



Navigation Protection Program (NPP)
6th Floor-95 Foundry St
Moncton NB
E1C 5H7
Canada

Your file:
Our file: 2022-206446

Registry number: 5269

April 8, 2024

Bruce Wood
4197847 Nova Scotia Limited
PO Box 89
Eastern Passage, Nova Scotia B3G 1M7

Attention: Bruce Wood

RE: Approval under the *Canadian Navigable Waters Act (CNWA)*, for the placement of the following work below located in Dartmouth Cove, approximately at 44° 39' 51.01" N, 63° 33' 29.01" W, The Project Area (i.e., the potential area that is proposed to be infilled) comprises a private water lot (PID #00114132) that occupies approximately 2.7 hectares (ha), Halifax Regional Municipality, in the Province of Nova Scotia.

Approved work(s):

- **Fill**

Please find enclosed an approval for the above-noted work issued by the Minister of Transport under subsection 7(6) of the CNWA. This approval replaces any previous approvals that have been issued in relation to this work (if any) and will be the sole approval for this work until such time as a new approval is issued for any future changes.

In order to issue this approval, the Minister has considered each of the factors listed in subsection 7(7) of the Act, additional information provided by you (if applicable) and any adverse effects that the decision to approve the work may have on the rights of the Indigenous peoples of Canada recognized and affirmed by section 35 of the *Constitution Act, 1982*.

Please note that the CNWA, amongst other obligations, requires the owner to immediately notify the Minister if the work causes or is likely to cause serious and imminent danger to navigation, to take reasonable measures to mitigate potential dangers and to remedy any adverse effects that result from that danger to navigation.

This approval relates only to the proposed works detailed in the drawings and plans appended to the enclosed approval document and the interference of your work with navigation under the CNWA. The approval does not grant any rights related to the ownership of the bed of the navigable water.

The proponent is expected to implement the recommendations related to the Archaeological Mitigation and Monitoring Plan, as documented in the letter, from Davis MacIntyre and Associates, addressed to Atlantic Road Construction & Paving on February 13, 2024.

Please note that it is the owner's responsibility to comply with any other applicable laws and regulations including any related Halifax Regional Municipality land-use or zoning bylaws in effect.

Please contact our office in Atlantic for any questions, by phone at 506-851-3113 or by e-mail at NPPATL-PPNATL@tc.gc.ca.

Respectfully,

Carl Ripley
Regional Manager, NPP Atlantic
Programs Group
Transport Canada
Atlantic Region

Attachment(s): Canadian Navigable Waters Act approval

cc: Mike Shannon