

Appendix 'A'

Robert Brown

From: Moroney, Michael (MOECC) <Michael.Moroney@ontario.ca>
Sent: March-21-17 1:49 PM
To: Robert Brown
Cc: Smith, Mark (MOECC); Gilbert, Teri (MOECC); MacKinnon, Allan (MOECC)
Subject: Update - Agriculture Technology Inc.

Robert,

Thank you for your email of March 13, 2017 to Allan MacKinnon in our Windsor Area Office, in which you requested an update with respect to our ministry's compliance oversight of the Agriculture Technology Inc. facility. As the District Manager for the ministry's Sarnia/Windsor District, I am pleased to provide the following information.

On November 15, 2016 the ministry issued a Provincial Officer's Order to ATI, ARRC International Inc., and Matthew Posthumus (the Parties) to ensure that odour control measures are implemented at the site to prevent odours from causing adverse effects offsite. The order required the Parties to: submit an application for an Environmental Compliance Approval for air emissions; cease receiving any additional waste pending compliance with the order; store waste on a concrete pad; segregate the waste; enclose the concrete pad with an odour suppression system; cover the organic waste with plastic, put in place odour control measures for the leachate ponds, and provide information on monitoring and processing procedures.

On November 22, 2016, the Parties submitted a Request for Review of the order. After considering the Request for Review of the order, the ministry issued a Director's Order on November 29, 2016 confirming all requirements of the Provincial Officer's Order. On December 9, 2016, the company appealed the Director's Order to the Environmental Review Tribunal. This matter is currently before the Tribunal. On consent of the ministry, the Tribunal has ordered a stay of item 3 of the Director's order, which requires the company to apply for an Environmental Compliance Approval, pending disposition of the appeal. The remainder of the Director's order remains in effect.

In the interim, ministry staff continue to conduct periodic inspections of the facility and were most recently at the site on January 26, 2017 and March 9, 2017. The ministry has not received any odour complaints since November 2016.

*Mike Moroney
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