

Attachment B

Regulatory Advice from Government Screening Departments/Agencies

EA #: 2302 - Fox Pond ATV Trail Extension (the Project)

1 Water Resources Management Division (WRMD), Dept. of Environment and Climate Change (ECC)

- 1.1 Proponent is advised that a permit is required for work in or within 15 metres of a body of water (including wetlands).
- 1.2 A Water Use Licence is required for the use of water from any water source for any purpose.
- 1.3 If a well is required, the Proponent must apply for and obtain a Permit for Constructing a Non-Domestic Well.
- 1.4 Any effluent or runoff leaving the site will be required to conform to the requirements of the Environmental Control Water and Sewage Regulations. For further information, please contact the WRMD at (709) 729-2563.

2 Fisheries, Forestry, and Agriculture (FFA)

- 2.1 Proponent is advised to operate under established legislation and regulations, such as the **Wild Life Act** and Wild Life Regulations, to avoid or minimize adverse impacts.
- 2.2 Proponent must adhere to section 3 of the Cutting of Timber Regulations under the **Forestry Act**. A Cutting Permit is required prior to any harvesting or timber removal in the area. An Operating Permit under the Forest Fire Regulations is required prior to the start of any work during the forest fire season and can be obtained from the local forest management district office, and a Permit to Burn is required to ignite a fire on or within 300 meters of forest land.
- 2.3 Any activities that occur within the 15 metres Shoreline Reserve of any water body must strictly adhere to the regulations in Section 7 of the **Lands Act**.
- 2.4 A Crown Lands LTO must be issued prior to any development.

3 Government Service Centre (GSC), Dept. of Digital Government and Service NL (DGSNL)

- 3.1 Proponent is advised all waste material shall be considered, prior to disposal, for reuse, resale, or recycling.
- 3.2 Measures shall be implemented to contain any floating debris during construction. All floating debris is to be collected on a daily basis and placed in secure storage for subsequent disposal.
- 3.3 Any spill or leak of gasoline or associated product is to be reported immediately to DGSNL by calling the Environmental Emergencies Telephone Line at 772-2083 or 1-800-563-9089.

4 Occupational Health and Safety (OHS), Dept. of Digital Government and Service NL (DGSNL)

4.1 Proponent must ensure all activities are conducted with compliance with the Occupational Health and Safety Act and Regulations.

5 Environment and Climate Change Canada (ECCC)

5.1 A management plan that includes appropriate preventative measures to minimize the risk of impacts on migratory birds is recommended.

5.2 An oil spill prevention and response plan is recommended.

5.3 A contingency plan that considers potential accidents and malfunctions that take into account site-specific conditions and sensitivities is recommended.

5.4 Proponent is advised to maintain a minimum vegetation buffer of 30 metre, as well as a 30 metre buffer from the high-water mark of any water body (1:100 Flood Zone).

5.5 To avoid nest destruction and to accommodate the breeding season of migratory birds, operations should consider nesting locations between April 15 and August 15 in this region. ECCC requests that species-at-risk sightings be reported to the Canadian Wildlife Service (CWS) at <http://accdc.com/en/contribute.html>. For further information, please contact the ECCCCWS at (709) 777-4221.

6 Dept. of Fisheries and Oceans (DFO)

6.1 Proponent is advised that the modernized **Fisheries Act** includes fish and fish habitat protection provisions which came into effect on August 28, 2019. Proponent should refer to the Projects Near Water website to get information about how to comply with the **Fisheries Act** and information on the project review process when conducting work in or near water. The 'Projects Near Water' website is located at <http://www.dfo-mpo.gc.ca/pnw-ppe/index-eng.html>. For further information, please contact the Fisheries Protection Program at (709) 772-4140.

7 Transport Canada (TC)

7.1 Proponent is advised to consider if the Project is identified as a **Canadian Navigable Waters Act (CNWA)** Major or Minor Works to determine whether **CNWA** approval is required. If a specific watercourse crossing meets all the criteria in that section, they are considered Minor Works and do not require a **Canadian Navigable Waters Act** approval and would only be required to follow the Deposit and Publication requirements in sections 3(2), 3(3) and 4 of the Minor Works Order. The "Major Works Order" website is located at <https://lawslois.justice.gc.ca/eng/regulations/SOR-2019-320/index.html>. The "Minor Works Order" website is located at <https://laws.justice.gc.ca/eng/regulations/SOR-2021-170/index.html>. For further information, please contact the Navigational Protection Program at (506) 851-3113 or NPPATL-PPNATL@tc.gc.ca.