

Elaine Briere - MVLWB

From: Anne Umpleby [anne@mvlwb.com]
Sent: Wednesday, April 14, 2010 11:11 AM
To: permits@mvlwb.com
Subject: FW: Consultation - Bathurst Inlet Developments

MV2009X0028

From: Todd Slack [mailto:tslack@ykdene.com]
Sent: Wednesday, April 14, 2010 11:00 AM
To: 'Boyd Warner'
Cc: kelly@ykdene.com; jennifer@ykdene.com; 'Anne Umpleby'; scellis@eastarm.com; 'Julie Jackson'
Subject: RE: Consultation - Bathurst Inlet Developments

Hi Boyd. As you are well aware, there is a significant concern with regards to the permitting of outfitting camps and the impacts that they have had on the ability of the members to successfully access the resources that they rely on – exercising rights protected by Treaty. I'm sure you would agree that the right to hunt is empty and meaningless if there is nothing to hunt. The concerns around your application are beyond our office's ability to respond – it requires the engagement of leadership, not staff.

As such, please contact Kelly at 873-4307 to be placed in the queue for Chief and Council meeting – if you have periods of [un]availability of the next while, it may help to list them ahead of time.

Regards

From: Boyd Warner [mailto:boydw@bathurstinlet.com]
Sent: April-14-10 10:27 AM
To: 'Todd Slack'
Cc: kelly@ykdene.com; jennifer@ykdene.com; 'Anne Umpleby'; scellis@eastarm.com; Julie Jackson
Subject: RE: Consultation

Thanks for the email Todd;

I believe I understand your position.

Ours is that these are not “new” applications (but are being treated as such). This history of these date back to 1995 for the Lac du Rocher and early 1990's for the Mathews lake.

For these permits Bathurst did all that was required of them under the law to get them granted. I understand this might not be satisfactory to your interests.

In addition I have mentioned that we hold federal leases at both locations as well as tourism licenses. The added requirement to have land use permits in addition to all these other permits was created under the MVLWB. I do not think it was the intention at that time to make existing established business reapply and treated as if there was no history.

I would be happy to discuss any concerns YKDFN might have (as per my email below where I offered dates I would be in Yellowknife in Aug of 2009).

Perhaps as you have received the applications in July you or Kelly can outline to me what concerns there are.

I am leaving tomorrow for a couple weeks but will be checking emails.

I look forward to hearing from you.

Sincerely,

Boyd Warner
President
Bathurst Inlet Developments (1984) Ltd
PO Box 820
Yellowknife, NT
X1A 2N6
Ph 867 920 4330
fx 867 920 4263
www.bathurstarctic.com
boydw@bathurstinlet.com

-----Original Message-----

From: Todd Slack [mailto:tslack@ykdene.com]

Sent: Wednesday, April 14, 2010 10:07 AM

To: 'Boyd Warner'

Cc: kelly@ykdene.com; jennifer@ykdene.com; 'Anne Umpleby'; scellis@eastarm.com

Subject: RE: Consultation

Hi Boyd.

Sorry I missed your calls, I had to take a few days off after the Caribou hearings.

Our response in regards to your application is the same as in the Lac du Rocher file. Given that there is no record of consultation either via INAC or ENR (I contacted Kevin Todd at ENR and there was consultation with the Treaty 11 Dogrib Council, but none with the YKDFN – I can provide this email exchange if you want), Land and Environment recommends that you consult with Chief and Council as this application directly affects the exercise of Aboriginal Rights.

In order to do this, please contact Kelly Cummings at 873-4307.

From: Boyd Warner [mailto:boydw@bathurstinlet.com]

Sent: July-28-09 5:08 PM

To: 'Todd Slack'

Cc: kelly@ykdene.com

Subject: RE: Consultation

I am not in YK right now Todd but will be around the 14-16 of Aug, would this work?

Boyd Warner
President
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-----Original Message-----

From: Todd Slack [mailto:tslack@ykdene.com]
Sent: Tuesday, July 28, 2009 4:03 PM
To: 'Boyd Warner'
Cc: kelly@ykdene.com
Subject: RE: Consultation

Hello Mr. Warner.

As I can find no documentation of consultation, I strongly suggest that you meet with Chief and Council to inform them of your proposal. If you are agreeable, let me know and I'll see what their schedule is.

Regards

From: Boyd Warner [mailto:boydw@bathurstinlet.com]
Sent: July 14, 2009 4:12 PM
To: 'Todd Slack'
Subject: RE: Consultation

I will see what is on file, but not sure.

There would also have been a full round of consultations from ITI when we got our tourism licenses approved initially as well.

Sincerely

Boyd Warner
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-----Original Message-----

From: Todd Slack [mailto:tslack@ykdene.com]
Sent: Tuesday, July 14, 2009 4:06 PM
To: 'Boyd Warner'
Subject: RE: Consultation

Thanks for the clarification on the applications – I haven't looked close enough to see that there was two.

Do you have any records on the consultations? I'm not looking for personal accounts, but rather consultation/correspondence with the band chief and council or the Land and Environment office.

Regards.

From: Boyd Warner [mailto:boydw@bathurstinlet.com]
Sent: July 14, 2009 3:10 PM
To: 'Todd Slack'
Subject: RE: Consultation

Thank you, please note there are two applications one for the Salmita area and one for the Lac du Rocher area. Sorry you got 4 copies. You may have gotten it twice each as consultation list wanted it sent to a Ndilo and a Dettah fax.

Yes we did consultations when the applications were first done, they date back to 1992 when times and requirements were different but we have always followed proper procedure.

Many many Yellowknife First Nations have worked at these sites over the years, while I do not have a list you can talk to the Betsina's and many of the Sangris families.

Regarding the breach, a 250 gal fuel tank was set up on a snow base and not monitored properly, when the snow melted the fuel spilled (not a full tank). All contaminated soil was collected and removed from site for treatment, then the breach was lifted.

Of course we will never allow a tank stand to be set up again without making sure it is on solid ground.

Thank you and I look forward to hearing from you.

Sincerely,

Boyd Warner
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-----Original Message-----

From: Todd Slack [mailto:tslack@ykdene.com]
Sent: Tuesday, July 14, 2009 2:40 PM
To: info@bathurstinlet.com

Cc: scellis@eastarm.com

Subject: Consultation

Hi Mr. Warner.

I've received your application for Bathurst Inlet Lodge (4 times actually) and I'm wondering if you can answer two questions for me before I begin to process it.

- 1) Can you provide records of any consultation that occurred between your organization and the Yellowknives Dene First Nation previously?
- 2) Can you explain to me how your lease came to be in breach and what steps have been taken to ensure that it's not going to occur again?

Once I have these answers I can begin to consider this prospective permit.

Todd Slack

TE GIS, Yellowknives Dene First Nation

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