

SUMMARY OF COMMENTS/RECOMMENDATIONS

PROPONENT: City of Winnipeg

PROPOSAL NAME: Remediation of Omands Creek between
Dublin and Saskatchewan Avenues

CLASS OF DEVELOPMENT: Two

TYPE OF DEVELOPMENT: Water Development and Control

CLIENT FILE NO.: 5689.00

OVERVIEW

The Proposal was received on December 3, 2013. It was dated November 29, 2013. The advertisement of the Proposal was as follows:

“A proposal has been filed by the City of Winnipeg for the remediation of Omands Creek between Dublin Avenue and Saskatchewan Avenue. The project involves the removal of contaminated bank and bed material resulting from past industrial activity, and reconstruction with clean material. The banks will be sloped to a stable configuration, aquatic habitat enhancement and erosion protection works will be installed, and the area will be revegetated. Construction is planned for the winter of 2014, with revegetation occurring in the summer of 2014.”

The Proposal was advertised in the Winnipeg Free Press on Saturday, December 28, 2013. It was placed in the online, Legislative Library, and Millennium Public Library (Winnipeg) public registries. It was distributed to TAC members on January 23, 2014. The closing dates for comments from members of the public and TAC members were January 24, 2013 and February 6, 2014 respectively.

COMMENTS FROM THE PUBLIC

No public comments were received.

COMMENTS FROM THE TECHNICAL ADVISORY COMMITTEE

Manitoba Conservation and Water Stewardship – Environmental Programs and Strategies Branch, Air Quality Section

Air Quality Section has reviewed the above proposal and provides the following comments:

With reference to the submitted document, there is high concentration of metals and Polycyclic Aromatic Hydrocarbons (PAHs) in the soil. It is expected that during excavation, site storage and handling of the contaminated soils and sediment may release VOCs or PAHs emissions into the ambient air. Thus, Air Quality Section suggests that the proponent submit an estimate of these emissions and if necessary, how to manage these emissions.

Disposition:

Project construction is anticipated to occur during freezing conditions when the volatility of VOCs and PAHs is minimized. As well, the volume of contaminated soil exposed at any time is expected to be relatively small, and most of the excavated material would have low levels of contamination. Since VOCs and PAHs are expected to be unnoticeable beyond the immediate work area, and since any noticeable amounts would be addressable by quickly removing volumes with higher concentrations to the disposal site, no additional information is required to address this matter.

Manitoba Conservation and Water Stewardship – Protected Areas Initiative and Lands Branch

No concerns.

Manitoba Conservation and Water Stewardship – Parks and Natural Areas Branch

No comments or concerns to offer as it does not affect any parks or protected areas.

Manitoba Conservation and Water Stewardship – Wildlife Branch

No concerns.

Manitoba Conservation and Water Stewardship – Office of Drinking Water

Neither the creek nor the river are used as drinking water sources and I found no cause for concerns in the EAP respecting drinking water quality or safety.

Manitoba Conservation and Water Stewardship – Water Use Licensing Section

No concerns.

Manitoba Conservation and Water Stewardship – Water Control Works and Drainage Licensing

No concerns.

Manitoba Infrastructure and Transportation – Highway Planning and Design Branch, Environmental Services Section

On behalf of the Vehicle and Equipment Management Agency (VEMA), we would like to relay the following concern:

- VEMA has a shop at 1550 Dublin Aye, with fencing that runs parallel to the creek and serves as security for the compound. Will portions of this fence need to be taken down during construction?
- If yes, what preventative measures will the prime contractor instill to ensure that the VEMA compound remains secure 24 hrs a day until the construction is completed?

Disposition:

Additional information was requested to address these questions.

Canadian Environmental Assessment Agency

Not a designated project so CEAA 2012 does not apply. There will be no further involvement by the agency.

ADDITIONAL INFORMATION

Additional information was required to address the questions raised by Manitoba Infrastructure and Transportation. The proponent's consultant confirmed that the VEMA compound and fence would not be affected by project activities.

PUBLIC HEARING

No requests were received for a public hearing. Accordingly, a public hearing is not recommended.

CROWN-ABORIGINAL CONSULTATION

The Government of Manitoba recognizes it has a duty to consult in a meaningful way with First Nations, Métis communities and other Aboriginal communities when any proposed provincial law, regulation, decision or action may infringe upon or adversely

affect the exercise of a treaty or Aboriginal right of that First Nation, Métis community or other Aboriginal community.

This project involves the remediation of a one block reach of Omands Creek to remove bed and bank material contaminated by previous industrial activity, the replacement of the material with clean material, reshaping in a stable configuration, the installation of fish habitat enhancement works, and revegetation. No impact is anticipated on Aboriginal or treaty rights and it is concluded that Crown-Aboriginal consultation is not required for the project.

RECOMMENDATION

All comments received have been addressed through the provision of additional information by the proponent's consultant. It is recommended that the Development be licensed under *The Environment Act* subject to the limits, terms and conditions as described on the attached Draft Environment Act Licence. It is further recommended that enforcement of the Licence be assigned to the Central Region of the Environmental Compliance and Enforcement Branch.

PREPARED BY:

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