

November 18, 2020

Trans Mountain Pipeline ULC  
2700, 300 - 5th Avenue SW  
Calgary, AB T2P 5J2

Attention: Trans Mountain Pipeline ULC

**RE: Determination of Application Number 100111484**

**Permit Holder:** Trans Mountain Pipeline ULC  
**Date of Issuance:** November 18, 2020  
**Effective Date:** November 18, 2020  
**Application Submission Date:** August 27, 2020  
**Application Determination Number:** 100111484

## **ACTIVITIES APPROVED**

Changes In and About a Stream: 0006233
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## **GENERAL APPROVALS AND CONDITIONS**

### **Water Sustainability Act**

1. The Commission, pursuant to section 11 of the *Water Sustainability Act*, approves the Changes In and About a Stream, as detailed in the table above, within the activity area for construction and maintenance activities, unless otherwise restricted by this approval:
  - a) Instream works must be carried out in accordance with the methods and any mitigations, as specified in the application.
2. The approvals granted under this permit are limited to the area identified in the spatial data submitted to the Commission in the permit application as identified and dated above; herein referred to as the 'activity area'.

## **CONDITIONS**

### **Notification**

3. A notice of construction start must be submitted, as per the relevant Commission process at the time of submission, at least 48 hours prior to the commencement of activities under this permit.
4. Within 60 days of the completion of construction activities under this permit, the permit holder must submit to the Commission a post-construction plan as a shapefile and PDF plan accurately identifying the location of the total area actually disturbed under this permit. The shapefile and plan must be submitted via eSubmission.

5. The permit holder must notify any First Nation(s) who may have Aboriginal Interests identified, as per the BC First Nations Consultative Areas Database, within the area in which the works are to occur at least five (5) working days prior to project commencement.

### **Clearing**

6. The permit holder is permitted to fell any trees located on Crown land within 1.5 tree lengths of the activity area that are considered to be a safety hazard under applicable regulations and must be felled in order to eliminate the hazard. Trees or portions of these trees that can be accessed from the activity area without causing damage to standing timber may be harvested.

### **Water Course Crossings and Works**

7. Stream, lake and wetland crossings must be constructed in accordance with the methods and any mitigations, as specified in the application.
8. In-stream activities within a fish bearing stream, lake or wetland must occur:
  - a. during the applicable reduced risk work windows as specified in the Lower Mainland - Reduced Risk Work Windows;
  - b. in accordance with alternative timing and associated mitigation recommended by a Qualified Professional and accepted by the Commission; or
  - c. in accordance with an authorization or letter of advice from Fisheries and Oceans Canada that is provided to the Commission.
9. At any time, the Commission may suspend instream works approved under this permit. Suspensions on instream works will remain in place until such time as the Commission notifies permit holders that works may resume. Reasons for suspension of works may include, but are not limited to, drought conditions and increased environmental or public safety risks.
10. Equipment used for activities under this Permit must not be situated in a stream channel unless it is dry or frozen to the bottom at the time of the activity.

## **ADVISORY GUIDANCE**

1. Diversion Map - fig\_123512347\_culv\_rep\_s11\_spread\_6A\_100111484\_20200804.pdf is for the permit holder's internal reference only and was not reviewed as a decision tool for this permit, nor does it form an integral part of this permit.

All pages included in this permit and any attached documents form an integral part of this permit.



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Justin Anderson  
Authorized Signatory  
Commission Delegated Decision Maker

Copied to:

First Nations – Peters Band, Union Bar Band, Ashcroft Indian Band, Boston Bar First Nation, Cook's Ferry Indian Band (STC), Coldwater Indian Band (STC), Kanaka Bar Indian Band, Lower Nicola Indian Band, Nooaitch Indian Band (STC), Nicomen Indian Band, Nlaka'pamux Nation Tribal Council, Popkum First Nation, People Of The River Referrals Office

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(PRRO), Siska Indian Band (STC), Shackan Indian Band (STC), Seabird Island First Nation, Shxw'owhamel First Nation, Upper Nicola Band (STC)