



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

Our file  
**2016-500328**

August 11, 2016

BC Hydro  
1100 - 333 Dunsmuir St.  
Vancouver, BC V6B 5R3

**Attention: Karen von Muehldorfer**

**RE: Notice to the Minister under the *Navigation Protection Act* for review of the Fill, located at the Peace River, on unsurveyed foreshore or land covered by water being part of the bed of Peace River, Site C fronting Sec 14 & 15, TP 83, Rge 19, West of the 6th Meridian Peace River District, City of Fort St. John, in the Province of British Columbia**

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

Therefore your work is permitted under section 9(1) – Construction, of the *Navigation Protection Act* (NPA) and you may proceed per the attached plans (2) in accordance with the following terms and conditions:

1. The works are to be constructed or installed in accordance with the reviewed plans.
2. During the construction period, the owner shall:
  - a) Post the NPA authorization and its Terms and Conditions at an easily accessible place at the worksite.
  - b) Provide a copy of the NPA authorization and Terms and Conditions to all contractors working on the Main Civil Works components that are on or near the Peace River prior to construction commencing.
3. While public vessel traffic on the Peace River is capable of transiting through or accessing portions of the construction site the owner shall:
  - a) Mark the outermost extremity of the works extending from the bank above the surface with orange high visibility markers on the upstream and downstream corners and every 75m.
  - b) Install and maintain a flashing yellow light on the outermost extremity of the works above the surface on the upstream and downstream corners and every 150m. The lights shall be in operation in periods of darkness or limited visibility.
  - c) Install and maintain a yellow flashing light on the outermost extremity of any equipment, construction machinery or barges anchored or left in or on the waterway overnight. The lights shall be visible upstream and downstream.
  - d) Inspect and maintain weekly all lights and markings to ensure function and correct positioning.

4. As built plans of the works are to be forwarded to Transport Canada upon completion of the project.
5. In the event that the operation of the above works is terminated prior to completion, it will be the proponent's responsibility to remove the works and associated equipment in its entirety from the waterway including any anchors and pilings. The banks and bed of the waterway disturbed by the works shall be contoured to match the local conditions as required.
6. Install and maintain other aids to navigation as required by the Transport Canada.

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

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

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

This permission relates only to the effect of your work on navigation under the NPA and does not grant any rights related to the ownership of the bed of the waterway. It is the owner's responsibility to comply with any other applicable laws and regulations.

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

Respectfully,



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

cc     DFO  
       CEAA  
       MFLNRO