

SUMMARY OF COMMENTS/RECOMMENDATIONS

PROPONENT: Hensall District Cooperative, Incorporated
PROPOSAL NAME: Bulk Material Handling Facility – RM of Portage
CLASS OF DEVELOPMENT: 1
TYPE OF DEVELOPMENT: Bulk Material Handling Facility
CLIENT FILE NO.: 5958.00

OVERVIEW:

Manitoba Sustainable Development received a Proposal on March 31, 2018 for the construction and operation of a bulk material handling facility to be located at Parcel A, Plan 60612 PLTO on N ½ 16-12-8 WPM. The proposed development will retrofit a 24.4 by 48.8 meter existing seed storage building into an agrichemical warehouse. The warehouse will house a maximum of 45 pallets of herbicides, fungicides and insecticides.

The Department, on April 20, 2018 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/sd/eal/registries/5958hensall/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 the Central Plains Herald Leader on Thursday April 19, 2018. The newspaper and TAC notifications invited responses until May 18, 2018.

COMMENTS FROM THE PUBLIC:

No Comments

SUMMARY Of COMMENTS FROM THE TECHNICAL ADVISORY COMMITTEE:

No	Technical Advisory Committee Member	Response Provided
1	Canadian Environmental Assessment Agency	
2	Manitoba Agriculture – Land Use Branch	
3	Manitoba Sustainable Development –	
	<ul style="list-style-type: none">• Compliance and Enforcement Branch• Climate Change and Air Quality Branch• Wildlife and Fisheries Branch• Parks and Protected Spaces Branch• Forestry Branch• Indigenous Relations Branch• Lands Branch• Water Quality Management Section• Groundwater Management Section• Office of Drinking Water• Water Use Licensing Section• Water Control Works Licensing Section• Regional Services Branch	No concerns. No concerns. No concerns. No concerns.
4	Manitoba Sport, Culture, and Heritage – Heritage Branch	No concerns.
5	Manitoba Growth, Enterprise and Trade –	
	<ul style="list-style-type: none">• Energy Development Branch• Petroleum Branch• Office of Fire Commissioner• Work Place Safety & Health	May 8, 2018
6	Manitoba Infrastructure	May 24, 2018
7	Manitoba Indigenous and Municipal Relations	No concerns.
8	Manitoba Health, Seniors and Active Living – Environmental Health Unit	

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

<http://www.gov.mb.ca/sd/eal/registries/5958hensall/index.html>

COMMENTS FROM THE TECHNICAL ADVISORY COMMITTEE:

Manitoba Office of the Fire Commissioner

The OFC recommends that:

- the applicant obtain the required building and occupancy permits from the AHJ for any additions, renovations, and new buildings, and
- an Emergency Plan be filed and approved by the local Fire Department prior to Occupancy in accordance Section 2.8 of the Manitoba Fire Code.

Disposition: Information provided to the proponent.

Manitoba Infrastructure

MI has reviewed the proposal under the *Environment Act* noted above and MI's South Central Regional Operation extends the following comments:

The attached proposal does not provide the pre and post development discharge rates. From the sketch plan, it is not clear if the runoff from the subject property goes to PTH 16 ditches or it remain within the municipal drainage system.

Please have the applicant provide the following:

- Runoff flow pattern of the overall area including the municipal and highway ditches
- Pre development discharge pattern and rates
- Post development discharge pattern and rates including the size of the proposed control culverts

For clarifications regarding the comments above, please contact Denise Stairs, Regional Planning Technologist, at (204) 871-2239 or at Denise.Stairs@gov.mb.ca.

Disposition: Information provided to the proponent for information purposes only.

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 an existing agricultural property. There would be no infringement of Indigenous rights under Section 35 of the Constitution Act, 1982. Therefore, it is concluded that Crown-Indigenous consultation is not required for the project.

RECOMMENDATION:

The Proponent should be issued a Licence for the construction and operation of a bulk material storage and handling 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.

Prepared by:

Krystal Penner
Pesticide and Agricultural Program Specialist
Environmental Approvals Branch

June 4, 2018

Telephone: (204) 945-7107
Fax: (204) 945-5229
E-mail Address: krystal.penner@gov.mb.ca