



Report Date: August 11, 2021

File: UA173508

Report Number: 173508

Ministry of Transportation and Infrastructure  
Gilmour Road, Gibsons BC

Dear Ministry of Transportation and Infrastructure,

**Re: Notice Letter, Environmental Management Act UA173508, Gilmour Road, Gibsons, Effluent**

---

This Notice letter has been issued because this inspection determined that you are in compliance with the terms and conditions of your authorization for the noted inspection period. Please refer to the inspection details table below for a list of the specific regulatory requirements that were assessed.

**Inspection Details:**

On July 8, 2021, Ministry of Environment and Climate Change Strategy (Ministry) Environmental Protection Officer Kyle Lynch (Officer Lynch) conducted a on-site inspection of Ministry of Transportation and Infrastructure (MOTI) winter abrasive and works yard (Site) located in Gibsons, B.C in response to a complaint received regarding asphalt disposal at the Site.

Requirement Description:	<b>Environmental Management Act, Environmental Management Act</b> 6 (2): Subject to subsection (5), a person must not introduce or cause or allow waste to be introduced into the environment in the course of conducting a prescribed industry, trade or business.
--------------------------	--

Details/Findings:	<p>During the on-site inspection, asphalt grindings and pieces were observed throughout on the site. During a phone conversation with Michal Braun (Area Operations Manager with Ministry of Transportation and Infrastructure) and Officer Lynch on June 19 2021, determined that asphalt grindings remaining from a local road works project had been stored at the site temporarily since July 2020, the material was intended for re-use in upcoming road projects in the area. During the site visit remnants of the asphalt grindings reported by the COM in #170978, were observed at the Site. Mr. Braun confirmed in a phone conversation with Officer Lynch on July 19, 2021, that the bulk of the asphalt material had been removed by MOTI. During the site inspection no hazardous waste or other deleterious materials were observed stored at the site.</p> <p>Asphalt containing material from road construction which is a prescribed industry under the Environmental Management Act (Construction/Demolition Waste) has been brought to the site for storage. Under the Environmental Management Act asphalt being stored does not meet the definition of 'Waste, refuse or hazardous waste'. During the site visit no waste materials were observed having left the site. As asphalt was not being disposed at the site and was being temporarily stored for re-use, it is not defined as a waste or refuse, therefore, compliance with the requirements of this section could not be determined for the inspection period.</p>
Compliance:	Not Determined

Please be advised that this inspection report may be published on the provincial government website within 7 days.

If you have any questions about this letter, please contact the undersigned.

Yours truly,

Kyle Lynch  
Environmental Protection Officer

cc:

<b>Attachments:</b>
---------------------

<b>Deliver via:</b>			
Email: <input checked="" type="checkbox"/>	Fax: <input type="checkbox"/>	Mail: <input type="checkbox"/>	
Registered Mail: <input type="checkbox"/>	Hand Delivery: <input type="checkbox"/>		

**Ministry of Environment  
and Climate Change  
Strategy**

Compliance  
Environmental  
Protection Division

Mailing Address:  
2nd Fl  
10470-152nd St  
Surrey BC V3R 0Y3

Telephone: 604 582 5200  
Facsimile: 604 930 7119  
Website: [www.gov.bc.ca/env](http://www.gov.bc.ca/env)

**DISCLAIMER:**

Please note that sections of the permit, regulation or code of practice referenced in this inspection record are for guidance and are not the official version. Please refer to the original permit, regulation or code of practice.

To see the most up to date version of the regulations and codes of practices please visit  
<http://www.bclaws.ca>

If you require a copy of the original permit, please contact the inspector noted on this inspection record.

It is also important to note that this inspection record does not necessarily reflect each requirement or condition of the authorization therefore compliance is noted only for the requirements or conditions listed in the inspection record.