

PART A –DEFINITIONS

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

“Application” collectively means Water Use Application MN08-076, MN06-061, and MN00-031 and any additional submissions and/or revisions submitted to the Board by the Licensee, up to the date of the Board’s decision to issue this licence.

“Board” means the Yukon Water Board.

“Dam Safety Guidelines” means the Dam Safety Guidelines issued by the Canadian Dam Association (1999), and any subsequent revisions.

“Deleterious Substance” means deleterious substance as defined in Section 34(1) of the *Fisheries Act*.

“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.

“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.

PART B –GENERAL CONDITIONS

Representations, Warranties and Undertakings

1. In this licence, the Board has relied on the representations, warranties and undertakings provided by the Licensee in the material filed in the Application.
2. Where there is a discrepancy between the Application and this licence, the conditions of this licence shall prevail.

Other Laws

3. No condition of this licence limits the application of any other federal, territorial, first nation or municipal legislation.

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09-25 2009

MN08 010

4. 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

5. 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:

City of Whitehorse
2121 Second Avenue
Whitehorse, Yukon Y1A 1C2
Fax: (867) 668-8386

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

6. 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.

Deleterious Substances

7. Subject to the conditions of this licence, deleterious substances shall be used, transported, stored and disposed of in such a manner that they are not deposited in, or allowed to be deposited in, any waters.

Other Uses

8. If, subsequent to the issuing of this licence, the Licensee uses water and/or deposits Waste in one or more ways not authorized in this licence, and the combined effect of those uses and/or deposits of Wastes, as determined by an Inspector:

- a) has no potential for significant adverse environmental effects; and

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MN08 080

- b) does not interfere with existing rights of other water users or Waste depositors; and
- c) satisfies the criteria set out in column 2 of Schedule 8 of the Regulation,

no amendment to this licence will be required for that use of water and/or deposit of Waste.

Spills and Unauthorized Discharges

- 9. Within 90 days of the effective date of licence MN08-076 the Licensee shall submit an updated spill contingency plan to the Board. Any revisions to the plan shall be delivered to the Board within 10 days of the revision.
- 10. The Licensee shall immediately contact the 24-hour Yukon Spill Report telephone number, (867) 667-7244, and implement the most recent spill contingency plan that has been filed with the Board, 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 delivered to the Board not later than 10 days after the occurrence.
- 11. All personnel shall be trained in procedures to be followed and the equipment to be used in the containment of a spill.
- 12. The spill contingency plan shall be posted on site for the durations of any works.

Hazardous Materials

- 13. A complete inventory of chemicals, fuels, oils, lubricants and other hazardous materials contained in the facilities relating to the water uses authorized by this licence shall be maintained by the Licensee.

Fuel Storage and Transfer

- 14. 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.

Reports

- 15. Unless otherwise specified in this licence, all monitoring data and reports shall be submitted to the Board in an unbound form that is reproducible by standard photocopier and shall be accompanied by 5 copies.
- 16. All monitoring data and reports shall be submitted in digital form on computer diskette using IBM compatible format that is readable using commonly available software.

Annual Reports

- 17. The Licensee shall submit annual reports to the Board. The initial report shall be from January 1, 2008 to December 31, 2008, and shall be submitted to the Board on or before April 1, 2009. Subsequent reports shall cover the period from January 1 to December 31 of each year and shall be submitted to the Board on or before April 1 of the following year.

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18. Annual reports shall include the information required by this licence and by the Regulation, including, but not necessarily limited to, summaries of all data generated as a result of the monitoring requirements of this licence, including analysis and interpretation by a qualified individual or firm and a discussion of any variances from baseline conditions or from previous years' data.

Monthly Reports

19. Unless otherwise specified in this licence, the Licensee shall forward to the Board a copy of all data collected as part of the monitoring programs of this licence. The data shall be forwarded to the Board no more than 30 days after the conclusion of the month in which that data was collected.

Term of Licence

20. The term of this licence is from the effective date to November 1, 2018.

PART C –OPERATING CONDITIONS

21. The Licensee is hereby authorized to:
- a) obtain water from Schwatka Lake, upstream of the Whitehorse Rapids Hydroelectric Dam on the Yukon River, and from wells in the Selkirk and Whitehorse aquifers at a total rate not exceeding 20,000 m³ per day; and
 - b) convey the water via pumps and pipelines; and
 - c) store the water in reservoirs; and
 - d) use the water for municipal purposes; and
 - e) collect and convey sewage to the Crestview, Whitehorse and Livingston Trail sewage treatment facilities; and
 - f) store wastewater in the Crestview, Whitehorse and Livingston Trail sewage treatment facilities; and
 - g) construct and operate a treated wastewater discharge pipeline and outfall from the Livingston Trail Environmental Control Facility to the Yukon River; and
 - h) discharge treated wastewater to the Yukon River from the Livingston Trail Environmental Control Facility; or
 - i) discharge treated wastewater to the Pothole Lake from the Livingston Trail Environmental Control Facility; and

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MN08 080

- j) discharge treated wastewater to groundwater from the Crestview wastewater treatment facility; and
- k) discharge treated wastewater to the Yukon River from the Whitehorse Sewage Lagoon, once per calendar year, when such discharges are necessary for inspection, maintenance and/or repair of the Whitehorse Sewage Lagoon; and
- l) collect, convey and discharge stormwater to the Yukon River through existing stormwater outfalls;

as described in the Application, and subject to the conditions of this licence.

- 22. Wastewater from Crestview shall be directed to the Crestview wastewater treatment facility.
- 23. All water supply, sewage collection, sewage treatment, sewage disposal and stormwater systems shall be maintained in good repair and in a manner which is consistent with generally accepted municipal practices for the types of systems being used.
- 24. All wastewater biosolid disposal areas shall be fenced and posted with warning signs.
- 25. The Licensee may discharge treated municipal wastewater to the Pothole Lake during the period of August 1 to December 15 or to the Yukon River during the period of September 1 to October 31.
- 26. If the Licensee elects to discharge treated wastewater to the Yukon River in any year, notification shall be provided to the Board no later than July 15 of that year together with evidence of public notice having been made to the same effect.
- 27. The water level in the Pothole Lake shall be maintained at least two metres below the natural lowest height of land surrounding the lake.
- 28. 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 any construction.

PART D – LIVINGSTON TRAIL ENVIRONMENTAL CONTROL FACILITY

Effluent Quality Standards

- 29. Treated wastewater discharged from the Livingston Trail Environmental Control Facility to either the Yukon River or the Pothole Lake, shall meet the following effluent quality standards;

Parameter	Concentration
Faecal coliforms	2000 MPN/100ml
BOD	45 mg/L

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MN08 080

pH	6-9
Suspended solids	60 mg/L
Oil and Grease	5 mg/L
96-hour Static LT ₅₀ Bioassay (100% concentration)	Non-toxic

Receiving Water Standards

30. The Licensee shall ensure that the receiving water standards specified below are met outside of the initial mixing zones. The faecal coliform, the initial mixing zone is defined as a distance extending 750 metres downstream from the point of discharge to the Yukon River. For all other parameters, the initial mixing zone is defined as a distance extending 300 metres downstream from the point of discharge to the Yukon River.

Parameter	Receiving Water Standard
Faecal Coliform	Concentration not to exceed 200 MPN per 100ml.
Dissolved Oxygen	Decrease from a point upstream of the point of discharge to the Yukon River not to exceed 10% and in no case shall the concentration be less than 4 mg/L.
Oil and Grease	Concentration not to exceed 1.0 mg/L at the river surface.
Organisms	No undesirable change in productivity
Floating solids and scum	Negligible increase.
Metals	Negligible increase.

PART E - WHITEHORSE SEWAGE LAGOON

31. Subject to the conditions of this licence, the Licensee is authorized to discharge treated wastewater to the Yukon River from the Whitehorse Sewage Lagoon, once per calendar year, when such discharges are necessary for inspection, maintenance and/or repair of the Whitehorse Sewage Lagoon.
32. Any discharge from the Whitehorse Sewage Lagoon must meet the following effluent quality standards at the point of discharge from the lagoon:

Parameter	Concentration
Faecal coliforms	2000 MPN/100 ml
BOD	45 mg/L
pH	6 - 9
Suspended solids	60 mg/L
Oil and Grease	5 mg/L
96-hour Static LT ₅₀ Bioassay (100% concentration)	Non-toxic

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MN08 080

33. a) Two weeks prior to any discharge, the Licensee shall conduct a monitoring program at each of the four cells of the Whitehorse Sewage Lagoon. Water shall be collected as depth-integrated composite samples and shall be analyzed for the following parameters:

Water level	Oil & Grease (mg/L)	Conductivity (µmhos/cm)
pH	Dissolved O ₂	Total Phosphate (mg/L as P)
Temperature (°C)	Total Suspended Solids (mg/L)	ICP Total Metals
Ammonia (mg/L)	Faecal coliforms (MPN/100 ml)	LT ₅₀ Bioassay (100%)
BOD (mg/L)	Total Coliforms (MPN/100 ml)	Giardia

- b) ICP Dissolved and Total Metals Analysis shall include Al, Sb, As, Ba, Be, Bi, B, Cd, Ca, Cr, Co, Cu, Fe, Pb, Li, Mg, Mn, Mo, Ni, P, K, Se, Si, Ag, Na, Sr, S, Tl, Ti, V, Zn.
34. The Licensee shall notify the Board at least one week prior to any discharge. The notice will include the results of the monitoring program required by this part of this licence, and will include confirmation that notice has also been provided to Fisheries and Oceans Canada and to an Inspector.
35. The Licensee shall install and maintain signage in the vicinity of the discharge from the Whitehorse lagoon to the Yukon River. The signage will provide a warning to the public when a discharge is planned.

PART F –DESIGN, CONSTRUCTION AND MAINTENANCE

36. During the term of this licence, the Licensee shall maintain all works in good order in accordance with sound engineering and environmental practices.
37. Construction and/or maintenance equipment shall be mechanically sound and free of leaks.
38. The Licensee shall submit to the Board final detailed design construction drawings, specifications, quality assurance/ quality control procedures and/or operating procedures for the construction of any facilities or structures authorized by this licence, but shall not begin construction until such time as the Board has notified the Licensee to proceed. All such submissions shall be sealed by a Professional Engineer licensed to practice in Yukon. These facilities and structures shall include but not be limited to a treated wastewater discharge pipeline and outfall from the Livingston Trail Environmental Control Facility to the Yukon River.
39. At least 10 days prior to the proposed date of commencement of construction of any structure or facility, the Licensee shall submit to the Board a written notification, together with a detailed construction schedule and the name and contact number(s) of the construction superintendent.

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40. During construction, where site conditions require minor design modifications to a structure or facility authorized by this licence, the Licensee shall notify the Board, in advance of implementation, of the details of any modifications or variations from final detailed designs, specifications and quality assurance/quality control procedures previously submitted to the Board. The notice shall include an explanation of the reasons for the change and an assessment of the potential impact on the performance of the structure. The notice shall be sealed by a Professional Engineer licensed to practice in Yukon.
41. All disturbed ground surfaces resulting from construction activities shall be revegetated by planting or seeding.
42. As-constructed (record) drawings and construction reports for all structures and facilities shall be submitted to the Board within 90 days of the completion of construction. Each submission shall be sealed by a Professional Engineer licensed to practice in Yukon.
43. The Licensee shall maintain signage around the perimeters of the Livingston Trail Environmental Control Facility, the Crestview wastewater treatment facility, the Pothole Lake, and along the bank of the Yukon River in the vicinity of monitoring stations YRB-1 and YRB-2 warning the public of the existence of a sewage treatment facility and the potential for diminished surface and groundwater quality.

PART G –MONITORING AND SURVEILLANCE

44. All earthfill water and wastewater storage structures shall be inspected by September 30 of each year of this licence by a Professional Engineer licensed to practice in Yukon. The results of the inspection, including all problems identified, remedial measures proposed, and remedial measures implemented, shall be compiled in a report that shall be submitted to the Board by November 30 of each year.
45. Each year between September 15 and October 15, the bank of the Yukon River extending from a point 200 metres upstream of monitoring station YRB-2 to a point 200 metres downstream of monitoring station YRB-1 shall be inspected by a Professional Engineer licensed to practice in Yukon, for evidence of seepage or instability relating to treated wastewater discharge to the Pothole Lake. A report on the inspection and any recommended remedial measures shall be submitted to the Board by November 30 of each year.
46. All data collection and analysis shall be conducted in accordance with the current edition of *Standard Methods for the Examination of Water and Wastewater*, prepared and published jointly by the American Water Works Association and the Water Pollution Control Federation.
47. The Licensee shall comply with the monitoring program attached as Schedule A to this licence.

PART H –DECOMMISSIONING

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48. In the event of decommissioning of the undertaking, all structures and appurtenances authorized by this licence shall either be removed or left in stable condition which does not present a risk to people or the environment. Prior to the commencement of decommissioning work, the Licensee shall submit to the Board a final plan for the reclamation of the project site. The plan shall be designed to ensure long-term stability, maintenance and/or replacement of any structures remaining after closure, minimize and/or mitigate environmental impacts, and provide for ongoing monitoring.
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SCHEDULE A
PART 1 – LOCATIONS OF MONITORING STATIONS

Station	Description
WH 1	Raw water supply from Yukon River and Schwatka Lake at the Selkirk pumphouse.
WH 2	Raw water supply from Selkirk Aquifer at the pumphouse.
WH 3	Treated water supply at the Selkirk pumphouse.
WH 4	Discharge from storm sewers at Strickland Street outfall.
WH 5	Influent to Crestview sewage lagoon.
WH 6a	Influent to Marwell lift station.
WH 6b	Influent from upper Porter Creek.
WH 6c	Combined Marwell and Porter Creek influent to Livingston Trail Environmental Control Facility.
WH 7	Treated wastewater from primary cells of the Livingston Trail Environmental Control Facility.
WH 8	Influent to long term storage impoundment at the Livingston Trail Environmental Control Facility.
WH 9a	Water from the long term storage impoundment at the Livingston Trail Environmental Control Facility collected as depth-integrated composite samples at four stations in the impoundment.
WH 9b	Treated wastewater from the discharge manhole at the Livingston Trail Environmental Control Facility.
WH 10	Yukon River immediately upstream of outfall from the Livingston Trail Environmental Control Facility (mid channel).
WH 11	Yukon River approximately 300 metres downstream of outfall from the Livingston Trail Environmental Control Facility (mid channel).
WH 12	Yukon River approximately 750 metres downstream of outfall from the Livingston Trail Environmental Control Facility (mid channel).
GW-1	Monitoring well approximately 30 metres southeast of the primary anaerobic storage lagoons at the Livingston Trail Environmental Control Facility.
GW-2	Monitoring well southwest of facultative lagoons at the Livingston Trail Environmental Control Facility.
GW-3	Monitoring well southwest of long-term storage impoundment at the Livingston Trail Environmental Control Facility.
GW-4	Monitoring well near northern margin of long-term storage impoundment at the Livingston Trail Environmental Control Facility.
PHL	A site situated within the Pothole Lake at 10280N, 3693.6E, 682.49 m asl.
YRB-1	Monitoring well located in the bed of the Yukon River at the waters edge 850m due south of the Pothole Lake at 9483N, 3896E, 628.09 m asl.
MW-1	Monitoring well located between PHL and Yukon River approximately 500m north-northwest from closest point to Yukon River at 9973.68N, 3734.52E, 682.49 m asl.
MW-2	Monitoring well located between PHL and Yukon River approximately 300m north-northwest from closest point to Yukon River at 9769.43N, 3808.34E, 654.91 m asl.
MW-4a	Monitoring well located between PHL and Yukon River approximately 30m due north from closest point to Yukon River at 9509.4N, 3870.7E, 634.75 m asl.

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MN08 080

SCHEDULE A
PART 2 – MONITORING SCHEDULE, SAMPLING LOCATIONS AND PARAMETERS

Table 1 of 5

Monitoring Location/Parameter	WH-1	WH-2	WH-3	WH-4	WH-5	WH-6a	WH-6b	WH-6c
Water Level or Flow	D	D	D			D	D	D
pH				B	Q(C)			Q(C)
Temperature (°C)					Q(C)			Q(C)
Ammonia (mg/L)					Q(C)			Q(C)
BOD (mg/L)					Q(C)			Q(C)
COD (mg/L)				MS				
Oil & Grease (mg/L)				BMS	Q(C)			Q(C)
Total Suspended Solids (mg/L)					Q(C)			Q(C)
Faecal Coliforms (MPN/100 ml)				B	Q(C)			Q(C)
Total Coliforms (MPN/100 ml)					Q(C)			Q(C)
Conductivity (µmhos/cm)					Q(C)			Q(C)
Total Phosphate (mg/L as P)					Q(C)			Q(C)
Chloride (mg/L)				B				
Total Zinc (mg/L)				B				
Total Copper (mg/L)				B				
Total Cadmium (mg/L)				B				
Total Lead (mg/L)				B				
Phenols (mg/L)				MS				
Giardia					Q(C)			Q(C)

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MN08 080

SCHEDULE A
PART 2 – MONITORING SCHEDULE, SAMPLING LOCATIONS AND PARAMETERS

Table 2 of 5

Monitoring Location/Parameter	WH-7	WH-8	WH-9a	WH-9b	WH-10	WH-11	WH-12
Water Level or Flow			PD	DD(3)			
pH	Q ₁	Q ₁	PD	DD(3)	PDAD	PDAD	
Temperature (°C)	Q ₁	Q ₁	PD	DD(3)	PDAD	PDAD	
Ammonia (mg/L)	Q ₁	Q ₁	PD	DD(3)	PDAD	PDAD	
BOD (mg/L)	Q ₁	Q ₁	PD	DD(3)			
Oil & Grease (mg/L)			PD	DD(3)			
Dissolved O ₂ (mg/L)	Q ₁	Q ₁	PD	DD(3)	PDAD	PDAD	
Total Suspended Solids (mg/L)	Q ₁	Q ₁	PD	DD(3)			
Faecal Coliforms (MPN/100 ml)	Q ₁	Q ₁	PD	DD(3)	PDAD	PDAD	PDAD
Total Coliforms (MPN/100 ml)			PD				
Conductivity (µmhos/cm)			PD	DD(3)	PDAD	PDAD	
Total Phosphate (mg/L as P)	Q ₁	Q ₁	PD	DD(3)	PDAD	PDAD	
Chloride (mg/L)				DD(3)			
Nitrate & Nitrite (mg/L)				DD(3)			
ICP Total Metals*			PD	DD(3)	PDAD	PDAD	
LT ₅₀ Bioassay (100%)			PD	DD(3)			
Giardia	Q ₁	Q ₁	PD	DD(3)			

Table 3 of 5

Monitoring Location/Parameter	GW-1	GW-2	GW-3	GW-4
pH	TA	TA	TA	TA
Temperature (°C)	TA	TA	TA	TA
Ammonia (mg/L)	TA	TA	TA	TA
BOD (mg/L)	TA	TA	TA	TA
Dissolved O ₂ (mg/L)	TA	TA	TA	TA
Faecal Coliforms (MPN/100 ml)	TA	TA	TA	TA
Conductivity (µmhos/cm)	TA	TA	TA	TA
Chloride (mg/L)	TA	TA	TA	TA
Nitrate & Nitrite (mg/L)	TA	TA	TA	TA

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SCHEDULE A
PART 2 – MONITORING SCHEDULE, SAMPLING LOCATIONS AND PARAMETERS

Table 4 of 5

Monitoring Location/Parameter	Pothole Lake prior to discharge		Pothole Lake during discharge		Pothole Lake Post Discharge		Groundwater Monitors
	PHL	YRB-1	PHL	YRB-1	PHL	YRB-1	
Water Level or Flow	PD	PD	D	1xDD	Q ₂	Q ₂	MW1, 2 & 4A W/M4
pH		PD		1xDD		Q ₂	
Temperature (°C)		PD		1xDD		Q ₂	
Ammonia (mg/L)		PD		1xDD		Q ₂	
Oil & Grease (mg/L)		PD		1xDD		Q ₂	
Dissolved O ₂		PD		1xDD		Q ₂	
Total Suspended Solids (mg/L)		PD		1xDD		Q ₂	
Total Dissolved Solids (mg/L)		PD		1xDD		Q ₂	
Faecal Coliforms (MPN/100 ml)		PD		1xDD		Q ₂	
Chloride (mg/L)		PD		1xDD		Q ₂	Q ₁
Nitrate & Nitrite (mg/L)		PD		1xDD		Q ₂	Q ₁
ICP Dissolved Metals*		PD		1xDD		Q ₂	
Total Organic Carbon (mg/L)		PD		1xDD		Q ₂	
Total Phosphate (mg/L as P)		PD		1xDD		Q ₂	

Table 5 of 5

Parameter	Location/Sampling Frequency
Sludge	Sludge elevations shall be monitored annually in the primary treatment cells of the Crestview and Whitehorse wastewater treatment facilities and every five years in the primary treatment cells of the Livingston Trail Environmental Control Facility.

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MN08 080

**SCHEDULE A
PART 3 - SAMPLING FREQUENCIES/NOTES**

Key	Frequency
D	Daily
M	Monthly during discharge
Q ₁	Quarterly
Q ₂	Quarterly beginning within 2 weeks after end of discharge
Q(C)	Quarterly (24 hour Composite Sample)
B	During Break-up
PD	Prior to Discharge
PDAD	Prior to, During and After Discharge
1xDD	Once During Discharge
DD(3)	Three Times During Discharge
MS	Mid-season and September
BMS	During Break-up, Mid-season and September
TA	Three times per year
W/M4	Weekly during discharge and Monthly for a period of four months after the end of discharge

Note: * ICP Dissolved and Total Metals Analysis shall include Al, Sb, As, Ba, Be, Bi, B, Cd, Ca, Cr, Co, Cu, Fe, Pb, Li, Mg, Mn, Mo, Ni, P, K, Se, Si, Ag, Na, Sr, S, Tl, Ti, V, Zn

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REASONS FOR DECISION

WATER USE APPLICATION MN08-076
AMENDMENT TO MN00-031
City of Whitehorse
Whitehorse, YT

The Yukon Water Board (“the Board”) has concluded deliberations pertaining to Water Use Application MN08-076 to amend Type A Licence MN00-031 for a municipal undertaking.

Under the licence, the City of Whitehorse (“City”) may collect sewage in the Crestview, Whitehorse, and Livingston Trail facilities, and may discharge sewage from the Crestview and Livingston Trail (via the Pot Hole Lake) facilities, under controlled circumstances, and subject to specific effluent quality standards.

Application

In the application for amendment, the City requests authority to extend the discharge period of treated municipal wastewater to the Pot Hole Lake for an additional 45 days. Licence MN00-031 authorized discharge to the Pothole Lake to occur annually from August 1 to October 31. Application MN08-076 requested a longer discharge period from August 1 to December 15 because of a decline in ex-filtration rates through Pot Hole Lake due to higher than expected water levels in the Yukon River and higher levels of rain and snowfall.

Public Hearing

Notice of this application was provided in accordance with the requirements of the *Waters Act*. The Board did not receive a request for a public hearing by the requested deadline. The *Act* provides that the Board may cancel a hearing where no party indicates an intention to participate. For this application, the Board determined that a public hearing would not be helpful, and the hearing was cancelled.

YUKON ENVIRONMENTAL AND SOCIO-ECONOMIC ASSESSMENT ACT (“YESAA”)

Government of Yukon provided a YESAA Decision Document, which was included in the water use register. The City confirmed that the project did not change as a result of the YESAA assessment process.

Decision

The Board reviewed the reasons for the request for discharge extension and concluded that the additional discharge period will not result in any additional negative impacts on the receiving water. It was agreed that the discharge period will be extended from October 31 to December 15 each year until expiry of the licence on November 1, 2018.

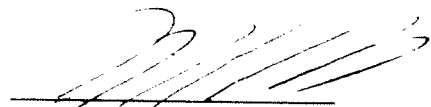
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Administrative Amendments

The Board determined to amalgamate the previous City of Whitehorse licence and amendments for this undertaking and create a new licence that incorporates MN00-031 and subsequent amendments into one new licence. In review of the City's previous licence and amendments, there was confusion as to which amendment this application was and also the fact that MN00-031 was issued prior to devolution and contained several references to federal legislation.

The amending licence includes several revisions to the licence to reflect current legislation and revision of the Board's standard clauses since the original licence was issued.



Chairperson
Yukon Water Board

Oct 31, 2008
Date

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