

SUMMARY OF COMMENTS/RECOMMENDATIONS

PROPONENT: Greenfield Construction Ltd
PROPOSAL NAME: Greenfield Construction – Portable Concrete Batch Plant
CLASS OF DEVELOPMENT: 1
TYPE OF DEVELOPMENT: Manufacturing – Concrete Batch Plant
CLIENT FILE NO.: 5830.00

OVERVIEW:

Manitoba Sustainable Development received a Proposal on April 5, 2016 for the installation and operation of a Portable Concrete Batch Plant at various locations throughout Manitoba. The facility will produce ready-mix concrete for project sites close to the facility.

The Department, on May 14, 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/5830greenfield/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 May 14, 2016 The newspaper and TAC notifications invited responses until May 14, 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 Response No Concerns No Comments/ Concerns No Response No Response No Comments No Response No Response No Concerns See comments below No Concerns No Response
4	Manitoba Sport, Culture, and Heritage – Historic Resource Branch	See comments below
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 	No Response No Response No Comments/ Concerns No Response
6	Manitoba Infrastructure – <ul style="list-style-type: none"> • Flood Forecasting Branch • Highway Planning and Design Branch 	No Response No Concerns
7	Manitoba Indigenous and Municipal Relations	No Response
8	Manitoba Health, Seniors and Active Living – Environmental Health Unit	No Response

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

<http://www.gov.mb.ca/conservation/eal/registries/5830greenfield /index.html>

COMMENTS FROM THE TECHNICAL ADVISORY COMMITTEE:

Manitoba Sustainable Development–Compliance and Enforcement Branch

The Compliance and Enforcement Branch requested a licence clause requiring the licensee to notify an Environment Officer of the waste disposal location for all proposed sites.

Disposition

Clause 35 of the draft Environment Act Licence addresses this requirement. In addition clause 9 of the draft Environment Act Licence requires that all new proposed location shall be approved by the Director.

Manitoba Sustainable Development–Water Use Licensing Section

The Water Use Licensing Section recommended that if the daily water use is below 25,000L, the section does not have a concern.

Disposition

The recommendation has been forwarded to the proponent.

Manitoba Sport, Culture, and Heritage – Historic Resource Branch

The Historic Resource Branch required the licensee to perform a Heritage Resources Impact assessment of each proposed location before installing the plant.

Disposition

The proponent provided the Heritage Resource Impact Assessment for the current proposed location and Historic Resource Branch has no further concern. Clause 9 of the draft Environment Act Licence requires that all future proposed locations shall be approved by the Director. The Historic Resource Branch, in addition to other branches, will be advised of the proposed location and provided an opportunity to comment or request additional information prior to approval of the proposed site.

PUBLIC HEARING:

A public hearing was not requested and 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 throughout the Province and any proposed location will be reviewed separately. 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 installation and operation of a portable concrete batch plant 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. Each proposed site for installation and operation of the portable concrete batch plant must be reviewed by Wildlife branch, Historic Resource branch, Lands branch and Parks and Protected Spaces branch.

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