

NOV 20 2020

COR/2020/04345

Reg. # 2098

Ashley Hann
35 Wights Road
Deer Lake NL A8A 2J3

Dear Ms. Hann:

Re: Upper Humber River Vegetable Farm Crown Land Application

Your proposal has been reviewed by an interdepartmental environmental assessment (EA) 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 (EA) subject to the following conditions:

- The release from environmental assessment is for the agricultural activities described in the environmental assessment registration document. Any changes to the undertaking must be presented in writing to me for a determination as to whether or not environmental assessment is required.
 - You are required to uphold all commitments made in your environmental assessment submission to mitigate the effects of the project on the environment.
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- The Department of Fisheries, Forestry and Agriculture requires the following:
 - a minimum 30-metre undisturbed buffer must be maintained along all waterbodies and wetlands that appear on a 1:50,000 topographical map to protect sensitive riparian and aquatic species, and their habitat; and,
 - 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 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); and, the location of any raptor nest site must be reported to the Wildlife Division. For further information, please contact the Wildlife Division at 709-637-2025.

- 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 your project, including a copy of all permits, licences, certificates, approvals and other authorizations required for your project, one year from the date of this release letter and to provide additional updates if required by the Environmental Assessment Division. Please email your project updates to EAProjectComments@gov.nl.ca.

Federal and Provincial government departments and agencies that reviewed your project during the environmental assessment provide the following advice:

The Climate Change Branch of my Department advises you to consider provincial climate change projections for Deer Lake (nearest regional site) in the planning for soil erosion and water runoff measures for this undertaking. For further information, please contact Jennifer Forristall-Prim, (709) 729-1485, jenniferprim@gov.nl.ca.

The Pollution Prevention Division, of my Department advises that all waters discharged from the proposed site during construction and operation are subject to compliance with the Environmental Control Water and Sewage Regulations, under the Water Resources Act. All pesticide use is subject to compliance with the Pesticides Control Regulations. For further information, please contact Robert Locke, Director, Pollution Prevention Division (709) 729-5782, rlocke@gov.nl.ca.

The Water Resources Management Division of my Department advises that permits are required for any work in any body of water (including wetland), and that you must apply for and obtain a water use licence for the use of water from any water source for any purpose, prior to the start of project construction. Should you require a groundwater supply, you must apply for and obtain a Permit for Constructing a Non-Domestic Well for drilled well(s), along with following necessary groundwater monitoring requirements prior to the start of construction. For further information, please contact the Water Resources Management Division at (709) 729-2563 or WRMD_EA@gov.nl.ca.

The Department of Fisheries, Forestry and Agriculture advises that it is currently processing your application for an Agricultural Lease # 156753 and is awaiting the outcome of the environmental assessment prior to initiating a final assessment. The land is not to be occupied until you receive an executed title document from the Department. Fisheries, Forestry and Agriculture further advises that a 15-metre road right-of-way will be established between the parcel of land being reviewed under # 156753 (EA 2098) and the cottage grants to the west (map attached).

The Government Service Centre of the Department of Digital Government and Service NL advises that manure shall not be spread or stored within 30 metres of the nearest waterbody or within 75 metres of any well or water supply used for drinking purposes when the draining of the land is towards the water supply. The Government Service Centre further advises that that you must submit for approval electrical plans, an application for Fire and Life Safety and Building Accessibility, and detailed plans and specifications for a sewage disposal system and water supply prior to the construction of any buildings. For further information, please call (709) 729-0248 or email TammyMcDonald@gov.nl.ca, or call (709) 945-3109 or email DeanShute@gov.nl.ca.

The Occupational Health and Safety Division of the Department of Digital Government and Service NL advises you to ensure that the activities associated with the development are conducted in compliance with the Occupational Health and Safety Act and its regulations. This includes the responsibility for ensuring that contractors hired to perform work also comply with this legislation. The Occupational Health and Safety Division reminds you to consider procedures associated with the protection of workers related to COVID-19. Procedures must follow the requirements set forth by the Chief Medical Officer of Newfoundland and Labrador (e.g. physical distancing, handwashing).

The Department of Immigration, Skills and Labour requests additional information regarding hiring arrangements for the project. For further information, please contact Ms. Karen Warren, Policy and Planning Development (709) 729-6406 karenwarren@gov.nl.ca

The Department of Fisheries and Oceans advises that the modernized Fisheries Act includes fish and fish habitat protection provisions which came into effect on August 28, 2019. If you are conducting work in or near water you should refer to the Projects Near Water website to get information about how to comply with the Fisheries Act and as well as information on the project review process. The "Projects Near Water" website is located at <http://www.dfo-mpo.gc.ca/pnw-ppe/index-eng.html>. For further information, please contact the Fisheries Protection Program at 709 - 772-4140.

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 15 and August 15 in this region. For further information, please contact Environment and Climate Change Canada at (709) 772-2126.

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.

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.

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

Sincerely,



DEREK BENNETT, MHA

Minister

District of Lewisporte - Twillingate

c: Andrew Furey, Premier
MHA, Humber – Gros Morne

Government of Newfoundland & Labrador Department of Fisheries & Land Resources



NOTE TO USERS

The information on this map was compiled from land surveys registered in the Crown Lands Registry.

Since the Registry does not contain information on all land ownership within the Province, the information depicted cannot be considered complete.

The boundary lines shown are intended to be used as an index to land titles issued by the Crown. The accuracy of the plot is not sufficient for measurement purposes and does not guarantee title.

Users finding any errors or omissions on this map sheet are asked to contact the Crown Lands Inquiries Line by telephone at 1-833-891-3249 or by email at CrownLandsInfo@gov.nl.ca.

Some titles may not be plotted due to Crown Lands volumes missing from the Crown Lands registry or not plotted due to insufficient survey information.

The User hereby indemnifies and saves harmless the Minister, his officers, employees and agents from and against all claims, demands, liabilities, actions or cause of actions alleging any loss, injury, damages and matter (including claims or demands for any violation of copyright or intellectual property) arising out of any missing or incomplete Crown Land titles, and the Minister, his or her officers, employees and agents shall not be liable for any loss of profits or contracts or any other loss of any kind as a result.

For inquiries please contact the Crown Lands Inquiries Line by telephone at 1-833-891-3249 or by email at CrownLandsInfo@gov.nl.ca. Or visit the nearest Regional Lands Office; http://www.flr.gov.nl.ca/department/contact_lands.html



Crown Lands Administration Division

Scale 1:2,500

Compiled on July 03, 2020

