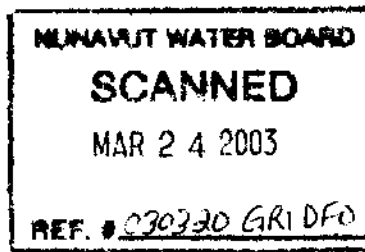




Fisheries
and Oceans

Pôches
et Océans

Fish Habitat Management
P.O. Box 358
Igloolik, Nunavut
X0A 0H0

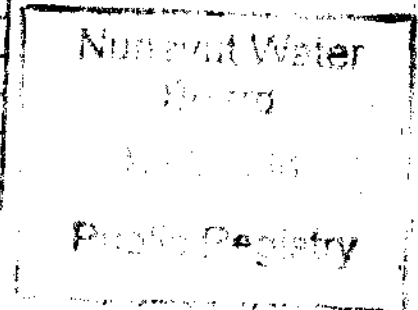


INTERNAL	
PC	EP
LA	PB
OM	
TA	
BS	
ST	
ED	
CEO	
BRD	
EXT	

Your File Reference
NW113GRI
On file At: Igloolik
NU003356

March 20, 2003

Robert Sheaves - SAO
Hamlet of Grise Fiord, Box 77
Grise Fiord, NU X0A 0J0
Fax (867) 980-9052



RE: Application for Water Licence and Waste Disposal, Hamlet of Grise Fiord,

Dear Mr. Sheaves:

This letter is to advise that The Department of Fisheries and Oceans, Fish Habitat Management (DFO-FHM) received the project proposal information and Water Licence Application Form, submitted by the Nunavut Water Board, for the use of water and disposal of waste requested by the Hamlet of Grise Fiord, Nunavut. This is a five-year licence from 2003 to 2008. DFO-FHM's assessment takes into consideration primarily fish and fish habitat related concerns. I have reviewed the plans for the proposed work.

Operations in or near water may result in the harmful alteration, disruption or destruction of fish habitat, which is prohibited under Section 35 of the *Fisheries Act*. The following mitigation measure, along with mitigation measures indicated in the project proposal, are intended to prevent any potentially harmful impacts to fish and fish habitat.

- All disturbed areas should be stabilized and upon completion of work restored to a pre-disturbed state.

Depositing deleterious substances into fish bearing waters is prohibited as stated under Subsection 36(3) of the *Fisheries Act*. The following are additional measures to mitigate habitat disturbance or loss as well as the deposition of deleterious substances.

- All wastes, sewage containments and fuel caches must be properly contained and located a minimum of thirty (30) metres from the normal high water mark of any water body.
- All activities, including maintenance procedures and vehicular refuelling, should be controlled to prevent the entry of petroleum products, sediment, debris, rubble, or other deleterious substances into the water. Ensure that refuelling activities are conducted at least thirty (30) metres away from the normal high water mark of any water body.

Canada

1

030320GRI DFO Comments - ILAE

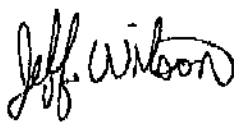
- DFO strongly recommends the placement of fencing around the solid waste disposal area in order to contain wastes and prevent them from contaminating the ocean or any other nearby water body.
- Have available an extra fuel storage container equal to or bigger than the size of the largest fuel container. This container can be used to replace any existing container showing signs of leakage. Check for container leaks on a daily basis and prepare any visible leaks immediately. Ensure that spill kits are readily available at all times.
- All spills of oil, fuel, or other deleterious material should be reported immediately to the 24-Hour Spill Line at (867) 920-8130.

If the proposed work is carried out as described in the plans provided to DFO-TIM and if the additional mitigation measures specified above are implemented, the proposed work will not be considered as contravening Subsection 35(1) of the *Fisheries Act* which reads:

"No person shall carry on any work or undertaking that results in the harmful alteration, disruption or destruction of fish habitat."

Therefore, an authorization under Subsection 35(2) of the *Fisheries Act* will not be necessary. If a harmful alteration, disruption or destruction of fish habitat and/or the deposition of deleterious substances into fish bearing waters occurs as a result of a change in the plans for the proposed works or failure to implement the additional mitigation measures specified above, prosecution under Subsection 35(1) and/or Subsection 36(3) of the *Fisheries Act* may be initiated.

Please note that this letter of advice will apply for the period of the proposed lease. If you have any questions concerning the mitigation measures or should there be any changes to the proposed work, please contact me at (867) 979-8011 or by fax at (867) 979-8039.



Jeff Wilson
Habitat Management Coordinator
Department of Fisheries and Oceans – Eastern Arctic Area

c.c. Phyllis Beaulieu, Nunavut Water Board, fax (867) 360-6369

Canada