



GWICH'IN LAND AND WATER BOARD

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Reasons for Decision

Issued pursuant to paragraph 40(2)(c) of the *Mackenzie Valley Land Use Regulations*(MVLUR)

File Number:	G19Q005	Type:	"A" Land Use Permit
Applicant:	GNWT Department of Infrastructure		
Activity:	Extraction, stockpiling and hauling of granular material at km 147, Dempster Highway #8		
Board Meeting:	April 18, 2019		

With respect to this application, notice was given in accordance with sections 63 and 64 of the *Mackenzie Valley Resource Management Act (MVRMA)*. There was no public hearing held in association with this application.

BACKGROUND

On March 25, 2019 the GNWT Department of Infrastructure submitted an application for a Type "A" Land Use Permit for the purpose of quarrying at km 147 Dempster Highway #8. This application followed the withdrawal of application G18Q004, which had been submitted for quarrying activities at the same location. The new application included an updated scope of work and updated management plans which addressed the concerns brought forward review of G18Q004. The applicant requested a term of 2 years, with a proposed start date in April 2019. Board staff completed a conformity check of the documents submitted with the application and deemed it complete on April 2, 2019. The application was distributed for public review on April 2, with a deadline of April 16, 2109. Submissions were received from GNWT Department of Environment and Natural Resources, GWNT Department of Lands, Gwichya Gwich'in Council, Gwichya Gwich'in Renewable Resources Council, Gwich'in Tribal Council Department of Cultural Heritage, and the Gwich'in Renewable Resources Board.

DECISION

After reviewing the submission of the Applicant and the written comments and submissions received by the Board, and 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 MVRMA and the Regulations made thereunder, the Board has determined that: Land Use Permit G19Q005 be issued, subject to the terms and conditions

contained therein.

The Board's reasons for this decision are set out below:

- The Board is satisfied that adequate consultation has been conducted and that advice has been sought and considered in accordance with sections 63 and 64 of the MVRMA.
- No significant or unmitigable public concern was made known to the Board.
- The use of land proposed by the Applicant is of a nature contemplated by the MVRMA.
- Any potential adverse environmental effects are insignificant or mitigable with known technology.
- The operation will likely contribute to the socio-economic well-being and economic development of the region.
- The Board has reviewed the information contained in the Staff Report dated April 16, 2019 regarding environmental impacts and/or public concerns.
- It is the opinion of the Board that the terms and conditions attached to G19Q005, pursuant to the MVRMA, will significantly reduce the potential environmental impacts resulting from the project.
- The Board has notified the Applicant, through a statement included in the scope of this Permit, that compliance with the terms and conditions of this Permit does not absolve the Permittee from responsibility for compliance with the requirements of any other legislation

SIGNATURE



Elizabeth Wright,
Chair, Gwich'in Land and Water Board

April 18, 2019

Date