

Iqaluit



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Sol'd 10 agt - EC

August 24, 2004

Scott Stewart, Water Resources Officer
Nunavut Field Operations, INAC,
Government of Canada
P.O. Box 100
Iqaluit, NU X0A 0H0

Doug Sitland,
Manager of Capital Projects
Community Government and Services,
Government of Nunavut
P.O. Box 1000
Iqaluit, NU X0A 0H0

Dear Mr. Stewart and Mr. Sitland,

RE: IQALUIT LANDFILL EXPANSION APPROVAL

I am writing in regards to the Iqaluit landfill expansion site and the past dispute regarding its land ownership between INAC and CG&S

From past correspondence with INAC and CG&S (CG & T at the time) and the City of Iqaluit, it appears this land ownership has yet to be resolved.

The City of Iqaluit is requesting approval by the appropriate agency to use this land as a landfill site.

If you have any questions or comments this matter, please do not hesitate to contact myself at (867) 975-8509 or by email at m.hall@city.iqaluit.nu.ca

Sincerely,

Mark Hall,
Director of Public Works

cc: David Akoak, Assistant Deputy Minister - CG&S
Peter Kusugak, District Manager INAC
Ian Fremantle, CAO - City of Iqaluit
Brad Sokach, Director of Engineering and Planning - City of Iqaluit



City of Iqaluit
City of Iqaluit



**Nunavut Field Operations
Indian and Northern Affairs Canada
Box 100
Iqaluit, Nunavut
X0A 0H0**

**Mark Hall
Director of Public Works
City of Iqaluit
Box 460
Iqaluit, Nunavut
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September 1, 2004

Re: Iqaluit Landfill Expansion

Dear Mr. Hall;

According to the INAC Land Administration office, the landfill and the surrounding land were transferred to the Government of Nunavut in the Block Land Transfer. As a result, any proposed expansion would likely fall on Commissioners Lands and would need to go through the Government of Nunavut. However, any expansion of the landfill would also fall under the Nunavut Water's and Nunavut Surface Rights Tribunal Act as it deals with the deposit of waste. Therefore, landfill expansion would also need to be reviewed and approved by the Nunavut Water Board. Hopefully this helps clarify the situation for the City of Iqaluit.

If you have any questions or concerns please contact me.

Sincerely,

Scott Stewart
Water Resource Officer
Nunavut Field Operations
Iqaluit, Nunavut
stewarts@inac.qc.ca

c.c. Jim Wall - Nunavut Water Board
Phyllis Beaulieu - Nunavut Water Board
Sid Bruinsma - Environment Canada
Doug Sitland - Community Government & Services
Keith Pelley - Fisheries and Oceans Canada



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Nunalingni Kavamatkunillu Pivikhaqautikkut

Department of Community and Government Services

Ministère des Services communautaires et gouvernementaux

November 22, 2004

Ian Fremantle
Chief Administrative Officer
City of Iqaluit
P.O. Box 460
Iqaluit, Nunavut
X0A 0H0

Dear Mr. Fremantle:

I am writing in regard to the letter of August 24, 2004, from Mr. Mark Hall addressed to Mr. Doug Sitland concerning the expansion of the Iqaluit Landfill. Prior to addressing the specific issue of using the area as a landfill, it is important to review and resolve a number of issues related to the site.

Ownership

You are correct that the ownership of this particular piece of land is in question. On September 1, 2004 in a letter from Indian and Northern Affairs Canada, they indicate that the land was transferred to the Commissioner as part of the Block Land Transfer. Should this be the case, as the lands are within the municipal boundary, we would propose that ultimately the lands be transferred to the municipality in accordance with the Nunavut Land Claims Agreement. To resolve this issue, we would recommend that senior officials from GN Community and Government Services (Community Planning and Lands and Capital Programs), GN Department of Justice (Legal Registries and Legal and Constitutional Division), INAC and the City meet to clearly define the issue and resolve it prior to the City using the area as a landfill.

Erection of Fencing

In the summer of 2001, without the approval of any GN Department, the City of Iqaluit erected the fencing around the site presumably as an eventual use as a solid waste disposal facility. At that time, Community Government and Transportation (CGT) wrote to your Senior Administrative Officer and outlined our concerns. In addition, meetings

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were held with Senior City staff, but no action to address the concerns was ever taken. The erection of the fencing at this site was not an approved capital project and continues to be an issue between the GN and the City with respect to outstanding financial matters.

Existing Contamination

The lands in question may be contaminated from activities dating from the 1980's and prior. While it would be advantageous to resolve the responsibility for that contamination, given that the City would like to use the facility as a landfill, it would seem reasonable for all stakeholders to clearly acknowledge the baseline contamination and that operations, maintenance and enforcement of regulations from thereon would be based on that baseline data. This would require the cooperation of many parties such as GN Environmental Health, Environmental Protection, Capital Planning, Community Planning and Lands, Justice, INAC, Environment Canada, Department of Fisheries and Oceans and potentially others.

Long Term Solid Waste Management Plan - *Alan G. G. SWMSC*

Over 2000 and 2001, the City and CGT were working together to finalize a long term solid waste management plan for the City. While important initiatives have been taken and significant improvement on the operation and maintenance of the existing site have been made, there still does not appear to be a long term vision for the management of solid waste in the community.

Approval for Operating a New Solid Waste Facility

We would agree with INAC's letter of September 1, 2004 that states that the expansion of the landfill would require review under the Nunavut Water's and Nunavut Surface Rights Tribunal Act and would require review and approval of the Nunavut Water Board. As such, CGS (or any other Department of the GN) would not be able to grant approval to use the facility as a landfill on our own. To this end, CGS has noted that the City has stored materials on the site without having a proper approval to do so.

As I am sure you can appreciate, the issues involved with this site are complex and need to be resolved before any future use can be permitted. CGS is prepared to work with you and other stakeholders to resolve these issues as expeditiously as possible, but the City of Iqaluit needs to take a central coordinating role, particularly as you are the proponent for use of the lands as a solid waste disposal facility.

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I trust that this helps clarify our position on the matter. Should you have any additional questions, please do not hesitate to contact Mr. Doug Sitland at 975-5341.

Sincerely,



Tom Rich
Deputy Minister

C: Brad Sokach, Director of Engineering
Mark Hall, Director of Public Works
Peter Kusugak, District Manager-Indian and Northern Affairs Canada
David Akoak, ADM, CGS
Shawn Maley, ADM, CGS

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