



**Environment and Climate Change**

Environmental Approvals Branch  
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[EABDirector@gov.mb.ca](mailto:EABDirector@gov.mb.ca)

File No.: 6105.00

September 5, 2024

James Matthewson  
T&D Environment and Engagement Dept Manager  
Manitoba Hydro  
360 Portage Avenue (18)  
Winnipeg MB R3C 0G8  
[jmatthewson@hydro.mb.ca](mailto:jmatthewson@hydro.mb.ca)

Dear James Matthewson:

**Re: Construction Commencement Date Extension — Environment Act Licence No. 3382**

Thank you for your letter dated June 25, 2024, requesting an extension of the construction commencement date for the BP6/BP7 transmission project as licensed by Environment Act Licence No. 3382 (licence) until July 13, 2027. Clause B of the licence automatically revokes it if construction of the development does not commence by July 13, 2025. Your request is considered a notice of alteration to the licence.

The potential environmental effects resulting from the alteration are insignificant. Therefore, per Section 14(2) of The Environment Act, I amend Clause B of the licence as follows:

**Clause B:**

If the Licensee has not commenced construction of the development by October 31, 2027, the licence is revoked.

All other specifications, limits, terms, and conditions of the licence remain in effect.

Anyone affected by this decision may appeal, in writing, to the Minister of Environment and Climate Change at [minecc@manitoba.ca](mailto:minecc@manitoba.ca) by October 5, 2024. This approval is available on the public registry at <https://www.gov.mb.ca/sd/eal/registries/index.html>.

If you have any questions regarding this approval, please contact Tyler Kneeshaw, Regional Supervisor, Environmental Compliance and Enforcement Branch at [EnvCEPortage@gov.mb.ca](mailto:EnvCEPortage@gov.mb.ca) or 204-239-3608 .

Sincerely,

Original Signed By  
Agnes Wittmann  
Director  
The Environment Act

Enclosure

c. Tyler Kneeshaw  
Desalegn Edossa

THE ENVIRONMENT ACT  
LOI SUR L'ENVIRONNEMENT



# LICENCE

File No.: 6105.00

Licence No. / Licence n°: 3382  
Issue Date / Date de délivrance : July 13, 2022

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 Sections 11(1) / Conformément au Paragraphe 11(1))

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

**MANITOBA HYDRO; "the licensee"**

for the construction and operation of the development being an 8.3 kilometers long 115 kV transmission line replacing a section of the existing BP6/BP7 transmission line located in the area of Portage la Prairie, Manitoba, in accordance with the proposal filed under The Environment Act on April 22, 2021, and subject to the following specifications, limits, terms and conditions:

## **DEFINITIONS**

In this licence,

**"accredited laboratory"** means an analytical facility accredited by the Standards Council of Canada (SCC), or accredited by another accrediting agency recognized by Manitoba Environment, Climate and Parks to be equivalent to the SCC, or be able to demonstrate, upon request, that it has the quality assurance/quality control (QA/QC) procedures in place equivalent to accreditation based on the international standard ISO/IEC 17025, or otherwise approved by the director;

**"affected area"** means a geographical area, excluding the property of the development;

**"approved"** means approved by the director or assigned environment officer in writing;

**"contractor"** means any party entered into a contract with the licensee;

**"director"** means an employee so designated pursuant to The Environment Act;

**"environment officer"** means an employee so designated pursuant to The Environment Act;

**"noise nuisance"** means an unwanted sound, in an affected area, which is annoying, troublesome, or disagreeable to a person:

- (a) residing in an affected area;
- (b) working in an affected area; or
- (c) present at a location in an affected area which is normally open to members of the public;

if the unwanted sound

- (d) is the subject of at least 5 written complaints, received by the director in a form satisfactory to the director and within a 90-day period, from 5 different persons falling within clauses (a), (b) or (c), who do not live in the same household; or
- (e) is the subject of at least one written complaint, received by the director in a form satisfactory to the director, from a person falling within clauses (a), (b) or (c) and the director is of the opinion that if the unwanted sound had occurred in a more densely populated area there would have been at least 5 written complaints received within a 90-day period, from 5 different persons who do not live in the same household;

**"solid waste"** means solid waste as defined in the Waste Management Facilities Regulation, or any future amendments thereto, respecting waste disposal grounds, excluding waste rock; and

**"waste disposal ground"** means an area of land designated by a person, municipality, provincial government agency, or crown corporation for the disposal of waste and approved for use in accordance with the Waste Management Facilities Regulation, or any future amendments thereto, or a licence pursuant to The Environment Act.

### **GENERAL TERMS AND CONDITIONS**

This section of the licence contains requirements intended to provide guidance to the licensee in implementing practices to ensure that the environment is maintained in such a manner as to sustain a high quality of life, including social and economic development, recreation and leisure for present and future Manitobans.

#### **Retain Copy of Licence**

1. The licensee shall at all times maintain a copy of this licence at the development or at the premises from which the development's operations are managed.

#### **Sampling, Analysis, and Reporting**

2. In addition to any of the limits, terms and conditions specified in this licence, the licensee shall, upon the request of the director:
  - a) sample, monitor, analyze and/or investigate specific areas of concern regarding any segment, component or aspect of pollutant storage, containment, treatment, handling, disposal or emission systems, for such pollutants or ambient quality, aquatic toxicity, leachate characteristics and discharge or emission rates, for such duration and at such frequencies as may be specified;
  - b) determine the environmental impact associated with the release of any pollutant(s) from the development;

- c) conduct specific investigations in response to the data gathered during environmental monitoring programs; or
  - d) provide the director, within such time as may be specified, with such reports, drawings, specifications, analytical data, descriptions of sampling and analytical procedures being used, bioassay data, flow rate measurements and such other information as may from time to time be requested.
3. The licensee shall, unless otherwise specified in this licence:
- a) carry out all preservations and analyses on liquid samples in accordance with the methods prescribed in the most current edition of Standard Methods for the Examination of Water and Wastewater or in accordance with equivalent preservation and analytical methodologies approved by the director;
  - b) carry out all sampling of, and preservation and analyses on, soil, compost, and air samples in accordance with methodologies approved by the director;
  - c) have all analytical determinations undertaken by an accredited laboratory; and
  - d) report the results to the director, in writing and in an electronic format acceptable to the director, within 60 days of the samples being taken.

#### **Reporting Format**

4. The licensee shall submit all information required to be provided to the director or environment officer under this licence, in written and electronic format, in such form (including number of copies) and of such content as may be required by the director or environment officer, and each submission shall be clearly labeled with the licence number and file number associated with this licence.

#### **Noise Nuisance**

5. The licensee shall not cause or permit a noise nuisance to be created as a result of the construction or operation of the development, and shall take such steps as the director may require to eliminate or mitigate a noise nuisance.

#### **Environmental Accidents**

6. The licensee shall, in the case of physical or mechanical equipment breakdown or process upset where such breakdown or process upset results or may result in the release of a pollutant in an amount or concentration, or at a level or rate of release, that causes or may cause a significant adverse effect, immediately report the event by calling the 24-hour environmental accident reporting line at 204-944-4888 (toll-free 1-855-944-4888). The report shall indicate the nature of the event, the time and estimated duration of the event and the reason for the event.
7. The licensee shall, following the reporting of an event pursuant to clause 6,
- a) identify the repairs required to the mechanical equipment;
  - b) undertake all repairs to minimize unauthorized discharges of a pollutant;
  - c) complete the repairs in accordance with any written instructions of the director; and
  - d) submit a report to the director about the causes of breakdown and measures taken, within one week of the repairs being done.

### **Compliance**

8. The licensee shall adhere to the commitments made in the proposal during the construction and operation of the development, except as otherwise required by this licence.

## **SPECIFICATIONS, LIMITS, TERMS AND CONDITIONS**

### **Notification**

9. The licensee shall notify the assigned environment officer not less than two weeks prior to beginning construction of the development. The notification shall include the intended starting date of construction and the name of the contractor responsible for the construction.
10. The licensee shall, prior to construction, provide a copy of this licence to the contractor and subcontractor(s) involved in the development.
11. The licensee shall, prior to construction, notify Indigenous communities identified in the proposal about construction activities, locations, and schedules.
12. The licensee shall notify the assigned environment officer, no less than one week prior to the completion of the construction of the development, to allow for a final inspection.

### **Fuel Storage and Spill Containment**

13. The licensee shall locate fuel storage and equipment servicing areas established for the construction and operation of the development a minimum distance of 100 metres from any waterbody, and shall comply with the requirements of the Storage and Handling of Petroleum Products and Allied Products Regulation, or any future amendment thereof.

### **Respecting Solid Wastes**

14. The licensee shall dispose of all solid waste generated at the development, which is not recycled, only to a waste disposal ground.

### **Heritage Resources**

15. The licensee shall comply with the requirements of The Heritage Resources Act, and suspend construction and immediately notify the Historic Resources Branch if heritage resources are encountered during the construction of the development.
16. The licensee shall provide cultural and heritage resource awareness training to workers during the development's construction.

### **Environmental Protection Plans**

17. The licensee shall consider and respond to information received from Indigenous communities respecting sensitive sites and the exercise of rights-based activities during the development's construction. The licensee shall update the development's environmental protection plans, where applicable. Mitigation may include flagging of sensitive areas and buffer zones, selective clearing, and other measures.
18. The licensee shall, upon request from the designated environment officer, submit the environmental protection plans to the department.

### **Monitoring**

19. The licensee shall monitor the effectiveness of environmental protection plans. The licensee shall, during the development's construction, provide opportunities for Indigenous communities to participate in monitoring activities. Monitoring may include field tours, ceremonial events, community meetings, and other opportunities.

### **Alterations**

20. The licensee shall, prior to proceeding with any alterations to the development as licensed, notify the director and receive approval.

## **REVIEW AND REVOCATION**

- A. If, in the opinion of the director, the licensee has exceeded or is exceeding or has or is failing to meet the specifications, limits, terms, or conditions set out in this licence, the director may, temporarily or permanently, revoke this licence.
- B. If the Licensee has not commenced construction of the development within three years of the date of this licence, the licence is revoked.
- C. If, in the opinion of the director, new evidence warrants a change in the specifications, limits, terms or conditions of this licence, the director may require the filing of a new proposal pursuant to section 11 of The Environment Act.

Original signed by,

James Capotosto  
Director