

COR-2023-3035

APR 26 2024

Reg. #2260

Leon Hodder
L & E Trucking and Excavation Ltd.
20 Main Street
Stoneville, NL A0G 4C0
E-mail: hodderlenore@hotmail.com

Dear Leon Hodder:

RE: Birchy Bay Quarry (the Project)

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 is **released** from further environmental assessment subject to the following conditions:

- You must uphold all commitments made in your environmental assessment submission to mitigate the effects of the Project on the environment.
- Prior to commencing any work related to the Project, a Water Resources Management Plan must be submitted to the Water Resources Management Division for approval. The Water Resources Management Plan shall address the following:
 - Identification of any brook, river, stream, pond, or wetland present in or within the proximity of the Project boundary, the type of water body and its distance from the Project site;
 - Any potential effects of the Project on any of the above-noted water bodies (a permit/licence from the Water Resources Management Division may be required);
 - Any potential for onsite drainage water or dewatering water to discharge into a natural water body, and the precautionary measures that will be implemented, such as vegetative cover, filter strip, silt curtain, etc. to ensure surface water effluent or runoff meets the requirements of the Environmental Control Water and Sewage Regulations, 2003;
 - The water control measures to be deployed onsite for daily workings as well as for high-precipitation storms; and

- Sediment control measures to be deployed onsite to avoid discharging sediment-laden water into a natural waterbody. For further information, please contact the WRMD at (709) 729-2563.
- The Department of Fisheries, Forestry and Agriculture requires the following:
 - Vegetation clearing shall not occur within 800 metres of a bald eagle or osprey nest during the nesting season (March 15 to July 31) or 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). The location of any raptor nest sites shall be reported to the Wildlife Division. For more information, please contact the Wildlife Division at (709) 637-2025.
 - This application is adjacent to an agriculture title, and the northern boundary of the Project must be revised to maintain a 50-metre undisturbed buffer between the Project and the adjacent agricultural lease.
- You must advise the Environmental Assessment Division when the conditions of release have been met, by e-mailing a written description, documents, and images (where applicable) to demonstrate that the conditions have been fulfilled to EAProjectComments@gov.nl.ca.
- You must 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, within one year from the date of this release letter and to provide additional updates if required. Please e-mail the Project updates to EAProjectComments@gov.nl.ca.

Although the undertaking as proposed is released from further environmental assessment, it is still subject to other legislative requirements. You must comply with all relevant legislation and obtain all necessary permits and approvals. You must 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 periods of one year. 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 e-mail 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 e-mail joannesweeney@gov.nl.ca

Sincerely,

A handwritten signature in blue ink, appearing to be "Bernard Davis", written over a circular stamp.

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

Enclosures

Cc: The Honourable Derek Bennett, MHA District of Lewisporte -Twillingate