

JAN 3 0 2020

Reg. No. 2052

Ms. Rhonda Hiscock
NARL Refining Limited
P.O. Box 40
Come By Chance NL A0B 1N0

Dear Ms. Hiscock:

Re: Come By Chance Refinery Crude Connecting Line

Your proposal has been reviewed by an interdepartmental environmental assessment screening committee and an opportunity to comment has been provided to the public as required by Part X of 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 conditions:

- A minimum 30-metre undisturbed vegetated buffer is required along all waterbodies and wetlands that appear on a 1:50,000 topo map to protect sensitive riparian and aquatic species, and their habitat.
- 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 any raptor nest site must be reported to the Wildlife Division of the Department of Fisheries and Land Resources at (709)637-2025.
- A Benefits Agreement that meets the approval of the Minister of Natural Resources, prior to the commencement of site activities. The Benefits Agreement must also include a Gender Equity and Diversity Plan (GEDP) that meets the requirements of the Minister for the Status of Women. The proponent is required to finalize the Benefits Agreement and GEDP and obtain Ministerial approval prior to the commencement of site activities.
- A Decommissioning Plan for the project must be submitted to and approved by the Department of Municipal Affairs and Environment prior to the start of construction.

- An Environmental Protection Plan (EPP) must be submitted to and approved by the Department of Municipal Affairs and Environment prior to the start of construction. The EPP shall include but not be limited to, the following: frequency of inspections and monitoring of the connector line; leak detection equipment including auditory or other alarm systems in the event of a leak; contingency plans outlining procedures to be followed to contain and collect leaked product and to control and direct any crude spilled from the line to a suitable catchment area; and clearly defined roles and responsibilities of staff to be involved in leak containment response and clean-up.
- Approval is required from the Pollution Prevention Division of the Department of Municipal Affairs and Environment prior to the start of construction.

The Department of Fisheries and Land Resources advises that Crown Lands approval is required. Contact the Clarenville Eastern Regional Lands Office at (833)891-3249.

The Water Resources Management Division of the Department of Municipal Affairs and Environment advises that a permit is required under Section 48 of the Water Resources Act. Contact Dr. Ali Khan, Manager, Water Resources Management Division at (709)729-2295 or akhan@gov.nl.ca.

The Local Governance and Planning Division of the Department of Municipal Affairs and Environment advises a permit is required from the Town of Arnold's Cove and Town of Come By Chance. The proposed undertaking may be classified as "Hazardous Industry" based on the nature of the product (crude oil). "Hazardous Industry" is listed as a discretionary use within the subject zones. As a discretionary use, Council must advertise and review all submissions.

Environment and Climate Change Canada recommends 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 MBCA and associated regulations. For further information, contact Ms. Sydney Worthman, Canadian Wildlife Service, at (709)772-4221 or Sydney.Worthman@canada.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 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 Ms. Joanne Sweeney, Director, Environmental Assessment Division, at (709)729-0673 or joannesweeney@gov.nl.ca.

Sincerely,



DERRICK BRAGG, MHA
Minister of Municipal Affairs and Environment
District of Fogo Island-Cape Freels

Attachment

cc: Hon. Jeff Dwyer, MHA
Placentia West - Bellevue

Town of Arnold's Cove

Town of Come By Chance