

Hetenyi, Susan J FLNR:EX

From: Veller, Joyce C FLNR:EX
Sent: Wednesday, January 25, 2012 7:30 AM
To: Hetenyi, Susan J FLNR:EX
Subject: FW: Reserve Amendment LF # 8015097
Attachments: Reserve Amendment_Submarine Quarry.pdf; Reserve Amendment_Submarine Quarry.pdf

Follow Up Flag: Follow up
Flag Status: Flagged

Good Morning Susan,

Would you please process this amendment application? Thank you.

Joyce C. Veller
Natural Resource Specialist
250-787-3438

From: Prasad, Satish TRAN:EX
Sent: Tuesday, January 24, 2012 5:44 PM
To: Veller, Joyce C FLNR:EX
Subject: Reserve Amendment LF # 8015097

Hello Joyce,

Couldn't find Front Counter FSJ on the global address, so I am sending this to you.

The Ministry of Transportation & Infrastructure is requesting that the boundaries of our Section 16 Map Reserve, LF # 8015097 be amended by adding the area outlined in blue (Area To Add) on the attached plan and deleting a small portion (Area To Remove) on the south. The application for this amendment is attached.

Please let me know if you have any questions or need additional information.

Regards.

Satish Prasad, P.Geo.
Regional Aggregate Resource Manager
Ministry of Transportation & Infrastructure
Northern Region
#213-1011 4th Avenue
Prince George, BC V2L 3H9
Phone: 250-565-6691
Cell: 250-612-7776
Fax: 250-565-6065



The Best Place on Earth

Proposal for: RESERVES NOTATIONS
DESIGNATIONS T.A.'S TAC

PROPOSAL
FOR

- ☒ ORDER-IN-COUNCIL RESERVE (SECTION 15)
☐ MAP RESERVE (SECTION 16)
☐ TRANSFER OF ADMINISTRATION (SECTION 106)
☐ TRANSFER OF ADMINISTRATION AND CONTROL (SECTION 31)

- ☐ DESIGNATED USE AREA (SECTION 17)
☐ DESIGNATED CLOSURE AREA (SECTION 66)
☐ NOTATION OF INTEREST

AGENCY
NAME

Ministry of Transportation & Infrastructure

AGENCY

LF #: 8015097

RESPONSIBLE
OFFICIAL

FOR CONTACT: Satish Prasad

AGENCY

ADDRESS: #213 - 1011 4th

Prince George, BC, V2L 3G9

PHONE NO.:

250-565-6691

LAND
PURPOSE

Quarry.

LAND
LOCATION

Located on Hwy 97N, approximately
22 km southwest of Chetwynd and
1 km east of Walton Creek.

LAND DISTRICT:
Peace River

AREA (ha):

App. 9.2 ha added to
existing 18.5 ha.

CROWN LAND
IS

Those portions of Unsurveyed Crown Land within NW and NE ¼'s of DL 1121, Peace District.

(see attached plan)

☐ SURVEYED
GIVE LEGAL
DESCRIPTION

OR

☒ UNSURVEYED
GIVE METES
AND BOUNDS
DESCRIPTION

THE AREA REQUESTED IS OUTLINED IN RED ON ATTACHED MAP (IF APPLICABLE)

TERM
REQUIRED

- ☐ 1 YEAR ☐ 2 YEARS ☐ 3 YEARS ☐ 4 YEARS ☐ 5 YEARS ☒ OTHER: as long as
required

RATIONALE
FOR
PROPOSAL

Reserve extension is requested to secure additional rock for the production of rip rap and construction aggregate materials required for the long term protection, rehabilitation and maintenance of Hwy 97 and area roads in this corridor.

PROPOSAL
IMPACT ON
EXISTING OR
POTENTIAL
LAND USE

(ATTACH SEPARATE SHEET IF NECESSARY)

Possibly forestry, recreation, & wild life habitat.

AGENCY
AUTHORIZATION

Jan 23/2012
DATE

SIGNATURE

TITLE

Regional Aggregate Resource Manager

FOR OFFICIAL
USE ONLY

DATE RECEIVED

DAY MONTH YEAR

FILE NO.

ADMINISTRATIVE REGION

LAND INSPECTION REQUIRED

☐ YES ☐ NO

PROPOSAL FOR

☒ FORESHORE

☐ OTHER

LAND IN

☐ PLANNED AREA

☐ UNPLANNED
AREA

☐ PROV.
FOREST

ESTIMATE OF LAND VALUE

\$

FrontCounterBC
Fort St. Jct. 1, BC

ATS: 25148-96554

Page 03

Withheld pursuant to/removed as

s.18

Veller, Joyce C FLNR:EX

From: Prasad, Satish TRAN:EX
Sent: Wednesday, February 29, 2012 2:54 PM
To: Veller, Joyce C FLNR:EX
Subject: RE: Amendment File 8015097

Hello Joyce,

I have no problems you altering the plan to delete the privately owned parcel (in blue) from my application.

I have one question – is the access road from the Hwy that is outside our reserve area and traverses in the NE & SW direction on private land as well?

Regards.

Satish Prasad, P.Geo.
Regional Aggregate Resource Manager
Ministry of Transportation & Infrastructure
Northern Region
#213-1011 4th Avenue
Prince George, BC V2L 3H9
Phone: 250-565-6691
Cell: 250-612-7776
Fax: 250-565-6065

From: Veller, Joyce C FLNR:EX
Sent: Wednesday, February 29, 2012 1:25 PM
To: Prasad, Satish TRAN:EX
Subject: Amendment File 8015097

Hello Satish,

As discussed via telephone this morning, I am providing the attached map of the area outlined in blue highlighter that reflects a conflict with private land over the south half of DL 1121 which as far as I can tell is owned by Lisa Point. May I have your approval to alter your application to exclude this area? Please advise at your earliest convenience. Thank you.

Joyce C. Veller, P.Ag.
Natural Resource Specialist
FrontCounter BC
Ministry of Forests, Lands and Natural Resource Operations
Suite 100, 10003 - 110th Ave. Fort St. John, BC V1J 6M7
Phone: (250)787-3438 Fax: (250)261-2084
Toll Free: 1-877-855-3222
email: joyce.c.veller@gov.bc.ca

How Did We Do?
Clients of FrontCounter BC are invited to take our [customer satisfaction survey](#). We'd appreciate your input.

+ Search by short legal description (unsubdivided) U/PEACE RIVER/////1121:

+ PG

- + 0 376-971 MN U/PEACE RIVER/////1121 *PT ON PL H306
- + 016-792-611 U/PEACE RIVER/////1121//E2S2S2N2 PT ON PLAN A1856
 - + ☐ BW172508 PG REGISTERED BRITISH COLUMBIA RAILWAY COMPANY
- + 012-656-372 U/PEACE RIVER/////1121//N2 PT ON PL CG 901
 - + ☐ PB49021 PG REGISTERED HER MAJESTY THE QUEEN IN RIGHT OF THE PROVINCE OF BRITISH COLUMBIA
- + 014-774-101 MN U/PEACE RIVER/////1121//N2 *PT N 30 CHS ON PL CG 571
 - + ☐ BW172507 PG REGISTERED BRITISH COLUMBIA RAILWAY COMPANY
- + 015-017-443 U/PEACE RIVER/////1121//N2 PT ON PL CG 557
 - + ☐ PH8968 PG REGISTERED HER MAJESTY THE QUEEN IN RIGHT OF THE PROVINCE OF BRITISH COLUMBIA
- + 015-017-443 U/PEACE RIVER/////1121//N2 PT NOW ROAD PLAN PGP37820
 - + ☐ PH8968 PG REGISTERED HER MAJESTY THE QUEEN IN RIGHT OF THE PROVINCE OF BRITISH COLUMBIA
- + 024-484-504 U/PEACE RIVER/////1121//N2 PT ON PL PGP43909 (AREA 2)
 - + ☐ PP14473 PG REGISTERED THE CROWN IN RIGHT OF THE PROVINCE OF BRITISH COLUMBIA
- + 024-758-396 U/PEACE RIVER/////1121//N2 PT ON PL PGP43909 (AREA 3)
 - + ☐ PP14474 PG REGISTERED THE CROWN IN RIGHT OF THE PROVINCE OF BRITISH COLUMBIA
- + 014-822-211 MN U/PEACE RIVER/////1121//N2///A * (P18704)
 - + ☐ PK3522 PG REGISTERED EMBREE, DANIEL ANDREW
- + 014-822-148 MN U/PEACE RIVER/////1121//SE4/A PT ON PL B3758
 - + ☐ PK3521 PG REGISTERED EMBREE, DANIEL ANDREW
- + 014-761-114 MN U/PEACE RIVER/////1121//SW4 * REM
 - + ☐ PN45790 PG REGISTERED GANSON, DANNY BRICE
- + 016-792-637 U/PEACE RIVER/////1121//SW4 PT ON PL A1856
 - + ☐ BW172505 PG REGISTERED BRITISH COLUMBIA RAILWAY COMPANY

+ Search by short legal description (unsubdivided) U/PEACE RIVER/////1121:

+ PG

- + 0 761-122 MN U/PEACE RIVER/////1121//W2S2S2N2 * REM
 - + ☐ PP10263 PG REGISTERED POINT, LISA ELAINE
- + 014-761-122 MN U/PEACE RIVER/////1121//W2S2S2N2 PT NOW ROAD PLAN PGP37820
 - + ☐ PP10263 PG REGISTERED POINT, LISA ELAINE
- + 014-775-280 U/PEACE RIVER/////1121//W2S2S2N2 PT ON PL A1856
 - + ☐ BW172506 PG REGISTERED BRITISH COLUMBIA RAILWAY COMPANY
- + 003-922-707 MN U/PEACE RIVER/////1122 *REM N OF PL H305
 - + ☐ PE21097 PG REGISTERED GANSON, AUDREY DOROTHY
- + 003-922-707 MN U/PEACE RIVER/////1122 PT N H305 PT RD PGP35538
 - + ☐ PE21097 PG REGISTERED GANSON, AUDREY DOROTHY
- + 011-750-090 MN U/PEACE RIVER/////1122 *PT N OF H305 ON PL 16964
- + 011-750-090 MN U/PEACE RIVER/////1122 NOF PLH305 PT SUB PL15172
- + 017-377-196 U/PEACE RIVER/////1122 *PT ON PL H306
- + 017-377-200 MN U/PEACE RIVER/////1122 *PT ON PL 16964
- + 017-377-218 MN U/PEACE RIVER/////1122 *PT ON PL 18744
- + 007-572-077 MN U/PEACE RIVER/////1122//N2SW4 * PT LYING S OF PL CG 571
 - + ☐ BW15347 PG REGISTERED STARK, VERNON ALEXANDER
- + 014-921-499 MN U/PEACE RIVER/////1122//SE4 *PT ON PL 16964
- + 015-145-131 MN U/PEACE RIVER/////1122//SE4 *REM
 - + ☐ U22777 PG REGISTERED GANSON, AUDREY DOROTHY
- + 004-887-221 U/PEACE RIVER/////1122//SE4///A (E6133),REM
 - + ☐ CA2173009 PG REGISTERED NIKIRK, RILEY JAMES
- + 004-887-221 U/PEACE RIVER/////1122//SE4///A (E6133)PT SUB BY PL31795
 - + ☐ CA2173009 PG REGISTERED NIKIRK, RILEY JAMES

Veller, Joyce C FLNR:EX

From: Veller, Joyce C FLNR:EX
Sent: Thursday, March 29, 2012 10:55 AM
To: Prasad, Satish TRAN:EX
Subject: Amendment Application for a Map Reserve at Submarine Mountain File 8015097
Attachments: Acceptance Letter.docx; RAAD Notification Letter.doc

Hello Satish,

I have finally finished processing your above noted application. Please find attached an acceptance letter and Archaeological Notification letter for you to take into consideration should a tenure be offered. Have a great day.

Joyce C. Veller, P.Ag.
Natural Resource Specialist
FrontCounter BC
Ministry of Forests, Lands and Natural Resource Operations
Suite 100, 10003 - 110th Ave. Fort St. John, BC V1J 6M7
Phone: (250)787-3438 Fax: (250)261-2084
Toll Free: 1-877-855-3222
email: joyce.c.veller@gov.bc.ca

How Did We Do?

Clients of FrontCounter BC are invited to take our [customer satisfaction survey](#). We'd appreciate your input.

FLNR File No.: 8015097 ✓

Date: March 29, 2012

Via Email

Ministry of Transportation and Infrastructure
213 – 1011 Fourth Avenue
Prince George, BC
V2L 3G9

Dear Satish Prasad:

Re: Amendment Application for Map Reserve Crown Land Tenure in the Peace River
Land District

Thank you for your Crown land application for gravel quarry purposes located in the vicinity
of Submarine Mountain, Peace River District.

FrontCounter BC (FCBC) has accepted your application on behalf of the Ministry of Forests,
Lands and Natural Resource Operations (FLNR). Your application has been assigned to an
Authorization Officer who will review your proposal and make a recommendation to approve or
disallow the application.

**This letter does not imply tenure will be offered nor does it give you any authorization
to occupy or use the Crown land under application.**

During the application review, your application will be referred for comment to:

- First Nations;
- other government agencies having statutory responsibilities related to your
application;
- local governments; and
- the general public.

The application review requires the Province to undertake legally required consultation with
those First Nations which have aboriginal interests in the area of your application. In order
to meet the Province's legal obligations to First Nations, it is important to ensure an
appropriate level of consultation is completed. In addition, some applications may require
further study (e.g. archeological assessments or review by other authorities such as the
Environmental Assessment Office). The length of time required to complete an application
review will vary and depends on the complexity of the application, the potential for social
and environmental impacts, and the effect the proposal may have on aboriginal interests.

This process will provide you with certainty that the decision on your application is made in
a manner that respects aboriginal interests, minimizes negative impacts on the
environment, and is in the best interests of the Province.

Based on the comments received from First Nation consultations, agency and stakeholder
referrals, and FLNR's technical review of the application you may be required to provide
additional information in a form acceptable to FLNR. You may be contacted by FLNR to
discuss the possibility of arranging a meeting between yourself, First Nations and FLNR.

Identifying Protected Archaeological Sites

Revised May 2011

Archaeological sites are the physical remains of past human activity. In British Columbia, the importance of archaeological sites as a link to the past is recognized in legislation—the *Heritage Conservation Act* (HCA). It is against the law to alter an archaeological site without first obtaining a permit to do so. Therefore, if you are considering development that may impact an archaeological site, you must hire a professional consulting archaeologist to determine the steps required to minimize or avoid development impacts on the site.

Receipt of this completed form indicates that FrontCounter BC has reviewed the records of the Archaeology Branch to determine if your proposed activities will impact a **protected** archaeological site. By identifying these types of overlaps with archaeological sites early in the planning/development process, costs can be significantly reduced. However, you should be aware that there are limitations concerning this review and we ask that you read the disclaimer below.

Your proposal falls into the selected category:

☐ Direct Overlap with a known archaeological site

Provincial records indicate a protected archaeological site is recorded within, or may extend into, the proposal area.

- It appears your development will result in impacts to this site.
- It is necessary that you hire a qualified consulting archaeologist to determine the steps in managing impacts to the archaeological site. Archaeologists may be contacted through the British Columbia Association of Professional Archaeologists at www.bcapca.bc.ca or through the local yellow pages.
- On the back of this form is information regarding the archaeological impact assessment process for British Columbia. If you have additional questions, you may wish to check the Archaeology Branch website (www.for.gov.bc.ca/archaeology) or contact the Branch at 250-953-3334.
- Any disturbance of an archaeological site without a permit is a breach of the legislation. An offence under this legislation may result in substantial fines and/or imprisonment.

☒ Direct Overlap with an area of significant archaeological potential

Provincial records indicate that the proposal area has significant potential to contain an archaeological site protected under the *Heritage Conservation Act* (HCA).

- It is necessary that you hire a qualified consulting archaeologist to determine if an archaeological impact assessment is warranted. Archaeologists may be contacted through the British Columbia Association of Professional Archaeologists at www.bcapca.bc.ca or through the local yellow pages.
- On the back of this form is information regarding the archaeological impact assessment process for British Columbia. If you have additional questions, you may wish to check the Archaeology Branch website (www.for.gov.bc.ca/archaeology) or contact the Branch at 250-953-3334.
- Archaeological sites are automatically protected by the HCA even if they have not been recorded. Any disturbance of an archaeological site without a permit is a breach of the legislation. An offence under this legislation may result in substantial fines and/or imprisonment.

☐ No record of overlap

Provincial records contain limited information concerning archaeological sites in the proposal area.

- There is a possibility that protected archaeological sites exist in the proposal area and it is likely that the proposal area has not been assessed for archaeological sites.
- Unrecorded archaeological sites are also protected by Provincial legislation. Should the Province receive reliable information at a later date concerning the location of a previously unknown archaeological site, you may be informed at that time that an archaeological impact assessment is required.
- If an archaeological site is encountered during development, activities must be halted and the Archaeology Branch contacted for direction at 250-953-3334.

Provincial Disclaimer: The Archaeology Branch of the Province of BC is responsible for the administration of the *Heritage Conservation Act*. It is not administered by FrontCounter BC. In completing this form, FrontCounter BC staff are relying on information provided by the Archaeology Branch. Any questions regarding this document should be directed to the Archaeology Branch at the address and telephone number below or to a qualified professional consulting archaeologist.

The information in this document is based on a search of Provincial archaeological records. There are archaeological sites in BC which are unknown and not recorded in these records. The Province makes no representations or warranties with respect to the accuracy or completeness of this information. Persons relying upon it do so at their own risk.

The following outlines the steps to manage development related impacts to archaeological sites.

Archaeological sites are protected by the *Heritage Conservation Act*. These sites are protected for their historical, cultural, scientific, and educational value to the general public, local communities, and First Nations. When a proposed development location overlaps with an archaeological site, it is these values that are addressed in managing the development impacts to the site.

The proponent is responsible for managing impacts to archaeological sites by engaging archaeological expertise to assess the situation and follow the site management requirements provided by the Archaeology Branch. This process is summarized in three steps:

Step 1: Determining if further archaeological study is necessary

FrontCounter BC has reviewed Provincial records and determined that your development may affect a protected archaeological site. It is necessary to hire a qualified consulting archaeologist. However, a qualified consulting archaeologist may re-examine the records and additional information, perhaps including a field visit, and conclude that development will not impact a site and further study is not needed. The archaeologist should send a letter stating the professional opinion to the Archaeology Branch for further consideration.

If further archaeological study is warranted, you will be required to complete an archaeological impact assessment before starting land altering activities.

Step 2: Archaeological Impact Assessments: developing requirements to manage site impacts

To manage impacts to the archaeological site, the archaeologist will have to know the site location, the significance of the site, and the extent of damage the development will cause to the site. These questions are answered by a field study called an archaeological impact assessment (AIA). The AIA results in recommendations for the management of the expected site impacts from land-altering development or resource extraction.

The feasibility of recommendations will be discussed with you before the archaeologist submits the AIA to the Archaeology Branch. Common recommendations include:

- Changing the building site or footprint to reduce or avoid archaeological site impacts.
- Changing construction techniques to reduce the degree of site impact (e.g., substituting an above ground basement or building on pads or pilings, instead of regular in-ground foundation).
- Completing additional archaeological excavations to recover information that will be destroyed by development.
- No further action when the values associated with the site are insignificant.

Step 3: Development under a Site Alteration Permit

After the appropriate archaeological studies have been completed, the proponent is required to obtain a Site Alteration Permit in order to alter the archaeological site.

The site alteration permit application is available through the Archaeology Branch website; however, most proponents have the application prepared by the archaeologist on their behalf.

File Note:

File: 8015097

Date: June 6, 2012

- This file is for the ammendment to a Map reserve
- MOTI has an existing Quarry Pite and would like to extend the boundaries.
- Pending FN Notification - proceed w map reserve extention.
- There is a draft Land Use Report on the shared drive.

Bill Bonett
- Skeena - Stikine
District

Webster, Alexandra FLNR:EX

From: Webster, Alexandra FLNR:EX
Sent: Friday, July 27, 2012 1:13 PM
To: 'kdjr@treaty8.bc.ca'; 'KBroderick@treaty8.bc.ca'
Subject: Referral for a Map Reserve Amendment - File 8015097
Attachments: 8015097 Application.pdf; 8015097_REF_Mar2012_20k.pdf; 8015097_REF_Mar2012_20kOrtho.pdf; 8015097_REF_Mar2012_50k.pdf; 8015097_REF_Mar2012_250k.pdf; 8015097 DRFN IIA.pdf; 8015097 DRFN Initial Engagement Letter.pdf; 8015097 PRFN IIA.pdf; 8015097 PRFN Initial Engagement Letter.pdf; 8015097 WMFN IIA.pdf; 8015097 WMFN Initial Engagement Letter.pdf

Attached are referral letters and other attachments for the above mentioned file.

Alexandra Webster

Referrals Clerk

FrontCounter BC

Ministry of Forests, Lands and Natural resource Operations

Suite 100, 10003 - 110th Ave. Fort St John, BC V1J 6M7

Phone: (250) 787-3435 Fax: (250)261-2084

email: alexandra.webster@gov.bc.ca

Page 13 to/à Page 16

Withheld pursuant to/removed as

s.18



File: 8015097

July 30, 2012

West Moberly First Nations
Box 90
Moberly Lake, BC V0C 1X0

Attention: Chief Roland Willson and Council

The Province of British Columbia has received an application and is initiating consultation on the following Amendment.

PROPOSAL: Map Reserve Amendment to include additional area.

APPLICANT: Ministry of Transportation and Infrastructure

BACKGROUND/CONTEXT: This is an application to amend an existing map reserve to include additional area. This will secure additional sources necessary to production of rip-rap and other construction aggregates required for road and highway maintenance, rehabilitation and long-term protection.

LOCATION: Submarine Mountain

CLMA ZONE : Zone A

PROJECT AREA (ha): 27.04 hectares

PRIMARY CONTACT: Marianne Novotny

We invite West Moberly First Nations input through the Crown Land Application Technical Team on how the proposed Amendment may impact your Treaty 8 rights, that are recognized and affirmed by section 35(1) of the *Constitution Act, 1982*, in an effort to better inform our decision-making process.

The following table lists the authorization required for the Amendment. Further information is attached including:

- Application documents for all application packages attached.
- Initial Impact Review
- maps (overview and detailed)

Page 1 of 2

Authorization	Agency Decision Maker	Application Status	CLMA Initial Streaming Decision	Proposed term of authorization
Map Reserve Amendment	Director, Resource Authorizations	Received	Basic	Indefinite

Please advise me if a change of consultation streaming is required within 15 days of receipt of this information package as per requirement within the Crown Land Management Agreement. If no change for consultation streaming is received, then this application will be on the file review list for the Crown Land Technical Team meeting scheduled for September 18, 2012.

If there are any questions or concerns in regards to the information package for the aforementioned proposed application(s), please contact me at 250-787-3404 or email marianne.novotny@gov.bc.ca prior to the next Crown Land Application Technical Team meeting on September 18, 2012.

Sincerely,



Marianne Novotny
First Nations Relations Officer
Ministry of Forests, Lands and Natural Resource Operations
STE 400-10003 110 Ave
Fort St John, BC
V1J 6M7

\AW

pc: Treaty 8 Coordinating Land Office Attn: Kieran Broderick via email & hardcopy.
Bruce Muir, Lands Office, WMFN

Initial Impact Assessment
West Moberly First Nations
Ministry of Transportation and Infrastructure – Map Reserve Amendment

File: 8015097 – Map Reserve Amendment

Project Description

The purpose of this application is to allow the (MOTI) to amend an existing map reserve to include additional area. This will allow the MOTI to secure additional sources necessary to production of rip-rap and other construction aggregates required for the long-term protection, rehabilitation, and maintenance of Highway 97 and other area roads.

The existing map reserve is currently located on Highway 97N, approximately 22 km southwest of Chetwynd in the vicinity of Walton Creek. The amendment would allow for an additional 9.2 ha to be added to the previously approved 18.5 ha map reserve

Project Setting

Other information found in regards to land-use or resource management for this proposed project include:

- a) s.18
- b) *Traditional Use Information* – overlaps Treaty 8 Tribal Association traditional use study areas.
- c) *Consultative Areas* – overlaps with the consultative areas for West Moberly First Nations, McLeod Lake Indian Band, Saulteau First Nations, Halfway River First Nation.
- d) *Previous consultation* – The original investigative application in 2009 was referred to the Halfway River First Nation, McLeod Lake Indian Band, and West Moberly First Nations. No responses are on record.
- e) *Wildlife Habitat Information*
 - i. Wildlife Management Units – 7-31
- f) *Land and Resource Management Plans*
 - i. Dawson Land and Resource Management Plan
 - ii. Dawson Creek Water Management
- g) *Other tenures in the area or information*
 - i. Agricultural Land Reserve – Peace District
 - ii. Agricultural Land Reserves
 - iii. Crown Land Parcels
 - iv. First Nation Consultative Areas

- v. Guide Outfitters Areas
- vi. Timber Supply Areas/Blocks
- vii. Trapline

Potential Effects

The potential effects from this proposed project on West Moberly First Nations' Treaty 8 Rights recognized and affirmed by Section 35(1) of the *Constitution Act, 1982* are assessed as follows:

- a) Possible effects on aforementioned rights including potential effects on hunting of ungulates, carnivores and trapping of furbearing animals
 - i. –The potential for increased quarrying activities and any resulting hauling of construction aggregates may affect wildlife use and habitat values in the project area.

Nature and Scope of Potential Impacts

The Province of British Columbia recognizes that the proposed project may potentially affect West Moberly First Nations' Treaty 8 Rights, recognized and affirmed by Section 35(1) of the *Constitution Act, 1982*. The nature and scope of these potential impacts include:

- Reduction in use and availability of wildlife habitat through the removal of forest cover through motorized and non-motorized activities

Analysis of the potential impacts on First Nations Treaty 8 Rights recognized and affirmed by Section 35(1) of the *Constitution Act, 1982*

Reviewing the potential impacts of the proposed project on aforementioned Treaty Rights requires an initial assessment of the level of impact for each of the potential effects listed, along with an evaluation of how those potential effects may measure out over the proposed project as a whole. Based on consideration of the above information, the Province initially assesses the potential impacts on aforementioned rights to be as follows:

- a) Overall for the short-term the potential impact would be low since this is an interagency administrative exercise to amend an existing map reserve.
- b) Overall for the long-term the potential impact would depend on:
 - i. Whether quarrying activities take place or are increased in the project area in response to this map reserve amendment.
 - ii. Information gathered during the investigation phase as to other values within the project area should be considered in relation to the MOTI's long-term interests at this location, including First Nations use and knowledge of this area.

Summary

The Initial Impacts Assessment is based on the above information and indicates that the Province initially assesses the impact to West Moberly First Nations' Treaty 8 Rights, recognized and affirmed by Section 35(1) of the *Constitution Act, 1982*, as low. As a result of this assessment the Province proposes consultation occur as per the following:

<i>Application</i>	<i>Applicable Agreement</i>	<i>Level of Consultation</i>
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Ministry of
Forests, Lands and
Natural Resource Operations

Map Reserve - Amendment	Crown Land Management Agreement (CLMA)	Basic
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Marc Steynen, July 26, 2012
Senior Advisor, First Nations Relations



File: 8015097

July 30, 2012

Saulteau First Nations
Box 1020
Chetwynd, BC V0C 1J0

Attention: Chief Harley Davis and Council

The Province of British Columbia has received an application and is initiating consultation on the following Amendment.

PROPOSAL: Map Reserve Amendment to include additional area.

APPLICANT: Ministry of Transportation and Infrastructure

BACKGROUND/CONTEXT: This is an application to amend an existing map reserve to include additional area. This will secure additional sources necessary to production of rip-rap and other construction aggregates required for road and highway maintenance, rehabilitation and long-term protection.

LOCATION: Submarine Mountain

PROJECT AREA(ha): 27.04 hectares

RESPONSE is requested by: August 29, 2012

The following table lists the authorizations required for the Amendment and the agency responsible for issuing each authorization. Further information is attached including:

- Application documents
- Initial Impact Review
- maps (overview and detailed)

Authorization	Agency Decision Maker	Application Status	Proposed term of authorization
Map Reserve Amendment	Director, Resource Authorizations	Received	Indefinite

Page 1 of 2

The Province recognizes that Saulteau First Nations has Treaty 8 rights, that are recognized and affirmed by section 35(1) of the Constitution Act, 1982 in the Project area. The Province has undertaken an initial review of available information regarding your Treaty 8 rights, that are recognized and affirmed by section 35(1) of the Constitution Act, 1982 and is aware of the existence of Treaty 8 rights, that are recognized and affirmed by section 35(1) of the Constitution Act, 1982 in this area. See the attached initial impact review document for details. s.13,s.16

s.13,s.16

The Province intends to proceed with a decision on August 29, 2012. If Saulteau First Nations has any further information that may inform how the proposed Amendment might impact your ability to exercise your treaty rights please contact me at 250-787-3404 or email marianne.novotny@gov.bc.ca prior to August 29, 2012, to enable the Province to consider such information in relation to its decision-making process in this matter.

Sincerely,



Marianne Novotny
First Nations Relations Officer
Ministry of Forests, Lands and Natural Resource Operations
STE 400-10003 110 Ave
Fort St John, BC
V1J 6M7

\AW

pc: Naomi Owens, Lands Office, SFN



Initial Impact Assessment
Saulteau First Nations
Ministry of Transportation and Infrastructure – Map Reserve Amendment

File: 8015097 – Map Reserve Amendment

Project Description

The purpose of this application is to allow the (MOTI) to amend an existing map reserve to include additional area. This will allow the MOTI to secure additional sources necessary to production of rip-rap and other construction aggregates required for the long-term protection, rehabilitation, and maintenance of Highway 97 and other area roads.

The existing map reserve is currently located on Highway 97N, approximately 22 km southwest of Chetwynd in the vicinity of Walton Creek. The amendment would allow for an additional 9.2 ha to be added to the previously approved 18.5 ha map reserve

Project Setting

Other information found in regards to land-use or resource management for this proposed project include:

- a) s.18
- b) *Traditional Use Information* – overlaps Treaty 8 Tribal Association traditional use study areas.
- c) *Consultative Areas* – overlaps with the consultative areas for West Moberly First Nations, McLeod Lake Indian Band, Saulteau First Nations, Halfway River First Nation.
- d) *Previous consultation* – The original investigative application in 2009 was referred to the Halfway River First Nation, McLeod Lake Indian Band, and West Moberly First Nations. No responses are on record.
- e) *Wildlife Habitat Information*
 - i. Wildlife Management Units – 7-31
- f) *Land and Resource Management Plans*
 - i. Dawson Land and Resource Management Plan
 - ii. Dawson Creek Water Management
- g) *Other tenures in the area or information*
 - i. Agricultural Land Reserve – Peace District
 - ii. Agricultural Land Reserves
 - iii. Crown Land Parcels
 - iv. First Nation Consultative Areas

- v. Guide Outfitters Areas
- vi. Timber Supply Areas/Blocks
- vii. Trapline

Potential Effects

The potential effects from this proposed project on Saulteau First Nations' Treaty 8 Rights recognized and affirmed by Section 35(1) of the *Constitution Act, 1982* are assessed as follows:

- a) Possible effects on aforementioned rights including potential effects on hunting of ungulates, carnivores and trapping of furbearing animals
 - i. –The potential for increased quarrying activities and any resulting hauling of construction aggregates may affect wildlife use and habitat values in the project area.

Nature and Scope of Potential Impacts

The Province of British Columbia recognizes that the proposed project may potentially affect Saulteau First Nations' Treaty 8 Rights, recognized and affirmed by Section 35(1) of the *Constitution Act, 1982*. The nature and scope of these potential impacts include:

- Reduction in use and availability of wildlife habitat through the removal of forest cover through motorized and non-motorized activities

Analysis of the potential impacts on First Nations Treaty 8 Rights recognized and affirmed by Section 35(1) of the *Constitution Act, 1982*

Reviewing the potential impacts of the proposed project on aforementioned Treaty Rights requires an initial assessment of the level of impact for each of the potential effects listed, along with an evaluation of how those potential effects may measure out over the proposed project as a whole. Based on consideration of the above information, the Province initially assesses the potential impacts on aforementioned rights to be as follows:

- a) Overall for the short-term the potential impact would be low since this is an interagency administrative exercise to amend an existing map reserve.
- b) Overall for the long-term the potential impact would depend on:
 - i. Whether quarrying activities take place or are increased in the project area in response to this map reserve amendment.
 - ii. Information gathered during the investigation phase as to other values within the project area should be considered in relation to the MOTI's long-term interests at this location, including First Nations use and knowledge of this area.

Summary

The Initial Impacts Assessment is based on the above information and indicates that the Province initially assesses the impact to Saulteau First Nations' Treaty 8 Rights, recognized and affirmed by Section 35(1) of the *Constitution Act, 1982*, as low. As a result of this assessment the Province proposes consultation occur as per the following:

<i>Application</i>	<i>Applicable Agreement</i>	<i>Level of Consultation</i>
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Ministry of
Forests, Lands and
Natural Resource Operations

Map Reserve - Amendment	N/A	Normal
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Marc Steynen, July 26, 2012
Senior Advisor, First Nations Relations



File: 8015097

July 30, 2012

Prophet River First Nation
Box 3250
Fort Nelson, BC V0C 1R0

Attention: Chief Lynette Tsakoza and Council

The Province of British Columbia has received an application and is initiating consultation on the following Amendment.

PROPOSAL: Map Reserve Amendment to include additional area.

APPLICANT: Ministry of Transportation and Infrastructure

BACKGROUND/CONTEXT: This is an application to amend an existing map reserve to include additional area. This will secure additional sources necessary to production of rip-rap and other construction aggregates required for road and highway maintenance, rehabilitation and long-term protection.

LOCATION: Submarine Mountain

CLMA ZONE : Zone A

PROJECT AREA (ha): 27.04 hectares

PRIMARY CONTACT: Marianne Novotny

We invite Prophet River First Nation input through the Crown Land Application Technical Team on how the proposed Amendment may impact your Treaty 8 rights, that are recognized and affirmed by section 35(1) of the *Constitution Act, 1982*, in an effort to better inform our decision-making process.

The following table lists the authorization required for the Amendment. Further information is attached including:

- Application documents for all application packages attached.
- Initial Impact Review
- maps (overview and detailed)

Page 1 of 2

Authorization	Agency Decision Maker	Application Status	CLMA Initial Streaming Decision	Proposed term of authorization
Map Reserve Amendment	Director, Resource Authorizations	Received	Basic	In definite

Please advise me if a change of consultation streaming is required within 15 days of receipt of this information package as per requirement within the Crown Land Management Agreement. If no change for consultation streaming is received, then this application will be on the file review list for the Crown Land Technical Team meeting scheduled for September 18, 2012.

If there are any questions or concerns in regards to the information package for the aforementioned proposed application(s), please contact me at 250-787-3404 or email marianne.novotny@gov.bc.ca prior to the next Crown Land Application Technical Team meeting on September 18, 2012.

Sincerely,



Marianne Novotny
First Nations Relations Officer
Ministry of Forests, Lands and Natural Resource Operations
STE 400-10003 110 Ave
Fort St John, BC
V1J 6M7

\AW

pc: Treaty 8 Coordinating Land Office Attn: Kieran Broderick via email & hardcopy.
Brian Wolf, Lands Office, PRFN



Initial Impact Assessment
Prophet River First Nation
Ministry of Transportation and Infrastructure – Map Reserve Amendment

File: 8015097 – Map Reserve Amendment

Project Description

The purpose of this application is to allow the (MOTI) to amend an existing map reserve to include additional area. This will allow the MOTI to secure additional sources necessary to production of rip-rap and other construction aggregates required for the long-term protection, rehabilitation, and maintenance of Highway 97 and other area roads.

The existing map reserve is currently located on Highway 97N, approximately 22 km southwest of Chetwynd in the vicinity of Walton Creek. The amendment would allow for an additional 9.2 ha to be added to the previously approved 18.5 ha map reserve

Project Setting

Other information found in regards to land-use or resource management for this proposed project include:

- a) s.18
- b) *Traditional Use Information* – overlaps Treaty 8 Tribal Association traditional use study areas.
- c) *Consultative Areas* – overlaps with the consultative areas for West Moberly First Nations, McLeod Lake Indian Band, Saulneau First Nations, Halfway River First Nation.
- d) *Previous consultation* – The original investigative application in 2009 was referred to the Halfway River First Nation, McLeod Lake Indian Band, and West Moberly First Nations. No responses are on record.
- e) *Wildlife Habitat Information*
 - i. Wildlife Management Units – 7-31
- f) *Land and Resource Management Plans*
 - i. Dawson Land and Resource Management Plan
 - ii. Dawson Creek Water Management
- g) *Other tenures in the area or information*
 - i. Agricultural Land Reserve – Peace District
 - ii. Agricultural Land Reserves
 - iii. Crown Land Parcels
 - iv. First Nation Consultative Areas

- v. Guide Outfitters Areas
- vi. Timber Supply Areas/Blocks
- vii. Trapline

Potential Effects

The potential effects from this proposed project on Prophet River First Nation's Treaty 8 Rights recognized and affirmed by Section 35(1) of the *Constitution Act, 1982* are assessed as follows:

- a) Possible effects on aforementioned rights including potential effects on hunting of ungulates, carnivores and trapping of furbearing animals
 - i. –The potential for increased quarrying activities and any resulting hauling of construction aggregates may affect wildlife use and habitat values in the project area.

Nature and Scope of Potential Impacts

The Province of British Columbia recognizes that the proposed project may potentially affect Prophet River First Nation's Treaty 8 Rights, recognized and affirmed by Section 35(1) of the *Constitution Act, 1982*. The nature and scope of these potential impacts include:

- Reduction in use and availability of wildlife habitat through the removal of forest cover through motorized and non-motorized activities

Analysis of the potential impacts on First Nations Treaty 8 Rights recognized and affirmed by Section 35(1) of the *Constitution Act, 1982*

Reviewing the potential impacts of the proposed project on aforementioned Treaty Rights requires an initial assessment of the level of impact for each of the potential effects listed, along with an evaluation of how those potential effects may measure out over the proposed project as a whole. Based on consideration of the above information, the Province initially assesses the potential impacts on aforementioned rights to be as follows:

- a) Overall for the short-term the potential impact would be low since this is an interagency administrative exercise to amend an existing map reserve.
- b) Overall for the long-term the potential impact would depend on:
 - i. Whether quarrying activities take place or are increased in the project area in response to this map reserve amendment.
 - ii. Information gathered during the investigation phase as to other values within the project area should be considered in relation to the MOTI's long-term interests at this location, including First Nations use and knowledge of this area.

Summary

The Initial Impacts Assessment is based on the above information and indicates that the Province initially assesses the impact to Prophet River First Nation's Treaty 8 Rights, recognized and affirmed by Section 35(1) of the *Constitution Act, 1982*, as low. As a result of this assessment the Province proposes consultation occur as per the following:

<i>Application</i>	<i>Applicable Agreement</i>	<i>Level of Consultation</i>
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Ministry of
Forests, Lands and
Natural Resource Operations

Map Reserve - Amendment	Crown Land Management Agreement (CLMA)	Basic
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Marc Steynen, July 26, 2012
Senior Advisor, First Nations Relations



File: 8015097

July 30, 2012

McLeod Lake Indian Band
General Delivery
McLeod Lake, BC V0J 2G0

Attention: Chief Derek Orr and Council

The Province of British Columbia has received an application and is initiating consultation on the following Amendment.

PROPOSAL: Map Reserve Amendment to include additional area.

APPLICANT: Ministry of Transportation and Infrastructure

BACKGROUND/CONTEXT: This is an application to amend an existing map reserve to include additional area. This will secure additional sources necessary to production of rip-rap and other construction aggregates required for road and highway maintenance, rehabilitation and long-term protection.

LOCATION: Submarine Mountain

PROJECT AREA(ha): 27.04 hectares

RESPONSE is requested by: August 29, 2012

The following table lists the authorizations required for the Amendment and the agency responsible for issuing each authorization. Further information is attached including:

- Application documents
- Initial Impact Review
- maps (overview and detailed)

Authorization	Agency Decision Maker	Application Status	Proposed term of authorization
Map Reserve Amendment	Director, Resource Authorizations	Received	Indefinite

Page 1 of 2

The Province recognizes that McLeod Lake Indian Band has Treaty 8 rights, that are recognized and affirmed by section 35(1) of the Constitution Act, 1982 in the Project area. The Province has undertaken an initial review of available information regarding your Treaty 8 rights, that are recognized and affirmed by section 35(1) of the Constitution Act, 1982 and is aware of the existence of Treaty 8 rights, that are recognized and affirmed by section 35(1) of the Constitution Act, 1982 in this area. See the attached initial impact review document for details. s.13,s.16

s.13,s.16

The Province intends to proceed with a decision on August 29, 2012. If McLeod Lake Indian Band has any further information that may inform how the proposed Amendment might impact your ability to exercise your treaty rights please contact me at 250-787-3404 or email marianne.novotny@gov.bc.ca prior to August 29, 2012, to enable the Province to consider such information in relation to its decision-making process in this matter.

Sincerely,



Marianne Novotny
First Nations Relations Officer
Ministry of Forests, Lands and Natural Resource Operations
STE 400-10003 110 Ave
Fort St John, BC
V1J 6M7

\AW

pc: Alec Chingee, Lands Office, MLIB



Initial Impact Assessment
McLeod Lake Indian Band
Ministry of Transportation and Infrastructure – Map Reserve Amendment

File: 8015097 – Map Reserve Amendment

Project Description

The purpose of this application is to allow the (MOTI) to amend an existing map reserve to include additional area. This will allow the MOTI to secure additional sources necessary to production of rip-rap and other construction aggregates required for the long-term protection, rehabilitation, and maintenance of Highway 97 and other area roads.

The existing map reserve is currently located on Highway 97N, approximately 22 km southwest of Chetwynd in the vicinity of Walton Creek. The amendment would allow for an additional 9.2 ha to be added to the previously approved 18.5 ha map reserve

Project Setting

Other information found in regards to land-use or resource management for this proposed project include:

- a) s.18
- b) *Traditional Use Information* – overlaps Treaty 8 Tribal Association traditional use study areas.
- c) *Consultative Areas* – overlaps with the consultative areas for West Moberly First Nations, McLeod Lake Indian Band, Sauteau First Nations, Halfway River First Nation.
- d) *Previous consultation* – The original investigative application in 2009 was referred to the Halfway River First Nation, McLeod Lake Indian Band, and West Moberly First Nations. No responses are on record.
- e) *Wildlife Habitat Information*
 - i. Wildlife Management Units – 7-31
- f) *Land and Resource Management Plans*
 - i. Dawson Land and Resource Management Plan
 - ii. Dawson Creek Water Management
- g) *Other tenures in the area or information*
 - i. Agricultural Land Reserve – Peace District
 - ii. Agricultural Land Reserves
 - iii. Crown Land Parcels
 - iv. First Nation Consultative Areas

- v. Guide Outfitters Areas
- vi. Timber Supply Areas/Blocks
- vii. Trapline

Potential Effects

The potential effects from this proposed project on McLeod Lake Indian Band's Treaty 8 Rights recognized and affirmed by Section 35(1) of the *Constitution Act, 1982* are assessed as follows:

- a) Possible effects on aforementioned rights including potential effects on hunting of ungulates, carnivores and trapping of furbearing animals
 - i. –The potential for increased quarrying activities and any resulting hauling of construction aggregates may affect wildlife use and habitat values in the project area.

Nature and Scope of Potential Impacts

The Province of British Columbia recognizes that the proposed project may potentially affect McLeod Lake Indian Band's Treaty 8 Rights, recognized and affirmed by Section 35(1) of the *Constitution Act, 1982*. The nature and scope of these potential impacts include:

- Reduction in use and availability of wildlife habitat through the removal of forest cover through motorized and non-motorized activities

Analysis of the potential impacts on First Nations Treaty 8 Rights recognized and affirmed by Section 35(1) of the *Constitution Act, 1982*

Reviewing the potential impacts of the proposed project on aforementioned Treaty Rights requires an initial assessment of the level of impact for each of the potential effects listed, along with an evaluation of how those potential effects may measure out over the proposed project as a whole. Based on consideration of the above information, the Province initially assesses the potential impacts on aforementioned rights to be as follows:

- a) Overall for the short-term the potential impact would be low since this is an interagency administrative exercise to amend an existing map reserve.
- b) Overall for the long-term the potential impact would depend on:
 - i. Whether quarrying activities take place or are increased in the project area in response to this map reserve amendment.
 - ii. Information gathered during the investigation phase as to other values within the project area should be considered in relation to the MOTI's long-term interests at this location, including First Nations use and knowledge of this area.

Summary

The Initial Impacts Assessment is based on the above information and indicates that the Province initially assesses the impact to McLeod Lake Indian Band's Treaty 8 Rights, recognized and affirmed by Section 35(1) of the *Constitution Act, 1982*, as low. As a result of this assessment the Province proposes consultation occur as per the following:

<i>Application</i>	<i>Applicable Agreement</i>	<i>Level of Consultation</i>
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Ministry of
Forests, Lands and
Natural Resource Operations

Map Reserve - Amendment	N/A	Normal
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Marc Steynen, July 26, 2012
Senior Advisor, First Nations Relations



File: 8015097

July 30, 2012

Halfway River First Nation
Box 59
Wonowon, BC V0C 2N0

Attention: Chief Russell Lilly and Council

The Province of British Columbia has received an application and is initiating consultation on the following Amendment.

PROPOSAL: Map Reserve Amendment to include additional area.

APPLICANT: Ministry of Transportation and Infrastructure

BACKGROUND/CONTEXT: This is an application to amend an existing map reserve to include additional area. This will secure additional sources necessary to production of rip-rap and other construction aggregates required for road and highway maintenance, rehabilitation and long-term protection.

LOCATION: Submarine Mountain

PROJECT AREA(ha): 27.04 hectares

RESPONSE is requested by: August 29, 2012

The following table lists the authorizations required for the Amendment and the agency responsible for issuing each authorization. Further information is attached including:

- Application documents
- Initial Impact Review
- maps (overview and detailed)

Authorization	Agency Decision Maker	Application Status	Proposed term of authorization
Map Reserve Amendment	Director, Resource Authorizations	Received	Indefinite


Page 1 of 2

The Province recognizes that Halfway River First Nation has Treaty 8 rights, that are recognized and affirmed by section 35(1) of the Constitution Act, 1982 in the Project area. The Province has undertaken an initial review of available information regarding your Treaty 8 rights, that are recognized and affirmed by section 35(1) of the Constitution Act, 1982 and is aware of the existence of Treaty 8 rights, that are recognized and affirmed by section 35(1) of the Constitution Act, 1982 in this area. See the attached initial impact review document for details. s.13,s.16

s.13,s.16

The Province intends to proceed with a decision on August 29, 2012. If Halfway River First Nation has any further information that may inform how the proposed Amendment might impact your ability to exercise your treaty rights please contact me at 250-787-3404 or email marianne.novotny@gov.bc.ca prior to August 29, 2012, to enable the Province to consider such information in relation to its decision-making process in this matter.

Sincerely,



Marianne Novotny
First Nations Relations Officer
Ministry of Forests, Lands and Natural Resource Operations
STE 400-10003 110 Ave
Fort St John, BC
V1J 6M7

\AW

pc: Rosalyn Pokiak, Lands Office, HRFN



Initial Impact Assessment
Halfway River First Nation
Ministry of Transportation and Infrastructure – Map Reserve Amendment

File: 8015097 – Map Reserve Amendment

Project Description

The purpose of this application is to allow the (MOTI) to amend an existing map reserve to include additional area. This will allow the MOTI to secure additional sources necessary to production of rip-rap and other construction aggregates required for the long-term protection, rehabilitation, and maintenance of Highway 97 and other area roads.

The existing map reserve is currently located on Highway 97N, approximately 22 km southwest of Chetwynd in the vicinity of Walton Creek. The amendment would allow for an additional 9.2 ha to be added to the previously approved 18.5 ha map reserve

Project Setting

Other information found in regards to land-use or resource management for this proposed project include:

- a) s.18
- b) *Traditional Use Information* – overlaps Treaty 8 Tribal Association traditional use study areas.
- c) *Consultative Areas* – overlaps with the consultative areas for West Moberly First Nations, McLeod Lake Indian Band, Sauteau First Nations, Halfway River First Nation.
- d) *Previous consultation* – The original investigative application in 2009 was referred to the Halfway River First Nation, McLeod Lake Indian Band, and West Moberly First Nations. No responses are on record.
- e) *Wildlife Habitat Information*
 - i. Wildlife Management Units – 7-31
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 - ii. Dawson Creek Water Management
- g) *Other tenures in the area or information*
 - i. Agricultural Land Reserve – Peace District
 - ii. Agricultural Land Reserves
 - iii. Crown Land Parcels
 - iv. First Nation Consultative Areas

- v. Guide Outfitters Areas
- vi. Timber Supply Areas/Blocks
- vii. Trapline

Potential Effects

The potential effects from this proposed project on Halfway River First Nation's Treaty 8 Rights recognized and affirmed by Section 35(1) of the *Constitution Act, 1982* are assessed as follows:

- a) Possible effects on aforementioned rights including potential effects on hunting of ungulates, carnivores and trapping of furbearing animals
 - i. –The potential for increased quarrying activities and any resulting hauling of construction aggregates may affect wildlife use and habitat values in the project area.

Nature and Scope of Potential Impacts

The Province of British Columbia recognizes that the proposed project may potentially affect Halfway River First Nation's Treaty 8 Rights, recognized and affirmed by Section 35(1) of the *Constitution Act, 1982*. The nature and scope of these potential impacts include:

- Reduction in use and availability of wildlife habitat through the removal of forest cover through motorized and non-motorized activities

Analysis of the potential impacts on First Nations Treaty 8 Rights recognized and affirmed by Section 35(1) of the *Constitution Act, 1982*

Reviewing the potential impacts of the proposed project on aforementioned Treaty Rights requires an initial assessment of the level of impact for each of the potential effects listed, along with an evaluation of how those potential effects may measure out over the proposed project as a whole. Based on consideration of the above information, the Province initially assesses the potential impacts on aforementioned rights to be as follows:

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- b) Overall for the long-term the potential impact would depend on:
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 - ii. Information gathered during the investigation phase as to other values within the project area should be considered in relation to the MOTI's long-term interests at this location, including First Nations use and knowledge of this area.

Summary

The Initial Impacts Assessment is based on the above information and indicates that the Province initially assesses the impact to Halfway River First Nation's Treaty 8 Rights, recognized and affirmed by Section 35(1) of the *Constitution Act, 1982*, as low. As a result of this assessment the Province proposes consultation occur as per the following:

<i>Application</i>	<i>Applicable Agreement</i>	<i>Level of Consultation</i>
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Ministry of
Forests, Lands and
Natural Resource Operations

Map Reserve - Amendment	N/A	Normal
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Marc Steynen, July 26, 2012
Senior Advisor, First Nations Relations



File: 8015097

July 30, 2012

Doig River First Nation
Box 56
Rose Prairie, BC V0C 2H0

Attention: Chief Norman Davis and Council

The Province of British Columbia has received an application and is initiating consultation on the following Amendment.

PROPOSAL: Map Reserve Amendment to include additional area.

APPLICANT: Ministry of Transportation and Infrastructure

BACKGROUND/CONTEXT: This is an application to amend an existing map reserve to include additional area. This will secure additional sources necessary to production of rip-rap and other construction aggregates required for road and highway maintenance, rehabilitation and long-term protection.

LOCATION: Submarine Mountain

CLMA ZONE : Zone A

PROJECT AREA (ha): 27.04 hectares

PRIMARY CONTACT: Marianne Novotny

We invite Doig River First Nation input through the Crown Land Application Technical Team on how the proposed Amendment may impact your Treaty 8 rights, that are recognized and affirmed by section 35(1) of the *Constitution Act, 1982*, in an effort to better inform our decision-making process.

The following table lists the authorization required for the Amendment. Further information is attached including:

- Application documents for all application packages attached.
- Initial Impact Review
- maps (overview and detailed)

Page 1 of 2

Authorization	Agency Decision Maker	Application Status	CLMA Initial Streaming Decision	Proposed term of authorization
Map Reserve Amendment	Director, Resource Authorizations	Received	Basic	Indefinite

Please advise me if a change of consultation streaming is required within 15 days of receipt of this information package as per requirement within the Crown Land Management Agreement. If no change for consultation streaming is received, then this application will be on the file review list for the Crown Land Technical Team meeting scheduled for September 18, 2012.

If there are any questions or concerns in regards to the information package for the aforementioned proposed application(s), please contact me at 250-787-3404 or email marianne.novotny@gov.bc.ca prior to the next Crown Land Application Technical Team meeting on September 18, 2012.

Sincerely,



Marianne Novotny
First Nations Relations Officer
Ministry of Forests, Lands and Natural Resource Operations
STE 400-10003 110 Ave
Fort St John, BC
V1J 6M7

\AW

pc: Treaty 8 Coordinating Land Office Attn: Kieran Broderick via email & hardcopy.
Jane Calvert, Lands Office, DRFN

Initial Impact Assessment
Doig River First Nation
Ministry of Transportation and Infrastructure – Map Reserve Amendment

File: 8015097 – Map Reserve Amendment

Project Description

The purpose of this application is to allow the (MOTI) to amend an existing map reserve to include additional area. This will allow the MOTI to secure additional sources necessary to production of rip-rap and other construction aggregates required for the long-term protection, rehabilitation, and maintenance of Highway 97 and other area roads.

The existing map reserve is currently located on Highway 97N, approximately 22 km southwest of Chetwynd in the vicinity of Walton Creek. The amendment would allow for an additional 9.2 ha to be added to the previously approved 18.5 ha map reserve

Project Setting

Other information found in regards to land-use or resource management for this proposed project include:

- a) s.18
- b) *Traditional Use Information* – overlaps Treaty 8 Tribal Association traditional use study areas.
- c) *Consultative Areas* – overlaps with the consultative areas for West Moberly First Nations, McLeod Lake Indian Band, Saulteau First Nations, Halfway River First Nation.
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 - iii. Crown Land Parcels
 - iv. First Nation Consultative Areas

- v. Guide Outfitters Areas
- vi. Timber Supply Areas/Blocks
- vii. Trapline

Potential Effects

The potential effects from this proposed project on Doig River First Nation's Treaty 8 Rights recognized and affirmed by Section 35(1) of the *Constitution Act, 1982* are assessed as follows:

- a) Possible effects on aforementioned rights including potential effects on hunting of ungulates, carnivores and trapping of furbearing animals
 - i. –The potential for increased quarrying activities and any resulting hauling of construction aggregates may affect wildlife use and habitat values in the project area.

Nature and Scope of Potential Impacts

The Province of British Columbia recognizes that the proposed project may potentially affect Doig River First Nation's Treaty 8 Rights, recognized and affirmed by Section 35(1) of the *Constitution Act, 1982*. The nature and scope of these potential impacts include:

- Reduction in use and availability of wildlife habitat through the removal of forest cover through motorized and non-motorized activities

Analysis of the potential impacts on First Nations Treaty 8 Rights recognized and affirmed by Section 35(1) of the *Constitution Act, 1982*

Reviewing the potential impacts of the proposed project on aforementioned Treaty Rights requires an initial assessment of the level of impact for each of the potential effects listed, along with an evaluation of how those potential effects may measure out over the proposed project as a whole. Based on consideration of the above information, the Province initially assesses the potential impacts on aforementioned rights to be as follows:

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- b) Overall for the long-term the potential impact would depend on:
 - i. Whether quarrying activities take place or are increased in the project area in response to this map reserve amendment.
 - ii. Information gathered during the investigation phase as to other values within the project area should be considered in relation to the MOTI's long-term interests at this location, including First Nations use and knowledge of this area.

Summary

The Initial Impacts Assessment is based on the above information and indicates that the Province initially assesses the impact to Doig River First Nation's Treaty 8 Rights, recognized and affirmed by Section 35(1) of the *Constitution Act, 1982*, as low. As a result of this assessment the Province proposes consultation occur as per the following:

<i>Application</i>	<i>Applicable Agreement</i>	<i>Level of Consultation</i>
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Map Reserve - Amendment	Crown Land Management Agreement (CLMA)	Basic
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Marc Steynen, July 26, 2012
Senior Advisor, First Nations Relations

Information to Avoid/Minimize Impacts to Environmental Values

Please review the Guideline and Best Management Practice (BMP) documents *that are applicable* to your activity. These documents are available at the below noted weblinks¹. These documents provide suggested practices that when implemented, will assist you in avoiding and/or minimizing impacts to environmental values associated with your proposed activities.

Regional Guideline and BMP documents are available at:

http://www.env.gov.bc.ca/esd/distdata/Peace_Region_Wildlife_Values/Industrial_Sectors/Best_Management_Practices/ and include:

- Aircraft use:
 - Aircraft Operations Wildlife Mitigation report.pdf
 - Aircraft BMP.pdf
- Works adjacent to parks and protected areas:
 - BMPs_Park_adjacency.pdf
- Linear corridor development/maintenance:
 - Bridge, Ditch and Road Maintenance BMPs for the Peace Region.pdf
 - Linear Development BMP's for the Peace Region.pdf

Also, other potentially useful Provincial Guideline and BMP documents are available at: <http://www.env.gov.bc.ca/wld/BMP/bmpintro.html> and include:

- Wildlife Guidelines for Backcountry Tourism/Commercial Recreation
- “Develop with Care” – Best Management Practices for Urban and Rural Land Development in BC
- Best Management Practices for Amphibians and Reptiles in Urban and Rural Environments in BC

Please note that these sites are routinely updated. Prior to commencing work, we recommend that you check the above weblinks to see if relevant Guideline or BMP document(s) have been revised or added.

¹If you prefer to obtain relevant documents in a non-digital format (e.g. surface mail, fax), please contact Graham Suther (250 787-3283, graham.suther@gov.bc.ca) or Jocelyn Campbell (250-787-3451, jocelyn.campbell@gov.bc.ca)

Timing of Activities

To reduce the risk of adverse impacts your activity may have on fish and wildlife species during sensitive life requisite periods (e.g. waterfowl nesting, fish spawning, caribou calving) and to assist you in avoiding contraventions under relevant pieces of provincial and/or federal legislation (e.g. provincial *Wildlife and Water Acts*, federal *Fisheries Act*.), conducting activities within the appropriate least risk window is an important project planning consideration. The above mentioned regional guideline and BMP weblink provides a “Least Risk Windows.pdf” for your reference and planning use.

Works in and around water-courses

Your proposed work in and around water-courses (e.g. wetlands, seasonal or dry creeks, streams, rivers, lakes), dictate that you *must* comply with all applicable federal, provincial and municipal enactments.

One of the most important pieces of legislation regarding the conservation and protection of fish and fish habitat in Canada is the federal *Fisheries Act*. Section 35(1) of the subject act is the main provision concerning fish habitat and states: “*No person shall carry on any work or undertaking that results in the harmful alteration, disruption or destruction [HADD] of fish habitat*”.

To assist complying with Section 35(1) of the *Fisheries Act*, the federal Department of Fisheries and Oceans (DFO) have developed a series of operational statements available at:
http://www-heb.pac.dfo-mpo.gc.ca/decisionsupport/os/operational_statements_e.htm

Note: prior to commencing work, it is your responsibility to determine whether the DFO² must be consulted regarding a potential HADD.

Furthermore, all proposed works in and around a water-course must also adhere to the requirements of the provincial *Water Act*. Information to determine what works require a *Water Act* Notification or application for an Approval is available at:
http://www.env.gov.bc.ca/wsd/water_rights/licence_application/section9/index.html

² DFO Prince George office (250) 561-5366

Rare Plants/Communities

It is advised that you consult the Conservation Data Centre (<http://www.env.gov.bc.ca/cdc/>) for occurrences of rare and endangered plants and/or communities in your area of interest. If activities overlap with a rare or endangered plant occurrence, it is recommended that a qualified professional undertake appropriate field studies, prior to commencement of on-the-ground activities, to confirm their occurrence, abundance and distribution and if necessary develop relevant mitigation plans to avoid/minimize impacts to subject vegetation.

Environmental protection and stewardship is the responsibility of all British Columbians and utilizing the above noted information will support this undertaking.

Overlap with existing tenures

It is advised that you consult Lori Jeffrey at Lori.Jeffrey@gov.bc.ca for a list of, and contact information for, Guide Outfitters and Trap-line tenure holders that might overlap with your area of interest



Response Roll-up Report

FrontCounterBC

Referral Type: Map Reserve
Reference Number: 25148
Legislated Only: No

Referral Number: 60180064
Referral Status: In Summary

Recommendations

Request	Other	
1	0	Approval of project is supported.
0	0	Interests unaffected.
0	0	Approval of project is supported subject to the conditions outlined below. (please explain below)
0	0	Approval of project is not supported for reasons outlined below. (please explain below)

Requests

Organization: Ministry of Forests, Lands and Natural Resource Operations - Peace Forest District

Request Number: 003

Respondent: Elizabeth Hunt

Legislated: No

Closed By:

Referral Level: Optional

Recommendation: Approval of project is supported.

Yes	No	N/A	Question
<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Does this application impact your agency's legislated responsibilities? If yes, how will the proposal impact your legislated responsibility and please identify the relevant legislation (section) and what mitigative measures will be required to address these impacts in the response text box at the bottom of the page.
<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	If the proposal proceeds, will the proponent require approval or a permit from your agency? If yes, please explain in response text box at the bottom of the page.
<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	Will on-going compliance monitoring be required by your agency as a result of your legislated responsibilities? If yes, please explain what will be required in the response text box at the bottom of the page.
<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Will this application affect public use of this area? If yes, please explain in the response text box at the bottom of the page.

Explanation of Response



- 1) Yes; Forest and range tenure administration, harvest authority, road use and access, forest related visual, riparian, and water resource values, and heritage resources. This proposal overlaps Pulpwood Agreement Area 13, although there are no obligations within the project area.
- 2) If any timber is to be harvested, a license to cut will be required. First Nation consultation on the timber removal shall be done at the same time as the consultation for the Investigative Permit. If the Forest Service Road is required for access, a road use agreement or other form of agreement will be required.
- 4) This is a small area so any impacts to public use should be minimized.

Contact

FrontCounterBC

Contact: Wendi Knott
E-mail: Wendi.Knott@gov.bc.ca

Referral

Referral Type: Map Reserve

Referral Number: 60180064

Reference #: 25148

Completed Date: mmm dd, yyyy

Status: Waiting For Response

[Click here to view the Application Area of Interest](#)[\(EXTEND DUE DATES...\)](#)[\(CANCEL REFERRAL...\)](#)[Status](#) [Requests](#) [Response Documents](#) [Processes](#) [Referral Details](#)

Req No	Sent	Name	Due Date	Response Method	Referral Level	Send Summary	Closed	Created From Conflict Report
001	Jul 27, 2012	Agricultural Land Commission - Northern Regions	Aug 26, 2012	Authenticated Web	Optional	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
002	Jul 27, 2012	Forests Lands and Natural Resource Operations - Resource Management - Fish & Wildlife- Fort St. John	Aug 26, 2012	Authenticated Web	Optional	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
003	Jul 27, 2012	Forests Lands and Natural Resource Operations - Peace Forest District - Dawson Creek	Aug 26, 2012	Authenticated Web	Optional	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
004	Jul 27, 2012	Forests Lands and Natural Resource Operations - BCTS Peace Liard - Fort St. John TSA	Aug 26, 2012	Authenticated Web	Optional	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

[\(ADD BY DISTRIBUTION LIST\)](#)[\(ADD REFERRAL AGENCY\)](#)[\(ADD INTERNAL STAFF\)](#)[\(ADD RECIPIENT\)](#)[\(LOAD STATUS REPORT\)](#)[\(ADD UNSOLICITED RESPONSE...\)](#)[\(ADD ADVERTISEMENT RESPONSE...\)](#)[\(BULK UPLOAD\)](#)[\(LOAD SUPPLEMENTAL DATA\)](#)

CONFLICT REPORT(S)

[\(UPLOAD\)](#)[\(Cancel\)](#) [\(Save\)](#)[Top](#)

Referral

Referral Type: Map Reserve

Referral Number: 60180064

Reference Number: 25148

Completed Date: mmm dd, yyyy

Status: Waiting For Response

[Click here to view the Application Area of Interest](#)[\(EXTEND DUE DATES...\)](#)[\(CANCEL REFERRAL...\)](#)[Status](#) [Requests](#) [Response Documents](#) [Processes](#) [Referral Details](#)

Latest Due Date: Aug 26, 2012

RESPONSE STATISTICS

Requested:

	Open	Overdue	Closed	No Response	Total
Mandatory	0	0	0	0	0
Notification	0	0	0	0	0
Optional	4	0	0	0	4
Summary Only	0	0	0	0	0
	4	0	0	0	4

Other:

Unsolicited:	0
Advertisement:	0

RECOMMENDATIONS

Requested	Other	Recommendation
0	0	Approval of project is supported.
0	0	Interests unaffected.
0	0	Approval of project is supported subject to the conditions outlined below. (please explain below)
0	0	Approval of project is not supported for reasons outlined below. (please explain below)

REPORT

[\(RESPONSE ROLL-UP REPORT\)](#)[Cancel](#)[Top](#)

Knott, Wendi M FLNR:EX

From: Wilson, Melanie L FLNR:EX
Sent: Wednesday, August 1, 2012 3:22 PM
To: Knott, Wendi M FLNR:EX
Subject: FW: Province of BC Referral Request on a Proposal for a Map Reserve
Attachments: 2012 Impacts to Environmental Values.pdf

Hi Wendi,

The Ministry of Forests, Lands and Natural Resource Operations has no comment on the above proposed development. For your information, I have attached a document outlining strategies and guidelines to avoid/minimize impacts to environmental values on crown land. Please contact me if you have any further questions.

Cheers,

Melanie Wilson, MSc
Ecosystems Biologist
Ministry of Forests, Lands and Natural Resource Operations
400-10003-110th Avenue
Fort St. John, B.C., V1J 6M7
Phone: 250-787-3508 *NOTE new number***
Fax: 250-787-3490
Email: Melanie.L.Wilson@gov.bc.ca

From: FrontCounterBC@gov.bc.ca [<mailto:FrontCounterBC@gov.bc.ca>]
Sent: Friday, July 27, 2012 1:53 PM
To: Woodford, Gail ENV:EX
Cc: Scheck, Joelle L FLNR:EX
Subject: Province of BC Referral Request on a Proposal for a Map Reserve

Ministry of Forests, Lands and Natural Resource Operations - Resource Management - Fort St. John
Gail Woodford, Joelle Scheck

Map Reserve
Referral Number: 60180064 - 002
Reference Number: 25148
Request Sent: July 27, 2012
Response Due: August 26, 2012

You are invited to comment on the following Crown land application. A response is optional. If no response is received by the deadline, the application and adjudication process will move ahead.

This is an application for a Map Reserve under Section 16 of the Land Act.

Proponent: Ministry of Transportation and Infrastructure

Tenure Type: Map Reserve Amendment

Intended Land Use/background context: This is an application to amend an existing map reserve to include additional area. This will secure additional sources necessary to production of rip-rap and other construction aggregates required for road and highway maintenance, rehabilitation and long-term protection.

BCGS Mapsheet: 093P.061

Legal Description: That part of District Lot 1121, Peace River District, shown highlighted on legal description schedule, containing 27.04 hectares, more or less.

Size (Area) in ha. (approx.): 27.04 hectares

Schedule/Term Of Proposal: Indefinite

For technical issues regarding use of this e-Referral system, please contact the FrontCounter BC Call Centre at 1-877-855-3222.

For any questions regarding this referral request, please contact the Email Coordinator given in this referral.

Please [Click Here](#) to respond to this referral. You must be logged in using your Government IDIR account to view associated information. Note that forwarding or otherwise distributing this email will provide access to the associated information only if the receiver has a corresponding account.

For "how-to" instructions on how to respond to this request, please visit http://gwww.nro.gov.bc.ca/business_areas/fcbc/training/

For technical assistance with e-Referrals, please contact FrontCounter BC at 1-877-855-3222.

For more information regarding this referral, please contact the "Email Coordinator" given within the referral.

Note that it can take an extended period of time to connect to the e-Referrals website, this is normal. Avoid re-clicking the "Next" button or you could extend this connection time.

Please do not reply to this email.

Wendi Knott

FrontCounterBC

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Wendi.Knott@gov.bc.ca

Page 56 to/à Page 57

Withheld pursuant to/removed as

s.16

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PROJECT NO: 25148-96554 LANDS REF NO: 8015097 FORESTS REF NO: _____ MINES REF NO: _____
 APPLICANT: Ministry of Transportation and Infrastructure
 PURPOSE: Map Reserve Amendment
 LOCATION: Highway 97N, 22 km SW of Chetwynd and in the vicinity of Walton Creek
 AREA: 9.2 Ha (add to existing 18.5 Ha)
 BCGS : 93P/12
 LEGAL: Unsurveyed Crown Land within NW and NE 1/4s of DL1121, Peace District

Communications Log : Consultation Stream : Basic

CLATT Group : Doig River First Nation, West Moberly First Nations, Prophet River First Nation, Treaty 8 Coordinating Lands Office

Date	Source	Medium	Overview	Follow up actions or comments
July27, 2012	Marianne Novotny	Letter	Referral package: ○ Application documents for all application packages attached. ○ Initial Impact Review ○ maps (overview and detailed)	
September 26, 2012	Marc Steynen	Meeting	s.13,s.16	
Oct 13, 2012	T8TA	Email	Roads for the Sept 26, 2012 meeting sent out to Treaty 8 FNs.	

Communications Log

Other Treaty 8 First Nations: McLeod Lake Indian Band and Halfway River First Nation

Date	Source	Medium	Overview	Follow up actions or comments
July27, 2012	Marianne Novotny	Letter	Referral package: ○ Application documents for all application packages attached.	

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			<ul style="list-style-type: none"> ○ Initial Impact Review ○ maps (overview and detailed) 	
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Communications Log

Other Treaty 8 First Nations: Sauleau First Nations

Date	Source	Medium	Overview	Follow up actions or comments
July 27, 2012	Marianne Novotny	Letter	Referral package: <ul style="list-style-type: none"> ○ Application documents for all application packages attached. ○ Initial Impact Review ○ maps (overview and detailed) 	
September 6, 2012	s.22	Letter	s.13,s.16	

Table Modification Record

Date:	Modifier name:	What was modification:
May 4, 2012	James Wellstead	Updated information from CLATT
October 26, 2012	Michelle Goodkey	Update record
Oct 29, 2012	Marc Steynen	Completed consultation record

Aboriginal Concerns and Accommodations Tracking Table

First Nation	Consultation Stage	Aboriginal Concerns	Analysis of Potential Impact/ Concern Identified	Potential Accommodation
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PROJECT NO: 25148-96554 LANDS REF NO: 8015097 FORESTS REF NO: _____ MINES REF NO: _____
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Communications Log : Consultation Stream : Basic				
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July27, 2012	Marianne Novotny	Letter	Referral package: <ul style="list-style-type: none"> Application documents for all application packages attached. Initial Impact Review maps (overview and detailed) 	
September 26, 2012	Marc Steynen	Meeting	s.13,s.16	
Oct 13, 2012	T8TA	Email	Roads for the Sept 26, 2012 meeting sent out to Treaty 8 FNs.	

Communications Log				
Other Treaty 8 First Nations: McLeod Lake Indian Band and Halfway River First Nation				
Date	Source	Medium	Overview	Follow up actions or comments
July27, 2012	Marianne Novotny	Letter	Referral package: <ul style="list-style-type: none"> Application documents for all application packages attached. 	

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			<ul style="list-style-type: none"> o Initial Impact Review o maps (overview and detailed) 	
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Communications Log

Other Treaty 8 First Nations: Saulteau First Nations

Date	Source	Medium	Overview	Follow up actions or comments
July 27, 2012	Marianne Novotny	Letter	Referral package: <ul style="list-style-type: none"> o Application documents for all application packages attached. o Initial Impact Review o maps (overview and detailed) 	
September 6, 2012	s.22	Letter	s.13, s.16	

Table Modification Record

Date:	Modifier name:	What was modification:
May 4, 2012	James Wellstead	Updated information from CLATT
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Aboriginal Concerns and Accommodations Tracking Table

First Nation	Consultation Stage	Aboriginal Concerns	Analysis of Potential Impact/ Concern Identified	Potential Accommodation
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s.13,s.16

Analysis of First Nation Consultation

s.13,s.16

Page 63 to/à Page 66

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s.16;s.13

MISCELLANEOUS LAND USE REPORT

PE - LAND MGMNT - PEACE FIELD OFFICE

File:	8015097	Inspected Date:	file review
Reported By:	Wendi Knott	Report Date:	November 21 st , 2012
Phone Number:	250-784-1271	Complexity Level:	2
Applicant:	MINISTRY OF TRANSPORTATION AND INFRASTRUCTURE 213-1011 Fourth Ave Prince George, BC V2L 3H9		

Decision: The application is allowed.

Application Type:	Amendment	LMM Policy:	Reserves, Designations and Notations
Purpose:	Quarrying	Sub-Purpose:	Sand And Gravel
Type:	Reserve/Notation	Sub-Type:	Map Reserve
Commencement Date:	to be determined by PA	Term:	as long as required
Purpose Statement:	Increase map reserve by 8.962 hectares for purpose of quarry.		

BCGS Map Sheet:	93P061 93P061
Air Photo No.:	Ortho map on file
Application Area:	18.08 27.042 Ha.
Recommended Area:	18.08 27.042 Ha.
Location:	Submarine Mountain

Legal Description:	THAT PART OF DISTRICT LOT 1121, PEACE RIVER DISTRICT, SHOWN HIGHLIGHTED ON LEGAL DESCRIPTION SCHEDULE, CONTAINING 27.04 HECTARES, MORE OR LESS.
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<p>Referral Agencies/ Analysis: Initial Impact Assessment - Basic</p> <p>Referral was forward to West Moberly First Nations, Doig River First Nations; Treaty 8 Tribal Association; Prophet River First Nations; McLeod Lake Indian Band, Halfway River First Nation and Saulteau First Nations on July 30th, 2012. As per the Consultation Record completed on October 29th, 2012 First Nations Concerns:</p> <p>s.13,s.16</p>
--

s.13,s.16

Referrals were also forward to Ministry of Forests, Lands and Natural Resource Operations – BCTS Peace Liard, Peace District and Fish & Wildlife Fort St. John and the Agriculture Land Commission-Northern Regions. Comments were received from the Peace District and Fish & Wildlife. These comments will be addressed in the Discussion portion of the Land Use Report.

Clearance and Other Conflicts:

s.18

Site Information:

On Hwy. 97N, approximately 22 km southwest of Chetwynd and 1 km east of Walton Creek.

Rental:

There are no rentals charged for reserve, designation or notation of interest as per section 7.2 of the Reserves, Designations and Notations Land Use Operational Policy.

Discussion/Recommendations:

Discussion:

In recommending the approval of the application to amend the existing Land File to include 8.962 ha's I considered the Consultation Report, the Status Conflicts & Constraints Report, history obtained from the existing Land File Number 80150978 and the Principle Based Decision Making tool. The following is a summary of my considerations.

s.13

s.13,s.16

s.13,s.16

Fish Wildlife Comments

Comments received provided the location of the Best Management Practices in the Peace for Industrial Sectors and the location of other Provincial Guidelines and Best Management Practices as well as sites for works in and around water-courses.

Peace District

Comments received was a reminder that if timber harvesting is required an license to cut is required and if the Forest Service Road is required for access, a road use agreement or other form of agreement is required.

Other Conflicts

s.18

Recommendation

Amend the existing Land File Number 8015097 to include the proposed area of 17.5 ha's subject to the following conditions:

s.13,s.16

Other Information to be included in the Offer Letter:

s.13,s.16

- If works in or around a water-course is necessary additional information is available at:
http://www.env.gov.bc.ca/wsd/water_rights/licence_application/section9

- The federal Department of Fisheries and Oceans have developed a series of operational statements that may be of assistance to you. This information can be obtained at: http://www-heb.pac.dfo-mpo.gc.ca/decisionsupport/os/operational_statements_e.htm
- Any vegetation that is removed may result in the disturbance of nests, eggs and birds. Disturbance of nests, eggs and birds is a contravention under section 34 of the *Wildlife Act*.
- Best Management Practices and information on Least-Risk Timing Windows in the Peace Region are available at the following website and it is suggested by First Nations that these documents be addressed in your Management Plan:

http://www.env.gov.bc.ca/esd/distdata/Peace_Region_Wildlife_Values/Industrial_Sectors/

- Other Provincial Guidelines and Best Management Practices that may be useful can be obtained at: <http://www.env.gov.bc.ca/wld/BMP/bmpintro.html>
- If Walton Creek Forest Service Road is required for access a road use agreement with the Peace District will be required.

First Nations

Send a Notification Letter to all First Nations.

Signature: 

Date: Nov. 21, 2012



Principle Based
Decision Making Tool



Principle Based Decision making

Does not
meet
A

Meets in
some
respects
B

Meets in
all
respects
C

Exceeds
D

Not
applicable
X

Criterion:

CRITERION 1 FISH, PLANT AND ANIMALS	Does not compromise the regional distribution of fish, plant and animals, the sustainability of their populations, or the integrity of their habitats			C		
CRITERION 2 – STEWARDSHIP	Ensures responsible uses and stewardship of natural resources			C		
CRITERION 3 – ENCROACHMENT AND ALIGNMENT	Manages encroachment and optimises alignment with natural site conditions.			C		
CRITERION 4 OFF-SITE IMPACTS	Considers the range and extent of the proposed land use on off site land, air and water resources			C		
CRITERION 5 – “PUBLIC GOOD”	Demonstrates a clear need and purpose for the public “good”			C		
CRITERION 6 – EXISTING PUBLIC INFRASTRUCTURE	Demonstrates the effective use of community resources and existing government infrastructure			C		
CRITERION 7 – PUBLIC ACCESS	Considers the management of public access to Crown lands and the lands beyond.			C		
CRITERION 8 – LOCAL PLANS AND ZONING	Considers approved local and regional plans			C		
CRITERION 9 – PROVINCIAL GOALS AND STRATEGIES	Consistent with provincial economic development goals and strategies			C		
CRITERION 10 – CROWN LAND RESOURCES	Demonstrates the efficient use of Crown land resources			C		
CRITERION 11 – MARKET NEUTRALITY	Produces market neutral and “best use” outcomes			C		
CRITERION 12 – PUBLIC BENEFIT	Provides economic benefits for the public			C		

Page 72 to/à Page 73

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s.13

Page 74 to/à Page 79

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s.16;s.13



Date: December 7, 2012
File: 8015097
Reserve No.: R098017

Ministry of Transportation and Infrastructure
Geotech and Materials - Northern Region
213, 1011 - 4th Avenue
Prince George, BC V2L 3H9

Attention: Satish Prasad

Dear Mr. Prasad:

NOTICE OF CANCELLATION OF SECTION 16 MAP RESERVE

Re: That part of District Lot 1121, Peace River District, containing 18.08 hectares, more or less.

AUTHORITY: The undersigned has been charged with the administration of Section 16 of the Land Act; and

DECISION: The undersigned considers it advisable in the public interest to cancel a Section 16 Map Reserve over the area identified on the attached map; then

AGENCY AND EFFECTIVE PERIOD: The existing Section 16 Map Reserve No. R09801 established September 4, 2009 for Quarry purposes and shown on the attached map is hereby cancelled effective December 7, 2012. Section 17 Map Reserve No. R128017 has been issued to replace this tenure.

Dave VanDolah, Director of Authorizations
Ministry of Forests, Lands and Natural Resource Operations

December 7, 2012
Date

/sdc
Attachments

cc: Ministry of Transportation & Infrastructure, 1201-103rd Avenue, Dawson Creek, BC V1G 4J2
Attn: Dean Daniel- via email Dean.Daniel@gov.bc.ca

SECTION 16 MAP RESERVE NO. R098017- QUARRY PURPOSES

File No. 8015097





✓ Date: December 7, 2012
File: 8015097
Reserve No.: R128017

Ministry of Transportation and Infrastructure
Geotech and Materials - Northern Region
213, 1011 - 4th Avenue
Prince George, BC V2L 3H9

Attention: Satish Prasad

Dear Mr. Prasad:

NOTICE OF ESTABLISHMENT OF SECTION 17 MAP RESERVE

Re: That part of District Lot 1121, Peace River District, containing 27.04 hectares, more or less.

AUTHORITY: The undersigned has been charged with the administration of Section 17 of the Land Act; and

DECISION: The undersigned considers it advisable in the public interest to establish a Designated Use Reserve over the area identified on the attached map; then


REVISED LEGAL DESCRIPTION The area has been increased from your previous Section 16 Reserve over this site. The additional area is shown in green crosshatch on the attached map. The legal description, shown outlined in red, is: that part of District Lot 1121, Peace River District, containing 27.04 hectares, more or less.

AGENCY AND EFFECTIVE PERIOD: Except for a land use compatible with quarrying land for MOTI projects, the Crown land area outlined on the attached map is hereby established as a Map Reserve on behalf of the Ministry of Transportation and Infrastructure for so long as required, effective December 7, 2012. This Section 17 Map Reserve No. R128017 is issued to replace the cancelled Section 16 Map Reserve No. R098017.

PRIOR RIGHTS: All prior rights must be respected and acknowledged:
(i) all subsisting dispositions and subsisting grants to or rights of any person made or acquired under the *Coal Act*, *Forest Act*, *Mineral Tenure Act*, *Petroleum and Natural Gas Act*, *Range Act*, *Wildlife Act* or *Water Act*, or any extension or renewal of the same, whether or not you have actual notice of them;
(ii) prior dispositions under the *Land Act*; and
(iii) the exceptions and reservations of interests, rights, privileges and titles referred to in section 50 of the *Land Act*.

Any compatible use will be referred to your agency during our adjudication process.

Additional Information: See Schedule A


Dave VanDolah, Director of Authorizations
Ministry of Forests, Lands and Natural Resource Operations
/sdc

December 7, 2012
Date

Attachments

cc: Ministry of Transportation & Infrastructure 1201-103rd Avenue Dawson Creek BC V1G 4J2
Attn: Dean Daniel- via email Dean.Daniel@gov.bc.ca

SCHEDULE A

SECTION 17 MAP RESERVE NO. R128017

File No. 8015097

- Consult with First Nations prior to site disturbance.
- As per the accommodation resulting from the Provincial Consultation Process an Archaeology Impact Assessment is required prior to site disturbance. This will also satisfy the results of the Remote Access Archaeology Data which indicate that the area has a high potential for archaeology sites.
- During the Provincial Consultation Process concerns were raised regarding the potential impact to the land, water and wildlife. These concerns were not addressed at the time of the consultation for the amendment to the map reserve due to the requirement to consult with First Nations prior to surface disturbance.
- Saulteau First Nations requested that a Treaty 8 Environmental monitor be on site during site disturbance.
- If works in or around a water-course is necessary additional information is available at: http://www.env.gov.bc.ca/wsd/water_rights/licence_application/section9
- The federal Department of Fisheries and Oceans have developed a series of operational statements that may be of assistance to you. This information can be obtained at: http://www-heb.pac.dfo-mpo.gc.ca/decisionsupport/os/operational_statements_e.htm
- Any vegetation that is removed may result in the disturbance of nests, eggs and birds. Disturbance of nests, eggs and birds is a contravention under section 34 of the *Wildlife Act*.
- Best Management Practices and information on Least-Risk Timing Windows in the Peace Region are available at the following website and it is suggested by First Nations that these documents be addressed in your Management Plan:
http://www.env.gov.bc.ca/esd/distdata/Peace_Region_Wildlife_Values/Industrial_Sectors/
- Other Provincial Guidelines and Best Management Practices that may be useful can be obtained at: <http://www.env.gov.bc.ca/wld/BMP/bmpintro.html>
- If Walton Creek Forest Service Road is required for access a road use agreement with the Peace District will be required.