

SUMMARY OF COMMENTS/RECOMMENDATIONS

PROPONENT: City of Dauphin
PROPOSAL NAME: Dauphin Waste Disposal Ground
CLASS OF DEVELOPMENT: 2
TYPE OF DEVELOPMENT: Class 1 Waste Disposal Ground
CLIENT FILE NO.: 5851.00

OVERVIEW:

Manitoba Sustainable Development received a Proposal on May 4, 2015, with additional information on November 12, 2015 and May 18, 2016 for the expansion and continued operation of a waste management facility at SW 20-25-19 WPM in the Rural Municipality of Dauphin, Manitoba.

The Department, on September 20, 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/5851dauphin/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 the Dauphin Herald on September 20, 2016. The newspaper and TAC notifications invited responses until October 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	
2	Manitoba Agriculture – Land Use Branch	
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 • Indigenous Relations Branch • Lands Branch • Water Quality Management Section • Groundwater Management Section • Office of Drinking Water • Water Use Licensing Section • Water Control Works Licensing Section • Regional Services Branch 	<p>No wildlife concerns No comment or concerns</p> <p>No concerns</p> <p>No concerns No concerns See below</p>
4	Manitoba Sport, Culture, and Heritage – Heritage Branch	See below
5	Manitoba Growth, Enterprise and Trade	
	<ul style="list-style-type: none"> • Mines Branch • Petroleum Branch • Office of Fire Commissioner • Work Place Safety & Health 	<p>No concerns</p> <p>No comment or concern</p>
6	Manitoba Infrastructure –	No concerns
7	Manitoba Indigenous and Municipal Relations	
8	Manitoba Health, Seniors and Active Living – Environmental Health Unit	No comments

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/5851dauphin/index.html>

COMMENTS FROM THE TECHNICAL ADVISORY COMMITTEE:

Manitoba Sustainable Development– Water Control Works Licensing Section

Any water control works (drains, culverts, dykes, dams, etc) associated with this project will require licensing under the *Water Rights Act*.

Disposition:

Information forwarded to proponent.

Manitoba Sport, Culture, and Heritage – Heritage Branch

In the event of any archaeological site is encountered during development the branch must be contacted immediately.

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.

This facility is currently operating as a waste disposal ground and the only alteration is continuing to develop waste disposal cells as needed adjacent to existing cells, and creation of leachate ponds and a composting facility. 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 Proponent should be issued a Licence for the continued operation of a Class 1 waste disposal ground and associated activities 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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October 25, 2016

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