

INFORMATION
DÉNONCIATION

Under Section 23 of the *Provincial Offences Act*
En vertu de l'article 23 de la Loi sur les infractions provinciales

COPY Form / Formule 105
Courts of Justice Act
Loi sur les tribunaux judiciaires

ONTARIO COURT OF JUSTICE
COUR DE JUSTICE DE L'ONTARIO
PROVINCE OF ONTARIO
PROVINCE DE L'ONTARIO
Central East Region

R.R.O / L.R.O. 1990
O.Reg. / Règl. de l'Ont. O. 200

This is the information of Roger Newton
Dénonciation déposée par

of Ministry of the Environment
de

Provincial Officer

(occupation / profession)

I have reasonable and probable grounds to believe and do believe that / J'ai des motifs raisonnables de croire et je crois effectivement que

2241960 Ontario Inc. AND GFL Environmental Inc.

1) during the period beginning on or about July 22, 2011 and ending on or about August 12, 2013 at or near 171 County Road No. 2 in the Township of Otonabee-South Monaghan, County of Peterborough did commit the offence of causing or permitting the discharge of a contaminant, to wit metals and organic compounds, into the natural environment, where the discharge caused or may have caused an adverse effect, contrary to Sec.14 (1) of the *Environmental Protection Act*, R.S.O. 1990, c. E.19, as amended, thereby committing an offence under Sec. 186 (1.1) of the said Act.

2) AND FURTHER THAT, **Natalie WALSH AND Gordon CHURCHILL AND Claudio VILLA** during the period beginning on or about July 22, 2011 and ending on or about August 12, 2013 at or near 171 County Road No. 2 in the Township of Otonabee-South Monaghan, County of Peterborough, being the directors of 2241960 Ontario Inc., did commit the offence of failing, as directors of the said corporation, to take all reasonable care to prevent the corporation from discharging or causing or permitting the discharge of a contaminant, namely metals and organic compounds, into the natural environment which caused or was likely to cause an adverse effect, contrary to Sec.194 (1) (a) (i) of the *Environmental Protection Act*, R.S.O. 1990, c. E.19, as amended, thereby committing an offence under Sec. 194 (2) of the said Act.

3) AND FURTHER THAT, **2241960 Ontario Inc.** during the period beginning on or about November 17, 2011 and ending on or about August 12, 2013 at 171 County Road No. 2 in the Township of Otonabee-South Monaghan, County of Peterborough and elsewhere in the Province of Ontario, did commit the offence of failing to comply with Item #1 of Provincial Officer's Order # 1231-8MYS4V dated November 10, 2011, by failing to submit to Provincial Officer Chris Johnston, an employee of the Ministry of Environment, an "Action Plan", of the necessary actions that need to be undertaken to properly characterize the soil material at the said property, by November 16, 2011, contrary to Sec.186 (2) of the *Environmental Protection Act*, R.S.O. 1990, c. E.19, as amended.

4) AND FURTHER THAT, **Natalie WALSH AND Gordon CHURCHILL AND Claudio VILLA** during the period beginning on or about November 17, 2011 and ending on or about August 12, 2013 at 171 County Road No. 2 in the Township of Otonabee-South Monaghan, County of Peterborough and elsewhere in the Province of Ontario, being the directors of 2241960 Ontario Inc., did commit the offence of failing to take all reasonable care to prevent the corporation from contravening Item # 1 of Provincial Officer's Order # 1231-8MYS4V dated November 10, 2011 made under this Act, by failing to submit by November 16, 2011 to Provincial Officer Johnston, an employee of the Ministry of the Environment, an "Action Plan" of the necessary actions that need to be undertaken to properly characterize the soil material at the said property, contrary to Sec.194 (1) (f) of the *Environmental Protection Act*, R.S.O. 1990, c. E.19, as amended, thereby committing an offence under Sec. 194 (2) of the said Act.

5) AND FURTHER THAT, **Direct Line Environmental Corp.** during the period beginning on or about July 22, 2011 and ending on or about August 12, 2013 at 171 County Road No. 2 former South Monaghan Township, Township of Otonabee-South Monaghan, County of Peterborough did commit the offence of failing to comply with condition 35 (g) of Provisional Certificate of approval A 680301, by exceeding the soil quality for Table 1 Standards for Agricultural land, contrary to Sec.186 (3) of the *Environmental Protection Act*, R.S.O. 1990, c. E.19, as amended, thereby committing an offence under Sec. <> of the said Act.

| Date Date | Defendant Appears Défendeur Comparait Ajournement | Parties Consent Consentement des parties | Bail and/or other action Cautionnement et/ou autre mesure | Fails to Appear Omet de comparaître | Bench Warrant Mandat du tribunal | Certificate of Default Certificat de défaut |
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| Date Date | Clerk Greffier | Reporter Sténographe | Prosecutor Poursuivant | For Defendant Pour le défendeur | Justice's initials Initiales du juge de paix | |
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Sworn before me at Peterborough

Assermenté devant moi au

this 24th day of OCTOBER, yr. 2013
le jour de an

COPY

Judge or Justice of the Peace in and for the Province of Ontario
Juge ou juge de paix dans et pour la province d'Ontario

Informant
Dénonciateur

Sec. 24 / art. 24

R. RESTAOS

Summons for , yr. Confirmed on , yr.
Sommaton pour an Confirmée le an Justice of the Peace
Juge de paix

| Date Date | Defendant Défendeur | Pleas / Plaide Guilty to Counts / Coupable sous les chefs | Pleas / Plaide Not Guilty to Counts / Non coupable sous les chefs | Found Guilty on Counts Déclaré coupable sous les chefs | Not Guilty on Counts Déclaré non coupable sous les chefs |
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Date In Absentia / Défaut de comparution

counts / chefs d'accusation

Fined \$ _____ & \$ _____ Costs. Time to pay _____
Amende de \$ et \$ de frais. Délai de paiement _____

Date of Birth _____
Date de naissance D I J M Y I A

Probation _____
Période de probation de _____

Sentenced to Imprisonment for _____
Peine d'emprisonnement de _____

withdrawn accusation(s) retirée(s) sentence suspended condamnation avec sursis

counts / chefs d'accusation

Fined \$ _____ & \$ _____ Costs. Time to pay _____
Amende de \$ et \$ de frais. Délai de paiement _____

Date of Birth _____
Date de naissance D I J M Y I A

Probation _____
Période de probation de _____

Sentenced to Imprisonment for _____
Peine d'emprisonnement de _____

withdrawn accusation(s) retirée(s) sentence suspended condamnation avec sursis

counts / chefs d'accusation

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Période de probation de _____

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Peine d'emprisonnement de _____

withdrawn accusation(s) retirée(s) sentence suspended condamnation avec sursis

counts / chefs d'accusation

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Peine d'emprisonnement de _____

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Date of Birth _____
Date de naissance D I J M Y I A

Probation _____
Période de probation de _____

Sentenced to Imprisonment for _____
Peine d'emprisonnement de _____

withdrawn accusation(s) retirée(s) sentence suspended condamnation avec sursis

Judge or Justice of the Peace in and for the Province of Ontario
Juge ou juge de paix dans et pour la province de l'Ontario

| | |
|---|---|
| No. of information / N° de la dénonciation | |
| Return Date of Summons / Sommeil rapportée le December 19th | , yr. / an 2013 |
| INFORMATION Against / DÉNONCIATION Visant 2241960 Ontario Inc., 13471 Lakeridge Rd, Scugog, Ontario, L9L 1W3 GFL Environmental Inc., 1070 Toy Ave, Pickering, Ontario, L1W 3P1 Direct Line Environmental Corp., 1070 Toy Ave, Pickering, Ontario, L1W 3P1 Natalie WALSH, 2005 Burnham Line, Peterborough, Ontario, K9J 6X9 Gordon CHURCHILL, 159 Roseborough Dr Port Perry, Clarington, Ontario, L9L 2E3 Claudio VILLA, 24 Leora Crt, Richmond Hill, Ontario, L4C 7N3 | |
| CHARGE: / ACCUSATION : Environmental Protection Act - EPA - 14 (1) Environmental Protection Act - EPA - 186 (3) Environmental Protection Act - EPA - 194 (1) (a) (i) Environmental Protection Act - EPA - 186 (2) Environmental Protection Act - EPA - 194 (1) (f) | |
| <input type="checkbox"/> Summons Sommeil | <input type="checkbox"/> Warrant Mandat |
| <input type="checkbox"/> Arrest Arrestation | <input type="checkbox"/> Arrest Arrestation |
| Reportable M.V. Offence (H.T.A. 210) Rapport V.M. (Code de la route 210) | C.V.O.R. No. (Commercial Vehicles Only) Numéro I.C.V.U. (véhicules utilitaires seulement) |
| Sex Sexe | Was defendant owner? Le défendeur était-il propriétaire? <input type="checkbox"/> Yes / Oui <input type="checkbox"/> No / Non |
| Birth Date / Date de naissance Day / Jour Month / Mois Year / Année | Driver's Licence Number / Numéro du permis de conduire |
| Plate No. / Numéro de plaque | <input type="checkbox"/> Involves an Accident Infraction reliée à un accident |
| Informant Dénonciateur Roger Newton | |
| Date Sworn Date d'assermentation 24th OCTOBER, 2013 | No. / N° 106 |
| Officer / Agent de police Roger Newton | Dist./Agency Dist./Agence Investigations and Enforcement Branch |
| Div. Environment Courtroom / Salle d'audience | 70 Simcoe Street, Peterborough Court Room #4 |
| At / A | 09:00 AM |

*ISSUED 24th OCTOBER 2013
FOR FILE 6 (RETURNED TO SENDER)*