

AMENDED RENEWABLE ENERGY APPROVAL  
NUMBER 9230-8QKPAR  
Issue Date: May 4, 2026

ENS Poultry Inc.  
6432 8th Line R.R. 1  
Centre Wellington, Ontario  
N0B 1S0

**Site Location:** 6424 8th Line West, R.R. #1  
Lot 11, Concession B  
Township of Centre Wellington, County of Wellington  
N0B 1S0

*You are hereby notified that, in accordance with Section 47.5 of the Environmental Protection Act, I am amending Renewable Energy Approval No. 9230-8QKPAR issued on February 13, 2012, including all subsequent notices and amendments, for a Class 2 anaerobic digestion facility consisting of the following:*

a Class 2 anaerobic digestion facility, to process 7,124 cubic metres of liquid Organic Waste per year to generate 137 kilowatts of electricity (kW<sub>e</sub>) and consisting of the following processes and support units:

receipt, storing, mixing, pasteurizing, and anaerobic treatment of Organic Waste;

- a. one (1) 100 cubic metres in ground concrete storage tank for receiving and storing liquid Organic Waste;
- b. one (1) 670 cubic metres manure and Organic Waste pre-mix tank;
- c. one (1) Organic Waste pasteurizer having a maximum holding capacity of 4 cubic meters;
- d. one (1) 500 cubic metre concrete anaerobic digestion tank;
- e. one (1) 3,850 cubic metres concrete tank for storing digestate material;
- f. one (1) co-generation unit with a nameplate capacity of 137 kW;
- g. one (1) biogas cooling field;
- h. electricity and thermal energy generation from the combustion of biogas produced by the anaerobic treatment of the Organic Waste; and
- i. all associated auxiliary piping and equipment

Note: Use of the Facility for any other type of waste is not approved under this Renewable Energy Approval, and requires obtaining an amendment to this Renewable Energy Approval.

all in accordance with the application for a Renewable Energy Approval dated June 14, 2011, signed by Earl V.H. Martin, Director, ENS Poultry Inc., and all supporting

documentation submitted with the application, including amended documentation submitted up to February 9, 2012.

*For the purpose of this renewable energy approval, the following definitions apply:*

1. "Act" means the *Environmental Protection Act*, R.S.O 1990, c.E.19, as amended;
2. "Adverse Effect" has the same meaning as in the Act;
3. "Agricultural Source Material" or "ASM" has the same meaning as in O. Reg. 267/03;
4. "Application" means the application for a Renewable Energy Approval dated June 14, 2011, signed by Earl V.H. Martin, Director, ENS Poultry Inc., and all supporting documentation submitted with the application, including amended documentation submitted up to February 9, 2012;
5. "Approval" means this Renewable Energy Approval issued in accordance with Section 47.4 of the Act, including any schedules to it;
6. "Company" means ENS Poultry Inc. and its successors and assignees;
7. "Director" means a person appointed in writing by the Minister of the Environment, Conservation and Parks pursuant to section 5 of the Act as a Director for the purposes of section 47.5 of the Act;
8. "District Manager" means the District Manager of the appropriate local district office of the Ministry where the Facility is geographically located;
9. "Facility" means the renewable energy generation facility, including associated equipment and tanks and processing areas located at 6424 8th Line W Lot 11, Conc. B, R.R. #1, Centre Wellington Township, County of Wellington, Ontario, as described in this Approval and as further described in the Application, to the extent approved by this Approval;
10. "Ministry" means the ministry of the government of Ontario responsible for the Act, NMA, OWRA, PA, and SDWA, and includes all officials, employees or other persons acting on its behalf;
11. "NASM" or "Non-agricultural Source Material" has the same meaning as in O. Reg. 267/03;
12. "NMA" means the *Nutrient Management Act*, 2002, S.O. 2002, c. 4, as amended;
13. "O. Reg. 267/03" means Ontario Regulation 267/03 "General" made under the NMA;

14. "O. Reg. 359/09" means Ontario Regulation 359/09 "Renewable Energy Approvals under Part V.0.1 of the Act" made under the Act;
15. "Organic Waste" means liquid organic waste derived from plants or animals, all readily biodegradable, and as further described in Condition No. 25 of this Approval;
16. "OWRA" means the *Ontario Water Resources Act*, R.S.O. 1990, c. O.40, as amended;
17. "PA" means the *Pesticides Act*, R.S.O. 1990, c. P-11, as amended;
18. "Processed Material" means Organic Waste that has undergone processing through anaerobic digestion at the Facility as approved under this Approval and therefore is considered ASM, Processed Organic Waste, or NASM, as further explained in Condition No. 41.
19. "Processed Organic Waste" has the same meaning as in Reg. 347;
20. "Provincial Officer" means any person designated in writing by the Minister as a provincial officer pursuant to Section 5 of the OWRA, Section 5 of the Act, Section 17 of the PA, Section 4 of the NMA, or Section 8 of the SDWA;
21. "Reg. 347" means Regulation 347 "General - Waste Management", R.R.O. 1990, made under the Act;
22. "Rejected Waste" means the incoming Organic Waste received at the Facility that does not meet the incoming waste quality criteria set out in this Approval or which cannot be anaerobically digested;
23. "Residual Waste" means waste resulting from the storage and/or processing of the Organic Waste at the Facility and which cannot be anaerobically digested and is destined for final disposal;
24. "SDWA" means the *Safe Drinking Water Act*, 2002, S.O. 2002, c. 32, as amended;
25. "SRM" means waste that includes, at a minimum, but is not limited to, (a) the skull, brain, trigeminal ganglia, tonsils, spinal cord, and dorsal root ganglia of cattle aged 30 months or older; and (b) the distal ileum of cattle of all ages. SRM may also include other additional materials as defined by the federal Health of Animals Regulations, C.R.C. c. 296, as amended;
26. "Trained Personnel" means any person knowledgeable in the following through instruction and/or practice:

- i. relevant waste management legislation, regulations and guidelines;
- ii. major environmental concerns pertaining to the waste to be handled;
- iii. occupational health and safety concerns pertaining to the processes and wastes to be handled;
- iv. management procedures including the use and operation of equipment for the processes and wastes to be handled;
- v. record keeping procedures;
- vi. emergency response procedures;
- vii. specific written procedures for the control of Adverse Effects from the Facility;
- viii. specific written procedures for refusal of unacceptable waste loads; and
- ix. the requirements of this Approval.

*You are hereby notified that this approval is issued to you subject to the terms and conditions outlined below:*

## **TERMS AND CONDITIONS**

### **GENERAL**

#### ***Compliance***

1. The Company shall use, operate, maintain and retire the Facility in accordance with the terms and conditions of this Approval and the Application.
2. The Company shall ensure a copy of this Approval is accessible, at all times, by Company staff operating the Facility.
3. If the Company has a publicly accessible website, the Company shall ensure that the Approval and the Application are posted on this website within five (5) business days of receiving this Approval.
4. The Company shall ensure compliance with all of the conditions of this Approval and shall ensure that any person authorized to carry out work on or operate any aspect of the Facility is notified of this Approval and the conditions herein and shall take all reasonable measures to ensure any such person complies with the same.
5. Any person authorized to carry out work on or operate any aspect of the Facility shall comply with the conditions of this Approval .

#### ***Interpretation***

6. Where there is a conflict between a provision of this Approval and any document submitted by the Company, the conditions in this Approval shall take precedence. Where there is a conflict between one or more of the documents submitted by the Company, the document bearing the most recent date shall take precedence.

7. The requirements of this Approval are severable. If any requirement of this Approval, or the application of any requirement of this Approval to any circumstance, is held invalid or unenforceable, the application of such requirement to other circumstances and the remainder of this Approval shall not be affected thereby.

### ***Other Legal Obligations***

8. The issuance of, and compliance with, the conditions of this Approval does not:

(1) relieve any person of any obligation to comply with any provision of any applicable statute, regulation or other legal requirement; or

(2) limit in any way the authority of the Ministry to require certain steps be taken or to require the Company to furnish any further information related to compliance with this Approval .

### ***Adverse Effects***

9. The Facility shall be used, operated, maintained and retired in a manner which ensures the health and safety of all persons and prevents Adverse Effects on the natural environment or on any persons.

10. The Company shall take steps to minimize and ameliorate any Adverse Effect on the natural environment or impairment of water quality resulting from the operations at the Facility , including such accelerated or additional monitoring as may be necessary to determine the nature and extent of the effect or impairment.

11. Despite the Company or any other person fulfilling any obligations imposed by this Approval, the person remains responsible for any contravention of any other condition of this Approval or any applicable statute, regulation, or other legal requirement resulting from any act or emission that caused the Adverse Effect to the natural environment or impairment of water quality.

12. If at any time, odour, pests, litter, dust, noise or other such negative effects are generated at this Facility and cause an Adverse Effect, the Company shall take immediate appropriate remedial action that may be necessary to alleviate the Adverse Effect, including suspension of all waste management activities if necessary.

### ***Change of Ownership***

13. The Company shall notify the Director in writing, and forward a copy of the notification to the District Manager, within thirty (30) days of the occurrence of any of the following changes:

- (1) the ownership of the Facility;
- (2) the operator of the Facility;
- (3) the address of the Company;
- (4) the partners, where the Company is or at any time becomes a partnership and a copy of the most recent declaration filed under the *Business Names Act*, R.S.O. 1990, c. B.17, as amended, shall be included in the notification; and
- (5) the name of the corporation where the Company is or at any time becomes a corporation, other than a municipal corporation, and a copy of the most current information filed under the *Corporations Information Act*, R.S.O. 1990, c. C.39, as amended, shall be included in the notification.

14. No portion of this Facility shall be transferred or encumbered prior to or after closing of the Facility unless the Director is notified in advance and sufficient financial assurance is deposited with the Ministry to ensure that these conditions will be carried out.

15. In the event of any change in ownership of the Facility, other than change to a successor municipality, the Company shall notify in writing the succeeding owner of the existence of this Approval and provide them with a copy of this Approval, and the Company shall provide a copy of the notification to the District Manager and the Director.

#### ***Inspections by the Ministry***

16. No person shall hinder or obstruct a Provincial Officer from carrying out any and all inspections authorized by the OWRA, the Act, the PA, the SDWA or the NMA of any place to which this Approval relates, and without limiting the foregoing:

- (1) to enter upon the premises where the approved processing is undertaken, or the location where the records required by the conditions of this Approval are kept;
- (2) to have access to, inspect, and copy any records required to be kept by the conditions of this Approval;
- (3) to inspect the Facility, related equipment and appurtenances;

(4) to inspect the practices, procedures, or operations required by the conditions of this Approval;

(5) to conduct interviews with staff, contractors, agents and assignees of the Company; and

(6) to sample and monitor for the purposes of assessing compliance with the terms and conditions of this Approval or the Act, the OWRA, the PA, the SDWA or the NMA .

***Information and Record Retention***

17. The receipt of any information by the Ministry or the failure of the Ministry to prosecute any person or to require any person to take any action, under this Approval or under any statute, regulation or other legal requirement, in relation to the information, shall not be construed as:

(1) an approval, waiver, or justification by the Ministry of any act or omission of any person that contravenes any term or condition of this Approval or any statute, regulation or other legal requirement; or

(2) acceptance by the Ministry of the information's completeness or accuracy.

***Decommissioning and Closure***

18. The Company shall, at least six (6) months prior to the anticipated retirement date of the entire Facility, or part of the Facility, review its Decommissioning Plan Report to ensure that it is still accurate. If the Company determines that the Facility cannot be decommissioned in accordance with the Decommissioning Plan Report, the Company shall provide the Director and District Manager a written description of plans for the decommissioning of the Facility.

19. The Facility shall be retired in accordance with the Decommissioning Plan Report and any directions provided by the Director or District Manager.

20. Within ten (10) days after closure of the Facility, the Company shall notify the Director and District Manager, in writing, that the Facility is closed and that the Facility Decommissioning Plan Report has been implemented.

***Financial Assurance***

21. (1) Within 20 days of the approval of this Approval, the Company shall submit additional Financial Assurance, in the amount of \$11,340.00 to the Ministry, for a total Financial Assurance amount of \$67,740.00 dollars. This Financial Assurance shall be in a form and amount acceptable to the Director and shall provide sufficient funds for the analysis, transportation, Facility clean-up, monitoring and disposal of all quantities of waste on the Facility at any one time.

(2) Commencing on March 31, 2031, and at intervals of five (5) years thereafter, the Owner shall submit to the Director, a re-evaluation of the amount of Financial Assurance to implement the actions required under Condition 21(1). The re-evaluation shall include an assessment based on any new information relating to the removal of all

waste and/or implementation of contingency plans required by the Director. The Financial Assurance must be submitted to the Director within twenty (20) days of written acceptance of the re-evaluation by the Director.

(3) The amount of Financial Assurance is subject to review at any time by the Director and may be amended at his/her discretion. If any Financial Assurance is scheduled to expire or notice is received, indicating Financial Assurance will not be renewed, and satisfactory methods have not been made to replace the Financial assurance at least sixty (60) days before the Financial Assurance terminates, the Financial Assurance shall forthwith be replaced by cash.

## **WATER TAKING**

22. The Company shall not take more than 50,000 litres of water on any day by any means during the use, operation, maintenance, and retiring of the Facility.

## **ARCHAEOLOGICAL RESOURCES**

23. If archaeological resources are discovered, the Company shall immediately contact any authorities it is legally obligated to contact, and shall notify the Director and District Manager as soon as reasonably possible.

## **SERVICE AREA, APPROVED WASTE TYPES, RATES & STORAGE**

24. The Company shall not accept at the Facility any waste that is classified as hazardous waste in accordance with Reg. 347 and any waste that is classified as SRM.

25. The Company shall only accept Organic Waste at the Facility from within the Province of Ontario that is limited to the following waste:

### **(1) Tier 1 waste:**

(a) Waste products from animal feeds listed in Classes 1, 2, 3, 4 and 5 of Part 1 of Schedule IV to the Feeds Regulation, 1983 (SOR/83-593) made under the *Feeds Act* (Canada), excluding any materials that contain an animal product that has not been denatured.

(b) Materials that previously would have been a product described in paragraph 1 but are no longer suitable for use in feeding farm animals for reasons that do not include contamination by another material.

(c) Organic waste matter derived from the drying or cleaning of field or nut crops.

(d) Organic waste matter derived from the processing of field or nut crops.

(e) Organic waste matter derived from the production of ethanol or biodiesel.

(f) Aquatic plants.

(g) Organic waste matter derived from food processing at,

- i. bakeries,
- ii. confectionery processing facilities,
- iii. dairies and facilities that process dairy products,
- iv. fruit and vegetable processing facilities,
- v. cereal and grain processing facilities,
- vi. oil seed processing facilities,
- vii. snack food manufacturing facilities,
- viii. breweries and distilleries,
- ix. wineries, and
- x. beverage manufacturing facilities.

(h) Fruit and vegetable waste.

(i) Organic waste materials from a greenhouse, nursery, garden centre or flower shop that is not part of an agricultural operation.

(j) Fat, oil and grease (FOG-1), of plant origin, and accompanying food residuals collected from grease interceptors and/or grease traps at food production, food processing and/or food wholesale and retail facilities.

## **(2) Tier 2 waste (not contaminated with SRM)**

(a) Waste products from animal feeds listed in Classes 1, 2, 3, 4 and 5 of Part 1 of Schedule IV to the Feeds Regulation (SOR/83-593) made under the *Feeds Act* (Canada), including any materials that contain an animal product that has not been denatured.

(b) Paunch manure.

(c) Organic waste matter from facilities where food or feed is processed, prepared, or distributed.

(d) Organic waste matter produced in a dissolved air flotation process used for the treatment of wastewater from facilities where food or feed is processed or prepared.

(e) Fat, oil and grease (FOG-2), of animal origin, and accompanying food residuals collected from grease interceptors and/or grease traps at food production, food processing and/or food wholesale and retail facilities.

**Waste Rates & Waste Storage:**

26. The Company shall only receive Organic Waste at the Facility in quantities that do not exceed the following:

- (1) a maximum of 100 cubic metres of liquid Organic Waste on a daily basis; and
- (2) a maximum of 7,124 cubic metres of liquid Organic Waste annually.

27. The Company shall not exceed the following maximum storage amounts of Organic Waste at the Facility:

- (1) (a) the unprocessed liquid Organic Waste intended for either transfer to the pasteurizer tank or anaerobic digestion tank for further processing; and
- (b) the Residual Waste (bottom sludge) resulting from storage of the liquid Organic Waste in the storage tank intended for final disposal;

OR

(c) the Rejected Waste intended for transfer off-site for final disposal or processing at an approved waste disposal site; and

(d) the Residual Waste (bottom sludge) resulting from storage of the liquid Organic Waste in the storage tank intended for final disposal;

all stored within the liquid Organic Waste storage tank, shall not exceed, at any time, 100 cubic metres; and

(2) the liquid Organic Waste contained within the pasteurizer tank that treats Tier 2 and/or mixture of Tier 1 and Tier 2 wastes listed in Condition No. 25 shall not exceed,

at any time, 4 cubic metres.

28. All liquid Organic Waste received at the Facility shall be forthwith loaded into the liquid Organic Waste storage tank.

### **QUALITY CONTROL MONITORING OF INCOMING ORGANIC WASTE**

29. (1) The incoming Organic Waste, other than the waste exempted in Reg. 347, shall not be accepted at the Facility if the analytical requirements listed in Condition No. 29 have not been fulfilled or if the analysis of the Organic Waste as described in Condition No. 29(2) determines that the metal content in the Organic Waste exceeds the metal content limits set out in Table 1 of this Approval.

**TABLE 1**

<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>
<b>Regulated Metal</b>	<b>Maximum metal concentration in materials that contain total solids dry weight of 10,000 milligrams or more per litre (mg/kg of total solids dry weight)</b>	<b>Maximum metal concentration in materials that contain total solids dry weight of less than 10,000 milligrams per litre (mg/L)</b>
Arsenic	170	1.70
Cadmium	34	0.34
Chromium	2,800	28
Cobalt	340	3.40
Copper	1,700	17
Lead	1,100	11
Mercury	11	0.11
Molybdenum	94	0.94
Nickel	420	4.20
Selenium	34	0.34
Zinc	4,200	42

(2) (a) The Company shall ensure that prior to acceptance of an Organic Waste at the Facility, representative samples of the Organic Waste are obtained from the proposed generator of the Organic Waste and analysed during the 14-day period preceding its first-time receipt at the Facility.

(b) Subsequent sampling and analysis shall be conducted:

- (i) for every 1,000 cubic metres of the Organic Waste to be received at the Facility or once a year, whichever comes first, provided the Organic Waste is of the same type and is from the same source; and
- (ii) following any process changes, operational issues or other factors that may affect the quality of Organic Waste from the proposed generator.

(3) (a) The Company shall ensure that:

- (i) each sample of the Organic Waste obtained under Condition No. 29(2) has been analysed for metals identified in Column 1 of Table 1 of this Approval, in accordance with the methods and frequencies specified in Condition No. 29; and
- (ii) sampling and analysis of Organic Waste for metals is conducted in accordance with the methods specified in the Sampling and Analysis Protocol for O. Reg. 267/03.

(b) The Company shall ensure a copy of the analysis sets out the concentration of metal in each sample of Organic Waste in:

- (i) milligrams of metal per kilogram of total solids, dry weight, in case of the analysis of metals in materials that have a concentration of total solids of 10,000 milligrams or more per litre;
- (ii) milligrams of metal per litre, in the case of the analysis of regulated metals in materials that have a concentration of total solids of less than 10,000 milligrams per litre.

(4) The analysis of samples of the incoming Organic Waste shall be performed by:

- (a) a laboratory that is accredited by the Ontario Ministry of Agriculture, Food and Agribusiness for that purpose; or
- (b) a laboratory that is accredited in accordance with the International Standard ISO/IEC 17025 — General Requirement for the Competence of

Testing and Calibration Laboratories, dated December 15, 1999, as amended.

(5) In order to resume accepting a given Organic Waste following previous rejection, the Company shall ensure that the analytical requirements listed in Condition No. 29 have been fulfilled and that at least two (2) representative samples of the said Organic Waste generate analytical results which, separately and consecutively, do not exceed the metal content limits set out in Table 1 of this Approval.

## **SIGNS**

30. The Company shall ensure that a sign is posted at the entrance to the Facility, readable from the nearest public roadway bordering the Facility. The following information shall be included on the sign:

- (1) name of the Company and this Approval number;
- (2) normal hours of operation;
- (3) a twenty-four hour emergency telephone number to which emergency inquiries and complaints may be directed; and
- (4) a warning against dumping at the Facility and unauthorized access.

## **FACILITY SECURITY**

31. The Company shall ensure that all Organic Waste processing, loading, unloading and transfer to or from vehicles or containers at the Facility are supervised at all times by Trained Personnel.

32. The Company shall ensure that access to the Facility is regulated by maintaining a gate at both entrances to the Facility to restrict access only to authorized personnel.

## **FACILITY OPERATIONS**

33. The Company shall receive Organic Waste at the Facility and ship Residual Waste and/or Rejected Waste from the Facility between the hours of 7 a.m. to 7 p.m. Monday through Saturday.

34. (1) The Company shall inspect all incoming Organic Waste loads and the accompanying waste characterization documentation to ensure that only waste that is approved under this Approval is received at the Facility.

(2) The Company shall maintain a waste screening and tracking system for all waste received, processed, stored at and transferred from the Facility.

35. In the event that Organic Waste that does not meet the quality criteria described in Condition No. 29 of this Approval is inadvertently accepted at the Facility, the Company shall ensure that all Rejected Waste:

- (1) is handled and removed from the Facility in accordance with Reg. 347 and the Act; and
- (2) is removed from the Facility within seventy two (72) hours of its receipt at the Facility or as acceptable to the District Manager.

36. The Company shall ensure that the liquid Organic Waste storage tank is cleaned out annually and the Residual Waste from the bottom of the tank is handled in accordance with the Act and Reg. 347.

37. (1) All Residual Waste removed from the Facility for final disposal shall only be disposed of at an approved site.

(2) The Company shall remove the Residual Waste from the Facility as soon as it is removed from the liquid Organic Waste storage tank or as directed by the District Manager.

38. The Company shall ensure that condensate from biogas cooling field is collected and recirculated to the anaerobic digestion tank for processing.

***Pasteurizer Operation:***

39. (1) The Company shall ensure that the pasteurizer treating Tier 2 and/or mixture of Tier 1 and Tier 2 wastes listed in Condition No. 25 is operating in such a manner that it is sealed tight that there is no leakage of waste into the natural environment.

(2) If Tier 2 wastes listed in Condition No. (25)(2), or a mixture of Tier 1 wastes listed in Condition No. 25(1) and Tier 2 wastes, are to be processed at the Facility, the Company shall ensure that the pasteurization process is undertaken at a minimum temperature of 70 ° C for a minimum of one (1) hour or at a minimum temperature of 50 ° C for a minimum of twenty (20) hours, to ensure complete inactivation of pathogens in the Organic Waste.

(3) The Company shall monitor the temperature in the pasteurizer to verify compliance with Condition No. 39(1).

40. The Company shall ensure that Organic Waste received at the Facility and handled in accordance with this Approval is used as a feedstock in the on-site anaerobic digestion.

**END USE OF PROCESSED MATERIAL**

41. (1) If more than 50 per cent, by volume, of total feedstock in the Facility's anaerobic digester is Organic Waste, and the remaining 50 per cent or less is Agricultural Source Material, then the Processed Material is considered to be either Processed Organic Waste and/or NASM

(2) The Processed Material shall be managed as Processed Organic Waste and/or NASM in accordance with the requirements of the Act, the OWRA, the NMA and any other relevant Ministry legislation and guidelines.

(2) Processed Material managed as Processed Organic Waste and /or NASM shall only be removed from the Facility by a hauler approved by the Ministry to transport Processed Organic Waste and NASM.

(3) Processed Material managed as Processed Organic Waste shall be disposed of at a Ministry approved site.

(4) If Processed Material that is managed as Processed Organic Waste is destined for application on non-agricultural land, for beneficial use, the Company shall ensure that the land application of Processed Organic Waste meets the conditions of the Environmental Compliance Approval for the site, Reg. 347, and the Act.

(5) If Processed Material that is managed as NASM is destined for application on

agricultural land, the Company shall ensure that the land application of NASM meets the regulatory requirements of the NMA and O. Reg. 267/03.

### **FACILITY INSPECTION & MAINTENANCE**

42. The Company shall maintain a comprehensive written inspection program which includes all aspects of the Facility's operations including, as a minimum, the following:

- (a) Organic Waste unloading areas,
- (b) liquid Organic Waste storage tank,
- (c) Organic Waste pasteurizer tank,
- (d) anaerobic digestion tank,
- (e) processing areas, and
- (f) all related piping and equipment.

43. The inspections are to be undertaken daily by Trained Personnel in accordance with the inspection program to ensure that all equipment at the Facility is maintained in good working order at all times. Any deficiencies detected during these regular inspections must be promptly corrected.

### **TRAFFIC, HOUSEKEEPING AND ODOUR CONTROL**

44. (1) The Company shall ensure that there is no queuing or parking of vehicles that are waiting to enter the Facility on any roadway that is not a distinct part of the Facility, and that the exterior of all vehicles leaving the Facility is clear of debris and vehicles do not drag waste, dirt or other contaminants out onto municipal roads.

(2) The Company shall take all practical steps to prevent the escape of litter from the Facility, pick up litter around the Facility on a daily basis or more frequently if necessary, and erect litter fences around the areas causing a litter problem, if necessary.

(3) The Company shall:

- (i) maintain necessary housekeeping procedures to eliminate sources of attraction for vermin and vectors; and
- (ii) if necessary, hire a qualified licensed pest control professional to design and implement a pest control plan for the Facility. The pest control plan shall remain in place, and be updated from time to time as necessary, until the Facility has been closed and this Approval has been revoked.

45. If, in the opinion of the District Manager, the operation of the liquid Organic Waste storage tank results in an odour incident, the Company shall, immediately upon receipt of written notification from the District Manager, cease accepting additional liquid Organic Waste, until such time that the odour issue at the Facility has been addressed and the Company implements a new contingency measure that has been approved in writing by the District Manager.

### **COMPLAINT RESPONSE PROCEDURE**

46. The Company shall maintain a written or digital record of any complaint alleging an Adverse Effect caused by the use, operation, maintenance or retirement of the Facility. The record shall include:

(a) a description of the complaint that includes as a minimum the following:

- (i) the date and time the complaint was made;
- (ii) the name, address and contact information of the person who submitted the complaint;

(b) a description of each incident to which the complaint relates that includes as a minimum the following:

- (i) the date and time of each incident;
- (ii) the duration of each incident;
- (iii) waste management activities undertaken at the time of the complaint;
- (iv) general meteorological conditions including, but not limited to, the ambient temperature, approximate wind speed and direction, sunny versus cloudy, inversion versus clear and windy, at the time of each incident;
- (v) the location of the person who submitted the complaint at the time of each incident; and

(c) a description of the measures taken to address the cause of each incident to which the complaint relates and to prevent a similar occurrence in the future.

## **NOTIFICATION OF COMPLAINTS**

47. The Company shall notify the District Manager of each complaint within two (2) business days of the receipt of the complaint.

48. The Company shall provide the District Manager with the written records created under Condition No. 46 within eight (8) business days of the receipt of the complaint.

## **OPERATIONS MANUAL**

49. The Company shall maintain an operations manual for use by Facility personnel outlining the operating procedures and a maintenance program for the Facility that includes, as a minimum, the following:

- (1) outline the responsibilities of Facility personnel;
- (2) personnel training protocols;
- (3) waste receiving, unloading, screening, handling and storage procedures;
- (4) routine operating and maintenance procedures in accordance with good

engineering practices and as recommended by the equipment suppliers;

- (5) inspection programs including frequency of inspection and the methods or tests employed to detect when maintenance is necessary;
- (6) repair and maintenance programs, including the frequency of repair and maintenance;
- (7) emergency procedures and process monitoring including sampling, testing, spill, fire, upset and leakage, and handling complaints (as described in this Approval);
- (8) procedures for any record keeping activities relating to operation and maintenance of the Facility; and
- (9) any additional information requested in writing by the District Manager from time to time.

50. The Company shall:

- (1) ensure that Facility personnel are trained in the procedures contained in the manual described in Condition No. 49 upon commencing employment at the Facility and whenever procedures are updated;
- (2) keep a copy of the manual described in Condition No. 49 at the Facility and accessible to Facility personnel at all times;
- (3) update as required the manual described in Condition No. 49; and
- (4) make the manual described in Condition No. 49 available for review by the Ministry upon request.

51. The Company shall ensure that the Facility is operated and maintained in accordance with the Approval and the manual described in Condition No.49.

## **CONTINGENCY MEASURES AND EMERGENCY SITUATION RESPONSE AND REPORTING**

52. The Company shall ensure that the equipment and materials required for an emergency situation response are immediately available at the Facility at all times and are in a good state of repair and fully operational.

53. Should a spill, as that term is defined in the Act, occur at the Facility, in addition to fulfilling the requirements under the Act, the Company shall:

- (a) immediately report the spill to the **Ministry's Spills Action Centre at 1-800-268-6060** ;
- (b) create a written record outlining the nature and cause of the spill, remedial measures taken, and measures taken to prevent a similar occurrence in the future; and
- (c) provide the District Manager with the written record created under (b) within three (3) calendar days of the occurrence of the spill.

## **RECORD KEEPING AND RETENTION**

54. The Company shall maintain a written or digital record of the following information:

- (1) all sampling and testing activities at the Facility and the analytical data records

undertaken by the waste generator(s). This record shall include, as a minimum, the following information:

- (a) Organic Waste sampled, sample collection locations and volume collected;
- (b) day and time of collection;
- (c) sample handling procedures;
- (d) parameters tested for and the resulting concentrations;
- (e) name of the laboratory facility conducting the testing; and
- (f) conclusions drawn with respect to the results of the sampling and testing.

(2) daily activities at the Facility as required by this Approval. All measurements shall be recorded in consistent metric units of measurement. The record shall include, as a minimum, the following:

- (i) date, quantity, source and type of Organic Waste, (including any analytical data), received at the Facility;
- (ii) date, quantity, type and the destination of Residual Waste and Rejected Waste, transferred from the Facility, including date of the liquid Organic Waste storage tank cleaning; and
- (iii) any housecleaning activities, including litter collection and waste storage area cleaning activities;

(3) emergency situations at the Facility. The record shall include, as a minimum, the following:

- (a) the type of emergency situation;
- (b) description of how the emergency situation was handled;
- (c) the type and amount of material spilled, if applicable;
- (d) a description of how the material was cleaned up and stored, if generated; and
- (e) the location and time of final disposal, if applicable;

(4) any complaint received by the Facility as required by Condition No. 46 of the Approval;

(5) inspections of the Facility as required by this Approval. The record shall include, as a minimum, the following:

- (a) the name and signature of the person that conducted the inspection;
- (b) the date and time of the inspection;
- (c) the list of any deficiencies discovered;
- (d) the recommendations for remedial action; and
- (e) the date, time and description of actions taken.

(6) monitoring activities at the Facility as required by this Approval; and  
(7) steps taken to minimize and ameliorate any Adverse Effects on the natural environment or impairment of water quality resulting from the operations of the Facility, as required by Condition No. 11 of this Approval.

55. The Company shall retain, for a minimum of two (2) years from the date of their creation, all records described in Condition No. 54, and make these records available for review by the Ministry upon request.

### **ANNUAL REPORT**

56. The Company shall prepare an annual report by March 31<sup>st</sup> of each year, which summarizes the operations of the Facility in the previous calendar year. The annual report shall be retained at the Facility and shall include, as a minimum, the following information:

- (1) monthly summary by source, including waste type and quantity of the liquid Organic Waste received at the Facility, including a copy of results of all analysis conducted on the incoming waste;
- (2) monthly amount of Residual and/or Rejected Waste transferred from the Facility for disposal, including waste type and disposal destination;
- (3) annual mass balance of the total amount of liquid Organic Waste received at the Facility;
- (4) an annual summary of any deficiencies, spills, incidents, items of non-compliance, process aberrations or other emergency situations that occurred at the Facility and any remedial/mitigative action taken to correct them and to prevent future occurrences;
- (5) any changes to the operations manual described in Condition No. 49 since the last annual report; and
- (6) a statement of the Company's compliance with all conditions of this Approval including all inspections, monitoring, and reporting requirements.

*The reasons for the imposition of these terms and conditions are as follows:*

### **GENERAL**

1. Condition Nos. 1 and 6 are imposed to ensure that the Facility is used, operated, maintained and retired in the manner in which it was described for review and upon which Approval was granted. These conditions are also included to emphasize the precedence of conditions in the Approval and the practice that the Approval is based on the most current document, if several conflicting documents are submitted for review.
2. Condition Nos. 2 and 3 are included to require the Company to provide information to the public.
3. Condition Nos. 4, 5, 7, 8, 9, 10, 11, 12, and 17 are included to clarify the legal rights and responsibilities of the Company.
4. Condition No. 13 is included to ensure that the Facility is operated under the corporate name which appears on the application form submitted for this Approval and to ensure that the Director is informed of any changes.
5. Condition No. 14 and 15 is included to restrict potential transfer or encumbrance of the Facility without the approval of the Director and to ensure that any transfer of

encumbrance can be made only on the basis that it will not endanger compliance with this Approval.

6. Condition No. 16 is included to ensure that the Ministry has ready access to the operations of the Facility. The condition is supplementary to the powers of entry afforded a Provincial Officer pursuant to the Act, the OWRA, the PA, the NMA and the SDWA.

7. Condition Nos. 18, 19 and 20 are included to ensure that final retirement of the Facility is completed in an aesthetically pleasing manner, in accordance with Ministry standards, and to ensure long-term protection of the health and safety of the public and the environment.

9. Condition No. 21 is included to ensure that sufficient funds are available to the Ministry to clean up the Facility in the event that the Company is unable or unwilling to do so.

### **WATER TAKING AND ARCHAEOLOGICAL RESOURCES**

10. Condition Nos. 22 and 23 are included to ensure that the Facility is used, operated, maintained and retired in a way that does not result in an Adverse Effect or hazard to the natural environment or any persons.

### **SERVICE AREA, APPROVED WASTE TYPES, RATES & STORAGE**

11. Condition Nos. 24, 25, 26, and 27 are included to specify the approved waste types, the approved service area from which waste may be accepted at the Facility and the approved waste receipt rates based on the Application. It also specifies the maximum amount of waste that is approved to be stored at the Facility as proposed in the financial assurance calculations.

12. Condition No. 28 is included to ensure that the waste storage does not result in an Adverse Effect or a hazard to the natural environment or any person.

### **QUALITY CONTROL**

13. Condition Nos. 29(1), 29(2), and 29(6) are included to prohibit receipt of Organic Waste at the Facility unless the analytical requirements specified in this Approval have been met.

14. Condition No. 29(3) is included to require sampling and testing of the Organic Waste at the off-site location where the waste is generated or processed. It is also included to specify the sampling frequency for the incoming Organic Waste to ensure that it meets the requirements of this Approval.

15. Condition No. 29(4) is included to ensure that the incoming waste does not contain contaminants that cannot be eliminated through the anaerobic digestion process as the presence of such contaminants may cause a negative impact on the environment or to any person when digestate is applied to land.

16. Condition No. 29(5) is included to ensure that the testing results are reliable.

### **SIGNS**

17. Condition No. 30 is included to ensure that the Facility's users, operators and the public are fully aware of important information and restrictions related to the operation of the Facility.

### **FACILITY SECURITY**

18. Condition Nos. 31 and 32 are included to ensure that the Facility is sufficiently secured, supervised and operated by Trained Personnel and to ensure controlled access and integrity of the Facility by preventing unauthorized access when the Facility is closed and no site personnel are on duty.

### **FACILITY OPERATIONS**

19. Condition No. 33 is included to specify the hours of operation for the Facility to ensure that the hours of the Facility's operation do not result in an Adverse Effect or a hazard to the natural environment or any person.

20. Condition No. 34 is included to ensure that only approved waste types are accepted and processed at the Facility.

21. Condition No. 35 is included to specify the requirements for handling of the Rejected Waste that was inadvertently received at the Facility.

22. Condition Nos. 36 and 37 are included to specify the requirements for handling of the Residual Waste resulting from the processing activities at the Facility.

23. Condition No. 38 is included to ensure that condensate from biogas cooling field shall not be discharged to the natural environment without proper treatment in order to prevent an Adverse Effect or a hazard to the environment or any person.

24. Condition Nos. 39 and 40 are included to ensure that the Organic Waste received at the Facility is properly pasteurized and processed prior to land application.

### **END USE OF PROCESSED MATERIAL**

25. Condition 41 is included to ensure that all processed Organic Waste is properly managed, processed and disposed of in accordance with the Ministry's regulatory requirements and in a manner that protects the health and safety of the public and the environment.

### **FACILITY INSPECTION AND MAINTENANCE**

26. Condition Nos. 42 and 43 are included to require the Facility to be maintained and inspected thoroughly and on a regular basis to ensure that the operations at the Facility are undertaken in a manner which does not result in an Adverse Effect or a hazard to the health and safety of the environment or any person.

### **TRAFFIC, HOUSEKEEPING & ODOUR CONTROL**

27. Condition Nos. 44 and 45 are included to ensure that the Facility is operated and maintained in an environmentally acceptable manner which does not result in a negative impact on the natural environment or any person.

### **COMPLAINT RESPONSE PROCEDURE**

28. Condition Nos. 46, 47, and 48 is included to ensure that the District Manager is informed of any complaints with respect to the operation of the Facility, which would indicate problems with the operation of the Facility and non-compliance with the Act . It is also included to ensure that any complaints regarding Facility operations are responded to in a timely and efficient manner.

### **OPERATIONS MANUAL**

29. Conditions Nos. 49, 50, and 51 are included to emphasize that the Facility must be maintained and operated according to a procedure that will result in compliance with the Act, O. Reg. 359/09 and this Approval.

### **CONTINGENCY MEASURES & EMERGENCY SITUATION RESPONSE**

30. Condition No. 52 is included to ensure that the Company is prepared and properly equipped to take action in the event of a spill or other emergency situation.

31. Condition No. 53 is included to require further spill notification to the Ministry, in addition to the requirements already listed in Part X of the Act.

### **RECORDS KEEPING**

32. Condition Nos. 54, 55, and 56 are included to require the Company to keep records and provide information to the Ministry so that compliance with the Act, O. Reg. 359/09 and this Approval can be verified.

**This amended Renewable Energy Approval revokes and replaces Approval No. 9230-8QKPAR issued on February 13, 2012 and all subsequent notices and amendments to this date.**

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 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 approval or each term or condition in the 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.

The Notice should also include:

1. The name of the appellant;
2. The address of the appellant;
3. The approval number;
4. The date of the approval;
5. The name of the Director;
6. The municipality within which the works are located;

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**  
Section 9, *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.olt.gov.on.ca](http://www.olt.gov.on.ca)

The above noted works are approved under Section 9 of the *Environmental Protection Act*.

DATED AT TORONTO this 4th day of May, 2026

Mohsen Keyvani, P.Eng.

Director

Section 47.5, *Environmental Protection Act*

MM/

c: District Manager, MECP Guelph District Office

Ruth Showalter, ENS Poultry Inc.