



## **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:	G17Q007	Type:	"A" Land Use Permit
Applicant:	GNWT Department of Infrastructure		
Activity:	Hauling, crushing and stockpiling of granular material at km 66, Dempster Highway #8		
Board Meeting:	January 9, 2018		

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 August 8, 2017, GNWT Department of Infrastructure submitted an application for a Type "A" Land Use Permit for the purpose of quarrying-related activities at km 66. The applicant requested a term of 5 years, with a proposed start date in September 2017. Board staff completed a conformity check of the documents submitted with the application and deemed it complete on August 8, 2017, with the understanding that the proponent was in the process of obtaining appropriate access authorization from the Gwich'in Tribal Council Department of Lands and Resources. The application was distributed for comment and review on August 8, 2017, with reviewer comments due August 28, 2017. Submissions were received from Environment and Climate Change Canada, GNWT Environment and Natural Resources, and the Gwich'in Tribal Council Department of Cultural Heritage, and the Gwich'in Renewable Resources Board. Following the review period, the application was paused until confirmation of access authorization was received from GTC Lands and Resources on January 3, 2018.

### **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 G17Q007 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 January 5, 2018 regarding environmental impacts and/or public concerns.
- It is the opinion of the Board that the terms and conditions attached to G17Q007, 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 G17Q007 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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Paul Sullivan  
Chair, Gwich'in Land and Water Board

January 9, 2018

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