



Victoria File: 26250-20/2395  
Site ID: 2395

December 17, 2021

Mr. Bogren  
Suncor Energy Products Partnership  
1155 Glenayre Drive  
Port Moody, BC V3H 3E1  
cbogren@suncor.com

Dear Mr. Bogren:

**Re: Certificate of Compliance - 2020 Main Street, Penticton, British Columbia**

Please find enclosed a Certificate of Compliance respecting the site referenced above.

In addition to the conditions set out in Schedule B of the Certificate of Compliance, please be advised of the following:

1. Information about the site will be included in the Site Registry established under the *Environmental Management Act*.
2. The provisions of this Certificate of Compliance are without prejudice to the right of the Director to make orders or impose requirements as the Director may deem necessary in accordance with applicable laws. Nothing in this Certificate of Compliance will in any way restrict or impair the Director's power in this regard.
3. A qualified environmental consultant should be available to identify, characterize and appropriately manage:
  - (a) any environmental media that may be contaminated, or
  - (b) soil which may exceed the standards triggering a Contaminated Soil Relocation Agreement set out in section 40 of the Contaminated Sites Regulationand may be encountered during any future subsurface work at the site.

4. Groundwater wells that are no longer required must be properly decommissioned in accordance with the *Water Sustainability Act's* Groundwater Protection Regulation.
5. Please note that future site development may create preferential pathways for vapour. In this event, further assessment and remediation of vapour may be warranted.
6. Please note that the attached Certificate of Compliance does not address obligations of employers regarding worker health and safety under the *Workers Compensation Act* and Occupational Health and Safety Regulation. Development of site-specific work procedures in accordance with Workers' Compensation Board regulations may be warranted. Please direct related questions to Worksafe BC.

Issuance of this Certificate of Compliance is a decision that may be appealed under Part 8 of the *Environmental Management Act*.

If you require clarification of any aspect of this Certificate of Compliance, please contact the undersigned at [james.plett@gov.bc.ca](mailto:james.plett@gov.bc.ca).

Yours truly,



James Plett  
Senior Contaminated Sites Officer

Enclosure

cc: City of Penticton, Planning Department, [planning@penticton.ca](mailto:planning@penticton.ca)  
Client Information Officer, ENV, Victoria, [esp\\_cio@victoria1.gov.bc.ca](mailto:esp_cio@victoria1.gov.bc.ca)  
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CSAP Society, [apopova@csapsociety.bc.ca](mailto:apopova@csapsociety.bc.ca)



**CERTIFICATE OF COMPLIANCE**  
(Pursuant to Section 53 of the *Environmental Management Act*)

**THIS IS TO CERTIFY** that as of the date indicated below, the site identified in Schedule A of this Certificate of Compliance has been satisfactorily remediated to meet the applicable Contaminated Sites Regulation remediation standards and criteria.

This Certificate of Compliance is qualified by the requirements and conditions specified in Schedule B.

The substances for which remediation has been satisfactorily completed and for which this Certificate of Compliance is valid are listed in Schedule C.

I have issued this Certificate of Compliance based on a review of relevant information including the documents listed in Schedule D. I, however, make no representation or warranty as to the accuracy or completeness of that information.

A Director may rescind this Certificate of Compliance if requirements and conditions imposed in the Certificate of Compliance are not complied with or any fees payable under Part 4 of the Act or regulations are outstanding.

This Certificate of Compliance should not be construed as an assurance that there are no hazards present at the site.

December 17, 2021  
Date Issued

  
James Plett  
For Director, *Environmental Management Act*

## Schedule A

The site covered by this Certificate of Compliance is located at 2020 Main Street, Penticton, British Columbia which is more particularly known and described as:

Lot 1, District Lot 1997S, Similkameen Division, Yale District Plan 7866;  
PID: 006-642-951

The approximate centre of the site using the NAD (North American Datum) 1983 convention is:

Latitude: 49° 28' 33.1"  
Longitude: 119° 34' 58.1"

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## Site Plan, Penticton, BC



## Location Map, Penticton, BC



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## Schedule B

### Requirements and Conditions

1. Any changes in land, vapour or water uses must be promptly identified by the responsible persons in a written submission to the Director. An application for an amendment or new Certificate of Compliance may be necessary. The uses to which this condition applies are described in Schedule C and in the site investigation documents listed in Schedule D.

The documents listed in Schedule D indicate that vapour attenuation factors were applied to meet Contaminated Sites Regulation numerical standards at and adjacent to the site. These vapour attenuation factors were selected based on assumptions about the structures, locations and depths of buildings existing or expected at and adjacent to the site. These assumptions include the following:

- (a) That the current building will remain as is; or*
- (b) That future building(s) will not come into contact with groundwater*

Any inconsistencies that arise between the structures, locations and depths of proposed or constructed buildings at or adjacent to the site and the range of structures, locations and depths of buildings assumed in the selection of vapour attenuation factors in the documents listed in Schedule D must be promptly identified by the responsible persons in a written submission to the Director. An application for an amendment or new Certificate of Compliance may be necessary.

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**Schedule C**  
**Substances and Uses**

***Substances remediated in soil for commercial land soil use:***

To meet risk-based remediation standards:

- Ethylene Glycol 107-21-1
- Lead 7439-92-1

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For Director, *Environmental Management Act*

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## Schedule D

### Documents

- *Summary of Site Condition (Site ID: 2395)*, David Newton and Tara Siemens Kennedy, SNC-Lavalin Inc., November 3, 2021;
- *Preliminary Site Investigation Addendum and Detailed Site Investigation, 2020 Main Street, Penticton, BC*, Johnny Louie, Calin Nan and Jason Tataren, SNC-Lavalin Inc., October 29, 2021;
- *Human Health and Ecological Risk Assessment, 2020 Main Street, Penticton, BC*, Mandeep Purewal and Lindsay Du Gas, SNC-Lavalin Inc., October 29, 2021; and
- *Preliminary Site Investigation, 2020 Main Street, Penticton, BC*, Trevor Roste and Marion Houlbrook, SNC-Lavalin Inc., April 27, 2016.

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Date Issued



James Plett

For Director, *Environmental Management Act*