



Government of Newfoundland and Labrador  
**Department of Environment and Climate Change**  
**Water Resources Management Division**

## PERMIT TO CONSTRUCT

Pursuant to the *Water Resources Act*, SNL 2002 cW-4.01, specifically Section(s) 37, 39, 48

Date: **OCTOBER 09, 2024** File No: **844.095.2**  
Permit Holder: **Town of St. Bernard's-Jacques Fontaine**  
**PO Box 70**  
**St. Bernard's-Jacques Fontaine NL**  
**A0E 2T0**  
**townofsbjf@eastlink.ca** Permit No: **WS13946-2024**

Attention: **Ms. Pauline Smith**

Re: **St. Bernard's-Jacques Fontaine - Water Intake Upgrading**

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Permission is hereby given for : **the installation of 18 m of 200 mm PVC watermain, 200 mm stainless steel intake screen and all related appurtenances as described in the drawings titled, "Town of St. Bernard's-Jacques Fontaine Water Intake Upgrading" as received from Meridian Engineering Inc. on July 4, 2024; 17-GI-24-00064.**

- This Permit does not release the Permit Holder from the obligation to obtain appropriate approvals from other concerned municipal, provincial and federal agencies.
- The Permit Holder must obtain the approval of the Crown Lands Administration Division if the project is being carried out on Crown Land.
- This Permit is subject to the terms and conditions indicated in Appendices A and B (attached).
- It should be noted that prior to any significant changes in the design or installation of the proposed works, or in event of changes in ownership or management of the project, an amendment to this Permit must be obtained from the Department of Environment and Climate Change under Section 49 of the *Water Resources Act*.

(for) MINISTER

GOVERNMENT OF NEWFOUNDLAND AND LABRADOR  
Department of Environment and Climate Change

File No: **844.095.2**  
Permit No: **WS13946-2024**

**APPENDIX A**  
**Terms and Conditions for Permit**

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**Water & Sewer General**

1. Water pumped from excavations or work areas, or any runoff or effluent directed out of work sites, must have silt and turbidity removed by settling ponds, filtration, or other suitable treatment before discharging to a body of water. Effluent discharged into receiving waters must comply with the *Environmental Control Water and Sewage Regulations, 2003*.
2. All operations must be carried out in a manner that prevents damage to land, vegetation, and watercourses, and which prevents pollution of bodies of water.
3. Any areas adversely affected by this project must be restored to a state that resembles local natural conditions. Further remedial measures to mitigate environmental impacts on water resources can and will be specified, if considered necessary in the opinion of this Department.
4. All waste materials resulting from this project must be disposed of at a site approved by the Department of Digital Government and Service NL.
5. The works proposed must satisfy the requirements of the latest applicable codes and standards, and be consistent with or otherwise address the design criteria set out in this Department's publication *Guidelines for the Design, Construction, and Operation of Water and Sewerage Systems, 2005*, and as amended from time to time.
6. The work must be undertaken in strict compliance with the submitted documents and the latest version of the *Municipal Water, Sewer and Roads Master Construction Specifications*. A copy of all documents, including the *Municipal Water, Sewer and Roads Master Construction Specifications* must be available for viewing at the construction site office at all times.
7. Liaison is to be maintained with the Environmental Scientist representing the Drinking Water and Wastewater Section of this Department, during the construction and operation of the project. They shall be notified of the pre-construction and post-construction meetings so that they may attend, if deemed necessary. They can be reached at telephone (709) 729-2558.
8. Officials of this Department may visit the project from time to time to ensure that work is carried out within the provisions of this Permit, and is not creating any environmental hazard.
9. Any changes in the approved works, or works other than those specified in the application, must be submitted, in writing, to this Department, and approved, in the form of an Amendment to this Permit, prior to any work.
10. Copies of this Permit, as well as any subsequent Amendments, must be provided to the contractor(s) who will be carrying out these works, and to the engineer's site representative.
11. The attached Completion Report (Appendix C) for Permit No. 13946 must be completed and returned to this Department upon completion of the approved works. Pictures must be submitted along with the completion report, showing the project site prior to and after development.
12. This Permit is valid for two years from the date of issue. Work must be completed by that date or the application and approval procedure must be repeated.

13. The drinking water and wastewater system shall be operated and maintained in accordance with the Permit to Operate issued by this Department.
14. Management of stormwater is the responsibility of the municipality or LSD. Stormwater management should focus on ensuring that the post-development stormwater runoff rate will be equal to or less than the pre-development runoff rate. Any stormwater runoff has the potential to contribute to flooding downstream which may have liability issues for the municipality or LSD if not managed properly.
15. The Owner must update any drawings maintained of the drinking water or wastewater system to reflect the modification or replacement of the works, where applicable.

### **Water Systems**

16. Under no circumstances shall sewage be permitted to enter the waterline trench during or after construction.
17. All new waterlines and appurtenances shall be hydrostatically tested in accordance with the *Municipal Water, Sewer and Roads Specifications*.
18. All components, lubricants and chemicals provided shall be compatible for use with drinking water and shall meet the requirements of ANSI/NSF 60 Drinking Water Treatment Chemical Standard and ANSI/NSF 61 Drinking Water and System Component Standard and any other standard applicable to potable water.
19. All new lines and appurtenances must be disinfected by an approved method described in the latest edition of the AWWA C651 Standard for Disinfecting Watermains and using only chlorine products that meet the NSF 60 standard.
20. The existing watermain that is being taken out of service must be permanently disconnected so as not to create a cross-connection with the town's water distribution system.

### **Intake**

21. A water supply intake may be placed in Rattle Brook (WS-S-0684) as part of the water supply system for the Town of St. Bernard's-Jacques Fontaine .
22. The intake shall consist of 0.68 m of 200 mm diameter stainless steel screened pipe.
23. Pipe zone cutoff walls or other means must be installed to prevent lowering of the water table due to groundwater flow through the porous pipe zone material.
24. Where pumping is used to bypass flow, cofferdams must be installed both above and below areas of construction. The Permit Holder must provide pumps with sufficient capacity to prevent washout of cofferdams.
25. Cofferdams must be properly designed and constructed of suitable materials to prevent leakage and to resist loss of any material as a result of erosion. Cofferdams must be removed upon completion of their intended function. All material must be removed carefully to prevent disturbance of the water body and to prevent water quality degradation.
26. Close cut clearing and disposal must be undertaken around the perimeter of the water supply reservoir to an elevation not less than 200 mm above the proposed high water mark. Special care should be exercised to minimize siltation and erosion problems at the new shore wash area.
27. The intake must be fitted with a removable mesh screen or a trash rack.
28. Intake ports must be located above the bottom of the stream, lake or impoundment, but at sufficient depth to be kept submerged at low water levels and below ice level. The intake structure must not draw air.

29. Adequate protection must be provided against clogging by sediment, debris, ice, frazil ice, wind, floatation and wave pressure.

### **Fording**

30. Except for single passenger all-terrain vehicles, crossings by other vehicles or construction equipment shall be limited to one trip in and one trip out.

31. Timbers or rocks shall be placed in streams to facilitate crossing or to minimize damage to the channel sections provided the streams are not unnecessarily constricted or backed up.

32. Alteration of the natural minimum streamflow is not permitted in order to preserve aquatic life.

33. Stream banks at fording sites that contain loose or erodible material must be adequately stabilized before crossing to minimize any siltation of streams.

34. The natural course of any stream must not be altered.

35. Infilling must not cause increased water elevation upstream or increase flow velocity downstream of the site. Reduction of the natural cross sectional area of any watercourse is not permitted.

36. The fording sites must be located at shallow sections of the channels where there are low approach grades, and where the channels consists of stable non-erodible rock or cobbles.

37. Fording shall only be carried out during periods of low water levels.

38. A complete oil spill clean-up kit must be on site at all times when gasoline or fuel powered equipment is being used or refuelled. The kit must contain the following:

- One hand operated fuel pump
- One recovery container such as an empty 205 litre drum
- One shovel
- One pick axe
- Five metres of containment boom
- Five absorbent pads
- Twenty-five litres of loose absorbent material

39. Within 30 days after expiry of this Permit, the Permit Holder must submit to the department a report confirming that each fording location was left in as good or better condition than prior to Permit Holder's fording activities. This report should include detailed pictures of each site before and after project activities.

40. When the fording sites are no longer required, the Permit Holder must dismantle and remove all constructed works and restore the sites to their original condition. All material placed in streams must be completely removed. The following table provides a description of the fording site(s) included in the scope of work of this permit.

<b>Stream Crossing</b>	<b>Description of Streambed</b>	<b>Amount of Vegetation</b>	<b>Channel Width (m)</b>	<b>Channel Depth (m)</b>
Big Pond Brook	Cobble	None	27.0	0.15

### **Dredging/Debris Removal**

41. All work involving dredging or debris removal must be carried out at a time of low flow and in a manner that prevents downstream siltation or sedimentation.

42. A water quality monitoring program is not required at this time. However, the Department reserves the right to require that the Permit Holder sample, analyse, and submit results of water quality tests, for the purpose of ensuring that the water quality is maintained within acceptable guidelines. All analyses must be undertaken by a CALA accredited laboratory.
43. The area to be dredged must be enclosed and isolated from the rest of the body of water through the use of a filter fabric curtain or similar method.
44. Dredged material must be disposed of in accordance with the regional Service NL Centre of the Department of Digital Government and Service NL. The Department of Digital Government and Service NL may require samples to be submitted for testing and analysis. Only suitable, rocky material dredged may be used for breakwater construction as it will not be susceptible to erosion.

#### **General Alterations**

45. Any work that must be performed below the high water mark must be carried out during a period of low water levels.
46. Any flowing or standing water must be diverted around work sites so that work is carried out in the dry.
47. The use of heavy equipment in streams or bodies of water is not permitted. The operation of heavy equipment must be confined to dry stable areas.
48. All vehicles and equipment must be clean and in good repair, free of mud and oil, or other harmful substances that could impair water quality.
49. During the construction of concrete components, formwork must be properly constructed to prevent any fresh concrete from entering a body of water. Dumping of concrete or washing of tools and equipment in any body of water is prohibited.
50. Wood preservatives such as penta, CCA or other such chemicals must not be applied to timber near a body of water. All treated wood or timber must be thoroughly dry before being brought to any work site and installed.
51. The bed, banks and floodplains of watercourses, or other vulnerable areas affected by this project, must be adequately protected from erosion by seeding, sodding or placing of rip-rap.
52. Periodic maintenance such as painting, resurfacing, clearing of debris, or minor repairs, must be carried out without causing any physical disruption of any watercourse. Care must be taken to prevent spillage of pollutants into the water.
53. The owners of structures are responsible for any environmental damage resulting from dislodgement caused by wind, wave, ice action, or structural failure.
54. Sediment and erosion control measures must be installed before starting work. All control measures must be inspected regularly and any necessary repairs made if damage is discovered.
55. Fill material must be of good quality, free of fines or other substances including metals, organics, or chemicals that may be harmful to the receiving waters.
56. The location of the work is highlighted on the Location Map for this Permit attached as Appendix D.
57. All work must be carried out within the Permit Holder's legal property boundaries.
58. This licence/permit does not constitute an acknowledgement of interest in any land claims adjacent.

GOVERNMENT OF NEWFOUNDLAND AND LABRADOR  
Department of Environment and Climate Change

File No: **844.095.2**  
Permit No: **WS13946-2024**

**APPENDIX B**  
**Special Terms and Conditions for Permit**

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1. The Permit Holder and its agent(s), subcontractor(s), and consultant(s) shall keep all systems and works in good condition and repair and in accordance with all laws, by-laws, directions, rules and regulations of any governmental authority. The Permit Holder or its agent(s), subcontractor(s), or consultant(s) shall immediately notify the Minister if any problem arises which may threaten the structural stability of the systems and works, endanger public safety and/or the environment or adversely affect others and/or any body of water either in or outside the said Project areas. The Permit Holder and its agent(s), subcontractor(s), and consultant(s) shall be responsible for all damages suffered by the Minister and Government resulting from any defect in the systems and works, operational deficiencies/inadequacies, or structural failure.
2. The Permit Holder and its agent(s), subcontractor(s), and consultant(s) shall operate the said Project and its systems and works in a manner which does not cause any water related and/or environmental problems, including but not limited to problems of erosion, deposition, flooding, and deterioration of water quality and groundwater depletion, in or outside the said Project areas. The Permit Holder and its agent(s), subcontractor(s), and consultant(s) shall be responsible for any and all damages associated with these problems caused as a result of changes, deficiencies, and inadequacies in the operational procedures by the Permit Holder or its agent(s), subcontractor(s), or consultant(s).
3. If the Permit Holder or its agent(s), subcontractor(s), or consultant(s) fails to perform, fulfil, or observe any of the terms and conditions, or provisions of this Permit, as determined by this Department, the Minister may, without notice, amend, modify, suspend or cancel this Permit in accordance with the *Water Resources Act*.
4. The Permit Holder and its agent(s), subcontractor(s), and consultant(s) indemnify and hold the Minister and Government harmless against any and all liabilities, losses, claims, demands, damages or expenses including legal expenses of any nature whatsoever whether arising in tort, contract, statute, trust or otherwise resulting directly or indirectly from granting this Permit, systems and works in or outside the said Project areas, or any act or omission of the Permit Holder or its agent(s), subcontractor(s), or consultant(s) in or outside the said Project areas, or arising out of a breach or non-performance of any of the terms and conditions, or provisions of this Permit by the Permit Holder or its agent(s), subcontractor(s), or consultant(s).
5. This Permit is subject to all provisions of the *Water Resources Act* and any regulations in effect either at the date of this Permit or hereafter made pursuant thereto or any other relevant legislation enacted by the Province of Newfoundland and Labrador in the future.
6. This Permit shall be construed and interpreted in accordance with the laws of the Province of Newfoundland and Labrador.

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Water Resources Management Division  
Department of Environment and Climate Change  
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cc: Fish and Fish Habitat Protection Program  
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Fisheries and Oceans Canada  
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Government of Newfoundland and Labrador  
**Department of Environment and Climate Change**  
**Water Resources Management Division**

### **Appendix C - Completion Report**

Pursuant to the *Water Resources Act*, SNL 2002 cW-4.01, specifically Section(s) 37, 39, 48

Date: **OCTOBER 09, 2024**

File No: **844.095.2**  
Permit No: **WS13946-2024**

Permit Holder: **Town of St. Bernard's-Jacques Fontaine**  
**PO Box 70**  
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**A0E 2T0**  
**townofsbjf@eastlink.ca**

Attention: **Ms. Pauline Smith**

Re: **St. Bernard's-Jacques Fontaine - Water Intake Upgrading**

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Permission was given for : **the installation of 18 m of 200 mm PVC watermain, 200 mm stainless steel intake screen and all related appurtenances as described in the drawings titled, "Town of St. Bernard's-Jacques Fontaine Water Intake Upgrading" as received from Meridian Engineering Inc. on July 4, 2024; 17-GI-24-00064.**

*I (the Permit Holder named above or agent authorized to represent the Permit Holder) do hereby certify that the project described above was completed in accordance with the plans and specifications submitted to the Department of Environment and Climate Change and that the work was carried out in strict compliance with the terms and conditions of the Permit issued for this project.*

Date: \_\_\_\_\_

Signature: \_\_\_\_\_

This completion report must be completed and forwarded to the following address upon completion of the approved work.

Department of Environment and Climate Change  
Water Resources Management Division  
PO Box 8700  
St. John's NL A1B 4J6

**APPENDIX D**  
**Location Map for Permit**

