

Scotian Materials Grounds for Appeal #1

Ground #1:

The definition section is ambiguous in that it refers to the “facility” in the Associated Works definition and “associated works” in the Facility definition. Under the current definitions the operation of a paving or concrete plant could be done outside of the 3.9hectare site. The definition of Associated Works should include specific examples such as paving and concrete plants.

Ground #2:

Section 13(b) of the approval requires an Annual Environmental Monitoring Report to the Department by Feb. 15th of each year. In order to ensure transparency the approval should require the approval holder to make this report public either by posting it on their website or in another fashion acceptable to the Department.

Ground #3:

This quarry is an example of an individual use adding to a growing negative impact on the soldier/Miller Lake watershed which is a headwater to drinking water sources for 1 ,000’s of Nova Scotians. We request that the Minister revoke this approval until a full Environmental Assessment for the quarry and any associated (asphalt/concrete plant) uses is completed and demonstrates no adverse effect on downstream water quality. We again point out that the ordering of an Environmental Assessment for quarries of 3.9hectares or less is at the discretion of the Minister.

Ground #4:

Section 14(b) requires that the Approval Holder post a reclamation security. No other securities are required. In the event that the required monitoring indicates that contaminants are being carried into the wetlands and watercourses there may be significant remediation costs. The approval should contain a requirement for an Environmental Performance Bond or Environmental Liability Insurance in an amount adequate to address remedial action.