

2023

NSARB 2023-001

Nova Scotia Aquaculture Review Board

Between:

KELLY COVE SALMON LTD.

APPLICANT

- and -

**MINISTER OF NOVA SCOTIA DEPARTMENT OF FISHERIES AND
AQUACULTURE**

PARTY

- and -

**KWILMU'KW MAW-KLUSUAQN NEGOTIATION OFFICE,
QUEENS RECREATIONAL BOATING ASSOCIATION, 23
FISHERMEN OF LIVERPOOL BAY, REGION OF QUEENS
MUNICIPALITY, and PROTECT LIVERPOOL BAY
ASSOCIATION.**

INTERVENORS

**Affidavit of Loris Azzano
Sworn on February 20, 2024**

I, Loris Azzano, of Liverpool in the Province of Nova Scotia affirm as follows:

1. I have personal knowledge of the evidence affirmed in this Affidavit except where otherwise stated to be based on information and belief.
2. I state, in this Affidavit, the source of any information that is not based on my own personal knowledge, and I state my belief of the source.
3. I am President of the Queen's Recreational Boating Association (the "Marina") since 2022 and board member since 2021. As President, I have vested management supervision and oversight over all activities of the Marina. Together with our Board of Directors, we are governed by the powers and authorities granted under our Association by-laws.
4. The Marina is a non-profit society formed in 1995, offering recreational boating and sailing activities to the residents of Queen's County as well as international visitors, in Liverpool

Bay. The objectives of the society are stated as follows:

- a) To assist members with the development of skills in different aspects of boating and boat related activities.
 - b) To organize safety, navigational and skills clinics.
 - c) To maximize the use of existing facilities already available in Queens County.
 - d) To promote tourism and recreational issues and help to foster an environmental awareness.
 - e) To promote a recreational and family-oriented outlet for all ages.
 - f) To acquire by way of grant, gift, purchase, bequest, devise or otherwise, real and personal property and to use and apply such property to the realization of the objects of the Society.
 - g) To buy, own, hold, lease, mortgage, sell and convey such real and personal property as may be necessary or desirable in the carrying out of the objects of the Society.
5. The Marina is located at the east side of Herring Cove in Liverpool Bay and has 64 member rented boat slips and 300 feet of visitor docking facilities. The Marina offers boaters power and water availability plus clubhouse access to shower, bathroom as well as kitchen and bar facilities. There is also a ramp for casual boaters subject to separate membership and facilities for other users including kayaks and canoeing.
 6. Currently here are approximately 70 social members in addition to the stated boating members. Social members carry voting rights and have access to our clubhouse for dining, bar and any recreational events held such as pub and live music nights. It is our goal to continue to expand the number of social and boating members.
 7. As with any association, operating success for the Marina is dependant on the participation of its members. This applies to dock maintenance and boating activity, clubhouse and premises, kitchen, bar, social, recreational, and overall financial management. Except for limited part time kitchen and bar staff, all activities are managed by volunteers. We also hire one part time summer student to support dock maintenance efforts under a government assisted plan to cover portion of their salary.
 8. The Marina hosts an annual Mackerel Fishing Derby in Liverpool Bay, which is open to all members and to the community at large.
 9. Member activities and programs at the Marina are areas of particular focus for our association's short- and long-term planning. In recent years, attention has been focused on the physical needs and upgrades to our facilities including docks and clubhouse, and most recently to services for our members. To that end, we have added a liquor licence and taken over running of the kitchen which has expanded our offerings and significantly increased the level of social members from prior years. Our next phase of attention is to enhance boating and sailing programs such as kayaking, introduction of boating to our community's youth and restoration of racing events. The successful management of

such programs is dependent on member and volunteer participation plus of course supportive weather and water conditions. Continued growth in our offerings and in the level of memberships are priorities for growing the contribution of our Marina to the community and to our financial health.

10. Income for the Marina is generated from boating and social memberships and related activities. The Marina receives no outside government or social assistance of any kind. As a non-profit association and with limited capacity for expansion of our footprint, any threat to our ability to maintain and grow income from our member activities would place our operation at peril. Cash reserves are required to be maintained to protect the viability of our operation in the event of damage to our docks from storm surges or hurricanes as these replacement costs are not insurable.
11. Attached hereto as **Exhibit "A"** is a PowerPoint presentation ("**Marina Presentation**") that I prepared, which includes:
 - At slide 1, an overhead satellite view of Liverpool Bay, which was generated by searching Google Earth and indicates the approximate location of the proposed finfish farm expansion and new finfish farm lease sites AQ#1205, #AQ1433 and #AQ1434.
 - At slide 2, a Liverpool Bay Marina chart, which I adapted to show the approximate location of markers used by the Marina to delineate the route to be followed by Marina members during races. Prior to the start of the race captains of participating boats are advised as to the sequence of markers to be followed from the Start position to the race conclusion at the Finish Line back at the Marina entrance.
 - At slide 3, a screen capture of a Marina Facebook post, showing the approximate route of annual cruises for members put on by the Marina in Liverpool Bay, superimposed on a navigational chart. The route followed is GPS based captured from Navionics Boating App.
12. Attached hereto as **Exhibit "B"** is a Powerpoint Presentation that includes 54 photographs, screenshots of Marina Facebook page postings and two videos taken by Marina members and myself, which generally show members of the Marina engaging in a variety of recreational activities in Liverpool Bay, as well as special events held in Liverpool Bay and general information provided by the Marina to members.

AFFIRMED before me at Liverpool
Nova Scotia, this 20th day of February, 2024

[Redacted Signature]

Commissioner of the Province of Nova Scotia

CRAIG M. HARDING
A Barrister of the Supreme Court
of Nova Scotia

[Redacted Signature]

Loris Azzano

2023

NSUARB 2023-001

This is Exhibit "A" referred to in the Affidavit
of Loris Azzano sworn to before me this ___
day of February 2024

CRAIG M. HARDING
A Barrister of the Supreme Court
of Nova Scotia

Exhibit "A"

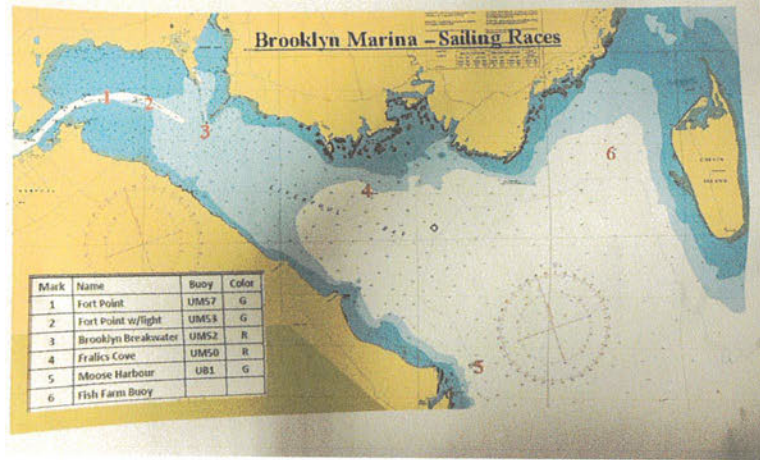
Queens Recreational Boating Association

BROOKLYN MARINA

Ref# QRBA pp 1 - Maps



Chart showing markers used in Sailing Races



3

Chart showing route of annual parade of boats



4

2023

NSUARB 2023-001

This is Exhibit "B" referred to in the Affidavit
of Loris Azzano sworn to before me this __
day of February 2024



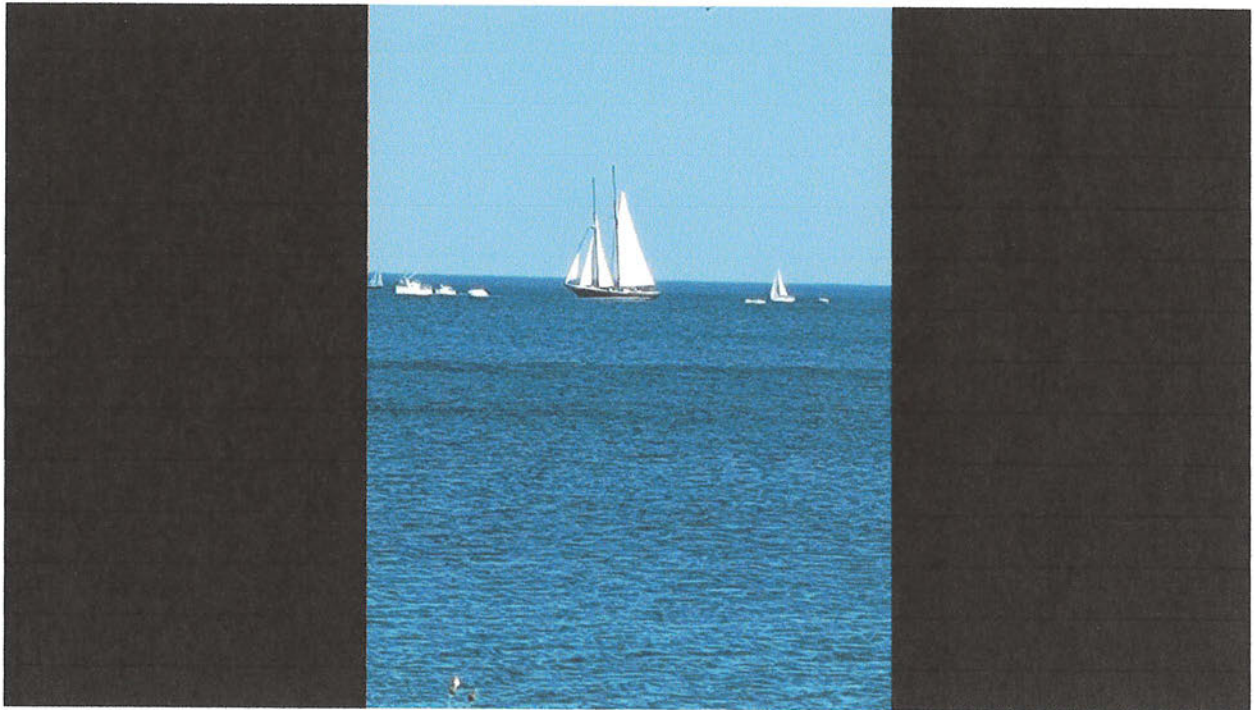
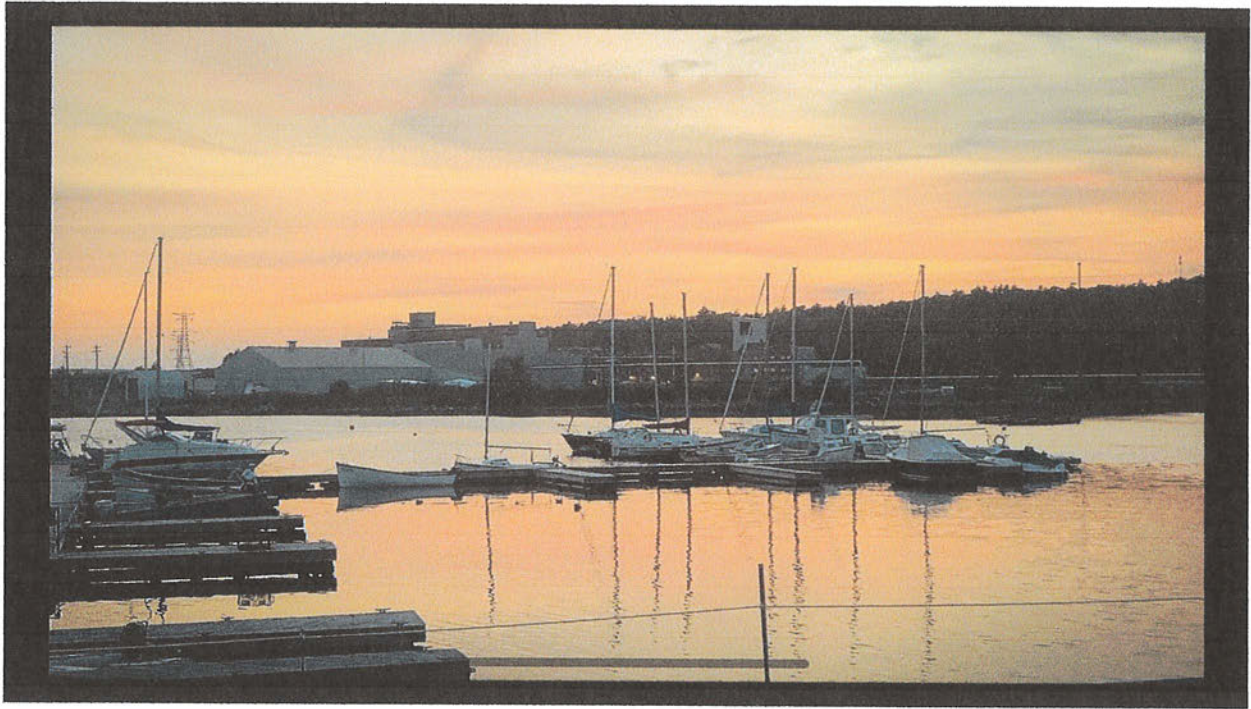
CRAIG M. HARDING
A Barrister of the Supreme Court
of Nova Scotia

Exhibit "B"

Queens Recreational Boating Association – Brooklyn Marina Photo Album

Presentation for ARB







Brooklyn Marina

Jul 3 · 🌐

Once again we will be welcoming HMCS Glace Bay Tuesday July 4th at 5. The bus will be arriving to pick them up at 7pm.... See more



12:38

Once again we will be welcoming HMCS Glace Bay Tuesday July 4th at 5. The bus will be arriving to pick them up at 7pm.... See more



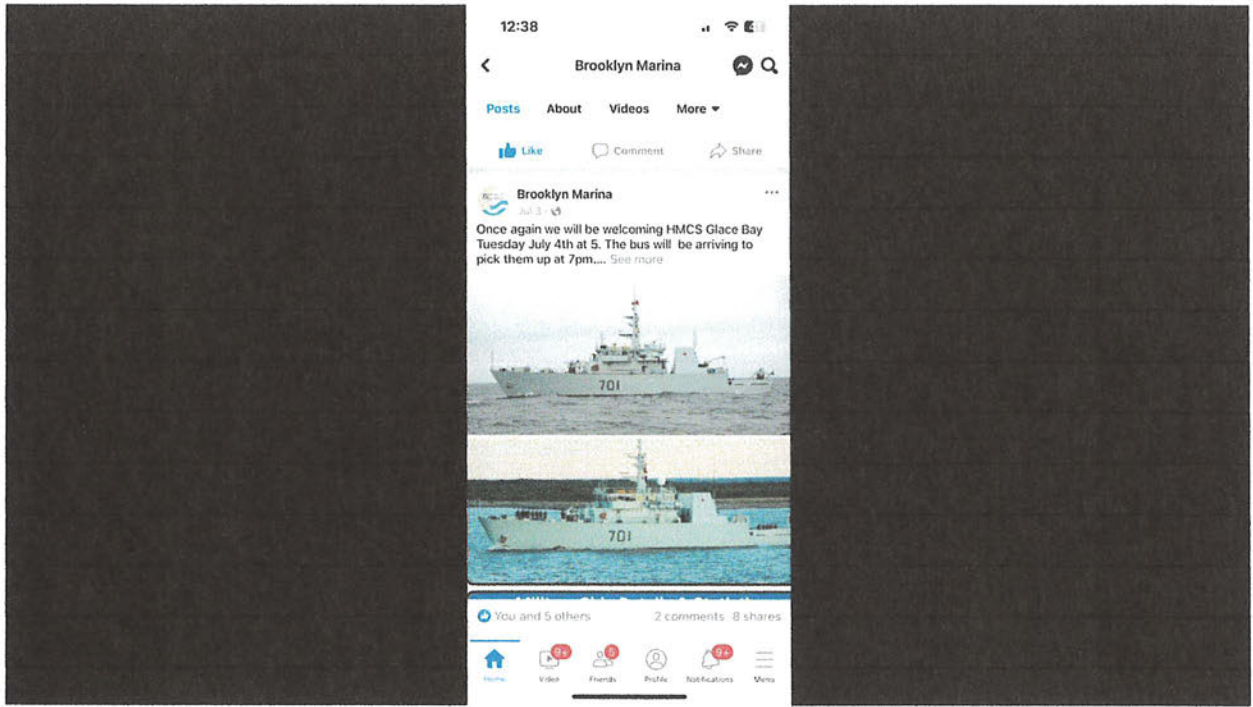
Brooklyn Marina

Once again we will be welcoming HM... more

Send

Video has no sound

Add a comment





Brooklyn Marina



Jun 19 · 🌐

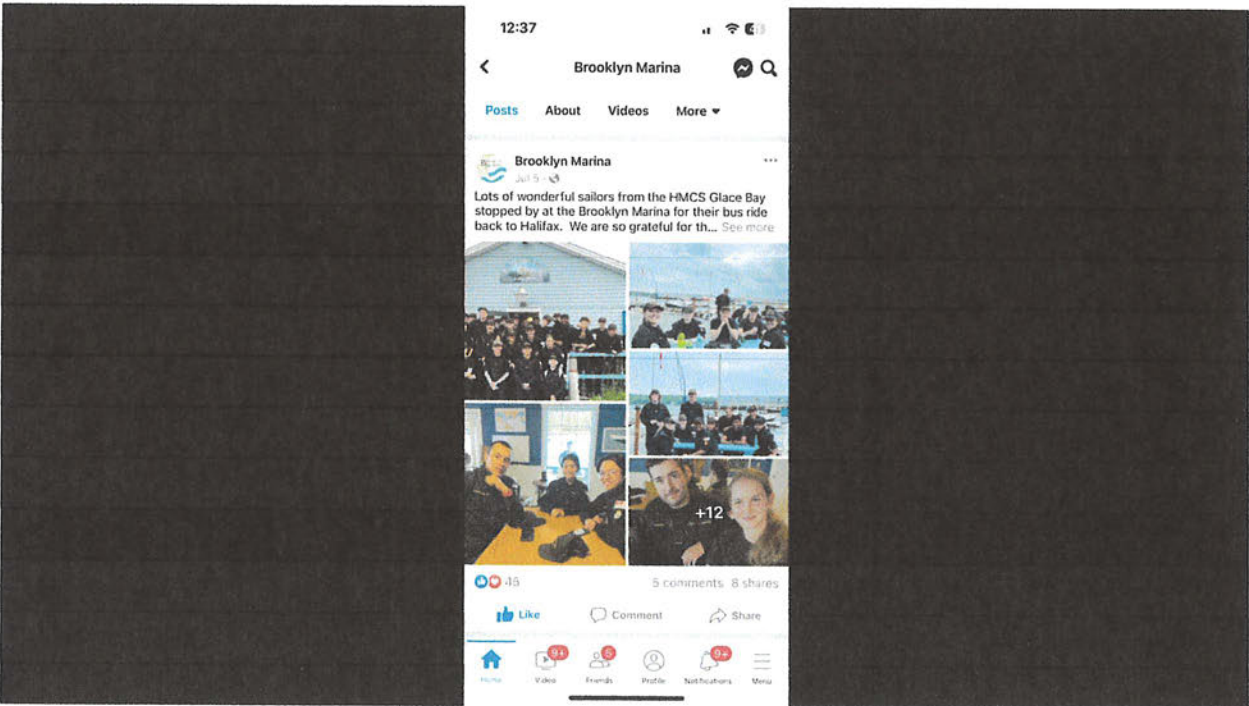
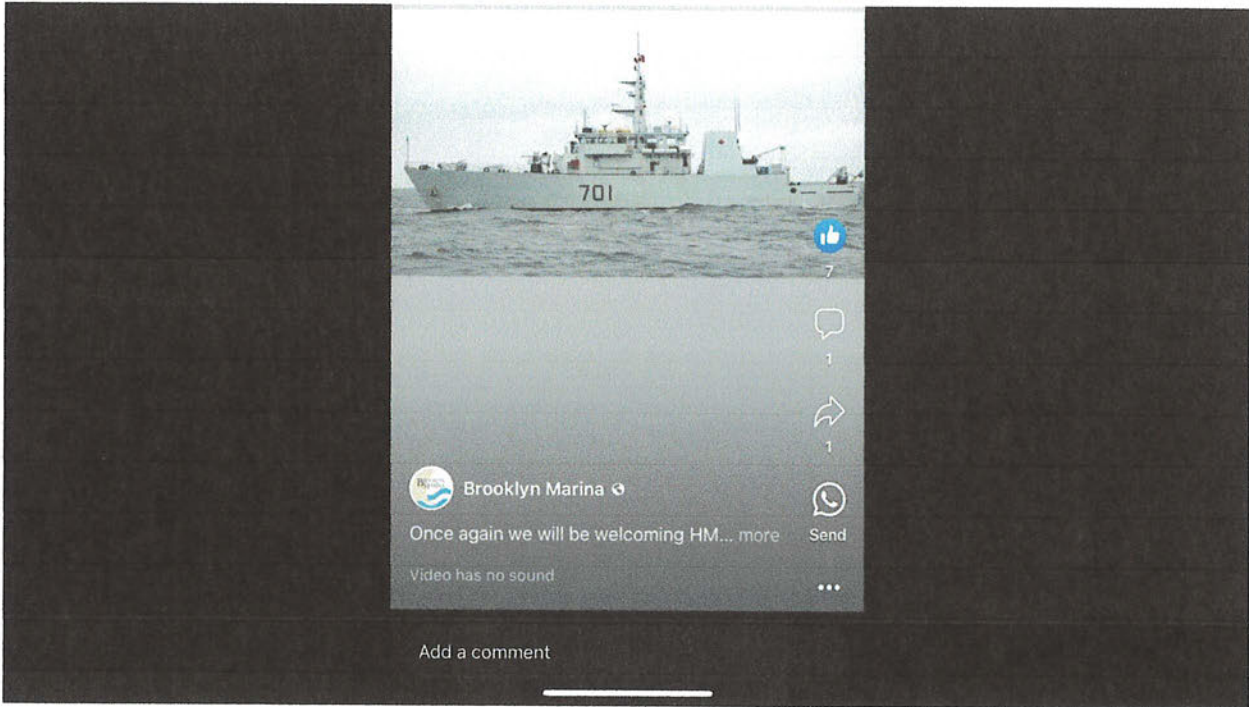
HMCS GLACE BAY has arrived at Liverpool Bay
[#brooklynmarina](#)
[#liverpoolbay](#)

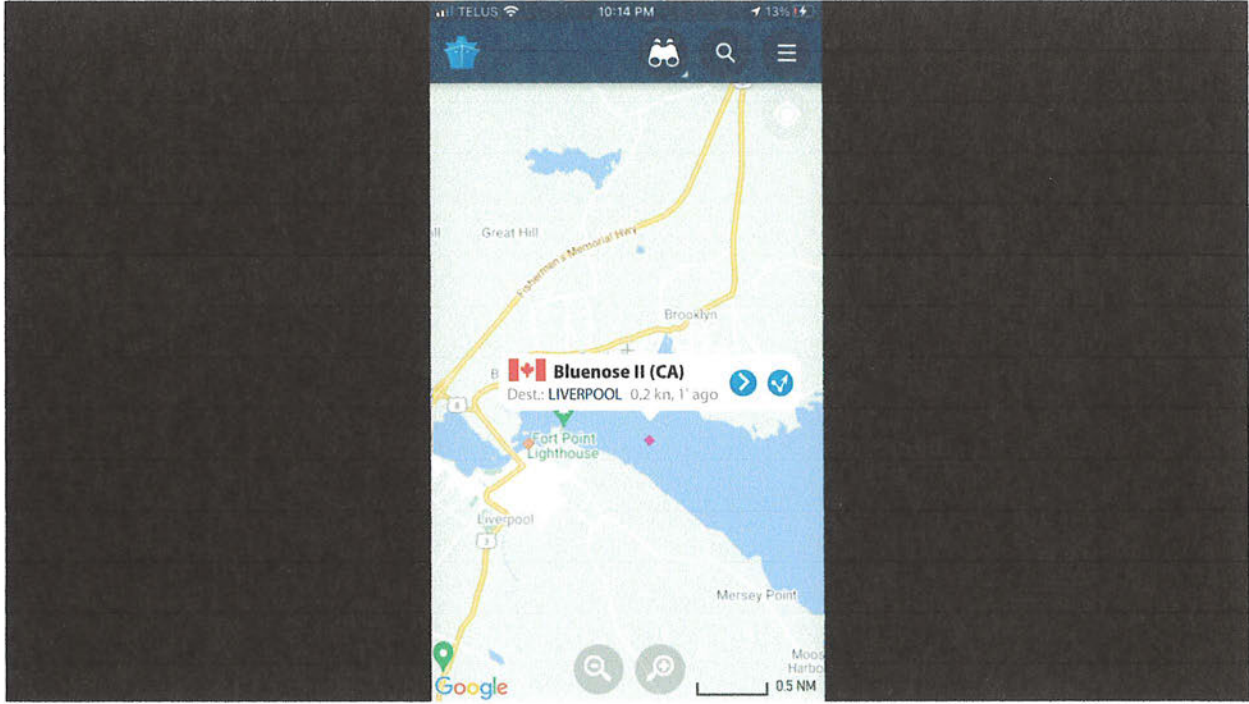


61

6 comments 28 shares









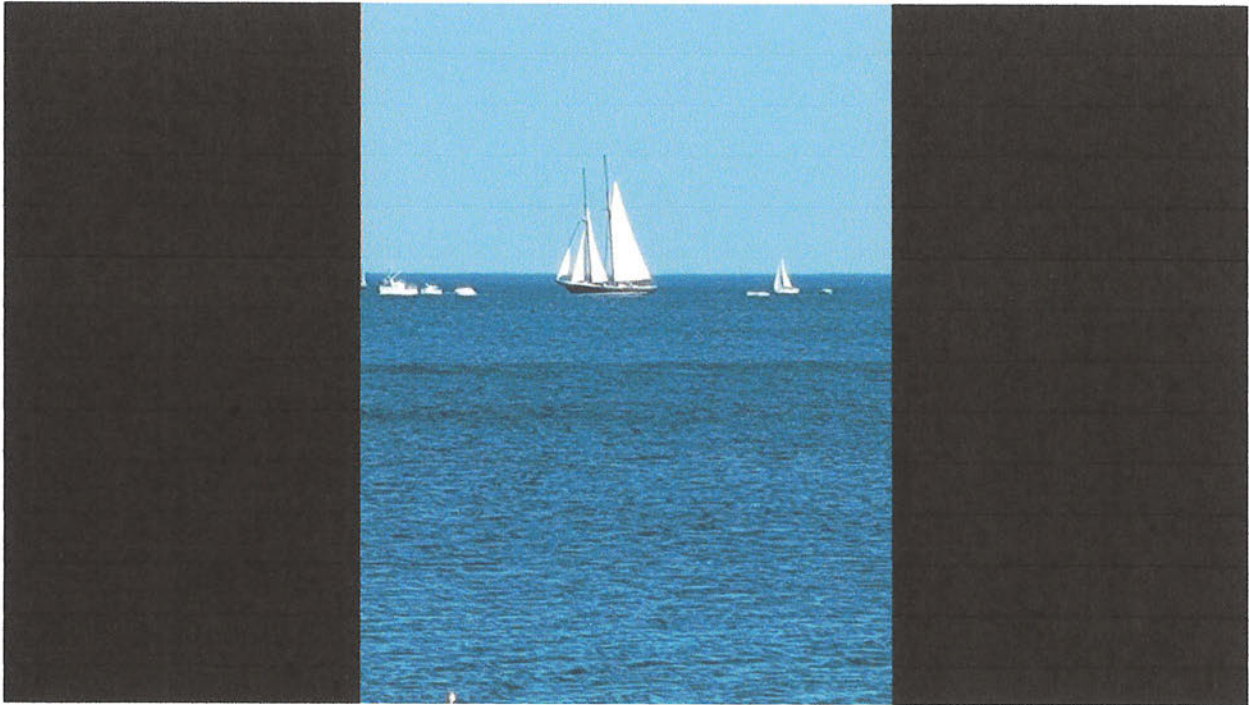






VIDEO CLIP:





Brooklyn Marina
Aug 12, 2020 · 🌐






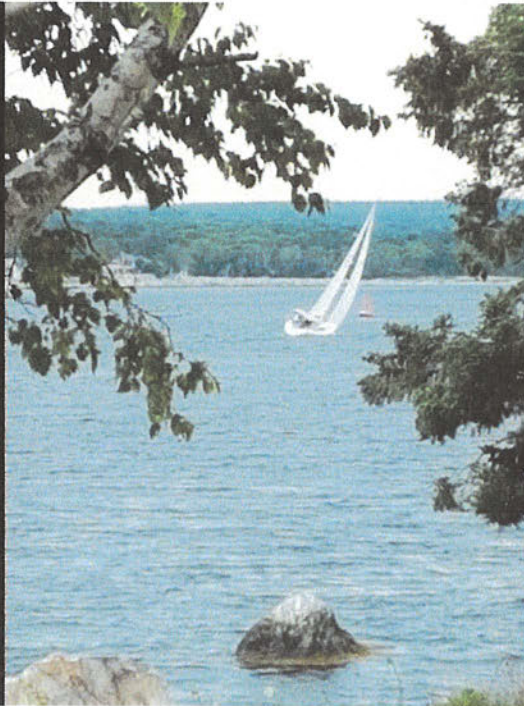
Brooklyn Marina
Aug 20, 2021 · 🌐

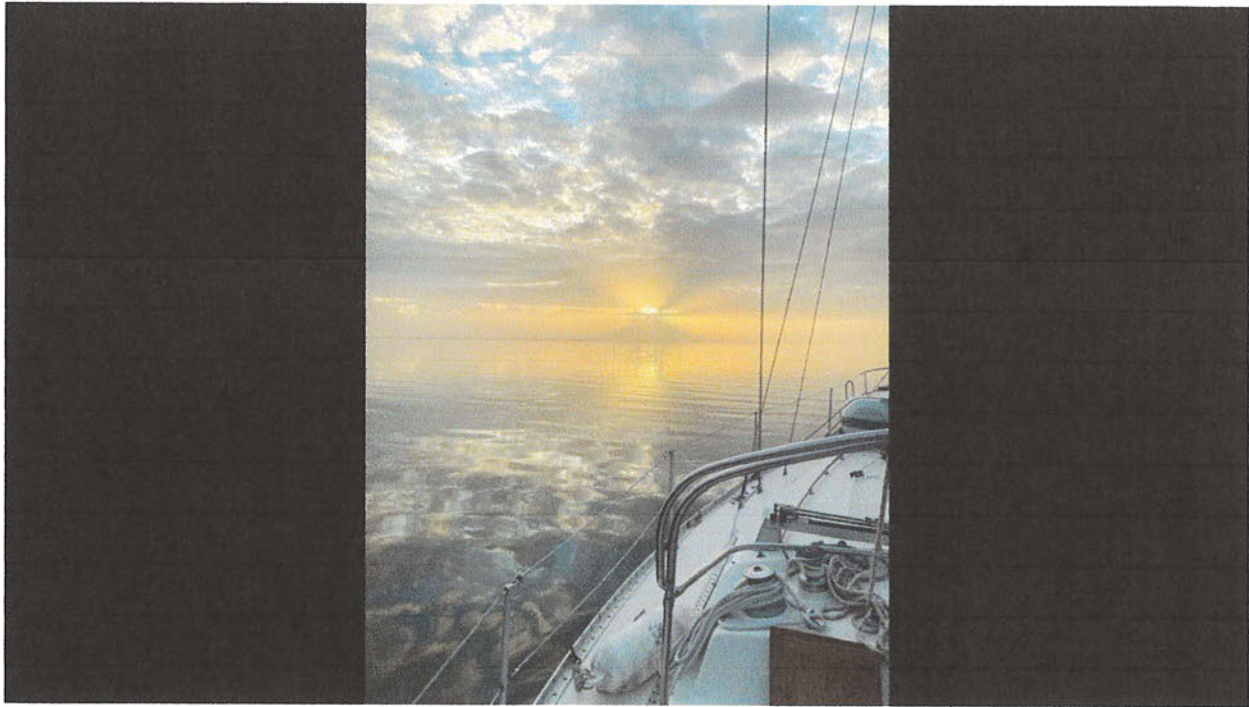
[Message Brooklyn Marina](#)

 Like

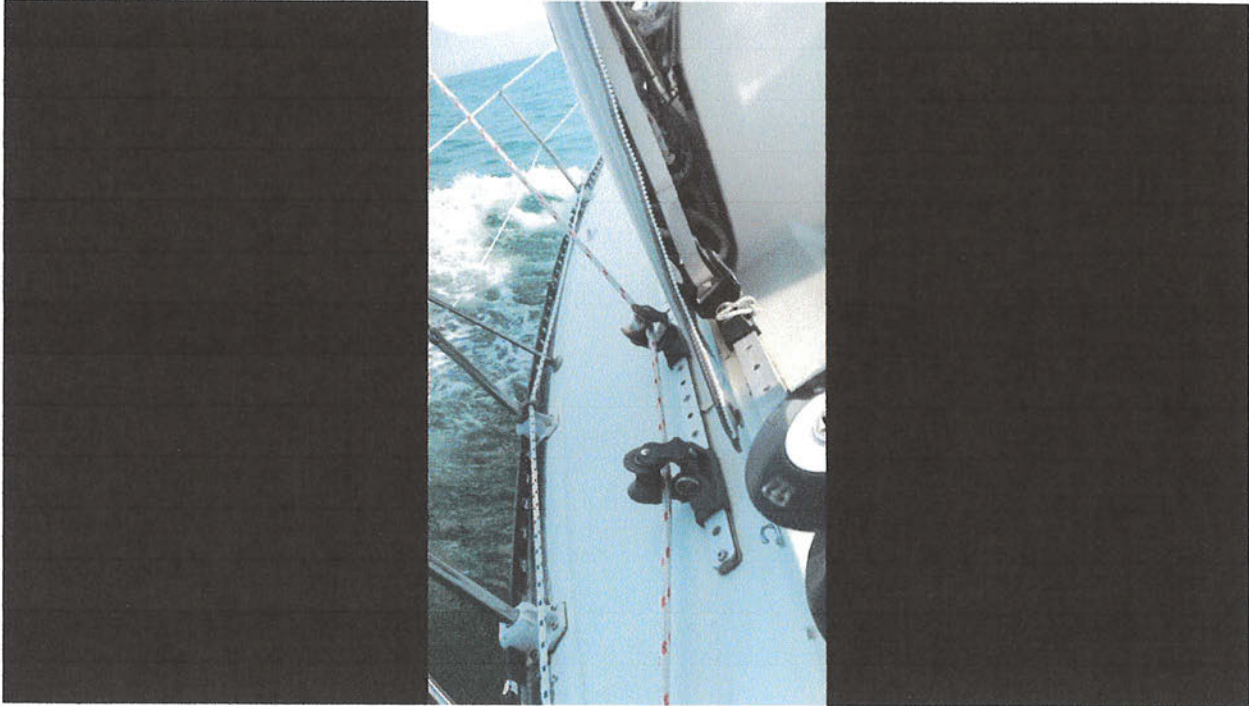
 Comment

 Share





VIDEO CLIP:







Brooklyn Marina

Sep 9 · 🌐

Members September Harbour Cruise and Social

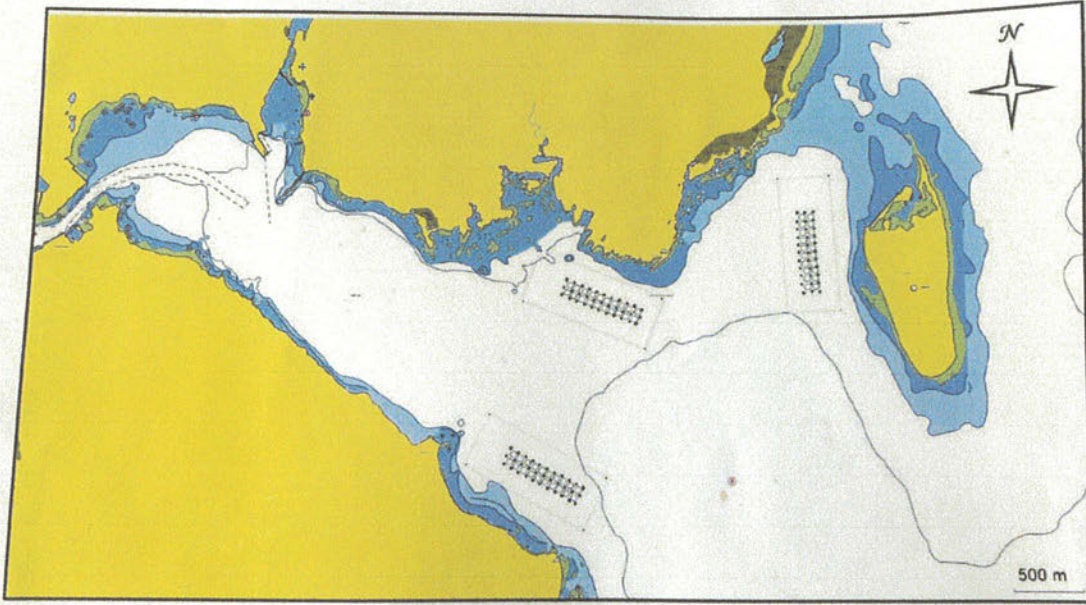
Watch for the Parade of Boats... See more



Opens in Messenger

Send message





Brooklyn Marina

Sep 23, 2020 · 🌐

Great line up of boats for the Parade of Sail and Motor



Brooklyn Marina

Jul 19, 2020 · 🌐

And they're off! Race day at the Brooklyn M... See more

7th Annual Brooklyn Marina MACKEREL TOURNAMENT



Saturday August 12th

at Brooklyn Marina

(Rain date August 19)

Prizes: largest fish - \$200

2nd largest - \$100

3rd largest - \$50

Prizes awarded at 4pm including adult & youth draw prizes.

Registration: \$5 per entrant

Registration at Brooklyn Marina

August 7th - August 11th: 9am to 4pm & August 12th: 7am to 11am

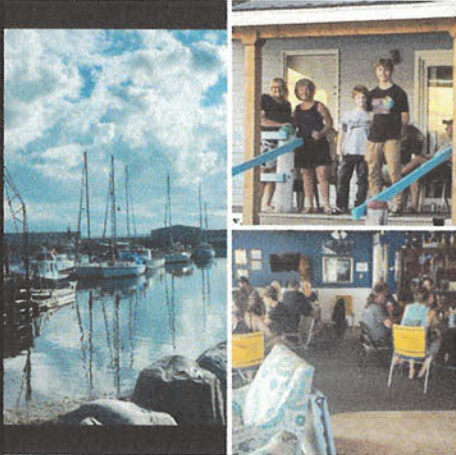
Sponsors



2023

Brooklyn Marina
Jul 6 · 🌐

Welcome to our guests from the [The LaHave River Yacht Club](#)
Good turn out for [Lions Radio Bingo-Sout...](#) See more



👍 You and 20 others 10 comments
👍 Like 💬 Comment ➦ Share

The LaHave River Yacht Club
Scott Young · 28m · 🌐

Preparing for morning motor back to the LRYC in zero wind, calm sea and tic of fog



Brooklyn Marina
Jul 15 · 🌐



Visitors from Brooklyn NY visiting Brooklyn Marina on the Voyager, a beautiful Schooner



 You, Carol Fines and 39 others 5 comments



