May 8, 2019

Dear [Name]:

Re: Your request for access to information under Part II of the Access to Information and Protection of Privacy Act (File # NR-65-2019)

On April 5, 2019, the Department of Natural Resources received your request for access to the following records/information:

Quarries in Ferryland:
All applications and forms submitted.
All correspondence sent out to applicants and towns pertaining to the quarries. All revenue generated from these quarries. (Including application fees, rental, royalty) - including date, amount, reason for remittance, payment method.
All correspondence between all government departments pertaining to these quarries.
Time Period - January 1, 2010 - present.

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 access to the requested records. The records are attached.

We are providing access to the most information possible but have made redactions in accordance with Section 40(1) of ATIPPA, 2015 as follows:

40. (1) The head of a public body shall refuse to disclose personal information to an applicant where the disclosure would be an unreasonable invasion of a third party's personal privacy.

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.

P.O. Box 8700, St. John's, NL, Canada A1B 4J6 t 709.729-1466
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 Completed Access to Information Requests 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,

Rod Hynes

Rod Hynes
ATIPP Coordinator
2010 Part A
Official Receipt# 1540104
Date: 11-JAN-10
Name: RIDGE G & P SERVICES LTD
Address:

Revenue Type: NAT - ROYALTIES PERMIT & LEASE
Reference#: 7092

Description:
Method of Payment: CC CHEQUE

<p>| | |</p>
<table>
<thead>
<tr>
<th></th>
<th></th>
</tr>
</thead>
<tbody>
<tr>
<td>HST</td>
<td>0.00</td>
</tr>
<tr>
<td>Total</td>
<td>80.00</td>
</tr>
</tbody>
</table>
Mineral Lands Division

File Reference: 7117092
January-13-2010

Otto Clowe
P.O. Box 91
Ferryland, NL
A0A 2H0

ATTENTION: Otto Clowe

Dear Sir/Madam,

QUARRY PERMIT LETTER : PERMIT NUMBER 120341

You will please find enclosed herewith duly executed Quarry Permit Number 120341 with respect to land situated at: Arnold Clowe’s Property, Ferryland

Also enclosed is the receipt(s) covering your payment(s) of the rental fee for the aboved mentioned land, as follows:

<table>
<thead>
<tr>
<th>Receipt Number</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td>0</td>
</tr>
</tbody>
</table>

Please note that your permit expires on: 31-Dec-2010

Yours truly,

Fred Kirby, P.Geo.
Manager, Quarry Materials

cc Department of Environment and Labour - Mines Inspection
Government Service Centre
Mineral Lands Division

File Reference: 7118793
January-06-2010

Quarry Construction Ltd.
Box 98
Ferryland, NL
A0A 2H0

ATTENTION: Terrence Kavanagh

Dear Sir/Madam,

QUARRY PERMIT LETTER : PERMIT NUMBER 120232

You will please find enclosed herewith duly executed Quarry Permit Number 120232 with respect to land situated at: NE side of Quarry River Rd, 2km from R10, Ferryland.

Also enclosed is the receipt(s) covering your payment(s) of the rental fee for the above mentioned land, as follows:

<table>
<thead>
<tr>
<th>Receipt Number</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>3757</td>
<td>320</td>
</tr>
<tr>
<td>Total:</td>
<td>320</td>
</tr>
</tbody>
</table>

Please note that your permit expires on: 31-Dec-2010

Yours truly,

Fred Kirby, P.Geo.
Manager, Quarry Materials

cc Department of Environment and Labour - Mines Inspection
Government Service Centre
APPLICATION FOR A QUARRY PERMIT

Clowes Construction Ltd.

P.O. Box 44, Foreland
Postal Code: A0A-2H0

APPLYING FOR A QUARRY PERMIT for a quarry located for 12 months under the terms and conditions of the Act, 3668, S.B.1948.

If you own or own a site below? (Y/N) Y/N
If yes, list permit numbers.

If you are applying for a permit to the same area you held under permit last year, complete this section only.

Previous Permit # __________

Identify that there are no changes or modifications to the size, boundary or location of the existing quarry operation, or that the extent of removal or processing planned at the location.

Y/N: If there are any changes to the site of the quarry, the method of removal or processing, a new application must be completed for the site.

Name: ____________________________
Signature: ________________________
Position: __________________________

If applying for a specific contract:

Applying for a specific contract: ____________________________

Contract # __________

Date agreed: ________

Contract closing date: ________

Contract signing date: __________

Anticipated completion date: ________

Anch所需的No. for Class ‘M’ __________

Approval area: __________

Uses of material: __________

Location of end-use material: __________

 FOR THE PURPOSE OF REMOVING: ____________________________

THE QUARRY OPERATION WILL INVOLVE:

- Sand
- Gravel
- Rock
- Waste Material
- Flooded
- Mineral Debris
- Bank Material
- Other (Specify) ____________________________

- Excavating and Blasting
- Riping
- Crushing
- Screening
- Washing
- Use of Setting Places
- Pit Run removal
- Asphalt Batch Plant
- Concrete Batch Plant
- Other (Specify) ____________________________
**Section 6**

If a private, complete the following and attach a letter from the owner authorizing you to occupy the property for the purposes of removing quarry material. Confirmation of title and ownership must be included.

<table>
<thead>
<tr>
<th>Name of Own.</th>
<th>Address</th>
<th>Phone No.</th>
</tr>
</thead>
</table>

** corners, if any, in addition to the others required marking.**

1. The site of junction, the site being applied for must be covenanted on the ground using 8 x 4 stakes with a company sign and flagging to mark the corners and to outline the area.

2. Is the site, distant from nearby highways or roads? **No**

3. Has there been access to the quarry since...?
   - Yes
   - Scrub

4. Do you intend to keep it? **Yes**

5. Is the site being applied for an existing quarry? **No**
   - If yes, what are the dimensions of the quarry?
   - Width
   - Length
   - Average height of quarry faces

6. Are there any buildings, i.e., house, barn, etc., within the boundaries of the quarry site? **No**

7. Are there any waterbodies, rivers, or streams within a 200 metre radius of the boundaries of the quarry site? **No**

8. Are there any waterbodies, rivers, or streams within a 500 metre radius of the boundaries of the quarry site? **No**

9. Are there any trees or shrubs within a 300 metre radius of the boundaries of the quarry site being used? **Yes**

10. For the location of the proposed quarry with reference to the UTM grid (WGS 1984) on the 1:50,000 topographic map. Description must include NS Map Sheet, zone and the co-ordinates. The UTM coordinates should be taken at the entrance to the quarry.

11. The information in this section can be completed by using a Global Positioning System. Inaccurate information will cause delays.
Potential copyright material

If you wish to obtain a copy please contact the ATIPP Office at (709) 729-7072 or atipoffice@gov.nl.ca.
REFERRAL LETTER

File Number: 7118893
Permit Number: 121479
Referred: 24-Mar-2010

I have been directed by the Honourable Minister of Natural Resources to submit to you for your concurrence or otherwise, the following application:

Applicant: Clowes Construction
Quarry Location: 1km from R10, off Dump Road Ferryland
Quarry Materials: Rock
Area of site: 4.4
NTS map sheet: 01N/02
Electoral District: Ferryland

The site is shown on the attached map. To minimize delay in the processing of this application, we request that any objections be forwarded within 2 weeks of the date of this letter.

If no reply is received by April 7, 2010 your concurrence will be assumed.

Would you kindly complete your reply below and return it to this division. Please attach additional sheets if necessary.

Fred Kirby, P.Geo.
Manager, Quarry Materials

This application is:

X Approved.

Approved subject to the stipulations below.
Not approved, reasons given below.

Comments: See Attached

Signed by: [Signature]

cc: Crown Lands - St. John's
Dept of Municipal & Prov Affairs - Prov. Planning
Dept. of Mines & Energy, Gerald Kennedy
Forestry - Unit 1 - Paddys Pond
Government Service Centre - St. John's Historic Resources
The Community of Ferryland
REFERRAL LETTER

File Number: 7118893  Permit Number: 121479  Referred: 24-Mar-2010

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If no reply is received by April 7, 2010 your concurrence will be assumed.

Would you kindly complete your reply below and return it to this division. Please attach additional sheets if necessary.

Fred Kirby, P.Geo.
Manager, Quarry Materials

This application is:

☑ Approved.
☑ Approved subject to the stipulations below.
☐ Not approved, reasons given below.

Comments:

Signed by: [Signature]  [2010.04.06]

cc: Crown Lands - St. John's
Dept of Municipal & Prov Affairs - Prov. Planning
Dept. of Mines & Energy, Gerald Kennedy
Forestry - Unit 1/ Paddys Pond
Government Service Centre - St. John's Historic Resources
The Community of Ferryland
REFERRAL LETTER

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If no reply is received by April 7, 2010 your concurrence will be assumed.

Would you kindly complete your reply below and return it to this division. Please attach additional sheets if necessary.

Fred Kirby, P.Geo.
Manager, Quarry Materials

This application is:

☑ Approved.
☑ Approved subject to the stipulations below.
☐ Not approved, reasons given below.

Comments:

Signed by: 

cc: Crown Lands - St. John's
Dept of Municipal & Prov Affairs - Prov. Planning
Dept. of Mines & Energy, Gerald Kennedy

Forestry - Unit 1 - Paddys Pond
Government Service Centre - St. John's Historic Resources
The Community of Ferryland

P.O. Box 8700, St. John's, NL A1B 4X6, Telephone (709) 729-4044, Fax (709) 729-6782
I have been directed by the Honourable Minister of Natural Resources to submit to you for your concurrence or otherwise, the following application:

Applicant: Clowes Construction
Quarry Location: 1km from R10, off Dump Road Ferryland
Quarry Materials: Rock
Area of site: 4.4
NTS map sheet: 01N/02
Electoral District: Ferryland

The site is shown on the attached map. To minimize delay in the processing of this application, we request that any objections be forwarded within 2 weeks of the date of this letter.

If no reply is received by April 7, 2010 your concurrence will be assumed.

Would you kindly complete your reply below and return it to this division. Please attach additional sheets if necessary.

Fred Kirby, P.Geo.
Manager, Quarry Materials

This application is:

☑ Approved.
☐ Approved subject to the stipulations below.
☐ Not approved, reasons given below.

Comments:

Dompson PERMIT REQUIRED FOR ANY TIMBER REMOVAL. AN OPERATING PERMIT REQUIRED FOR DEVELOPMENT DURING FIRE SEASON (MAR-SEP).

Signed by: ____________________________

cc: Crown Lands - St. John's
    Dept of Municipal & Prov Affairs - Prov.
    Planning
    Dept. of Mines & Energy, Gerald Kennedy
    Forestry - Unit 1 - Paddys Pond
    Government Service Centre - St. John's
    Historic Resources
    The Community of Ferryland
Referral Letter

File Number: 7118893
Permit Number: 121479
Referred: 24-Mar-2010

I have been directed by the Honourable Minister of Natural Resources to submit to you for your concurrence or otherwise, the following application:

Applicant: Clowes Construction
Quarry Location: 1km from R10, off Dump Road Ferryland
Quarry Materials: Rock
Area of site: 4.4
NTS map sheet: 01N/02
Electoral District: Ferryland

The site is shown on the attached map. To minimize delay in the processing of this application, we request that any objections be forwarded within 2 weeks of the date of this letter.

If no reply is received by April 7, 2010 your concurrence will be assumed.

Would you kindly complete your reply below and return it to this division. Please attach additional sheets if necessary.

Fred Kirby, P.Geo.
Manager, Quarry Materials

This application is:

☑ Approved.

☑ Approved subject to the stipulations below.

☑ Not approved, reasons given below.

Comments:

Signed by:

cc: Crown Lands - St. John's
Dept of Municipal & Prov Affairs - Prov. Planning
Dept. of Mines & Energy, Gerald Kennedy

Forestry - Unit 1 - Paddys Pond
Government Service Centre - St. John's
Historic Resources
The Community of Ferryland
REFERRAL LETTER

File Number: 7118893
Permit Number: 121479
Referred: 24-Mar-2010

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Quarry Materials: Rock
Area of site: 4.4
NTS map sheet: 01N/02
Electoral District: Ferryland

The site is shown on the attached map. To minimize delay in the processing of this application, we request that any objections be forwarded within 2 weeks of the date of this letter.

-If no reply is received by April 7, 2010 your concurrence will be assumed.

Would you kindly complete your reply below and return it to this division. Please attach additional sheets if necessary.

Fred Kirby, P.Geo.
Manager, Quarry Materials

This application is:

Zoned Rural Conservation

Approved. Approved subject to the stipulations below.
Not approved, reasons given below.

Comments:

at least 90 m from highway
and screened from view

Signed by: Peter Allston

cc: Crown Lands - St. John's
Dept of Municipal & Prov Affairs - Prov. Planning
Dept. of Mines & Energy, Gerald Kennedy
Forestry - Unit 1 - Paddys Pond
Government Service Centre - St. John's
Historic Resources
The Community of Ferryland
REFERRAL LETTER

File Number: 7118893  
Permit Number: 121479  
Referred: 24-Mar-2010

I have been directed by the Honourable Minister of Natural Resources to submit to you for your concurrence or otherwise, the following application:

Applicant: Clowes Construction  
Quarry Location: 1km from R10, off Dump Road Ferryland  
Quarry Materials: Rock  
Area of site: 4.4  
NTS map sheet: 01N/02  
Electoral District: Ferryland

The site is shown on the attached map. To minimize delay in the processing of this application, we request that any objections be forwarded within 2 weeks of the date of this letter.

If no reply is received by April 7, 2010 your concurrence will be assumed.

Would you kindly complete your reply below and return it to this division. Please attach additional sheets if necessary.

Fred Kirby, P.Geo.  
Manager, Quarry Materials

This application is:

_____ Approved.
_____ Approved subject to the stipulations below.
_____ Not approved, reasons given below.

Comments:

Signed by:

cc: Crown Lands - St. John's  
Dept of Municipal & Prov Affairs - Prov. Planning  
Dept. of Mines & Energy, Gerald Kennedy  
Forestry - Unit 1 - Paddys Pond  
Government Service Centre - St. John's Historic Resources  
The Community of Ferryland

P.O. Box 8700, St. John's, NL A1B 4J6, Telephone (709) 729-4044, Fax (709) 729-6782
File No. 8893  Date: 10/03/24

Department of Works, Services and Transportation

Director Provincial Planning ✓

Government Service Centre ✓ Eastern __ Central ___ Western ___ Labrador ___ Clarenville

Supervisor of Agriculture ___ Eastern ___ Central ___ Western ___ Labrador

Director of Parks

Supervisor of Lands ✓ Eastern ___ Central ___ Western ___ Labrador ___ Clarenville

Supervisor of Forestry ✓ Eastern ___ Central ___ Western ___ Labrador

Historic Resources ✓

Municipal Authority Ferryland

Other Gerald

Applicant: Clove's Construction Ltd.

Location: 1/4 km from #10 off Dump Road Ferryland

Ha: 4.4

Term: 12

Map: 1N02

Electoral District: Ferryland

Block No.: 28

Fred Kirby, Manager
Quarry Materials
 INTERNAL MEMO

Referred: 24-Mar-2010
Permit Number: 121479
File Number: 7118893

To: The Manager, Quarry Materials.

On 24-Mar-2010 we processed an application from Clowes Construction for a quarry permit with respect to 4.4 hectares of land situate 1km from R10, off Dump Road Ferryland.

The result of processing the application is as follows:

   Historic Resources  Approved  The Community of Ferryland  Approved subject to the stipulations
   Government Service Centre - St. John's  Approved subject to the stipulations
   Forestry - Unit 1 - Paddys Pond  Approved subject to the stipulations
   Dept. of Mines & Energy, Gerald Kennedy  Nothing received
   Dept of Municipal & Prov Affairs - Prov. Planning  Nothing received
   Crown Lands - St. John's  Nothing received

This application requires your consideration.

From Joanne Janes, Clerk IV, Mineral Lands Division

Hold. Must be inspected by,

Gerald,  

 Fayette

10/04/08.
Mineral Lands Division

File Reference: 7118893
March-24-2010

Clowes Construction
P.O. Box 44
Ferryland, NL
A0A 2H0

Attention: Colin Clowe

Dear Sir/Madam,

QUARRY PERMIT APPLICATION REFERRAL NOTICE

This will acknowledge receipt of your application for a quarry permit with respect to the land situated at 1km from R10, off Dump Road Ferryland.

Your application is being processed and has been referred to the following authorities:

Crown Lands - St. John's
Dept of Municipal & Prov Affairs - Prov. Planning
Dept. of Mines & Energy, Gerald Kennedy
Forestry - Unit 1 - Paddys Pond

Government Service Centre - St. John's
Historic Resources
The Community of Ferryland

In order to assist the above authorities in evaluating your application, it is necessary that you mark the corners and boundaries of the site being applied for. It is suggested you use flagging and post a sign(s) stating, "Site of Quarry Permit application."

The markings are to be removed if the application is not approved. You should hear further in the matter in about 30 days.

Yours truly,

Fred Kirby, P.Geo.
Manager, Quarry Materials

cc:
Government of Newfoundland and Labrador
Department of Natural Resources

Forest Services Branch
Paddy's Pond, P.O. Box 13036
St. John's, NL
A1B 3V8

Telephone No. (709) 729-4180
Facsimile No. (709) 729-4292

To: FRED KIRBY
From: A. WEBBER
Date: 29-03-10
No. of Page(s): 2
(Cover Included)
Re: QUARRY REFERRAL

MESSAGE: AS PER FOLLOWING

[Signature]
Application Acknowledgement
Quarry Referral

To: Fred Kirby,
Manager, Quarry Materials

From: David Niefer, Env. Tech.
Environmental Protection Officer

File No.: 711:8893
Date: March 31, 2010

Applicant: Clowes Construction
Purpose: Quarry Materials: Rock, Surface Rock
Location: Approx. 1km from R10, off Dump Road, Ferryland
Permit No.: 121479

The Government Service Centre would have no objection to this proposal provided the applicant adheres to the conditions of the standard quarry permit and the following specific conditions:

1. Gasoline and associated products storage:
   - All on-site fuel storage must be approved by the Government Service Centre.
   - At no time are tanks to be located such that refueling is conducted by gravity flow.
   - Spills in excess of 70 liters and all leaks must be reported immediately to the 24 hour spill report no. (709) 772-2083 or 1-800-563-9089.
   - All spills and leaks must be cleaned up immediately, regardless of size and the area inspected and given clearance by a representative of the Government Service Centre by calling (709) 729-2550.

2. Waste material:
   - All waste material produced on-site, including lunch waste, must be removed to an approved waste disposal site on a weekly basis.
   - Access to the site must be restricted at all times in order to prevent the occurrence of indiscriminate dumping.
   - The permit holder will be held responsible for all waste material located on site.

3. Access to the site is to be via the existing access road.

4. All access roads are to be approved by Department of Transportation & Works.

Continued...
5. Quarrying must not take place within:
   - 200 meters of a scheduled salmon river or other designated special area without prior registration and approval under the Environmental Assessment Act
   - 300 meters of a residential or cottage area
   - 90 meters of the centre line of the Trans Canada Highway or other protected road
   - 50 meters of a water body or watercourse
   - 50 meters of other roadways

6. The quarry is not to extend beyond cut survey lines.

7. Quarrying is to be conducted such that an operation does not become visible from Route 10.

8. The existing vegetation screen between the operation and Route 10 is to be maintained such that the site does not become visible to the traveling public.

9. Any activity within 15 meters or alterations to a water body or watercourse will require prior approval of Water Resources Division, Department of Environment & Conservation.

10. Upon completion of this project, the site is to be fully rehabilitated as per conditions of the quarry permit and will require hydro seeding depending on visibility and site conditions.

11. At the close of the quarry, the permit holder is to contact the Government Service Centre to arrange for a site inspection to ensure all conditions of the Waste Material Disposal Act, the Storage and Handling of Gasoline and Associated Products Regulations and the Protected Road Zoning Regulations are adhered to. Arrangements can be made by calling (709) 729-2550.

12. The permit holder will be held responsible for remedial action, as per the conditions of the permit and/or as directed by the Government Service Centre.

13. Upon completion, access to the site is to be ditched and/or permanently blocked.

14. Upon completion of this project, the site is to be fully rehabilitated as per conditions of the quarry permit and will require hydro seeding depending on visibility and site conditions.

15. A 30m tree screen is to be maintained between the TCH right of way and the Quarry operation.

16. The quarry operation must not extend within 200 m of a scheduled salmon river without prior registration under the Environment Assessment Act, Department of Environment & Conservation, Environmental Assessment Division. Such development shall not proceed or receive provincial approval until released or exempted under the Act.

17. The total area of the quarry must not exceed 10 hectares without prior registration under the Environment Assessment Act, Department of Environment & Conservation, Environmental Assessment Division. Such development shall not proceed or receive provincial approval until released or exempted under the Act.

Regards,

[Signature]
David Niefer, Env. Tech.
Environmental Protection Officer
Application Acknowledgement
Quarry Referral

To: Fred Kirby,
Manager, Quarry Materials

From: David Niefer, Env. Tech.
Environmental Protection Officer

File No.: 711:8893
Date: March 31, 2010
Applicant: Clowes Construction
Purpose: Quarry Materials: Rock, Surface Rock
Location: Approx. 1km from R10, off Dump Road, Ferryland
Permit No.: 121479

The Government Service Centre would have no objection to this proposal provided the applicant adheres to the conditions of the standard quarry permit and the following specific conditions:

1. Gasoline and associated products storage:
   - All on-site fuel storage must be approved by the Government Service Centre.
   - All time are tanks to be located such that refueling is conducted by gravity flow.
   - Spills in excess of 70 liters and all leaks must be reported immediately to the 24 hour spill report no. (709) 772-2083 or 1-800-563-9089.
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   - All waste material produced on-site, including lunch waste, must be removed to an approved waste disposal site on a weekly basis.
   - Access to the site must be restricted at all times in order to prevent the occurrence of indiscriminate dumping.
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4. All access roads are to be approved by Department of Transportation & Works.

Continued....
5. Quarrying must not take place within:
   - 200 meters of a scheduled salmon river or other designated special area without prior registration and approval under the Environmental Assessment Act
   - 300 meters of a residential or cottage area
   - 90 meters of the centre line of the Trans Canada Highway or other protected road
   - 50 meters of a water body or watercourse
   - 50 meters of other roadways

6. The quarry is not to extend beyond cut survey lines.

7. Quarrying is to be conducted such that an operation does not become visible from Route 10.

8. The existing vegetation screen between the operation and Route 10 is to be maintained such that the site does not become visible to the traveling public.

9. Any activity within 15 meters or alterations to a water body or watercourse will require prior approval of Water Resources Division, Department of Environment & Conservation.

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12. The permit holder will be held responsible for remedial action, as per the conditions of the permit and/or as directed by the Government Service Centre.

13. Upon completion, access to the site is to be ditched and/or permanently blocked.

14. Upon completion of this project, the site is to be fully rehabilitated as per conditions of the quarry permit and will require hydro seeding depending on visibility and site conditions.

15. A 30m tree screen is to be maintained between the TCH right of way and the Quarry operation.

16. The quarry operation must not extend within 200 m of a scheduled salmon river without prior registration under the Environment Assessment Act, Department of Environment & Conservation, Environmental Assessment Division. Such development shall not proceed or receive provincial approval until released or exempted under the Act.

17. The total area of the quarry must not exceed 10 hectares without prior registration under the Environment Assessment Act, Department of Environment & Conservation, Environmental Assessment Division. Such development shall not proceed or receive provincial approval until released or exempted under the Act.

Regards,

[Signature]
David Niefer, Env. Tech.
Environmental Protection Officer
April 7, 2010

Clowe's Construction
P. O. Box 44
Ferryland, Nl.
A0A 2H0

Dear Mr. Clowe:

Re: Permit to remove surface rock from Ferryland Dump
Permit No. 121479, File No. 7118893

Your application to Mineral Lands Division, Department of Natural Resources, (referred to Town to remove surface rock from Ferryland Dump in area marked was approved at the regular monthly public meeting of Council held in Council Chambers on Tuesday, April 6, 2010 subject to the following condition:

1) Surface rocks to be removed only.
2) No digging permitted in excess of 3 feet to remove rock
3) Holes must be back-filled and levelled
4) No gravel to be removed from site
5) Site to be completely rehabilitated when finished
6) Permit valid to a maximum of 12 months.

Please feel free to contact our office for any further clarification.

Thank you.

Town of Ferryland

cc: Mineral Lands Division
cc: Dept Mines & Energ
DATE: April 30/2010

TO: Mel Thode & Ernie

ATTN: Ted and Edna

FROM: Dan K

The following transmission consists of 1 page

MESSAGE:

Mel:

The E-Mail won't go through.
(See note at end) so I am using this form.

The ground pit behind Town Hall (owned
by Arnold Clow, deceased) is operated by Otto Clowe.

Is there further appealable. Seems it was
up several years ago or maybe even installed with appeal of Town Clowe. However,

Otto is no longer apparently appealing without

appeal permission. Can it be possible for

desired to visit site?

Thanks, Dan K
Check with GO

Lower Court

711. 8893
121 479

Ready to go May 7, 2010

was not issued

possibly Greenfield site, no approved for

Gerald

Check 6-8 for file
APPLICATION FOR A QUARRY PERMIT

Receiving this 26th day of Aug., 1990, at 11:40 a.m.

I/We, James R. D. G. P. Saint, QUARRY MATERIALS

Address: Po Box 51, England
Postal Code: AG A 2 NO

HEREBY APPLY FOR A QUARRY PERMIT for ______ hectares for ______ months under the terms and conditions of the Quarry Materials Act, 1998, SNL1998.

Have you had permits for this site before? Yes If yes, list permit numbers: 17363

If you are applying for a permit to the same area you held under permit last year complete this section only.

File #: 717092
Previous Permit #: 17363

I certify that there are no changes or modifications to the size, boundary or location of the existing quarry permit area, or to the method of removal or processing planned at the location.

Note: If there are any changes to the size of the quarry, the method of removal or processing, a new application must be completed for the site.

Date: Aug 23/2010

Name: ____________________________
Signature: _______________________
Position: _________________________

Complete this section if the material is needed for a specific contract.

Agency awarding contract ____________________________
Address ____________________________
Phone No. ____________________________
Contract No. ____________________________
Tender closing date ____________________________
Anticipated starting date ____________________________
Anticipated completion date ____________________________
Amount of material req'd: Class "A" ____________________________
Class "B" ____________________________
Asphalt aggregate ____________________________
Other (specify) ____________________________

Proposed end use of material: Basic fill
Location of end use material: Region 1 area

FOR THE PURPOSE OF REMOVING:

☐ Sand
☐ Gravel
☐ Rock
☐ Borrow Material
☐ Fuel Peat
☐ Horticulture Peat
☐ Stockpiled Material
☐ Other (Specify) ____________________________

THE QUARRY OPERATION WILL INVOLVE:

☐ Drilling and Blasting
☐ Ripping
☐ Crushing
☐ Screening
☐ Washing
☐ Use of Settling Ponds
☐ Pit run removal
☐ Asphalt Batch Plant
☐ Concrete Batch Plant
☐ Other (Specify) ____________________________
Ownership of land to the best of your knowledge □ Crown □ Private

If Private, complete the following and attach a letter from the owner authorizing you to occupy the property for the purpose of removing quarry material; confirmation of title and ownership must be included.

Name of Owner
Arnold Law
Address
Plantagenet, N.I. 44-1-44

Form of Title
Crown Grant ______ Date Issued ______ Volume ______ Folio ______
Crown Lease ______ Date Issued ______ Number ______
Other (Specify) ______

Phone No. 432-2840

At the time of application, the site being applied for must be clearly marked on the ground using 2 x 4 posts, with a company sign and flagging to mark the corners, and to outline the area.

Is the site visible from nearby highways or main roads? ______
Is there an existing access to the quarry site? ______
Describe the type of vegetation cover over the area to be quarried (forest, scrub, barren, etc.) ______
Describe marking if any in addition to the above required markings ______

Is the site being applied for an existing quarry? ______ If yes, what are the dimensions of the quarry?
Width ______ Length ______ Average height of quarry faces ______
Are there any structures (house, fence, pole line, etc.) within the boundaries of the quarry site? ______
If yes, describe the structures and give their distance from the site ______

Are there any brooks, rivers, ponds or streams within the boundaries of the quarry site? ______
If yes, specify type of water body ______

Are there any brooks, rivers, ponds or streams within a 200 metre radius of the boundaries of the quarry site? ______
If yes, specify type of water body and give its distance from the site ______

Is any of the land within a 300 metre radius of the boundaries of the quarry site being used? ______
If yes, describe the land use and give the distance from the site ______

Describe the location of the proposed Quarry with reference to the UTM grid (NAD 1927) on the 1:50,000 Topographic Map. Description must include NTS Map Sheet, zone and the co-ordinates. The UTM co-ordinate should be taken at the entrance to the quarry.

E ______ N ______ Zone ______ Map Sheet ______

Describe the location of the proposed Quarry with reference to nearby prominent landmarks (road intersections, bridges, etc.) to nearest tenth of a kilometre ______

The information in this section can be completed by using a Global Positioning System. Inaccurate information will cause delays.
SKETCH OF QUARRY SITE

In the space below, draw a sketch showing the boundaries and distance between corners of the site being applied for, outline of existing quarry if one exists, distances of all features within the quarry site and all features within a 300 metre radius of the boundaries of the quarry site. That is, the location of the features listed in Section 7 of this application. Also, show the proposed access to the site, the distance the quarry site is setback from the highways or main roads. The location where the UTM co-ordinates was taken should be shown.

Sketch map can be a detailed survey of the area of the permit; location of the permit on a detailed cadastral or forest inventory map; or a detailed aerial photograph, can be used instead of a sketch to show the location and boundaries of the area being applied for, and features within 300 m.

I certify that the information contained in this application is correct.

Name: [Redacted]
Phone No. Business: [Redacted]
Signature: [Redacted]
Fax No.: [Redacted]
Position: [Redacted]
E-mail Address: [Redacted]
Date: August 23, 2009
October 7, 2010

Mr. Otto Clowe
P. O. Box 91
Ferryland, NL.
A0A 2H0

Dear Mr. Clowe:

Re: Quarrying outside permit boundaries

The Town of Ferryland wishes to advise that you are quarrying outside the permit boundaries. Any removal of fill is in contravention of your permit and conditions as determined by Mr. Gerald Kennedy, Quarry Inspector and the Town of Ferryland. You are hereby ordered to stop any further activity.

You are already aware that the access road you used is within the surveyed property of the Town of Ferryland. UTM co-ordinates outlining your quarry boundaries were established in 2005. It is evident that you have continued to excavate onto the Town of Ferryland’s property. You are also aware that you cannot quarry within 15 metres of private property without approval and that the Town has not approved any quarry expansion. You are also aware that no further excavation is to occur at the area near the main entrance to the Quarry.

Failure to comply with Council’s directions will result in the town revoking permits as a result of continued violation of the conditions of your permit.

We trust the Town has made their position clear on this matter.

Yours truly,

[Redacted]

Town of Ferryland
LM/dk

cc. Mr. Fred Kirby, Manager Quarry Materials
cc. Mr. Gerald Kennedy, Quarry Inspector
RIDGE G & P SERVICES LTD
BUSINESS NO. 85317 – 8150 – RT9001

P.O. Box 91 | Ferryland, NL | A0A 2H0
Ph 709.432.2302 | Fx 709.432.3306

Attn: Mr. Fred Kirby

Application for quarry permit
Li: Otto close

4 pages Inc. this one.

709-432-2302
APPLICATION FOR A QUARRY PERMIT

We, Ridge G&G Farms Ltd, R. Ortolan

Address: 3820 G. refinery
Postal Code: A0A 2H0

HEREBY APPLY FOR A QUARRY PERMIT for 4 hectares for 12 months under the terms and conditions of the Quarry Materials Act, 1998, S.W. 1998.

Have you had permits for this site before? If yes, list permit numbers.

If you are applying for a permit to the same area you held under permit last year complete this section only.

File #: 7117092 Previous Permit #: 120341.

I certify that there are no changes or modifications to the size, boundary or location of the existing quarry permit area, or to the method of removal or processing planned at the location.

Note: If there are any changes to the size of the quarry, the method of removal or processing, a new application must be completed for the site.

Date: Oct 14/10
Name: Ortolan
Signature: Ortolan
Position: Owner

Complete this section if the material is needed for a specific contract.

Agency awarding contract
Address
Contract No.
Tender closing date
Anticipated starting date
Anticipated completion date
Amount of material req'd: Class "A" Class "B"
Asphalt aggregate
Other (specify)

Proposed end use of material
Location of end use material

FOR THE PURPOSE OF REMOVING:
☐ Sand
☐ Gravel
☐ Rock
☐ Borrow Material
☐ Fuel Peat
☐ Horticulture Peat
☐ Stockpiled Material
☐ Other (Specify)

THE QUARRY OPERATION WILL INVOLVE:
☐ Drilling and Blasting
☐ Ripping
☐ Crushing
☐ Screening
☐ Washing
☐ Use of Settling Ponds
☐ Pit run removal
☐ Asphalt Batch Plant
☐ Concrete Batch Plant
☐ Other (Specify)

RECEIVED this 15th day of Oct., 2014 at 7:05 o'clock in the Forenoon.

[Signature]
[Quarry Materials]
Ownership of land to the best of your knowledge □ Crown □ Private

If Private, complete the following and attach a letter from the owner authorizing you to occupy the property for the purpose of removing quarry material; confirmation of title and ownership must be included.

Name of Owner: **Arnold Clow**
Address: **4A, 250 Ferryland**
Phone No.: **432-2840**

<table>
<thead>
<tr>
<th>Form of Title</th>
<th>Crown Grant</th>
<th>Date Issued</th>
<th>Volume</th>
<th>Folio</th>
</tr>
</thead>
<tbody>
<tr>
<td>Crown Lease</td>
<td>Date Issued</td>
<td>Number</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Other (Specify)</td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

At the time of application, the site being applied for must be clearly marked on the ground using 2 x 4 posts, with a company sign and flagging to mark the corners, and to outline the area.

Is the site visible from nearby highways or main roads? **Yes**

Is there an existing access to the quarry site? **Yes**
Describe the type of vegetation cover over the area to be quarried (forest, scrub, barren, etc.)
Describe marking if any in addition to the above required markings.

Is the site being applied for an existing quarry? **Yes**
If yes, what are the dimensions of the quarry?
Width: 150' Length: 150'
Average height of quarry faces: 18'

Are there any structures (house, fence, pole line, etc.) within the boundaries of the quarry site? **No**
If yes, describe the structures and give their distance from the site.

Are there any brooks, rivers, ponds or streams within the boundaries of the quarry site? **No**
If yes, specify type of water body.

Are there any brooks, rivers, ponds or streams within a 200 metre radius of the boundaries of the quarry site? **Not Used**
If yes, specify type of water body and give its distance from the site.

Is any of the land within a 300 metre radius of the boundaries of the quarry site being used? **Yes**
If yes, describe the land use and give the distance from the site.

Describe the location of the proposed Quarry with reference to the UTM grid (NAD 1927) on the 1:50,000 Topographic Map. Description must include NTS Map Sheet, zone and co-ordinates. The UTM co-ordinate should be taken at the entrance to the quarry.

**355900 E 5211500 N Zone 22 Map Sheet 01N/02**

Describe the location of the proposed Quarry with reference to nearby prominent landmarks (road intersections, bridges, etc.) to nearest tenth of a kilometre North of Town Hall.

The information in this section can be completed by using a Global Positioning System. Inaccurate information will cause delays.
Potential copyright material

If you wish to obtain a copy please contact the ATIPP Office at (709) 729-7072 or atippoffice@gov.nl.ca.
Faxed
Mr. Clowce for
a sketch.
W.O. 11/09/02

Rudge
C P Services Ltd
120341
711: 7092
REFERRAL LETTER

File Number: 7119195
Permit Number: 122025
Referred: 27-Oct-2010

I have been directed by the Honourable Minister of Natural Resources to submit to you for your concurrence or otherwise, the following application:

Applicant: Ridge G & P Services
Quarry Location: 200m north of Town Hall
Quarry Materials: Gravel, Rock
Area of site: 1
NTS map sheet: 01N/02
Electoral District: Ferryland

The site is shown on the attached map. To minimize delay in the processing of this application, we request that any objections be forwarded within 2 weeks of the date of this letter.

If no reply is received by November 10, 2010 your concurrence will be assumed.

Would you kindly complete your reply below and return it to this division. Please attach additional sheets if necessary.

Fred Kirby, P.Geo.
Manager, Quarry Materials

This application is:

Approved.

Approved subject to the stipulations below.

Not approved, reasons given below.

Comments: Highly visible.

Signed by: [Signature]

cc: Dept. of Mines & Energy, Gerald Kennedy
The Community of Ferryland

P.O. Box 8700, St. John's, NL A1B 4J6, Telephone (709) 729-6044, Fax (709) 729-6762
APPLICATION FOR A QUARRY PERMIT

We, Ridge Geo Sm Ltd., R. O. O. Clark

Address: 100 & 200, Postal Code: A 2,440

HEREBY APPLY FOR A QUARRY PERMIT for 4 hectares for 12 months under the terms and conditions of the Quarry Materials Act, 1999, SNL 1999.

Have you had permits for this site before? YES. If yes, list permit numbers.

If you are applying for a permit to the same area you held under permit last year complete this section only.

File #: 717092

Previous Permit #: 120341

I certify that there are no changes or modifications to the size, boundary or location of the existing quarry permit area, or to the method of removal or processing planned at the location.

Note: If there are any changes to the size of the quarry, the method of removal or processing, a new application must be completed for the site.

Date: Oct 14/10

Name: R. O. O. Clark

Signature: [signature]

Position: Quarry Manager

Complete this section if the material is needed for a specific contract.

Agency awarding contract: ____________________________

Address: ____________________________

Phone No.: ____________________________

Contract No.: ____________________________

Tender closing date: ____________________________

Anticipated starting date: ____________________________

Anticipated completion date: ____________________________

Amount of material req'd: Class "A": ____________________________

Class "B": ____________________________

Asphalt aggregate: ____________________________

Other (specify): ____________________________

Proposed end use of material: ____________________________

Location of end use material: ____________________________

FOR THE PURPOSE OF REMOVING:

☐ Sand
☐ Gravel
☐ Rock
☐ Borrow Material
☐ Fuel Peat
☐ Horticulture Peat
☐ Stockpiled Material
☐ Other (Specify) ____________________________

THE QUARRY OPERATION WILL INVOLVE:

☐ Drilling and Blasting
☐ Ripping
☐ Crushing
☐ Screening
☐ Washing
☐ Use of Settling Ponds
☐ Pit run removal
☐ Asphalt Batch Plant
☐ Concrete Batch Plant
☐ Other (Specify) ____________________________

RECEIVED this 15th day of Oct., 2011 at 7:05 o'clock a.m.

[Signature]

QUARRY MATERIALS
Ownership of land to the best of your knowledge □ Crown □ Private

If Private, complete the following and attach a letter from the owner authorizing you to occupy the property for the purpose of removing quarry material; confirmation of title and ownership must be included.

Name of Owner: ARNOLD CLAYE
Address: 400 E. SHORELAND  
A A 2 4 3 0  
Phone No: 432-3840

Form of Title
Crown Grant _______ Date Issued _______ Volume _______ Folio _______
Crown Lease _______ Date Issued _______ Number _______
Other (Specify) _______

At the time of application, the site being applied for must be clearly marked on the ground using 2 x 4 posts, with a company sign and flagging to mark the corners, and to outline the area.

Is the site visible from nearby highways or main roads?  
YES

Is there an existing access to the quarry site?  
YES

Describe the type of vegetation cover over the area to be quarried (forest, scrub, barren, etc.).

Describe marking if any in addition to the above required markings.

Is the site being applied for an existing quarry?  
YES

If yes, what are the dimensions of the quarry?
Width 150' Length 150' Average height of quarry faces __

Are there any structures (house, fence, pole line, etc.) within the boundaries of the quarry site?  NO

If yes, describe the structures and give their distance from the site.

Are there any brooks, rivers, ponds or streams within the boundaries of the quarry site?  NO

If yes, specify type of water body

Are there any brooks, rivers, ponds or streams within a 200 metre radius of the boundaries of the quarry site?  YES

If yes, specify type of water body and give its distance from the site

Is any of the land within a 300 metre radius of the boundaries of the quarry site being used?  
YES

If yes, describe the land use and give the distance from the site

Describe the location of the proposed Quarry with reference to the UTM grid (NAD 1927) on the 1:50,000 Topographic Map. Description must include NTS Map Sheet, zone and the co-ordinates. The UTM co-ordinate should be taken at the entrance to the quarry.

535900 E 5211500 N Zone 2 P  
Map Sheet D11/02

Describe the location of the proposed Quarry with reference to nearby prominent landmarks (road intersections, bridges, etc.) to nearest tenth of a kilometre North of Town Hall

The Information in this section can be completed by using a Global Positioning System. Inaccurate information will cause delays.
Potential copyright material

If you wish to obtain a copy please contact the ATIPP Office at (709) 729-7072 or atippoffice@gov.nl.ca.
Potential copyright material

If you wish to obtain a copy please contact the ATIPP Office at (709) 729-7072 or atippoffice@gov.nl.ca.
Mineral Lands Division

File Reference: 7119195
October-27-2010

Ridge G & P Services
P.O. Box 91
Ferryland, NL
A0A 2H0

Attention: Otto Clowe

Dear Sir/Madam,

QUARRY PERMIT APPLICATION REFERRAL NOTICE

This will acknowledge receipt of your application for a quarry permit with respect to the land situated at 200m north of Town Hall.

Your application is being processed and has been referred to the following authorities:

Dept. of Mines & Energy, Gerald Kennedy
The Community of Ferryland

In order to assist the above authorities in evaluating your application, it is necessary that you mark the corners and boundaries of the site being applied for. It is suggested you use flagging and post a sign(s) stating, "Site of Quarry Permit application."

The markings are to be removed if the application is not approved. You should hear further in the matter in about 30 days.

Yours truly,

Fred Kirby, P.Geo.
Manager, Quarry Materials

cc:
REFERRAL LETTER

File Number: 7119195
Permit Number: 122025
Referred: 27-Oct-2010

I have been directed by the Honourable Minister of Natural Resources to submit to you for your concurrence or otherwise, the following application:

Applicant: Ridge G & P Services
Quarry Location: 200m north of Town Hall
Quarry Materials: Gravel, Rock
Area of site: 1
NTS map sheet: 01N/02
Electoral District: Ferryland

The site is shown on the attached map. To minimize delay in the processing of this application, we request that any objections be forwarded within 2 weeks of the date of this letter.

If no reply is received by November 10, 2010 your concurrence will be assumed.

Would you kindly complete your reply below and return it to this division. Please attach additional sheets if necessary.

Fred Kirby, P.Geo.
Manager, Quarry Materials

This application is:

_______ Approved.
_______ Approved subject to the stipulations below.
_______ Not approved, reasons given below.

Comments:

Signed by: ____________________________

cc: Dept. of Mines & Energy, Gerald Kennedy
    The Community of Ferryland
File No. 9195

Date: 10/10/27

Department of Transportation & Works

Director Provincial Planning

G.S.C. St. John's _ Hr. Grace _ Central _ Western _ Labrador _ Clarenville

Supervisor of Agriculture _ Eastern _ Central _ Western _ Labrador

Director of Parks

Supervisor of Lands _ Eastern _ Central _ Western _ Labrador _ Clarenville

Supervisor of Forestry _ Eastern Dist. _ Central Dist. _ Western Dist. _ Labrador Dist. _

Historic Resources

Municipal Authority: Ferryland

Other: Gerald Kennedy

Applicant: Ridge C&D Services Ltd.

Location: 200 m north of Town Hall

Ha: 1

Term: 12

Map: OIN/02

Electoral District: Ferryland

Block No: 12

Fred Kirby
Manager, Quarry Materials
DATE Nov 3 2010
TO
ATTN
FROM Denis Keane

The following transmission consists of 3 pages

MESSAGE
Re: Oct 27, 2010 - Ridge GP Services

At the regular monthly public meeting of Council held in Council Chamber, the following attached application from Ridge GP Services for new quarry location was not approved.

For any further information, please contact Town Office.

See attached

Thank you, Dr.
REFERRAL LETTER

File Number: 7119195
Permit Number: 122025
Referred: 27-Oct-2010

I have been directed by the Honourable Minister of Natural Resources to submit to you for your concurrence or otherwise, the following application:

Applicant: Ridge G & P Services
Quarry Location: 200m north of Town Hall
Quarry Materials: Gravel, Rock
Area of site: 1
NTS map sheet: 01N/02
Electoral District: Ferryland

The site is shown on the attached map. To minimize delay in the processing of this application, we request that any objections be forwarded within 2 weeks of the date of this letter.

If no reply is received by November 10, 2010 your concurrence will be assumed.

Would you kindly complete your reply below and return it to this division. Please attach additional sheets if necessary.

Fred Kirby, P.Geo,
Manager, Quarry Materials

This application is:

Approved.
Approved subject to the stipulations below.
X Not approved, reasons given below.

Comments:

Signed by: [Signature]

cc: Dept. of Mines & Energy, Gerald Kennedy
The Community of Ferryland

Proposed use is in Rural Zoning of town's municipal plan.
Town did not approve requested expansion (meeting Nov 2/10) Area is close to town's new subdivision which is presently being developed.
October 7, 2010

Mr. Otto Clowe
P. O. Box 91
Ferryland, NL.
A0A 2H0

Dear Mr. Clowe:

Re: Quarrying outside permit boundaries

The Town of Ferryland wishes to advise that you are quarrying outside the permit boundaries. Any removal of fill is in contravention of your permit and conditions as determined by Mr. Gerald Kennedy, Quarry Inspector and the Town of Ferryland. You are hereby ordered to stop any further activity.

You are already aware that the access road you use is within the surveyed property of the Town of Ferryland. UTM co-ordinates outlining your quarry boundaries were established in 2005. It is evident that you have continued to excavate onto the Town of Ferryland’s property. You are also aware that you cannot quarry within 15 metres of private property without approval and that the Town has not approved any quarry expansion. You are also aware that no further excavation is to occur at the area near the main entrance to the Quarry.

Failure to comply with Council’s directions will result in the town revoking permits as a result of continued violation of the conditions of your permit.

We trust the Town has made their position clear on this matter.

Yours truly,

[Redacted]

Town of Ferryland
LM/dk

c.c. Mr. Fred Kirby, Manager Quarry Materials
c.c. Mr. Gerald Kennedy, Quarry Inspector
Mineral Lands Division

File Reference: 7119195
25-November-2010

Ridge G & P Services
P.O. Box 91
Ferryland, NL
A0A2H0

ATTENTION: Otto Clove

Dear Sir/Madam,

**QUARRY PERMIT APPLICATION : LETTER OF REJECTION**

Location 200m north of Town Hall

Please be advised that we have objection(s) to your permit application from the following referral authorities:

**Authority:** The Community of Ferryland  
**Contact:** Josephine Walsh 709-432-2127  
**Comments:** The permit location is zoned Rural in which quarrying is a discretionary use. Council has rescinded its approval for continued use of this site because quarrying operations have been taking place outside of the established permit boundaries without permission of both the Town of Ferryland and the Department of Natural Resources. Additionally, the Town has concerns with access across its land and proximity to private property and to the upcoming subdivision development.

Because of the objection(s) listed above we are unable to process this application further. The application process can only proceed if all the objection(s) are withdrawn.

If you wish to pursue the objection(s) please contact directly the respective authorities who have raised the objection(s).

Yours truly,

Fred Kirby, P.Geo.
Manager, Quarry Materials
INTERNAL MEMO

Referred: 27-Oct-2010
Permit Number: 122025
File Number: 7119195

To: The Manager, Quarry Materials

On 27-Oct-2010 we processed an application from Ridge G & P Services for a quarry permit with respect to 1 hectares of land situate 200m north of Town Hall.

The result of processing the application is as follows:

Dept. of Mines & Energy, Gerald Kennedy Nothing received
The Community of Ferryland Not approved at this time

This application requires your consideration.

From Joanne Janes, Clerk IV, Mineral Lands Division

Please advise applicant of objection.

10/11/25
Mineral Lands Division

File Reference: 7118793
29-NOV-2010

Quarry Construction Ltd.
Ferryland, NL
A0A 2H0

ATTENTION: Terrence Kavanagh

Dear Sir/Madam,

STATUTORY RETURN FOR PITS AND QUARRIES: PERMIT NUMBER 120232

Enclosed is a Production Report Form to be completed and returned to this Department. It is required as a condition of your permit or lease under the Quarry Materials Act, 1998 and under the authority of Section 7 of the Mining Act. The Production Report, along with the appropriate Royalty Payment, must be submitted within 60 days of expiry of the permit.

- The report must be filed even if there was no production.
- If you are reapplying for a Quarry Permit to this location for the year 2011, your application will be considered incomplete and will not be processed unless the production return, royalty payment and the $80.00/hectare rental fee are submitted.
- If we do not receive a complete and acceptable application from you for a new permit to this site within this 60 day period, the area will be available for application to other parties.

If you have any questions, please contact Joanne Janes at (709) 729-4044.

Yours truly,

Fred Kirby, P.Geo.
Manager, Quarry Materials

IN/02.
**STATUTORY RETURN FOR PITS AND QUARRIES**

Production Report - 2010

Quarry Construction Ltd.

NE side of Quarry River Rd, 2km from R10, Ferryland

Report on production for the twelve months ended December 31. This report must be returned by March 3rd, 2011.

### Conversion Factors:
- 1m³ = 2 tonnes
- 1m³ = 1.3yd³
- 1yd³ = 1.75 short ton

<table>
<thead>
<tr>
<th>1. Type of Operation</th>
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</thead>
<tbody>
<tr>
<td>☐ Bedrock Quarry</td>
</tr>
<tr>
<td>☐ Till</td>
</tr>
<tr>
<td>☐ Sand</td>
</tr>
<tr>
<td>☐ Gravel</td>
</tr>
<tr>
<td>☐ Peat</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>2. On Site Processing</th>
</tr>
</thead>
<tbody>
<tr>
<td>☐ Drilling &amp; Blasting</td>
</tr>
<tr>
<td>☐ Ripping</td>
</tr>
<tr>
<td>☐ Crushing</td>
</tr>
<tr>
<td>☐ Screening</td>
</tr>
<tr>
<td>☐ Washing</td>
</tr>
<tr>
<td>☐ Other</td>
</tr>
</tbody>
</table>

| 3. Total amount removed: | 1000 ton |

<table>
<thead>
<tr>
<th>4. If a bedrock Quarry, type of material removed:</th>
</tr>
</thead>
<tbody>
<tr>
<td>☐ Granite</td>
</tr>
<tr>
<td>☐ Trap</td>
</tr>
<tr>
<td>☐ Marble</td>
</tr>
<tr>
<td>☐ Sandstone</td>
</tr>
<tr>
<td>☐ Limestone</td>
</tr>
<tr>
<td>☐ Other</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>5. Material Sold or Used from the Permit/Lease</th>
</tr>
</thead>
<tbody>
<tr>
<td>Production should include material sold, or used in own fabrication/secondary processing.</td>
</tr>
<tr>
<td>Do NOT include:</td>
</tr>
<tr>
<td>1. Production by others under subordinate permit.</td>
</tr>
<tr>
<td>2. Transportation costs.</td>
</tr>
<tr>
<td>Include:</td>
</tr>
<tr>
<td>1. Material removed by yourself or a subcontractor under your direction.</td>
</tr>
<tr>
<td>2. Value of material as well as cost of drilling, blasting, crushing, screening, washing and loading.</td>
</tr>
</tbody>
</table>

**NOTE:** The dollar value of material sold and/or used should be the value of the product at the pit. For material used, a reasonable value would be the amount one might pay for such material if it was purchased at a pit or operation in the area.

### Table A. Complete this table if not a Bedrock Quarry. If a Bedrock Quarry, go to Table B.

<table>
<thead>
<tr>
<th>Type of Material</th>
<th>SOLD</th>
<th>USED</th>
</tr>
</thead>
<tbody>
<tr>
<td>Silica Sand</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Other Natural Sands</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Natural Gravel</td>
<td>5.00m</td>
<td>3,000.00</td>
</tr>
<tr>
<td>Crushed Gravel</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Peat</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Topsoil</td>
<td></td>
<td></td>
</tr>
<tr>
<td>TOTAL</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Total Sold and Used</td>
<td>5.00m</td>
<td>3,000.00</td>
</tr>
</tbody>
</table>

### Table B. All permit holders are to complete this table.

<table>
<thead>
<tr>
<th>End Use</th>
<th>SOLD</th>
<th>USED</th>
</tr>
</thead>
<tbody>
<tr>
<td>Rip Rap</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Railroad Ballast</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Common Fill</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Road Construction and Maintenance</td>
<td>5.00m</td>
<td>3,000.00</td>
</tr>
<tr>
<td>Asphalt Aggregate</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Concrete Aggregate</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Winter Sand</td>
<td></td>
<td></td>
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<tr>
<td>Mortar Sand</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Other (specify)</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Total</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Total Sold and Used</td>
<td>5.00m</td>
<td>3,000.00</td>
</tr>
</tbody>
</table>

**NOTE:** If a Bedrock Quarry, the total cubic metres Sold and Used in Table B should equal the total cubic metres in # 3 above. If not a Bedrock Quarry, the total cubic metres and total value in Table A should equal the total cubic metres and total value in Table B.

6. Place of sale of all products: **Ferryland**

7. Estimate amount of material mined but not removed from pit: **150 ton**

I certify that the information contained herein is correct.

Name (Print) **Terrence Kavanagh**

Title **President**

Signature **[Redacted]**

S.40.1
Department of Natural Resources
APPLICATION FOR A QUARRY PERMIT

I/We  Terrence Kavanaugh

Address  Box 98 Terrylanda

Postal Code  A0A 2H0
HEREBY APPLY FOR A QUARRY PERMIT for 4 hectares for 12 months under the
terms and conditions of The Quarry Materials Act, 1998.

Have you had permits for this site before?  yes  If yes, list permit numbers 120232

If you are applying for a permit to the same area you held under permit last year,
complete this section. If there are any changes to the size of the quarry, the method of
removal or processing, a new complete application must be submitted for the site.

File # 7118793  Previous Permit # 120232

I certify that there are no changes or modifications to the size, boundary or location of the existing quarry
permit area, or to the method of removal or processing planned at the location.

I certify that the information contained in this application is correct:

Name: Terrence Kavanaugh  Phone No. Business: 709 432 2229
Signature:  Fax No.: 709 432 2512
Position:  E-mail Address:
Date: Dec 09 2010

Completed Statutory Returns and Application Forms are to be mailed to:

Mineral Lands Division
Department of Natural Resources
P.O. Box 8700
St. John's, NL
A1B 4J6

Fred Kirby  - (709) 729-6447
Joanne Janes  - (709) 729-4044
Fax  - (709) 729-6782
fredkirby@gov.nl.ca
ijanes@gov.nl.ca
www.gov.nl.ca/mines&en/
Mineral Lands Division

File Reference: 7118793
29-NOV-2010

Quarry Construction Ltd.
Ferryland, NL
A0A 2H0

ATTENTION: Terrence Kavanagh

Dear Sir/Madam,

STATUTORY RETURN FOR PITS AND QUARRIES

Quarry Permit #120232

NE side of Quarry River Rd, 2km from R10, Ferryland

Enclosed is a Production Report Form to be completed and returned to this Department. It is required as a condition of your permit or lease under the Quarry Materials Act, 1998 and under the authority of Section 7 of the Mining Act. The Production Report, along with the appropriate Royalty Payment, must be submitted within 60 days of expiry of the permit.

- The report must be filed even if there was no production.

- If you are reapplying for a Quarry Permit to this location for the year 2011, your application will be considered incomplete and will not be processed unless the production return, royalty payment and the $80.00/hectare rental fee are submitted.

- If we do not receive a complete and acceptable application from you for a new permit to this site within this 60 day period, the area will be available for application to other parties.

If you have any questions, please contact Joanne Janes at (709) 729-4044.

Yours truly,

Fred Kirby, P.Geo.
Manager, Quarry Materials
Mineral Lands Division

File Reference: 7117092
29-NOV-2010

Otto Clowe
Ferryland, NL
A0A 2H0

ATTENTION: Otto Clowe

Dear Sir/Madam,

STATUTORY RETURN FOR PITS AND QUARRIES

Quarry Permit #120341

Arnold Clowe's Property, Ferryland

Enclosed is a Production Report Form to be completed and returned to this Department. It is required as a condition of your permit or lease under the Quarry Materials Act, 1998 and under the authority of Section 7 of the Mining Act. The Production Report, along with the appropriate Royalty Payment, must be submitted within 60 days of expiry of the permit.

- The report must be filed even if there was no production.
- If you are reapplying for a Quarry Permit to this location for the year 2011, your application will be considered incomplete and will not be processed unless the production return, royalty payment and the $80.00/hectare rental fee are submitted.
- If we do not receive a complete and acceptable application from you for a new permit to this site within this 60 day period, the area will be available for application to other parties.

If you have any questions, please contact Joanne Janes at (709) 729-4044.

Yours truly,

Fred Kirby, P.Geo.
Manager, Quarry Materials
OTTO CLOWE
Arnold Clowe's Property, Ferryland

Report on production for the twelve months ended December 31. This report must be returned by March 3rd, 2011.

1. Type of Operation
   - Bedrock Quarry
   - Till
   - Sand
   - Gravel
   - Peat

2. On Site Processing
   - Drilling & Blasting
   - Rippling
   - Crushing
   - Screening
   - Washing
   - Other

3. Total amount removed: 35 Tons

4. If a bedrock quarry, type of material removed:
   - Granite
   - Trap
   - Marble
   - Sandstone
   - Limestone
   - Shale
   - Other

5. Material Sold or Used from the Permit/Lease
   Production should include material sold, or used in own fabrication/secondary processing.
   Do NOT include:
   1. Production by others under subordinate permit.
   2. Transportation costs.
   Include:
   1. Material removed by yourself or a subcontractor under your direction.
   2. Value of material as well as cost of drilling, blasting, crushing, screening, washing and loading.

NOTE: The dollar value of material sold and/or used should be the value of the product at the pit. For material used, a reasonable value would be the amount one might pay for such material if it was purchased at a pit or operation in the area.

Table A. Complete this table if not a Bedrock Quarry. If a Bedrock Quarry, go to Table B.

<table>
<thead>
<tr>
<th>Type of Material</th>
<th>SOLD</th>
<th>USED</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td>Cubic Metres (m³)</td>
<td>Value f.o.b. quarry($)</td>
</tr>
<tr>
<td>Silica Sand</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Other Natural Sands</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Natural Gravel</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Crushed Gravel</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Peat</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Topsoil</td>
<td></td>
<td></td>
</tr>
<tr>
<td>TOTAL</td>
<td>(A)</td>
<td>(B)</td>
</tr>
<tr>
<td>Total Sold and Used</td>
<td>(A)+(C)</td>
<td>(B)+(D)</td>
</tr>
</tbody>
</table>

Table B. All permit holders are to complete this table.

<table>
<thead>
<tr>
<th>End Use</th>
<th>SOLD</th>
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</tr>
</thead>
<tbody>
<tr>
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<td></td>
<td></td>
</tr>
<tr>
<td>Mortar Sand</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Other (specify)</td>
<td></td>
<td></td>
</tr>
<tr>
<td>TOTAL</td>
<td>(E)</td>
<td>(F)</td>
</tr>
<tr>
<td>Total Sold and Used</td>
<td>(E)+(G)</td>
<td>(F)+(H)</td>
</tr>
</tbody>
</table>

NOTE: If a Bedrock Quarry, the total cubic metres Sold and Used in Table B should equal the total cubic metres in # 3 above.
If not a Bedrock Quarry, the total cubic metres and total value in Table A should equal the total cubic metres and total value in Table B.

6. Place of sale of all products: Ferryland

7. Estimate amount of material mined but not removed from pit:
   - Oversized
   - Undersized
   - Other (specify)

I certify that the information contained herein is correct.

Name (Print) Otto Clowe
Title
Signature

S.40.1
Department of Natural Resources
APPLICATION FOR A QUARRY PERMIT

I/We [Signature]  Address [Address]  Postal Code [Postal Code]
HEREBY APPLY FOR A QUARRY PERMIT for ______ hectares for ______ months under the terms and conditions of The Quarry Materials Act, 1998.

Have you had permits for this site before? YES If yes, list permit numbers [Number]

If you are applying for a permit to the same area you held under permit last year, complete this section. If there are any changes to the size of the quarry, the method of removal or processing, a new complete application must be submitted for the site.

File # ______  Previous Permit # ______

I certify that there are no changes or modifications to the size, boundary or location of the existing quarry permit area, or to the method of removal or processing planned at the location.

I certify that the information contained in this application is correct:

Name: [Name]  Phone No. Business: [Phone]
Signature: [Signature]  Fax No.: [Fax]
Position: [Position]  E-mail Address: [Email]
Date: [Date]

Completed Statutory Returns and Application Forms are to be mailed to:

Mineral Lands Division
Department of Natural Resources  Fred Kirby  - (709) 729-6447
P.O. Box 8700  Joanne Janes  - (709) 729-4044
St. John's, NL  Fax  - (709) 729-6782
A1B 4J6  fredkirby@gov.nl.ca
          ijanes@gov.nl.ca
          www.gov.nl.ca/mines&cn/
Duane Winsor  
Manager, Finance, Budgeting and General Operations  
Natural Resources Building  
6th Fl., 50 Elizabeth Ave.  
St. John's, NL A1B 4J6

Please refund the Sum of $46.25.  
Reason for refund: Overpayment on Overfleeting Royalty.

Name: Ridge 6 Plus Services Ltd  
Address: PO Box 97  
Address: Ferryland, NL  
Address:  
Postal Code: A0A 2H0

Cheque #: 1371  
INTERIM RECEIPT #:  
DATE: Jan 11/11

OFFICIAL RECEIPT #:  
DATE:  
PERMIT #:  
CUST #:  
REQUESTED BY:  
TITLE:  
AUTHORIZED BY:  
TITLE:  

P.O. Box 8700, St. John's, NL Canada A1B 4J6 709.729.0105 / 709.729.2092
DATE: January 13, 2011

TO: Kent Natural Resources

ATTN: Wm. Kent, Esq.

FROM: Town Clerk

The following transmission consists of 5 pages

MESSAGE

Dear Sirs,

Attached is an application for quarry permit renewal for the following:

1) Quarry Construction Ltd. approval

2) Peter Clove (Arnold Clove Property Ltd) renewal permit denial – use of activity is located within Rural Zoning of Town municipal plan. Activity is outside Town lines determined in 2005

For further information, you may contact Town Office.

Sincerely,

[Signature]
Mineral Lands Division

The Community of Ferryland
Ferryland, NL
General Delivery
A0A 2H0

REFERRAL LETTER

File Number: 7118793
Current Permit Number: 120232
Referred: November 04, 2009

I have been directed by the Honourable Minister of Natural Resources to submit this referral to you for your comments:

Applicant: Quarry Construction Ltd.
Quarry Location: NE side of Quarry River Rd, 2 km from R10, Ferryland
Quarry Materials: Gravel, Rock, Sand
Area of site: 4
NTS map sheet: D1N/02
Electoral District: Ferryland

The site is shown on the attached map. The applicant has a Quarry Permit to this location for 2010 and we anticipate that the applicant will apply for a permit to the site for 2011. To minimize delay in the processing of this application, we request that any comments or concerns regarding issuance of a permit for 2011, be forwarded by December 31, 2010.

If no reply is received by December 31, 2010 we will conclude you have no comment or concerns.

Would you kindly complete your reply below and return it to this division. Please attach additional sheets if necessary.

Fred Kirby, P.Geo
Manager, Quarry Materials

Comments/Concerns:

Approved by:

Town Council of Ferryland
P.O. Box 75
Ferryland, NF
A0A 2H0

Signed by: [Redacted]
Date: January 17, 2011

Natural Resources Building, 50 Elizabeth Avenue, P.O. Box 8700, St. John's, NL, Canada, A1B 4J6
Ph: (709) 729-4044 Fax (709) 729-6787, www.gov.nl.ca/nrnlcaen/
Mineral Lands Division

The Community of Ferryland
Ferryland, NL
General Delivery
A0A 2H0

REFERRAL LETTER

File Number: 7117092  Current Permit Number: 120341  Referred: January 08, 2010

I have been directed by the Honourable Minister of Natural Resources to submit this referral to you for your comments:

Applicant: Otto Clowe
Quarry Location: Arnold Clowe's Property, Ferryland
Quarry Materials: Borrow Material
Area of site: 1
NTS map sheet: 01N/02
Electoral District: Ferryland

The site is shown on the attached map. The applicant has a Quarry Permit to this location for 2010 and we anticipate that the applicant will apply for a permit to the site for 2011. To minimize delay in the processing of this application, we request that any comments or concerns regarding issuance of a permit for 2011, be forwarded by December 31, 2010.

If no reply is received by December 31, 2010 we will conclude you have no comment or concerns.

Would you kindly complete your reply below and return it to this division. Please attach additional sheets if necessary.

Fred Kirby, P.Geo
Manager, Quarry Materials

Comments/Concerns:

Not approved by Town of Ferryland.

Proposed use is in General zoning.


Signed by: [Signature]
Date: January 11, 2011

Natural Resources Building, 50 Elizabeth Avenue, P.O. Box 5700, St. John's, NL, Canada, A1B 4J6
Ph. (709) 729-4061 Fax (709) 729-6702 www.gov.nl.ca/minerres/
Mineral Lands Division

**QUARRY PERMIT NUMBER: 122244**

This quarry permit, issued under the provisions of The Quarry Materials Act, 1998 entitles: Otto Clowe of Ferryland, NL.

...to dig for, excavate, remove, and dispose of Borrow Material...

...for an area comprising approximately 1 hectare(s) located in the district of: Ferryland...

...and being more particularly indicated on a map under File Number 7117092 in the Department of Natural Resources and generally described and shown as indicated on the attached map at: Arnold Clowe's Property, Ferryland...

Removal of topsoil is not allowed under this permit.
This permit is non-transferable and expires on: [blank]
Subject to the following terms and conditions:

1. (a) This permit does not relieve the Permit-holder from adhering to any other Provincial and Federal Act or Regulation or from obtaining all other permits that may be required for the quarry operation, for example, municipal development permits, development control permits, highway access permits, cutting permits, environmental permits for asphalt plants, stream crossing, and/or any others which may be necessary.

(b) The Permit-holder shall conduct his quarry operations in a safe and efficient manner in compliance with the Provisions of the Regulation of Mines Act and Occupational Health and Safety Act and all Regulations made thereunder.

(c) A rental of $80.00 per hectare is payable in advance.

(d) A royalty of $0.50 per cubic metre of material removed is payable within 2 months from the expiration of this Permit.

(e) The Permit-holder shall leave tree screens where they exist between the workings and adjacent roads, highways or other land uses as per 1(c).

(f) Where no tree screens exist, earthen berms shall be constructed to screen the operation from adjacent roads, highways or other land uses as per 1(c).

(g) The Crown reserves the right to quarry and take from the area, at any time, all the quarry materials it requires free of charge without obligation to compensate the Permit-holder in any way.

(h) A copy of this Permit shall be at the quarry site at all times that operations are proceeding.

(i) Any person authorized by the Minister may at any time enter upon the area for Departmental purposes in order to inspect, map or examine the quarry operation.

(j) This permit may be cancelled by the Minister without notice if the Permit-holder fails to comply with any of the terms and conditions of this Permit or The Quarry Materials Act and regulations made thereunder.

Restrictions

2. (a) There shall be no quarrying within 50 metres of any roadway, waterbody or watercourse, nor within 300 metres of any residential development without the permission of the Minister in writing. In Protected Road Zone Areas, there shall be no quarrying within 90 metres of the centre line of the road without the written permission of the Development Control Division, Department of Municipal and Provincial Affairs.

(b) There shall be no quarrying within 15 metres of private property unless the prior written consent of the owner of the private property is first obtained and a copy of this consent document is forwarded to the Department of Natural Resources.

(c) The Permit-holder is responsible for ensuring that no topsoil is removed from the area, unless the permit states topsoil removal is allowed, and that there is no unauthorized access to the area.
(d) The Permit-holder, in the conduct of the quarry operations shall not pollute or permit the pollution of any pond, brook, river or other waters.

(e) Except with the consent of the Minister of Environment and Conservation, the Permit-holder shall not in any way interfere with any pond, brook, river or other waters.

(f) The Permit-holder shall, in the conduct of the quarry operations, comply with all laws of the Parliament of Canada and Regulations and Orders made thereunder relating to the prohibition of pollution of waters.

(g) All access roads to each operation shall be bridged or culverted where they cross brooks or streams in accordance with the Regulations of the Department of Environment and Conservation.

(h) Except with the written permission from the Minister, quarrying is not permitted to result in the excavation of areas below the level of the water table nor in any way to cause the accumulation or ponding of water in any part of the quarry site. Settling ponds, in particular, require both the written permission of the Minister and approval of the Department of Environment and Conservation.

(i) No building or structure shall be erected upon the permit area without the prior written approval of the Minister.

(j) All buildings, structures and equipment erected shall be kept in good repair and working order.

(k) The area shall be kept free of refuse, abandoned vehicles and equipment and any derelict buildings.

**Site Preparation**

3. (a) The Permit-holder shall, prior to commencing operations, erect suitable corner posts or rock cairns at least 1 metre high and carry out suitable blazing of trees or erection of flag or fence material to outline the area under permit.

(b) All boundary markings shall be maintained during the term of the permit.

(c) The area to be excavated shall be clear of all vegetation prior to the removal of any quarry material. Also, the nearest Forestry Management office must be contacted to obtain any necessary cutting permits and to receive instructions regarding the salvage of wood. Only that area necessary for one year's production may be cleared under this permit.

**Quarry Operations**

4. The Permit-holder shall conduct his quarry operations in an efficient manner as set out below.

(a) All stumps, organic material and topsoil (including the rusty colored and iron stained layer) shall be stripped and stockpiled at least 5 metres from uncleared areas and 10 metres from active quarry or stockpile areas. The Permit-holder shall ensure that the quality of the topsoil is not affected by dilution with other materials.
(b) The quarrying of the desired materials shall be conducted in a systematic manner taking into account the life expectancy of the operation, the eventual slopes and grades upon completion, the potential "after quarry" use of the site and the various grades of materials available at the site. Benching may be necessary to allow for the extraction of specific types or grades of naturally sorted aggregates or to prevent the contamination of higher grade materials by lower grade materials. High grade, high quality materials shall not be used when lower grade materials would be adequate, i.e. concrete grade gravel shall not be used as fill or road subgrade, etc.

(c) The quarry faces during operation shall not exceed 5 metres in height except with the written permission of the Minister.

**Termination of Operation**

5. (a) Not less than thirty days prior to abandonment of a site, the Permit-holder shall notify the Department of Natural Resources to arrange for an inspection of the site.

(b) Upon surrender, cancellation or expiration of the permit, the Permit-holder shall, within thirty days after the surrender, cancellation or expiration, take from the permit area any buildings, machinery, chattels, personal property and quarry material which has been extracted and in default of doing so, the Minister may sell or otherwise dispose of the said buildings, machinery, chattels, personal property and quarry material upon such terms and conditions as he considers expedient. In the event that the cost of disposing of the said buildings, machinery, chattels, personal property and quarry materials exceeds the amount recovered by the Minister the Permit-holder shall notwithstanding the surrender, cancellation or expiration of the permit pay to the Minister any deficiency.

(c) Upon completion of the operation or during extended periods of shutdown, the access road to the quarry shall be ditched or barred to the satisfaction of the District Manager, Department of Transportation and Works.

(d) Upon completion of quarrying, all pit and quarry slopes shall be graded to slopes less than 20° or to the slope conforming to that existing prior to quarrying; waste overburden may be used for sloping but the topsoil or organic materials shall not be used for sloping. Following sloping, the topsoil and any organic materials shall be respread over the entire quarried areas. Seeding is required so as to produce a vigorous plant growth.

(e) Rehabilitation of the quarry site as outlined in 5(d) above may with the written permission of the Minister, not be implemented in the case of an operation or quarry that is deemed by Mines staff to still contain sufficient reserves of materials that may be mined in the near future. In this case, rehabilitation may be required only for those areas or parts of the pit or quarry mined out. Sloping and seeding of remaining topsoil stockpiles may be required.

(f) A complete report, on the form provided, stating the quantity and type of material removed under this permit shall be filed with the royalty payment referred to in Condition 1(d) of this Permit.
"Special Terms" additional to the above terms and conditions:
The applicant must adhere to all terms and conditions of the Town of Ferrylands approval.
Existing access to be used as access to Route 10.

Minister of Natural Resources

Date: ____________________________
Official Receipt# 1622966
Date: 21-JAN-11
Name: RIDGE G & P SERV. LTD.
Address:

Revenue Type: NAT - ROYALTIES PERMIT & LEASE
Reference#: G/P ROYALTY 7092
Description:
Method of Payment: CC CHEQUE

<p>| | |</p>
<table>
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80.00
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<th>Greaves</th>
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<tr>
<td>FROM:</td>
<td>Ford</td>
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</table>

**Comments:**

Please have a look asap and report. Make sure you make contact with the vendor.
Mineral Lands Division

File Reference: 7117092  
02-February-2011

Otto Clowe  
P.O. Box 91  
Ferryland, NL  
A0A2H0

ATTENTION: Otto Clowe

Dear Sir/Madam,

QUARRY PERMIT APPLICATION : LETTER OF REJECTION

Location Arnold Clowe's Property, Ferryland

Please be advised that we have objection(s) to your permit application from the following referral authorities:

Authority: The Community of Ferryland  
Contact: Doris Kavanagh 709-432-2127  
Comments: "Proposed use and activity is located within rural zoning of Town's Municipal Plan."

Authority: The Community of Ferryland  
Contact: Doris Kavanagh 709-432-2127  
Comments: "Proposed use & activity is located within Rural Zoning of Town's Municipal Plan."

Because of the objection(s) listed above we are unable to process this application further. The application process can only proceed if all the objection(s) are withdrawn.

If you wish to pursue the objection(s) please contact directly the respective authorities who have raised the objection(s).

Yours truly,

Fred Kirby, P.Geo.  
Manager, Quarry Materials
GOVERNMENT OF
NEWFOUNDLAND AND LABRADOR
TRANSMITTAL SLIP

TO: Swann
FROM: Karl

☐ PLEASE NOTE AND FILE
☐ FOR OBSERVATION AND RETURN
☐ PLEASE NOTE AND RETURN TO ME
☐ FOR ASSESSMENT AND REPORT
☐ PLEASE SEE ME ABOUT THIS
☐ PLEASE ANSWER
☐ FOR YOUR APPROVAL
☐ FOR YOUR INSTRUCTIONS

☐ PLEASE PREPARE REPLY FOR MY SIGNATURE
☐ PLEASE TAKE APPROPRIATE ACTION
☐ AS PER YOUR REQUEST
☐ FOR YOUR SIGNATURE
☐ FOR YOUR INFORMATION AND RETENTION
☐ FOR INFORMATION AND RETURN
☐ PLEASE INVESTIGATE AND REPORT TO ME
☐ FOR MINISTER'S SIGNATURE

COMMENTS

This permit is not to be re-issued. Objection from the Town of Ferryland. Objection form applicant. Object.
Mineral Lands Division

File Reference: 7118793
February-14-2011

Quarry Construction Ltd.
Box 98
Ferryland, NL
A0A 2H0

ATTENTION: Terrence Kavanagh

Dear Sir/Madam,

QUARRY PERMIT LETTER: PERMIT NUMBER 122218

You will please find enclosed herewith duly executed Quarry Permit Number 122218 with respect to land situated at: NE side of Quarry River Rd, 2km from R10, Ferryland

Also enclosed is the receipt(s) covering your payment(s) of the rental fee for the aboved mentioned land, as follows:

<table>
<thead>
<tr>
<th>Receipt Number</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>71</td>
<td>320</td>
</tr>
<tr>
<td>Total:</td>
<td>320</td>
</tr>
</tbody>
</table>

Please note that your permit expires on: 31-Dec-2011

Yours truly,

Fred Kirby, P.Geo.
Manager, Quarry Materials

cc Department of Environment and Labour - Mines Inspection
Government Service Centre
May 2, 2011

Mr. Otto Clowe
P.O. Box 91
Ferryland, NL
A0A 2H0

Re: Quarry Application, File #711:7092, Arnold Clowe Property, Ferryland.

Dear Mr. Clowe:

An inspection of the site was conducted on April 27, 2011 and it was determined that the existing permit area has reached its limits and any surficial materials remaining will be required to rehabilitate the site. You are to immediately slope the site. Once this is completed, you must contact our Quarry Materials Compliance Officer at (709) 729-6410 so a compliance inspection can be conducted.

If you need further clarification on this matter please do not hesitate to contact the undersigned.

Yours truly,

Fred Kirby, P. Geo.
Manager, Quarry Materials

K. Andrews, Director, Mineral Lands
G. Kennedy, Quarry Materials Compliance Officer
Town Council, Ferryland

/amw
Potential copyright material

If you wish to obtain a copy please contact the ATIPP Office at (709) 729-7072 or atippoffice@gov.nl.ca.
APPLICATION FOR A QUARRY PERMIT

We ________________

Address P.O. Box 44 Ferryland NL Postal Code A0R 2XO

HEREBY APPLY FOR A QUARRY PERMIT for __ hectares for ___ months under the terms and conditions of the Quarry Materials Act, 1998, SnL 1998.

Have you had permits for this site before? No If yes, list permit numbers __________

If you are applying for a permit to the same area you held under permit last year, complete this section only.

File # ________________ Previous Permit # ________________

I certify that there are no changes or modifications to the size, boundary or location of the existing quarry permit area, or to the method of removal or processing planned at the location.

Note: If there are any changes to the size of the quarry, the method of removal or processing, a new application must be completed for the site.

Date: ________________ Name: ________________
Signature: ________________ Position: ________________

Complete this section if the material is needed for a specific contract.

Agency awarding contract ________________
Address ________________ Phone No. ________________

Contract No. ________________ Tender closing date ________________
Anticipated starting date ________________ Anticipated completion date ________________

Amount of material req'd: Class "A" ________________ Class "B" ________________
Asphalt aggregate ________________ Other (specify) ________________

Proposed end use of material ________________
Location of end use material ________________

FOR THE PURPOSE OF REMOVING:

☐ Sand
☐ Gravel
☐ Rock
☐ Borrow Material
☐ Fuel Peat
☐ Horticulture Peat
☐ Stockpiled Material
☐ Other (Specify) ________________

THE QUARRY OPERATION WILL INVOLVE:

☐ Drilling and Blasting
☐ Ripping
☐ Crushing
☐ Screening
☐ Washing
☐ Use of Settling Ponds
☐ Pit run removal
☐ Asphalt Batch Plant
☐ Concrete Batch Plant
☐ Other (Specify) ________________
Ownership of land to the best of your knowledge ☑ Crown ☐ Private

If Private, complete the following and attach a letter from the owner authorizing you to occupy the property for the purpose of removing quarry material; confirmation of title and ownership must be included.

Name of Owner ____________________________
Address ____________________________________________ Phone No. __________

Form of Title
Crown Grant ________________, Date Issued ________________, Volume ________________, Folio ________________
Crown Lease ________________, Date Issued ________________, Number ________________
Other (Specify) ________________________________________________________________________________

At the time of application, the site being applied for must be clearly marked on the ground using 2 x 4 posts, with a company sign and flagging to mark the corners, and to outline the area.

Is the site visible from nearby highways or main roads? ☐ Yes ☑ No

Is there an existing access to the quarry site? ☑ Yes ☐ No

Describe the type of vegetation cover over the area to be quarried (forest, scrub, barren, etc.) ____________

Describe marking if any in addition to the above required markings

Corners marked with red paint ____________________________________________________________________

Is the site being applied for an existing quarry? ☐ No ☑ Yes If yes, what are the dimensions of the quarry?

Width ___________ Length ___________ Average height of quarry faces ___________

Are there any structures (house, fence, pole line, etc.) within the boundaries of the quarry site? ☐ No ☑ Yes

If yes, describe the structures and give their distance from the site ____________________________________________________________________________

Are there any brooks, rivers, ponds or streams within the boundaries of the quarry site? ☐ No ☑ Yes

If yes, specify type of water body ____________________________________________________________________________________________

Are there any brooks, rivers, ponds or streams within a 200 metre radius of the boundaries of the quarry site? ☐ No ☑ Yes

If yes, specify type of water body and give its distance from the site ______________________________________________________________________

Is any of the land within a 300 metre radius of the boundaries of the quarry site being used? ☐ No ☑ Yes

If yes, describe the land use and give the distance from the site ____________________________________________________________________________

Describe the location of the proposed Quarry with reference to the UTM grid (NAD 1927) on the 1:50,000 Topographic Map. Description must include NTS Map Sheet number and the co-ordinates. The UTM co-ordinate should be taken at the entrance to the quarry.

4200 770 (W) E 5255 394 (N) ± Zone ________ Map Sheet ________

Describe the location of the proposed Quarry with reference to nearby prominent landmarks (road intersections, bridges, etc.) to nearest tenth of a kilometre ____________________________________________________________________________

The information in this section can be completed by using a Global Positioning System. Inaccurate information will cause delays.
Potential copyright material

If you wish to obtain a copy please contact the ATIPP Office at (709) 729-7072 or atippoffice@gov.nl.ca.
File No. 9317  Date: 11/04/14

Department of Works, Services and Transportation  St. John's

Director Provincial Planning

Government Service Centre  Eastern  Central  Western  Labrador  Clarenville

Supervisor of Agriculture  Eastern  Central  Western  Labrador

Director of Parks

Supervisor of Lands  Eastern  Central  Western  Labrador  Clarenville

Supervisor of Forestry  Eastern  Central  Western  Labrador

Historic Resources  

Municipal Authority  Ferryland

Other  Gerald Kennedy

Applicant:  Clow's Construction Ltd.

Location:

Ha: 5

Term: 12

Map:

Electoral District: Ferryland

Block No.: 

Fred Kirby, Manager
Quarry Materials
Mineral Lands Division

File Reference: 7118793
28-NOV-2011

Quarry Construction Ltd.
Ferryland, NL
A0A 2H0

ATTENTION: Terrence Kavanagh

Dear Sir/Madam,

**STATUTORY RETURN FOR PITS AND QUARRIES : PERMIT NUMBER 122218**

Enclosed is a Production Report Form to be completed and returned to this Department. It is required as a condition of your permit or lease under the Quarry Materials Act, 1998 and under the authority of Section 7 of the Mining Act. The Production Report, along with the appropriate Royalty Payment, must be submitted within 60 days of expiry of the permit.

- The report must be filed even if there was no production.
- If you are reapplying for a Quarry Permit to this location for the year 2012, your application will be considered incomplete and will not be processed unless the production return, royalty payment and the $80.00/hectare rental fee are submitted.
- If we do not receive a complete and acceptable application from you for a new permit to this site within this 60 day period, the area will be available for application to other parties.

If you have any questions, please contact Joanne Janes at (709) 729-4044.

Yours truly,

Fred Kirby, P.Geo.
Manager, Quarry Materials
Mineral Lands Division

File Reference: 7118793
28-NOV-2011

Quarry Construction Ltd.
Ferryland, NL
A0A 2H0

ATTENTION: Terrence Kavanagh

Dear Sir/Madam,

STATUTORY RETURN FOR PITS AND QUARRIES

Quarry Permit #122218

NE side of Quarry River Rd, 2km from R10, Ferryland

Enclosed is a Production Report Form to be completed and returned to this Department. It is required as a condition of your permit or lease under the Quarry Materials Act, 1998 and under the authority of Section 7 of the Mining Act. The Production Report, along with the appropriate Royalty Payment, must be submitted within 60 days of expiry of the permit.

- The report must be filed even if there was no production.
- If you are reapplying for a Quarry Permit to this location for the year 2012, your application will be considered incomplete and will not be processed unless the production return, royalty payment and the $80.00/hectare rental fee are submitted.
- If we do not receive a complete and acceptable application from you for a new permit to this site within this 60 day period, the area will be available for application to other parties.

If you have any questions, please contact Joanne Janes at (709) 729-4044.

Yours truly,

Fred Kirby, P. Geo.
Manager, Quarry Materials
REFERRAL LETTER

File Number: 7118793
Current Permit Number: 122218
Referred: January 11, 2011

I have been directed by the Honourable Minister of Natural Resources to submit this referral to you for your comments:

Applicant: Quarry Construction Ltd.
Quarry Location: NE side of Quarry River Rd, 2km from R10, Ferryland
Quarry Materials: Gravel, Rock, Sand
Area of site: 4
NTS map sheet: 01N/02
Electoral District: Ferryland

The site is shown on the attached map. The applicant has a Quarry Permit to this location for 2011 and we anticipate that the applicant will apply for a permit to the site for 2012. To minimize delay in the processing of this application, we request that any comments or concerns regarding issuance of a permit for 2012, be forwarded by December 31, 2011.

If no reply is received by December 31, 2011 we will conclude you have no comment or concerns.

Would you kindly complete your reply below and return it to this division. Please attach additional sheets if necessary.

Approved by

Town Council of Ferryland
P.O. Box 75
Ferryland, NF
A0A 2H0

Fred Kirby, P.Geo
Manager, Quarry Materials

Comments/Concerns:

Approved subject to conditions outlined in Dec. 9, 2009 correspondence and regular inspections.

Signed by: [Redacted]
Date: December 20, 2011

Natural Resources Building, S9 Elizabeth Avenue, P.O. Box 8700, St. John's, NL, Canada, A1B 436
Ph: (709) 729-4644 Fax (709) 729-8745, www.gov.nl.ca/mines.en/
Mineral Lands Division

File Reference: 7118793
February-14-2012

Quarry Construction Ltd.
Box 98
Ferryland, NL
A0A 2H0

ATTENTION: Terrence Kavanagh/A. Kavanagh

Dear Sir/Madam,

QUARRY PERMIT LETTER : PERMIT NUMBER 124332

You will please find enclosed herewith duly executed Quarry Permit Number 124332 with respect to land situated at: NE side of Quarry River Rd, 2km from R10, Ferryland

Also enclosed is the receipt(s) covering your payment(s) of the rental fee for the aboved mentioned land, as follows:

<table>
<thead>
<tr>
<th>Receipt Number</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>1549</td>
<td>320</td>
</tr>
</tbody>
</table>

Total: 320

Please note that your permit expires on: 31-Dec-2012

Yours truly,

Fred Kirby, P.Geo.
Manager, Quarry Materials

cc Department of Environment and Labour - Mines Inspection
Government Service Centre
MINERAL LANDS DIVISION

The Community of Ferryland
Ferryland, NL
General Delivery
A0A 2H0

REFERRAL LETTER

File Number: 7118793
Current Permit Number: 124332
Referred: January 24, 2012

I have been directed by the Honourable Minister of Natural Resources to submit this referral to you for your comments:

Applicant: Quarry Construction Ltd.
Quarry Location: NE side of Quarry River Rd, 2km from R10, Ferryland
Quarry Materials: Gravel, Rock, Sand
Area of Site: 4
NTS Map Sheet: 01N/02
Electoral District: Ferryland

The site is shown on the attached map. The applicant has a Quarry Permit to this location for 2012 and we anticipate that the applicant will apply for a permit to the site for 2013. To minimize delay in the processing of this application, we request that any comments or concerns regarding issuance of a permit for 2013, be forwarded by December 31, 2012.

If no reply is received by December 31, 2012 we will conclude you have no comment or concerns.

Would you kindly complete your reply below and return it to this division. Please attach additional sheets if necessary.

Fred Kirby, P.Geo
Manager, Quarry Materials

Comments/Concerns:

Signed by: [Blank]
Date: 01/12/2012
Mineral Lands Division

File Reference: 7118793
29-NOV-2012

Quarry Construction Ltd.
Ferryland, NL
A0A 2H0

ATTENTION: Terrence Kavanagh/A. Kavanagh

Dear Sir/Madam,

STATUTORY RETURN FOR PITS AND QUARRIES: PERMIT NUMBER 124332

Enclosed is a Production Report Form to be completed and returned to this Department. It is required as a condition of your permit or lease under the Quarry Materials Act, 1998 and under the authority of Section 7 of the Mining Act. The Production Report, along with the appropriate Royalty Payment, must be submitted within 60 days of expiry of the permit.

- The report must be filed even if there was no production.
- If you are reapplying for a Quarry Permit to this location for the year 2013, your application will be considered incomplete and will not be processed unless the production return, royalty payment and the $80.00/hectare rental fee are submitted.
- If we do not receive a complete and acceptable application from you for a new permit to this site within this 60 day period, the area will be available for application to other parties.

If you have any questions, please contact Joanne Janes at (709) 729-4044.

Yours truly,

Fred Kirby, P.Geo.
Manager, Quarry Materials
Mineral Lands Division

File Reference: 7118793
February-28-2013

Quarry Construction Ltd.
Box 98
Ferryland, NL
A0A 2H0

ATTENTION: Terrence Kavanagh/A. Kavanagh

Dear Sir/Madam,

**QUARRY PERMIT LETTER: PERMIT NUMBER 126702**

You will please find enclosed herewith duly executed Quarry Permit Number 126702 with respect to land situated at: NE side of Quarry River Rd, 2km from R10, Ferryland

Also enclosed is the receipt(s) covering your payment(s) of the rental fee for the aboved mentioned land, as follows:

<table>
<thead>
<tr>
<th>Receipt Number</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>285</td>
<td>320</td>
</tr>
</tbody>
</table>

Total: 320

Please note that your permit expires on: 31-Dec-2013

Yours truly,

Fred Kirby, P.Geo.
Manager, Quarry Materials

cc Department of Environment and Labour - Mines Inspection
   Government Service Centre
STATUTORY RETURN FOR PITS AND QUARRIES

Production Report - 2012
Quarry Permit #124332

Quarry Construction Ltd.
NE side of Quarry River Rd, 2km from R10, Ferryland

Report on production for the twelve months ended December 31. This report must be returned by March 3rd, 2013.

Conversion Factors: 1m³ = 2 tonnes 1m³ = 1.3yd³ 1yd³ = 1.75 short ton

1. Type of Operation
   - ☐ Bedrock Quarry ☐ Till ☐ Sand ☐ Gravel ☐ Peat

2. On Site Processing
   - ☐ Drilling & Blasting ☐ Ripping ☐ Crushing ☐ Screening ☐ Washing ☐ Other

3. Total amount removed: 4500 cm³

4. If a bedrock Quarry, type of material removed:
   - ☐ Granite ☐ Trap ☐ Marble ☐ Sandstone ☐ Limestone ☐ Shale ☐ Other

5. Material Sold or Used from the Permit/Lease

Production should include material sold, or used in own fabrication/secondary processing.

Do NOT include:
1. Production by others under subordinate permit.
2. Transportation costs.

Include:
1. Material removed by yourself or a subcontractor under your direction.
2. Value of material as well as cost of drilling, blasting, crushing, screening, washing and loading.

NOTE: The dollar value of material sold and/or used should be the value of the product at the pit. For material used, a reasonable value would be the amount one might pay for such material if it was purchased at a pit or operation in the area.

Table A. Complete this table if not a Bedrock Quarry. If a Bedrock Quarry, go to Table B.

<table>
<thead>
<tr>
<th>Type of Material</th>
<th>SOLD</th>
<th>USED</th>
</tr>
</thead>
<tbody>
<tr>
<td>Cubic Metres (m³)</td>
<td>Value f.o.b. quarry($)</td>
<td>Cubic Metres (m³)</td>
</tr>
<tr>
<td>Silica Sand</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Other Natural Sands</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Natural Gravel</td>
<td>450</td>
<td></td>
</tr>
<tr>
<td>Crushed Gravel</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Peat</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Topsoil</td>
<td></td>
<td></td>
</tr>
<tr>
<td>TOTAL</td>
<td>(A)</td>
<td>(B)</td>
</tr>
<tr>
<td>Total Sold and Used</td>
<td>(A) + (C)</td>
<td>(B) + (D)</td>
</tr>
</tbody>
</table>

Table B. All permit holders are to complete this table.

<table>
<thead>
<tr>
<th>End Use</th>
<th>SOLD</th>
<th>USED</th>
</tr>
</thead>
<tbody>
<tr>
<td>Cubic Metres (m³)</td>
<td>Value f.o.b. quarry($)</td>
<td>Cubic Metres (m³)</td>
</tr>
<tr>
<td>Rip Rap</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Railroad Ballast</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Common Fill</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Road Construction and</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Maintenance</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Asphalt Aggregate</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Concrete Aggregate</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Winter Sand</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Mortar Sand</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Other (specify)</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Total</td>
<td>(E)</td>
<td>(F)</td>
</tr>
<tr>
<td>Total Sold and Used</td>
<td>(E) + (G)</td>
<td>(F) + (H)</td>
</tr>
</tbody>
</table>

NOTE: If a Bedrock Quarry, the total cubic metres Sold and Used in Table B should equal the total cubic metres in #3 above.
If not a Bedrock Quarry, the total cubic metres and total value in Table A should equal the total cubic metres and total value in Table B.

6. Place of sale of all products: Ferryland area.

7. Estimate amount of material mined but not removed from pit:
   - Oversized
   - Undersized
   - Other (specify)

I certify that the information contained herein is correct.

Name (Print) Terrence Kavanagh
Title Quarry
Signature

S.40.1
Department of Natural Resources
APPLICATION FOR A QUARRY PERMIT

I/We

Quarry Construction

Address

Box 98 Ferryland

Postal Code

A0A 2H0

HEREBY APPLY FOR A QUARRY PERMIT for 3 hectares for 12 months under the terms and conditions of The Quarry Materials Act, 1998.

Have you had permits for this site before? Yes

If yes, list permit numbers 124332

If you are applying for a permit to the same area you held under permit last year, complete this section. If there are any changes to the size of the quarry, the method of removal or processing, a new complete application must be submitted for the site.

File # 7118793

Previous Permit # 124332

I certify that there are no changes or modifications to the size, boundary or location of the existing quarry permit area, or to the method of removal or processing planned at the location.

I certify that the information contained in this application is correct:

Name: Torran Keneally

Signature: 

Position: 

Date: Feb 13 2013

Phone No. Business: 432-2229

Fax No.: 432-2512

E-mail Address: 

Completed Statutory Returns and Application Forms are to be mailed to:

Mineral Lands Division
Department of Natural Resources
P.O. Box 8700
St. John's, NL
A1B 4J6

Fred Kirby
(709) 729-6447

Joanne Janes
(709) 729-4044

Fax
(709) 729-6782

fredkirby@gov.nl.ca

jjanes@gov.nl.ca

www.gov.nl.ca/mines&en/
Mineral Lands Division

File Reference: 7116793
05-DEC-2013

Quarry Construction Ltd.
Ferryland, NL
A0A 2H0

ATTENTION: Terrence Kavanagh/A. Kavanagh

Dear Sir/Madam,

STATUTORY RETURN FOR PITS AND QUARRIES : PERMIT NUMBER 126702

Enclosed is a Production Report Form to be completed and returned to this Department. It is required as a condition of your permit or lease under the Quarry Materials Act, 1998 and under the authority of Section 7 of the Mining Act. The Production Report, along with the appropriate Royalty Payment, must be submitted within 60 days of expiry of the permit.

- The report must be filed even if there was no production.
- If you are reapplying for a Quarry Permit to this location for the year 2014, your application will be considered incomplete and will not be processed unless the production return, royalty payment and the $80.00/hectare rental fee are submitted.
- If we do not receive a complete and acceptable application from you for a new permit to this site within this 60 day period, the area will be available for application to other parties.

If you have any questions, please contact Joanne Janes at (709) 729-4044.

Yours truly,

Manager, Quarry Materials
Government of Newfoundland and Labrador
Department of Natural Resources

Mineral Lands Division

The Community of Ferryland
Ferryland, NL
General Delivery
A0A 2H0

REFERRAL LETTER

File Number: 7112783
Current Permit Number: 126702
Referred: November 28, 2013

I have been directed by the Honourable Minister of Natural Resources to submit this referral to you for your comments:

Applicant: Quarry Construction Ltd.
Quarry Location: NE side of Quarry River Rd, 2km from R10, Ferryland
Quarry Materials: Gravel, Rock, Sand
Area of site: 4
NTS map sheet: 01N02
Electoral District: Ferryland

The site is shown on the attached map. The applicant has a Quarry Permit to this location for 2013 and we anticipate that the applicant will apply for a permit to the site for 2014. To minimize delay in the processing of this application, we request that any comments or concerns regarding issuance of a permit for 2014, be forwarded by December 31, 2013.

If no reply is received by December 31, 2013 we will conclude that you have no comment or concerns.

Would you kindly complete your reply below and return it to this division. Please attach additional sheets if necessary.

Manager, Quarry Materials

Comments/Concerns:

As you usual conditions previously issued

Signed by: [Signature]
Date: Dec. 11, 2013

Natural Resources Building, 50 Elizabeth Avenue, P.O. Box 4700, St. John's, NL, Canada, A1B 4M8
Ph. (709) 729-4844 Fax (709) 729-6783, www.gov.nl.ca/minnatenv/
Mineral Lands Division

QUARRY PERMIT NUMBER: 126702

This quarry permit, issued under the provisions of The Quarry Materials Act, 1998 entitles: Quarry Construction Ltd. of Ferryland, NL.

to dig for, excavate, remove, and dispose of Sand

for an area comprising approximately 4 hectare(s) located in the district of: Ferryland

and being more particularly indicated on a map under File Number 7118793 in the Department of Natural Resources and generally described and shown as indicated on the attached map at: NE side of Quarry River Rd., 2km from R10, Ferryland.

Removal of topsoil is not allowed under this permit.

This permit is non-transferrable and expires on: DEC 31 2013
Subject to the following terms and conditions:

**General**

1. (a) This permit does not relieve the Permit-holder from adhering to any other Provincial and Federal Act or Regulation or from obtaining all other permits that may be required for the quarry operation, for example, municipal development permits, development control permits, highway access permits, cutting permits, environmental permits for asphalt plants, stream crossing, and/or any others which may be necessary.

(b) The Permit-holder shall conduct his quarry operations in a safe and efficient manner in compliance with the Provisions of the Regulation of Mines Act and Occupational Health and Safety Act and all Regulations made thereunder.

(c) A rental of $80.00 per hectare is payable in advance.

(d) A royalty of $0.50 per cubic metre of material removed is payable within 2 months from the expiration of this Permit.

(e) The Permit-holder shall leave tree screens where they exist between the workings and adjacent roads, highways or other land uses as per 1(e).

(f) Where no tree screens exist, earthen berms shall be constructed to screen the operation from adjacent roads, highways or other land uses as per 1(e).

(g) The Crown reserves the right to quarry and take from the area, at any time, all the quarry materials it requires free of charge without obligation to compensate the Permit-holder in any way.

(h) A copy of this Permit shall be at the quarry site at all times that operations are proceeding.

(i) Any person authorized by the Minister may at any time enter upon the area for Departmental purposes in order to inspect, map or examine the quarry operation.

(j) This permit may be cancelled by the Minister without notice if the Permit-holder fails to comply with any of the terms and conditions of this Permit or The Quarry Materials Act and regulations made thereunder.

**Restrictions**

2. (a) There shall be no quarrying within 50 metres of any roadway, waterbody or watercourse, nor within 300 metres of any residential development without the permission of the Minister in writing. In Protected Road Zone Areas, there shall be no quarrying within 90 metres of the centre line of the road without the written permission of the Development Control Division, Department of Municipal and Provincial Affairs.

(b) There shall be no quarrying within 15 metres of private property unless the prior written consent of the owner of the private property is first obtained and a copy of this consent document is forwarded to the Department of Natural Resources.

(c) The Permit-holder is responsible for ensuring that no topsoil is removed from the area, unless the permit states topsoil removal is allowed, and that there is no unauthorized access to the area.
(d) The Permit-holder, in the conduct of the quarry operations shall not pollute or permit the pollution of any pond, brook, river or other waters.

(e) Except with the consent of the Minister of Environment and Conservation, the Permit-holder shall not in any way interfere with any pond, brook, river or other waters.

(f) The Permit-holder shall, in the conduct of the quarry operations, comply with all laws of the Parliament of Canada and Regulations and Orders made thereunder relating to the prohibition of pollution of waters.

(g) All access roads to each operation shall be bridged or culverted where they cross brooks or streams in accordance with the Regulations of the Department of Environment and Conservation.

(h) Except with the written permission from the Minister, quarrying is not permitted to result in the excavation of areas below the level of the water table nor in any way to cause the accumulation or ponding of water in any part of the quarry site. Settling ponds, in particular, require both the written permission of the Minister and approval of the Department of Environment and Conservation.

(i) No building or structure shall be erected upon the permit area without the prior written approval of the Minister.

(j) All buildings, structures and equipment erected shall be kept in good repair and working order.

(k) The area shall be kept free of refuse, abandoned vehicles and equipment and any derelict buildings.

**Site Preparation**

3. (a) The Permit-holder shall, prior to commencing operations, erect suitable corner posts or rock cairns at least 1 metre high and carry out suitable blazes of trees or erection of flag or fence material to outline the area under permit.

(b) All boundary markings shall be maintained during the term of the permit.

(c) The area to be excavated shall be clear cut of all vegetation prior to the removal of any quarry material. Also, the nearest Forestry Management office must be contacted to obtain any necessary cutting permits and to receive instructions regarding the salvage of wood. Only that area necessary for one year's production may be cleared under this permit.

**Quarry Operations**

4. The Permit-holder shall conduct his quarry operations in an efficient manner as set out below.

(a) All stumps, organic material and topsoil (including the rusty colored and iron stained layer) shall be stripped and stockpiled at least 5 metres from uncleared areas and 10 metres from active quarry or stockpile areas. The Permit-holder shall ensure that the quality of the topsoil is not affected by dilution with other materials.
(b) The quarrying of the desired materials shall be conducted in a systematic manner taking into account the life expectancy of the operation, the eventual slopes and grades upon completion, the potential "after quarry" use of the site and the various grades of materials available at the site. Benching may be necessary to allow for the extraction of specific types or grades of naturally sorted aggregates or to prevent the contamination of higher grade materials by lower grade materials. High grade, high quality materials shall not be used when lower grade materials would be adequate, i.e. concrete grade gravel shall not be used as fill or road subgrade, etc.

(c) The quarry faces during operation shall not exceed 5 metres in height except with the written permission of the Minister.

Termination of Operation

5. (a) Not less than thirty days prior to abandonment of a site, the Permit-holder shall notify the Department of Natural Resources to arrange for an inspection of the site.

(b) Upon surrender, cancellation or expiration of the permit, the Permit-holder shall, within thirty days after the surrender, cancellation or expiration, take from the permit area any buildings, machinery, chattels, personal property and quarry material which has been extracted and in default of doing so, the Minister may sell or otherwise dispose of the said buildings, machinery, chattels, personal property and quarry material upon such terms and conditions as he considers expedient. In the event that the cost of disposing of the said buildings, machinery, chattels, personal property and quarry materials exceeds the amount recovered by the Minister the Permit-holder shall notwithstanding the surrender, cancellation or expiration of the permit pay to the Minister any deficiency.

(c) Upon completion of the operation or during extended periods of shutdown, the access road to the quarry shall be ditched or barred to the satisfaction of the District Manager, Department of Transportation and Works.

(d) Upon completion of quarrying, all pit and quarry slopes shall be graded to slopes less than 20° or to the slope conforming to that existing prior to quarrying; waste overburden may be used for sloping but the topsoil or organic materials shall not be used for sloping. Following sloping, the topsoil and any organic materials shall be respread over the entire quarried areas. Seeding is required so as to produce a vigorous plant growth.

(e) Rehabilitation of the quarry site as outlined in 5(d) above may with the written permission of the Minister, not be implemented in the case of an operation or quarry that is deemed by Mines staff to still contain sufficient reserves of materials that may be mined in the near future. In this case, rehabilitation may be required only for those areas or parts of the pit or quarry mined out. Sloping and seeding of remaining topsoil stockpiles may be required.

(f) A complete report, on the form provided, stating the quantity and type of material removed under this permit shall be filed with the royalty payment referred to in Condition 1(d) of this Permit.
"Special Terms" additional to the above terms and conditions:

1. The quarry site must be hidden as much as possible with the recommendation that trees shall be left in place as much as possible.

2. Spills in excess of 70 litres and all leaks must be reported immediately to the 24 hour spill report no (709) 772-2083.

3. All spills and leaks must be cleaned up immediately, regardless of size and the area inspected and given clearance by a representative of Service NL by calling (709) 729-2589.

[Signature]
Minister of Natural Resources
Date: 2013.02.25
Mineral Lands Division

File Reference: 7118793
March-07-2014

Quarry Construction Ltd.
Box 98
Ferryland, NL
A0A 2H0

ATTENTION: Terrence Kavanagh/A. Kavanagh

Dear Sir/Madam,

QUARRY PERMIT LETTER : PERMIT NUMBER 128747

You will please find enclosed herewith duly executed Quarry Permit Number 128747 with respect to land situated at: NE side of Quarry River Rd, 2km from R10, Ferryland

Also enclosed is the receipt(s) covering your payment(s) of the rental fee for the aboved mentioned land, as follows:

<table>
<thead>
<tr>
<th>Receipt Number</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>379</td>
<td>240</td>
</tr>
</tbody>
</table>

Total: 240

Please note that your permit expires on: 31-Dec-2014

Yours truly,

Fred Kirby, P.Geo.
Manager, Quarry Materials

cc Department of Environment and Labour - Mines Inspection
     Government Service Centre
Department of Natural Resources
APPLICATION FOR A QUARRY PERMIT

I/We __________________________________________________________________________
Address __________________________________________ Postal Code

HEREBY APPLY FOR A QUARRY PERMIT for ___ hectares for ___ months under the

terms and conditions of The Quarry Materials Act, 1998.

Have you had permits for this site before? ______ If yes, list permit numbers ____________________________

If you are applying for a permit to the same area you held under permit last year, complete this section. If there are any changes to the size of the quarry, the method of removal or processing, a new complete application must be submitted for the site.

File # ___ Previous Permit # __________________________

I certify that there are no changes or modifications to the size, boundary or location of the existing quarry permit area, or to the method of removal or processing planned at the location.

I certify that the information contained in this application is correct:

Name: Terence Kavanagh ___ Phone No. Business: 432 2229
Signature: ____________________________________________________________________________
Fax No.: 472 2912

Position: OWNERSHIP ___ E-mail Address: __________________________
Date: 30/10/2014

Completed Statutory Returns and Application Forms are to be mailed to:

Mineral Lands Division
Department of Natural Resources
P.O. Box 8700
St. John's, NL
A1B 4J6

Joanne Janes - (709) 729-4044
Fax - (709) 729-6782
jjanes@gov.nl.ca
www.gov.nl.ca/mines&cn/
Department of Natural Resources

STATUTORY RETURN FOR PITS AND QUARRIES

Production Report - 2013

Quarry Construction Ltd.
NE side of Quarry River Rd, 2km from R10, Ferryland

Report on production for the twelve months ended December 31. This report must be returned by March 3rd, 2014.

Conversion Factors: 1m³ = 2 tonnes 1m³ = 1.3yd³ 1yd³ = 1.75 short ton Royalty Rate: $0.65 per m³

1. Type of Operation
   - Bedrock Quarry ☐ Till ☐ Sand ☐ Gravel ☐ Peat

2. On Site Processing
   - Drilling & Blasting ☐ Ripping ☐ Crushing ☐ Screening ☐ Washing ☐ Other 200 m

3. Total amount removed:

4. If a bedrock Quarry, type of material removed:
   - Granite ☐ Trap ☐ Marble ☐ Sandstone ☐ Limestone ☐ Shale ☐ Other

5. Material Sold or Used from the Permit/Lease

Production should include material sold, or used in own fabrication/secondary processing.

Do NOT Include:
1. Material removed by yourself or a subcontractor under your direction.
2. Value of material as well as cost of drilling, blasting, crushing, screening, washing and loading.

NOTE: The dollar value of material sold and/or used should be the value of the product at the pit. For material used, a reasonable value would be the amount one might pay for such material if it was purchased at a pit or operation in the area.

Table A. Complete this table if not a Bedrock Quarry. If a Bedrock Quarry, go to Table B.

<table>
<thead>
<tr>
<th>Type of Material</th>
<th>SOLD</th>
<th>USED</th>
</tr>
</thead>
<tbody>
<tr>
<td>Cubic Metres (m³)</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Value f.o.b. quarry ($)</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Cubic Metres (m³)</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Value f.o.b. quarry ($)</td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

- Silica Sand
- Other Natural Sands
- Natural Gravel
- Crushed Gravel
- Peat
- Topsoil

TOTAL (A) | (B) | (C) | (D)

Total Sold and Used (A)+(C) | (B)+(D)

Table B. All permit holders are to complete this table.

<table>
<thead>
<tr>
<th>End Use</th>
<th>SOLD</th>
<th>USED</th>
</tr>
</thead>
<tbody>
<tr>
<td>Cubic Metres (m³)</td>
<td></td>
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</tr>
<tr>
<td>Value f.o.b. quarry ($)</td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

- Rip Rap
- Railroad Ballast
- Common Fill
- Road Construction and Maintenance
- Asphalt Aggregate
- Concrete Aggregate
- Winter Sand
- Mortar Sand
- Other (specify)

TOTAL (E) | (F) | (G) | (H)

Total Sold and Used (E)+(G) | (F)+(H)

NOTE: If a Bedrock Quarry, the total cubic metres Sold and Used in Table B should equal the total cubic metres in # 3 above. If not a Bedrock Quarry, the total cubic metres and total value in Table A should equal the total cubic metres and total value in Table B.

6. Place of sale of all products:

7. Estimate amount of material mined but not removed from pit:
   - Oversized
   - Undersized
   - Other (specify)

I certify that the information contained herein is correct.

Name (Print)  TERENCE RAVENNAUGH  Title  OWNER  Signature

S.40.1
Mineral Lands Division

File Reference: 7118793
04-DEC-2014

Quarry Construction Ltd.
Ferryland, NL
A0A 2H0

ATTENTION: Terrence Kavanagh/A. Kavanagh

Dear Sir/Madam,

STATUTORY RETURN FOR PITS AND QUARRIES: PERMIT NUMBER 128747

Enclosed is a Production Report Form to be completed and returned to this Department. It is required as a condition of your permit or lease under the Quarry Materials Act, 1998 and under the authority of Section 7 of the Mining Act. The Production Report, along with the appropriate Royalty Payment, must be submitted within 60 days of expiry of the permit.

- The report must be filed even if there was no production.
- If you are reapplying for a Quarry Permit to this location for the year 2015, your application will be considered incomplete and will not be processed unless the production return, royalty payment and the $80.00/hectare rental fee are submitted.
- If we do not receive a complete and acceptable application from you for a new permit to this site within this 60 day period, the area will be available for application to other parties.

If you have any questions, please contact Joanne Janes at (709) 729-4044.

Yours truly,

[Signature]
Manager, Quarry Materials
STATUTORY RETURN FOR PITS AND QUARRIES

Quarry Construction Ltd.
NE side of Quarry River Rd, 2km from R10, Ferryland

Report on production for the twelve months ended December 31. This report must be returned by March 3rd, 2015.

Conversion Factors: 1m³ = 2 tonnes  1m³ = 1.3yd³  1yd³ = 1.75 short ton  Royalty Rate: $0.65 per m³

1. Type of Operation
   - Bedrock Quarry
   - Till
   - Sand
   - Gravel
   - Peat

2. On Site Processing
   - Drilling & Blasting
   - Ripping
   - Crushing
   - Screening
   - Washing
   - Other

3. Total amount removed:
   [3000 m³]

4. If a bedrock Quarry, type of material removed:
   - Granite
   - Trap
   - Marble
   - Sandstone
   - Limestone
   - Shale
   - Other

5. Material Sold or Used from the Permit/Lease
   Production should include material sold, or used in own fabrication/secondary processing.
   Do NOT Include:
   1. Material removed by your tenant or a subcontractor under your direction.
   2. Transportation costs.
   Include:
   1. Material sold or used at your own risk.
   2. Value of material as well as cost of drilling, blasting, screening, washing and loading.

NOTE: The dollar value of material sold and/or used should be the value of the product at the pit. For material used, a reasonable value would be the amount one might pay for such material if it was purchased at a pit or operation in the area.

Table A. Complete this table if not a Bedrock Quarry. If a Bedrock Quarry, go to Table B.

<table>
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<tr>
<th>Type of Material</th>
<th>Cubic Metres (m³)</th>
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<td></td>
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<td></td>
</tr>
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<td>Natural Gravel</td>
<td>3 0 0 0</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Crushed Gravel</td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Peat</td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Topsoil</td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>TOTAL</td>
<td>[A]</td>
<td>[B]</td>
<td>[C]</td>
<td>[D]</td>
</tr>
<tr>
<td>Total Sold and Used</td>
<td>[A]+[C]</td>
<td>[B]+[D]</td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

Table B. All permit holders are to complete this table.

<table>
<thead>
<tr>
<th>End Use</th>
<th>Cubic Metres (m³)</th>
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<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Mortar Sand</td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Other (specify)</td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>TOTAL</td>
<td>[E]</td>
<td>[F]</td>
<td>[G]</td>
<td>[H]</td>
</tr>
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<td>Total Sold and Used</td>
<td>[E]+[G]</td>
<td>[F]+[H]</td>
<td></td>
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NOTE: If a Bedrock Quarry, the total cubic metres Sold and Used in Table B should equal the total cubic metres in #3 above.
If not a Bedrock Quarry, the total cubic metres and total value in Table A should equal the total cubic metres and total value in Table B.

6. Place of sale of all products:

7. Estimate amount of material mined but not removed from pit:
   - Oversized
   - Undersized
   - Other (specify)

I certify that the information contained herein is correct.

Name (Print)       Leon [redacted]
Title
Signature
Department of Natural Resources
APPLICATION FOR A QUARRY PERMIT

I/We ________________________________
Address Box 98, Ferryland Postal Code A0L 2H8
HEREBY APPLY FOR A QUARRY PERMIT for hectares for __________ months under the
terms and conditions of The Quarry Materials Act, 1998.

Have you had permits for this site before? Yes. If yes, list permit numbers 129747

If you are applying for a permit to the same area you held under permit last year, complete this section. If there are any changes to the size of the quarry, the method of removal or processing, a new complete application must be submitted for the site.

File # 7118793 Previous Permit # 129747

I certify that there are no changes or modifications to the size, boundary or location of the existing quarry permit area, or to the method of removal or processing planned at the location.

I certify that the information contained in this application is correct:

Name: [Redacted] Phone No. Business: 709-432-2229
Signature: [Redacted] Fax No.: 709-432-2512
Position: [Redacted] E-mail Address: [Redacted]
Date: January 13, 2019

Completed Statutory Returns and Application Forms are to be mailed to:

Mineral Lands Division
Department of Natural Resources
P.O. Box 8700
St. John's, NL
A1B 4J6

Gerald Kennedy (709) 729-6447
Joanne Janes (709) 729-4044
Fax (709) 729-6782
geraldkennedy@gov.nl.ca
ijanes@gov.nl.ca
www.nr.gov.nl.ca/nr/mines/index.html
Mineral Lands Division

QUARRY PERMIT NUMBER: 128747

This quarry permit, issued under the provisions of The Quarry Materials Act, 1998 entitles: Quarry Construction Ltd. of Ferryland, NL.

to dig for, excavate, remove, and dispose of Sand

for an area comprising approximately 4 hectare(s) located in the district of: Ferryland

and being more particularly indicated on a map under File Number 7118793 in the Department of Natural Resources and generally described and shown as indicated on the attached map at: NE side of Quarry River Rd, 2km from R10, Ferryland.

Removal of topsoil is not allowed under this permit.  This permit is non-transferable and expires on:

DEC 31 2014
Subject to the following terms and conditions:

**General**

1. (a) This permit does not relieve the Permit-holder from adhering to any other Provincial and Federal Act or Regulation or from obtaining all other permits that may be required for the quarry operation, for example, municipal development permits, development control permits, highway access permits, cutting permits, environmental permits for asphalt plants, stream crossing, and/or any others which may be necessary.

   (b) The Permit-holder shall conduct his quarry operations in a safe and efficient manner in compliance with the Provisions of the Regulation of Mines Act and Occupational Health and Safety Act and all Regulations made thereunder.

   (c) A rental of $80.00 per hectare is payable in advance.

   (d) A royalty of $0.65 per cubic metre of material removed is payable within 2 months from the expiration of this Permit.

   (e) The Permit-holder shall leave tree screens where they exist between the workings and adjacent roads, highways or other land uses as per 1(e).

   (f) Where no tree screens exist, earthen berms shall be constructed to screen the operation from adjacent roads, highways or other land uses as per 1(e).

   (g) The Crown reserves the right to quarry and take from the area, at any time, all the quarry materials it requires free of charge without obligation to compensate the Permit-holder in any way.

   (h) A copy of this Permit shall be at the quarry site at all times that operations are proceeding.

   (i) Any person authorized by the Minister may at any time enter upon the area for Departmental purposes in order to inspect, map or examine the quarry operation.

   (j) This permit may be cancelled by the Minister without notice if the Permit-holder fails to comply with any of the terms and conditions of this Permit or The Quarry Materials Act and regulations made thereunder.

**Restrictions**

2. (a) There shall be no quarrying within 50 metres of any roadway, waterbody or watercourse, nor within 300 metres of any residential development without the permission of the Minister in writing. In Protected Road Zone Areas, there shall be no quarrying within 90 metres of the centre line of the road without the written permission of the Development Control Division, Department of Municipal and Provincial Affairs.

   (b) There shall be no quarrying within 15 metres of private property unless the prior written consent of the owner of the private property is first obtained and a copy of this consent document is forwarded to the Department of Natural Resources.

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(d) The Permit-holder, in the conduct of the quarry operations shall not pollute or permit the pollution of any pond, brook, river or other waters.

(e) Except with the consent of the Minister of Environment and Conservation, the Permit-holder shall not in any way interfere with any pond, brook, river or other waters.

(f) The Permit-holder shall, in the conduct of the quarry operations, comply with all laws of the Parliament of Canada and Regulations and Orders made thereunder relating to the prohibition of pollution of waters.

(g) All access roads to each operation shall be bridged or culverted where they cross brooks or streams in accordance with the Regulations of the Department of Environment and Conservation.

(h) Except with the written permission from the Minister, quarrying is not permitted to result in the excavation of areas below the level of the water table nor in any way to cause the accumulation or ponding of water in any part of the quarry site. Settling ponds, in particular, require both the written permission of the Minister and approval of the Department of Environment and Conservation.

(i) No building or structure shall be erected upon the permit area without the prior written approval of the Minister.

(j) All buildings, structures and equipment erected shall be kept in good repair and working order.

(k) The area shall be kept free of refuse, abandoned vehicles and equipment and any derelict buildings.

Site Preparation

3. (a) The Permit-holder shall, prior to commencing operations, erect suitable corner posts or rock cairns at least 1 metre high and carry out suitable blazing of trees or erection of flag or fence material to outline the area under permit.

(b) All boundary markings shall be maintained during the term of the permit.

(c) The area to be excavated shall be clear cut of all vegetation prior to the removal of any quarry material. Also, the nearest Forestry Management office must be contacted to obtain any necessary cutting permits and to receive instructions regarding the salvage of wood. Only that area necessary for one year's production may be cleared under this permit.

Quarry Operations

4. The Permit-holder shall conduct his quarry operations in an efficient manner as set out below.

(a) All stumps, organic material and topsoil (including the rusty colored and iron stained layer) shall be stripped and stockpiled at least 5 metres from uncleared areas and 10 metres from active quarry or stockpile areas. The Permit-holder shall ensure that the quality of the topsoil is not affected by dilution with other materials.
(b) The quarrying of the desired materials shall be conducted in a systematic manner taking into account the life expectancy of the operation, the eventual slopes and grades upon completion, the potential "after quarry" use of the site and the various grades of materials available at the site. Benching may be necessary to allow for the extraction of specific types or grades of naturally sorted aggregates or to prevent the contamination of higher grade materials by lower grade materials. High grade, high quality materials shall not be used when lower grade materials would be adequate, i.e. concrete grade gravel shall not be used as fill or road subgrade, etc.

(c) The quarry faces during operation shall not exceed 5 metres in height except with the written permission of the Minister.

**Termination of Operation**

5. (a) Not less than thirty days prior to abandonment of a site, the Permit-holder shall notify the Department of Natural Resources to arrange for an inspection of the site.

(b) Upon surrender, cancellation or expiration of the permit, the Permit-holder shall, within thirty days after the surrender, cancellation or expiration, take from the permit area any buildings, machinery, chattels, personal property and quarry material which has been extracted and in default of doing so, the Minister may sell or otherwise dispose of the said buildings, machinery, chattels, personal property and quarry material upon such terms and conditions as he considers expedient. In the event that the cost of disposing of the said buildings, machinery, chattels, personal property and quarry materials exceeds the amount recovered by the Minister the Permit-holder shall notwithstanding the surrender, cancellation or expiration of the permit pay to the Minister any deficiency.

(c) Upon completion of the operation or during extended periods of shutdown, the access road to the quarry shall be ditched or barred to the satisfaction of the District Manager, Department of Transportation and Works.

(d) Upon completion of quarrying, all pit and quarry slopes shall be graded to slopes less than 20° or to the slope conforming to that existing prior to quarrying; waste overburden may be used for sloping but the topsoil or organic materials shall not be used for sloping. Following sloping, the topsoil and any organic materials shall be respread over the entire quarried areas. Seeding is required so as to produce a vigorous plant growth.

(e) Rehabilitation of the quarry site as outlined in 5(d) above may with the written permission of the Minister, not be implemented in the case of an operation or quarry that is deemed by Mines staff to still contain sufficient reserves of materials that may be mined in the near future. In this case, rehabilitation may be required only for those areas or parts of the pit or quarry mined out. Sloping and seeding of remaining topsoil stockpiles may be required.

(f) A complete report, on the form provided, stating the quantity and type of material removed under this permit shall be filed with the royalty payment referred to in Condition 1(d) of this Permit.
"Special Terms" additional to the above terms and conditions:

1. The quarry site must be hidden as much as possible with the recommendation that trees shall be left in place as much as possible.

2. Spills in excess of 70 litres and all leaks must be reported immediately to the 24 hour spill report no (709) 772-2083.

3. All spills and leaks must be cleaned up immediately, regardless of size and the area inspected and given clearance by a representative of Service NL by calling (709) 729-2589.

Date: 2014.03.26

Minister of Natural Resources
Doris,

Please see the attached Google Image showing the boundaries of Quarry Construction's 4 ha quarry permit on Merrymeeting Road, Ferryland. The coordinates (UTM NAD 27 Projection, Zone 22) of the corners of the permitted site are:

1. 354,494 mE A 5,210,114 mN
2. 354,569 mE A 5,210,049 mN
3. 354,830 mE A 5,210,352 mN
4. 354,755 mE A 5,210,418 mN

Please advise if you have any questions.

Regards,

Andrea Devereaux, P.Geo
Quarry Materials Compliance Officer

Mineral Lands Division
Department of Natural Resources
Natural Resources Building
50 Elizabeth Avenue; 3rd Floor
St. John's, NL A1A 1W5

T: (709) 729-6410
F: (709) 729-6782

E: mailto:AndreaDevereaux@gov.nl.ca
Potential copyright material

If you wish to obtain a copy please contact the ATIPP Office at (709) 729-7072 or atipoffice@gov.nl.ca.
Hi Andrea:

Also wanted to thank you for your coming out and meeting with council and Trail Committee and helping resolve issue. Everyone knows what’s what now. Sorry I didn’t get to meet you but I’m sure we will in the future. Again, thanks for all your help. Doris

----- Original Message -----
From: HYPERLINK "mailto:AndreaDevereaux@gov.nl.ca"Devereaux, Andrea
To: HYPERLINK "mailto:town.ferryland@nf.aibn.com""town.ferryland@nf.aibn.com"
Sent: Thursday, January 15, 2015 2:37 PM
Subject: Quarry Construction - Quarry Boundaries

Hi Doris,

I just wanted to confirm that I marked the boundaries of the quarry with the Trail Committee yesterday. The pit boundaries are now marked in the field with flagging tape in the locations I forwarded on Tuesday (and included here again for your records).

UTM NAD 27 Projection, Zone 22:
1. A A A A A A A A A A 354,494 mE A A A A A A A 5,210,114 mN
2. A A A A A A A A A A 354,569 mE A A A A A A A 5,210,049 mN
3. A A A A A A A A A A 354,830 mE A A A A A A A 5,210,352 mN
4. A A A A A A A A A A 354,755 mE A A A A A A A 5,210,418 mN

We discussed the possible safety concerns of having a trail adjacent to a quarry site, and the committee agreed to the 15 metre buffer (~50 feet) as suggested by the Mayor. Our standard conditions require a 15 metre buffer between quarries and private land, so this is in line with that. Given the proposed trail route, the committee members felt that maintaining this buffer would not be an issue. I also recommended that some flagging or signage be posted to warn trail users of a nearby pit, especially if the area of excavation ever reaches the northern boundaries of the quarry permit.

Please pass along my thanks to the committee members who spent the day in the woods with me. If you have any other questions or concerns, please contact me.
Regards,

Andrea Devereaux, P.Geo
Quarry Materials Compliance Officer
Mineral Lands Division
Department of Natural Resources
Natural Resources Building
50 Elizabeth Avenue; 3rd Floor
St. John's, NL A1A 1W5
T: (709) 729-6410
F: (709) 729-6782
E: AndreaDevereaux@gov.nl.ca

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Mineral Lands Division

File Reference: 7118793
February-24-2015

Quarry Construction Ltd.
Box 98
Ferryland, NL
A0A 2H0

ATTENTION: Terrence Kavanagh/A. Kavanagh

Dear Sir/Madam,

QUARRY PERMIT LETTER: PERMIT NUMBER 130126

You will please find enclosed herewith duly executed Quarry Permit Number 130126 with respect to land situated at: NE side of Quarry River Rd, 2km from R10, Ferryland

Also enclosed is the receipt(s) covering your payment(s) of the rental fee for the aboved mentioned land, as follows:

<table>
<thead>
<tr>
<th>Receipt Number</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>488</td>
<td>320</td>
</tr>
</tbody>
</table>

Total: 320

Please note that your permit expires on: 31-Dec-2015

Yours truly,

Gerald Kennedy
Manager, Quarry Materials
MINERAL LANDS DIVISION

The Community of Ferryland
Ferryland, NL
General Delivery
A0A 2H0

REFERRAL LETTER

File Number: 7118793
Current Permit Number: 130126
Referred: January 20, 2015

I have been directed by the Honourable Minister of Natural Resources to submit this referral to you for your comments:

Applicant: Quarry Construction Ltd.
Quarry Location: NE side of Quarry River Rd, 2km from R10, Ferryland
Quarry Materials: Gravel, Rock, Sand
Area of site: 4
NTS map sheet: 01N/02
Electoral District: Ferryland

The site is shown on the attached map. The applicant has a Quarry Permit to this location for 2015 and we anticipate that the applicant will apply for a permit to the site for 2016. To minimize delay in the processing of this application, we request that any comments or concerns regarding issuance of a permit for 2016, be forwarded by December 31, 2015.

If no reply is received by December 31, 2015 we will conclude you have no comment or concerns.

Would you kindly complete your reply below and return it to this division. Please attach additional sheets if necessary.

Manager, Quarry Materials

Comments/Concerns:
2016 Quarry Permit
Prosecution repeated by the Town of Ferryland.
See Letter attached

Signed by: ____________________________
Date: November 10, 2015
November 16, 2015

Mr. Gerald Kennedy
Manager, Quarry Materials
Mineral Lands Division
Department of Natural Resources
50 Elizabeth Avenue
P.O. Box 8700, St. John’s NL
A1B 4J6

Dear Mr. Kennedy

Subject: Quarry Permit Number 130126 Quarry Construction Ltd.

I write in response to your letter of referral dated January 20, 2015 requesting Council’s comments/concerns on the re-issuance of the above noted quarry permit.

This gravel pit commenced operation some years ago. Since then, it has grown and recently its activities appear to have changed above and beyond what was initially envisaged and approved. While we have received complaints in the past, in 2015, activities related to the operation of this pit have resulted in an increasing number of complaints from citizens who live in the residential areas along the roadway to the pit. I attach for your information copies of these letters which outline their genuine concerns. These concerns relate to the volume and speed of truck traffic, noise, dust and road conditions. The letters also indicate a fear for personal safety as a result of coming forward with complaints. As a Council, we find this situation both distressing and intolerable.

This year, Council has had to deal with other activities being carried out by this operator. These include:

1. The issuance of a Stop Work Order resulting from excavation and removal of topsoil and other material from a property outside the pit), to an area directly across the Merrymeeting Road from the pit.

2. Screening of material referred to in item 1.). The screened materials were subsequently trucked out of the area. It is our understanding that the land in this location is Crown Land and we have no record of it being owned by Quarry Construction. As a result of the activities, the land has
been disturbed, backfilling into a wetland area is taking place and an eyesore has been created. It is our understanding that your staff have investigated this matter.

3. A dispute between the quarry operator and a local trail committee whereby the quarry operator constructed a ditch/barrier on lands outside the quarry permit to block the use of the trail. You will have a record of this matter as it was investigated by your staff at the time; and

4. As of today - November 16 - we have received more complaints that Quarry Construction has blocked public access along the Merrymeeting Road through this area. I attach photos to show what is currently taking place. Your staff have also been contacted with regards to this issue.

Based on a map that shows the location of the approved quarry area, it is clear that Quarry Construction has been consistently and willfully undertaking quarry activities outside the limits of the approved pit.

Council is very concerned that the operation of this pit is causing distress and discomfort to our residents along this street which is the only access to the pit. This is not a case of residential development encroaching on an existing pit, rather it is one where the pit was approved and over time has grown and intensified in use beyond what is reasonable and acceptable in a residential area in a small rural community.

Council recognizes the need for sources of aggregate material for a variety of uses. As such, Council approved the quarry initially in good faith. However, the Quarry Operator appears to have little regard for the concerns of citizens of Merrymeeting Road or the Town, and continues to operate in a manner that is beyond the area and conditions of his quarry permit, and disturbs the peace and quiet enjoyment of private property owners in the area to the point where the two can no longer peacefully coexist. It is time for this activity to cease.

Having considered the concerns of our citizens, our own experience in attempting to ensure that the pit was operated in a responsible manner, the Council of the Town of Ferryland strongly and categorically object to any renewal of the quarry permit to Quarry Construction on Merrymeeting Road for 2016. It is our position that the pit be rehabilitated, closed and no further permits be issued in the Merrymeeting Road area.

Throughout our endeavours to ensure that Quarry Construction operated this pit in a responsible manner, we have notified your staff on several occasions. However, our records show that we have received no correspondence from your office that would indicate what action, if any was taken, or what direction the operator was given as a result of the investigations. As a result, we formally request a reply to our letter advising of your decision in this matter.

Should you have any question concerning our response to your referral, please do not hesitate to contact me.
Sincerely,

Doris Kavanagh
Town Clerk

CC. Hon. Derrick Dalley, Minister of Natural Resources
    Hon. Keith Hutchings, Minister of Municipal and Intergovernmental Affairs and Ferryland District MHA
Concerned Citizen, Ferryland

September 4, 2015

Attention: Mayor Roddy Paul and the Councillors of Ferryland

Re: Large Vehicles on Merrymeeting Road

As a long-time resident of Merrymeeting Road, I have enjoyed the benefits of living in a relatively quiet and peaceful place. Over the past number of months, that has changed. I have noticed a drastic increase in commercial vehicle traffic on Merrymeeting Road travelling at high speeds. Quarry Construction is the main cause of this issue. The speeds and noise from these vehicles is a disturbance of the peace of the residents living on the road. It is also very dangerous for anyone driving or walking on the road having to contend with a constant flow of large construction vehicles on a narrow residential roadway.

I am also very concerned of the potential damage to the roadway that these heavy vehicles can cause. I, as a taxpayer, do not want to pay for unnecessary repairs to a newly paved road caused by these commercial vehicles. As a result, I request that council not allow large vehicles such as those used by Quarry Construction, to travel on Merrymeeting Road. From speaking with other residents of the area, I feel that many residents of the town see this is a major concern.

I hope that this issue can be resolved quickly.

Sincerely,

__________________________

Concerned Citizen, Ferryland
Concerned Resident of Ferryland  

September 3, 2015  

Attention: Councillors of the Town of Ferryland  

Re: Commercial Traffic on Merrymeeting Road ("Quarry Road")

Over the past number of months, there has been an increase in the volume of commercial vehicle traffic on Merrymeeting Road, namely from the company Quarry Construction Limited. On several occasions I have noticed large trucks travelling over the road at excessive speeds. This concerns me as a resident of the area as this is a residential area and there are a significant number of homes in the area and individuals travelling in private vehicles and walking over the road. This, to me, is a safety concern. The level of noise of these vehicles in a residential area is also concerning.

Not only is this a safety and noise issue for residents of Merrymeeting Road, it is also an issue for the town as a whole. Given that we now have a newly paved road, I feel it is unfair for these large vehicles to be travelling over Merrymeeting Road. The longer these vehicles are allowed to continue on travelling our town roads, the more it will cost us as taxpayers due to the expenses associated with repairing roads that have been abused by larger, heavy vehicles travelling on them.

I sincerely hope you will consider my concerns as a taxpayer of the town of Ferryland and a resolution to this issue can be reached in a timely manner.

Yours truly,

__________________________________________  

Concerned Resident
Ferryland Community Council

As a citizen of Ferryland, I am deeply concerned about what is going to happen to the new pavement just installed on the Quarry Road on the South side of Ferryland. Once these dump trucks belonging to Quarry Constructor start their 10 to 12 ton loads of rock & gravel 5 to 6 days per week as they have done in the past, this new pavement just like the old one, will be destroyed in no time.

As this gravel pit is located in a heavily residential area, it should never have been allowed to operate in the first place.
Inspect their permit to operate the pit should be revoked, and they should be tried to find a new pit outside of the community.

Signed

Concerned Citizen of Terry town
Ferryland Town Council

Aug: 26/15

Re: Gravel Pit.

Mayor and Councilors;

I think it's about time for council to close the gravel pit in the quarry. There's nothing but constant hauling of gravel and rocks out through the quarry this is a heavily populated area of Ferryland with seniors who are trying to enjoy their retirement years.

There are a lot of children playing alone the road in there, these trucks are speeding in and out the road day and night making noise upsetting people, you can't even open you windows because of the racket these truck make, along with dust. I don't it's the proper place for a pit to be located; it's time to close it up for good. They are other contractors in the area that have pits outside of this community.

The new pavement on this road will be a waste of good money if they are allowed to break it up like the old one.

I hope the council will deal with this problem.

I know it's not easy been a council member in a small community, but this problem got to go away.

I won't sign this letter because if they found out whose writing they would have repercussions from the Kavanagh's
Ferryland Town Council
Aug: 26/15

Re: Gravel Pit.

Mayor and Councillors;

I'm writing with concerns of the gravel pit owned by Quarry Construction Ltd.

1. The gravel pit should not be near a heavily populated residential area.
2. These trucks are hauling heavy loads of gravel and rock right through this area day and night.
3. They are over loaded, rocks falling on them all over the road.
4. The road is basically a one lane road, not wide enough for two vehicles to pass.
5. It's not safe to walk on this road anymore.
6. The noise from these trucks and constant use of Jake brakes is enough to drive you crazy.
7. They speed all the time with no regard for anybody else on the road.
8. The new pavement will be just as bad as the old one in a couple of months.

I got nothing against the company wish them nothing but success

But this pit should be closed up and moved somewhere else away from residential area.

I have seen pit in other areas moved out of the community all together.

Concerned tax payer
To: Ferryland Community Council

August 22, 2015

RE: Merrymeeting Road

Dear Sir/Madam:

I am writing to express my concern about how the continual use of heavy trucks and equipment on Merrymeeting Road will continue to affect the conditions of the pavement.

There are a number of issues with the daily use of this equipment
1. This is a heavy residential area.
2. Merrymeeting Road is a 1 lane road.
3. The trucks are loud and cause a lot of noise
4. High Dust volume
5. The trucks are normally Speeding

I am requesting that Council address this issue as soon as possible. I would like to remain anonymous and not have my name mentioned as having brought forward this concern. I feel that mentioning individual community member names will not serve any purpose other than to create animosity among neighbours.

Thank you for addressing this issue.

A concerned resident.
To: Ferryland Community Council

August 22, 2015

RE: Merrymeeting Road

Dear Sir/Madam:

I am writing to express my concern about how the continual use of heavy trucks and equipment on Merrymeeting Road will continue to affect the conditions of the pavement.

There are a number of issues with the daily use of this equipment:

1. This is a heavy residential area.
2. Merrymeeting Road is a 1 lane road.
3. The trucks are loud and cause a lot of noise.
4. High dust volume.
5. The trucks are normally speeding.

I am requesting that Council address this issue as soon as possible. I would like to remain anonymous and not have my name mentioned as having brought forward this concern. I feel that mentioning individual community member names will not serve any purpose other than to create animosity among neighbours.

Thank you for addressing this issue.

A concerned resident.
Ferryland
July 27, 2015

Town of Ferryland
Ferryland, N.L.
AO 1R-270

ATTN: Mayor & Councillors

Dear Mayor & Councillors,

I would like to express my concern and disapproval of the use of the gravel pit as a gravel pit by Merrymeeting Ltd. from the pit being loaded with rock, gravel, topsoil, residential area on roads not wide enough for the quarry and unsuitable for this type of business. In fact, the quarry land has been literally destroyed since this activity began. The noise and dust from these dump trucks is a residential area, is unacceptable.

I cannot believe the operator of this heavy loads of material, less than twenty-four hours after a new layer of asphalt was laid. In my opinion, it shows a severe lack of respect for the paving, allowing this new pavement to settle properly. This, I don't give a damn attitude, cannot be allowed to go unchecked.

In most communities around the province, these gravel pit operations, within this
boundaries have been shut down allowing the operator to relocate outside the communities, where they cannot be seen or heard. This needs to be the action taken in Fernyark, where the operator can conduct his business successfully, outside our boundaries.

I sincerely hope the mayor and council will make the proper decision and shut down this pot, eliminating all the problems resulting from this operator.

I thank you for your time and keep up the good work you are doing.

Sincerely Yours,

A Concerned Citizen
Mineral Lands Division:
The Community of Ferryland
Ferryland, NL
General Delivery
A0A 2H0

REFERRAL LETTER

File Number: 7118783  Current Permit Number: 130126  Referred: January 20, 2015

I have been directed by the Honourable Minister of Natural Resources to submit this referral to you for your comments:

Applicant: Quarry Construction Ltd.
Quarry Location: NE side of Quarry River Rd, 2km from R10, Ferryland
Quarry Materials: Gravel, Rock, Sand
Area of site: 4
NTS map sheet: 01N/02
Electoral District: Ferryland

The site is shown on the attached map. The applicant has a Quarry Permit to this location for 2015 and we anticipate that the applicant will apply for a permit to the site for 2016. To minimize delay in the processing of this application, we request that any comments or concerns regarding issuance of a permit for 2016, be forwarded by December 31, 2015.

If no reply is received by December 31, 2015 we will conclude you have no comment or concerns.

Would you kindly complete your reply below and return it to this division. Please attach additional sheets if necessary.

Manager, Quarry Materials

Comments/Concerns:
2016 Quarry Permit
Removal rejected by
The Town of Ferryland.
See Letter attached

Signed by: [Redacted]
Date: November 16, 2015
Hi Doris,

As we discussed, I visited Quarry Construction’s site on Merrymeeting Road yesterday and spoke with Andrew Kavanagh regarding the placement of the berm and the condition of the road. Andrew stated that the berm is placed where the original pit face began when they acquired the permit. Since I wasn’t working with government when the quarry was first issued, I informed Mr. Kavanagh that I would review the aerial imagery for this site and get back to him.

I went through the Google Imagery for this area and those images are attached as a PDF. I marked the northern boundary of the road as it was in 2010 (the first year they had the permit), the proposed boundaries and the limit of disturbed ground on the opposite side of the road for reference.

Although I do agree that the routing of the road became closer to the face of the quarry over the years, I do not believe it changed as much as the operators are suggesting. From my review, the berm should have been placed on the northern side of the road in the 2015 imagery.

My recommendations will be:

- Move the berm closer to the face of the quarry and rehabilitate the road to a condition equal to or better than it was prior to constructing the berm.

- All quarry related activities (e.g., screening, equipment, stockpiles, etc.) are to be within their quarry boundaries. Under no circumstances should quarry related activities block or impede access along Merrymeeting Road.

- They have reached the limit of excavation, width-wise, for this site (i.e., the site is greater than 100 metres wide). The disturbed area outside these boundaries must be rehabilitated.

I would appreciate any comments you have on this matter. Please advise if you have any other concerns which need to be addressed.
Thanks again,

Andrea Devereaux, P.Geo
Quarry Materials Compliance Officer
Mineral Lands Division
Department of Natural Resources
Natural Resources Building
50 Elizabeth Avenue; 3rd Floor
St. John's, NL A1A 1W5
T: (709) 729-6410
F: (709) 729-6782
E: AndreaDevereaux@gov.nl.ca
Potential copyright material

If you wish to obtain a copy please contact the ATIPP Office at (709) 729-7072 or atippoffice@gov.nl.ca.
Hi Doris,

As discussed earlier, we are in agreement that Quarry Construction did not complete the required work as directed in the letter sent from this Department on November 19th, 2015. As such, I have forwarded a Stop Work Order and letter to Mr. Kavanagh directing him to stop any quarry related activity and complete the rehabilitation work within 30 days (January 15th, 2016). I also advised that the Stop Work Order will not be lifted until the rehabilitated site has been inspected by me. A copy of the letter and the Stop Work Order has is attached here.

Thanks again,

Andrea Devereaux, P.Geo
Quarry Materials Compliance Officer

Newfoundland Labrador

Mineral Lands Division
Department of Natural Resources
Natural Resources Building
50 Elizabeth Avenue; 3rd Floor
St. John’s, NL A1A 1W5
T: (709) 729-6410
F: (709) 729-6782
E: AndreaDevereaux@gov.nl.ca
December 15th, 2015

Quarry Construction Ltd.
Terrence Kavanagh
P.O. Box 98
Ferryland, NL A0A 2H0

Re: Placement of berm bordering quarry and condition of Merrymeeting Road, Ferryland

Mr. Kavanagh,

An inspection of your quarry permit located along Merrymeeting Road, Ferryland was conducted on Monday, December 14th, 2015. During this inspection, it was identified that the rehabilitation work as requested by letter on November 19th, 2015 has not yet been completed.

Since you have failed to conduct the required rehabilitation work as requested, you are hereby requested to stop all quarry related activities at your quarry until that work has been completed. A Stop Work Order (Serial Number 0385) is included with this letter. Please note that this Stop Work Order will not be lifted until an inspection has been completed by me.

You are directed to complete this work by January 15th, 2016. If additional time is required to complete this work, please notify this office in writing prior to this deadline. An assessment will be made at that time.

Thank you for your cooperation in this matter.

Regards,

Andrea Devereaux, P.Geo
Quarry Materials Compliance Officer,
Tel.: 709-729-6410
Cell: 709-727-2757
E-mail: andreadevereaux@gov.nl.ca

C Mr. Gerald Kennedy, Manager, Quarry Materials Section, Mineral Lands Division
   Ms. Doris Kavanagh, Clerk, Town of Ferryland
STOP ORDER

I, Andrea Devereaux, being an authorized quarry inspector under section 14 of the Quarry Materials Act, Chapter Q-1.1, direct that no further work is to occur at this site. This work includes but is not restricted to the following:

"Excavating, digging for, removing or taking away quarry materials, bringing equipment onto or using equipment on site that could be used for such activities, or preparing the site for such activities".

This order is given under section 19 of the Quarry Materials Act. This order remains in effect until lifted in writing by the quarry inspector.

DATE: December 15, 2015. (Effective immediately)
SIGNED: Andrea Devereaux
Inspector, Quarry Materials Act

COMPANY / INDIVIDUAL /
PERMIT HOLDER: Quarry Construction

SITUATED AT: Mercymeaking Road, Ferryland
UTM NAD 27, Zone 21, 354,560mE, 5210,100mN

BY REASON OF: Failure to complete the directed rehabilitation work directed on November 19th, 2015 (letter). Please contact me to arrange a final inspection once work has been completed.

IT IS AN OFFENCE UNLESS AUTHORIZED BY THE OFFICER, TO CONTINUE OR RESUME THE ABOVE ACTIVITY AS PER SECTION 21 OF THE QUARRY MATERIALS ACT.
Hi Doris,

I called the office earlier and couldn’t get in touch with anyone. I left a message, but I wanted to touch base by email to be sure you received this information before the holidays.

Gerald and I spoke with Terrence Kavanagh today regarding the Stop Work Order we issued for his quarry permit. He has agreed to meet with Gerald and I in the new year and complete any rehabilitation or compliance work we deem necessary. Gerald and I will also line up a meeting with the Town to be sure we are aware of exactly what work the Town would like done here.

Mr. Kavanagh has been advised that his quarry permit will not be renewed in 2016 until all compliance issues have been resolved. At the same time, we are aware of the Town’s desire to not renew this site in 2016 and we will review those concerns again once these issues have been resolved.

I’ve attached a copy of the Stop Work Order Lifted form and the accompanying letter here. If you have any questions, please contact me.

Best regards,

Andrea Devereaux, P.Geo
Quarry Materials Compliance Officer

Newfoundland Labrador

Mineral Lands Division
Department of Natural Resources
Natural Resources Building
50 Elizabeth Avenue; 3rd Floor
St. John’s, NL A1A 1W5
T: (709) 729-6410
F: (709) 729-6782
E: AndreaDevereaux@gov.nl.ca
December 23rd, 2015

Quarry Construction Ltd.
Terrence Kavanagh
P.O. Box 98
Ferryland, NL A0A 2H0

Re: Stop Work Order issued on December 15th, 2015 to Quarry Construction

Mr. Kavanagh,

As per our phone discussions on December 23rd, 2015, the Stop Work Order issued to Quarry Construction on December 15th, 2015 for the quarry located along Merrymeeting Road, Ferryland is now lifted. A Stop Work Order Lifted form is included with this letter. As such, quarry-related activities may now resume at the site.

The Stop Work Order has been lifted based on your agreement to meet with Gerald Kennedy and me in January 2016 and your commitment to promptly complete any work deemed necessary from this meeting. Please note that your permit will not be renewed for 2016 until all compliance issues have been resolved.

Thank you for your cooperation in this matter.

Regards,

[Signature]

Andrea Devereaux, P.Geo
Quarry Materials Compliance Officer,
Tel.: 709-729-6410
Cell: 709-727-2757
E-mail: andreadevereaux@gov.nl.ca

CC Mr. Gerald Kennedy, Manager, Quarry Materials Section, Mineral Lands Division
Ms. Doris Kavanagh, Clerk, Town of Ferryland
STOP WORK ORDER LIFTED

File Number: 711:8793

I, ______________, BEING AN AUTHORIZED QUARRY INSPECTOR UNDER SECTION 14 OF THE QUARRY MATERIALS ACT, CHAPTER Q-1.1, HEREBY INFORM YOU THAT THE STOP WORK ORDER, SERIAL NUMBER 0385, ISSUED TO YOU ON December 15, 2015 IS LIFTED.

DATE: 23/09/2015 (Effective Immediately)

(Signed)

Andrea Devereaux
(Inspector, Quarry Materials Act)

Company/Individual/Permit Holder: Quarry Construction

Should you have any questions, please contact the issuing Quarry Inspector:

St. John’s: Andrea Devereaux 729-6410
Grand Falls – Windsor: William Oldford 292-4503
Pasadena: Kirby Way 686-2054

Natural Resources Building, 50 Elizabeth Avenue, P.O. Box 8700, St. John’s, Newfoundland, Canada, A1B 4J6
Mineral Lands Division

QUARRY PERMIT NUMBER: 130126

This quarry permit, issued under the provisions of The Quarry Materials Act, 1998 entitles: Quarry Construction Ltd. of Ferryland, NL, to dig for, excavate, remove, and dispose of Gravel, Rock, Sand, for an area comprising approximately 4 hectare(s) located in the district of: Ferryland and being more particularly indicated on a map under File Number 7118793 in the Department of Natural Resources and generally described and shown as indicated on the attached map at: NE side of Quarry River Rd, 2km from R10, Ferryland.

Removal of topsoil is not allowed under this permit. This permit is non-transferable and expires on: DEC 31 2015
Subject to the following terms and conditions:

**General**

1. (a) This permit does not relieve the Permit-holder from adhering to any other Provincial and Federal Act or Regulation or from obtaining all other permits that may be required for the quarry operation, for example, municipal development permits, development control permits, highway access permits, cutting permits, environmental permits for asphalt plants, stream crossing, and/or any others which may be necessary.

   (b) The Permit-holder shall conduct his quarry operations in a safe and efficient manner in compliance with the Provisions of the Regulation of Mines Act and Occupational Health and Safety Act and all Regulations made thereunder.

   (c) A rental of $80.00 per hectare is payable in advance.

   (d) A royalty of $0.65 per cubic metre of material removed is payable within 2 months from the expiration of this Permit.

   (e) The Permit-holder shall leave tree screens where they exist between the workings and adjacent roads, highways or other land uses as per 1(c).

   (f) Where no tree screens exist, earthen berms shall be constructed to screen the operation from adjacent roads, highways or other land uses as per 1(e).

   (g) The Crown reserves the right to quarry and take from the area, at any time, all the quarry materials it requires free of charge without obligation to compensate the Permit-holder in any way.

   (h) A copy of this Permit shall be at the quarry site at all times that operations are proceeding.

   (i) Any person authorized by the Minister may at any time enter upon the area for Departmental purposes in order to inspect, map or examine the quarry operation.

   (j) This permit may be cancelled by the Minister without notice if the Permit-holder fails to comply with any of the terms and conditions of this Permit or The Quarry Materials Act and regulations made thereunder.

**Restrictions**

2. (a) There shall be no quarrying within 50 metres of any roadway, waterbody or watercourse, nor within 300 metres of any residential development without the permission of the Minister in writing. In Protected Road Zone Areas, there shall be no quarrying within 90 metres of the centre line of the road without the written permission of the Development Control Division, Department of Municipal and Provincial Affairs.

   (b) There shall be no quarrying within 15 metres of private property unless the prior written consent of the owner of the private property is first obtained and a copy of this consent document is forwarded to the Department of Natural Resources.

   (c) The Permit-holder is responsible for ensuring that no topsoil is removed from the area, unless the permit states topsoil removal is allowed, and that there is no unauthorized access to the area.
(d) The Permit-holder, in the conduct of the quarry operations shall not pollute or permit the pollution of any pond, brook, river or other waters.

(e) Except with the consent of the Minister of Environment and Conservation, the Permit-holder shall not in any way interfere with any pond, brook, river or other waters.

(f) The Permit-holder shall, in the conduct of the quarry operations, comply with all laws of the Parliament of Canada and Regulations and Orders made thereunder relating to the prohibition of pollution of waters.

(g) All access roads to each operation shall be bridged or culverted where they cross brooks or streams in accordance with the Regulations of the Department of Environment and Conservation.

(h) Except with the written permission from the Minister, quarrying is not permitted to result in the excavation of areas below the level of the water table nor in any way to cause the accumulation or ponding of water in any part of the quarry site. Settling ponds, in particular, require both the written permission of the Minister and approval of the Department of Environment and Conservation.

(i) No building or structure shall be erected upon the permit area without the prior written approval of the Minister.

(j) All buildings, structures and equipment erected shall be kept in good repair and working order.

(k) The area shall be kept free of refuse, abandoned vehicles and equipment and any derelict buildings.

Site Preparation

3. (a) The Permit-holder shall, prior to commencing operations, erect suitable corner posts or rock cairns at least 1 metre high and carry out suitable blazing of trees or erection of flag or fence material to outline the area under permit.

(b) All boundary markings shall be maintained during the term of the permit.

(c) The area to be excavated shall be clear cut of all vegetation prior to the removal of any quarry material. Also, the nearest Forestry Management office must be contacted to obtain any necessary cutting permits and to receive instructions regarding the salvage of wood. Only that area necessary for one year's production may be cleared under this permit.

Quarry Operations

4. The Permit-holder shall conduct his quarry operations in an efficient manner as set out below.

(a) All stumps, organic material and topsoil (including the rusty colored and iron stained layer) shall be stripped and stockpiled at least 5 metres from uncleared areas and 10 metres from active quarry or stockpile areas. The Permit-holder shall ensure that the quality of the topsoil is not affected by dilution with other materials.
(b) The quarrying of the desired materials shall be conducted in a systematic manner taking into account the life expectancy of the operation, the eventual slopes and grades upon completion, the potential "after quarry" use of the site and the various grades of materials available at the site. Benching may be necessary to allow for the extraction of specific types or grades of naturally sorted aggregates or to prevent the contamination of higher grade materials by lower grade materials. High grade, high quality materials shall not be used when lower grade materials would be adequate, i.e. concrete grade gravel shall not be used as fill or road subgrade, etc.

(c) The quarry faces during operation shall not exceed 5 metres in height except with the written permission of the Minister.

**Termination of Operation**

5. (a) Not less than thirty days prior to abandonment of a site, the Permit-holder shall notify the Department of Natural Resources to arrange for an inspection of the site.

(b) Upon surrender, cancellation or expiration of the permit, the Permit-holder shall, within thirty days after the surrender, cancellation or expiration, take from the permit area any buildings, machinery, chattels, personal property and quarry material which has been extracted and in default of doing so, the Minister may sell or otherwise dispose of the said buildings, machinery, chattels, personal property and quarry material upon such terms and conditions as he considers expedient. In the event that the cost of disposing of the said buildings, machinery, chattels, personal property and quarry materials exceeds the amount recovered by the Minister the Permit-holder shall notwithstanding the surrender, cancellation or expiration of the permit pay to the Minister any deficiency.

(c) Upon completion of the operation or during extended periods of shutdown, the access road to the quarry shall be ditched or barred to the satisfaction of the District Manager, Department of Transportation and Works.

(d) Upon completion of quarrying, all pit and quarry slopes shall be graded to slopes less than 20° or to the slope conforming to that existing prior to quarrying; waste overburden may be used for sloping but the topsoil or organic materials shall not be used for sloping. Following sloping, the topsoil and any organic materials shall be respread over the entire quarried areas. Seeding is required so as to produce a vigorous plant growth.

(e) Rehabilitation of the quarry site as outlined in 5(d) above may with the written permission of the Minister, not be implemented in the case of an operation or quarry that is deemed by Mines staff to still contain sufficient reserves of materials that may be mined in the near future. In this case, rehabilitation may be required only for those areas or parts of the pit or quarry mined out. Sloping and seeding of remaining topsoil stockpiles may be required.

(f) A complete report, on the form provided, stating the quantity and type of material removed under this permit shall be filed with the royalty payment referred to in Condition 1(d) of this Permit.
"Spill Terms" additional to the above terms and conditions:

1. The quarry site must be hidden as much as possible with the recommendation that trees shall be left in place as much as possible.

2. Spills in excess of 70 litres and all leaks must be reported immediately to the 24 hour spill report no (709) 772-2083.

3. All spills and leaks must be cleaned up immediately, regardless of size and the area inspected and given clearance by a representative of Service NL by calling (709) 729-2589.

[Signature]
Minister of Natural Resources
Date: 2015.02.02
I'm thinking we should try to line up a meeting with the Town of Fermuese regarding their refusal of quarry permits renewals and a couple of pending applications. We have our meeting with the Ferryland Town Council on the 17th; want to try to line something up for later that same day? A couple of items to consider when we do meet with them:

1. Blair Lawlor application (7111213) – was rejected by the town
2. Colin Clowe has three permits in Ghannies Pit. He would like to combine two of these (7118187 and 7118894) into a single permit.
3. Quarry Construction application (71110914) – pending approval from the Town (also pending my comments).
Parsons, Bernadette

From: Brown, Jennifer Erin  
Sent: Friday, March 4, 2016 8:33 AM  
To: Kennedy, Gerald  
Subject: RE: Town of Ferryland

Good Morning Gerald,
The Town of Ferryland’s Plan and Regulations came into effect in August 2014.

Let me know if you need anything else.

Jennifer

From: Kennedy, Gerald  
Sent: Thursday, March 03, 2016 2:34 PM  
To: Brown, Jennifer Erin  
Subject: Town of Ferryland

Hi Jennifer,

Can you tell me when the Town of Ferryland’s Municipal Plan came into effect.

Thanks,

Gerald

Gerald Kennedy, B. Sc.
Manager – Quarry Materials
Mineral Lands Division
Department of Natural Resources
Natural Resources Building
50 Elizabeth Avenue; 3rd Floor
St John’s, NL A1A 1W5
T: (709) 729-6447  
F: (709) 729-6782
E: geraldkennedy@gov.nl.ca
Hi Gerald:

Thank you for your within reply and I look forward to hearing from you this afternoon.

Wayne

---

Good morning Mr. White,

Municipal Affairs says they should have a response for me afternoon.

The Department cannot re-issue this permit unless approved by the Town. Given the Town has planning Authority, they have jurisdiction.

Update this afternoon hopefully.

Thanks,

Gerald

---

Dear Mr. Kennedy:

During our telephone conversation on March 4, 2016 you advised that you expected to hear from Municipal Affairs on Monday or Tuesday of this with respect to renewal of our client's Quarry permit.

Our client has been denied access to its quarry for a week and its losses are mounting.

Please provide us with your position on renewing our client's Quarry Permit.

I look forward to your earliest reply.

Yours truly,

WAYNE WHITE LAW OFFICE
Per: Wayne White

Wayne White Law Office
102A, Summerville Condominiums
386 Elizabeth Avenue
St. John's, NL A1B 1V2

Tele: 709-754-8388
Fax: 709-754-8398

"This email and any attached files are intended for the sole use of the primary and copied addressee(s) and may contain privileged and/or confidential information. Any distribution, use or copying by any means of this information is strictly prohibited. If you received this email in error, please delete it immediately and notify the sender."
Hi Gerald,
Sorry for the late response.

The long and short of it is the Town of Ferryland cannot stop an existing quarry that is legally in operation. The renewal of a quarry permit does not constitute development and although the use may be non-conforming, the Town has no legal way to remove the quarry unless the operation become hazardous, unsightly, etc. They need to justification to remove an operating quarry and from what I know about the situation, it appears there are no legal justifiable reasons for the quarry to be removed.

I’ll be in on Tuesday if you’d like to discuss further.

Thanks and enjoy your weekend,

Jennifer

---

From: Kennedy, Gerald
Sent: Friday, March 11, 2016 9:04 AM
To: Brown, Jennifer Erin
Subject: RE: Ferryland

Great thanks.

---

From: Brown, Jennifer Erin
Sent: Friday, March 11, 2016 9:04 AM
To: Kennedy, Gerald
Subject: RE: Ferryland

Hi Gerald,
I just wanted to run a few questions by Corrie before I sent a reply. We are due to meet at 11 this morning so I should have a response for you shortly after that.

I’ll keep you posted.

Jennifer

---

From: Kennedy, Gerald
Sent: Friday, March 11, 2016 9:03 AM
To: Brown, Jennifer Erin
Subject: Ferryland

Hi Jennifer,

Just following up on that conversation we had last week regarding some pertinent information you were going to check on for me regarding the town of Ferryland.
The Lawyer is now calling for an update.

Thanks,

Gerald

Gerald Kennedy, B. Sc.
Manager – Quarry Materials
Mineral Lands Division
Department of Natural Resources
Natural Resources Building
50 Elizabeth Avenue; 3rd Floor
St John's, NL A1A 1WS
T: (709) 729-6447
F: (709) 729-6782
E: geraldkennedy@gov.nl.ca
Updated letter
March 16th, 2016

Town Council of Ferryland
General Delivery
Ferryland, NL A0A 2H0

Attn: Mr. Roddy Paul

Dear Mr. Paul,

RE: Quarry Permit for Quarry Construction Ltd. (File No. 711:8793), located NE side of Quarry River Rd, 2km from R10, Ferryland.

This letter is to update the Town of Ferryland regarding the above-mentioned quarry permit. Based on consultation with the Department of Municipal Affairs, the Department of Natural Resources will be issuing a Quarry Permit to Quarry Construction Limited for the 2016 season.

According to the Department of Municipal Affairs, the renewal of a quarry permit does not constitute development. Although use as a quarry may be non-conforming, the Town has no authority to prevent the quarry permit unless the operation is in contravention of the Quarry Materials Act or the Terms and Conditions of the permit.

Your concerns regarding overloaded trucks and speeding on local roads should be submitted to the local Royal Canadian Mounted Police and highway enforcement staff (Service NL). Note that the Department has also relayed these concerns to Quarry Construction Limited.

The Department will work closely with the Town to ensure compliance with the Quarry Materials Act and Terms and Conditions of the quarry permit. Should the Town recognize any future non-compliance issues, please advise the Department immediately. Note that the frequency of Department inspections will increase at the quarry site.

If you wish to discuss this matter, please contact the undersigned at (709) 729-6447.
c. Mr. Kevin Sheppard, Director, Mineral Lands
   Ms. Andrea Devereaux, Quarry Materials Compliance Officer (St. John’s)
   Ms. JoAnne Janes, Administrative

Sincerely,

Gerald Kennedy
Manager Quarry Materials
Please issue.

Gerald

Gerald Kennedy, B. Sc.
Manager – Quarry Materials
Mineral Lands Division
Department of Natural Resources
Natural Resources Building
50 Elizabeth Avenue; 3rd Floor
St John’s, NL A1A 1W5
T: (709) 729-6447
F: (709) 729-6782
E: gerald.kennedy@gov.nl.ca
Mineral Lands Division

File Reference: 7118793
11-DEC-2015

Quarry Construction Ltd.
Ferryland, NL
A0A 2H0

ATTENTION: Terrence Kavanagh/A. Kavanagh

Dear Sir/Madam,

STATUTORY RETURN FOR PITS AND QUARRIES: PERMIT NUMBER 130126

Enclosed is a Production Report Form to be completed and returned to this Department. It is required as a condition of your permit or lease under the Quarry Materials Act, 1998 and under the authority of Section 7 of the Mining Act. The Production Report, along with the appropriate Royalty Payment, must be submitted within 60 days of expiry of the permit.

- The report must be filed even if there was no production.
- If you are reapplying for a Quarry Permit to this location for the year 2016, your application will be considered incomplete and will not be processed unless the production return, royalty payment and the $105.00/hectare rental fee are submitted.
- If we do not receive a complete and acceptable application from you for a new permit to this site within this 60 day period, the area will be available for application to other parties.

If you have any questions, please contact Joanne Janes at (709) 729-4044.

Yours truly,

[Signature]
Manager, Quarry Materials

[Stamp]
Geird, Feb 29/16
Both rejected by Town of Ferryland
Town of Falmouth,

Re: advise

[Stamp]
Site to be rejected.
Town to send reasons.
W.O. T.C.
Ferryland, 11/3/12

Phone (709) 729-4044, Fax (709) 729-6722
QUARRY CONSTRUCTION LTD.

STATUTORY RETURN FOR PITS AND QUARRIES

Quarry Permit #130126

Production Report - 2015

Quarry side of Quarry River Rd, 2km from R10, Ferryland

Report on production for the twelve months ended December 31. This report must be returned by March 1, 2016.

Conversion Factors: 1 m³ = 2 tonnes 1 m³ = 1.3 yd³ 1 yd³ = 1.75 short ton Royalty Rate: $0.75 per m³

1. Type of Operation
   - Bedrock Quarry
   - Till
   - Sand
   - Gravel
   - Peat

2. On Site Processing
   - Drilling & Blasting
   - Ripping
   - Crushing
   - Screening
   - Washing
   - Other

3. Total amount removed:
   - 430 m³

4. If a bedrock Quarry, type of material removed:
   - Granite
   - Trap
   - Marble
   - Sandstone
   - Limestone
   - Shale
   - Other

5. Material Sold or Used from the Permit/Lease
   - Production should include material sold, or used in own fabrication/secondary processing.
   - Do NOT include:
     - 1. Production by others under subordinate permit.
     - 2. Transportation costs.
     - 1. Material removed by yourself or a subcontractor under your direction.
     - 2. Value of material as well as cost of drilling, blasting, crushing, screening, washing and loading.

NOTE: The dollar value of material sold and/or used should be the value of the product at the pit. For material used, a reasonable value would be the amount one might pay for such material if it was purchased at a pit or operation in the area.

Table A. Complete this table if not a Bedrock Quarry. If a Bedrock Quarry, go to Table B.

<table>
<thead>
<tr>
<th>Type of Material</th>
<th>SOLD</th>
<th>USED</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td>Cubic Metres (m³)</td>
<td>Value F.O.B. quarry($)</td>
</tr>
<tr>
<td>Silica Sand</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Other Natural Sands</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Natural Gravel</td>
<td>430</td>
<td></td>
</tr>
<tr>
<td>Crushed Gravel</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Peat</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Topsoil</td>
<td></td>
<td></td>
</tr>
<tr>
<td>TOTAL</td>
<td>[A]</td>
<td>[B]</td>
</tr>
<tr>
<td>Total Sold and Used</td>
<td>[A]+[C]</td>
<td>[B]+[D]</td>
</tr>
</tbody>
</table>

Table B. All permit holders are to complete this table.

<table>
<thead>
<tr>
<th>Type of Material</th>
<th>SOLD</th>
<th>USED</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td>Cubic Metres (m³)</td>
<td>Value F.O.B. quarry($)</td>
</tr>
<tr>
<td>Rip Rap</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Railroad Ballast</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Common Fill</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Road Construction and Maintenance</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Asphalt Aggregate</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Concrete Aggregate</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Winter Sand</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Mortar Sand</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Other (specify)</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Total</td>
<td>[E]</td>
<td>[F]</td>
</tr>
<tr>
<td>Total Sold and Used</td>
<td>[E]+[G]</td>
<td>[F]+[H]</td>
</tr>
</tbody>
</table>

NOTE: If a Bedrock Quarry, the total cubic metres Sold and Used in Table B should equal the total cubic metres in #3 above. If not a Bedrock Quarry, the total cubic metres and total value in Table A should equal the total cubic metres and total value in Table B.

6. Place of sale of all products:

7. Estimate amount of material mined but not removed from pit:
   - Oversized
   - Undersized
   - Other (specify)

I certify that the information contained herein is correct.

Name (Print)        Signature:

S.40.1

C

C
Department of Natural Resources
APPLICATION FOR A QUARRY PERMIT

I/We

Address

Postal Code

HEREBY APPLY FOR A QUARRY PERMIT for hectares for months under the terms and conditions of The Quarry Materials Act, 1998.

Have you had permits for this site before? YES If yes, list permit numbers

If you are applying for a permit to the same area you held under permit last year, complete this section. If there are any changes to the size of the quarry, the method of removal or processing, a new complete application must be submitted for the site.

File # Previous Permit #

I certify that there are no changes or modifications to the size, boundary or location of the existing quarry permit area, or to the method of removal or processing planned at the location.

I certify that the information contained in this application is correct:

Name:  Signature:

Position:

Date:

Completed Statutory Returns and Application Forms are to be mailed to:

Mineral Lands Division
Department of Natural Resources
P.O. Box 8700
St. John's, NL
A1B 4J6

Gerald Kennedy (709) 729-6447
Joanne Janes (709) 729-4044
Fax (709) 729-6782
geraldkennedy@gov.nl.ca
jianes@gov.nl.ca
www.nr.gov.nl.ca/nr/mines/index.html
Hi Kevin,
Here is a copy of Gerald's letter with my few changes and additions included (see tracked changes) for your review. A copy of the quarry permit that was issued last week is also attached.
Thanks!
Andrea

From: Kennedy, Gerald
Sent: Monday, March 21, 2016 1:36 PM
To: Devereaux, Andrea
Subject: Town of Ferryland request for copy of quarry permit

Let's get this map completed.
March 21st, 2016

Town Council of Ferryland
General Delivery
Ferryland, NL A0A 2H0

Attn: Mr. Roddy Paul

Dear Mr. Paul,

RE: Quarry Permit for Quarry Construction Ltd. (File No. 711:8793), located NE side of Quarry River Rd, 2km from R10, Ferryland.

As per your request dated March 21st, 2016, please find enclosed a copy of the Quarry Permit (133369) issued to Quarry Construction on March 17, 2016.

It has been observed by the Department that the Town of Ferryland has imposed no conditions regarding the said permit. The Department would like to take this opportunity to suggest to the Town some conditions that can be implemented in order to address some of the concerns raised by the Town:

1. Restrict hours of operation. Restricted hours of operation in other areas of the Province are typically from 7:00 am to 7:00 pm Monday to Friday with no operating on the weekends or on statutory holidays. This is used in several towns throughout the Province.
2. Implement a berm in order to help minimize the visibility of the quarry operation from nearby roadways.
3. All quarry related equipment and activity (excavators, screeners, stockpiles etc.) must be contained within the boundaries of the proposed quarry.
4. Quarrying must not block, restrict, or in any way impede access along “Merry meeting Road” Road to be kept free of debris.
5. Operator must ensure that the site is progressively rehabilitated. Progressive rehabilitation.

These conditions and/or any others you may suggest can be implemented into the permit at any given time and an updated permit sent to the Quarry Operator.

Upon further review of the existing quarry permit boundaries (outlined in Red, see attached) issued to Quarry Construction, it has been noted that the walking/multi-use trail located encroaches cuts off on the northwest corner of the Quarry Permit (yellow attached). Ms. Andrea Devereaux met with the trail association members and Mayor Roddy Paul on January 14, 2015 and
it was discussed the location of the quarry permit boundaries. At that time, all parties were in agreement that trail would be routed a minimum of it was agreed upon that the trail be routed 15 metres outside of the permit boundary. A review of recent aerial imagery shows that this did not occur. This did not occur and thus the Town has encroached on Mr. Kavanagh's quarry permitted area.

To resolve this issue, the Department, in conjunction with the Town of Ferryland and Terrence Kavanagh (Quarry Construction), propose removing the northwest corner of Mr. Kavanagh's permit to allow for unimpeded trail access. Given Mr. Kavanagh would essentially be losing 0.23 ha of his approved quarry permit, this area would be added to the front southwest corner of the quarry permit (area outlined in blue on the attached image; also 0.2 ha in size). The Town of Ferryland expressed concerns that Mr. Kavanagh was partially operating outside his quarry permit boundaries; this would put him in compliance and would provide opportunity to access the site from another direction leaving room for progressive rehabilitation and improved aesthetics.

If you wish to discuss this matter, please contact the undersigned at (709) 729-6447.

Sincerely,

Gerald Kennedy
Manager Quarry Materials

c. Mr. Kevin Sheppard, Director, Mineral Lands
Ms. Andrea Devereaux, Quarry Materials Compliance Officer (St. John’s)
Ms. JoAnne Janes, Administrative
Potential copyright material

If you wish to obtain a copy please contact the ATIPP Office at (709) 729-7072 or atippoffice@gov.nl.ca.
Mineral Lands Division

File Reference: 7118793
March-17-2016

Quarry Construction Ltd.
Box 98
Ferryland, NL
A0A 2H0

ATTENTION: Terrence Kavanagh/A. Kavanagh

Dear Sir/Madam,

QUARRY PERMIT LETTER: PERMIT NUMBER 133369

You will please find enclosed herewith duly executed Quarry Permit Number 133369 with respect to land situated at: NE side of Quarry River Rd, 2km from R10, Ferryland

Also enclosed is the receipt(s) covering your payment(s) of the rental fee for the above mentioned land, as follows:

<table>
<thead>
<tr>
<th>Receipt Number</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>566</td>
<td>420</td>
</tr>
</tbody>
</table>

Total: 420

Please note that your permit expires on: 31-Dec-2016

Yours truly,

[Signature]

Gerald Kennedy
Manager, Quarry Materials
Mineral Lands Division

QUARRY PERMIT NUMBER: 133369

This quarry permit, issued under the provisions of The Quarry Materials Act, 1998 entitles: Quarry Construction Ltd. of Ferryland, NL.

To dig for, excavate, remove, and dispose of Gravel, Rock, Sand,

For an area comprising approximately 4 hectare(s) located in the district of: Ferryland

And being more particularly indicated on a map under File Number 7118793 in the Department of Natural Resources and generally described and shown as indicated on the attached map at: NE side of Quarry River Rd, 2km from R10, Ferryland.

Removal of topsoil is not allowed under this permit.

This permit is non-transferable and expires on: DEC 31 2016
Subject to the following terms and conditions:

General

1. (a) This permit does not relieve the Permit-holder from adhering to any other Provincial and Federal Act or Regulation or from obtaining all other permits that may be required for the quarry operation, for example, municipal development permits, development control permits, highway access permits, cutting permits, environmental permits for asphalt plants, stream crossing, and/or any others which may be necessary.

(b) The Permit-holder shall conduct his quarry operations in a safe and efficient manner in compliance with the Provisions of the Regulation of Mines Act and Occupational Health and Safety Act and all Regulations made thereunder.

(c) A rental of $105.00 per hectare is payable in advance.

(d) A royalty of $0.75 per cubic metre of material removed is payable within 2 months from the expiration of this Permit.

(e) The Permit-holder shall leave tree screens where they exist between the workings and adjacent roads, highways or other land uses as per 1(e).

(f) Where no tree screens exist, earthen berms shall be constructed to screen the operation from adjacent roads, highways or other land uses as per 1(e).

(g) The Crown reserves the right to quarry and take from the area, at any time, all the quarry materials it requires free of charge without obligation to compensate the Permit-holder in any way.

(h) A copy of this Permit shall be at the quarry site at all times that operations are proceeding.

(i) Any person authorized by the Minister may at any time enter upon the area for Departmental purposes in order to inspect, map or examine the quarry operation.

(j) This permit may be cancelled by the Minister without notice if the Permit-holder fails to comply with any of the terms and conditions of this Permit or The Quarry Materials Act and regulations made thereunder.

Restrictions

2. (a) There shall be no quarrying within 50 metres of any roadway, waterbody or watercourse, nor within 300 metres of any residential development without the permission of the Minister in writing. In Protected Road Zone Areas, there shall be no quarrying within 90 metres of the centre line of the road without the written permission of the Development Control Division, Department of Municipal and Provincial Affairs.

(b) There shall be no quarrying within 15 metres of private property unless the prior written consent of the owner of the private property is first obtained and a copy of this consent document is forwarded to the Department of Natural Resources.

(c) The Permit-holder is responsible for ensuring that no topsoil is removed from the area, unless the permit states topsoil removal is allowed, and that there is no unauthorized access to the area.
(d) The Permit-holder, in the conduct of the quarry operations shall not pollute or permit the pollution of any pond, brook, river or other waters.

(e) Except with the consent of the Minister of Environment and Conservation, the Permit-holder shall not in any way interfere with any pond, brook, river or other waters.

(f) The Permit-holder shall, in the conduct of the quarry operations, comply with all laws of the Parliament of Canada and Regulations and Orders made thereunder relating to the prohibition of pollution of waters.

(g) All access roads to each operation shall be bridged or culverted where they cross brooks or streams in accordance with the Regulations of the Department of Environment and Conservation.

(h) Except with the written permission from the Minister, quarrying is not permitted to result in the excavation of areas below the level of the water table nor in any way to cause the accumulation or ponding of water in any part of the quarry site. Settling ponds, in particular, require both the written permission of the Minister and approval of the Department of Environment and Conservation.

(i) No building or structure shall be erected upon the permit area without the prior written approval of the Minister.

(j) All buildings, structures and equipment erected shall be kept in good repair and working order.

(k) The area shall be kept free of refuse, abandoned vehicles and equipment and any derelict buildings.

**Site Preparation**

3. (a) The Permit-holder shall, prior to commencing operations, erect suitable corner posts or rock cairns at least 1 metre high and carry out suitable blazing of trees or erection of flag or fence material to outline the area under permit.

(b) All boundary markings shall be maintained during the term of the permit.

(c) The area to be excavated shall be clear cut of all vegetation prior to the removal of any quarry material. Also, the nearest Forestry Management office must be contacted to obtain any necessary cutting permits and to receive instructions regarding the salvage of wood. Only that area necessary for one year's production may be cleared under this permit.

**Quarry Operations**

4. The Permit-holder shall conduct his quarry operations in an efficient manner as set out below.

(a) All stumps, organic material and topsoil (including the rusty colored and iron stained layer) shall be stripped and stockpiled at least 5 metres from uncleared areas and 10 metres from active quarry or stockpile areas. The Permit-holder shall ensure that the quality of the topsoil is not affected by dilution with other materials.
(b) The quarrying of the desired materials shall be conducted in a systematic manner taking into account the life expectancy of the operation, the eventual slopes and grades upon completion, the potential "after quarry" use of the site and the various grades of materials available at the site. Benching may be necessary to allow for the extraction of specific types or grades of naturally sorted aggregates or to prevent the contamination of higher grade materials by lower grade materials. High grade, high quality materials shall not be used when lower grade materials would be adequate, i.e. concrete grade gravel shall not be used as fill or road subgrade, etc.

(c) The quarry faces during operation shall not exceed 5 metres in height except with the written permission of the Minister.

**Termination of Operation**

5. (a) Not less than thirty days prior to abandonment of a site, the Permit-holder shall notify the Department of Natural Resources to arrange for an inspection of the site.

(b) Upon surrender, cancellation or expiration of the permit, the Permit-holder shall, within thirty days after the surrender, cancellation or expiration, take from the permit area any buildings, machinery, chattels, personal property and quarry material which has been extracted and in default of doing so, the Minister may sell or otherwise dispose of the said buildings, machinery, chattels, personal property and quarry material upon such terms and conditions as he considers expedient. In the event that the cost of disposing of the said buildings, machinery, chattels, personal property and quarry materials exceeds the amount recovered by the Minister the Permit-holder shall notwithstanding the surrender, cancellation or expiration of the permit pay to the Minister any deficiency.

(c) Upon completion of the operation or during extended periods of shutdown, the access road to the quarry shall be ditched or buried to the satisfaction of the District Manager, Department of Transportation and Works.

(d) Upon completion of quarrying, all pit and quarry slopes shall be graded to slopes less than 20° or to the slope conforming to that existing prior to quarrying; waste overburden may be used for sloping but the topsoil or organic materials shall not be used for sloping. Following sloping, the topsoil and any organic materials shall be respread over the entire quarried areas. Seeding is required so as to produce a vigorous plant growth.

(e) Rehabilitation of the quarry site as outlined in 5(d) above may with the written permission of the Minister, not be implemented in the case of an operation or quarry that is deemed by Mines staff to still contain sufficient reserves of materials that may be mined in the near future. In this case, rehabilitation may be required only for those areas or parts of the pit or quarry mined out. Sloping and seeding of remaining topsoil stockpiles may be required.

(f) A complete report, on the form provided, stating the quantity and type of material removed under this permit shall be filed with the royalty payment referred to in Condition 1(d) of this Permit.
"Special Terms" additional to the above terms and conditions:

1. The quarry site must be hidden as much as possible with the recommendation that trees shall be left in place as much as possible.

2. Spills in excess of 70 litres and all leaks must be reported immediately to the 24 hour spill report no (709) 772-2083.

3. All splits and leaks must be cleaned up immediately, regardless of size and the area inspected and given clearance by a representative of Service NL by calling (709) 729-2589.

Date: March 17, 2016

(Signature)
Track changes shown for both Andrea’s and my comments.

Kevin
March 21st, 2016

Town Council of Ferryland
General Delivery
Ferryland, NL A0A 2H0

Attn: Mr. Roddy Paul

Dear Mr. Paul,

RE: Quarry Permit for Quarry Construction Ltd. (File No.711:8793), located NE side of Quarry River Rd, 2km from R10, Ferryland.

As per your request dated March 21st, 2016, please find enclosed a copy of the Quarry Permit (133369) issued to Quarry Construction on March 17, 2016.

It has been observed by the Department that the Town of Ferryland has not imposed any conditions regarding the said permit. The Department would like to take this opportunity to suggest to the Town some conditions that can be implemented in order to into the permit that may help alleviate address some of the Town's concerns raised addressed by the Town:

1. Restrict hours of operation. Restricted hours of operation in other areas of the Province are typically 7:00 am to 7:00 pm Monday to Friday with no operating on the weekends or on statutory holidays. This is used in several towns throughout the Province.
2. Implement a berm in order to help minimize the visibility of the quarry operation from nearby roadways to screen operation.
3. All quarry related equipment and activity (excavators, screeners, stockpiles etc.) must be contained within the boundaries of the proposed quarry.
4. Quarrying must not block, restrict, or in any way impede access along Merrymeeting Road. Road to be kept free of debris.
5. Operator must ensure that the site is progressively rehabilitated. Progressive rehabilitation.

These conditions and/or any others you may suggest can be implemented into the permit at any given-time and an updated permit sent to the Quarry Operator.

Upon further review of the existing quarry permit boundaries (outlined in Red, see attached) issued to Quarry Construction, it has been noted that the walking multi-use trail located encroaches cuts off on the northwest corner of the Quarry Permit (yellow attached). Ms. Andrea Devereaux met with the trail association members and Mayor Roddy Paul on January 14, 2015 and
it was discussed that the location of the quarry permit boundaries. At that time, all parties were in agreement that the trail would be routed a minimum of 15 metres outside of the permit boundary. A review of recent aerial imagery shows that this did not occur. This did not occur and thus the Town the trail was constructed has encroached on Mr. Kavanagh’s quarry-permitted area.

To resolve this issue, the Department of Natural Resources, in conjunction with the Town of Ferryland and Terrence Kavanagh (Quarry Construction), propose removing the northwest corner of Mr. Kavanagh’s permit to allow for unimpeded trail access. Given Mr. Kavanagh would essentially be losing 0.23 ha of his approved quarry permit, this area would be added to the front southwest corner of the quarry permit (area outlined in blue on the attached image; also 0.2 ha in size). The Town of Ferryland expressed concerns that Mr. Kavanagh was partially operating outside his quarry permit boundaries; this would put him in compliance and would provide opportunity to access the site from another direction leaving room for progressive rehabilitation and improved aesthetics.

If you wish to discuss this matter, please contact the undersigned at (709) 729-6447.

Sincerely,

Gerald Kennedy
Manager Quarry Materials

C. Mr. Kevin Sheppard, Director, Mineral Lands
Ms. Andrea Devereaux, Quarry Materials Compliance Officer (St. John’s)
Ms. JoAnne Janes, Administrative
Potential copyright material

If you wish to obtain a copy please contact the ATIPP Office at (709) 729-7072 or atipoffice@gov.nl.ca.
Hi Doris,

As requested, a Google image showing the boundaries of Quarry Construction’s quarry permit is attached. If you have any questions, please let me know.

Regards,

Andrea Devereaux, P.Geo
Quarry Materials Compliance Officer

Newfoundland Labrador

Mineral Lands Division
Department of Natural Resources
Natural Resources Building
50 Elizabeth Avenue; 3rd Floor
St. John's, NL A1A 1W5
T: (709) 729-6410
F: (709) 729-6782
E: AndreaDevereaux@gov.nl.ca
Potential copyright material

If you wish to obtain a copy please contact the ATIPP Office at (709) 729-7072 or atippoffice@gov.nl.ca.
I agree! 😊

From: Kennedy, Gerald
Sent: Friday, April 15, 2016 12:57 PM
To: Devereaux, Andrea
Subject: Re: Clowes old site in Ferryland

Good opportunity.

Sent from my BlackBerry 10 smartphone on the Bell network.

From: Devereaux, Andrea
Sent: Friday, April 15, 2016 12:32 PM
To: Kennedy, Gerald
Subject: Clowes old site in Ferryland

Gerald,
Just had a call from Wilf Curran (Pyramid Construction). He is from Ferryland and apparently offered to donate some work to the Town. They're looking for some fill for the graveyard, and Wilf agreed to do the work and then realized how far he would have to go for fill. He's wondering if there's any way he can use Clowe's old site that's located behind the Town's office. He wants to know if he can get some sort of short term approval if he agrees to remediate (slope and contour) the site. I told him I was doubtful that anything would be approved based on the complaints you received on this years ago and the number of issues we've been having with the Town this year. He's been speaking with the Town—and apparently they would approve it.
He's looking to have a chat with you on this, but we can discuss more on Monday.
Wilf's Contact Info:
570-1221 (office)
S.40.1
Andrea
INTERNAL MEMO

Referred: 14-Apr-2016
Permit Number: 134326
File Number: 71111389

To: The Manager, Quarry Materials

On 14-Apr-2016 we processed an application from Ryan's Contracting Ltd. for a quarry permit with respect to 0.32 hectares of land situated 2km NW of Sheep's Head.

The result of processing the application is as follows:

- Crown Lands - St. John's Approved
- Dept Tourism, Culture & Recreation (Eastern) Nothing received
- Dept of Municipal & Prov Affairs - Prov. Planning Approved subject to the stipulations
- Dept of Natural Resources, Andrea Devereaux Nothing received
- Forestry - Unit 1 - Paddys Pond Nothing received
- Government Service Centre - St. John's Nothing received
- Historic Resources Approved
- Inland Fish & Wildlife Division, Dept of Environment & Conservation Nothing received
- The Community of Ferryland Not approved at this time
- Water Resources Division - St. John's Nothing received
- Works, Services and Transportation - St. John's Nothing received

This application requires your consideration.

From Joanne Janes, Clerk IV, Mineral Lands Division

---

Break:

Please advise prepared rejection form from Ferrary

Several issues noted:

1) Visibility remain
2) Denied on road
3) Complaint from residents regarding truck traffic.

Sincerely,

[Signature]
11/14/23
Mineral Lands Division

File Reference: 71111389  
29-April-2016  

Provisional Number: 134326

Ryan's Contracting Ltd.  
P.O. Box 32  
Trepassay, NL  
A0A4B0

ATTENTION: Richard Ryan

Dear Sir/Madam,

QUARRY PERMIT APPLICATION : LETTER OF REJECTION

Location 2km NW of Sheep's Head

Please be advised that we have objection(s) to your permit application from the following referral authorities:

Authority: The Community of Fermeuse  
Contact: Patrick Walsh 709-363-2918  
Comments: "Rejected due to visibility concerns, debris on road and complaints from residents regarding truck traffic".

Because of the objection(s) listed above we are unable to process this application further. The application process can only proceed if all the objection(s) are withdrawn.

If you wish to pursue the objection(s) please contact directly the respective authorities who have raised the objection(s).

Yours truly,

Gerald Kennedy  
Manager, Quarry Materials

P.O. Box 9700, St. John's, NL A1B 4J6, Telephone (709) 729-4044, Fax (709) 729-6782
Applicant/Proposed Work: Ryan's Contracting Ltd. - Gravel, Rock (2 km NW of Sheep's Head)

Recommendation: Approval (Conditional)

Under the authority of the Water Resources Act, SNL2002 cW-4.01 http://assembly.nl.ca/Legislation/sp/statutes/w04-01.htm, the Water Resources Management Division (WRMD) http://www.env.gov.nl.ca/env/waterres/index.html is responsible for the management of water resources of the province of Newfoundland and Labrador. The WRMD has programs to protect, enhance, conserve, develop, control, and effectively utilize the water resources of the province.

General
Any effluent or runoff leaving the site will be required to conform to the requirements of the Environmental Control Water and Sewage Regulations, 2003 http://assembly.nl.ca/Legislation/sr/regulations/rc030065.htm.


Contact: Manager, Water Rights & Investigations Section - (709) 729-4795

Date of Response: April 26, 2016
Applicant/Proposed Work: Ryan's Contracting Ltd. – Gravel, Rock (2 km NW of Sheep's Head)

Recommendation: Approval (Conditional)

Under the authority of the Water Resources Act, SNL2002 cW-4.01 http://assembly.nl.ca/Legislation/sr/statutes/w04-01.htm, the Water Resources Management Division (WRMD) http://www.env.gov.nl.ca/env/waterres/index.html is responsible for the management of water resources of the province of Newfoundland and Labrador. The WRMD has programs to protect, enhance, conserve, develop, control, and effectively utilize the water resources of the province.

General
Any effluent or runoff leaving the site will be required to conform to the requirements of the Environmental Control Water and Sewage Regulations, 2003 http://assembly.nl.ca/Legislation/sr/regulations/rc030065.htm.


Contact: Manager, Water Rights & Investigations Section - (709) 729-4795

Date of Response: April 26, 2016

Rejected by T. F. (Signature) on April 28/16
April 27, 2016

Government of Newfoundland and Labrador
Dept. of Natural Resources
P.O. Box 870
St. John’s, NL
A1B 4J6

Re: File No. 71111389 – Permit Application, Ryan’s Contracting Ltd.

To Whom It May Concern:

The Quarry Application for Ryan’s Contracting is **not approved** by decision in Minute of Council.

Council does **not approve** the development of any new quarries within Town boundaries.

We have previously made this point clear to your department in response to previous applications and more specifically in meeting directly with Minister Siobhan Coady on March 1, 2016. At that time we expressed our concerns to Minister Coady and were told she would take our considerations under advisement. To date we have not heard from her and requested a further meeting if indeed the Department considered issuing any further permits.

We made our position clear that as a Council it was our unanimous decision that we would not be approving any new permits within our Town boundaries.

We have made this decision for a number of reasons such as:

- The Quarry Site has grown to a fairly large area and is encroaching on a walking/hiking/snowmobile trail - (an old railroad bed). This is a safety issue not only for the residents of the Town of Fermeuse but anyone utilizing the trail that may not be familiar with the Quarry if indeed then were to wander off the trail.

- The highway bordering on the Quarry Site is continually being littered with debris falling from the equipment utilizing the Quarry.

- The Quarry area has grown tenfold and several Permit Holders now occupy the Quarry area and now is a huge scab, eye sore within our community.

[Signature]
RECEIVED this 3rd day of May, 2016 at 3:25 o’clock AM
- There is no significant benefit to the Town financially.

- We have received complaints and concerns from residents regarding the traffic of construction vehicles and their high speed in our residential areas.

As a Town Council we are responsible for addressing the safety concerns of our residents and the preservation of the aesthetics of our beautiful community.

As our Provincial Officials, we count on your understanding and support on this matter and will ensure that no further development will take place against the decision of Council.

Sincerely,

[Signature]

Perry Oates
Mayor

Cc Minister Siobhan Coady
REFERRAL LETTER

File Number: 71111389       Permit Number: 134326       Referred: 14-Apr-2016

I have been directed by the Honourable Minister of Natural Resources to submit to you for your concurrence or otherwise, the following application:

Applicant: Ryan's Contracting Ltd.
Quarry Location: 2km NW of Sheep's Head
Quarry Materials: Gravel, Rock
Area of site: 0.32
NTS map sheet: 01K15
Electoral District: Ferryland

The site is shown on the attached map. To minimize delay in the processing of this application, we request that any objections be forwarded within 2 weeks of the date of this letter.

If no reply is received by April 28, 2016 your concurrence will be assumed.

Would you kindly complete your reply below and return it to this division. Please attach additional sheets if necessary.

Gerald Kennedy
Manager, Quarry Materials

This application is:

Approved.
Approved subject to the stipulations below.
Not approved, reasons given below.

Comments:
1) No development permitted within 45m of the centreline of Route 1D
2) Existing access must be used
3) Contact Trans Can Depot to obtain access permit. (394-3267)

Signed by:

P.O. Box 8700, St. John's, NL A1B 4J8, Telephone (709) 729-4044, Fax (709) 729-6762
Mineral Lands Division

REFERRAL LETTER

File Number: 71111389 Permit Number: 134326 Referred: 14-Apr-2016

I have been directed by the Honourable Minister of Natural Resources to submit to you for your concurrence or otherwise, the following application:

Applicant: Ryan’s Contracting Ltd.
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Gerald Kennedy
Manager, Quarry Materials

This application is:

Approved.
Approved subject to the stipulations below.
Not approved, reasons given below.

Comments:

Please see the attached letter from Council.

Signed by: [Signature]

Works, Services and Transportation - St. John’s
Historic Resources
Government Service Centre - St. John’s
Water Resources Division - St. John’s
Crown Lands - St. John’s
Inland Fish & Wildlife Division, Dept of Environment & Conservation

Forestry - Unit 1 - Paddys Pond
Dept of Municipal & Prov Affairs - Prov. Planning
Dept Tourism, Culture & Recreation (Eastern)
The Community of Farnauze
Dept of Natural Resources, Andrea Devereaux

P.O. Box 8700, St. John’s, NL A1B 4J8, Telephone (709) 729-4044, Fax (709) 729-8782
Janes, Joanne

From: Fenske, Jana  
Sent: Friday, April 29, 2016 11:04 AM  
To: Janes, Joanne  
Subject: RE: Quarry Referral for Ryan's Contracting

Joanne,

Please see below Wildlife's comments regarding application 711:11389:

The Wildlife Division advises applicant to operate under established regulations and guidelines with respect to wildlife and its habitat to minimize additional impacts (Section 106 of the Wild Life Regulations under the Wild Life Act (O.C. 96-809): www.env.gov.nl.ca/env/wildlife/index.html).

Habitat disturbance impacts wildlife (birds, small mammals etc) negatively and should be kept to a minimum. To help reduce any negative impacts on any species, the Wildlife Division recommends that any necessary vegetation clearing or excessive noise be undertaken outside of the nesting, breeding and brood rearing period (May to mid-July), when disturbance would be most critical.

Where vegetation clearing is not avoidable and a nest is found:
- The nest and neighbouring vegetation should be left undisturbed until nesting is completed; and
- Construction activities be minimized in the immediate area until nesting is complete.

The Wildlife Division requires that a minimum 30 m naturally vegetated buffer be maintained along all waterbodies and wetlands to protect sensitive riparian and aquatic species, and their habitat.

Jana

Check out our current edition of Our Wildlife

Do you really need to print this e-mail?  
Please think of the environment!

-----Original Message-----
From: Janes, Joanne  
Sent: April 14, 2016 2:50 PM  
To: Drake, Martha; Mercer, Delphina; George, Susan; Devereaux, Andrea; Hanlon, Carol; Norman, Frank; Glode, Jason; Angelopoulos, John; Spencer, Garry L; 'townoffermeuse@gmail.com'; Fenske, Jana; Blackmore, Stanley A.  
Subject: Quarry Referral for Ryan's Contracting
REFERRAL LETTER

File Number: 71111339
Permit Number: 134328
Referred: 14-Apr-2016

I have been directed by the Honourable Minister of Natural Resources to submit to you for your concurrence or otherwise, the following application:

Applicant: Ryan's Contracting Ltd.
Quarry Location: 2km NW of Sheep's Head
Quarry Materials: Gravel, Rock
Area of site: 0.32
NTS map sheet: 01K/15
Electoral District: Ferryland

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Would you kindly complete your reply below and return it to this division. Please attach additional sheets if necessary.

Gerald Kennedy
Manager, Quarry Materials

This application is:

☑ Approved.
☐ Approved subject to the stipulations below.
☐ Not approved, reasons given below.

Comments:

Signed by: [Signature]

Works, Services and Transportation - St. John's
Historic Resources
Government Service Centre - St. John's
Water Resources Division - St. John's
Crown Lands - St. John's
Inland Fish & Wildlife Division, Dept of Environment & Conservation

Forastry - Unit 1 - Paddys Pond
Dept of Municipal & Prov Affairs - Prov. Planning
Dept Tourism, Culture & Recreation (Eastern)
The Community of Farnesue
Dept of Natural Resources, Andrea
Devereaux
**REFERRAL LETTER**

File Number: 71111389  
Permit Number: 134326  
Referred: 14-Apr-2016

I have been directed by the Honourable Minister of Natural Resources to submit to you for your concurrence or otherwise, the following application:

**Applicant:** Ryan's Contracting Ltd.  
**Quarry Location:** 2km NW of Sheep's Head  
**Quarry Materials:** Gravel, Rock  
**Area of site:** 0.32  
**NTS map sheet:** 01K/15  
**Electoral District:** Ferryland

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Would you kindly complete your reply below and return it to this division. Please attach additional sheets if necessary.

Gerald Kennedy  
Manager, Quarry Materials

---

This application is:

- Approved.
- Approved subject to the stipulations below.
- Not approved, reasons given below.

**Comments:** Please see the attached letter from Council.

---

| Works, Services and Transportation - St. John's Historic Resources  
Government Service Centre - St. John's  
Water Resources Division - St. John's  
Crown Lands - St. John's  
Inland Fish & Wildlife Division, Dept of Environment & Conservation | Forestry - Unit 1 - Paddys Pond  
Dept of Municipal & Prov Affairs - Prov. Planning  
Dept Tourism, Culture & Recreation (Eastern)  
The Community of Fermeuse  
Dept of Natural Resources, Andrea Devereaux |

Signed by: [Signature]
April 27, 2016

Government of Newfoundland and Labrador
Dept. of Natural Resources
P.O. Box 870
St. John’s, NL
A1B 4J6

Re: File No. 71111389 – Permit Application, Ryan’s Contracting Ltd.

To Whom It May Concern:

The Quarry Application for Ryan’s Contracting is not approved by decision in Minute of Council.

Council does not approve the development of any new quarries within Town boundaries.

We have previously made this point clear to your department in response to previous applications and more specifically in meeting directly with Minister Siobhan Coady on March 1, 2016. At that time we expressed our concerns to Minister Coady and were told she would take our considerations under advisement. To date we have not heard from her and requested a further meeting if indeed the Department considered issuing any further permits.

We made our position clear that as a Council it was our unanimous decision that we would not be approving any new permits within our Town boundaries.

We have made this decision for a number of reasons such as:

- The Quarry Site has grown to a fairly large area and is encroaching on a walking/hiking/snowmobile trail - (an old railroad bed). This is a safety issue not only for the residents of the Town of Fermeuse but anyone utilizing the trail that may not be familiar with the Quarry if indeed then were to wonder off the trail.

- The highway bordering on the Quarry Site is continually being littered with debris falling from the equipment utilizing the Quarry.

- The Quarry area has grown tenfold and several Permit Holders now occupy the Quarry area and now is a huge scab, eye sore within our community.
- There is no significant benefit to the Town financially.

- We have received complaints and concerns from residents regarding the traffic of construction vehicles and their high speed in our residential areas.

As a Town Council we are responsible for addressing the safety concerns of our residents and the preservation of the aesthetics of our beautiful community.

As our Provincial Officials, we count on your understanding and support on this matter and will ensure that no further development will take place against the decision of Council.

Sincerely,

[Signature]

Perry Oates
Mayor

Cc Minister Siobhan Coady
REFERRAL LETTER

File Number: 7111389
Permit Number: 134326
Referred: 14-Apr-2016

I have been directed by the Honourable Minister of Natural Resources to submit to you for your concurrence or otherwise, the following application:

Applicant: Ryan's Contracting Ltd.
Quarry Location: 2km NW of Sheep's Head
Quarry Materials: Gravel, Rock
Area of site: 0.32
NTS map sheet: 01K/15
Electoral District: Ferryland

The site is shown on the attached map. To minimize delay in the processing of this application, we request that any objections be forwarded within 2 weeks of the date of this letter.

If no reply is received by April 28, 2016 your concurrence will be assumed.

Would you kindly complete your reply below and return it to this division. Please attach additional sheets if necessary.

Gerald Kennedy
Manager, Quarry Materials

This application is:

☑ Approved.

☐ Approved subject to the stipulations below.
☐ Not approved, reasons given below.

Comments:

Signed by: [Signature]
Crown Lands
Eastern Regional Office

Works, Services and Transportation - St. John's
Historic Resources
Government Service Centre - St. John's
Water Resources Division - St. John's
Crown Lands - St. John's
Inland Fish & Wildlife Division, Dept of Environment & Conservation

Forestry - Unit 1 - Paddys Pond
Dept of Municipal & Prov Affairs - Prov. Planning
Dept Tourism, Culture & Recreation (Eastern)
The Community of Fleskness
Dept of Natural Resources, Andrea Deversaux
Government of Newfoundland and Labrador
Department of Natural Resources

Mineral Lands Division

REFERRAL LETTER

File Number: 71111389  Permit Number: 134326  Referred: 14-Apr-2016

I have been directed by the Honourable Minister of Natural Resources to submit to you for your concurrence or otherwise, the following application:

Applicant: Ryan’s Contracting Ltd.
Quarry Location: 2km NW of Sheep’s Head
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Would you kindly complete your reply below and return it to this division. Please attach additional sheets if necessary.

Gerald Kennedy
Manager, Quarry Materials

This application is:

☑ Approved.

Approved subject to the stipulations below.

Not approved, reasons given below.

Comments:

Signed by: M. Drake

Works, Services and Transportation - St. John’s
Historic Resources
Government Service Centre - St. John’s
Water Resources Division - St. John’s
Crown Lands - St. John’s
Inland Fish & Wildlife Division, Dept of Environment & Conservation

Forestry - Unit 1 - Paddys Pond
Dept of Municipal & Prov Affairs - Prov.
Planning
Dept Tourism, Culture & Recreation (Eastern)
The Community of Farnsfield
Dept of Natural Resources, Andrea
Devereaux

P.O. Box 8700, St. John’s, NL A1B 4J8, Telephone (709) 729-4044, Fax (709) 729-6782
REFERRAL LETTER

File Number: 71111389 Permit Number: 134325 Referred: 14-Apr-2016

I have been directed by the Honourable Minister of Natural Resources to submit to you for your concurrence or otherwise, the following application:

Applicant: Ryan's Contracting Ltd.
Quarry Location: 2km NW of Sheep's Head
Quarry Materials: Gravel, Rock
Area of site: 0.32
NTS map sheet: 01X/15
Electoral District: Ferryland

The site is shown on the attached map. To minimize delay in the processing of this application, we request that any objections be forwarded within 2 weeks of the date of this letter.

If no reply is received by April 28, 2016 your concurrence will be assumed.

Would you kindly complete your reply below and return it to this division. Please attach additional sheets if necessary.

Gerald Kennedy
Manager, Quarry Materials

This application is:

☑ Approved.
☑ Approved subject to the stipulations below.
☐ Not approved, reasons given below.

Comments: Requires permit from Town of Fermeuse.

Signed by: Jennifer Brown
Apr. 18/16

Works, Services and Transportation - St. John's
Historic Resources
Government Service Centre - St. John's
Water Resources Division - St. John's
Crown Lands - St. John's
Inland Fish & Wildlife Division, Dept of Environment & Conservation

Forestry - Unit 1 - Paddys Pond
Dept of Municipal & Prov Affairs - Prov. Planning
Dept Tourism, Culture & Recreation (Eastern)
The Community of Fermeuse
Dept of Natural Resources, Andrea Devereaux

P.O. Box 6700, St. John's, N.L. A1B 4J8, Telephone (709) 729-4044, Fax (709) 729-6782
Mineral Lands Division

File Reference: 71111389
April-14-2016

Ryan’s Contracting Ltd.
P.O. Box 32
Trepassey, NL
A0A 4B0

Attention: Richard Ryan

Dear Sir/Madam,

QUARRY PERMIT APPLICATION REFERRAL NOTICE

This will acknowledge receipt of your application for a quarry permit with respect to the land situated at 2km NW of Sheep’s Head.

Your application is being processed and has been referred to the following authorities:

Works, Services and Transportation - St. John’s
Historic Resources
Government Service Centre - St. John’s
Water Resources Division - St. John’s
Crown Lands - St. John’s
Inland Fish & Wildlife Division, Dept of Environment & Conservation

Forestry - Unit 1 - Paddys Pond
Dept of Municipal & Prov Affairs - Prov. Planning
Dept Tourism, Culture & Recreation (Eastern)
The Community of Fermeuse
Dept of Natural Resources, Andrea Devereaux

In order to assist the above authorities in evaluating your application, it is necessary that you mark the corners and boundaries of the site being applied for. It is suggested you use flagging and post a sign(s) stating, “Site of Quarry Permit application.”

The markings are to be removed if the application is not approved. You should hear further in the matter in about 30 days.

Yours truly,

Ernald Kennedy
Manager, Quarry Materials

P.O. Box 8700, St. John’s, NL A1B 4J8, Telephone (709) 729-4044, Fax (709) 729-6782
REFERRAL LETTER

File Number: 71111389  Permit Number: 134326  Referred: 14-Apr-2016

I have been directed by the Honourable Minister of Natural Resources to submit to you for your concurrence or otherwise, the following application:

Applicant: Ryan's Contracting Ltd.
Quarry Location: 2km NW of Sheep's Head
Quarry Materials: Gravel, Rock
Area of site: 0.32
NTS map sheet: 01K/15
Electoral District: Ferryland

The site is shown on the attached map. To minimize delay in the processing of this application, we request that any objections be forwarded within 2 weeks of the date of this letter.

If no reply is received by April 28, 2016 your concurrence will be assumed.

Would you kindly complete your reply below and return it to this division. Please attach additional sheets if necessary.

Gerald Kennedy
Manager, Quarry Materials

This application is:

[ ] Approved.
[ ] Approved subject to the stipulations below.
[ ] Not approved, reasons given below.

Comments:

Signed by:

Works, Services and Transportation - St. John's
Historic Resources
Government Service Centre - St. John's
Water Resources Division - St. John's
Crown Lands - St. John's
Inland Fish & Wildlife Division, Dept of Environment & Conservation

Forestry - Unit 1 - Paddys Pond
Dept of Municipal & Prov Affairs - Prov. Planning
Dept Tourism, Culture & Recreation (Eastern)
The Community of Fermeuse
Dept of Natural Resources, Andrea Devereaux
FILE #: 11389  Referral: period 15 days, # required 11  Date: April 14, 2016

Applicant:  Kyan Contracting Ltd.
Location:  2 km NW of Sheep's Head.
Electoral District:  Ferryland
Map:  1K/15  Ha: 0.32  Term: 12 months  Block: 20  GREENFIELD:
Formerly:

DBTC&RD:  Historic Resources / Tourism / DM&A:  Provincial Planning /
DM&A:  Crown Lands;  Eastern (St. John's) / (Clarenville) / Central (Gander) /
                  Western (Corner Bk) / Labrador (Goose Bay) /
DE&C:  Wildlife / Water Resources / Parks/Natural Areas:  EA
DNR:  Agrifoods;  Eastern (St. John's) / Western (Pasadena)  CBPPL
DNR:  Forestry (District);  Eastern / Central  Western  Labrador
DNR:  Mines; MLD DevReau  MDD  GSB  Minister
DNR:  Energy  ENERGY:  NL Power  NL Hydro  CFLCo  Nalcor Energy
DT&W:  Eastern (St. John's) / (Clarenville) / Central (Unit) /
                  Western (Deer Lake) / Labrador (Goose Bay)
Service NL:  Eastern (St. John's) / (Hbr. Grace) / (Clarenville) / Central (Gander) /
                  (Grand Falls) / Western (Corner Bk) / Labrador (Goose Bay)
Aboriginals:  Lab&Ab Affairs  Nunatsiavut Govt  NunatuKavut CC  Innu Rights
other Innu Band Council  Mlawpukek /
Municipal Authority / LSD:  THE TOWN OF FERRYLAND

Other:
QUARRY PERMIT APPLICATION

I/We ____________________________________________________________

Address: PO Box 32, Trepassey Postal Code: A0A 4B0

Hereby apply for a quarry permit for 0.32 hectares to expire December 31st, 2015 under the terms and conditions of the Quarry Materials Act, 1998, SLN 1998.

QUARRY HISTORY:
Have you had permits for this site previously? □ YES  □ NO
If Yes, please list the permit or file numbers associated with that site: __________________________________________________________

Are you applying for a permit to the same area you held under permit last year? □ YES  □ NO
If yes, please complete ONLY the following section.

QUARRY PERMIT RE-APPLICATION SECTION

File Number: __________________________  Previous Permit Number: __________________________

I certify that there are no changes or modifications to the size, boundaries or location of the existing quarry permit area or to the method of removal or processing planned at the location.

NOTE: If there are any changes to the size of the quarry, the method of removal or processing, a new application MUST be completed for the site.

Date: __________________________  Name: ____________________________________________
Signature: ____________________________________________  Position: __________________________

CONTRACT INFORMATION:
Complete this section if the quarry material is required for a specific contract.

Agency Awarding Contract ____________________________________________________________
Address: ____________________________________________  Phone No.: __________________________
Contract No.: ____________________________________________  Tender Closing Date: __________________________
Anticipated Starting Date: __________________________  Anticipated Completion Date: __________________________
Amount of material required:
Class A: ____________________________________________  Class B: __________________________
Asphalt aggregate: __________________________  Other (please specify): __________________________

Have you been awarded the contract? □ YES  □ NO

LAND OWNERSHIP:
Ownership of the land, best of your knowledge:  □ CROWN  □ PRIVATE
If private, complete the following and attach a letter from the owner authorizing you to occupy the property for the purpose of removing quarry material; confirmation of the title and ownership must be included.

Name of property owner: ____________________________________________
Address of property owner: ____________________________________________

Form of Title:
Crown Grant: ________ Date Issued: ________ Volume: ________  Folio: ________
Crown Lease: ________ Date Issued: ________ Number: ________
Other (specify): ________
QUARRY INFORMATION:
For the purpose of removing:
☐ Sand
☐ Gravel
☐ Rock
☐ Borrow material
☐ Horticulture peat
☐ Stockpiled material
☐ Other (please specify)

The quarry operation will involve:
☐ drilling and blasting
☐ Ripping
☐ Crushing
☐ Screening
☐ Washing
☐ Use of settling ponds
☐ Pit run removal
☐ Asphalt batch plant
☐ Concrete batch plant
☐ Other (please specify)

NOTE:
Topsoil removal is NOT permitted

Proposed end use of material: General Fill
Location of end use material: Trapossey - Fermues & Renew’s Area

SITE PREPARATION:
At the time of application, the site being applied for must be clearly marked on the ground with a company sign and flaging to mark the corners and to outline the area.

Is the site visible from nearby highways or main roads? ☑YES ☐NO
Is there existing access to the quarry site (e.g., road, trail)? ☑YES ☐NO
Describe the type of vegetation cover over the area to be quarried (e.g., forest, scrub, barren, etc.):
Forest & Scrub
Describe marking, if any in addition to the above required markings:

LAND USE INFORMATION:
☐ Is the site being applied for an existing quarry? ☑YES ☐NO
If yes, what are the dimensions of the quarry? Width: _____ Length: _____ Average face heights: _____

☐ Are there any structures (e.g., house, fence, pole line) within the boundaries of the quarry site? ☑YES ☐NO
If yes, describe the structures & give distances from the site:

☐ Are there any brooks, rivers, ponds or streams within the boundaries of the quarry site? ☑YES ☐NO
If yes, specify type of water body:

☐ Are there any brooks, rivers, ponds or streams within 200 metres of the boundaries of the quarry site? ☑YES ☐NO
If yes, specify type of water body and give distances from the site:

☐ Is there any land being used within a 300 metre radius of the boundaries of the quarry site? ☑YES ☐NO
If yes, describe the land and give distances to the site: Various other quarries in area; Ns Route 10 ~ 125m NE, trainway ~ 140m SE

LOCATIONAL INFORMATION:
Describe the location of the proposed quarry with reference to the UTM grid (NAD 1927) on a 1:50,000 topographic map. Description must include NTS map sheet, UTM zone and the co-ordinates. List co-ordinates of each corner in the spaces provided below. Additional coordinates may be listed on an additional sheet and attached to this application.

NTS MAP SHEET (e.g., O1N/10): O1K/15
UTM ZONE: ☑19 ☐20 ☐21 ☑22

1. 350 118 me 5204 650 mN
2. 350 200 me 5204 700 mN
3. 350 219 me 5204 429 mN
4. 350 138 me 5204 623 mN
5. .......................... mE mN
6. .......................... mE mN
7. .......................... mE mN
8. .......................... mE mN

Describe the location of the proposed quarry with reference to nearby prominent landmarks (road intersections, bridges, etc.) to nearest tenth of a kilometre: Gaulais Pit between Clowes Construction and Ryan’s Contracting Quarries.
SKETCH OF QUARRY SITE

In the space below, draw a sketch showing the following:
- the boundaries and distance between corners of the site being applied for,
- outline of existing quarry (if one exists),
- distances of all features within the quarry site,
- all features within a 300 metre radius of the boundaries of the quarry site, including all features listed in the "Land Use Information" section of this application.
- the proposed access to the site and the distance the quarry site is set back from the highways or main roads.
- the location of where the UTM co-ordinates were taken

See attached Google Images.

Sketch map may be a detailed survey of the area of the permit; location of the permit on a detailed cadastral or forest inventory map; a detailed aerial photograph or a Google Earth image.

I certify that the information contained in this application is correct.

Name: Richard W. Ryan
Sign: [Redacted]
Position: President
Date: Jan 9, 2015

Phone No. (Business): 709-438-2536
Fax No.: 709-438-2862
Email address: [Redacted]
Potential copyright material

If you wish to obtain a copy please contact the ATIPP Office at (709) 729-7072 or atippoffice@gov.nl.ca.
Parsons, Bernadette

From: Wilf Curran <wcurran@pyramidconstruction.nf.ca>
Sent: Tuesday, May 24, 2016 3:39 PM
To: Devereaux, Andrea
Cc: Kennedy, Gerald
Subject: Gravel fill for Ferryland Cemetery

Andrea;

With regard to our conversations on the above & most recent today, please see from Ferryland Town Council as discussed. I'm advised that [redacted] owns the land in question. I called [redacted] & am waiting for a return call however my approval from your department is a separate issue than with [redacted]. I know [redacted] quite well & have been in touch with [redacted] who assures me there won't be an issue.

I am going to Ferryland tomorrow afternoon to finalize plans to start, hoping to start on Thursday before my equipment gets too busy here in the St. John's area.

Thank you for your attention to this matter.

Sincerely
Wilf Curran

---

WILF CURRAN
President
Pyramid Construction Ltd.
178 Major's Path, P.O. Box 681
St. John's, NL A1C 5L4
Tel: (709) 576-8802 Ext. 236 Fax: (709) 576-7108
Email: wcurran@pyramidconstruction.nf.ca

From: Town of Ferryland [mailto:town.ferryland@nf.aibn.com]
Sent: May-24-16 2:25 PM
To: wcurran@pcltd.ca
Subject: Gravel for Graveyard

Hi Wilf; Further to our conversation and discussion with Roddy Paul (Mayor) the Town of Ferryland has no objection to Wilf Curran and Pyramid Construction removing some fill from the former Quarry Site (no longer in operation) on North side of Ferryland provided the owner of property [redacted] is in agreement. The sole purpose for removal of fill is to remediate the Ferryland Cemetery. This is a special need that is a benefit to the community and the Town is grateful to your Company for providing this valuable service. Thank you. Doris Kavanagh for Town of Ferryland.
Hi Wilf,

I spoke with Gerald about this. If the Town will consider this development, then we will have no issue with what you have proposed here. I'll send a note to Doris requesting that she provide us directly with something in writing stating that this is development. At that point, we'll simply require a copy of the Town's approval and payment of the royalties for any material removed from site.

Does this work for you?

Andrea

---

From: Wilf Curran [mailto:wcurran@pyramidconstruction.nf.ca]
Sent: Tuesday, May 24, 2016 3:39 PM
To: Devereaux, Andrea
Cc: Kennedy, Gerald
Subject: Gravel fill for Ferryland Cemetery

Andrea;

With regard to our conversations on the above & most recent today, please see from Ferryland Town Council as discussed. I'm advised that [redacted] owns the land in question. I called [redacted] & am waiting for a return call however my approval from your department is a separate issue than with [redacted]. I know [redacted] quite well & have been in touch with [redacted] who assures me there won't be an issue.

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Thank you for your attention to this matter.

Sincerely

Wilf Curran

---

WILF CURRAN
President
Pyramid Construction Ltd.
178 Major's Path, P.O. Box 681
St. John's, NL A1C 5L4
Tel: (709) 576-8802 Ext. 236 Fax: (709) 576-7108
Email: wcurran@pyramidconstruction.nf.ca

---

From: Town of Ferryland [mailto:town.ferryland@nf.aibn.com]
Sent: May-24-16 2:25 PM
Hi Wilf; Further to our conversation and discussion with Roddy Paul (Mayor) the Town of Ferryland has no objection to Wilf Curran and Pyramid Construction removing some fill from the former Quarry Site (no longer in operation) on North side of Ferryland provided the owner of property is in agreement. The sole purpose for removal of fill is to remediate the Ferryland Cemetery. This is a special need that is a benefit to the community and the Town is grateful to your Company for providing this valuable service. Thank you. Doris Kavanagh for Town of Ferryland.
Hi Doris,

I was speaking with Mr. Wilf Curran earlier regarding the work he is proposing in the area of the old Clowes Construction Quarry. From his description, he’s planning on removing a certain amount of material from the site, and in the process, he will be tidying the site. We consider this work development related (e.g., landscaping) rather than quarrying.

Will the Town be issuing a development permit for this work? If so, we’ll simply request a copy of the issued permit/approval from the Town and then we’ll touch base with Mr. Curran to ensure royalties are paid on the material that is removed from site. This is our standard procedure when dealing with development related removal of quarry materials within a Municipality.

If you have any questions, please don’t hesitate to contact myself or Gerald.

Thanks,

Andrea Devereaux, P.Geo
Quarry Materials Compliance Officer

Newfoundland Labrador

Mineral Lands Division
Department of Natural Resources
Natural Resources Building
50 Elizabeth Avenue; 3rd Floor
St. John’s, NL A1A 1W5
T: (709) 729-6410
F: (709) 729-6782
E: AndreaDevereaux@gov.nl.ca
QUARRY PERMIT RE-APPLICATION

I/We  Quarriy Construction Ltd.

Address: PO Box 98 Ferryland  Postal Code: A0A 2H0

Hereby apply for a quarry permit for 4 hectares to expire December 31st, 2017 under the terms and conditions of the Quarry Materials Act, 1998, SNL 1998.

QUARRY PERMIT RE-APPLICATION SECTION

File Number: 711:8793.  Previous Permit Number: 133369

I certify that there are no changes or modifications to the size, boundaries or location of the existing quarry permit area or to the method of removal or processing planned at the location.

NOTE: If there are any changes to the size of the quarry or the method of removal or processing, a new application MUST be completed for the site.

Date: Feb 23, 2017

Name: Terrence Kavanaugh

Signature: [Redacted]

Position: [Redacted]

Phone No.: 432-2229

Email Address: [Redacted]

Completed forms may be sent via:

Mail: Mineral Lands Division
Department of Natural Resources
P.O. Box 8700
St. John's, NL
A1B 4J6

Email: quarries@gov.nl.ca

RECEIVED this 23 day of Feb.
20 17 at 9 a'clock 50 am

Gerald Kennedy: 709-729-6447
Joanne Janes: 709-729-4044
Email Address: quarries@gov.nl.ca
Website: www.gov.nl.ca/nr/mines/quarries
Fax: 709-729-6782
Statutory Return for Pits and Quarries

Production Report - 2016

Company Name/Permit Holder: Quarry Construction Ltd.

File Number: 711: 8793

Report on production for the twelve months ended December 31. This report must be returned by March 1, 2017.

Conversion Factors: 1 m³ = 2 tonnes 1 m³ = 1.3yd³ 1yd³ = 1.75 short ton Royalty Rate: $0.75 per m³

1. Type of Operation
   - [ ] Bedrock Quarry  [ ] Till  [ ] Sand  [ ] Gravel  [ ] Peat

2. On Site Processing
   - [ ] Drilling & Blasting  [ ] Rippling  [ ] Crushing  [ ] Screening  [ ] Washing  [ ] Other

3. Total amount removed: 160 m³

4. If a bedrock quarry, type of material removed:
   - [ ] Granite  [ ] Trap  [ ] Marble  [ ] Sandstone  [ ] Limestone  [ ] Shale  [ ] Other

5. Material Sold or Used from the Permit/Lease
   Production should include material sold, or used in own fabrication/secondary processing.
   Do NOT include:
   - 1. Material removed by others under subordinate permit.
   - 2. Transportation costs.
   Include:
   - 1. Material removed by yourself or a subcontractor under your direction.
   - 2. Value of material as well as cost of drilling, blasting, crushing, screening, washing and loading.

NOTE: The dollar value of material sold and/or used should be the value of the product at the pit. For material used, a reasonable value would be the amount one might pay for such material if it was purchased at a pit or operation in the area.

Table A. Complete this table if not a Bedrock Quarry. If a Bedrock Quarry, go to Table B.

<table>
<thead>
<tr>
<th>Type of Material</th>
<th>Sold Cubic Metres (m³)</th>
<th>Value f.o.b. quarry ($)</th>
<th>Used Cubic Metres (m³)</th>
<th>Value f.o.b. quarry ($)</th>
</tr>
</thead>
<tbody>
<tr>
<td>Silica Sand</td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Other Natural Sands</td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Natural Gravel</td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Crushed Gravel</td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Peat</td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Topsoil</td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Total</td>
<td>(A)</td>
<td>(B)</td>
<td>(C)</td>
<td>(D)</td>
</tr>
</tbody>
</table>

Total Sold and Used:

Total Sold and Used

Table B. All permit holders are to complete this table.

<table>
<thead>
<tr>
<th>End Use</th>
<th>Sold Cubic Metres (m³)</th>
<th>Value f.o.b. quarry ($)</th>
<th>Used Cubic Metres (m³)</th>
<th>Value f.o.b. quarry ($)</th>
</tr>
</thead>
<tbody>
<tr>
<td>Rip Rap</td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Railroad Ballast</td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Common Fill</td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Road Construction and Maintenance</td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Asphalt Aggregate</td>
<td></td>
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<td></td>
</tr>
<tr>
<td>Concrete Aggregate</td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Winter Sand</td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Mortar Sand</td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Other (specify)</td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Total</td>
<td>(E)</td>
<td>(F)</td>
<td>(G)</td>
<td>(H)</td>
</tr>
</tbody>
</table>

Total Sold and Used:

Total Sold and Used

NOTE: If a Bedrock Quarry, the total cubic metres Sold and Used in Table B should equal the total cubic metres in # 3 above. If not a Bedrock Quarry, the total cubic metres and total value in Table A should equal the total cubic metres and total value in Table B.

6. Place of sale of all products: Southern Shores

7. Estimate amount of material mined but not removed from pit:
   - Oversized
   - Undersized
   - Other (specify)
   I certify that the information contained herein is correct.
   Name (Print) Terence Kavanagh
   Title Owner
   Signature
   (Signature)
   S.40.1
My comments for this site are:
Must maintain a minimum of a 15 metre undisturbed, vegetated buffer between excavation activities and the trails in the area.
Andrea
The Honourable Siobhan Coady  
Minister of the Department of Natural Resources  
P.O. Box 8700  
St. John's, NL  
A1B 4J6

Dear Minister Coady:

At a recent Southern Shore Joint Council meeting in the Town of Ferryland, the issue of quarry development (and their operation) on the Irish Loop was discussed in great detail. To say our members were concerned is an understatement. Many of our communities have grave concerns regarding the existence of so many of these sites in our area, as well as what seems to be a lack of oversight and monitoring by their regulator, the Government of Newfoundland and Labrador.

As you know, quarries have a significant impact on the communities in which they operate. The heavy equipment used causes pre-mature deterioration of pavement on account of their weight, in addition to impacting safety of our residents who walk and travel in the area. In addition, almost seven of these sites are visible from the road from the Witless Bay Line to Cape Broyle which does not bode well for tourism.

As politicians and community leaders in our region, we do however recognize these sites provide employment and support development in our province, but we feel a much better job can be done in choosing where they are located, how they operate and how they are monitored. We respectfully request to have input if they are to be approved in the future within our community’s boundaries. Secondly, we feel a quarry should pay taxes like all other businesses and compensate communities for the significant impact they have on local infrastructure. Finally, they
need to be monitored and forced to adhere to legislation (which is clearly not happening if you visit them).

As the association that represents all communities on the Southern Shore, we respectfully request your assistance in reviewing the quarry application process, as well as how they are run and monitored. This seems to be a fair request from our perspective. We hope you agree. We look forward to hearing your thoughts.

Thank you for your time and attention.

Sincerely,

HAROLD MULLOWNEY
Mayor of the Town of Bay Bulls
Chairperson of the Southern Shore Joint Council

cc: MHA Keith Hutchings, District of Ferryland
Parsons, Bernadette

From: Brazil, Bernie
Sent: Friday, December 14, 2018 9:35 AM
To: Kennedy, Gerald
Subject: RE: 7118923

Looked through everything I have I don’t see that number on any of them or that name

From: Kennedy, Gerald <geraldkennedy@gov.nl.ca>
Sent: Friday, December 14, 2018 9:01 AM
To: Brazil, Bernie <BernieBrazil@gov.nl.ca>
Subject: RE: 7118923

Terrence Kavanaugh may be the name as well.

From: Brazil, Bernie
Sent: Friday, December 14, 2018 8:55 AM
To: Kennedy, Gerald
Subject: RE: 7118923

Who’s the company so I can narrow search

From: Kennedy, Gerald <geraldkennedy@gov.nl.ca>
Sent: Thursday, December 13, 2018 10:11 AM
To: Brazil, Bernie <BernieBrazil@gov.nl.ca>
Subject: 7118923

Bernie,

Do you have any paper work on this site?

Thanks,
G

Gerald Kennedy, B. Sc.
Manager – Quarry Materials
Mineral Lands Division
Department of Natural Resources
Natural Resources Building
50 Elizabeth Avenue; 3rd Floor
St John’s, NL A1A 1W5
T: (709) 729-6447
F: (709) 729-6782
E: geraldkennedy@gov.nl.ca
Hello mayors Mullowney, Windsor, Walsh, and O'Brien, and Mr. Power:

I am following up on our January 31, 2019 meeting with Minister Siobhan Coady and ADM Mines Perry Canning. I offered to provide some contact information for community leaders and members to communicate issues regarding quarrying and land developments in or adjacent to communities.

I understand that the Southern Shore Joint Council’s concerns relate to regulatory oversight of quarries and land developments (particularly on private land in unincorporated areas) and the potential impact of these activities on public safety, environment, and tourism; and the ability for communities to generate revenue.

The general input received by this department in relation to land disturbance is the perception that illegal quarry activity is occurring. While sometimes that may be the case, in many instances, individuals and companies are developing private land within or near a community and either have a development permit issued by a town; or are in an unincorporated area where there are no/limited development controls in place; or development is occurring on crown land authorized by the Department of Fisheries and Land Resources.

In terms of regulation of quarries authorized by the Department of Natural Resources, we have implemented a comprehensive field compliance assessment process that all aspects of quarry operations are documented and to guide compliance by the quarry operator. A copy of this form was provided to Mayor Mullowney at the meeting, but is attached here again for reference. Our future plan is to provide copies of completed forms to municipal governments where authorized quarries are located.

Through ongoing discussions with the Department of Municipal Affairs and Environment, we have concluded that there appears to be a gap in government’s regulatory capacity in terms of private land developments in unincorporated areas. In this regard, the Department of Natural Resources has sought input from ServiceNL to determine that department’s capacity and ability to regulate those activities.

In terms of departmental contacts for land developments where there are concerns regarding legality of the operation (eg. quarry vs. private land development vs. crown land development), and/or environment impacts, and/or health and safety concerns, whether on private or crown land, and within and/or outside a municipal boundary, the following are for your reference:

Natural Resources (Mineral Lands Division): Kevin Sheppard, Director 729-6425, kevinsheddard@gov.nl.ca
Municipal Affairs and Environment (Environmental Assessment Division): Joanne Sweeney, Director, 729-8822, joannesweeney@gov.nl.ca
Municipal Affairs and Environment (Pollution Prevention Division): Director (vacant) 729-2556
Service NL (Occupational Health and Safety Division): Loyola Power, Director 729-3275, loyolapower@gov.nl.ca
Municipal Affairs and Environment (Water Resources Division): Haseen Khan, Director 729-2563, hasseenkhan@gov.nl.ca
Fisheries and Land Resources (Crown Lands Division): See Regional Land Office contacts at https://www.flr.gov.nl.ca/department/contact_lands.html#stjohns

Note: The department is currently undertaking a review of the quarry legislation and policies, and plan to carry out public consultation in the coming months. As part of this process, we have made preliminary contact with Municipalities Newfoundland and Labrador to seek input on coordinating a portion of our public consultation with the currently planned Municipal Symposium on May 1-4 in Gander.

If you would like to discuss these matters further or need clarification, please contact me.

Thank you

Kevin Sheppard, M.Sc.
Director, Mineral Lands Division
Department of Natural Resources
P.O. Box 8700
St. John's, NL A1B 4J6

t. 709-729-6425
c. 709-728-4533
f. 709-729-6782
**Introduction**

This Quarry Compliance Assessment Report has been prepared by a Quarry Materials Compliance Officer based on a site inspection for compliance with the *Quarry Materials Act* and the *Quarry Materials Regulations*.

**Part 1. Background Information**

<table>
<thead>
<tr>
<th>Permitee/Lessee:</th>
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<tbody>
<tr>
<td><strong>File Number:</strong></td>
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<tr>
<td><strong>Area of site (hectares):</strong></td>
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<tr>
<td><strong>Municipality:</strong></td>
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<td><strong>Materials approved for quarrying:</strong></td>
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<tr>
<td><strong>Inspector:</strong></td>
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<td><strong>Quarry Operations Approved:</strong></td>
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<td><strong>Date of Inspection:</strong></td>
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<tr>
<td><strong>Status of quarry at time of inspection:</strong></td>
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**Part 2. Observations**

*Note: For any item identified as requiring Remedial Action; details are outlined in Part 3*

<table>
<thead>
<tr>
<th>Operating Standards</th>
<th>In compliance?</th>
<th>Comments</th>
<th>Remedial Action Required?</th>
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<tbody>
<tr>
<td><strong>In compliance?</strong></td>
<td>Yes</td>
<td>No</td>
<td>N/A</td>
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<tr>
<td>1. Boundaries</td>
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<td>2. Disturbed Hectarage</td>
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<td>3. Entrances and Exits (location/closed)</td>
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<td>4. Screening (trees/berms)</td>
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<td>5. Setbacks/buffers (15m / 30m or other)</td>
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<td>6. Stripping of vegetation &amp; overburden</td>
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<td>7. Topsoil (stockpiled)</td>
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<td>8. Excavation face height &amp; stability</td>
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<td>9. Stockpile height &amp; stability</td>
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<td>Operating Standards</td>
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<tr>
<td>10. Equipment on site</td>
<td>Yes No N/A</td>
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<td>11. Scrap materials</td>
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<td>12. Imported Material</td>
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<td>13. Surface water &amp; drainage</td>
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<td>14. Sedimentation controls</td>
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<td>15. Internal roads</td>
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<td>16. External roads</td>
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<td>17. Buildings/Scales</td>
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<td>18. Orderly Conditions</td>
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<td>19. Onsite Fuel Storage</td>
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<td>20. Settling Ponds</td>
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<td>21. Blasting</td>
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<td>22. Dust Suppression</td>
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<td>23. Progressive Rehabilitation</td>
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<td>Special Terms &amp; Conditions &amp; other required approvals</td>
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<td>Yes</td>
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Special Terms & Conditions & other required approvals (continued)

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General Comments
Part 3. Remedial Actions

Please review the Action Points below regarding the necessary remedial actions required for deficiencies outlined in Part 2. To extend the remedial action deadline date, you must obtain written approval from the Issuing Quarry Materials Compliance Officer prior to the deadline date.

<table>
<thead>
<tr>
<th>Operating Standard</th>
<th>Remedial Action Required</th>
<th>Deadline Date</th>
<th>DNR Direction (for DNR use only)</th>
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Sketch Included?  No  Additional Detailed Information Attached?  No
Part 4. Inspector Signature & Contact Information

Inspector Signature: __________________________  Date: __________________________

Inspector Contact Information: __________________________
A meeting note is really an information note for a meeting, the format is slightly different.

Both have background and analysis. Information Note has list of participants and Points to consider section

Sent from my BlackBerry 10 smartphone on the Bell network.

---

I can prepare a meeting note, however Perry mentioned an IN. Shall I prepare the MN or check with Perry? I can prepare either.

---

Put it in meeting note format, very similar to information note.

Expand on any background of quarries in that area.

Note how Fremeuse quarry cluster was dealt with

Legislation Review underway

Process changes

Inspection changes

Consideration of view scape

Working on projects to have abandoned sites rehabilitated

Etc.

---

Sent from my BlackBerry 10 smartphone on the Bell network.
Working on it.

Not much I can say here, except to reiterate the letter sent on behalf of the Minister (point form) and the efforts we are exercising to deal with the issues???

G

From: Sheppard, Kevin
Sent: Wednesday, January 30, 2019 12:57 PM
To: Kennedy, Gerald
Subject: Re: URGENT Quarries - Southern Shore Joint Council

Note tight deadline

Sent from my BlackBerry 10 smartphone on the Bell network.

From: Sheppard, Kevin
Sent: Wednesday, January 30, 2019 12:37 PM
To: Kennedy, Gerald
Subject: Fw: URGENT Quarries - Southern Shore Joint Council

Hi Gerald

Please get this started. You can find background information by searching for Mullowney in TRIM. There is a letter from the council and minister's response.

Thanks
Kevin

Sent from my BlackBerry 10 smartphone on the Bell network.

From: Canning, Perry <PerryCanning@gov.nl.ca>
Sent: Wednesday, January 30, 2019 11:07 AM
To: Sheppard, Kevin
Cc: Nippard, Melissa
Subject: Fw: URGENT Quarries - Southern Shore Joint Council

Please have IN developed.
Perry

Sent from my BlackBerry 10 smartphone on the Bell network.

From: Nippard, Melissa <MelissaNippard@gov.nl.ca>
Sent: Wednesday, January 30, 2019 10:52 AM
To: Canning, Perry
Subject: FW: URGENT Quarries - Southern Shore Joint Council

Perry,

Minister Coady will need a note for this meeting.
Thanks,
Melissa

From: Bradley Power <BPower@ersbnl.ca>
Sent: Tuesday, January 29, 2019 2:57 PM
To: Nippard, Melissa <MelissaNippard@gov.nl.ca>
Cc: White, Keith S <KeithWhite@gov.nl.ca>
Subject: RE: URGENT Quarries - Southern Shore Joint Council

Harold Mullowney
Mayor of Bay Bulls and Chair of the Southern Shore Joint Council
hmullowney@irishloop.nf.ca

Sean Walsh
Mayor of Ferryland and Vice Chair of the Southern Shore Joint Council
ferrylandmayor@gmail.com

Deborah Windsor
Mayor of Aquaforte

Bradley Power
Joint Council Coordinator
bpower@ersbnl.ca

From: Nippard, Melissa [mailto:MelissaNippard@gov.nl.ca]
Sent: Tuesday, January 29, 2019 2:43 PM
To: Bradley Power <BPower@ersbnl.ca>
Cc: White, Keith S <KeithWhite@gov.nl.ca>
Subject: RE: URGENT Quarries - Southern Shore Joint Council

Yes, 3:30 will be fine for us. Who will be attending the meeting with you?
Melissa

From: Bradley Power <BPower@ersbnl.ca>
Sent: Tuesday, January 29, 2019 1:09 PM
To: Nippard, Melissa <MelissaNippard@gov.nl.ca>
Cc: White, Keith S <KeithWhite@gov.nl.ca>
Subject: RE: URGENT Quarries - Southern Shore Joint Council

Our meeting with Minister Mitchelmore is at 1:30PM at Confederation Bldg. Could we come down to Elizabeth Ave. at 3:30PM? That extra half hour will allow for travel time, etc.

From: Nippard, Melissa [mailto:MelissaNippard@gov.nl.ca]
Sent: Tuesday, January 29, 2019 12:47 PM
To: Bradley Power <BPower@ersbnl.ca>
Cc: White, Keith S <KeithWhite@gov.nl.ca>
Subject: FW: URGENT Quarries - Southern Shore Joint Council

Good afternoon Mr. Power,
Would you be available to meet with Minister Coady on Thursday, January 31st at 3pm?

Please advise.

Thanks you,

Melissa

From: Bradley Power <BPower@ersbnl.ca>
Sent: Tuesday, January 29, 2019 11:41 AM
To: Coady, Siobhan
Subject: RE: Quarries - Southern Shore Joint Council

Hey Minister! Just following up on my e-mail from earlier in the month. We were hoping to meet with you about quarry development before the next joint council meeting – Thursday, February 14, 2019. We look forward to your response. :)

From: Bradley Power
Sent: Friday, January 11, 2019 11:05 AM
To: 'siobhancoady@gov.nl.ca' <siobhancoady@gov.nl.ca>
Cc: 'KeithWhite@gov.nl.ca' <KeithWhite@gov.nl.ca>; Harold Mullowney <hmullowney@irishloop.nf.ca>; 
                           'ferrylandmayor@gmail.com'
Subject: Quarries - Southern Shore Joint Council

Minister, thank you for speaking with me this morning. We really appreciate your offer to meet with us to discuss the issue of quarry development on the Southern Shore.

We have a meeting with Minister Mitchelmore on Monday, January 28 at 11AM regarding La Manch Park. Would 9AM or 1:30PM on that same day work for you? If not, we are open to suggestions from you that better accommodate your busy schedule.

We look forward to your response.

BRADLEY POWER
On behalf of the Southern Shore Joint Council
709-697-2633 | bpower@ersbnl.ca

"This email and any attached files are intended for the sole use of the primary and copied addressee(s) and may contain privileged and/or confidential information. Any distribution, use or copying by any means of this information is strictly prohibited. If you received this email in error, please delete it immediately and notify the sender."

"This email and any attached files are intended for the sole use of the primary and copied addressee(s) and may contain privileged and/or confidential information. Any distribution, use or copying by any means of this information is strictly prohibited. If you received this email in error, please delete it immediately and notify the sender."
Hi Anne:

Attached includes my revisions.

Thanks
Kevin

---

From: Kennedy, Gerald  
Sent: Thursday, January 31, 2019 9:52 AM  
To: Butland, Anne  
Cc: Canning, Perry; Sheppard, Kevin  
Subject: Meeting Note Southern Shore Joint Council 2

Hi,

Under the Background and current status heading, the comments about issues located in the Town of Fermeuse (CP1) was addressed by the last line in the paragraph.

Thanks,
Gerald
Meeting Note
Department of Natural Resources
Southern Shore Joint Council
Thursday, January 31, 2019 (7th Floor Executive Boardroom)

Attendees:
Harold Mullowney, Mayor of Bay Bulls, Chair of the Southern Shore Joint Council
Sean Walsh, Mayor of Ferryland, Vice Chair of the Southern Shore Joint Council
Deborah Windsor, Mayor of Aquaforte
Bradley Power, Southern Shore Joint Council Coordinator
Siobhan Coady, Minister
Perry Canning, ADM
Natural Resources Officials as required

Purpose of Meeting:
- The Southern Shore Joint Council (the Council) requested a meeting to discuss development of quarries along the Southern Shore, part of the Irish Loop.
- This is related to correspondence received from the Council and response from NR involving the Council’s concerns with quarries impacting tourism values, road quality and safety, and NR regulatory presence.

Background:
- In 2018, approximately 2500 quarry permits were issued by NR under Section 5 of the Quarry Materials Act (the Act).
- Quarry materials are required by individuals, companies, and governments to supply infrastructure projects as part of the economic sustainability of the province.
- Quarry Permit applications received by NR are referred to various government departments to develop appropriate conditions relating to specific quarries.
- All quarry permit applications for new sites are referred to municipalities, Local Service Districts, and other recognized stakeholders.
- The Town of Fermeuse has previously expressed concerns about quarries near the town in relation to truck traffic, debris being tracked onto the highway, and permit boundaries. These concerns were addressed by adding conditions to the permits and NR ensuring that the boundaries accurately reflected each permit.
- NR has three Quarry Materials Compliance Officers that carry out inspections to monitor quarries authorized under the Act and respond to complaints regarding alleged illegal quarry activity.
- NR has implemented a standardized inspection process that provides a method of determining whether an operation is in compliance with the terms and conditions of a permit.
• In 2018, 26 inspections have been carried out on the Avalon Peninsula. The inspections resulted in the following:
  
  o five quarry permits have been cancelled;
  o two sites have remedial action complete; and
  o 16 inspection forms are currently under review by NR.

• From Bay Bulls (including the Witless Bay Line) to St Vincent's, 17 inspections have been conducted. Twelve of these have been finalized and sent to the operators and five are pending internal review.

• A Legislative Review of the Act has been undertaken by NR. A public consultation process will be initiated in 2019 to gain input from municipalities and the other stakeholders.

• NR has undertaken continuous improvement initiatives to ensure that various business processes are standardized. The quarry permit process was standardized and implemented in 2018

• For all new quarry permit applications, NR liaises with TCII to obtain their feedback from the perspective of potential viewscape impacts and other matters related to that department. Sites boundaries may or entrances to quarry sites can be modified to reduce or negate viewscape impacts.

• As for the old “Legacy” quarries, as part of Government’s Way Forward Initiative, we have an approved pilot project to use remediated and treated soils to remediate these sites.

**Agenda item #1 (Lack of oversight and monitoring by the Regulator)**

• The Council has requested to discuss the lack of oversight of quarry operations on the Southern Shore.

**Analysis**

• NR has an ongoing quarry operation oversight and compliance program to ensure that existing approved quarry operations and alleged illegal operations are regulated.

• To enhance the existing program, NR developed and implemented a standardized compliance inspection process that was adapted from Ontario.

• The new standardized compliance inspection process provides for a comprehensive inspection and report on quarry activity, whether or not the site is in operation.

• The inspection process reports on boundaries, access control, operations, and rehabilitation aspects; and provides details on any action required for non-compliance items.
Potential Speaking Points
- The minister may wish to note that NR is proactively working to enhance its quarry program by undertaking legislative review and developing standardized processes and forms to improve its regulatory capacity.

- The minister may wish to invite the Council to actively engage in the legislative review process when public consultation begins in 2019.

- NR welcomes municipal governments to suggest conditions to include in quarry permits (e.g. hours of operation). This may help to alleviate concerns reduce the number of trucks travelling the Town's streets during early morning school hours, or on weekends.

- The minister may wish to note that quarry materials are required by individuals, companies, and governments to supply infrastructure projects as part of the economic sustainability of the province.

Proposed Actions
- None

Agenda item #2 (Road Deterioration, Safety Concerns)
- The Council has requested to discuss road deterioration and safety concerns related to quarry activity.

Analysis
- NR's mandate does not include regulation of statutes related to road design, maintenance, and safety aspects.

- NR regulates the operation of the quarries within the permit boundaries established during the application and issuance processes.

- All quarry permit applications are referred to the appropriate TW office for review. TW reviews the location to ensure access requirements are met.

- TW designs and constructs roads based on the needs of the local areas. Vehicles licensed for the Province's highways are permitted to do so within the restrictions allotted.

- Service NL and the RCMP are responsible for enforcement related to speeding, truck overloading, and other vehicle and road safety matters.

Potential Speaking Points
- The minister may wish to note that issuance of quarry permit involves collaboration with many departments and stakeholders to ensure that appropriate conditions are included in quarry permit documents.
• NR welcomes municipal governments to suggest conditions to include in quarry permits (e.g. hours of operation). This may help to alleviate concerns by reducing the number of trucks travelling on local roads during school hours or on weekends.

• The minister may wish to note that quarry materials are required by individuals, companies, and governments to supply infrastructure projects as part of the economic sustainability of the province.

**Proposed Actions**
• None

**Agenda Item 3 (Tourism Values)**
• The Council has requested to discuss the potential impact of quarries on tourism values.

**Analysis**
• All quarry permit applications are referred to TCII.

• NR applies conditions to quarry permits to limit/negate the impact on viewscapes that quarries may present.

• In some cases, boundaries and access roads are modified to ensure that quarries are not visible by the travelling public.

• As a part of the Way Forward, NR has initiated NR has approval to carry out a pilot project to use remediated and treated soils to rehabilitate some of the old abandoned quarries located throughout the Province.

**Potential Speaking Points**
• The minister may wish to acknowledge the challenges relating to balancing tourism values with land development (including quarries) in maintaining sustainable local economies.

• The review of the Act may be an opportune time to discuss rehabilitation and closure requirements for quarry operations.

• NR welcomes municipal governments to suggest conditions to include in quarry permits (e.g. hours of operation). This may help to alleviate concerns reduce the number of trucks travelling the Town's streets during early morning school hours, or on weekends.

• The minister may wish to note that quarry materials are required by individuals, companies, and governments to supply infrastructure projects as part of the economic sustainability of the province.

**Proposed Actions**
• None
Agenda Item 4 (Quarry Operators Should Pay Taxes)

- The Council has requested to discuss quarry operators paying taxes similar to other businesses.

Analysis

- NR charges royalties and fees for quarry related activity and for the administration of the Act.

- Under the Urban and Rural Planning Act, towns may charge fees subject to an approved fee structure.

- All towns located throughout the Province with an approved Development Plan (Planning Authority) must issue a development permit for all activities occurring within that town in accordance with the Town Plan.

- Revenue generated from the use of quarries goes into the general revenue for the Province. This revenue is then used for various infrastructure projects such as paving, water and sewer, schools, etc.

- Towns may receive benefits indirectly from this revenue through grants for infrastructure development.

Potential Speaking Points

- The minister may wish to encourage town representatives to discuss with MAE potential revenue opportunities related to quarry activity or for other developments that are regulated in municipal plans.

- The minister may wish to note that quarry materials are required by individuals, companies, and governments to supply infrastructure projects as part of the economic sustainability of the province.

Proposed Actions

None

Prepared/Approved by: G. Kennedy / K. Sheppard / P. Canning

Ministerial Approval: January 31, 2019
Hi Kevin.

See below question from MHA Keith Hutchings. Please advise. Thanks.

Keith

-----Original Message-----
From: Coady, Siobhan <SiobhanCoady@gov.nl.ca>
Sent: Friday, April 05, 2019 4:22 PM
To: Hutchings, Keith <keithhutchings@gov.nl.ca>
Cc: White, Keith S <KeithWhite@gov.nl.ca>
Subject: Re: Quarry in Fermuse 135836

Thanks Keith - will ask about this right away.

Have a good weekend.

Sent from my BlackBerry 10 smartphone on the Bell network.
Original Message
From: Hutchings, Keith
Sent: Friday, April 5, 2019 2:16 PM
To: Coady, Siobhan
Subject: Quarry in Fermuse 135836

Hi Siobhan

Could you have someone check on this, Terrence and Andrew Kavanagh own 4 query permits and it 2018 they renewed online as required, this year they did the same and the funds were taken and they believed all was renewed again for another year. Yesterday they saw another operator in the pit and were advised they did not fill out appropriate
application for renewal of this one pit, put yet their renewal funds were accepted and no indication any issue with the renewal. It appear this may be some kind of mix up. Can you have this review if you could.

Thanks
Keith

Sent from my iPhone
Meeting Note
Department of Natural Resources
Southern Shore Joint Council
Thursday, January 31, 2019 (3:30 p.m.)
(7th Floor Executive Boardroom)

Attendees:
Harold Mullowney, Mayor of Bay Bulls, Chair of the Southern Shore Joint Council
Sean Walsh, Mayor of Ferryland, Vice Chair of the Southern Shore Joint Council
Deborah Windsor, Mayor of Aquaforte
Bradley Power, Southern Shore Joint Council Coordinator
Siobhan Coady, Minister
Perry Canning, ADM
Natural Resources Officials as required

Purpose of Meeting:
- The Southern Shore Joint Council (the Council) requested a meeting to discuss development of quarries along the Southern Shore, part of the Irish Loop.
- This is related to correspondence received from the Council and response from NR involving the Council’s concerns with quarries impacting tourism values, road quality and safety, and NR regulatory presence.

Background:
- In 2018, approximately 2500 quarry permits were issued by NR under Section 5 of the Quarry Materials Act (the Act).
- Quarry materials are required by individuals, companies, and governments to supply infrastructure projects as part of the economic sustainability of the province.
- Quarry Permit applications received by NR are referred to various government departments to develop appropriate conditions relating to specific quarries.
- All quarry permit applications for new sites are referred to municipalities, Local Service Districts, and other recognized stakeholders.
- The Town of Fermeuse has previously expressed concerns about quarries near the town in relation to truck traffic, debris being tracked onto the highway, and permit boundaries. These concerns were addressed by adding conditions to the permits and NR ensuring that the boundaries accurately reflected each permit.
- NR has three Quarry Materials Compliance Officers that carry out inspections to monitor quarries authorized under the Act and respond to complaints regarding alleged illegal quarry activity.
- NR has implemented a standardized inspection process that provides a method of determining whether an operation is in compliance with the terms and conditions of a permit.
In 2018, 26 inspections have been carried out on the Avalon Peninsula. The inspections resulted in the following:

- five quarry permits have been cancelled;
- two sites have remedial action complete; and
- 16 inspection forms are currently under review by NR.

From Bay Bulls (including the Witless Bay Line) to St Vincent's, 17 inspections have been conducted. Twelve of these have been finalized and sent to the operators and five are pending internal review.

A Legislative Review of the Act has been undertaken by NR. A public consultation process will be initiated in 2019 to gain input from municipalities and the other stakeholders.

NR has undertaken continuous improvement initiatives to ensure that various business processes are standardized. The quarry permit process was standardized and implemented in 2018.

For all new quarry permit applications, NR liaises with TCII to obtain their feedback from the perspective of potential viewscape impacts and other matters related to that department. Sites boundaries may or entrees to quarry sites can be modified to reduce or negate viewscape impacts.

As for the old “Legacy” quarries, as part of Government’s Way Forward Initiative, we have an approved pilot project to use remediated and treated soils to remediate these sites.

Agenda item #1 (Lack of oversight and monitoring by the Regulator)

- The Council has requested to discuss the lack of oversight of quarry operations on the Southern Shore.

Analysis

- NR has an ongoing quarry operation oversight and compliance program to ensure that existing approved quarry operations and alleged illegal operations are regulated.

- To enhance the existing program, NR developed and implemented a standardized compliance inspection process that was adapted from Ontario.

- The new standardized compliance inspection process provides for a comprehensive inspection and report on quarry activity, whether or not the site is in operation.

- The inspection process reports on boundaries, access control, operations, and rehabilitation aspects; and provides details on any action required for non-compliance items.

Potential Speaking Points

- The Minister may wish to note that NR is proactively working to enhance its quarry program by undertaking legislative review and developing standardized processes and forms to improve its regulatory capacity.
The Minister may wish to invite the Council to actively engage in the legislative review process when public consultation begins in 2019.

NR welcomes municipal governments to suggest conditions to include in quarry permits (e.g. hours of operation). This may help to alleviate concerns reduce the number of trucks travelling the Town's streets during early morning school hours, or on weekends.

The Minister may wish to note that quarry materials are required by individuals, companies, and governments to supply infrastructure projects as part of the economic sustainability of the province.

Proposed Actions
- None

Agenda item #2 (Road Deterioration, Safety Concerns)
- The Council has requested to discuss road deterioration and safety concerns related to quarry activity.

Analysis
- NR's mandate does not include regulation of statutes related to road design, maintenance, and safety aspects.
- NR regulates the operation of the quarries within the permit boundaries established during the application and issuance processes.
- All quarry permit applications are referred to the appropriate TW office for review. TW reviews the location to ensure access requirements are met.
- TW designs and constructs roads based on the needs of the local areas. Vehicles licensed for the Province's highways are permitted to do so within the restrictions allotted.
- Service NL and the RCMP are responsible for enforcement related to speeding, truck overloading, and other vehicle and road safety matters.

Potential Speaking Points
- The Minister may wish to note that issuance of quarry permit involves collaboration with many departments and stakeholders to ensure that appropriate conditions are included in quarry permit documents.
- NR welcomes municipal governments to suggest conditions to include in quarry permits (e.g. hours of operation). This may help to alleviate concerns by reducing the number of trucks travelling on local roads during school hours or on weekends.
- The Minister may wish to note that quarry materials are required by individuals, companies, and governments to supply infrastructure projects as part of the economic sustainability of the province.

Proposed Actions
- None
**Agenda Item 3 (Tourism Values)**
- The Council has requested to discuss the potential impact of quarries on tourism values.

**Analysis**
- All quarry permit applications are referred to TCII.
- NR applies conditions to quarry permits to limit/negate the impact on viewscapes that quarries may present.
- In some cases, boundaries and access roads are modified to ensure that quarries are not visible by the travelling public.
- As a part of the Way Forward, NR has initiated NR has approval to carry out a pilot project to use remediated and treated soils to rehabilitate some of the old abandoned quarries located throughout the Province.

**Potential Speaking Points**
- The Minister may wish to acknowledge the challenges relating to balancing tourism values with land development (including quarries) in maintaining sustainable local economies.
- The review of the Act may be an opportune time to discuss rehabilitation and closure requirements for quarry operations.
- NR welcomes municipal governments to suggest conditions to include in quarry permits (e.g. hours of operation). This may help to alleviate concerns reduce the number of trucks travelling the Town's streets during early morning school hours, or on weekends.
- The Minister may wish to note that quarry materials are required by individuals, companies, and governments to supply infrastructure projects as part of the economic sustainability of the province.

**Proposed Actions**
- None

**Agenda Item 4 (Quarry Operators Should Pay Taxes)**
- The Council has requested to discuss quarry operators paying taxes similar to other businesses.

**Analysis**
- NR charges royalties and fees for quarry related activity and for the administration of the Act.
- Under the *Urban and Rural Planning Act*, towns may charge fees subject to an approved fee structure.
- All towns located throughout the Province with an approved Development Plan (Planning Authority) must issue a development permit for all activities occurring within that town in accordance with the Town Plan.
- Revenue generated from the use of quarries goes into the general revenue for the Province. This revenue is then used for various infrastructure projects such as paving, water and sewer, schools, etc.

- Towns may receive benefits indirectly from this revenue through grants for infrastructure development.

Potential Speaking Points
- The Minister may wish to encourage town representatives to discuss with MAE potential revenue opportunities related to quarry activity or for other developments that are regulated in municipal plans.

- The Minister may wish to note that quarry materials are required by individuals, companies, and governments to supply infrastructure projects as part of the economic sustainability of the province.

Proposed Actions
None

Prepared/Approved by: G. Kennedy / K. Sheppard / P. Canning

Ministerial Approval: January 31, 2019

Attachments (2)
The Honourable Siobhan Coady  
Minister of the Department of Natural Resources  
P.O. Box 8700  
St. John's, NL  
A1B 4J6

Dear Minister Coady:

At a recent Southern Shore Joint Council meeting in the Town of Ferryland, the issue of quarry development (and their operation) on the Irish Loop was discussed in great detail. To say our members were concerned is an understatement. Many of our communities have grave concerns regarding the existence of so many of these sites in our area, as well as what seems to be a lack of oversight and monitoring by their regulator, the Government of Newfoundland and Labrador.

As you know, quarries have a significant impact on the communities in which they operate. The heavy equipment used causes pre-mature deterioration of pavement on account of their weight, in addition to impacting safety of our residents who walk and travel in the area. In addition, almost seven of these sites are visible from the road from the Witless Bay Line to Cape Broyle which does not bode well for tourism.

As politicians and community leaders in our region, we do however recognize these sites provide employment and support development in our province, but we feel a much better job can be done in choosing where they are located, how they operate and how they are monitored. We respectfully request to have input if they are to be approved in the future within our community's boundaries. Secondly, we feel a quarry should pay taxes like all other businesses and compensate communities for the significant impact they have on local infrastructure. Finally, they
need to be monitored and forced to adhere to legislation (which is clearly not happening if you visit them).

As the association that represents all communities on the Southern Shore, we respectfully request your assistance in reviewing the quarry application process, as well as how they are run and monitored. This seems to be a fair request from our perspective. We hope you agree. We look forward to hearing your thoughts.

Thank you for your time and attention.

Sincerely,

HAROLD MULLOWNEY
Mayor of the Town of Bay Bulls
Chairperson of the Southern Shore Joint Council

cc: MHA Keith Hutchings, District of Ferryland
Re: Quarry Development and Operations along the Irish Loop

Thank you for your letter of November 21, 2018 regarding concerns over quarry development and operations along the Irish Loop. We do take your concerns most seriously, specifically those relating to public safety and road deterioration along with potential tourism impacts. I appreciate your acknowledgement that quarries are needed to support development and maintenance of infrastructure in the province.

Quarries are regulated under the Quarry Materials Act (the Act) and Quarry Materials Regulations (the Regulations). Regulatory oversight is needed to ensure that quarry sites are operated in a manner that is compliant with appropriate conditions that are generated through a referral process involving various orders of government. Where applicable, quarry sites must be approved by a municipal government through a development permit, subject to an approved fee schedule, where an approved municipal plan exists under the Urban and Rural Planning Act.

The Department’s goal is to improve the regulatory oversight of quarries and is currently undertaking a review of the Act and Regulations. In 2019, a public consultation process will be carried out to gain input from municipalities and councils such as yours. In the interim, to improve monitoring, the Department has recently introduced a standardized compliance inspection process and form that a compliance officer uses to identify and manage issues and direct compliance. A number of quarry sites along the Irish Loop have since been inspected using this new form, and permit holders have been issued directives to address non-compliance issues by Summer 2019.

The Department will be forwarding completed forms to applicable municipal governments to improve transparency and inform local officials on quarry site regulatory oversight. In terms of quarry site visibility from roads, the Department, through consultation with the Department of Tourism, Culture, Industry and Innovation, takes into account the visual aspect of a quarry site during the approval process. Work continues to address concerns of legacy quarry sites that were not developed with visibility concerns in mind.

In terms of safety of trucks hauling quarry materials on municipal and provincial infrastructure, like other commercial drivers, they are bound by appropriate statutes related to loading, vehicle safety, and driving speed.
Thank you again for bringing your concerns to my attention. If you would like to discuss this matter further and/or receive copies of completed quarry compliance assessment reports that relate to quarries along the Irish Loop, please contact Kevin Sheppard, Director of Mineral Lands Division, at 729-6425 or kevinsheppard@gov.nl.ca.

Sincerely,

[Signature]

SIOBHAN COADY, MHA
St. John’s West
Minister

c. Kevin Sheppard, Mineral Lands Division
   Keith Hutchings, MHA, District of Follyland
   Hon. Steve Crocker, Minister of Transportation and Works
   Hon. Christopher Mitchelmore, Minister of Tourism, Culture, Industry and Innovation