



DATE TYPED: November 29, 2004
FILE NUMBER:

Dear:

Further to Ian Sharpe's letter of August 27, 2004, I am writing to provide you with the Ministry's position on the interpretation of Section 1.1.1 of Permit PA-1691 which states: "For the purposes of this Permit, "wood residue" means uncontaminated wood wastes which includes bark, sawdust, shavings and other waste wood but excludes wood that is treated with anti-sapstain chemicals or other chemicals."

Wood waste generated by the milling of trees treated with the chemical pesticide monosodium methanearsenate (MSMA) is considered chemically treated, thus contaminated and not authorized to be disposed of in ----- beehive burner. The intent of the authorization given under Section ----- is that only uncontaminated wood residue be disposed of in the beehive burner. The volume of contaminated/chemically treated wood residue is not at issue. Section ----- is an absolute prohibition.

Should you wish to apply for a permit amendment to authorize the emissions associated with the burning of wood residue contaminated with MSMA, you will be required to submit a formal application package and undertake public notification, consultation, a technical assessment and an environmental impact assessment. All of the information obtained during this process will be used in adjudicating your application. The following link provides guidance on submission and completion of a major permit amendment under the *Environmental Management Act*.

<http://wlapwww.gov.bc.ca/epdiv/authorization/index.html>

Further to your letter of October 26, 2004, we request that you contact Barb Hall (847-7553) to discuss the submission of supporting information you reviewed to determine that no MSMA treated trees were delivered and processed through the mill in 2004 and that none will be delivered or processed through the mill in 2005.

Considering the recent Forest Practices Board recommendation that the Ministry of Forests provide provincial policy for tracking MSMA-treated trees to ensure that treated trees are not harvested and milled, it is my hope that ----- will proactively implement procedures to this effect.

Should you have any questions regarding the above please do not hesitate to contact me at 250-847-7272.

Yours truly,

Mark P. Love P. Ag.
Environmental Management Section Head
Environmental Protection Program
Skeena Region

cc: