

From: [Today's News Online GCPE:EX](#)
Subject: CBTk: Steinhubl - Columbia Protection
Date: Friday, April 15, 2016 10:42:24 AM

s.3

Page 002 to/à Page 003

Withheld pursuant to/removed as

s.3

From: [Knudsen, Mark ENV:EX](#)
To: [Kapac de Frias, Martina E ENV:EX](#)
Subject: Columbia River
Date: Friday, April 15, 2016 9:19:00 AM

Just tracked down the email from Jim. FLNFRO issue. Meetings being scheduled for the Monday we return after break week for MBB by FLNRO, with MMP in attendance.

Through email exchanges with FLNRO ADM I have confirmed that this is a FLNRO piece. One of his staff confirms that it relates to the Conservation Lands (including WMAs) portfolio, previously with Moe/Parks and with FLNRO since 2011. The history is:

The WMA was established in 1996 and the Fish and Wildlife Section (MOE at the time) established a 10 hp restriction by a Regional Manager's order in 1997 to protect sensitive values. This order as it applied to the navigable waters portion was successfully contested in the BC Supreme Court in 2002 which determined it was federal jurisdiction. The 10 hp restriction remains in effect for the non-navigable water portions of the WMA. A joint application from the ministry and Wildsight was then submitted to Transport Canada (TC) to establish motorized restrictions under the Vessel Operations Restriction Regulation (likely in 2008 but unconfirmed at this point). An extensive public consultation process was conducted by TC and discussed at length by the Columbia Wetlands Stewardship Partnership which had representation from local community groups, First Nations and the three other levels of government.

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Hopefully this gives you enough to respond to MBB. Shout if you need more or have any follow-up questions.

From: [Knudsen, Mark ENV:EX](#)
To: [Tennant, Laura FLNR:EX](#)
Subject: FW: CBTK: Steinhubl - Columbia Protection
Date: Friday, April 15, 2016 12:55:00 PM

FYI for more background.

s.3

From: [Knudsen, Mark ENV:EX](#)
To: [Polak, Mary ENV:EX](#)
Cc: [Kapac de Frias, Martina E ENV:EX](#)
Subject: FW: CBTK: Steinhubl - Columbia Protection
Date: Friday, April 15, 2016 11:02:00 AM

FYI

s.3

From: [Knudsen, Mark ENV:EX](#)
To: [Polak, Mary ENV:EX](#)
Cc: [Kapac de Frias, Martina E ENV:EX](#)
Subject: FW: CBTK: Steinhubl - Columbia Protection
Date: Friday, April 15, 2016 12:56:00 PM

FYI – here's the full transcript.

s.3

From: [Shiff, Alexander ENV:EX](#)
To: [Brosz, Corinne M ENV:EX](#)
Subject: FW: FOI - Vessel Operation Restriction Regulations
Date: Monday, April 25, 2016 3:54:30 PM

Alex Shiff

Executive Assistant to the Hon. Mary Polak

Minister of Environment

Ph: [\(250\) 387-1187](tel:(250)387-1187) | E: Alex.Shiff@gov.bc.ca

From: Polak, Mary ENV:EX
Sent: Tuesday, April 5, 2016 2:11 PM
To: Shoemaker, Wes ENV:EX
Cc: Knudsen, Mark ENV:EX; Kapac de Frias, Martina E ENV:EX; Shiff, Alexander ENV:EX
Subject: Fwd: MOE asked fed's to remove outboards from Columbia River
See below - as per our discussion at Roundtable

Sent from my iPad

Begin forwarded message:

s.3

Page 009 to/à Page 020

Withheld pursuant to/removed as

s.3

From: [Shiff, Alexander ENV:EX](#)
To: [Brosz, Corinne M ENV:EX](#)
Subject: FW: FOI - Vessel Operation Restriction Regulations
Date: Monday, April 25, 2016 3:54:46 PM

Alex Shiff

Executive Assistant to the Hon. Mary Polak

Minister of Environment

Ph: [\(250\) 387-1187](tel:2503871187) | E: Alex.Shiff@gov.bc.ca

From: Shoemaker, Wes ENV:EX

Sent: Tuesday, April 5, 2016 2:12 PM

To: Polak, Mary ENV:EX

Cc: Knudsen, Mark ENV:EX; Kapac de Frias, Martina E ENV:EX; Shiff, Alexander ENV:EX

Subject: Re: MOE asked fed's to remove outboards from Columbia River

Okay. Will check with staff and get back to you.

Wes

W.H. (Wes) Shoemaker, MBA

Deputy Minister

Ministry of Environment

5th Floor, 2975 Jutland Road

Victoria, BC

Tel: 250.387.5429 | Fax: 250.387.6003

E-mail: wes.shoemaker@gov.bc.ca

****Please note: This email is intended for the addressee(s) only and may contain legally privileged information. Any unauthorized use, disclosure or reproduction is strictly prohibited.****

Sent from my iPad

On Apr 5, 2016, at 2:10 PM, Polak, Mary ENV:EX <Mary.Polak@gov.bc.ca> wrote:

See below - as per our discussion at Roundtable

Sent from my iPad

Begin forwarded message:

s.3

Page 022 to/à Page 035

Withheld pursuant to/removed as

s.3

From: [Kapac de Frias, Martina E ENV:EX](#)
To: [Knudsen, Mark ENV:EX](#)
Subject: FW: MOE asked fed's to remove outboards from Columbia River
Date: Thursday, April 7, 2016 2:41:00 PM

Can you track this one pls – thanks, M

From: Shoemaker, Wes ENV:EX
Sent: Tuesday, April 5, 2016 2:12 PM
To: Polak, Mary ENV:EX
Cc: Knudsen, Mark ENV:EX; Kapac de Frias, Martina E ENV:EX; Shiff, Alexander ENV:EX
Subject: Re: MOE asked fed's to remove outboards from Columbia River
Okay. Will check with staff and get back to you.

Wes
W.H. (Wes) Shoemaker, MBA
Deputy Minister
Ministry of Environment
5th Floor, 2975 Jutland Road
Victoria, BC
Tel: 250.387.5429 | Fax: 250.387.6003
E-mail: wes.shoemaker@gov.bc.ca

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On Apr 5, 2016, at 2:10 PM, Polak, Mary ENV:EX <Mary.Polak@gov.bc.ca> wrote:

See below - as per our discussion at Roundtable

Sent from my iPad

Begin forwarded message:

s.3

Page 037 to/à Page 050

Withheld pursuant to/removed as

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From: [Tennant, Laura FLNR:EX](#)
To: [Kapac de Frias, Martina E ENV:EX](#); [Knudsen, Mark ENV:EX](#)
Cc: [Strongitharm, Bruce FLNR:EX](#)
Subject: FW: Rush info request : Upper Columbia Wetlands
Date: Friday, April 15, 2016 2:51:04 PM
Attachments: [RDIMS-#5006252-v2-LETTER MINISTRY OF ENVIRONMENT - BRITISH COLUMBIA - R....tif](#)

Hi Mark and Martina,

Please see attached. Staff still believe that the original request went in 2007, but they are waiting for confirmation from the feds.

Staff have advised that the original application would have been made from Parks as they were in charge of WMAs at the time.

From: Tennant, Laura FLNR:EX
Sent: Friday, April 15, 2016 11:19 AM
To: Robinson, Gordon FLNR:EX
Cc: Rousselle, Jillian FLNR:EX; Strongitharm, Bruce FLNR:EX
Subject: Rush info request : Upper Columbia Wetlands

Hi Gordon,

This is urgent please.

question on the email below. I understand FLNRO has taken over responsibility for this file several years ago. Are you able to confirm the timing of the joint application that went to Transport Canada?

FYI – we're arranging a meeting between MOE, FLNRO and MBB when the House resumes.

From: Standen, Jim ENV:EX
Sent: Tuesday, April 12, 2016 8:27 PM
To: Knudsen, Mark ENV:EX
Cc: Kapac de Frias, Martina E ENV:EX; Shoemaker, Wes ENV:EX
Subject: Upper Columbia Wetlands

Mark,

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Hopefully this gives you enough to respond to MBB. Shout if you need more or have any follow-up questions.

Jim

From: Wipond, Karen J FLNR:EX
Sent: Tuesday, April 05, 2016 6:23 PM
To: Witt, Andy FLNR:EX
Cc: Trotzki, Peter O ENV:EX; Paquin, Lisa C ENV:EX; Down, Ted ENV:EX; Ritchie, Chris FLNR:EX; Holmes, Peter N FLNR:EX
Subject: RE: MOE asked fed's to remove outboards from Columbia River

Thanks,
Jim

From: [Kapac de Frias, Martina E ENV:EX](#)
To: [Cadario, Michele PREM:EX](#)
Subject: Fwd: Rush info request : Upper Columbia Wetlands
Date: Friday, April 15, 2016 5:46:08 PM
Attachments: [RDIMS-#5006252-v2-LETTER MINISTRY OF ENVIRONMENT - BRITISH COLUMBIA - R....tif](#)

Info below on Columbia River from FLNRO. Thx. M

Begin forwarded message:

From: "Tennant, Laura FLNR:EX" <Laura.Tennant@gov.bc.ca>
Date: April 15, 2016 at 2:51:01 PM PDT
To: "Kapac de Frias, Martina E ENV:EX" <Martina.KapacdeFrias@gov.bc.ca>, "Knudsen, Mark ENV:EX" <Mark.Knudsen@gov.bc.ca>
Cc: "Strongitharm, Bruce FLNR:EX" <Bruce.Strongitharm@gov.bc.ca>
Subject: FW: Rush info request : Upper Columbia Wetlands

Hi Mark and Martina,
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To: Robinson, Gordon FLNR:EX
Cc: Rousselle, Jillian FLNR:EX; Strongitharm, Bruce FLNR:EX
Subject: Rush info request : Upper Columbia Wetlands

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From: Standen, Jim ENV:EX
Sent: Tuesday, April 12, 2016 8:27 PM
To: Knudsen, Mark ENV:EX
Cc: Kapac de Frias, Martina E ENV:EX; Shoemaker, Wes ENV:EX
Subject: Upper Columbia Wetlands

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Jim

From: Wipond, Karen J FLNR:EX

Sent: Tuesday, April 05, 2016 6:23 PM

To: Witt, Andy FLNR:EX

Cc: Trotzki, Peter O ENV:EX; Paquin, Lisa C ENV:EX; Down, Ted ENV:EX; Ritchie, Chris FLNR:EX; Holmes, Peter N FLNR:EX

Subject: RE: MOE asked fed's to remove outboards from Columbia River

Thanks,

Jim



From: [Knudsen, Mark ENV:EX](#)
To: [Polak, Mary ENV:EX](#)
Cc: [Kapac de Frias, Martina E ENV:EX](#)
Subject: Fwd: Upper Columbia Wetlands
Date: Tuesday, April 12, 2016 8:44:56 PM

Minister,

Please see below initial info from Jim. If there are any additional specific details you're looking for, let me know.

>

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From: [Knudsen, Mark ENV:EX](#)
To: [Scott, Heidi ENV:EX](#)
Cc: [Kapac de Frias, Martina E ENV:EX](#)
Subject: Fwd: Upper Columbia Wetlands
Date: Tuesday, April 12, 2016 9:24:15 PM

Can you please arrange a briefing between MST, MBB and MMP on this topic. It's a FLNRO topic, so we'll need staff from their ministry as well as from MOE.

Thanks,
Mark

Mark Knudsen
Ministerial Assistant to the Hon. Mary Polak

Begin forwarded message:

From: "Standen, Jim ENV:EX" <Jim.Standen@gov.bc.ca>
Date: April 12, 2016 at 8:26:35 PM PDT
To: "Knudsen, Mark ENV:EX" <Mark.Knudsen@gov.bc.ca>
Cc: "Kapac de Frias, Martina E ENV:EX" <Martina.KapacdeFrias@gov.bc.ca>, "Shoemaker, Wes ENV:EX" <Wes.Shoemaker@gov.bc.ca>
Subject: Upper Columbia Wetlands

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To: Witt, Andy FLNR:EX
Cc: Trotzki, Peter O ENV:EX; Paquin, Lisa C ENV:EX; Down, Ted ENV:EX; Ritchie, Chris FLNR:EX; Holmes, Peter N FLNR:EX
Subject: RE: MOE asked fed's to remove outboards from Columbia River

Thanks,
Jim

From: [Kapac de Frias, Martina E ENV:EX](#)
To: [Cadario, Michele PREM:EX](#)
Subject: Info
Date: Friday, April 15, 2016 9:26:00 AM

What I have from our ADM

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From: [Knudsen, Mark ENV:EX](#)
To: [Karn, David GCPE:EX](#)
Cc: [Crebo, David GCPE:EX](#); [Murphy, Bernadette GCPE:EX](#)
Subject: RE: Clip
Date: Friday, April 15, 2016 12:59:00 PM

Great thank you very much Karn.

From: Karn, David GCPE:EX
Sent: Friday, April 15, 2016 12:59 PM
To: Knudsen, Mark ENV:EX
Cc: Crebo, David GCPE:EX; Murphy, Bernadette GCPE:EX
Subject: RE: Clip

Mark, still working on your transcript request but here's one from a subsequent interview earlier today.

s.3

From: Knudsen, Mark ENV:EX

Sent: Friday, April 15, 2016 8:53 AM
To: Karn, David GCPE:EX
Cc: Crebo, David GCPE:EX; Murphy, Bernadette GCPE:EX
Subject: Clip

Hi,

Is it possible to get this full clip by any chance?

s.3

From: [Knudsen, Mark ENV:EX](#)
To: [Tennant, Laura FLNR:EX](#)
Cc: [Kapac de Frias, Martina E ENV:EX](#)
Subject: RE: Upper Columbia Wetlands
Date: Friday, April 15, 2016 11:10:00 AM

Hi Laura,

Quick question on the email below. I understand FLNRO has taken over responsibility for this file several years ago. Are you able to confirm the timing of the joint application that went to Transport Canada?

FYI – we're arranging a meeting between MOE, FLNRO and MBB when the House resumes.

Thanks,

Mark

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Sent: Tuesday, April 12, 2016 8:27 PM
To: Knudsen, Mark ENV:EX
Cc: Kapac de Frias, Martina E ENV:EX; Shoemaker, Wes ENV:EX
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Subject: RE: MOE asked fed's to remove outboards from Columbia River

Thanks,
Jim

From: [Knudsen, Mark ENV:EX](#)
To: [Scott, Heidi ENV:EX](#)
Subject: RE: Upper Columbia Wetlands
Date: Friday, April 15, 2016 9:02:00 AM

Thanks!

From: Scott, Heidi ENV:EX
Sent: Friday, April 15, 2016 8:51 AM
To: Knudsen, Mark ENV:EX
Subject: RE: Upper Columbia Wetlands
Sure I'll try!

From: Knudsen, Mark ENV:EX
Sent: Friday, April 15, 2016 8:46 AM
To: Scott, Heidi ENV:EX
Subject: RE: Upper Columbia Wetlands
I believe we have chatted about this since this email but can't recall. If not yes this can be shared.
Any chance we can book this the Monday we're in Session pls?

From: Scott, Heidi ENV:EX
Sent: Wednesday, April 13, 2016 3:27 PM
To: Knudsen, Mark ENV:EX
Subject: RE: Upper Columbia Wetlands
Hey is it ok if I forward Jims email to their offices so that they can have the background?

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Date: April 12, 2016 at 8:26:35 PM PDT
To: "Knudsen, Mark ENV:EX" <Mark.Knudsen@gov.bc.ca>
Cc: "Kapac de Frias, Martina E ENV:EX" <Martina.KapacdeFrias@gov.bc.ca>, "Shoemaker, Wes ENV:EX" <Wes.Shoemaker@gov.bc.ca>
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Cc: Trotzki, Peter O ENV:EX; Paquin, Lisa C ENV:EX; Down, Ted ENV:EX; Ritchie, Chris FLNR:EX; Holmes, Peter N FLNR:EX

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Hopefully this gives you enough to respond to MBB. Shout if you need more or have any follow-up questions.

Jim

From: Wipond, Karen J FLNR:EX

Sent: Tuesday, April 05, 2016 6:23 PM

To: Witt, Andy FLNR:EX

Cc: Trotzki, Peter O ENV:EX; Paquin, Lisa C ENV:EX; Down, Ted ENV:EX; Ritchie, Chris FLNR:EX; Holmes, Peter N FLNR:EX

Subject: RE: MOE asked fed's to remove outboards from Columbia River

Thanks,

Jim

From: [Scott, Heidi ENV:EX](#)
To: [Knudsen, Mark ENV:EX](#)
Subject: RE: Upper Columbia Wetlands
Date: Wednesday, April 13, 2016 3:27:21 PM

Hey is it ok if I forward Jims email to their offices so that they can have the background?

From: Knudsen, Mark ENV:EX
Sent: Tuesday, April 12, 2016 9:24 PM
To: Scott, Heidi ENV:EX
Cc: Kapac de Frias, Martina E ENV:EX
Subject: Fwd: Upper Columbia Wetlands

Can you please arrange a briefing between MST, MBB and MMP on this topic. It's a FLNRO topic, so we'll need staff from their ministry as well as from MOE.

Thanks,
Mark

Mark Knudsen
Ministerial Assistant to the Hon. Mary Polak

Begin forwarded message:

From: "Standen, Jim ENV:EX" <Jim.Standen@gov.bc.ca>
Date: April 12, 2016 at 8:26:35 PM PDT
To: "Knudsen, Mark ENV:EX" <Mark.Knudsen@gov.bc.ca>
Cc: "Kapac de Frias, Martina E ENV:EX" <Martina.KapacdeFrias@gov.bc.ca>, "Shoemaker, Wes ENV:EX" <Wes.Shoemaker@gov.bc.ca>
Subject: **Upper Columbia Wetlands**

Mark,

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Sent: Tuesday, April 05, 2016 6:23 PM

To: Witt, Andy FLNR:EX

Cc: Trotzki, Peter O ENV:EX; Paquin, Lisa C ENV:EX; Down, Ted ENV:EX; Ritchie, Chris FLNR:EX; Holmes, Peter N FLNR:EX

Subject: RE: MOE asked fed's to remove outboards from Columbia River

Thanks,

Jim

From: [Brosz, Corinne M ENV:EX](#)
To: [Scott, Heidi ENV:EX](#)
Subject: RE: Upper Columbia Wetlands
Date: Friday, April 15, 2016 11:39:00 AM

From: Scott, Heidi ENV:EX
Sent: Friday, April 15, 2016 11:27 AM
To: Brosz, Corinne M ENV:EX
Subject: FW: Upper Columbia Wetlands

Meeting Purpose	Briefing for MMP, MST and MBB Re: Upper Columbia Wetlands
Staff Attendees Y/N/Who	Yes
Request BN?	Yes
Date/Location	April 28, 1:00-1:30pm, Room 112
Meeting Duration	30 min
Cliff Log #	298397

Can you please cliff and send back

From: Knudsen, Mark ENV:EX
Sent: Tuesday, April 12, 2016 9:24 PM
To: Scott, Heidi ENV:EX
Cc: Kapac de Frias, Martina E ENV:EX
Subject: Fwd: Upper Columbia Wetlands

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Mark Knudsen
Ministerial Assistant to the Hon. Mary Polak

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From: "Standen, Jim ENV:EX" <Jim.Standen@gov.bc.ca>
Date: April 12, 2016 at 8:26:35 PM PDT
To: "Knudsen, Mark ENV:EX" <Mark.Knudsen@gov.bc.ca>
Cc: "Kapac de Frias, Martina E ENV:EX" <Martina.KapacdeFrias@gov.bc.ca>, "Shoemaker, Wes ENV:EX" <Wes.Shoemaker@gov.bc.ca>
Subject: Upper Columbia Wetlands

Mark,

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From: Wipond, Karen J FLNR:EX

Sent: Tuesday, April 05, 2016 6:23 PM

To: Witt, Andy FLNR:EX

Cc: Trotzki, Peter O ENV:EX; Paquin, Lisa C ENV:EX; Down, Ted ENV:EX; Ritchie, Chris FLNR:EX; Holmes, Peter N FLNR:EX

Subject: RE: MOE asked fed's to remove outboards from Columbia River

Thanks,
Jim

Page 071 to/à Page 072

Withheld pursuant to/removed as

s.3

From: [Kapac de Frias, Martina E ENV:EX](#)
To: [Knudsen, Mark ENV:EX](#)
Subject: Re: Columbia River
Date: Friday, April 15, 2016 10:21:53 AM

Can you ask staff Please have them confirm the timing of the joint application that went to Transport Canada for me.

On Apr 15, 2016, at 9:19 AM, Knudsen, Mark ENV:EX <Mark.Knudsen@gov.bc.ca> wrote:

Just tracked down the email from Jim. FLNFRO issue. Meetings being scheduled for the Monday we return after break week for MBB by FLNRO, with MMP in attendance. Through email exchanges with FLNRO ADM I have confirmed that this is a FLNRO piece. One of his staff confirms that it relates to the Conservation Lands (including WMAs) portfolio, previously with Moe/Parks and with FLNRO since 2011. The history is:

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From: [Knudsen, Mark ENV:EX](#)
To: [Kapac de Frias, Martina E ENV:EX](#)
Subject: Re: Columbia River
Date: Friday, April 15, 2016 10:27:23 AM

Will do.

Mark Knudsen
Ministerial Assistant to the Hon. Mary Polak

On Apr 15, 2016, at 10:21 AM, Kapac de Frias, Martina E ENV:EX
<Martina.KapacdeFrias@gov.bc.ca> wrote:

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Hopefully this gives you enough to respond to MBB. Shout if you need more or have any follow-up questions.

From: [Kapac de Frias, Martina E ENV:EX](#)
To: [Cadario, Michele PREM:EX](#)
Subject: Re: Info
Date: Friday, April 15, 2016 9:48:40 AM

Will do.

> On Apr 15, 2016, at 9:47 AM, Cadario, Michele PREM:EX <Michele.Cadario@gov.bc.ca> wrote:

>

> Please have them confirm the timing of the joint application that went to Transport Canada for me.

>

> Michele

>

> Michele Cadario

> Deputy Chief of Staff to Premier Christy Clark

>

> -----Original Message-----

> From: Kapac de Frias, Martina E ENV:EX

> Sent: Friday, April 15, 2016 9:26 AM

> To: Cadario, Michele PREM:EX

> Subject: Info

>

> What I have from our ADM

>

> Through email exchanges with FLNRO ADM I have confirmed that this is a FLNRO piece. One of his staff confirms that it relates to the Conservation Lands (including WMAs) portfolio, previously with Moe/Parks and with FLNRO since 2011. The history is:

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>

>

From: [Kapac de Frias, Martina E ENV:EX](#)
To: [Cadario, Michele PREM:EX](#)
Subject: Re: Info
Date: Friday, April 15, 2016 1:37:00 PM

Still confirming but looks like it was 2007. Will keep you posted.

> On Apr 15, 2016, at 9:47 AM, Cadario, Michele PREM:EX <Michele.Cadario@gov.bc.ca> wrote:

>

> Please have them confirm the timing of the joint application that went to Transport Canada for me.

>

> Michele

>

> Michele Cadario

> Deputy Chief of Staff to Premier Christy Clark

>

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> From: Kapac de Frias, Martina E ENV:EX

> Sent: Friday, April 15, 2016 9:26 AM

> To: Cadario, Michele PREM:EX

> Subject: Info

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>

>

From: [Shoemaker, Wes ENV:EX](#)
To: [Polak, Mary ENV:EX](#)
Cc: [Knudsen, Mark ENV:EX](#); [Kapac de Frias, Martina E ENV:EX](#); [Shiff, Alexander ENV:EX](#)
Subject: Re: MOE asked fed"s to remove outboards from Columbia River
Date: Tuesday, April 5, 2016 2:12:00 PM

Okay. Will check with staff and get back to you.

Wes
W.H. (Wes) Shoemaker, MBA
Deputy Minister
Ministry of Environment
5th Floor, 2975 Jutland Road
Victoria, BC
Tel: 250.387.5429 | Fax: 250.387.6003
E-mail: wes.shoemaker@gov.bc.ca

Please note: This email is intended for the addressee(s) only and may contain legally privileged information. Any unauthorized use, disclosure or reproduction is strictly prohibited.

Sent from my iPad

On Apr 5, 2016, at 2:10 PM, Polak, Mary ENV:EX <Mary.Polak@gov.bc.ca> wrote:

See below - as per our discussion at Roundtable

Sent from my iPad

Begin forwarded message:

s.3

Page 079 to/à Page 092

Withheld pursuant to/removed as

s.3

From: [Kapac de Frias, Martina E ENV:EX](#)
To: [Cadario, Michele PREM:EX](#)
Subject: Re: Rush info request : Upper Columbia Wetlands
Date: Sunday, April 17, 2016 9:31:03 AM

Ok.

On Apr 17, 2016, at 9:16 AM, Cadario, Michele PREM:EX <Michele.Cadario@gov.bc.ca> wrote:

Can you please let MBB know?

M

Sent from my BlackBerry 10 smartphone on the TELUS network.

From: Kapac de Frias, Martina E ENV:EX
Sent: Friday, April 15, 2016 5:46 PM
To: Cadario, Michele PREM:EX
Subject: Fwd: Rush info request : Upper Columbia Wetlands

Info below on Columbia River from FLNRO. Thx. M

Begin forwarded message:

From: "Tennant, Laura FLNR:EX" <Laura.Tennant@gov.bc.ca>
Date: April 15, 2016 at 2:51:01 PM PDT
To: "Kapac de Frias, Martina E ENV:EX"
<Martina.KapacdeFrias@gov.bc.ca>, "Knudsen, Mark ENV:EX"
<Mark.Knudsen@gov.bc.ca>
Cc: "Strongitharm, Bruce FLNR:EX"
<Bruce.Strongitharm@gov.bc.ca>
Subject: FW: Rush info request : Upper Columbia Wetlands

Hi Mark and Martina,
Please see attached. Staff still believe that the original request went in 2007, but they are waiting for confirmation from the feds.
Staff have advised that the original application would have been made from Parks as they were in charge of WMAs at the time.
From: Tennant, Laura FLNR:EX
Sent: Friday, April 15, 2016 11:19 AM
To: Robinson, Gordon FLNR:EX
Cc: Rousselle, Jillian FLNR:EX; Strongitharm, Bruce FLNR:EX

Subject: Rush info request : Upper Columbia Wetlands

Hi Gordon,

This is urgent please.

question on the email below. I understand FLNRO has taken over responsibility for this file several years ago. Are you able to confirm the timing of the joint application that went to Transport Canada? FYI – we're arranging a meeting between MOE, FLNRO and MBB when the House resumes.

From: Standen, Jim ENV:EX

Sent: Tuesday, April 12, 2016 8:27 PM

To: Knudsen, Mark ENV:EX

Cc: Kapac de Frias, Martina E ENV:EX; Shoemaker, Wes ENV:EX

Subject: Upper Columbia Wetlands

Mark,

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Hopefully this gives you enough to respond to MBB. Shout if you need more or have any follow-up questions.

Jim

From: Wipond, Karen J FLNR:EX

Sent: Tuesday, April 05, 2016 6:23 PM

To: Witt, Andy FLNR:EX

Cc: Trotzki, Peter O ENV:EX; Paquin, Lisa C ENV:EX; Down, Ted ENV:EX; Ritchie, Chris FLNR:EX; Holmes, Peter N FLNR:EX

Subject: RE: MOE asked fed's to remove outboards from Columbia

River
Thanks,
Jim

From: [Tennant, Laura FLNR:EX](#)
To: [Kapac de Frias, Martina E ENV:EX](#)
Cc: [Knudsen, Mark ENV:EX](#)
Subject: Re: Upper Columbia Wetlands
Date: Friday, April 15, 2016 1:32:34 PM

Staff believe it was 2007. Hoping to have more concrete information shortly.

Sent from my iPhone

On Apr 15, 2016, at 1:26 PM, Kapac de Frias, Martina E ENV:EX
<Martina.KapacdeFrias@gov.bc.ca> wrote:

Update?

On Apr 15, 2016, at 11:17 AM, Tennant, Laura FLNR:EX
<Laura.Tennant@gov.bc.ca> wrote:

Checking. Stand by

Sent from my iPhone

On Apr 15, 2016, at 11:15 AM, Kapac de Frias, Martina E ENV:EX
<Martina.KapacdeFrias@gov.bc.ca> wrote:

This is urgent pls. Thanks L and M

On Apr 15, 2016, at 11:10 AM, Knudsen, Mark
ENV:EX <Mark.Knudsen@gov.bc.ca> wrote:

Hi Laura,
Quick question on the email below. I
understand FLNRO has taken over
responsibility for this file several years ago.
Are you able to confirm the timing of the joint
application that went to Transport Canada?
FYI – we're arranging a meeting between
MOE, FLNRO and MBB when the House
resumes.
Thanks,
Mark

From: Standen, Jim ENV:EX
Sent: Tuesday, April 12, 2016 8:27 PM
To: Knudsen, Mark ENV:EX
Cc: Kapac de Frias, Martina E ENV:EX; Shoemaker,
Wes ENV:EX
Subject: Upper Columbia Wetlands
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Sent: Tuesday, April 05, 2016 6:23 PM
To: Witt, Andy FLNR:EX
Cc: Trotzki, Peter O ENV:EX; Paquin, Lisa
C ENV:EX; Down, Ted ENV:EX; Ritchie,
Chris FLNR:EX; Holmes, Peter N
FLNR:EX
Subject: RE: MOE asked fed's to remove
outboards from Columbia River

Thanks,
Jim

From: [Kapac de Frias, Martina E ENV:EX](#)
To: [Tennant, Laura FLNR:EX](#)
Cc: [Knudsen, Mark ENV:EX](#)
Subject: Re: Upper Columbia Wetlands
Date: Friday, April 15, 2016 1:26:16 PM

Update?

On Apr 15, 2016, at 11:17 AM, Tennant, Laura FLNR:EX <Laura.Tennant@gov.bc.ca> wrote:

Checking. Stand by

Sent from my iPhone

On Apr 15, 2016, at 11:15 AM, Kapac de Frias, Martina E ENV:EX <Martina.KapacdeFrias@gov.bc.ca> wrote:

This is urgent pls. Thanks L and M

On Apr 15, 2016, at 11:10 AM, Knudsen, Mark ENV:EX <Mark.Knudsen@gov.bc.ca> wrote:

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Cc: Kapac de Frias, Martina E ENV:EX; Shoemaker, Wes ENV:EX
Subject: Upper Columbia Wetlands
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Cc: Trotzki, Peter O ENV:EX; Paquin, Lisa C ENV:EX; Down, Ted ENV:EX; Ritchie, Chris FLNR:EX; Holmes, Peter N FLNR:EX
Subject: RE: MOE asked fed's to remove outboards from Columbia River

Thanks,
Jim

From: [Tennant, Laura FLNR:EX](#)
To: [Kapac de Frias, Martina E ENV:EX](#)
Cc: [Knudsen, Mark ENV:EX](#)
Subject: Re: Upper Columbia Wetlands
Date: Friday, April 15, 2016 11:17:56 AM

Checking. Stand by

Sent from my iPhone

On Apr 15, 2016, at 11:15 AM, Kapac de Frias, Martina E ENV:EX
<Martina.KapacdeFrias@gov.bc.ca> wrote:

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From: Standen, Jim ENV:EX
Sent: Tuesday, April 12, 2016 8:27 PM
To: Knudsen, Mark ENV:EX
Cc: Kapac de Frias, Martina E ENV:EX; Shoemaker, Wes ENV:EX
Subject: Upper Columbia Wetlands
Mark,

Through email exchanges with FLNRO ADM I have confirmed that this is a FLNRO piece. One of his staff confirms that it relates to the Conservation Lands (including WMAs) portfolio, previously with Moe/Parks and with FLNRO since 2011. The history is:

The WMA was established in 1996 and the Fish and Wildlife Section (MOE at the time) established a 10 hp restriction by a Regional Manager's order in 1997 to protect sensitive values. This order as it applied to the navigable waters portion was successfully contested in the BC Supreme Court in 2002 which determined it was federal jurisdiction. The 10 hp restriction remains in effect for the non-navigable water portions of the WMA. A joint application from the ministry and Wildsight was then submitted to Transport Canada (TC) to establish motorized restrictions under the Vessel Operations Restriction Regulation (likely in 2008 but unconfirmed at this point).

An extensive public consultation process was conducted by TC and discussed at length by the Columbia Wetlands Stewardship Partnership which had representation from local community groups, First Nations and the three other levels of government.

Two regulations were established that presently prohibits electric and gas powered vessels in the wetland portions and towing in the main channel. The recently advertised regulation is the last piece that was negotiated to limit vessels to a maximum 20hp in the main channel. The hp limit was increased to accommodate sufficient power for traditional hunting, trapping and fishing within the WMA. If this last regulation is enacted it will restore the original objective established almost 20 years ago.

Hopefully this gives you enough to respond to MBB. Shout if you need more or have any follow-up questions.

Jim

From: Wipond, Karen J FLNR:EX

Sent: Tuesday, April 05, 2016 6:23 PM

To: Witt, Andy FLNR:EX

Cc: Trotzki, Peter O ENV:EX; Paquin, Lisa C ENV:EX; Down, Ted ENV:EX; Ritchie, Chris FLNR:EX; Holmes, Peter N FLNR:EX

Subject: RE: MOE asked fed's to remove outboards from Columbia River

Thanks,

Jim

From: [Kapac de Frias, Martina E ENV:EX](#)
To: [Knudsen, Mark ENV:EX](#)
Cc: [Tennant, Laura FLNR:EX](#)
Subject: Re: Upper Columbia Wetlands
Date: Friday, April 15, 2016 11:15:27 AM

This is urgent pls. Thanks L and M

On Apr 15, 2016, at 11:10 AM, Knudsen, Mark ENV:EX <Mark.Knudsen@gov.bc.ca> wrote:

Hi Laura,
Quick question on the email below. I understand FLNRO has taken over responsibility for this file several years ago. Are you able to confirm the timing of the joint application that went to Transport Canada?
FYI – we're arranging a meeting between MOE, FLNRO and MBB when the House resumes.
Thanks,
Mark

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Sent: Tuesday, April 05, 2016 6:23 PM

To: Witt, Andy FLNR:EX

Cc: Trotzki, Peter O ENV:EX; Paquin, Lisa C ENV:EX; Down, Ted ENV:EX; Ritchie, Chris FLNR:EX; Holmes, Peter N FLNR:EX

Subject: RE: MOE asked fed's to remove outboards from Columbia River

Thanks,

Jim

From: [Knudsen, Mark ENV:EX](#)
To: [Standen, Jim ENV:EX](#)
Cc: [Kapac de Frias, Martina E ENV:EX](#); [Shoemaker, Wes ENV:EX](#)
Subject: Re: Upper Columbia Wetlands
Date: Tuesday, April 12, 2016 9:20:52 PM

Great thank you very much for tracking this down Jim!

Mark Knudsen
Ministerial Assistant to the Hon. Mary Polak

On Apr 12, 2016, at 8:26 PM, Standen, Jim ENV:EX <Jim.Standen@gov.bc.ca> wrote:

Mark,

Through email exchanges with FLNRO ADM I have confirmed that this is a FLNRO piece. One of his staff confirms that it relates to the Conservation Lands (including WMAs) portfolio, previously with Moe/Parks and with FLNRO since 2011. The history is:

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Sent: Tuesday, April 05, 2016 6:23 PM
To: Witt, Andy FLNR:EX
Cc: Trotzki, Peter O ENV:EX; Paquin, Lisa C ENV:EX; Down, Ted ENV:EX; Ritchie, Chris FLNR:EX; Holmes, Peter N FLNR:EX
Subject: RE: MOE asked fed's to remove outboards from Columbia River

Thanks,
Jim

From: [Knudsen, Mark ENV:EX](#)
To: [Polak, Mary ENV:EX](#)
Cc: [Kapac de Frias, Martina E ENV:EX](#)
Subject: Re: Upper Columbia Wetlands
Date: Tuesday, April 12, 2016 9:17:36 PM

Ok sounds good. We'll set that up.

Mark Knudsen
Ministerial Assistant to the Hon. Mary Polak

> On Apr 12, 2016, at 9:17 PM, Polak, Mary ENV:EX <Mary.Polak@gov.bc.ca> wrote:

>

> Yes, please

>

> Sent from my iPad

>

>> On Apr 12, 2016, at 9:15 PM, "Knudsen, Mark ENV:EX" <Mark.Knudsen@gov.bc.ca> wrote:

>>

>> Thanks go to Jim for tracking this down! Sure, would you like FLNRO/MST involved as well?

>>

>> Mark Knudsen

>> Ministerial Assistant to the Hon. Mary Polak

>>

>>> On Apr 12, 2016, at 9:13 PM, Polak, Mary ENV:EX <Mary.Polak@gov.bc.ca> wrote:

>>>

>>> Wow - thx! We now need to arrange a briefing meeting with staff and MBB

>>>

>>> Sent from my iPad

>>>

>>>> On Apr 12, 2016, at 8:44 PM, "Knudsen, Mark ENV:EX" <Mark.Knudsen@gov.bc.ca> wrote:

>>>>

>>>> Minister,

>>>> Please see below initial info from Jim. If there are any additional specific details you're looking for, let me know.

>>>>>

>>>>> Through email exchanges with FLNRO ADM I have confirmed that this is a FLNRO piece. One of his staff confirms that it relates to the Conservation Lands (including WMAs) portfolio, previously with Moe/Parks and with FLNRO since 2011. The history is:

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From: [Knudsen, Mark ENV:EX](#)
To: [Polak, Mary ENV:EX](#)
Cc: [Kapac de Frias, Martina E ENV:EX](#)
Subject: Re: Upper Columbia Wetlands
Date: Tuesday, April 12, 2016 9:15:29 PM

Thanks go to Jim for tracking this down! Sure, would you like FLNRO/MST involved as well?

Mark Knudsen
Ministerial Assistant to the Hon. Mary Polak

> On Apr 12, 2016, at 9:13 PM, Polak, Mary ENV:EX <Mary.Polak@gov.bc.ca> wrote:

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> Wow - thx! We now need to arrange a briefing meeting with staff and MBB

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>> On Apr 12, 2016, at 8:44 PM, "Knudsen, Mark ENV:EX" <Mark.Knudsen@gov.bc.ca> wrote:

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>>>

From: [Kapac de Frias, Martina E ENV:EX](#)
To: [Tennant, Laura FLNR:EX](#)
Cc: [Knudsen, Mark ENV:EX](#)
Subject: Re: Upper Columbia Wetlands
Date: Friday, April 15, 2016 1:35:51 PM

Thank LT!

On Apr 15, 2016, at 1:32 PM, Tennant, Laura FLNR:EX <Laura.Tennant@gov.bc.ca> wrote:

Staff believe it was 2007. Hoping to have more concrete information shortly.

Sent from my iPhone

On Apr 15, 2016, at 1:26 PM, Kapac de Frias, Martina E ENV:EX
<Martina.KapacdeFrias@gov.bc.ca> wrote:

Update?

On Apr 15, 2016, at 11:17 AM, Tennant, Laura FLNR:EX
<Laura.Tennant@gov.bc.ca> wrote:

Checking. Stand by

Sent from my iPhone

On Apr 15, 2016, at 11:15 AM, Kapac de Frias, Martina
E ENV:EX <Martina.KapacdeFrias@gov.bc.ca> wrote:

This is urgent pls. Thanks L and M

On Apr 15, 2016, at 11:10 AM, Knudsen,
Mark ENV:EX
<Mark.Knudsen@gov.bc.ca> wrote:

Hi Laura,
Quick question on the email
below. I understand FLNRO has
taken over responsibility for this
file several years ago. Are you
able to confirm the timing of the
joint application that went to
Transport Canada?
FYI – we're arranging a meeting
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MBB when the House resumes.
Thanks,
Mark

From: Standen, Jim ENV:EX
Sent: Tuesday, April 12, 2016 8:27 PM
To: Knudsen, Mark ENV:EX
Cc: Kapac de Frias, Martina E
ENV:EX; Shoemaker, Wes ENV:EX
Subject: Upper Columbia Wetlands
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Hopefully this gives you enough to respond to MBB. Shout if you need more or have any follow-up questions.
Jim

From: Wipond, Karen J
FLNR:EX

Sent: Tuesday, April 05, 2016
6:23 PM

To: Witt, Andy FLNR:EX

Cc: Trotzki, Peter O ENV:EX;
Paquin, Lisa C ENV:EX;
Down, Ted ENV:EX; Ritchie,
Chris FLNR:EX; Holmes,
Peter N FLNR:EX

Subject: RE: MOE asked fed's
to remove outboards from
Columbia River

Thanks,
Jim

From: [Buttman, Ashley ENV:EX](#)
To: [Scott, Heidi ENV:EX](#); [Brosz, Corinne M ENV:EX](#)
Cc: [Crozier, Bev ENV:EX](#)
Subject: Request for Staff and Materials: 298397 Upper Columbia Wetlands - due Apr 25
Date: Friday, April 22, 2016 8:37:14 AM

Good morning,

As per below, there will be no ENV IN for this meeting; FLNRO should be preparing all materials. If ENV staff is required, John Trehwitt can dial-in. Please advise on call-in co-ordinates if John is requested to attend.

Thanks,

Ashley Buttman (née Draper)

Administrative Coordinator

Deputy Minister's Office | Ministry of Environment

T: 250.387.9870 | F: 250.387.6003

From: Gilmour, Lori ENV:EX
Sent: Friday, April 22, 2016 8:35 AM
To: Draper, Ashley ENV:EX
Cc: Crozier, Bev ENV:EX
Subject: RE: Request for Staff and Materials: 298397 Upper Columbia Wetlands - due Apr 25
Hi Ashley, there will be no note from our office for this MO Meeting. This is a MFLNRO issue. John Trehwitt can attend the meeting by phone if needed. Thanx, Lori

From: Draper, Ashley ENV:EX
Sent: Tuesday, April 19, 2016 9:14 AM
To: Gilmour, Lori ENV:EX
Cc: Crozier, Bev ENV:EX
Subject: Request for Staff and Materials: 298397 Upper Columbia Wetlands - due Apr 25

Good morning Lori,

Jim has confirmed that this is a FLNRO topic, and that it relates to the Conservation Lands (including WMAs) portfolio, previously with Moe/Parks and with FLNRO since 2011. Mark Knudsen has arranged a joint Minister briefing and has also requested staff attend from ENV.

Please advise on ENV staff attendees. IN due back to the DMO by noon on April 25 please.

Thanks,

Ashley Draper

Administrative Coordinator

Deputy Minister's Office | Ministry of Environment

T: 250.387.9870 | F: 250.387.6003

From: Scott, Heidi ENV:EX
Sent: Friday, April 15, 2016 11:55 AM
To: Crozier, Bev ENV:EX
Cc: Draper, Ashley ENV:EX
Subject: Request for Staff and Materials Upper Columbia Wetlands

Meeting Purpose	Briefing for MMP, MST and MBB Re: Upper Columbia Wetlands
Staff Attendees Y/N/Who	Yes
Request BN?	Yes
Date/Location	April 28, 1:00-1:30pm, Room 112
Meeting Duration	30 min
Cliff Log #	298397

From: Knudsen, Mark ENV:EX
Sent: Tuesday, April 12, 2016 9:24 PM
To: Scott, Heidi ENV:EX
Cc: Kapac de Frias, Martina E ENV:EX
Subject: Fwd: Upper Columbia Wetlands

Can you please arrange
a briefing between MST, MBB and MMP on this topic. It's a FLNRO topic, so we'll need
staff from their ministry as well as from MOE.
Thanks,
Mark

Mark Knudsen
Ministerial Assistant to the Hon. Mary Polak

Begin forwarded message:

From: "Standen, Jim ENV:EX" <Jim.Standen@gov.bc.ca>
Date: April 12, 2016 at 8:26:35 PM PDT
To: "Knudsen, Mark ENV:EX" <Mark.Knudsen@gov.bc.ca>
Cc: "Kapac de Frias, Martina E ENV:EX" <Martina.KapacdeFrias@gov.bc.ca>, "Shoemaker, Wes ENV:EX" <Wes.Shoemaker@gov.bc.ca>
Subject: Upper Columbia Wetlands

Mark,

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Hopefully this gives you enough to respond to MBB. Shout if you need more or have any follow-up questions.

Jim

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Sent: Tuesday, April 05, 2016 6:23 PM
To: Witt, Andy FLNR:EX

Cc: Trotzki, Peter O ENV:EX; Paquin, Lisa C ENV:EX; Down, Ted ENV:EX;
Ritchie, Chris FLNR:EX; Holmes, Peter N FLNR:EX
Subject: RE: MOE asked fed's to remove outboards from Columbia River

Thanks,
Jim

Nicoll, Sara ENV:EX

From: Minister, ENV ENV:EX
Sent: Tuesday, July 7, 2015 12:16 PM
To: s.22
Cc: Krebs, John A FLNR:EX
Subject: RE: Columbia River Boating Regulation
Attachments: kupchanko decision brief.pdf; Excerpted Columbia Wetlands Environmental Stewardship Partners Meeting Meeting Notes for May 13th Meeting .pdf; The Columbia Wetlands Stewardship Partners.pdf

Reference: 284835

July 7, 2015

Gerry Wilkie
Email: s.22

Dear Mr. Wilkie:

Thank you for your email of June 9, 2015, regarding proposed changes to the Columbia River Boating Regulations.

British Columbia (BC) Government involvement has been primarily led by the Ministry of Forests, Lands, and Natural Resource Operations (FLNR) as they hold authority for the BC *Wildlife Act*. The FLNR has been involved in discussions related to the Columbia River Boating Regulations for a number of years through their membership in the Columbia Wetlands Stewardship Partnership.

I understand any specific questions or concerns related to this issue can be directed to Mr. John Krebs, Director of Resource Management for FLNR's South Area. He can be reached by email at John.Krebs@gov.bc.ca or by phone at 250 489-8547.

Thank you again for keeping us apprised of your request to the federal government on this important issue.

Sincerely,

Mary Polak
Minister

cc: John Krebs, Director, Resource Management, South Area, Ministry of Forests, Lands and Natural Resource Operations

From: Gerry Wilkie s.22
Sent: Tuesday, June 9, 2015 2:58 PM
To: Minister, ENV ENV:EX
Subject: Columbia River Boating Regulation

Minister Polak
For your information and support

RE: Proposed Columbia River VORR Amendment (to limit motors to a maximum of 20 horsepower)

I am writing to bring to your attention the resolute and widespread support of local stakeholders for this last component of the three part regulations designed to protect the world-renowned Columbia Wetlands Wildlife Management Area (CWWMA) while protecting local historic and common boating practices.

In 1996, Columbia Valley residents, industry, First nations and government agencies came together, agreeing that the stretch of the Columbia River and wetlands from Donald in the north to Fairmont in the south should be protected for wildlife. A Wildlife Management Area was enacted under provincial law, protecting wildlife under the BC Wildlife Act throughout the whole 180-kilometre stretch. Recreational and historical uses — fishing, hunting and trapping — would continue, but under an innovative philosophy that places wildlife and habitat values first.

In 1996, the Columbia Wetlands were designated as Wildlife Management Area (WMA, protected under the *BC Wildlife Act*). In 1997 the Province of BC enacted a regulation restricting all vehicle use (snowmobiles, all boats, jet boats, jet skis and ATVs) to 10 horsepower or less. This regulation was an important component of the provincial management strategy designed to protect the ecological integrity of this critical habitat for wildlife and migratory birds. Noise, intrusion, brood disruption and pollution associated with fast moving and large motored conveyances causes a number of negative environmental impacts, including damage to water quality and sensitive aquatic ecosystems, habitat destruction, and nest abandonment.

The regulation to restrict horsepower grew out of both the need to fulfill the mandate of the WMA to protect wildlife and their habitat and out of the public consultation processes.

In 1998, the province's jurisdiction to regulate vessels, even in local areas and for environmental reasons, was challenged in the courts. The Canadian Coast Guard became involved and argued that the provincial government could not apply restrictions to waterways such as the Columbia Wetlands as this was solely the jurisdiction of the federal government. Initially, a challenge was raised in BC Provincial Court disputing that the provincial Ministry of Environment had the ability to restrict motorized vessels on the Columbia Wetlands Wildlife Management Area.

The case was decided in the province's favor at the BC Supreme Court level. The matter was appealed to the BC Court of Appeal and was heard, November 5, 2001. In January 2002, the Court of Appeal struck down the provincial 10 hp restrictions as it pertained to vessels, but left the restriction in place on land-based conveyances, like snowmobiles and ATVs. Regulation of vessels was deemed jurisdiction of the federal government.

The Court of Appeal emphasized, in their decision summary, the following: "Nevertheless, where protection of the environment requires regulation of vessels operating in navigable waters, the Province cannot legislate. Fortunately, the existing shipping regulations do provide machinery for provincial authorities to request that the federal power be exercised." (Citation: R. v. Kupchanko Date: 20020130 2002 BCCADocket: CA026665)

Shortly after this decision, the provincial government of British Columbia partnered with a local conservation group, Wildsight, and started the application process to develop a regulation under the Canada Shipping Act.

On June 5, World Environment Day, 2005, the Columbia Wetlands, including the river, received much deserved international recognition as a Ramsar Wetland of International Importance. The largest wetland of its kind in British Columbia and protected under the BC Wildlife Act, the Columbia Wetlands qualified under all eight Ramsar Criteria, and comprise a regionally unparalleled diversity of 16 habitats, sheltering around 216 species.

On June 28, 2008, a package of amendments to the boating regulations was published in Part I of the *Canada Gazette*, containing proposed amendments to the Regulations which would control the navigation of vessels in the Columbia River and Wetlands between Fairmont Hot Springs and Donald Station (north-west of Golden), BC in order to protect environmental values. Two of these regulations became law, August 19, 2009:

Vol. 143, No. 17 — August 19, 2009

Registration

SOR/2009-213 July 30, 2009

CANADA SHIPPING ACT, 2001

A year-round prohibition on the operation of power-driven vessels in the wetlands of the Columbia River.

A year-round prohibition on towing persons on water skis, surfboards or other similar equipment in the main channel of the Columbia River at any time.

The third and final portion of what was always intended to be a three-part regulation remains in limbo awaiting your signature.

Back in May of 2009, our multistakeholder group, representing provincial and local government, First Nations, Industry and broad and diverse NGOs, met with representatives of Transport Canada. At that time, the group developed the proposed regulation, to limit boating on the stretch of Columbia River within the CWWMA to vessels with motors of 20 hp or less. I attach the minutes. Yet here we are six years later with no boating regulation on the Columbia River through this fragile protected area, and this leads to negative environmental impacts.

The existing regulations, quoted above, remain difficult if not impossible to enforce while the main channel remains open to any and all boating activity, something that the majority of residents wish to see curtailed.

Over the many years this regulation has been languishing in your department, all local governments, the provincial government and area First Nations have formally resolved unequivocal support for the 20 horsepower restriction on the main channel of the Columbia River through the CWWMA. This recommended regulation was derived through compromise with many of the stakeholders preferring no motors at all.

We ask that you give the highest priority to guiding this last and most crucial portion of the regulation to completion. Local residents, local and provincial governments, First Nations, and the national and international community will meet enacting of this regulation with wide approval and acclaim.

Thank you for your immediate attention to this urgent matter

Sincerely,

Gerry Wilkie, President, Columbia Wetlands Stewardship Partners

Box 2284, Invermere, British Columbia V0A1K0

3 attachments

cc

David Wilks, MP Kootenay Columbia

Norm Macdonald, MLA Columbia River Revelstoke

Mary Polak, British Columbia Minister of Environment

s.22

Excerpted

Columbia Wetlands Environmental Stewardship Partners Meeting

Meeting Notes for May 13th Meeting

Date and Time: Wednesday, May 13th 2009 (9:00 to 3:30)

Location: Columbia Valley Lodge Parson B.C.

Next Meeting Date: Mid August Brisco Hall, Brisco B.C.

Columbia Wetlands Environmental Stewardship Management Meeting

Objectives of Meeting Were to:

1. Meet with the office of Boating Safety to review the status of the boating regulation and options offered
2. Discuss Boating Use Monitoring
3. Discuss funding for Science Committee Projects 2009/10
4. Discuss future projects for Science Committee
5. Decide on next steps for Communication Committee
6. Go over Accounting for 2008/09 and Budget for 2009/10
7. Discuss Charitable Status application
8. Other business including application of new members, GIS options, Biodiversity Atlas Project, Power line corridor project status, CBT conference with partners and water monitoring project.

4. Office of Boating Safety- Boating Regulation

Kevin Monahan explained the process of enacting a regulation and gave a history of the proposed regulations and took questions from the group. See attached dialogue for details of discussion.

Kevin Monahan explained what Transport Canada would like to see from this group as they have been directed to consult with the general public. They would like CWSP's assistance in designing the consultation, where and how to advertise, where and when to meet.

They would like CWESP to play a part in this consultation, would like the group to lend expertise and co-host these consultations as well as to help craft the proposal to be consulted on.

Should there be a minor or major modification to this regulatory proposal?

Gives group several options to consider, reminds them that process is applicant driven and they will support whatever the applicant asks them to. Reminds them that if it is not changed in a substantive way we would probably have a regulation in place before Christmas.

Much more discussion, many questions regarding enforcement. Who would be presenting the regulation to the public. What is best strategy to ensure compliance of general public.

Bob J gives a general overview regarding Transport Canada's attempt at a compromise and the problems involved. He would like to distance group somewhat, wants to have vote so Transport Canada can report on result of vote by group instead of more involvement by group.

Further explanation regarding process and how much longer the process will take if we don't move forward now with a modified proposal.

Motion made by Paul Galbraith that we do not officially co-host these meetings with Transport Canada regarding the proposed boating regulation.

Seconded by Gerry Wilke

Discussion follows. This group would clearly like to see a 20 HP limit throughout the year. Most do not see any point in spending more time talking to Transport Canada and spending more time in meetings on this issue, there are a lot of other things this group would like to see done.

Suggestion that we table the motion until we have further discussion. Agreed on by both Paul G and Gerry W.

Discussion concerning whether or not we should table the motion. More questions as to how long this will take if we do not sanction the proposal as stands or make a minor modification.

Much general discussion and disagreement

The government has rejected the proposal, no point on going back to them with the same proposal.

Most everyone wants to get on with other orders of business.

Motion made by Ellen Zimmerman, representing the applicant of the original regulation, that the proposed regulation be amended to allow the use of motorized vessels up to 20 HP during the seasonal restriction in the main channel from March 1 to July 15.

Mary Ann Emery seconded the motion

More discussion follows considering the wisdom of accepting the amended regulation, isn't it better to get what we want rather than a compromise that no one wants.

All we are doing is giving the government advice.

More questions as to why the original proposal was not accepted as written. The 20 HP restriction excluded jet boats, there is some problem with that, they are part of the community.

There is a problem going forward with restoration projects if there are jet boats on the river.

Point of order, there is a motion on the floor and we are not talking about the motion, it is time to vote.

Re-reading of Motion

The proposed regulation be amended to allow the use of motorized vessels up to 20 HP during the seasonal restriction in the main channel from March 1 to July 15.

Bob J. counts the votes.

6 Yea

9 Opposed

2 Abstentions

The motion as read is defeated.

More discussion follows.

Paul Galbraith makes the motion to leave the main channels open to small boats up to 20 HP for all seasons and restrict all motors greater than 20 HP in all channels.

Buzz Harmsworth seconded the motion

Discussion follows

Re-reading of motion

Bob J counts votes

18 yeas

0 Opposed

No Abstentions

The motion as read is carried

Discussion follows as to exceptions to the restrictions. There are existing exemptions in place regarding emergencies.

Nola Alt inquires about signage in sensitive areas on the river. Also wondering if Transport Canada will be helping finance signage. Transport Canada agrees to that.

Action

The proposed Vessel Operation Restriction Regulation in its entirety will not be moving forward to Canada Gazette Two. The applicant (Wildsight) will work with Transport Canada to amend the application and resubmit. We will give support to Transport Canada regarding the consultation process but will not co-host the meetings. The applicant and Transport Canada will keep group up to date with future developments.

Must meet with Irv Graham from WMA to discuss and arrange signage.

January 30, 2002, The Honourable Justice Esson, British Columbia Court of Appeal, in *Regina v. Kupchanko*, in analyzing the legal doctrines of “interjurisdictional immunity” and “concurrent jurisdiction”, concluded that the provincial order in dispute did infringe upon the core of federal jurisdiction. The primary issue considered by the Court of Appeal was whether or not section 91(10) of the Constitution Act, 1867, which identifies “navigation” as an area of exclusive federal jurisdiction, prevented the province from enacting regulations to restrict the type or power of vessel which may be operated on navigable waters, even if it was to address a provincial purpose. The Honourable Justice Esson stated (para 42); “ In relation to the question, I now agree with the statement of Bernier J.A., for the court, in *St.-Denis de Brompton (Municipality) v. Filteau* (1986), 59 D.L.R. (4th) 84 (Que. C.A.) at 91, that “navigation” rights can be abrogated or regulated only by the federal government”. That case held a provincial statute authorizing a municipality to pass bylaws prohibiting or regulating the use of powerboats on lakes of a certain size to be *ultra vires*.

The Columbia Wetlands Stewardship Partners

The Columbia Wetlands Stewardship Partners group was formed in 2006. It is made up of over 35 groups, communities and agencies concerned with the wetlands.

So what are we about?

The **Columbia Wetlands Stewardship Partners** came together several years ago in order to allow local communities to play a role in stewarding this very important wetland system. We are a registered non-profit group in good standing under the Society Act of British Columbia.

Vision Statement:

The Upper Columbia River and the adjacent Columbia Wetlands will continue to function as a healthy flood-plain ecosystem with a complex biological community governed by natural fluvial and ecological processes. Human Communities will continue to benefit socially, environmentally and economically from this naturally functioning ecosystem and, in turn, the wetlands will contribute to the health and vitality of the communities in the upper Columbia River Basin. Residents in these communities will become engaged and motivated to adopt a stewardship ethic and will work collectively to demonstrate the benefits of a shared stewardship model for this important resource.

Mission Statement:

The **Columbia Wetlands Stewardship Partners** is made up of a diverse group of community interests, First Nations and government agencies created to develop effective stewardship and management practices for the Columbia Wetlands and the Upper Columbia River. The partnership, acting on their vision statement, will engage the general public and work with governments at all levels to implement a shared stewardship model for the management of the river and wetlands.

Mandate statement:

The mandate of the **Columbia Wetlands Stewardship Partners** is to steward the wetlands in accordance with our vision as a single system irrespective of ownership or jurisdiction and to take a pro-active stance in dealing with issues as they arise. We intend to take a positive, community and science based approach to issues related to the wetlands, and resolve issues neighbour to neighbour. The formation of this group is, in effect, local people taking responsibility for a natural landscape that they care deeply about.

Actions to Date:

1. The Partners, working with a range of participants, has assisted in the cleanup of several old dump sites adjacent to or in the wetlands.
2. The Partners have developed an adaptive science strategy and have supported several science based projects to help us develop a better understanding of how the system works and what we can do that will help to maintain natural processes in the wetlands and river.
3. The Partners are working with various agencies to develop better access to the river at several sites along the river.
4. The Partners have played a role in assisting governments to make decisions on various issues affecting the river and wetlands. There has been a decade long debate over a boating regulation for the river system and wetlands. The Partners have come up with a compromise that has been presented to government which

- basically prohibits motorized vessels and associated towing activities in the wetlands proper and its terrestrial components, and seeks to limit vessels operating in the main channels of the wetlands portion of the river to a maximum of 20hp. We await full regulatory passage.
5. The Partners have provided support to Wildsight Golden who has applied for funding to document the presence of invasive weeds in the system, to develop strategies for dealing with any weeds found and educate users on making sure that no invasive species are brought into the system on boats, trailers, waders, etc. The Partners have also worked with local ranchers and Gail Berg, a consulting botanist to identify plants that occur in the wetlands that are poisonous to cattle. A guide to these plants has been developed for use by ranchers.
 6. The Partners are also looking at developing a river use guide and maps that will assist users in navigating through the system and complying with the regulations that are proposed. The first segment covering the most southerly portion of the river has been completed and may be used by accessing the link on the homepage. Further segments of the guide will be available in 2014, and linked to this website.
 7. The Partners have secured a multi-year grant from the Regional District of East Kootenay with the goal of re-introducing the Northern Leopard Frog to the wetlands. Penny Ohanganian is working in the second year of this project and we anticipate that 2014 will indicate the initial success of this endeavour.
 8. The Partners are in the course of revising and updating the existing bird-list for the wetlands.
 9. The Partners are considering conducting the study respecting Burbot (Ling Cod) presence in the River System.
 10. The Partners seek exposure and the opportunity to educate the public about their programs and activities by being present with their banners and brochures at various regional fairs such as the Windermere Scarecrow Festival.

The Partnership is also looking at other long term concerns in the wetlands:

1. The system is critically dependent on natural stream flows into the system. We are working to identify management strategies for water flows and water quality that will meet the water demands of local communities and industry and maintain flows through the system. The Partners are participating in a basin wide water governance study and program that may lead to the creation of a water governance board.
2. The Partners are assisting the Ministry of Environment is resolving outstanding issues with the boundaries of the provincial Wildlife Management Area that encompasses much of the system and zero horsepower regulation has been adopted for the terrestrial portion of the WMA.
3. The Partners have assisted government in developing a process for reviewing applications for commercial recreation applications in the wetlands and has worked with the proponents of such concepts to adopt sustainable guidelines.
4. A project to identify heritage sites along the river is being developed.
5. The Partners are developing strategies, brochures, guides and signage to educate the public on the values of the river and wetlands through presentations and celebrations on Wetlands Day and during other local events

6. The Partners, working in conjunction with First Nations, have assisted with yearly Salmon Festivals since October 2011 which celebrates the role of salmon, past and present, in the Upper Columbia River system and seen innovative ways to bring the salmon back to the system.

Present Funding

The BC Ministry of Environment has supported the establishment of the Partners with grants of \$20,000.00 in its first two years and \$40,000 for its third year. The Columbia Basin Trust initially provided \$20,000.00 annually over the three years as a startup fund. CBT now supports specific projects meeting its criteria. Over the last decade, members of the partnership have expended over 2 million dollars in projects related to the system and have contributed some \$200,000.00 of in kind efforts in the establishment of this group.



COLUMBIA SHUSWAP REGIONAL DISTRICT

PO Box 978, 555 Harbourfront Drive NE, Salmon Arm, BC V1E 4P1
T: 250.832.8194 | F: 250.832.3375 | TF: 1.888.248.2773 | www.csr d.bc.ca

June 26, 2015

The Honourable Lisa Raitt
Minister of Transport
Tower C - 330 Sparks Street
OTTAWA, ONTARIO K1A 0N5

Dear Minister Raitt:

Re: Proposed Columbia River VORR Amendment
(to limit motors to a maximum of 20 horsepower)

File: 0430-01 ESD-SPB

MINISTER'S OFFICE - RECEIVED			
MINISTRY OF ENVIRONMENT			
JUL 02 2015			
<input type="checkbox"/> Min Reply	<input type="checkbox"/> Reply Direct	<input type="checkbox"/> DM Reply	<input checked="" type="checkbox"/> Info/File
<input type="checkbox"/> Send Interim	<input type="checkbox"/> Redirect to _____		
<input type="checkbox"/> cc	CLIFF# add to log 284835		

At a recent meeting of the Columbia Shuswap Regional District, Board members were provided with a copy of a letter from the President, Columbia Wetlands Stewardship Partners, which outlined the need for enacting a regulation to protect the Columbia River channel that runs through the Columbia Wetlands Wildlife Management area. A copy of the letter is enclosed for your reference and you will note that the correspondence includes a chronology of the various events that have occurred over the years in enacting some initial legislation. The attached letter notes that a third and final portion of the regulation is awaiting signature by the Federal Minister of Transport.

Upon receipt of the correspondence from the Columbia Wetlands Stewardship Partners, the Board requested that a letter be written to the Federal Minister of Transport advising that the Columbia Shuswap Regional District Board supports the restriction of a 20 horsepower maximum on the main channel area of the Columbia River through the Columbia Wetlands Wildlife Management area, and to urge that the Minister proceed with the enactment of the third and final regulation.

Our Board respectfully requests your favourable consideration of this request.

Yours truly,
COLUMBIA SHUSWAP REGIONAL DISTRICT
Per:


Rhona Martin, Chair

cc: David Wilks, MP, Kootenay-Columbia
Mary Polak, Minister of Environment, Province of BC ✓
Norm Macdonald, MLA, Columbia River-Revelstoke
Director Karen Cathcart, Electoral Area A, CSR D
President, Columbia Wetlands Stewardship Partners

Ministry of Environment Correspondence Unit
JUL 06 2015

Enclosure

ELECTORAL AREAS

A GOLDEN-COLUMBIA
B REVELSTOKE-COLUMBIA

C SOUTH SHUSWAP
D FALKLAND-SALMON VALLEY

E SICAMOUS-MALAKWA
F NORTH SHUSWAP-SEYMOUR ARM

MUNICIPALITIES

GOLDEN
REVELSTOKE

SALMON ARM
SICAMOUS

MO

The Honourable Lisa Raitt
Minister of Transport
Tower C - 330 Sparks St.
Ottawa, Ontario, Canada
K1A 0N5
Telephone: 613-991-0700
E-mail: mintc@tc.gc.ca

COPY

Ministry of Environment
Correspondence Unit

JUL 06 2015

Dear Hon. Minister,

RE: Proposed Columbia River VORR Amendment (to limit motors to a maximum of 20 horsepower)

I am writing to bring to your attention the resolute and widespread support of local stakeholders for this last component of the three part regulations designed to protect the world-renowned Columbia Wetlands Wildlife Management Area (CWWMA) while protecting local historic and common boating practices.

In 1996, Columbia Valley residents, industry, First nations and government agencies came together, agreeing that the stretch of the Columbia River and wetlands from Donald in the north to Fairmont in the south should be protected for wildlife. A Wildlife Management Area was enacted under provincial law, protecting wildlife under the BC Wildlife Act throughout the whole 180-kilometre stretch. Recreational and historical uses — fishing, hunting and trapping — would continue, but under an innovative philosophy that places wildlife and habitat values first.

In 1996, the Columbia Wetlands were designated as Wildlife Management Area (WMA, protected under the *BC Wildlife Act*). In 1997 the Province of BC enacted a regulation restricting all vehicle use (snowmobiles, all boats, jet boats, jet skis and ATVs) to 10 horsepower or less. This regulation was an important component of the provincial management strategy designed to protect the ecological integrity of this critical habitat for wildlife and migratory birds. Noise, intrusion, brood disruption and pollution associated with fast moving and large motored conveyances causes a number of negative environmental impacts, including damage to water quality and sensitive aquatic ecosystems, habitat destruction, and nest abandonment. The regulation to restrict horsepower grew out of both the need to fulfill the mandate of the WMA to protect wildlife and their habitat and out of the public consultation processes.

In 1998, the province's jurisdiction to regulate vessels, even in local areas and for environmental reasons, was challenged in the courts. The Canadian Coast Guard became involved and argued that the provincial government could not apply restrictions to waterways such as the Columbia Wetlands as this was solely the jurisdiction of the federal government. Initially, a challenge was raised in BC Provincial Court disputing that the provincial Ministry of Environment had the ability to restrict motorized vessels on the Columbia Wetlands Wildlife Management

Area.

The case was decided in the province's favor at the BC Supreme Court level. The matter was appealed to the BC Court of Appeal and was heard, November 5, 2001. In January 2002, the Court of Appeal struck down the provincial 10 hp restrictions as it pertained to vessels, but left the restriction in place on land-based conveyances, like snowmobiles and ATVs. Regulation of vessels was deemed jurisdiction of the federal government.

The Court of Appeal emphasized, in their decision summary, the following: "Nevertheless, where protection of the environment requires regulation of vessels operating in navigable waters, the Province cannot legislate. Fortunately, the existing shipping regulations do provide machinery for provincial authorities to request that the federal power be exercised." (Citation: *R. v. Kupchanko* Date: 20020130 2002 BCCADocket: CA026665)

Shortly after this decision, the provincial government of British Columbia partnered with a local conservation group, Wildsight, and started the application process to develop a regulation under the Canada Shipping Act.

On June 5, World Environment Day, 2005, the Columbia Wetlands, including the river, received much deserved international recognition as a Ramsar Wetland of International Importance. The largest wetland of its kind in British Columbia and protected under the BC Wildlife Act, the Columbia Wetlands qualified under all eight Ramsar Criteria, and comprise a regionally unparalleled diversity of 16 habitats, sheltering around 216 species.

On June 28, 2008, a package of amendments to the boating regulations was published in Part I of the *Canada Gazette*, containing proposed amendments to the Regulations which would control the navigation of vessels in the Columbia River and Wetlands between Fairmont Hot Springs and Donald Station (north-west of Golden), BC in order to protect environmental values. Two of these regulations became law, August 19, 2009:

Vol. 143, No. 17 — August 19, 2009

Registration

SOR/2009-213 July 30, 2009

CANADA SHIPPING ACT, 2001

A year-prohibition on the operation of power-driven vessels in the wetlands of the Columbia River.

A year-round prohibition on towing persons on water skis, surfboards or other similar equipment in the main channel of the Columbia River at any time.

The third and final portion of what was always intended to be a three-part regulation remains in limbo awaiting your signature.

Back in May of 2009, our multistakeholder group, representing provincial and local government, First Nations, Industry and broad and diverse NGOs, met with representatives of Transport Canada. At that time, the group developed the proposed regulation, to limit boating on the stretch of Columbia River within the CWWMA to vessels with motors of 20 hp or less. I attach the minutes. Yet here we are six years later with no boating regulation on the Columbia River through this fragile protected area, and this leads to negative environmental impacts.

The existing regulations, quoted above, remain difficult if not impossible to enforce while the main channel remains open to any and all boating activity, something that the majority of residents wish to see curtailed.

Over the many years this regulation has been languishing in your department, all local governments, the provincial government and area First Nations have formally resolved unequivocal support for the 20 horsepower restriction on the main channel of the Columbia River through the CWWMA. This recommended regulation was derived through compromise with many of the stakeholders preferring no motors at all.

We ask that you give the highest priority to guiding this last and most crucial portion of the regulation to completion. Local residents, local and provincial governments, First Nations, and the national and international community will meet enacting of this regulation with wide approval and acclaim.

Thank you for your immediate attention to this urgent matter

Sincerely,

Gerry Wilkie, President, Columbia Wetlands Stewardship Partners

Box 2284, Invermere, British Columbia V0A1K0

3 attachments

cc

David Wilks, MP Kootenay Columbia

Norm Macdonald, MLA Columbia River Revelstoke

Mary Polak, British Columbia Minister of Environment,

Page 132 to/à Page 133

Withheld pursuant to/removed as

s.3

Polak, Mary ENV:EX

From: Polak, Mary ENV:EX
Sent: Tuesday, April 12, 2016 9:18 PM
To: Knudsen, Mark ENV:EX
Cc: Kapac de Frias, Martina E ENV:EX
Subject: Re: Upper Columbia Wetlands

Great - thx!

Sent from my iPad

> On Apr 12, 2016, at 9:17 PM, "Knudsen, Mark ENV:EX" <Mark.Knudsen@gov.bc.ca> wrote:
>
> Ok sounds good. We'll set that up.
>
> Mark Knudsen
> Ministerial Assistant to the Hon. Mary Polak
>
>> On Apr 12, 2016, at 9:17 PM, Polak, Mary ENV:EX <Mary.Polak@gov.bc.ca> wrote:
>>
>> Yes, please
>>
>> Sent from my iPad
>>
>>> On Apr 12, 2016, at 9:15 PM, "Knudsen, Mark ENV:EX" <Mark.Knudsen@gov.bc.ca> wrote:
>>>
>>> Thanks go to Jim for tracking this down! Sure, would you like FLNRO/MST involved as well?
>>>
>>> Mark Knudsen
>>> Ministerial Assistant to the Hon. Mary Polak
>>>
>>>> On Apr 12, 2016, at 9:13 PM, Polak, Mary ENV:EX <Mary.Polak@gov.bc.ca> wrote:
>>>>
>>>> Wow - thx! We now need to arrange a briefing meeting with staff and MBB
>>>>
>>>> Sent from my iPad
>>>>
>>>>> On Apr 12, 2016, at 8:44 PM, "Knudsen, Mark ENV:EX" <Mark.Knudsen@gov.bc.ca> wrote:
>>>>>
>>>>> Minister,
>>>>> Please see below initial info from Jim. If there are any additional specific details you're looking for, let me know.
>>>>>
>>>>>> Through email exchanges with FLNRO ADM I have confirmed that this is a FLNRO piece. One of his staff confirms that it relates to the Conservation Lands (including WMAs) portfolio, previously with Moe/Parks and with FLNRO since 2011. The history is:
>>>>>>
>>>>>>> The WMA was established in 1996 and the Fish and Wildlife Section (MOE at the time) established a 10 hp restriction by a Regional Manager's order in 1997 to protect sensitive values. This order as it applied to the navigable waters portion was successfully contested in the BC Supreme Court in 2002 which determined it was federal

jurisdiction. The 10 hp restriction remains in effect for the non-navigable water portions of the WMA. A joint application from the ministry and Wildsight was then submitted to Transport Canada (TC) to establish motorized restrictions under the Vessel Operations Restriction Regulation (likely in 2008 but unconfirmed at this point). An extensive public consultation process was conducted by TC and discussed at length by the Columbia Wetlands Stewardship Partnership which had representation from local community groups, First Nations and the three other levels of government.

>>>>>

>>>>> Two regulations were established that presently prohibits electric and gas powered vessels in the wetland portions and towing in the main channel. The recently advertised regulation is the last piece that was negotiated to limit vessels to a maximum 20hp in the main channel. The hp limit was increased to accommodate sufficient power for traditional hunting, trapping and fishing within the WMA. If this last regulation is enacted it will restore the original objective established almost 20 years ago.

>>>>>

Polak, Mary ENV:EX

From: Shoemaker, Wes ENV:EX
Sent: Tuesday, April 5, 2016 2:12 PM
To: Polak, Mary ENV:EX
Cc: Knudsen, Mark ENV:EX; Kapac de Frias, Martina E ENV:EX; Shiff, Alexander ENV:EX
Subject: Re: MOE asked fed's to remove outboards from Columbia River

Okay. Will check with staff and get back to you.

Wes

W.H. (Wes) Shoemaker, MBA
Deputy Minister
Ministry of Environment
5th Floor, 2975 Jutland Road
Victoria, BC
Tel: 250.387.5429 | Fax: 250.387.6003
E-mail: wes.shoemaker@gov.bc.ca

****Please note:** This email is intended for the addressee(s) only and may contain legally privileged information. Any unauthorized use, disclosure or reproduction is strictly prohibited.**

Sent from my iPad

On Apr 5, 2016, at 2:10 PM, Polak, Mary ENV:EX <Mary.Polak@gov.bc.ca> wrote:

See below - as per our discussion at Roundtable

Sent from my iPad

Begin forwarded message:

s.3

Page 137 to/à Page 149

Withheld pursuant to/removed as

s.3

Polak, Mary ENV:EX

From: Polak, Mary ENV:EX
Sent: Tuesday, April 5, 2016 2:11 PM
To: Shoemaker, Wes ENV:EX
Cc: Knudsen, Mark ENV:EX; Kapac de Frias, Martina E ENV:EX; Shiff, Alexander ENV:EX
Subject: Fwd: MOE asked fed's to remove outboards from Columbia River

See below - as per our discussion at Roundtable

Sent from my iPad

Begin forwarded message:

s.3

Page 151 to/à Page 172

Withheld pursuant to/removed as

s.3

From: [Dale, Alec R ENV:EX](#)
To: [Lewis, Kaaren ENV:EX](#); [Kriwoken, Lynn ENV:EX](#); [Down, Ted ENV:EX](#)
Subject: RE: DM request - FW: MOE asked fed's to remove outboards from Columbia River
Date: Tuesday, April 5, 2016 2:55:00 PM

I believe this would be FLNRO if is associated with a WMA. Certainly everything below would seem to now be with FLNRO, although the earlier dates mentioned (e.g. 2008/9) would have been MOE. Regardless, definitely not this branch, even back then it would have been regional ops and perhaps Parks when the conservation lands group was in Parks. Note there is reference to a commitment to enforce any restrictions via COS and BC Parks staff near the bottom (highlighted in yellow), which may be news to the COS and Parks.

AD

From: Lewis, Kaaren ENV:EX
Sent: Tuesday, April 5, 2016 2:38 PM
To: Kriwoken, Lynn ENV:EX; Dale, Alec R ENV:EX; Down, Ted ENV:EX
Subject: DM request - FW: MOE asked fed's to remove outboards from Columbia River
Any insight/involvement from you or your shops. I sense this is EPD, but wanted to double check.
Kaaren

From: Shoemaker, Wes ENV:EX
Sent: Tuesday, April 5, 2016 2:13 PM
To: Standen, Jim ENV:EX; Lewis, Kaaren ENV:EX; Zacharias, Mark ENV:EX
Cc: Barillaro, Scott W ENV:EX
Subject: Fwd: MOE asked fed's to remove outboards from Columbia River
Gang,

Is this familiar to any of you - might your staff have been involved in this?

Wes

W.H. (Wes) Shoemaker, MBA

Deputy Minister

Ministry of Environment

5th Floor, 2975 Jutland Road

Victoria, BC

Tel: 250.387.5429 | Fax: 250.387.6003

E-mail: wes.shoemaker@gov.bc.ca

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Sent from my iPad

Begin forwarded message:

From: "Polak, Mary ENV:EX" <Mary.Polak@gov.bc.ca>
Date: April 5, 2016 at 2:10:39 PM PDT
To: "Shoemaker, Wes ENV:EX" <Wes.Shoemaker@gov.bc.ca>
Cc: "Knudsen, Mark ENV:EX" <Mark.Knudsen@gov.bc.ca>, "Kapac de Frias, Martina E ENV:EX" <Martina.KapacdeFrias@gov.bc.ca>, "Shiff, Alexander ENV:EX" <Alex.Shiff@gov.bc.ca>
Subject: Fwd: MOE asked fed's to remove outboards from Columbia River

See below - as per our discussion at Roundtable

Sent from my iPad

Begin forwarded message:

s.3

Page 03 to/à Page 15

Withheld pursuant to/removed as

s.3

From: [Kriwoken, Lynn ENV:EX](#)
To: [Lewis, Kaaren ENV:EX](#)
Cc: [Dale, Alec R ENV:EX](#); [Down, Ted ENV:EX](#)
Subject: Re: DM request - FW: MOE asked fed's to remove outboards from Columbia River
Date: Tuesday, April 5, 2016 3:03:18 PM

No involvement from us.

On Apr 5, 2016, at 2:38 PM, Lewis, Kaaren ENV:EX <Kaaren.Lewis@gov.bc.ca> wrote:

Any insight/involvement from you or your shops. I sense this is EPD, but wanted to double check.

Kaaren

From: Shoemaker, Wes ENV:EX
Sent: Tuesday, April 5, 2016 2:13 PM
To: Standen, Jim ENV:EX; Lewis, Kaaren ENV:EX; Zacharias, Mark ENV:EX
Cc: Barillaro, Scott W ENV:EX
Subject: Fwd: MOE asked fed's to remove outboards from Columbia River
Gang,
Is this familiar to any of you - might your staff have been involved in this?

Wes
W.H. (Wes) Shoemaker, MBA
Deputy Minister
Ministry of Environment
5th Floor, 2975 Jutland Road
Victoria, BC
Tel: 250.387.5429 | Fax: 250.387.6003
E-mail: wes.shoemaker@gov.bc.ca

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Sent from my iPad

Begin forwarded message:

From: "Polak, Mary ENV:EX" <Mary.Polak@gov.bc.ca>
Date: April 5, 2016 at 2:10:39 PM PDT
To: "Shoemaker, Wes ENV:EX" <Wes.Shoemaker@gov.bc.ca>
Cc: "Knudsen, Mark ENV:EX" <Mark.Knudsen@gov.bc.ca>, "Kapac de Frias, Martina E ENV:EX" <Martina.KapacdeFrias@gov.bc.ca>, "Shiff, Alexander ENV:EX" <Alex.Shiff@gov.bc.ca>
Subject: Fwd: MOE asked fed's to remove outboards from Columbia River

See below - as per our discussion at Roundtable

Sent from my iPad

Page 17 to/à Page 32

Withheld pursuant to/removed as

s.3

From: [Dale, Alec R ENV:EX](#)
To: [Lewis, Kaaren ENV:EX](#); [Down, Ted ENV:EX](#)
Subject: RE: MOE asked fed's to remove outboards from Columbia River
Date: Tuesday, April 5, 2016 3:04:00 PM

[That aligns.](#)

From: Lewis, Kaaren ENV:EX
Sent: Tuesday, April 5, 2016 3:04 PM
To: Dale, Alec R ENV:EX; Down, Ted ENV:EX
Subject: Fwd: MOE asked fed's to remove outboards from Columbia River
FYI

Sent from my iPhone

Begin forwarded message:

From: "Zacharias, Mark ENV:EX" <Mark.Zacharias@gov.bc.ca>
Date: April 5, 2016 at 2:56:33 PM PDT
To: "Shoemaker, Wes ENV:EX" <Wes.Shoemaker@gov.bc.ca>
Cc: "Standen, Jim ENV:EX" <Jim.Standen@gov.bc.ca>, "Lewis, Kaaren ENV:EX" <Kaaren.Lewis@gov.bc.ca>, "Barillaro, Scott W ENV:EX" <Scott.Barillaro@gov.bc.ca>
Subject: Re: MOE asked fed's to remove outboards from Columbia River

I do remember this. FLNRO is lead and the MOE request stems from before the 2010 reorg if my memory serves.

Regards, Mark
250-415-6466

On Apr 5, 2016, at 2:12 PM, Shoemaker, Wes ENV:EX
<Wes.Shoemaker@gov.bc.ca> wrote:

Gang,
Is this familiar to any of you - might your staff have been involved in this?

Wes
W.H. (Wes) Shoemaker, MBA
Deputy Minister
Ministry of Environment
5th Floor, 2975 Jutland Road
Victoria, BC
Tel: 250.387.5429 | Fax: 250.387.6003
E-mail: wes.shoemaker@gov.bc.ca

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Sent from my iPad

Begin forwarded message:

From: "Polak, Mary ENV:EX"
<Mary.Polak@gov.bc.ca>
Date: April 5, 2016 at 2:10:39 PM PDT
To: "Shoemaker, Wes ENV:EX"
<Wes.Shoemaker@gov.bc.ca>
Cc: "Knudsen, Mark ENV:EX"
<Mark.Knudsen@gov.bc.ca>, "Kapac de Frias, Martina
E ENV:EX" <Martina.KapacdeFrias@gov.bc.ca>,
"Shiff, Alexander ENV:EX" <Alex.Shiff@gov.bc.ca>
Subject: Fwd: MOE asked fed's to remove outboards
from Columbia River

See below - as per our discussion at Roundtable

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From: [Dale, Alec R ENV:EX](#)
To: [Lewis, Kaaren ENV:EX](#)
Subject: FW: MOE asked fed's to remove outboards from Columbia River
Date: Wednesday, April 6, 2016 2:49:00 PM
Attachments: [image001.png](#)

This likely already got back to you 3 different ways already...but here is a fourth.

A

From: Down, Ted ENV:EX
Sent: Wednesday, April 6, 2016 8:57 AM
To: Dale, Alec R ENV:EX
Subject: FW: MOE asked fed's to remove outboards from Columbia River
FYI

Ted Down

Manager, Conservation Science
250-387-9715

From: Holmes, Peter N FLNR:EX
Sent: Wednesday, April 6, 2016 8:25 AM
To: Wipond, Karen J FLNR:EX; Witt, Andy FLNR:EX
Cc: Trotzki, Peter O ENV:EX; Paquin, Lisa C ENV:EX; Down, Ted ENV:EX; Ritchie, Chris FLNR:EX; Krebs, John A FLNR:EX; Knapik, Mike B FLNR:EX
Subject: Re: MOE asked fed's to remove outboards from Columbia River

The WMA was established in 1996 and the Fish and Wildlife Section (MOE at the time) established a 10 hp restriction by a Regional Manager's order in 1997 to protect sensitive values. This order as it applied to the navigable waters portion was successfully contested in the BC Supreme Court in 2002 which determined it was federal jurisdiction. The 10 hp restriction remains in effect for the non-navigable water portions of the WMA. A joint application from the ministry and Wildsight was then submitted to Transport Canada (TC) to establish motorized restrictions under the Vessel Operations Restriction Regulation. An extensive public consultation process was conducted by TC and discussed at length by the Columbia Wetlands Stewardship Partnership which had representation from local community groups, First Nations and the three other levels of government.

Two regulations were established that presently prohibits electric and gas powered vessels in the wetland portions and towing in the main channel. The recently advertised regulation is the last piece that was negotiated to limit vessels to a maximum 20hp in the main channel. The hp limit was increased to accommodate sufficient power for traditional hunting, trapping and fishing within the WMA. If this last regulation is enacted it will restore the original objective established almost 20 years ago.

Peter Holmes
Habitat Biologist
Invermere

From: Wipond, Karen J FLNR:EX
Sent: Tuesday, April 05, 2016 6:23 PM
To: Witt, Andy FLNR:EX
Cc: Trotzki, Peter O ENV:EX; Paquin, Lisa C ENV:EX; Down, Ted ENV:EX; Ritchie, Chris FLNR:EX;

Holmes, Peter N FLNR:EX

Subject: RE: MOE asked fed's to remove outboards from Columbia River

I have not been involved in any recent discussion on this but it certainly relates to the Conservation Lands (including WMAs) portfolio, previously with Moe/Parks and with FLNRO since 2011. Peter Holmes of FLNRO can probably best comment regarding current status of restrictions in the Columbia Wetlands WMA with respect to motorized vessels. I know that previously and perhaps still, we have had a related Regional Manager order in place under the Wildlife Act and that there has been considerable ongoing discussion over the years about how to best address the habitat needs here by involving the federal government because of it also being a navigable waterway. Joe McBride from JAG has been involved in past legal work with respect to the Regional Manager order and related jurisdictional issues.

Peter: can you please advise if you are the correct contact or if someone else needs to be involved. From the string below, I can't quite tell what is required.

thanks,

Karen

Karen Wipond

Conservation Lands Specialist

Ministry of Forests, Lands and Natural Resource Operations

PO Box 9525, Stn Prov Gov't

Victoria BC V8W 9C3

phone: (250) 356-7669 fax: (250) 356-5341

location: 3rd floor, 1520 Blanshard St.

From: Witt, Andy FLNR:EX

Sent: Tuesday, April 5, 2016 4:52 PM

To: Wipond, Karen J FLNR:EX

Cc: Trotzki, Peter O ENV:EX; Paquin, Lisa C ENV:EX; Down, Ted ENV:EX; Ritchie, Chris FLNR:EX

Subject: RE: MOE asked fed's to remove outboards from Columbia River

Karen:

Are you familiar with this issue?

Cheers

Andy Witt

Manager, Habitat Management

Resource Management Objectives Branch

1st Floor, 1520 Blanshard St

PO Box 9525 STN PROV GOVT

Victoria, B.C.

V8W 9N1

Phone: (250) 387-1206

e-mail: andy.witt@gov.bc.ca

From: Paquin, Lisa C ENV:EX

Sent: Tuesday, April 5, 2016 4:42 PM

To: Witt, Andy FLNR:EX; Down, Ted ENV:EX

Cc: Trotzki, Peter O ENV:EX

Subject: FW: MOE asked fed's to remove outboards from Columbia River

Hi Andy and Ted,

Are either one of you aware of the background around this one?? Thx, Lisa

From: Trotzki, Peter O ENV:EX

Sent: Tuesday, April 5, 2016 4:12 PM

To: Danks, Anthony ENV:EX; Paquin, Lisa C ENV:EX

Subject: FW: MOE asked fed's to remove outboards from Columbia River

Does this ring a bell with you? I suspect it's folks at Fish and Wildlife Branch who used to be in MoE that would know about this, if anyone is still around that was involved in MoE making a submission to the feds back in the day (2008-ish), but maybe you were in the loop on this? (I have also shared this with Penny Lloyd to see if she or anyone else in F&W Branch is in a position to comment.)

-P.

From: Ranson, David ENV:EX

Sent: Tuesday, April 5, 2016 2:47 PM

To: Boudreau, Larry ENV:EX; Standen, Jim ENV:EX; Austad, Bob ENV:EX

Cc: Trotzki, Peter O ENV:EX; Morrison, Ken ENV:EX; Bawtinheimer, Brian ENV:EX; Trehitt, John ENV:EX

Subject: RE: MOE asked fed's to remove outboards from Columbia River

Jim – this rings a bell for me from past jobs. I vaguely remember the issue – but I can't recall if it was from Parks Planning days or from earlier with Strategic Policy. We were more integrated 10 years ago with Fish and Wildlife under the ESD model and it may have crossed my desk then. But if it was a WMA, it would have gone to FLNRO. I've copied a few folks who may have some greater recollection.

From: Boudreau, Larry ENV:EX

Sent: Tuesday, April 5, 2016 2:35 PM

To: Standen, Jim ENV:EX; Austad, Bob ENV:EX; Ranson, David ENV:EX

Subject: RE: MOE asked fed's to remove outboards from Columbia River
Not I.

Regards,

Larry Boudreau

Regional Director, BC Parks Northern Region

BC Parks and Conservation Officer Service Division

Ministry of Environment

Bus Phone-250-614-9910

Cell Phone-250-961-6998

Fax-250-565-6940

E-mail: Larry.Boudreau@gov.bc.ca



From: Standen, Jim ENV:EX

Sent: Tuesday, April 5, 2016 2:15 PM

To: Boudreau, Larry ENV:EX; Austad, Bob ENV:EX; Ranson, David ENV:EX

Subject: FW: MOE asked fed's to remove outboards from Columbia River

Is this familiar to any of you? Have we been seeking vessel restrictions on the Upper Columbia?

From: Shoemaker, Wes ENV:EX

Sent: Tuesday, April 5, 2016 2:13 PM

To: Standen, Jim ENV:EX; Lewis, Kaaren ENV:EX; Zacharias, Mark ENV:EX

Cc: Barillaro, Scott W ENV:EX

Subject: Fwd: MOE asked fed's to remove outboards from Columbia River
Gang,

Is this familiar to any of you - might your staff have been involved in this?

Wes

W.H. (Wes) Shoemaker, MBA

Deputy Minister

Ministry of Environment

5th Floor, 2975 Jutland Road

Victoria, BC

Tel: 250.387.5429 | Fax: 250.387.6003

E-mail: wes.shoemaker@gov.bc.ca

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Begin forwarded message:

From: "Polak, Mary ENV:EX" <Mary.Polak@gov.bc.ca>

Date: April 5, 2016 at 2:10:39 PM PDT

To: "Shoemaker, Wes ENV:EX" <Wes.Shoemaker@gov.bc.ca>

Cc: "Knudsen, Mark ENV:EX" <Mark.Knudsen@gov.bc.ca>, "Kpac de Frias, Martina E ENV:EX" <Martina.KpacdeFrias@gov.bc.ca>, "Shiff, Alexander ENV:EX" <Alex.Shiff@gov.bc.ca>

Subject: Fwd: MOE asked fed's to remove outboards from Columbia River

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