



345 Carlingview Drive  
Toronto, Ontario M9W 6N9  
Tel.: 416.734.3300  
Fax: 416.231.1626  
Toll Free: 1.877.682.8772  
[www.tssa.org](http://www.tssa.org)

July 24, 2020  
File: SR 2869578

VIA EMAIL

MERRICK ALEXANDER  
GENERAL MOTORS OF CANADA LIMITED  
300 INGERSOLL ST S  
INGERSOLL ON N5C 3J7  
[merrick.alexander@gm.com](mailto:merrick.alexander@gm.com)

Dear MERRICK ALEXANDER,

**Re: Application for a Variance from Clause 3.2.2.2 of the Liquid Fuels Handling Code, Technical Standards & Safety Act R.S.O. 2000 for 300 INGERSOLL ST S INGERSOLL**

You have requested an extension until the summer of 2021 to conduct the American Petroleum Institute (API) Standard 653 inspection for tank TT-12 (ULC-S630 Vertical 90,000 L Aboveground Tank, Serial # C67019).

The API 653 inspection was planned to be conducted during this year's two-week summer production shutdown – the only time of the year in which the assembly facility shuts down to complete equipment upgrades, inspections and required maintenance projects.

However, due to the COVID-19 pandemic, the plant had to temporarily cease production on March 20. Although the facility started back up on May 25 with limited production, there have been many challenges, including:

- personnel shortages;
- implementing workplace changes to protect employees; and
- availability of contractor companies to complete the API Standard 653 internal inspection

The facility plans to forego this year's summer shutdown period and run production during this time to make up for lost units. Therefore, the API 653 inspection will be conducted during the summer 2021 shutdown, prior to the tank turning 16 years old.

Your variance application dated June 17, 2020, has been approved.

**Please be advised that this variance will not take effect until 15 days from the date of posting the decision on the environmental registry. This decision of the Director is subject to a right of appeal, under the Environmental Bill of Rights, if such an appeal is filed within 15 days from date of posting. In the event an appeal is filed, this decision of the director may be subsequently stayed, disallowed or significantly altered. Notice of an appeal will be placed on the Environmental Bill of Rights registry.**

This variance is allowed under the authority of subsection 36.(3)(c) of the *Technical Standards and Safety Act, 2000*, (the "Act") and subject to such conditions as may be specified herein, being that:

- GM shall provide a copy of the API 653 report for tank TT-12 to Fuels Safety, no later than September 30, 2021;

- Non-conformity with the conditions specified shall thereby cause the allowed variance to become null and void;
- The applicant accepts full responsibility for any and all damages resulting from the use of the thing to which the variance applies. The applicant further accepts full responsibility for any impacts to the health and safety of any person in consequence of the allowance of the variance or of non-conformity with the conditions specified. The Technical Standards and Safety Authority accepts no responsibility for any such damages or impacts;
- In the event of any claims against the Technical Standards and Safety Authority arising from allowance of the variance or non-conformity with the conditions specified, the applicant agrees to indemnify the Technical Standards and Safety Authority and agrees to hold it harmless from such claims and attendant costs;
- The variance process is subject to public access under the TSSA Access and Privacy Code (available upon request). The fact that a variance has been granted, and information about any public conditions, such as a requirement to post a sign, may be released on request. Subject to law and the TSSA Access and Privacy Code, proprietary information will not be subject to release;
- The applicant shall pay the fee associated with the review of the variance; and
- A copy of the variance letter shall always be kept readily available and permanently legible in the vicinity of the appliance/equipment.

This variance only relates to the Act and regulations made thereunder and does not exempt you from compliance with other applicable regulatory requirements. The installation will be subject to an inspection to ensure compliance with the terms of the variance. Please contact Charlie Landriault at 519-871-5827 to arrange for the inspection.

Should you have any questions or require further assistance, please contact Ann-Marie Barker at 416.734.3354, or by e-mail at [abarker@tssa.org](mailto:abarker@tssa.org). When contacting TSSA regarding this file, please refer to the Service Request number provided above.

Yours truly,



John R. Marshall  
Director, Fuels Safety Program

c. Charlie Landriault, TSSA, [clandriault@tssa.org](mailto:clandriault@tssa.org)