

**AMENDMENT TO ENVIRONMENTAL COMPLIANCE APPROVAL**

NUMBER 7306-8FDKNX

Notice No. 4

Issue Date: February 24, 2016

The Regional Municipality of Durham  
605 Rossland Road East, Level 5  
Whitby, Ontario  
L1N 6A3

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

TransRiver Canada Incorporated operating as Covanta Durham York  
Renewable Energy Limited Partnership  
445 South Street  
Morristown, New Jersey  
USA 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 a Waste Disposal Site (Incineration), complete with an Energy from Waste Facility and associated equipment, as follows:*

**The following Conditions are revoked:****7. TESTING, MONITORING and AUDITING****Noise Monitoring - Acoustic Audit**

(5) The Owner:

(a) shall carry out Acoustic Audit measurements on the actual noise emissions due to the

- operation of the Facility. The Acoustic Audit measurements shall be carried out in accordance with the procedures in *Publication NPC-103* and in accordance to the Noise Monitoring and Reporting Plan prepared in accordance with the requirements set out in the EA Approval and as approved by the Director;
- (b) shall submit an Acoustic Audit Report on the results of the Acoustic Audit, prepared by an Independent Acoustical Consultant, in accordance with the requirements of *Publication NPC-233* and the Noise Monitoring and Reporting Plan prepared in accordance with the requirements set out in the EA Approval and as approved by the Director, to the District Manager and the Director, not later than three (3) months after the commencement of operation of the Facility.
- (6) The Director:
- (a) may not accept the results of the Acoustic Audit if the requirements of *Publication NPC-233* or the approved Noise Monitoring and Reporting Plan were not followed;
  - (b) may require the Owner to repeat the Acoustic Audit if the results of the Acoustic Audit are found unacceptable to the Director.

**All other Terms and Conditions remain the same.**

The reason for this amendment to the Approval is to address the information provided in the following documents:

- Acoustic Audit Report prepared by Valcoustics Canada Ltd., dated May 8, 2015 and signed by Kathryn Katsiroumpas, P.Eng.; and
- Acoustic Audit Report prepared by Valcoustics Canada Ltd., dated November 23, 2015 and signed by Kathryn Katsiroumpas, P.Eng.

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

*In accordance with Section 139 of the Environmental Protection Act, you may by written Notice served upon me and the Environmental Review 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 shall state:*

1. 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;
2. 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:*

3. The name of the appellant;
4. The address of the appellant;
5. The environmental compliance approval number;
6. The date of the environmental compliance approval;
7. The name of the Director, and;
8. 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:*

The Secretary\*  
Environmental Review Tribunal  
655 Bay Street, Suite 1500  
Toronto, Ontario  
M5G 1E5

AND

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

**\* Further information on the Environmental Review Tribunal's requirements for an appeal can be obtained directly from the Tribunal at: Tel: (416) 212-6349, Fax: (416) 326-5370 or [www.ert.gov.on.ca](http://www.ert.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 24th day of February, 2016



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

HM/

c: District Manager, MOECC York-Durham  
Kathryn Katsiroumpas, Valcoustics Canada Ltd.