

OCT 09 2018

File # 2.2123.0190  
Reg. #1964

Mr. Jon Cutler, P.Eng.  
Platinum Construction Company Limited  
P.O. Box 16008 Station Foxtrap  
94 Dunn's Hill Road  
Conception Bay South, NL, A1X2E2

Dear Mr. Cutler:

**RE: Foxtrap Access Road - TCH Junction Quarry – Registration 1964**

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:

- The proponent must prepare and submit an Environmental Protection Plan for the construction and operation phases of the undertaking to be approved by the Minister of Municipal Affairs and Environment prior to construction that shall include, but not limited to, a:
  - Site drainage plan for all phases;
  - Rehabilitation plan; and
  - Blasting operations plan.
- Except for the access road Right-of-Way and requirements to meet permitting and approvals, the proponent must maintain a minimum 100 metre undisturbed vegetated buffer along all waterbodies and wetlands to protect sensitive riparian and aquatic species, and their habitat.
- The proponent must submit a viewscape management plan showing which areas of the proposed quarry operation will be screened from view from the Trans-Canada Highway and the Foxtrap Access Road by maintaining natural tree screens and existing topography. This plan must be reviewed and approved by the Department of Natural Resources and the Department of Tourism, Culture, Industry and Innovation prior to any construction activities (E.g. site clearing and grubbing) including the site access road. For the requirements of this plan, please contact the Environmental Assessment Division of this department at (709) 729-0834.
- The proponent must avoid land clearing during the migratory bird breeding season defined from April 15th to August 15th in this region.

The Water Resources Management Division of this Department advises that an approval is required for a water resources management plan. A Permit is required for any work in any body of water (including wetland) including, but not limited to, culverts, bridges, diversion channels, etc. They also advise that any effluent or runoff leaving the site will be required to conform to the requirements of the *Environmental Control Water and Sewage Regulations*, 2003. For further information, please contact the Water Resources Management Division at (709) 729-2295.

The Government Service Centre of the Department of Service NL requires that you obtain a development permit under the *Protected Road Zoning Regulations*. For further information, please contact the Government Service Centre at (709) 729-2008.

Fisheries and Oceans Canada advises that persons proposing to conduct work in or near water are now required to self-assess using the DFO "*Projects Near Water*" website, located at <http://www.dfo-mpo.gc.ca/pnw-ppe/index-eng.html>, and determine if their project requires a review. If a review is required they advise to complete the *Application for Review* found at <http://www.dfo-mpo.gc.ca/pnw-ppe/reviews-revues/index-eng.html>. For further information, please contact the Fisheries Protection Program at (709) 772-4140.

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](mailto:susansquires@gov.nl.ca).

Sincerely,



**ANDREW PARSONS, QC**  
Minister of Municipal Affairs and Environment

Attachment

Cc. Barry Petten, MHA  
District of Conception Bay South