

SEP 08 2022

COR-2022-1804

Reg. #2204

Town of Clarenville
c/o Mike Smith, Englobe
39 Sagona Avenue
Mount Pearl, NL A1N 4P9
Email: Michael.Smith2@englobecorp.com

Dear Mike Smith:

RE: Shoal Harbour Causeway Bridge Replacement

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

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

The Pollution Prevention Division of this 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**. The Pollution Prevention Division encourages you to contact the Waste Management Section



prior to disposal of bridge debris. For further information, please contact the Pollution Prevention Division at (709)729-5782 or email rlocke@gov.nl.ca.

The Water Resources Management Division of this Department advises you to obtain permits for any work in a body of water, including a wetland, and for any infilling work within fifteen metres of a body of water, prior to constructing and infilling. For further information, please contact the Water Resources Management Division at (709)729-2563 or email hkhan@gov.nl.ca.

The Government Service Centre of the Department of Digital Government and Service NL advises you to have spill response equipment readily available on-site to ensure that a quick and effective response to a spill event is possible. Any spill or leak of gasoline or associated product is to be reported immediately to Digital Government and Service NL by calling the Environmental Emergencies Telephone Line at (709)772-2083 or (800)563-9089.

The Occupational Health and Safety Division of Department of Digital Government and Service NL advises that you must generally ensure that activities associated with the project 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. For further information, please contact the Occupational Health and Safety Division at (709)729-3275, or email martind@gov.nl.ca.

The Department of Municipal and Provincial Affairs advises you to consult with the Town of Clarenville for any permits required for work within its municipal boundary.

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 15th and August 15th in this region. ECCC-Canadian Wildlife Service (ECCC-CWS) advises you to confirm that there are no migratory birds nesting within the structure, prior to the demolition of the bridge. If nests are discovered, have a qualified biologist confirm that these nests do not belong to species protected by the **Migratory Birds Convention Act** or the **Species at Risk Act**, and therefore do not need a permit to remove the nest(s).

The ECCC-CWS also advises you to obtain information on species at risk and species of conservation concern potentially occurring in the area, including surrounding habitats potentially affected by the Project, prior to the start of construction. Such information is available from the Atlantic Canada Conservation Data Centre (ACDC), provincial wildlife biologists, as well as local naturalists. Specific requests for ECCC advice may be directed to the environmental assessment window for coordination at: FCR_Tracker@ec.gc.ca.

Fisheries and Oceans Canada 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.

Transport Canada advises that the proposed bridges are considered as major works and require an approval under the **Canadian Navigable Waters Act**. The self-assessment tool is available at:

<https://www.google.com/search?q=Determine+your+project%27s+requirements+-+Canada.ca&oq=Determine+your+project%27s+requirements+-+Canada.ca&aqs=edge..69i57j0i546i3.4403j0j1&sourceid=chrome&ie=UTF-8>, and you can also apply online at: <https://www.canada.ca/en/government/sign-in-online-account.html> (an account is required for submission of an application).

Although the undertaking as proposed is released from further environmental assessment, it is still subject to other legislative requirements. You shall 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, my decision is valid for a period of three years from the date of this letter. If you have not commenced the Project within this three-year period, you may apply to extend the term of my decision for a maximum of three, one-year periods if needed. Should the term of my decision expire, the Project will have to be registered again for environmental assessment, if you wish to proceed. For further information, please email EAProjectComments@gov.nl.ca.

If you have any questions about the environmental assessment process, please contact Joanne Sweeney, Director of the Environmental Assessment Division, at (709)729-0673 or email joannesweeney@gov.nl.ca.

Sincerely,

A handwritten signature in blue ink, appearing to be "BD", with a horizontal line extending to the right.

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

Enclosures

Cc: Lloyd Parrott, MHA – District of Terra Nova