

NIRB File No. 09AN049 KIA File No.: KVRW08E022

March 10, 2011

Hamlet of Chesterfield Inlet c/o David Kattegatsiak Community Economic Development Officer P.O. Box 10 Chesterfield Inlet, NU XOC 0B0

Sent via Email: <a href="mailto:edo\_hamlet@giniq.com">edo\_hamlet@giniq.com</a>

Re: <u>Information Required for the Resubmission of the Hamlet of Chesterfield Inlet's</u> "Josephine Lake Access Road" project proposal

#### Dear David Kattegatsiak:

As you are aware, on December 1, 2009 the Nunavut Impact Review Board (NIRB or Board) issued a Screening Decision to the Minister of Indian and Northern Affairs Canada (INAC) regarding the Hamlet of Chesterfield Inlet's (the Hamlet or Proponent) "Josephine Lake Access Road" project proposal (NIRB File No. 09AN049). In its decision, the Board recommended that the proposal be returned to the Proponent for clarification pursuant to section 12.4.4 (c) of the Nunavut Land Claims Agreement (NLCA).

On February 14, 2011 the NIRB received a revised NIRB Project Specific Information Request (Part 2) form from the Proponent. Our staff have been in been in close communication with the Hamlet, working to ensure that all information requested and required during the original NIRB screening of this project (NIRB File No. 09AN049) is submitted prior to our formal acceptance of a resubmitted proposal. To date, the NIRB has received the following application materials from the Proponent:

- NIRB Part 2 Project Specific Information Requirements Form (in English)
- General Application Information (project summary report in English)
- Maps

At this time, we would bring your attention to the summarized listing of comments received during the original NIRB screening of this file, and ask that the Hamlet of Chesterfield Inlet ensure that all outstanding information requirements are met. While this list is not meant to be exhaustive and is only a summary of comments received, the NIRB recommends that the Proponent refer to the original submissions for more a detailed description of the information required:

## **Government of Nunavut – Culture Language Elders and Youth (GN-CLEY)**

■ The Proponent should retain the services of a professional archaeologist to conduct a preliminary heritage resources overview assessment of the project area. A copy of this assessment should be provided to the GN-CLEY upon completion.

### **Government of Nunavut – Department of Environment**

- The Proponent should clarify the project coordinates, as some discrepancies within application materials were noted. Coordinates for road routing and associated water crossings, and any quarry sources (existing and new) should be clearly noted.
- The Proponent should provide clarification regarding a temporary runway identified at the end of proposed Route 1 in a map provided by the Proponent.
- The Proponent must submit a separate application for any new quarry sources identified by the proposed project activities prior to any future development.
- The Proponent should provide additional information to address omissions identified in the Spill Contingency Plan.

#### **Environment Canada**

- The Proponent should note that the *Fisheries Act* may be applicable to this project.
- The Proponent should utilize only clean abutment and culvert construction materials.

### Fisheries and Oceans Canada (DFO)

- The Proponent should clarify the preferred road routing and provide details of associated water crossings within the work plan.
- Application contained insufficient information to determine the extent of the impact on fish and fish habitat through installation of culverts. The Proponent should provide the location and detailed description of any such water crossings.
- The Proponent should provide additional information regarding proposed water crossings and any infilling of a water course or water body.
- The Proponent should obtain the necessary approvals from DFO prior to road construction.

### **Transport Canada**

- Components of the proposed project may have the potential to cause interference to safe navigation.
- Advise that the Proponent contact the Navigable Waters Protection Program (NWPP) to discuss details of proposed project, and further, that the Proponent formally submit an application to the NWPP for potential approval in accordance with the *Navigable Waters* Protection Act.

# **Indian and Northern Affairs Canada (INAC)**

• The Proponent may be required to apply for a Land Use Permit or Land Lease with INAC in accordance with the *Territorial Lands Act*.

In addition to the items identified above and in comment submissions to the NIRB, the Board also requests that the Proponent submit an **updated** Non-Technical Project Summary in both English and Inuktitut.

Please note that the recently resubmitted application materials, as well as the original application materials, original comment submissions, the NIRB Screening Decision Report (December 1, 2009) and all file related correspondence can be obtained from the NIRB's FTP site at: <a href="http://ftp.nirb.ca/01-SCREENINGS/COMPLETED%20SCREENINGS/2009/09AN049-Hamlet%20of%20Chesterfield%20Inlet%20-%20Josephine%20Lake/">http://ftp.nirb.ca/01-SCREENINGS/COMPLETED%20SCREENINGS/2009/09AN049-Hamlet%20of%20Chesterfield%20Inlet%20-%20Josephine%20Lake/</a>

The NIRB will continue to work with your office to ensure the required materials are compiled and submitted prior to the commencement of NIRB screening. Should you have any questions or concerns, please contact NIRB Technical Advisor, Amanda Hanson, at <a href="mailto:ahanson@nirb.ca">ahanson@nirb.ca</a> or via telephone at 867-983-4615.

Sincerely,

Ryan Barry

Director, Technical Services

cc: Veronica Tattuinee, KIA

Julie Ross, GN-CLEY Dee Karadag, GN-DOE Matthew Ferris, GN-CGS Margaux Brisco, INAC Jeff Mercer, INAC

Lyndon Kivi, DFO Christopher Aguirre, TC Paula Smith, EC Phyllis Beaulieu, NWB

Enclosed: NIRB Screening Decision Report, File No. 09AN049 (December 1, 2009)