

**AMENDMENT TO ENVIRONMENTAL COMPLIANCE APPROVAL**

NUMBER 7306-8FDKNX

Notice No. 2

Issue Date: December 23, 2021

The Regional Municipality of Durham  
605 Rossland Rd E 5th Floor  
Whitby, Ontario  
L1N 6A3

and

The Regional Municipality of York  
17250 Yonge Street  
Newmarket, Ontario  
L3Y 6Z1

and

Covanta Durham York Renewable Energy Limited Partnership  
445 South Street  
Morristown, New Jersey  
United States of America  
07960

Site Location: Durham York Energy Centre  
1835 Energy Dr Lot 27, Concession Broken Front, Part 1  
Clarington Municipality, Regional Municipality of Durham  
L1E 2R2

*You are hereby notified that I have amended Approval No. 7306-8FDKNX issued on June 28, 2011 for Waste Disposal Site (Incineration), complete with an Energy from Waste Facility and associated equipment , as follows:*

**Notwithstanding the existing conditions of this Environmental Compliance Approval, the following provisions of this Emergency Approval are in effect for the time durations set out as follows:**

1. Until December 31, 2021, the Owner may temporarily increase the amount of Waste to be received

and thermally treated at the Site from 140,000 tonnes per year up-to 142,000 tonnes per year.

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

1. to provide temporary additional thermal treatment capacity at the Site as requested in the Environmental Compliance Approval Application dated November 23, 2021 signed and submitted by Gioseph Anello, M.Eng., P.Eng., PMP, Director Waste Management Services, the Regional Municipality of Durham (Durham Region) on behalf of York Region, Durham Region and Covanta;
2. to effectively manage the increase in the quantities of waste being disposed of within the existing curbside programs and received at transfer stations within the approved service area due to work from home arrangements and behaviour change of residents resulting from the ongoing COVID-19 pandemic; and
3. to safely manage waste generated in the approved service area to prevent,
  - a. danger to the health or safety of any person;
  - b. impairment or immediate risk of impairment of the quality of the natural environment for any use that can be made of it; or
  - c. injury or damage or immediate risk of injury or damage to any property or to any plant or animal life environment and present potential hazard to the health and safety of neighbouring sites, wildlife and the public and prevent any danger to the health and safety of the public and the environment.

**This Notice shall constitute part of the approval issued under Approval No. 7306-8FDKNX dated June 28, 2011, as amended.**

In accordance with Section 139 of the *Environmental Protection Act*, you may by written notice served upon me and the Ontario Land Tribunal within 15 days after receipt of this notice, require a hearing by the Tribunal. Section 142 of the *Environmental Protection Act* provides that the notice requiring the hearing ("the Notice") shall state:

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

Pursuant to subsection 139(3) of the *Environmental Protection Act*, a hearing may not be required with respect to any terms and conditions in this environmental compliance approval, if the terms and conditions are substantially the same as those contained in an approval that is amended or revoked by this environmental compliance approval.

The Notice should also include:

1. The name of the appellant;
2. The address of the appellant;
3. The environmental compliance approval number;
4. The date of the environmental compliance approval;
5. The name of the Director, and;

6. The municipality or municipalities within which the project is to be engaged in.

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

This Notice must be served upon:

Registrar\*  
Ontario Land Tribunal  
655 Bay Street, Suite 1500  
Toronto, Ontario  
M5G 1E5  
OLT.Registrar@ontario.ca

and

The Director appointed for the purposes of Part II.1 of  
the *Environmental Protection Act*  
Ministry of the Environment, Conservation and Parks  
135 St. Clair Avenue West, 1st Floor  
Toronto, Ontario  
M4V 1P5

\* **Further information on the Ontario Land Tribunal's requirements for an appeal can be obtained directly from the Tribunal at: Tel: (416) 212-6349 or 1 (866) 448-2248, or [www.oltt.gov.on.ca](http://www.oltt.gov.on.ca)**

The above noted activity is approved under s.20.3 of Part II.1 of the *Environmental Protection Act*.

DATED AT TORONTO this 23rd day of December, 2021



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Mohsen Keyvani, P.Eng.  
Director  
appointed for the purposes of Part II.1 of the  
*Environmental Protection Act*

MW/

c: District Manager, MECP York-Durham

Gioseph Anello, M.Eng., P.Eng., PMP, Director, Waste Management Services, The Regional Municipality of Durham

Laura McDowell, P.Eng., Director, Environmental Promotion and Protection, The Regional Municipality of York

Andrew Evans, The Regional Municipality of Durham