

SUMMARY OF COMMENTS/RECOMMENDATIONS

PROPONENT: Intermountain Ag Supply Inc.
PROPOSAL NAME: Intermountain Ag Supply Inc. – Crop Protection Warehouse – R.M. of Dauphin
CLASS OF DEVELOPMENT: 1
TYPE OF DEVELOPMENT: Bulk Materials Handling Facility
CLIENT FILE NO.: 5536.00

OVERVIEW:

A Proposal was filed on July 26, 2011 by Kelsen Agritech on behalf of Intermountain Ag Supply Inc. for the operation of a crop protection products warehouse located in the SE ¼ of Section 19, Township 25, Range 20 West in the Rural Municipality of Dauphin. The site will consist of a crop protection products warehouse.

The Proposal was advertised in the Dauphin Herald on Tuesday September 13, 2011. Copies of the proposal were placed in the Public Registries at the Millennium Public Library, the Dauphin Public Library, the Manitoba Eco-Network, and the Conservation and Environment Library. The proposal was distributed to the Technical Advisory Committee (TAC) on September 8, 2011. The closing date for TAC and public comments was on October 11, 2011.

COMMENTS FROM THE PUBLIC:

No public responses were received.

COMMENTS FROM THE TECHNICAL ADVISORY COMMITTEE:

Following is a summary of TAC comments received pertaining to the Proposal. Copies of the original comments from TAC are available in the Public Registries.

Manitoba Conservation – Land Programs Branch and Sustainable Resource Policy Management Branch

No comments or concerns.

Disposition:

No action needed.

Manitoba Conservation – Air Quality Branch

No Comments or concerns.

Disposition:

No action needed.

Manitoba Conservation - Parks and Natural Areas Branch

No comments or concerns.

Disposition:

No action needed.

Manitoba Conservation - Wildlife and Ecosystem Protection Branch

No comments or concerns.

Disposition:

No action needed.

Manitoba Infrastructure and Transportation

No comments or concerns.

Disposition:

No action needed.

Manitoba Water Stewardship

The following comments were received from Water Stewardship:

- The Licencee shall develop and implement an Emergency Response Plan, including the following:
 - All potentially contaminated water from the site must be contained on the proponent's property. Therefore, secondary containment must incorporate a gated culvert which must remain in the closed position unless authorized by Manitoba Conservation. Where there is a concern that accumulated water is contaminated, the liquid must be sampled prior to release.
 - Potentially contaminated water must not be directed to surface waters, including wetlands. Potentially contaminated water must not be released until approval is obtained from Manitoba Conservation, after a review—by Manitoba Water Stewardship—of water sample test results submitted from a laboratory accredited by the Canadian Association for Laboratory Accreditation Inc. Water samples shall be retrieved from any source on the proponent's property, or adjacent properties that might have been contaminated.
- The Licencee must meet the guidelines of the Agrichemical Warehousing Standards Association for the proposed development.
- Manitoba Water Stewardship submits the following comments:
 - Manitoba Water Stewardship does not object to this proposal, at this time.
 - The proponent needs to be informed of the following for information purposes:
 - Erosion and sediment control measures should be implemented until all of the sites have stabilized.
 - *The Water Rights Act* requires a person to obtain a valid licence to control water or construct, establish or maintain any “water control works.” “Water control works” are defined as any dyke, dam, surface or subsurface drain, drainage, improved natural waterway, canal, tunnel, bridge, culvert borehole or contrivance for carrying or conducting water, that temporarily or permanently alters or may alter the flow or level of water, including but not limited to water in a water body, by any means, including drainage, OR changes or may

change the location or direction of flow of water, including but not limited to water in a water body, by any means, including drainage. If a proposal advocates any of the aforementioned activities, a person is required to submit an application for a Water Rights Licence to Construct Water Control Works. A person may contact the following Water Resource Officer to obtain an application and/or obtain information.

- A contact person is Mr. Ed MacKay, C.E.T., Senior Water Resource Officer, Water Control Works and Drainage Licensing, Manitoba Water Stewardship, 1129 Queens Avenue, Brandon, Manitoba R7A 1L9, telephone: (204) 726-6226, email: ed.mackay@gov.mb.ca.

Disposition:

Comments and concerns are addressed in the draft licence. Comments have been forwarded to the proponent for information.

Canadian Environmental Assessment Agency

The following comments were received from the Canadian Environmental Assessment Agency:

Based on a survey of federal departments, application of the Canadian Environmental Assessment Act will not be required for this project. DFO provided a Letter of Advice and Environment Canada (EC) provided a letter with comments regarding the project.

Disposition:

The Canadian Environmental Assessment Agency forwarded the letters from Health Canada to the proponent for their consideration in a letter dated October 12, 2011.

PUBLIC HEARING:

A public hearing is not recommended.

RECOMMENDATION:

The provincial TAC expressed no concerns, or concerns are addressed in the draft licence, regarding the proposal. Therefore, it is recommended that the Development be licensed under *The Environment Act* subject to the limits, terms and conditions as described on the attached draft Environment Act licence. It is further recommended that enforcement of the Licence be assigned to the Western Region.

PREPARED BY:

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October 18, 2011
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