

This Agreement for Community Monitoring of Solid Waste Facilities made this \_\_\_\_\_ day of February, 1999.

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**BETWEEN:**

**HALIFAX REGIONAL MUNICIPALITY**, a body corporate pursuant to the *Halifax Regional Municipality Act*

(hereinafter called "HRM")

- and -

**HALIFAX WASTE/RESOURCE SOCIETY**, a body corporate incorporated pursuant to the *Societies Act*

(hereinafter called "the Society")

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**MONITORING AGREEMENT**

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Robert W. Carmichael  
Cox Hanson O'Reilly Matheson  
Barristers and Solicitors  
1100 - 1959 Upper Water Street  
Halifax NS B3J 3E5



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**BETWEEN:**

**HALIFAX REGIONAL MUNICIPALITY**, a body corporate pursuant to the *Halifax Regional Municipality Act*

(hereinafter called "HRM")

APPROVED  
AS TO FORM

Municipal Services

- and -

**HALIFAX WASTE/RESOURCE SOCIETY**, a body corporate incorporated pursuant to the *Societies Act*

(hereinafter called "the Society")

**WHEREAS**

HRM has, pursuant to HRM's integrated solid waste resource management strategy, designated a site near Goodwood, Halifax County, as the site for a residuals disposal facility and waste processing facility.

HRM is committed to ensuring that operations at these facilities will be monitored by residents of the communities which are adjacent to the facilities, and by residents of the Regional Municipality at large.

The Society has been formed by residents of the adjacent communities and of the Regional Municipality for the purpose of working together with HRM in the establishment and implementation of a monitoring process and of facilitating the participation of residents in that process.

HRM and the Society wish to enter into an agreement, on the terms set out below, establishing a structure and procedures for the monitoring of operations at the facilities.

- 1.10 "HRM" means Halifax Regional Municipality.
- 1.11 "Inert Material" means Solid Waste which (i) is not Unacceptable Waste; and (ii) does not contain elements which are recognizable as readily putrescible.
- 1.12 "Interim Committee" means the Committee comprised of those persons listed in Schedule "A".
- 1.13 "Landfill Guidelines" means the standards and guidelines contained in the draft Nova Scotia Standards and Guidelines for Landfills dated July, 1994 prepared by the Nova Scotia Department of Environment.
- 1.14 "Memorandum and By-Laws" means, respectively, the Memorandum of Association and By-Laws of the Society in the form attached to this Agreement as Schedules "B" and "C" respectively.
- 1.15 "Operations" or "Operation", and variations thereof, when used in relation to the Facilities, refers to the operations of the Facilities at the Site, excluding the design, construction and commissioning of the Facilities, but including any closure, post-closure care and remediation activities related to the Facilities.
- 1.16 "Operator" means any person, individual, corporation, partnership, firm, joint venture, syndicate, association or form of entity or organization retained under contract with HRM for the management and operation of the Facilities, or any part of the Facilities, and the subcontractors thereof.
- 1.17 "RDF Facilities" means the Residuals Disposal Cells and related facilities to be situated and operated at the Site.