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May 14, 2020

File: MV2020Q0005

Steven Vandell, A/General Manager
Nogha Enterprises Ltd.
P.O. Box 410
Fort Simpson, NT X0E 0N0

gm@nogha.com

Sent by e-mail

Dear Mr. Vandell:

Re: Nogha Enterprise Ltd. – Land Use Permit Application Incomplete – Sand Quarry – Fort Simpson, NT

On May 11, 2020, Mackenzie Valley Land and Water Board's (Board) staff received, from Nogha Enterprises Ltd., an Application for a Land Use Permit (Permit), MV2020Q0005¹, to operate an existing sand quarry, located approximately 14 km north of Fort Simpson (Project)

The Application has been reviewed and found to be lacking information required under section 19 and paragraph 22(1)(a) of the Mackenzie Valley Land Use Regulations (MVLUR). For the Application to be considered complete, refer to the MVLWB *Guide to the Land Use Permitting Process*² (Guide) and submit the following information to the Board's office:

1. **Engagement Record and Plan:** As described in section 3.1 of the Guide, each applicant must conduct engagement prior to submitting a land use permit application. The application must include an engagement record and engagement plan, prepared in accordance with section 2.1 of the MVLWB *Engagement and Consultation Policy*³ and *Engagement Guidelines for Applicants and Holders of Land Use Permits and Water Licences*.⁴ It is recommended that consultation initiatives include but not be limited to the following parties: Village of Fort Simpson, Dehcho First Nation, Fort Simpson Métis Local, Liidlii Kue First Nation, Dene Nation, Northwest Territories Métis Nation, and GNWT-Lands;
2. Details on the maximum number of persons anticipated to occupy project site simultaneously during work hours;

¹ See MVLWB Online Registry for MV2020Q0005.

² MVLWB [Guide to the Land Use Permitting Process](#).

³ MVLWB [Engagement and Consultation Policy](#).

⁴ MVLWB [Engagement Guidelines for Applicants and Holders of Land Use Permits and Water Licences](#).

3. Information on the estimated quantities of wastes that will be generated and backhauled to Fort Simpson for disposal, along with a letter of authorization from the facility to which the waste will be backhauled;
4. Copy of a recently developed cost estimate for closure and reclamation of the site;
5. Details on the anticipated quantity of sewage that will be generated by the project in addition to measures to be used to manage this waste type;
6. Copies of legible and appropriately scaled maps highlighting the project extents, any site infrastructure, nearby water bodies, spill kits, and other site-related features. The maps included in the application documents are not legible and do not contain adequate information;
7. Sufficient details on spill contingency preparation and measures to be implemented in accordance with Indigenous and Northern Affairs Canada's (INAC) Guidelines for [Spill Contingency Planning](#); and
8. Comprehensive information on closure and reclamation activities along with related cost; and
9. Completed copy of Appendix B – Template for Environmental and Resource Impacts and Mitigation Measures Information.

Upon receipt of this information, the Application will be reviewed as per the *Mackenzie Valley Resource Management Act*. If this information is not provided within 90 days of the date of this letter, staff will return the Application as per section 25 of the MVLUR.

Please contact Sean Joseph at (867) 766-7469 with any questions or concerns regarding this letter.

Yours sincerely,

A handwritten signature in blue ink, appearing to read 'Sean Joseph', is positioned above the typed name.

Sean Joseph
Regulatory Specialist