

Environmental Stewardship Division
Environmental Approvals Branch
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CLIENT FILE NO.: 4482.10

May 10, 2016

Christine Hutlet, C.A.O.
Rural Municipality of Tache
Box 100, 1294 Dawson Road
Lorette MB R0A 0Y0

Dear Ms. Hutlet:

Enclosed is **revised Environment Act Licence No. 2439 RR** dated May 10, 2016 issued to the **Rural Municipality of Tache** for the construction, operation and maintenance of the Development being a wastewater collection system, a forcemain connection, and an expanded aerated wastewater treatment lagoon system located in Lorette in the RM of Tache, in accordance with the Proposal filed under *The Environment Act*.

In addition to the enclosed Licence requirements, please be informed that all other applicable federal, provincial and municipal regulations and by-laws must be complied with. A Notice of Alteration must be filed with the Director for approval prior to any alteration to the Development as licensed.

For further information on the administration and application of the Licence, please feel free to contact Asit Dey, Environmental Engineer at 204-945-2614.

Pursuant to Section 27 of *The Environment Act*, this licensing decision may be appealed by any person who is affected by the issuance of this Licence to the Minister of Conservation and Water Stewardship within 30 days of the date of the Licence.

Yours truly,

“original signed by”

Tracey Braun, M.Sc.
Director
Environment Act

c: Don Labossiere, Donna Smiley - Environmental Compliance and Enforcement
Jason Bunn, WSP
Public Registries

NOTE: Confirmation of Receipt of this Licence No. 2439 RR (by the Licencee only) is required by the Director of Environmental Approvals. Please acknowledge receipt by signing in the space below and provide a copy (letter only) to the Department by May 24, 2016

On behalf of the RM of Tache

Date

LICENCE

Licence No. / Licence n°	2439 RR
Issue Date / Date de délivrance	January 14, 2000
Revised :	December 13, 2004
Revised :	May 10, 2016

**In accordance with The Environment Act (C.C.S.M. c. E125)
Conformément à la Loi sur l'environnement (C.P.L.M. c. E125)**

Pursuant to Sections 11(1) and 14(3) / Conformément au Paragraphe 11(1) et 14(3)

THIS LICENCE IS ISSUED TO: / CETTE LICENCE EST DONNÉE À:

RURAL MUNICIPALITY OF TACHE; "the Licencee"

for the construction, operation and maintenance of the Development being a wastewater collection system, a forcemain connection, and an expanded aerated wastewater treatment lagoon system with a (227-day) hydraulic storage capacity of 285,261 cubic metres (1256.6 cubic metres per day average) that is located on River Lot 8 in the Parish of Lorette in the Rural Municipality of Tache and with discharge of treated effluent to a drainage ditch that flows into the Seine River Diversion which eventually empties into the Red River, in accordance with the Proposal filed under *The Environment Act* on October 28, 1999 and previously submitted forcemain information provided on October 6, 1999, subsequent information provided on November 29, 1999 and January 5, 2000, the request of November 5, 2004 to amend the Licence, the Environment Act Proposal filed on August 6, 2015, and subsequent Notices of Alteration submitted in letters dated October 15, 2015 and February 5, 2016, and subject to the following specifications, limits, terms and conditions:

DEFINITIONS

In this Licence,

"accredited laboratory" means an analytical facility accredited by the Standards Council of Canada (SCC), or accredited by another accrediting agency recognized by Manitoba Conservation and Water Stewardship 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;

"aerated" means the bringing about of intimate contact between air and a liquid by bubbling air through the liquid;

"aerated cell" means a cell of a wastewater treatment lagoon system in which mechanical or diffused-air aeration is used to supplement the oxygen supply;

"affected area" means a geographical area, excluding the property of the Development;

"approved" means approved by the Director or an assigned Environment Officer in writing;

"ASTM" means the American Society for Testing and Materials;

"base" means the exposed and finished elevation of the bottom of any cell of the aerated wastewater treatment lagoon;

"bentonite" means specially formulated standard mill grade sodium bentonite conforming to American Petroleum Institute Specification 13-A;

"bioassay" means a method of determining toxic effects of industrial wastes and other wastewaters by using viable organisms;

"continuous wastewater system" means the wastewater system when operated such that wastewater effluent is continuously discharged as wastewater influent enters the system in such a manner that the discharging effluent is not physically separated from the influent;

"cut-off" means a vertical-side trench filled with compacted clay or a sand and bentonite mixture or a wall constructed from compacted clay;

"day" means any 24-hour period;

"Director" means an employee so designated pursuant to *The Environment Act*;

"effluent" means treated wastewater flowing or pumped out of the aerated wastewater treatment lagoon;

"Environment Officer" means an employee so designated pursuant to *The Environment Act*;

"fecal coliform" means aerobic and facultative, Gram-negative, nonspore-forming, rod-shaped bacteria capable of growth at 44.5 °C, and associated with fecal matter of warm-blooded animals;

"five-day biochemical oxygen demand (BOD₅)" means that part of the oxygen demand usually associated with biochemical oxidation of organic matter within 5 days at a temperature of 20°C;

"five-day carbonaceous biochemical oxygen demand (CBOD₅)" means that part of the oxygen demand usually associated with biochemical oxidation of carbonaceous organic matter within five days at a temperature of 20°C, excluding the oxygen demand usually associated with the biochemical oxidation of nitrogenous organic matter;

"flooding" means the flowing of water onto lands, other than waterways, due to the overtopping of a waterway or waterways;

"high water mark" means the line on the interior surface of the aerated and storage cells which is normally reached when the cell is at the maximum allowable liquid level or the line of the exterior of the perimeter dykes which is reached during local flooding;

"hydraulic conductivity" means the quantity of water that will flow through a unit cross-sectional area of a porous material per unit of time under a hydraulic gradient of 1.0;

"influent" means water, wastewater, or other liquid flowing into a wastewater treatment facility;

"in-situ" means on the site;

"intermittent discharge" means discharging treated effluent in batches such that influent is physically separated from the discharging effluent;

"low water mark" means the line on the interior surface of the aerated and storage cells which is normally reached when the cell is discharged;

"MPN Index" means the most probable number of coliform organisms in a given volume of wastewater which, in accordance with statistical theory, would yield the observed test result with the greatest frequency;

"noise nuisance" means an unwanted sound, in an affected area, which is annoying, troublesome, or disagreeable to a person;

- a) residing in an affected area;
- b) working in an affected area; or
- c) present at a location in an affected area which is normally open to members of the public;

if the unwanted sound

- d) is the subject of at least 5 written complaints, received by the Director in a form satisfactory to the Director and within a 90-day period, from 5 different persons falling within clauses a), b) or c), who do not live in the same household; or
- e) is the subject of at least one written complaint, received by the Director in a form satisfactory to the Director, from a person falling within clauses a), b) or c) and the Director is of the opinion that if the unwanted sound had occurred in a more densely populated area there would have been at least 5 written complaints received within a 90-day period, from 5 different persons who do not live in the same household;

"odour nuisance" means a continuous or repeated odour, smell or aroma, in an affected area, which is offensive, obnoxious, troublesome, annoying, unpleasant or disagreeable to a person:

- a) residing in an affected area;
- b) working in an affected area; or
- c) present at a location in an affected area which is normally open to members of the public;

if the odour, smell or aroma

- d) is the subject of at least 5 written complaints, received by the Director in a form satisfactory to the Director and within a 90-day period, from 5 different persons falling within clauses a), b) or c), who do not live in the same household; or
- e) is the subject of at least one written complaint, received by the Director in a form satisfactory to the Director, from a person falling within clauses a), b) or c) and the Director is of the opinion that if the odour, smell or aroma had occurred in a more densely populated area there would have been at least 5 written complaints received within a 90-day period, from 5 different persons who do not live in the same household;

"primary cell" means the first in a series of cells of a wastewater treatment lagoon system and which is the cell that receives the untreated wastewater;

"phosphorous removal system" means a system where phosphorous is removed from treated wastewater discharged from the storage cells of the wastewater treatment facility using chemical precipitation and flocculation;

"record drawings" means engineering drawings complete with all dimensions which indicate all features of the Development as it has actually been built;

"rip rap" means small, broken stones or boulders placed compactly or irregularly on dykes or similar embankments for protection of earth surfaces against wave action or current;

"septage" means the sludge produced in individual on-site wastewater disposal systems such as septic tanks;

"sludge solids" means solids in sludge;

"sludge" means accumulated solid material containing large amounts of entrained water, which has separated from wastewater during processing;

"Standard Methods for the Examination of Water and Wastewater" means the most recent edition of Standard Methods for the Examination of Water and Wastewater published jointly by the American Public Health Association, the American Waterworks Association and the Water Environment Federation;

"storage cell" means a cell of the aerated wastewater treatment lagoon system which is a cell that receives partially treated wastewater from an aerated cell and retains the wastewater for a period of time;

"thirty-day rolling average" means the arithmetic average of any daily reported data plus the preceding 29 consecutive days of reported data;

"total residual chlorine" means the sum of free chlorine and combined chlorine, including inorganic chloramines;

"wastewater" means the spent or used water of a community or industry which contains dissolved and suspended matter;

"wastewater collection system" means the sewer and pumping system used for the collection and conveyance of domestic, commercial and industrial wastewater; and

"wastewater treatment lagoon" means the component of the development which consists of an impoundment into which wastewater is discharged for treatment and storage.

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.

Wastewater Source

1. The Licencee shall direct all wastewater generated within the Community of Lorette and the surrounding area toward the aerated wastewater treatment lagoons or other approved wastewater treatment facilities.

Future Sampling

2. In addition to any of the limits, terms and conditions specified in this Licence, the Licencee shall, upon the request of the Director:
 - a) sample, monitor, analyze and/or investigate specific areas of concern regarding any segment, component or aspect of pollutant storage, containment, treatment, handling, disposal or emission systems, for such pollutants or ambient quality, aquatic toxicity, leachate characteristics and discharge or emission rates, for such duration and at such frequencies as may be specified;
 - b) determine the environmental impact associated with the release of any pollutant(s) from the Development;
 - c) conduct specific investigations in response to the data gathered during environmental monitoring programs; or
 - d) provide the Director, within such time as may be specified, with such reports, drawings, specifications, analytical data, descriptions of sampling and analytical procedures being used, bioassay data, flow rate measurements and such other information as may from time to time be requested.

Reporting Format

3. The Licencee shall submit all information required to be provided to the Director or Environment Officer under this Licence, in written and electronic format, in such form (including number of copies), and of such content as may be required by the Director or Environment Officer, and each submission shall be clearly labelled with the Licence Number and Client File Number associated with this Licence.

Respecting Noise Pollutions

4. The Licencee shall not cause or permit a noise nuisance to be created as a result of the construction, operation or alteration of the Development, and shall take such steps as the Director may require to eliminate or mitigate a noise nuisance.

Respecting Air Emissions

5. The Licencee shall not cause or permit an odour nuisance to be created as a result of the construction, operation or alteration of the Development, and shall take such steps as the Director may require to eliminate or mitigate an odour nuisance.

Equipment Breakdown or Process Upset

6. The Licencee shall, in the case of physical or mechanical equipment breakdown or process upset where such breakdown or process upset results or may result in the release of a pollutant in an amount or concentration, or at a level or rate of release, that causes or may cause a significant adverse effect, immediately report the event by calling the 24-hour environmental accident reporting line at 204-944-4888 (toll-free 1-855-944-4888). The report shall indicate the nature of the event, the time and estimated duration of the event and the reason for the event.
7. The Licencee shall, following the reporting of an event pursuant to Clause 6:
 - a) identify the repairs required to the mechanical equipment;
 - b) undertake all repairs to minimize unauthorized discharges of a pollutant;
 - c) complete the repairs in accordance with any written instructions of the Director; and
 - d) submit a report to the Director about the causes of breakdown and measures taken, within one week of the repairs being done.
8. The Licencee shall, during construction and operation of the Development, report spills of fuels or other contaminants to an Environment Officer in accordance with the requirements of *Manitoba Regulation 439/87* respecting *Environmental Accident Reporting* or any future amendment thereof.

Future Studies

9. The Licencee shall actively participate in any future watershed-based management study, plan and/or nutrient reduction program, approved by the Director, for the Seine River, Red River and Lake Winnipeg and/or associated waterways and watersheds.

Respecting Other Permits and Approvals

10. The Licencee shall obtain all necessary provincial and federal permits and approvals for construction of relevant components of the Development prior to commencement of construction.

SPECIFICATIONS, LIMITS, TERMS AND CONDITIONS

Respecting Construction – General

11. The Licencee shall notify the assigned Environment Officer not less than two weeks prior to beginning construction of the Development. The notification shall include the intended starting date(s) of construction and the name(s) of the contractor(s) responsible for the construction.
12. The Licencee shall:
- a) conduct all ditch related work activities during no flow or dry conditions and not during the April 1 to June 15 fish spawning and incubation period;
 - b) not construct the aerated wastewater treatment lagoon or wastewater collection system during periods of heavy rain;
 - c) place and/or isolate all dredged and construction material where it will not erode into any watercourse;
 - d) implement effective long-term sediment and erosion control measures to prevent soil-laden runoff, and/or silt from entering any watercourse during construction and until vegetation is established;
 - e) routinely inspect all erosion and sediment control structures and immediately complete any necessary maintenance or repair;
 - f) revegetate soil exposed during the construction of the Development with native or introduced grasses or legumes. Native species shall be used to revegetate areas where native species existed prior to construction; and
 - g) use rock that is free of silt and clay for riprap.
13. The Licencee shall, during construction of the Development, operate, maintain and store all materials and equipment in a manner that prevents any deleterious substances (fuel, oil, grease, hydraulic fluids, coolant, paint, uncured concrete and concrete wash water, etc.) from entering the wastewater treatment lagoon, the discharge route and associated watercourses, and have an emergency spill kit for in-water use available on site during construction.
14. The Licencee shall dispose of non-reusable construction debris from the Development at a waste disposal ground operating under the authority of a permit

issued pursuant to *Manitoba Regulation 150/91* respecting *Waste Disposal Grounds* or *Manitoba Regulation 37/2016* respecting *Waste Management Facilities*, or any future amendment thereof, or a Licence issued pursuant to *The Environment Act*.

15. The Licencee shall locate all fuel storage and equipment servicing areas established for the construction and operation of the Development a minimum distance of 100 metres from any waterbody, and shall comply with the requirements of *Manitoba Regulation 188/2001* respecting *Storage and Handling of Petroleum Products and Allied Products Regulation* or any future amendment thereof.
16. The Licencee shall, during construction and maintenance of the Development, prevent the introduction and spread of foreign aquatic and terrestrial biota by cleaning equipment prior to its delivery to the site of the Development.
17. The Licencee shall install and maintain a fence around the aerated wastewater treatment lagoon to limit access. The fence shall be a minimum of 1.2 meters high and have a locking gate, which shall be locked at all times except to allow access to the aerated wastewater treatment lagoon.

Respecting Construction – Liners

18. The Licencee shall, prior to the construction of the dykes for the aerated primary cell and storage cell of the wastewater treatment lagoon:
 - a) remove all organic topsoil from the area where the dykes will be constructed; or
 - b) remove all organic material for a depth of 0.3 metres and a width of 3.0 metres from the area where the cut-off will be constructed.
19. The Licencee shall construct and maintain the aerated wastewater treatment lagoon with a continuous liner, including cut-offs, under all interior surfaces of the cell in accordance with the following specifications:
 - a) the liner shall be made of clay;
 - b) the liner shall be at least one metre in thickness;
 - c) the liner shall have a hydraulic conductivity of 1×10^{-7} centimetres per second or less at all locations;
 - d) the cut-offs shall be constructed of clay which has been mechanically compacted;
 - e) the cut-offs shall be keyed into the underlying clay liner a minimum of 0.3 metres;

- f) the cut-offs shall be constructed to an elevation of 4 metres above the base of secondary cell No. 3;
- g) the cut-offs shall be constructed to an elevation of 4.6 metres above the base of aerated primary cell No. 1; and
- h) the liner shall be constructed to an elevation of 4.6 metres above the floor elevation of the primary cell No. 2 and No. 3, and an elevation of 2.5 metres above the floor elevation of the secondary cell No. 1 and No. 2.

Respecting Operation

- 20. The Licencee shall obtain and maintain classification of the Development pursuant to *Manitoba Regulation 77/2003* respecting *Water and Wastewater Facility Operators* or any future amendment thereof and maintain compliance with all requirements of the regulation including, but not limited to, the preparation and maintenance of a Table of Organization, Emergency Response Plan and Standard Operating Procedures.
- 21. The Licencee shall carry out the operation of the Development with individuals properly certified to do so pursuant to *Manitoba Regulation 77/2003* respecting *Water and Wastewater Facility Operators* or any future amendment thereof.
- 22. The Licencee shall operate and maintain the aerated wastewater treatment lagoon in such a manner that:
 - a) the organic loading on the aerated wastewater treatment lagoon, in terms of the five-day biochemical oxygen demand, is not in excess of 693 kilograms per day;
 - b) a minimum of 2 milligrams of dissolved oxygen per litre is detectable at all times in the top 2.0 metres of the liquid in aerated primary cell No. 1, No. 2, and No. 3 as identified in Schedule "A" to this Licence;
 - c) the depth of liquid in aerated primary cell No. 1, No. 2, and No. 3, as identified in Schedule "A" to this Licence, does not exceed 3.6 metres;
 - d) the depth of liquid in secondary cell No. 1 and No. 2, as identified in Schedule "A" to this Licence, does not exceed 1.5 metres;
 - e) the depth of liquid in secondary cell No. 3, as identified in Schedule "A" to the Licence, does not exceed 2.1 metres; and
 - f) a minimum 1.0 metre freeboard is maintained in each cell at all times.

23. The Licencee shall submit a Notice of Alteration to the Director for approval prior to increasing the operating depth of secondary cell No. 3 and adding aeration to that storage cell or modifying the operation of any cell of the aerated wastewater treatment lagoon.
24. The Licencee shall:
 - a) annually inspect the aeration system and make any necessary repairs;
 - b) maintain a record of inspection dates, observations, maintenance and repairs completed; and
 - c) make the record of inspection dates, observations, maintenance and repairs completed available to an Environment Officer upon request.
25. The Licencee shall not discharge septage into the wastewater treatment lagoon.
26. The Licencee shall construct and maintain an all-weather access road to the wastewater treatment lagoon.

Respecting Operation –Aerated Wastewater Treatment Lagoon

27. The Licencee shall not discharge treated wastewater from the aerated wastewater treatment lagoon
 - a) except through the phosphorous removal system;
 - b) where the organic content of the effluent, as indicated by the five day carbonaceous biochemical oxygen demand, is in excess of 25 milligrams per litre;
 - c) where the fecal coliform content of the effluent, as indicated by the MPN index, is in excess of 200 per 100 millilitres of sample;
 - d) where the total suspended solids content of the effluent is in excess of 25 milligrams per litre;
 - e) where the unionized ammonia content of the effluent is in excess of 1.25 milligrams per litre expressed as nitrogen (N), at $15^{\circ}\text{C} \pm 1^{\circ}\text{C}$;
 - f) between the 1st day of November of any year and the 15th day of June of the following year;
 - g) when flooding from any cause is occurring along the effluent drainage route; or
 - h) when such a discharge would cause or contribute to flooding in or along the effluent drainage route.

28. The Licencee shall not discharge treated wastewater from the phosphorous removal system where the total phosphorus content of the effluent is in excess of 1.0 milligrams per litre.

Respecting Operation – Continuous Discharge of Aerated Wastewater Treatment Lagoon

29. The Licencee shall, when discharging continuously, determine compliance with Clause 27 (c) and 28 as follows:
- a) the fecal coliform content of the effluent, as indicated by the MPN index, shall be determined by the monthly geometric mean of 1 grab sample collected at equal intervals on each of a minimum of 3 consecutive days per week at the storage cell(s); and
 - b) the total phosphorus content of the effluent shall be determined by a 30-day rolling average of all effluent samples taken at the phosphorous removal system outlet during the preceding 30 days.

Respecting Disinfection – General

30. The Licencee shall, when chlorine is used as a disinfecting agent:
- a) notify the Director in advance;
 - b) dechlorinate effluent prior to discharge;
 - c) obtain grab samples prior to and daily during the discharge period and have them analyzed for total residual chlorine; and
 - d) not discharge effluent where the concentration of the total residual chlorine is in excess of 0.02 milligrams per litre.

Respecting Chemical Sludge Disposal

31. The Licencee shall dispose of chemical sludge produced from the operation of the facility at a waste disposal ground operating under the authority of a permit issued pursuant to *Manitoba Regulation 150/91 respecting Waste Disposal Grounds* or *Manitoba Regulation 37/2016 respecting Waste Management Facilities*, or any future amendment thereof, or a Licence issued pursuant to *The Environment Act*.

Respecting Maintenance

32. The Licencee shall, if in the opinion of the Director, significant erosion of the interior surfaces of the dykes occurs, repair the dyke and install rip rap as necessary. The rip rap shall be placed on the interior dyke surfaces from 0.6 metres above the high water mark to the bottom of the dykes to protect the dykes from wave action.
33. The Licencee shall provide and maintain a grass cover on the dykes of the aerated wastewater treatment lagoon and shall regulate the growth of the vegetation so that the height of the vegetation does not exceed 0.3 metres on all dykes.
34. The Licencee shall annually remove by mechanical methods all reeds, rushes and trees located above the low water mark in every cell of the aerated wastewater treatment lagoon.
35. The Licencee shall implement an ongoing program to remove burrowing animals from the site of the aerated wastewater treatment lagoon.

MONITORING AND REPORTING

General

36. The Licencee shall, unless otherwise specified in this Licence:
 - a) carry out all preservations and analyses on liquid samples in accordance with the methods prescribed in "Standard Methods for the Examination of Water and Wastewater" or in accordance with an equivalent analytical methodology approved by the Director;
 - b) carry out all sampling of, and preservation and analyses on, soil or other samples in accordance with methodologies approved by the Director;
 - c) have all analytical determinations undertaken by an accredited laboratory;and

- d) report the results to the Director, in writing or in a format acceptable to the Director, within 60 days of the samples being taken.

Respecting Monitoring – Intermittent Discharge

37. The Licencee shall, when discharging storage cell No. 1, No. 2, No. 3, or any combination of the above numbered storage cells between the 15th day of June and the 1st day of November to the discharge route, prior to each effluent discharge campaign obtain grab samples of the treated wastewater and have the samples analyzed for the water quality variables in accordance with the Table 1 below:

Table 1: Sampling Frequency and Averaging Period - Intermittent Discharges

Water Quality Variable	Unit of Measurement	Sample Collection Point	Sampling Frequency	Averaging Period
Five-Day Carbonaceous Biochemical Oxygen Demand (CBOD ₅)	milligrams per litre	Storage Cell(s)	Every Two Weeks if discharge period is greater than 30 days but at least 7 days after any other sample For discharge periods less than 30 days, once per discharge period	Maximum
Fecal Coliform	indicated by the MPN index and expressed as MPN per 100 millilitres per sample	Storage Cell(s)		Maximum
Total Suspended Solids	milligrams per litre	Storage Cell(s)		Maximum
Unionized Ammonia Expressed As Nitrogen (N)	milligrams per litre	Storage Cell(s)		Maximum
Total Phosphorus	milligrams per litre	Phosphorous Removal System Outlet		Maximum

Respecting Monitoring – Continuous Discharge

38. The Licencee shall, when discharging the aerated wastewater treatment lagoon continuously between the 15th day of June and the 1st day of November to the discharge route, obtain grab samples of the treated wastewater and have the samples analyzed for the water quality variables in accordance with Table 2 below:

Table 2: Sampling Frequency and Averaging Period - Continuous Discharge

Water Quality Variable	Unit of Measurement	Sample Collection Point	Sampling Frequency	Averaging Period
Five-Day Carbonaceous Biochemical Oxygen Demand (CBOD ₅)	milligrams per litre	Storage Cell(s)	Every Two Weeks	Maximum
Fecal Coliform	indicated by the MPN index and expressed as MPN per 100 millilitres per sample	Storage Cell(s)	Three (3) consecutive days per week	Monthly Geometric Mean from a minimum of twelve (12) grab samples
Total Phosphorus	milligrams per litre	Phosphorous Removal System Outlet	Weekly	30-Day Rolling Average
Total Suspended Solids	milligrams per litre	Storage Cell(s)	Every Two Weeks	Maximum
Unionized Ammonia Expressed As Nitrogen (N)	milligrams per litre	Storage Cell(s)	Every Two Weeks	Maximum

Respecting Records Maintenance and Reporting

39. The Licencee shall during each year maintain the following records and retain them for a minimum period of five calendar years:
- a) reports of visual inspections conducted at a minimum of once per month;
 - b) wastewater sample dates;
 - c) original copies of laboratory analytical results of the sampled wastewater and water;
 - d) a summary of laboratory analytical results;
 - e) effluent discharge dates;
 - f) estimated effluent discharge volumes;
 - g) maintenance and repairs;
 - h) a summary of any sanitary sewer overflows; and
 - i) record of start date and end date of intermittent discharge period and continuous discharge period.
40. The Licencee shall submit an annual report to the Environment Officer by February 28 of the following year including all records required by Clause 39 of this Licence.

Respecting Operating Depth and Freeboard Non-Compliance Events

41. The Licencee shall immediately notify the Director each time the operating depth of any cell of the aerated wastewater treatment lagoon does not comply with the maximum operating depth and minimum freeboard requirements for that cell as specified in Clause 22 of this Licence.
42. The Licencee shall, if reporting is required pursuant to Clause 41 of this Licence in two consecutive years:
- a) engage the services of a qualified consultant, acceptable to the Director, to undertake an investigation of the aerated wastewater treatment lagoon and related infrastructure, to determine the ability or inability of the existing system to meet the hydraulic loading capacity of the community. The investigation shall include but not be necessarily limited to:
 - i) diagnosis of the cause(s) of the recent exceedances of maximum operating depth;
 - ii) sources of infiltration into the wastewater system including the municipal infrastructure;
 - iii) current hydraulic loading of the system;
 - iv) lack of storage capacity due to sludge build-up within existing cells;

- v) the organic loading on the primary cell in terms of the five day biochemical oxygen demand; and
- vi) operating procedures;
- b) provide to the Director, within four months of the notification given pursuant to Clause 41 of this Licence, an engineering report describing in detail the results and observations concluded by virtue of the investigation; and
- c) provide to the Director, within four months of the report provided pursuant to sub-Clause b) of this section, a remedial action plan in the form of a detailed engineering report describing recommended modifications, repairs or upgrading works to overcome excessive hydraulic loading of the system.

Respecting Soil Liner Sampling, Testing and Reporting

- 43. The Licencee shall arrange with the designated Environment Officer a mutually acceptable time and date for any required soil sampling between the 15th day of May and the 15th day of October of any year, unless otherwise approved by the Environment Officer.
- 44. The Licencee shall take and test undisturbed soil samples, in accordance with Schedule "B" to this Licence, from the soil liners of the aerated wastewater treatment lagoon; the number and location of samples and test methods to be specified by the designated Environment Officer up to a maximum of 20 samples.
- 45. The Licencee shall, not less than 2 weeks before any new or upgraded clay-lined cell of the aerated wastewater treatment lagoon is placed in operation, submit for the approval of the Environment Officer the results of the tests carried out pursuant to Clause 44 of this Licence.

Respecting Initial Characterization – Intermittent Discharge

- 46. The Licencee shall, during the first year of operation of the Development following the issuance of this licence that a discharge must occur, obtain and analyze grab samples of the effluent during each effluent discharge campaign and report the results of the analysis in accordance with Schedule "C" attached to this Licence.

Respecting Initial Characterization – Continuous Discharge

47. The Licencee shall, during the first year of operation of the Development following the issuance of this licence that a continuous discharge occurs, obtain and analyze grab samples of the effluent and report the results of the analysis in accordance with Schedule "D" attached to this Licence.

Respecting Record Drawings

48. The Licencee shall:
- a) prepare updated "record drawings" for the Development and shall label the drawings "record drawings"; and
 - b) provide to the Director, within four months of the Environment Officer's approval of the reports required by Clause 45 of this Licence, two electronic copies of the "record drawings" of the Development.

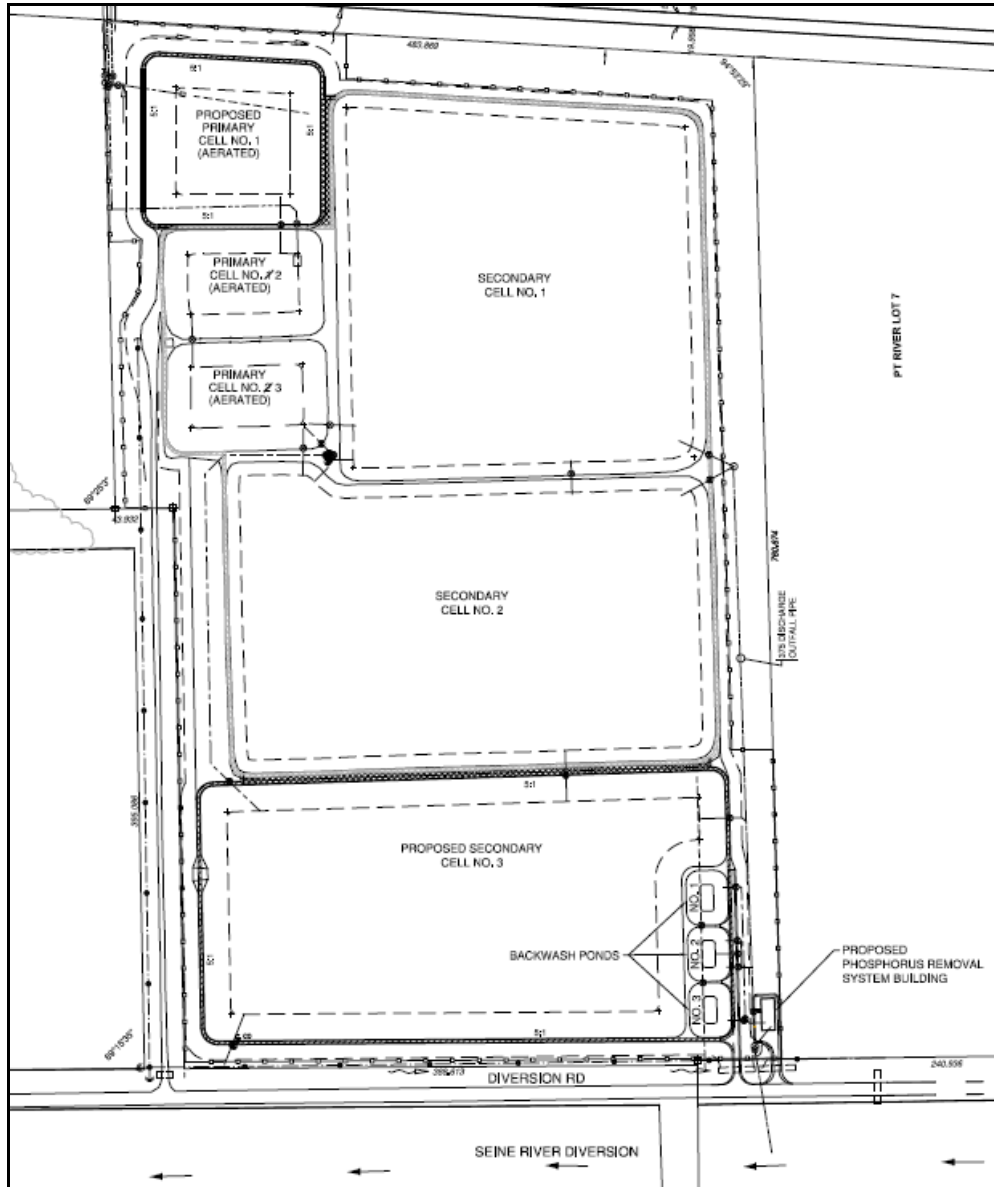
REVIEW AND REVOCATION

- A. This Licence replaces Licence No. 2439 R, which is hereby rescinded.
- B. If the Licencee has not commenced construction of the Development within three years of the date of this Licence, a Notice of Alteration must be filed pursuant to Section 14 of *The Environment Act*.
- C. If, in the opinion of the Director, the Licencee has exceeded or is exceeding or has 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.
- D. 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 proposal pursuant to Section 11 of *The Environment Act*.

"original signed by"

Tracey Braun, M.Sc.
Director
Environment Act

Schedule "A" to Environment Act Licence No. 2439 RR (Clause 22)



Not to Scale

Schedule "B" to Environment Act Licence No. 2439 RR

Soil Sampling and Testing Pursuant to Clause 44

Soil Sampling:

1. The Licencee shall provide a drilling rig, acceptable to the designated Environment Officer, to extract soil samples from the liner which is not placed or found at the surface of the lagoon structure. This includes all wastewater treatment lagoons constructed with clay cutoffs at the interior base of the dyke or with a clay cutoff in the centre of the dyke. The drill rig shall have the capacity to drill to the maximum depth of the clay cutoff plus an additional 2 metres. The drill rig shall be equipped with both standard and hollow stem augers. The minimum hole diameter shall be 5 inches.
2. For lagoon liners placed or found at the surface of the lagoon structure, the Licencee shall provide a machine, acceptable to the designated Environment Officer, capable of pressing a sampling tube into the liner in a straight line motion along the centre axis line of the sample tube and without sideways movement.
3. Soil samples shall be collected and shipped in accordance with ASTM Standard D 1587 (Standard Practice for Thin-Walled Tube Sampling of Soils), D 4220 (Standard Practice for Preserving and Transporting Soil Samples) and D 3550 (Standard Practice for Ring-Lines Barrel Sampling of Soils). Thin-walled tubes shall meet the stated requirements including length, inside clearance ratio and corrosion protection. An adequate venting area shall be provided through the sampling head.
4. At the time of sample collection, the designated Environment Officer shall advise the Licencee as to the soil testing method that must be used on each sample. The oedometer method may be used for a sample were the Environment Officer determines that the soil sample is taken from an undisturbed clay soil which has not been remoulded and which is homogeneous and unweathered. The triaxial test shall be used for all samples taken from disturbed and remoulded soils or from non homogenous and weathered soils.
5. The Licencee shall provide a report on the collection of soil samples to the designated Environment Officer and to the laboratory technician which includes but is not limited to: a plot plan indicating sample location, depth or elevation of sample, length of advance of the sample tube length of soil sample contained in the tube after its advancement, the soil test method specified by the Environment Officer for each soil sample and all necessary instructions from the site engineer to the laboratory technician.
6. All drill and sample holes shall be sealed with bentonite pellets after the field drilling and sampling has been completed.

Soil Testing Methods:

1. Triaxial Test Method

- a) The soil samples shall be tested for hydraulic conductivity using ASTM D 5084 (Standard Test Method for Measurement of Hydraulic Conductivity of Saturated Porous Materials Using a Flexible Wall Permeameter).
- b) Soil specimens shall have a minimum diameter of 70 mm (2.75 inches) and a minimum height of 70 mm (2.75 inches). The soil specimens shall be selected from a section of the soil sample which contains the most porous material based on a visual inspection. The hydraulic gradient shall not exceed 30 during sample preparation and testing. Swelling of the soil specimen should be controlled to adjust for: the amount of compaction measured during sample collection and extraction from the tube and the depth or elevation of the sample. The effective stress used during saturation or consolidation of the sample shall not exceed 40 kPa (5.7 psi) or the specific stress level, that is expected in the field location were the sample was taken, which ever is greater.
- c) The complete laboratory report, as outlined in ASTM D 5084, shall be supplied for each soil sample collected in the field.

2. Oedometer Test Method

- a) The soil samples shall be tested for hydraulic conductivity using ASTM D 2435 (Standard Test Method for One-Dimensional Consolidation Properties of Soils).
- b) Soil specimens shall have a minimum diameter of 50 mm (2 inches) and a minimum height of 20 mm (0.8 inches). The soil specimens shall be selected from a section of the soil sample which contains the most porous material based on a visual inspection. The soil specimen shall be taken from an undisturbed soil sample. The soil specimen shall be completely saturated.
- c) The complete laboratory report, as outlined in ASTM D 2435, shall be supplied for each soil sample collected in the field.

Schedule "C" to Environment Act Licence No. 2439 RR

Initial Characterization of Wastewater Pursuant to Clause 46

Facility Size: Small (500 - 2500 m³/day)

Facility Type: Facultative wastewater treatment lagoon – intermittent discharge

Effluent Sampling:

During the first year of operation:

1. Obtain a representative grab sample of the discharging effluent near the beginning of the discharge period and near the end of the discharge period (i.e., two samples for each discharge event);
2. Obtain a representative grab sample of the discharging effluent on a quarterly basis for each quarter there was effluent discharged; and
3. Determine the temperature of each sample at the time of sampling.

Effluent Analysis:

1. Have the discharge period grab samples analyzed for:
 - a) the organic content as indicated by the five-day biochemical oxygen demand and expressed as milligrams per litre;
 - b) the organic content as indicated by the five-day carbonaceous biochemical oxygen demand and expressed as milligrams per litre;
 - c) the total suspended solids content expressed as milligrams per litre;
 - d) the *Escherichia coli* (*E. Coli*) content as indicated by the MPN index and expressed as MPN per 100 millilitres per sample;
 - e) the fecal coliform content as indicated by the MPN index and expressed as MPN per 100 millilitres per sample;
 - f) the total coliform content as indicated by the MPN index and expressed as MPN per 100 millilitres per sample;
 - g) if chlorine was used as a disinfecting agent, total residual chlorine expressed as milligrams per litre;
 - h) total ammonia nitrogen expressed as milligrams per litre;
 - i) nitrate-nitrite nitrogen expressed as milligrams per litre;
 - j) total Kjeldahl nitrogen (TKN) expressed as milligrams per litre;
 - k) dissolved phosphorus expressed as milligrams per litre;
 - l) total phosphorus expressed as milligrams per litre;
 - m) temperature; and
 - n) pH.
2. Have the quarterly grab samples analyzed for:
 - a) acute toxicity; and
 - b) chronic toxicity.

Effluent Reporting:

1. For each grab sample, report the results to the Director, in writing or in an electronic format acceptable to the Director within 60 days of the sampling date. The report shall include the sampling date, sample temperature, the dates of the effluent discharge, and copies of the laboratory analytical results of the sampled effluent.

Schedule "D" to Environment Act Licence No. 2439 RR

Initial Characterization of Wastewater Pursuant to Clause 47

Facility Size: Small (500 - 2500 m³/day)

Facility Type: Wastewater Treatment Lagoon - Continuous discharge

Effluent Sampling:

During the first year of operation:

1. a grab sample shall be collected every two weeks;
2. a grab sample shall be collected on a quarterly basis; and
3. a grab sample shall be collected on a daily basis, if chlorine is used.

Effluent Analysis:

1. Have the bi-weekly grab samples analyzed for:
 - a) the organic content as indicated by the five-day biochemical oxygen demand and expressed as milligrams per litre;
 - b) the organic content as indicated by the five-day carbonaceous biochemical oxygen demand and expressed as milligrams per litre;
 - c) the total suspended solids content expressed as milligrams per litre;
 - d) the *Escherichia coli* (*E. Coli*) content as indicated by the MPN index and expressed as MPN per 100 millilitres per sample;
 - e) the fecal coliform content as indicated by the MPN index and expressed as MPN per 100 millilitres per sample;
 - f) the total coliform content as indicated by the MPN index and expressed as MPN per 100 millilitres per sample;
 - g) total ammonia nitrogen expressed as milligrams per litre;
 - h) nitrate-nitrite nitrogen expressed as milligrams per litre;
 - i) total Kjeldahl nitrogen, TKN (ammonia + organic N) expressed as milligrams per litre;
 - j) dissolved phosphorus expressed as milligrams per litre;
 - k) total phosphorus expressed as milligrams per litre;
 - l) temperature; and
 - m) pH.
2. Have the quarterly grab samples analyzed for:
 - a. acute toxicity; and
 - b. chronic toxicity.
3. Have the daily sample analyzed for total residual chlorine (TRC) expressed as milligrams per litre, if required.

Effluent Reporting:

1. Report the results to the Director, in writing and in an electronic format acceptable to the Director, within 60 days of the sampling date. The report shall include the sampling date, sample temperature, the dates of the effluent discharge, and copies of the laboratory analytical results of the sampled effluent.