

**From:** Bakelaar, Margaret [CEAA] [mailto:Margaret.Bakelaar@ceaa-acee.gc.ca]  
**Sent:** Tuesday, October 21, 2008 2:57 PM  
**To:** Eichenberger, Kathy EAO:EX  
**Cc:** Eirikson, David EAO:EX; Giannace, Don [CEAA]  
**Subject:** Version 3 Draft Terms of Reference for Bullmoose, Tumbler and Wildmare Projects

Hello Kathy and David

As discussed, further comments are offered below.

These comments are a combination of input from Transport Canada as well as the Agency.

For your information, Don Giannace will be taking over these projects. It would be appreciated if you could replace Don as the Agency contact for the 4 (or 3) Finavera Projects. We will send a more official notice to Robin and yourselves separately, but wanted to let you know now. There have also been changes to the federal project team and we will forward this information separately as well.

#### Executive Summary

- Please note that cumulative effects will also include any adverse environmental effects identified for accidents and malfunctions as well as effects of the environment on the project. As such, it would be better to have reference to the cumulative effects assessment reported on in the executive summary after mention of accidents and malfunctions.

#### Section 1.3.2

- A description of the federal project scope should be included. We do not currently have enough information for determining project scope but we should by the time the Application is submitted. Please change the second bullet to read "Discuss confirmed triggers and scope of project for CEAA review of this Project."

#### Section 2.1.2 and 2.1.3

- Parts of these sections refer to alternatives. An evaluation of Alternative Means to Carry out the Project is optional for a screening, however as it appears that alternatives will be considered, you may want to consider either having a separate section to address alternatives or rename section 2.1.3 to better reflect that alternatives will be considered. For example, perhaps this section can be called "Project Design Alternatives" or Project Design Alternatives in Conjunction with Environmental Assessment"

#### Section 2.3.4

- Please replace "Note any watercourse crossings" with the following: "Outline the location of potential watercourse crossings and the type of crossing structure to be used".

#### Section 2.3.7

- It is assumed that the Project Area will include the Project Infrastructure noted in section 2.3. Currently section 2.3.7 refers to Project Components. For clarity, you may want to either call section 2.3 "Project Components" or in section 2.3.7 refer to "Project Infrastructure" to be clear that all that outlined in 2.3 constitutes the Project Area and subsequent Study Area.

## Table 2

- Please include navigable waters as a component under Land designation and use, natural resource use.

## Section 7

- Please note that cumulative effects will also include any adverse environmental effects identified for accidents and malfunctions as well as effects of the environment on the project. As such, it would be better to have Cumulative Environmental Effects section listed after Accidents and Malfunctions. This would be an order and numbering change to the TOR. Alternatively, it must be noted in effects of the environment on the project and accidents and malfunctions sections that any identified residual effects will be carried forward into the cumulative effects assessment.
- Also, the cumulative effects assessment will need to outline the spatial and temporal boundaries used for the cumulative effects assessment. Please add in 7.3 the following: "Spatial and temporal boundaries used in the cumulative effects assessment will be outlined. (to be discussed with the Canadian Environmental Assessment Agency and any Responsible Authorities under CEAA prior to the submission of the Application)".

## NRCan comments and proponent response on the tracking table

- Please note that NRCan provided specific information on matters to be addressed in an EA should there be a funding trigger late in the EA process. The proponent response is N/A. Please change this to be similar to that for DND. The proponent has taken the guidelines provided into account and they will be addressed in the Application. This should be noted in the tracking table.

## Transport Canada comments and proponent response on the tracking table.

- It is stated under Navigable Waters Information that this information will be forthcoming prior to application submission. TC would like this information as soon as possible in order to determine the scope of the project for a federal EA. This holds true for Fisheries and Oceans Canada as well. Outstanding federal information should be provided as soon as possible to allow for a determination of a federal trigger and to set project scope.

Thank you for the opportunity to provide comment on the TOR. If you have any questions, please do not hesitate to contact us.

All the best

MGB

Margaret Bakelaar,

Senior Program Officer/Agente principal des programmes

604-666-6961/ facsimile / télécopieur 604-666-6990

[Margaret.Bakelaar@ceaa-acee.gc.ca](mailto:Margaret.Bakelaar@ceaa-acee.gc.ca)

Canadian Environmental Assessment Agency

320-Sinclair Centre, 757 West Hastings Street / Vancouver, B.C. V6C 1A1