



Transport Canada Transports Canada

Navigable Waters Protection Program
Programme de protection des eaux navigables
1100 9700 Jasper Avenue
Edmonton, AB T5J 4E6

Your File Votre référence

B-109

Our File Notre référence

8200-2010-600584

PRIORITY COURIER

JAN 24 2011

City of Winnipeg
Public Works Department
Engineering Division
106 – 1155 Pacific Avenue
Winnipeg, MB R3E 3P1

Attention: Matt Chislett

Re.: Application under the *Navigable Waters Protection Act* for a temporary work platform, Assiniboine River, RL 1 of the Parish of St. John to RL 41 and 42, Parish of St. Boniface, City of Winnipeg, Province of Manitoba

Enclosed herewith is an Approval document signed on behalf of the Minister of Transport, Infrastructure and Communities pursuant to subsections 5(1) and (3) of the *Navigable Waters Protection Act* (R.S.C. 1985, c. N-22), as amended by Part 7 of the *Budget Implementation Act*, 2009, S.C. 2009, c. 2.

NOTE: Should you neither start nor finish construction of your work by the dates indicated in your Approval document, it will be necessary to notify the Navigable Waters Protection Program immediately at 780-495-8215 or by e-mail at NWP-PEN.PN@tc.gc.ca so that alternate dates may be specified.

Sincerely,

Matt Klaverkamp
A/Regional Manager
Navigable Waters Protection Program
Transport Canada
Prairie and Northern Region

cc: Wardrop Engineering – Vaibhav Banthia

Enclosure

Canada



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JAN 24 2011

City of Winnipeg
Public Works Department
Engineering Division
106 – 1155 Pacific Avenue
Winnipeg, MB R3E 3P1

Attention: Matt Chislett

Re: Application under the *Navigable Waters Protection Act* for the repair of a lawful bridge crossing the Assiniboine River, RL 1 of the Parish of St. John to RL 41 and 42, Parish of St. Boniface, City of Winnipeg, Province of Manitoba

We have reviewed your application and related documentation sent to the Minister of Transport, Infrastructure and Communities dated September 28, 2010 in relation to the proposed repairing of the above-referenced work.

Please note that on March 12, 2009 the above-referenced work and site became lawful pursuant to Subsections 4(1) or 4(2) of the *Navigable Waters Protection Act* (R.S.C. 1985, c. N-22), as amended by Part 7 of the *Budget Implementation Act*, 2009, S.C. 2009, c. 2.

In the opinion of the Minister, the proposed repairing of the above-referenced lawful work will not increase the interference with navigation.

Therefore, pursuant to subsection 10(1) of the *Navigable Waters Protection Act*, you may repair the above-referenced lawful work provided that the repairing conforms to the submitted documentation.

Sincerely,

Matt Klaverkamp
A/Regional Manager
Navigable Waters Protection Program
Transport Canada
Prairie and Northern Region

cc: Wardrop Engineering – Vaibhav Banthia

Enclosure

Canada

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NAVIGABLE WATERS PROTECTION ACT (R.S.C. 1985, c. N-22) as amended by Part 7 of the *Budget Implementation Act*, 2009, S.C. 2009, c. 2 (*Navigable Waters Protection Act*), PART I
Subsections 5(1) and (3) – Other than substantial interference

8200-2010-600584

Approval

- APPLICANT:** City of Winnipeg
Public Works Department
Engineering Division
106 – 1155 Pacific Avenue
Winnipeg, Manitoba R3E 3P1
- WORK:** Temporary Work Platform
- SITE LOCATION:** Located at Approximately N 49° 52' 54" – W 97° 08' 54", RL 1 of the Parish of St. John to RL 41 and 42, Parish of St. Boniface, City of Winnipeg, Assiniboine River, in the Province of Manitoba
- IMPORTANT NOTICE:** This document approves the work in terms of its effect on marine navigation under the *Navigable Waters Protection Act*. The work must be built, placed, maintained, operated, used and removed in accordance with the approved plan(s), the *Navigable Waters Protection Act*, its regulations and the terms and conditions in the Approval. It is the applicant's responsibility to obtain any other forms of approval, including building permits, under any applicable laws.

WHEREAS the above-named applicant has made application to the Minister of Transport, Infrastructure and Communities under the *Navigable Waters Protection Act* for approval of the above-described work at the above-referenced site in accordance with the attached plan(s);

WHEREAS it is considered advisable to approve the said work at the said site and plan(s) thereof for a period of 5 years pursuant to the Schedule referred to in subsection 3(1) of *the Navigable Waters Works Regulations*.

THEREFORE, the Minister of Transport, Infrastructure and Communities, pursuant to subsections 5(1) and (3) of the *Navigable Waters Protection Act*, hereby approves the said work at the said site and plan(s) thereof for the period of time aforesaid, providing:

1. The construction of the work is started by April 1, 2011 and finished by December 31, 2014.
2. Navigation lights to be moved vertically to display immediately below work platform for the duration of the project.
3. Notification of the temporary reduction of vertical clearance and the project schedule shall be sent to the Owners of the River Rouge tour boat and the Paddlewheel tour boats, with copy to this office, one month prior to commencement of the project.



4. Warning signs shall:

- Be placed and maintained during all periods of open water and in stream activity.
- Be legible at a minimum distance of 50 meters.
- Be placed 200 meters upstream and downstream of the site on each bank of the waterway until completion of the project.
- Display black letters on a yellow background.

Winnipeg, Manitoba

Date: **JAN 24 2011**

Matt Klaverkamp
A/Regional Manager
Navigable Waters Protection Program
Marine Safety
Transport Canada
Prairie and Northern Region

for the Minister of Transport, Infrastructure and
Communities