

SUMMARY OF COMMENTS/RECOMMENDATIONS

APPLICANT: EXIDE TECHNOLOGIES CANADA CORP.
APPLICATION NAME: Waste Acid Batteries Transfer Facility
CLASS OF DEVELOPMENT: N/A
TYPE OF DEVELOPMENT: Hazardous Waste – DGH&T Act
CLIENT FILE NO.: 5623.00

OVERVIEW:

On December 17, 2012, the Department received an Application from Exide Technologies Canada Corporation for the continued operation of a waste lead acid battery transfer facility located at 966 Powell Avenue in Winnipeg, Manitoba.

On January 17, 2013 the Department placed copies of the Application in the Public Registries located at 123 Main St. (Union Station), the Millennium Public Library in Winnipeg and the Manitoba Eco-Network. As well, copies of the Application were provided to the Technical Advisory Committee (TAC) members. The Department placed a public notification of the Application in the Winnipeg Free Press on January 19, 2013. The newspaper and TAC notification invited responses until February 19, 2013.

COMMENTS FROM THE PUBLIC:

No comments or concerns were received from the public

COMMENTS FROM THE TECHNICAL ADVISORY COMMITTEE:

Conservation and Water Stewardship, Conservation Programs, Wildlife and Ecosystem Protection Branch

No wildlife related concerns

Conservation and Water Stewardship, Conservation Programs, Lands Branch and Sustainable Resource and Policy Management

No concerns.

Conservation and Water Stewardship, Central Region

No regional resource comments

Conservation and Water Stewardship, Pollution Prevention Branch

No concerns

Conservation and Water Stewardship, Water Quality Management Branch

No concerns

Conservation and Water Stewardship, Fisheries Branch

Commented that Omands Creek is to the south of the facility and does provide spawning, nursery and forage habitat for large bodied fish species, at least seasonally. While it does not look like there should be any concerns with this proposal there was no information on whether there were floor drains within the holding area that spill material/water could inadvertently drain to in the event of a fire and/or outside the facility whether there is sufficient containment.

Response from the Applicant

These comments were forwarded to the Applicant.

Disposition

The Licence will contain clauses regarding containment of spills and spill/fire water disposal.

Conservation and Water Stewardship, Regulatory Services Branch

No concerns

Conservation and Water Stewardship, Parks and Natural Areas Branch

No comments

Manitoba Infrastructure and Transportation, Highway Planning and Design Branch.

No concerns

Canadian Environmental Assessment Agency

The Agency response included the following information

As you know, the *Canadian Environmental Assessment Act, 2012* (CEAA 2012) came into force in July 2012, focusing federal attention on those project proposals that have a greater potential for significant adverse environmental effects in areas of federal jurisdiction. The *Regulations Designating Physical Activities* identify the activities which, if carried out individually or in combination, would constitute a “designated project” that is subject to the requirements of CEAA 2012.

The proponent is responsible for confirming its federal regulatory responsibilities associated with its project. In your response to the proponent, please advise it to review the noted regulations

(<http://laws-lois.justice.gc.ca/eng/regulations/SOR-2012-147/index.html>) and contact the Canadian Environmental Assessment Agency if its proposal includes any activity described.

Response from the Applicant

These comments were forwarded to the Applicant – for information.

Disposition

No action required

PUBLIC HEARING:

A public hearing is not recommended.

RECOMMENDATION:

The Applicant should be issued a Licence, in accordance with the attached draft, to operate the Waste Batteries transfer facility. Enforcement of the Licence should be assigned to the Central Region.

PREPARED BY:

Adrian Jackson, P. Eng.
Environmental Engineer
Environmental Approvals
February 7, 2013
Telephone: (204) 945-7108
Fax: (204) 945-5229
E-mail Address: adrian.jackson@gov.mb.ca