



Fisheries and Oceans
Canada

Pêches et Océans
Canada

Your file Votre référence
n/a

Our file Notre référence
15-HNFL-00013

Paul Curran
Regional Engineer
DFO, SCH
10 Barbers Hill
St. John's, NL A1C 5X1

Dear Mr. Curran:

Subject: Serious harm to fish can be avoided or mitigated

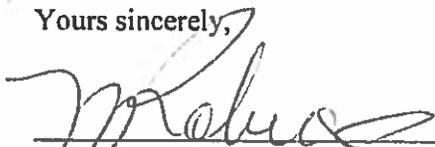
The Fisheries Protection Program (the Program) of Fisheries and Oceans Canada received your proposal for a wharf extension in South Dildo, NL on Jan 21, 2015 and additional information received on Jan. 27, 2015.

Based on the information provided, your proposal has been identified as a project where a *Fisheries Act* authorization is not required given that serious harm to fish can be avoided by following standard measures. Proposals in this category are not considered to need an authorization from the Program under the *Fisheries Act* in order to proceed. In order to comply with the Act, it is recommended that you follow our guidance tools which can be found at the following website (<http://www.dfo-mpo.gc.ca/pnw-ppc/measure-mesures/index-eng.html>). It remains your responsibility to meet the other requirements of federal, provincial and municipal agencies.

Should your plans change or if you have omitted some information in your proposal such that your proposal meets the criteria for a site specific review, as described on our website (<http://www.dfo-mpo.gc.ca/pnw-ppc/index-eng.html>), you should complete and submit the request for review form that is also available on the website.

Should you have any questions or concerns about the compliance of your proposal with the *Fisheries Act*, you may wish to engage an environmental professional familiar with measures to avoid impacts to fish and fish habitat (<http://www.dfo-mpo.gc.ca/pnw-ppc/env-pro-eng.html>).

Yours sincerely,


Michelle M. Roberge
Team Leader, Triage & Planning

Canada

Cathy Martin

From: Hann, Joan [joanhann@gov.nl.ca]
Sent: April-15-15 10:53 AM
To: Cathy Martin
Subject: FW: Permission for Disposal - Creosote Treated Timbers, Dildo South, NL
Attachments: Hann Treated Timber Application Letter.pdf

Good Morning Cathy

Based upon the results (above) of TWW samples (wharf) located at Dildo South NL , the TWW is permitted for landfill disposal.

Thanks

From: Cathy Martin [<mailto:Cathy.Martin@pwgsc-tpsgc.gc.ca>]
Sent: Tuesday, April 14, 2015 1:37 PM
To: Hann, Joan
Subject: Permission for Disposal - Creosote Treated Timbers, Dildo South, NL

Hi Joan,

Please see the attached as application for permission to dispose of demolished wharf timbers at an approved landfill site. The demolished creosote treated timbers are the result of a wharf reconstruction project in Dildo South, NL.

If you require additional information to make a determination please let me know.

Regards,
Cathy M

Cathy Martin

Environmental Services

Public Works and Government Services Canada / Travaux publics et Services gouvernementaux Canada

P.O. Box 4600, St. John's, NL, A1C 5T2 / C.P. Box 4600, Saint Jean, T.N, A1C 5T2

Tel:709- 772-5852 Cell:709-691-1567 Fax/Téloc:709- 772-0916

cathy.martin@pwgsc-tpsgc.gc.ca

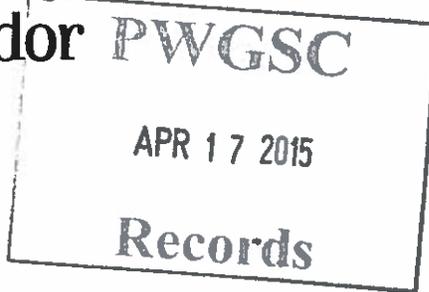
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Do you really have to print this message? Let's think of the environment.

Devez-vous vraiment imprimer ce courriel? Pensons à l'environnement.

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April 15, 2015

File ref No. 200.18.0216.001
Your File No. R.042904.001

Ms. Cathy Martin
PWGSC Environmental Services
P.O. Box 4600
St. John's, NL
A1C 5T2

For: South Dildo Wharf Reconstruction and Extension
At: South Dildo NL
From: DFO - Small Craft Harbours

Dear Ms. Martin:

This application was referred to the Environmental Assessment Division and it has been determined that registration is NOT required under Section 47 of the Environmental Protection Act, SNL 2002, cE-14.2.

The application was previously referred to the Department in September 2010, but work has not commenced on the project since that time.

Please be aware that this Department must be notified of any significant changes to the undertaking. All proponents are required to comply with all relevant legislation including permits and approvals from this Department and any other municipal, provincial or federal regulatory authorities.

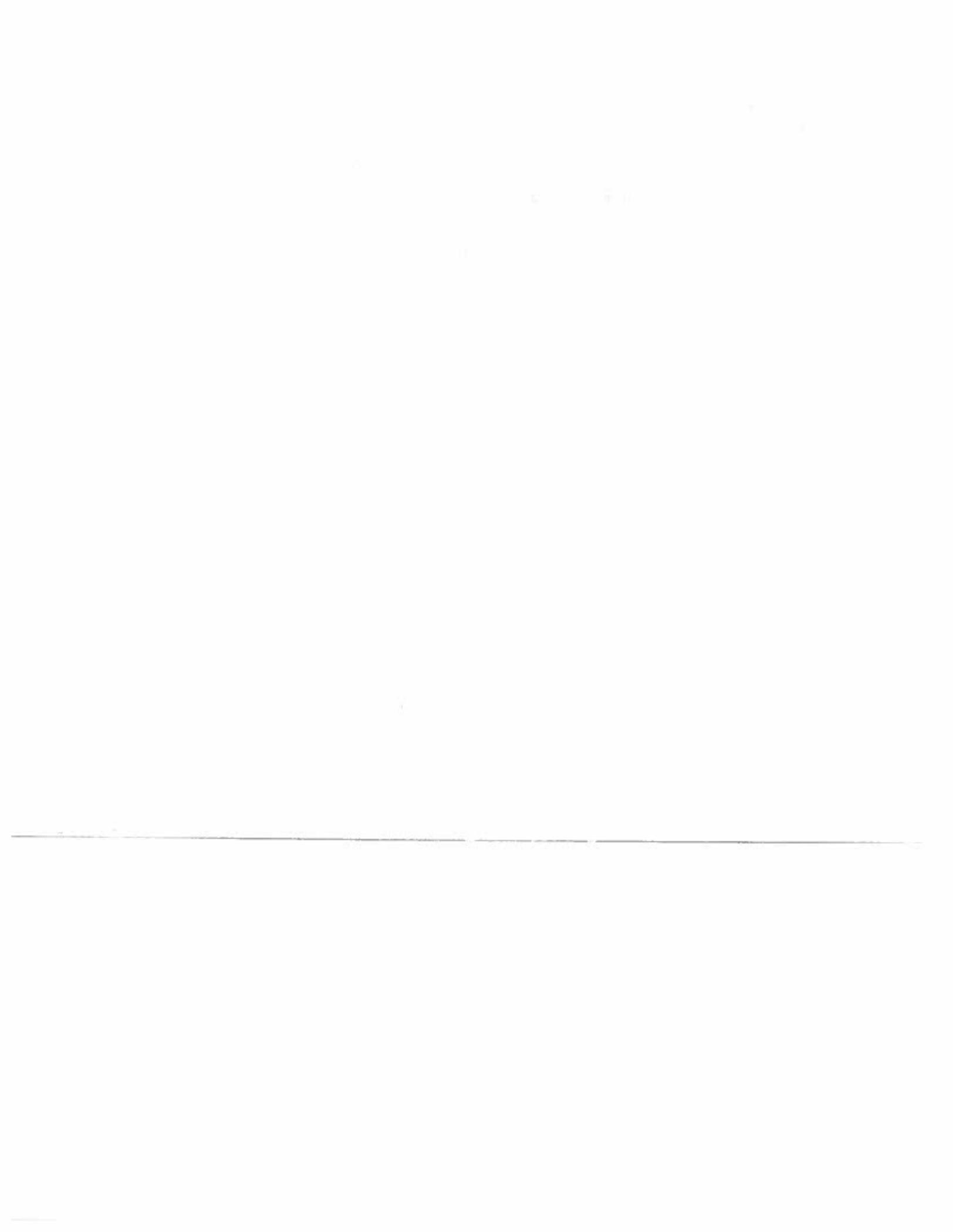
If you have any questions regarding this matter please contact Joanne Sweeney at (709) 729-2822, toll free at 1-800-563-6181 or email joannesweeney@gov.nl.ca.

Sincerely



Bas Cleary
Director
Environmental Assessment Division

Cc Dr. Abdel-Zaher Abdel Razek
Water Resources Management Division





Government of Newfoundland and Labrador
Department of Environment and Conservation
Water Resources Management Division

File Reference #

December 15, 2010

Paul Curran, P. Eng.
Regional Engineer
Small Crafts Harbours
St. John's NL A1C 5X1

Dear Mr. Curran:

**Re: Section 48 Permitting Requirements under the Water Resources Act –
Wharves, Breakwaters, Slipways and Boathouses**

This letter is to inform you that as of January 1, 2011 permits will no longer be required under Section 48 of the *Water Resources Act* for the construction and maintenance of wharves, breakwaters, slipways and boathouses. Therefore blanket permit ALT5055 is canceled effective January 1, 2011. Water Resources Management Division is currently preparing guidelines on environmental controls which should be followed during the construction and maintenance of wharves, breakwaters, slipways and boathouses. These guidelines will be posted on the department's website once they are completed. In the interim, we have attached a list of terms and conditions which we recommend be followed when completing these types of projects.

This letter does not affect other activities, such as dredging, which will continue to require permits under Section 48 of the Act. As such existing blanket permit ALT5054 remains valid.

This letter does not release Small Crafts Harbours from the obligation to obtain permits and approvals from other concerned provincial, federal and municipal agencies for wharves, breakwaters, slipways and boathouses.

Please do not hesitate to contact this office at **729-5713** if you have any questions.

Yours truly,

A handwritten signature in black ink, appearing to read "Clyde McLean".

Clyde McLean, P.Eng
Manager Water Investigations

cc. Shawn Kean
Haseen Khan

RCM/MSWord 2003
SCH Wharves Breakwaters Permitting Dec 15 2010.doc

PO Box 8700, St. John's NL A1B 4J6 tel: 709.729.2563 fax: 709.729.0320 www.gov.nl.ca/env/water

Environmental Terms and Conditions

General Alterations

1. All work must take place within the legal boundaries of the proponent or with the approved of the land owner. The constructed works must comply with all other terms and conditions provided in the Crown Lands grant, lease or license for occupancy.
2. Any work that must be performed below the high water mark must be carried out during a period of low water levels.
3. Any flowing or standing water must be diverted around work sites so that work is carried out in the dry.
4. Water pumped from excavations for work areas, or any runoff or effluent directed out of work sites, must have silt and turbidity removed by settling ponds, filtration, or other suitable treatment before discharging to a body of water. Effluent discharged into receiving waters must comply with the *Environmental Control Water and Sewage Regulations, 2003*.
5. 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.
6. The use of heavy equipment in streams or bodies of water is not permitted. The operation of heavy equipment must be confined to dry stable areas.
7. All vehicles and equipment must be clean and in good repair, free of mud and oil, or other harmful substances that could impair water quality.
8. During the construction of concrete components, formwork must be properly constructed to prevent any fresh concrete from entering a body of water. Dumping of concrete or washing of tools and equipment in any body of water is prohibited.
9. Wood preservatives such as penta, CCA or other such chemicals must not be applied to timber near a body of water. All treated wood or timber must be thoroughly dry before being brought to any work site and installed.
10. The use of creosote treated wood is strictly prohibited within 15 metres of all bodies of fresh water in the province.
11. 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 the Department of Environment and Conservation.

12. All waste materials resulting from this project must be disposed of at a site approved by the regional Government Service Center of the Department of Government Services. The Department of Government Services may require samples to be submitted for testing and analysis.
13. Periodic maintenance such as painting, resurfacing, clearing of debris, or minor repairs, must be carried out without causing any physical disruption of any watercourse. Care must be taken to prevent spillage of pollutants into the water.
14. The owners of structures are responsible for any environmental damage resulting from dislodgement caused by the wind, wave, ice action, or structural failure.
15. Sediment and erosion control measures must be installed before starting work. All control measures must be inspected regularly and any necessary repairs made if damage is discovered.
16. Fill or ballast material must be of good quality, free of fines or other substances including metals, organics or chemicals that may be harmful to the receiving waters.
17. Armour stone must be placed around cribbing, where required, to prevent erosion.
18. Suitable booms must be deployed around construction sites to contain any floating debris that might otherwise be carried away. All booms must be properly maintained and remain in place until all work is completed.
19. The proponent must consult with the Department of Fisheries and Oceans should the total combined footprint of the dock exceed 15 metres squared ($15m^2$) and/or it is made of concrete or steel sheeting or any other skirting that isolates the inside of the crib from the rest of the water.
20. This work must not interfere with the operation of any sanitary or storm sewer outfalls in the area. If it is determined that your work adversely impacts any outfalls, you will be responsible for any repairs, modifications or associated costs to correct the problem.
21. Before commencing work on this project, approval must first be obtained from any municipality in which the work is planned.

Navigation Protection Program
95 Foundry Street, 6th Floor
Moncton N.B. E1C 8K6

Your file
Project #: 186143

Our file
8200-04-1368

May 6, 2015

Fisheries and Oceans Canada - SCH
4th Floor, John Cabot Building
10 Barter's Hill, P.O. Box 5667
St. John's, NL A1C 5X1

Attention: Paul Curran

RE: Notice to the Minister under the *Navigation Protection Act* for review of the existing Wharf Removal and new Wharf Installation, located at approximately 47° 31' 58.00" N, 053° 33' 04.00" W on South Dildo, Trinity Bay, in the Province of Newfoundland and Labrador

Our assessment of your work has determined that it is not likely to substantially interfere with navigation.

Therefore your work is permitted under section 9(1) – Construction of the *Navigation Protection Act* (NPA) and you may proceed per the attached plans last reviewed on May 04th, 2015 in accordance with the following terms and conditions:

1. All vessels navigating the waterway must be allowed access through or around the work site at all times during construction and must be assisted as necessary
2. The proponent must notify the Canadian Coast Guard Vessel Traffic Centre Noteship desk at (709) 695-2168 or notshippax@dfo-mpo.gc.ca at least 24 hours in advance of commencement and upon completion of the project or the discontinuance or re-establishment of any navigation aids.
3. Construction material and debris are not to become waterborne. During removal and construction activities all floating debris must be contained in the immediate area and removed from the water in a timely manner.
4. The existing navigation aid (# 467.08) must be re-established to the outermost seaward leading edge of the wharf and have the flash characteristics of F1G4s, placed on a 3.0 m pipe stand and have a nominal range of 4.0 nautical miles. Prior to the removal and re-establishment of this navigation aid contact Canadian Coast Guard - Level of Service - Aids to Navigation at 709 772-2800 or dan.frampton@dfo-mpo.gc.ca.

..J2



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8200-04-1368

Please note that permission relates only to the effect of your work on navigation under the NPA. It is the owner's responsibility to comply with any other applicable laws and regulations.

Should you have any questions, please do not hesitate to contact our office in Moncton by phone at (506) 851-3113, by fax at (506) 851-7542 or by e-mail at NPPATL-PPNATL@tc.gc.ca.

Respectfully,

Virginia Drew
Officer
Navigation Protection Program
Programs Group
Transport Canada
Atlantic Region

cc: Carrie Brayall - CHS
Cathy Martin - PWGSC

Canada

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