

Appendix I

Letter to DFO habitat biologist Rick Devine

-----Original Message-----

From: APWPS [mailto:apwps@explornet.com]
Sent: Wednesday, July 09, 2008 11:53 AM
To: Richard Devine
Cc: APWPS Board & Committees; Allen Shaw; Derek McDonald; Helen MacPhail; Ted Potter
Subject: DFO comments re proposed Millers Creek Mine

Hi Rick:

Thank you for your March 7, 2008 comments to the provincial Class 1 EA screening re a proposed new Millers Creek Mine.

As I've stated in my phone messages over the past few months, we have had several reports this spring and summer confirming the presence of fish in streams on the Avon Peninsula, including and additional to Shaw Brook. As well, both Mr. Allen Shaw and Mr. Basil Robarts have reported that they saw eels in Peninsula streams in 2007. These reports confirm submissions made by our society and other community members to the March 2008 EA screening.

As you know, the view of Fundy Gypsum/CGC/CRA, as expressed in their February 19, 2008 EARD, was that the Peninsula does not harbour fish or fish habitat. Minister Parent indicated, in his March 17, 2008 EA decision, that presence of fish could trigger a federal EA under the Canadian Environmental Assessment Act. Accordingly we want to ensure that the status of fish and fish habitat on the Peninsula is verified by DFO and appropriate steps are taken re CEAA.

As we indicated in our meeting with Ted Potter and other DFO staff on March 12, 2007 and again in our March 6, 2008 submission to the EA screening, our community is committed to preserving and restoring our aquatic resources. To this end, in addition to participating in the provincial EA, in 2007 we initiated an adopt-a-stream program. As well, Mr. Shaw has indicated an interest in restoration of riparian values along Shaw Brook. We are very concerned about potential impacts of the proposed mine.

Please don't hesitate to contact me if we can be of assistance. If DFO field staff are unable to visit the Peninsula in person, perhaps you could tell us what evidence (affidavits, photographs, GPS coordinates, etc) would serve as suitable verification for DFO.

Sincerely,

Raymond

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