

## **SUMMARY OF COMMENTS/RECOMMENDATIONS**

**PROPONENT:** Overton Environmental Enterprises Inc.  
**PROPOSAL NAME:** Giroux Compost and Bulk Materials Handling Facility

**CLASS OF DEVELOPMENT:** Class 1  
**TYPE OF DEVELOPMENT:** Bulk Materials Handling Facility  
**CLIENT FILE NO.:** 5788.00

### **OVERVIEW:**

A proposal form was filed on July 27, 2015 by Overton Environmental Enterprises Inc. for the re-establishment, upgrading and use of an existing composting facility in the Rural Municipality of Ste. Anne at NW 25-07-07 EPM.

The Proposal was advertised in the Steinbach Carillon on Thursday August 13, 2015. Copies of the proposal and related documents were placed in the Public Registries at the Millennium Public Library and the Legislative Library. An electronic copy of the proposal and related documents were placed on the Environmental Approvals online registry. The proposal was distributed to the Technical Advisory Committee (TAC) on August 13, 2015. The closing date for TAC and public comments was on September 11, 2015.

### **COMMENTS FROM THE PUBLIC:**

No comments were received from the public.

### **COMMENTS FROM THE TECHNICAL ADVISORY COMMITTEE:**

Following is a summary of TAC comments received pertaining to the Proposal.

#### **Conservation and Water Stewardship – Land Programs Branch and Sustainable Resource Policy Management Branch**

No concerns.

*Disposition:*

No action needed.

#### **Conservation and Water Stewardship – Drainage and Water Control Licensing**

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

*Disposition:*

For information. No action needed.

#### **Conservation and Water Stewardship - Parks and Protected Spaces Branch**

No concerns.

*Disposition:*

No action needed.

### **Conservation and Water Stewardship – Climate Change and Air Quality Branch**

No expected significant impact on air quality.

*Disposition:*

Inclusion of standard odour clause in the Licence.

### **Infrastructure and Transportation**

No concerns.

*Disposition:*

No action needed.

### **Manitoba Health**

Requested additional information regarding proximity of residents. Proponent responded there are 7 residences within 7 miles of the site. The closest resident was in attendance at the Conditional Use Hearing and did not express concern with the proposal.

*Disposition:*

No action needed.

### **Office of the Fire Commissioner**

No concerns.

*Disposition:*

No action needed.

### **Conservation and Water Stewardship – Office of Drinking Water**

No concerns.

*Disposition:*

No action needed.

### **Conservation and Water Stewardship – Water Use Licensing**

Noted no volumes provided in the proposal with respect to water use for the composting process. A water rights licence may be required, depending on usage.

*Disposition:*

Information provided to the proponent.

### **Conservation and Water Stewardship – Environmental Compliance and Enforcement Branch**

1. The existing compost pad was developed to compost tree bark and, based on the information provided with the proposal, appears to have been constructed by removing vegetation and placing a 50 cm thick layer of gravel. There is limited information regarding soil conditions at the site, or the depth to the normal high water table. As such, the pad as constructed may not provide adequate groundwater protection given the proposed materials to be composted at the site, which include organic food wastes and animal bedding and manure.

2. The proposal indicates that surface water runoff from the compost pad is collected in drainage ditches around the pad and directed to a sedimentation pond. There are limited details regarding the construction of the ditches and pond. The drainage ditches and sedimentation pond may not have been constructed so as to protect groundwater from being contaminated by runoff from the proposed feedstock, including manure.
3. The proposal indicates that raw materials delivered to the site will be stored in designated material storage piles identified in Figure 1. Figure 1 does not identify designated material storage areas. ECE requests information on the location of the material storage piles and what measures will be in place to prevent groundwater and surface water contamination from leaching and run-off from materials stored in these areas.
4. Figure 1 identifies a number of areas as Material Handling Pads. What measures will be in place to prevent groundwater and surface water contamination from leaching and run-off from the materials handled on these pads?
5. Figure one identifies a number of areas, labeled Sections B through F, as “Planned”, but it is not clear what the plan is for these areas.
6. Where, in proximity to the proposed operation, are nearby residences located and to what extent might nearby residences be impacted by wind-blown debris and dust from the operation?

*Disposition:*

Existing compost pad, material storage areas, drainage ditches and leachate pond constructed to the standards required for original licensing submission and EAL 2721. Any new construction will be in compliance with current requirements, and licensing conditions reflect that.

- 1, 2. Standard licence clauses included in the licence with regards to compost pad composition and compost leachate pond liner and testing requirements.
3. Raw material immediately incorporated into windrows on the compost pad, no storage on site.
4. Storage of composted materials, not raw materials.
5. Planned for future development.
6. Standard particulate clauses included. Seven residences within 1 mile.

**PUBLIC HEARING:**

A public hearing was not requested and 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 composting facility located on 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:**

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.

Enforcement of the Licence should be assigned to the Environmental Compliance and Enforcement Branch.

**PREPARED BY:**

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