

NORTHWEST TERRITORIES WATER BOARD
REASONS FOR DECISIONS

Issued Pursuant to Section 26 of
the Northwest Territories Waters Act, Chap. 39, R.S.C

LICENCE NUMBER: N7L3-0714 (TYPE "B")

This is the decision of the Northwest Territories Water Board with respect to an application for renewal of Licence dated the 18th day of August, 1993, made by:

The Hamlet of Tuktoyaktuk
Box 120
Tuktoyaktuk, Northwest Territories X0E 1C0

for: Municipal Undertaking at Tuktoyaktuk, Northwest Territories

With respect to this application, notice was given in accordance with Section 23 of the Northwest Territories Waters Act. No public hearing was held in connection with this application.

DECISION

After having been satisfied that the project had been screened pursuant to the Environment Assessment and Review Process Guidelines Order (1984) and that any potentially adverse environmental effects were insignificant or mitigable with known technology and that the project had also been screened by the Environmental Impact Screening Committee established pursuant to the Western Arctic (Inuvialuit) Claims Settlement Act and, as such, the application could proceed through the regulatory process and after reviewing the submission of the Applicant and after reviewing the written comments received by the Board. The Board, having due regard to the facts and circumstances, the merits of the submissions made to it and to the purpose, scope and intent of the Northwest Territories Waters Act and Regulations made thereunder determined that:

Licence Number N7L3-0714: be renewed subject to the terms and conditions contained therein.

The Board's reasons for this decision are as follows:

1. There was no objection "per se" to the renewal of the Licence.
2. There is a requirement that the municipality provide water and sewage services to its residents.
3. At the request of the Environmental Impact Screening Committee, the Board set the term of the renewal period at three years.

4. The Board had been requested by the Environmental Screening Committee to incorporate into the Licence the requirement that fish and related studies be conducted in marine waters into which the sewage lagoon discharges. The Board could not do this because marine waters are outside of its jurisdiction but notes with approval that it is planned that these studies will be undertaken on a consensual basis by the parties involved.

The Board realizes that Licence Number N7L3-0714 is a lengthy document containing many specific provisions which the Board feels necessary to ensure and monitor compliance with the Northwest Territories Waters Act and the Regulations made thereunder and to provide appropriate safeguards in respect of the applicant's use of the waters affected by the Licence. The Board will provide reasons for decision for any specific clause or clauses contained in the Licence if requested to do so in writing.

SIGNED this 28th day of February, 1994 on behalf of the Northwest Territories Water Board.

Dave Nickerson
Chairman
Northwest Territories Water Board