

SUMMARY OF COMMENTS/RECOMMENDATIONS

PROPOSER: Parkland Mill Group Inc.
PROPOSAL NAME: Parkland Mill Group Inc, 2015
CLASS OF DEVELOPMENT: 1
TYPE OF DEVELOPMENT: Manufacturing -
CLIENT FILE NO.: 5799.00

OVERVIEW:

Manitoba Conservation and Water Stewardship received a Proposal on October 16, 2015 for the construction and operation of a certified gluten free buckwheat flour processing mill at NW 30-29-21 WPM in the Rural Municipality of Ethelbert, Manitoba. The mill will produce 100% gluten free buckwheat based products for the North American food industry.

The Department, on November 3, 2015, 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/5799parkland/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 Dauphin Herald on November 3, 2015. The newspaper and TAC notifications invited responses until November 17, 2015.

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 – Compliance and Enforcement Branch

Region would request that the method of waste disposal (spreading of waste material on farm fields) be included as a license condition, and any change to this disposal method be subject to Director's approval.

The licence should have conditions requiring that the proponents ensure proper disposal of any waste generated from the operations primary activities and provide legal land descriptions of the preferred disposal sites upon request from an Environment Officer.

Disposition

Clause 28 of the draft Environment Act Licence requires the disposal of the solid waste from the milling operation onto a farm field and the keeping of a log of the legal description.

Manitoba Conservation and Water Stewardship – Climate Change and Air Quality Branch

Air Quality Section has reviewed the above proposal and provides the following comments:

- *It is expected that the proposal has no significant impact on air quality provided that the dust control measures will be implemented to contain and control all potential dust and particulate emissions from wheat handling and flour milling process.*
- *Air Quality Section suggests that the EA Clause regarding noise nuisance be included.*

Disposition

Clause 9 of the draft Environment Act Licence addresses issue related to noise nuisance.

Manitoba Conservation and Water Stewardship – Wildlife and Fisheries Branch

No Concerns

Manitoba Conservation and Water Stewardship – Parks and Protected Spaces Branch

Parks and Protected Spaces Branch has reviewed the proposal submitted pursuant to The Environment Act for Request for review/comment - EAP Parkland Mill - Food Processing - File: 5799.00. The Branch has no comments or concerns to offer as it does not affect any provincial parks, park reserves, ecological reserves, areas of special interest or proposed protected areas.

Manitoba Conservation and Water Stewardship – Forestry Branch

No Response.

Manitoba Conservation and Water Stewardship – Aboriginal Relations Branch

No Response.

Manitoba Conservation and Water Stewardship – Lands Branch

No Concerns.

Manitoba Conservation and Water Stewardship – Water Quality Management Section

No Response.

Manitoba Conservation and Water Stewardship – Groundwater Management Section

No Response.

Manitoba Conservation and Water Stewardship – Office of Drinking Water

No Concerns

Manitoba Conservation and Water Stewardship– Water Use Licensing Section

I found nothing in the EAP that spoke to water use. There is mention of a deep well but no mention of where their water will come from and what they will need water for or in what volumes. As you know, all of these facts are required for us (WULS) to make a determination if they will need to apply for a water rights licence. Can you please ask the proponent for us?

Proponent Response (December 4, 2015)

The only water that will be used in the Mill facility will be for human consumption and wastewater for approximately 10-15 persons per shift. The Mill in itself does not require water for its operations. This is not a wheat milling facility where water is needed to presoak the product.

Disposition

Water Use Licensing Section reviewed proponent's response and has no further comment.

Manitoba Conservation and Water Stewardship – 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

Disposition

The information is forwarded to the proponent.

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

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

- *MIT's West Central Regional Operation requests more information regarding how the site drainage will function and if there are any proposed effluent discharge that will affect the highway's right-of-way.*
- *A permit will be required for:*
 - *Any new, relocated or modified access;*
 - *Any construction (above or below ground level) within 38.1 m (125 ft);*
 - *Any plantings within 15.2 m (50 ft) from the edge of the right of way; and/or*
 - *Discharge of water or other liquid materials into the highway ditch.*

Proponent Response (December 4, 2015)

- *-We are using the existing commercial access as it is now*
- *- All construction is 400 feet plus from any highway property*
- *-There will be no additional plantings within 50ft of the right away*

-The only discharge is natural field runoff, which has been addressed Re: drainage application to keep natural runoff away from the building.

According to the plans a shallow ditch 1 - 1.5 feet in depth, 12 foot base with 6:1 side slopes will be constructed to divert normal surface drainage away from the site and into the PTH#10 ditch. Currently water crosses the whole quarter section and ends up in the PTH#10 ditch this ditch is to divert it away from the building site to the same end point.

Disposition

Manitoba Infrastructure and Transportation-Highway Planning and Design Branch has reviewed the response and has no further comment.

Manitoba Municipal Government

No Response.

Manitoba Health – Environmental Health Unit

No Response.

Manitoba Labour – Office of Fire Commissioner

Mill processing plants pose a high fire hazard. The Office of the Fire Commissioner recommends that the applicant obtain a building permit prior to construction of the new building.

Disposition

The recommendation is forwarded to the proponent.

Manitoba Labour – Work Place Safety & Health

No Response

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 privately owned agricultural land approved by the Rural Municipality of Ethelbert for the operation. 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 certified gluten free buckwheat flour processing mill 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.

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December 11, 2015

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