

JUN 19 2019

File # 2.4883.0003  
Reg. #1933

Mr. Daniel Villeneuve  
180 Patrick Street  
St. John's, NL  
A1C 5C4

Dear Mr. Villeneuve:

**RE: Crémaillère Harbour Marine Port Development – Registration 1933**

The revised Environmental Preview Report (EPR) submitted on April 24, 2019, has been reviewed and an opportunity to comment has been provided to the Environmental Assessment Committee (EAC) and the public, as required by the *Environmental Protection Act, SNL 2002, cE-14.2*. Upon consideration of the comments received, please be advised that this undertaking is released from further environmental assessment, subject to the following conditions:

- Prior to commencing ore storage at the site, the proponent is required to inform this Department of test results identifying the acid generating potential of the ore to be stored. A proper containment system must be installed along with the appropriate runoff collection, monitoring and treatment systems. This activity may require a Certificate of Approval. For further information, please contact the Pollution Prevention Division at 709-729-6771.
- Prior to any clearing activities, the proponent shall conduct surveys for avifauna such as the Short-eared Owl. The Wildlife Division shall be consulted regarding permitting and survey methodology and informed on survey results, which shall be incorporated into an Avifauna Management Plan. For further information, please contact the Wildlife Division at 709-637-2043.
- Prior to construction, the proponent shall submit to the satisfaction of the Department of Transportation and Works, a traffic impact statement which outlines the projected volumes of traffic and types of vehicles expected along with any necessary road construction or upgrades as a result of this development. A traffic impact statement will be required for each of three phases of the project. For further information, please contact the Department of Transportation and Works at 709-635-4132.
- The proponent shall prepare an Environmental Protection Plan (EPP) for each of Phases I, II and III of the project, as defined in the revised EPR. Each EPP shall be submitted to the Minister of Municipal Affairs and Environment, and receive the

Minister's approval prior to the start of construction. Each EPP shall describe all environmental protection and mitigation measures that will be applied during the construction and operation of the facilities and infrastructure associated with that phase of the project.

The Water Resources Management Division of this Department requires that you obtain a permit for development adjacent to or within Jack's Pond Protected Public Water Supply Area servicing the Community of Goose Cove East. For further information, please contact 729-4048. This Division also requires that, prior to construction, you must obtain permits for any work in any body of water (including wetland), any work within a designated flood risk area, any infilling or dredging work, any work in Shore Water Zones, and infilling work within fifteen (15) metres of a body of water. In addition, you must obtain a water use licence for the use of water from any water source for any purpose. For further information, please contact the Water Resources Management Division at 709-729-2295.

The Pollution Prevention Division of this Department will require a comprehensive Waste Management Plan and Contingency Plan. For further information, please contact the Waste Management Section at 709-729-1810.

The Provincial Archaeology Office (PAO) advises that a mitigation strategy for historic resources is to include the recommendations as outlined in the Historic Resources Impact Assessment, November 2018. Archaeological monitoring is required of any geotechnical work that is to be conducted upon, or in the vicinity, of known archaeological sites; and that prior to such work, the plans for geotechnical work are to be submitted to the PAO for review. Prior to any work that could potentially impact underwater historic resources, archaeological survey is to be undertaken by the proponent to the satisfaction of the PAO. For further information, please contact the PAO at 729-5581.

The Forestry Division of the Department of Fisheries and Land Resources advises that you are required to obtain a Commercial Harvesting Permit and an Operating Permit prior to any harvesting and/or timber removal activities. For further information, please contact the St. Anthony Satellite Office at 709-454-8435 or the Roddickton District Office at 709-457-2300.

Mines Branch of the Department of Natural Resources advises that a quarry permit may be necessary should quarry materials be required. For further information, please contact Mines Branch at 709-729-5738.

The Government Services Centre of Service NL advises that all fuel tank systems are required to be registered prior to installation. Building drawings, electrical plans and sewage disposal system plans must be submitted for approval prior to construction. A permit will also be required for the construction of an access road or building in a protected area, or for any access onto a protected road. For further information, please contact Service NL at 709-454-8833.

Fisheries and Oceans Canada advises that you submit a Request for Review of the project under the fisheries protection provisions of the *Fisheries Act*. For further information, please contact the Fisheries Protection Program at 709-772-4140.

Transport Canada advises that a Notice of Works is required to be submitted. For further information, please contact the Navigation Protection Program at 506-851-3113.

Environment and Climate Change Canada recommends 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 15<sup>th</sup> and August 15<sup>th</sup> in this region for landbirds, and April 1<sup>st</sup> through August 30<sup>th</sup> for seabirds. 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 *MCBA* and associated regulations. In addition, Environment and Climate Change Canada - Canadian Wildlife Service advises that they be consulted during the development of best management practices for the conservation of migratory birds and species at risk. For further information, please contact 709-772-4221.

Although the undertaking, as proposed, is released from further environmental assessment, it is still subject to other legislative requirements. Please consult the comments received from government agencies and provided to you during the initial review of your project, as these will indicate the 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 the matters, please contact Joanne Sweeney, Director (A), Environmental Assessment Division, at 729-0673, [joannesweeney@gov.nl.ca](mailto:joannesweeney@gov.nl.ca), or John Reynolds, chair of the project EAC, at 709-729-0090, [johnreynolds@gov.nl.ca](mailto:johnreynolds@gov.nl.ca).

Sincerely,



**LISA DEMPSTER, MHA**  
Cartwright – L'Anse au Clair  
Minister

cc: Hon. Christopher Mitchelmore, MHA, St. Barbe-L'Anse aux Meadows