

File # 2.1119.0074

Reg. #1900

Ms. Coolene Brake
Agriculture and Land Section
Department of Fisheries and Land Resources
PO Box 2006
Corner Brook NL A2H 6J8

SEP 05 2017

Dear Ms. Brake:

RE: Deadwater Brook Agriculture Development

Your proposal has been reviewed by an interdepartmental screening committee and an opportunity to comment has been provided to the public as required by the Newfoundland and Labrador *Environmental Protection Act*, SNL 2002, cE-14.2. Please be advised that this undertaking is **released** from further environmental assessment subject to the following conditions:

- a minimum 90-metre naturally vegetated buffer shall be maintained along Deadwater Brook to protect sensitive riparian and aquatic species and their habitat;
- a minimum 30-metre naturally vegetated buffer shall be maintained along all other waterbodies and wetlands to protect sensitive riparian and aquatic species and their habitat;

The Local Governance and Planning Division of this department advises that a development permit is required from the Town of Cormack prior to commencing development. For further information, please contact the Town of Cormack at (709) 635-7025.

The Water Resources Management Division of this department requires that you apply for and obtain a Permit for any work near or in any body of water (including wetland) prior to the start of construction. For further information, please contact the Water Resources Management Division at (709) 729-2295.

The Pollution Prevention Division of this department advises that if the use of a pesticide is required a Pesticide Applicator Licence will be required. For further information, please contact the Pollution Prevention Division at (709) 729-6054.

The Department of Municipal Affairs and Environment supports Environment and Climate Change Canada's recommendation that in order to avoid nest destruction and to

accommodate the breeding season of migratory songbirds and waterfowl, operations should consider nesting locations between April 15th and August 15th in this region. However, as some species protected under the *Migratory Birds Convention Act (MBCA)* do nest outside of this time period, it is the responsibility of the proponent to ensure that project activities are in compliance with the *MBCA* and associated regulations. For further information, please contact the Canadian Wildlife Service at (709) 772-2154.

Although the undertaking, as proposed, is released from further environmental assessment, it is still subject to other legislative requirements. A summary of the comments received from government agencies during the review is attached to provide an indication of likely applicable permits, approvals and legislative requirements. Please note that you must comply with all relevant legislation and obtain all necessary permits and approvals. You are required to inform this Department of any proposed significant changes to the undertaking.

If you have any questions concerning these matters, please contact Dr. Susan Squires, Director, Environmental Assessment Division, at (709) 729-0673 or susansquires@gov.nl.ca .

Sincerely,



EDDIE JOYCE, MHA
District of Humber-Bay of Islands
Minister of Municipal Affairs and Environment

Attachment