

MINISTRY OF FORESTS, LANDS AND NATURAL RESOURCE OPERATIONS

~ SECTION 11 NOTIFICATION ~

CHECKLIST

File Number: 1004334 **Tracking Number:** 100260947 **Date Received:** August 27, 2018

Assigned To: Kevin Telfer **Date:** August 28, 2018

Nanwakolas Decision: ☐ Yes ☒ No **Level / Comments:** _____

Notification Clerk:

- ☒ Check Application is Complete & Date Stamped: August 27, 2018
- ☐ Applied in Past (Previous Applications for Same Works/Location): _____
- ☒ Enter Application in Tracking Spreadsheet
- ☐ Enter in CRMS & Create File
- ☐ Reports or Plans Attached
- ☐ Check iMAP Map Attached ☐ Yes ☐ No Other/Notes: _____
- ☒ Sent Email to Applicant Acknowledging Receipt of Application Date: August 28, 2018
- ☐ Sent Acknowledgement Email to Applicant with Requests Date: _____
- ☐ Received Requested Information from Applicant Date: _____
- ☒ Sent File to Ecosystems/Habitat Officer for 10 Working Days Review Date: August 28, 2018

- PENDING: Date: _____
- ☐ Habitat Officer sent Email To Applicant Requesting Info. Date: _____
- ☐ Habitat Officer received Information from Applicant. Date: _____

- ☐ Application is an Approval – Sent to FCBC/WSD- Notified Applicant Date: _____
- ☒ Sent Confirmation/Acceptance Email to Applicant. Date: August 28, 2018
- ☒ Close Referral/Complete Tracking Sheet Date: August 28, 2018
- ☒ Update “Final Submission Review Date” in ATS (Accepted date vFCBC) Date: August 28, 2018

Information & Comments

Date	

Ecosystems/Habitat Officer: **Review & Comments Due Date:** September 12, 2018

- ☐ Reviewed & No Concerns / Applicant May Proceed
- ☒ Reviewed & Proceed with Conditions (See Comments)
- ☐ Hold / Send Email to Applicant Requesting Information (See Comments)
- ☐ No Further Requirements, Applicant May Proceed

Habitat Officer's Comments: (Including comments/conditions for applicant)

Date	
August 28, 2018	-ensure measures are in place to prevent the release of sediment into the natural environment --in the event fish, or native amphibians are encountered during work, cease operations, and submit a mitigation plan to Habitat Officer



Change Approval and Notification (Changes In and About a Stream)

Tracking Number: 100260947

Applicant Information

If approved, will the authorization be issued to an Individual or Company/Organization? Company/Organization
What is your relationship to the company/organization? Agent

APPLICANT COMPANY/ORGANIZATION CONTACT INFORMATION

Applicant is an Individual or an Organization to whom this authorization Permit / Tenure / Licence will be issued, if approved.

Name: Draycor Construction Ltd
Doing Business As:
Phone: 250-743-9077
Fax:
Email: info@draycor.ca
BC Incorporation Number:
Extra Provincial Inc. No:
Society Number:
GST Registration Number:
Contact Name: Kent Sheldrake
Mailing Address: 774 martin Road
victoria BC v8x4l3

AGENT INFORMATION

Please enter the contact information of the Individual/Organization who is acting on behalf of the applicant.

Name: Roy Thomas
Phone: 250-888-4864
Daytime Phone:
Fax:
Email: cascadiabiological@shaw.ca
Mailing Address: Cascadia Biological
PO BOX 27034 772 goldstream ave
Langford BC V9B 5S4

Letter(s) Attached: Yes (Authorization Letter.pdf)

ELIGIBILITY

Please answer the following questions related to your Change Approval/Notification.

Question	Answer	Warning
Is this application to support oil and gas activity that is being authorized by the Oil and Gas Commission?	No	

TECHNICAL INFORMATION

GOVERNMENT AND FIRST NATION FEE EXEMPTION REQUEST

Do you belong to, are you applying on behalf of, or are you:

- A provincial government ministry
- The Government of Canada
- A First Nation for water use on reserve land
- A person applying to use water on Treaty Lands
- A Nisga'a citizen
- An entity applying to use water from the Nisga'a Water Reservation?

No

APPLICATION BY GOVERNMENT

Please indicate if you are someone who works in the government OR you are working on behalf of the government.

Are you, or are you applying on behalf of, a government entity? No

TYPE OF WORKS

Please select the type of Notifications/Approvals you want to apply for as part of this application.

Please select the type of works to be undertaken:

Notification

- ☐ Road Crossing Culvert - Construction / Maintenance / Removal
- ☐ Clear Span Bridge - Construction / Maintenance / Removal
- ☐ Pipeline Crossing – Construction / Maintenance
- ☐ Dry Hydrant – Construction / Maintenance
- ☐ Pier, Wharf, (including docks) – Construction / Maintenance / Removal
- ☐ Cutting of annual vegetation in a stream channel
- ☐ Dike or Erosion Protection Works - Repair / Maintenance
- ☒ Storm Sewer Outfalls – Construction / Maintenance
- ☐ Control of Eurasian Watermilfoil or other invasive aquatic vegetation
- ☐ Ice Bridge / Winter Ford or Snowfill - Construction / Maintenance
- ☐ Maintenance of minor and routine nature by a public utility
- ☐ Removal of a beaver dam (as authorized under the Wildlife Act)
- ☐ Construction of a temporary ford
- ☐ Construction of a temporary diversion around a worksite

Approval:

- ☐ Bank Erosion Protection
- ☐ Bridge (other than clear span) - Construction / Maintenance / Removal
- ☐ Stream Diversion
- ☐ Large Debris Removal by machine - Plan required
- ☐ Gravel removal
- ☐ Other

Please note that the ultimate decision whether this constitutes a Notification or a Change Approval lies with the Province of British Columbia

SITES

Click on the Add Sites button to add one or more sites.

SITE

Location ID: Latoria Road City of Langford

STREAM

Name of the Stream: Unnamed stormwater discharge
Source Flows Into: Pritchard Creek

PROPOSED WORKS

Detailed Description of Works:

The purpose of this application is to apply for an extension of a stormwater tight pipe and stormwater outfall. The stormwater extension and outfall is as a result of the second phase of this development. The stormwater from Wendy Pond (man made for subdivision upstream of this location) is to be tight piped and released into a rip rap structure prior to entry into a 1st order tributary. There are no fisheries and/or amphibian values at this location. An

Footprint of Project:

R.P. Bio. will monitor all of the works until green up is established.
120 m2

PROPOSED TIMING FOR WORKS

Start Date: Sep 1, 2018
End Date: Sep 30, 2018
Is the proposed timing within the approved regional timing window? Yes

LOCATION OF WORKS

Provide a legal description of the land(s) where works are proposed: 018281192
Geographic Coords of Works: 48.4131000, -123.5161000
Photo of Works Location: Latoria Road City of Langford - area to be tight piped. Note man made with ground water seepage

LAND OWNERSHIP AT THE WORKS

Land Ownership:

- ☒ Applicant owns land
- ☐ Land is Crown Land but applicant has tenure
- ☐ Land is Crown Land but tenured to Ministry of Transportation
- ☐ A third Party owns the land but the applicant has lease or tenure
- ☐ A third Party owns the land but applicant has written consent
- ☐ Land is Crown Land but the applicant does not have a tenure

CONTACTS

If you are not carrying out the work, indicate contractor/company's name, professional affiliation, mailing address, postal code and telephone numbers. If a different company is designing and supervising the work, please include this information as well

Contact Info

Name: Thomas roy
Phone: 250-888-4864
Daytime Phone:
Fax:
Email: cascadiabiological@shaw.ca
Mailing Address: 772 goldstream Avenue
po box 27034
victoria BC v9b5s4
1089

Type of Contact

Design and Supervision

Contact Info

Name: Islander Engineering
Doing Business As:
Phone: 250-590-1200
Fax:
Email:
BC Inc. Number:
GST Registration Number:
Contact Name: Mike Achtem
Mailing Address: 480-C Garbally Road
Victoria BC v8t2j9
Cert:

Type of Contact

Design and Supervision

LOCATION INFORMATION

LAND DETAILS

DRAWINGS

A Drawing to Scale is required that meets the Application Drawing Standards. Choose one of the options below to submit the required map/drawing.

Additionally, it is recommended that you provide a topographical map showing the general location of the property where the water is proposed to be used and the works constructed in relation to nearby communities, highways, railways and other water sources.

(this additional map will not be necessary if your Drawing to Scale is provided using the Geomark Service or a spatial file such as .KML or .KMZ)

☒ I have created my map(s) using my own Geographic Information System (GIS)

SPATIAL FILES

Do you have a spatial file from your GIS system? You can upload it here.

NOTE: If uploading a .shp, please ensure that it is a polygon that has been projected in BC Albers in NAD83 format.

Description	Filename
overview of site	Overview of site.kmz

ATTACHED DOCUMENTS

Document Type	Description	Filename
Engineering Drawings	Overview of site	Concept - 734 Latoria_Drain...

PRIVACY DECLARATION

PRIVACY NOTE FOR THE COLLECTION, USE AND DISCLOSURE OF PERSONAL INFORMATION

Personal information is collected by FrontCounter BC under the legal authority of section 26 (c) and 27 (1)(a)(i) of the Freedom of Information and Protection of Privacy Act (the Act).

The collection, use, and disclosure of personal information is subject to the provisions of the Act. The personal information collected by FrontCounter BC will be used to process your inquiry or application(s). It may also be shared when strictly necessary with partner agencies that are also subject to the provisions of the Act. The personal information supplied in the application package may be used for referrals or notifications as required. Personal information may be used by FrontCounter BC for survey purposes. For more information regarding the collection, use, and/or disclosure of your personal information by FrontCounter BC, please contact FrontCounter BC at 1-877-855-3222 or at:

FrontCounter BC Program Director

FrontCounter BC, Provincial Operation

441 Columbia Street

Kamloops, BC V2C 2T3

☒ Check here to indicate that you have read and agree to the privacy declaration stated above.

REFERRAL INFORMATION

Some applications may also be passed on to other agencies, ministries or other affected parties for referral or consultation purposes. A referral or notification is necessary when the approval of your application might affect someone else's rights or resources or those of the citizens of BC. An example of someone who could receive your application for referral purposes is a habitat officer who looks after the fish and wildlife in the area of your application. This does not apply to all applications and is done only when required.

Please enter contact information below for the person who would best answer questions about your application that may arise from anyone who received a referral or notification.

Company / Organization:

Draycor Construction Ltd

Contact Name:

Kent Sheldrake

Contact Address:

774 martin Road
victoria BC v8x4l3

Contact Phone:

250-743-9077

Contact Email:

info@draycor.ca

☒ I hereby consent to the disclosure of the information contained in this application to other agencies, government ministries or other affected parties for referral or First Nation consultation purposes.

IMPORTANT NOTICES

Please review the "Important Notices" below and then check the declaration at the bottom confirming that everything in this application is complete and accurate.

- I understand that the submission of this application does not provide authority under the Water Sustainability Act to construct works in and about a stream. I also understand that my application must first be investigated and a decision made on the application as to whether an approval may be granted and, as part of that review, additional information may be requested of me.
- The application may be subject to further requirements under the federal Fisheries Act. Please refer to Fisheries and Oceans Canada Projects Near Water webpage (<http://www.dfo-mpo.gc.ca/pnw-ppe/index-eng.html>) for information on how to ensure your project complies with the Fisheries Act.

DECLARATION

☒ By submitting this application form, I, declare that the information contained on this form is complete and accurate.

PROJECT INFORMATION

Is this application for an activity or project which requires more than one natural resource authorization from the Province of BC? No

APPLICANT SIGNATURE

Applicant Signature

Date

OFFICE USE ONLY

Office Nanaimo	File Number	Project Number
	Disposition ID	Client Number

Aug 2, 2018

Government of British Columbia

2975 Jutland Road

Victoria, BC V8T 5J9

Attention: Ministry of Environment and Climate Change

Dear Sir:

Description of Land

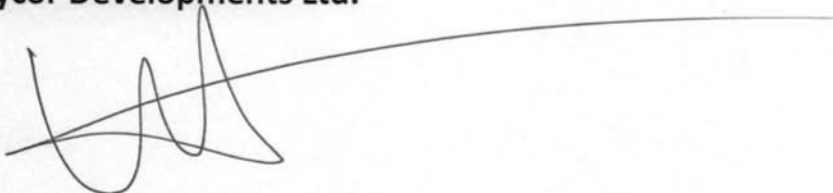
PID 018-281-192

Lot 1, Sections 70 and 71, Metchosin District, Plan VIP56431 except Plan EPP63057

Please accept this letter as authorization for Thomas Roy of Cascadia Biological Services to act as our agent with the Ministry of Environment and Climate Change with relation to the Section 11 application on the above property.

Yours Truly

Draycor Developments Ltd.

A handwritten signature in black ink, appearing to be 'Kent Sheldrake', written over a horizontal line.

Kent Sheldrake

Persident

Doru, Laura FLNR:EX

From: Roden, Jacqueline FLNR:EX
Sent: Tuesday, August 28, 2018 11:29 AM
To: Telfer, Kevin FLNR:EX
Subject: Assignment of Notification ~ 1004334 - Unn Str into Pritchard Cr

Importance: High

Hi Kevin,

The following Notification has been assigned to you, please ensure you save all documents or correspondence to the below folder:

S:\Water Act Sections 8 & 9\Notifications (76945)\Files_76945-20\1004334_Draycor Const Ltd_100260947

E-licensing Link:

<https://j200.gov.bc.ca/int/wsd/Default.aspx?PossePresentation=Default&PosseObjectId=105819535>

Due Date: September 12, 2018 (**Start Date: September 1, 2018**)

Please contact me if you have any questions.

Thanks,



Jacqueline Roden

Administrative Assistant

Phone (250) 751-7352

**Forests, Lands, Natural Resource Operations
and Rural Development**

Doru, Laura FLNR:EX

From: Telfer, Kevin FLNR:EX
Sent: Thursday, March 14, 2019 4:39 PM
To: info@draycor.ca
Cc: CASCADIA BIOLOGICAL; Roden, Jacqueline FLNR:EX; Cragg, Jenna FLNR:EX
Subject: Change Approval and Notification (Changes In and Tracking Number: 100260947 Latoria Road City of Langford

Attention: Kent Sheldrake

Dear Mr. Sheldrake

It has been brought to my attention that there may have been some issues with the aquatic inventory information submitted in support of Section 11 submission number 100260947.

I would greatly appreciate if you were to cease work on this authorization, and have your Biological consultant get back to me regarding this file.

I will be back in the office early next week.

Kevin Telfer R.P.Bio., R.P.F.

Ecosystem Biologist/Habitat Officer
BC Ministry of Forests, Lands, Natural Resource Operations, and Rural Development
2080A-Labieux Road, Nanaimo, B.C. V9T 6J9 tel. (250) 751-3222 cel.(250) 668-8442
Kevin.telfer@gov.bc.ca

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Doru, Laura FLNR:EX

From: Roden, Jacqueline FLNR:EX
Sent: Thursday, October 4, 2018 11:54 AM
To: s.22
Subject: FW: Questions to better understand the Water Sustainability Act Approval process - NOTIFICATION 100260947 - 1004334

Hello s.22

Kevin Telfer has managed to respond to your questions in the email stream below.

Jacqueline Roden

Administrative Assistant
Phone (250) 751-7352
**Forest Lands, Natural Resource Operations
and Rural Development**

From: Telfer, Kevin FLNR:EX
Sent: Thursday, October 4, 2018 9:13 AM
To: Roden, Jacqueline FLNR:EX
Subject: RE: Questions to better understand the Water Sustainability Act Approval process - NOTIFICATION 100260947 - 1004334

Jaqueline

Brief responses in red below in body of s.22 ; note, if s.22 needs information pertaining directly to the file s.22 can file an FOIPA request.

If s.22 wants general information about how to file a Sec 11 Change authorization she can contact FrontCounter BC:
<http://www.frontcounterbc.gov.bc.ca/> 250 751-7220

Kevin L. Telfer R.P.Bio., R.P.F.

Ecosystem Biologist/Habitat Officer
Forests, Lands, Natural Resource Operations, and Rural Development
2080A-Labieux Road, Nanaimo, B.C. V9T 6J9
tel. (250) 751-3222 cel.(250) 668-8442
<mailto:Kevin.Telfer@gov.bc.ca>

From: Roden, Jacqueline FLNR:EX
Sent: Tuesday, October 2, 2018 2:42 PM
To: Telfer, Kevin FLNR:EX
Subject: FW: Questions to better understand the Water Sustainability Act Approval process - NOTIFICATION 100260947 - 1004334

Hi Kevin,

I am not sure who is asking, but there are a few questions about this notification that were sent into FCBC. Please let me know if you are able to respond to them.

Thanks,

From: West Coast Land Referrals FLNR:EX
Sent: Tuesday, October 2, 2018 2:19 PM
To: Roden, Jacqueline FLNR:EX
Subject: FW: Questions to better understand the Water Sustainability Act Approval process - NOTIFICATION 100260947

Please respond to client

From: s.22
Sent: Monday, October 1, 2018 8:26 PM
To: FrontCounter BC FLNR:EX
Subject: Questions to better understand the Water Sustainability Act Approval process

Hello Front Counter,

Apologies sending you an email rather than actually coming to the counter, however you don't have an office in Victoria.

I'm hoping you can help me understand how Section 9 and Section 11 of the Water Sustainability Act work. My questions are in specific reference to the following file

- Approval Type - N-CIAS
- Approval File Number is 1004334
- FCBC Tracking Number is 100260947
- Approval Start Date 28 August 2018
- Approval Expiry Date 30 September 2018

The questions I have are:

Q1) Who is a riparian owner? Does this include the owners of 3599 Desmond Drive and 3595 Desmond Drive as the water course related to Approval File Number 100260947, namely Lookout Brook, continues to run into and out of their properties? **Potentially, yes**

If yes, would the applicant have been responsible to consult with these Riparian Owners? **No, only if** told to by Habitat Officer

Q2) Is work allowed to happen prior to an Approval Date? No

Significant work was done to manage stormwater on a portion of land north of 734 Latoria Road (the addresses of the new properties are 1015, 1019, 1020, 1027, and 1028 Deltana with 1024 Deltana being build directly on top of what previously was Lookout Brook).

A developer working with the current landowner of 734 Latoria Road plans to continue to culvert and divert Lookout Brook (see drawing below showing diversion in green). I see no prior Water Sustainability Act Approval and the effective date of Approval #1004334 is August 2018 and a September 30, 2018 Expiration Date. Significant alterations to Lookout Brook were made in 2017 and 2018 including culverting and roadway paving.

Q3) What is the process to renew a Water Sustainability Act Approval? Is it an extensive application or application through an electronic application system.

Change AUTHORIZATIONS & Change APPROVALS are different. Both are online submissions, with the latter being more rigorous, & requiring engineered drawings

Q4) If an obvious contravention is identified, is there a way to flag the system to ensure other Water Sustainability Act Section 11 applications are not automatically approved? Identified by whom?

Contraventions may be reported via the NRO tip line: <https://www.for.gov.bc.ca/hen/nrv/report.htm>

Sec 11 submissions for change authorizations are, by definition pre-authorized under the WSA regulation, and may go ahead 49 days after submission.

Q5) Is the applicant required to provide any supporting documentation as part of the application - such as a Riparian Areas Assessment?

Yes, location maps, design & description of work are required for a change authorization, and Engineered drawings for Change Approvals. No, a Riparian Area Assessment is not required *per se*, because that is a local gov't bylaw requirement for zoning/development permit, and has no bearing on in-stream work governed by the WSA

For more information regarding the Water Sustainability Act, and work in and around streams please refer to: <https://www2.gov.bc.ca/gov/content/environment/air-land-water/water/water-licensing-rights/working-around-water>

Thank you in advance for answering my questions!

s.22

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Doru, Laura FLNR:EX

From: Telfer, Kevin FLNR:EX
Sent: Tuesday, August 28, 2018 12:22 PM
To: Roden, Jacqueline FLNR:EX
Cc: CASCADIA BIOLOGICAL
Subject: RE: Assignment of Notification ~ 1004334 - Unn Str into Pritchard Cr

Hello Jacqueline

My comments back to the proponent are:

- ensure measures are in place to prevent the release of sediment into the natural environment
- in the event fish, or native amphibians are encountered during work, cease operations, and submit a mitigation plan to Habitat Officer

Kevin L. Telfer R.P.Bio., R.P.F.

Ecosystem Biologist/Habitat Officer
Forests, Lands, Natural Resource Operations, and Rural Development
2080A-Labieux Road, Nanaimo, B.C. V9T 6J9
tel. (250) 751-3222 cel.(250) 668-8442
<mailto:Kevin.Telfer@gov.bc.ca>

From: Roden, Jacqueline FLNR:EX
Sent: Tuesday, August 28, 2018 11:29 AM
To: Telfer, Kevin FLNR:EX
Subject: Assignment of Notification ~ 1004334 - Unn Str into Pritchard Cr
Importance: High

Hi Kevin,

The following Notification has been assigned to you, please ensure you save all documents or correspondence to the below folder:

S:\Water Act Sections 8 & 9\Notifications (76945)\Files_76945-20\1004334_Draycor Const Ltd_100260947

E-licensing Link:

<https://j200.gov.bc.ca/int/wsd/Default.aspx?PossePresentation=Default&PosseObjectId=105819535>

Due Date: September 12, 2018 (**Start Date: September 1, 2018**)

Please contact me if you have any questions.

Thanks,



Jacqueline Roden

Administrative Assistant

Phone (250) 751-7352

Forests, Lands, Natural Resource Operations
and Rural Development

Doru, Laura FLNR:EX

From: Roden, Jacqueline FLNR:EX
Sent: Tuesday, October 23, 2018 9:58 AM
To: Telfer, Kevin FLNR:EX
Subject: RE: FW Informal FOI: FNR-2018-86434 Narrowing and Reframing Response from Applicant

Follow Up Flag: Follow up
Flag Status: Completed

I Called Dan to confirm that we did have records and they can determine if there will be a formal FOI request.

Thanks,



Jacqueline Roden

Administrative Assistant

Phone (250) 751-7352

Forests, Lands, Natural Resource Operations
and Rural Development

From: Telfer, Kevin FLNR:EX
Sent: Tuesday, October 23, 2018 9:56 AM
To: Bailey, Annette FLNR:EX; Tetarenko, Diane FLNR:EX; Roden, Jacqueline FLNR:EX; Slater, Darryl FLNR:EX
Cc: Bullard, Dan FLNR:EX; Appleton, Andrew FLNR:EX
Subject: RE: FW Informal FOI: FNR-2018-86434 Narrowing and Reframing Response from Applicant

Hello all

Going back to the email at the bottom, information regarding a RAR report, would be with Andrew Appleton (cc'd above, otherwise anything I'd have would be on the Notification file, and Jacqueline would be able to dredge it up.

Kevin L. Telfer R.P.Bio., R.P.F.

Ecosystem Biologist/Habitat Officer
Forests, Lands, Natural Resource Operations, and Rural Development
2080A-Labieux Road, Nanaimo, B.C. V9T 6J9
tel. (250) 751-3222 cel.(250) 668-8442
<mailto:Kevin.Telfer@gov.bc.ca>

From: Bailey, Annette FLNR:EX
Sent: Tuesday, October 23, 2018 9:33 AM

To: Tetarenko, Diane FLNR:EX; Roden, Jacqueline FLNR:EX; Slater, Darryl FLNR:EX
Cc: Bullard, Dan FLNR:EX; Telfer, Kevin FLNR:EX
Subject: RE: FW Informal FOI: FNR-2018-86434 Narrowing and Reframing Response from Applicant

Hi

Looks like the water notification was assigned to Kevin Telfer. I have cc'd him.

Thanks
Annette

From: Tetarenko, Diane FLNR:EX
Sent: Tuesday, October 23, 2018 7:27 AM
To: Roden, Jacqueline FLNR:EX; Bailey, Annette FLNR:EX; Slater, Darryl FLNR:EX
Cc: Bullard, Dan FLNR:EX
Subject: FW: FW Informal FOI: FNR-2018-86434 Narrowing and Reframing Response from Applicant

Good morning

Pls see the request below – the application tracking number relates to a Notification in Langford – can you pls follow up with Dan. Darryl I am unsure if there was any water licencing as well related to this inquiry

Thanks

From: Bullard, Dan FLNR:EX
Sent: Monday, October 22, 2018 9:50 AM
To: Front Counter BC Surrey FLNR:EX
Cc: FLNR FOI FLNR:EX
Subject: FNR-2018-86434 Narrowing and Reframing Response from Applicant

Good morning,

The FOI office has received the following request for information. It is not a formal FOI request but they wish to know if FLNRO holds any records related to the request below. Do you have any records pertaining to this?

Thanks in advance,
Dan

-
- However the request doesn't appear to be related specifically to this report, and should be read as:
 - *Copies of any documents, reports, emails or records related to the Riparian Areas Regulation, Dam Safety Regulation, and Water Sustainability Act and the following properties / water courses:*
 - 734 Latoria Road, PID 018281192, VIP56431 or any portion of this property
 - Desmond South Park, VIP67850
 - Bilston Creek and
 - Lookout Brook

The applicant wants:

1. To confirm that no application was made or license provided that pertain to recent culverting of Lookout Brook on the north end of 734 Latoria Road, now known as 1015 - 1028 Deltana Avenue.
2. A copy of any Riparian Assessments provided to the province related 734 Latoria Road.
3. Information pertaining to Water Sustainability Act Approval type N-CIAS and the Approval File Number is 1004334. The FCBC Tracking Number is 100260947.

I would also like to receive information pertaining to Water Sustainability Act Approval type N-CIAS and the Approval File Number is 1004334. The FCBC Tracking Number is 100260947.

I have searched through the tool website you have provided and find no licenses that pertain to recent culverting of Lookout Brook on the north end of 734 Latoria Road, now known as 1015 - 1028 Deltana Avenue. I wish for record so that I might confirm that no application and license was provided. I find an absence of such a license on the site, but would like that confirmed.

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Additionally as this area is confirmed Riparian (as per map below and map attached). I am looking for a copy of any Riparian Assessments provided to the province related 734 Latoria Road.

Copyright



Dan Bullard

FOI Coordinator

Deputy Minister's Office

Phone: 778-974-4670

Forests, Lands, Natural Resource Operations and Rural Development

Doru, Laura FLNR:EX

From: CASCADIA BIOLOGICAL <cascadiabiological@shaw.ca>
Sent: Tuesday, August 28, 2018 11:51 AM
To: Roden, Jacqueline FLNR:EX
Subject: Re: Section 11 Notification - 1004334 - Unn str into Pritchard Cr

Follow Up Flag: Follow up
Flag Status: Flagged

All work will be completed by September 15th 2018

From: "Jacqueline FLNR Roden"
To: "info@draycor.ca" , "Thomas Roy"
Sent: Tuesday, August 28, 2018 11:00:58 AM
Subject: Section 11 Notification - 1004334 - Unn str into Pritchard Cr

File: 1004334

Tracking Number: 100260947

Ministry of Forests, Lands and Natural Resource Operations has received your *Water Sustainability Act* Section 11 Notification. Please quote the above file number, if you have any questions.

We have noted that you propose carrying out a project during a time period not normally authorized for in-stream works. The Ministry expects applicants to complete in-stream projects within the general “work window” (June 15th to September 15th), in order to minimize the risk of damage to fish and fish habitat or to downstream water users. For projects proposed to occur outside the work window, a technical rationale prepared by a qualified professional should be submitted that addresses these concerns. The rationale should include a detailed Sediment and Erosion Control Plan which will identify contingency measures and emergency procedures.

It is the applicant's responsibility to ensure that all sections of the notification form are complete, as processing of this notification will not commence until we have a complete application. We remind you that by signing the notification, ***you are accepting the legal responsibility for this work.***

The Habitat Officer will usually confirm acceptance of the application or ask for clarification of details of the project within 10 working days. Once the Habitat Officer has completed the review, you will receive a response that may include further conditions and or information. If after 45 days you have not received a response from the Habitat Officer, you may proceed with the work, subject to the following:

- West Coast Region *Terms and Conditions of the Habitat Officer (please see the attached pdf)*
- *User's Guide to Working In and Around Water*

http://www.env.gov.bc.ca/wsd/water_rights/licence_application/section9/index.html

We recommend that you also review the following information:

- *Best Management Practices (BMP's) Instream Works*

<http://www.env.gov.bc.ca/wld/instreamworks/index.htm#>

If you plan to remove/salvage fish, you will require a Fish Salvage Permit before work can proceed. Please contact FrontCounter BC at 1 877-855-3222 or go to

http://www.env.gov.bc.ca/pasb/applications/process/scientific_fish_collect.html#new for application forms and information. Please provide our office with a copy of your approved permit.

Thank you,

Jacqueline Roden

Administrative Assistant

Phone (250) 751-7352

**Forest Lands, Natural Resource Operations
and Rural Development**

From: Roden, Jacqueline FLNR:EX
Sent: Tuesday, August 28, 2018 1:56 PM
To: 'info@draycor.ca'; 'cascadiabiological@shaw.ca'
Subject: Response to Section 11 Notification - 1004334 - Unn str into Pritchard Cr

Habitat Officer Kevin Telfer has reviewed your application and you may proceed with your proposed changes with the following conditions:

- ensure measures are in place to prevent the release of sediment into the natural environment; and
- in the event fish, or native amphibians are encountered during work, cease operations, and submit a mitigation plan to Habitat Officer.

Notifications received by this office will be used to plan and carry out on-site inspections and monitoring during and after the works are completed.

This email provides direction under Section 11 of the Water Sustainability Act only, and does not constitute permission or consent under any other Act or Authority. It is your responsibility to consult with Fisheries and Oceans Canada (DFO) and the local government (municipality or regional district) to determine if there are any additional requirements for your proposed works.

Thank you,

Jacqueline Roden

Administrative Assistant

Phone (250) 751-7352

**Forest Lands, Natural Resource Operations
and Rural Development**

From: Roden, Jacqueline FLNR:EX
Sent: Tuesday, August 28, 2018 11:01 AM
To: 'info@draycor.ca'; cascadiabiological@shaw.ca
Subject: Section 11 Notification - 1004334 - Unn str into Pritchard Cr

File: 1004334
Tracking Number: 100260947

Ministry of Forests, Lands and Natural Resource Operations has received your *Water Sustainability Act* Section 11 Notification. Please quote the above file number, if you have any questions.

We have noted that you propose carrying out a project during a time period not normally authorized for in-stream works. The Ministry expects applicants to complete in-stream projects within the general “work window” (June 15th to September 15th), in order to minimize the risk of damage to fish and fish habitat or to

downstream water users. For projects proposed to occur outside the work window, a technical rationale prepared by a qualified professional should be submitted that addresses these concerns. The rationale should include a detailed Sediment and Erosion Control Plan which will identify contingency measures and emergency procedures.

It is the applicant's responsibility to ensure that all sections of the notification form are complete, as processing of this notification will not commence until we have a complete application. We remind you that by signing the notification, ***you are accepting the legal responsibility for this work.***

The Habitat Officer will usually confirm acceptance of the application or ask for clarification of details of the project within 10 working days. Once the Habitat Officer has completed the review, you will receive a response that may include further conditions and or information. If after 45 days you have not received a response from the Habitat Officer, you may proceed with the work, subject to the following:

- West Coast Region *Terms and Conditions of the Habitat Officer* (please see the attached pdf)
<< File: VI-HabitatOfficer_TermsandConditions_Feb11.pdf >>
- *User's Guide to Working In and Around Water*
http://www.env.gov.bc.ca/wsd/water_rights/licence_application/section9/index.html

We recommend that you also review the following information:

- *Best Management Practices (BMP's) Instream Works*
<http://www.env.gov.bc.ca/wld/instreamworks/index.htm#>

If you plan to remove/salvage fish, you will require a Fish Salvage Permit before work can proceed. Please contact FrontCounter BC at 1 877-855-3222 or go to http://www.env.gov.bc.ca/pasb/applications/process/scientific_fish_collect.html#new for application forms and information. Please provide our office with a copy of your approved permit.

Thank you,

Jacqueline Roden

Administrative Assistant

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Thank you,

Jacqueline Roden

Administrative Assistant

Phone (250) 751-7352

**Forest Lands, Natural Resource Operations
and Rural Development**

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Technical Review

Job Number:	108002	Created By:	POSSE system power user
Created Date:	Aug 28, 2018	Completed Date:	Aug 28, 2018
Job Status:	Completed		
Process Status:			
File Number:	1004334		
Applicant:	Draycor Construction Ltd (147224)		

Details

Click the [Job Number](#) link above to view/verify the application details. When finished, return to this process and add comments (if required). Select an outcome and click **SAVE** to complete this process.

Check any of the following that apply:

☐ Works Conducted Outside of Least Risk Window

☒ Site-Specific Terms & Conditions Provided

☐ Salvage of Species-at-Risk (e.g. frogs, turtles, plants, mussels, snails)

☐ Fisheries Act Serious Harm

☐ Downstream Notification

Number of Days remaining before this process is auto-completed by the system: N/A

To override auto-completion of this process:

1. One or more of the above must be applicable and must be checked

2. Click the "Stop the Clock" button

3. Notify the Applicant of any applicable conditions

After doing this, the button will be replaced with a "Clock Stopped On:" date, and the number of days will read "N/A". (Note: This action cannot be undone.)

Comments: -ensure measures are in place to prevent the release of sediment into the natural environment
 --in the event fish, or native amphibians are encountered during work, cease operations, and submit a mitigation plan to Habitat Officer

Scheduled Start Date:	Aug 28, 2018
Outcome:	Complete

Cancel

Save

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