



Fisheries and Oceans Canada
Pêches et Océans Canada

401 King Street West
Prescott, Ontario
K0E 1T0

RECEIVED

By Licence Administrator at 11:25 am, Jun 02, 2011

June 2, 2011

Your file *Votre référence*

Our file *Notre référence*
11-HCAA-CA7-00018

Richard Dwyer
Nunavut Water Board
P. O. Box 119
Gjoa Haven, Nunavut
X0E1J0

Dear Mr. Dwyer:

Subject: Proposal not likely to result in impacts to fish and fish habitat provided that additional mitigation measures are applied.

Fisheries and Oceans Canada (DFO) appreciates the opportunity to provide input into the new Type B Water Licence Application for "Transport Canada's – Metal Dump Remediation Project".

Fisheries and Oceans Canada - Fish Habitat Management Program (DFO) received the proposal on May 24, 2011. Please refer to the file number and title below:

DFO File No.: **11-HCAA-CA7-00018**

Title: **Transport Canada-Metal Dump Remediation Project, Sylvia Grinnell River, Nunavut**

The proposal has been reviewed to determine whether it is likely to result in impacts to fish and fish habitat which are prohibited by the habitat protection provisions of the *Fisheries Act* or those prohibitions of the *Species at Risk Act* that apply to aquatic species.*

Our review consisted of:

Nunavut Water Board, Water Licence Schedule 3 - Application Form. Submitted by Mike Molinski, Transport Canada and dated May 27, 2010.

Field Report-Phase 3 Environmental Site Assessment, Vehicle Dump and Community Landfill, Iqaluit Nunavut. Prepared by Franz Environmental Inc. Vancouver B.C.

*Those sections most relevant to the review of development proposals include 20, 22, 32 and 35 of the *Fisheries Act* and sections 32, 33 and 58 of the *Species at Risk Act*. For more information please visit www.dfo-mpo.gc.ca.

Canada

.../2

We understand that the proponent plans to:

- Complete the environmental cleanup of Transport Canada's Metal Dump.

To reduce potential impacts to fish and fish habitat we are recommending the following mitigation measures be included into the proposed plans:

- Sediment and erosion control measures should be implemented prior to work, and maintained during the work phases, to mitigate the impacts to fish habitat.
- All disturbed areas should be stabilized upon completion of work and restored to a pre-disturbed state or better.
- Sediment and erosion control measures should be left in place and maintained until all disturbed areas have been stabilized.

Provided that the additional mitigation measures described above are incorporated into the proposed plans, DFO has concluded that the proposal is not likely to result in impacts to fish and fish habitat.

The proponent will not need to obtain a formal approval from DFO in order to proceed with the proposal.

If the plans have changed or if the description of the proposal is incomplete the proponent should contact this office to determine if the advice in this letter still applies.

Please be advised that any impacts to fish and fish habitat which result from a failure to implement the proposal as described or incorporate the additional mitigation measures included in this letter could lead to corrective action such as enforcement.

I trust the information provided will be of assistance in the Nunavut Water Board's review of the new Type B Water Licence Application for "Transport Canada's – Metal Dump Remediation Project". If you or the proponent have any questions concerning the above, or if my understanding of the proposal is either incorrect, incomplete, or if there are changes to the proposed work, please contact me directly by telephone at (613) 925-2865 ext 131, by fax at (613) 925-2245, or by e-mail at Georgina.Williston@dfo-mpo.gc.ca.

Yours sincerely,



Georgina Williston
Habitat Management Biologist

Copy: Christopher Aguirre- Transport Canada
Derrick Moggy- Fisheries & Oceans Canada