

## **SUMMARY OF COMMENTS/RECOMMENDATIONS**

**PROPONENT:** Lafarge Canada Inc.  
**PROPOSAL NAME:** CCW Concrete Batch Plant  
**CLASS OF DEVELOPMENT:** 1  
**TYPE OF DEVELOPMENT:** Manufacturing -  
**CLIENT FILE NO.:** 5653.00

### **OVERVIEW:**

Manitoba Conservation and Water Stewardship received a Proposal on June 5, 2013 for the construction and operation of a portable concrete batch plant at a site located north of Saskatchewan Ave and west of Sturgeon Road on OTM Lot 11, Parish of St. James in Winnipeg, Manitoba for a period of 4 months. The facility will produce ready-mix concrete required for the Centre Port Way construction project in Winnipeg.

The Department, on June 26, 2013, placed copies of the Proposal in the Public Registries located at Legislative Library (200 Vaughan Street), the Winnipeg Millennium Public Library, the Manitoba Eco-Network located in Winnipeg and online at <http://www.gov.mb.ca/conservation/eal/registries/5637mapleleaf/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 June 26, 2013. The newspaper and TAC notifications invited responses until July 10, 2013.

### **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 – Watershed and Protected Area Branch**

No Concerns.

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

No Response.

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

No Response

**Manitoba Conservation and Water Stewardship – Wildlife Branch**

No Response.

**Manitoba Conservation and Water Stewardship – Parks and Natural Areas Branch**

No Response.

**Manitoba Conservation and Water Stewardship – Forestry Branch**

No Response.

**Manitoba Conservation and Water Stewardship – Aboriginal Relations Branch**

This proposed project may affect an Aboriginal right; and as such, the Aboriginal Relations Branch recommends an initial assessment of the proposal be completed to determine if it will require consultation.

For more information on the consultation process please refer to:

[http://www.gov.mb.ca/ana/crown\\_consultations](http://www.gov.mb.ca/ana/crown_consultations).

**Disposition**

Consultation requirements are considered during the initial project review before advertising to the public and TAC for comment, and are addressed later in this project summary.

**Manitoba Conservation and Water Stewardship – Lands Branch**

No Concerns.

**Manitoba Conservation and Water Stewardship – Water Quality Management Section**

No Concerns.

**Manitoba Conservation and Water Stewardship – Groundwater Management Section**

No Response.

## **Manitoba Conservation and Water Stewardship– Fisheries Branch**

Fisheries Branch has reviewed this proposal for a portable concrete batch plant near Sturgeon Road. The plan will operate for four months to provide concrete for the Centre Port Way road construction. Water from a groundwater well will be used for production. Extraction amounts are expected to be 7000 m<sup>3</sup> over the two year duration of the project. Storm water on site is expected to infiltrate into the ground and runoff will be directed towards a low lying area on the site to minimize the amount directed to the road side ditches. The applicants indicate the plant will be inspected by the Manitoba Ready Mix Concrete Association (MRMCA) and certify that it is ready for operation.

Unless not relevant to this proposal, there is no information on efforts to recycle water, wash out areas and where the water is discharged to from the wash out areas. Given Truro Creek is located approximately 150 m to the north of the proposed site we would want to ensure that water from these areas is not released off site.

Fisheries Branch recommends the following standard conditions be included as part of the licence:

1. Concrete batch plant is to be located 100 m away from any surface water and at a minimum a 30 m buffer of natural vegetation is maintained between the perimeter of the site and any surface water.
2. Runoff from the cement batch plant is minimized so as not to cause siltation, contamination of a water body and/or contamination of the surrounding area and water from the wash out containment area is not to be discharged into any surface water or a waterway that leads to one.

### **Disposition**

Clause 9 of the draft Environment Act Licence addresses set back distance and buffer zone requirement from a water body. Clauses 28 to 32 require proper handling of runoff, wash water and wastewater.

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

I reviewed the above noted EAP. The EAP notes water for the concrete plant will come from an on-site well and the plant will not be connected to any public water system.

Based upon this, Office of Drinking Water does not have any concern with the EAP or the proposed installation.

**Manitoba Conservation and Water Stewardship– Water Use Licensing Section**

No Concerns

**Manitoba Conservation and Water Stewardship – Water Control Works Licensing Section**

No Response

**Manitoba Conservation and Water Stewardship– Climate Green Initiative Branch**

No Response.

**Manitoba Conservation and Water Stewardship– Regional Services Branch**

No Response

**Manitoba Culture, Heritage and Tourism – Heritage Branch**

No Response.

**Manitoba Innovation Energy and Mines – Energy Development Branch**

No Response.

**Manitoba Innovation Energy and Mines – 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 (OFC) has reviewed the proposal for the location of a temporary concrete batch plant. The OFC recommends that the licence stipulate that the applicant obtain required foundation/building /occupancy permits for this plant and the associated site buildings from the City of Winnipeg Building Permit Dept at 30 Fort Street as the AHJ for this project, and that an emergency response and fire safety plan be filed and approved by the Winnipeg Fire Dept in accordance with Section 2.8 of the Manitoba Fire Code.

### **Disposition**

The proponent is notified of the recommendation to comply with the City of Winnipeg By Law. 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 project is located on a private land adjacent to the current Centre Port Way construction project. The facility will operate for 4 months to produce concrete for the Centre Port Way project and 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 installation and operation of a temporary concrete batch plant 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:

Eshetu Beshada, Ph.D., P. Eng.  
Environmental Engineer  
Mines and Wastewater Section

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Telephone: (204) 945-7023

Fax: (204) 945-5229

E-mail Address: [Eshetu.Beshada@gov.mb.ca](mailto:Eshetu.Beshada@gov.mb.ca)