

JUN 13 2018

File # 2.2123.0188
Reg. #1956

Mr. Allan Porter
Hayward Porters Trucking Co. Ltd.
9 Skylark Place
Conception Bay South NL A1X 7G6

Dear Mr. Porter:

RE: Thorburn Lake Quarry Expansion

Your proposal has been reviewed by an interdepartmental screening committee and an opportunity to comment has been provided to the public as required by 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:

- The proponent must maintain a minimum 30-metre naturally vegetated buffer along all water courses, waterbodies and wetlands to protect sensitive riparian and aquatic species and their environment.

Excavation and moving of quarry materials introduce the possibility of erosion and transport of fine grained materials to the adjacent waterbody. Therefore, please be advised that if the proposed quarry operation uses water from a natural body of water or impacts the water quantity and/or quality of any body of water or stream, then prior commencing any work, a water resources management plan must be prepared. This plan must be submitted to the Water Resources Management Division for review and approval. The plan must include the information requirements pursuant to the Water Resources Act, SNL2002 cW-4.01 and its regulations and policies, including a description of all of the affected water bodies and streams. The plan must include a discussion how affected water bodies and streams will be impacted by the quarry operation and how this potential environmental issue will be addressed without impacting the water quality and quantity. A location map must also be included.

An application for a water use licence and/or a permit to alter a body of water can be submitted following the approval of a water resources management plan. For more information, please contact: Manager, Water Rights, Investigations and Modelling Section - (709) 729-2295, waterinvestigations@gov.nl.ca.

The Department of Municipal Affairs and Environment supports Environment and Climate Change Canada's recommendation 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 15th and August 15th 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 MCBA and associated regulations. Proponents are advised to develop and implement appropriate preventative and mitigation measures to avoid incidental take of birds, nests, and eggs.

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 Dr. Susan Squires, Director, Environmental Assessment Division, at (709) 729-0673 or susansquires@gov.nl.ca.

Sincerely,


ANDREW PARSONS, QC
Minister of Municipal Affairs and Environment

Attachment

Cc. Colin Holloway, MHA
District of Terra Nova

Mr. Brad Dyke, SEM Ltd.