

SUMMARY OF COMMENTS/RECOMMENDATIONS

PROPONENT: Rural Municipality of Oakview
PROPOSAL NAME: Rapid City Waste Transfer Station Hazardous Waste Depot
CLASS OF DEVELOPMENT: DGHTA
TYPE OF DEVELOPMENT: Hazardous Waste Depot
CLIENT FILE NO.: 6102.00

OVERVIEW

Environment, Climate and Parks received a Dangerous Goods Handling and Transportation Act proposal on April 6, 2021, and additional information on May 2, 2022. The proposal was dated March 17, 2021. The proposal was for the operation of a household hazardous waste collection, storage, and transfer depot (facility) located at the Rapid City Waste Transfer Station on portions of SW 29-13-19 WPM within the Rural Municipality of Oakview.

The facility accepts and stores hazardous and non-hazardous wastes, including aerosols, antifreeze, batteries, compressed gases, fluorescent lighting tubes and compact fluorescent lights, paint products, pesticide containers, used oil, and used oil filters & used oil containers. No hazardous waste is disposed of at this location. The hazardous wastes are transported from this facility to a licensed facility for further processing, reuse, or disposal.

The department, on April 21, 2021, placed copies of the proposal in the public registries located at Legislative Library (200 Vaughan Street) and online at https://www.gov.mb.ca/sd/eal/registries/6102/6102.00_ad.pdf.

The department provided copies of the proposal to the technical advisory committee (TAC) members for review and comments. The department advertised the proposal in the Rivers Banner/Gazette Reporter on April 30, 2021, for public consultation. The newspaper and TAC notifications invited responses until May 30, 2021.

COMMENTS FROM THE PUBLIC:

No comments were received during the public comment period.

SUMMARY OF COMMENTS FROM THE TECHNICAL ADVISORY COMMITTEE:

No	Technical Advisory Committee Member	Response Provided	Date Received
1	Canadian Environmental Assessment Agency	No response	
2	Manitoba Agriculture (formerly known as Manitoba Agriculture and Resource Development)		
	<ul style="list-style-type: none"> • Land Use Branch • Wildlife and Fisheries (Wildlife) • Wildlife and Fisheries (Fisheries) • Forestry and Peatlands • Lands Branch • Regional Lands Manager • Water Quality Management Section • Groundwater Management Section • Mines Branch • Petroleum Branch 	No response No concerns No response No concerns No response No response No response No response No response No response	April 23, 2021 April 23, 2021
3	Environment, Climate and Parks (formerly known as Manitoba Conservation and Climate) –		
	<ul style="list-style-type: none"> • Compliance and Enforcement Branch • Regional Office • Hazardous Waste Program • Air Quality Management • Waste Diversion and Recycling • Office of the Drinking Water • Drainage and Water Rights Licensing • Climate and Clean Technology • Parks and Protected Spaces Branch 	See below See below No response No concerns No concerns No response No response No response	May 28, 2021 April 23, 2021
4	Sport, Culture, and Heritage – Historic Resources Branch	No concerns	April 29, 2021
5	Municipal Relations		
	<ul style="list-style-type: none"> • Inspection and Technical Services • Community and Regional Planning • Office of the Fire Commissioner 	No response No concerns No concerns	May 11, 2021 May 18, 2021
6	Economic Development and Training – Workplace Safety and Health	No response	
7	Manitoba Health, Seniors and Active Living – Environmental Health Unit	No response	
8	Manitoba Infrastructure	No concerns	May 18, 2021

A copy of the responses and the additional information provided can be viewed at the following link: <https://www.gov.mb.ca/sd/eal/registries/6102/index.html>.

COMMENTS FROM THE TECHNICAL ADVISORY COMMITTEE:

Environment, Climate and Parks (formerly known as Manitoba Conservation and Climate) – Environmental Compliance and Enforcement

The Environmental Compliance and Enforcement Branch requested the following additional information:

- Has any alternative storage methods considered? Provide the reason for not selecting alternatives?
- A layout plan to include the configuration of the proposed storage area and any related existing and planned components and appurtenances (hazardous waste containers, used oil, tank, fences, buildings, wells, burn area, etc). The plan will show the site access details.
- Has the proposal uses the term “leachate” to reference the accumulated liquid arising from the snow melt/ storm water and spillage/leakage of waste?
- Snow melt and rain water runoff need to be managed properly. What are the procedures involved in the collection, testing and disposal of this accumulated wastewater? Provide the details pertaining to this procedure along with diagrams.
- Metal containers with prolonged contact with snow/water would lead to corrosion and may affect the integrity of the containment. What measures are proposed to prevent this from occurring?
- Provide a plan for containing, handling, monitoring, storing and disposing of contaminated water in the event of a response to a fire, leak or discharge.
- Storage containers
 - Used oil: What is capacity of the storage tank? Is it double wall or single wall? Is it ULC certified?
 - Batteries: Are these Class 8 – Lead Acid Batteries (automobile)? Please provide the number of batteries estimated per year.
 - Solvents and paints: what type of containers are used? Provide the details of storage containers.
- Please describe how wastes are received, stored and transferred for offsite processing. Identify the waste transfer area.
- Please list the facilities that are identified for receiving hazardous waste
- Please submit a hazardous waste registration to the hazardous waste coordinator.

Disposition:

The proponent responded with additional information on May 2, 2022. The responses were shared with Environmental Compliance and Enforcement and no further comments were received. All other concerns can be addressed as licensing conditions.

PUBLIC HEARING:

As the department received no requests for a public hearing, a public hearing is not recommended.

CROWN-INDIGENOUS CONSULTATION:

The Manitoba government 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 and treaty rights of that community.

This project is located on a property owned and operated by the applicant within an established and operating waste management facility. All surrounding land potentially affected is privately owned. The project will not affect resources available for use on land or water.

Adverse effects on surface water or habitat for wildlife or fisheries are not anticipated. Since resource use is not affected by the project, 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 technical advisory committee members expressed no concerns, or any proposal-related concerns are addressed in the draft licence. The proponent should be issued a licence for the operation of a household hazardous waste collection, storage, and transfer depot in accordance with the specifications, limits, terms, and conditions of the attached draft licence. Enforcement of the licence should be assigned to the western region of the Environmental Compliance and Enforcement Branch.

Prepared by:

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July 18, 2022

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