

SUMMARY OF COMMENTS/RECOMMENDATIONS

PROPONENT: Lactalis Canada Inc.
PROPOSAL NAME: Lactalis St. Claude Facility
CLASS OF DEVELOPMENT: 2
TYPE OF DEVELOPMENT: Agriculture – Food Processing Plant
FILE NO.: 182.10

OVERVIEW

The Proposal dated October 27, 2021 was received on November 3, 2021. The advertisement of the Proposal was as follows:

“An Environment Act Proposal has been filed by Lactalis Canada Inc. for the continued operation of a butter and powder milk products production facility at 16-8-7 WPM in St. Claude, Rural Municipality of Grey, Manitoba. Lactalis St. Claude receives raw milk, cream, and buttermilk from farmers and other dairy plants. The facility processes the raw milk, cream, and buttermilk and manufactures butter and powdered milk products. The proposed milk, cream, and buttermilk processing facility includes a wastewater pre-treatment system using aluminum sulphate and discharges all wastewater effluent to the village of St Claude’s wastewater treatment facility. Lactalis Canada holds an industrial service agreement for wastewater treatment with the village of St. Claude.”

The Proposal was advertised in the Portage Graphic Leader on Thursday December 16, 2021. It was placed in the Online Public Registry at:
<https://www.manitoba.ca/sd/eal/registries/182.1/index.html>

The Proposal was distributed to Technical Advisory Committee (TAC) members on December 15, 2021.

The closing date for comments from members of the public and TAC members was January 13, 2022.

COMMENTS FROM THE PUBLIC

No public comments were received.

COMMENTS FROM THE TECHNICAL ADVISORY COMMITTEE

Technical Advisory Committee (TAC) responses are listed in Table 1 below. Substantive comments are provided following the table. TAC comments are provided in full in the public registry.

Table 1 Lactalis Canada Inc. - Lactalis St Claude Facility
Technical Advisory Committee Comments

No	Technical Advisory Committee Member	Response Provided
1	Manitoba Conservation and Climate:	
	Environmental Approvals Branch	
	Energy Program	January 13, 2022
	Air Quality Management	No response
	Environmental Compliance and Enforcement Branch	January 6, 2022
	Office of Drinking Water	December 16, 2021
	Environmental Programs and Remediation Branch	No response
	Drainage and Water Rights Licensing Branch	No response
	Water Use Licensing Section	December 16, 2021
	Water Control Works and Drainage Licensing Section	No response
	Climate Change and Clean Technology	No response
	Parks and Protected Spaces Branch	December 30, 2021
2	Manitoba Agriculture and Resource Development:	
	Wildlife and Fisheries Branch (wildlife)	December 22, 2021
	Wildlife and Fisheries Branch (fisheries)	No response
	Forestry and Peatlands Branch	December 21, 2021
	Lands Branch	No response
	Regional Land Specialist/ Integrated Resource Management Team	No response
	Water Branch	
	Water Quality Management Section	No response
	Groundwater Management Section	December 20, 2021
	Mines Program	December 30, 2021
	Petroleum Program	December 21, 2021
3	Manitoba Sport, Culture, and Heritage – Historic Resources Branch	January 4, 2022
4	Manitoba Municipal Relations:	
	Community Planning Branch	No response
5	Manitoba Labour, Consumer Protection and Government Services	
	Inspection and Technical Services	No response
6	Manitoba Transportation Infrastructure – Environmental Services and Consultation Branch	January 12, 2022
7	Manitoba Health, Seniors Care – Winnipeg Regional Health Authority	No response

Manitoba Agriculture and Resource Development – Groundwater Section

The Groundwater Section provided the following comment:

- Two deep wells were drilled for Modern Dairies at this location in 1967. The report indicates one well is located 150' west of the creamery (1967). The reports also indicate the groundwater is salty. If these wells are still present and not being used they should be sealed as required by the Groundwater and Water Well Act. Wells containing saline water must be sealed by a licensed water well drilling contractor.

Disposition:

The proponent provided additional information addressing the concerns about the wells. The Groundwater Section reviewed the additional information and they did not provide any further comment.

Manitoba Environment, Climate and Parks – Environmental Approvals-Air Quality Section

Air Quality Section provided the following comments:

- Since particulate matter/dust may be emitted from the milk powder production, is the facility equipped with any dust collection system?
- Suggested to include requirements regarding odour and noise nuisance in the licence.

Disposition:

The proponent provided additional information indicating the presence of a scrubber system to mitigate potential dust from milk powder. The Air Quality Section reviewed the additional information and they did not provide any further comment. In addition, clauses 10 and 11 of the draft licence address the issue of odour and noise, respectively.

Manitoba Environment, Climate and Parks – Environmental Compliance and Enforcement Branch

Environmental Compliance and Enforcement Branch provided the following comments:

- Provide legible scaled drawings with legend for the process flow, wastewater collection at the development and topographic plan showing the surface drainage at the development (including the location of berms, receiving ditches, sewers and depressions, and control structures).
- Provide a list and descriptions of dangerous goods, including hazardous waste, used or stored at the development, including:
 - the name, and the hazard class
 - annual quantity used,
 - state of the material (solid, liquid, gas)
 - the quantities stored, and the location of the storage and secondary containment facilities,
 - vessel and containers descriptions.
- Provide a list of the wastewater streams, categorized by the origin of the wastewater, including but not limited to:
 - sanitary sewage
 - wash water
 - boiler and cooling water
 - other process water.

- If chemicals are added to the wastewater stream, or tests performed, identify the chemical or test used for the wastewater stream.
- Provide a summary of the chemical test results for the wastewater before and after alum treatment for the year 2020. Provide a summary of chemical testing after alum treatment as the wastewater enters the municipal wastewater collection system.
- Provide historic/current average records or diagrams for the generated wastewater flow.
- What is the method of disposal of the sludge accumulated in the pits?
- Verify and revise that the text references to figures are all correct.

Disposition:

The proponent provided additional information for the requested details. The Environmental Compliance and Enforcement Branch reviewed the additional information and is satisfied with the detail. However, they recommended inclusion of surface runoff control and requirements for a valid wastewater Industrial Service Agreement with the RM of Grey. Clauses 32 and 33 of the draft licence address the issue of wastewater Industrial Service Agreement and runoff control, respectively.

Manitoba Sport, Culture, and Heritage – Historic Resources Branch

If at any time heritage resources are encountered in association with these lands during testing and development, the Historic Resources Branch may require that an acceptable heritage resource management strategy be implemented by the developer to mitigate the effects of development on the heritage resources.

Disposition:

The comment was forwarded to the proponent for information and compliance. In addition clause 5 of the draft licence requires the licensee to comply with the requirement of The Heritage Resources Act.

Manitoba Transportation and Infrastructure

The Roadside Development Section provided the following comments:

- Obtaining a permit from Manitoba Infrastructure is required to legalize the existing access connections to PR 240 and for any structures/signs that fall within the controlled area of PR 240. For permit information, please contact Sheena Del Rosario at 204-583-2433 or by email at Sheena.delRosario@gov.mb.ca. Permit information and permit application forms can also be found at <https://www.gov.mb.ca/mit/hpd/permits.html>.

Disposition:

The proponent provided additional information indicating that they applied for a permit to legalize the existing access. The Transportation and Infrastructure - Roadside Development Section reviewed the additional information and provided no further comment.

ADDITIONAL INFORMATION

Additional information was required to address Technical Advisory Committee comments. The additional information was provided on June 29, 2022. The additional information was circulated

to Technical Advisory Committee members who provided the comments and also posted to the public registry.

PUBLIC HEARING

As no requests were received for a public hearing, a public hearing is not recommended.

CROWN-INDIGENOUS CONSULTATION

The Government of Manitoba recognizes 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.

The proposed plant is an existing operation located on private property within the Rural Municipality of Grey. As no effects on Indigenous rights are anticipated, Crown-Indigenous consultation is not required.

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. Administration of the licence should be assigned to the Central Region of the Environmental Compliance and Enforcement Branch.

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