

## **SUMMARY OF COMMENTS/RECOMMENDATIONS**

**PROPONENT:** JMT Holdings Inc .  
**PROPOSAL NAME:** Concrete and Asphalt Crushing/Recycling Plant  
**CLASS OF DEVELOPMENT:** 1  
**TYPE OF DEVELOPMENT:** Manufacturing – Bulk Materials Handling Plant  
**CLIENT FILE NO.:** 5814.00

### **OVERVIEW:**

Manitoba Sustainable Development received a Proposal on November 30, 2015 for the operation of a portable concrete and asphalt crushing/recycling plant and the construction of a bulk materials handling (recycling) facility at 60 Risque Ave in the RM of Springfield, Manitoba. The facility will produce asphalt paving mix for road constructions and repairs.

The Department, on March 24, 2016, placed copies of the Proposal in the Public Registries located at Legislative Library (200 Vaughan Street), the Winnipeg Millennium Public Library and online at <http://www.gov.mb.ca/conservation/eal/registries/5820coco/index.html>. Copies of the Proposal were also provided to the Technical Advisory Committee (TAC) members. A notice of the Environment Act proposal was also placed in Winnipeg Free Press on March 26, 2016. The newspaper and TAC notifications invited responses until April 25, 2016.

### **COMMENTS FROM THE PUBLIC:**

#### **Rural Municipality of Springfield**

The Rural Municipality of Springfield commented that the proponent needs to obtain a conditional use permit from the RM to construct and operate the proposed operation.

#### **Disposition**

The Proponent submitted the requested conditional use permit application and obtained a Conditional Use Order No 16-17 approved on April 26, 2016.

**SUMMARY of COMMENTS FROM THE TECHNICAL ADVISORY COMMITTEE:**

<b>No</b>	<b>Technical Advisory Committee Member</b>	<b>Response Provided</b>
1	Canadian Environmental Assessment Agency	No Comments
2	Manitoba Agriculture – Land Use Branch	No Response
3	Manitoba Conservation and Water Stewardship – <ul style="list-style-type: none"> <li>• Compliance and Enforcement Branch</li> <li>• Climate Change and Air Quality Branch</li> <li>• Wildlife and Fisheries Branch</li> <li>• Parks and Protected Spaces Branch</li> <li>• Forestry Branch</li> <li>• Aboriginal Relations Branch</li> <li>• Lands Branch</li> <li>• Water Quality Management Section</li> <li>• Groundwater Management Section</li> <li>• Office of Drinking</li> <li>• Water Use Licensing Section</li> <li>• Water Control Works Licensing Section</li> <li>• Regional Services Branch</li> </ul>	See Comments below No Response No Concerns No Comments/ Concerns No Response No Response No Comments No Response No Response No Concerns See Comments below No Concerns No Response
4	Manitoba Culture, Heritage and Tourism – Heritage Branch	No Response
5	Manitoba Innovation Energy and Mines – <ul style="list-style-type: none"> <li>• Energy Development Branch</li> <li>• Petroleum Branch</li> </ul>	No Response No Response No Response
6	Manitoba Infrastructure and Transportation – <ul style="list-style-type: none"> <li>• Flood Forecasting Branch</li> <li>• Highway Planning and Design Branch</li> </ul>	No Response No Comments
7	Manitoba Municipal Government	No Response
8	Manitoba Health – Environmental Health Unit	No Response
9	Manitoba Labour – <ul style="list-style-type: none"> <li>• Office of Fire Commissioner</li> <li>• Work Place Safety &amp; Health</li> </ul>	No Comments/ Concerns No Response

A copy of the responses provided can be viewed at the following link:

<http://www.gov.mb.ca/conservation/eal/registries/5814jmt/index.html>

## **COMMENTS FROM THE TECHNICAL ADVISORY COMMITTEE:**

### **Manitoba Sustainable Development – Compliance and Enforcement Branch**

The proposal did not cover issues such as impacts of land grading on drainage, site plan showing equipment locations, impacts of the operation to white Tailed deer, any windbreak used to minimize wind generated dust, dust suppression technique, how to handle public complaints

#### **Disposition**

The proponent provided additional information to address the concerns. Environmental Compliance and Enforcement has not provided any further comment. In addition, the draft Environment Act Licence Clauses 9, 12, 18 and 22 addresses issues related to dust, complaint handling and wastewater.

### **Manitoba Sustainable Development – Water Use Licensing Section**

A clarification was requested whether process water is required at the facility.

#### **Disposition**

The proponent provided additional information and the Water Use Licensing Section has no further comments.

## **PUBLIC HEARING:**

A public hearing is not recommended.

## **CROWN-INDIGENOUS CONSULTATION:**

The Government of Manitoba recognizes that it has a duty to consult in a meaningful way with Indigenous communities when any proposed provincial law, regulation, decision or action may infringe upon or adversely affect the exercise of the Indigenous rights of that community.

This proposed facility will be located on a private land in the RM of Springfield near the City of Winnipeg. There would be no infringement of Indigenous rights under Section 35 of the Constitution Act, 1982 at this time. Therefore, it is concluded that Crown-Indigenous consultation is not required for the project.

## **RECOMMENDATION:**

The Proponent should be issued a Licence for the installation and operation of a portable concrete and asphalt crushing/recycling plant and the construction of a bulk materials handling (recycling) facility in accordance with the specifications, terms and conditions of the attached

draft Licence. Enforcement of the Licence should be assigned to the Environmental Compliance and Enforcement Branch of Manitoba Sustainable Development.

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