

Memorandum

DATE: July 24, 2018

TO: Tania Steele FROM: Eshetu Beshada, Ph.D., P.Eng.

Environmental Engineer

Municipal and Industrial Section

SUBJECT: File 5972.00 - Rakowski Recycling. - Information for Public Registry

Tania,

Please find attached the TAC correspondence related to Rakowski Recycling. – Waste Batteries Collection Facility file (5972.00) for distribution to the public registries. The documents included are:

Public Comments

- July 9, 2018 from Dayna Kroeker and Chad Connery; 1 page
- July 8, 2018 from Gary Tessier; 3 pages
- July 6, 2018 from Francoise Therrien Vrignon Green Party St. Boniface Candidate and James Beddome, Green Party Leader; 2 pages
- July 5, 2018 from South_St._Boniface_Residents_Association; 4 pages
- June 12, 2018 from Michelle Berger; Craig_Adolphe; 3 pages
- June 11, 2018 from Christine Trickey; 2 pages
- June 10, 2018 petition signed by 217 residents; 18 pages
- June 9, 2018 from T. Cwik; S. Dupies; L. Campagne; C. Robi; K. Vielfaune; four unidentified residents; E. Fountaine; K. Poersolf; J. Milne; C. Danderean 15 pages
- June 8, 2018 from Paul; B. Zelinsky; T. Mevard; D. Filipchuk; Andre; K. Lawson; Don F.;
 Janes H.; one unidentified resident; 9 pages

TAC Comments

- July 19, 2018 memo from Air Quality Section, 1 page
- July 19, 2018 memo from Environmental Compliance and Enforcement Branch, 1 page
- July 19, 2018 email from Lands Branch, 1 page
- July 19, 2018 email from Parks Branch, 1 page
- July 18, 2018 email from Health, 1 page
- July 4, 2018 email from Wildlife Branch, 1 page
- June 21, 2018 an email from Forestry and Peatlands Branch, 1 page
- June 20, 2018 email from Office of Fire Commissioner, 1 page
- June 11, 2018 an email from Office of Drinking Water, 1 page

66 pages total

Thank you.

Eshetu Beshada, Ph.D., P. Eng.

Beshada, Eshetu (SD)

From: Dayna Kroeker < > Sent: July-09-18 11:26 AM

To: Beshada, Eshetu (SD) < Eshetu. Beshada@gov.mb.ca>

Cc: chad connery <>

Subject: Opposition to Rakowski Dangerous goods file 5972

Hello Eshetu,

We are submitting this email in response to the Notice of Dangerous Goods Handling and Transportation Act Application which appeared in the Winnipeg Free Press on June 9, 2018 regarding the Rakowski Recycling File 5972.00. Please accept this email as an <u>objection</u> to the granting of a license for the continued operation of a waste lead acid battery collection facility at 454 Archibald Street, in Winnipeg MB.

My partner and I are residents of the Dufresne community and reside at ______, which is less than 500m from the Rakowski Recycling facility. We have noticed increased noise, dust, and odour levels at our residence and believe the Rakowski facility is a source of all of these issues.

From our understanding, this facility should not be processing lead batteries as it sits on a site zoned M2. It seems clear to us that Rakowski Recycling has actually been operating as an M3 zoned site as per the KGS Environment Act proposal dated May 18, 2018. Issuing an Environmental License to an organization that is currently not complying with its M2 zoning requirements is of great concern to our household. Please reconsider this application and deny the facility this lead acid battery collection facility license.

We are available at any time should you have any questions or comments about our stance.

Thank you,

Dayna Kroeker, B.Env.Sci. (Hons.), LEED GA Chad Connery, B.Env.D., M.Arch.

Environmental Approvals Branch Manitoba Sustainable Development 1007 Century Street Winnipeg MB R3H 0W4

July 8, 2018

Attention: Eshetu Beshada, PhD, P. Eng

Environmental Engineer

Re: Opposition towards <u>2710331 Manitoba Ltd. O/A Rakowski Recycling – File: 5972.00</u>

Dear Dr. Beshada,

I submit this letter in response to the Notice of Environment Act Proposal which appeared in the Winnipeg Free Press on June 9, 2018 regarding 2710331 Manitoba Ltd. O/A Rakowski Recycling – File: 5972.00.

Please accept this as a formal objection to the granting of a license for the Dangerous Goods Handling and Transportation Act Proposal submitted by Rakowski Recycling which includes a list of our comments and concerns.

I have submitted multiple complaints about noise, odour and dust levels in the area having increased significantly in the last 2-3 years. Various written complaints have already been submitted to the Department of Sustainable Department as well as the city and federal authorities identifying this property and other neighbouring properties as a potential source for all three of these concerns.

I have a number of concerns regarding this application; some of which I spelled out in my recent opposition to Rakowski's request to continue operations:

The City of Winnipeg bylaw 200/2006 states that waste and salvage operations require M3 zoning. Granting a Dangerous Goods Handling and Transportation Act to Rakowski Recycling at 454 Archibald would be inconsistent with the property which is presently zoned by the City of Winnipeg as M2. The property is also well within 300' of a residential area as well as less than half a kilometre from a proposed Residential development housing an additional 1000-1200 residential units.

In addition, Rakowski is currently recycling lead batteries, stated in the 2018 EAP, and to the best of my knowledge, this contravenes their existing agreement and zoning regulations - how is this possible!?! And the request is to not only continue but to significantly increase volumes!

The Dangerous Goods Handling and Transportation Act, Hazardous Waste Regulation (M.R. 195/2015) requires that carriers of Lead Acid Batteries in excess of 205 kg must be licensed.

The informal recycling processes for Lead Acid Batteries can subject people to various forms of toxic exposure. The most frequent and common way that people are exposed to lead contamination is through lead particulates from the battery acid. During the breaking process,

battery acid can easily leak into the soil or enter ground and surface water systems that are used for bathing and drinking. Lead toxins can also be inhaled during the melting of the lead plates, which allows the metal to enter into the respiratory and circulatory systems. Excess lead dust from this process can also be transported on clothing and can accumulate inside houses on bedding, furniture, and even food. Dry soil that is contaminated with lead particulates also poses the hazard of spreading lead dust throughout a community, where it can easily be inhaled or touched. What proof do we have that the treatment of said batteries will take place in a properly contained and secure environment?

A single lead-acid battery disposed of incorrectly into a municipal solid waste collection system, and not removed prior to entering a resource recovery facility for mixed MSW, could contaminate 25 tonnes of MSW and prevent the recovery of organic resources within this waste because of high lead levels.

In 2008, an M3 Zoning request on this property was denied by the City of Winnipeg. In the Public Hearing of the Riel Community Committee - February 25, 2008, the report by the Planning, Property and Development Department makes a clear distinction between the operations for which the property was granted a M2 with a Conditional Use ("DCU 06 163035/C-Approved for a smaller scale (3.3 ac.) recycling project including Sorting, bailing with some processing.") and the proposed operations for which an M3 zoning change was being sought. The report stated that:

"The current application is different from the previous DCU in that, in addition to the sorting, storage and transfer of ferrous materials, the <u>new operation will include the cutting and paring down of metal products such as cars</u> in advance of being shipped to the Rolling Mill in Selkirk. That distinction in addition to the expanded scale of the operation is the primary reason a rezoning to "M3" Industrial is now required."

In the same 2008 report, the description of the proposed development also specifies that:

"No hazardous or environmentally harmful materials that could be contained within scrapped objects such as cars and appliances will be accepted at the facility (ie. fluids, rubber, batteries, etc.)" implying that, again, the proposed development would be different than the one for which they hold the Conditional Use Permit granted by the City in 2007.

In denying this request, a recommendation that was upheld by City Council on April 23rd, 2008, the Riel Committee provided the following support reason:

"The rezoning of the subject property to an "M3" Industrial District has significant potential to adversely affect the surrounding area."

The two City Bylaws 200/2006 that are heard being referenced in the audio file of the 2008 Riel Community Committee meeting and a main part of the reason for the denied M3 Variance No. state:

"Recycling Plants with outside operations and/or storage are prohibited in MMU, M1, M2, and MP zoning districts" (454 Archibald is currently zoned M2)

"New M3 zone districts should not be established within 300 feet of an existing residential zone district." (under the M3 definition, page 54 of Bylaw 200/2006)

I question how the city and the province have allowed this operation to continue when they have blatantly operated in contravention of the conditions laid out.

I have some concerns regarding a company which recognizes the difference between an M3 operation as opposed to an M2 one, (based on information presented in the 2008 M3 variance application in conjunction with Gerdau) and despite this, appears to be operating as an M3 industry. I have myself asking whom is to blame with regards to what appears to be a sustained regulatory oversight on both the City and Provincial levels, as well as apparently near-zero communication between varying levels (and departments) of government on industrial issues and inspections.

NB 1 It is stated on page 14 of the 2018 EAP report submitted by Rakowski Recycling: "Lead acid batteries are a relatively new and growing part of the proponent's business. Two years ago the facility would only handle 3 to 4 pallets of batteries at any given time on site, however, the quantity collected at the facility is steadily increasing and the facility now accumulates full truckloads of 15 to 20 pallets (\pm 50,000 lb) at the site prior to shipping them to a processor."

As I have come to understand, an environmental license would require the company to self-regulate and self-report. We have already seen in previous cases where self-reporting has not taken place and the proof lies in the fact that nothing happens unless the citizens raise a flag on any going issue. We cannot expect compliance from this company (and others) with the standards as outlined in an environmental license. And the expectations that the government departments and the staff responsible for enforcing compliance will suddenly be capable of ensuring that the conditions attached to the environmental license will be followed are best set aside for obvious reasons.

My wife and I are opposed to the granting of an environmental license for the Dangerous Goods Handling and Transportation Act Proposal submitted by Rakowski Recycling.

We look forward to the opportunity to discuss these concerns with you. Can you please advise as to the expected timelines for a decision regarding this proposal?

Respectfully,

G. Tessier Resident 495 Cherrier St

NB I am sure if you peruse your documents, you will find a letter of opposition to the Shredder installation proposed by Industrial Metals (IM) back in 2007-2008. This letter was written by Rakowski and listed numerous reasons including incredibly negative environmental impacts as reasons for Rakowski being opposed to IM's proposed activities. Its interesting looking at the activities a few years down the line where now we are witness to Rakowski quickly approaching the kinds of metal recycling activities that it so feverishly opposed not that long ago!



Dr. Eshetu Beshada Manitoba Sustainable Development Environmental Approvals Branch 1007 Century Street Winnipeg, MB R3H 0W4

-via email to Eshetu.Beshada@gov.mb.ca-

Re: Letter of Objection and Request for Public Hearings 2710331 MANITOBA Ltd. O/A RAKOWSKI RECYCLING – FILE: 5972.00 Rakowski Recycling -Scrap Processing and Auto Wrecking Facility

Dear Dr. Beshada.

We write this second letter on behalf of the Green Party of Manitoba (GPM) in support of the South St. Boniface Residents Association (SSBRA) and other concerned citizens who have contacted our Party with respect to the Environment Act Proposal 5972.00 for the continued operation of a scrap processing and auto wrecking facility at 454 Archibald Street, Winnipeg, Manitoba.

The GPM submits that the Environmental Approvals Branch should refuse to issue an *Environment Act* to the proponent at this time.

Should the Environmental Approvals Branch decide to move forward with this proposal the GPM submits that the director should:

- request the minister to direct the chairperson of the Clean Environment Commission (CEC) to conduct public hearings, with participant funding to be provided in accordance with section 13.2 of the Environment Act:
- require that further independent studies, testing, research, and analysis be conducted;
- elevate the proposal to a class 2 development, so that broader concerns that are complementary to, and supportive of the need for long term future development planning in the St. Boniface area can also be considered; and;
- perform a broad-based long-term future planning assessment that looks at rail relocation and the potential for future development in the St. Boniface area.

This project is located within City of Winnipeg limits, ten minutes from Downtown, and within an area that includes a high number of residential addresses in close proximity to the proposed project.

As acknowledged by the proponent in the *Rakowski Recycling -- Manitoba Environment Act Proposal* report prepared by KGS: "No public consultation was undertaken prior to or during development of this EAP report" (pg. 11).

Yet this is projects attracts a high degree of public interest, with our party being provided with a copy of a petition signed by numerous local residents expressing concerns about the proposed project.

Local residents have raised concerns to the GPM with respect to noise, dust, air quality, odour, soil quality, health concerns, and concerns about compatibility of industrial development in conjunction with other planned development such as condo developments.

The issue of how this facility was allowed to operate without an *Environment Act* license on the basis of inconsistent, and what would appear to be incorrect, directions provided by the Department (KGS, pg. 1) raises issues with respect to the enforcement and administration of Environmental Laws in Manitoba.

Public hearings could provide a venue to not only obtain further testing and analysis that appears to be required based on the concerns that have been brought to the GPM's attention, but would also allow that evidence to be tested in a public and transparent process.

Respectfully,

Françoise Therrien Vrignon, St. Boniface Candidate ($\underline{ (francoise@greenparty.mb.ca) } \&$

James Beddome, Leader (leader@greenparty.mb.ca)

Manus Beddome

Cc. Greg Selinger, Wab Kinew, Dougald Lamont, Tracey Braun, Eshetu Beshada, Dan Vandal, James Beddome. Matt Allard

Environmental Approvals Branch Manitoba Sustainable Development 1007 Century Street Winnipeg MB R3H 0W4

July 5, 2018

Attention: Eshetu Beshada, PhD, P. Eng

Environmental Engineer

Re: Opposition towards <u>2710331 MANITOBA Ltd. O/A RAKOWSKI RECYCLING – FILE:</u> 5972.00

Dear Dr. Beshada,

We submit this letter in response to the Notice of Environment Act Proposal which appeared in the Winnipeg Free Press on June 9, 2018 regarding 2710331 MANITOBA Ltd. O/A RAKOWSKI RECYCLING – FILE: 5972.00. Please accept this as a formal objection to the granting of a license for the Dangerous Goods Handling and Transportation Act Proposal submitted by Rakowski Recycling which includes a list of our comments and concerns. This is in addition to our previous letter of opposing to FILE: 5699.

Residents have complained that noise levels in the area have increased significantly in the last several years. They also complain of an increase of dust and odours. Various written complaints have already been submitted to the Department of Sustainable Department identifying this property as a potential source for all three of these concerns.

We have the following concerns regarding this application:

1. The Dangerous Goods Handling and Transportation Act, Hazardous Waste Regulation (M.R.

195/2015) requires that carriers of Lead Acid Batteries in excess of 205 kg must be licensed. The City of Winnipeg bylaw 200/2006 states that waste and salvage operations require M3 zoning. Granting a Dangerous Goods Handling and Transportation Act to Rakowski Recycling at 454 Archibald would be inconsistent with the property which is zoned by the City of Winnipeg as M2.

In 2008, an M3 Zoning request on this property was denied by the City of Winnipeg. In the Public Hearing of the Riel Community Committee - February 25, 2008, the report by the Planning, Property and Development Department makes a clear distinction between the operations for which the property was granted a M2 with a Conditional Use ("DCU 06 163035/C-Approved for a smaller scale (3.3 ac.) recycling project including Sorting, bailing with some processing.") and the proposed operations for which an M3 zoning change was being sought. The report stated that:

"The current application is different from the previous DCU in that, in addition to the sorting, storage and transfer of ferrous materials, the <u>new operation will include the cutting and paring</u> down of metal products such as cars in advance of being shipped to the Rolling Mill in Selkirk.

That distinction in addition to the expanded scale of the operation is the primary reason a rezoning to "M3" Industrial is now required."

In the same 2008 report, the description of the proposed development also specifies that:

"No hazardous or environmentally harmful materials that could be contained within scrapped objects such as cars and appliances will be accepted at the facility (<u>ie. fluids, rubber, batteries</u>, etc.)" implying that, again, the proposed development would be different than the one for which they hold the Conditional Use Permit granted by the City in 2007.

In denying this request, a recommendation that was upheld by City Council on April 23rd, 2008, the Riel Committee provided the following support reason:

"The rezoning of the subject property to an "M3" Industrial District has significant potential to adversely affect the surrounding area."

The two City Bylaws 200/2006 that are heard being referenced in the audio file of the 2008 Riel Community Committee meeting and a main part of the reason for the denied M3 Variance No. state:

"Recycling Plants with outside operations and/or storage are prohibited in MMU, M1, M2, and MP zoning districts" (454 Archibald is currently zoned M2)

"New M3 zone districts should not be established within 300 feet of an existing residential zone district." (under the M3 definition, page 54 of Bylaw 200/2006)

The community questions how this proposal can be considered for approval given that the 2008 property zoning variance was denied by the City and that the residential area remains <u>less than 300 feet away</u>.

2. Mitigation between the industrial and residential areas

In an area that has the greatest amount of M3 zoning with over 80 percent of it being high hazard industry, we have concerns about continuing to add such intense industry especially in such close proximity to residential areas. After the near catastrophic event in 2012 of the Speedway International fire, the 2013 study carried out by the City of Winnipeg emphasized the importance of maintaining a separation between high hazard industry and the residential area. This M2-zoned property at 454 Archibald is part of that buffer zone and should be kept that way.

3. Good faith

In the 2008 M3 variance application to the City which was denied, they state:

"No hazardous or environmentally harmful materials that could be contained within scrapped objects such as cars and appliances will be accepted at the facility (<u>ie. fluids, rubber, batteries, etc.</u>)"

On page 3 of the pdf 2018 EAP report, they state:

"Lead acid batteries are a relatively new and growing part of the proponent's business. Two years ago the facility would only handle 3 to 4 pallets of batteries at any given time on site, however, the quantity collected at the facility is steadily increasing and the facility now accumulates full truckloads of 15 to 20 pallets (± 50,000 lb) at the site prior to shipping them to a processor."

Since it was referenced in the 2008 M3-variance application that these specific items would not be accepted at the facility, even if the M3-zoning were approved, the 2018 EAP application for Dangerous Goods Handling states that "two years ago the facility would only handle 3 to 4 pallets of batteries" showing these items are in fact on site and that it has since been a relatively new and growing part of their business. This gives the appearance that they have exceeded the Conditional Use for which they are presently approved.

There is a concern that the company which ought to have known the difference between an M3 operation as opposed to an M2 one, (based on information presented in the 2008 M3 variance application in conjunction with Gerdau) appears to have been potentially operating as an M3 industry. This raises serious questions among residents with regards to regulatory oversight on both the City and Provincial levels, and what appears to be a lack of communication between levels of government on industrial issues and inspections.

As we understand it, an environmental license would require the company to self-regulate and self-report. It raises concerns within the community regarding ongoing compliance with the standards of an environmental license.

We are opposed to the granting of an environmental license for the Dangerous Goods Handling and Transportation Act Proposal submitted by Rakowski Recycling.

We look forward to the opportunity to discuss these concerns with you.

Best regards,

M. Berger On behalf of South St. Boniface Residents Association

References:

City of Winnipeg

Feb 25, 2008 Riel Community Committee Regular Meeting Minutes - public hearings

item 76

http://clkapps.winnipeg.ca/dmis/ViewDoc.asp?DocId=8065&SectionId=&InitUrl= Audio of meeting http://clkapps.winnipeg.ca/dmis/PlayAudio.asp?AudioId=593

- Rakowski 2018 Dangerous Goods Handling and Transportation Report (KGS Group) http://www.gov.mb.ca/sd/eal/registries/5972rakowski/proposal.pdf
- M3 zoning was denied to Gerdau in conjunction with Rakowski at this location in 2008.
 As noted on the Council meeting April 23,2008 also found at <a href="http://clkapps.winnipeg.ca/dmis/ViewDoc.asp?DocId=8259&SectionId=&InitUrl="http://clkapps.winnipeg.ca/dmis/ViewDoc.asp?DocId=8259&SectionId=&InitUrl="http://clkapps.winnipeg.ca/dmis/ViewDoc.asp?DocId=8259&SectionId=&InitUrl="http://clkapps.winnipeg.ca/dmis/ViewDoc.asp?DocId=8259&SectionId=&InitUrl="http://clkapps.winnipeg.ca/dmis/ViewDoc.asp?DocId=8259&SectionId=&InitUrl="http://clkapps.winnipeg.ca/dmis/ViewDoc.asp?DocId=8259&SectionId=&InitUrl="http://clkapps.winnipeg.ca/dmis/ViewDoc.asp?DocId=8259&SectionId=&InitUrl="http://clkapps.winnipeg.ca/dmis/ViewDoc.asp?DocId=8259&SectionId=&InitUrl="http://clkapps.winnipeg.ca/dmis/ViewDoc.asp?DocId=8259&SectionId=&InitUrl="http://clkapps.winnipeg.ca/dmis/ViewDoc.asp?DocId=8259&SectionId=&InitUrl="http://clkapps.winnipeg.ca/dmis/ViewDoc.asp?DocId=8259&SectionId=&InitUrl="http://clkapps.winnipeg.ca/dmis/ViewDoc.asp?DocId=8259&SectionId=&InitUrl="http://clkapps.winnipeg.ca/dmis/ViewDoc.asp?DocId=8259&SectionId=&InitUrl="http://clkapps.winnipeg.ca/dmis/ViewDoc.asp?DocId=8259&SectionId=&InitUrl="http://clkapps.winnipeg.ca/dmis/ViewDoc.asp?DocId=8259&SectionId=82
- City of Winnipeg Bylaws
 http://clkapps.winnipeg.ca/dmis/documents/docext/bl/2006/2006.200.pdf
- Councillor demands review of fuel plant explosion http://www.cbc.ca/news/canada/manitoba/councillor-demands-review-of-fuel-plant-explosion-1.1235900
- Proposal for minimum environmental standards in the scrap metal industry Consultation paper https://www.epa.nsw.gov.au/-/media/AEC7480CA002483E9C73CF2210E5AB2A.ashx

Environmental Approvals Branch Manitoba Sustainable Development

Re: Rakowski Recycling – Scrap Processing and Auto Wrecking Facility – File: 5699.00 and 5972

Dear Eshetu,

I'm writing to you to speak in opposition to the new licence and rezoning for Rakowski's.

I've been actively involved with the South St. Boniface Residents' Association for a few years and kept up to date with the Old St. Boniface Residents' Association as a community member prior to that. I've also been involved in efforts to build a community garden in North St. Boniface and make St. Boniface a more environmentally sustainable community.

One thing that's been extremely clear from working with these community groups is that the community does not want intensification of industry in the Mission Industrial area. Residents have been complaining about the smells, the sounds, shaking house foundations, and bringing up concerns about safety and health effects related to heavy industry, including the recycling facilities in the area, for years.

In recent years, I've heard an increasing number of complaints from residents about impacts on their health from living so close to the Mission Industrial area. The argument against them from people in a position of authority has often been 'Well, that's been there for ages. They knew what they were getting into when they moved there.' That argument strikes me as unfair, as many people have limited housing options due to limited income, are unaware of the health impacts of living in the area when they move in or may have simply grown up in the area without a choice in the matter. Those people should still have the right to a clean environment and a safe place to live. But perhaps most importantly, that response doesn't take into account the increasing intensity of industry in the area over the past few years.

We don't know the full impact on the health of residents or the environment in this particular case. Despite complaints from residents, the government hasn't done adequate environmental testing in the area. Even though we haven't had comprehensive, independent local testing, we know that the potential negative health effects from auto-shredders can be severe.

I hope you'll see that any increased intensity of industry in the area is in opposition to the well-being and the will of the community and deny these applications.

Craig Adolphe

Environmental Approvals Branch Manitoba Sustainable Development 1007 Century Street Winnipeg MB R3H 0W4 Toll Free: 1-800-282-8069

Fax: 204-945-5229

Website: www.manitoba.ca/sd/eal

Attention: Eshetu Beshada, PhD, P. Eng Environmental Engineer

Re: Opposition towards Rakowski Recycling - scrap processing and auto wrecking facility – FILE: 5699.00 and File: 5792.00

Dear Dr. Beshada,

I am submitting this letter in response to the Notice of Environment Act Proposal which appeared in the Winnipeg Free Press on May 12, 2018 regarding Rakowski Recycling - Scrap Processing Facility (File: 5699.00). I object strongly to the granting of an environmental license to this facility.

In 2008, an M3-zoning variance application for this same property was denied by the Riel Community Committee, a decision subsequently upheld by City Council, for the following reason:

"The rezoning of the subject property to an "M3" Industrial District has <u>significant</u> <u>potential to adversely affect the surrounding area.</u>" [emphasis mine]

It is worth noting that the Riel Committee used the term "significant potential" as opposed to a "slight potential."

As noted in the EAP, an inspection by Manitoba Sustainable Development identified the operations of the facility as a scrap processing and auto wrecking facility, a Class 1 development requiring an environmental license. The City of Winnipeg only allows wrecking and salvage yards on M3-zoned property. It does not appear that granting an environmental license for an auto wrecker operation would correlate with a City of Winnipeg M2 zoning, even one under a Conditional Use Order. The facility would then require an M3-zoned property. The property at 454 Archibald is less than 300 feet from the nearest residential area. City of Winnipeg Bylaw 200/2006 says that:

"New M3 zone districts should not be established within 300 feet of an existing residential zone district."

The only Air Quality that seems to be mentioned in the EAP appears to reference

"fugitive dust levels, greenhouse gases and vehicle emissions." The report does not seem to mention any measuring of emissions with regards to torching or shearing. How can this be considered a full environmental impact report? Recent studies point to the potential need for concern regarding these types of activities at facilities that are already in existence. All the more reason then for increased scrutiny when considering granting long-term permission to new facilities.

Please see the U.S. Department of Energy Office of Scientific and Technical Information journal article:

Unanticipated potential cancer risk near metal recycling facilities https://www.osti.gov/biblio/22246888

By the EAP report submitted, it seems that we are being asked to understand that the facility has already been operating as a scrap processing and auto wrecking facility as well as handling Lead Acid Batteries for some time and, obviously, without an Environment Act license as well as no Dangerous Goods Handling and Transportation Act license. Is it common practice for companies to carry on such operations prior to applying for the corresponding licenses? If the facility is already exceeding what it is authorized to operate, should there be concern regarding the demands and responsibilities required by an environmental license?

I have lived in this area for over 20 years. The only odour that I have ever noticed is the occasional rendering plant smell when the wind blows from the east. Near the end of March, while out walking in the neighbourhood, a very chemically-foul odour that I have never smelled before. The wind was blowing over the Mission Industrial area. Increasing the amount of high hazard industries in an area that is well over 80% high hazard is concerning to say the least. Granting an environmental license to a facility that is located on the remaining piece of buffer zone between the Mission Industrial and residences would seem unwise.

In an area that saw very clear problems with licensing and government inspections regarding the Speedway International fire of 2012, am I very concerned about both the intensification of industry and the apparent contradictions that still seem to exist between different levels of government.

I oppose the approval of any dangerous good license for this property.

Best regards, Michelle Berger Mr. Eshetu Beshada Environmental Officer Environmental Approvals Branch Manitoba Sustainable Development

Re: Rakowski Recycling - Scrap Processing and Auto Wrecking Facility - File: 5699.00 and File: 5792.00

Dear Mr. Beshada,

I have been a resident in the Archwood community for the last 24 years, located south of Happyland Park.

Up until the last few years the only odor that we have previously experienced came from the rendering plant located in the Mission Industrial area. Which usually affected the area about once a month and seemed like a small trade off for living in this area. With its location close to the Seine River and Park. Since the demolition of the old Swift and Canada Packers plant, the neighbourhood was on an uptick, it was uncommon to see a house on the market for more than a few weeks.

The last few years has brought other odors into this area, that one can say makes the rendering plant smell pleasant in comparison. On a fairly regular basis you can pick up the smell in the area faintly, and most won't know what it is. However, on March 22nd of 2018 the smell in the area was so bad around 4:30 in the afternoon, no one in our household wanted to go outside. The smell was very strong and smelled like a chemical rubber smell, I have smelt this more in the Dufresne neighbourhood and along Archibald to the North in the past. My husband experienced another incident near the end of May when stopping at a commercial site just south of Marion. He described the smell as a STRONG paint smell, that made him feel nausea. On occasion after work, even several blocks south of Marion, we can hear the sound of banging/scrapping metal. If we can hear it here even faintly, I can only imagine how bad the sound can get for the Dufresne neighbourhood.

It is concerning as one wonders what exactly are we breathing? The more we read the more that concern rises, as research from other areas has brought up significant concern for human health around metal recycling facilities. One study out of Houston caught our attention "Unanticipated potential cancer risk near metal recycling facilities" https://www.osti.gov/biblio/22246888 . This was a preliminary study that lead to a more detailed, 5-year study that is currently underway.

Another area of concern for is the City of Winnipeg Zoning and the 2008 denial of the M3 variance requested at 454 Archibald, as it would appear that current business is exceeding the uses outlined in the conditional use that was previously approved in 2007, which the South St. Boniface Residents Association letter of opposition outlines in more detail. This raises significant concern in the area as it appears like the process has failed on two levels of government. How did the City of Winnipeg not notice the conditional uses had been exceeded? Why did the City

take no action? How is the Province considering approving a location where the City zoning is not compatible for the current business activities?

There is also concern on the Federal level as well, as no metal recycler in St. Boniface was reporting to the National Pollutant Release Inventory (NPRI), confirmed in Oct 2017 to the Residents Association in a letter from Catherine McKenna, Minister of Environment and Climate Change. Yet a similar business located near Kilcona park is reporting. Why is this reporting not a requirement outlined in the environmental licenses provided?

To say that residents in the area are losing confidence in the processes meant to protect them, may be a severe understatement. The re-Industrialization of an area in which the City plans to add more density due to its R2 Multifamily zoning by continuing to approve dangerous goods licenses, does not seem like a sound idea for either the City or Province. As these smells, etc. even make their way into downtown, the areas affected will be dictated by which way the wind blows.

In the last year and a half, there has also been a noticeable change in trends for real estate within this area. For the first time in over 20 years, multiple houses are sitting on the market, even for months at a time. Several houses have listed under city assessed values, with a few still remaining on the market months later and one property is listing for as much as \$22,000 less than the city assessed value.

I strongly believe that continuing to approve businesses of this nature, will only have a detrimental effect on the surrounding areas and future developments, as it already has long-term residents that never planned to moved, thinking about it.

I strongly oppose the approval of any dangerous goods license for this location.

Sincerely,

Christine Trickey

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In Copposition of felo # 5 5699.00 Nakowska
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Page 10002 June 9/2018 - In apposition of felet's 5699,00 ~ 5972.00 Rakowski I cam caoking the government toddeny Rokowski's request. Dama Etime Cancer survivor & have just been ideagnosed with lienglooneer Keasons & toxic thicklefuel smelling air con aidaily basis that burnsmy lung throat making it very hard tabreathe. Have prefers way to often. iconstantilored banging inceses ascerele as Uig bang explosions everydays This idaily noeseliakesimelupat 8: 15am sharp. The toxic der vincese forces metoslay Lindoois - If I wanteto go loutside dissument drive sural miles from my home If Ilevantitogo for a walked must drive sever all miles from my home can never situating beautyard cannot lating out of my garden because costoxic soll iterned in over 200 complaints to Julie France Sus-Dus Mundlina chelitionwith our 1000 Rakowski is zoned ma vin improperion an M3 corap yard Calledin Sural Complainto as Jeles Duelopuit askedius to do that y it had to be 5 complained My 5 different households Sys. Development said 4 Mission Ind. Uslewreaking havoc on my health Rakowskinioisuspassed tabe win buffer Zone 1777 On new page I will quelyouanlexample of what adaylistle for me unthey area.

Page 2062 Friday June 8 2018 Was unthe Rufrense Larea, the toxes smell was just hanging winthe thecklair that made it wery hard to chreather ollither lamers I had an unstant headache, yest diggy, yound it hard to breathe, feet a burning in my lungs of they started to hurt . I also Gelt isect tomy stomach. I stopped and asked a men lightness meet that they said upen I man said that is the smell from "TORCHING! Diasked him how huknew that a he said he does "TORCHING" alle time vuisueseditaits Thisman works unthe mession and area. Siquickly gotining car a left. twhele driving ithrough the Dufrense area when were only apeople outside, normally all the older people & Kidility Rids are alliqueside When got home I had touse are 3 puffus Hxweach just to feel better. Myclung were urritated for therest of theday + ento Sat. Isentan umail un con that I reday to Julie Trouse of Ses. Development have not heard back afeel Missionand lessinesses were detremental torney health rquality top life. Diorithe safety of myself, whedren, elderly request. Please get somethistesting done at the source of emissions a. 5 ap. Please Thire a company for noise lesling Dandra Dupues

June 9/2018 these Stridders 41 ean Cenvironment Lone A.S. AP. expublic shouldby shown the sults of this assessment: ission End is an eno, vonmenta that you dary

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Jun 8/18 In Copposition to Dile #5699,00 Relowski

June 8, 2018 In apposition to file # 5699.00 RANOWSKI 5972.00 RECYCLE In regard to changes + additions to equipment and salvage yard Changes. I strongly oppose these elanges due to health and safety of the neighborhood. Blair C. Dolinhy St

June 9/2018 In copposition to file# 5699.00 Rakowske; S972.00 Please dery Wishberre as & have he clast 2 lyears there are made imeliery stelled find my breathing is getting leborse by the moment & We Constant hoise day & ight has disrupted my sleep you long my health is idetereating Dask the government to stop going licences to Chusiness that have taken their tall loncour chealtho Release wean well the MISSION Ind. area asap. There lie also a werey lad somell almost daily which is wery annoying. Edin Forteene

Sur 8/2018 I oppose RAKowski's Application For AN envinormental Cicate In copposition its file H 5699.00 Rakowsh Sourmany temes (do cene hauecto letion (the government to light messer Ind-cleaned leipt get the sking Serap repras but lighteans the shidders V elieconsettline area community doesn't Liesto stould be desposed ups. Donot allow any more leggensions or igh hegard bushesses un Mission and us making wer weak.

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In copposition to file # 5699.00 Rafowski

In apposition to Yellett 5699.00 Pakauske June 9/2018 We moved here Typears ago stand never hadrany health ussues. Three years lago Il developed iseasonal in a.m. stuffy rose I remigreyes working nexul solution trece perday but not treally help. The iseason that is the worst in from We have bighealth Concerns about Cluing herocas my gand parents were clone Iteme bresedonts of id cancer of one of them went blind living hear. Weark the government health dept. to steprin and stop any thigh hexard businesses to set up 67 Coperate 07 xpander residential lareaso We are concerned about the trains carrying hazardous materials casewell. Kleasticlean up Mission Sad y mountle railleres out. X X Virelaure Dr. Dasmpson Bm Walt

Intopposition to file #5699.00 Kakowski This problem should have been taken care of many years ago afferthe speedway file sucher Dan Vandalisaid they were again, to teleasupthe area never dist. Het Dan Vandal ward no more high chazard chusiness would be let with the area of mow wall these they hazard business are getting It Within Call theme & looking for expansion Wie askitle government; all expansions on any business in the M15510n Industril aregore V Glorall, here lare the unspectors who are supposed to be monitoine these businesses Dun the winter when doing show removal they push all the snow garlage, boards, mares palets. ween the fine. hery are the inspectors o

Do not want any hazardious company.
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June 9/2018 In copposition defelet 5699,00 Kakowski 5972-00 the Clast 3 lyears live smell a Chemical Smell Purhick we care tered repulsed by it Of smelling of the are We are concerned that metal shredder operating unlow area clausing these smells Shat I flar are bad for my health & care major polluter Reaseremone the shredders from the area A.S.apo Deny anylex parsion (

In Copposition to file # 5699.00 Paton st an a mother of three and concerned about their hearth long term risks of outside to check what house even shakes an louder inside than outside. There is always dust on our belongings and toys outside. constantly wash our can kids toys at fear at har limit their time plays limit their time playing outside we love our home and neighbourhood and don't want to move we gust want the best air for our Children and ourselves. a the government and the hea department to clean up hission ndustrial and stop any new of hangard getitions to stop shredder fall only on deaf east chemale Dandeneau

June 9/2018 pposition tolfile # 5699.00 Kakowski 9 Welopposelgwing Kakowske allesen This weed to the such a quet meighbourhood movitus so loud it lukery they grand the scrap metal mey hearing laids drun me crazy in my leave. From the health Visapety of this Community we lack the Health Dept & the government to shut down thereit usenesses a.s. ap. irritated all the times Thy wife I greatens smashing house les la reiengeres tus makingues sick. years ago we signed a pitetion to not allow aregishredders The government went againstless let them len & now the phredders & Scrap yords i siche How many more petitions do we have to segn leefore the government lister totte beople of the community MAXMUS K. Poerch.

June 9/2018 opposition to file # 5972.06

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June 8/18 In opposition to file # \$699.00 fectowski (dolnot want the Upusing to be œ

----Original Message-----

From: info@ssbra.ca [mailto:info@ssbra.ca]

Sent: June-10-18 4:49 PM

To: Beshada, Eshetu (SD) <Eshetu.Beshada@gov.mb.ca>

Subject: Petition(1) re: Rakowski Recycling File 5699.00 can also be referenced for file # 5972.00

Hi Dr. Beshada,

Please find attached petition(1) for file # 5699.00, this can also be referenced for file # 5972.00, as the purpose of the petition is to be in opposition of the approval of more Dangerous Goods Licenses being approved. The petition will also be presented to the Provincial Government.

Best regards,

C.Trickey

On behalf of the South St. Boniface Residents Association

The reasons for this petition are as follows:

- The area known as the Mission Industrial Lands has for years been home to some of the most toxic and environmentally-damaging industries and manufacturing businesses in Winnipeg.
- Within this area there are numerous sites that have a dangerous goods license as they handle goods which can be potentially dangerous to human health.
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- 6. The provincial Department of Sustainable Development has received over two hundred complaints from local residents that have concerns for their safety.

- To urge the Provincial Government to provide residents a safe environment and for the province to take this opportunity to start to reverse
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- To urge the Provincial Government to take further steps to reduce, as opportunities come forward, the number of businesses dealing with dangerous goods and contaminated sites that, by the large numbers of such businesses and sites concentrated in a small area, have a negative effect on the environment.
- To urge all Members of the Legislative Assembly to support the residents' concerns and work to deny an environmental license FILE: 5699.00 to Rakowski Recycling.

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#	Full Name (Please Print)	Address	Signature
1	Maybe Lubin		NR
2	Breti Coull	م البيا	Dan
3	Lauren Exerct		SESLIVE
4	Jeff Everett	7 1/1 8	Su
5	Locen Everett		JE -
6	Miguel Costa		MAS
7	Cabrina Coste		Sabrina losta
8	monelle Dandeneau		Mandenean
9	LUCILE MCHAGGALT.		lotagent,
10	Eileen Hoklitar		That of
11	PATRICIA DOULE		P.D. a
12	wm. simms		Julin Simis
13	Brent Simms		1 SUMBRILL
14	Peter Skarpins		H SMHKPINA
15	Agni Skarpias		1.74/3

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#	Full Name (Please Print)	Address	Signature
1	TERRI MONDOR		Imuler
2 &	CABRIEL ZAUNDRY		After
3	DON FILIPCHUK		1 D Zillek
4	PAT FILIPCHUK		Pat Zulpal
5	Baine Benko	_	Edwill!
6	Paul Sannutte		Fall O
7	SANDOA DURUS	_	1 Despuro
8	JULES DURILS	_	& Dyn
9	CHERYL MARTIN	_	Mortey
10	LANET BOWN	_	Of Brown
11-	Troy Westward	<u>-</u> -	Thanks
12	Niko Bonin		N. Byran
13	Tyter Ryron	•	T. Dyro.
14	Kayla Byron		Kaylei Doun
15	KICHMOND'ZNEEL		& end

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#	Full Name (Please Print)	Address	Signature
1	ROBERT THERRIEN		Refut ali
2 *	Katherine Therrie		Watherin Therrian
3	Steven Tynin	<i>+</i> .	StevenTlegoven
4	Therese Therrien		Therior therrien
5	Robert Dandeneau		Ros krac
6	Chantal Dandeneau		Chardeneau
7	Sheens Luiboch		Sheera Leveloche
8	Carl Penner		Earl Jeanes
9	James FURTADO		TICA
10	Michelle Penner		Midry Penny
11	Jennifer Way		July Was
12	Jara Sutherland		16 Steles
13	Dan hamlest		Dam Luster
14	Julie Dubois		The state of the s
15	Briste Makenzie		KMCKernie.

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#	Full Name (Please Print)	Address	Signature
1	Georgia Skarpins		Genserthan-
2	Gus Skarpias		& Sharpris
3	Paule He Ritcherdson		PR
4	Kristina Skarpias	' ¬Ţ`\	Kristian Starpias
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#	Full Name (Please Print)	Address	Signature
1	Monica. Phaneuf	CT.	MINIT
2	Stu Alonson		Seller
3	Britney Hay		THOU
4	Jamie Mobre	200	A D
5	GABRIELA GALIJAS		Controlo G
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JAMOS

TO THE LEGISLATIVE ASSEMBLY OF MANITOBA:

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#	Full Name (Please Print)	Address	Signature
1	LOPEAINE_POERSCH		X House
2	V: uce und one	241	
3	MATHEW GUERRA	•	Marina
4	Krystal Vielfaure		& Tist Reve
(3)	CHERI ROBIN		C. Robi
6	TR. Johnson		DR JOHNSON
. 7	Lougae Campagne		Louise Rampagne
8	12 Sac		Red 1
9	Josh Shirtso		DE _
10	Silveryn		Ja bongh h
11	NORAVOLCHON	5	Shahn
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1	JOHN DELEEDW	_ <u>-</u>	Makas
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1	WILL MILNE		hatfill
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5	JAIMIR Plek		James
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8	Ellie Meyor		Elie Meyer
9	Mark Tym		- Marb Tym
10	Les Wilkinson		Roll
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1	VUETTE FORTIER	4	yuethe fighting
2	HELENE GRAY		The second
3	1 Niquel Fortier		ang the
4	Elaine Larache		a the
5 (C.AKERSTOM		Alpereller
6 1	Andre Vignon-Tessier		3000
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Memorandum

DATE: 19 July, 2018

TO: Eshetu Beshada

Environmental Approvals

Manitoba Sustainable Development

1007 Century Street, Winnipeg

FROM: Muntaseer Ibn Azkar

Air Quality Section

Environmental Compliance and

Enforcement Branch

Manitoba Sustainable Development

200 Saulteaux Cr. (2nd Floor),

Winnipeg

SUBJECT: Rakowski Recycling – Waste Batteries Collection Facility (File 5972.00)

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

- It is expected that the proposal has no significant impact on air quality provided that lead batteries and other hazardous materials will be stored properly to protect any release into the ambient air.
- Air Quality Section suggests that the EA Clause regarding noise nuisance be included.



Memorandum

DATE: July 19, 2018

TO: Eshetu Beshada PhD, P.Eng.

Environmental Engineer

Environmental Approvals Branch Manitoba Sustainable Development,

123 Main St., Ste. 160 Winnipeg, MB R3C 1A5 FROM: Julie Froese/ Nada Suresh

Environment Officer

Environmental Compliance and Enforcement

Manitoba Sustainable Development,

1007 Century Street Winnipeg MB R3H 0W4

SUBJECT: Comments on DGH & T Proposal – Rakowski Recycling – Waste Batteries Collection Facility (File No.5972.00)

Manitoba Sustainable Development, Winnipeg Regional Office of Environmental Compliance and Enforcement Branch has reviewed the above noted Dangerous Goods Handling & Transportation Act Licence for the proposed operation at 454 Archibald Street, Winnipeg, and has the following comments to provide:

- 1. This proposal only provides detail about the handling and storage of the waste batteries. Details about the methods of storing and handling of other hazardous materials, including but not limited to oil and lubricants, antifreeze, lead, tires and windshield washer fluid should be included in this proposal;
- 2. In the description of how the waste batteries are stored, there was no mention of how the batteries are protected from precipitation and other weather events;
- 3. The storage area is located in the yard. There was no description in this proposal of how the storage area is constructed. What measures are in place to prevent runoffs/ seepage? Is the floor of the storage area resistant to acid?
- 4. At any time, what would the inventor of batteries stored in the yard be?

From: +WPG1212 - Conservation_Circulars (SD)

Sent: July-19-18 2:25 PM

To: Beshada, Eshetu (SD) <Eshetu.Beshada@gov.mb.ca>

Subject: RE: DGH&T Proposal for Review File 5972.00 - Rakowski Recycling - Waste Batteries Collection Facility - Due

date July 19, 2018

Good afternoon Eshetu

Lands Branch SD has no concerns as regards File 5972.00 - Rakowski Recycling - Waste Batteries Collection Facility

Kind regards

Winifred Frias

Crown Land Programs Administrator Lands Branch Department of Sustainable Development 200 Saulteaux Crescent, Box 25 Winnipeg, Manitoba R3J 3W3 CANADA

Phone: (204) 945-4524 Facsimile: (204) 948-2197





Please consider the environment before printing this e-mail

From: +WPG1212 - Parks Circulars (SD)

Sent: July-19-18 9:42 AM

To: Beshada, Eshetu (SD) <Eshetu.Beshada@gov.mb.ca>

Subject: RE: DGH&T Proposal for Review File 5972.00 - Rakowski Recycling - Waste Batteries Collection Facility - Due

date July 19, 2018

Parks Branch has no comments or concerns to offer

From: Richards, Lisa (WRHA)
Sent: July-18-18 3:18 PM

To: Beshada, Eshetu (SD) < Eshetu. Beshada@gov.mb.ca>

Subject: DGH&T Proposal for Review File 5972.00 - Rakowski Recycling - Waste Batteries Collection Facility

My main concern with this proposal is the potential for fire and explosion at the battery storage site, in light of the facility being in close proximity to a residential area.

Can the proponent describe measures that would be taken to address a fire on the property, in particular in close proximity or at the battery storage site? Is the site in the best possible location on the property to mitigate the risk to the community in the event of a fire and/or explosion?

Thanks,

Lisa

This email and/or any documents in this transmission is intended for the addressee(s) only and may contain legally privileged or confidential information. Any unauthorized use, disclosure, distribution, copying or dissemination is strictly prohibited. If you receive this transmission in error, please notify the sender immediately and return the original.

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From: Kiss, Brian (SD) Sent: July-04-18 9:14 AM

To: Beshada, Eshetu (SD) <Eshetu.Beshada@gov.mb.ca>

Subject: RE: DGH&T Proposal for Review File 5972.00 - Rakowski Recycling - Waste Batteries Collection Facility - Due

date July 19, 2018

No wildlife related concerns.

-Brian Kiss

From: Epp, Jane (SD) Sent: June-21-18 9:28 AM

To: Beshada, Eshetu (SD) <Eshetu.Beshada@gov.mb.ca>

Subject: RE: DGH&T Proposal for Review File 5972.00 - Rakowski Recycling - Waste Batteries Collection Facility - Due

date July 19, 2018

Forestry and Peatlands has no concerns.

Jane Epp Forestry and Peatlands Branch Water Stewardship and Biodiversity Division, Sustainable Development 200 Saulteaux Crescent, Box 70 Winnipeg, MB R3J 3W3 **MOBILE COMMUNICATIONS 204-794-8545**

Fax: 1-204-948-2671 email: jane.epp@gov.mb.ca

Honest, it's okay to print. Trees are renewable, recyclable and sustainable.

From: Nimetz, Debby (OFC) Sent: June-20-18 10:39 AM

To: Beshada, Eshetu (SD) <Eshetu.Beshada@gov.mb.ca>

Subject: RE: DGH&T Proposal for Review File 5972.00 - Rakowski Recycling - Waste Batteries Collection Facility - Due

date July 19, 2018

Hello Eshetu,

The OFC recommends that the proponent to:

- Comply with the Manitoba Fire Code, and
- Submit Fire Safety Plan (as per NFC Section 2.8) and obtain required permits from the Authority Having Jurisdiction (City of Winnipeg).

Regards,

Debby Nimetz
Administrative Assistant
Office of the Fire Commissioner
508-401 York Ave.
Winnipeg, Manitoba R3C 0P8
Phone: 204-945-3322
Fax: 204-948-2089

From: Vitt, Cory (SD) Sent: June-11-18 8:44 AM

To: Beshada, Eshetu (SD) < Eshetu. Beshada@gov.mb.ca>

Subject: RE: DGH&T Proposal for Review File 5972.00 - Rakowski Recycling - Waste Batteries Collection Facility - Due

date July 19, 2018

No concerns.

Office of Drinking Water (ODW)

Cory Vitt, M.Eng. P.Eng.

Approvals Engineer Office of Drinking Water Manitoba Sustainable Development 1007 Century Street Winnipeg, Manitoba R3H 0W4

Phone: 204-806-1363 Fax: 204-945-1365

Email: Cory.Vitt@gov.mb.ca

Website: www.manitoba.ca/drinkingwater