

Attachment B
Regulatory and Technical Advice from Government Departments/Divisions

EA #: 2345 – Doyles Beaver Pond Quarry (the Project)
Jeremy's Construction Ltd. (the Proponent)

1 Climate Change Branch (CCB), Department of Environment and Climate Change (ECC)

- 1.1 Proponent is advised to consider provincial climate change projections for Channel-Port Aux Basques (nearest regional site) in Project planning.
- 1.2 Proponent is advised to operate heavy equipment in a manner that fuel efficiency, thereby reducing greenhouse gas emissions that could contribute to climate change. For further information, please contact the CCB at (709) 729-1485.

2 Pollution Prevention Division (PPD), ECC

- 2.1 Any spill or leak of gasoline or associated product shall be reported immediately by calling the Environmental Emergencies Telephone Line at 1-800-563-9089.
- 2.2 Construction of an alternate access route to the quarry that does not transect the former waste management landfill site should be considered. Otherwise, maintaining the existing access road in good condition, as well as the integrity of the landfill cap is extremely important. In the event that the landfill cap is compromised, the regional Digital Government Service NL office and the Department of Environment and Climate Change should be notified, and the damage repaired immediately by the Proponent to the satisfaction of the Department of Environment and Climate Change. For further information, please contact the PPD at (709) 729-5782.

3 Water Resources Management Division (WRMD), ECC

- 3.1 Proponent is advised to apply for and obtain a Water Use License under the **Water Resources Act** prior to the start of construction.
- 3.2 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 WRMD at (709) 729-2563.

4 Government Service Centre (GSC), Department of Digital Government and Service NL (DGSNL)

- 4.1 All waste material generated during the construction and operation of the facility is to be placed in suitable refuse containers and removed to an approved waste disposal site.
- 4.2 Proponent is advised to have spill response equipment readily available on-site to enable a quick and effective response to a spill event, and any spill or leak of

gasoline or associate product is to be reported immediately to DGSNL by calling the Environmental Emergencies Telephone Line at 772-2083 or 1-800-563-9089.

- 4.3 Proponent is advised the storage, handling, and disposal of used and or waste oil must be in compliance with the Used Oil and Used Glycol Control Regulations.
- 4.4 DGSNL advises that the provincial Guidance Document – Closure Guidance for Waste Disposal Sites – states that any development proposals within a 1.6 km buffer zone of a closed or decommissioned landfill remain subject to review and approval by the Government Service Centre. A permit is required from Digital Government & Service NL, Government Service Centre in accordance with the Urban and Rural Planning Act for the construction, upgrade, or change of use of an access road in a protected area, or for any access onto a protected road. For further information, please contact the GSC - DGSNL at (709) 729-0248.

5 Occupational Health and Safety (OHS), DGSNL

- 5.1 Proponent must ensure all activities are conducted with compliance with the **OHS Act** and Regulations. This includes the responsibility for ensuring that contractors hired to perform work also comply with this legislation, as per **OHS Act** section 10. For further information, please contact OHS at 1 (800) 563-5471.

6 Department of Fisheries, Forestry and Agriculture (FFA)

- 6.1 Proponent is advised to adhere to Section 3 of the Timber Cutting Regulations under the **Forestry Act**. A Cutting Permit is required prior to any harvesting or timber removal in the area.
- 6.2 Proponent is advised an Operating Permit is required under Section 13 of the Forest Fire Regulations prior to the start of any work during the forest fire season and a permit to burn is required under Section 3 of the Forest Fire Regulations to ignite a fire on or within 300 metres of forested land during the forest fire season.
- 6.3 Proponent is advised a License to Occupy application under Section 6 of the **Lands Act** is required prior to Project commencement.
- 6.4 Proponent is advised the Project overlaps with the Codroy Development Agriculture Development Area and as such should not interfere with the agriculture properties and production in these areas.
- 6.5 Proponent is advised that several species are currently being assessed for designation and listing under the Newfoundland and Labrador **Endangered Species Act (ESA)** and the federal **Species at Risk Act (SARA)**. The Proponent should be aware that if species that are designated and listed under endangered species legislation are found within the Project area, the **ESA** and/or the federal **SARA** will apply and the Proponent may be required to develop mitigations, in consultation with FFA-Wildlife Division, for the protection and recovery of the species. For further information, please contact FFA at (709) 637- 2950.

7 Department of Industry, Energy and Technology (IET)

- 7.1 Proponent is advised that a quarry permit/lease is required under the **Quarry Materials Act**, 1998, prior to commencement of Project, and a release from further environmental assessment does not guarantee that a quarry permit would be issued to enable the Project to proceed. Further, IET may require the Proponent to submit additional information in support of the application.
- 7.2 Proponent is advised to notify Newfoundland Power of the Project. For further information concerning this response, please contact the Mines Branch of IET at (709) 729-5748.

8 Environment and Climate Change Canada (ECCC)

- 8.1 ECCC recommends the Proponent to develop the following plans:
 - A Management Plan that includes appropriate preventive measures to minimize the risk of impacts on migratory birds.
 - An Oil Spill Prevention and Response Plan.
 - A Contingency Plan that considers potential accidents and malfunctions that take into account site-specific conditions and sensitivities.
- 8.2 ECCC further advises that in order to avoid nest destruction and to accommodate the breeding season of migratory birds, operations should consider nesting locations between April 15 and August 15 in this region. ECCC requests that species-at-risk sightings be reported to the Canadian Wildlife Service (CWS) at ec.scfatldonneesi-cwsatlidata.ec@ec.gc.ca.
- 8.3 ECCC further advises the Proponent to develop and implement measures to diminish the risk of introducing invasive species. For further information, please contact the ECCC-CWS at (709) 777-4221.

9 Fisheries and Oceans Canada (DFO)

- 9.1 Proponent is advised to submit a Request for Review through the 'Projects Near Water' website to receive information on how to comply with the **Fisheries Act** and information on the Project review process when conducting work in or near water. The 'Projects Near Water' website is located at <http://www.dfo-mpo.qc.ca/pnw-ppe/index-eng.html>. For further information, please contact the Fisheries Protection Program at (709) 772-4140.