

FEB 02 2024

COR-2024-238

Reg. #2282

Newcrete Investments Limited  
Attn: Rod Mercer  
2800 Trans-Canada Highway  
St. John's, NL A1B 3M7  
E-mail: [rod.mercer@newcrete.ca](mailto:rod.mercer@newcrete.ca)

Dear Rod Mercer:

**RE: Black Mountain North Quarry (the Project)**

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 the Project is **released** from further environmental assessment subject to the following conditions:

- You must uphold all commitments made in your environmental assessment submission to mitigate the effects of the Project on the environment.
- The Water Resources Management Division (WRMD) of the Department of Environment and Climate Change requires that a Water Resources Management Plan be prepared and submitted to the Water Resources Management Division for review and approval prior to commencement of any work related to this project. To prepare the plan, please contact the Water Rights, Investigations and Modelling Section of WRMD at [waterinvestigations@gov.nl.ca](mailto:waterinvestigations@gov.nl.ca).
- The Wildlife Division of the Department of Fisheries, Forestry and Agriculture requires the following:
  - A minimum 50-metre undisturbed riparian buffer to be maintained from the high-water mark of all wetlands and waterbodies within and adjacent to the Project, that are identified on either the 1:50,000 scale National Topographic System maps, or the topographic mapping layer shown in the Provincial Land Use atlas, to protect sensitive riparian and aquatic species and their habitats.

- Vegetation clearing is not to occur within 800 metres of a bald eagle or osprey nest during the nesting season (March 15 to July 31) or within 200 metres during the remainder of the year. The 200-metre buffer applies to all other raptor nests (e.g. Northern Goshawk, Sharp-shinned Hawk, Merlin, American Kestrel, Great-horned Owl, Boreal Owl, Northern Saw-whet Owl). The location of any raptor nest sites shall be reported to the Wildlife Division.
- The Department of Tourism, Culture, Arts and Recreation requires a Viewscape Management Plan (VMP) illustrating which areas of the proposed quarry operation will be screened from view from the Trans-Canada Highway by maintaining natural tree screens and existing topography; VMP to be submitted and approved by the Tourism Product Development Division prior to start of construction. For more information, please contact the Tourism Product Development Division at (709) 729-4518.
- You must advise the Environmental Assessment Division when the conditions of release have been met, by emailing a written description, documents, and images (where applicable) to demonstrate that the conditions have been fulfilled to [EAPProjectComments@gov.nl.ca](mailto:EAPProjectComments@gov.nl.ca).
- You must update the Environmental Assessment Division on the status of the Project, including a copy of all permits, licences, certificates, approvals and other authorizations required for the Project, within one year from the date of this release letter and to provide additional updates if required. Please e-mail the Project updates to [EAPProjectComments@gov.nl.ca](mailto:EAPProjectComments@gov.nl.ca).

Although the undertaking as proposed is released from further environmental assessment, it is still subject to other legislative requirements. You must comply with all relevant legislation and obtain all necessary permits and approvals. You must inform this Department of any proposed significant changes to the undertaking.

Please note that in accordance with Section 17 of the Environmental Assessment Regulations, my decision is valid for a period of three years from the date of this letter. If you have not commenced the Project within this three-year period, you may apply to extend the term of my decision for a maximum of three periods of one year. Should the term of my decision expire, the Project will have to be registered again for environmental assessment, if you wish to proceed. For further information, please e-mail [EAPProjectComments@gov.nl.ca](mailto:EAPProjectComments@gov.nl.ca).



If you have any questions about the environmental assessment process, please contact Joanne Sweeney, Director of the Environmental Assessment Division, at (709) 729-0673 or via e-mail at [joannesweeney@gov.nl.ca](mailto:joannesweeney@gov.nl.ca)

Sincerely,

**HON. BERNARD DAVIS, MHA**  
District of Virginia Waters – Pleasantville  
Minister

Cc: Barry Petten, MHA – Conception Bay South