



Conservation

Environmental Stewardship Division
Environmental Assessment and Licensing Branch
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FAXED

CLIENT FILE NO.: 3629.00

May 8, 2008

Dwayne Blatt
Viterra
201 Portage Avenue
Winnipeg MB R3B 3K6

Dear Mr. Blatt:

Our records have been updated to reflect the transfer of Agricore United Environment Act Licence No. 1721R to Viterra. Enclosed is Revised Environment Act **Licence No. 1721 RR** dated May 8, 2008 re-issued in the name of **Viterra**.

In addition to the enclosed Revised Licence requirements, please be informed that all other applicable federal, provincial and municipal regulations and by-laws must be complied with.

For further information on the administration and application of the Licence, please feel free to contact the Tim Prawdzik at (204) 622-2123.

Please ensure that the original or copy of the revised Licence and covering letter are available on site.

Yours truly,

Tracey Braun, M. Sc.
Director
Environment Act

Enc.

- c: B. Wright, Regional Director, Western Region, Conservation
- c: Tim Prawdzik, Environment Officer, Conservation
- c: R.M. of Mountain

NOTE: Confirmation of Receipt of this Licence No. 1721 RR (by the Licencee only) is required by the Director of Approvals. Please acknowledge receipt by signing in the space provided below and faxing a copy back to the Department by May 16, 2008.

On behalf of Viterra

Date

****A COPY OF THE LICENCE MUST BE KEPT ON SITE AT THE DEVELOPMENT AT ALL TIMES***

LICENCE

Licence No. / Licence n° 1721 RR

Issue Date / Date de délivrance November 5, 1993

REVISED : August 18, 2004

REVISED : May 8, 2008

In accordance with The Environment Act (C.C.S.M. c. E125) /
Conformément à la Loi sur l'environnement (C.P.L.M. c. E125)

Pursuant to Section 10(1) / Conformément au Paragraphe 10(1)

THIS LICENCE IS ISSUED TO : / CETTE LICENCE EST DONNÉE À :

VITERRA – BIRCH RIVER; “the Licencee”

for the construction and operation of the Development being a crop protection products storage warehouse and handling facility, including all related activities, to be located on NW 1/4 11-39-26 WPM in the L.G.D. of Mountain, and subject to the following specifications, limits, terms and conditions:

DEFINITIONS

In this Licence,

“**chemical**” includes but is not limited to petroleum products, fertilizers and pesticides;

“**Director**” means an employee so designated pursuant to The Environment Act.

GENERAL SPECIFICATIONS

1. The Licencee shall comply with the current edition of the Crop Protection Institute of Canada's warehousing standards regarding the handling and storage of crop protection chemicals, and with any applicable federal or provincial regulations.
2. The Licencee shall ensure that a high standard of equipment maintenance and good housekeeping and operational practices are carried out with respect to the Development, at all times.
3. The Licencee shall submit, within ninety (90) days of the issuance of this Licence, an emergency response contingency plan to be approved by the Director and local fire authorities. This plan shall include, but not be limited to, items which will address: measures implemented for spill prevention and containment; security; personnel training; fire and other response arrangements.

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AT ALL TIMES****

4. The Licencee shall ensure that an automatic system for fire detection and security is installed and maintained.
5. Clause No. 1 of Licence 1607.S2 is hereby rescinded.

LIMITS, TERMS AND CONDITIONS

I - LIQUID EMISSIONS

6. The Licencee shall not discharge any liquid beyond the property line of the Development as a result of:
 - i) any on-site chemical spill;
 - ii) wastewater generated from any response action due to onsite release of chemicals; or
 - iii) contaminated water resulting from fire extinguishing.
7. The Licencee shall ensure that no spillage, contaminated run-off or pollutant is directed to a sewage disposal system.
8. The Licencee shall, at the request of the Director, conduct soil and/or ground water sampling and analysis around the Development to ensure that there is no accumulation or off property movement of pollutants.

II - CHEMICAL STORAGE / HANDLING

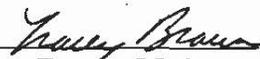
9. The Licencee shall ensure that all concrete floors and curbs are constructed in such a manner and are maintained in good repair so as to prevent spilled liquids from leaking down into the soil.
10. The Licencee shall ensure that the warehouse will be a containment slab design with a liquid holding capacity exceeding 91,000 litres (20,000 gallons).
11. The Licencee shall ensure that any chemical spills are contained and cleaned up immediately to prevent soil contamination and reduce possibility of surface run off into ground and/or surface waters.
12. The Licencee shall ensure that there is no mixing, filling, or re-filling of pesticide chemicals at the Development.
13. The Licencee shall maintain a current duplicate inventory of all chemical materials stored at the Development and keep one copy at the Development, and the other copy at a location off-site.
14. The Licencee shall ensure that only pesticides registered under the Pest Control Products Act of Canada are stored at the Development.

III - STORAGE LOCATION

15. The Licencee shall locate the Development a minimum distance of:
 - i) 100 metres from any property zoned residential; or
 - ii) 100 metres from a single residence(s) unless a written consent form is obtained from the owner(s) of the residence(s).
16. The Licencee shall ensure that no construction is undertaken on a 12.8 meter (42 feet) wide strip of land adjacent to Provincial Road No. 266 to permit future highway improvements.

REVOCATION

- A. This Licence replaces Licence No. 1721 R which is hereby rescinded.
- B. If in the opinion of the Director the Licencee has exceeded, or is exceeding any of the specifications, limits, terms or conditions set out herein, the Director may revoke, temporarily or permanently, this Licence.


Tracey Braun, M. Sc.
Director
Environment Act

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