

# Adventure Tourism Management Plan

## **She Shreds Mountain Adventures**



**March 1, 2021**

Tracking # 100187321

A handwritten signature in black ink, which appears to read "Julie Anderson". The signature is written in a cursive, flowing style.

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Company authorized signatory

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## Executive Summary

She Shreds Mountain Adventures (SSMA) is a professional snowmobile clinician and avalanche course operator based out of British Columbia and has been working with several tenure operators throughout British Columbia for the past 10 years, with full bases in the Pemberton and Nelson (Krestova) areas. SSMA currently provides women-focused single day snowmobile clinics, avalanche courses, and guided adventures in the Pemberton area in conjunction with existing operators under sub-tenure and sub-contractor agreements. The company is now seeking to secure their own tenure area to stage clients out of Pemberton to ride in the Pemberton Ice Cap and Hurley areas, including Face, Lone Goat, and Hope Creek FSR. Securing a tenure with several areas is important to providing a safe and enjoyable experience for clients of varying abilities, and to accommodate changes in weather, hazards, and avalanche and snow conditions.

SSMA is requesting a License of Occupation, pursuant to the Adventure Tourism (AT) Policy, to operate snowmobile clinics, avalanche courses and guided snowmobile tours within Crown Land in 2 zones within the Sea to Sky Corridor. The proposed tenure area covers 248.2 km<sup>2</sup> over two main operating zones, using 86 km of forestry roads to gain access. The following Management Plan provides an overview of the areas of use and activities, environmental and cultural values, details on overlap with existing uses, and identifies key areas of concern.

### ***Key highlights***

- SSMA has been in operation for 10 years across British Columbia and Quebec, specializing in teaching women and men safe snowmobile operation and technique. SSMA offers educational clinics for participants to develop skills in a safe environment including snowmobile technique, outdoor survival, safe backcountry travel, and avalanche education (Avalanche Skills Training 1 (AST1) and basic companion rescue). SSMA currently operates in the Nelson, Golden, Revelstoke and Valemount areas and is looking to secure tenure in the Pemberton Ice Cap and Hurley areas of Pemberton. SSMA brings tourism, employs locals, and helps to impart backcountry etiquette on clients while providing a safe and enjoyable educational experience.
- SSMA has been operating for 8 years under a sub-tenure agreement to Totally Awesome Adventures & Broken Boundary Adventures and has most recently become a subcontractor of Ride Whistler in the past year. During this time, SSMA has never experienced any issues resulting in an existing tenure holder requiring any modification to their operations. SSMA has demonstrated continued flexibility to alter training and riding experience as required to accommodate existing tenure holders and to meet the needs of its niche clientele within the varied landscape of the tenure.
- SSMA has two (2) primary riding areas identified in this application: the Pemberton Ice Cap and Hurley Pass. These areas are established snowmobile tenure and will provide appropriate riding terrain for SSMA clients. Use of each area will vary based in part on terrain, snow conditions, weather, accessibility and client requirements.
- For the purposes of this application, a high-level assessment of mapped ungulate winter range, Wildlife Habitat Areas, and known occurrences available from the conservation data centre

through iMap, and the Habitat Wizard were conducted. These layers were compared to the tenure application and areas of overlap, and potential conflict with wildlife values were identified. No major conflicts were identified and tenure boundaries were chosen to avoid any potential wildlife conflicts.

- Communications with the Lil'wat First Nation occurred on October 24, 2016 via telephone. SSMA owner Julie-Ann Chapman spoke with Carrie Lester who requested an email outlining SSMA business intentions, plans, and proposed tenure maps. The requested information was sent on Oct 31, 2016 and Carrie Lester advised Julie-Ann that she would be bringing up the case file during a band meeting on November 23, 2016. The case file was accepted by the band and a letter of acceptance is attached to this application

## Table of Commitments

**Table 1: Table of Commitments**

<b>Commitment detail</b>	<b>Applicable Zone</b>	<b>Justification</b>
Continue to do pre-trip snowmobile inspections	All	Standard procedure
Continue to offer environmental / wildlife briefing to clients	All	Standard procedure
Continue to carry spill kits and appropriate gear for mechanical failure	All	Standard procedure
Maintain minimum 500 m away from any wildlife	All	Standard procedure / regulations
Record and report any wildlife encounters	All	Standard procedure / regulations
Minimize disturbance to wildlife and turn off engines during any wildlife encounter	All	Standard procedure / regulations

## General Overview of Business

SSMA has been in operation for 10 years across British Columbia and Quebec, specializing in teaching women and men safe snowmobile operation and technique. SSMA offers educational clinics for participants to develop skills in a safe environment including snowmobile technique, outdoor survival, safe backcountry travel, and avalanche education (Avalanche Skills Training 1 (AST1) and basic companion rescue). SSMA currently operates in the Nelson, Golden, Revelstoke and Valemount areas and is looking to secure tenure in the Pemberton Ice Cap and Hurley areas of Pemberton. SSMA brings tourism, employs locals, and helps to impart backcountry etiquette on clients while providing a safe and enjoyable educational experience.

**The snowmobile clinics are designed to:**

- Practice and test riders' safety awareness in the backcountry (read avalanche terrain, practice rescue scenarios and techniques, and safe route planning).
- Teach avalanche safety and backcountry survival tactics.
- Evaluate rider abilities.
- Refine current skills.
- Advance the rider to their own "next level".
- Create a comfortable and fun environment for riders to progress in the sport.
- Allow riders to boost their confidence level on a snowmobile.
- Provide a fun adventure while documenting the experience with photos and video.

## **Key Areas of Concern**

### **1. AUTHORIZATIONS, PERMITS OR APPROVALS**

SSMA seeks approval of this tenure application in order to operate safely and respectfully within the requested areas. Existing adventure tourism operators will be contacted to complete an Operator Input Form once requested by the reviewing FLNRORD office.

### **2. FIRST NATIONS**

Communications between SSMA and the Lil'wat First Nation began on October 24, 2016. After several correspondences, the Lil'wat First Nation Referral Committee agreed on March 28, 2018 that they had no concerns with this Crown Land Tenure application for a period of five (5) years. Conversations will be on-going as required.

### **3. ENVIRONMENTAL**

No wildlife concerns were identified within the requested areas. SSMA is committed to environmental responsibility and will conduct operations in a way that minimizes effects on wildlife values and habitat. SSMA will adhere to the Wildlife Act, Federal Fisheries Act, Sea to Sky Management Plan, and any other applicable government regulations and guidelines at all times during operations.

## **Section 1: Areas of Use and Activities**

### **1.1 Location Description and Mapping**

#### **1.1.1 Geographic Location**

SSMA has two (2) primary riding areas identified in this application (Figure 1). These areas are established snowmobile tenure and will provide appropriate riding terrain for SSMA clients. Use of each area will vary based in part on terrain, snow conditions, weather, accessibility and client requirements. Anticipated frequency of use for each riding area has been outlined in Section 1.2.2, Table 4.

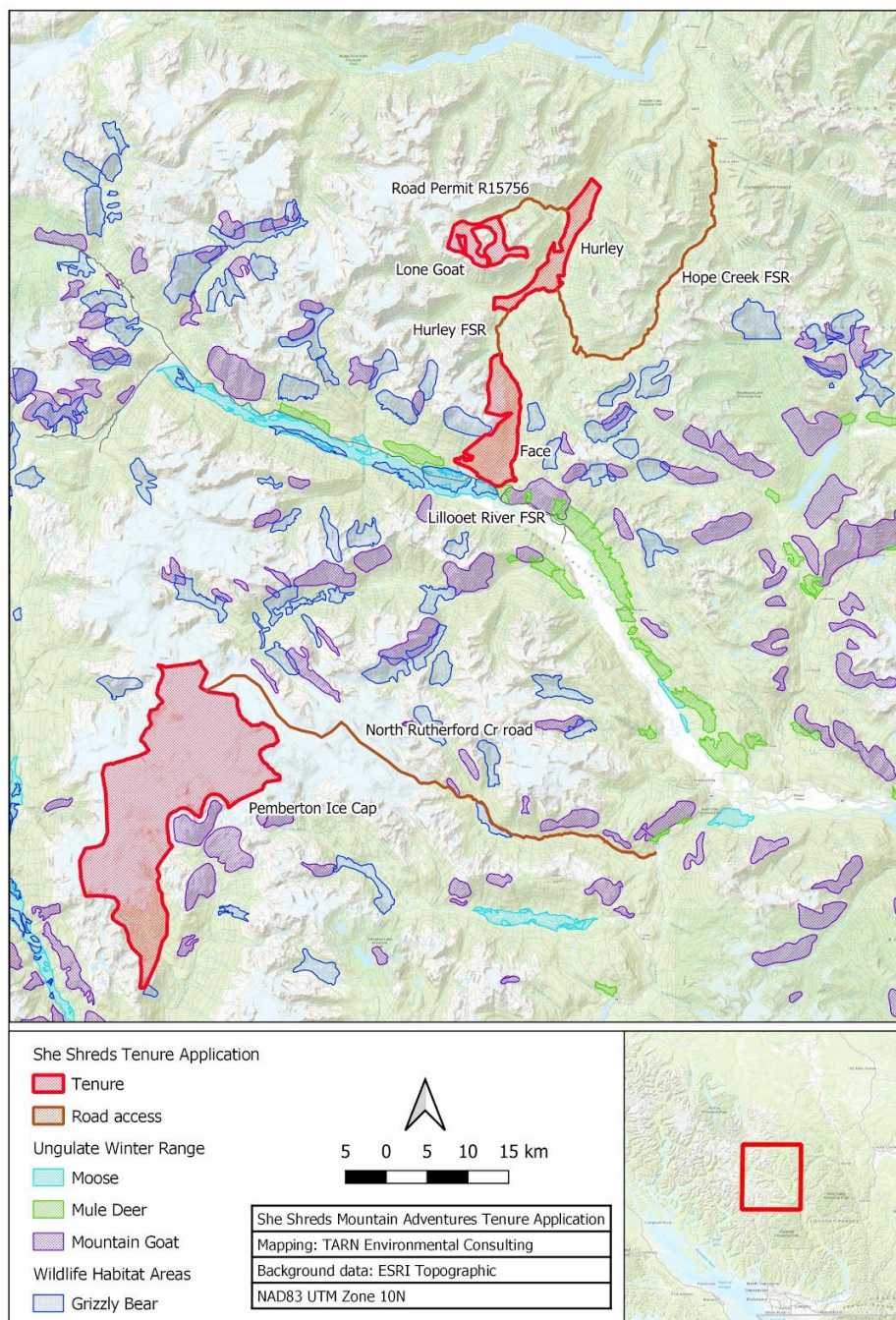
**Pemberton Ice Cap:** 151.2 km<sup>2</sup> (plus 43 km of forestry road (North Rutherford FSR))

The primary access will be from the East access via the Rutherford FSR and an access path across the Appa and Longspur glaciers to the tenure area.

**Hurley Pass:** 48.5 km<sup>2</sup> (**Hurley** - 14.9 km<sup>2</sup>; **Face** - 23.5 km<sup>2</sup>; **Lone Goat** - 10.1 km<sup>2</sup> (plus 43 km of FSR access))

The primary access will be via the Lillooet River FSR / Hurley FSR. Additional access will be via the Hope Creek and Lone Goat FSRs.

**Figure 1: She Shreds Mountain Adventures tenure application areas, with ungulate winter ranges identified.**



### 1.1.2 Base Operation

The SSMA base is located at 7467 Prospect Street Pemberton BC, unit 3. This is a private residence where clients can meet each other and review pertinent information prior to heading into the backcountry. Due to the COVID-19 pandemic, meetings are all conducted on Zoom until further notice.

### 1.1.3 Access

The primary access will be via the North Rutherford Creek FSR (Pemberton Ice Cap) and the Lillooet River FSR / Hurley FSR (Hurley). Additional access will be via the Hurley, Lone Goat, and Noel Creek FSRs.

All locations and routes have been selected as the safest route to access the alpine snowmobile areas. The following list includes each area and its applicable access road:

- Pemberton Ice Cap is accessed via the North Rutherford Creek Road
- Hurley is accessed via the Lillooet River FSR
- Face Mountain is accessed via Hurley FSR
- Hope Creek FSR is accessed off of the Hurley FSR
- Lone Goat is accessed off of the Hurley FSR onto Road Permit R15756

Both the Hurley FSR and North Rutherford Creek Road are accessible by vehicle, and snowmobiles will be transported by truck until snowline is reached. The other specified roadways only see snowmobile traffic and the occasional snowcat on Hurley and Hope Creek FSRs (Backcountry Snow Cats operations).

SSMA does not use helicopters for their regular operations therefore this has been omitted from the access plan.

**Table 2: Existing and Proposed roads/trails used for access**

Roadway/Proposed Connection	Existing or Proposed	Existing Road Classification	Road Permittee Information and Road Use Agreements	Traffic Volume		Mitigation of Traffic Effects
				Construction Phase	Operations Phase	
Lillooet FSR	Existing	FSR	N/A		Low	Small groups
North Rutherford Creek Road	Existing	FSR	N/A		Low	Small groups
Hurley FSR	Existing	FSR	N/A		Low	Small groups
Hope Creek FSR	Existing	FSR	N/A		Low	Small groups
Road Permit R15756 (Lone Goat FSR)	Existing	FSR	N/A		Low	Small groups



#### 1.1.4 Staff

**Julie-Ann Chapman** is the owner and lead guide for all operations and has 18 years experience snowmobiling in the Pemberton area. She has worked with many tenure operators in BC to provide clinics in different locations for the past 15 years. She has the following current certifications:

- Wilderness First Aid w/ CPR (80 hour)
- Instructor Snowmobile Safe Operators Course
- Avalanche Operations level 1 (working towards level 2)
- Advanced Search & Rescue

**Janice Mcwilliam** is another lead guide who has 19 years experience snowmobiling in the Pemberton area. She has the following current certifications:

- Wilderness First Aid w/ CPR (80 hour)
- Avalanche Operations level 1 (working towards level 2)
- Advanced Search & Rescue

When group size exceeds 5 clients, additional tail guides are hired and all must have a minimum of AST1, 15hr first aid certification, and several years of experience in snowmobiling/guiding.

**Table 3: Staff information**

Staff Category	# of Employees	Experience and/or Certification
Lead Guide <b>Julie-Ann Chapman (owner)</b>	2 Lead Guides	<ul style="list-style-type: none"><li>• Wilderness First Aid w/ CPR (80 hour)</li><li>• Instructor Snowmobile Safe Operators Course</li><li>• Avalanche Operations level 1 (working towards level 2)</li><li>• Advanced Search &amp; Rescue</li></ul>
Lead Guide <b>Janice Mcwilliam</b>		<ul style="list-style-type: none"><li>• Wilderness First Aid w/ CPR (80 hour)</li><li>• Avalanche Operations level 1 (working towards level 2)</li><li>• Advanced Search &amp; Rescue</li></ul>
Tail Guide <b>Stephanie Sweezey</b>	4 Tail Guides	<ul style="list-style-type: none"><li>• Avalanche Operations level 1</li><li>• Standard First Aid &amp; CPR</li></ul>
Tail Guide		<ul style="list-style-type: none"><li>• Avalanche Skills Training 2 (AST2)</li></ul>

Aliz Kovac		<ul style="list-style-type: none"> <li>● Standard First Aid &amp; CPR</li> </ul>
Tail Guide Tina Currie		<ul style="list-style-type: none"> <li>● Avalanche Skills Training 2 (AST2)</li> <li>● Standard First Aid &amp; CPR</li> </ul>
Tail Guide Hayley Auld		<ul style="list-style-type: none"> <li>● Avalanche Skills Training 1 (AST1)</li> <li>● Standard First Aid &amp; CPR</li> </ul>

The Operator will ensure that pre-season training for guides includes operational awareness of the Wildlife Guidelines, the approved Management Plan and any applicable Wildlife Mitigation Strategy, and commitments/conditions of the *Land Act* licence, as appropriate.

Signed: \_\_\_\_\_  \_\_\_\_\_

## 1.2 Extensive Use Activities

### 1.2.1 Description of Experience Being Offered

SSMA specializes in women-focused day and multi-day snowmobile clinics, avalanche courses and guided adventures in the Pemberton area (Pemberton Ice Cap and Hurley areas including Face, Lone Goat, and Hope Creek FSR (refer to section 1.1.1 for maps)). Although the company specializes in women-only clinics, a small number of private tours and clinics are requested by male clients during the winter season. All services are available to book at each tenure location. The operating season runs from early December to mid April, depending on seasonal snow conditions.

#### A typical day runs as follows:

- Meet group at operational base (7467 Prospect Street Pemberton BC unit 3) to discuss avalanche danger, weather, mapping lesson (terrain assessment on Google Earth), group dynamics and safe travel habits, trail safety, and review the proper gear needed (avalanche, rescue, and cold weather survival gear). Due to the COVID-19 pandemic, meetings are all conducted on Zoom until further notice.
  - Complete a route plan as a group based on weather and avalanche danger.
- Complete safety protocol checklist and pre-trip avalanche operations plan.
- Go to the unloading location and conduct safety and environmental checks on all snowmobiles (e.g. no mechanical issues, no fuel or fluid leaks).
- Head into the backcountry, identifying all avalanche terrain off the cat track and discuss areas identified in the morning on Google Earth.

- Practice multiple companion rescue scenarios prior to entering potential avalanche terrain to familiarize the group with proper use of safety equipment and identify roles and responsibilities during an avalanche incident.
- Skills progression workshops begin on snowmobiles in terrain identified as safe.
- Throughout the day the lead guide points out avalanche terrain and how to proceed through the backcountry using the safest routes possible.
- Throughout the day the lead guide conducts snow stability tests. Weather/snow data is collected for a database and to assist with safe decision making in the backcountry.
- Clients return to their trucks at the end of the day and the remainder of the safety protocol report (post-trip details) is completed using recorded observations.

## 1.2.2 Activities and Level of Use

Table 4: Extensive Use Areas										
Activity Report						Client Days				
Extensive Area Map Reference (i.e. Zone)	Activity /Activities	Specific References on Map	Frequency of Use	Period of use	Existing or Proposed Use	Current Year	Next Year	Year 3	Full Capacity	Year Full Capacity is reached
Hurley	Snowmobiling Clinics (all SSMA activities offered in each zone)	Labelled Hurley	Approx. 7 Days / Season	December – April, weather dependent	Existing SSMA Activities. Use began 2010.	50			50	Currently Operating at Full Capacity
Pemberton Ice Cap		Labelled Pemberton Ice Cap	Approx. 12 Days / Season			60			60	
Face Mountain		Labelled Face	Approx. 7 Days / Season			10			10	
Hope Creek FSR		Labelled Hope Creek FSR	Approx. 7 Days / Season			10			10	
Lone Goat		Labelled Lone Goat	Approx. 7 Days / Season			10			10	

### 1.2.3 Proposed Works

SSMA operations will have no infrastructure requirements on Extensive Use Sites. All required trip items will be packed in and out. This means that:

- There will be no restriction to public access in any terrain under this application.
- There will be no construction, ditching, grading, tunneling, or similar activities.
- There will be no water or sewage requirements.
- There will be no requirements for utilities (communication, transmission lines, energy distribution lines or similar).

### 1.3 Intensive Use Sites

This application does not include any Intensive Use Sites.

## Section 2: Environmental and Cultural Values

The goal of SSMA is to teach clients the importance of environmental protection and advocacy while recreating in the backcountry.

SSMA has undergone the following environmental initiatives:

- Providing a fleet of six (6) snowmobiles which are upgraded to the newest models each year to ensure they use the most environmentally friendly engine on the market (e.g. reduced exhaust, odour, sound). New snowmobiles each year allow for less likelihood of mechanical failures such as fluid leaks.
- Client snowmobiles will be inspected prior to entering the backcountry to ensure there are no environmental issues present on their machines (e.g. fuel or fluid leaks).
- Prior to entering a particular area, clients will be briefed on the wildlife conservation guidelines as well as any issues under the Species at Risk Act. Clients will learn how to find this information on their own for future backcountry trips. This will eliminate or limit adverse effects on wildlife and wildlife habitat in accordance with provincial regulations.
- Guide snowmobiles are well stocked with appropriate spill kits in event of a mechanical failure.
- There will be no removal of vegetation, soil, fossils or artifacts of any kind.

SSMA will make no changes to any infrastructure, and consequently there will be no negative effects on drainage, flooding, and public access.

As the application is for lands which are already under tenure, no archaeological investigations were undertaken for this application.

## 2.1 Fish Values

No concerns to fish values have been identified for the purposes of this application.

## 2.2 Wildlife Values

For the purposes of this application, a detailed environmental overview of all wildlife, and natural resources has not been conducted as part of this review. However, a high-level assessment of mapped ungulate winter range, Wildlife Habitat Areas, and known occurrences available from the conservation data center through iMap, and the Habitat Wizard were conducted. These layers were compared to the tenure application and areas of overlap, and potential conflict with wildlife values were identified.

These reviews revealed ungulate winter range (UWR) for moose (*Alces alces*), mule deer (*Odocoileus hemionus*), and mountain goat (*Oreamnos americanus*) occur throughout the local area. Both moose, and mule deer UWR polygons occur on low elevation, generally south aspects through which existing roads, and approved access routes transit. Mountain goat UWR polygons occur at higher elevation, and, due to the known sensitivity of this species to disturbance, a 500m buffer has been applied to known mountain goat UWR polygons, thereby providing a spatial buffer between motorized recreation and winter range habitat. However, mountain goats are known to be highly sensitive to human disturbance and may be found in areas not mapped as UWR.

In addition to the UWR polygons for mountain goat which occur adjacent to snowmobiling areas, the access route to the Pemberton Ice Cap passes a polygon above a tributary to Rutherford Creek. With the additional 500m buffer, this access route transects the buffered polygon. While the mapped polygon is not affected, should the 500m buffer be considered as part of winter range, mitigation measures may be required.

Wildlife Habitat Areas delineated to protect grizzly bear habitat occur near approved tenure boundaries along the south aspect of Face mountain, the confluence of Railroad Creek and the Lillooet River, along Rutherford Creek, and at the headwaters of Headquarters Creek. These mapped polygons likely provide habitat features important for a variety of seasonal uses and are mandated as 'no harvest zones'. Given the timing of use of the tenure areas by the applicant and probable seasonal use of the mapped polygons, the probability of encountering grizzly bears is low. However, disturbance of dens, or bears emerging from hibernation is possible in late winter and early spring.

The tenure application uses existing roads to access snowmobile areas currently used both recreationally, and commercially. Access roads have been buffered by approximately 10m to account for potential winter route deviations and to account for errors in mapping.

SSMA will adhere to the desired behaviours in the Wildlife Guidelines for Backcountry Recreation/Tourism in BC. Specific behaviours that guides and clients will adhere to are:

- Maintain minimum default distances from known values.
- Comply with the Wildlife Act and Federal Fisheries Act at all times during operation.
- Remain a minimum of 500 meters away from Grizzlies, Wolverines, Ungulates, and any other wildlife.
- Record and report any wildlife encounters.
- Minimize disturbance by not harassing, feeding, or handling any wildlife if encountered. If wildlife are encountered on a trail, guides and clients will shut off the engines and yield to the wildlife.

Signed: \_\_\_\_\_



## **2.3 Water Values**

SSMA operations do not take place near any water licences or community watersheds. Any frozen lakes including Apple Lake and Ryan Lake in the Pemberton Ice Cap area can be easily avoided.

## **2.4 Cultural Values and First Nations**

The closest non aboriginal community to this proposed land tenure is the town of Pemberton. The closest aboriginal community would be the Lil'wat First Nations in Mount Currie.

This application falls within Region 3 of the Squamish Lillooet Regional District- Electoral Area C and A. Upon Research into the UBCM and municipality websites, it is to the best of the author and owner's knowledge that there are no land management plans or regional growth strategies that SSMA's operations would affect. SSMA is confident that the company is operating within the bounds of the Land and Resource Management Plan.


Communications with the Lil'wat First Nation occurred on October 24, 2016 via telephone. SSMA owner Julie-Ann Chapman spoke with Carrie Lester who requested an email outlining SSMA business intentions, plans, and proposed tenure maps. The requested information was sent on Oct 31, 2016 and Carrie Lester advised Julie-Ann that she would be bringing up the case file during a band meeting on November 23, 2016. The case file was accepted by the band and a letter of acceptance is attached to this application under Appendix A.

## **Section 3: Overlap with Existing Use**

### **3.1 Mineral Tenures**

SSMA is not aware of any existing mineral tenures within the applicable operating area. No conflicts are anticipated with existing or proposed mining operations, including exploration, which would occur outside of SSMA's operational season.

I acknowledge that there may be mineral tenures that overlap with my area of use and understand that I may have to coordinate access and activities with the tenure holders. I further acknowledge that additional mineral tenures may be located in my area of use in the future and that I may have to coordinate access and activities with the tenure holders.

Signed: \_\_\_\_\_  \_\_\_\_\_

### **3.2 Timber and Range Tenures**

SSMA does not anticipate any conflicts with existing or proposed timber or range tenures, which occur outside of SSMA's operational season.

### **3.3 Recreation Site and Trail**

SSMA does not anticipate any existing recreation sites and trails, which typically are used outside of SSMA's operational season.

### **3.4 Other Overlaps with Existing Interests**

SSMA is not aware of and does not anticipate any overlap with other existing interests within the proposed tenure area which are not already outlined within this application.

### **3.5 Land Use Planning Agreements**

The area contained within overlaps the following land use plans: Sea to Sky LRMP, the Lillooet LRMP, and the Lil'wat Nation Land Use Agreement. The area applied for is currently being used for snowmobile



activities which are consistent with the land use designations specified within these plans. Activities proposed by SSMA will follow the current guidelines.

### **3.6 Local or Regional Zoning Requirements**

SSMA's proposed tenure overlaps with existing snowmobile areas, therefore it is assumed that no additional local zoning applications will be required.

### **3.7 Adventure Tourism Tenure & Guide Outfitter Territories**

A sub-contractor agreement has been put in place with Ride Whistler. It is acknowledged that the SSMA areas of use may overlap with other commercial recreation tenure holders. As far as SSMA is aware, the company is not in competition with the four other overlapping tenure holdings in this area and will have little to no effect on their businesses. SSMA has identified several niche groups that have been under serviced and has built up an existing clientele base and a positive reputation of delivering safe and fun snowmobile programs.

The niche services offered include:

- Beginner to intermediate coaching for women in an all female class.
- Limited mixed coaching of couples and riding partners.
- Classes in French (the only operator in the area to do so).
- Small-group personalized experiences.

Training is focused on:

- Building strong backcountry travel techniques.
- Avalanche safety.
- Progression in riding skills.
- Outdoor survival.

In addition, approximately 50% of SSMA's planned business activities are outside of the existing Pemberton tenured area, servicing other areas of British Columbia and Quebec. The demand for clinics within existing operational areas demonstrates that there is an underserved clientele looking to book the types of programs with SSMA offers. With a strong outreach program, it is anticipated that SSMA will be able to attract some 50 to 75 people over the course of the season to come and experience the Pemberton area.

### **Effects on Operations of Other Tenure Holders**

SSMA has been operating for 8 years under a sub-tenure agreement to Totally Awesome Adventures & Broken Boundary Adventures and has most recently become a subcontractor of Ride Whistler in the past year. During this time, SSMA has never experienced any issues resulting in an existing tenure holder requiring any modification to their operations. SSMA has demonstrated continued flexibility to alter training and riding experience as required to accommodate existing tenure holders and to meet the needs of its niche clientele within the varied landscape of the tenure.

SSMA operations will not restrict public access or the ability of adjacent landowners or tenure holders to access their property or tenures.

### **Customer Experience**

SSMA acknowledges that an increase in backcountry and trail network usage increases the risk to the public and to other operators. SSMA has been operating for ten years with no accidents, and it is of the utmost importance to SSMA to maintain this record. SSMA is committed to operating by the standard practices of the industry. SSMA will make every effort to avoid overlap with other operators running clinics in the same area, safety permitting.

While a quality experience is important to all operators, SSMA provides a unique experience tailored to small groups of mostly women who may not otherwise have the opportunity to gain confidence in the backcountry.

### **Notification of overlap to tender holders**

Discussions and notifications have taken place and are on-going between SSMA and several of the existing tenure holders. No JUA are currently in place. Records of conversation with existing tenure holders can be found in Appendix B.

SSMA is aware of other Adventure Tourism businesses currently operating within the proposed tenure area, including the following:

- Headline Mountain Holidays
- Backcountry Snowcats
- Whistler Heli-skiing
- Broken Boundary Adventures
- Snowride Adventures
- Ride Whistler
- Canadian Snowmobile Adventures
- BackcountrySnowcats
- Whistler Heli-skiing

The areas applied for have compatible uses where overlapping and SSMA is committed to working with other snowmobile operators to minimize conflicts and to provide a better safety network in the

backcountry. Although not required, requests for JUAs were sent out to overlapping tenure holders as specified in Appendix B.

I acknowledge that my areas of use may overlap with other adventure tourism tenures and/or guide outfitting territories. I understand that I am required to contact these tenures holders and have them complete an Operator Input Form. I will receive this information from the reviewing FLNRORD office.

Signed: \_\_\_\_\_  


## Section 4: Risk Management Plans

SSMA confirms that the appropriate Risk Management Plan is in place for all proposed activities which meets and exceeds approved industry standards (along with updated COVID-19 industry standards). All first aid equipment will be located on the lead guide's snowmobile at all times. The Pemberton Valley Snowmobile club has given SSMA permission to use the cabin at the Rutherford as an emergency shelter if required. As for emergency communication devices, SSMA will use the inReach device and VHF radio. Copies of the company's waivers and risk management plan are available upon request. Trip planning is based on the information collected from the Avalanche Canada forecast as well as several weather forecasting models to ensure the highest level of safety for our clients.

A General Risk Management Plan has been prepared and is available for Agency review on request.

Signed: \_\_\_\_\_  


An Avalanche Risk Management Plan has been prepared and is available for Agency review upon request.

Signed: \_\_\_\_\_  


## **APPENDIX A: Lil'wat First Nations Letter of Acceptance**



April 4, 2018

Julie-Ann Chapman  
PO Box 1189  
1429 Willow Drive  
Pemberton, BC V0N 2L0  
info@sheshreds.ca

Attention: Julie-Ann Chapman

Re: She Shreds Mountain Adventures (SSMA)

**Our File: 10312016-003 Sheshreds Mountain Adventures**

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We are writing to you in response to your email dated March 14, 2018 informing us of a land application for Crown Land Tenure, and asking us to bring forward any aboriginal interests we may have on or adjacent to the land in question.

Portions of the Lone Goat, Face Mountain, Noel/Hope Creek; and, all of the Rutherford South Crown Land Tenure application areas lie within the traditional territory of the Lil'wat Nation. These lands have been used and occupied by the Lil'wat since time immemorial. The Province of British Columbia has been notified of the existence of the Lil'wat Nation's traditional territory.

The Lil'wat Nation asserts it s inherent aboriginal title to its entire traditional territory, sovereignty over its traditional territory, and a right to self-determination. The Lil'wat Nation's aboriginal rights, including title, are protected under s. 35 of the *Constitution Act, 1982*.

A series of recent court decisions have:

- upheld the existence of aboriginal title in British Columbia;
- declared that aboriginal title coexists with crown title;
- limited the instances in which aboriginal title can be infringed by British Columbia or a third party;
- established strict criteria for any such infringement;
- declared that aboriginal title includes the right to choose the use to which the land is put;



- placed a legal duty on the Province of British Columbia to undertake meaningful consultation with First Nations and accommodate potential infringement; and
- declared that accommodation may have economic and/or cultural components.

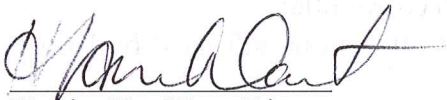
Furthermore, the Supreme Court of Canada confirmed in the *Tsilhqot'in* decision that aboriginal title is real and meaningful, territorial in nature, and that First Nation consent is required for the use of its aboriginal title lands and resources. The decision also specifically states that aboriginal title confers:

... the right to decide how the land will be used; the right of the enjoyment and occupancy of the land; the right to possess the land; the right to economic benefits of the land; and the right to pro-actively use and manage the land. (at para. 73)

As a consequence of these decisions, British Columbia is under a legal obligation to consult with the Lil'wat Nation, and, where appropriate, seek consent from Lil'wat Nation and accommodate the Lil'wat Nation for infringements on its aboriginal title and rights.

We have reviewed the information provided with this referral regarding your Crown Land Tenure application in the Lone Goat, Face Mountain, Noel/Hope Creek, and Rutherford South areas. After meeting March 28, 2018 the Referral Committee has no concerns with your Crown Land Tenure application for a term of **5 years**. However, if any new information were to arise during the course of this activity that indicates there may be impacts on Lil'wat aboriginal rights, title or interests, we would expect to receive notice and to have an opportunity to provide comments at that time. Furthermore, nothing in this letter is intended to affect the scope of, or the opportunity to exercise, any of Lil'wat's aboriginal rights, nor is it intended to accept any infringement of same.

Sincerely,

  
Harriet VanWart, Director  
Lands and Resources Department  
Lil'wat Nation

## **APPENDIX B: Joint User Agreements**

I spoke to Ray Mason at Totally Awesome Adventures at his home on October 23 2016 at about 12:30pm. Explained to him how I will be applying for overlapping tenure in the same locations as he operates and would like to obtain a JUA from him. He clearly stated that he would never agree to sign a JUA seeing he sees me as competition. He did state he is more than willing to sub-tenure to me again for the 5th year in a row at either a rate of \$2000 + 6\$ a head or \$50 a head up to \$2000 then from there would be +6\$ a head.

I spoke to Jorli Ricker at Snowrides Adventures on October 24 2016 at Galiano Cafe in Britannia Beach at about 9:15am. I mentioned to him that I would be applying for overlapping tenure in the same locations as he operates (less Area 51) and would like to obtain a JUA from him. He stated that he was not interested in writing a JUA for me. He did mention that he would be willing to discuss possibilities of me working as a "contracted" employee of his under Snowride Adventures.

I have sent an email to Reg and Kathy Milne at Backcountry Snowcats to arrange a meeting/call to discuss my interest in applying for tenure overlapping into theirs on October 23 2016. I am still waiting on a response to move forward.

I have brought up the plan of applying for tenure to use the Rutherford North road to access the Pemberton Ice caps to the President of the Pemberton Valley Snowmobile Club, Albert Bush (on October 12 2016) and he has positively supported my application verbally. I will be bringing up to the entire club at our next meeting on Nov 8 and will hopefully work and discuss towards a JUA from the club at that point.

I have spoken with Chris Brown over text messages in January 2021 to notify him that I will be applying for the same tenure areas as him, and he has confirmed that he is aware of my application.

I spoke to Reg at Backcountry Snowcats on the phone on Oct 26 2016 at about 430pm about my plan of applying for tenure in the Hurley area. Reg informed that there are actually no JUA's amongst any of the existing snowmobile operators currently there. He is thankful that I have always informed him about my operations and how I do things in the past 4 years and is thankful for my donations for grooming through the Pemberton Valley Snowmobile club over the past 4 years. Although he did not agree nor disagree to write a JUA, he is willing to meet in the future to discuss possibly forming a JUA between each other. We are supposed to set a meeting in the next week to discuss further.

I have not contacted any heli skiing companies at this point. I am unaware of exactly which companies to contact therefore will wait for someone to give me the list once I apply.