

REASONS FOR DECISION

WATER USE APPLICATION RE00-014
(AMENDMENT TO RE99-008)
VILLAGE OF TESLIN
DOCK IMPROVEMENT PROJECT
INLET TO NISUTLIN BAY ON TESLIN LAKE

The Yukon Territory Water Board ("the Board") has concluded deliberations pertaining to application RE00-014 for a Type B Licence for an industrial undertaking. The Village of Teslin has applied to amend clause 15 of water use licence RE99-008.

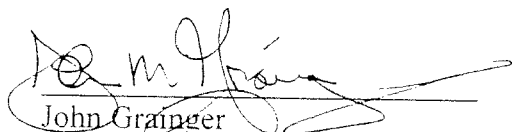
Public notice of this application was provided in accordance with the requirements of the Yukon Waters Act. In response, the Board received an intervention from Indian and Northern Affairs ("DIAND"). The Board did not receive a request for a public hearing.

Prior to making licensing decisions, the Board undertook an environmental assessment of this project, pursuant to the Canadian Environmental Assessment Act ("CEAA"). The Board is satisfied that the project is not likely to cause significant adverse environmental effects.

Amendment to Clause 15-DIAND recommended removing the requirement of a Professional Engineer registered in the Yukon Territory to determine sufficient ice thickness. The Board determined that Clause 15 will be amended as proposed by the Village of Teslin. A Professional Engineer registered in the Yukon Territory has the technical experience to determine if the ice will hold the weight of the construction equipment.

Term of Licence-DIAND recommended that the expiry date of the licence be amended to April 1, 2004. The Board determined not to accept this recommendation by DIAND. The licence contains a requirement to cut off the pilings at the lakebed elevation and ensure that they do not protrude above the lakebed. The 25 year term of the licence is required for the Village of Teslin to monitor the old pilings during the term of the licence and to recut them should they protrude again.

No term of the Licence limits the application of any Federal, Territorial, or First Nation law. Without limiting the generality of this statement, but in order to provide further clarification, the Board notes that the Licence does not constitute approval or authorization pursuant to the Fisheries Act.


John Grainger
Vice Chairperson
Yukon Territory Water Board

Date: March 20/01