

**From:** Baudin, Clive FLNR:EX  
**To:** s.22  
**Cc:** Baudin, Clive FLNR:EX  
**Subject:** Jeffries Road inspection.  
**Date:** May 5, 2016 11:41:08 AM  
**Attachments:** inspectionReport032849.pdf

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Here is the Attached inspection. Let me know if you received it. Thanks.

Clive Baudin RFT

Natural Resource Officer

South Island Field Team / West Coast Region

Ministry of Forests, Lands and Natural Resource Operations

250-746-1281

**To Report a Natural Resource Violation:**

Call **1-844- NRO- TIPS** (676-8477)

Webpage: <https://www.for.gov.bc.ca/hen/nrv/report.htm>



# INSPECTION REPORT



RECORD ID: 032849

s.15

11:35 May 05, 2016

**Natural Resource Officer:**

Clive Baudin

**Region:** West Coast**Field Unit:** South Island**Date of Inspection:**

Apr 15, 2016

**Client:**

s.22

**In Attendance:**

Mark Kissinger

**Compliance Status:**

Alleged Non-Compliance

**Client Contact Information:**

s.22

**Latitude:**

48.76046

**Longitude:**

-123.7825

**Location Description:**

s.22

**Primary Tenure/Authorization:**

TENURE REQUIRED/NRIS

**Secondary Tenure/Authorization:****Alleged Non-Compliance Summary:**

aNC#	Estimated Incident Date	Parent Act	Act/Regulation	Section	Description	Action Taken
3744	Apr 15, 2016	Water Sustainability Act	Water Sustainability Act	106 (2)(b)(ii)	Make changes in and about a stream without lawful authority	Compliance Notice

**Warning Ticket:****ERA Case #:****Description and Comments:**

On 2016-04-15 a inspection of your property was conducted to determine if development activates may be impacting Dot Brooke running adjacent to your property. Drainage works were being conducted directing water towards Dot Brooke it was noted that weeping pipe was buried along with drain rock and covered with geo textile fabric. Other ongoing activities were burning and active ditch and drainage construction. On the North side of the property runs a Brooke called Dot Brooke and below are several water licence holders that make use of this water. This inspection reveals that your drainage works have come extremely close to being in contravention of the Water Sustainability Act where your works have just nearly encroached the high water mark of Dot Brooke. Please be advised that any works in and about a stream, below the high water mark must first be approved under a Section 11 notification or approval under the Water Sustainability Act. Information is available online and applications can be found at this link for future reference. <http://www2.gov.bc.ca/gov/content/environment/air-land-water/water/water-licensing-rights/working-around-water>

Secondly a small dug pond was discovered on your property on the south side and it is partly feed by what would be considered a minor stream under the Water Sustainability Act a stream is defined in the act as follows. stream" means

(a) a natural watercourse, including a natural glacier course, or a natural body of water, whether or not the stream channel of the stream has been modified, or

(b) a natural source of water supply,

including, without limitation, a lake, pond, river, creek, spring, ravine, gulch, wetland or glacier, whether or not usually containing water, including ice, but does not include an aquifer;

Compliance Notice:

Upon reviewing your dug pond and the surrounding ditch work and drainage patterns in and around the dug pond, I note that it is in line with a small drainage channel which would fall under the definition of a stream. There was also a plastic conduit pipe installed across the stream. I have taken into consideration that where the pond is located the lay of the land would suggests that it was a low lying spot without any visible stream exiting the pond and is mostly filled by ground water from the slopes above. The surrounding ditch work will address any potential overflow of this pond during periods of high precipitation and the pond will be considered a dugout mainly filled by ground water. For these reason the Ministry will not require you to seek a water licence for the storage of this dugout pond water. You will not be permitted to use the water for any purpose such as domestic or irrigation purposes or conduct any further works below the high water mark in the stream or pond unless a notification is provided under section 11 of the Act and/or a water licence is applied for. Please review the information regarding working in and around water in the web address provided above so you will be able to understand the implications of working in and around water for any future development you may consider.

<b>Natural Resource Officer:</b> [Clive Baudin]		<b>Sent to:</b> s.22			
Signature: X					
I certify that this inspection conforms to Ministry compliance procedures.					
<b>Attachments and Comments:</b>		<b>Delivered via:</b>			
		Email:	<input checked="checked" type="checkbox"/>	Fax:	<input type="checkbox"/>
		Mail:	<input type="checkbox"/>	Hand Delivery:	<input type="checkbox"/>

Shawmigan Rd

Robertson Rd

Vaux Rd

Normandy Rd

W... Rd

s.22

