

From: Riddell, David A EAO:EX [mailto:David.Riddell@gov.bc.ca]
Sent: Friday, December 19, 2008 1:49 PM
To: info@ktunaxa.org
Cc: Payne, Lisa EAO:EX; Riddell, David A EAO:EX
Subject: Proposed Jumbo Glacier Resort Project - EA Certificate Extension Request

You are receiving this e-mail because, according to the Environmental Assessment Office (EAO)'s records, Ktunaxa Kinbasket Treaty Council was involved in the environmental assessment (EA) review of the proposed Jumbo Glacier Resort project (proposed Project).

Would you please ensure that the appropriate person in your agency is provided with a copy of this email.

A copy of the original EA certificate along with additional information about the EA review of the proposed Project can be viewed at the EAO's website at:

http://a100.gov.bc.ca/appsdata/epic/html/deploy/epic_project_home_18.html.

On behalf of Glacier Resorts Ltd. (Proponent), Pheidias Project Management Corporation wrote to EAO on December 8, 2008, requesting a five-year extension for the environmental assessment certificate that was issued for the proposed Project. I have attached this letter for your information.

<<Jumbo EA Cert Extension Request.pdf>>

The original EA certificate for the proposed Project was issued on October 12, 2004. Condition #13 of the EA certificate states that the proposed Project must be substantially started within five years from the date the EA certificate was issued or the EA certificate will expire. At this time, the Proponent has not requested that EAO make a determination if the proposed Project has been substantially started.

The *Environmental Assessment Act* (Act) provides for a one-time extension of an EA certificate for up to five years. As per the policy and practice of EAO, when a proponent requests such an extension, appropriate regulatory agencies and First Nations are provided an opportunity to comment on the request.

To assist with its decision-making, EAO wishes to give Ktunaxa Kinbasket Treaty Council an opportunity to answer the following question:

- After reviewing the EA certificate, including all the mitigation measures contained therein, has there been any material and specific changes in circumstances since the original EA review that could impact the conclusions reached in the EA certificate? That is, after considering the effect of all the mitigation measures, are

there still changes in circumstances that should be considered by EAO in deciding whether to grant an extension to the EA certificate?

It is important to note that this referral relates solely to the Proponent's request for an extension for its EA certificate and is not intended to re-visit issues that were addressed in the original EA of the proposed Project.

Given the nature of this referral, we would normally ask for your response within 14 days; however, because of the holiday season, we are requesting your response within 28 days (January 16, 2009). If you do not provide comments by that date, EAO will assume that you do not have any concerns with the Proponent's request. Please note that EAO may request the Proponent to respond to any comments you may submit.

Once all the relevant information is gathered, a decision will be made by either the Executive Director of EAO or the Minister of Environment (both are given the authority to make this decision under the Act) to:

- extend the deadline specified in the environmental assessment certificate, on one occasion only, for not more than five years; or,
- refuse to extend the deadline.

Please contact me by phone at (250) 952-6507 or by e-mail at david.riddell@gov.bc.ca if you have any questions about this letter.

Thank you.

Yours truly,

David "Archie" Riddell

Project Assessment Director

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