



Municipal Relations

Community Planning
Unit 1B - 2010 Currie Blvd
Brandon MB R7B 4E7
204-726-6271
brandoncrp@gov.mb.ca

June 4, 2021

Councils and Planning Districts

RE: Planning Act Requirements for Aggregate Quarries Identified as Conditional Uses In Zoning By-laws.

This letter is to serve as a reminder to planning district boards and municipal councils of The Planning Act requirements for proposed aggregate quarries on privately owned lands. In 2018, The Planning Act was amended to include a provincial technical review process for aggregate quarries identified as a conditional use in local zoning by-laws.

Under section 169(5) of The Planning Act, councils are required to provide copies of a conditional use application and supporting documentation to the Department of Municipal Relations a minimum of sixty days prior to a local conditional use hearing for a proposed aggregate quarry. During this sixty-day period, the department completes an inter-departmental technical review of the proposed aggregate quarry supported by information supplied by the proponent. A completed technical review report is provided to council shortly before the conditional use hearing and includes technical and regulatory information related to aggregate quarry development to support good local land use decision-making.

Conditional use applications for proposed aggregate quarries must be sent to brandoncrp@gov.mb.ca, with the following information:

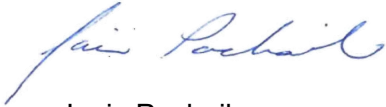
- Proposed extraction method;
- Proposed haul routes;
- Hours of operation;
- Proposed volume of extraction;
- Expected lifespan of proposed quarry;
- Any potential surface and groundwater effects resulting from the quarry establishment;
- Information related to any proposed buffering and or berming of the quarry; and
- Information related to the proposed rehabilitation plan for the quarry, once it has reached its maximum lifespan.

A further amendment to The Planning Act in December 2018 made council and planning district denials and conditions of approval for an aggregate quarry appealable to the Manitoba Municipal Board by the applicant. Under section 118.2(2) of the Act, an applicant may appeal either a

council or planning district board decision to reject a conditional use for a proposed aggregate quarry, or conditions of approval on an approved aggregate quarry. To trigger such an appeal, the applicant must file a notice of appeal with the Manitoba Municipal Board within 30 days following notice of a council or planning district board decision on the aggregate quarry. This is detailed in section 108 of The Planning Act.

If you have any questions about this process, please call our office at 204-726-6271.

Sincerely,

A handwritten signature in blue ink, appearing to read "Janis Pochailo", written in a cursive style.

Janis Pochailo,
Regional Manager.