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NUNAVUT WATER BOARD
NUNAVUT IMALIRIYIN KATIMAYINGI
OFFICE DES EAUX DU NUNAVUT

File: 1BR-NUN1217/Amendment No.1

August 27, 2013

James H. Wilson, General Manager
Nunatta Environmental Services Inc.
Building 1575 Federal Road
P.O. Box 267
Iqaluit, NU X0A 0H0
E-mail: nunatta@northwestel.net

RE: 1BR-NUN1217, Type “B” Licence, Amendment No.1

Dear Mr. Wilson:

Please find attached Amendment No. 1 to Licence No. 1BR-NUN1217, Type “B”, issued to Nunatta Environmental Services Inc., by the Nunavut Water Board (NWB or Board) under **Motion 2013-B1-036** pursuant to its authority under Article 13 of the *Agreement between the Inuit of the Nunavut Settlement Area and Her Majesty the Queen in Right of Canada* and the *Nunavut Waters and Nunavut Surface Rights Tribunal Act*. The terms and conditions of the original Licence, related to water use and waste disposal, remain an integral part of this approval.

The Licensee is advised that although this Amendment is exempt from the requirements of screening by the Nunavut Impact Review Board (NIRB) in accordance with Schedule 12-1 of the *Nunavut Land Claim Agreement* (NLCA), the NIRB’s original Screening Decision Report¹ for the file should continue to be consulted in conjunction with the Screening Exemption Decision² as it contains recommendations that are applicable to the overall project scope. In addition, the NWB has on file the original Land Use Conformity Determination³ for the project as issued by the Nunavut Planning Commission (NPC).

The NWB strongly recommends that the Licensee consult the comments received from interested persons on the issues identified. Aboriginal Affairs and Northern Development Canada (AANDC) – Water Resources Division recommended that soil samples be taken at Cell No. 1 and Cell No. 2 during reconstruction and rehabilitation work to confirm whether the areas

¹ Nunavut Impact Review Board’s (NIRB) Screening Decision Report, May 14, 2012

² Nunavut Impact Review Board’s (NIRB) Screening Exemption Decision, July 13, 2013

³ Nunavut Planning Commission (NPC) Land Use Conformation Determination, March 27, 2012

underneath the liners have been exposed to contamination. In addition, AANDC suggested that the Spill contingency Plan and the Abandonment and Reclamation Plan be updated to reflect the relevant changes propose for Cell No.1 and Cell No. 2, as also required under the existing terms and conditions in the Licence. Environment Canada (EC) provided general recommendations with respect to the operational aspects of the landfarm facility. This information is attached for your consideration⁴.

Sincerely,



Thomas Kabloona
Nunavut Water Board, Chair

TK/sj/ri

Enclosure: Licence No. 1BR-NUN1217 – **Amendment No.1**
Comments – AANDC and EC

Cc: Qikiqtani Distribution List

⁴ Aboriginal Affairs and Northern Development Canada (AANDC) – Water Resources Division, July 24, 2013; and Environment Canada (EC), August 2, 2013.

LICENCE AMENDMENT No. 1

Licensee:	Nunatta Environmental Services Inc.
Licence No:	1BR-NUN1217 Type “B”
Licence Issued:	December 07, 2012
Effective Date:	August 26, 2013
Expiry Date:	December 31, 2017

DECISION

On June 14, 2013, the Nunavut Water Board (NWB or Board) received an application from Nunatta Environmental Services Inc., in support of a request to amend Licence 1BR-NUN1214 to allow for the reconstruction and rehabilitation of two distinct cells at its Landfarm Facility, located within the municipal boundaries of the City of Iqaluit. The reconstruction and rehabilitation works proposed for the Landfarm Facility include increasing the length of Cell No. 2 and replacing the liners of both Cell No. 1 and Cell No. 2.

The NWB distributed the Application on July 4, 2013 for a thirty-day public review period, and comments were received from Aboriginal Affairs and Northern Development Canada (AANDC) and Environment Canada (EC). None of the intervening parties objected in principle to any potential decision that will result in the Board’s granting the amendment requested.

The original Licence, NWB4NUN0511, for the project was issued on September 13, 2005 with the expiry date set for December 31, 2011. The Licence allowed for the deposit of waste in support of an industrial undertaking. Following the expiration of Licence NWB4NUN0511 and the submission of a formal renewal application that was reviewed in accordance with the NWB’s Licensing Process, a renewal Licence, 1BR-NUN1217, was issued on December 7, 2012 with the expiry date set for December 31, 2017.

Pursuant to its authority under Article 13 of the *Agreement between the Inuit of the Nunavut Settlement Area and Her Majesty the Queen in Right of Canada* and the *Nunavut Waters and the Nunavut Surface Rights Tribunal Act*, with respect to the application for amendment (No.1) received July 14, 2013 from Nunatta Environmental Services Inc., the Nunavut Water Board hereby grants the following Licence amendment.

The Licence shall be amended as follows:

PART B: GENERAL CONDITONS*Insert Item 1k*

Details pertaining to all reconstruction and rehabilitation work carried out on Cell No. 1 and Cell No. 2 in accordance with Amendment No. 1 as issued by the Board.

Insert Item 11

The result of all sampling carried out on the soil contained in Cell No. 1 and Cell No. 2 during the reconstruction and rehabilitation work proposed as required under Part J, Item 17.

PART E: CONDITONS APPLYING TO WASTE DISPOSAL

Insert Item 22

The Licensee shall dispose of all waste generated, in including the liners being removed, during the reconstruction and rehabilitation of Cell No. 1 and Cell No. 2 at appropriately licensed waste disposal facilities.

PART G: CONDITONS APPLYING TO CONSTRUCTION

Insert Item 7

The Licensee shall submit to the Board for review, at least thirty (30) days prior to construction, for-construction drawings that reflect the changes proposed for Cell No. 1 and/or Cell No. 2 in accordance with the amendment application dated June 14, 2013.

PART J: CONDITONS APPLYING TO MONITORING PROGRAM

Insert Item 17

The Licensee shall sample the soil above and underneath the liners of Cell No. 1 and Cell No. 2 in accordance with the *Canadian Council of Ministers of the Environment (CCME) Canada-Wide Standard for Petroleum Hydrocarbons (PHC) in Soil* for purposes of determining whether or not the soil below the liners is contaminated.

All remaining terms and conditions of Licence 1BR-NUN1217, Type ‘B’ issued December 07, 2012, still apply.

This Licence Amendment No.1 issued and recorded at Gjoa Haven, NU on August 26, 2013.

Approved by,



Thomas Kabloona
Nunavut Water Board, Chair