



Mackenzie Valley Land and Water Board

7th Floor - 4910 50th Avenue • P.O. Box 2130

YELLOWKNIFE, NT X1A 2P6

Phone (867) 669-0506 • FAX (867) 873-6610

January 7, 2010

File: MV2009L3-0005

Mr. Kelly Schofield, Mayor
Town of Hay River
73 Woodland Drive
HAY RIVER NT X0E 1G1

Fax: (867) 874-3237

Dear Mr. Schofield,

Public Hearing Cancellation Request

The Mackenzie Valley Land and Water Board (the Board) acknowledges your letter dated December 20, 2009, requesting that a public hearing not be held for the renewal of the Town of Hay River's Water Licence (WL) MV2009L3-0005.

The *Northwest Territories Waters Act* specifies in paragraph 21(2)(a) that a public hearing shall be held by the Board where the Board is considering the issuance or renewal of a type A licence. Further, paragraph 21(3)(a) outlines that subsection (2) does not apply where:

- (i) the applicant or the licensee, as the case may be, consents in writing to the disposition of the matter without a public hearing, *and*
- (ii) after giving notice of a public hearing in connection with the matter pursuant to section 23, the Board receives no notification on or before the tenth day prior to the day of the proposed hearing that any person or body intends to appear and make representations in connection with the matter.

On December 2, 2009, the Government of the Northwest Territories Department of Environment and Natural Resources (ENR), Environment Canada (EC), and Indian and Northern Affairs Canada (INAC) submitted interventions in relation to the MV2009L3-0005 WL renewal application. The EC cover letter specifically states their intention to make a formal presentation in connection with the matter at the public hearing. This intention was reiterated on December 31, 2009. On January 6, 2010, ENR also stated their intentions to attend the Town of Hay River Water Licence Renewal public hearing.

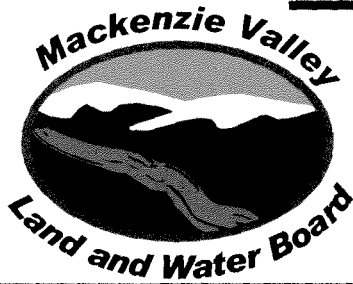
Consequently, the Board must continue its process and carry out the public hearing as intended. A pre-hearing conference is scheduled for January 11, 2010 at 9:30 a.m. in the Garnet Room at the YK Inn, Yellowknife, which will be followed by the public hearing, scheduled for January 26–27 at the Hay River Community Centre.

If you have any questions or concerns or would like further information, please contact me at (867) 669-0506 or email permits@mvlwb.com.

Yours sincerely,

A handwritten signature in black ink, appearing to read 'Willard Hagen', written over a thin diagonal line that extends from the top of the signature down towards the bottom right.

Willard Hagen
Chair



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FILE NUMBER: MV2009L3-0005

Date: January 8, 2010
To: Mr. Kelly Schofield
Organization: Town of Hay River
Fax Number: (867) 874-3237
Copied To: _____
From: Amanda for Willard Hagen, Chair

Number of pages including cover 3

Remarks:

Re:
Public Hearing Cancellation Request

If you have any questions please call (867) 669-0506
or email permits@mvlwb.com.

Thanks,

- Enclosures
- As requested
- For your information
- For your comment
- For your approval

<u>Delivered by</u>	<u>Date</u>
<input type="checkbox"/> Courier	_____
Hand	_____
<input type="checkbox"/> Delivered	_____
<input checked="" type="checkbox"/> Email/Fax	<u>Jan. 8, 2010</u>
Sent by	<u>AG</u>

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