

# LICENCE

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Licence No./Licence n° 200 HW R

Issue Date/Date de délivrance March 15, 2006

REVISED : November 1, 2006

In accordance with the Manitoba 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:**

**FRANK SCHEFFER ENTERPRISES LTD., O/A FRANK MOTORS; "the  
Licencee"**

for the operation of a space heating used oil burner facility ("the facility") located at 575 Notre Dame Avenue, Winnipeg, Manitoba, and in accordance with the Application filed under The Dangerous Goods Handling and Transportation Act on December 20, 2005 and the additional information received on April 6, 2006, 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;

**"contaminant"** means any solid, liquid, gas, waste, radiation or any combination thereof that is foreign to or in excess of the natural constituents of the environment and:

- a. that affects the natural, physical, chemical or biological quality of the environment; or
- b. that is or is likely to be injurious or damaging to the health or safety of a person;

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

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**"Environment Officer"** means a department employee designated or appointed under Section 6 of The Dangerous Goods Handling and Transportation Act;

**"licenced carrier"** means a person who has a valid licence to transport hazardous waste pursuant to Manitoba Regulation 175/87, as amended from time to time, under The Dangerous Goods Handling and Transportation Act (C.C.S.M. c. D12);

**"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;

**"operator"** means a person who is responsible for the day-to-day maintenance and operation of the space heating used oil burner;

**"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, as amended from time to time, under The Dangerous Goods Handling and Transportation Act (C.C.S.M. c. D12);

**"space heating used oil burner"** means any device, implement, mechanism or appliance that meets the definition of "Oil Burning Equipment" as defined in CAN/CSA Standard B139 Installation Code for Oil Burning Equipment, as updated from time to time;

**"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.

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1. The Licencee shall implement a high standard of equipment maintenance and good housekeeping and operational practices with respect to the facility, at all times.
2. The Licencee shall, unless otherwise specified by this Licence, retain all records during the full life of operation of the facility, and after closure, for such period of time as may be specified by the Director. Records may be transferred from their original form to other accepted forms for information storage.
3. The Licencee shall provide to the Director, upon request, all information required under this Licence, in writing and in such form and content (including number of copies), as may be specified by the Director.
4. The restrictions and conditions of this Licence are severable. If any restriction or condition of this Licence, or the application thereof, to any circumstances is held invalid, the application of such restriction or condition to other circumstances and the remainder of this Licence shall not be affected thereby.

#### **SPECIFICATIONS, LIMITS, TERMS AND CONDITIONS**

5. The Licencee shall operate the facility in accordance with the application dated December 20, 2005.
6. The Licencee shall only burn used oil as a fuel in the space heating used oil burner.
7. The Licencee shall store all used oil in a manner that minimizes any potential release or fire hazard.
8. The Licencee shall position the heater chimney to prevent the intrusion of combustion fumes into any adjoining air intake, window or door.
9. The Licencee shall dispose of all ash produced by combustion in the space heating used oil burner, that can be classified as a hazardous waste, by a hazardous waste disposal company or in a manner approved by the Director.
10. The Licencee shall supply to the Director, no later than June 30 of each year, a written report summarizing the amount of used oil combusted in the space heating used oil burner for the previous heating season.

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11. The Licencee shall, on a minimum monthly basis, perform the following maintenance operations where applicable:
  - a) the heat exchanger and flue piping for the space heating used oil burner shall be vacuum cleaned;
  - b) all sludge collected in the stainless steel hot filter element shall be removed; and
  - c) ash and other deposits shall be removed from the drip legs.

The records of these maintenance operations shall be made available for inspection by an Environment Officer upon request.

12. The Licencee shall clean the flue stack annually, at minimum and the records of this maintenance operation shall be made available for inspection by an Environment Officer upon request.
13. The Licencee shall install the space heating used oil burner in accordance with the Gas and Oil Burner Act Chapter G30 and accompanying regulation.

#### **Respecting Facility Operation**

14. The Licencee shall not receive hazardous waste other than used oil products and material at the facility.
15. The Licencee shall not receive used oil products and material at the facility from commercial or industrial generators that are not registered generators.
16. The Licencee shall transport hazardous waste to or from the facility only when the hazardous waste is accompanied by a hazardous waste manifest, or a dangerous goods shipping document, as appropriate.
17. The Licencee shall use only licenced carriers to transport hazardous wastes to or from the facility.

#### **Respecting Used Oil**

18. The Licencee shall only accept used oil that has been inspected visually by the operator for contamination before the oil is transferred to the collection tank.
19. The Licencee shall not accept at the facility any used oil that is deemed to be contaminated and any oil that appears to be contaminated is to be returned to the company that previously possessed the used oil.

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20. The Licencee shall maintain for each tank in the process of being filled, a tank collection log, containing, at minimum:
  - a) the date and time of receipt of oil;
  - b) the name and address of the company who delivered the oil;
  - c) the quantity of oil received;
  - d) for commercial or industrial generators, the Manitoba Generator Registration Number.
21. The Licencee shall make available for inspection by an Environment Officer, upon request, a summary of the record referred to in Clause 20, of this Licence.

#### **Respecting Used Oil Filters**

22. The Licencee shall store used oil filters received at the facility in drums that have a maximum capacity of 205 liters and are designed so that they will contain any used oil which may drain from the filters.
23. The Licencee shall store the drums for used oil filters referred to in Clause 22, of this Licence, in a manner which provides protection from precipitation.
24. The Licencee shall keep a log regarding the daily quantity (in kilograms) of used oil filters processed at the facility.
25. The Licencee shall make available a summary of the record referred to in Clause 24 of this Licence, for inspection by an Environment Officer upon request.

#### **Respecting Used Oil Containers**

26. The Licencee shall store used oil containers received at the facility in drums that have a maximum capacity of 205 liters and are designed so that they will contain any used oil which may drain from the containers.
27. The Licencee shall store the drums for used oil containers referred to in Clause 26, of this Licence, in a manner which provides protection from precipitation.
28. The Licencee shall keep a log regarding the daily quantity (in kilograms) of used oil containers processed at the facility.

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29. The Licencee shall make available a summary of the record referred to in Clause 28 of this Licence for inspection by an Environment Officer upon request.

### **Respecting Training**

30. The Licencee shall provide training for all persons who will be assigned duties with respect to the space heating used oil burner at the facility in:

- a) Transportation of Dangerous Goods Regulations; and
- b) procedures pertaining to the operation of the facility including spill response.

The records of this training shall be made available for inspection by an Environment Officer upon request.

### **Respecting Spills**

31. The Licencee shall immediately report all spills of used oil in excess of 100 litres at the facility to the 24 hour emergency response line at Manitoba Conservation at (204) 944-4888. A written report concerning the spill and the actions taken shall be forwarded to the Director within 7 days of the occurrence of the spill
32. The Licencee shall report within one working day all spills of used oil in excess of 5 litres but less than 100 litres at the facility to the Winnipeg office of Manitoba Conservation at (204) 945-7100. A written report concerning the spill and the actions taken shall be forwarded to the Director within 7 days of the occurrence of the spill
33. The Licencee shall properly equip the facility with spill cleanup equipment and supplies.
34. The Licencee shall in the event of an Environmental Accident as defined in The Dangerous Goods Handling and Transportation Act and Regulations thereunder, take all necessary actions to contain the spill, manage the impacted environment and to restore the environment to the satisfaction of the Director.

### **Respecting Alterations and Decommissioning**


35. The Licencee shall obtain approval in writing from the Director for any proposed alteration or expansion to the facility before proceeding with the alteration.

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36. 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.
37. The Licencee shall, where the investigation referred to in Clause 36 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.

#### **REVIEW AND REVOCATION**

- A. This Licence replaces Licence No. 200 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 specifications, 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.

  
**Tracey Braun, M. Sc.**  
**Director**  
**Dangerous Goods Handling**  
**and Transportation Act**

**Client File No.: 5168.00**

**Consignor Registration No. MB G00375**  
**Consignee Registration No. MB R30039**