

June 10, 2021

COR/2021/01548

Reg. # 2132

Ronald and Lori O'Brien
8 Hillside Drive
P.O. Box 201
L'Anse au Loup, NL A0K 3L0
ronobrienlal@hotmail.com

Dear Mr. and Mrs. O'Brien:

Re: Pinware River Cabin (O'Brien)

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:

- You are required to uphold all commitments made in your environmental assessment submission to mitigate the effects of the project on the environment.
- 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 EAPProjectComments@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. Please email your project updates to EAPProjectComments@gov.nl.ca.

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

The Pollution Prevention Division of my Department advises you to keep a spill kit on site during construction and to contact your Regional Waste Management Authority regarding

appropriate management of waste from the project. For further information, please contact the Pollution Prevention Division at (709) 729-5782.

The Waste Resources Management Division of my Department advises you to apply for and obtain a Permit for any work in a body of water (including a wetland) prior to the start of construction, and to use a licensed driller for your well installation. For more information, please contact the Water Resources Management Division at (709) 729-1614.

The Provincial Archaeology Office, of the Department of Tourism, Culture, Arts and Recreation advise you to immediately cease activity in the area and contact them should you encounter any archaeological remains during construction or operations, such as stone, bone, iron tools, concentrations of bone, charcoal or burned rock, fireplaces, house pits and/or foundations. For more information, please contact the Provincial Archaeology Office at (709) 729-2462.

The Government Services Centre (GSC) of the Department of Digital Government and Service NL advises that all electrical work is to be conducted by a registered electrician and associated plan review and permitting is to be completed by that Department. The GSC advises that the development requires the installation of a sewage disposal system, which may include a septic tank and disposal field or a pit privy. For more information, please contact the GSC at (709) 869-5428.

The Occupational Health and Safety Division of the Department of Digital Government and Service NL advise that if workers are hired to complete this project, than you are 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 Health for Newfoundland and Labrador (e.g. physical distancing, handwashing).

The Department of Fisheries, Forestry and Agriculture advises that your project is subject to the requirements of section 4 of the *Crown Lands Act*, and a Domestic Cutting Permit is required prior to harvesting or timber removal. Additionally, you must obtain an Operating Permit prior to the start of any work during the forest fire season, and a permit to burn is required to ignite a fire on or within 300 metres from forestland. For more information please contact the Forest Management District Office at (709) 896-3405.

The Department of Fisheries, Forestry and Agriculture further advises of the following buffers to be observed:

- a minimum 30-metre undisturbed buffer is to 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 within 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.

Environment and Climate Change Canada (ECCC) 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. ECCC requests that you provide a GIS file of the project boundaries to facilitate mapping of the project. For further information, please contact ECCC at (709) 772-2126.

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.

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. 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. For further information, please email EAPProjectComments@gov.nl.ca.

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

Sincerely,



HON. BERNARD DAVIS, MHA
District of Virginia Waters – Pleasantville
Minister

Enclosures

cc: The Honourable Lisa Dempster
MHA Cartwright L'Anse au Clair