

Habitat Conservation Plan  
For the Town of Hawke's Bay

Prepared By  
The Town of Hawke's Bay with Assistance from  
Staff of the Eastern Habitat Joint Venture  
2009

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**Date: May 6, 2009**

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with assistance from staff of the Eastern Habitat Joint Venture.**

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## **Preface**

In Newfoundland and Labrador some of the waterfowl and wildlife that are in greatest danger of being negatively impacted are those influenced by residential, commercial and industrial activities within the vicinity of municipalities. In this province, the primary focus of the Eastern Habitat Joint Venture is to conserve valuable waterfowl habitat (wetlands and associated upland) through Stewardship Agreements. The Town of Hawke's Bay was identified as having just such ecologically valuable, and unique, wetland habitat located within its municipal planning boundary.

The Town of Hawke's Bay signed an agreement in June of 2008, pledging their commitment to conservation and protection of wetlands within a specified Stewardship Zone and Management Units. In accordance with this agreement, Hawke's Bay manages these wetland areas with technical advice provided by the provincial Wildlife Division, in part via this conservation plan. With the signing of this plan, the agreement parties officially accept this Conservation Plan and agree to use it as a guide to govern activities within the designated Stewardship Zone and Management Units.

**The following signatories agree to work towards the implementation of the following "Habitat Conservation Plan" for the Town of Hawke's Bay:**



**Mayor**



**Witness**



**Director, Wildlife Division,  
Department Environment and Conservation**

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## Section 1: Plan Overview:

**Plan Purpose:** The Town of Hawke's Bay will use this Conservation Plan as a guide to govern activities which impact wetlands and waterfowl in order to minimize negative impacts within the areas designated for conservation.

**Plan Goals:**

- (1) To conserve wetlands located within the designated Management Units and to promote wise use of wetlands located within designated Stewardship Zones.
- (2) To maintain and/or increase wildlife use of those areas, particularly by waterfowl and other avian species.
- (3) To increase public awareness of the importance of wetland habitats for conserving waterfowl and other wildlife.

**Plan Objectives:**

- (1) To present a general assessment of the wetland habitats and waterfowl or wildlife species designated for protection.
- (2) To recommend protection, conservation and enhancement strategies for both the Stewardship Zone and Management Units.
- (3) To describe potential initiatives for education and awareness among the public in order to increase support and cooperation of the Town's citizens.



## **Section 2: Wetland Conservation in Newfoundland and Labrador.**

### **Introduction**

Human development has resulted in the destruction of many types of habitat all over the world. Wetlands are among the areas most critically affected by this development and are, in fact, one of the most sensitive ecosystems on the planet. Wetlands are unique ecosystems that often occur at the edge of aquatic (water, fresh or salty) or terrestrial (upland) systems. They may be wet year-round, wet during certain seasons, or wet during part of the day. In general, “wetland” refers to land that has the water table at, near, or above the land’s surface and refers to land which is saturated for a long enough period to promote wetland processes. In addition to bogs and swamps, wetlands include tidal marshes, forested wetlands, fens, estuaries and shallow open water (at a depth less than two meters). Healthy wetlands and associated uplands contain fresh, brackish or salt water and are some of the most biologically diverse and productive ecosystems on earth.

Wetlands play a major role in the status of continental ecosystem health, as well as regional and local ecosystem health. Wetlands serve as important buffers to flooding, function as enormous sinks for carbon and as natural reservoirs for the holding, purifying and recharging of water resources. From an economic stance, wetlands are associated with a range of values from recreational and subsistence opportunities for hunting, fishing, trapping for food and fur, the gathering of fruit and berries and for non-extractive activities like wildlife viewing, ecotourism, paddling sports and hiking. Wetlands also provide for the seasonal resource requirements of many waterfowl species and serve as important habitat for waterfowl throughout breeding, feeding, staging and over-wintering. All migratory waterfowl, many other migratory birds and half of all threatened and endangered species depend on wetlands and associated upland habitat for their existence.

The number and diversity of North America’s wildlife species has been declining over the latter half of the twentieth century. At least a portion of this decline can be directly attributed to the loss of natural habitats to urban, industrial and agricultural expansion. Wetlands have historically been among those areas most critically impacted by human development. Today, wetlands around the globe and within Newfoundland and Labrador are being looked at as viable options for development by a variety of industries and natural resource based sectors, as technological advances make the alteration of wetlands a reality. Canada, the United States and Mexico have signed the North American Waterfowl Management Plan (NAWMP), thereby committing themselves to a long-term program of partnership projects aimed at assuring the survival and increase of waterfowl populations and protecting the wetland habitat on which their survival depends. A total of 21 joint ventures, ranging from species to regional-specificity, have been established to achieve and implement the objectives of the NAWMP. The province of Newfoundland and Labrador, through the provincial Wildlife Division, became a partner of the Eastern Habitat Joint Venture (EHJV) in 1989.

## **Eastern Habitat Joint Venture**

The premise behind the EHJV is to conserve, enhance and restore wetlands for waterfowl in the six eastern Canadian provinces including Ontario, Quebec, New Brunswick, Nova Scotia, Prince Edward Island and Newfoundland and Labrador. Each province deals with wetland and waterfowl issues slightly differently, depending on the unique requirements of each province and individual habitat concerns. Each provincial program, coordinated by a separate program manager, involves the cooperation of international partners, including government agencies and non-government groups, each working to forward specific goals and objectives of the NAWMP. In Newfoundland and Labrador the program is administered through the provincial Wildlife Division of the Department of Environment and Conservation. Its local contributors, other than the province, include Ducks Unlimited Canada, Canadian Wildlife Service, Nature Conservancy of Canada and Wildlife Habitat Canada. While each province may function independently, the Eastern Habitat Joint Venture works towards attaining common goals of influencing wetland habitat quality and quantity in Eastern Canada through conservation, enhancement and/or restoration initiatives.

### **NL EHJV Wetland Stewardship Program**

Wetlands have historically been affected by heavy development pressure. In Newfoundland and Labrador development pressure occurs regularly and most often within municipal boundaries. As such, wetlands that exist within municipal boundaries are often at the greatest risk of destruction or alteration and often in greatest need of conservation and/or management. The Wetland Stewardship Program is perhaps the most successful program of the Eastern Habitat Joint Venture in Newfoundland and Labrador. Its principle goal is to help make municipalities, corporations, developers, landowners and other wetland habitat stakeholders more aware of the value of wetlands within their jurisdiction and to empower them to take action to conserve these areas. This leads to more informed development decision-making and works towards minimizing negative impacts on wetland areas and local ecosystems as a whole.

The program focuses largely upon signing wetland stewardship agreements with municipalities, corporations and individual landowners who own or manage significant wetland habitat. A wetland stewardship agreement represents a formal public commitment by a community, corporation, individual and the province, to act together to conserve wetlands for waterfowl. By signing a wetland stewardship agreement, communities, corporations and individuals become an important link in a continental chain of conservation areas. To date wetland stewardship agreements in the province include eighteen municipalities including Whitbourne, Gander, Carmanville, Come By Chance, Stephenville Crossing, Spaniard's Bay, Bay Roberts, Torbay, Winterland, Springdale, Gambo, Grand Falls-Windsor, Channel-Port aux Basques, Happy Valley-Goose Bay, St. John's, Wabush, Labrador City, Hawke's Bay. Corporate agreements have also been signed and include the Iron Ore Company of Canada and Corner Brook Pulp and Paper Limited. In addition, private landowners in several of the communities surrounding the Grand Codroy Estuary (an estuary of international significance) have

also been involved with the signing of wetland “good steward” agreements, demonstrating a commitment to local wetlands and waterfowl habitat.

## **The Process**

Initial contacts are generally sought by both EHJV staff and local community leaders who wish to take action to conserve wetland and/or upland habitat. A determination is made between the parties of whether there exists mutual interest in pursuing a stewardship agreement. At the same time, surveys of the wetlands and associated uplands within a certain area of interest are carried out by EHJV staff to confirm a significant relationship exists between wetland or upland habitat and local waterfowl/wildlife use in the area.

Following these positive assessments, more intensive field investigations will be carried out to determine and agree on formal boundaries for Stewardship Zone(s) and Management Unit(s). A designated “Stewardship Zone” generally functions as a larger area of interest and will reflect municipal wetland areas and associated upland habitat within a Town’s municipal planning boundary, within which the Commission would use its discretion when dealing with applications for development. Specific “Management Units”, are significant wetland areas that have been identified as important to waterfowl during nesting, brood-raising, feeding and/or staging times. “Management Units” are intended to be incorporated as environmentally “sensitive areas”, “conservation areas” or sometimes formal “protected areas” into Municipal Plans as governed by the Urban and Rural Planning Act (2000). These areas are, consequently, set aside by a community, individual or corporation in an effort to prevent habitat alteration and diminished wetland function or degradation that might be caused by development.

When sufficient information has been gathered, a preliminary proposal is presented to a community, individual or corporation for review, with suggested boundaries for a Stewardship Zone(s) and Management Unit(s) clearly indicated. After the Stewardship Zone(s) and Management Unit(s) have been agreed to, a formal Wetland Stewardship Agreement will be signed between the presiding body (town, corporation, landowner) and the province. Under this agreement, the town, corporation or landowner maintains ultimate control over all areas under its jurisdiction, but are asked to abide by the details of a wetland Stewardship Agreement (Appendix 1).

After the signing of a formal agreement, the Eastern Habitat Joint Venture staff will assist the community, corporation or individual in preparing a Habitat Conservation Plan specific to the community, individual or corporation. This plan will serve to offer wetland-related best management practices and will provide recommendations and advice for conserving, enhancing and/or managing the wetlands and associated upland habitat contained within a body’s area of authority. In the case of a municipal agreement, once the habitat conservation plan has been accepted by council it is intended that it will be then incorporated into the town’s existing or future municipal plan, operating plan or master plan for use during future development decisions. Specifically, a Wetland Stewardship Agreement is signed with the hope that when land use decisions are made,

the value of wetlands for wildlife will not be forgotten and that future land-use activities will not have a negative impact upon these values.

## **Roles of Stewardship Agreement Signatories**

“The Province”- The Minister of Environment and Conservation is generally the designated signatory on behalf of the province. The Wildlife Division administers the Eastern Habitat Joint Venture in Newfoundland and Labrador. As such, staff of the Wildlife Division, are assigned, to implement on a provincial basis, the EHJV partnership program.

As a result of signing a wetland stewardship agreement, the staff of the EHJV is expected to:

- Provide the Town with technical advice and assist in the development of a habitat conservation plan.
- Review developments within the stewardship zone(s) and management unit(s) that have the potential to impact wetlands or wildlife.
- Assist the town in carrying out education and information initiatives to raise awareness of wetland related issues, and
- Support community conservation groups in implementing the stewardship agreement and conservation plan.

As a result of signing a wetland stewardship agreement the Town or Municipality and its designated Mayor/Council are expected to:

- Ensure wise use, in consultation with staff of the EHJV, within designated stewardship zone(s), namely to contact staff of the EHJV in a timely manner when activities are proposed that may impact that habitat.
- Ensure that significant wetland and upland areas designated as management units are protected from destruction or degradation and to contact staff of the EHJV in a timely manner when activities are proposed that may impact that habitat.
- Incorporate the Stewardship Agreement and Habitat Conservation Plan into its next Municipal Plan draft or revision with the assistance of staff of the EHJV.
- With the assistance of the EHJV to educate residents and development planners about the stewardship program and their responsibilities.
- Implement over time the conservation plan recommendations in the community at large.
- Participate in the Stewardship Association of Municipalities Inc, a province wide organization made up of municipalities which have signed Stewardship Agreements.

## **Section 3: Wetlands and Waterfowl in Hawke's Bay**

### **Town of Hawke's Bay**

Hawke's Bay is approximately 200 kilometers north of the Deer Lake airport, between Gros Morne National Park and the L'anse-aux-Meadows Viking World Heritage Site on the Northern Peninsula of Newfoundland. The town is situated at the mouth of the Torrent River, a well known salmon fishing spot by anglers worldwide.

The town is rich in history, starting with whaling and moving on thru early aviation, sport fishing, logging, and river drives. The first known permanent settler in Hawke's Bay dates back to the early 1900's, and the first major economic activity and growth came in 1933 when the International Pulp and Paper Company established a pulpwood harvesting operation in the community. Hawke's Bay was incorporated as a town in 1956, and many residents still work in the forest industry today.

Currently, with an approximate population of 500, the community benefits from two unique natural attractions including the Torrent River Nature Park & the Hogan trail boardwalk, which leads to an amazing view of Torrent River Falls and Fishway and attracts many tourists and visitors every year.

Hawke's Bay is rich in wildlife and waterfowl diversity. Beaches and other wetland areas support shorebirds and a diversity of waterfowl, songbird, mammal and fish species. Some particular areas noted as being ideal habitat for these species include Rapes Pond, Otter Pond, and Torrent River.

### **Description of the Stewardship Zones**

The Hawke's Bay Stewardship Zone was designed to contain all major wetlands within the town and takes in much of the area within the municipal planning boundaries, excluding areas of residential, commercial and industrial development (Appendix 2). When the Stewardship Agreement was signed in 2008, the town and residents became stewards of the wetlands within this Stewardship Zone and have committed to using a Stewardship Ethic in all decisions involving existing habitat to minimize and eliminate the effects of human activity on wetlands within the town.

## Description of Proposed Management Units

There are five Management Units within the Hawke's Bay Stewardship Zone (Appendix 3).

### 1. Goose Holes Management Unit (0.86km<sup>2</sup>/211.7 acres)

The Goose Holes area is a system of marshes influenced by the ocean and Big East River. It provides an abundant food source as well as nesting cover, as it is filled with various kinds of emergent and submergent vegetation. The Goose Holes Management Unit contains a variety of waterfowl and shorebird species, and several nesting broods have been seen at this location. It is a favorite with green-winged teal but is also visited by common loons, Canada geese and common mergansers. The tidal flats associated with this Management Unit are utilized by waterfowl and shorebirds as a staging area. Large numbers of geese can be seen at this location during the migration period. The plant and animal life contained here is specialized to grow in the extreme conditions that tidal fluctuations and salt water create.

### 2. Whale Factory Pond/Rapes Pond Management Unit (1.32km<sup>2</sup>/327.2 acres)

Whale Factory Pond is a very productive pond on the northern side of Hawke's Bay near the site of the old whale factory. As many as five beaver have been seen in this pond at one time. Two dams have been built at the southern end which maintains the water level at optimal depths for the growth of emergent vegetation. Emergent vegetation provides the necessary cover and food required for waterfowl. It is a relatively small pond containing much vegetation at the northern end for waterfowl feeding and cover from predators.

Whale Factory Pond, Rapes Pond and their associated bogs are commonly used by waterfowl for feeding, nesting and brood rearing and are therefore considered critical wetland habitat within the town's planning boundary. Waterfowl seen in these ponds include green-winged teal, ring-necked duck and common goldeneye.

### 3. Torrent River – Stave's Pond Management Unit (1.15km<sup>2</sup>/284.7 acres)

The Torrent River-Stave's Pond Management Unit is the most developed of the five Management Units. The Torrent River Nature Park and Campground, as well as the new Atlantic Salmon Interpretation Centre, are located around the part of the Torrent River contained in the Hawke's Bay Municipal Planning Boundary.

The Torrent River is a major salmon river, often packed with anglers during the salmon fishing season. The steadies on the river contain an abundance of horsetails which provide much cover for the waterfowl that use the area.

Stave's Pond is a very productive pond with extensive marsh areas. The outflow drains into the Torrent River. Waterfowl have been seen feeding and resting in these wetland areas and broods have been observed in Stave's Pond. A common merganser nest was located on the Torrent River and a pair of mergansers was commonly seen there.

Because this is a high use area, the Torrent River-Stave's Pond Management Unit provides many opportunities for education and nature oriented tourism. Care should be taken when developing this area so that the very characteristics that can educate and attract tourists are not destroyed by development. A buffer zone of 100 meters from waters edge should be maintained within this Management Unit.

*4. Otter Pond/Muddy Cove Pond/The Dam/Ridge Pond (3.90km<sup>2</sup>/962.5 acres)*

The Management Unit containing Otter Pond, Muddy Cove Pond, The Dam and Ridge Pond is the largest and most productive area in the Town of Hawke's Bay. These four ponds are part of one water system and waterfowl appear to travel regularly between them.

Otter Pond is the most productive pond within the town's planning boundary. It has the largest variety of plant life and the largest number and diversity of waterfowl. It is not unusual to see green-winged teal, ring-necked ducks, black ducks, common goldeneye, mallards, northern pintail, common loons and Canada geese during one visit to the pond. It is a large pond with a long, winding shoreline and provides many kinds of habitat for wildlife use.

Muddy Cove Pond is located just north of Otter Pond and birds have often been seen flying between the two ponds.

The Dam was once the water supply system for the town of Hawke's Bay. The dam for which it is named is no longer in operation but supports an extensive wetland system running into the pond. The outflows from The Dam and Ridge Pond combine to flow into Otter Pond.

Ridge Pond is a relatively unproductive pond, however it has an old beaver dam at the outflow end and waterfowl have been seen using this pond. The bottom of this pond contains much organic material which provides a good base for aquatic invertebrates, an important food source for waterfowl. Together these ponds and adjacent wetlands and uplands provide critical habitat for waterfowl in Hawke's Bay and should be protected.

*5. Unnamed Wetland (0.38km<sup>2</sup>/93.5 acres)*

The, as yet, unnamed Management Unit located in the southeastern corner of the Stewardship Zone is a small wetland complex made up of a small pond and several small bogs that provides great habitat for black ducks.

## **Existing Land Use and Its Potential Impact on Wetlands and Waterfowl**

### **Residential Development**

Residential development is largely confined to areas outside the Stewardship Zone, but there is potential for development to occur in the southern portion of the community where the Otter Pond Management Unit lies. The productivity of the pond could be impacted if development were to occur too close to this pond.

### **Recreational Fishing**

Angling for salmon and brook trout is a popular past time in the Torrent River. Before commercial fishing was halted in 1992, fewer than 100 salmon a year returned to the Torrent River, but in recent years, more than 6,000 salmon annually have passed through the fishway.

No restrictions to the current fishing practices are deemed necessary within the Stewardship Zone. However, anglers should be reminded that waterfowl are easily disturbed during the nesting and brood raising period (May to mid-July). If anglers encounter waterfowl during this period, it is recommended they use discretion so as not to disturb the birds. Broods are very susceptible to predation when left unattended and during the nesting period adult waterfowl will often abandon the nest if disturbed.

### **ATV Use**

ATV use within the Hawke's Bay Management Units does not appear to be an issue. It is recommended that ATV use be minimized to conform to the terms of the All-Terrain Vehicle Use Regulations (1994). It is further recommended that ATV use within the larger Stewardship Zone be restricted to existing ATV trails in an effort to reduce the risk of disturbance to wildlife and wildlife habitat.

### **Litter**

The illegal dumping of garbage is not common within the Hawke's Bay Stewardship Zone. However, if litter were to become a problem within the town, a project involving local community groups, such as the Conservation Corps Green Team, could be initiated to clean up the area affected and remove any foreign materials. An increase in surveillance by municipal and provincial officials would also help curb the problem.

Littering and dumping of garbage could potentially contribute to degradation of nature and local fish and wildlife habitat. To help prevent this problem from occurring, signs could be posted at access points to wetlands within the community.

### **Timber Harvesting**

Forestry in Hawke's Bay has been the primary economic activity for decades. Harvesting operations within and around the community are ongoing and without adequate management, could negatively impact wetlands and sensitive waterfowl habitat within the Hawke's Bay Stewardship Zone. Flow through the Torrent River may be affected, as there could be an increase in debris build-up, and an increase in pollution and siltation



entering the waterway. Another sensitive area may be the municipal watershed area, which could be affected by runoff, siltation, pollution, etc.

In order to reduce the probability of such negative occurrences, all forestry operations should follow the forestry and environmental protection guidelines. Also, treed buffers should be maintained around all waterbodies and sensitive wetland areas to prevent erosion and destruction of fish and wildlife habitat.

## **Section 4: General Policies for Wetland Conservation**

### **The Town's Commitment to Stewardship**

In signing a Municipal Wetland Stewardship Agreement, the Town has made a public commitment to join an international network of important wetland habitat areas contributing to waterfowl presence and abundance in North America. Further, the Town has committed to using this conservation plan as a guide to best management practices in/around wetlands within its stewardship zone(s) and management unit(s). It is hoped that a stewardship ethic will be fostered within the community since the conservation of wetlands depends not wholly on conservation plans or regulations, but on the conservation/stewardship ethic of residents and of visitors to the Town.

The Stewardship Zone(s) and Management Unit(s) will be managed to ensure the maintenance and possibly enhancement of wetland habitat and waterfowl populations. Managing bodies will include the Town Council and the Department of Environment and Conservation, Wildlife Division, through staff of the Eastern Habitat Joint Venture.

### **Benefits for Residents**

The strategies outlined in this Habitat Conservation Plan can provide many long term recreational and "quality-of-life" benefits for local residents. Wetland habitats are ideally suited to a variety of consumptive and non-consumptive recreational activities, including fishing, hiking, photography and bird-watching. The Town may wish to use these opportunities to increase tourism to the region. In developing recreational and tourism opportunities, careful consideration for the wildlife populations must be included in the planning process. Otherwise, human activities may result in negative impacts to the very resource that is providing the attraction.

Surely the most important benefit that people receive from stewardship is the opportunity to increase their knowledge of wetlands and nature in general. Programs such as the Wildlife Division's "Project Wild" foster an increased environmental ethic in youth and adults alike. Many of the enhancement and restoration strategies outlined in this Plan can be easily conducted by local community interest groups, thereby allowing "hands on" involvement in conservation efforts.

## **Management of the Stewardship Zone(s)**

Activities within the Stewardship Zone(s) will be managed on a “sustainable use” or “wise use” basis, whereby permitted activities are implemented so as to minimize impacts on wetlands, waterfowl or wildlife populations. Development proposals which, in the view of council, may impact wetland habitat, waterfowl or wildlife within the stewardship zone should be forwarded to staff of the EHJV for comment with a thirty day notice period.

## **Management of the Management Unit(s)**

Activities within the Management Unit(s) will be managed on a sustainable use basis, whereby permitted activities do not result in the loss of wetland or waterfowl populations. As such, wetland habitat will be at the forefront of management decisions. Efforts will be made to reduce pre-existing habitat degradation within Management Units. Only activities that have no negative or adverse impact upon wetland habitat and waterfowl/wetland-associated wildlife using those habitats should be permitted within the Management Unit(s). Development proposals which, in the view of council, may impact habitat within the Management Unit(s) should be forwarded to staff of the EHJV for comment with a thirty day notice period.

## **Incorporation of Management Units in Municipal Plans**

The Town Council, in preparation of a draft Municipal Plan or during the process of subsequent Municipal Plan Reviews shall incorporate the agreement into any resulting Municipal Plan. Specifically, the Management Unit(s), and any future Management Unit(s) as may be desirable from time to time, shall be declared or zoned “conservation areas”, or if outside municipal boundaries, may seek to have them designated “Protected Areas” under subsection 31(1) (f) of the Urban and Rural Planning Act, 2000.

In passing regulations or by-laws related to the area’s designation within a Municipal Plan, or any amendments to a future Municipal Plan, which could affect the Management Unit(s), the Town Council will consult with staff of the EHJV providing a 30 day window of notice for comment.

## **Riparian Buffers in the Stewardship Zone and Management Units**

Riparian buffers are generally strips of untouched vegetation occurring between upland areas and wetlands, lakes, rivers, ponds and streams. They are composed of trees, shrubs, grasses, cattails and sedges and possess a high level of wildlife use, generally as “corridors” for travel, for protection from predators and against inclement weather. These areas filter and reduce surface water runoff from upland areas, trapping sediment and filtering out excess nutrients, pesticides and bacteria. Vegetation in riparian areas also affects how readily water enters soil and has a positive effect over the replenishing of local groundwater. They also serve to anchor soil with its roots, helping to build

stream banks and prevent erosion. They are often important in controlling flood levels and are critical to a variety of plants and animals. Fish habitat quality is also influenced by the amount of riparian edge left along shorelines. Treed buffers provide shade and serve to keep water temperatures down, also impact water quality, they provide spawning and rearing areas for fish species, and nesting areas for waterfowl. They also serve as a food source for a variety of wildlife when leaves and insects/insect larvae drop into the water body off of surrounding trees and shrubs.

The province, via the provincial Lands Act – Section 7(1), requires a crown land reserve or easement of 15 metres along all water bodies greater than 1m in width and the maintenance of permanent riparian areas next to watercourses within the province. It is important that the town ensures adherence to this crown land reserve designation by all of its residents. The vegetated (untouched) buffer exists as the minimum protection around all waterbodies and marsh areas and is considered critical within the designated Management Unit(s). Agriculture and cabin development seem like the two most likely disturbances to riparian vegetation.

### **Management by Committee**

It is recommended that Towns seek to manage their agreement and the implementation of this conservation plan via a formal committee of council. This may take the form of an “Environment Committee” or “Wetlands Committee” generally chaired by a member of council with volunteers from the local community making up the remainder of its membership. It has been our experience that such, often dedicated and dynamic, committees often have greater success in raising the profile of the environment and the wetland protected areas within the larger community thereby increasing public understanding and support over the long-term. By involving local individuals a greater sense of ownership is fostered thereby strengthening the conservation commitment.

## **Section 5: Wetland Conservation and Education Strategies**

### **Waterfowl Monitoring Program**

EHJV staff have devised an easy to use community-based waterfowl monitoring protocol (Appendix 6) and are willing to assist community partners in its implementation. It is hoped that Towns, local community interest groups and interested volunteers (often bird-watchers) will establish a waterfowl monitoring program within all areas of the stewardship zone but, particularly, within the designated management units areas. The program could even be incorporated into portions of the regular school class curriculum or into the objectives of local natural heritage organizations. Data collection can provide information on changes that are occurring within the wetland area and can indicate problems or progress towards a desired goal of waterfowl populations. Monitoring can also provide data on whether a site is developing in a way that is conducive to achieving a community's goal. Regular monitoring can also be a way to flag potential problem areas (i.e. early indicators of water quality issues). Additionally by involving local residents, the profile of the area is enhanced to the long-term benefit of conservation.

### **Recreational Use Development**

Recreational walking and bird watching have become some of the most popular non-consumptive outdoor activities that occur across Canada. In many stewardship zones and management units there may exist the potential to develop a trail system and/or interpretive signage to allow public access to your communities significant wetlands. This will also help raise in the community the profile of the habitat and the fact that the stewardship agreement exists. Trail or other development should be undertaken in consultation with staff of the EHJV. One of the most effective ways for people to learn is through doing. Bringing young people and members of the general public into special areas (in a natural setting) for the purposes of applied learning would be a critical part of any educational programming planned for the area.

Sustainable, recreational, use of wetlands can be encouraged with the designation of a walking trail whereby foot traffic can be controlled and access to the any fishing, canoeing, or nature-viewing can still be facilitated. Care must be taken during any trail construction so as not to degrade the quality of habitat within the estuary. Trail maintenance will be required and this responsibility should also be clearly understood from the outset. Potential signage, other than interpretation, might include critical times for waterfowl nesting and brood-rearing could be posted at areas along a walking trail and at a potential parking area to raise awareness of the sensitive nature of the area and to identify the best times to utilize the area to minimize disturbance. Critical times for waterfowl nesting and breeding could also be posted discreetly at points around the ponds and around the Management Unit boundaries.

Several stewardship communities have taken the concept of recreational use of their stewardship areas a step further, actually building “Interpretation Centres” in strategic locations targeted to bring residents and visitors into the conservation area to enjoy and learn about the wetlands and wildlife. These buildings, shelters or amphitheatres can serve as wonderful, natural locations for certain educational programs and seasonal community activities where a more permanent venue is appropriate. This type of project would lend itself to specific sources of funding or grants (i.e. Commercial Building Incentive Program). Other venues of this sort have been funded and assisted in core-funding by industry leaders like Petro Canada (Fluvarium) and Irving Oil (the Irving Eco-Centre).

## **Conservation Corps Green Teams**

The Newfoundland and Labrador Conservation Corps annually sponsors summer “Green Teams” and “Interns” generally comprised of university and high school students, to work within communities on worthwhile environmental projects. In the past, such teams have been placed in communities with Wetland Stewardship Agreements. Examples of potential projects could include constructing and installing waterfowl nest boxes and nesting platforms (for geese) followed by subsequent monitoring throughout summer waterfowl breeding/brood-rearing seasons. Green Team members could be tasked with training local high school students or community members in appropriate monitoring protocol and could develop brochures and educational material designed to raise awareness for conservation and stewardship initiatives. This project could be extended to bird houses and would serve to provide data on birds using various habitats within the entire Wetland Stewardship Zone.

## **Nest Boxes**

### Cavity Nesting Waterfowl:

Cavity nesters such as the Common Goldeneye have certain habitat requirements for nesting and when available they use abandoned woodpecker holes or natural tree cavities caused by disease, fire or lightning. In the absence of these natural cavities, they will use constructed nest boxes. These shelters, however, need to be installed correctly and placed in a location that is inhabited with waterfowl.

When installing nest boxes, there are important guidelines that are to be followed. These guidelines will help increase the success of nest box usage. When nest boxes are to be installed, the EHJV staff often includes a map where the nest boxes should be placed to encourage use by the target duck species. It will also help ensure that the placement of nest boxes will enhance wetlands that are included in the Stewardship Agreement signed by the community.

As a general rule, we ask that the location of the nest boxes be marked using a global positioning system (GPS). If the community requires assistance they can contact the EHJV staff or the local conservation officer. It is very important that we receive coordinates for nest boxes for reporting purposes.

Nest boxes can be mounted on tree trunks (preferably dead but solid trees) that extend slightly over the water's surface. Nest boxes may be placed on metal poles close to the edge of a pond, but we advise extreme caution in this situation so that snowmobilers do not run into your poles during winter months. If there is even a slim chance that someone could run into the metal pole, we suggest that you find another way to install your nest box.

Good placement would involve a dead tree standing along a shore. Better placement would be on a solid tree standing in water. Suitable placement would also be on a metal pole in a safe area (with no danger of being hit by motorized vehicles), on a shoreline next to a dead or flooded tree, firmly planted into the pond or marsh bottom. Boxes can be placed on live spruce or larch, but may loosen as the tree continues to grow. If using a live tree, remember to clear away limbs from just on top of the box so that squirrels and marten don't end up jeopardizing the lives of your ducklings. Keep in mind that beaver may chew live hardwoods like birch, so placement on these trees should be avoided, as you will soon be wondering where your nest box went!

Boxes should be placed above typical high water levels at a height that still allows you to clean (annually) and monitor the boxes. Ideally, boxes will be placed as high as possible, but at least 4 to 6 feet above the water's surface. Boxes should be placed on trees that bend slightly over the water's surface. When ducklings are ready, the adult will force them out of the entrance of the nest box and it is important that the box be positioned appropriately or the duckling may not fledge successfully and an ill-placed box has been known to actually jeopardize lives of ducklings.

Try to keep your nest box close to water and clear a path (of any small branches, etc.) so that ducks have a direct line of access from the water. The entrance hole should face the water. Do not place boxes so close together that competition will occur. As a rule, boxes should be placed no closer than 50 meters apart (one nest box per acre is considered acceptable) and shouldn't be placed where ducks can see each other from neighbouring boxes.

Boxes must be maintained every year (with winter months being the preferred time for maintenance) by scraping out old planar shavings and replacing with new, clean, planar shavings. It is very important not to use sawdust as the pieces are too small and can actually suffocate ducklings. A garden store or sawmill would be an easy source for planar shavings or mulched wood. 8 to 10 cm of clean wood shavings should be placed in the bottom of the box before breeding season. Hens will actually reject nest boxes that do not have shavings, and eggs could freeze if there are not enough shavings in the bottom of the box.

Common Goldeneye will raise multiple broods in a well-maintained and suitably placed nest box. If you are lucky, you will actually get to see duckling leaving the box (although you should avoid approaching the nest box to check on its use during important times like hatching and fledging), but mostly you will find signs left over in the box when you

prepare for its annual maintenance. You should look for light coloured duck down, bits of egg shell or shell-membrane (like a piece of paper) left behind when duckling hatch and mixed up wood shavings. Ducklings in the area indicate there are ducks and it is quite possible that they have used the nest boxes provided. It is also a great idea to keep in mind that other birds and small mammals may have used the nest boxes as well.

Constructing and installing nest boxes (Appendix 7) is a very exciting activity to help enhance waterfowl in the Conservation Areas around your community. It does, however, take time, commitment and maintenance and if any technical advice or help is needed it is advised to contact the EHJV staff at the Wildlife Division.

#### Roosting and nesting structures for non-waterfowl species:

An off-shoot of a nest box project could be a cooperative project between a Green Team, a local science class and/or a local youth groups or businesses. Individuals could build, install and monitor a variety of nest structures that might be appropriate for birds like Tree Swallows and Northern Flicker, for owls like the Great Horned and for bats (Figure 1), all commonly found around agricultural areas. This would prove beneficial to local farmers in that many bird species (and bats) feed on insects and may serve as natural pest control. In addition, providing nests for certain birds may also help reduce (or keep in check) populations of birds that may not be desirable to farmers (i.e. crows, starlings) and rodents (i.e. mice) while increasing biodiversity on the agricultural landscape.



**Figure 1 - Bat Roosting Box. Photo by Gerry Yetman**

### **Artificial Nesting and Loafing Structures**

#### Geese:

The use of artificial structures to provide nest sites for Canada geese began almost 70 years ago across North America. These structures are among the most widely used, and successful, goose management practice. Nesting structures are intended to increase nest success in the face of predation or flooding. Success usually reaches levels of 85-90% versus 65-75% on natural islands or marshes. Natural sites, generally, continue to be used



by nesting pairs (they do not “switch” over to an artificial structure). Artificial structures work towards increasing a population’s base from an established area outwards and towards increasing the average productivity of an area.

The advantages of using artificial nest structures for Canada geese are that occupancy is typically high, costs are generally low, structures are adaptable in terms of placement and results are usually rapid and tangible. One issue often overlooked is the basic maintenance required on an annual basis, to remove old nesting material and to check structure integrity. However, this is often easily accomplished by local school groups, conservation corps teams or local community groups. Selection of appropriate construction material and appropriate nest-building materials along with careful placement at appropriate locations will facilitate long-term durability, necessitate minimal maintenance, and ensure nest structure longevity. Geese with an established nest location generally use that area over and over. Artificial nest structures, like nesting rafts or islands (Figure 2), provide nesting locations for the next generation of breeding individuals or for individuals who may have had nests destroyed or disturbed. Commercial goose platforms are also an option. EHJV staff is available to assist during all phases of the construction and placement process of the nesting raft.



**Figure 2 - Canada Goose artificial nesting island. Photo by EHJV staff**

Geese are territorial when nest structures are placed closer than ~100 metres, and especially when structures are within sight of one another. Loafing sites should be provided close to the structures. Structures should be placed 10-15 metres from the shoreline so that predators cannot harass nesting birds and should be anchored firmly with enough slack to avoid flooding of the structure during periods of high water. Styrofoam or some sort of flotation device like “fenders” should be installed under the structure to ensure buoyancy and mitigate flooding potential. Given that goslings cannot negotiate a vertical rise of more than four inches, each 6 to 8 inch high nest box would

require a ramp six inches wide and oriented at an approximately 45 degree angle. Nesting material placed into the nest box should form a bowl with tapered edges so that the gosling ramps and nest bowl permit the young to exit the nest box.

Maintenance is done in winter, which means easy access to nest structures via snow shoes or skis. Monitoring would also form an important part of the nest raft project to ascertain level of occupancy and nest success. This type of project would be a realistic one for a Conservation Green Team.

#### Island Construction:

A number of wildlife species, such as terns and waterfowl, nest and loaf on islands due to a reduced risk of predation from land-based predators. Many of the wildlife species present within wetlands would benefit from the construction of artificial islands. These structures can be constructed simply from wooden cribs (Tamarack Larch would be an appropriate choice for building material), measuring approximately four square meters that have been filled with rock and soil (Appendix 8). The islands must be positioned so that they are higher than the highest water mark. Hardy shrubs and herbaceous plants (i.e. alder, willow) must be planted on the islands to provide cover and to prevent occupancy from gulls. Care must be taken to prevent the use of toxic construction materials (i.e. treated wood, contaminated soils) and disturbance to plant and animal communities. One must also consider the potential for increased predation on certain avian species that may use the constructed islands. One must consider the potential necessity for annual removal and reinstallation of islands in response to ice conditions tidal influenced areas.

Other forms of artificial islands exist and involve the planting of native marine plant species into landscaping fabric, which is then fixed to floating structures made of plastic piping or empty gabion baskets. This type of floating island requires careful placement in areas that do not have widely fluctuating salinity levels and require placement such that disturbance would be minimal during the period in which roots are establishing. Floating islands may be beneficial in terms of oxygenating the water column, as algal blooms would not “smother” the highly perched plants. The floating plants should, ideally, continue photosynthesizing despite the presence of algae, and may be of benefit in “taking up” some of the excess nutrients in the estuary effectively deterring algae growth. These floating islands would also, likely, require annual removal and reinstallation.

#### Ospreys:

Ospreys are fish eating raptors that are frequently observed hunting in wetland habitats, particularly those along the coast. Unfortunately, populations of these birds plummeted in North America during the 1950's and 1960's due to the wide spread use of pesticides and other pollutants which have a tendency to bioaccumulate in birds of prey, like the osprey. For many osprey populations, bioaccumulation results in frequent reproductive

failures. With the banning of many pesticides in the early 1970's, many osprey populations have made a comeback.

Osprey prefer to nest on tall, often dead, trees on the shoreline of lakes and bays that are at least 2 metres deep but make nests in a multitude of locations (i.e. telephone poles, communication towers, etc.) as long as the area is wide open with an adequate food supply. Preferred natural sites are scarce due to timber harvesting and shoreline developments.

In many parts of Canada, the installation of artificial nest structures by concerned citizens and community groups have facilitated the comeback of the osprey. Osprey nest structures have been installed at several sites in Newfoundland, including the Memorial University Botanical Gardens in St. John's, the Stephenville Crossing area and in Winterland. Many people take great pleasure in watching these majestic birds raise their family and fish the shallow waters of nearby lakes and bays.

It may be advisable to install a single osprey platform at a carefully chosen location to determine whether the ecosystem can sustain a single, monogamous, breeding pair of osprey, with subsequent platforms planned accordingly. In conjunction with an observation tower, area residents could potentially enjoy a "bird's eye view" of osprey daily life high atop an artificial nesting structure. Artificial nesting platforms should be located in areas with minimal human use and where human impact would be least (Appendix 9).

Involvement of schools, youth groups and community organizations in the construction/maintenance/observation of the nesting structure could instill a sense of pride and awareness that would go far in fostering a community stewardship ethic.

## **Educational Programs**

Public education is essential in the development of a greater sense of wetland stewardship among town residents. There are several well developed wetland education programs that span every season and every age group including "Wetlands in Winter" (Tantramar Wetlands Centre), "Marsh Bingo" and "Creatures of the Night" (Oak Hammock Marsh Interpretive Centre), "Junior Naturalists" (Wye Marsh Wildlife Centre), "Project Webfoot" (Ducks Unlimited Canada). A number of night programs also exist that would be appropriate for girl guide and scout troupes. Certain programs may qualify for external funding through various private enrichment grants (i.e. Mountain Equipment Co-op or the Canadian Wildlife Federation).

### Project Wild:

Project Wild is an educational program conducted by the Newfoundland and Labrador Wildlife Division and is aimed at youth from kindergarten to grade six. Its goal is to develop awareness, knowledge, skills and commitment resulting in informed decisions, responsible behavior and constructive actions concerning wildlife and the environment upon which all life depends. Project Wild is not just "wildlife" education. It is a broad

environmental education program focusing on wildlife. Wildlife is used as a tool that naturally captures student interest and as a symbol for the fragility of the environment providing a means to also educate youth about the value of wetlands for waterfowl.

#### Waterscapes:

This activity guide is produced by the Eastern Habitat Joint Venture and is a guide for helping youth appreciate and understand wetlands within Newfoundland and Labrador. The guide is complete with lesson plans, case studies and outreach projects intended to work on a conceptual framework to guide teachers and students through an understanding of basic ecology and to direct experience with wetlands and stewardship. The guide is provided free of charge to stewardship communities and is formatted for use with learners in grades 4-8.

#### Backyard Habitat for Canada's Wildlife:

This habitat awareness initiative is made available by the Canadian Wildlife Federation and is administered in conjunction with the Wildlife Division's Salmonier Nature Park. This program enables the average towns person to become an active participant in helping wildlife and in enhancing habitat for wildlife use. Backyard Habitat for Canada's Wildlife is a program that offers immediate, specific and inexpensive suggestions on how to make life better for wildlife in a particular habitat.

#### Greenwing Program:

This conservation awareness program targets grade four students, who have been identified as being most ready to receive and consider conservation messages. The Greenwing program is initiated by the "adoption" of a fourth grade class by local businesses or individuals. Members are then given a wealth of items ranging from t-shirts and lunch bags, encouraging a conservation-minded approach to daily life, and educational magazines revealing the wonders of wetlands, wildlife species and natural areas. Greenwing events are also available to any Greenwing members, where conservation minded adults (i.e. potentially EHJV staff members) host project days or educational field trips with support from Ducks Unlimited Canada. Greenwing members who attend a Greenwing event typically leave an event with a greater sense of conservation awareness, and a parting item like a birdhouse or birdfeeder.

#### Nature and Art:

Some stewardship communities have used the wetlands and associated wildlife as opportunities to also serve as a natural location to bring together nature and art. This is made much simpler if a central building or interpretation area is present on site. Local art classes and drama groups use the freedom afforded by an outdoor theatre for educational exercises. This could involve field trips whereby students could interpret the beauty of wetlands - and nature in general - through various mediums (chalk, paint, etc.) or a day of sketching to the sound of nature or music. Being innovative in efforts to assemble art supplies might include visiting websites like Crayola.com which offer special resource grants to educators.

Similarly, drama classes could develop a play or a series of dramatic readings based upon wetlands or nature with evening delivery within a lighted amphitheatre. Several amphitheatres in Eastern Canada utilize the open-air concept to show nature-related videos or videos with an environmental message outdoors in the evening. Videos could be tailored to various ages and could include nature-related craft projects. A good starting point for videos and educational nature-oriented craft projects for children may include websites like [hookedonnature.org](http://hookedonnature.org) and [planetpals.com](http://planetpals.com).

## Habitat Enhancement

In some wetland areas, the surrounding habitat has already been degraded or lost and could benefit from the planting of wetland and waterfowl “friendly” plants. A number of aquatic plant species have the ability to remove large quantities of pollutants from water. These plants improve water condition by “uptaking” excessive amounts of nitrogen, phosphorous and carbon – substances associated with the occurrence of algal blooms – by storing them in plant tissues. Many “classic” beneficial plant species have limited distribution in Newfoundland, and should not be introduced to the sensitive ecosystem of the estuary without consideration of the potential consequences, including the possibility of invasive plants out-competing native plant species.

Often, the natural balance within an ecosystem can be changed when new species are introduced. The relationships that develop between plants and animals may also change within a particular habitat. Introduced species are referred to as “exotic” species if they are not native to an area. Competition naturally exists between organisms within an ecosystem but the introduction of exotic, or nonnative, species can alter the balance within the ecosystem and have negative effects upon the natural populations within the region and the ecosystem as a whole.

Eelgrass (Figure 3) is an aquatic grass is known to have significant value for waterfowl and providing habitat for many aquatic species such as juvenile salmonids. It is possible to encourage the growth of Eelgrass beds through an inexpensive project of habitat management and shoot transplantation from a nearby donor site. A thorough site evaluation would have to be initiated in consultation with staff of the EHJV to assess the topography of the coastal area, water salinity and substrate suitability before proceeding with the project. However, encouraging eelgrass bed establishment is a project that has been successfully completed in a number of areas across Canada.



**Figure 3 – Eelgrass.**

Certain species of willow (*Salix discolor*) and alder (*Alnus crispa*) are native to the island of Newfoundland, are found in areas of the Avalon Peninsula, and are renowned for their hardiness, their ability to withstand tidal inundation and their extensive network of roots. Their ability to uptake excess nutrients from the water column would make these native

species an important addition to coastal shorelines. In addition to bank stabilizing properties and nutrient uptake characteristics, willow and alder buds and shoots are an important food source for small mammals like muskrat and snowshoe hare, and bird species like Ruffed Grouse and Grosbeaks.

In terms of wetland plants that would be of dietary importance to waterfowl populations, three-square bulrush (*Scirpus americanus*), Salt Water Cord Grass (*Spartina alterniflora*), Wild Rye (*Elymus virginicus*) and Blue-joint Grass (*Calamagrostis canadensis*) are all native to the island portion of Newfoundland and would all supply food to a number of estuary inhabitants. Tall stands of established Cord Grass and Wild Rye also offer a great deal of shade and cover to waterfowl and may lower water temperature to prevent algal blooms from occurring.

In terms of bank or shoreline stabilizing properties Blue-joint Grass and Dune Grass (*Ammophila breviligulata*) may be appropriate choices. Once established these grasses would provide a great deal of cover and concealment to waterfowl species. Low growing native shrubs may be interspersed with either grass species to enhance the desired effect of seclusion.

## **Hunting**

It is the clear intent of the Wildlife Division and the Eastern Habitat Joint Venture that hunting, as a sustainable consumptive resource use activity, be maintained within wetland habitats that contain waterfowl. Some communities have taken it upon themselves to seek to close stewardship zones to hunting subsequent to signing a stewardship agreement. It is important to understand however that the provincial Wildlife Act and associated Wildlife Regulations indicate that shooting is not permitted within 1000m of a school, playground or athletic field or areas that are within 300 m of a dwelling. If required, appropriate signage may be developed through consultation with Wildlife Division staff and would need to have the section of the NL Wildlife Act from which the regulation has been quoted - pertaining to the illegal discharge of a firearm - clearly identified. Placement of no-shooting signs should be left up to the discretion of local Conservation Officers.

## **Litter Removal**

It is strongly recommended that community interest groups and individual residents work cooperatively to remove the large quantity of litter in and around all portions of stewardship zones on a regular basis, while making certain to avoid those times of year (May to August) when waterfowl may be disturbed during breeding, staging or brood rearing periods. Programs such as Ocean Net and Vanaqua Shoreline Cleanup assist communities in organizing litter cleanups.

## Water Control Structures

A community may wish to enhance a wetland area by changing the water flow or controlling the water depth to attract waterfowl (Figure 4). Ducks Unlimited Canada (DUC), a partner of the Easter Habitat Joint Venture, has a great deal of experience in this area. Staff of the EHJV can put you in touch with DUC to assess the possibilities, costs and issues in this area.



**Figure 4 – Example of a Water Control Structure - Fish Baffles in Grand Falls–Windsor. Photo by: Charmaine Barney**

## APPENDIX 1:

### Municipal Wetland Stewardship Agreement

#### STEWARDSHIP AGREEMENT

**THIS AGREEMENT** made at Hawke's Bay, in the Province of Newfoundland and Labrador, this 25<sup>th</sup> day of June, 2008.

**BETWEEN:**            **HER MAJESTY THE QUEEN IN RIGHT  
OF NEWFOUNDLAND AND LABRADOR,**  
as represented by the Honourable the Minister  
of Environment and Conservation

(hereinafter called the "Minister")

-of the one part-

**AND:**                **THE TOWN COUNCIL OF THE TOWN OF HAWKE'S BAY**  
a corporation pursuant to Section 15 of the *Municipalities Act*,  
1999

(hereinafter called the "Town")

-of the other part-

**WHEREAS** the Government of Newfoundland and Labrador has entered into an Agreement with others for the implementation of the North American Waterfowl Management Plan through the Eastern Habitat Joint Venture;

**AND WHEREAS** the parties hereto recognize that the proper protection and management of both wetland and upland habitats are fundamental tools in maintaining and enhancing waterfowl populations in the province;

**AND WHEREAS** the Minister proposes that certain important wetlands and associated wildlife habitat within the Town be protected and enhanced through and with the cooperation of the Town in accordance with this Agreement and the Habitat Conservation Plan developed hereafter;

**AND WHEREAS** the Town has agreed to enter into the Agreement for the purpose of protecting and enhancing those areas of important wetland habitat within its jurisdiction.



**NOW THEREFORE IT IS AGREED BY THE PARTIES HERETO AS FOLLOWS:**

1. The lands herein delineated and designated as a Stewardship Zone (being the lands outlined on a certain Schedule annexed hereto and marked "A") shall be managed in accordance with the terms and conditions of this Agreement including any Habitat Conservation Plan developed hereunder for better protection of the wetlands for waterfowl and other wildlife.
2. Within the Stewardship Zone, the Parties will establish Management Units as identified in Schedule "A" and other Management Units as may be desirable from time to time which shall be subject to the terms and conditions of a Habitat Conservation Plan designed to enhance and protect the wetland habitats, the waterfowl and other wildlife which use those habitats.
3. The Habitat Conservation Plan shall be developed in cooperation with the Town and the Minister agrees to provide such advice and expertise as may be necessary or advisable for the development of the Habitat Conservation Plan.
4. The Town agrees that in the preparation of a Municipal Plan for the Town or any amendments to any existing Municipal Plan, the areas designated as Management Units shall be recommended by the Town to be appropriately declared protected areas under subsection 13(3)(f) of the *Urban and Rural Planning Act, 2000* (or such other legislation in amendment or substitution therefore as may be brought into effect from time to time). The Town in passing regulations or by-laws related to the protected areas so designated under the Municipal Plan or amendments thereto and which may affect the Stewardship Zone shall do so in consultation with the Minister and in keeping with the principals of this Agreement.
5. The parties to this agreement, their consultants, servants, or agents, shall have and exercise reasonable rights of access to the Stewardship Zone for all purposes necessary or incidental to this Agreement and in particular, but without limiting the generality of the foregoing, for the purpose of developing and carrying out the Habitat Conservation Plan.
6. Each of the parties hereto agree that they will exercise their best efforts to further develop management measures for more effectively carrying out of their mutual intentions as expressed in this Agreement.
7. If at any time during the term of this stewardship Agreement the Parties deem it necessary or desirable to make any alterations or additions to it, they may do so by means of a written amendment between them which shall be supplemental to and form part of this agreement.
8. The parties hereto agree that this agreement shall remain in full force and effect for a period of (30) years computed from the date hereof and may be renewed at the termination of the initial (30) year period by mutual consent.


**IN WITNESS WHEREOF** the parties have caused these presents to be executed in accordance with their respective rules and regulations the day and year first before written.

**SIGNED SEALED AND DELIVERED**


by the Honourable the Minister of  
Environment and Conservation  
in the presence of:




  
Witness

  
**THE HONOURABLE THE MINISTER  
OF ENVIRONMENT AND  
CONSERVATION**

**THE SEAL OF** the Town Council of  
the Town of Hawke's Bay  
hereunto affixed in the  
presence of:

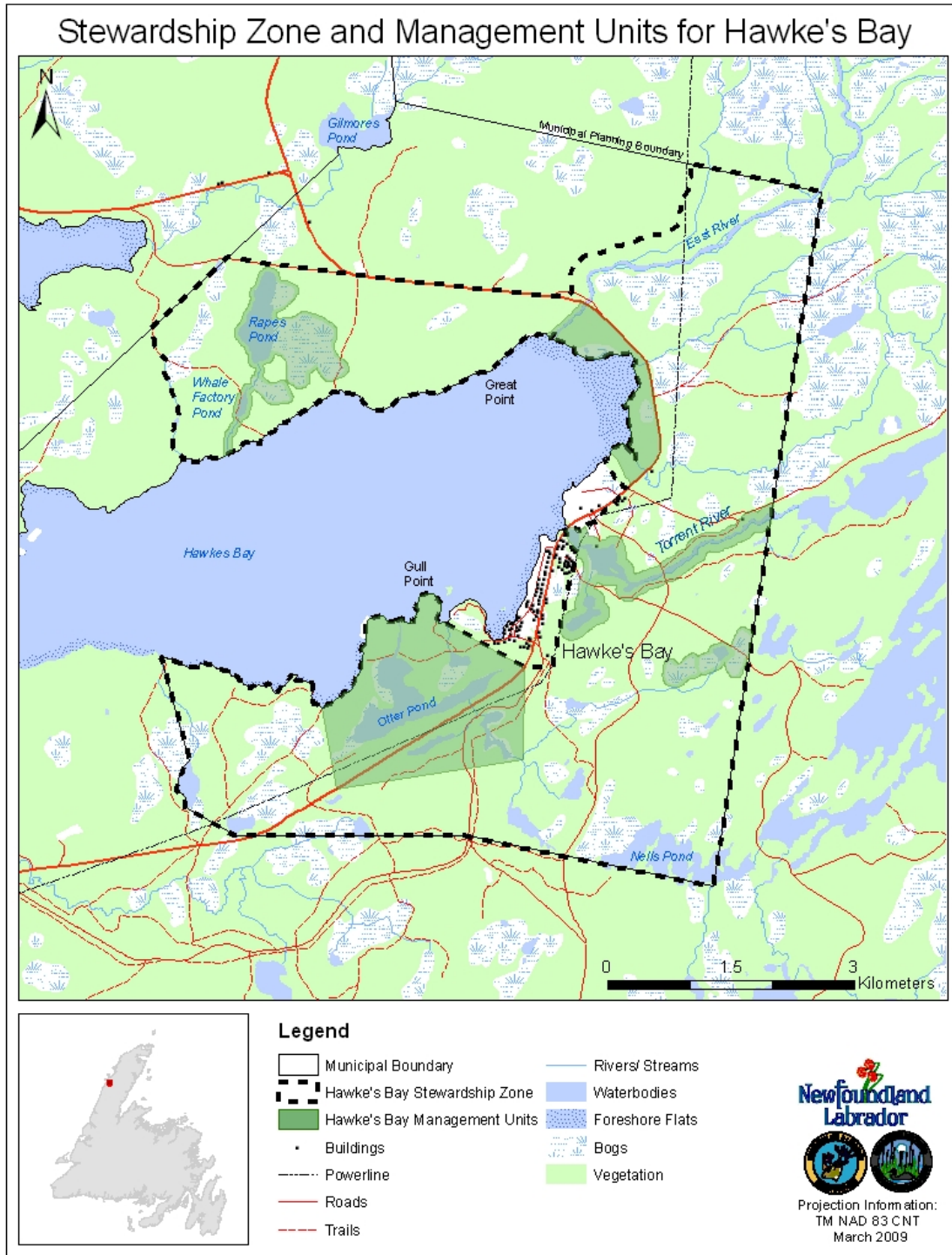
  
Witness

  
**THE TOWN COUNCIL OF THE TOWN  
OF HAWKE'S BAY**

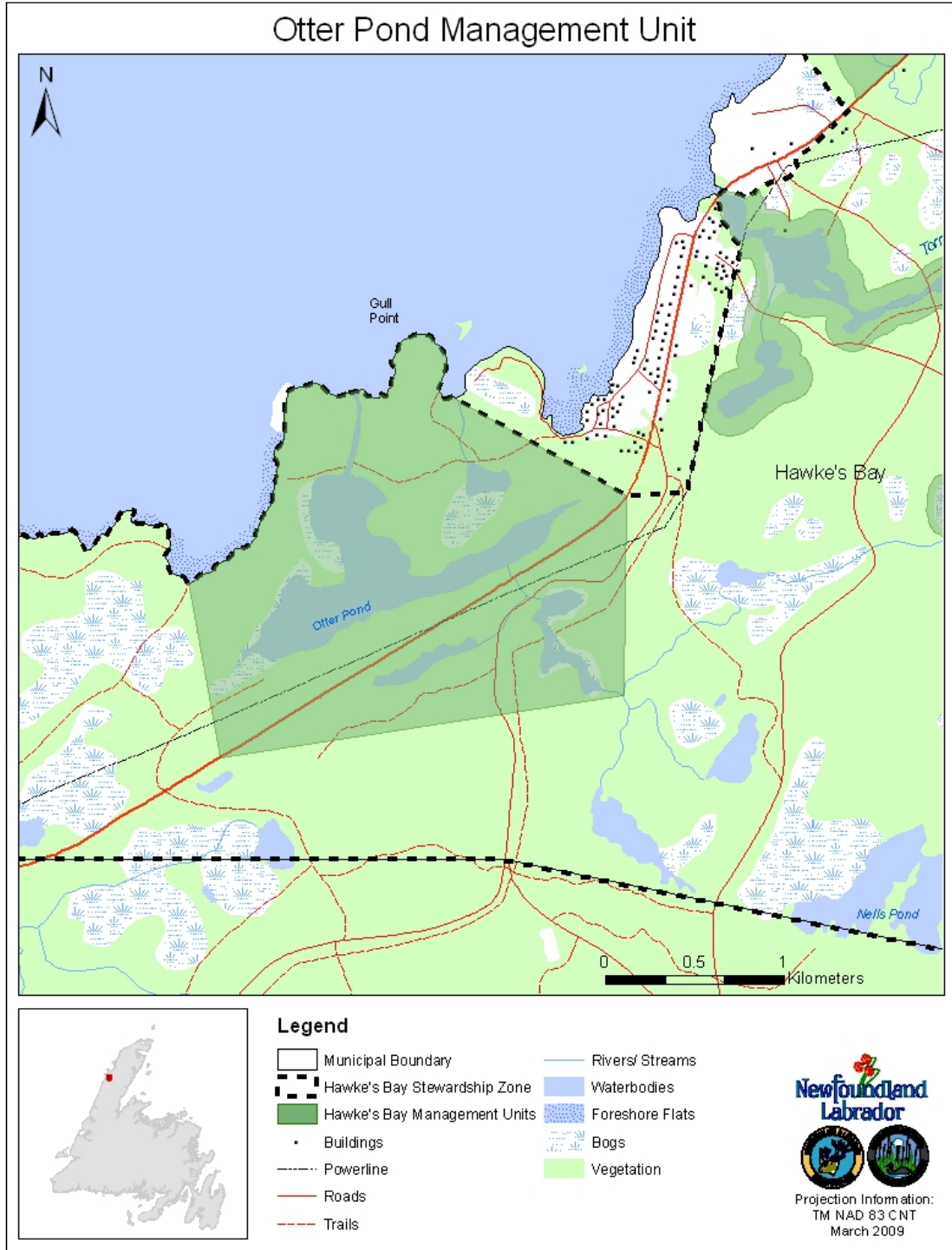
**Schedule "A"**

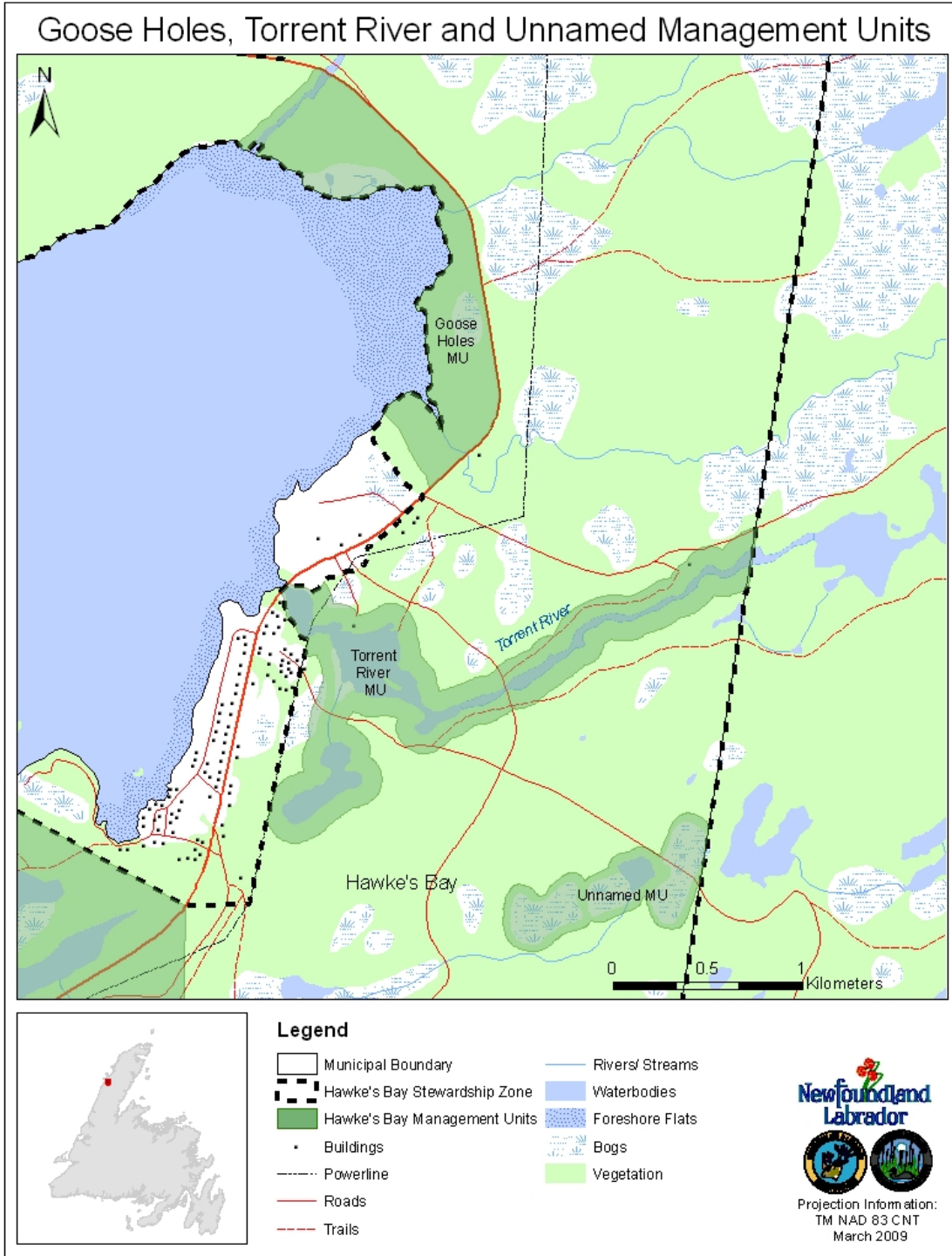
## APPENDIX 2 – Schedule “A”:

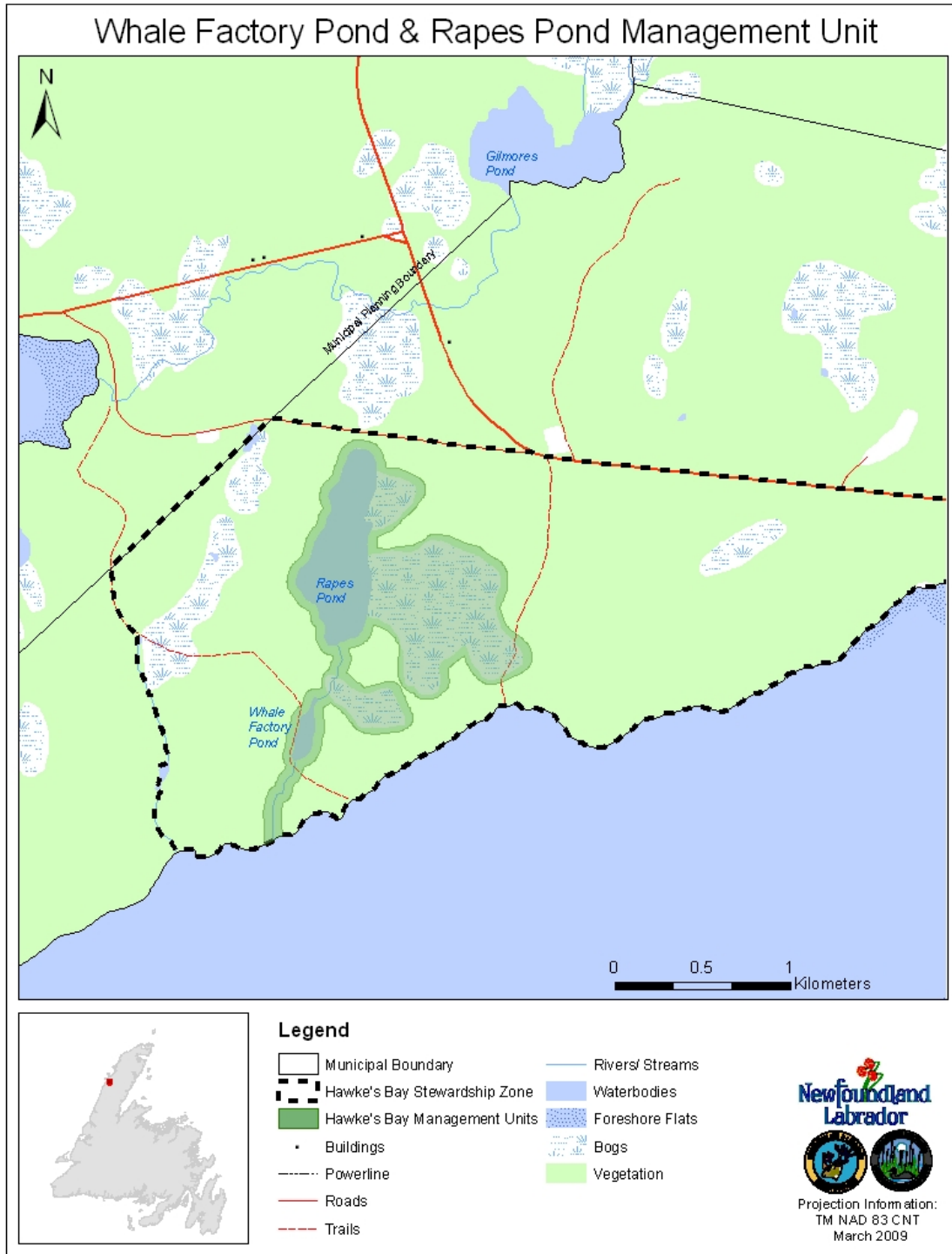
### Map of Hawke’s Bay Stewardship Zone and Management Units



### APPENDIX 3: Management Units







**APPENDIX 4:****Avian Species of the Hawke's Bay Management Units**

<b>Group</b>	<b>Common Name</b>	<b>Scientific Name</b>
Waterfowl	Northern Pintail	<i>Anas acuta</i>
	Green-winged Teal	<i>Anas carolinensis</i>
	Ring-necked Duck	<i>Aythya collaris</i>
	Mallard	<i>Anas platyrhynchos</i>
	American Black Duck	<i>Anas rubripes</i>
	Canada Goose	<i>Branta canadensis</i>
	Common Goldeneye	<i>Bucephala clangula</i>
	Common Merganser	<i>Mergus merganser</i>
Seabird	Herring Gull	<i>Larus argentatus</i>
	Black-backed Gull	<i>Larus marinus</i>
Songbird	Black-Capped Chickadee	<i>Parus atricapillus</i>
	American Robin	<i>Turdus migratorius</i>
	White-throated Sparrow	<i>Zonotrichia albicollis</i>
Other	Common Crow	<i>Corvus brachyrhynchos</i>
	Common Loon	<i>Gavia immer</i>
	Bald Eagle	<i>Haliaeetus leucocephalus</i>
	Greater Yellowlegs	<i>Tringa melanoleuca</i>



**APPENDIX 5:****Appropriate Wording Required for Potential “No-shooting” Signs**

**THE DISCHARGE OF A FIREARM  
WITHIN 1,000 METRES OF A SCHOOL,  
PLAYGROUND OR ATHLETIC FIELD,  
OR WITHIN 300 METRES OF A DWELLING  
IS NOT PERMITTED.**

**NEWFOUNDLAND AND LABRADOR WILD LIFE ACT  
WILD LIFE REGULATION 111 (1)**

## APPENDIX 6:

### Waterfowl Monitoring Project Protocols and Data Sheet

Generally within a community's wetland management units, a set number of locations for viewing waterfowl are chosen and outlined on a detailed map. These sites are chosen, for ease of access and ability to view waterfowl over a wide area, but they are also relatively evenly distributed around the wetland. Sites can be chosen to sample productive, historically productive and potentially non-productive waterfowl locations to give a representative snapshot of inhabitants of the estuary.

Each site location should be visited during a single day, within a two-three hour period, which will mean, in most towns, that more than one person will need to be involved. The survey should occur, at least once within a two week period in both the spring and fall. You are most welcome to complete and record as many observations as your schedules permit but the above indicates that, at a minimum, at least two surveys would occur annually.

These surveys should occur **during the last two weeks of June and during the first two weeks of October and should occur either in the early morning (starting at dawn and up to ~ 3 hours afterwards) or in the early evening (starting ~3 hours before dusk).**

If you are not already familiar with the area it would be advantageous for you to become familiar with the sample locations identified on the map prior to the day of your survey. It may also be prudent to seek private landowner permission in advance of your intended survey day. In addition, identify access points (ex. determine whether best approached by foot or by boat) well in advance so that your survey can be completed in a single morning or evening.

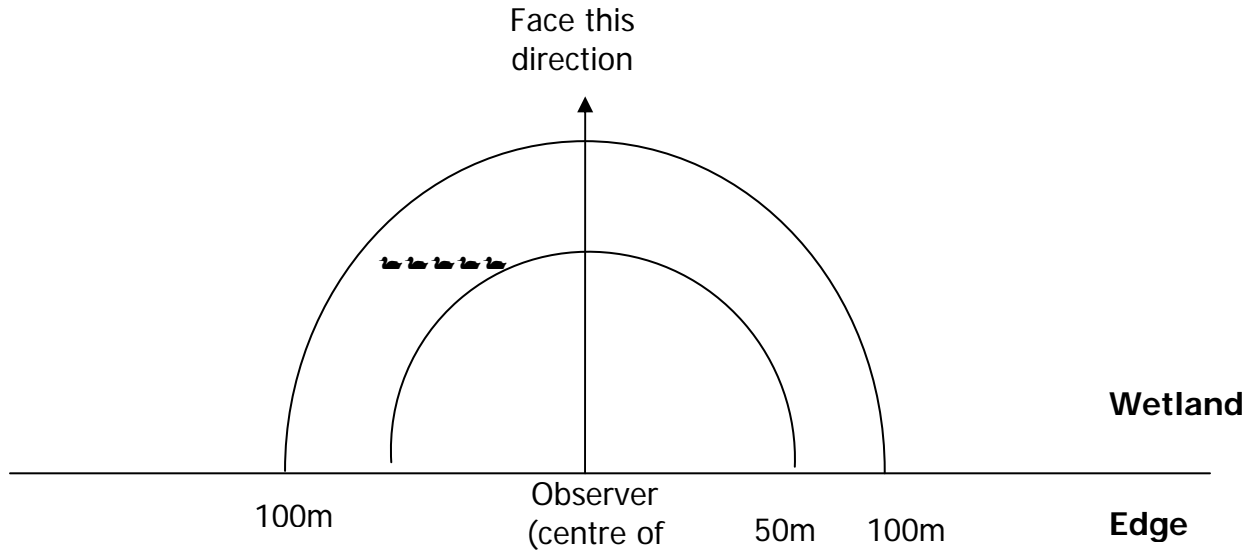
#### Survey Locations

The intended survey sites should be relatively easy to access (off roads or meadows) and are intended to follow the shoreline of the wetland. **Observations should be made within a semi-circle** oriented towards the wetland instead of attempting to watch in a full circle all around you which could form an unnecessarily difficult amount of survey area in a short period. Orient yourself so that you can maximize the amount of wetland being observed (i.e. your view should not encompass a large swath of open field or roadway) **out to a distance of ~100m on either side of you.** It may be prudent to become familiar with what a 100m distance roughly looks like before setting up your survey.

Some sites may be more easily accessed by non-motorized water craft such as canoe or kayak. If you choose to use canoe or kayak, the centre of the semicircle will become your boat and you will orient your semicircle accordingly. It will be especially important to

approach your survey site slowly and quietly by boat or kayak since your odds of flushing waterfowl will be increased.

**Consider the following drawing as your sample area:**



**Tools you should consider having include the following:**

- A keen eye!
- Field notebook or data sheet (attached)
- Pencil - record findings
- Watch - keep track of time (10 minutes per survey site)
- Bird field guide
- Pair of binoculars and/or a spotting scope (binoculars may be sufficient)
- Appropriate outdoor clothing
- Cellular phone in case of an emergency

### **Conducting the Survey**

**Surveys should only be conducted under suitable or good weather conditions.**

This includes good visibility out to 100m, reasonably warm air temperature, little or no precipitation and little or no wind. If poor conditions develop and last for an extended period, it is suggested that you reschedule your survey for another day. **Once you have reached the survey site and oriented yourself so that you have maximal view of the area, sit quietly and begin timing for 10 minutes.** It is advised that you record any waterfowl that may be flushed out of the sample area during your approach and/or set up period in the space provided at the bottom of your record sheet, indicating that waterfowl left the area just prior to the survey.

**Record all waterfowl species seen within the survey area during the 10minute period.** If possible distinguish between male and female adults where possible and the numbers seen (including individual ducklings making up broods) in the appropriate space on the attached record sheet. Use a separate column for each sample site, identifying the site # at the top of the column. Also note any ducks that fly over, through, or out of, your sample area at the bottom of the reporting sheet.

**Do not guess! It is entirely acceptable to record a species as unknown.** You should be certain of the identity of a species before recording it. Birding workshops and informal bird watching excursions in your local area will make you proficient at identifying species common to your area in no time! If you find that you are recording several unknowns....that is perfectly acceptable. As years go by, you will become more and more adept at identification.

### **Additional Information to Record**

If you are able to identify other, non-waterfowl, species of birds either by call or site in the vicinity of your survey area, please enter those in the space provided at the bottom of the appropriate column on the reporting sheets.

Excessive disturbance or noise from a number of sources (people talking, vehicles, farm equipment, boat traffic, etc.) could influence the behavior and movement of waterfowl that you are monitoring. Please take time to record any type of disturbance at the bottom of your reporting sheet (under the appropriate column corresponding to your survey site).

### **General / Safety Considerations**

It is important to be mindful of the tides and the wetland (damp, soft, slippery) habitat that you may be asked to survey near, making personal safety your top priority. Further, if survey locations fall on private property, first seek permission from the land owner to access the property.

It is important throughout your survey that you aim to cause as little disturbance as possible to the birds that you are viewing, considering that many ducks will either be raising broods at the time of your survey or preparing for long migrations and a high level of disturbance could mean an impact on waterfowl foraging. If you approach an area and it seems to be causing a hen to separate from her ducklings, leave the area. If you approach an area and an adult seems at all aggressive (i.e. Canada goose hissing), leave the area. Common sense is important; don't put yourself or the birds that you are watching in jeopardy.

Finally, **have fun!** The intent behind this survey is to have an enjoyable community waterfowl-monitoring effort. **Not every person has to commit to monitoring all of the same survey locations every year**, but your birding group may find it more manageable to have the same person (or group) monitor the same few sample locations year after

year. If certain people in your community live close to certain survey sites, have special knowledge of certain sample sites or have a strong desire to sample certain sites year after year.....feel free to organize your survey group accordingly. Similarly, if you would like to rotate the groups of sites making up your larger survey area amongst your birding group that is acceptable, as long as the non-productive sites are factored into how you distribute the sites amongst volunteers.

### **What Will Happen to The Data?**

Each year data sheets will be returned to EHJV staff who will compile the information to maintain a database on the diversity and abundance of waterfowl usage of the wetlands in question. This information is available on request but summary results will be forwarded to participants each year to keep you up to date on how your wetland and waterfowl are doing.

### **Feedback**

We would appreciate learning more about any problems that you might have encountered with this protocol and would welcome any suggestions for improvement. The Eastern Habitat Joint Venture can be contacted anytime using the contact information enclosed.

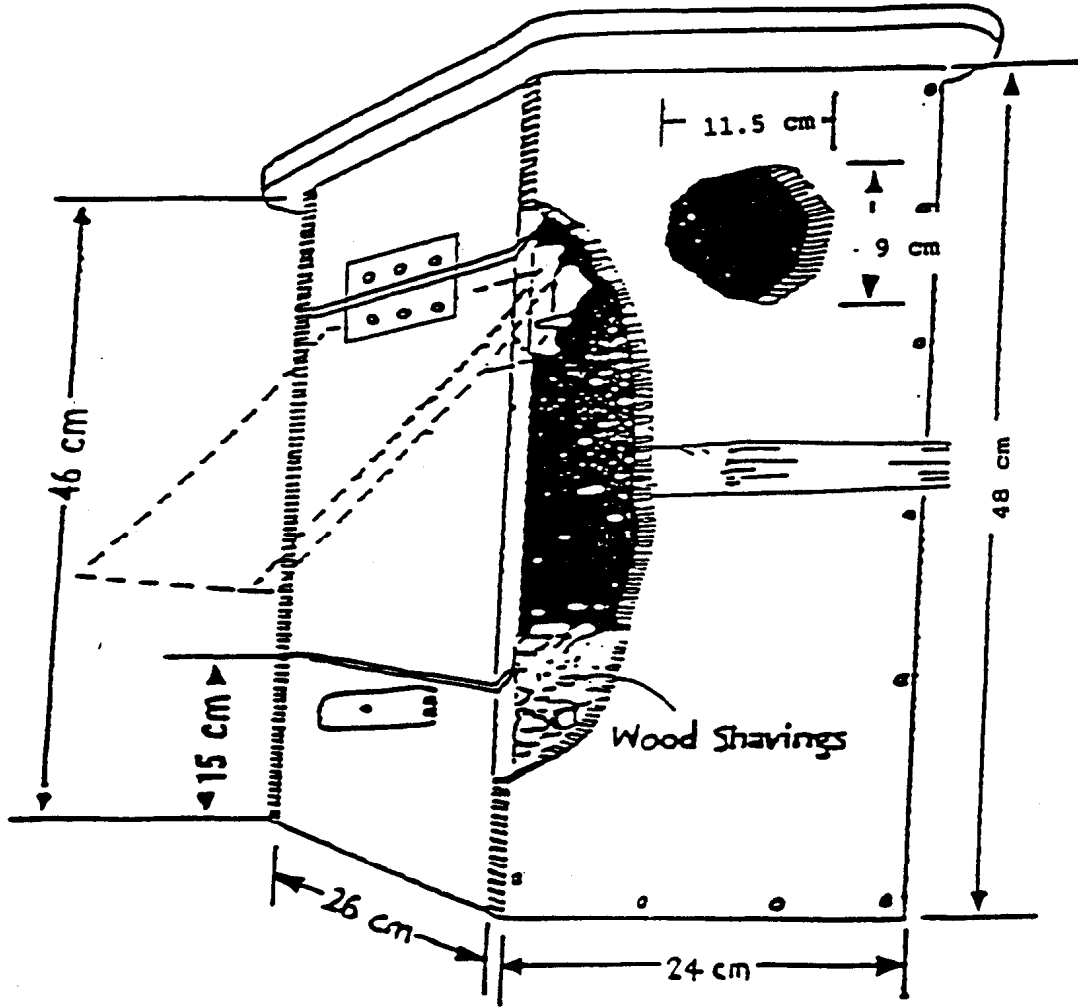
### **The Completed Survey Sheets Should Be Returned To:**

NL Eastern Habitat Joint Venture  
Wildlife Division - Department of Environment and Conservation  
P.O. Box 2007 • 117 Riverside Drive  
Corner Brook, NL • A2H 7S1  
Phone: (709) 637-2006  
Fax: (709) 637-2032



### APPENDIX 7:

### Design and Dimensions for the Cavity Nest Boxes



## APPENDIX 8:

### Potential Constructed and Floating Islands

Instructions/Material for Constructed and Floating Islands:

- 1) 2m X 2m floating island constructed from high modular polypropylene floating booms and heavy gauge mesh:



Photo Courtesy of "Water Lines"

- 2) 3.5m octagonal floating island constructed from high modular polypropylene floating booms and heavy gauge mesh:

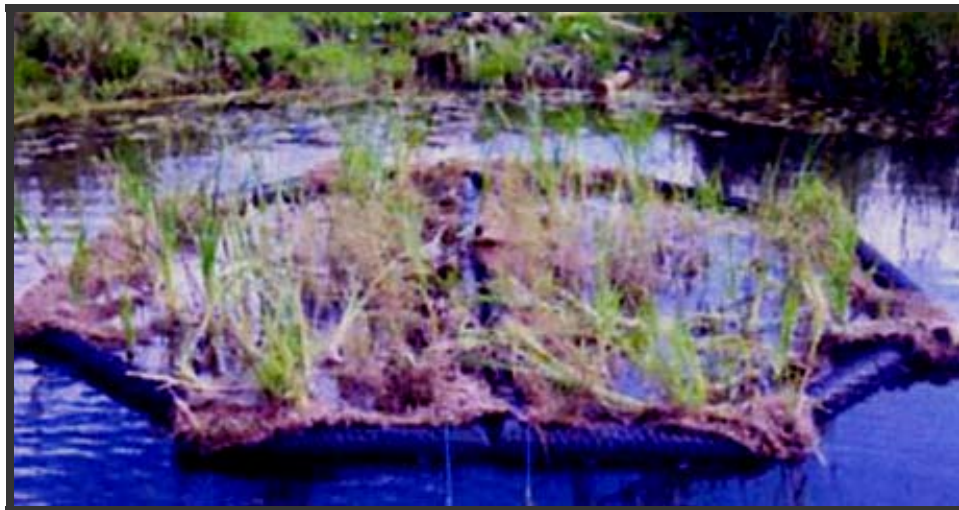


Photo Courtesy of "Water Lines"



- 3) By adding a floating island to a pond you will see dramatic improvements in the ponds water quality as well as the habitat for waterfowl. Islands are ideal for ponds surrounding towns to help improve wetlands as well as the habitat for waterfowl and other wildlife species. Visit [CanadianPond.ca](http://CanadianPond.ca) for more details.



**Photos Courtesy of “Canadian Pond Products Limited”**

- 4) Installation of floating island in the United Kingdom By “Water Lines” Staff:



**Photo courtesy of "Water Lines"**

- 5) Image of a timber rock crib installed in Kingsford, Mississippi by the Pine Creek Watershed Conservation Project. A proper crib is built from new, square-cut timber, not wire or driftwood or round logs tacked together with small nails. The timbers are assembled into a slatted, box-like affair. The box is then filled with rock and can weigh up to several tones:



**Photo Courtesy of "Pine Creek Watershed"**

- 6) Timber rock crib being installed in Kingsford, Mississippi by the Pine Creek Watershed Conservation Project. High quality construction would be essential to placement of this style of rock crib within the Shearstown Estuary to withstand ice and winter storm conditions. Design may have to be modified to deal with specific conditions existing within the estuary:



**Photo Courtesy of "Pine Creek Watershed"**

## APPENDIX 9:

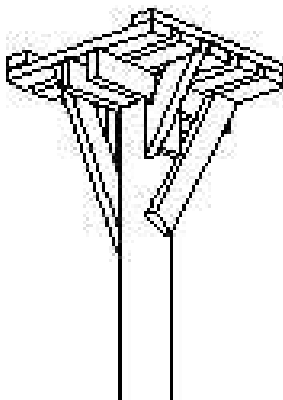
### Potential Artificial Osprey Platform

#### Instructions/Material for Artificial Osprey Platform Construction:

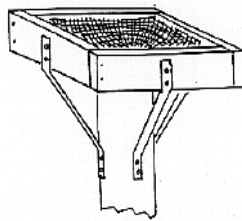
Quite a number of osprey artificial nest designs have been developed for different habitats and sites. One of the more suitable designs for Winterland is the Minnesota Design. This structure is mounted on a single pole (i.e. untreated telephone pole) at least five meters above the ground. All nail and bolt holes are pre-drilled to prevent splitting. The wire mesh is nailed in the platform. Steel braces are bolted to the platform and the lag screws are used to secure the platform to the pole. Some sticks should be wired to the nest to help stimulate nest building. The use of tamarack larch or cedar is highly recommended.

Nesting structures should be placed within fifty (50) meters of water and at least one hundred meters from the nearest residence. Regular inspection of the structure is necessary. After a few years some nests become quite large because the osprey continually adds new sticks. This weight may cause support structures to break. If the nest does become large, it is often a good idea to remove some nest material outside of the breeding season. With proper construction and maintenance, the nest structure may last up to fifteen to twenty years. It is not uncommon for several years to go by without osprey use of the artificial structure. Only an osprey can ever truly know what an osprey seeks during placement of nesting structures!

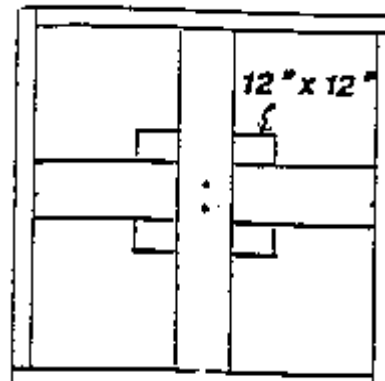
#### Osprey Platform (Images Courtesy of the Minnesota Raptor Centre):



1) Platform View

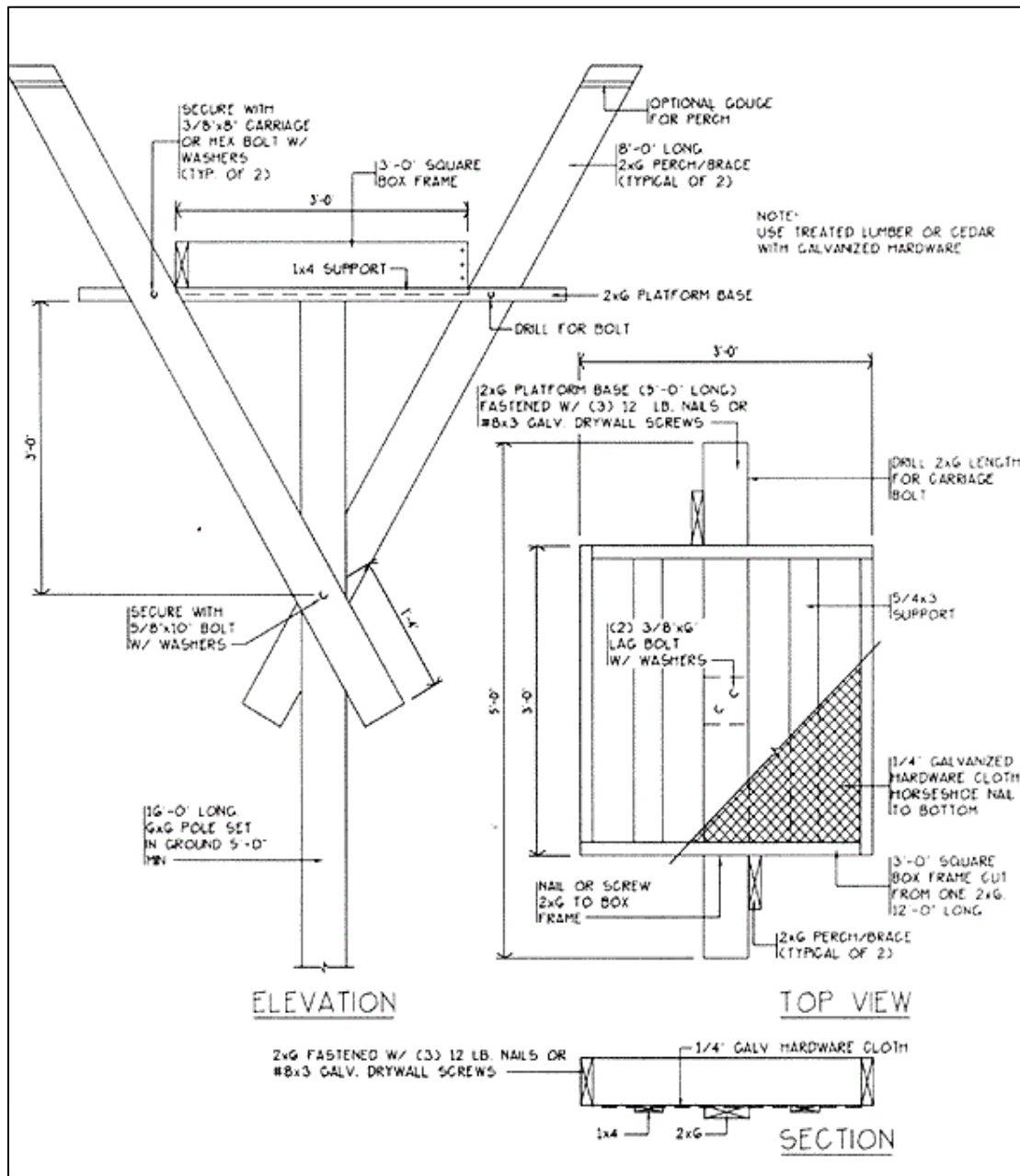


2) Platform side-view



3) Osprey platform top view

### Artificial Osprey Platform design



## APPENDIX 10:

### Bird-watching (Viewing) Towers

Bird-watching (Viewing) Towers overlooking estuary in Carleton, Quebec built in 1990 for \$50,000 by local construction companies:



Photographer Unknown



Photographer Unknown

**APPENDIX 11:****Construction of Bird Blinds**

Image of inside and outside of bird blind in Grand Falls-Windsor:



**Photo Courtesy of Corduroy Brook Trail Association**



**Photo Courtesy of Corduroy Brook Trail Association**



**APPENDIX 12:**  
**Construction of a Viewing Deck**

Image of viewing deck with interpretive panel in Glovertown:



**Photo taken by EHJV Staff**