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September 12, 2022

File: MV2022I0013

Patrick Smith, Environmental Licencing Analyst  
Northwest Territories Power Corporation  
4 Capital Drive,  
Hay River, NT, X0E 1G2

Sent by e-mail

Dear Patrick Smith,

**Re: Northwest Territories Power Corporation – Land Use Permit – New Application – Incomplete – Powerlines – Taltson, Fort Smith, Pine Point, Fort Resolution, NT**

On September 6, Mackenzie Valley Land and Water (Board) staff received the Application Package (Application) for a new Land Use Permit (Permit) MV2022I0013<sup>1</sup> for the Taltson Powerline Brushing, Maintenance, and Anchor Assessment (Project) from the Northwest Territories Power Corporation (NTPC).

Board staff have reviewed the Application and found it to be lacking information required for the Board to process the Application. For the Application to be considered complete, refer to the Application Form<sup>2</sup> and the Land and Water Boards' *Guide to the Land Use Permitting Process* (Guide)<sup>3</sup> and submit the following information to the Board's office:

1. Scope: Update the Application with the following information
  - a. Brushing activities:
    - i. the estimated width, length, and total area (in hectares);
    - ii. the time of year the activity will be conducted.

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<sup>1</sup> See the MVLWB Online Registry for [MV2022I0013](#).

<sup>2</sup> See the MVLWB Apply for Permit/Licence webpage for the Land Use Permit [Application Form](#).

<sup>3</sup> See the MVLWB Policies and Guidelines webpage for the MVLWB [Guide to the Land Use Permitting Process](#).

- b. Anchor related activities:
    - i. Where drilling will be conducted;
    - ii. The time of year the activities will be conducted.
  - c. Roads and trails: clarify whether NTPC is applying to construct new roads or trails. Application Form Item 10 states pioneering a road, while the Erosion and Sediment Control Plan submitted with the application states “no new roads will be created *unless an existing road cannot be utilized.*”
2. Engagement Plan and Record: Update the Engagement Plan and Record as follows:
- a. Remove or clarify references to water licences as NTPC has not applied for a water licence (Plan section 4 and record page 7).
  - b. Engagement Record 1. B) says ‘verified a that a land use permit would be obtained for the project’(p. 7) – clarify this statement as the Board cannot guarantee the issuance of a permit.
  - c. In Table 3-1 identify the organization.
  - d. Summarize whether any issues identified during engagement and indicate if and how they resolved. NTPC mentions this in section 5.1 or the Engagement Plan, section 3 of the Engagement Log, and it is a standard requirement as per the [Engagement Guidelines](#). Indicate if no issues were identified.
  - e. The work appears to cross areas administered by the federal government (e.g. old Pine Point railway) – clarify whether NTPC will be working on land administered by the federal government and, if so, engaged the federal government (Crown-Indigenous Relations and Northern Affairs Canada (CIRNAC) cc’ed below) as per the Engagement Plan and update the Record.
  - f. Update to plan to clarify whether NTPC engaged with industry that hold authorizations to conduct activities in the Pine Point area (Osisko and Teck Metals).
3. Spill Contingency Plan: Update the Spill Contingency Plan as follows:
- a. Clarify the new content that pertains to the Application, as follows:
    - i. Document History (p. ii) remove / clarify the highlighted info that is before “Addition of Appendix K” as NTPC has not applied for water use.
    - ii. Remove / clarify highlights from appendix J as this is not part of scope of the Application. Note that these updates would need to come through the authorizations for the winter road.
    - iii. References in section 8.0 – clarify that these are references to sections in the main body of the plan rather than references to other sections within appendix K.
    - iv. Appendix K is not highlighted yellow, which based on NTPCs description makes it seem that this material does not pertain to the application – clarify.
  - b. Appendix K section 8.2 refers to section 5.2.1 for potential impacts of spills – consider addressing the potential impacts of sewage as well.
4. Waste Management Plan: Update the Waste Management Plan as follows:
- a. See Item 3 Spill Contingency Plan for updates pertaining to highlighting clarity.
  - b. The list of Appendices refers to the new material as Appendix M whereas the appendix on pdf p. 140 is titled Appendix K – clarify

- c. 2.4.1 states “There will be no temporary facilities (washrooms, fuel storage, or accommodations) established at any areas within the ROW.” Update the plan to indicate where washrooms and accommodations will be located or whether NTPC and contractors will be using off site facilities.
  - d. 2.4.2 states “Waste materials including ... will be disposed of at an approved facility.” Update the Plan to indicate the facility and whether NTPC currently has an agreement in place for them to accept the material. If this information is referenced elsewhere in the Plan, NTPC can refer to that section. Please note that if confirmation from the facility is not received prior to issuance, the project may not be able to proceed until submitted and the Waste Management Plan is approved.
5. Erosion and Sediment Control Plan: Update the Erosion and Sediment Control Plan as follows:
- a. At the top of the document pdf window the document is titled the “Taltson Hydro – Construction of Replacement Facilities and Overhaul – Construction, Wildlife Management....” – correct this to refer to the project applied for.
  - b. Update the plan to include the following information as per the [LWBs Standard Outline for Management Plans](#):
    - i. the objectives of the plan, and
    - ii. a description of what must be managed and why.
  - c. Watercourses
    - i. Update the plan to clarify whether it be necessary to work within 100 meters (m) of watercourses. For those watercourses where work will occur within 100m, identify the location of the watercourse(s) via maps, as per the [LWBs Geospatial Data Submission Standards \(2021\)](#).
    - ii. Clarify whether NTPC plans to snow fill any of the watercourses.

Upon receipt of this information, the Board will review the Application in accordance with the Mackenzie Valley Land Use Regulations (MVLUR). Unless NTPC requests additional time, if this information is not provided within 90 days of the date of this letter, the Board will consider the Application withdrawn.

Please contact Andrew Wheeler via [email](#) or at (867) 766-7467 with any questions or concerns regarding this letter.

Yours sincerely,



Andrew Wheeler  
Regulatory Specialist

BCC'd to:       Katie White – Manager, Resource Management, GNWT-Lands  
                  David Monroe GNWT-Lands  
                  Tim Morton – Inspector, CIRNAC  
                  Mike Roesch, CIRNAC