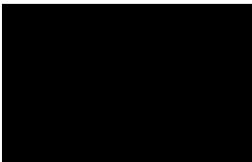


April 5, 2019



Re: Your request for access to information under Part II of the *Access to Information and Protection of Privacy Act* (File # NR-44-2019)

On March 22, 2019, the Department of Natural Resources received your request for access to the following records/information:

Status of application 153596 by Mac Court Holdings Inc in Charlottetown, Bonavista Bay? Will there be public consultation on this application if government is considering approval? Has quarry operations already overlapped into new application area? If it has, was there any fines or penalties issued for doing so? Will the government be changing current quarry permit regulations to help protect residential properties and provide a avenue for compensation for damages? Would also like most recent aerial/satellite photos of quarry site with request application area also showing.

I am pleased to inform you that a decision has been made by the Department of Natural Resources, confirmed by the Deputy Minister, to provide answers to these questions where applicable to do so. Please see the answers below:

Status of application 153596 by Mac Court Holdings Inc in Charlottetown, Bonavista Bay?

This is a Crown Land application being processed by the Department of Fisheries and Land Resources (FLR). The application is for the parking/storage of construction related equipment. The Department of Natural Resources (NR) is a referral agency for this application and has not provided feedback to FLR on the application. At the time of application, NR noted that a quarry permit overlapped the application area. In 2017, the quarry permit was used to

supply construction work on the Trans-Canada Highway through Terra Nova National Park.

Will there be public consultation on this application if government is considering approval?

You would need to contact FLR for an answer to this question.

Has quarry operations already overlapped into new application area?

The quarry permit in the overlapped area is for the removal of stockpiles only – the stockpiles were generated in 2017 – there is no blasting or excavation of new material permitted.

If it has, was there any fines or penalties issued for doing so?

Not applicable – please refer to previous answer.

Will the government be changing current quarry permit regulations to help protect residential properties and provide an avenue for compensation for damages?

The quarry operation at the site allows only the removal of material from existing stockpiles; no blasting or excavation of new material is permitted. The department is currently undertaking a review of the quarry legislation and public consultation is planned to take place in the spring and summer of 2019. The application for crown land is being processed by FLR.

Would also like most recent aerial/satellite photos of quarry site with request application area also showing.

Please see crown land use atlas for this information.

Please be advised that you may ask the Information and Privacy Commissioner to review the processing of your access request, as set out in section 42 of the *Access to Information and Protection of Privacy Act* (the *Act*). A request to the Commissioner must be made in writing within 15 business days of the date of this letter or within a longer period that may be allowed by the Commissioner.

The address and contact information of the Information and Privacy Commissioner is as follows:

Office of the Information and Privacy Commissioner
2 Canada Drive
P. O. Box 13004, Stn. A

St. John's, NL A1B 3V8

Telephone: (709) 729-6309

Toll-Free: 1-877-729-6309

Facsimile: (709) 729-6500

You may also appeal directly to the Supreme Court Trial Division within 15 business days after you receive the decision of the public body, pursuant to section 52 of the *Act*.

Please be advised that this letter will be published following a 72 hour period after it is sent electronically to you or five business days in the case where records are mailed to you. It is the goal to have the letter posted to the Office of Public Engagement's website within one business day following the applicable period of time.

If you have any questions, please feel free to contact me at 709-729-0463 or rhynes@gov.nl.ca.

Sincerely,

A handwritten signature in cursive script that reads "Rod Hynes".

Rod Hynes
ATIPP Coordinator