

SUMMARY OF COMMENTS/RECOMMENDATIONS

PROPONENT: 4213793 MANITOBA LTD.
Operating as PRAIRIE BATTERY
PROPOSAL NAME: Waste Acid Batteries Transfer Facility
CLASS OF DEVELOPMENT: N/A
TYPE OF DEVELOPMENT: Hazardous Waste – DGH&T Act
CLIENT FILE NO.: 4751.00

OVERVIEW:

On March 6, 2002, the Department received an Application from 4213793 Manitoba Ltd. operating as Prairie Battery for the continued operation of a waste lead acid battery transfer facility at 1126-18th Street in Brandon.

On March 8, 2002 the Department placed copies of the Application in the Public Registries located at 123 Main St. (Union Station), the Winnipeg Centennial Public Library, the Manitoba Eco-Network and the Western Manitoba Regional Library in Brandon. As well, copies of the Application were provided to the Technical Advisory Committee (TAC) members. The Department placed a public notification of the Application in the Brandon Sun on March 16, 2002. The newspaper and TAC notification invited responses until April 12, 2002.

COMMENTS FROM THE PUBLIC:

None.

COMMENTS FROM THE TECHNICAL ADVISORY COMMITTEE:

Historic Resources - No concerns.

Conservation had the following comments:

- the number of waste batteries at the site at any one time should be limited to fifty.
- a spill kit stocked with a minimum amount of soda ash should be available at all times.
- all spills should be reported as per Manitoba Regulation 439/87.
- the proponent should ensure that the Brandon Fire Department is aware of the operation.

Disposition:

These concerns were addressed in the Licence.

Canadian Environmental Assessment Agency noted that application of the Canadian Environmental Assessment Act with respect to this proposal will not be required.

Health (The Marquette, Brandon and South Western Regional Health Authorities) had the following comments:

- the proposed location is in a very busy commercial area. In the unlikely event of a fire or major spill, a large amount of people would be at risk and need to be evacuated.
- the Licence should address the appropriate collection and transportation of used battery units and also should address primary and secondary containment measures in the event of a spill.
- an emergency response contingency plan should be prepared and available for review.

Disposition:

These concerns were addressed in the Licence.

Transportation and Government Services had no concerns.

Community Planning Branch, Intergovernmental Affairs had no objection to the proposal but noted that:

- the property is zoned as Commercial Arterial Zone, according to the City of Brandon Zoning By-law. The By-law provides for a variety of commercial uses in this zone.
- based on our understanding of the proposal, the collection of used batteries for recycling appears to be incidental to a business which sells new batteries. The proposal indicates that up to 50 recycled batteries would be kept on the premises, then forwarded to Winnipeg.
- the proponent should be encouraged to contact the office of the Brandon and Area Planning District to determine specific conformance with the zoning By-law and any local approvals that might be required.

Disposition:

These concerns were forwarded to the Applicant and the response was a letter from the Brandon & Area Planning District that stated:-

1. The subject property is designated “General Commercial” in the Brandon and Area planning District Development Plan, By-law No. 62/2/97;
2. The subject property is classified “CAR” Commercial Arterial Zone, according to the City of Brandon Zoning By-law No. 6642; and
3. In the “CAR” Zone, a Waste Lead Acid Transfer Facility is permitted as an Accessory Use to the Commercial Establishment (Battery Sales).

It was noted that the above information is based solely on the existing zoning by-law and any amendments made to it.

PUBLIC HEARING:

A public hearing is not required.

RECOMMENDATION:

The Applicant should be issued a Licence, in accordance with the attached draft, to operate the Waste Lead Batteries transfer facility. Enforcement of the Licence should be assigned to the Western Region.

PREPARED BY:

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