



## GWICH'IN LAND AND WATER BOARD

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### Reason for Decision

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

File Number:	G19S004	Type:	"A" Land Use Permit
Applicant:	GWNT Department of Infrastructure		
Activity:	Geotechnical Drilling, km 36.7 Dempster Highway #8		
Board Meeting:	March 20, 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 February 15, 2019 the GWNT Department of Infrastructure (INF) submitted an application for a Type "A" Land Use Permit, for the purpose of geotechnical drilling at km 36.7, Dempster Highway #8. The application was reviewed for completeness and deemed complete on February 19 2019. It was circulated for public review on February 19, 2019 with comments due on March 12, 2019.

The purpose of this project is to obtain geotechnical samples to determine the suitability of the site for a proposed highway maintenance camp.

Submissions were received from Environment and Climate Change Canada and GNWT Environment and Natural Resources, GNWT Department of Lands, and GTC Department of Cultural Heritage

### 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 G19S004 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 March 15, 2019 regarding environmental impacts and/or public concerns.
- It is the opinion of the Board that the terms and conditions attached to G19S004, 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.

## CONCLUSION

Land Use Permit G19S004 contains provisions that the Board feels necessary to ensure and monitor compliance with the MVRMA and the Regulations made thereunder and to provide appropriate safeguards in respect of the Applicant's use of the land affected by the Permit. The Board will provide additional referenced material or documents if requested in writing to do so.

## SIGNATURE



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Elizabeth Wright  
Chair, Gwich'in Land and Water Board

March 20, 2019

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Date