



# Application Form for Paragraph 35(2)(b) Fisheries Act Authorization (Normal Circumstances)

I, the undersigned, hereby request authorization to carry on a work, undertaking or activity which will result in serious harm to fish that are part of a commercial, recreational or Aboriginal fishery, or to fish that support such a fishery. I understand that the *Fisheries Act* Authorization, if granted, is only from the standpoint of the Minister of Fisheries and Oceans and does not release me from my obligation to obtain permission from other concerned regulatory agencies.

## 1. Applicant Contact Information

Applicant's Name:

City of Chilliwack

If applicable:

Authorized Representative's Name:

Nova Pacific Environmental Ltd.

Address:

City of Chilliwack  
Attn: Frank VanNynatten  
8550 Young Road  
Chilliwack, BC.  
V2P 8A4

Address:

97 North Renfrew Street  
Vancouver, BC, V5K 3N6

Telephone No.:

604 793-2720

Telephone No.:

604-251-5216

Fax No.:

Fax No.:

604-253-5264

E-mail:

vanny@chilliwack.com

E-mail:

bfw@novapacific.net

DFO File Referral No. (if known):



## 2. Checklist for Prescribed Information

An applicant does not need to re-submit documents that have already been submitted to DFO for review. An applicant may reference documents such as Environmental Impact Statements, technical supplements, etc. in their application but must provide the appropriate reference to any document cited, including the chapter, section, page reference and date of submission.

Type of Information/ Documentation	Have you submitted the following? (Yes/No)	Identify the appropriate reference document: Title, Chapter, Section, Page Number and Date of Submission	DFO Comments (For official use only)
Letter of Credit	No		
Description of Proposed work, undertaking or activity	Yes	Proposed 2022 Vedder River Sediment Removal Project/ Introduction/ p.4/ Submitted May 22, 2022	
Project engineering specifications, scale drawings and dimensional drawings (for physical works)	Yes	Proposed 2022 Vedder River Sediment Removal Project/ Individual Excavation Details/ pp.20-48/ Submitted May 22, 2022	
Timeline information	Yes	Proposed 2022 Vedder River Sediment Removal Project/ Excavation Selection, Design, Monitoring and Assessment Process/ p.8/ Submitted May 22, 2022	
Location information	Yes	Proposed 2022 Vedder River Sediment Removal Project/ Individual Excavation Details/ pp.20-48/ Submitted May 22, 2022	
Description of Fish and Fish Habitat (Aquatic Environment)	Yes	Proposed 2022 Vedder River Sediment Removal Project/ General Consideration for Fish Habitat/ p.9/ Individual Excavation Details/Fish Habitat Utilization/ pp.10-48/ Submitted May 22, 2022	
Description of Effects on Fish and Fish Habitat	Yes	Proposed 2022 Vedder River Sediment Removal Project/ Anticipated Effects from Excavations/ pp.10-48/ Submitted May 22, 2022	
Description of Measures and Standards to Avoid or Mitigate Serious Harm to Fish	Yes	Proposed 2022 Vedder River Sediment Removal Project/ Excavation Selection, Design, Monitoring and Assessment Process/ pp. 10-48/ Submitted May 22, 2022	
Description of the Residual Serious Harm to Fish	Yes	Proposed 2022 Vedder River Sediment Removal Project/ Excavation Selection, Design, Monitoring and Assessment Process/ pp. 10-11/ Submitted May 22, 2022	
Offsetting Plan	Yes	Proposed 2022 Vedder River Sediment Removal Project/ Individual Excavation Details/ habitat Considerations/ Mitigation Plans/ pp. 48-49/ Submitted May 22, 2022	



### 3. Public and Aboriginal Engagement

Have you engaged the public or Aboriginal group(s) who may be affected by your proposed work, undertaking or activity?

Yes  No

If yes, provide details including the groups engaged, type of engagement, dates, outcomes, etc.

Preliminary consultation with First Nations and some public stakeholder groups has been completed through the Vedder River Management Area committee meetings and distribution of minutes. It also includes distribution of the technical reports that have been completed in support of this application. The following First Nations groups are engaged: Sumas First Nation, Ts'elxwéyeqw Tribe Mngt Ltd., People of the River Referrals, Matsqui First Nation, Leq'amel First Nation, Seabird Island First Nation, Shxwowhamel First Nation, Peters First Nation, Popkum First Nation, and Ts'elxwéyeqw Tribe Mngt Ltd.  
The following public stakeholder groups have been engaged: Fraser Valley Watershed Coalition and the Lower Fraser Fisheries Alliance.

If providing (attaching) supporting documentation to describe your engagement activities (e.g., meeting log, summary of meetings, etc.), include the title of each document.

### 4. Fisheries Management Objectives

Did you consider local Fisheries Management Objectives in your planning process?  Yes  No



If yes, please identify the Fisheries Management Objective(s)/Plan considered and, if applicable, reference the relevant sections.

DFO has historically been a member of VRMAC and used this participation to initiate its reviews under section 35 of the Fisheries Act. Recently, participation has included DFO staff from the Chilliwack Hatchery and from the Resource Restoration Unit who use this forum to identify projects that may conflict or benefit from sediment removal activities. For 2022, VRMAC is providing gravel for enhancement projects and will coordinate use of large wood debris (LWD) resources from the proposed sites.

Please identify any effects that the proposed work, undertaking or activity may have on achieving these objectives.

### Applicant Declaration

I solemnly declare that the information provided for this application are true, complete and correct, and I make this declaration conscientiously believing it to be true knowing that it is of the same force and effect as if made under oath. This declaration applies to all material submitted as part of this application for a Paragraph 35(2)(b) Fisheries Act Authorization.

June 3, 2022

22/05/2022

Applicant's signature (and corporate seal):

Date



Information about the above-noted proposed work, undertaking or activity is collected by DFO under the authority of the *Fisheries Act* for the purpose of administering the Fisheries Protection Provisions of the *Fisheries Act*. Personal information will be protected under the provisions of the *Privacy Act* and will be stored in the Personal Information Bank number DFO PPU 680. Under the provisions of the *Privacy Act*, individuals have a right to, and on request shall be given access to, any personal information about them contained in a personal information bank. Instructions for obtaining personal information are contained in the Government of Canada's Info Source publications available at [www.infosource.gc.ca](http://www.infosource.gc.ca) or in Government of Canada offices. Information other than "personal" information may be accessible or protected as required by the provision of the *Access to Information Act*.

If you require additional space to provide relevant information, please attach that information and indicate the title of the form being used and the section to which you are responding.