



**Conservation**

Environmental Stewardship Division  
Environmental Assessment and Licensing Branch  
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www.gov.mb.ca/conservation/envapprovals

**FAXED**

**CLIENT FILE NO.: 4338.00**

August 11, 2009

Mr. Keith Jones  
SKL Enterprises  
Box 700  
Melita MB R0M 1L0

Dear Mr. Jones:

RE: **Requested Revision of Dangerous Goods Handling & Transportation Act  
Licence No. 65 HW**

I am responding to your letter dated July 15, 2009 requesting a revision to Dangerous Goods Handling & Transportation Act Licence No. 65 HW. Specifically, you request a revision to Clause 25 b), so that the General Comprehensive Liability Insurance is reduced to \$2,000,000.00 from \$5,000,000.00. This request is based on the unavailability of insurance at the \$5 million level and a request from Mr. Ron Benson of the Manitoba Association for Resource Recovery Corp (MARRC). Mr. Benson requested the reduction in order to bring the Melita facility insurance requirements into line with the licence requirements for the more than 50 other EcoCentres in Manitoba.

The request for the revision of Clause 25 b) is hereby approved. A revised Licence has been issued and is attached.

Any questions concerning this decision may be directed to Mr. Adrian Jackson at 945-7108.

Yours truly,

Tracey Braun, M. Sc.  
Director  
Environmental Assessment  
and Licensing Branch.

Enc.

cc: Don Labossiere, Director, Environmental Operations

**NOTE:** Confirmation of Receipt of this Licence No. 65 HW R (by the Licencee only) is required by the Director of Environmental Assessment and Licensing. Please acknowledge receipt by signing in the space provided below and faxing a copy (letter only) to the Department by August 26, 2009.

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On behalf of SKL Enterprises

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Date

# LICENCE

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Licence No./Licence n° 65 HW R

Issue Date/Date de délivrance August 10, 1998

REVISED: August 11, 2009

In accordance with The Dangerous Goods Handling and Transportation Act (C.C.S.M. c. D12)/  
Conformément à la Loi sur la manutention et le transport des marchandises dangereuses (C.P.L.M. c. D12)

**THIS LICENCE IS ISSUED TO:/CET LICENCE EST DONNÉ À:**

**SKL Enterprises Ltd.; "the Licencee"**

for the construction and operation of a used oil products and material collection facility ("the facility") located at NW 5-4-26W, in the Rural Municipality of Arthur, and in accordance with the Application filed under The Dangerous Goods Handling and Transportation Act on May 14, 1998 and the additional information dated July 15, 2009, and subject to the following specifications, limits, terms and conditions:

## DEFINITIONS

In this Licence,

"**accredited laboratory**" means an analytical facility accredited by the Standard Council of Canada (SCC), or accredited by another accrediting agency recognized by Manitoba Conservation to be equivalent to the SCC, or be able to demonstrate, upon request, that it has the quality assurance/quality control (QA/QC) procedures in place equivalent to accreditation based on the international standard ISO/IEC 17025, or otherwise approved by the Director;

"**Director**" means an employee of the department who has been designated or appointed by the Minister;

"**operator**" means a person who is responsible for the day-to-day maintenance and operation of the facility;

"**oil**" means any petroleum or synthetic crankcase oil, engine oil, hydraulic fluid, transmission fluid, gear oil, heat transfer fluid, or other fluid capable of use for lubricating purposes in machinery or equipment;

**\*\*A COPY OF THIS LICENCE MUST BE KEPT ON SITE AT THE DEVELOPMENT AT ALL TIMES\*\***

**“permanently closed”** means that the facility is not operated for a period of 12 months or more;

**“registered generator”** means a person who is registered as a hazardous waste generator pursuant to Manitoba Regulation 175/87 under the Dangerous Goods Handling and Transportation Act;

**“used oil”** means oil that through use, storage, handling, defect, damage, expiry of shelf life or other similar circumstances can no longer be used for its original purpose; and

**“used oil products and material”** means used oil, used oil filters or used oil containers.

### **GENERAL TERMS AND CONDITIONS**

This Section of the Licence contains requirements intended to provide guidance to the Licencee in implementing practices to ensure that the environment is maintained in such a manner as to sustain a high quality of life, including social and economic development, recreation and leisure for present and future Manitobans.

1. The Licencee shall only use the storage tank with a capacity of 4500 litres referred to in the application to collect used oil at the facility.
2. The Licencee or operator shall representatively sample each full tank of collected used oil and retain the sample until verification of destruction or recycling of the oil is received.
3. The Licencee shall, upon the request of the Director, have the sample of used oil referred to in Clause 2 of this licence analyzed by an accredited laboratory.
4. The Licencee shall maintain for each tank in the process of being filled, a tank collection log, containing, at minimum:
  - a) Date and time of receipt;
  - b) Name and address (or vehicle licence number) of the person who delivered the oil;
  - c) Quantity of oil received;
  - d) Signature of the person who delivered the oil; and
  - e) For commercial/industrial generators, the Manitoba Generator Registration Number.
5. The Licencee shall keep all records, including but not limited to tank collection logs, manifests, shipping documents, sample analyses, and spill reports for a minimum period of two years and make these records available for inspection by an Environment Officer.

6. The Licencee or operator shall visually inspect for contamination each individual container of used oil that is collected at the facility before the contents are transferred to the collection tank.
7. The Licencee shall not accept at the facility and may return to the person who previously possessed the used oil, any used oil that is deemed to be contaminated.
8. The Licencee, operator or other trained personnel employed by the Licencee only shall transfer used oil into the collection tank.
9. The Licencee shall:
  - a) post legible, weatherproof signs at the entrance to the facility identifying the area as a used oil products and material collection facility; and
  - b) indicate on the signs the hours of operation, a contact number and a warning not to leave used oil products and material at the facility when the operator or other trained personnel is not available to accept delivery.
10. The Licencee shall lock the facility in a manner that prevents unauthorized delivery of used oil products and material into the facility when the operator or other trained personnel is not present at the facility,
11. The Licencee shall report all spills of used oil at the facility in excess of 5 litres immediately to the Manitoba Conservation 24 hour emergency response line at (204) 944 – 4888.
12. The Licencee shall report, within one working day, all spills of used oil in excess of 5 litres to the Brandon Office of Manitoba Conservation at (204) 726 – 6064.
13. The Licencee shall train all persons who will be assigned duties at the facility in:
  - a) Transportation of Dangerous Goods Regulations; and
  - b) Procedures pertaining to the operation of the facility.
14. The Licencee shall have trained personnel on site at all times when the facility is open to receive used oil products and material.
15. The Licencee shall not receive any hazardous waste at the facility, except used oil products and material.
16. The Licencee shall not receive at the facility used oil products and material from commercial or industrial generators that are not registered generators.
17. The Licencee shall transport hazardous waste to or from the facility only when it is accompanied by a hazardous waste manifest, or a dangerous goods shipping document, as appropriate.

18. The Licencee shall transport hazardous waste to or from the facility only when licenced hazardous waste carriers are consigned to transport the hazardous waste.
19. The Licencee shall have in place a written agreement with a licenced hazardous waste carrier at all times during the lifetime of the facility.
20. The Licencee shall equip the facility with spill cleanup equipment and supplies.

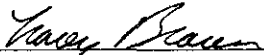
### **SPEFIFICATIONS, LIMITS, TERMS AND CONDITIONS**

21. The Licencee shall obtain approval in writing from the Director for any proposed alteration to the facility that may have an effect on the environment, before proceeding with the alteration.
22. The Licencee shall, at the request of the Director, in the event that the facility is permanently closed, conduct an investigation in accordance with "Manitoba Conservation's Guideline for Environmental Site Investigations in Manitoba", (March 1998), to identify any contamination which may have resulted from the operation of the facility.
23. The Licencee shall, where the investigation referred to in Clause 22, of this Licence, shows that contamination of the environment has occurred, submit a remediation proposal to the Director and, upon approval of this proposal, by the Director, carry out the required remediation.
24. The Licencee shall, within 60 days of the issuance of this Licence, provide the Director with a contingency plan outlining procedures to be used in the event of a leak, spill, fire or other hazardous condition at the facility.
25. The Licencee shall maintain throughout the term of this Licence:
  - a) \$50 000.00 Property Insurance;
  - b) \$2 000 000.00 General Comprehensive Liability Insurance; and
  - c) \$1 000 000.00 Environmental Impairment Liability Insurance.
26. The Licencee shall within 30 days of issuance of this Licence, post a Permit Bond issued by a security company licenced to carry out business in Manitoba, an irrevocable letter of credit, or other security with the Manitoba Department of the Conservation, to the satisfaction of the Director, in the amount of \$10,000.00. This security, and renewals thereof, shall remain in place at all times during the operation and decommissioning of the facility. The Director may order forfeiture of the security, either in whole or in part, by giving written notice to that effect to the Licencee upon the Director being satisfied that the facility is in breach of any

of the terms of this Licence, or for reimbursement of any costs or expenses incurred by the Province of Manitoba in rectifying environmental damage, caused or contributed to, by the operation of the facility.

### **REVIEW AND REVOCATION**

- A. This Licence replaces Licence No. 65 HW which is hereby rescinded.
- B. If, in the opinion of the Director, the Licencee has exceeded or is exceeding or has failed or is failing to meet the specification, limits, terms, or conditions set out in this Licence, the Director may, temporarily or permanently, revoke this Licence.
- C. If, in the opinion of the Director, new evidence warrants a change in the specifications, limits, terms or conditions of this Licence, the Director may require the filing of a new application pursuant to The Dangerous Goods Handling and Transportation Act.

  
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**Tracey Braun, M. Sc.**  
**Director**  
**Environment Act**

**Client File No.: 4338.00**

**Consignor Registration No. MB G 04773**  
**Consignee Registration No. MB R 30072**