

NOV 01 2018

Reg. #1983

Mr. Paul Curran
DFO, Small Craft Harbours
10 Barter's Hill
St. John's NL A1C 5X1

Dear Mr. Curran:

RE: Mary's Harbour Breakwater

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:

- An environmental protection plan (EPP) for the project shall be submitted to and approved by the Minister of Municipal Affairs and Environment prior to the commencement of project construction. The EPP shall include, but not be limited to, a description of the following:
 - measures that will be undertaken to minimize/ eliminate adverse environmental effects on-land and in-water during project construction, including measures to prevent the spread of aquatic invasive species into and/or out of the bay;
 - measures that will be undertaken to minimize and control the release or re-suspension of sediments or contaminants resulting from in-water activities, to ensure compliance with the Canadian Environmental Quality Guidelines which recommend that human activities should not cause suspended solids levels to increase by more than 10% of the natural conditions expected at the time;
 - the presence of eelgrass beds that may be effected by the project and measures that will be undertaken to protect eelgrass beds and coastal wetlands during project construction;
 - features of the project that demonstrate the incorporation of climate change projections into the project design; and
 - a commitment to have a spill kit on-site during project construction.

The Department of Municipal Affairs and Environment advises that development approval from the Town of Mary's Harbour is required prior to project construction. The Department further advises that a permit is required under the Water Resources Act, 2002, for any work in any body of water including but not limited to culverts, bridges, diversion channels, etc. For further permitting information pertaining to work in a water body, please contact the Department at (709) 729 – 2295 or email akhan@gov.nl.ca .

The Department of Natural Resources advises that quarry materials required for the project must be sourced from either a site covered by a quarry permit or lease; an external source as a byproduct of an approved development; or, within the legal boundary of the project site provided that its excavation would be in compliance with other permits and understandings. For further information on the sourcing and removal of quarry materials, please contact the Department at (709)729-5738 or by emailing stephenhinchey@gov.nl.ca .

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 of this project 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. Lisa Dempster, MHA
District of Cartwright-L'Anse au Clair

Mark McNeil
Public Services and Procurement Canada