



## NWB Tools

**Richard Dwyer** <[richard.dwyer@nwb-oen.ca](mailto:richard.dwyer@nwb-oen.ca)>

## Fwd: Lake Geraldine Reservoir Response

**Karén Kharatyan** <karen.kharatyan@nwb-oen.ca>

Thu, Jul 26, 2018 at 3:43 PM

To: Dave Baines <dave.baines@nwb-oen.ca>, Licensing Department <licensing@nwb-oen.ca>

FYI



Karén Kharatyan, Ph. D- ՆԱԳՅԱՆԻ ԱՊՐԱՆՈՒԹՅԱՆ ՀԱՄԱՐՈՎ

Director Technical Services - Directeur des services technique ກຳລັງ

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NUNAVUT WATER BOARD - OFFICE DES EAUX DU NUNAVUT

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From: **Allain, Erik (AADNC/AANDC)** <[erik.allain@canada.ca](mailto:erik.allain@canada.ca)>

Date: Thu, Jul 26, 2018 at 3:14 PM

Subject: RE: Lake Geraldine Reservoir Response

To: Amy Elgersma <[A.Elgersma@city.igaluit.nu.ca](mailto:A.Elgersma@city.igaluit.nu.ca)>

Cc: Matthew Hamp <[M.Hamp@city.igaluit.nu.ca](mailto:M.Hamp@city.igaluit.nu.ca)>, Karén Kharatyan <[karen.kharatyan@nwb-oen.ca](mailto:karen.kharatyan@nwb-oen.ca)>

Hi Amy,

I've spoken with Karen Kharatyan, Director of Technical Services at the NWB and he proposes a solution moving forward that would expedite the approval process and keep you in compliance with the act.

As per my discussion with Karén, a temporary fix could be an emergency amendment under s. 52(2)(c). The City would need to provide the Board with an application that has a sufficiently reasoned case that demonstrates to the Board:

- (a) there will be dire consequences associated with failing to add in the new water source;
- (b) that this situation was not reasonably anticipated by the City of Iqaluit and has created emergency circumstances;
- (c) adequate information is provided to demonstrate that the new water withdrawal source(s) can sustain this water use without harm; and
- (d) a timeline for providing the “permanent fix” application.

These requirements would be in line with what an inspector would require if a Direction were to be issued, however applying for an emergency amendment under s. 52 would be considered the best course of action as it is a mechanisms available under the Nunavut Waters and Nunavut Surface Rights Tribunal Act.

Should you choose to move forward with an amendment, I suggest you move quickly to avoid any delays and as an initial starting point, the Powerpoint presentation I was sent should be made available to Karén to provide him with a more complete picture of the situation.

Regards,

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Erik Allain

Director of Lands, Nunavut Region

Crown-Indigenous Relations and Northern Affairs Canada

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**From:** Amy Elgersma [mailto:[A.Elgersma@city.iqaluit.nu.ca](mailto:A.Elgersma@city.iqaluit.nu.ca)]

**Sent:** Thursday, July 26, 2018 3:42 PM

**To:** Allain, Erik (AADNC/AANDC)

**Subject:** Lake Geraldine Reservoir Response

Hi Erik,

The City is very interested in remaining in conformance with all NWMB performance requirements. As the acting CAO, I am not familiar with all of these issues. I understand that there are some outstanding issues with the water board. Matthew Hamp, Director of Engineering and Public Works will be back to work on Monday. I invite you to connect with him next week regarding any of these issues.

In the mean time, it is in the City's extreme interest to address the Lake Geraldine Reservoir shortfall to avoid this becoming a community health and safety issue. We look forward to INAC's continued support and hopefully its emergency order to expedite the process.

We would certainly be available to meet with you and a representative from the water board to discuss the Lake Geraldine reservoir response.

Thank you,

Amy

Amy Elgersma

Acting Chief Administrative Officer

City of Iqaluit

Amy Elgersma

Director of Recreation

City of Iqaluit

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