

SUMMARY OF COMMENTS/RECOMMENDATIONS

PROPONENT: RW Packaging Ltd.
PROPOSAL NAME: RW Packaging
CLASS OF DEVELOPMENT: 2
TYPE OF DEVELOPMENT: Manufacturing -
CLIENT FILE NO.: 5819.00

OVERVIEW:

Manitoba Sustainable Development received a Proposal on January 18, 2016 for the continued operation of a pharmaceutical product manufacturing facility at 200 Omand's Creek Boulevard in Winnipeg, Manitoba. The facility blends and packages liquids and powders to make private brand consumer products for major retailers and national brand marketers across North America.

The Department, on March 19, 2016 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/conservation/eal/registries/5819rwpackaging/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 Winnipeg Free Press on March 19, 2016. The newspaper and TAC notifications invited responses until April 19, 2016.

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	No Comments
2	Manitoba Agriculture – Land Use Branch	No Response
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 • Aboriginal Relations Branch • Lands Branch • Water Quality Management Section • Groundwater Management Section • Office of Drinking • Water Use Licensing Section • Water Control Works Licensing Section • Regional Services Branch 	See Comments below No Concerns No Concerns No Comments/ Concerns No Response No Response No Comments/ Concerns No Response No Response No Concerns No Concerns No Concerns No Response
4	Manitoba Culture, Heritage and Tourism – Heritage Branch	No Response
5	Manitoba Innovation Energy and Mines – <ul style="list-style-type: none"> • Energy Development Branch • Petroleum Branch 	No Response No Response
6	Manitoba Infrastructure and Transportation – <ul style="list-style-type: none"> • Flood Forecasting Branch • Highway Planning and Design Branch 	No Response No Concerns
7	Manitoba Municipal Government	No Response
8	Manitoba Health – Environmental Health Unit	No Response
9	Manitoba Labour – <ul style="list-style-type: none"> • Office of Fire Commissioner • Work Place Safety & Health 	No Response No Response

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

<http://www.gov.mb.ca/conservation/eal/registries/5819rwpackaging/index.html>

COMMENTS FROM THE TECHNICAL ADVISORY COMMITTEE:
Manitoba Sustainable Development – Compliance and Enforcement Branch

The Environmental Compliance and Enforcement Branch has commented that a floor plan of the facility, detail information about powders used, detailed information of the formulation tanks and emergency response regarding spills and accidents are missing from the EAP.

Disposition

The proponent provided additional information addressing the issue raised. Environmental Compliance and Enforcement Branch has reviewed the response and has no further comment. In addition, Clauses 25 to 27 address emergency response issues and Clauses 28 and 29 address decommissioning of formulation poly tanks.

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.

The proposed facility is an existing operation located on a private property zoned for Industrial use under the City of Winnipeg Zoning By-Law. There would be no infringement of Indigenous rights under Section 35 of the Constitution Act, 1982 at this time. Therefore, it is concluded that Crown-Indigenous consultation is not required for the project.

RECOMMENDATION:

The Proponent should be issued a Licence for the continued operation of a pharmaceutical product manufacturing 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.

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