



October 27, 2016

Mr. Michael Shepard  
Project Assessment Manager  
Environmental Assessment Office  
PO Box 9426 Stn Prov Govt  
Victoria, BC V8W 9V1

Dear Michael:

**Reference: Multi-Stakeholder Marine Users Group Draft Terms of Reference**

As per the request of the Environmental Assessment Office (EAO), the Ministry of Transportation and Infrastructure (Ministry) is providing this draft Terms of Reference for the Multi-Stakeholder Marine Users Group (Terms of Reference) in support of the development of the George Massey Tunnel Replacement Project (Project).

As noted in the Application for an Environmental Certificate (Application), the Project established a Multi-Stakeholder Marine Users Group (Marine Users Group) in 2013 to facilitate early engagement with marine users. This forum has identified the need for an established forum, the Multi-Stakeholder Marine Users Group (Marine Users Group), for communications between marine users in order facilitate construction of the Project, including Tunnel decommissioning, while maintaining commercial navigation, navigation for Commercial, Recreational, and Aboriginal (CRA) fisheries, and recreational navigation within the Project area.

In addition, communication and consultation with the Marine Users Group will support the development and implementation of the Marine Access Management Plan and will help refine the specific mitigation measures for ensuring access to marine users. The group will also support the establishment of processes and procedures to avoid potential conflicts such as construction phasing and scheduling, communications protocol, and frequency of notices.

The attached Terms of Reference are intended to guide discussions between marine users, Aboriginal Groups and the Proponent during the construction phase of the Project in order to reconcile Project related construction activities and ongoing marine use activities. The Terms of Reference was developed

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based on the Ministry's experience in consultation with marine users during planning and implementation of projects such as the Port Mann Highway 1 Improvement Project and the Pitt River Bridge and Mary Hill Interchange Project.

Through the remainder of the Application review phase, and up to the start of construction, the Ministry will continue to develop the Terms of Reference in collaboration with relevant stakeholders, to ensure the process for managing marine access during construction meets the needs of all users. In particular, the Ministry will continue to work with Aboriginal Groups to better understand how they would like to participate in the Marine Users Group.

I trust that this provides the information that you need at this time. Please let me know if you have any further questions.

Yours truly,



Liz Staples  
Project Coordinator  
George Massey Tunnel Replacement Project

Attachment: Multi-Stakeholder Marine Users Groups Draft Terms of Reference

Copy to: Geoff Freer, Executive Project Director, George Massey Tunnel Replacement Project

### **Purpose**

The following terms of reference for the Multi-Stakeholder Marine Users Group are intended to guide discussions between marine users and the Proponent during the construction phase of the George Massey Tunnel Replacement Project in order to reconcile Project related construction activities and ongoing marine use activities.

### **Background**

The B.C. Ministry of Transportation and Infrastructure (Ministry) is proposing the George Massey Tunnel Replacement Project (Project) to address congestion, meet forecast population and employment growth, and ensure Highway 99 continues to serve regional, provincial, and national transportation needs.

The Project will replace the Tunnel with a new 10-lane (8 lanes plus two dedicated transit/ high occupancy vehicle [HOV] lanes) bridge spanning the Fraser River South Arm, decommission the Tunnel, and improve Highway 99 from Bridgeport Road in Richmond to Highway 91 in Delta. Improvements include replacing the Westminster Highway, Steveston Highway and Highway 17A interchanges, widening Highway 99 to accommodate dedicated transit/ HOV lanes, and providing multi-use pathways on the bridge for cyclists and pedestrians to connect with the existing cycling and pedestrian networks on either side of the Fraser River.

Construction of the Project, including decommissioning of the Tunnel, will involve some activities that require construction-related marine vessels undertaking work within the south arm of the Fraser River in the Project area. Recognizing the diverse range of existing marine uses that currently frequent this area, and the economic, recreational and cultural importance of such activities, a Multi-Stakeholder Marine Users Group has been meeting since 2013 and is proposed to continue through Project implementation (construction) to facilitate communication and consultation regarding the coordination of marine use and construction activities.

### Mandate

The Multi-Stakeholder Marine Users Group will continue to provide input to the Proponent during the construction phase regarding marine traffic management and marine users communications and will include Aboriginal, commercial and recreational marine users.

The Multi-Stakeholder Marine Users Group will meet at a minimum, quarterly with the first meeting to be convened in advance of commencing construction with meetings continuing until the end of construction.

Input from the Multi-Stakeholder Marine Users Group will be considered by the Proponent in developing construction-related marine traffic management plans, marine users communications plans, and in responding to marine use -related concerns, issues and matters raised throughout the construction phase.

### Membership

The Ministry will appoint representatives to the Multi-Stakeholder Marine Users Group.

The current Multi-Stakeholder Marine Users Group has been open to representatives from Aboriginal, commercial and recreational marine users, regulatory agencies and other stakeholders who have a direct interest in marine traffic management for the Project.

It is anticipated the membership of the Multi-Stakeholder Marine Users Group will remain similar to the invitees of the current group. Please see **Attachment A** for a preliminary membership list.

### Term of Appointment

The term of appointment to the Multi-Stakeholder Marine Users Group is until construction of the Project is complete and at the discretion of the Ministry.

### Discussion Topics

An initial list of suggested discussion topics is presented in **Attachment B**.

### Multi-Stakeholder Marine Users Group Communications

Effective communication is critical to achieving the objectives of the Multi- Stakeholders Marine Users Group. To ensure effective communication Committee members acknowledge that:

- They will share information with the Multi-Stakeholder Marine Users Group in advance of reports to their respective governing bodies (i.e., Councils, Boards) in order to ensure information is accurately presented.
- They will report on the results of discussions to their respective governing bodies.
- The Proponent will provide a report (discussed below) detailing how they considered the concerns, issues and matters raised by the Multi-Stakeholder Marine Users Group.
- The Proponent will be the source for Project-related information on construction information.

## Logistics and Meeting Protocols

### 1. Meeting Process

The Proponent will Chair the Multi-Stakeholder Marine Users Group, organize logistics, as well as prepare an agenda before each meeting and a report following each meeting.

### 2. Agendas

The Proponent will distribute an agenda to the Multi-Stakeholder Marine Users Group before each meeting.

### 3. Report

The Proponent will provide a report to the Multi- Stakeholder Marine Users Group after each meeting which will:

- Identify marine use access issues raised by the Multi-Stakeholder Marine Users Group and how each of the issues was addressed; and
- If the Proponent is not able to address specific issues raised, the report will identify why and what alternative measures may be undertaken.

### Attachment A: Preliminary Membership

#### Government Agencies:

Transport Canada  
Department of Fisheries and Oceans Canada  
Ministry of Transportation and Infrastructure  
Vancouver Fraser Port Authority

#### Municipal Government:

City of Richmond  
Corporation of Delta

#### Aboriginal Groups:

Cowichan Tribes  
Halalt First Nation  
Hwlitsum  
Katzie First Nation  
Kwantlen First Nation  
Lake Cowichan First Nation  
Lyackson First Nation  
Musqueam Indian Band  
Penelakut Tribe  
Semiahmoo First Nation  
Squamish Nation  
Stz'uminus First Nation  
Tsawwassen First Nation  
Tseil-Waututh Nation

#### Commercial Marine Users:

Alliance Grain Terminal Ltd.  
Allied Shipbuilders  
Amix Marine Services Ltd.

BC Ferries  
BC Seafood Alliances  
BC Wharf Operators Association  
Britannia Heritage Shipyard Park  
Canexus Chemicals  
Cargill  
Catherwood Towing  
Chamber of Shipping of BC  
Columbia Containers  
Council of Marine Carriers  
Crosby Marine Film Services  
C-Tow  
Deas Harbour Marina  
DP World (Canada) Inc.  
Emergency Management BC  
Fish Safe BC  
Forrest Marine  
Fraser River Industrial Association  
Fraser River Pile & Dredge Inc  
Fraser Surrey Docks Limited  
Fraser River Pilots  
Harken Towing Co. Ltd.  
Hodder Tug Co. Ltd.  
Island Tug & Bardge Marine  
Lafarge Canada  
Ledcor Marine  
Lehigh Cement  
Mercury Launch & Tug Ltd.  
North Arm Transportation Ltd.  
Pacific Coast Terminals Co Ltd.

Pacific Custom Log Sorting  
Pacific Towing Services  
Port Community Liaison Committee  
Samson Tug Boats Inc.  
Seaspan Ferries  
SMIT Marine Canada Inc.  
Steveston Water Taxi  
The Marine Service Network  
Univar Canada Terminal  
Valley Towing Ltd.  
Vancouver Pile Dredge  
West Coast Fuel & Transport Ltd.  
West Coast Reduction  
Western Canada Marine Response Corporation  
Wallenius Wilhelmsen Logistics Vehicle Services  
Canada Ltd.

**Recreational Marine Users:**

Bernard Marine  
Bridgeview Marine  
Captain's Cove Marina  
Deas Island Yacht Club  
Delta Deas Rowing Club  
Delta Marine Rescue/ The Marine Service  
Network  
Delta Parks  
Delta Racing Canoe  
Island View Marina  
Riverhouse Group  
Safe Harbour  
Shelter Island Marina  
Steveston Community School  
UBC Boathouse

## Attachment B: Preliminary Discussion Topics

### Suggested Agenda Topics – Inaugural Meeting

1. Introductions
2. Multi-Stakeholder Marine Users Group Terms of Reference
3. Committee role, membership & term of appointment
4. Project Update
5. Next steps/next meeting

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