

Licence No.: 2419 R

Licence Issued: September 20, 1999

Licence Revised: October 10, 2001

IN ACCORDANCE WITH THE MANITOBA ENVIRONMENT ACT (C.C.S.M. c. E125)

THIS LICENCE IS ISSUED PURSUANT TO SECTION 11(1) TO:

THE PROVINCE OF MANITOBA REPRESENTED BY THE MINISTER OF TRANSPORTATION AND GOVERNMENT SERVICES; "the Licencee"

for the construction, operation and maintenance of the Development being the upgrading of 1.8 km of Provincial Road 262 in the Rural Municipality of Clanwilliam from the western boundary of Section 13-18-18W to 200m east of the western boundary of Section 18-18-17W and in accordance with the Proposal filed under The Environment Act on June 30, 1999 and subject to the following specifications, limits, terms and conditions:

DEFINITIONS

In this Licence:

"wetlands" means those areas where the water table is at or above the land surface for a long enough period each year to make the area capable of supporting aquatic or hydrophilic vegetation, and which have soils with characteristics indicative of wet conditions.

GENERAL TERMS AND CONDITIONS

This Section of the Licence contains requirements intended to provide guidance to the Licencee in implementing practices to ensure that the environment is maintained in such a manner as to sustain a high quality of life, including social and economic development, recreation and leisure for present and future Manitobans.

1. The Licencee shall, during construction, ensure that any fuel storage areas established for the construction of the Development are located a minimum distance of 100 meters away from waterbodies including wetlands and ensure the storage areas comply with the requirements of *Manitoba Regulation 97/88R - Storage and Handling of Gasoline and Associated Products*.
2. The Licencee shall ensure that all used petroleum products and other hazardous wastes generated by the machinery used in the construction and operation of the Development are collected and disposed of in accordance with Manitoba Conservation and legislative requirements.
3. The Licencee shall, during the full term of the construction of the Development, cleanup and deposit all debris from the construction site at a Waste Disposal Ground operating under the authority of a permit issued pursuant to *Manitoba Regulation 150/91* respecting *Waste Disposal Grounds*.
4. The Licencee shall, during construction, adhere to the general recommendations on design, construction and maintenance of stream crossings as specified in the Manitoba Department of Conservation guidelines titled *Recommended Fish Protection Procedures for Stream Crossings in Manitoba, May 1996*.
5. The Licencee shall, prior to construction, provide a copy of this Licence to the contractor and subcontractor(s) involved in the Development.
6. The Licencee shall, prior to construction startup, consult with Manitoba Conservation's regional office in Brandon in order to ensure ongoing compliance with the specifications, limits, terms and conditions of this Licence during the term of construction of the Development.

SPECIFICATIONS, LIMITS, TERMS AND CONDITIONS

7. The Licencee shall, prior to construction of the Harrison Creek crossing, consult and reach an agreement with the Department of Conservation regarding:
 - a. the design of the crossing to accommodate fish passage and construction techniques proposed to minimize erosion, sedimentation and the potential for groundwater seepage at the crossing site; and
 - b. a removal and rehabilitation plan for the existing bridge and the abandoned right-of-way.
8. The Licencee shall, from April 1 to June 15 of each year during construction, cease all construction activities that may impact upon the Harrison Creek stream channel and which may affect fish mobility and fish habitat.
9. The Licencee shall, prior to initiating construction of the Harrison Creek crossing obtain a Work Permit from the Manitoba Conservation District Office in Neepawa.
10. The Licencee shall, prior to construction start-up, instruct the on-site project construction supervisor to ensure that no private lands and wetlands, other than the land required for the right-of-way of the Development will be affected by clearing, compacting, grading or filling during construction. All construction related traffic shall be restricted to the new and abandoned road right-of-way.
11. The Licencee shall ensure that any water required for dust control during construction be obtained from a source other than waste water treatment facilities.
12. The Licencee shall, at the completion of the construction of the Development, landscape and vegetate all erosion prone areas disturbed during the construction.
13. The Licencee shall dispose of any treated wood removed from the abandoned crossing of Harrison Creek at an approved landfill site.

REVIEW AND REVOCATION

- A. This Licence replaces Licence No. 2419 which is hereby rescinded.
- B. If, in the opinion of the Director, the Licencee has exceeded or is exceeding or has or is failing to meet the specifications, limits, terms, or conditions set out in this Licence, the Director may, temporarily or permanently, revoke this Licence.
- C. If, in the opinion of the Director, new evidence warrants a change in the specifications, limits, terms or conditions of this Licence, the Director may require the filing of a new proposal pursuant to Section 11 of The Environment Act.

"original signed by"

Larry Strachan, P. Eng.
Director
Environment Act

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