

Conditions Annexed to and Forming Part of Land Use Permit # W2025W0001

Part A: Scope of Permit

1. This Permit entitles the Permittee to conduct the following land-use operation:
 - a) wood cutting operation at KM 185 to 188;
 - b) use of equipment to support operations;
 - c) storage of fuel to support operations; and
 - d) use of established camp site.
2. This Permit is issued subject to the conditions contained herein with respect to the use of land for the activities and area identified in Part A, item 1 of this Permit.
3. Compliance with the terms and conditions of this Permit does not excuse the Permittee from its obligation to comply with the requirements of any applicable Federal, Territorial, Deline, Tłıchǫ, or Municipal laws.

Part B: Definitions (defined terms are capitalized throughout the Permit)

Act - the *Mackenzie Valley Resource Management Act*.

Board – the Wek'èezhì Land and Water Board established under Part 3 of the Act.

Fuel Storage Container - a container for the storage of petroleum or allied petroleum products with a capacity of less than 230 litres.

Fuel Storage Tank - a closed container for the storage of petroleum or allied petroleum products with a capacity of more than 230 litres.

Greywater - all liquid wastes from showers, baths, sinks, kitchens, and domestic washing facilities but not including toilet wastes.

Habitat - the area or type of site where a species or an individual of a species of wildlife naturally occurs or on which it depends, directly or indirectly, to carry out its life processes.

Inspector - an Inspector designated by the Minister under the Act.

Minister - the Minister of Indian Affairs and Northern Development Canada or the Minister of the Government of the Northwest Territories – Department of Lands, as the case may be.

Ordinary High-Water Mark - the usual or average level to which a body of water rises at its highest point and remains for sufficient time so as to change the characteristics of the land. In flowing waters (rivers, streams) this refers to the “active channel/bank-full level” which is often the 1:2 year flood flow return level. In inland lakes, wetlands, or marine environments, it refers to those parts of the Watercourse bed and banks that are frequently flooded by water so as to leave a mark on the land and where the

Commented [WS1]: General explanation of the changes included in the Draft Permit.

Anything highlighted in green identifies conditions that were updated by Board staff to reflect the Board's Standard Land Use Permit Conditions. Comment bubbles also provide additional context for changes.

Anything highlighted blue is a new condition from the Board's Standard Land Use Permit Conditions that Board staff have proposed be added. Board staff are seeking input on these conditions.

natural vegetation changes from predominately aquatic vegetation to terrestrial vegetation (excepting water tolerant species). For reservoirs, this refers to normal high operating levels (full supply level).

Permittee - the holder of this permit.

Permafrost - ground (soil or rock) that remains at or below 0°C for at least two consecutive years.

Secondary Containment - containment that prevents liquids that leak from Fuel Storage Tanks or containers from reaching outside the containment area and includes double-walled Tanks, piping, liners, and impermeable barriers.

Sewage - all toilet wastes and Greywater.

Sump - a human-made pit or natural depression in the earth's surface used for the purpose of depositing Waste that does not contain Toxic Material, such as non-toxic Drilling Waste or Sewage, therein.

Toxic Material - any substance that enters or may enter the environment in a quantity or concentration or under conditions such that it:

- a) Has or may have an immediate or long-term harmful effect on the environment or its biological diversity;
- b) Constitutes or may constitute a danger to the environment on which life depends; or
- c) Constitutes or may constitute a danger in Canada to human life or health.

Waste - any garbage, debris, chemical, or Toxic Material to be used, stored, disposed of, or handled on land, and also as defined in section 51 of the Act.

Watercourse - a natural body of flowing or standing water or an area occupied by water during part of the year, and includes streams, springs, swamps and gulches but does not include groundwater.

Part C: Conditions Applying to All Activities (headings correspond to subsection 26(1) of the Mackenzie Valley Land Use Regulations)

26(1)(a) Location and Area

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| 1. The Permittee shall only conduct this land-use operation on lands designated in the application. | LOCATION OF ACTIVITIES |
| 2. The Permittee shall use an existing campsite, as described in the complete application. | USE EXISTING CAMP |
| 3. The Permittee shall not locate any Sump within 100 metres of the Ordinary High Water Mark of any Watercourse, unless otherwise authorized in writing by an Inspector. | SUMP SETBACK |
| 4. Prior to the commencement of the land-use operation, the Permittee shall accompany an Inspector during an inspection of the proposed land use area. | INSPECT LOCATIONS |

Commented [WS2]: Wording proposed to be updated as per the Board's Standard Land Use Permit Conditions

26(1)(b) Time

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| 5. At least 48 hours prior to the initial commencement of the land-use operation, the Permittee's Field Supervisor shall notify the Board and contact an Inspector at (867) 767-9188 | INITIAL NOTIFICATION CONTACT INSPECTOR |
| 6. At least 48 hours prior to commencement of the land-use operation, the Permittee shall provide the following information, in writing, to the Board and an Inspector: a) the name(s) of the person(s) in charge of the field operation; b) alternates; and c) all methods for contacting the above person(s). | IDENTIFY AGENT |
| 7. At least ten days prior to the completion of the land-use operation, the Permittee shall advise an Inspector of: a) the plan for removal or storage of equipment and materials; b) when final cleanup and reclamation of the land used will be completed; and c) when the Final Plan will be submitted. | REPORTS BEFORE FINAL REMOVAL |

26(1)(c) Type and Size of Equipment

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| 8. The Permittee shall only use equipment of a similar type, size, and number to that listed in the complete application. | USE APPROVED EQUIPMENT |
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Commented [WS3]: Wording proposed to be updated as per the Board's Standard Land Use Permit Conditions

26(1)(d) Methods and Techniques

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26(1)(e) Type, Location, Capacity, and Operation of All Facilities

9. The Permittee shall ensure that the land use area is kept clean at all times. CLEAN WORK AREA

26(1)(f) Control or Prevention of Ponding of Water, Flooding, Erosion, Slides, and Subsidence of Land

10. The land-use operation shall not cause obstruction to any natural drainage. NATURAL DRAINAGE

11. The Permittee shall install and maintain suitable erosion control structures as the land-use operation progresses. PROGRESSIVE EROSION CONTROL

12. The Permittee shall apply appropriate mitigation at the first sign of erosion. REPAIR EROSION

13. The Permittee shall suspend overland travel of equipment or vehicles at the first sign of rutting or gouging. SUSPEND OVERLAND TRAVEL

14. The Permittee shall not move any equipment or vehicles unless the ground surface is in a state capable of fully supporting the equipment or vehicles without rutting or gouging. VEHICLE MOVEMENT FREEZE-UP

26(1)(g) Use, Storage, Handling, and Ultimate Disposal of Any Chemical or Toxic Material

15. The Permittee shall dispose of all combustible Waste petroleum products by removal to an approved disposal facility. WASTE PETROLEUM DISPOSAL

26(1)(h) Wildlife and Fish Habitat

16. The Permittee shall take all reasonable measures to prevent damage to wildlife and fish Habitat during this land-use operation. HABITAT DAMAGE

26(1)(i) Storage, Handling, and Disposal of Refuse or Sewage

17. The Permittee shall keep all garbage and debris in a secure container until disposal. GARBAGE CONTAINER

18. The Permittee shall dispose of all garbage, waste, and debris from the land use area to an approved waste disposal facility, unless otherwise authorized in writing by an Inspector. REMOVE GARBAGE

19. The Permittee shall dispose of all Sewage and Greywater into a Sump at least 100 metres from the Ordinary High Water Mark of any Watercourse.

SEWAGE
DISPOSAL –
SUMP
SETBACK

26(1)(j) Protection of Historical, Archaeological, and Burial Sites

20. The Permittee shall not operate any vehicle or equipment within 150 metres of a known or suspected historical or archaeological site or burial ground.
21. The Permittee shall not knowingly remove, disturb, or displace any archaeological specimen or site.
22. The Permittee shall, where a suspected archaeological or historical site, or burial ground is discovered:
- a) immediately suspend operations on the site; and
 - b) notify the Board at (867) 765-4592 or an Inspector at (867) 767-9188, and the Prince of Wales Northern Heritage Centre at 767-9347 ext. 71251 or ext. 71255.

ARCHAEOLOGIC
AL BUFFER

SITE
DISTURBANCE

SITE DISCOVERY
AND
NOTIFICATION

26(1)(k) Objects and Places of Recreational, Scenic, and Ecological Value

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26(1)(l) Security Deposit

23. All costs to remediate the area under this Permit are the responsibility of the Permittee.

RESPONSIBILITY
FOR
REMEDICATION
COSTS

26(1)(m) Fuel Storage

24. The Permittee shall place Fuel Storage Containers and or Tanks a minimum of 100 metres from the Ordinary High Water Mark of any Watercourse, unless otherwise authorized in writing by an Inspector.
25. The Permittee shall set up all refueling points with Secondary Containment.
26. The Permittee shall not allow petroleum products to spread to surrounding lands or Watercourses.
27. The Permittee shall seal all outlets of Fuel Storage Containers and store the containers on their sides with the outlets located at 3 and 9 o'clock, except for containers currently in use.

FUEL STORAGE
SETBACK

SECONDARY
CONTAINMENT
– REFUELING

FUEL
CONTAINMENT

SEAL OUTLET

Commented [WS4]: Wording proposed to be updated as per the Board's Standard Land Use Permit Conditions

28. Prior to commencement of the land-use operation the Permittee shall ensure that spill-response equipment is in place to respond to any potential spills. **SPILL RESPONSE**

29. All equipment that may be parked for two hours or more, shall have a haz-mat/drip tray under it or be sufficiently diapered. Leaky equipment shall be repaired immediately. **DRIP TRAYS**

30. The Permittee shall clean up all leaks, spills, and contaminated material immediately. **CLEAN UP SPILLS**

31. During the period of this Permit, if a spill occurs or is foreseeable, the Permittee shall: **REPORT SPILLS**

a) report it immediately using the NU-NT Spill Report Form by one of the following methods:

- Telephone: (867) 920-8130
- Fax: (867) 873-6924
- E-mail: spills@gov.nt.ca
- Online: [Spill Reporting and Tracking Database](#)

b) within 24 hours, notify the Board and an Inspector; and

c) within 30 days of initially reporting the incident, submit a detailed report to the Board and an Inspector, including descriptions of causes, response actions, and any changes to procedures to prevent similar occurrences in the future. Any updates to this report shall be provided to the Board and an Inspector in writing as changes occur.

Commented [WS5]: Additional context provided on the expectations of the report, as per the Board's Standard Land Use Permit Conditions

26(1)(n) Methods and Techniques for Debris and Brush Disposal

32. The Permittee shall progressively dispose of all brush and trees; all disposal shall be completed prior to the end of this land use operation. **BRUSH DISPOSAL/TIME**

Commented [WS6]: Wording proposed to be updated as per the Board's Standard Land Use Permit Conditions

33. The Permittee shall not clear areas larger than identified in the complete application. **MINIMIZE AREA CLEARED**

26(1)(o) Restoration of the Lands

34. Prior to the end of the land-use operation, the Permittee shall complete all cleanup and restoration of the lands used. **FINAL CLEANUP AND RESTORATION**

35. Prior to the end of the land-use operation, the Permittee shall prepare the site in such a manner as to facilitate natural revegetation. **NATURAL VEGETATION**

36. Prior to the end of the land-use operation, the Permittee shall restore any trails impacted by the land-use operation by removing fallen trees and any other obstructions from the trails. **TRAILS RESTORATION**

37. The Permittee shall, while preparing the access road, make every effort to avoid covering or destroying traps or snares that may be found along these routes.

**TRAPS
PROTECTION**

26(1)(p) Display of Permits and Permit Numbers

38. The Permittee shall keep a copy of this Permit on hand at all times during this land-use operation.

**COPY OF
PERMIT**

26(1)(q) Biological and Physical Protection of the Land

39. The Permittee shall not move any equipment or commence any drilling when one or more caribou are within 500 metres.

**CARIBOU
DISTURBANCE**

40. If nesting areas are encountered during the course of operations, the Permittee shall minimize all activity so as to not disturb them.

**MIGRATORY
BIRD
NEST
DISTURBANCE**

Attachments

Attachment A – Revision History Table

The table below summarizes revisions made to the Permit since its effective date (as set out on the Cover Page).

| Date | Location of Change | Description of Change |
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