

NSARB-2023-001-INT-004

NOVA SCOTIA AQUACULTURE REVIEW BOARD
60 RESEARCH DRIVE, BIBLE HILL, NS B6L 2R2
Aquaculture.Board@novascotia.ca

INTERVENOR STATUS APPLICATION**Instructions**

Please submit this form to the Aquaculture Review Board (Board) no later than **ten (10) days** after the publication date of the public hearing notice. You may attach additional pages if necessary.

Intervenor Status Applications will only be processed if they are received by the Board on or before 16h30 pm (local Nova Scotia time) on the deadline date.

A person applying for intervenor status for multiple applications must complete and submit individual Intervenor Status Applications forms for each application.

Pursuant to s.23 of the *Aquaculture Licence and Lease Regulations*, the Board will decide on this Intervenor Status Application within ten (10) days of receipt and will notify you of the decision no later than five (5) days after the decision is made.

All information provided to the Board on this form and any additional pages submitted (the "form information") will become a part of the record of the hearing. Should your application for intervenor status be accepted, the form information may be disclosed to the other parties to the hearing.

You are also advised that the form information may be subject to an access request under the *Freedom of Information and Protection of Privacy Act* ("FOIPOP") and may, as a result, be released unless the information is exempt from disclosure under FOIPOP.

Please refer to the *Aquaculture Licence and Lease Regulations*, s.23 (attached) for more information on Intervenor Status Requests.

Application

Please read the entire application before responding. **(Print clearly or type).**

1. Please identify the aquaculture lease application that you are requesting intervenor status for:

Lease Number:

AQ#1205x,1432,1433

Hearing Date:

Feb. 5, 2024

2. Name of Applicant:

Queens Recreational Boating Association

3. Civic Address:

Brooklyn Marina
100 Brooklyn Shore Road,
Brooklyn, Nova Scotia, B0J 1H0

4. Mailing Address:
(if different than above)

5. Phone Number(s):

6. Email Address*:

7. Preferred method of communication: ☒ email* ☐ Mail ☐ Other: _____

*Unless otherwise notified, email will be the preferred method of communication

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8. Specifically describe how the proposed aquaculture activities may substantially and directly affect you:

Queens Recreational Boating Association (operating as Brooklyn Marina) is a non profit society formed in 1995, offering recreational boating and sailing activities to residents of Queens County, Queens Coast as well as local and international visitors. Located at the east side of Herring Cove in Liverpool Bay our marina has 64 member rented boat slips plus 300 feet of visitor docking facilities. In addition, there are nearly 100 social members that participate in recreational events held at our facilities.

Aside from any environmental and biological concerns, any fixed aquaculture development within the perimeters of Liverpool Bay would have an immediate and permanent negative impact on the recreational boating community. The sheer scope of the proposed 40 hectare sites at the entrance to our bay would severely restrict safe boating areas for recreational use and in particular for sailing.

Sailboats require harbour room for tacking manouvers (especially the traditional west winds which blow straight out the harbour). This impact is significant in both entering and exiting Liverpool Bay.

Allowing the private commercial use at the entrance into our bay would have an immediate and immense negative appeal for our region, especially visitors who will choose to bypass our Liverpool Bay for other more attractive locations.

As a totally self sufficient recreational boating association dedicated to promoting tourism in Nova Scotia, the financial impact to our membership would be disheartening and would erase decades of progress.

9. Describe your existing uses, if any, of the proposed lease site, and state whether the identified uses are recreational or commercial:

As we represent the recreational boating users in Queens County, Liverpool Bay is the jewel in our community.

Liverpool and area was established by fishing, boating and shipbuilding.

Throughout our history, commercial and recreational uses of our bay have existed in respectful cooperation with each other. Over these past few decades with the closure of the paper mill, we have seen an increased shift to recreational activity on our waters (fishing and boating), stimulated in great part by in-migration to our area from new residents and growth in tourism. All attracted by the natural beauty of our region.

The proposed use in the referenced application for a self-interested private enterprise is in direct conflict with the preservation of recreational water activities in Liverpool Bay and its enjoyment by the general public.

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10. Describe your existing uses, if any, of the area surrounding the proposed lease site, and state whether the identified uses are recreational or commercial:


As above.

11. Please provide any other information which you consider relevant to your application for intervenor status including any affiliations, if any:

On behalf of the recreational boating community of Liverpool Bay and area, we oppose any development that has a direct negative impact to the interests of the general public. Liverpool is blessed to be in the heart of a wonderful section of Nova Scotia with a recreational appeal that is recognized internationally. While we express no opinion on the scale of current activities, expansion of the applicant's operation and introduction of the two proposed salmon farming facilities are in direct opposition to the best interests of our community and to those of the general public. Ceding to the private interests of the applicant will never be able to offset the long term negative effects to our community and recreational activities offered.
Loris Azzano
President

12. Declaration

By signing and submitting this form, I acknowledge that I have read, understand and accept the above statements regarding the collection, use, and disclosure of the personal information provided on this form. I also hereby certify that the information provided on this form is true and correct to the best of my knowledge and belief.



Signature of Applicant

LORIS AZZANO
PRESIDENT

SEPT. 17/2023

Date

For Internal Office Use Only

Notice Date: _____

Date Received: _____

Decision Date: _____

Decision: ☐ Approved ☐ Denied

Decision Notes: _____

Applicant Notification Sent: _____

Notification to Parties Sent: _____

Additional Information on Intervenor Requests

Excerpt from the Aquaculture Licence and Lease Regulations

Request for intervenor status

23 (1) A person may request intervenor status from the Review Board.

(2) A request under subsection (1) must be in writing in a form determined by the Review Board and must be submitted to the Review Board no later than 10 days after the date that notice of the adjudicative hearing is published under Section 19.

(3) No later than 10 days after the date it receives a request for intervenor status, the Review Board must decide whether to grant or refuse the request.

(4) The Review Board must grant intervenor status to any person requesting it who, in the opinion of the Review Board, is substantially and directly affected by the hearing.

(5) A decision made by the Review Board with respect to intervenor status is final.

(6) No later than 5 days after deciding on a request for intervenor status, the Review Board must provide notice of its decision to the person requesting intervenor status and, if the request is granted, to each of the parties to the proceeding.

In making decisions on intervenor request, the Board will reference the regulated factors below to determine whether the intervenor applicant is directly and substantially affected by the hearing pursuant to section 23(4) above.

Excerpt from the Aquaculture Licence and Lease Regulations

Factors to be considered in decisions related to marine aquaculture sites

3 In making decisions related to marine aquaculture sites, the Review Board or Administrator must take all of the following factors into consideration:

(a) the optimum use of marine resources;

(b) the contribution of the proposed operation to community and Provincial economic development;

(c) fishery activities in the public waters surrounding the proposed aquacultural operation;

(d) the oceanographic and biophysical characteristics of the public waters surrounding the proposed aquacultural operation;

(e) the other users of the public waters surrounding the proposed aquacultural operation;

(f) the public right of navigation;

(g) the sustainability of wild salmon;

(h) the number and productivity of other aquaculture sites in the public waters surrounding the proposed aquacultural operation;