



Transport
Canada

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Navigation Protection Program
Suite 610, 800 Burrard Street
Vancouver B.C. V6Z 2J8

Our file
2015-500042

September 28, 2015

BC Hydro
Suite 600 - Four Bentall Ctr, 1055 Dunsmuir St.
PO Box 49260
Vancouver, BC V7X 1V5

Attention: Bettina Sander

RE: Notice to the Minister under the *Navigation Protection Act* for review of an Intake/Pipeline, located on the Peace River, unsurveyed portions of the bed of the Peace River lying within the remainder of the Fractional South $\frac{1}{2}$, Section 13 Township 83 Range 19 West of the 6th Meridian Peace River District. The remainder of (theoretical) unsurveyed crown land of the Fractional South $\frac{1}{2}$, Section 13 Township 83 Range 19 West of the 6th Meridian Peace River District, in the Province of British Columbia

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

Therefore your work is permitted under section 9(1) – Construction, of the *Navigation Protection Act* (NPA) and you may proceed per the attached plans (3) in accordance with the following terms and conditions:

The NPA Approval and its Terms and Conditions shall be posted at an easily accessible place at the worksite.

Terms and Conditions for Option 1:

1. Install and maintain warning signs at locations approximately 100m upstream and downstream of the construction site advising of the work in progress. Signs shall be a minimum of 72"x 48", a white background with black lettering, with text as outlined below. Sign to be emplaced prior to and for the duration of construction.

WARNING CONSTRUCTION AHEAD

2. Proponent may use the Canadian Dam Association signage standards in regards to shape, colour and size. Locations and wording are to be as per the Terms and Conditions of the permit or approval.
3. The outermost extent of the work above the surface shall be marked with orange Hi-visibility markers on the upstream and downstream corners.
4. Construction machinery left in the water during darkness or limited visibility shall be marked with a flashing yellow light, visible to upstream and downstream traffic.
5. Any construction equipment anchored or left in or on the waterway shall be marked with a yellow flashing light placed on the outermost extremity if left overnight.

6. In the event that the construction of the dam is terminated, it will be the owner's responsibility to remove the works and return the channel to elevations as required for fisheries habitat enhancement requirements.

Terms and Conditions for Option 2:

1. If vessel traffic is not blocked, the following conditions apply:
 - Install and maintain warning signs at locations approximately 100m upstream and downstream of the construction site advising of the work in progress. Signs shall be a minimum of 72" x 48", a white background with black lettering, with text as outlined below. Sign to be emplaced prior to and for the duration of construction.

WARNING CONSTRUCTION AHEAD

2. Proponent may use the Canadian Dam Association signage standards in regards to shape, colour and size. Locations and wording are to be as per the Terms and Conditions of the permit or approval.
3. Install and maintain aluminum intake warning sign on the bank above the high water mark and facing the lay of the intake. (See attachment for size and lettering requirements)

Pursuant to Sec. 34 of the Navigable Protection Act, the owner shall provide unimpeded access to the Minister or their representatives for inspection purposes.

Pursuant to Sec. 5 of the Navigable Waters Works Regulations, all temporary piles, false works, silt curtains, construction material or debris, etc. are to be completely removed from the waterway.

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

Should you have any questions, please do not hesitate to contact our office in Vancouver by phone at (604) 775-8867 or by e-mail at NPPAC-PPNPAC@tc.gc.ca.

Respectfully,



Ryan Greville
Navigation Protection Program
Programs Group
Transport Canada
Pacific Region

CP/co

cc DFO- Brain Naito
CEAA – Steve Chapman
MPMO – Timothy Archer