

Rhonda Miller - MVLWB

From: Elaine Briere - MVLWB [elaine@mvlwb.com]
Sent: August-03-10 9:04 AM
To: 'Rhonda Miller - MVLWB'
Subject: FW: LUP Comments and Conditions - MV2009X0028 - Bathurst Inlet Developments (1984) Ltd.
Attachments: MV09X028 - Operating Conditions.DOC

From: Lynn Carter - MVLWB [mailto:lcarter@mvlwb.com]
Sent: Tuesday, July 27, 2010 8:49 AM
To: permits@mvlwb.com
Subject: FW: LUP Comments and Conditions - MV2009X0028 - Bathurst Inlet Developments (1984) Ltd.

I don't see this one up there.....thanks!

From: Clint Ambrose [mailto:Clint.Ambrose@inac-ainc.gc.ca]
Sent: Wednesday, June 09, 2010 11:44 AM
To: Lynn Carter
Cc: Charlene Coe; Marcy Paykeekoot; Nahum Lee; Anne Umpleby; Angela Plautz; Shannon Hayden; Tyree Mullaney
Subject: LUP Comments and Conditions - MV2009X0028 - Bathurst Inlet Developments (1984) Ltd.

Lynn,

Thank you for the opportunity to review the above noted land use permit application. This permit is for the renewal of expired permit MV2001X0030, and the development does not appear to have been modified and has fulfilled the requirements of the *Mackenzie Valley Resource Management Act*. It is therefore exempt from a preliminary screening as per Part 1, Section 2 of the *Exemption List Regulations*.

Attached are the operating conditions for the above noted land use permit which should mitigate any potential environmental concerns that may arise over the course of this operation.

As per Section 69(b) of the *Mackenzie Valley Resource Management Act*, if there are any changes, additions or omissions to these operating conditions, the Board must consult INAC.

Other comments from INAC will be provided under separate cover, and please confirm receipt of this email.

If you have any questions or concerns, please do not hesitate to contact Nahum Lee at 669-2757 or myself at the numbers below.

Regards,

Clint

Clint Ambrose
Resource Management Officer III
South Mackenzie District
Indian and Northern Affairs Canada
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**CONDITIONS ANNEXED TO AND FORMING PART
OF LAND USE PERMIT NUMBER MV2009X0028**

Part A: Scope of Permit

1. This permit entitles Bathurst Inlet Developments (1984) Ltd. to conduct the following activities:

a) Operate a camp, use equipment, store fuel and construct and maintain a winter road.

All activities will take place within:

Minimum Latitude: 63° 58.68' N

Minimum Longitude: 111° 08.57' W

Maximum Latitude: 64° 07.54' N

Maximum Longitude: 111° 17.54' W

2. The Permit is issued subject to the conditions contained herein with respect to the use of land for the activities and area identified in Part A, Item 1 of this permit.

3. Compliance with the terms and conditions of this permit does not absolve the Permittee from responsibility for compliance with the requirements of all applicable Federal, Territorial and Municipal legislation.

Part B: Definitions

“**Act**” means the *Mackenzie Valley Resource Management Act*,

“**Board**” means the Mackenzie Valley Land and Water Board established under Part 4 of the *Mackenzie Valley Resource Management Act*,

“**Inspector**” means an Inspector designated by the Minister under the *Mackenzie Valley Resource Management Act*,

“**Sewage**” means all toilet wastes and grey water;

“**Sump**” means a man-made pit, trench hollow or cavity in the earth's surface used for the purpose of depositing waste material therein;

Part C: Conditions Applying to All Activities (the headings correspond to Subsection 26 of the Mackenzie Valley Land Use Regulations)

26(1)(a) LOCATION AND AREA

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| 1. | The Permittee shall not conduct this land use operation on any lands not designated in the accepted application unless otherwise authorized in writing by an Inspector. | PLANS |
| 2. | The Permittee shall not conduct any part of the land use operation within three hundred (300) metres of any privately owned or leased land or structure. | PRIVATE PROPERTY |
| 3. | The Permittee shall use an existing campsite. | CAMP LOCATION |
| 4. | The Permittee shall not construct parallel lines or roads unless authorized by the Inspector. | PARALLEL ROADS |

26(1)(b) TIME

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| 5. | The Permittee's Field Supervisor shall contact an Inspector at (867) 669-2794 at least forty-eight (48) hours prior to the commencement of this land use operation. | CONTACT INSPECTOR |
| 6. | The Permittee shall advise an Inspector at least ten (10) days prior to the completion of the land use operation of (a) the plan for removal or storage of equipment and materials, and (b) when final clean-up and restoration of the land used will be completed. | REPORTS BEFORE REMOVAL |
| 7. | The Permittee shall provide in writing to the Inspector, at least forty-eight (48) hours prior to commencement of this land use operation, the following information:
(a) person, or persons, in charge of the field operation;
(b) alternates; and
(c) all methods for contacting the above person(s). | IDENTIFY AGENT |
| 8. | The Permittee shall remove all ice bridges prior to spring break-up or completion of the land use operation. | REMOVE ICE BRIDGE |
| 9. | The Permittee shall remove all snow fills from stream crossings prior to spring break-up or completion of the land use operation unless otherwise approved in writing by an Inspector. | REMOVE SNOW FILLS |

26(1)(c) TYPE AND SIZE OF EQUIPMENT

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| 10. | The Permittee shall not use any equipment except of the type that is listed in the accepted application unless otherwise authorized in writing by an Inspector. | ONLY APPROVED EQUIPMENT |
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26(1)(d) METHODS AND TECHNIQUES

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| 11. | The Permittee shall not conduct vehicle travel in areas without snow-covered surfaces. | VEHICLE TRAVEL |
| 12. | The Permittee shall construct and maintain winter roads with a minimum of ten (10) centimetres packed snow at all times during this land use operation. If this cannot be done, then the Permittee shall construct <u>Ice Roads</u> in a manner authorized by an Inspector. | SNOW ROADS/
ICE ROADS |
| 13. | The Permittee shall not erect camps or store material, other than that required for immediate use, on the ice surface of water bodies. | STORAGE ON
ICE |

26(1)(e) TYPE, LOCATION, CAPACITY AND OPERATION OF ALL FACILITIES

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| 14. | The Permittee shall not locate any sump within one hundred (100) metres of the ordinary high water mark of any water body, unless otherwise authorized in writing by an Inspector. | SUMPS FROM
WATER |
| 15. | The Permittee shall ensure that the land use area is kept clean at all times. | CLEAN WORK
AREA |

26(1)(f) CONTROL OR PREVENTION OF PONDING OF WATER, FLOODING, EROSION, SLIDES AND SUBSIDENCE OF LAND

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| 16. | The land use operation shall not cause obstruction to any natural drainage. | NATURAL
DRAINAGE |
| 17. | The Permittee shall not use any material other than water in the construction of ice bridges. | ICE BRIDGE
MATERIALS |
| 18. | The Permittee shall not use any material other than snow in the construction of snow fills. | SNOW FILLS |
| 19. | The Permittee shall not allow any ice bridge to hinder the flow of water. | ICE BRIDGE |
| 20. | The Permittee shall prepare the site in such a manner as to prevent rutting of the ground surface. | PREVENTION OF
RUTTING |
| 21. | The Permittee shall suspend overland travel of equipment or vehicles at the first sign of rutting. | SUSPEND
OVERLAND
TRAVEL |
| 22. | The Permittee shall not move any equipment or vehicles unless the ground surface is in a state capable of fully supporting the equipment or vehicles without rutting or gouging. | VEHICLE
MOVEMENT
FREEZE-UP |

26(1)(g) USE, STORAGE, HANDLING AND ULTIMATE DISPOSAL OF ANY CHEMICAL OR TOXIC MATERIAL

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| 23. | The Permittee shall dispose of all combustible waste petroleum products by removal. | WASTE
PETROLEUM
DISPOSAL |
| 24. | The Permittee shall report all spills immediately to the 24 hour Spill Report Line (867) 920-8130, which is in accordance with instructions contained in "Spill Report" form N.W.T. 1752/0593. | REPORT
CHEMICAL AND
PETROLEUM
SPILLS |

26(1)(h) WILDLIFE AND FISHERIES HABITAT

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| 25. | The Permittee shall minimize damage to wildlife and fish habitat in conducting this land use operation. | HABITAT
DAMAGE |
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26(1)(i) STORAGE, HANDLING AND DISPOSAL OF REFUSE OR SEWAGE

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| 26. | The Permittee shall dispose of all sewage as proposed in the accepted application. | SEWAGE
DISPOSAL |
| 27. | The Permittee shall remove all non-combustible garbage and debris, including plastics from the land use area to an approved disposal facility. | REMOVE
GARBAGE |
| 28. | The Permittee shall use daily, a forced-air fuel-fired incinerator to burn combustible garbage except plastics. | INCINERATORS |
| 29. | The Permittee shall remove all scrap metal, discarded machinery, parts, barrels and kegs, buildings and building material to an approved waste disposal facility. | REMOVE
WASTE
MATERIAL |

26(1)(j) PROTECTION OF HISTORICAL, ARCHAEOLOGICAL AND BURIAL SITES

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| 30. | The Permittee shall not conduct a land use operation within 30 m of a known monument or a known or suspected historical, archaeological site or burial ground. | OPERATE
VEHICLE |
| 31. | The Permittee shall immediately suspend operations should a suspected historical, archaeological site or burial ground be discovered and notify the Mackenzie Valley Land and Water Board at (867)669-0506 or an Inspector at (867)669-2794. | CONTACTS |

26(1)(l) SECURITY DEPOSIT

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| 32. | The Permittee shall deposit with the Minister a security deposit in the amount of \$ _____ pursuant to Section 32 of the Mackenzie Valley Land Use Regulations. | SECURITY
DEPOSIT |
|-----|---|---------------------|

33. The Permittee shall be liable for any cost of damages over and above the amount of the security deposit. LIABILITY FOR DAMAGES

26(1)(m) FUEL STORAGE

34. The Permittee shall report in writing to an Inspector the location and quantity of all fuel caches within ten (10) days of their establishment. REPORT FUEL LOCATION

35. The Permittee shall not place any fuel storage containers within one hundred (100) metres of the normal high water mark of any water body, unless otherwise authorized in writing by an Inspector. FUEL BY STREAM

36. The Permittee shall locate mobile fuel facilities on land when stationary for any period of time exceeding twelve (12) hours. FUEL ON LAND

37. The Permittee shall not allow petroleum products to spread to surrounding lands or into water bodies. FUEL CONTAINMENT

38. The Permittee shall mark all stationary petroleum products storage facilities with flags, posts or similar devices so that they are at all times plainly visible to local vehicle travel. MARK FUEL LOCATION

39. The Permittee shall seal all container outlets except the outlet currently in use. SEAL OUTLET

40. The Permittee shall mark all fuel containers, including 45-gallon drums, with the Permittee's name. MARK CONTAINERS

41. The Permittee shall submit to the Board, prior to commencement of operations, a spill contingency plan for chemical and petroleum spills. CONTINGENCY PLAN

42. The Permittee shall ensure that adequate contingency plans and spill kits are in place, prior to commencement of operations, to respond to any potential spills. SPILL RESPONSE

26(1)(o) RESTORATION OF THE LANDS

43. The Permittee shall complete all clean-up and restoration of the lands used prior to the expiry date of this Permit. CLEAN-UP

44. The Permittee shall backfill and restore all sumps prior to the expiry date of this Permit. BACKFILL SUMPS

26(1)(p) DISPLAY OF PERMITS AND PERMIT NUMBERS

45. The Permittee shall display a copy of this Permit in each campsite established to carry out this land use operation. DISPLAY PERMIT