NOV 2 O 2008

His Worship Fred Eisenberger
Mayor
City of Hamilton
77 James Street North, Suite 230
Hamilton ON L8R 2K3

Dear Mayor Eisenberger:

Thank you for your letter of September 25, 2008 regarding the recent application submitted by Newalta Industrial Services Inc. (Newalta) for a Certificate of Approval (CofA) to allow the disposal of non-hazardous incinerator ash at the Newalta’s Stoney Creek Landfill.

I would like to assure you that the resolution provided by the Hamilton City Council was considered as part of the ministry's review of the application and that a thorough review of the application was undertaken before a decision was made.

Newalta’s current CofA allows for disposal of non-hazardous material. This application was to specifically allow the disposal of non-hazardous incinerator ash among other types of non-hazardous waste types that are approved for disposal at the site. Waste approved for disposal include Industrial, Institution and Commercial (IC&I) waste.

The ministry has restricted the landfill site from receiving hazardous waste, liquid industrial waste and putrescible waste such as hauled sewage and domestic waste.

The ministry is satisfied with the technical work done by Newalta in demonstrating that the disposal of this non-hazardous material will not negatively impact the environment. On September 29, 2008, the ministry approved Newalta’s application and issued a Notice of Amendment to the CofA allowing the disposal of non-hazardous incinerator ash at the Newalta (Stoney Creek) landfill subject to stringent terms and conditions. The ministry will ensure through vigorous testing requirements that no hazardous waste will be received at the landfill site.
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If you have any further questions or concerns, please contact Mr. Tesfaye Gebrezghi, Supervisor, Waste Unit, Environmental Assessment and Approvals Branch of the ministry at 416-314-8317.

Thank you for bringing your concerns to my attention.

Sincerely,

[Signature]

John Gerretsen
Minister