

COR-2022-1996

SEP 15 2022

Reg. # 2186

Wayne Hicks
PO Box 7
333 Main Street
Musgrave Harbour NL A0G 3J0
E-mail: waynehicks68@outlook.com

Dear Wayne Hicks:

RE: Review of the Environmental Preview Report for the Carmanville New Pond Cabins ATV Trail

Your Environmental Preview Report (EPR) has been reviewed by an Environmental Assessment Committee (EAC) and an opportunity to comment has been provided to the public as required by Part X of the Newfoundland and Labrador **Environmental Protection Act**. Please be advised that this undertaking is **released** from further environmental assessment subject to the following conditions:

- You are required to uphold all commitments made in your environmental assessment submission to mitigate the effects of the project on the environment.
- The Department of Fisheries, Forestry and Agriculture requires the following:
 - No vegetation clearing is to occur within 800-metres of a bald eagle or osprey nest during the nesting season (March 15 to July 31) and 200-metres during the remainder of the year. The 200-metre buffer also 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 a raptor nest sites must be reported to the Wildlife Division.
 - Any equipment refueling or repairs in the field must occur a minimum of 30-metres away from any wetland/bog or waterbody/stream that are visible on either 1:50,000 scale National Topographic System maps, or the topographic mapping layer shown in the Provincial Land Use Atlas.
 - All areas where the ATV Trail crosses a wetland, the trail will need to be corduroyed in a manner that maintains the function of the wetland.



- A GPS digital file of the final trail must be sent to the Wildlife Division. For further information, please contact Fisheries, Forestry and Agriculture at (709) 637-2353.
- You are required to 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 EAProjectComments@gov.nl.ca.
- You are required to 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 requested. Please email Project updates to EAProjectComments@gov.nl.ca.

Provincial government departments on the EAC that reviewed your project during the environmental assessment provide the following advice:

The Water Resources Management Division of my Department requires you to apply for and obtain a permit under the **Water Resources Act**, 2002, specifically Section 48 for any work in or within fifteen (15) metres of a body of water (including wetlands) prior to the start of the work. Also, any effluent or runoff leaving the site will be required to conform to the requirements of the Environmental Control Water and Sewage Regulations. For further information, please contact the Water Resources Management Division at (709) 729-1646.

The Department of Fisheries, Forestry and Agriculture indicates you are responsible for trail maintenance. No trail development is to start until title has been issued for Crown Lands Application No. 159927. The trail must be clearly marked as per the ATV Regulations by the Crown Lands Division. If the trail is no longer required or is unable to be maintained the trail must be decommissioned and rehabilitated and removed from the Crown Land's database. For further information, please contact Fisheries, Forestry and Agriculture at (709) 637-2353.

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 are required to inform this Department of any proposed significant changes to the undertaking.



Please note that in accordance with Section 17 of the Environmental Assessment Regulations, the Minister's decision is valid for a period of three years from the date of this letter. If you have not commenced your project within this three-year period, you may apply to extend the three-year period for a maximum of three one-year periods, if needed. For further information, please email EAProjectComments@gov.nl.ca

If you have any questions, please contact Joanne Sweeney, Director, Environmental Assessment Division, at (709)729-0673 or joannesweeney@gov.nl.ca.

Sincerely,

A handwritten signature in blue ink, appearing to read "B. Davis", with a horizontal line extending from the end of the signature.

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

Cc: Hon. Derrick Bragg, MHA – Fogo Island-Cape Freel's