

Manitoba



Conservation and Water Stewardship

Climate Change and Environmental Protection Division
Environmental Assessment and Licensing Branch
123 Main Street, Suite 160, Winnipeg, Manitoba R3C 1A5
T 204 945-8321 F 204 945-5229
www.gov.mb.ca/conservation/eal

CLIENT FILE NO.: 5610.00

December 12, 2012

Dan Precourt, President
Lube 1 Inc.
1712 Rosser Avenue
Brandon R7A 7T9

Dear Ms. Precourt:

Enclosed is Licence No. 268 HW dated December 12, 2012 issued in accordance with *The Dangerous Goods Handling & Transportation Act* to **Lube 1 Inc.** for the continued operation of a facility that consists of a space heating used oil burner and a used oil boiler (the facility) located at 1712 Rosser Avenue in Brandon, Manitoba, in accordance with the Application dated June 26, 2012.

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 facility as licensed.

For further information on the administration and application of the Licence, please feel free to contact Peter Crocker, Environment Officer at 204-726-6565.

Pursuant to Section 25 of *The Dangerous Goods Handling & Transportation 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,

A handwritten signature in cursive script that reads "Tracey Braun".

Tracey Braun, M.Sc.
Director
Environment Act

Enc.

c: Don Labossiere, Director, Environmental Compliance and Enforcement
Public Registries

NOTE: Confirmation of Receipt of this Licence No. 268 HW (*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 December 21, 2012

On behalf of Lube 1 Inc.

Date

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

LICENCE

Licence No./Licence n°

268 HW

Issue Date/Date de délivrance

December 12, 2012

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:/CETTE LICENCE EST DONNÉE À:

LUBE 1 INC. OPERATING AS PENZOIL 10 MINUTE OIL CHANGE;
"the Licencee"

for the continued operation of a facility that consists of a space heating used oil burner and a used oil boiler (the facility) located at 1712 Rosser Avenue in Brandon, Manitoba, in accordance with the Application dated June 26, 2012 filed under *The Dangerous Goods Handling and Transportation Act*, and subject to the following specifications, limits, terms and conditions:

DEFINITIONS

In this Licence,

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

"**facility**" means all buildings, structures, process and pollution abatement equipment, storage facilities and land used by the Licencee for the purposes of burning used oil in a space heating used oil burner;

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

"**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;

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

"**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; and

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

"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.

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 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

Respecting Facility Operation

5. The Licencee shall operate the facility in accordance with the Application dated June 26, 2012.
6. The Licencee shall only burn used oil as a fuel in the space heating used oil burner and in the used oil boiler.
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 of the burner 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, and in the used oil boiler for the previous 12 months.
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.
14. The Licencee shall not receive hazardous waste other than used oil at the facility.
15. The Licencee shall not store more than 6000 liters of used oil at the facility at any one time.

Respecting Spills

16. 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 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.
17. The Licencee shall, in the event of a release, spill, leak or discharge of a pollutant or contaminant in an amount or concentration, or at a level or rate of release, that exceeds the limit that is expressly provided under this Licence, *The Environment Act*, another Act of the Legislature, or an Act of Parliament, or in regulation, licence, permit, order, instruction, directive or other approval or authorization issued or made under one of those Acts, immediately report the release, spill, leak or discharge by calling 204-945-4888. The report shall indicate the nature of the release, leak, spill or discharge, the time and estimated duration of the event and the reason for the release, spill leak or discharge.
18. The Licencee shall properly equip the facility with spill cleanup equipment and supplies.


Respecting Alterations and Decommissioning

19. The Licencee shall obtain approval in writing from the Director for any proposed alteration or expansion to the facility that may affect emissions to the environment before proceeding with the alteration.

20. The Licencee shall, at the request of the Director, in the event that the facility is to be permanently closed, conduct an investigation in accordance with "Manitoba Conservation and Water Stewardship's Guideline for Environmental Site Investigations in Manitoba", (March 1998, revised in 2002), to identify any contamination which may have resulted from the operation of the facility.
21. The Licencee shall, where the investigation referred to in Clause 20 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. 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.
- B. 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.: 5610.00

Consignor Registration No. MB G12982