

JAN 10 2019

Registration 1752

Mr. Trevor Linehan
Rocky River Zip Line and Adventure Park
P.O. Box 102
Colinet NL A0B 1M0

**Re: Colinet-Rocky River Zip Line and Adventure Park –
Environmental Preview Report (EPR) Addendum Review**

Dear Mr. Linehan:

The Environmental Preview Report (EPR) Addendum submitted on November 22, 2018 has been reviewed and an opportunity to comment has been provided to the Environmental Assessment Committee and to the public as required by the *Environmental Protection Act*, SNL 2002, cE-14.2. Upon consideration of the comments received, please be advised that the project has been released from further environmental assessment subject to the following conditions:

- A 30-metre naturally vegetated buffer must be maintained on all wetlands and waterways including Black Duck Gully;
- A 50-metre naturally vegetated buffer must be maintained on the eastern side of Colinet Arm with the exception of the zip line tower sites within this buffer where disturbance must be kept to a minimum;
- A project development design that maintains the integrity of the 30-metre naturally vegetated buffer on all wetlands and waterways and the 50-metre buffer on Colinet Arm must be submitted to and approved by Wildlife Division prior to any construction; and
- Provide this Department with copies of applications and registrations submitted to Service NL regarding the installation of Amusement Rides and Elevating Devices and the proposed water and sewerage system, as well as copies of issued licenses and approvals.

A permit is required under the Water Resources Act, 2002, specifically Section 48 <http://assembly.nl.ca/Legislation/sr/statutes/w04-01.htm> for any work in any body of water (including wetland) including but not limited to culverts, bridges, diversion channels, etc.

A Water Use Licence (WUL) is also required under the Water Resources Act, 2002 <http://assembly.nl.ca/Legislation/sr/statutes/w04-01.htm>. Upon receipt of the WUL, the Notification of Acceptance of WUL form must be signed and returned to the Water Rights, Investigations, and Modelling Section of the Department of Municipal Affairs and Environment within thirty (30) days in order for the WUL to be valid. In addition, a water use report ("Appendix B" of WUL) must be completed and filed annually within thirty (30) days of the completion of the year's activities. Contact: Amir Ali Khan, Manager, Water Rights, Investigations, and Modelling Section (709) 729-2295.

Prior to commencing any work related to this project, a water resources management plan, including information requirements pursuant to the Water Resources Act, SNL2002 cW-4.01 and its regulations and policies, must be prepared and submitted to the Water Resources Management Division for review and approval. Please contact Dr. Amir Ali Khan, Manager of the Water Rights, Investigations, and Modelling Section at 709-729-2295 or via email at akhan@gov.nl.ca for further information.

Any effluent or runoff leaving the site will be required to conform to the requirements of the Environmental Control Water and Sewage Regulations, 2003 <http://assembly.nl.ca/Legislation/sr/regulations/rc030065.htm>. Application forms for permits and licences, fee schedules, and guidelines are available at: www.env.gov.nl.ca/env/waterres/regulations/appforms/index.html

Please contact the Department of Fisheries and Land Resources, Eastern Regional Lands Office, St. John's regarding your Crown land applications and for information about the "Notice of Intent" for lands under application within 15 metres of a lake, pond, seashore, or foreshore or along each bank of a river. Crown land applications for the project should be updated to reflect the current project plan. For example, the rental cottage area has been moved to the west side of Colinet Arm but application #144215 and still includes this parcel shown south of Black Duck Gully. For more information, please visit: www.flr.gov.nl.ca/lands/forms/index.html.

Service NL advises that registration is required under Section 5 of the Amusement Rides and Elevating Devices Regulations under the *Public Safety Act* before installation of amusement rides. Certification inspections are required prior to the issuance of a certificate permitting the ride to be operated under Section 15. For more information, please visit www.serviceni.gov.nl.ca/licenses/elevating/index.html or contact the Engineering and Inspection Services Division, Service NL at (709) 729-1038. In addition, Transport Canada has permitting requirements for obstacle evaluation and require specific information for tower heights and project location over the Atlantic Ocean (navigable waters). Further information is available in the attached Agency Comments and at: www.tc.gc.ca/eng/programs-624.html.

Service NL advises that the project is approved subject to the applicant submitting plans and receiving approval from Service NL for the proposed water and sewerage system. Systems

in excess of 4546 litres must be in compliance with the *Environmental Control Water and Sewage Regulations* and the Guidelines for the Design, Construction and Operation of Water and Sewerage Systems and require certified engineering drawings and specifications. Systems less than 4546 litres must be in conformance with the Sanitation Regulations and Private Sewage Disposal and Water Supply Standards and prepared by an approved designer. The proponent must complete a lot specific site evaluation to ensure that each site is suitable for the installation of an On-Site Sewage Disposal System.

The Department of Tourism, Culture Industry and Innovation advises that should you seek government financing for this development in the future, additional information regarding the feasibility of the project from a market demand and viability perspective will be required.

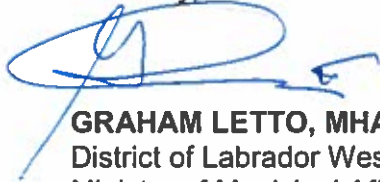
The original project description (Registration #1752 submitted in 2014) included components that you removed upon submission of the 2017 EPR (i.e. ATV trail and marina). The 2018 EPR mentions future expansion plans (Phase 2) that includes the ATV trail and marina. Note that the review of the 2018 EPR does not include a review of future plans. If there is additional development of the project at a future date, you should notify the Department to determine if environmental assessment is required.

Although the undertaking, as proposed, is released from further environmental assessment, it is still subject to other legislative requirements. You are reminded that a summary of the comments received from government agencies during the review was provided to you in correspondence dated October 9, 2018 and is 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.

Sincerely,



GRAHAM LETTO, MHA
District of Labrador West
Minister of Municipal Affairs and Environment

Cc Sherry Gambin-Walsh, MHA, District of Placentia- St. Mary's

