



Transport Canada    Transports Canada

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

Our file  
**2017-500501-001**

November 23, 2017

BC Hydro Properties  
6th Floor, 333 Dunsmuir Street  
Vancouver, BC V6B 5R4

**Attention: Karen vonMuehldorfer**

**RE:    Notice to the Minister\permission to proceed under the *Navigation Protection Act* for the Intake, located at 56° 12' 00.83" N x 120° 55' 16.64" W, Peace River, located on unsurveyed foreshore or land covered by water being part of the bed of Peace River, Peace River left bank water supply facilities located at dam site construction area adjacent to Relocated Surplus Excavated Material (RSEM) area L5, City of Fort St. John, in the Province of British Columbia**

The Minister of Transport has determined that your work is not likely to substantially interfere with navigation.

Therefore, your work is permitted under the NPA s.9(1) Placement, and you may proceed pursuant to the attached two (2) plans in accordance with the following terms and conditions:

1. All mooring lines are to be fabricated of non-buoyant material or must be counterweighted to prevent them from floating.
2. Upon termination or decommissioning of the above works, all structures and associated equipment shall be completely removed without delay, including all anchors and piles.
3. Install and maintain aluminum "No Anchor" warning signs on the bank above the high water mark and facing the lay of the intake. Signs shall be marked as per the attached drawing "No Anchor". Dimensions shall be multiplied by a factor of .50
4. The work must be designed and maintained to withstand local weather conditions and the wash of vessels transiting the area.
5. The proponent shall inspect the intake every month or after significant weather events.
6. An assist vessel must be onsite during the placement and removal of the intake.
7. Any cables securing the intake must be no more than .4m off of the riverbed or bank.

The owner is responsible to ensure the temporary construction works are designed and maintained to withstand local weather conditions and the wash of vessels transiting the area.

Pursuant to Sec. 34 of the Navigation 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, no person shall permit any tools, equipment, vehicles, temporary structures or parts thereof used or maintained for the purpose of

building or placing a work in a navigable water to remain in such water after the completion of the project.

This permission relates only to the effect of your work on navigation under the NPA and does not grant any rights related to the ownership of the bed of the waterway.

It is the owner's responsibility to comply with any other applicable laws and regulations.

Please note that the NPA, amongst other obligations, requires the owner to immediately notify the Minister if his work causes or is likely to cause serious or imminent danger to navigation and take reasonable measures to remediate the danger to navigation (section 12 of the NPA).

**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](mailto:NPPAC-PPNPAC@tc.gc.ca).**

Respectfully,



Colin Parkinson  
Navigation Protection Program Officer  
Programs Group  
Transport Canada  
Pacific Region

CP/ds

Attachment(s) Approved Drawings

cc: **CEAA Compliance - 'Compliance / Conformité (CEAA/ACEE)':**  
**[Compliance.Conformite@ceaa-acee.gc.ca](mailto:Compliance.Conformite@ceaa-acee.gc.ca)**

**Department of Fisheries and Oceans, Attn.: Brian Naito: [Brian.Naito@dfompo.gc.ca](mailto:Brian.Naito@dfompo.gc.ca)**