

From: [Evan Walz](#)
To: [Shannon Allerston](#)
Subject: Re: MV2007L8-0031 - Giant Mine Remediation Project - Status of Claims for Water Compensation
Date: Thursday, April 16, 2020 5:31:32 PM

Hello Shannon and please accept our apologies for the delayed reply. Things have been sort of turned upside down for most of us with the COVID pandemic, homeschooling and working remotely.

Nevertheless, I wanted to respond to your request and advise you that Sonya and I have decided to withdraw our claim for compensation in this area.

We feel, like others, that the solution-oriented approach put forward by the GMRT, and discussed with the City, GNWT and interest groups represents a real opportunity to avoid challenges in accessing Great Slave Lake during the remediation of Giant Mine.

As we understand it, that solution involves appropriate staging and sequencing of the remediation project to allow for uninterrupted public access to Great Slave Lake for all sized boats, either via the public boat launch at Town Site or the Sailing Club's site. Furthermore, the solution would see the construction of a new boat ramp at the sailing Club's site, comparable to the existing public boat launch, to accommodate this access.

We believe the GMRT is to be commended for their creativity and flexibility in this area and look forward to working with them, the City and the GNWT to realize this solution. We had hoped that finalized access agreements would have been in place between the GNWT, GMRT and the City by now, but understand these things can take time. We will be looking for the Board's support to ensure these final details are completed in a reasonable time frame.

Thank you again for the opportunity to engage in this process. Our regulatory process in the NWT often receives less-than-favorable reviews by some - but we feel this is one example of where the process, and the system, led all parties to a very unique and pragmatic solution. One that creates a win-win-win scenario.

Please let us know if you need anything further from us on this item.

Sincerely,
Evan Walz and Sonya Saunders

On Wed, Apr 1, 2020 at 6:46 PM Shannon Allerston <sallerston@mvlwb.com> wrote:

Good afternoon,

On February 5, 2020, the Mackenzie Valley Land and Water Board (the Board) requested all claimants seeking compensation from the Giant Mine Remediation Project (GMRP) during the Licensing process for MV2007L8-0031 provide an update on the status of claims by March 27, 2020. The Board did this recognizing conversations between the GMRP and some parties regarding access to the water were ongoing.

Only four parties responded to indicate whether or not negotiations with the GMRP had addressed their claims (see the Board's online registry <https://mvlwb.com/registry/MV2007L8-0031>). For example, the Great Slave Sailing Club confirmed they are no longer pursuing their claim due to the "proactive and solution-oriented approach [GMRP] have taken to responding to the concerns of the Yellowknife boating community" through the proposals to "stage and sequence the Project to enable substantially uninterrupted public access to Great Slave Lake by boaters, either via the public boat launch at Town Site or the Sailing Club's site. And... to construct a new boat ramp... at the Club's site that is comparable to the existing public boat launch."

If you have not already done so, please respond to this email **by Monday, April 6, 2020** to let the Board know the status of your water compensation claim, indicating whether any negotiation has been attempted and whether a settlement has been reached on your claim. In the absence of this additional information the Board will proceed with the decision-making process for claims.

Please note that the Board's authority for addressing claims for water compensation for this file is outlined in subsection 72.05(6) of the MVRMA:

In order to establish a right to compensation, an Eligible Claimant (i.e. i) existing licensees/applicants, ii) domestic users, iii) in-stream users, iv) authorized users, v) authorized waste depositors, vi) persons who use waters or deposit waste (without a licence) under territorial law, vii) persons referred to in paragraph 61(d) of the *Nunavut Waters and Nunavut Surface Rights Tribunal Act*, viii) owners of property, ix) occupiers of property, and xi) holders of outfitting concessions, registered trapline holders, and holders of other rights of a similar nature) must demonstrate that the Water Licence Applicant's proposed Water Use will "more likely than not" cause a loss or damage or other adverse effect on their use of waters.

Thank you,

Shannon Allerston, MA, MSc

Regulatory Specialist

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