

SUMMARY OF COMMENTS/RECOMMENDATIONS

PROPONENT: Branko Demolition & Disposal Ltd.
PROPOSAL NAME: Branko Demolition & Disposal
CLASS OF DEVELOPMENT: 1
TYPE OF DEVELOPMENT: Scrap processing and auto wrecking facility
CLIENT FILE NO.: 5521.00

OVERVIEW:

Manitoba Conservation and Water Stewardship received a Proposal on January 15, 2015 for the continued operation of a roll off rental facility located at 529 Bluecher Ave in the Rural Municipality of Springfield, Manitoba. The facility provides roll off containers to construction sites to collect construction wastes and transport to recycling facilities, BFI or Brady Road landfills. The facility also temporarily stores the construction wastes and performs sorting operations.

The Department, on January 30, 2015, placed copies of the Proposal in the Public Registries located at Legislative Library (200 Vaughan Street), the Winnipeg Millennium Public Library in Winnipeg and online at <http://www.gov.mb.ca/conservation/eal/registries/5521branko/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 Winnipeg Free Press on January 31, 2015. The newspaper and TAC notifications invited responses until March 2, 2015.

COMMENTS FROM THE PUBLIC:

No Comments.

COMMENTS FROM THE TECHNICAL ADVISORY COMMITTEE:

Canadian Environmental Assessment Agency

No Comments.

Manitoba Agriculture – Land Use Branch

No Response.

Manitoba Conservation and Water Stewardship –Compliance and Enforcement Branch

Environmental Compliance and Enforcement has reviewed the above noted Environment Act Proposal (EAP). We suggest that Branko Demolition & Disposal Ltd. submit an Emergency

Response Plan for their operation, including the stipulation that the Environmental Emergency Response Line (1-855-944-4888) be notified immediately in the event of fire, spill, or any other potential environmental incident. Additionally, the proposal refers to the 'temporary storage' of construction demolition materials, but no estimate or definition of 'temporary' is given, nor the frequency of material removal.

Proponent Response (March 10, 2015)

In response to your request, please find attached our Emergency Response Plan which includes notification of Environmental in the event of an emergency. (*The Emergency Response Plan is posted on Public Registries.*)

With respect to the "temporary" storage of materials (wood, concrete/bricks/steel), steel is removed when market price prevails at scrap recycler but not less than 6 times per year. Other steel (ie) beams, sheets will be used in construction of the extension to the shop this year. Concrete/bricks/ which is used for road base when it is necessary, usually spring after thaw. Fill will be used this year for the base of extension to shop on the north side. Bricks which are cleaned are stockpiled and on pallets. Wood is only stored in spring/summer/fall and used in the furnace as alternate heat source during the winter months.

Disposition

Environmental Compliance and Enforcement Branch has reviewed the response and has no further comment.

Manitoba Conservation and Water Stewardship – Programs and Strategies Branch – Air Quality Section

Air Quality Section has reviewed the above proposal and provides the following comments:

- *It is expected that the proposal will have no significant impact on air quality provided that potential dust and particulate emissions from material handling, processing equipment and crusher activities will be managed as mentioned in the proposal.*
- *Air Quality Section suggests that the EA Clause regarding noise nuisance be included.*

Disposition

Clauses 7, 8 and 10 of the draft Environment Act Licence address issues related to particulate entrainment and noise nuisance.

Manitoba Conservation and Water Stewardship – Wildlife Branch

No Concerns

Manitoba Conservation and Water Stewardship – Parks and Protected Spaces Branch

Parks and Protected Spaces Branch has reviewed the proposal submitted pursuant to the Environment Act for EAP Request for EAP review/comment - Branko Demolition & Disposal Ltd. - Roll Off Rental - File: 5521.00. The Branch has no comments or concerns to offer.

Manitoba Conservation and Water Stewardship – Forestry Branch

No Response.

Manitoba Conservation and Water Stewardship – Aboriginal Relations Branch

No Response.

Manitoba Conservation and Water Stewardship – Lands Branch

No Concerns.

Manitoba Conservation and Water Stewardship – Water Quality Management Section

No Response.

Manitoba Conservation and Water Stewardship – Groundwater Management Section

No Response.

Manitoba Conservation and Water Stewardship– Fisheries Branch

No Response.

Manitoba Conservation and Water Stewardship – Office of Drinking Water

No Concerns

Manitoba Conservation and Water Stewardship– Water Use Licensing Section

The EAP states that: “There is a well on the property which is not used for drinking.” However, I did not read what the well water is used for. Can you find this out? And how much water is withdrawn from the well on a daily basis?

Proponent Response (March 10, 2015)

With respect to the well and water on the premises, the well is used for everything except drinking (ie) washroom/sink/toilet, truck cleaning with pressure washer, clean up of dishes. The approx. use is 50 gal/day -which is probably on the high side of usage.

Disposition

The Water Use Licensing Section has reviewed the response and has no further comment.

Manitoba Conservation and Water Stewardship – Water Control Works Licensing Section

No Concerns.

Manitoba Conservation and Water Stewardship– Climate Green Initiative Branch

No Response.

Manitoba Municipal Government – Community Planning Services Branch

No Response.

Manitoba Culture, Heritage and Tourism – Heritage Branch

No Response.

Manitoba Municipal Government – Energy Division

No Response.

Manitoba Municipal Government – Petroleum Branch

No Response.

Manitoba Infrastructure and Transportation – Flood Forecasting Branch

No Response.

Manitoba Infrastructure and Transportation – Highway Planning and Design Branch

No Concerns.

Manitoba Intergovernmental Affairs

No Response.

Manitoba Health – Environmental Health Unit

No Response.

Manitoba Labour – Office of Fire Commissioner

The Office of the Fire Commissioner recommends that the proponent submit an updated Fire Safety Plan for review/acceptance by the RM of Springfield Fire Department including the review of Bluecher Ave (as a non-public road) and site access routes for all weather use.

Disposition

The proponent is notified of the recommendation to obtain an updated fire safety plan. In addition the Licence cover letter requires the licensee to comply with any other legislative requirements.

Manitoba Labour – Work Place Safety & Health

No Response

PUBLIC HEARING:

A public hearing is not recommended.

CROWN-ABORIGINAL CONSULTATION:

The Government of Manitoba recognizes that it has a duty to consult in a meaningful way with First Nations, Métis communities and other Aboriginal communities when any proposed provincial law, regulation, decision or action may infringe upon or adversely affect the exercise of a treaty or Aboriginal right of that First Nation, Métis community or other Aboriginal community.

This facility is an existing roll off rental operation located on a private land. There would be no infringement of aboriginal or treaty rights under Section 35 of the Constitution Act, 1982. Therefore, it is concluded that Crown-Aboriginal consultation is not required for the project.

RECOMMENDATION:

The Proponent should be issued a Licence for the roll off rental operation with collection and transportation of construction wastes to recycling facilities 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 Conservation and Water Stewardship.

A draft Environment Act Licence is attached for the Director's consideration.

Prepared by:

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