



NIRB File No.: 12XN033
NWB File No.: 1BR-CIL1217

November 3, 2014

The Honourable Bernard Valcourt
Minister of Aboriginal Affairs and Northern Development
c/o Tracey McCaie
Manager, Land Administration
Aboriginal Affairs and Northern Development Canada
P.O. Box 100
Iqaluit, NU X0A 0H0

Sent via email: tracey.mccaie@aandc.gc.ca; landsmining@aandc.gc.ca

And

Mr. Thomas Kabloona
Chairperson, Nunavut Water Board
c/o Phyllis Beaulieu
Manager of Licensing
Gjoa Haven, NU X0B 1J0

Sent via email: phyllis.beaulieu@nwb-oen.ca

Re: Application Exempt from the Requirement for Screening pursuant to Section 12.4.3 of the NLCA: Government of Nunavut-Community and Government Services' "Chesterfield Inlet Fuel Storage Facility Upgrade-Landfarm" Project Proposal, Kivalliq Region, 12XN033

Dear Tracey McCaie and Phyllis Beaulieu:

On October 15, 2014 the Nunavut Impact Review Board (NIRB or Board) received an application from the Nunavut Water Board (NWB) for an amendment to NWB Type "B" water licence (1BR-CIL1217) for Government of Nunavut-Community and Government Services' (GN-CGS or Proponent) "Chesterfield Inlet Fuel Storage Facility Upgrade-Landfarm" project proposal.

On October 27, 2014 the NIRB received notification from the Nunavut Planning Commission that the previous conformity determination issued for this file (Keewatin Regional Land Use Plan) on June 8, 2012 continues to apply to the current application.

Please be advised that the original project proposal (NIRB File No. 12XN033) was received by the NIRB from the NWB on May 24, 2012, and was screened by the Board in accordance with Part 4, Article 12 of the Nunavut Land Claims Agreement (NLCA). On August 10, 2012, the NIRB issued the enclosed NLCA 12.4.4 (a) screening decision to the Minister of Aboriginal Affairs and Northern Development, which indicated that the proposed project could proceed subject to the NIRB's recommended project-specific terms and conditions.

The current GN-CGS application, the original NIRB Screening Decision Report (File No. 12XN033) and related file information are available from the NIRB's online public registry at the following location:

<http://ftp.nirb.ca/01-SCREENINGS/COMPLETED%20SCREENINGS/2012/12XN033-CGS-Stantec%20Chesterfield%20Inlet%20Landfarm/>.

PREVIOUSLY-SCREENED PROJECT PROPOSAL:

As previously screened by the NIRB (File No. 12XN033), the originally titled "Chesterfield Inlet Fuel Storage Facility Upgrade-Landfarm" project was located within the Kivalliq region, near Chesterfield Inlet, approximately 3 kilometres northwest of the municipality. The Proponent indicated that it intended to construct a landfarm, with operation and maintenance of the facility to occur for approximately 5 years.

The activities and components associated with the originally screened proposal included:

- Development of a lined engineered landfarm near the Hamlet of Chesterfield Inlet;
 - Located adjacent to the existing Chesterfield Inlet Municipal Solid Waste Site
 - Approximately 150 cubic metres (m³) hydrocarbon contaminated soils to be removed from Bulk Fuel Facility and remediated at the landfarm
 - Any water from the landfarm is to be collected in an internal sump and pumped over the surface of the materials in the landfarm on an as needed basis
 - Use of heavy equipment (i.e. bulldozer, dump truck) to transfer the soil and turn the soil yearly;
 - Refueling of equipment from fuel trucks by trained operators;
 - Decommissioning of landfarm once the soil meets Canadian Council for Ministers of the Environment requirements;
 - Removal of liner and disposed of in the municipal landfill
 - Disposal of water in an approved manner, if required
 - Removal of excess soil and area graded to positive drainage
 - Use of facilities and accommodations in Chesterfield Inlet as needed.
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CURRENT APPLICATION:

The Proponent has applied for an amendment to its Type B Water Licence with the Nunavut Water Board in order to increase the capacity of the existing landfarm.

Please note that Section 12.4.3 of the NLCA states that:

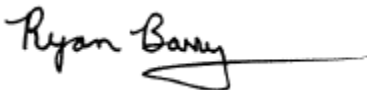
“Any application for a component or activity of a project proposal that has been permitted to proceed in accordance with these provisions shall be exempt from the requirement for screening by NIRB unless:

- (a) such component or activity was not part of the original project proposal; or*
- (b) its inclusion would significantly modify the project.”*

After completing a review of the information provided in support of the current application, the NIRB is of the understanding that the proposed landfarm expansion does not change the general scope of the original project activities, and the exceptions noted in NLCA 12.4.3(a) and (b) do not apply. Therefore, this application is exempt from the requirement for screening pursuant to Section 12.4.3 of the NLCA and the activities therein remain subject to the terms and conditions recommended in the original August 10, 2012 Screening Decision Report (enclosed).

If you have any questions or require additional clarification, please contact Solomon Amuno, Technical Advisor, at (867) 983-4603 or samuno@nirb.ca.

Sincerely,



Ryan Barry
Executive Director
Nunavut Impact Review Board

cc: Andrew Johnson, Stantec
Mohammed Ansari, Government of Nunavut – Community and Government Services
Distribution List

Enclosure: NIRB Screening Decision Report, File No.: 12XN033 (August 10, 2012)
