



Sahtu Land and Water Board

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Our File#: S16L3-001

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Re: Notice of Compliance Concerns with Municipal Water Licence S16L3-001

The SLWB is currently reviewing all Licences and Permits for compliance with the terms and conditions set out in these authorizations. The Board recognizes the significant effort that the Hamlet of Tulita and their consultant (Stantec) made to prepare and submit documents required for the 10-year renewal of the municipal Licence which was issued on October 31, 2016.

However, the Board has not yet received the **2015, 2016, 2017 and 2018 Annual Reports** that are required by Part B, condition 4 of the Licence and due by March 31 of each year. These reports are important for the Board to monitor activities conducted under the Licence and ensure that the Licensee is acting in accordance with the terms and conditions of the authorization.

At the last inspection conducted on [June 4, 2018](#), some non-compliant issues were noted including:

- Submission of Annual Reports (Part B, c 4);
- Install signage to promote proper segregation of wastes at the SWDF (Part B, condition 9);
- Install signs to identify the Water Supply Facilities, the Solid Waste Disposal Facility, and *Surveillance Network Program stations – 2015-12, 2015-11, 2015-1 and groundwater wells* within the SWDF (Part B, condition 10);
- Move hazardous waste into the fenced containment area;
- Update/implement the Waste Disposal Facilities Flow Pathway Study;

The Inspector completed SNP training at the time of the inspection and noted that new locations are required for SNP stations 2015-13, 2015-15, 2015-16, and 2015-17. They also recommended removing SNP Station 2015-14 (ponded water within the hydrocarbon contaminated soil containment facility) as it belongs to GNWT- Department of Public Works. The SLWB will initiate a review process to update the Surveillance Network Program by removing SNP Station 2015-14.

The SLWB is aware of the Hamlet of Tulita's plan to replace the Water Treatment Facility in summer 2019 with a new structure designed and built in B.C. and brought to Tulita by barge. Direction for the regulatory process for this upgrade was included in a letter sent to Tulita on January 25, 2019. To summarize the process:

- A revised **Operation and Maintenance Plan for the new Water Treatment Facility** is to be submitted to the Board for approval;
- Written notification to the Board and Inspector 10 days prior to installing the new structure;
- As-built drawings of the new structure submitted to the Board.

Staff will bring the approved Water Treatment O&M Plan and as-built drawings to the Board as evidence to recommend an administrative update to some of the definitions in the Licence. This administrative update is a Board-initiated process and does not require submission of an application update or amendment from the Licensee.

The *Waters Act* section 10(1)(a) states that no person shall use, or permit the use of, waters in a water management area except in accordance with the conditions of a licence. The failure to comply with any condition of a Type B Licence, issued under the *Waters Act* is designated as a violation under section 72(1)(a).

The Board expects the Hamlet of Tulita to make every effort to submit outstanding Annual Reports and complete actionable items identified by the Inspector. Please submit a work plan with an implementation schedule for documenting how and when these plans and studies will be prepared and submitted to the Board.

The full cooperation of the Hamlet of Tulita is appreciated. If you have any questions or concerns, please contact Bonnie Bergsma at (867)496-2778 or bonnie.bergsma@slwb.com.

Sahtu Land and Water Board



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Chair

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