



July 10, 2014

Thompson Okanagan Region Habitat Officer's Terms and Conditions for Changes In and About a Stream: Beach Clean Up (Small Debris Removal by Hand)

The following Terms and Conditions specified by a Habitat Officer are provided pursuant to Section 42(1) of the provincial Water Regulation and are only in effect for removal by hand of small debris from beaches and foreshore areas resulting from creek blowout during freshet conditions (May 1 to July 31) in the Thompson Okanagan Region of the British Columbia Ministry of Forests, Lands and Natural Resource Operations (FLNR). The intent of this document is to provide a timely method that is consistent with provincial legislation for an applicant to remove recently deposited debris from foreshore areas on their own property or fronting their property where there is a low risk to environmental values as a result of the activity.

The applicant is required to verbally notify the FLNR Ecosystems Section at 250-490-8200 (Okanagan) or 250-371-6200 (Thompson) prior to initiating any works. Upon acknowledgement of receipt of the verbal notification, the applicant may then complete works following the Terms and Conditions outlined below and is hereby exempt from the standard Terms and Conditions provided by FLNR^{1,2}. The applicant must retain a signed and completed copy of this document onsite and produce a copy upon the request of a FLNR Officer.

YOU MUST COMPLY WITH THE FOLLOWING TERMS AND CONDITIONS:

- Works are limited to removal by hand of small, recently deposited debris from recreational beaches and foreshore areas on the applicant's own property or fronting their property between May 1 and July 31 in the FLNR Thompson Okanagan Region
- Use of machinery (e.g., vehicle, backhoe, boat) is not permitted to remove debris
- Use of equipment is limited to hand tools; if powered equipment (e.g., chainsaw) is used, appropriate best practices to prevent the release of deleterious substances into streams must be followed:
 - Ensure equipment is in good operating conditions, free of leaks and excess oil and grease, and equipped with biodegradable fuels
 - No equipment refueling or servicing within 30 m of a stream or surface water drainage

- Permanent removal of stable, naturally occurring material from the beach and foreshore areas is not permitted and works must not lead to stream channel instability or increase the risk of sedimentation into the stream
- Beach raking, grooming or otherwise manicuring the beach and foreshore areas is not permitted
- Any spoil materials must be placed in a manner that ensures sediment and debris do not enter the stream or impact riparian or species at risk habitat
- Disturbance to rooted vegetation that contributes to habitat or stream channel stability and disturbance to materials that are actively being used by nesting birds is not permitted
- Consider retaining natural debris in select areas of the beach as wildlife habitat

STATEMENT OF INTENT

I declare that the information contained on this form is complete and accurate. I am the property owner immediately along the foreshore where the works are located. I have read, understood and will meet the requirements to conduct changes in and about a stream in accordance with Section 9 of the *Water Act* and Part 7 of the Water Regulation including the above Terms and Conditions as specified by a Habitat Officer. I understand that it is an offence under the *Water Act* to make changes in and about a stream without authority. I understand that it is my responsibility to ensure my activities are in compliance with all legislation including the provincial *Wildlife Act* and the federal *Fisheries Act*, as well as with local government bylaws and regulations.

Printed Name: _____

Signature: _____

Date of Notification: _____

Date of Acknowledgement of Notification: _____

Location of Works: _____

Date of Works: _____

Prepared by:

Habitat Officers under the *Water Act* (Ecosystems Section)
 Ministry of Forests, Lands, and Natural Resource Operations
 Thompson Okanagan Region

JS/GF/MP/DP/js

¹ Okanagan: http://www.env.gov.bc.ca/wsd/regions/okr/wateract/terms_and_conditions_april-2011.pdf

² Thompson: http://www.env.gov.bc.ca/wsd/regions/thr/wateract/terms_conditions_thompson_region09.pdf