



Fisheries and Oceans  
Pêches et Océans

E/P:  
Aguathuna

P. O. Box 5667  
St. John's NF A1C 5X1

July 6, 1998

Your file    Votre référence

Our file    Notre référence

Mr. Stephen Barbour  
PWGSC Environmental Services  
Atlantic Region  
PO Box 2247  
Halifax NS B3J 3C9

Dear Mr. Barbour:

**Aguathuna Quarry Development**

Following meetings with the proponent and consultations with local fishermen, DFO personnel have determined that works and activities associated with the above referenced project as proposed will not harmfully alter, disrupt, or destroy fish or fish habitat provided appropriate mitigation is implemented, and therefore there is no requirement for the issuance of an authorization pursuant to Section 35(2) of the *Fisheries Act*. The proponent should be advised to contact Mr. Al Pitcher, Area Habitat Coordinator - Western (Department of Fisheries and Oceans, 1 Regent Square, Corner Brook, NF, A2H 7K6, (tel:637-4349) regarding works or activities which may impact upon fish or fish habitat (ie. water withdrawal, dredging, siltation control, etc.). It is also suggested that the proponent consult with local fishermen as a follow-up to the previous meeting with respect to the location of the proposed marine facility. In addition, it has been determined that a formal approval pursuant to Section 5(1) of the *Navigable Waters Protection Act* will not be required.

The Department does not have an obligation to conduct an environmental assessment pursuant to Section 5 of the *Canadian Environmental Assessment Act (CEAA)* and is not a responsible authority. However, the Department can provide expert advice as per Section 12(3) of *CEAA* with respect to project related fish, fish habitat, and fisheries issues.

Canada

If you have any further comments in this regard please contact Annette Hoddinott at (709)772-7026.

Yours truly,



M. A. Barnes  
Section Head, Habitat Evaluation  
Marine Environment and Habitat Management Division  
Science Branch

cc. A. Pitcher  
G. Soper  
J. Appleby