

**YUKON TERRITORY WATER BOARD**  
**REASONS FOR DECISION: RE99-008 (Village of Teslin)**

The Yukon Territory Water Board ("the Board") has concluded deliberations pertaining to Type B application RE99-008 made by the Village of Teslin.

Public notice of application was provided in accordance with the requirements of the Yukon Waters Act. In response, the Board received submissions from DIAND Water Resources, the Canadian Coast Guard, Fisheries and Oceans Canada, and the Teslin Renewable Resources Council. No party requested a public hearing.

Prior to making the licencing decisions, an environmental screening of the application pursuant to the requirements of the Canadian Environmental Assessment Act (CEAA) was undertaken by the Board. The CEAA determination was 20(1)(a), meaning that the project is not likely to cause significant adverse environmental effects and may therefore proceed.

In making its decisions, the Board took into account the information contained in the application and in the environmental screening, the information and recommendations contained in the interventions, the Board's requirements for Type B licences and Board policies.

These reasons address only those areas where the licence differs from the application and/or the recommendations of the interveners.

In its intervention, DIAND Water Resources recommended that fuel not be stored or transferred within 100 metres of any watercourse. The Board considers that this distance is excessive, particularly given that large quantities of fuel are unlikely to be kept at the site and the work is to be carried out during low flow periods when water levels are significantly below the high water mark. The Board decided instead to include a requirement to store fuels, lubricants, equipment and materials a minimum of 30 metres beyond the ordinary high water mark. This requirement is consistent with that contained in other licences and no information was presented to indicate that a more stringent requirement is necessary.

With regard to spills, the applicant proposed that spills of less than 100 litres that had not entered a watercourse would not be reported. DIAND Water Resources recommended that all spills be reported. The Board accepted the applicant's proposal but decided that such spills should be reported if they actually enter water.

With regard to the removal of old pilings, the licence contains a requirement to cut off the pilings at the lakebed elevation and to ensure that they do not protrude above the lakebed. The Board's intent is for the licensee to monitor the old pilings during the term of the licence and to recut them should they protrude again.

Original Signed by  
B. Lendrum

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May 18, 2000

Vice Chairperson  
YUKON TERRITORY WATER BOARD