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April 22, 2014

Dave Fumerton, Manager
York Durham District Office
Ministry of the Environment
230 Westney Road South, 5th Floor
Ajax, Ontario L1S 7J5

Dear Mr. Fumerton:

**RE: Durham York Energy Centre
Certificate of Approval: #7306-8FDKNX
Condition 13. (1)**

The Regional Municipality of Durham and the Regional Municipality of York (Regions) submit this letter in accordance with Condition 13. (1) of the above referenced Environmental Compliance Approval (ECA), which states:

The Owner shall notify the District Manager in writing, at least sixty (60) days prior to the scheduled date for the first receipt of Waste at the Site, as to whether or not the construction of the Facility has been carried out in accordance with this Certificate to a point of Substantial Completion.

To achieve "Substantial Completion" as defined in the ECA, which has the same meaning as substantial performance in the Construction Lien Act, R.S.O. 1990, c. C-30 the Facility must be fully commissioned, tested and accepted by the Regions. These activities require waste to fuel the boilers and demonstrate compliance with project performance guarantees and Ministry of the Environment (MOE) requirements. First receipt of waste is currently scheduled for July 2014 with Substantial Completion anticipated later this fall.

Construction of the Facility is being carried out in accordance with the ECA, such that it is ready for use and can be used for the purposes intended when waste is first received at the site. Prior to receipt of waste, the Facility's mechanical, electrical and control systems will be sufficiently completed to allow waste to be processed in accordance with all regulatory requirements. As per the requirements of the ECA, at a minimum the

facility will be capable of the following: a) temporary storage and thermal treatment of the waste; b) abatement of the emissions from the processes and handling, screening, sorting and/or conditioning of the residual wastes; and, c) management of the wastewater and the non-contact stormwater generated at the Site.

If you require additional information, please contact the undersigned.

Sincerely,

Mirka Januszkiewicz, P.Eng.
Director, Waste Management

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KB/ms

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G. Battarino, Project Officer, Project Coordination, Ministry of the Environment
H. Titus, Facility Manager, Covanta Durham York Energy Centre