

AMENDMENT TO PROVISIONAL CERTIFICATE OF
APPROVAL
WASTE DISPOSAL SITE
NUMBER 0084-78RKAM
Notice No. 3
Issue Date: May 28, 2009

Niagara Waste Systems Limited
Post Office Box, No. 100
Thorold, Ontario
L2V 3Y8

Site Location: Walker South Landfill
Lots 31, 49, 50 and 66
Former Township of Stamford
Niagara Falls City, Regional Municipality of Niagara

You are hereby notified that I have amended Provisional Certificate of Approval No. 0084-78RKAM issued on January 30, 2008 and amended on January 29, 2009 and April 17, 2009 for the use and operation of a 53.9 hectare waste disposal site within a total site area of 85.68 hectares , as follows:

- I. This Notice of Amendment has been issued to acknowledge the change in the location of the *Site*'s entrance and exit to **3081 Taylor Road, Niagara Falls, Ontario**, in accordance with Item 31 of Schedule "A".
- II. This Notice of Amendment has also been issued to correct the Site Locations detailed in the preambles of Notice nos. 1 and 2 of this *Certificate* dated January 29, 2009 and April 17, 2009, respectively, from:

"2800 Thorold Townline Road
2800 Thorold Townline Rd
Niagara Falls City, Regional Municipality of Niagara"

to:

"Walker South Landfill
Lots 31, 49, 50 and 66
Former Township of Stamford
Niagara Falls City, Regional Municipality of Niagara"

III. The following item is hereby added to Schedule "A":

31. Letter dated January 5, 2009, from Bradley Cassidy, Environmental Coordinator, Niagara Waste Systems Limited to Brad Ross, Ministry of the Environment providing notification of a change in location of the *Site* entrance/exit.

The reasons for this amendment to the Certificate of Approval are as follows:

The reason for Section I is to acknowledge the change in the Site's entrance/exit location.

The reason for Section II is to correct administrative errors in the previously issued Notices of Amendment.

This Notice shall constitute part of the approval issued under Provisional Certificate of Approval No. 0084-78RKAM dated January 30, 2008, as amended.

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 Environmental Review 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 shall state:

1. The portions of the approval or each term or condition in the approval in respect of which the hearing is required, and;
2. The grounds on which you intend to rely at the hearing in relation to each portion appealed.

The Notice should also include:

3. The name of the appellant;
4. The address of the appellant;
5. The Certificate of Approval number;
6. The date of the Certificate of Approval;
7. The name of the Director;
8. The municipality within which the waste disposal site is located;

And the Notice should be signed and dated by the appellant.

This Notice must be served upon:

The Secretary*
Environmental Review Tribunal
655 Bay Street, 15th Floor
Toronto, Ontario
M5G 1E5

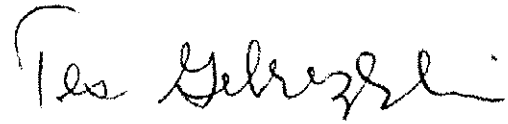
AND

The Director
Section 39, *Environmental Protection Act*
Ministry of the Environment
2 St. Clair Avenue West, Floor 12A
Toronto, Ontario
M4V 1L5

* Further information on the Environmental Review Tribunal's requirements for an appeal can be obtained directly from the Tribunal at: Tel: (416) 314-4600, Fax: (416) 314-4506 or www.ert.gov.on.ca

The above noted waste disposal site is approved under Section 39 of the Environmental Protection Act.

DATED AT TORONTO this 28th day of May, 2009



Tesfaye Gebrezghi, P.Eng.

Director

Section 39, *Environmental Protection Act*

DL/

c: District Manager, MOE Niagara
Bradley Cassidy, Niagara Waste Systems Limited