Contact or the Office listed below.

York Durham District Office
230 Westney Road South
AJAX Ontario
L1S 7J5
Phone: (905) 427-5600

Environmental Assessment and Approvals Branch

Environmental Commissioner of Ontario
1075 Bay Street
Suite 605
Toronto Ontario
M5S 2B1
Phone: (416) 325-3377
Toll Free Phone: (800) 701-6454

2 St. Clair Avenue West Street
Toronto Ontario
M4V 1L5
Phone: (416) 314-8001

Issuing Authority:

Director
Environmental Assessment and Approvals Branch
2 St. Clair Avenue West, Floor 12A
Toronto Ontario
M4V 1L5
Phone: (416) 314-8001
Fax: (416) 314-8452

Proponent:

York Major Holdings Inc.

30 Floral Parkway
Concord Ontario
L4K 4R1

The Notice must be signed and dated and include all of the following information:

1. The EBR Registry Number, the Ministry Reference Number, the Proponent's name and address to whom the instrument was issued and the location of Activity. (All available from this Registry posting)
2. A copy of any comments that were submitted on the original proposal, if comments were not submitted, an explanation of your interest in seeking leave to appeal the decision is required.
3. A description of the grounds for the application for leave to appeal including information that demonstrates that:
(a) there is a good reason to believe that no reasonable person, having regard to the relevant law and any government policies developed to guide decisions of that kind, could have made the decision; and
(b) the decision in respect of which an appeal is sought could result in significant harm to the environment.
4. The portion of the instrument or each term or condition in the instrument in respect of which the leave to appeal is applied for.
5. The grounds on which you intend to reply at the hearing, in the event that the leave to appeal is granted, in relation to each portion that you are seeking leave to appeal.

[View Proposal](#)[Add Notice into My Watch List](#)

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Ministry
of the
Environment

Ministère
de
l'Environnement

AMENDMENT TO PROVISIONAL CERTIFICATE OF APPROVAL
WASTE DISPOSAL SITE
NUMBER A230604
Notice No. 2

Teston View Holdings Inc.
3655 Keele Street
Downsview, Ontario
M3J 1M8

Site Location: Part of Lot 26, Concession 3
City of Vaughan, Regional Municipality of York
Part 5 on Reference Plan 65R-5832 dated March 2, 1983
Part 15 on Reference Plan 65R-20678 dated October 22, 1998

You are hereby notified that I have amended Provisional Certificate of Approval No. A230604 issued on July 31, 1974 to Disposal Services Limited for a landfill, amended by Notice dated February 9, 1999 to York Major Holdings Inc., as follows:

The name of the Site Owner is changed:

FROM: York Major Holdings Inc.

TO: Teston View Holdings Inc.

all in accordance with the application signed by Jim DeGasperi, dated June 27, 2001, the letters dated June 28 and July 16, 2001 from Ian F. MacNaughton, MHBC Planning Limited, the Transfer/Deed of Land, and the Articles of Incorporation for Teston View Holdings Inc.

The following conditions are hereby added:

11. Pursuant to Section 197 of the *Environmental Protection Act* (EPA), neither the Site Owner nor any person having an interest in the Site shall deal with the Site in any way without first giving a copy of this Certificate of Approval to each person acquiring an interest in the Site as a result of the dealing.

12. The Site Owner shall:

a. Within thirty (30) calendar days of the date of this Amendment, submit to the Director, Section 39 EPA, for the Director's signature two (2) copies of a completed Certificate of Prohibition in accordance with Form 1 of O. Reg. 14/92 (Document General - Form 4 - *Land Registration Reform Act*) containing a registerable description of the Site, as approved in Certificate of Approval No. A230604 dated July 31, 1974, as amended on February 9, 1999 and in this Amendment; and

b. Within ten (10) calendar days of receiving the Certificates of Prohibition signed by the Director, register the Certificate of Prohibition in the appropriate Land Registry Office on title to the Site and immediately following registration, submit to the Director the duplicate registered copy.

The reason for this administrative amendment to the Certificate of Approval is as follows:

Conditions 11 and 12 are included, pursuant to subsection 197(1) of the EPA, to provide that any persons having an interest in the Site are aware that the land has been approved and used for the purposes of waste disposal.

This Notice shall constitute part of the approval issued under Provisional Certificate of Approval No. A230604 dated July 31, 1974, as amended on February 9, 1999.

CONTENT COPY OF ORIGINAL

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

1. The portions of the approval or each term or condition in the approval in respect of which the hearing is required, and;
2. The grounds on which you intend to rely at the hearing in relation to each portion appealed.

The Notice should also include:

3. The name of the appellant;
4. The address of the appellant;
5. The Certificate of Approval number;
6. The date of the Certificate of Approval;
7. The name of the Director;
8. The municipality within which the waste disposal site is located;

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

This Notice must be served upon:

The Secretary*
Environmental Appeal Board
2300 Yonge St., 12th Floor
P.O. Box 2382
Toronto, Ontario
M4P 1B4

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 Appeal Board's requirements for an appeal can be obtained directly from the Board at: Tel: (416) 314-4600, Fax: (416) 314-4506 or www.ert.gov.on.ca

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

DATED AT TORONTO this 27th day of July, 2001

Henry Jun, P.Eng.
Director
Section 39, *Environmental Protection Act*

DS/
c: District Manager, MOE York-Durham
Jim DeGasperi - Teston View Holdings Inc.
Ian F. MacNaughton, MHBC Planning Ltd.

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Ontario

Ministry
of the
EnvironmentMinistère
de
l'EnvironnementAMENDMENT TO PROVISIONAL CERTIFICATE OF APPROVAL
WASTE DISPOSAL SITE
NUMBER A230604
Notice No. 3

Teston View Holdings Inc.
3655 Keele Street
Downsview, Ontario
M3J 1M8

Site Location: Former Disposal Services Landfill Site
Part of Lot 26, Concession 3
City of Vaughan, Regional Municipality of York
Part 5 on Reference Plan 65R-5832 dated March 2, 1983
Part 15 on Reference Plan 65R-20678 dated October 22, 1998

You are hereby notified that I have amended Provisional Certificate of Approval No. A230604 issued on July 31, 1974 for a landfill site, amended by Notices dated February 9, 1999 and July 27, 2001, as follows:

PASSIVE LANDFILL GAS VENTING BARRIER

Approval is hereby granted for construction and operation of a passive landfill gas venting barrier along the western and northern sides of the closed Disposal Services Landfill Site, in accordance with the following documentation:

Documentation

1. Application for a Provisional Certificate of Approval for a Waste Disposal Site, signed by Garry Zentil, President, Teston View Holdings Inc., dated January 7, 2003 (MOE Application Ref. #2608-SHTNRU).
2. Revised Design Report, DSL Passive Landfill Gas Venting Barrier, Vaughan, Ontario, prepared by Stantec Consulting Ltd., dated January 9, 2003, as amended in the letter dated March 27, 2003 from David Flynn, P. Eng., Stantec Consulting Ltd., to Dave Staseff, P. Eng., Ministry of the Environment, including the following design drawings:
 - a. DT1 - Site Plan & Profile - Passive Gas Venting Barrier - Revision 1 - 03/03/27.
 - b. DT2 - Details - Passive Gas Venting Barrier - Revision 1 - 03/03/27.
 - c. DT3 - Details - Foundation - Passive Gas Venting Barrier - Revision 0 - 03/01/08.
3. Certificate of Approval Air No. 4898-59AIZ7, issued by the Director, Section 9, *Environmental Protection Act*, dated August 21, 2002, as amended.

Conditions

The following conditions are hereby added after Condition 12 in the Notice dated July 27, 2001:

13. The Owner shall provide prior notification of commencement of construction to the MOE District Manager, York-Durham District Office. Upon completion of construction, the Owner shall notify the District Manager of commencement of passive landfill gas management at this site.
14. Trench excavation, backfill works, installation and quality assurance / quality control of geosynthetic materials, and construction of the recommended caisson foundations for gas vents shall be completed under the supervision of a qualified consultant experienced in such works.
15. The Owner shall ensure that all reasonable efforts are made during construction to avoid damage to the existing leachate collector pipe along the western side of the landfill and the connection to the Region of York sanitary sewer at the southwest corner of the site.

CONTENT COPY OF ORIGINAL

16. The geomembrane barrier shall be protected against puncturing and any load-induced damage at all times, including during installation. During installation, care shall be taken to minimize stress concentrations, ensure high quality seams, minimize exposure to ultraviolet light, prevent damage due to sliding, prevent damage due to installation in cold conditions, and prevent damage due to any rodents.

17. Record drawings which show as-built details of the engineered works approved by this Notice shall be maintained by the Owner and made available for inspection upon request by staff of the Ministry of the Environment.

18. Performance monitoring shall be carried out in accordance with Section 3.3 in the Revised Design Report. Following construction of the works and stabilization of gas concentrations, the Owner shall ensure that combustible gas (methane) concentrations and gas pressures shall be measured at monitoring probes and gas vents on a monthly basis during winter months (December to March) and on a quarterly basis at all other times. Monitoring results, conclusions and recommendations shall be submitted to the MOE District Manager in an Annual Monitoring Report by March 31 of each year for the previous calendar year.

19. A trigger value of 1 % combustible gas by volume (20 % of the lower explosive limit) at any landfill gas monitoring probe between the passive landfill gas venting barrier and the property boundary shall be used by the Owner to address the need for further investigation and any necessary contingency actions, measures or additional passive or active control works for sub-surface migration of landfill gas.

Reasons

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

To prevent lateral gas migration to the adjacent lands on which development is proposed. The methane component of landfill gas is of particular concern because it creates a potential explosion hazard if it becomes trapped in enclosed spaces at levels ranging from 5 % to 15 % in air by volume. Operation of the passive landfill gas venting barrier system will serve to protect the natural environment and public health & safety.

The reason for **Condition 13** is to ensure that the MOE is made aware of the construction period and commencement of passive landfill gas management at this site.

The reason for **Condition 14** is to ensure that the construction of the works is supervised by experienced personnel.

The reason for **Condition 15** is to avoid damage to the existing leachate collection system at the site.

The reason for **Condition 16** is to ensure an adequate service life of the geomembrane barrier.

The reason for **Condition 17** is to ensure that the MOE has access to as-constructed details of the works.

The reasons for **Conditions 18 and 19** are to demonstrate that the system is performing as designed and the impacts on the natural environment and public health & safety are acceptable. Regular monitoring allows for the analysis of trends over time and ensures that there is an early warning of potential problems so that any necessary remedial/contingency action can be taken. Annual reports are required to ensure that regular review of system performance is documented and any possible improvements to site design, operations or monitoring programs are identified. An annual report is an important tool used in reviewing site performance and for determining the effectiveness of site design.

This Notice shall constitute part of the approval issued under Provisional Certificate of Approval No. A230604 dated July 31, 1974, as amended on February 9, 1999 and July 27, 2001. All other terms and conditions not affected by this amendment shall remain in effect.

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 and in accordance with Section 47 of the Environmental Bill of Rights, S.O. 1993, Chapter 28, the Environmental Commissioner, within 15 days after receipt of this Notice, require a hearing by the Tribunal. The Environmental Commissioner will place notice of your appeal on the Environmental Registry. Section 142 of the Environmental Protection Act, provides that the Notice requiring the hearing

CONTENT COPY OF ORIGINAL

shall state:

1. The portions of the approval or each term or condition in the approval in respect of which the hearing is required, and;
2. The grounds on which you intend to rely at the hearing in relation to each portion appealed.

The Notice should also include:

3. The name of the appellant;
4. The address of the appellant;
5. The Certificate of Approval number;
6. The date of the Certificate of Approval;
7. The name of the Director;
8. The municipality within which the waste disposal site is located;

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

This Notice must be served upon:

The Secretary*
Environmental Review Tribunal
2300 Yonge St., 12th Floor
P.O. Box 2382
Toronto, Ontario
M4P 1E4

AND

The Environmental Commissioner
1075 Bay Street, 6th Floor
Suite 605
Toronto, Ontario
M5S 2B1

AND

The Director
Section 39, *Environmental Protection Act*
Ministry of Environment and Energy
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

This instrument is subject to Section 38 of the Environmental Bill of Rights, that allows residents of Ontario to seek leave to appeal the decision on this instrument. Residents of Ontario may seek leave to appeal within 15 days from the date this decision is placed on the Environmental Registry. By accessing the Environmental Registry at www.ene.gov.on.ca, you can determine when the leave to appeal period ends.

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

DATED AT TORONTO this 31st day of March, 2003

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

DS/
c: District Manager, MOE York-Durham District Office
Neil Parrish / Asad Khaja - MOE EAAB - Air & Noise Unit
Garry Zentil - Teston View Holdings Inc.
Duane Aubie - York Major Holdings Inc.
David Flynn - Stantec Consulting Ltd.
Clerk - City of Vaughan

METRIC
DISTANCES SHOWN ON
THIS PLAN ARE IN METRES
AND CAN BE CONVERTED
TO FEET BY DIVIDING BY
0.3048

PLAN 65R-20678 RECEIVED AND REPORTED Date <u>October 27, 1958</u>	Insured, <u>Mr. and Mrs. Ed. J. Depasquale</u> as owner, driver, and named party, etc. Date <u>October 22, 1958</u> <u>Chas. W. Wagoner, Jr.</u> a. A. WAGONER, JR.
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[illegible][illegible]

PLAN OF SURVEY OF
PART OF LOTS 26 AND 27
CONCESSION 3
(GEOGRAPHIC TOWNSHIP OF VAUGHAN, COUNTY OF YORK)
CITY OF VAUGHAN
THE REGIONAL MUNICIPALITY OF YORK

SCALF 1 (1250)
20 10 0 40
HOLDING & FINES LIMITED
CHRYSLER LANE BIRMINGHAM

NOTES		ON READING AND ATTENDING TO THE MONTHLY	
NUMBER OF STUDENTS		NUMBER OF STUDENTS	
NUMBER OF STUDENTS		NUMBER OF STUDENTS	
1	100000	1	100000
2	100000	2	100000
3	100000	3	100000
4	100000	4	100000
5	100000	5	100000
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82	100000	82	100000
83	100000	83	100000
84	100000	84	100000
85	100000	85	100000

SURVEYOR'S CERTIFICATE

1. CERTIFY THAT

a. THE SURVEYED PLOTS ARE CORRECT AND IN ACCORDANCE WITH THE
REQUIREMENTS OF THE SURVEY ACT AND THE REGISTRY ACT AND BE
REGULATING LAND OWNERS ETC.

2. THE SURVEY WAS COMPLETED ON OCTOBER 14, 1988.

OCT. 21, 1988

DATE

John A. Vanden...
C. A. VANDENBROEK
CHIEF LAND SURVEYOR

HOLDING & JONES LIMITED
ONTARIO LAND SURVEYORS
1708 LAKEVIEW ROAD, SUITE 1002 - VAUGHAN, ON L4K 5G2