

File # 2.1119:0078
Reg. 2040

DEC 04 2019

Mr. Jeff Peddle
Riverhead Dairy Ltd.
55 Forest Drive
Lethbridge NL A0C 1V0

Dear Mr. Peddle:

RE: Lethbridge Dairy Farm

Your proposal has been reviewed by an interdepartmental environmental assessment screening committee and an opportunity to comment has been provided to the public as required by Part X of 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 condition:

- A minimum 30-metre, undisturbed, vegetated buffer is to be maintained along all waterbodies and wetlands that appear on a 1:50,000 topographic map to protect sensitive riparian and aquatic species, and their habitat.

The Department of Advanced Education, Skills and Labour requests that you submit additional information related to the numbers and types of occupations at the farm as well as the hiring arrangements for both the construction and operations phases. Please include the 2016 National Occupational Classification codes for these occupations. For further information please contact Ms. Karen Warren, Policy and Planning Development (709)729-6406 karenwarren@gov.nl.ca.

The Mines Branch of the Department of Natural Resources advises that Parcel 2 of Crown land application 152444 is located immediately southwest of a presently inactive sand and gravel quarry that might in future be re-activated. Also, Parcels 1 and 2 overlap with an area of recognized aggregate resource potential. You are advised that quarrying is a land use that should be expected in the vicinity of Parcels 1 and 2 in the future. For further information please contact Mr. Stephen Hinchey, Mines Branch, Department of Natural Resources, at (709)729-5748 or stephenhinchey@gov.nl.ca.

The Department of Fisheries and Land Resources advises that, before land clearing occurs, a review of merchantable timber will be completed to explore opportunities to provide the area to a local forest operator to have the land cleared. If completion of this review deems an insufficient amount of timber for such an operation then, in accordance with section 14.1 of the Forestry Act, you will not be required to obtain a cutting permit to clear this land provided

that the timber cut is not offered for sale or barter. In all other cases you will be required to obtain a cutting permit and abide by all sections of the Forestry Act associated with it, including but not limited to timber utilization, royalties and returns. The Department of Fisheries and Land Resources advises that forestry activities must not be restricted in any way if the lease/licence is located in an area of commercial forest land. For further information please contact Ms. Tara Mavin, Policy and Strategic Planning, Fisheries and Land Resources, (709) 729-3712, TaraMavin@gov.nl.ca.

The Department of Fisheries and Land Resources provides additional advice on the protection of birds and the prohibition of disturbance or destruction of bird nests and eggs in Newfoundland and Labrador; the protection of Newfoundland Marten core habitat within the project area; and, a restriction on clearing vegetation within 800-metres of a bald eagle or osprey nest during March 15 to July 31 and 200-metres of during the remainder of the year. The 200-metre buffer also applies to all other raptor nests. You are advised to develop and implement appropriate preventative and mitigative measures to avoid incidental take of wildlife. The location of any raptor nest site must be reported to the Wildlife Division. For further information please contact Ms. Tara Mavin, Policy and Strategic Planning, Fisheries and Land Resources, (709) 729-3712, TaraMavin@gov.nl.ca.

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 and August 15 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 Ms. Sydney Worthman Canadian Wildlife Service, Environment and Climate Change Canada, (709) 772-4221 Sydney.Worthman@canada.ca.

Please be advised that the Bonavista South Highway is a designated protected road under the Protected Road Zoning Regulations and a permit is required from the Government Service Centre for any development within 400-metres of the highway centre line of a protected road. For further information please contact the Central Region Government Service Centre, Mr. Wayne Lynch, Regional Director, (709) 256-1426, WayneLynch@gov.nl.ca.

The Water Resources Management Division of this Department advises that a permit is required under the Water Resources Act, 2002, specifically Section 48 for any work in any body of water or wetland including but not limited to culverts, bridges or diversion channels. 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 infilling within 15-metres of bodies of water you must apply for and obtain a permit under the Water Resources Act, 2002, specifically section 48. Also, any proposed infilling within 15 metres of a body of water must comply with this Department's Policy for Infilling Bodies of Water. For further information

please contact Mr. Amir Ali Khan, Manager, Water Rights, Investigations, and Modelling Section (709) 729-2295.

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 Ms. Joanne Sweeney, Director (A), Environmental Assessment Division, at (709) 729-0673 or joannesweeney@gov.nl.ca.

Sincerely,



DERRICK BRAGG, MHA
Minister of Municipal Affairs and Environment
District of Fogo Island-Cape Freels

cc Craig Pardy, MHA
District of Bonavista

