

YUKON WATER BOARD

Pursuant to the *Waters Act* and *Waters Regulation*, the Yukon Water Board hereby grants a Type B water licence for a municipal undertaking to:

McNevin Management Ltd.
705-601 Spadina Cres.
Saskatoon, SK S7K 3G8

APPLICATION NUMBER: MN08-079

LICENCE NUMBER: MN07-075

AMENDMENT: This licence shall be deemed to be amendment 1 of licence number MN07-075.

LICENCE TYPE: B **UNDERTAKING:** MUNICIPAL

LOCATION: Km 371 Dempster Highway

MAP CO-ORDINATES: Latitude: 66° 22' N Longitude: 136° 43' W

PURPOSE: Water Use and Deposit of Waste for the Eagle Plains Complex

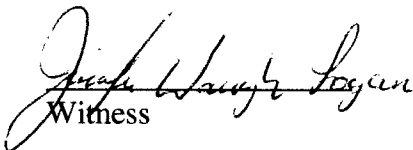
EFFECTIVE DATE: The effective date of this licence is August 7, 2008.


EXPIRY DATE: August 6, 2033

This Licence shall be subject to the restrictions and conditions contained herein and to the restrictions and conditions contained in the *Waters Act* and the *Waters Regulation* made thereunder.

Dated this 23 day of
June, 2010.

Approved by:


Witness


Chairperson
YUKON WATER BOARD

PART A - DEFINITIONS

“Act” means *Waters Act* and any amendments thereto.

“Application” means Water Use Application MN07-075 and MN08-079, including any additional submissions and/or revisions submitted to the Yukon Water Board by the Licensee, up to the date of the Board’s decision.

“Board” means the Yukon Water Board.

“Inspector” means any person designated as an Inspector under the Act.

“Natural Boundary” means the visible high water mark of any lake, river, stream or other body of water where the presence and action of water is so common and usual and so long continued as to mark upon the soil of the bed of the lake, river, stream or other body of water a character distinct from that of the banks thereof, both in respect to vegetation and in respect to the nature of the soil itself. In addition, the best estimates of the edge of dormant or old side channels and marsh areas are considered to be Natural Boundaries.

“Regulation” means the *Waters Regulation* made under the Act.

“Spill Contingency Plan” means the Hazardous Material Handling and Spill Contingency Plan that was submitted as part of the Application and included in Water Use Register MN07-075 as exhibit 1.2.6, and any subsequent revisions.

“Waste” means any substance as defined in the Act.

“Watercourse” means any stream, lake, pond, river, creek, spring, ravine or swamp whether ordinarily containing water or not.

“Wetted Perimeter” means the horizontal extent of the present water level while the work is taking place.

PART B - GENERAL CONDITIONSOther Laws

1. No condition of this licence limits the application of any other federal, territorial, first nation or municipal legislation.
2. All construction or installation of works authorized by this licence shall occur on property that the Licensee has the right to enter upon and use for that purpose.

Correspondence

3. Where any direction, notice, order or report under this licence is required to be in writing, it shall be given:
 - a) To the Licensee, if delivered, faxed or mailed by registered mail to the following address:

McNevin Management Ltd.
705-601 Spadina Cres.
Saskatoon, SK S7K 3G8
Fax: (306) 653-0292

and shall be deemed to have been given to the Licensee on the day it was delivered or faxed, or 7 days after the day it was mailed, as the case may be.

- b) To the Board, if delivered, faxed or mailed by registered mail to the following address:

Yukon Water Board
Suite 106, 419 Range Road
Whitehorse, YT Y1A 3V1
Fax: (867) 456-3890

and shall be deemed to have been given to the Board on the day it was delivered or faxed, or 7 days after the day it was mailed, as the case may be.

- c) The Board or the Licensee may, by notice in writing, change its address for delivery.

Non-Compliance

4. In the event that the Licensee fails to comply with any provision or condition of this licence, the Board may, subject to the Act, cancel the licence.

Spills and Unauthorized Discharges

5. The Licensee shall provide an updated Spill Contingency Plan to the Board by September 1, 2010. The updated Spill Contingency Plan shall identify the mechanical treatment system and the option chosen for temporary containment of wastewater during an

emergency shutdown occurrence, as authorized in this licence. The plan shall also describe in detail the measures that will be undertaken for the containment, spill site clean up and remediation activities should a spill occur.

6. The Licensee shall immediately contact the 24-hour Yukon Spill Report number, 867 667 7244, and implement the Spill Contingency Plan should a spill or an unauthorized discharge occur. A detailed written report on any such event including, but not limited to, dates, quantities, parameters, causes and other relevant details and explanations, shall be submitted to the Board not later than 10 days after the occurrence.
7. All personnel shall be trained in procedures to be followed and the equipment to be used in the containment of a spill.
8. The spill contingency plan shall be posted on site for the duration of the operation.

Fuel Storage and Transfer

9. Fuel, lubricants, hydraulic fluids, coolants and similar substances shall be stored and/or transferred a minimum of 30 metres from the Natural Boundary of any Watercourse, in such a way that said substances are not deposited in or allowed to be deposited in waters.

Annual Reports

10. On or before the anniversary of the date of issuance of this licence, and for each year during which this licence is in effect, the Licensee shall submit an annual report to the Board. The report shall include the information required by the Regulation including, but not necessarily limited to:
 - a) copies of all orders, directions and correspondence relating to drinking water sampling or analysis from the Medical Health Officer or from a Health Officer, and
 - b) the results of all analyses required by the monitoring program, and
 - c) the results of all sampling from stations EP-1, EP-2 and EP-3, and
 - d) details of any construction activities, inspections conducted and maintenance activities conducted in regards to water use and wastewater treatment systems, and
 - e) details of the option chosen for temporary storage of wastewater during an emergency event, and
 - f) any decommissioning activities that were conducted during the year reported.

Monthly Reports

11. Records shall be maintained of all water use, including at a minimum, but not necessarily limited to:
 - a) the quantity of water obtained measured in cubic metres per day, and
 - b) the date water was obtained, and
 - c) the source of water and a description of the visible impacts that the withdrawal of water from the well has on the water level of the Eagle River, and
 - d) the Licensee shall provide the records to the Board as part of a monthly report.

Reports

12. All reports required to be submitted to the Board will be unbound and reproducible by standard photocopier, accompanied by one electronic copy on a CD/DVD.
13. The Licensee shall provide to the Board 5 additional copies of all reports. The additional copies may be either 5 bound paper copies or 5 electronic copies on individual CDs/DVDs.
14. Electronic copies shall be IBM compatible in one of the following formats: Word 97 - 2003, Excel 97 - 2003 workbooks, or Adobe .pdf format. Water quality results must be presented in Excel 97-2003 .xls format.

Term of Licence

15. The term of this licence is for the period from August 7, 2008 to August 6, 2033.

PART C - OPERATING CONDITIONSDescription of Water Use and Deposit of Waste

16. The Licensee is hereby authorized to:
 - a) obtain a maximum combined quantity of 42.0 cubic metres of water per day from a well located within the bridgehead reserve and adjacent to the Eagle River and/or from the Eagle River; and
 - b) treat municipal wastewater generated by the Eagle Plains Complex in a mechanical treatment system; and
 - c) discharge municipal wastewater from the mechanical treatment system to a rock pit; and
 - d) retain Cell #1 of the sewage lagoon, subject to the installation of an impermeable liner; and
 - e) temporarily discharge municipal wastewater to a holding tank or to Cell #1 during emergency shutdown occurrence of the mechanical treatment system; and
 - f) decommission the existing sewage lagoon structure.

as described in the Application, and subject to the conditions of this licence. Where there is a discrepancy between the Application and this licence, the conditions of this licence shall prevail.

17. Notification, including the name and phone number of the field supervisor, shall be provided to the Board, in writing, 10 days prior to the start of construction and decommissioning.
18. Waste substances shall be used, transported, stored or disposed of in such a manner that they are not deposited, or allowed to be deposited, into any Watercourse or on any surrounding land.
19. Except as authorized by this licence, no Waste shall enter any Watercourse as a result of any operation carried out by the Licensee.

20. All disturbed ground surfaces shall be stabilized in such a manner so as to prevent erosion and surface runoff from carrying sediment into any Watercourse.

Emergency Storage of Wastewater

21. The Licensee shall:
- a) install and connect a wastewater holding tank to the mechanical treatment system, or alternatively, install an impermeable liner in Cell #1 by September 1, 2010; and
 - b) provide to the Board, prior to installation, confirmation of the method chosen, as authorized in clause 21(a) of this licence and provide specifications for the holding tank or liner for Cell #1; and
 - c) provide the Board with written details that include a schedule of installation and methodology to be used for the installation of the holding tank or liner.
22. The Licensee shall:
- a) install an impermeable liner, as authorized in clause 21(a) of this licence, that will provide Cell #1 with a minimum volumetric capacity of 448 cubic metres with a freeboard of 1 metre, or
 - b) install a holding tank that has a minimum volumetric capacity of 448 cubic metres.
23. For all occurrences where an emergency shutdown of the mechanical treatment system is required, each occurrence shall not exceed 14 consecutive days.
24. During an emergency shutdown occurrence of the mechanical treatment system, the Licensee shall:
- a) temporarily convey all wastewater to the holding tank or to Cell #1; and
 - b) provide a qualified person(s) to oversee the conveyance and storage of wastewater to the holding tank or Cell #1 and the subsequent conveyance of the wastewater through the mechanical treatment system.
25. Upon re-activation of the mechanical treatment system, after an emergency shutdown occurrence, the Licensee shall pump all stored wastewater from the holding tank or Cell #1 and convey the wastewater to the mechanical treatment system for treatment prior to discharge to the rock pit.
26. Any surface discharge of wastewater from the holding tank or Cell #1 is prohibited.

Fencing

27. The perimeter of the mechanical wastewater treatment system, including the rock pit shall be fenced so as to exclude the public and animals.
28. All fences required by this licence shall include posted warning signs to alert the public of the presence of hazards of the mechanical wastewater treatment system which includes the rock pit and the holding tank or Cell #1.

29. The fence and all signs that are posted shall be maintained and repaired or replaced, as required.

Water Pumps

30. The Licensee shall provide barriers consisting of fish guards, screens, coverings or nets on all water intakes as follows:
- a) Screens or nets shall have a minimum of 3.5 openings per centimetre and openings no greater than 3.2 millimetres along any given side.
 - b) If a punch plate or similar material is used, openings shall be no greater than 3.2 millimetres in length or width.
 - c) There shall be no less than 929 square centimetres of open screen for every 205 litres per minute being withdrawn.
 - d) The barriers shall be monitored and maintained to ensure that they function effectively at all times when water is being withdrawn.
 - e) The barriers shall be designed and installed in such a manner that the screen is submerged and a uniform flow distribution is maintained through the total screen area.
 - f) Water shall not be withdrawn when the barrier is removed for renewal, repair or inspection.
 - g) The Licensee shall cease pumping or decanting and take remedial action if there is alteration to the bed or bank of the water channel.

PART D – EFFLUENT QUALITY STANDARDS

31. No Waste discharged from the wastewater treatment system in operation for the Eagle Plains Complex shall exceed the following limits:

Parameter	Maximum Concentration in a Grab Sample Measured in mg/L
pH	6 - 9 pH Units
Total Suspended Solids	60 mg/L
BOD ₅	45 mg/L
Fats, Oils and Grease	No visible sheen
Faecal Coliforms	2,000 CFU/100mL

32. The points of compliance, for the effluent quality standards included in this licence, shall be the final point of control, prior to discharging effluent from the mechanical wastewater treatment system to the rock pit.

PART E – MONITORING PROGRAM

33. The Licensee shall comply with the following monitoring program:

- a) The location of the sampling stations, as indicated in Figure 3 of Exhibit 1.2.1 of the Application, shall be as follows:

<u>Sampling Station</u>	<u>Description</u>
EP-1	Located approximately 1 kilometre directly downgradient from the site of the sewage lagoon (existing/previously existing)
EP-2	Located in a small Watercourse downstream of EP-3, and approximately 1 kilometre downstream of EP-1,
EP-3	Control station located in an adjacent Watercourse not affected by the Eagle Plains Complex or Dempster Highway.

- b) Stations EP-1, EP-2 and EP-3 shall be monitored annually in the months of June and August and shall be sampled for the following parameters:

pH	conductivity
total nitrogen (as N)	nitrites and nitrates (as N)
total phosphorus (as P)	organic phosphorus (as P)
inorganic phosphorus (as P)	oil and grease
faecal coliform (no./100mL)	Total Suspended Solids (mg/L)
sulfate (mg/L)	chloride (dissolved mg/L)
BOD (mg/L)	ammonia (as N)
Total ICP metals	E. Coli
Temperature	flow

- c) Results of the sampling from stations EP-1, EP-2 and EP-3 shall be submitted to the Board within 30 days of sampling.
- d) All sampling and sample preservation shall be done according to commonly accepted methods.
- e) All analyses shall be conducted in accordance with methods prescribed in the current edition for “Standard Methods for the Examination of Water and Wastewater”.

PART F - DESIGN AND CONSTRUCTION

Design

- 34. The mechanical wastewater treatment system, including the rock pit shall be constructed in accordance with the design drawings which were sealed by a Professional Engineer, permitted to practice in Yukon and submitted as part of the Application.
- 35. Ten days prior to the commencement of construction, the Licensee shall submit to the Board final detailed design construction drawings for the mechanical wastewater treatment

system, including the rock pit. The final detailed design drawings must be consistent with the drawings which were submitted as part of the Application and sealed by a Professional Engineer permitted and/or licensed to practice in Yukon. All construction shall be carried out in accordance with the final design drawings.

36. The Licensee shall submit as-built design drawings of the mechanical wastewater treatment system, including the rock pit, sealed by a Professional Engineer permitted and/or licensed to practice in the Yukon, to the Board within 60 days construction.
37. Where site conditions require minor modifications to the designs submitted to the Board, the Licensee shall notify the Board, a minimum of 10 days in advance, of the details of the modifications or variations from final detailed design, specifications and quality assurance/quality control procedures previously submitted to the Board, provide a detailed construction schedule and the name and contact number(s) of the construction superintendent. The notice shall be in writing and must include an explanation of the reasons for the change and an assessment of the potential impact on the performance of the works. The notice shall be sealed by a Professional Engineer permitted and/or licensed to practice in Yukon.

Construction

38. All works associated with the undertaking shall be maintained in good repair.
39. Construction and/or maintenance equipment shall be mechanically sound and free of leaks.

PART G - SITE DECOMMISSIONING AND RESTORATION

40. The Licensee shall commence decommissioning of the sewage lagoons and associated structures during non-frozen conditions in the year 2010, subject to conditions of this licence that authorize the retention of Cell #1. In the event that Cell #1 is not retained for emergency storage of wastewater, it too shall be decommissioned, as described in the Application. All decommissioning activities of the sewage lagoons, or part thereof, shall be under the direction of a qualified person(s).
 41. The Licensee shall notify the Board a minimum of 90 days prior to decommissioning the mechanical wastewater treatment system, including the rock pit.
 42. All disturbed ground surfaces shall be regraded in a manner which is consistent with the topography of the site and which prevents erosion and surface runoff from carrying sediment into any Watercourse. Where soil conditions permit, disturbed areas shall be re-vegetated with appropriate reclamation seeds and/or plant species that are native in Yukon.
 43. All construction materials, equipment, temporary structures and debris shall be removed from the site upon completion of the work.
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REASONS FOR DECISION

WATER USE APPLICATION MN08-079
(AMEND. #1 OF MN07-075)
McNevin Management Ltd.
Eagle Plains Complex, Km 317 Dempster Highway

The Yukon Water Board (“the Board”) has concluded deliberations pertaining to Water Use Application MN08-079 to amend Type B Licence MN07-075 for a municipal undertaking.

The purpose of the application is to amend the licence to authorize the retention of Cell #1 which is part of the existing sewage lagoons and to use it as a temporary wastewater holding cell during emergency shut down of the mechanical treatment system.

Notice of this application was provided in accordance with the requirements of the *Waters Act*. In response, the Board received a late intervention from Vuntut Gwitchin First Nation. The Licensee responded to the intervention, requesting the Board not accept the intervention since it was not provided to the Board by the Board’s deadline date. The Board determined that the late intervention was relevant to the hearing of this application and included the intervention in the public register.

The Board did not receive a request for a public hearing.

In making licensing decisions pertaining to this application, the Board took into account the *Waters Act*, *Waters Regulation*, the application, recommendations from the intervener, the Board's standard licence requirements, Map 116I/02 and 116I/07, the *Yukon Environmental and Socio-economic Assessment Act* (“YESAA”) Decision Document, Chapter 14 of the Umbrella Final Agreement (“UFA”) and Board policies.

Environmental Assessment

This application required an environmental assessment under the YESAA.

Prior to making licensing decisions, the Board reviewed the YESAA Decision Document that is included in the water use register. As per section 86 of YESAA, the Board is satisfied that the issuance of the amended licence is not contrary to the terms and conditions included in the YESAA Decision Document.

Below are the conditions of the Decision Document, followed by the Board’s licensing decisions:

“1. Regulatory parameters must be set to control or limit the number and volume of discharges and/or the duration of storage.”

Board decision: Water use licence MN07-075 includes effluent quality discharge standards that must be met prior to the discharge of any effluent from the mechanical treatment system. The

Licensee has proposed to retain and utilize Cell #1 to temporarily store wastewater should an emergency shutdown of the mechanical treatment system occur. The Licensee indicated in the water use application that the maximum period of shutdown would be 2 weeks. The Licensee provided further assurance to the Board that the mechanical treatment system included redundancies which would make an emergency shutdown rare. The Licensee also committed to the Board that the mechanical treatment system will undergo inspections and maintenance on a regular basis. The Board is satisfied with the information provided by the Licensee and determined that the licence would not limit the number of emergency shutdowns, since the nature in and of itself is an emergency and cannot be predicted. Therefore, the Board concluded that the licence will not impose a limit on the number of emergency shutdowns of the mechanical treatment system.

The Licensee confirmed that the maximum duration for the temporary storage of wastewater during an emergency shutdown would be 2 weeks and the maximum volume of wastewater that could be generated by the Eagle Plains Complex during the 2 week shutdown is 448 cubic metres, which is based on their maximum authorized water use. The Board included licence conditions 21 and 22 to limit the volume of wastewater that will be stored and the duration of storage based on the evidence included in the public register.

“2. Adequate reporting of discharge events and subsequent effects should be a condition of any regulatory approvals.”

Board decision: The Board amended the annual reporting condition of the water use licence to include a requirement for reporting all emergency shutdown occurrences to the Board.

“3. The proponent shall ensure that qualified personnel are on-site to oversee any activities that have the potential for surface release contaminated materials.”

Board decision: The Board determined that the licence will include a prohibition against any surface discharge from the holding tank or Cell #1.

“4. The project proponent sustains adequate public/customer/worker awareness of the dangers of accessing the sewage lagoon.”

Board decision: The Board is satisfied that the existing water use licence already includes a requirement for fences and signs to prohibit access by public and animals to both the mechanical treatment plant and the sewage lagoons.

“5. Proponent shall develop and implement a site specific health and safety plan, including an effluent spill plan.”

Board decision: The Board determined that a site specific health and safety plan is not in the Board's jurisdiction, it falls under that of Government of Yukon-Environmental Health Services. As part of the application, the Licensee confirmed that a spill contingency plan had been submitted to the Board. However, since the Board has agreed to amend the licence to allow either a holding tank or retention of Cell #1 with an impermeable liner, the spill contingency plan should be updated. Although the Board clearly prohibits any discharge of wastewater from the holding tank or Cell #1 (whichever is the chosen option of the Licensee for temporary storage), the Board determined that the spill plan must be updated to incorporate the measures that will be taken by the Licensee for either the holding tank or Cell #1, in the event of an accidental spill.

"6. Fencing/barricades and signs will be installed around the facility to ensure the site, limit public access, advise that the facility is off limits and restrict access by local pets and wildlife."

Board decision: The Board determined that this condition of the Decision Document is being met by the existing licence. However, the Board determined that the licence condition will be modified to reflect the ability for the Licensee to choose to utilize a holding tank or Cell #1 for the temporary containment of wastewater during an emergency shutdown occurrence of the mechanical treatment system.

"7. The proponent shall ensure that qualified personnel are on-site to oversee any activities that have the potential to expose workers to the dangers of potentially contaminated materials."

Board decision: The Board determined a qualified person(s) must be present during any conveyance of wastewater to the holding tank or to Cell #1 during an emergency discharge occurrence, as well as, the return of the wastewater to the mechanical treatment system after the emergency has ceased.

The Board also included a requirement in the licence for a qualified person(s) to be present to supervise the decommissioning or partial decommissioning of the sewage lagoons if Cell #1 is retained for emergency containment purposes. The Board is satisfied that the qualified person(s) will ensure that conveyance and temporary storage of wastewater is conducted according to the requirements of the licence. The Board is further satisfied that the qualified person(s) will direct the full decommissioning of the sewage lagoons and remediation of that site. If the Licensee chooses to retain Cell #1 for emergency occurrences, the Board expects the remainder of the sewage lagoon structure to be decommissioned in a manner that ensures Cell #1 remains in a stable condition.

UFA-Chapter 14

The Board has reviewed the water uses and deposit of waste for the Eagles Plains Complex under several applications made by the Licensee and has made the following decisions as it pertains to the Board's responsibilities under Chapter 14 of the Umbrella Final Agreement:

The following was the Board's conclusion for MN01-040:

"The Board is satisfied that the project, as proposed, will not substantially alter the quantity, quality or rate of flow, including seasonal rate of flow which is on or flowing through or adjacent to First Nation settlement land."

The following was the Board's conclusion for MN06-070 (amend. 1 to licence MN01-040):

"In its review of application MN01-040, the board was satisfied that the project, as proposed, will not substantially alter the quantity, quality or rate of flow, including seasonal rate of flow of water flowing on, through or adjacent to First Nation settlement land.

The board has approved the application for amendment to the licence. The Licensee is authorized to obtain 42 m³/d of potable water from a shallow groundwater well located adjacent to the Eagle River and within a Government of Yukon bridgehead reserve for a municipal water supply for the Eagle Plains Complex. All other water sources that were authorized by licence MN01-040 have been removed from the licence.

Water use application MN01-040 indicates that GY has historically obtained water from the Eagle River for highway construction purposes and the Licensee has obtained potable water from the river. Based on the information provided by the Licensee, the well has been used without any reported impacts to fish or fish habitat since its installation in the summer of 2004.

Therefore, the board has concluded, based on the information provided, that the proposed amendment will not substantially alter the quantity, quality or rate of flow of water flowing on, through or adjacent to settlement land."

The following was the Board's conclusion for MN07-075:

"Maps 116I/02 and 116I/07 are included in the Vuntut Gwitchin First Nation Final Agreement. Vuntut Gwitchin First Nation did not intervene on this application.

The Eagle Plains Complex is surrounded by settlement land.

The use of water from the groundwater infiltration well will not substantially alter the quantity or rate of water flowing on, through or adjacent to settlement land, including seasonal rate of flow in the Eagle River. The Decision Document includes a condition that the use of water from the Eagle River cannot exceed one third of the instantaneous volume of the Eagle River at the time of withdrawal. The Board noted in past Reasons for Decision that this water use, typically in itself, does not require a water use licence. The condition of the Decision Document does not provide a condition that is enforceable as the condition is subjective and based on an individual's perception of the instantaneous volume of water flowing in the Eagle River at the time of withdrawal. Regardless of this condition the Board previously determined that the withdrawal of 42 cubic metres of water from the Eagle River will not substantially alter the quantity or rate of flow of water flowing on, through or adjacent to settlement land.

The intervener has not provided sufficient evidence to support that there is a substantial alteration to the quality of water. Therefore, with the proposal of the Licensee to install a mechanical wastewater treatment system that will meet effluent standards included in the licence, the board concluded that the quality of water flowing on, through or adjacent to settlement land will not be substantially altered.”

The Board's review of application MN08-079 to amend licence MN07-075:

The Licensee has not proposed to make any changes to the amount of water that will be used by the Eagle Plains Complex; therefore, the Board concluded that there will be no substantial alteration to the quantity or rate of flow of water that is flowing on, through or adjacent to Settlement Land, including seasonal rate of flow.

In regards to the quality of water, the Board determined that any wastewater that is temporarily directed from the Eagle Plains Complex to Cell #1 or to a holding tank will not substantially alter the quality of water that is flowing on, through or adjacent to Settlement Land. The Board is satisfied that the amended licence will ensure that the Licensee either installs an impermeable liner in Cell #1 or install a holding tank. The intent of the Board is that neither of these structures will allow a discharge of untreated wastewater during the maximum 2 week emergency shutdown of the mechanical treatment plant. The water use licence only authorizes a discharge from the mechanical treatment plant and all effluent being discharged must meet the standards imposed in the water use licence.

Licence Adjustments/Changes

The Board deleted clause 1 from the original licence, which pertained to representations, warranties and undertakings. The Board determined at a previous meeting that this clause will be included as a typical statement in the reasons for decision.

Clause 2 of the original licence has been relocated to form part of clause 16 in the amended licence.

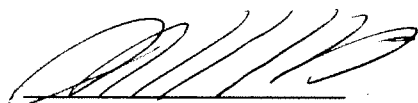
At a previous meeting, the Board determined that clause 7 from the original licence, which pertained to other uses, will be deleted from any licence issued by the Board, as it reflects what is authorized under the *Waters Act*.

Clauses 14 and 15 of the original licence pertain to the numbers of copies of reports that the Board requires and the media for which the reports are to be submitted in. The Board deleted these clauses and replaced them with clauses 12, 13 and 14 in the amended licence to reflect what is currently required by the Board.

Clause 16 of the original licence stated, "The term of this licence is for the period from the effective date to March 31, 2009. The cover page of the original licence indicates that the effective date is the date that the Chairperson signs the licence. The original licence was signed on November 9, 2007. The term of the licence is reflected on the cover page of the licence, as well as, in clause 15.

Conclusion

The Board has relied on the representations, warranties and undertakings provided by the Licensee in the material filed in the application. The Board has approved application MN08-079 for amendment #1 of licence MN07-075.



Chairperson
Yukon Water Board

June 23 2010

Date