

## **SUMMARY OF COMMENTS/RECOMMENDATIONS**

**PROPONENT:** Crop Production Services (Canada) Inc.  
**PROPOSAL NAME:** Granular Fertilizer Storage and Distribution Facility  
**CLASS OF DEVELOPMENT:** 1  
**TYPE OF DEVELOPMENT:** Bulk Materials Handling Facility  
**CLIENT FILE NO.:** 5816.00

### **OVERVIEW:**

Manitoba Sustainable Development received a Proposal on April 16, 2015 for the continued operation of a Development being a granular fertilizer storage and distribution facility located SE ¼ 9-25-22 WPM in the Municipality of Gilbert Plains. The development consists of one shed which holds a maximum of 990 metric tonnes of granular fertilizer.

The Department, on February 16, 2016, placed copies of the Proposal in the Public Registries located at Legislative Library (200 Vaughan Street), the Winnipeg Millennium Public Library and online at <http://www.gov.mb.ca/conservation/eal/registries/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 Dauphin Herald on February 16, 2016. The newspaper and TAC notifications invited responses until March 15, 2016.

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

No Comments

**SUMMARY of COMMENTS FROM THE TECHNICAL ADVISORY COMMITTEE:**

<b>No</b>	<b>Technical Advisory Committee Member</b>	<b>Response Provided</b>
1	Canadian Environmental Assessment Agency	No response.
2	Manitoba Agriculture – Land Use Branch	No response.
3	Manitoba Sustainable Development –	
	<ul style="list-style-type: none"> <li>• Compliance and Enforcement Branch</li> <li>• Climate Change and Air Quality Branch</li> <li>• Wildlife and Fisheries Branch</li> <li>• Parks and Protected Spaces Branch</li> <li>• Forestry Branch</li> <li>• Aboriginal Relations Branch</li> <li>• Lands Branch</li> <li>• Water Quality Management Section</li> <li>• Groundwater Management Section</li> <li>• Office of Drinking</li> <li>• Water Use Licensing Section</li> <li>• Water Control Works Licensing Section</li> <li>• Regional Services Branch</li> </ul>	No concerns. See comments below. No concerns. No comments/concerns. No response. No response. No concerns. No response. No response. See comments below. No concerns. See comments below. No concerns.
4	Manitoba Culture, Heritage and Tourism – Heritage Branch	No response.
5	Manitoba Innovation Energy and Mines –	
	<ul style="list-style-type: none"> <li>• Energy Development Branch</li> <li>• Petroleum Branch</li> </ul>	No response. No response.
6	Manitoba Infrastructure and Transportation –	
	<ul style="list-style-type: none"> <li>• Flood Forecasting Branch</li> <li>• Highway Planning and Design Branch</li> </ul>	No response. No concern.
7	Manitoba Municipal Government	No response.
8	Manitoba Health – Environmental Health Unit	No comments.
9	Manitoba Labour –	
	<ul style="list-style-type: none"> <li>• Office of Fire Commissioner</li> <li>• Work Place Safety &amp; Health</li> </ul>	No response. No response.

A copy of the responses and the additional information provided can be viewed at the following link:

<http://www.gov.mb.ca/conservation/eal/registries/index.html>

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

### **Manitoba Sustainable Development – Climate Change and Air Quality**

It is expected that the facility has no significant impact on air quality.

*Disposition:* No action required.

### **Manitoba Sustainable Development – Office of Drinking Water**

The Office of Drinking Water has no concerns with this EAP since there are no known users of surface water for water treatment in the area of concern.

*Disposition:* No action required.

### **Manitoba Sustainable Development – Water Control Works Licensing Section**

Any water control works (drains, culverts, dykes, dams, etc.) associated with this project will require licensing under the *Water Rights Act* – an application is attached for the proponent's convenience. Any inquiries in this regard may be directed to the local *Water Resource Officer*. Their contact information may be found at:

[http://www.gov.mb.ca/conservation/waterstewardship/licensing/pdf/officer\\_areas\\_of\\_focus\\_30mar2015.pdf](http://www.gov.mb.ca/conservation/waterstewardship/licensing/pdf/officer_areas_of_focus_30mar2015.pdf)

*Disposition:* Information provided to the proponent.

## **PUBLIC HEARING:**

A public hearing is not recommended.

## **CROWN-INDIGENOUS CONSULTATION:**

The Government of Manitoba recognizes that 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.

This proposed facility will be located on a private agricultural land. There would be no infringement of Indigenous rights under Section 35 of the Constitution Act, 1982. Therefore, it is concluded that Crown-Indigenous consultation is not required for the project.

**RECOMMENDATION:**

The Proponent should be issued a Licence for the construction and operation of a bulk material handling facility 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 Sustainable Development.

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