

## PERMIT FOR DEVELOPMENT

Pursuant to the *Water Resources Act*, SNL 2002 cW-4.01, specifically Section(s) 39

Date: MARCH 06, 2017

File No: 550-01-03-04-044  
Permit No: PRO9045-2017

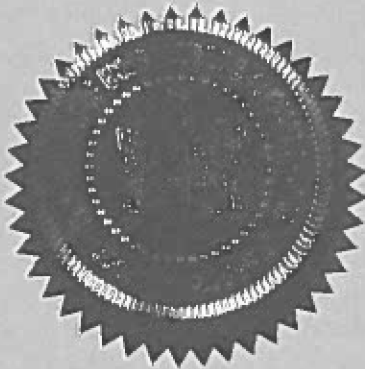
Permit Holder: Department of Fisheries, Forestry and Agrifoods (Roddickton)  
P.O. Box 250  
Roddickton, NL  
A0K 4P0

Attention: Evelyn Fillier

Re: Port Saunders-Tom Taylor's Pond-Domestic Harvesting - Dept. of Fisheries, Forestry and Agrifoods

Permission is hereby given for : domestic harvesting of 115ha in Tom Taylor's Pond Protected Water Supply Area (used by the Town of Port Saunders)with reference to the application dated November 2, 2016.

- This Permit does not release the Permit Holder from the obligation to obtain appropriate approvals from other concerned municipal, provincial and federal agencies.
- The Permit Holder must obtain the approval of the Crown Lands Administration Division if the project is being carried out on Crown Land.
- This Permit is subject to the terms and conditions indicated in Appendices A and B (attached).
- It should be noted that prior to any significant changes in the design or installation of the proposed works, or in event of changes in ownership or management of the project, an amendment to this Permit must be obtained from the Department of Municipal Affairs and Environment under Section 49 of the *Water Resources Act*.
- Failure to comply with the terms and conditions will render this Permit null and void, place the Permit Holder and their agent(s) in violation of the *Water Resources Act* and make the Permit Holder responsible for taking any remedial measures as may be prescribed by this Department.



MINISTER

GOVERNMENT OF NEWFOUNDLAND AND LABRADOR  
Department of Municipal Affairs and Environment

File No: 550-01-03-04-044  
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APPENDIX A  
Terms and Conditions for Permit

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**PPWSA General**

1. All operations must be carried out in a manner that prevents damage to land, vegetation, and watercourses, and which prevents pollution of bodies of water.
2. Any areas adversely affected by this project must be restored to a state that resembles local natural conditions. Further remedial measures to mitigate environmental impacts on water resources can and will be specified, if considered necessary in the opinion of this Department.
3. All persons working on this project must be informed that they are within a Protected Public Water Supply Area, and must be made aware of all conditions of this Permit. A copy of this Permit must be on site during operations.
4. The attached Completion Report (Appendix C) for Permit No. 9045 must be completed and returned to this Department upon completion of the approved works. Pictures must be submitted along with the completion report, showing the project site prior to and after development.
5. An undisturbed (no cutting or ground disturbance) buffer zone of at least 150 metres shall be maintained around Tom Taylor's Pond, at least 50 metres along both sides of all streams and main tributaries running into, and at least 30 metres around all ponds and along both sides of all other water bodies. Activity or development within these buffer zones is prohibited. All buffer zones must be marked with signs or flagging tape to avoid encroachment into the buffer zones.
6. Equipment storage, maintenance facilities associated with this project, and all maintenance other than emergency repairs must not be located/carried out within the Protected Public Water Supply Area.
7. All waste material is to be collected in refuse containers, and disposed of at an approved waste disposal site outside the Protected Public Water Supply Area in accordance with the *Environmental Protection Act, SNL 2002 cE-14.2.*
8. Any activity within a freshwater body (including wetlands and flood risk areas), requires a Permit under Section 48 of the Water Resources Act, 2002. This Permit refers to Section 39 of the Water Resources Act, 2002 and does not grant permission for the above stated work including fording and/or culvert or bridge installation.
9. The Department reserves the right to require that the Permit Holder follow, and cover all costs incurred by the Permit Holder or this department, associated with any water quality monitoring program that may be ordered by the Minister for the purpose of ensuring that the water quality is maintained within acceptable guidelines.
10. Officials of the Department and the appropriate Municipal Authority, Operator, or Watershed Management Committee may visit the site to ensure compliance with this Permit.
11. Liaison is to be maintained with the appropriate Municipal Authority and Environmental Scientist. If there are any specific problems (ie sedimentation, fuel spill, other potential water quality impairment), the appropriate Town Manager/Clerk must be notified immediately at (709)861-3105. The Environmental Scientist must also be notified immediately at (709)637-2542.
12. Motorized vehicles, including snowmobiles and ATVs, shall not be used to cross the frozen surface of Tom Taylor's Pond the intake pond within the Protected Public Water Supply Area.
13. The location of the work is highlighted on the Location Map for this Permit attached as Appendix D.
14. This Permit is valid for five (5) years from the date of issue. If required, an application for Permit renewal must be submitted prior to the expiry date.
15. Any changes in water quality resulting directly from this project, rendering the water unsuitable as a public water supply, are the responsibility of the Permit Holder. The Minister may order the Permit Holder to provide an alternate source of potable water to the affected community until water quality returns to an accepted level.
16. All vehicles and equipment must be in good working order with no leaking fuel or oil.
17. Drainage from roads and other disturbed areas into any body of water must first be discharged into a settling pond, a vegetated area

or pass through a sedimentation fence where all suspended material can settle out before draining into any body of water.

18. Any streams not visible on a 1:50,000 scale map (including field identified streams) shall require a minimum buffer of 30 m.

#### **Domestic Harvesting**

19. Unless listed below, all conditions of the *Guidelines for Forest Operations Within Protected Water Supply Areas*, outlined in the **Environmental Protection Guidelines for Timber Resource Management**, must be strictly adhered to.

20. The felling or disposing of trees, parts of trees, sawdust, bark, logging debris or slash into a water body or upon the frozen surface of a water body is strictly prohibited.

21. The use of heavy equipment is strictly prohibited.

22. Conditions # 1,3,5,7,8,12,16, 18 through 21 and 23 through 26 shall be included as special conditions for any Domestic Cutting Permits or Silviculture Permits issued by the Department of Fisheries, Forestry and Agrifoods in this Protected Public Water Supply Area.

#### **Fuel Storage**

23. There shall be no bulk fuel storage associated with this project within the protected water supply area.

24. Contaminated snow and soil must be removed from the site and disposed of at an approved location outside the protected public water supply area, in accordance with the *Waste Material Disposal Act, RSN 1990 c.W-4*.

25. Any spills of gasoline, fuel or oil, regardless of volume, shall be reported immediately to the Environmental Scientist and the appropriate Municipal Authority by calling 709-637-2542 and (709) 861-3105 respectively. Furthermore, all spills in excess of 70 litres shall be reported immediately to the 24 hour spill report line at 1-800-563-9089.

26. Fuel for power tools may be transported inside the Protected Public Water Supply Area in containers approved to carry petroleum hydrocarbon products no larger than 20L. Refueling sites shall be located at least 150 metres from any water body or wetland.

GOVERNMENT OF NEWFOUNDLAND AND LABRADOR  
Department of Municipal Affairs and Environment

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**APPENDIX B**  
**Special Terms and Conditions for Permit**

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1. The Permit Holder and its agent(s), subcontractor(s), and consultant(s) shall keep all systems and works in good condition and repair and in accordance with all laws, by-laws, directions, rules and regulations of any governmental authority. The Permit Holder or its agent(s), subcontractor(s), or consultant(s) shall immediately notify the Minister if any problem arises which may threaten the structural stability of the systems and works, endanger public safety and/or the environment or adversely affect others and/or any body of water either in or outside the said Project areas. The Permit Holder and its agent(s), subcontractor(s), and consultant(s) shall be responsible for all damages suffered by the Minister and Government resulting from any defect in the systems and works, operational deficiencies/inadequacies, or structural failure.
2. The Permit Holder and its agent(s), subcontractor(s), and consultant(s) shall operate the said Project and its systems and works in a manner which does not cause any water related and/or environmental problems, including but not limited to problems of erosion, deposition, flooding, and deterioration of water quality and groundwater depletion, in or outside the said Project areas. The Permit Holder and its agent(s), subcontractor(s), and consultant(s) shall be responsible for any and all damages associated with these problems caused as a result of changes, deficiencies, and inadequacies in the operational procedures by the Permit Holder or its agent(s), subcontractor(s), or consultant(s).
3. If the Permit Holder or its agent(s), subcontractor(s), or consultant(s) fails to perform, fulfil, or observe any of the terms and conditions, or provisions of this Permit and/or Ministerial orders and guidelines, as determined by this Department, the Minister may, after providing ten (10) day notice to the Permit Holder, amend, modify, suspend or cancel this Permit in accordance with the *Water Resources Act*.
4. The Permit Holder and its agent(s), subcontractor(s), and consultant(s) indemnify and hold the Minister and Government harmless against any and all liabilities, losses, claims, demands, damages or expenses including legal expenses of any nature whatsoever whether arising in tort, contract, statute, trust or otherwise resulting directly or indirectly from granting this Permit, systems and works in or outside the said Project areas, or any act or omission of the Permit Holder or its agent(s), subcontractor(s), or consultant(s) in or outside the said Project areas, or arising out of a breach or non-performance of any of the terms and conditions, or provisions of this Permit by the Permit Holder or its agent(s), subcontractor(s), or consultant(s).
5. This Permit is subject to all provisions of the *Water Resources Act* and any regulations in effect either at the date of this Permit or hereafter made pursuant thereto or any other relevant legislation enacted by the Province of Newfoundland and Labrador in the future.
6. This Permit shall be construed and interpreted in accordance with the laws of the Province of Newfoundland and Labrador.

- cc: Ms. Paula Dawe, P.Eng.  
Manager, Drinking Water and Wastewater Section  
Water Resources Management Division  
Department of Environment and Climate Change  
P.O. Box 8700  
4th Floor, West Block, Confederation Building  
St. John's, NL A1L 4J6  
pauladawe@gov.nl.ca
- cc: Town of Port Saunders  
Ms. Judy Quinlan/Helen Hamlyn  
P.O. Box 39  
Port Saunders, NL A0K 4H0  
townofportsaunders@nf.aibn.com
- cc: Ms. Evelyn Fillier (District 18)  
Conservation Officer, Western Regional Services  
Forestry and Agrifoods Agency  
P.O. Box 250  
Roddickton, NL A0K 4P0  
evelynfillier@gov.nl.ca
- cc: Ms. Carla Hayes, P.Tech  
Environmental Scientist, Drinking Water and Wastewater Section  
Water Resources Management Division  
Department of Environment and Climate Change  
P.O. Box 2006  
Corner Brook, NL A2H 6J8  
CarlaHayes@gov.nl.ca
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### Appendix C - Completion Report

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Pursuant to the *Water Resources Act*, SNL 2002 cW-4.01, specifically Section(s) 39

Date: MARCH 06, 2017

File No: 550-01-03-04-044  
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Permit Holder: Department of Fisheries, Forestry and Agrifoods (Roddickton)  
P.O. Box 250  
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Attention: Evelyn Fillier

Re: Port Saunders-Tom Taylor's Pond-Domestic Harvesting - Dept. of Fisheries, Forestry and  
Agrifoods

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Permission was given for : domestic harvesting of 115ha in Tom Taylor's Pond Protected Water Supply Area (used by the Town of Port Saunders)with reference to the application dated November 2, 2016.

*I (the Permit Holder named above or agent authorized to represent the Permit Holder) do hereby certify that the project described above was completed in accordance with the plans and specifications submitted to the Department of Municipal Affairs and Environment and that the work was carried out in strict compliance with the terms and conditions of the Permit issued for this project.*

Date: \_\_\_\_\_

Signature: \_\_\_\_\_

This completion report must be completed and forwarded to the following address upon completion of the approved work.

Department of Municipal Affairs and Environment  
Water Resources Management Division  
PO Box 8700  
St. John's NL A1B 4J6

**APPENDIX D**  
**Location Map for Permit**

