

SUMMARY OF COMMENTS/RECOMMENDATIONS

PROPONENT: Rural Municipality of Hanover

PROPOSAL NAME: Rural Municipality of Hanover Rural Water Supply System – Grunthal - Kleefeld

CLASS OF DEVELOPMENT: Two

TYPE OF DEVELOPMENT: Water Development and Control

CLIENT FILE NO.: 5812.00

OVERVIEW

The Proposal was received on December 31, 2015. It was dated December 28, 2015. The advertisement of the Proposal was as follows:

“An Environment Act Proposal has been filed by the Manitoba Water Services Board on behalf of the Rural Municipality of Hanover for a rural water supply pipeline connecting Grunthal and Kleefeld along PTH 216. Treated water for Kleefeld would be supplied from the Grunthal water supply and treatment system, and the existing groundwater supply for the Kleefeld water distribution system would be discontinued. The combined groundwater withdrawal for both communities is anticipated to be 406 dam³/year by the year 2034, with an average demand of 13.1 litres per second. Construction and operation of the supply system is proposed for 2016.”

The Proposal was advertised in the Steinbach Carillon on Thursday, January 21, 2016. It was placed in the online, Legislative Library, and Millennium Public Library (Winnipeg) public registries. It was distributed to TAC members on January 22, 2016. The closing date for comments from members of the public and TAC members was February 18, 2016.

COMMENTS FROM THE PUBLIC

No public comments were received.

COMMENTS FROM THE TECHNICAL ADVISORY COMMITTEE

Manitoba Conservation and Water Stewardship – Environmental Compliance and Enforcement Branch

No comment or concern.

Manitoba Conservation and Water Stewardship – Lands Branch

No comment as no Crown land is involved or will be impacted by the proposal..

Manitoba Conservation and Water Stewardship – Wildlife and Fisheries Branch

No wildlife related concerns.

Manitoba Conservation and Water Stewardship – Office of Drinking Water

The project will require a Permit to Construct or Alter a Public Water System, issued by Office of Drinking Water, before construction can begin. Apart from this, Office of Drinking Water has no other concerns with this EAP.

Disposition:

This information was provided to the Proponent's consultants for information and can be addressed through a licence condition.

Manitoba Conservation and Water Stewardship – Water Use Licensing Section

The RM of Hanover will need to apply to the Water Use Licensing Section to increase the allocation on their water rights licence associated with the Grunthal Water Treatment Plant. Depending on how much additional water they apply for, and the potential for third party impacts, Hanover may be required to contract the services of a consulting hydrogeologist to evaluate the potential for third party impacts if additional allocation is to be added to their water rights licence for the Grunthal plant.

Disposition:

This information was provided to the Proponent's consultants for information. The need for a Water Rights Licence can be addressed as a licence condition.

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

No concerns.

Manitoba Infrastructure and Transportation – Highway Planning and Design Branch, Environmental Services Section

MIT has reviewed the proposal under the *Environment Act* noted above and we have the following comments:

From Regional Operations:

- Under *The Highways and Transportation Act* permits are required from MIT for:
 - o any new, modified or relocated access to a Provincial Road or Access Road;
 - o any structures (including advertising signs, wells, septic fields, etc.) on, under or above the ground within the 38.1 meter (125 ft) Controlled Area adjacent to Provincial Roads;
 - o discharging of water or other liquid materials into a ditch of a Limited Access Highway, Provincial Road or Access Road; and/or
 - o placing any trees or plantings within 15.2 metres (50 feet) of the edge of right-of-way of a Limited Access Highway, Provincial Road or Access Road.
- An Underground Agreement will also be required from MIT for any water pipelines within our Right-of-Way and/or Controlled Areas.
- For permit applications and underground agreements, please contact is Mr. J.C. Boily at (204) 346-6288 or at Jean-Camille.Boily@gov.mb.ca.

From Water Management, Planning and Standards:

- The proposed pipeline will cross beneath one provincial waterway, Tourond Creek. In accordance with Section 14(4) of *The Water Resources Administration Act*, all such crossings of provincial waterways require written conditional Authorization from Water Management and Structures Division, Manitoba Infrastructure and Transportation.
- A provincial waterway crossing application must be completed by the Proponent and be sent to:
 - Mr. Brad Allum
 - Development Review Officer
 - Water Management, Planning and Standards
 - Manitoba Infrastructure and Transportation
 - 2nd Floor, 280 Broadway Avenue Winnipeg MB R3C 0R8
 - (204) 945-2121
 - Brad.Allum@gov.mb.ca

Disposition:

These comments were provided to the Proponent's consultants for information.

Canadian Environmental Assessment Agency

The proposed project is not a designated activity under CEAA 2012, therefore the Agency will not be involved further in the review.

ADDITIONAL INFORMATION

No additional information is required to address Technical Advisory Committee comments on the project.

PUBLIC HEARING

No requests were received for a public hearing. Accordingly, 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 proposal involves the expansion of an existing groundwater supply system in an agricultural area and the installation of a pipeline in Provincial Road right-of-way. Significant drawdown is not anticipated to affect other area groundwater users. Since resource use is not affected by the project, it is concluded that Crown-Indigenous consultation is not required for the project.

RECOMMENDATION

All comments received have been addressed through the provision of additional information to the proponent's consultant or through licence conditions. 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 Eastern Region of the Environmental Compliance and Enforcement Branch.

PREPARED BY:

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