



THE CITY OF DAWSON

COUNCIL MEETING #C20-02

AGENDA

WEDNESDAY, FEBRUARY 12, 2020

7:00 p.m.

Council Chambers, City of Dawson Office

1. CALL TO ORDER

2. ADOPTION OF THE AGENDA

- a) Council Meeting Agenda #C20-02

3. PUBLIC HEARING

- a) Official Community Plan & Zoning Bylaw Amendment RE: Portions of the Nuway Crushing Claims on Bonanza Creek Road
- b) Official Community Plan and Zoning Bylaw Amendment RE: Annual Review

4. DELEGATIONS AND GUESTS

- a) Dustin Grant and Marc Tremblay, Dawson City RCMP Detachment

5. BUSINESS ARISING FROM DELEGATIONS

6. ADOPTION OF THE MINUTES

- a) Council Meeting Minutes #C19-25 of December 18, 2019
- b) Council Meeting Minutes #C20-01 of January 22, 2020

7. BUSINESS ARISING FROM MINUTES

- a) Council Meeting Minutes #C19-25 of December 18, 2019
- b) Council Meeting Minutes #C20-01 of January 22, 2020

8. FINANCIAL AND BUDGET REPORTS

- a) 2019 Accounts Payable Report #19-25 RE: Cheques #54547 – 54595
- b) 2019 Accounts Payable Report #19-26 RE: Cheques #54596 - 54658
- c) 2019 Accounts Payable Report #19-27 RE: Cheques #54659 - 54705

9. SPECIAL MEETING, COMMITTEE, AND DEPARTMENTAL REPORTS

- a) Request for Decision RE: Crocus Bluff Concession Building Lease
- b) Request for Decision RE: Community and Recreation Grants
- c) Request for Decision RE: Minto Park and Victory Gardens Transfer of Title

10. BYLAWS AND POLICIES

- a) *Single Use Plastics Bylaw #2019-10 – Third and Final Reading*
- b) *OCP Amendment No. 1 Bylaw #2019-12 – Second Reading*
- c) *Zoning Amendment No. 4 Bylaw #2019-13 – Second Reading*
- d) *OCP Amendment No. 2 Bylaw #2019-14 – Second Reading*
- e) *Zoning Amendment No. 5 Bylaw #2019-15 – Second Reading*
- f) *OCP Amendment No. 4 Bylaw #2020-01 – First Reading*
- g) *Zoning Amendment No. 7 Bylaw #2020-02 – First Reading*

11. CORRESPONDENCE

- a) Minister Pauline Frost RE: Petroleum Hydrocarbon Containers
- b) Heritage Advisory Committee Meeting Minutes #HAC19-19 & HAC19-20
- c) Committee of Whole Meeting Minutes #CW20-01 & CW20-02
- d) Anne Bowen, Immigration Officer, Yukon Government RE: Yukon Nominee Program

12. PUBLIC QUESTIONS

13. INCAMERA

- a) Legal Related Matter

14. ADJOURNMENT



THE CITY OF DAWSON

P.O BOX 308, DAWSON CITY, YUKON Y0B 1G0
PH: (867) 993-7400, FAX: (867) 993-7434



NOTICE OF PUBLIC HEARING: OFFICIAL COMMUNITY PLAN & ZONING BYLAW AMENDMENT

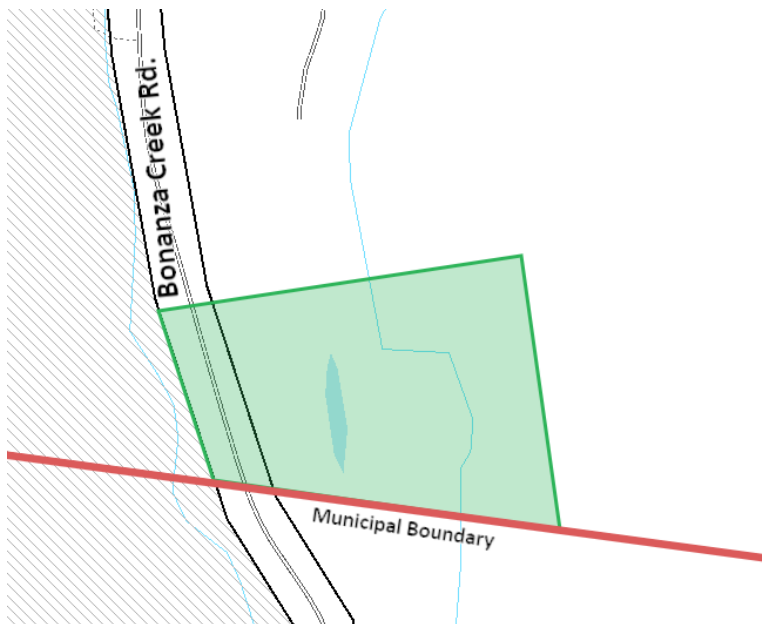
OCP/ZBL Amendment: #18-140 & #18-141

Subject Property: Portions of the Nuway Crushing Claims on Bonanza Creek Rd.

Date: February 12, 2020

Time: 7:00pm

Location: Council Chambers, Town Hall



As per the *Municipal Act*, S. 281.1, upon receiving an application for amendment to the Official Community Plan, council must give public notice of the application.

And as per the *Municipal Act*, S. 294.1, upon receiving an application for a Zoning By-Law Amendment, council must give public notice of the application.

Therefore, the City of Dawson is now requesting input from the public regarding an OCP and ZBL amendment to amend the designations for portions of claims from Future Planning & Parks and Greenspace to Industrial, to facilitate a Class 4 placer mining operation.

For more information, to view the application details, or to provide your input prior to the public meeting, please contact the Community Development Officer using the following contact information:

Clarissa Huffman

Community Development Officer

Box 308, Dawson City YT Y0B1G0

cdo@cityofdawson.ca

867-993-7400 ext. 414

DAWSON CITY — HEART OF THE KLONDIKE



January 24, 2020

Clarissa Huffman, Community Development and Planning Officer
City of Dawson
Box 308
Dawson City, YT
Y0B 1G0

Via email: Clarissa Huffman cdo@cityofdawson.ca

Dear Clarissa Huffman,

RE: OCP Amendment 18-140 & ZBL Amendment 18-141 – R-20A

Tr'ondëk Hwëch'in (TH) has reviewed the applications for *Official Community Plan* (OCP) amendment 18-140 and *Zoning Bylaw* (ZBL) amendment 18-141. The proposed bylaw amendments would allow the proponent to conduct placer mining activities within the municipal boundary, a land use not permitted under the present planning bylaws for this area. TH acknowledges that the proponents have modified their application to exclude the portion of Settlement Land parcel R-20A that is within the City of Dawson and overlaps with their claims.

TH does have some concerns about mining within Yukon municipalities in general. As you are aware, placer claims in the City of Dawson are holding up land that could be used to satisfy either the growing need for residential development or other community or commercial uses. Additionally, many of these claims appear to be held more for the possibility of receiving expropriation compensation from government, rather than for developing a viable mining project.

However, given that this amendment is proposed on a previously disturbed area on the edge of the City, TH can see value in approving the application with conditions. TH would like to see the proponent provide a signed declaration that they will abandon the claims within the City of Dawson under Section 35 of the *Placer Mining Act* upon completion of their project. This approach would balance the interests of the proponents with the broader public interest by freeing up encumbered land within the City. This approach would also have the benefit of removing the encumbering claims on the adjacent Settlement Land parcel R-20A.

If you have any questions please contact myself, Darren Taylor, Director of Natural Resources, at (867) 993-7100 ext. 145 or darren.taylor@trondek.ca.

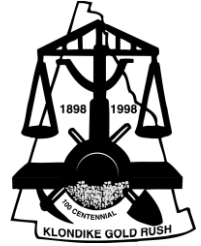
Sincerely,

Darren Taylor
Director of Natural Resources
TR'ONDËK HWËCH'IN



THE CITY OF DAWSON

P.O BOX 308, DAWSON CITY, YUKON Y0B 1G0
PH: (867) 993-7400, FAX: (867) 993-7434



NOTICE OF PUBLIC HEARING: OFFICIAL COMMUNITY PLAN & ZONING BYLAW ANNUAL REVIEW

Date: February 12, 2020

Time: 7:00pm

Location: Council Chambers, Town Hall

As per the *Municipal Act*, S. 281.1, upon receiving an amendment to the Official Community Plan, council must give public notice of the application. And as per the *Municipal Act*, S. 294.1, upon receiving an amendment for a Zoning By-Law Amendment, council must give public notice of the application.

Therefore, the City of Dawson is now requesting input from the public regarding the OCP and ZBL Annual Review, which purpose is to ensure the OCP and ZBL are regularly reviewed and amended by Council.

For more information, to view the application details, or to provide your input prior to the public meeting, please contact the Community Development Officer using the following contact information:

Clarissa Huffman

Community Development Officer

Box 308, Dawson City YT Y0B1G0

cdo@cityofdawson.ca

867-993-7400 ext. 414

DAWSON CITY — HEART OF THE KLONDIKE

MINUTES OF COUNCIL MEETING #C19-25 of the council of the City of Dawson held on Wednesday, December 18, 2019 at 7 p.m. in the City of Dawson Council Chambers.

PRESENT:	Mayor Councillor Councillor	Wayne Potoroka Stephen Johnson Molly Shore
REGRETS:	Councillor Councillor	Bill Kendrick Natasha Ayoub
ALSO PRESENT:	CAO A/EA Recreation Manager CDO	Cory Bellmore Amanda King Marta Selassie Clarissa Huffman

Agenda Item: Call to Order

The Chair, Mayor Potoroka called council meeting #C19-25 to order at 7:04 p.m.

Agenda Item: Agenda

- C19-25-01** Moved by Mayor Potoroka, seconded by Councillor Johnson that the CAO salary be added to the agenda as Item 9d.
Motion Carried 3-0
- C19-25-02** Moved by Mayor Potoroka, seconded by Councillor Johnson add a verbal update regarding AYC.
Motion Carried 3-0
- C19-25-03** Moved by Mayor Potoroka, seconded by Councillor Shore that the agenda for council meeting # C19-25 of December 18, 2019 be adopted as amended.
Motion Carried 3-0
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Agenda Item: Delegations & Guests

- C19-25-04** Moved by Mayor Potoroka, seconded by Councillor Johnson that council move to committee of the whole for the purposes of hearing delegations.
Motion Carried 3-0

a) Lucas Hawkes RE: OCP/ZBL Amendment #19-149

Mr. Hawkes presented council with a verbal proposal to join with Nuway Crushing to develop [a sewage lagoon](#) on a subdivision on Yukon Government land currently being mined. Mr. Hawkes would like to be given the contract to do the groundwork for the lot development. Council informed Mr. Hawkes that they would need to discuss issues raised with YG.

- C19-25-05** Moved by Mayor Potoroka, seconded by Councillor Shore committee of the whole revert to council to proceed with agenda.
Motion Carried 3-0

Agenda Item: Adoption of the Minutes

a) Council Meeting Minutes C19-23 of November 20, 2019

C19-25-06 Moved by Mayor Potoroka, seconded by Councillor Shore that council that the minutes of council meeting #C19-23 of November 20, 2019 be approved as presented.
Motion Carried 3-0

b) Council Meeting Minutes C19-24 of December 4, 2019

C19-25-07 Moved by Mayor Potoroka, seconded by Councillor Shore that council that the minutes of council meeting #C19-24 of December 4, 2019 be approved as presented.
Motion Carried 3-0

Agenda Item: Business Arising from Minutes

Council Meeting Minutes C19-23 of November 20, 2019

Page 2: Council requested an update regarding the Barry Fargey jersey. CAO informed Council that the recreation board meetings were unable to make quorum. Council requested that they would like to see this long-term issue resolved.

Page 2: Council requested an update regarding Riley Brennan's Water and Sewer Permanent Disconnection and the Superintendent's report as discussed in C19-23. CAO informed that she did not have the report.

Agenda Item: Special Meeting, Committee and Departmental Reports

a) *Establish 2020 Regular Meeting Dates of Council and Committee of the Whole*

C19-25-08 Moved by Mayor Potoroka, seconded by Councillor Shore that council establish 2020 regular council and committee of the whole meeting dates as per the 2020 Regular Council and COW Meeting calendar presented
Motion Carried 3-0

b) *Deputy Mayor Appointments*

C19-25-09 Moved by Mayor Potoroka, seconded by Councillor Johnson that council hereby makes the following appointments for the 2020 calendar year with respect to the position of Deputy Mayor:
Councillor Ayoub for the months January, February and March;
Councillor Kendrick for the months April, May, and June;
Councillor Johnson for the months July, August, and September; and
Councillor Shore for the months October, November, and December.
Motion Carried 3-0

c) *Klondike Visitors Association RE: Lease Extension*

C19-25-10 Moved by Mayor Potoroka, seconded by Councillor Shore that council extend the Klondike Visitors Association lease for the Diamond Tooth Gerties building.
Motion Carried 3-0

d) *CAO Salary*

C19-25-11 Moved by Mayor Potoroka, seconded by Councillor Johnson that council advance our CAO's salary to Step 5, retroactive to the CAO's anniversary date.
Motion Carried 3-0

d) *AYC*

Councillor Shore provided Council with an overview of the topics discussed at the recent AYC meeting which included Solid Waste user fees and Protocol 13, changes to CDF, the energy retrofit program and accommodation levies.

C19-25-12 Moved by Mayor Potoroka, seconded by Councillor Shore that council accept Councillor Shore's AYC report as verbally presented.
Motion Carried 3-0

Agenda Item: Bylaws & Policies

a) *Single Use Plastics Bylaw #2019-10 - Second Reading*

C19-25-13 Moved by Councillor Shore, seconded by Councillor Johnson that bylaw #2019-10 being the *Single Use Plastics Bylaw* be given second reading.

C19-25-14 Moved by Mayor Potoroka, seconded by Councillor Shore to move second reading to January 15, 2020 meeting. Motion Carried 3-0

Agenda Item: Correspondence

C19-25-15 Moved by Councillor Johnson, seconded by Mayor Potoroka that council acknowledge receipt of the following correspondence:

- RCMP, Dawson Detachment, "M" Division – October 2019 Policing Report
- Peter Jenkins, Eldorado Hotel RE: Water Outages & Interruptions
- Committee of Whole Meeting Minutes #CW19-28
- Board of Variance Meeting Minutes #BOV19-06
- Heritage Advisory Committee Meeting Minutes #HAC19-18

For informational purposes
Motion Carried 3-0

Council requested further information regarding Water Outages & Interruption as voiced in the letter from Peter Jenkins. CAO informed Council that this issue had been resolved and she would respond to Mr. Jenkins.

Agenda Item: In Camera

- C19-25-16** Moved by Mayor Potoroka, seconded by Councillor Shore that council move into a closed session of committee of the whole, as authorized by Section 213(3) of the *Municipal Act*, for the purposes of discussing a legal related matter.
Motion Carried 3-0
- C19-25-17** Moved by Mayor Potoroka, seconded by Councillor Johnson That committee of the whole revert to an open session of council to proceed with the agenda.
Motion Carried 3-0

Agenda Item: Adjourn

- C19-25-18** Moved by Councillor Johnson, seconded by Mayor Potoroka that council meeting #C19-25 be adjourned at 8:44 p.m. with the next regular meeting of council being January 22, 2020.
Motion Carried 3-0

THE MINUTES OF COUNCIL MEETING C19-25 WERE APPROVED BY COUNCIL RESOLUTION #C20-01-05 AT COUNCIL MEETING #C20-01 OF JANUARY 22, 2020.

Wayne Potoroka, Mayor

Cory Bellmore, CAO

MINUTES OF COUNCIL MEETING #C20-01 of the council of the City of Dawson held on Wednesday, January 22, 2020 at 7 p.m. in the City of Dawson Council Chambers.

PRESENT:

Mayor	Wayne Potoroka
Councillor	Natasha Ayoub
Councillor	Stephen Johnson
Councillor	Bill Kendrick

REGRETS:

Councillor	Molly Shore
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ALSO PRESENT:

CAO	Cory Bellmore
EA	Heather Favron
A/CDO	Libby MacPhail
Recreation Manager	Marta Selassie

Agenda Item: Call to Order

The Chair, Mayor Potoroka called council meeting #C20-01 to order at 7:00 p.m.

Agenda Item: Agenda

C20-01-01 Moved by Mayor Potoroka, seconded by Councillor Ayoub that council accepts an in-camera matter as a time sensitive item pursuant to bylaw #11-12 being the Council Proceedings Bylaw; and adds this item to the agenda as item 13 (a).
Motion Carried 4-0

C20-01-02 Moved by Mayor Potoroka, seconded by Councillor Ayoub that the agenda for council meeting #C20-01 of January 22, 2020 be adopted as presented.
Motion Carried 4-0

Agenda Item: Delegations

C20-01-03 Moved by Mayor Potoroka, seconded by Councillor Johnson that council move to committee of the whole for the purposes of hearing delegations.
Motion Carried 4-0

Councillor Kendrick stepped down from council at 7:01 PM.

a) Bill Kendrick RE: North End Development

Bill Kendrick was in attendance to provide a presentation to council on new ideas for the North End Development which he had previously presented and discussed with the CAO, PW Manager, and North End Planning staff. He pointed out that a civil engineer has not gone through his ideas nor have they been costed. He noted one of his main points is that some of the Phase 1 decisions will affect the viability and affordability of new lots and new water and sewer connections in the Phase 2 area. The challenges of the Phase 2 area are how to access and service the area. He pointed out the area in Phase 2 where he sees the bulk of significant lot potential and shared ideas on how to access and service this area along with other areas in the North End. The ideas included not closing off George Street, using George Street as a way to get water and sewer to the area of significant lot potential, eliminating the Third Avenue hairpin access, and utilizing the Block G alleyway in a creative way for new and improved access. He has talked with area residents of the Block G alleyway and they are open to discussing creative options for the area.

- C20-01-04** Moved by Mayor Potoroka, seconded by Councillor Ayoub that committee of the whole reverts to council to proceed with the agenda.
Motion Carried 3-0

Agenda Item: Business Arising from Delegation

Council noted we should appreciate where we are at in the process, we have not forgotten about Phase 2, funding is in place for the work on Phase 1 to continue, and the planning work for Phase 2 is ongoing.

The Acting CDO recommended Mr. Bill Kendrick's proposal be accepted for information for the City to consider and explained the current work on Phase 1 area is already at about 80% completion to having a report to council by the end of February that includes recommendations on water and sewer placements, local improvement charges, and input into directing administration on final engineering detailed design work for Phase 1. The Acting CDO would like take the proposal back to the CDO in such a way that the Planning Department can try to find a best of both worlds scenario for Phase 2 and try to figure out the whole picture holistically.

Agenda Item: Adoption of the Minutes

Councillor Kendrick rejoined council at 8:07 PM

- a) Council Meeting Minutes #19-25 of December 18, 2019

Council requested the minutes be corrected as Councillor Ayoub was not present at the meeting to second the motion #C19-25-03.

- C20-01-05** Moved by Mayor Potoroka, seconded by Councillor Ayoub that the minutes of council meeting #C19-25 of December 18, 2019 be approved as amended.
Motion Carried 4-0

Agenda Item: Business Arising from Minutes

Council noted sewage lagoon was part of the delegation discussion at the meeting but was not reflected in the minutes. Council requested the minutes be brought back to council for an amendment. Council inquired if there was any update regarding the negotiations with the miner and the CAO informed council a meeting was scheduled for later in the week.

Council requested an update regarding the lease extension for KVA. The CAO informed council the extension was drafted and next steps included arranging another meeting between council and KVA.

Agenda Item: Special Meeting, Committee, and Departmental Reports

- a) Request for Direction RE: Wastewater Treatment Process Selection

In response to questions raised by council, the CAO provided the following:

- When working on projects, it is normal practice to look at and review any past work completed.
- Tr'ondëk Hwëch'in will be consulted as part of the public engagement plan, which is the next step in the process. A separate meeting will take place with Tr'ondëk Hwëch'in. The first phase of consultation is to engage on decision criteria for the best possible location for a sewage lagoon, and the second phase will be to evaluate possible options or sites using the criteria developed.

In regards to the memo from the Senior Project Manager to the Public Works Manager which states "a Sequencing Batch Reactor was seriously pursued before O& M cost estimates indicated that it would be financially infeasible", council requested to know what YG's understanding of what those costs were.

C20-01-06 Moved by Councillor Johnson, seconded by Councillor Ayoub that council directs Administration to proceed with the siting and conceptual design work on a lagoon-based process for the treatment of the City of Dawson's wastewater.
Motion Carried 4-0

b) Request for Direction RE: Dawson Wastewater – Public Engagement Plan

C20-01-07 Moved by Mayor Potoroka, seconded by Councillor Johnson that council directs Administration to proceed with the Dawson Waste Water Public Engagement Plan as presented in the attached documents.
Motion Carried 4-0

c) Request for Decision RE: CAO Travel Authorization - 2020 CAMA & FCM Annual Conferences

C20-01-08 Moved by Councillor Kendrick, seconded by Mayor Potoroka that Council approves travel for CAO Bellmore to attend the 2020 CAMA Conference & Annual General Meeting and the FCM Annual Conference and Trade Show.
Motion Carried 4-0

d) Request for Decision RE: Midnight Sun Complex & Caley Building: Licence(s) of Occupation

C20-01-09 Moved by Mayor Potoroka, seconded by Councillor Kendrick that council:

1. direct administration to enter into Licences of Occupation with:
 - a. Owners of Lot 14, Block I Ladue Estate for the purposes of allowing Development Permit #19-093 to be approved.
 - b. Owners of Lot 15 & 16, Block I, Ladue Estate for the purposes of allowing approved Development Permit #19-017 to be amended and for the purposes of providing essential services along the back alley.
2. Direct administration to require that a Boundary Adjustment be submitted for Lots 15 & 16 Block I Ladue Estate to address the encroachment of the building mostly located on Lot 16 prior to the signing of the Licence of Occupation.

Motion Carried 4-0

e) Information Report RE: Regional Landfill Agreements

Council requested an update on the Recycling Facility be brought forward at the next committee of whole meeting.

- C20-01-10** Moved by Mayor Potoroka, seconded by Councillor Ayoub that council acknowledges receipt of the Information Report RE: Regional Waste Management Facility Draft Agreement and forwards to committee of the whole for discussion.
Motion Carried 4-0

Agenda Item: Bylaws & Policies

- a) Single Use Plastics Bylaw #2019-10 – Second Reading

Council noted the bylaw contained formatting errors which needed to be corrected prior to third reading. Council also noted the current wording of the bylaw did not allow for biodegradable single use and requested administration bring forward alternative wording at third reading to ensure biodegradable single use be allowed.

- C20-01-11** Moved by Mayor Potoroka, seconded by Councillor Ayoub that bylaw #2019-10 being the Single Use Plastics Bylaw be given second reading.
Motion Carried 4-0

- b) Single Use Plastics Bylaw #2019-10 – Third and Final Reading

Council requested corrections and formatting to bylaw be made prior to third and final reading.

Agenda Item: Correspondence

- C20-01-12** Moved by Mayor Potoroka, seconded by Councillor Kendrick that council acknowledge receipt of the following correspondence:
- RCMP, Dawson Detachment, "M" Division – November 2019 Policing Report
 - Anne Leckie, Chair Yukon Heritage Resources Board RE: 2019-2019 Annual Report
 - Committee of Whole Meeting Minutes #CW19-27, CW19-29 & CW19-30
 - Mayor Kulikowski, Town of Inuvik RE: Letter of Concern – Dempster Highway Conditions Deborah Apps, President & CEO, Trans Canada Trail RE: The Great Trail
 - Prospector Road Residents RE: 99-15 Road
- For informational purposes.
Motion Carried 4-0

The CAO provided a history of the public process that took place for the road naming, and the negotiations that took place for improving access.

Council requested the concerns of residents of 99-15 road be forwarded to Administration for similar consideration of improvements as was given to Dredge Pond residents.

Agenda Item: Public Questions

- C20-01-13** Moved by Mayor Potoroka, seconded by Councillor Johnson that council move to committee of the whole for the purposes of hearing public questions.
Motion Carried 4-0

Mr. Dan Davidson provided a comment to council, one which council may wish to look up to verify it's correctness, "Sequencing Batch Reactor plants – 2 reasons cost and the effluent was insufficiently concentrated for it to work" was a note he found in his notes from the early 1990's.

C20-01-14 Moved by Mayor Potoroka, seconded by Councillor Johnson that committee of the whole revert to council to proceed with agenda.
Motion Carried 4-0

Agenda Item: In Camera Matter

C20-01-15 Moved by Mayor Potoroka, seconded by Councillor Ayoub that council move into a closed session of committee of the whole, as authorized by Section 213(3) of the Municipal Act, for the purposes of discussing an in camera related matter.
Motion Carried 4-0

C20-01-16 Moved by Mayor Potoroka, seconded by Councillor Johnson that committee of the whole revert to an open session of council to proceed with the agenda.
Motion Carried 3-0

Agenda Item: Adjourn

C20-01-17 Moved by Councillor Johnson, seconded by Mayor Potoroka that council meeting #C20-01 be adjourned at 9:29 p.m. with the next regular meeting of council being February 12, 2020.
Motion Carried 4-0

THE MINUTES OF COUNCIL MEETING C20-01 WERE APPROVED BY COUNCIL RESOLUTION #C20-02-__ AT COUNCIL MEETING #C20-02 OF FEBRUARY 12, 2020.

Wayne Potoroka, Mayor

Cory Bellmore, CAO

The City of Dawson
Cheque Run 19-25
12/6/2019

Cheque Number	Vendor Name	Cheque Amount	Detail	Dept	Description
54547	Acklands -Grainger Inc.	\$1,850.87		\$339.43 PW	SafteySupp
				\$566.44 PW	SafetySupp
				\$945.00 PW	SafetySupp
				\$1,850.87	
54548	Advance North Mechanical	\$1,758.75		\$1,551.40 REC	Van Tires
				\$207.35 REC	Tires
				\$1,758.75	
54549	AGF Investments Inc.	\$1,062.00		ADM	RRSP Prog
54550	Assante In Trust	\$1,440.00		ADM	RRSP Prog
54551	BHB Mini Storage	\$105.00		ADM	Archive Storage
54552	BluMetric Environmental Inc.	\$10,434.90		PW	WTR SamplingTest
54553	BMO Nesbitt Burns	\$1,440.00		ADM	RRSP Prog
54554	Bonanza Market	\$69.58		\$32.73 REC	Program supplies/food
				\$32.36 RED	Program supplies/food
				\$4.49 ADM	Program supplies/food
				\$69.58	
54555	Cambrian Credit Union	\$2,171.20		\$2,171.20 ADM	RRSP Prog
54556	Chief Isaac Incorporated	\$1,045.80		\$131.25 PW-REC	CI-SafetyLine 2019710
				\$685.91 REC	JaniSvs
				\$228.64 REC	JaniSvs
				\$1,045.80	
54557	CLG Displays	\$4,326.18		\$4,326.18 REC	Celebration of lights- display
54558	Iconix Waterworks LP	\$11,934.30		\$15,976.80 PW	NewInstall Supplies/inventory
54559	Cotter Enterprises	\$9,429.00		\$5,533.50 CABLE	Oct Cable
				\$3,895.50 CABLE	Nov Cable
				\$9,429.00	
54560	Dawson City General Store	\$188.12		\$17.99 REC	Supplies
				\$19.09 ADM	Supplies
				\$49.81 REC	Supplies
				\$101.23 REC	Supplies
				\$188.12	
54561	Dawson Hardware Ltd	\$553.82		\$260.72 REC	OpSupp
				\$276.39 PW	OpSupp
				\$14.16 ADM	OpSupp-Compost Bucket
				\$2.55 PS	HvyEquipR&M
				\$553.82	
54562	Devenish, Joanne Dr.	\$150.00		PS	Medical
54563	Diamond Municipal Solutions	\$324.00		ADM	ITSupp
54564	Dimensions Tech Services	\$4,013.39		PS	Fire Truck Testing
54565	Ed Repair & Services	\$25,620.00		PW	Garbage P-up
54566	Endurance Automotive	\$792.13		PW	VehR&M
54567	Environmental Operators Certification Program	\$519.75		\$103.95 PW	Zarowny
				\$103.95 PW	Franks
				\$103.95 PW	Dauphinee
				\$103.95 PW	Procyk
				\$103.95 PW	PW Richard
				\$519.75	
54568	Federation of Canadian Municipalities	\$485.04		ADM	Annual Membership 2020-21
54569	Graf Enviro Services Inc.	\$3,465.00		PW	ContSvs
54570	Huffman, Clarissa	\$548.77		PL&D	Reimburse-Educational expenses
54571	Investors Group Financial Services Inc	\$3,300.08		ADM	RRSP Prog
54572	Klondike Sun Newspaper	\$1,438.50		\$52.50 CABLE	CABLE Adv'g
				\$582.75 ADM	ADM Adv'g
				\$582.75 ADM	ADM Adv'g
				\$168.00 CABLE	CABLE Adv'g
				\$52.50 CABLE	CABLE Adv'g
				\$1,438.50	
54573	Manitoulin Transport	\$1,789.56		\$32.35	ManiTrans Freight 26020747
				\$32.35	ManiTrans 26020744
				\$32.35 ADM	ManiTrprt 29186679 StplesFreig
				\$1,610.49 PW	ManiTrans 27074615 PW Freight
				\$82.02 PW	ManiTrans 29868209 PW Freight
				\$1,789.56	
54574	Masserey, Mike	\$208.00		PS	Reimbursemt-uniform & membership
54575	Neutron Factory Works	\$1,077.30		PW	Neutron 20163 PW HvyEquipR&M
54576	Nordique Fire Protection	\$1,288.67		\$228.17 PS	SafetySupp
				\$1,060.50 PS	CO Detector-NONCapEquip
				\$1,288.67	

54577	North 60 Petro	\$30,350.16	\$1,482.87	ALL	Vehicle Fuel
			\$135.90	ADM	Bldg Fuel 8thAveRes
			\$126.01	ADM	Bldg Fuel FC Res
			\$2,634.80	ADM	Bldg Fuel CHall
			\$1,456.13	PW	Bldg Fuel PW Shop
			\$10,801.55	PW	Bldg Fuel PW Pmphse
			\$13,165.64	REC	Bldg Fuel REC Ctre
			\$547.26	REC	Bldg Fuel WTRFRT
			\$30,350.16		
54578	Northern Industrial Sales	\$465.92		REC	Janitorial Supplies
54579	Northern Superior Mechanical	\$94.49		PW	NonCapEquip
54580	Pacific Tier Solutions Inc.- Book King Sol.	\$2,033.99		REC	Sftware-Booking
54581	Raven's Nook	\$92.40		REC	SafetyGr
54582	Scotia Securities	\$2,329.60		ADM	ScotiaSec RRSP Prog
54583	Simplii Financial	\$1,360.00		ADM	Simplii RRSP Prog
54584	Superior Propane Inc	\$799.91		REC	Propane
54585	Patel, Roshani	\$27.00		CABLE	CableTVRefund
54586	Home Hardware Stores Ltd.	\$294.93		ADM	Refund - Incorrect Payment
54587	Total North Communications Ltd	\$8,011.16	\$82.69	ADM	IT Support
			\$7,345.72	PS	Op Supplies
			\$582.75	ALL	Phone&Fx ContSvs
			\$8,011.16		
54588	Trinus Technologies Inc.	\$1,524.61	\$1,448.48	ADM	ContSvs
			\$76.13	ADM	TechSvs
			\$1,524.61		
54589	Tsunami Solutions - 61267	\$170.10		PW-REC	SafetyLine ContSvs
54590	WSP Canada Inc	\$469.08	\$469.08	PW	Prj 19P-002123-00
54591	VOID				
54592	Yukon Government Energy, Mines & Resources	\$5,000.00			YG EnMines&Res INV057273
54593	VOID				
54594	Yukon Government - Community Services	\$126,473.87	\$18,953.87	PW	YG INV060165 MosquitContr
			\$107,520.00	PW	YG WWTP INV059150
			\$126,473.87		
54595	Air North	\$220.17		PW	WtrSamps Freight-3 weighbills
		\$272,547.10			

The City of Dawson
Cheque Run 19-26
12/17/2019

Cheque Number	Vendor Name	Cheque Amount	Detail	Dept	Description
54596	Acklands -Grainger Inc.	\$315.00		PW	Safety Supplies
54597	Across The River Consulting	\$3,837.20		M&C	Professional services - Plastics Bylaw
54598	Advance North Mechanical	\$68.25		PW	Veh R&M
54599	Ajax Steel Limited	\$360.13		PW	Safety Supplies
54600	Arctic Inland Resources Ltd.	\$18,026.01	\$13,175.24	REC	AIR 1912-013969 REC OpSupp
			\$262.46	PS	AIR 1910-012899 PS OpSupp
			\$4,588.31	PW	AIR 1912-014131 PW BrdwalkMatl
			\$18,026.01		
54601	Arctech Circle Welding Services	\$393.75		REC	ArctechCircle 84 REC Gates
54602	Aurora Office	\$26.25		PL&D	AuroraOff 4977 Notary
54603	Bellmore, Cory	\$715.64		ADM	CB TravelReimburse 19-24
54604	Big B Contracting	\$21,000.00		ADM	ProgPaymt 50% CH Interior Painting
54605	Bonanza Market	\$1,089.01	\$69.28	REC	BonzaMkt 253911 REC ProgSupp
	Bonanza Market		\$1,019.73	PS	1st Responders Xmas Dinner
			\$1,089.01		
54606	Brown, Shelley	\$84.00		REC	Ski Coaching
54607	Chief Isaac Incorporated	\$1,309.62	\$1,178.37	REC-ADM	Janitorial Svs
			\$131.25	REC-PW	Chfls Safetyline
			\$1,309.62		
54608	Chilkoot Geological Engineers Ltd.	\$16,265.03		REC	ChilkootGeo 0453 REC CtreFdn Study
54609	Conuma Cable Systems Ltd	\$3,990.00		CABLE	New Equipment
54610	Crain Ventures	\$3,672.26		REC	Arena R&M
54611	Dauphinee, Mark	\$1,918.70	\$493.90	PW	Reimburse Trvl 19-23
			\$176.19	PW	Reimb 19-570 Freight
			\$1,248.61	PW-ADM-F	Reimb operating supplies
			\$1,918.70		
54612	Dawson City Arts Society	\$112.50		REC	BallrmRent
54613	Dawson City General Store	\$594.89	\$210.12	HR	Special Evt
			\$161.04	PW	Operating Supp
			\$167.57	REC	Program Supp
			\$16.99	REC	Office Supp
			\$39.17	ADM	Office Supp
			\$594.89		
54614	Dawson City Minor Soccer	\$2,586.95		REC	DCMSoccer 19-572
54615	Dawson Hardware Ltd	\$1,694.42	\$1,027.95	REC	OpSupplies
			\$115.24	PW	Tools
			\$352.58	PW	OpSupp
			\$4.90	PW	OffSupp
			\$122.76	HR	SpecEvt
			\$36.98	PS	OpSupp
			\$34.01	PW	SafetySupp
			\$1,694.42		
54616	Diamond Municipal Solutions	\$40.50		ADM	IT Svs
54617	Downtown Hotel	\$698.30		M&C	PlasBylaw
54618	Endurance Automotive	\$667.00		PW	VehR&M
54619	Fine Tuned Heavy Equipment Inc.	\$1,176.00		PW	HvyEquipR&M
54620	Finning (Canada) C3176	\$1,271.76		PW	HvyEquip R&M
54621	Grenon Enterprises Ltd.	\$59,595.42	\$51,274.15	PW	Contracted Services
			\$7,985.27	PW	Water Delivery
			\$336.00	PS	Contracted Services
			\$59,595.42		
54622	High Country Inn	\$1,131.90	\$808.50	PW	Accommodations-Dauphinee
			\$323.40	M&C	Accommodations-Shore
			\$1,131.90		
54623	Hot Tin Roof Catering	\$1,680.00		HR	Catering
54624	Inland Group	\$90.85		PW	HvyEquip R&M
54625	King, Amanda	\$612.55		ADM	reimburse HR-Christmas
54626	Klondike Business Solutions	\$160.72	\$59.47	PW	Click Count
			\$101.25	ADM	Click Count
			\$160.72		
54627	Klondike Institute of Arts & Culture	\$506.41		REC	CR#19-573
54628	Klondike Printing	\$731.85		REC	Clothing
54629	Lucity Inc.	\$7,500.00		PW	Lucity IT Asst PW
54630	Manitoulin Transport	\$3,470.74	\$3,267.60	ADM	Freight
			\$123.33	REC	Freight
			\$79.81	PW	Freight
			\$3,470.74		
54631	Maximillian's Gold Rush Eporium	\$32.76		REC	MaxiGldRsh 668298 REC CeleLite
54632	Mayes Enterprises	\$357.00		PS	MayesEnt 141804 PS HvyEquipR&M
54633	McClintock, Sandy	\$585.08		ADM	Reimburse
54634	Kim A McMynn Ind Accounting Contractor	\$10,351.16		ADM	KMcMynn CoD-12-19 ProSvs
54635	VOID				Neutron 20163 HvyEquipR&M

54636	North 60 Petro	\$15,699.99	\$13,970.73	ALL	BldgFuel
			\$1,729.26	ALL	Vehicle Fuel
			\$15,699.99		
54637	Northern Industrial Sales	\$4,642.63	\$1,409.00	PW	Signage
			\$1,894.77	REC	OpSupp
			\$49.29	PW	Tools
			\$452.40	PW	Safety Supplies
			\$332.12	PW	Pumphse R&M
			\$177.45	PW	OpSupp
			\$327.60	PS	Safety Supplies
			\$4,642.63		
54638	Northern Superior Mechanical	\$666.43	\$135.16	PW	OpSupplies
			\$460.51	PW	HvyEquip R&M
			\$70.76	PW	Vehicle R&M
			\$666.43		
54639	Northwestel Inc	\$5,916.26		ALL	Dec12 Phone
54640	Raven's Nook	\$724.50		PW	SafetySupp
54641	A Ray of Sunshine	\$60.23		REC	SafetySupp
54642	Receiver General for Canada	\$12,916.56		ADM	CRA Cleanup CR#19-569
54643	Royal Canadian Legion	\$50.00		M&C	2019 Wreath Lg
54644	Spectrum Security - Sound Ltd.	\$2,100.00		REC	Fobs
54645	Stantec Architecture Ltd.	\$7,090.59		REC	REC CtreFeasSt
54646	Superior Propane Inc	\$1,952.48		REC	Propane
54647	Sieglinde, Heinz	\$29.40		REC	Refund-Overpay-Deceased
54648	Healthy Families, Healthy Bodies	\$2,000.00		REC	YogaProg
54649	Velter, Keegan	\$40.00		REC	DepRetn
54650	Pommel, Charles	\$160.00		REC	SkiDepRetn
54651	Total North Communications Ltd	\$4,535.91		PS	EmergencyEquip - Radios
54652	Trinus Technologies Inc.	\$1,515.94		ADM	IT Svs
54653	Tsunami Solutions - 61267	\$170.10		PW & REC	TsunSafetyLine 63839
54654	Unbeatable Printing	\$21.00		REC	Decal
54655	Underhill Geomatics Ltd.	\$14,085.75		REC	Prj W19233
54656	Yukon College	\$3,885.53	\$262.50	REC	SBrown
			\$603.75	PW	SKurth
			\$2,861.78	PW	PW FArrst
			\$157.50	ADM	Business Communications
			\$3,885.53		
54657	Yukon Energy Corporation	\$33,800.21	\$2,744.41	PW	YKN NRGY DEC 10 LTS
			\$31,055.80	ALL	YKN NRGY DEC 16
			\$33,800.21		
54658	Air North	\$359.69		PW	Freight Wtr Samples
		\$281,142.81			

The City of Dawson
Cheque Run 19-27
12/31/2019

Cheque Number	Vendor Name	Cheque Amount	Detail	Dept	Description
54659	911 Supply	\$93.71		PS	911 Supply PS Spec Clothing
54660	VOID				
54661	Assante In Trust	\$220.00		ADM	AssanteFin-RRSP Program
54662	Big B Contracting	\$19,215.00		PW-ADM	BiGB 2207004 PW Painting Adm
54663	BMO Nesbitt Burns	\$720.00		ADM	BMONB-RRSP Program
54664	Bureau Veritas	\$1,619.57		PW	Water Sampling
54665	Canadian Freightways	\$305.32		PW	Freight
54666	CLG Displays	\$10,330.95		REC-ADM	Celebration of Lights - 12 days of x-mas displays
54667	VOID				
54668	Cotter Enterprises	\$3,843.00		CABLE	Dec Cable
54669	Dawson City General Store	\$213.41	\$25.28	PW	OpSupp
			\$137.26	REC	ProgSupp
			\$50.87	ADM	OffSupp
			\$213.41		
54670	Dawson Firefighters Association	\$17,455.00		PS	3rdQtr Call Outs
54671	Dawson Hardware Ltd	\$1,108.55	\$44.40	PW	DHS 289562 PW NonCapEquip
			\$411.87	PW	OpSupp
			\$144.89	PW	OffFurn
			\$41.57	PW	Tools
			\$6.27	PW	BldgR&M
			\$459.55	REC	ProgSupp
			\$1,108.55		
54672	Diamond Municipal Solutions	\$18,121.07		ADM	Accounting Program IT R&M
54673	Downtown Hotel	\$4,611.22		PL&D	SlinkyWest Conference
54674	Ed Repair & Services	\$22,680.00		PW	WasteColl-Nov
54675	Endurance Automotive	\$34.11		REC	VehR&M
54676	Finning (Canada) C3176	\$179.44		PW	HvyEquipR&M
54677	Fort Garry Fire Trucks Ltd.	\$226.38		PS	HvyEquipR&M
54678	Grenon Enterprises Ltd.	\$23,627.66	\$131.25	PW	HvyEquipR&M
			\$7,518.01	PW	ContSvs-Grader Svs Dec 8-14
			\$131.25	PW	ContSvs-Steamer C4 Lift Stn
			\$4,599.00	PW	ContSvs-Grader Svs July the whole month
			\$3,262.88	PW	ContSvs-Grader Svs Sept 22-28
			\$7,985.27	PW	ContSvs-water delivery
			\$23,627.66		
54679	Infosat Communications	\$161.60		PS	Satellite Phones
54680	Inland Group	\$738.34		PW	HvyEquipR&M
54681	Investors Group Financial Services Inc	\$2,169.86		ADM	RRSP Program
54682	L.Kirby In Trust	\$194.52		ADM	Petty Cash LKirby In Trust
54683	Klondike Sun Newspaper	\$1,491.00		ADM	AdvertisinG
54684	Lackowicz & Hoffman LLP	\$9,187.50		ADM	Legal Fees
54685	Manitoulin Transport	\$296.23	\$214.21	PW	Freight
54685	Manitoulin Transport		\$82.02	ADM	Freight
			\$296.23		
54686	Mike Masserey	\$1,288.10		PS	SafeSupp-Lighting
54687	Nordique Fire Protection	\$177.45		PS	OpSupp
54688	North 60 Petro	\$45,695.04	\$4,644.62	ALL	VehFuel
			\$27,489.92	REC	Bldg Fuel
			\$2,627.86	PS	Bldg Fuel
			\$977.32	ADM	Bldg Fuel
			\$9,955.32	PW	Bldg Fuel
			\$45,695.04		
54689	Northern Industrial Sales	\$392.10		PS	VehR&M
54690	Off-Grid Mining Services Inc.	\$2,034.38		PW	HvyEquipR&M
54691	Provident	\$4,721.00		PS	Benefits
54692	Public Service Alliance of Canada	\$1,908.34		ADM	PP25&26 Union Dues
54693	Raven's Nook	\$455.70		PW	SafetySupp
54694	Ray Leveque	\$655.00		PS	ProFees - Engraving badges
54695	Scotia Securities	\$1,164.80		ADM	RRSP Program
54696	Simplii Financial	\$680.00		ADM	RRSP Program
54697	Staples #251 Whitehorse	\$353.17		ALL	OffSupp
54698	Tombstone Duct Cleaning	\$3,922.53	\$1,338.78	PS	TombstoneDuct 100 PS BldgR&M
			\$2,583.75	REC	TombstoneDuct 101 REC BldgR&M
			\$3,922.53		
54699	Trillium Sales Group Inc.	\$7,391.99		PS	NonCapEquip
54700	Trinus Technologies Inc.	\$38.06		ADM	Trinus P568-26584 IT Supp
54701	Ultimate Construction Inc.	\$7,562.10		ADM	Restoration Work on CBC Bldg
54702	WSP Canada Inc	\$3,425.58		PW	ProFees
54703	Yukon College	\$1,055.25		PW	Training
54704	Yukon Energy Corporation	\$33,413.76		CABLE	Pole Rent
54705	Air North	\$733.26		PW	Freight - 8 Invoices
		\$255,911.05			

Report to Council



☒ For Council Decision ☐ For Council Direction ☐ For Council Information

☐ In Camera

AGENDA ITEM:	Crocus Bluff Concession Building Lease	
PREPARED BY:	Marta Selassie, Recreation Manager	ATTACHMENTS: <ul style="list-style-type: none">List attachments in order of presentation
DATE:	January 27, 2020	
RELEVANT BYLAWS / POLICY / LEGISLATION:	<ul style="list-style-type: none">Property Lease Policy	

RECOMMENDATION

THAT Council direct administration to enter into a lease agreement between the City of Dawson and Tr'ondëk Hwëch'in, for use of the Crocus Bluff Concession Building.

ISSUE / PURPOSE

The Property Lease Policy #2017-05 requires a resolution of Council to lease or rent property in excess of 14 days. Upon passing of a resolution the authority is delegated to the CAO. Administration is seeking a resolution of Council to enter into a lease agreement with Tr'ondëk Hwëch'in for the use of the Crocus Concession building for a summer day camp program.

BACKGROUND SUMMARY

The Crocus Bluff Concession does not have many scheduled rentals for the 2020 season. Tr'ondëk Hwëch'in has requested the use of the space June 15 to August 14.

ANALYSIS / DISCUSSION

The Crocus Bluff Concession is not a frequently used facility. Tr'ondëk Hwëch'in has leased the facility the past two summer. The current seasonal rental rate is \$1200 for day camp use.

APPROVAL		
NAME:	Cory Bellmore, CAO	SIGNATURE:
DATE:		

Report to Council



☒ For Council Decision ☐ For Council Direction ☐ For Council Information

SUBJECT:	Community and Recreation Grants	
PREPARED BY:	Marta Selassie, Recreation Manager	ATTACHMENTS:
DATE:	February 5, 2020	
RELEVANT BYLAWS / POLICY / LEGISLATION: Community Grant Policy #16-01, Recreation Grants Policy 2017-06		

RECOMMENDATION

THAT Council approve the Community Grants, as recommended by the Community Grant Committee in the amount of \$9,008.79 and Council approve the Level 2 Recreation Grants, as recommended by the Recreation Board in the amount of \$9,305.00.

BACKGROUND SUMMARY

\$30,000 is budgeted for Community Grants annually to be dispersed over the three intakes. The City of Dawson received nine applications for the first intake of community grants. If council approves the Community Grants as recommended by the Community Grant Committee in the amount of \$9,008.79 there will be \$20,991.21 remaining.

The Recreation Board dispenses two levels of funding under the Recreation Grant Program. Level 1 is intended for individuals or small groups. Level 2 is for community groups, organizations, non-profits and leagues. \$31,361 is budgeted for Recreation Grants in the 2020 Provisional Budget. If council approves the Recreation Grants as recommended by the Recreation Board in the amount of \$9,305.00, there will be \$22,056.00 remaining.

ANALYSIS / DISCUSSION

The evaluation criteria for Community Grants applications is as follows:

- Provide a lasting infrastructure legacy to the community;
- Demonstrate significant volunteer involvement;
- Generate significant local spending and economic impact;
- Maintain open public access to the event or project
- Demonstrate partnership with other levels of government and community groups;
- Show large event attendance and local involvement;
- Have limited access to alternative funding sources;
- Generate awareness of City of Dawson;
- Create a sustainable public and social benefit;
- Involve youth and seniors
- and the *Recreation Grants Policy* establish the criteria

The evaluation criteria for Recreation Grants is as follows:

- Public benefit (number of participants, large target audience)
- Reduction of barriers (such as low fees, accessibility, reduce social & cultural barriers, location)
- Building capacity (leadership development, instructor training, activity promotion or infrastructure improvement)
- Application (complete, alternative funding sources, partnerships)

Based on the evaluation criteria established in the *Community Grants Policy* and the *Recreation Grants Policy* the respective committees make the following recommendations to Council for approval:

Applicant	Project Name	Request	Rec Board	Comm. Grant	Recommend
CFYT	Remote broadcast equipment	\$1,735.37	\$1,000.00	\$735.37	\$1,735.37
Minor Soccer	Air Compressor	\$1,055.00	\$1,055.00	0	\$1,055.00
KATTS	Winter Trails	\$2,123.42	\$1,050.00	\$1,073.42	\$2,123.42
Percy DeWolfe	2020 Mail Race	\$1,200.00	\$600.00	\$600.00	\$1,200.00
DCMF	2020 Festival	\$3,200.00	\$1,600.00	\$1,600.00	\$3,200.00
(s)Hiver	Sound equipment	\$1,000.00	\$500.00	\$500.00	\$1,000.00
Run Dawson	Dempspter to Dawson Race	\$4,800.00	\$2,000.00	\$2,800.00	\$4,800.00
KVA	2020 Gold Panning	\$1,500.00	\$500.00	\$500.00	\$1,000.00
Boardwalk Burlesque	Intensive course	\$2,500.00	\$1,000.00	\$1,200.00	\$2,200.00
	Totals	\$19,113.79	\$9,305.00	\$9,008.79	\$18,313.79

APPROVAL		
NAME:	Cory Bellmore, CAO	SIGNATURE:
DATE:		

Report to Council



☒ For Council Decision ☐ For Council Direction ☐ For Council Information

☐ In Camera

AGENDA ITEM:	Minto Park and Victory Gardens Transfer of Title		
PREPARED BY:	Libby Macphail, A/CDO	ATTACHMENTS: 1. Draft Permanent Road Closure Bylaw 2. Draft Easement Agreement	
DATE:	January 30, 2020		
RELEVANT BYLAWS / POLICY / LEGISLATION: Land Titles Act			

RECOMMENDATION

It is respectfully recommended that Council direct administration to:

1. Consolidate the remainder of the property known as "Lane Adjacent to Block 3" with Minto Park.
2. Prepare an Easement Agreement for the underground utilities that run under Block 3 Government Reserve (Minto Park) for Block 22 Government Reserve (The Hospital);

For the purposes of facilitating a transfer of title of Block 3 & 5 Government Reserve (Minto Park and the Victory Gardens) from Yukon Government to the City of Dawson.

ISSUE / PURPOSE

Yukon Government wished to transfer over Blocks 3, 4, 5, and 22 over to its respective operators, but the project was stalled. The City of Dawson is to receive Blocks 3 & 5 Government Reserve (Minto Park and the Victory Gardens), but an easement agreement are required to be finalized before the transfer can be completed.

BACKGROUND SUMMARY

In 2014, the Blocks 3, 4, 5, and 22, Government Reserve (Minto Park, the Dawson City Museum, Victory Gardens, and the Hospital, respectively) were resurveyed with the intent of raising title to these lots to give to their respective operators. It was assumed by City Staff that the title had been transferred, but it was discovered in 2016, when the Minto Ball Field work was delayed, that this was not the case. The title wasn't raised for two reasons:

1. The Remaining portion of the Lane, registered under Survey 62451 CLSR YT, was closed by Bylaw #90-15 but was not properly registered and consolidated.
2. An Easement Agreement was not signed with Yukon Hospital Corporation, to address the underground utilities that run underneath Minto Park.

This report does not repeat previous analyses and only discusses the questions raised at the most recent meeting.

ANALYSIS / DISCUSSION

Step 1. Consolidate the Remainder of the Lane adjacent to Block 3 (Minto Park).

Since the Committee of the Whole meeting on January 29th, 2020, it was discovered that the alley was closed by Bylaw #90-15. For reasons administration cannot ascertain, the remainder of the lane registered

under Survey 62451 CLSR YT was not consolidated into adjacent properties. Administration will work with the Land Titles Office in order to ensure the rest of the lane is properly closed and consolidate the portion to Block 3 (Minto Park).

Pieces of Alley Adjacent to Lots 6, 7, 8, & 9 Block 15 Government Reserve

At the previous Committee of the Whole meeting, Council asked Administration to piece together discrepancies along the rest of the alley:

- Lots 6 & 7, Block 15, Government Reserve (Skate Park, Tennis Courts)- It was discovered that Lots 6 & 7 Block 15 no longer exist as the lots and the adjacent portion of alley have already been consolidated into Block 3 (Minto Park). No further action is required for this portion of the alley.
- Lot 8 Block 15 Government Reserve (Black Residence)- This portion of alley was properly closed and consolidated with the adjacent property, but the area of the lot is incorrectly listed in the tax roll as 10,000 sq. ft., when it should be 11,000 sq. ft. This was confirmed by checking the most recent survey for this lot. Administration has flagged this lot to the Property Tax assessors.
- Lot 9 Block 15 Government Reserve- This portion of alley was properly closed and consolidated with the adjacent property. The area listed on the tax roll for this property is 509 m², which is consistent with the registered survey for this lot. No further action is required for this portion of the alley.

Step 2. The City of Dawson and the Yukon Hospital Corporation Sign an Easement Agreement for the YHC underground utilities that run underneath Block 3 (Minto Park).

The second reason the transfer was not completed was that some of the Hospital's underground utilities run underneath Block 3 & 4, Government Reserve. In order to protect the interests of all parties, an easement agreement is required to be signed between the City of Dawson and the Yukon Hospital Corporation.

Step 3. Raise Title to Block 3 & 5 (Minto Park and the Victory Gardens) with Yukon Government, register the survey plan and easement documents.

Once the Lane Closure Bylaw is provided to the Land Titles Office and consolidated into Block 3, and the City of Dawson and the Yukon Hospital Corporation sign their easement agreement, this will allow for Yukon Government to transfer the title of Minto Park and the Victory Gardens, register the survey plan already completed (#2016-0073), and register the easement agreement at the same time.

APPROVAL		
NAME:	Cory Bellmore, CAO	SIGNATURE:
DATE:		

EASEMENT AGREEMENT

THIS EASEMENT AGREEMENT made as of the _____ day of _____ 2020.

BETWEEN:

THE City of Dawson a municipal corporation (the “Grantor”),

AND:

Yukon Hospital Corporation, a body corporate duly incorporated under the laws of the Yukon Territory (the “Corporation”),

WHEREAS:

A. The Grantor is the registered owner of those lands and premises legally described as:

Block 3, Government Reserve
Plan 20XX-00XX LTO
Dawson City, Yukon Territory
(the “Lands”)

B. A portion of the Lands have been set aside for utility easement purposes as shown outlined in red on Schedule “A” attached hereto (the “Easement Area”).

C. The parties have agreed to enter into this Easement Agreement for purposes of permitting the Corporation to own, lay down, operate, and maintain various utilities in the Easement Area which is the dominant tenement to the public Lands which are the servient tenement.

D. The City has been authorized to execute this Agreement pursuant to Section 265 of the Municipal Act, providing that Council may pass bylaws for municipal purposes respecting dealings with any real or personal property or any interest in land, buildings or other improvements on land or personal property.

|
In consideration of the sum of ONE (\$1.00) DOLLAR paid to the Grantor the receipt and sufficiency of which is hereby acknowledged, the parties hereto covenant and agree as follows. THE GRANTOR DOES HEREBY GIVE, GRANT, TRANSFER and MAKE OVER unto the Corporation, its servants, agents, contractors, subcontractors, permittees, licensees, officials and all

others an exclusive right, privilege and easement to use the Easement Area for digging, putting down, taking up, relaying, connecting, disconnecting, constructing, repairing, replacing, maintaining, inspecting and operating sanitary sewer mains and water mains and any other utility lines and systems or any one or more of them, together with the usual and ordinary appurtenances incidental thereto **(all or any one or more of which are referred to in this Agreement as the “Utilities”)** to be laid under the Easement Area and a right of reasonable access to the Easement Area.

1. The right, privilege, and easement hereby granted are subject to the following terms and conditions:
 - 1.1 The term the “Corporation” wherever referred to in this Agreement shall include and shall be interpreted to mean the Yukon Hospital Corporation and its agents and includes servants, workers, contractors, subcontractors, permittees, licensees, officials and all others including without limiting the generality of the foregoing the servants, workers, contractors, subcontractors, permittees, licensees, and officials of the operators of the Utilities.
 - 1.2 The right, privilege and easement of the Easement Area hereby granted shall be for such length of time as required by the Corporation.
 - 1.3 The Corporation shall have the full and free right and liberty to gain access and remain on the Easement Area for the purposes aforesaid and the Corporation may access the Easement Area either on foot. Access by means of vehicles or necessary machines across the Lands requires fourteen (14) days notice to the Grantor.
 - 1.4 Notwithstanding any rules at law or in equity to the contrary, the Utilities will at all times remain the property of the Corporation or the operator of the Utilities notwithstanding that the same may be annexed or affixed to the freehold and will at any time be removable in whole or in part by the Corporation or the operator of the Utilities.
 - 1.5 The Corporation in carrying out any work on the Easement Area will do so only in a proper manner and will cause or do as little damage and inconvenience to the owner or occupier of the Lands, as is possible, and any excavations or workings made or done in connection therewith shall, so far as is reasonably practicable, be restored to its former level land condition.
 - 1.6 The Grantor covenants not to build, erect or maintain nor permit or suffer to be built, erected or maintained on the Easement Area any building or structure, nor to plant or maintain, nor allow or suffer to be planted or maintained, without written prior consent of the Corporation, thereon any trees, shrubs or landscaping which would or could prevent or hinder the exercise by the Corporation of any of the rights herein granted. In the event the Grantor fails to remove the same within thirty (30) days after receipt of notice in writing from the Corporation requiring such removal, the Corporation, in addition to any other right or remedy available to the Corporation, shall have the right, to do all things necessary to remove the same without any liability for damage; and the Grantor shall forthwith pay to the Corporation all costs,

charges and expenses which the Corporation may be put by reason of such removal, which costs, charges and expenses shall be and remain at all times a charge upon and against the Lands.

- 1.7 (a) The Grantor will not do or knowingly permit to be done any act or thing which will interfere with or injure the Utilities and, in particular, will not carry out or permit to be carried out blasting, excavation, drilling or the erection of any foundations, fence, building or any structure on or adjacent to the Easement Area without the consent in writing of the Corporation, provided that such consent will not be unreasonably withheld; and
- (b) The Grantor agrees that the Corporation shall have the right, without the consent of the Grantor, to grant permits or assign licenses to the operators of the Utilities to construct, maintain and operate the Utilities. The Grantor will allow the Corporation, to enter upon the Easement Area without notice and will not interfere with in any way nor prevent any such person coming on the Easement Area for such purposes, provided at all times that access to and exit from the Lands shall not be unreasonably obstructed.
- 1.8 Subject to the Corporation observing and performing the covenants, terms and conditions on its part to be observed and performed, the Corporation may and will hold and enjoy the utility easement herein granted without hindrance, molestation, or interference on the part of the Grantor, and the Grantor, its agents and servants and all others authorized by the Grantor will have and continue to have free access to the Easement Area and the full use and enjoyment thereof subject to the Easement Agreement.
- 1.9 The Corporation shall, at all times hereafter, indemnify and keep the Grantor indemnified against all actions, claims and demands that may be lawfully brought or made against the Grantor by reason of anything done by the Corporation, its servants, agents, contractors, subcontractors, permittees, licensees, officials and all others in the exercise or purported exercise of the rights, privileges and easement hereby granted.
- 1.10 This Agreement shall run with the Lands and no part of the fee of the Lands shall pass to or be vested in the Corporation under or by these presents.
- 1.11 There are no conditions, either subsequent or precedent, except as set forth herein. This Agreement is the entire agreement between the parties and no representations or warranties have been made by the Corporation to the Grantor save those as contained herein. The consideration stated is the sole consideration and inducement for the execution.

- 1.12 The Grantor agrees that the Corporation shall, without the consent of the Grantor, have the right to assign to any person the right to use the Easement Area, in whole or in part, in accordance with the terms and conditions contained in this Agreement.
- 1.13 If any term or provision of this Agreement or the application thereof to any person or circumstance shall, to any extent, be invalid or unenforceable, the remainder of this Agreement, or the application of such term or provision to persons or circumstances other than those as to which it is held invalid or unenforceable, shall not be affected thereby and each term and provision of this Agreement shall be valid and be enforced to the fullest extent permitted by law.
- 1.14 Any prior written consent required under or authorized to be given to the Grantor under this Agreement shall be sufficiently given if delivered to the City Community Development Officer by registered mail, postage prepaid, addressed as follows:
- Community Development Officer
City of Dawson
Box 308
Dawson City, Yukon
Y0B 1G0
- 1.15 Any prior written consent required under or authorized to be given to the Corporation under this Agreement shall be sufficiently given if delivered by registered mail, postage prepaid, to:
- Executive Director Corporate Services
Yukon Hospital Corporation
#5 Hospital Road
Whitehorse, Yukon
Y1A 3H7
- 1.16 Whenever the singular or the masculine is used in this Agreement, the same shall be construed as meaning the plural or the feminine or the body corporate or politic where the context or the parties hereto so require.
- 1.17 This Agreement will inure to the benefit of and be binding upon the parties hereto and their respective heirs, executors, administrators, successors and permitted assigns.
- 1.18 The preamble of this agreement consisting of the recitals therein set forth shall be deemed to be part of this agreement.

IN WITNESS WHEREOF the parties hereto have duly executed this agreement under their seal as of the day and year first written above.

THE CORPORATE SEAL of

was hereunto affixed in the presence of:

Authorized signatory

Print Name and Title of
Authorized Signatory

c/s

THE CORPORATE SEAL of

THE City of Dawson

was hereunto affixed in the presence of:

Wayne Potoroka, Mayor

John Skilnyk, Chief Administrative Officer

c/s

**CORPORATE SIGNING AUTHORITY
AFFIDAVIT**

CANADA) I, *****,
)
YUKON TERRITORY) of the City of Whitehorse, in the Yukon Territory,
)
TO WIT:) MAKE OATH AND SAY AS FOLLOWS:

- 1) I am the ***** of the **Yukon Hospital Corporation** (the “Corporation”).
- 2) I am the person who subscribed my name and affixed the corporate seal of the Corporation to the attached instrument.
- 3) I am authorized by the Corporation to subscribe my name and affix the corporate seal to the attached instrument.
- 4) The Corporation exists as of the date hereof.

Sworn before me at the)
City of Whitehorse, in the Yukon Territory,)
this _____ day of _____,)
2017.)

**A Notary Public in and for
the Yukon Territory**)

Print Name and Title of Authorized Signatory

Print Name of Notary Public

**CORPORATE SIGNING AUTHORITY
AFFIDAVIT**

CANADA)	We, Wayne Potoroka and Cory Bellmore,
)	
YUKON TERRITORY)	of the City of Dawson, in the Yukon Territory,
)	
TO WIT:)	SEVERALLY MAKE OATH AND SAY AS FOLLOWS:

- 1) We are the **Mayor** and **Chief Administrative Officer** respectively of **The City of Dawson** (the “Grantor”).
- 2) We are the persons who subscribed our names and affixed the corporate seal of the Corporation to the attached instrument.
- 3) We are authorized by the Corporation to subscribe our names and affix the corporate seal to the attached instrument.
- 4) The Corporation exists as of the date hereof.

Severally Sworn before me at the)
City of Dawson, in the Yukon Territory,)
this _____ day of _____,)
2017.)

Wayne Potoroka, Mayor

**A Notary Public in and for
the Yukon Territory**

Cory Bellmore, Chief Administrative Officer

Print Name of Notary Public





THE CITY OF DAWSON

Single Use Plastics Bylaw

Bylaw No. 2019-10

WHEREAS section 265 of the *Municipal Act*, RSY 2002, c. 154, and amendments thereto, provides that a council may pass bylaws for municipal purposes respecting

- (a) Nuisance, unsightly property, noise and pollution and waste in or on public or private property;
- (b) Businesses, business activities and persons engage in business and the enforcement of bylaws

THEREFORE, pursuant to the provisions of the *Municipal Act* of the Yukon, the council of the City of Dawson, in open meeting assembled, **ENACT AS FOLLOWS:**

PART I - INTERPRETATION

1.00 Short Title

1.01 This bylaw may be cited as the ***Single Use Plastics Bylaw***.

2.00 Purpose

2.01 The purpose of this bylaw is

- (a) to regulate the business use of single use plastics to reduce the creation of waste and associated municipal costs,
- (b) to better steward municipal property, including sewers, streets and parks, and
- (c) to promote responsible and sustainable business practices that are consistent with the values of the community.



THE CITY OF DAWSON

Single Use Plastics Bylaw

Bylaw No. 2019-10

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THE CITY OF DAWSON

Single Use Plastics Bylaw

Bylaw No. 2019-10

3.00 Definitions

3.01 In this Bylaw:

- (a) Unless expressly provided for elsewhere within this bylaw the provisions of the *Interpretations Act*, RSY 2002, c. 125, shall apply;
- (b) " Bylaw Enforcement Officer" means a person employed by the City of Dawson to enforce bylaws;
- (c) "business" means
 - I. any commercial, merchandising, or industrial activity or undertaking, or
 - II. any profession, trade, occupation, calling or employment, or
 - III. any activity providing goods or services for the purpose of gain or profit.
- (d) "checkout bag" means:
 - I. any bag intended to be used by a customer for the purpose of transporting items purchased or received by the customer from the business providing the bag; or
 - II. bags used to package take-out or delivery of food and includes paper bags, plastic bags, or reusable bags;
- (e) "CAO" means the Chief Administrative Officer for the City of Dawson;
- (f) "city" means the City of Dawson;
- (g) "council" means the Council of the City of Dawson.
- (h) "paper bag" means a bag made out of paper and containing at least 40% post-consumer recycled paper content, and displays the words "recyclable" and "made from 40% post-consumer recycled content" or other applicable amount on the outside of the bag but does not include a Small Paper Bag;
- (i) "plastic drinking straw" means a tube made of plastic, including biodegradable or compostable plastics, used to transfer a beverage from a container to the mouth of the individual drinking the beverage by suction;
- (j) "plastic utensils" means cutlery made of plastic provided with the intention of a single use to consume food;



THE CITY OF DAWSON

Single Use Plastics Bylaw

Bylaw No. 2019-10

- (k) “plastic bag” means any bag made with plastic, including biodegradable plastic or compostable plastic, but does not include a reusable bag;
- (l) “plastic take-out container” means any container made out of plastic, including biodegradable plastic or compostable plastic intended to transport prepared food and beverages as a takeout container;
- (m) “polystyrene foam containers” means single use containers intended to transport prepared food and beverages as a takeout container;
- (n) “reusable bag” means a bag with handles that is for the purpose of transporting items purchased by the customer from a business and is
 - I. designed and manufactured to be capable of at least 100 uses; and
 - II. primarily made of cloth or other washable fabric;
- (o) “small paper bag” means any bag made out of paper that is less than 15 centimetres by 20 centimetres when flat.

PART II – APPLICATION

4.00 Checkout Bag and Take-out Container Regulation

- 4.01 Except as provided in the Bylaw, no business shall provide a customer with any of the following items;
 - (a) plastic bag
 - (b) plastic drinking straw
 - (c) plastic utensils
 - (d) plastic or polystyrene foam take out containers or cups
- 4.02 A business may provide a checkout bag to a customer only if:
 - (a) the customer is first asked whether they need a bag;
 - (b) the bag provided is a paper bag or a reusable bag.
- 4.03 For certainty, no business may;
 - (a) sell or provide to a customer a plastic bag.
- 4.04 No business shall deny or discourage the use by a customer of their own checkout bag for the purpose of transporting items purchased or received by the customer from the business or discourage the use of the customer’s own plastic drinking straw.



THE CITY OF DAWSON

Single Use Plastics Bylaw

Bylaw No. 2019-10

- 4.05 A business may provide a plastic drinking straw if:
- (a) For accessibility reasons, the customer requires a straw to consume a beverage and would not be able to if they were not provided a straw.

5.00 Exemptions

- 5.01 Section 4.00 does not apply to small paper bags used to:
- (a) package loose bulk items such as fruit, vegetables, nuts, grains, or candy;
 - (b) package loose small hardware items such as nails and bolts;
 - (c) wrap flowers or potted plants;
 - (d) protect prepared foods or bakery goods that are not pre-packaged;
 - (e) contain prescription drugs received from a pharmacy.
- 5.02 Section 4.00 does not apply to plastic bags or plastic take-out containers required to:
- (a) contain or wrap frozen foods, meat, poultry, or fish, whether pre-packaged or not;
 - (b) contain foods as required for general food safe packaging.
- 5.03 Section 4.00 does not limit or restrict the:
- (a) sale of bags, including plastic bags, intended for use at the customer's home or business, provided that they are sold in packages or multiple bags.
 - (b) sale of single use biodegradable or compostable plastic straws intended for multiple uses by the customer making the purchase.
- 5.04 Section 4.00 does not limit or restrict the sale of plastic drinking straws intended for use in the customer's home, provided they are sold in packages of multiple straws.

6.00 Offence

- 6.01 A person who commits an offence and is subject to the penalties imposed by this Bylaw if that person,
- (a) contravenes a provision of the Bylaw, or;
 - (b) consents to, allows, or permits an act or thing to be done contrary to this Bylaw.
- 6.02 Each instance that a contravention of a provision of the Bylaw occurs and each day that a contravention continues shall constitute a separate offence.



THE CITY OF DAWSON

Single Use Plastics Bylaw

Bylaw No. 2019-10

7.00 Penalties

- 7.01 Any person who fails to comply with the requirements of this bylaw commits an offence and is liable, upon summary conviction, to:
- (a) a voluntary fine under section 20 of the Summary Convictions Act, issued in respect of an offence specified in Appendix "A" attached hereto and forming part of this bylaw;
 - (b) a fine not less than five hundred dollars (\$500.00) where proceedings are commenced pursuant to the Summary Convictions Act of the Yukon.

PART III – FORCE AND EFFECT

8.00 Severability

- 8.01 If any section, subsection, sentence, clause or phrase of this bylaw is for any reason held to be invalid by the decision of a court of competent jurisdiction, the invalid portion shall be severed and the part that is invalid shall not affect the validity of the remainder unless the court makes an order to the contrary.

9.00 Enactment

- 9.01 This bylaw shall come into force April 22, 2020.

10.00 Bylaw Readings

Readings	Date of Reading
FIRST	October 7, 2019
SECOND	January 22, 2020
THIRD and FINAL	February 12, 2020

Wayne Potoroka
Presiding Officer

Cory Bellmore, CAO
Chief Administrative Officer



THE CITY OF DAWSON

Single Use Plastics Bylaw

Bylaw No. 2019-10

PART IV – APPENDIX (APPENDICES)

Appendix A – Voluntary Fines

Authority	Ticket Description	Fine – 1 st Offence	Fine – 2 nd and each subsequent offence
4.01	Providing a checkout bag, plastic drinking straw, plastic utensils or plastic or polystyrene take-out container to a customer except as provided in this bylaw	\$75	\$150
4.02 (b)	Providing a checkout bag that is not a paper bag or reusable bag	\$75	\$150
4.03	Discouraging the use of a customer's own reusable bag or plastic drinking straw or utensils	\$75	\$150

Report to Council



☒ For Council Decision ☐ For Council Direction ☐ For Council Information

☐ In Camera

SUBJECT:	Official Community Plan Amendment #18-140 & Zoning Bylaw Amendment #18-141	
PREPARED BY:	Libby Macphail, A/CDO	ATTACHMENTS: 1. Applications & Supporting Documentation
DATE:	January 30, 2020	
RELEVANT BYLAWS / POLICY / LEGISLATION: Municipal Act Official Community Plan Zoning Bylaw		

RECOMMENDATION

It is respectfully recommended that Council give second reading to OCP Amendment No. 1 #2019-12 & Zoning Amendment No. 4 #2019-13

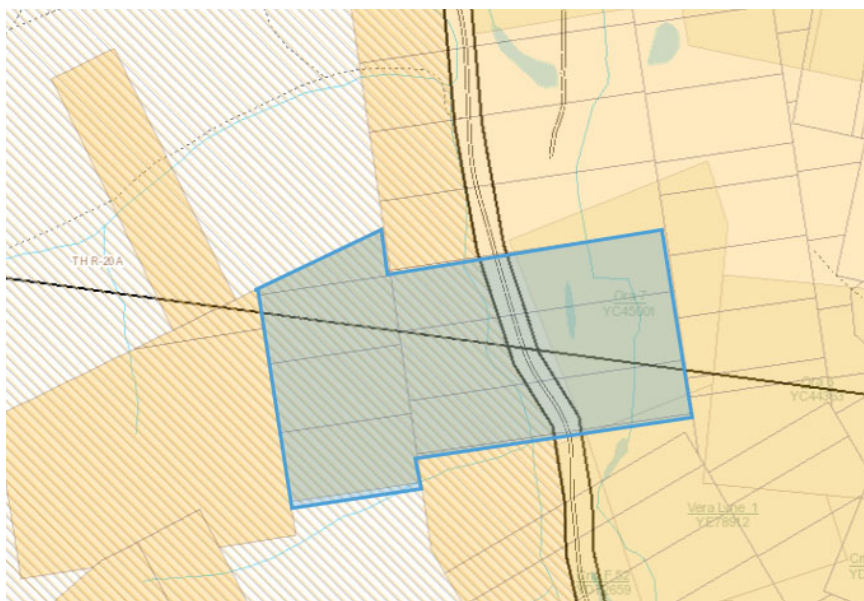
Subject to the following conditions:

- 1.1 Prior to third and final reading of an OCP or ZBL amendment, a legal agreement between the City of Dawson and the proponent shall be ratified indicating that subsurface rights to Areas 4 and 5 will be relinquished on or before August 2, 2027.

ISSUE

An application was received for an OCP/ZBL amendment to amend the designations for their claims from Future Planning & Parks and Greenspace to Industrial, to facilitate a Class 4 placer mining operation.

BACKGROUND SUMMARY



Nuway Crushing Ltd has an active Water Use Licence PM17-019 (WUL), and an active Class 4 Mining Land Use Approval AP17019 (MLU), for the claims identified in Figure 1.

Figure 1. WUL and MLU Locations.

Claims located in the shaded blue area are included under WUL PM17-019 and MLU AP17019. It should be noted that the claim area is bisected by the municipal boundary; claims, or portions thereof, outside the municipal boundary are not included in this application. Additionally, comparing Figure 1 and Figure 2, it is

clear that in addition to proposing an amendment for the active licences, the applicant is proposing an amendment to land/claims not currently included in the active WUL and MLU.

ANALYSIS / DISCUSSION / ALIGNMENT TO OCP & STRATEGIC PRIORITIES

The claim area has been broken down into sections/areas based on jurisdiction and current planning designations, as seen in Figure 2. Only areas 4 and 5 have been forwarded for amendment, as shown in Figure 3.

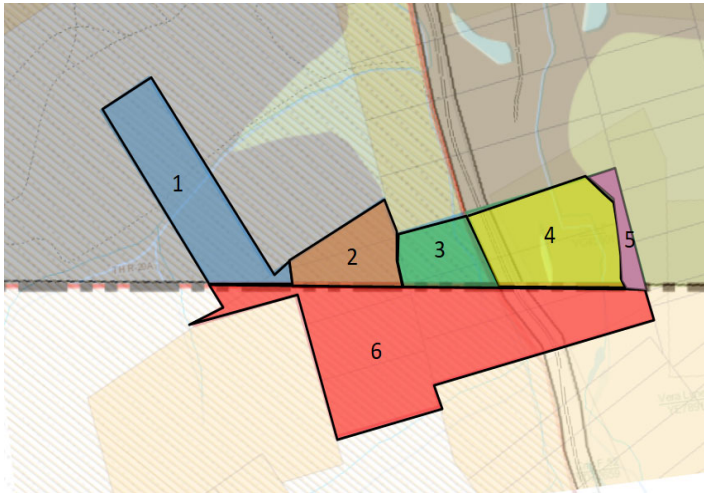


Figure 2. Colour Coded Explanation of Jurisdiction and Designations (OCP with claim map overlay).

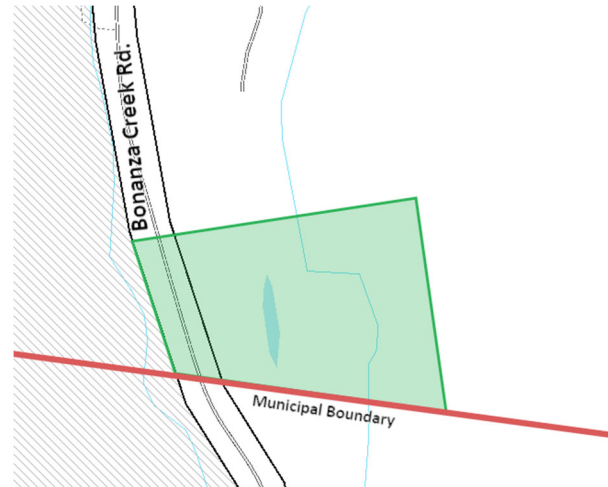


Figure 3. The amendment area that has received first reading.

Municipal Act

S. 281(1) of the *Municipal Act* states that “after a first reading and before a second reading of the bylaw proposing the official community plan or amendments to it, council shall hold a public hearing to hear and consider all submissions respecting the proposed official community plan or amendments”

A public hearing will be held on February 12, 2020.

S. 282(1) of the *Municipal Act* states that “after second reading and before third reading of the bylaw proposing the official community plan or amendment, council shall submit the proposed official community plan or amendment to the Minister and the Minister shall, within 45 days of receipt review the official community plan or amendment and (a) approve it as submitted; (b) refer it back to council with recommendations for modifications, if the Minister determines that the proposed official community plan or amendment was not prepared in accordance with, or conflicts with, the provisions of this Act or any other Act.”

The minister was notified of Council’s intent to amend the OCP on January 16, 2020 and the intent to forward it for ministerial review on February 13, 2020.

APPROVAL		
NAME:	Cory Bellmore, CAO	SIGNATURE:
DATE:		



THE CITY OF DAWSON

Box 308 Dawson City, YT Y0B 1G0
PH: 867-993-7400 FAX: 867-993-7434
www.cityofdawson.ca



OFFICE USE ONLY	
APPLICATION FEE:	
DATE PAID:	
ADVERTISING FEE:	
DATE PAID:	
APPLICATION #:	18-140

OCP AMENDMENT APPLICATION

PLEASE READ THE ATTACHED INSTRUCTIONS, GUIDELINES AND APPLICATION REQUIREMENTS PRIOR TO COMPLETING FORM.

AUTHORIZED AGENT INFORMATION

APPLICANT / AUTHORIZED AGENT NAME(S): Travis Adams

COMPANY NAME: Nuway Crushing Ltd

MAILING ADDRESS: 6 MacDonald Road Whitehorse, Yukon **POSTAL CODE:** Y1A 4Y5

EMAIL: nuwaycrushing@gmail.com **FAX #:** 867-633-5354

PHONE #: 867-333-1144 **ALTERNATE PHONE #:** 867-668-3664

OWNER INFORMATION

OWNER NAME(S): Nuway Crushing Ltd

MAILING ADDRESS: 6 MacDonald Road Whitehorse, Yukon **POSTAL CODE:** Y1A 4Y5

EMAIL: nuwaycrushing@gmail.com **FAX #:** 867-633-5354

PHONE #: 867-333-1144 **ALTERNATE PHONE #:** 867-668-3664

☒ **DOCUMENTATION OF OWNERSHIP ATTACHED TO APPLICATION**

PROPOSED AMENDMENT

A.) RE-DESIGNATION: (Attach map showing the scale, dimensions and proposed change in the context of adjacent land)

CIVIC ADDRESS: P36732, P36927, P36924, P33723, 42076, 420077 **PARCEL SIZE OR LAND AREA:** 184,903m2

LEGAL DESCRIPTION: LOT(S) BLOCK ESTATE PLAN#

PROPOSED AMENDMENT: See attached map.

FROM ZONING DESIGNATION: unknown **TO ZONING DESIGNATION:** Industrial

REASON FOR PROPOSED AMENDMENT: Please provide justification of the proposed amendment.

Within the application area (see attached map) portions of our existing placer claims are zoned Industrial while the other portions are not. We would like the remaining portions rezoned as Industrial be able to perform mining activities.

B.) TEXT AMENDMENT: (Attach additional sheets if required)

DESCRIPTION OF PROPOSED AMENDMENT: Please provide a description of the proposed amendment.

REASON FOR PROPOSED AMENDMENT: Please provide justification of the proposed amendment.



THE CITY OF DAWSON

Box 308 Dawson City, YT Y0B 1G0
PH: 867-993-7400 FAX: 867-993-7434
www.cityofdawson.ca

APPLICATION #:

APPLICATION REQUIREMENT CHECK LIST

✓	Completed Development Application Form, in full, including written statement to describe and justify the proposed amendment.
✓	Application fee as per the City of Dawson Fees and Charges Bylaw
✓	Advertising fee as per the City of Dawson Fees and Charges Bylaw - required advertising associated with the application
✓	Documentation of Ownership
✓	Map showing scale, dimensions and the proposed change in the context of adjacent land
	Any additional information requested by the Development Officer.
♦	
♦	
♦	
♦	

DECLARATION

- I/WE hereby make application for a zoning amendment under the provisions of the City of Dawson Zoning Bylaw No. 12-27 and in accordance with the supporting information submitted and attached which form part of this application.
- I/ WE have reviewed all of the information supplied to the City of Dawson with respect to an application for an Official Community Plan amendment and it is true and accurate to the best of my/our knowledge and belief.
- I/WE understand that the City of Dawson will rely on this information in its evaluation of my/our application for an Official Community Plan amendment and that any decision made by the City of Dawson on inaccurate information may be rescinded at any time.
- I/WE hereby give my/our consent to allow Council or a person appointed by its right to enter the above land and/or building(s) with respect to this application only.**

I/WE HAVE CAREFULLY READ THIS DECLARATION BEFORE SIGNING IT.

11/02/18
DATE SIGNED


SIGNATURE OF APPLICANT(S)

11/02/18
DATE SIGNED


SIGNATURE OF OWNER(S)

TO BE COMPLETED BY DEVELOPMENT OFFICER:

FOR OFFICE USE ONLY

DATE APPLICATION RECEIVED

SIGNATURE OF DEVELOPMENT OFFICER

OCP AMENDMENT INSTRUCTIONS AND GUIDELINES

IT IS IMPORTANT TO READ AND UNDERSTAND THE FOLLOWING INSTRUCTIONS PRIOR TO COMPLETING THE APPLICATION FORM.

1. OCP Amendments:

- a) Text Amendments: Any person may apply for an amendment to the text of the OCP by paying the required fees and submitting all text amendment application requirements.
- b) Re-Designation Amendments: An owner of land in the City, or an authorized agent of an owner, may apply to have the OCP designation of the land amended to another OCP designation by paying the required fees and submitting all amendment application requirements.
- c) If it appears that the proposed amendment is one that is applicable to, and for the benefit of the City at large, or most of the persons affected in the area, then Council may direct that the application fee be returned to the applicant.

2. Information Requirements:

- a) An application may not be considered to have been received until all application requirements have been submitted to the satisfaction of a Development Officer. Notwithstanding these requirements, the application may be considered if, in the opinion of a Development Officer, it is of such a nature as to enable a decision to be made without some of the required information.
- b) A Development Officer may request the applicant to provide an analysis by a qualified professional, of the potential impact on land use, traffic, utilities, and other City services and facilities if the amendment proposes an increase in density or other intensification of use.
- c) Failure to complete this form and to supply the required support information may result in delays in the processing of the application.

3. Review Process:

- a) Upon receipt of a completed application for a text amendment or re-designation, a Development Officer shall initiate or undertake an investigation and analysis of the potential impacts of development under the proposed designation. The analysis shall be based upon the full development potential of the uses and development regulations specified in the proposed designation and not on the merits of any particular development proposal. The analysis shall, among other factors, consider the following criteria:
 - i. relationship to and compliance with the Official Community Plan, and other approved municipal plans and Council policy;
 - ii. relationship to and compliance with municipal plans in preparation;
 - iii. compatibility with surrounding development in terms of land use function and scale of development;
 - iv. traffic impacts;
 - v. relationship to, or impacts on, services such as water and sewage systems, public transit and other utilities and public facilities such as recreational facilities and schools;
 - vi. relationship to municipal land, right-of-way, or easement requirements;
 - vii. effect on the stability, retention and rehabilitation of desirable existing uses, buildings, or both in the area;
 - viii. necessity and appropriateness of the proposed text amendment or zone in the view of the stated intentions of the applicant; and
 - ix. relationship to any documented concerns and opinions of area residents and land owners regarding the application.
- b) Subsequently, the Development Officer shall:
 - i. prepare a report on the proposed amendment; and
 - ii. submit a copy of the application, their recommendation and report to the Council.
- c) Before approving a text amendment or re-designation, Council shall comply with the requirements and notification procedures set out in the Municipal Act.

4. Resubmission Interval:

- a) Where an application for an amendment to this bylaw has been refused by Council, another application for the same or substantially the same amendment shall not be submitted within twelve months of the date of the refusal unless Council otherwise directs.

5. Public Notification:

- a) Written notification letters produced by the City of Dawson describing the area affected by the proposed amendment, stating the date, time and place for the public hearing and the reasons for the amendment and an explanation of it shall be mailed to all properties prior to the public hearing within the following radii of the subject property:
 - i. within the Historic Townsite, 100m (328 ft.); and
 - ii. all other areas, 1km (3,281 ft.).
- b) For amendments proposed for one property, an OCP amendment notification sign shall be placed on the subject property following First Reading until such time as Council has ruled on the application. The sign shall state the details of the amendment and the date, time and place of the public hearing as well as contact information of the City of Dawson.



THE CITY OF DAWSON

Box 308 Dawson City, YT Y0B 1G0
PH: 867-993-7400 FAX: 867-993-7414
www.cityofdawson.ca



OFFICE USE ONLY	
APPLICATION FEE:	
DATE PAID:	
ADVERTISING FEE:	
DATE PAID:	
APPLICATION #:	18-141

ZONING AMENDMENT APPLICATION

PLEASE READ THE ATTACHED INSTRUCTIONS, GUIDELINES AND APPLICATION REQUIREMENTS PRIOR TO COMPLETING FORM.

AUTHORIZED AGENT INFORMATION

APPLICANT / AUTHORIZED AGENT NAME(S): Travis Adams
COMPANY NAME: Newway Crushing Ltd.
MAILING ADDRESS: 6 MacDonald Rd Whitehorse YT POSTAL CODE: Y1A 4Y5
EMAIL: newwaycrushing@gmail.com FAX #: 867-633-5354
PHONE #: 867-335-1144 ALTERNATE PHONE #: 867-668-3664

OWNER INFORMATION

OWNER NAME(S): Newway Crushing Ltd.
MAILING ADDRESS: 6 MacDonald Rd Whitehorse, YT POSTAL CODE: Y1A 4Y5
EMAIL: newwaycrushing@gmail.ca FAX #: 867-633-5354
PHONE #: 867-333-1144 ALTERNATE PHONE #: 867-668-3664

☒ DOCUMENTATION OF OWNERSHIP ATTACHED TO APPLICATION

PROPOSED AMENDMENT

A.) REZONING: (Attach map showing the scale, dimensions and proposed change in the context of adjacent land)

CIVIC ADDRESS: 40076, 420077
P36732, P36927, P6924, P33723 PARCEL SIZE OR LAND AREA: 184 903 m³
LEGAL DESCRIPTION: LOT(S) _____ BLOCK _____ ESTATE _____ PLAN# _____
PROPOSED AMENDMENT: See attached map
FROM ZONING DESIGNATION: _____ TO ZONING DESIGNATION: Industrial

REASON FOR PROPOSED AMENDMENT: Please provide justification of the proposed amendment.

Within the application area (see attached) portions of our existing placer claims are zoned industrial while the portions are not. We would like the remaining portions rezoned as industrial to allow us to perform mining activities.

B.) TEXT AMENDMENT: (Attach additional sheets if required)

DESCRIPTION OF PROPOSED AMENDMENT: Please provide a description of the proposed amendment.

REASON FOR PROPOSED AMENDMENT: Please provide justification of the proposed amendment.



THE CITY OF DAWSON

Box 308 Dawson City, YT Y0B 1G0
PH: 867-993-7400 FAX: 867-993-7434
www.cityofdawson.ca

APPLICATION #:

APPLICATION REQUIREMENT CHECK LIST

<input checked="" type="checkbox"/>	Completed Development Application Form, in full, including written statement to describe and justify the proposed amendment.
<input checked="" type="checkbox"/>	Application fee as per the City of Dawson Fees and Charges Bylaw
<input checked="" type="checkbox"/>	Advertising fee as per the City of Dawson Fees and Charges Bylaw - required advertising associated with the application
<input checked="" type="checkbox"/>	Documentation of Ownership
<input checked="" type="checkbox"/>	Map showing scale, dimensions and the proposed change in the context of adjacent land
<input checked="" type="checkbox"/>	Any additional information requested by the Development Officer.
<input type="checkbox"/>	
<input type="checkbox"/>	
<input type="checkbox"/>	
<input type="checkbox"/>	

DECLARATION

- I/WE hereby make application for a zoning amendment under the provisions of the City of Dawson Zoning Bylaw No. 12-27 and in accordance with the supporting information submitted and attached which form part of this application.
- I/ WE have reviewed all of the information supplied to the City of Dawson with respect to an application for a zoning amendment and it is true and accurate to the best of my/our knowledge and belief.
- I/WE understand that the City of Dawson will rely on this information in its evaluation of my/our application for a zoning amendment and that any decision made by the City of Dawson on inaccurate information may be rescinded at any time.
- I/WE hereby give my/our consent to allow Council or a person appointed by its right to enter the above land and/or building(s) with respect to this application only.**

I/WE HAVE CAREFULLY READ THIS DECLARATION BEFORE SIGNING IT.

DATE SIGNED

11/02/18

SIGNATURE OF APPLICANT(S)

[Signature]

DATE SIGNED

11/02/18

SIGNATURE OF OWNER(S)

[Signature]

TO BE COMPLETED BY DEVELOPMENT OFFICER:

FOR OFFICE USE ONLY

DATE APPLICATION RECEIVED

SIGNATURE OF DEVELOPMENT OFFICER

ZONING AMENDMENT INSTRUCTIONS AND GUIDELINES

IT IS IMPORTANT TO READ AND UNDERSTAND THE FOLLOWING INSTRUCTIONS PRIOR TO COMPLETING THE APPLICATION FORM.

1. Bylaw Amendments:

- a) **Text Amendments:** Any person may apply for an amendment to the text of the City of Dawson zoning bylaw by paying the required fees and submitting all text amendment application requirements.
- b) **Rezoning Amendments:** An owner of land in the City, or an authorized agent of an owner, may apply to have the zoning designation of the land amended to another zoning designation by paying the required fees and submitting all rezoning application requirements.
- c) If it appears that the proposed amendment is one that is applicable to, and for the benefit of the City at large, or most of the persons affected in the area, then Council may direct that the application fee be returned to the applicant.

2. Information Requirements:

- a) An application may not be considered to have been received until all application requirements have been submitted to the satisfaction of a Development Officer. Notwithstanding these requirements, the application may be considered if, in the opinion of a Development Officer, it is of such a nature as to enable a decision to be made without some of the required information.
- b) A Development Officer may request the applicant to provide an analysis by a qualified professional, of the potential impact on land use, traffic, utilities, and other City services and facilities if the amendment proposes an increase in density or other intensification of use.
- c) Failure to complete this form and to supply the required support information may result in delays in the processing of the application.

3. Review Process:

- a) Upon receipt of a completed application for a text amendment or rezoning, a Development Officer shall initiate or undertake an investigation and analysis of the potential impacts of development under the proposed zone. The analysis shall be based upon the full development potential of the uses and development regulations specified in the proposed zone and not on the merits of any particular development proposal. The analysis shall, among other factors, consider the following criteria:
 - i. relationship to and compliance with the Official Community Plan, and other approved municipal plans and Council policy;
 - ii. relationship to and compliance with municipal plans in preparation;
 - iii. compatibility with surrounding development in terms of land use function and scale of development;
 - iv. traffic impacts;
 - v. relationship to, or impacts on, services such as water and sewage systems, public transit and other utilities and public facilities such as recreational facilities and schools;
 - vi. relationship to municipal land, right-of-way, or easement requirements;
 - vii. effect on the stability, retention and rehabilitation of desirable existing uses, buildings, or both in the area;
 - viii. necessity and appropriateness of the proposed text amendment or zone in the view of the stated intentions of the applicant; and
 - ix. relationship to any documented concerns and opinions of area residents and land owners regarding the application.
- b) Subsequently, the Development Officer shall:
 - i. prepare a report on the proposed amendment; and
 - ii. submit a copy of the application, their recommendation and report to the Council.
- c) Before approving a text amendment or rezoning, Council shall comply with the requirements and notification procedures set out in the Municipal Act.

4. Resubmission Interval:

- a) Where an application for an amendment to the zoning bylaw has been refused by Council, another application for the same or substantially the same amendment shall not be submitted within twelve months of the date of the refusal unless Council otherwise directs.

5. Public Notification:

- a) Written notification letters produced by the City of Dawson describing the area affected by the proposed amendment, stating the date, time and place for the public hearing and the reasons for the amendment and an explanation of it shall be mailed to all properties prior to the public hearing within the following radii of the subject property:
 - i. within the Historic Townsite, 100m (328 ft.); and
 - ii. all other areas, 1km (3,281 ft.).
- b) For zoning amendments proposed for one property, a zoning amendment notification sign shall be placed on the subject property following First Reading until such time as Council has ruled on the application. The sign shall state the details of the amendment and the date, time and place of the public hearing as well as contact information of the City of Dawson.
- c) The applicant shall allow a sign manufacturer contracted by the City to install the sign on the subject property in a conspicuous location. The applicant shall pay the required fee for the sign as specified in the Fees Bylaw in addition to the application fee.



Legend

- [illegible]

Notes

This map is a user-generated static output from an Internet mapping site and is for reference only. Data layers that appear on this map may or may not be accurate, current, or otherwise reliable. THIS MAP IS NOT TO BE USED FOR NAVIGATION.

Date Printed: 02-Nov-2018



8 October 2019
Clarissa Huffman, Community Development and Planning Officer
City of Dawson
Box 308
Dawson City, YT
Y0B 1G0

Via email: Clarissa Huffman, cdo@cityofdawson.ca

Dear Ms. Huffman,

RE: OCP Amendment 18-140 & ZBL Amendment 18-141 – R-20A

Tr'ondëk Hwëch'in (TH) has reviewed the applications for *Official Community Plan* (OCP) amendment 18-140 and *Zoning Bylaw* (ZBL) amendment 18-141. The amendments propose to re-designate the land underlying NuWay Crushing's claims P36732, P36927, P36924, P33723, P42408, 42076, and 420077 from "Parks and Natural Space" and "Future Planning" to "Industrial." The proposed amendments would allow the proponent to conduct placer mining activities on TH settlement land (R-20A) within the municipal boundary, a land use not currently permitted under the ZBL for this area.

As the landowner of R-20A, TH does not support a decision by the City of Dawson (COD) to make any changes to the OCP and ZBL with respect to R-20A. This decision was made by TH Chief and Council via Resolution 2019-09-26-02. The present designations under the OCP and ZBL are consistent with TH's intended use of R-20A.

The current OCP and ZBL designations of "Parks and Natural Space" and "Future Planning" for the portions of R-20A within the municipal boundary were derived by the COD through consultations with TH during 2018 updates to the City's planning bylaws. TH provided feedback during these consultations, informed by more than 20 Expressions of Interest from TH citizens to access land on R-20A. This parcel has also been identified as a priority parcel for TH commercial, residential, and government development through TH's *Central Tr'ondëk Land Management Area Regulations*. TH acknowledges that the City's OCP and accompanying ZBL are generally consistent with TH's plans for settlement land within the municipality and asks that this consistency remain.

If you have any questions please contact myself, Darren Taylor, Director of Natural Resources, at (867) 993-7100 ext. 160 or darren.taylor@trondek.ca.

Sincerely,

Darren Taylor
Director of Natural Resources
TR'ONDËK HWËCH'IN



THE CITY OF DAWSON

Official Community Plan Amendment No. 1 Bylaw

Bylaw No. 2019-12

WHEREAS section 265 of the Municipal Act, RSY 2002, c. 154, and amendments thereto, provides that a council may pass bylaws for municipal purposes.

WHEREAS section 278 of the Municipal Act, RSY 2002, c. 154, and amendments thereto, provides that a council must, within three years of formation or alteration of municipal boundaries, adopt or amend by bylaw an official community plan.

WHEREAS section 285 of the Municipal Act, RSY 2002, c. 154, and amendments thereto, provides that an official community plan may be amended, so long as the amendment is made in accordance with the same procedure established for adoption of an official community plan.

THEREFORE, pursuant to the provisions of the *Municipal Act* of the Yukon, the council of the City of Dawson, in open meeting assembled, **ENACT AS FOLLOWS**:

PART I - INTERPRETATION

1.00 Short Title

This bylaw may be cited as the ***OCP Amendment No. 1 Bylaw***

2.00 Purpose

2.01 The purpose of this bylaw is to provide for

- (a) A re-designation of lands from Parks and Greenspace and Future Planning to Industrial.



THE CITY OF DAWSON

Official Community Plan Amendment No. 1 Bylaw

Bylaw No. 2019-12

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THE CITY OF DAWSON

Official Community Plan Amendment No. 1 Bylaw

Bylaw No. 2019-12

3.00 Definitions

3.01 In this Bylaw:

- (a) Unless expressly provided for elsewhere within this bylaw the provisions of the *Interpretations Act*, RSY 2002, c. 125, shall apply;
- (b) "Bylaw Enforcement Officer" means a person employed by the City of Dawson to enforce bylaws;
- (c) "CAO" means the Chief Administrative Officer for the City of Dawson;
- (d) "city" means the City of Dawson;
- (e) "council" means the Council of the City of Dawson;

PART II – APPLICATION

4.00 Amendment

- 4.01 This bylaw re-designates Area 4 from Future Planning to Industrial, as shown in Appendix 1.
- 4.02 This bylaw re-designates Area 5 from Parks and Greenspace to Industrial, as shown in Appendix 1.

PART III – FORCE AND EFFECT

5.00 Severability

- 5.01 If any section, subsection, sentence, clause or phrase of this bylaw is for any reason held to be invalid by the decision of a court of competent jurisdiction, the invalid portion shall be severed and the part that is invalid shall not affect the validity of the remainder unless the court makes an order to the contrary.



THE CITY OF DAWSON

Official Community Plan Amendment No. 1 Bylaw

Bylaw No. 2019-12

6.00 Enactment

6.01 This bylaw shall come into force on the day of the passing by Council of the third and final reading.

7.00 Bylaw Readings

Readings	Date of Reading
FIRST	November 20, 2019
PUBLIC HEARING	
SECOND	
THIRD and FINAL	

Original signed by

Name of Presiding Officer, Title

Presiding Officer

Name of CAO (or designate), Title

Chief Administrative Officer



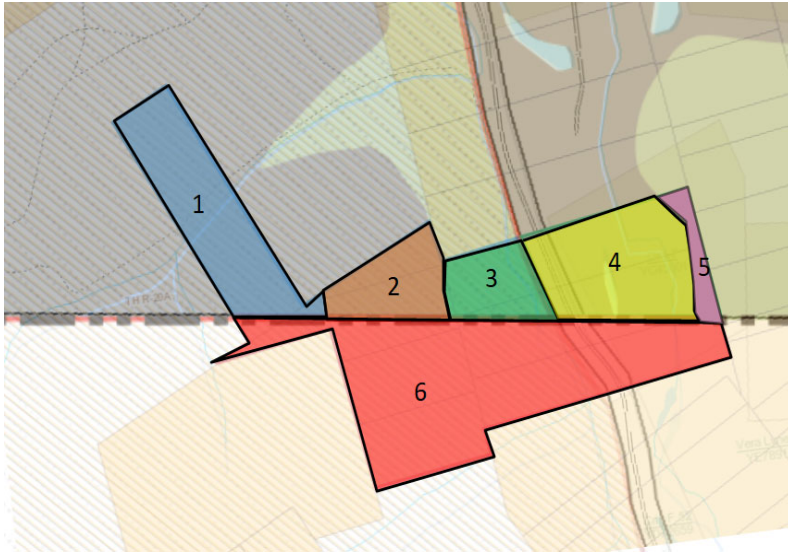
THE CITY OF DAWSON

Official Community Plan Amendment No. 1 Bylaw

Bylaw No. 2019-12

8.00 Appendices

Appendix 1. Claim areas by jurisdiction and designation





THE CITY OF DAWSON

Zoning Bylaw Amendment No. 4 Bylaw

Bylaw No. 2019-13

WHEREAS section 265 of the Municipal Act, RSY 2002, c. 154, and amendments thereto, provides that a council may pass bylaws for municipal purposes.

WHEREAS section 288 of the Municipal Act, RSY 2002, c. 154, and amendments thereto, provides that a council, within two years after the adoption of an official community plan, or as soon as is practicable after the adoption of an amendment to an official community plan, a council must adopt a zoning bylaw.

WHEREAS section 288 of the Municipal Act, RSY 2002, c. 154, and amendments thereto, provides that no person shall carry out any development that is contrary to or at variance with a zoning bylaw.

THEREFORE, pursuant to the provisions of the *Municipal Act* of the Yukon, the council of the City of Dawson, in open meeting assembled, **ENACT AS FOLLOWS**:

PART I - INTERPRETATION

1.00 Short Title

This bylaw may be cited as the **Zoning Amendment No. 4 Bylaw**

2.00 Purpose

2.01 The purpose of this bylaw is to provide for

- (a) A re-zoning of lands from Parks and Greenspace and Future Planning to Industrial.



THE CITY OF DAWSON

Zoning Bylaw Amendment No. 4 Bylaw

Bylaw No. 2019-13

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THE CITY OF DAWSON

Zoning Bylaw Amendment No. 4 Bylaw

Bylaw No. 2019-13

3.00 Definitions

3.01 In this Bylaw:

- (a) Unless expressly provided for elsewhere within this bylaw the provisions of the *Interpretations Act*, RSY 2002, c. 125, shall apply;
- (b) "Bylaw Enforcement Officer" means a person employed by the City of Dawson to enforce bylaws;
- (c) "CAO" means the Chief Administrative Officer for the City of Dawson;
- (d) "city" means the City of Dawson;
- (e) "council" means the Council of the City of Dawson;

PART II – APPLICATION

4.00 Amendment

- 4.01 This bylaw re-zones Area 4 from Future Planning to Industrial, as shown in Appendix 1.
- 4.02 This bylaw re-zones Area 5 from Parks and Greenspace to Industrial, as shown in Appendix 1.

PART III – FORCE AND EFFECT

5.00 Severability

- 5.01 If any section, subsection, sentence, clause or phrase of this bylaw is for any reason held to be invalid by the decision of a court of competent jurisdiction, the invalid portion shall be severed and the part that is invalid shall not affect the validity of the remainder unless the court makes an order to the contrary.

6.00 Enactment

- 6.01 This bylaw shall come into force on the day of the passing by Council of the third and final reading.



THE CITY OF DAWSON

Zoning Bylaw Amendment No. 4 Bylaw

Bylaw No. 2019-13

7.00 Bylaw Readings

Readings	Date of Reading
FIRST	November 20, 2019
PUBLIC HEARING	
SECOND	
THIRD and FINAL	

Original signed by

Name of Presiding Officer, Title
Presiding Officer

Name of CAO (or designate), Title
Chief Administrative Officer



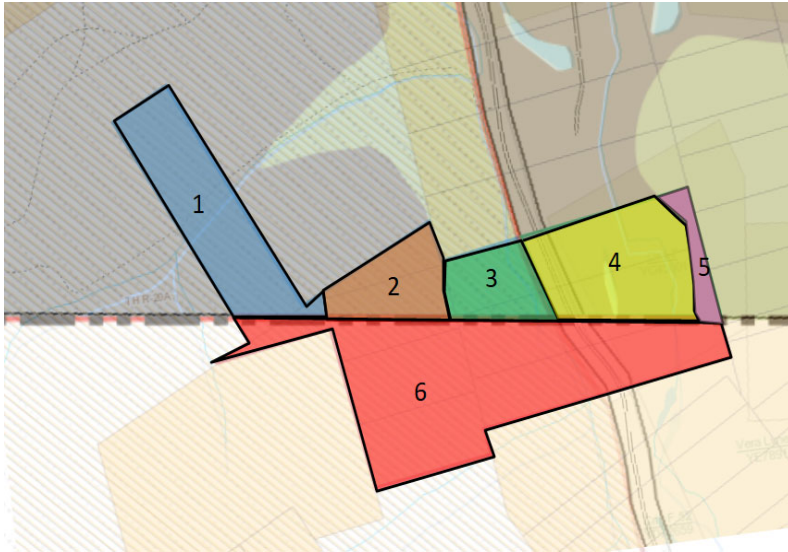
THE CITY OF DAWSON

Zoning Bylaw Amendment No. 4 Bylaw

Bylaw No. 2019-13

8.00 Appendices

Appendix 1. Claim areas by jurisdiction and designation



Report to Council



☒ For Council Decision ☐ For Council Direction ☐ For Council Information

☐ In Camera

SUBJECT:	Official Community Plan and Zoning Bylaw 2019 Annual Review	
PREPARED BY:	Libby Macphail, A/CDO	ATTACHMENTS: N/A
DATE:	January 30, 2020	
RELEVANT BYLAWS / POLICY / LEGISLATION: Municipal Act Official Community Plan Zoning Bylaw		

RECOMMENDATION

It is respectfully recommended that Council give second reading to OCP Amendment No. 2 #2019-14 and Zoning Amendment No. 5 #2019-15.

BACKGROUND SUMMARY

OCP s. 16.2 states that "Council shall schedule a review of the OCP at the first regular meeting in the month of October in each year and proceed to amend it as deemed advisable at that time". The review began in November this year due to administration scheduled leave.

ANALYSIS / DISCUSSION / ALIGNMENT TO OCP & STRATEGIC PRIORITIES

Municipal Act

S. 281(1) of the *Municipal Act* states that "after a first reading and before a second reading of the bylaw proposing the official community plan or amendments to it, council shall hold a public hearing to hear and consider all submissions respecting the proposed official community plan or amendments". A public hearing will be held on February 12, 2020.

S. 282(1) of the *Municipal Act* states that "after second reading and before third reading of the bylaw proposing the official community plan or amendment, council shall submit the proposed official community plan or amendment to the Minister and the Minister shall, within 45 days of receipt review the official community plan or amendment and (a) approve it as submitted; (b) refer it back to council with recommendations for modifications, if the Minister determines that the proposed official community plan or amendment was not prepared in accordance with, or conflicts with, the provisions of this Act or any other Act." The minister was notified of Council's intent to amend the OCP on January 16, 2020 and the intent to forward it for ministerial review on February 13, 2020.

APPROVAL		
NAME:	Cory Bellmore, CAO	SIGNATURE:
DATE:		



THE CITY OF DAWSON

Official Community Plan Amendment No. 2 Bylaw

Bylaw No. 2019-14

WHEREAS section 265 of the Municipal Act, RSY 2002, c. 154, and amendments thereto, provides that a council may pass bylaws for municipal purposes.

WHEREAS section 278 of the Municipal Act, RSY 2002, c. 154, and amendments thereto, provides that a council must, within three years of formation or alteration of municipal boundaries, adopt or amend by bylaw an official community plan.

WHEREAS section 285 of the Municipal Act, RSY 2002, c. 154, and amendments thereto, provides that an official community plan may be amended, so long as the amendment is made in accordance with the same procedure established for adoption of an official community plan.

THEREFORE, pursuant to the provisions of the *Municipal Act* of the Yukon, the council of the City of Dawson, in open meeting assembled, **ENACT AS FOLLOWS**:

PART I - INTERPRETATION

1.00 Short Title

This bylaw may be cited as the ***OCP Amendment No. 2 Bylaw***

2.00 Purpose

2.01 The purpose of this bylaw is to provide for

- (a) A re-designation of lands from Urban Residential to Downtown Core.



THE CITY OF DAWSON

Official Community Plan Amendment No. 2 Bylaw

Bylaw No. 2019-14

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THE CITY OF DAWSON

Official Community Plan Amendment No. 2 Bylaw

Bylaw No. 2019-14

3.00 Definitions

3.01 In this Bylaw:

- (a) Unless expressly provided for elsewhere within this bylaw the provisions of the *Interpretations Act*, RSY 2002, c. 125, shall apply;
- (b) "Bylaw Enforcement Officer" means a person employed by the City of Dawson to enforce bylaws;
- (c) "CAO" means the Chief Administrative Officer for the City of Dawson;
- (d) "city" means the City of Dawson;
- (e) "council" means the Council of the City of Dawson;

PART II – APPLICATION

4.00 Amendment

4.01 This bylaw re-designates Block M, Ladue Estate and Lots 5, 9, and 10, Block H, Ladue Estate from Urban Residential to Downtown Core, as shown in Appendix 1.

PART III – FORCE AND EFFECT

5.00 Severability

5.01 If any section, subsection, sentence, clause or phrase of this bylaw is for any reason held to be invalid by the decision of a court of competent jurisdiction, the invalid portion shall be severed and the part that is invalid shall not affect the validity of the remainder unless the court makes an order to the contrary.

6.00 Enactment

6.01 This bylaw shall come into force on the day of the passing by Council of the third and final reading.



THE CITY OF DAWSON

Official Community Plan Amendment No. 2 Bylaw

Bylaw No. 2019-14

7.00 Bylaw Readings

Readings	Date of Reading
FIRST	November 20, 2019
PUBLIC HEARING	
SECOND	
THIRD and FINAL	

Original signed by

Name of Presiding Officer, Title
Presiding Officer

Name of CAO (or designate), Title
Chief Administrative Officer



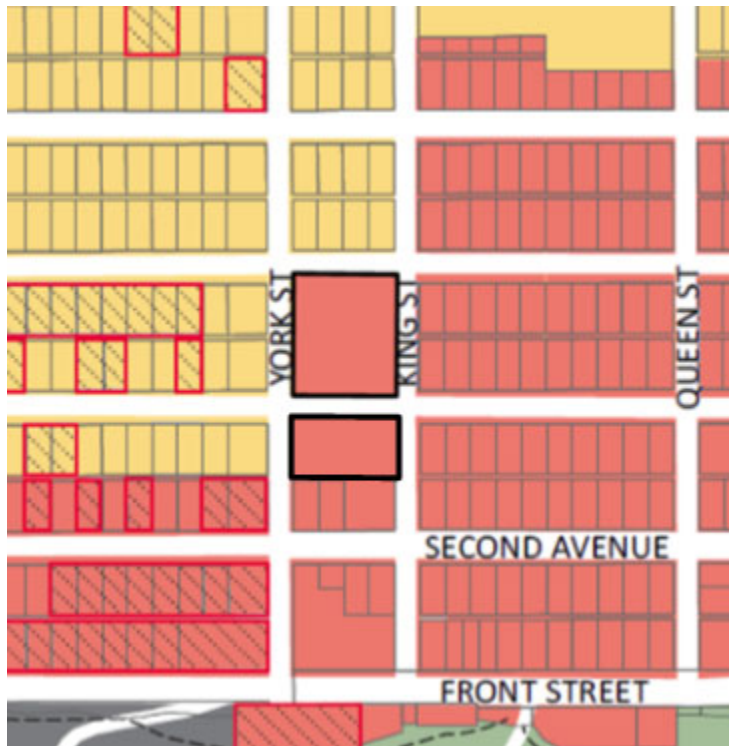
THE CITY OF DAWSON

Official Community Plan Amendment No. 2 Bylaw

Bylaw No. 2019-14

8.00 Appendices

Appendix 1. Amendment to Schedule C





THE CITY OF DAWSON

Zoning Bylaw Amendment No. 5 Bylaw

Bylaw No. 2019-15

WHEREAS section 265 of the Municipal Act, RSY 2002, c. 154, and amendments thereto, provides that a council may pass bylaws for municipal purposes.

WHEREAS section 288 of the Municipal Act, RSY 2002, c. 154, and amendments thereto, provides that a council, within two years after the adoption of an official community plan, or as soon as is practicable after the adoption of an amendment to an official community plan, a council must adopt a zoning bylaw.

WHEREAS section 288 of the Municipal Act, RSY 2002, c. 154, and amendments thereto, provides that no person shall carry out any development that is contrary to or at variance with a zoning bylaw.

THEREFORE, pursuant to the provisions of the *Municipal Act* of the Yukon, the council of the City of Dawson, in open meeting assembled, **ENACT AS FOLLOWS**:

PART I - INTERPRETATION

1.00 Short Title

This bylaw may be cited as the **Zoning Amendment No. 5 Bylaw**

2.00 Purpose

2.01 The purpose of this bylaw is to provide for

- (a) A re-zoning of Lot 7, Block J, Ladue Estate from C1: Core Commercial to P1: Parks and Natural Space.
- (b) A series of housekeeping text amendments.



THE CITY OF DAWSON

Zoning Bylaw Amendment No. 5 Bylaw

Bylaw No. 2019-15

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THE CITY OF DAWSON

Zoning Bylaw Amendment No. 5 Bylaw

Bylaw No. 2019-15

3.00 Definitions

3.01 In this Bylaw:

- (a) Unless expressly provided for elsewhere within this bylaw the provisions of the *Interpretations Act*, RSY 2002, c. 125, shall apply;
- (b) "Bylaw Enforcement Officer" means a person employed by the City of Dawson to enforce bylaws;
- (c) "CAO" means the Chief Administrative Officer for the City of Dawson;
- (d) "city" means the City of Dawson;
- (e) "council" means the Council of the City of Dawson;

PART II – APPLICATION

4.00 Amendment

- 4.01 This bylaw amends Schedule C to re-zone Lot 7, Block J, Ladue Estate from C1: Core Commercial to P1: Parks and Natural Space, as shown in Appendix 1.
- 4.02 Repeal s. 1.9.1 "Lots created before the approval of this bylaw that are less than the minimum dimensions or more than the maximum dimensions required of the zone they are in shall be considered to be conforming lots for the purposes of this bylaw".
- 4.03 Insert the following definition to s. 2.2: "RENEWABLE ENERGY SYSTEM means a system or device where energy is derived from sources that are not depleted by using them and transformed for use. Renewable energy systems include but are not limited to solar-electric or solar-thermal panel systems."
- 4.04 Insert the following definition to s. 2.2: "STRUCTURAL ALTERATION means any change in the supporting members of a structure, including but not limited to foundations, exterior load-bearing walls, door and window openings, roof, and access/egress components (such as decks or porches), which does not increase the exterior dimensions of height or footprint. For the purposes of this bylaw, full removal of a structure or structural component and replacing it in its entirety constitutes structural alteration."
- 4.05 Insert the following clause: S. 4.2.10 "wall tents or similar temporary structures provided the wall tent consists only of a frame and canvas walls. For the purposes of this bylaw,



THE CITY OF DAWSON

Zoning Bylaw Amendment No. 5 Bylaw

Bylaw No. 2019-15

- construction of a structure with a floor, walls, or roof requires an approved development permit.”
- 4.06 Insert the following clause: S. 4.2.11 “roof-mounted renewable energy devices outside of the Downtown Core.”
- 4.07 Repeal s. 4.3.6 and replace with the following: S. 4.3.6 “an application shall not be deemed complete until all requirements above have been submitted to the satisfaction of a development officer. Partially complete applications that are inactive for a period of six months or more may be cancelled at the discretion of the development officer.”
- 4.08 Repeal s. 5.3 and re-insert the clause as s. 4.8.
- 4.09 Repeal s 12.2 and replace with the following: S. 12.2 “The purpose of the C2 zone is to permit a wide range of commercial uses that provide service to local industry and/or highway tourism and service needs. Small-scale residential uses in this district are permitted, though the area remains predominately a service commercial zone.”
- 4.10 Update Table 12-3 as follows: Repeal the line “minimum setback of buildings from front parcel line: 15.24m/50ft” and replace with “minimum setback of buildings from front parcel line: 6.10m/20ft”.
- 4.11 Insert the following clause: S. 17.2.3 (VII) “development assessment documentation as detailed in s. 4.3 Development Permit Applications.”
- 4.12 Insert the following clause: S. 4.4.1.5 (V) “the applicant is unable to prove the extent of a development using valid survey instruments”.
- 4.13 Repeal s 16.4.1 and replace with the following: S. 16.4.1 “If the corrective measures described in a notice of offence order issued pursuant to section 16.3 are not completed within the specified time, [clause removed] the person to whom the order was issued may be issued an offence ticket by a development officer”.
- 4.14 Repeal s. 16.4.3.
- 4.15 Insert the following clause: S. 16.4.5 “for greater certainty, a person found to be in contravention of this bylaw on an ongoing basis may be fined for each day the contravention continues, as per section 340 of the Yukon Municipal Act.”
- 4.16 Repeal s 16.5 and 16.6 and replace with the following:
- S. 16.5 “Summary Conviction Penalties
- .1 A person who fails or refuses to comply with an offence ticket is liable to sanctions as described in section 343 of the Yukon Municipal Act.
- .2 In addition to the penalties provided for under section 16.4 of this bylaw, a person convicted of an offence pursuant to section 1.2, may be ordered to remove such development and reclaim the site at that person’s own expense.
- .3 Should any person owning or occupying real property within the City refuse or neglect to pay any penalties that have been levied pursuant to this bylaw, the development officer may inform such person in default that the charges shall be



THE CITY OF DAWSON

Zoning Bylaw Amendment No. 5 Bylaw

Bylaw No. 2019-15

added to, and shall form part of, the taxes payable in respect of that real property as taxes in arrears if unpaid on December 31 of the same year.

- .4 When a development officer has issued a ticket under section 16.4 that results in a summary conviction, the development officer shall report this information to Council.”

PART III – FORCE AND EFFECT

5.00 Severability

- 5.01 If any section, subsection, sentence, clause or phrase of this bylaw is for any reason held to be invalid by the decision of a court of competent jurisdiction, the invalid portion shall be severed and the part that is invalid shall not affect the validity of the remainder unless the court makes an order to the contrary.

6.00 Enactment

- 6.01 This bylaw shall come into force on the day of the passing by Council of the third and final reading.

7.00 Repealed Bylaws

- 7.01 This bylaw repeals the following bylaws:
- (a) #80-08: Zoning Bylaw and all associated amendments (#’s 82-16, 83-11, 83-20, 84-07, 85-01, 87-13, 87-14, 88-16, 88-23, 89-06, 89-07, 89-18, 89-26, 90-01, 90-21, 92-08, 93-21, 94-08, 93-21, 94-08, 94-15, 97-07, and 97-15).
 - (b) #97-25: Zoning and Historical Control Bylaw and all associated amendments (#’s 00-19, 03-15, 06-10, 07-01, 07-08, 08-15, and 09-01).



THE CITY OF DAWSON

Zoning Bylaw Amendment No. 5 Bylaw

Bylaw No. 2019-15

8.00 Bylaw Readings

Readings	Date of Reading
FIRST	November 20, 2019
PUBLIC HEARING	
SECOND	
THIRD and FINAL	

Original signed by

Name of Presiding Officer, Title
Presiding Officer

Name of CAO (or designate), Title
Chief Administrative Officer



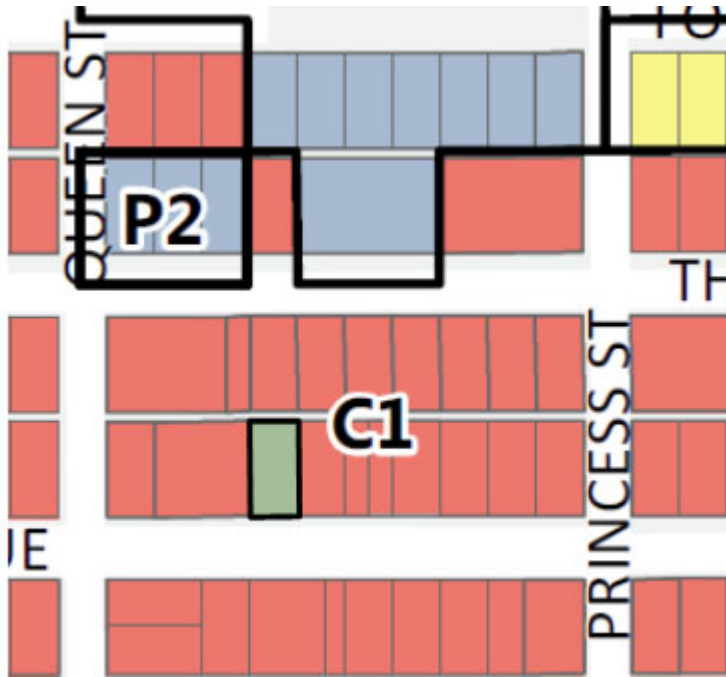
THE CITY OF DAWSON

Zoning Bylaw Amendment No. 5 Bylaw

Bylaw No. 2019-15

9.00 Appendices

Appendix 1. Amendments to Schedule C



Report to Council



☒ For Council Decision ☐ For Council Direction ☐ For Council Information

AGENDA ITEM:	Official Community Plan & Zoning Bylaw Amendment #19-152: Vinnie Claims	
PREPARED BY:	Clarissa Huffman, Community Development and Planning Officer	ATTACHMENTS: Application and Supporting Documentation
DATE:	February 6, 2020	
RELEVANT BYLAWS / POLICY / LEGISLATION: Municipal Act Official Community Plan Zoning Bylaw		

RECOMMENDATION

It is respectfully recommended that Council:

1. Pass First Reading of Bylaw #2020-01: Official Community Plan Amendment No. 4 to amend the Vinnie Claims from FP: Future Planning to MU: Mixed Use.
2. Pass First Reading of Bylaw #2020-02: Zoning Bylaw Amendment No. 7 to amend the Vinnie Claims from FP: Future Planning to M1: Industrial.
3. Recommendations 1 and 2 are subject to the following conditions:
 - 3.1 Prior to 3rd reading, the applicant and the City of Dawson enter into a legally binding agreement to relinquish the claims after an agreed-upon amount of time.
 - 3.2 Prior to 2nd reading, the applicant shall clarify, to the satisfaction of the CDO, the following points:
 - 3.2.1 Assessment records for the two subject claims.
 - 3.2.2 The intended use of the two claims within the municipal boundary, as the OCP/ZBL Amendment application and the MLU Operating Plan give conflicting and vague information.
 - 3.2.3 The exact location of the renovated camp structure mentioned in the Operating Plan, and the plans for this structure upon decommissioning of the mine.

ISSUE / PURPOSE

The applicant has submitted an application for an OCP/ZBL amendment to amend the designations for their claims from Future Planning to Mixed Use/Industrial, to facilitate a Class 4 placer mining operation.

BACKGROUND SUMMARY

Charlie Brown has an active Water Use License PM17-054 (WUL) and an active Class 4 Mining Land Use Approval AP17054 (MLU), for the claims identified in Figure 1.



LEGEND

- Municipal boundary
- Mining Claims

Figure 1. WUL & MLU Locations.

The applicant has been working the other claims associated with this WUL & MLU outside of the municipal boundary, but now wishes to begin operations on the claims located within the municipal boundary adjacent to the Quigley Landfill and Quigley Drive.

ANALYSIS / DISCUSSION

This analysis does not repeat information provided in previous reports, and seeks only to provide clarifying information to questions posed by Council.

Security

S. 18 of the *Placer Mining Act* (PMA) states that “no person shall enter on for mining purposes or shall mine on lands owned or lawfully occupied by another person until adequate security is given, to the satisfaction of a mining recorder, for any loss or damage that may be thereby caused”. The only portion of the claims in question that overlaps with a lawfully occupied surface use is the small northwest corner that overlaps with the road access to the Quigley Landfill. No conditions about disturbance to this road were included in either the MLU or the WUL. Therefore, the City of Dawson has two options. First, Council could direct administration to request security for the ROW under s. 18 of the PMA. Alternatively, as in previous cases, a condition to not disturb the ROW could be included as part of the development permit process. Council indicated an interest in requesting security based on interests in the land for future development, but this does not appear to fall under the legislative authority of s. 18.

Assessment Records

According to the Mining Claims Database, both P35900 and P35902 expire on November 24, 2020 and have 9 excess credits each. It is administration’s understanding that excess credits can be granted to a claim holder when more than the minimum assessment work is applied to a claim in a given year as per s. 41(4). However, this is further complicated by the fact that s. 41(3) allows a claim holder to apply assessment work to a claim if the work is related to the claim, even if the work did not take place on the claim itself (i.e. in the case of grouped claims). Administration recommends that Council request further information from the Mining Recorder prior to second reading.

The Operating Plan submitted as part of the MLU states the following: “P 35900, P 35902 - Access road to upper non-dredged portion of claim block. Miner would also like to include low grade testing on sections of both claims with no mining being proposed for these claims at this time”. However, the OCP/ZBL Amendment Application submitted to administration states that the proponent is “looking to begin operations on claims within the municipal boundary”. Therefore, it is unclear exactly what the proponent is proposing, as there is an inconsistency between the OCP/ZBL Operating Plan and the Amendment Application. Administration recommends that Council request clarification as to exactly what mining activities are proposed on the two subject claims, as this may require an amendment to the Operating Plan.

Residential Use

When prompted about camp structures, the Operating Plan states that “there is one framed building within 30m of a dredge pond. I understand this has grandfather status from a previous mining era. This building has been renovated on site”. It is not clear what claim this structure is located on; therefore, it is not possible to discern with the available information if this structure is located within the municipal boundary or on a grouped claim outside of the municipal boundary. The Operating Plan goes on to state that “all camp structures will be removed upon completion of mining”. It does not explicitly state, but does imply, that the renovated building would also be removed as it is considered a camp structure. Administration recommends that Council request clarification prior to second reading. If the structure is within municipal boundaries, Council would need to consider what would happen to the renovated building upon relinquishment of the claims.

YESAB Assessment Re: Downstream Impacts

The YESAB Evaluation Report stated the following, as related to potential degradation of surface and ground water as a result of this project:

“The Dawson City Designated Office has determined that the Project is likely to have significant adverse socio-economic effects on Other Users. These effects can be eliminated, reduced or controlled by the application of the following terms and conditions:

11. The Proponent shall ensure their mining operations do not adversely impact Bear Creek subdivision and lot 1169 residents surface and groundwater quality. If impacts to water quality are identified and attributed to the proponents mining operations, the mining activity shall cease until the concern is mitigated to the satisfaction of the Mining Inspector.

12. The Proponent shall identify how work will be conducted with local residents to address community issues and concerns.”

The assessment did not consider the relationship of the project to the landfill or the potential impacts of water quality in close proximity to the Quigley Landfill monitoring wells. The only reference to the landfill was in reference to the landfill’s potential impacts on Bear Creek Subdivision in the form of suspended solids and solid waste leachate.

APPROVAL		
NAME:	Cory Bellmore, CAO	SIGNATURE:
DATE:		



THE CITY OF DAWSON

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OFFICE USE ONLY

APPLICATION FEE:	1440.00
DATE PAID:	Dec. 12, 2019
RECEIPT #:	34297
PERMIT #:	19-152

AMENDMENT APPLICATION

PLEASE READ THE ATTACHED INSTRUCTIONS, GUIDELINES AND APPLICATION REQUIREMENTS PRIOR TO COMPLETING FORM.

PROPOSED DEVELOPMENT

☐

Official Community Plan
Amendment (OCPA)

☐

Zoning Bylaw Amendment
(ZBA)

☒

Joint OCPA/ZBA

APPLICANT INFORMATION

APPLICANT NAME(S): Charlie Brown
MAILING ADDRESS: P.O. Box 596 Dawson POSTAL CODE: Y0B 1G0
EMAIL: diamondsin yukon@hotmail.com PHONE #: 778 232-3154

OWNER INFORMATION (IF DIFFERENT FROM APPLICANT)

OWNER NAME(S): _____
MAILING ADDRESS: _____ POSTAL CODE: _____
EMAIL: _____ PHONE #: _____

PROPOSED AMENDMENT

A.) REDESIGNATION/REZONING:

CIVIC ADDRESS: P 35900, P35902 VALUE OF DEVELOPMENT: _____
Claim No.
LEGAL DESCRIPTION: LOT(S) _____ BLOCK _____ ESTATE _____ PLAN# _____
PROPOSED AMENDMENT: FROM DESIGNATION: _____ TO DESIGNATION: _____

REASON FOR PROPOSED AMENDMENT: Please provide justification of the proposed amendment.

Current zone: Future Planning doesn't allow for mineral extraction

Change to M1-Industrial

*Reason: subsurface mineral claims!
+ received water license PM 17-054 and looking to begin operations on claims within the municipal boundary.



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PERMIT #:

B.) TEXT AMENDMENT: (Attach additional sheets if required)

DESCRIPTION OF PROPOSED AMENDMENT: Please provide a description of the proposed amendment.

N/A
Map amendment

REASON FOR PROPOSED AMENDMENT: Please provide justification of the proposed amendment.

N/A
Map amendment.

DECLARATION

- I/WE hereby make application for a Development Permit under the provisions of the City of Dawson Zoning Bylaw #2018-19 and in accordance with the plans and supporting information submitted and attached which form part of this application.
- I/WE have reviewed all of the information supplied to the City of Dawson with respect to an application for a Development Permit and it is true and accurate to the best of my/our knowledge and belief.
- I/WE understand that the City of Dawson will rely on this information in its evaluation of my/our application for a Development Permit and that any decision made by the City of Dawson on inaccurate information may be rescinded at any time.
- I/WE hereby give my/our consent to allow Council or a person appointed by its right to enter the above land and/or building(s) with respect to this application only.

I/WE HAVE CAREFULLY READ THIS DECLARATION BEFORE SIGNING IT.

02/12/2019

DATE SIGNED

Charles Brown

SIGNATURE OF APPLICANT(S)

DATE SIGNED

SIGNATURE OF OWNER(S)



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PERMIT #:

COMPLETE APPLICATION SUBMISSION REQUIREMENTS

An application is not deemed complete until the following information is submitted to the satisfaction of a Development Officer.

- ☒ Application Form (completed in full)
- ☒ Application Fee as per City of Dawson Fees and Charges Bylaw & Zoning Bylaw
- ☒ Site Plan that includes:
 - ☐ a north arrow and scale
 - ☐ property lines shown and labelled as per the most recent legal survey
 - ☐ proposed rezoning/re-designation
 - ☐ all easements and rights of way shown and labelled
 - ☐ the location and labelling of all abutting streets, lanes, highways, road rights of way, sidewalks, water bodies, and vegetation
 - ☐ the topography and other physical features of the subject land
 - ☐ the location, size, type, and dimensions of all existing buildings and/or structures on the subject land, as well as the distance of the buildings and/or structures from the property lines
 - ☐ the location, size, type, and dimensions of all proposed buildings and structures on the subject land, as well as the proposed distance of the buildings and/or structures from the property lines
 - ☐ the location of retaining walls and fences (existing and proposed)
 - ☐ the location, dimensions, and number of onsite parking areas
 - ☐ the location of loading facilities
 - ☐ the date of the plan
- ☒ Certificate of Title (if owner does not match Assessment Roll)
- ☐ Other as required by the CDO: Water License

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LEGAL DESCRIPTION: LOT(S) _____ BLOCK _____ ESTATE _____ PLAN# _____

ZONING: _____ DATE COMPLETE APPLICATION RECEIVED: _____

TYPE OF APPLICATION: _____

APPLICANT NAME(S): _____

OWNER NAME(S): _____

☐ APPLICATION REJECTED

☐ APPLICATION APPROVED / PERMIT ISSUED

A letter [] has OR [] has not been attached to this permit explaining reasons and/or permit conditions. If a letter is attached, it constitutes a valid and binding component of this permit.

DATE: _____ SIGNATURE: _____



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INSTRUCTIONS AND GUIDELINES

IT IS IMPORTANT TO READ AND UNDERSTAND THE FOLLOWING INSTRUCTIONS PRIOR TO COMPLETING THE APPLICATION FORM. THESE GUIDELINES ARE FOR REFERENCE ONLY. IN THE EVENT OF A DISCREPANCY WITH THE ZONING BYLAW OR OTHER BYLAWS/LEGISLATION, THE BYLAW/LEGISLATION PREVAILS.

1. Bylaw Amendments:

- a) Any person may apply for an amendment to the text of the OCP/ZBL by paying the required application fee, as specified in the Fees and Charges Bylaw, and submitting a written statement that describes and justifies the proposed amendment.
- b) An owner of a parcel in the City, or an authorized agent of an owner, may apply to have the designation of the land amended to another designation.
- c) An application for a re-zoning/re-designation shall be made in writing to the development officer using the form provided and accompanied by the following:
 - a. documentation of ownership;
 - b. a written statement to describe and justify the proposal;
 - c. a map showing the proposed change in the context of adjacent land;
 - d. the necessary processing and advertising fees as set out in the Fees and Charges Bylaw;
 - e. permission for right of entry onto the land by City staff for reasonable inspection; and
 - f. any additional information a development officer may require in order to prepare, evaluate, and make recommendations on the proposed amendment.
- d) A development officer may request the applicant provide an analysis by a qualified professional of the potential impact on land use, traffic, utilities, and other City services and facilities if the amendment proposes an increase in density or other intensification of use.
- e) intensification of use.
- f) An application may not be considered to have been received until all requirements have been submitted to the satisfaction of a development officer.
- g) Notwithstanding these requirements, the application may be considered if, in the opinion of a development officer, it is of such a nature as to enable a decision to be made without some of the required information.
- h) If it appears that the proposed amendment is one that is applicable to most of the persons affected in the area and/or will benefit the City at large, Council may direct that the application fee be returned to the applicant.

2. Review Process

- a. Upon receipt of a completed application for a text amendment or re-zoning, a development officer shall initiate or undertake an investigation and analysis of the potential impacts of development under the proposed zone. The analysis shall be based on the full development potential of the uses and development regulations specified in the proposed zone and not on the merits of any particular development proposal.
- b. The analysis shall, among other factors, consider the following criteria:
 - i. relationship to, and compliance with, the OCP and other approved municipal plans and Council policy
 - ii. relationship to, and compliance with, municipal plans in preparation
 - iii. compatibility with surrounding development in terms of land use function and scale of development
 - iv. traffic impacts
 - v. relationship to, or impacts on, services (such as water and sewage systems or public transit), utilities, and public facilities (such as recreational facilities and schools)
 - vi. relationship to municipal land, rights of way, or easement requirements
 - vii. effect on the stability, retention, and rehabilitation of desirable existing uses, buildings, or both in the area
 - viii. necessity and appropriateness of the proposed text amendment or re-zoning according to the stated intentions of the applicant
 - ix. analysis of any documented concerns and opinions of area residents and land owners regarding the application
- c. Subsequently, the development officer shall:
 - i. prepare a report on the proposed amendment; and
 - ii. submit a copy of the application and the development officer's recommendation and report to Council.
- d. Before approving a text amendment or re-zoning, Council shall comply with the requirements and notification procedures set out in the Act.



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3. Resubmission Interval
 - a. When an application for an amendment to this bylaw has been refused by Council, another application for the same, or substantially the same, amendment shall not be submitted within 12 months of the date of the refusal unless Council directs otherwise.
4. Before a second reading of a bylaw proposing amendments is heard, Council shall hold a public hearing to hear and consider all submissions respecting the proposed amendments.
5. The public hearing shall be held no earlier than seven days after the last date of publication of the notice.
6. A notice must be circulated, in the method approved by Council, once a week for two successive weeks prior to the public hearing.
7. Methods of notice circulation may include the City of Dawson website, local newspapers, the City and Post Office Bulletin Boards, and written notification letters.
8. The notice shall:
 - a. describe the area affected by the proposed amendment;
 - b. state the date, time, and place for the public hearing respecting the proposed amendment; and
 - c. include a statement of the reasons for the amendment.
9. Written notification letters shall be mailed to all applicable properties within the following radii of the subject property prior to the public hearing:
 - a. 100 m (328.1 ft.) for properties within the historic townsite
 - b. 1 km (3,280.8 ft.) for properties in all other areas
10. For amendments proposed for one property, a notification sign shall be placed on the subject property following first reading until such time as Council has ruled on the application.
 - a. The sign shall state the details of the amendment; the date, time, and place of the public hearing; and the City's contact information.
 - b. The sign shall be provided by the City and shall be returned to the City on the day following the public hearing.
 - c. Signs not returned will be subject to an advertising fee equal to the replacement of the sign materials.

YUKON WATER BOARD

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

Charlie Brown
P.O. Box 569
Dawson City, YT
Y0B 1G0

LICENCE NUMBER:	PM17-054	APPROVAL NUMBER:	AP17054
LICENCE TYPE:	B	UNDERTAKING:	Placer Mining
WATERSHED:	Klondike River		
WATER MANAGEMENT AREA:	02 Yukon		
HABITAT CLASSIFICATION:	Water Quality Zones		
LOCATION:	Latitude: 64° 01' 37" N Longitude: 139° 15' 26" W		
WATER SOURCE:	Bear Creek, Deadman Gulch, Dredge Ponds and Groundwater, tributaries of the Klondike River		
MAXIMUM QUANTITY:	18,500 cubic metres of water per day		
EFFECTIVE DATE:	The effective date of this licence shall be the date on which the signature of the Chairperson of the Yukon Water Board is affixed.		
EXPIRY DATE:	August 2, 2027		

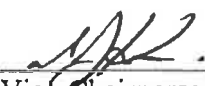
This licence shall be subject to the restrictions and conditions contained herein, and to the restrictions and conditions contained in the *Waters Act* and the *Waters Regulation* made thereunder.

Dated this 9th day of
August, 2017

Approved by:



Witness



Vice Chairperson
Yukon Water Board

PART A DEFINITIONS

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

“Action Level” means the end-of-pipe sediment concentrations that must not be exceeded, on average, for the life of the mining operation.

“Application” means application for water licence PM17-054 and placer mining land use approval AP17054, and any subsequent information presented to the Yukon Water Board up to the date of the Board’s decision.

“Board” means the Yukon Water Board.

“Compliance Level” means a maximum end-of-pipe effluent concentration that shall never be exceeded.

“Design Target” means the best settling facility that can be established at a placer mining operation, given the prevailing site characteristics.

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

“In-stream Reservoir” means any water impoundment structure, where water is collected and retained for use, which is constructed in a natural channel or in a diversion, and through which the entire creek flow may be directed at any time.

“Natural Boundary” means the visible high water mark of any lake, river, stream or other body of water where the presence and action of the water is so common and usual, and so long continued, as to mark upon the soil of the bed of the lake, 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.

“Permanent Diversion” means any direct or indirect alteration of a portion, or all, of the water flowing in the route, bed, banks or boundaries of a river, stream, lake or watercourse and is in place for a period of over 5 years.

“Regulation” means the *Waters Regulation*.

“Riparian Zone” means a portion of the stream bank, either vegetated or not, immediately adjacent to the stream channel and is measured from the high water mark on each bank of the watercourse and follows the shape of the channel.

“Spill Contingency Plan” means the *SPILL CONTINGENCY PLAN* that was submitted as part of the Application and included in register PM17-054 as exhibit 1.3, and any subsequent revisions.

“Spring Freshet” means the sudden increase in flow carried by a stream as snowmelt occurs at higher elevations in the watershed.

“Temporary Diversion” means any direct or indirect alteration of a portion, or all, of the water flowing in the route, bed, banks or boundaries of a river, stream, lake or Watercourse and is in place for a period of 1 to 5 years.

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

“Watercourse” means a natural watercourse, body of water or water supply, whether usually containing water or not, and includes groundwater, springs, swamps, and gulches.

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

“Work Areas” means any area disturbed or altered by mining activities, excluding any stable diversion channel.

PART B DESCRIPTION OF WATER USE AND DEPOSIT OF WASTE

1. The Licensee is hereby authorized to:

a) obtain water from:

- Bear Creek at a maximum quantity of 5,000 cubic metres per day,
- Deadman Gulch at a maximum quantity of 3,000 cubic metres per day,
- Dredge Ponds at a maximum quantity of 10,000 cubic metres per day, and
- Groundwater at a maximum quantity of 500 cubic metres per day

at a maximum combined quantity from all watercourses of 18,500 cubic metres per day;

- b) use this water for a placer mining undertaking on the grant numbers listed in Appendix A, attached;
- c) store water in out-of-stream reservoirs and out-of-stream settling facilities;
- d) return a flow of water to Bear Creek and Dredge Ponds, and to deposit Waste in the form of sediment into Bear Creek and Dredge Ponds;
- e) construct, use, maintain and decommission intake ditches to out-of-stream reservoirs;
- f) construct, use, maintain and decommission Temporary Diversions of Deadman Gulch;
- g) construct, use, and maintain Permanent Diversions of Bear Creek and Deadman Gulch;
- h) construct, use, maintain, and decommission In-stream Reservoirs (dug outs) in Bear Creek and Deadman Gulch;

- i) use, maintain and decommission existing ford crossing of Bear Creek; and
 - j) construct, use, maintain, and decommission new ford crossings of Deadman Gulch, as described in the Application and subject to the conditions of this licence. Where there is a discrepancy between the Application and the conditions of this licence, then the conditions of this licence shall prevail.
- 2. All works associated with the storage or conveyance of water and effluent shall be constructed to withstand flood events and maintained in good repair.
 - 3. The Licensee shall comply with the Riparian Zone requirements for Water Quality Zones habitat suitability for the Klondike River Authorization for all original (un-modified) channels, previously reclaimed channels, and Permanent Diversion channels.
 - 4. Except as authorized by this licence, no Waste shall enter any Watercourse as a result of any activity carried out by the Licensee.
 - 5. Dredge ponds 4 and 6 shall not be used for the deposition of tailings.

Effluent Quality Standards

- 6. The Licensee shall comply with Water Quality Zones habitat suitability effluent discharge standards for any grab sample taken at the point in the effluent flow immediately before it enters the natural stream flow, as follows:
 - a) Water Quality Zones
 - i. The Compliance Level for effluent discharge shall be 2.5 ml/L.
- 7. All effluent discharge levels included in this licence are identified in excess of natural background concentrations in the Watercourse at the time of sampling.

PART C MINING ACTIVITIES AND OPERATING CONDITIONS

Water Storage, Settling Facilities, and Conveyance Structures

- 8. Settling facilities shall be provided for all mining wastewater.
- 9. All water storage and settling facilities, and associated spillways, drains and water supply ditches located outside the Watercourse channel shall be of adequate capacity and construction.
- 10. Armouring shall be installed at the confluence of any intake ditch and the Watercourse.
- 11. All water storage structures and settling facilities shall be constructed and maintained in a condition that prevents wildlife entrapment and does not impede the movement of wildlife.

Water Acquisition

12. All water intakes shall be screened to prevent the entrainment and/or impingement of fish, consistent with the requirements outlined in the most recent version of the Yukon Placer Secretariat *Guidebook of Mitigation Measures for Placer Mining in the Yukon*, including, but not limited to Dredge ponds 4 and 6.
13. The Licensee shall provide barriers consisting of fish guards, screens, coverings or nets on all water intakes as follows:
 - a) The barriers shall be monitored and maintained to ensure that they function effectively at all times when water is being withdrawn;
 - b) The barriers shall be designed and installed in such a manner that the screen is submerged and a uniform flow is maintained through the total screen area; and
 - c) Water shall not be withdrawn when the barrier is removed for renewal, repair or inspection.
14. The Licensee shall cease pumping or decanting and take remedial action if there is alteration to the Riparian Zone or the bed or banks of the Watercourse resulting from any activity related to the pumping or decanting.
15. All in-water activities or associated in-water structures, undertaken in fish-bearing waters, including, but not limited to dredge ponds 4 and 6, shall not interfere with fish passage or result in the stranding or death of fish.

Progressive Reclamation

16. Overburden shall be stockpiled and located where it will not adversely affect water quality in any Watercourse.
17. Reclamation shall be progressive over the life of this licence.

Watercourse Crossings – Fords

18. The Licensee may modify the bed or banks of streams to allow fording of the Watercourse as per the most recent version of the *Fish Habitat Design, Operation and Reclamation Workbook and Worksheets for Placer Mining in the Yukon Territory*.
19. The Licensee shall adhere to the following conditions when constructing, using, and maintaining new fords, and using and maintaining existing fords:
 - a) All crossings shall be at a right angle to the Watercourse;
 - b) Removal of vegetation adjacent to the crossings shall be minimized;
 - c) Non-erodible materials shall be placed up the bank on both sides of the crossing to stabilize the banks;
 - d) The Watercourse crossing approaches shall be low and stable enough to support the vehicles and equipment;

- e) The Watercourse shall be crossed on either a firm rock bottom or a coarse gravel bottom;
- f) Equipment crossing the Watercourse shall be mechanically sound and free of leaks; and
- g) The blade or bucket on equipment shall be raised above the Wetted Perimeter while crossing any Watercourse.

Diversion Construction and Restoration

- 20. The Licensee shall adhere to the channel design and restoration requirements of the most recent edition of the *Fish Habitat Design, Operation and Reclamation Workbook and Worksheets for Placer Mining in the Yukon Territory* for the construction of all diversions, redirection of the Watercourse, and restoration activities.
- 21. The bed and banks of any Permanent or Temporary Diversion channel shall be stable to prevent erosion.
- 22. A protective berm shall be constructed and maintained along any Watercourse channel diversion, if space allows or as determined by an Inspector.
- 23. Armouring shall be installed at both the upstream and downstream ends of any diversion.
- 24. When constructing a diversion, a plug shall be left in place at the upstream end and the downstream end until the diversion is completed.
- 25. Prior to the opening of any diversion channel, a sump shall be constructed at the downstream end of the diversion for dewatering purposes.
- 26. The Licensee shall construct all diversion channels so as to avoid the stranding of fish.
- 27. Upon completion of the construction of any diversion, the Licensee shall first remove the plug at the downstream end of the diversion and then gradually remove the plug at the upstream end of the diversion.
- 28. The bed and banks of any tributary of Bear Creek and Deadman Gulch shall be left in a stable condition and shall be left in such a manner so that erosion is controlled and revegetation is possible.

PART D SEASONAL CLOSURE

- 29. The Licensee shall contact an Inspector not less than 2 weeks prior to seasonal closure.
- 30. All mined or otherwise disturbed ground surfaces, including cut banks, fill slopes and tailings piles shall be stabilized annually to prevent erosion and surface runoff from carrying sediment into any Watercourse.

31. To prevent flood damage of out-of-stream structures during freshet, the Licensee shall:
- a) block all intakes that connect the Watercourse to out-of-stream structures; and
 - b) provide freeboard on all out-of-stream water reservoirs and settling facilities prior to seasonal closure.

PART E DECOMMISSIONING

32. Prior to final decommissioning or expiry of this licence, the Licensee shall:
- a) contact an Inspector not less than 2 weeks prior to final decommissioning;
 - b) ensure that the final creek channel approximates its pre-licence condition in length, gradient and stability, except as may otherwise be required in this licence;

PART F GENERAL CONDITIONS

Other Laws

33. No condition of this water licence limits the applicability of any statutory authority.
34. All work authorized by this licence shall occur on the property that the Licensee has the right to enter upon and use for that purpose.
35. Where there is a discrepancy between this licence and the *Klondike River Watershed Authorization*, as attached as Appendix B, then the conditions of the Watershed Authorization shall prevail.
36. The Licensee shall ensure their mining operations do not adversely impact Bear Creek subdivision and lot 1169 residents' surface and groundwater quality. If impacts to water quality are identified and attributed to the Licensee's mining operations, the mining activity shall cease until the concern is mitigated to the satisfaction of the Mining Inspector.

Correspondence

37. 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 or mailed by registered mail, to the address identified on page 1 of this licence, and shall be deemed to have been given to the Licensee on the day it was delivered, or 7 days after the day it was mailed, as the case may be; or

- 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.

Camps

38. Sewage, including all human excreta and wastewater associated with daily camp operations, shall be deposited of in accordance with the *Public Health and Safety Act* of the Yukon.
39. The location of subsurface grey water pits or privies shall be not less than 30 metres from the Natural Boundary of any Watercourse, and at least 1.2 metres above bedrock or the water table.
40. If very permeable soils are encountered, the pit privy or grey water pit shall be lined with 0.6 metres of sand or silt.

Storage and Transfer of Fuel, Lubricants, Hydraulic Fluids and Coolants

41. Fuel, lubricants, hydraulic fluids, coolants and similar substances, with the exception of liquids associated with any water pump engine, shall be stored and 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.

Spills and Unauthorized Discharges

42. Where a spill or an unauthorized discharge occurs, that is of a reportable quantity under the *Yukon Spills Regulations*, the Licensee shall immediately contact the 24-hour Yukon Spill Report number, (867) 667-7244 and implement the Spill Contingency Plan. 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.
43. The Licensee shall apply the relevant procedures in the Spill Contingency Plan. The Licensee shall review the Spill Contingency Plan annually and shall provide a summary of that review, including any revisions to the plan, as a component of the annual report.

44. The Licensee shall maintain a log book of all spill or unauthorized discharge occurrences, including spills that are less than the reportable quantities under the Yukon *Spills Regulations*. The log book shall be made available at the request of an Inspector. The log book shall include, but not necessarily be limited to the:
- a) date and time of the spill;
 - b) substance spilt or discharged;
 - c) approximate amount spilt or discharged;
 - d) location of the spill;
 - e) distance between the spill or discharge and the nearest Watercourse; and
 - f) remedial measures taken to contain and clean-up the spill area or to cease the unauthorized discharge.
45. All personnel shall be trained in procedures to be followed and the equipment to be used in the containment of a spill.
46. The Spill Contingency Plan shall be posted on site for the duration of the works.

Non-Compliance

47. 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.

Minor Modifications

48. Where site conditions require modifications to any drawings for water use or Waste related structures previously submitted to the Board, the Licensee shall submit to the Board a minimum of 10 days prior to the commencement of the construction schedule:
- a) written details of the modifications proposed to be made to the specifications and quality assurance/quality control procedures previously submitted to the Board as part of the Application,
 - b) a written detailed construction schedule and the name and contact number(s) of the operator; and
 - c) an explanation for the change, including an assessment of the potential impact on the performance of the works.

Sampling

49. Where there is a surface discharge from the settling facilities, the Licensee shall take weekly samples at a point upstream of the water supply and intake and at a point in the effluent flow immediately before it enters the natural stream flow, and shall analyze these samples for settleable solids using the Imhoff cone 1 hour test.

-
50. Where no discharge from the settling facility to a Watercourse occurs, whether by surface discharge or seepage, no sampling is required.

Reporting

51. The Licensee shall submit annual reports to the Board by December 1 of each year.
52. Annual reports for the year reported shall include the information required by this licence and by the Regulation including, but not necessarily limited to:
- a) the quantity of water used under this licence;
 - b) the quantity, concentration and type of any Waste deposited under this licence;
 - c) a description of the reclamation that has taken place;
 - d) a list of grant numbers of claims where any reclamation has taken place;
 - e) details pertaining to the Spill Contingency Plan review and any updating information, as per the requirements of this licence; and
 - f) a summary of any spills or unauthorized discharges that occurred during the year reported.

PART G ADDITIONAL DECISION DOCUMENT TERMS

53. A plan to manage effluent deposition in drainage channels between the Klondike Highway and Klondike River shall be developed and implemented.
-

APPENDIX A

Grant Number	Grant Number	Grant Number	Grant Number	Grant Number
P 49110	P 49107	P 49214	P 37735	P 508333
P 49111	P 49108	P 37335	P 508325	P 508334
P 49112	P 49109	P 37336	P 508326	P 46111
P 49113	P 46486	P 37337	P 508327	P 49126
P 49114	P 46487	P 37338	P 508328	P 49127
P 49115	P 48205	P 37731	P 508329	P 35900
P 49104	P 48206	P 37732	P 508330	P 35902
P 49105	P 49212	P 37733	P 508331	
P 49106	P 49213	P 37734	P 508332	



Fisheries and Oceans Canada
Pêches et Océans Canada

KLONDIKE RIVER WATERSHED
AUTHORIZATION FOR WORKS OR UNDERTAKINGS AFFECTING FISH HABITAT
FOR SPECIFIED STREAMS IN THE YUKON TERRITORY

Pursuant to Section 35(2) of the Federal *Fisheries Act*;

The Minister of Fisheries and Oceans Canada (the "Minister") hereby rescinds the conditions of the Klondike Watershed River Authorization (08-HPAC-PA5-00051, April 11, 2008) pertaining to placer mining works or undertakings and sediment discharge standards in the Klondike River watershed.

The Minister hereby authorizes the "*harmful alteration, disruption or destruction of fish habitat*" resulting from placer mining works or undertakings and discharge of sediment at concentrations specified in this authorization, uncontaminated by deleterious substances, within certain streams or portions of streams in the Klondike River watershed as identified on the *Yukon Placer Fish Habitat Suitability Map - Klondike River Watershed* (Schedule 1).

Authorization issued to:

Individuals or companies conducting placer mining in certain streams or portion of streams within the Klondike River watershed, Yukon Territory that hold a valid Water Use License pursuant to the *Waters Act* (Yukon) for placer mining activities.

Location of Project

The works and undertakings are located within the drainage basin of the Klondike River watershed, in the Yukon Territory. This authorization applies to certain streams or portions of streams classified on the *Yukon Placer Fish Habitat Suitability Map - Klondike River Watershed* (Schedule 1). Larger-scale maps may be available from the Yukon Placer Secretariat or Fisheries and Oceans Canada.

Valid Authorization Period

The valid authorization period for the harmful alteration, disruption and destruction of fish habitat resulting from placer mining works or undertakings is from November 1, 2010 until such time as this authorization is revoked, rescinded, amended or replaced by the Minister.

Amendments or revisions to the terms and conditions identified in this authorization may be required if placer mining activities result in an unforeseen risk to fish or fish habitat resources as demonstrated through monitoring of management parameters (water quality, aquatic health, and physical habitat compensation or rehabilitation). An annual and 5-year review will be conducted to review results of monitoring activities and should amendments be recommended, the process will be guided by the *Adaptive Management Framework for Yukon Placer Mining*, available from the Yukon Placer Secretariat or Fisheries and Oceans Canada.

Description of Works or Undertakings

This authorization permits the harmful alteration, disruption or destruction of fish habitat, in certain streams or portions of streams in the Klondike River watershed resulting from placer mining works or undertakings: Those undertakings covered by this authorization are limited to:

- The construction of diversion channels,
- In-stream works,
- Water acquisition, and;
- Discharge of sediment from settling facilities.

Works or undertakings are completed in accordance with methods identified in the *Fish Habitat Design, Operation and Reclamation Workbook* available from the Yukon Placer Secretariat and Fisheries and Oceans Canada.

Conditions of Authorization

1. The general watershed conditions of this authorization notwithstanding, should any specific works, undertakings, or activities authorized by this authorization, due to weather conditions, different soil, local topography, updated fisheries information or other natural conditions, appear in the opinion of the Fisheries and Oceans Canada, likely to cause greater adverse environmental effect than was contemplated by this watershed authorization, then Fisheries and Oceans Canada may direct the specific Placer Mining operation to suspend or alter works and activities to avoid or mitigate adverse effects with respect to fisheries resources. In circumstances where DFO holds the view that greater adverse environmental effects will occur at a specific site than were contemplated by this watershed authorization Fisheries and Oceans Canada may also modify the application of this authorization to that specific site. Should Fisheries and Oceans Canada propose such modification Fisheries and Oceans Canada will give the Placer Mining operation the opportunity to discuss and respond to the proposed modification.
 2. All works or undertakings will be conducted in accordance with:
 - 2.1. The measures identified in the *Fish Habitat Design, Operation and Reclamation Workbook* as per the fish habitat suitability classification of streams or portions of streams identified on the *Yukon Placer Fish Habitat Suitability Map - Klondike River Watershed* (Schedule 1).
 - 2.2. Discharge standards for placer mine effluent identified in the *Sediment Discharge Standards for Placer Mine Effluent - Klondike River Watershed* (Schedule 2).
 - 2.2.1. Sediment discharge standards will be phased in as identified in Schedule 2.
 3. Prior to proceeding with placer mining works or undertakings that are likely to result in the harmful alteration, disruption or destruction of fish habitat, the proponent will complete the applicable *Fish Habitat Design, Operation and Reclamation Worksheets* (all required appendices of the *Fish Habitat Design, Operation and Reclamation Workbook*) and include these worksheets as a component of their submission for project review to the Yukon Environmental and Socio-economic Assessment Board and the Yukon Water Board.
-


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4. Fish habitat reclamation measures will be identified in the *Fish Habitat Design, Operation and Reclamation Worksheets* in accordance with the measures identified in *Fish Habitat Design, Operation and Reclamation Workbook*. These worksheets are to be included in the submission for project review to the Yukon Environmental and Socio-economic Assessment Board and the Yukon Water Board.
 5. The proponent must ensure that all plans developed pursuant to this authorization have been duly prepared and acknowledges sole responsibility for all design, safety and workmanship aspects of all the works associated with this authorization.
 6. In the event that any of the forgoing conditions cannot be met, the provisions of this authorization do not apply and the proponent will apply to Fisheries and Oceans Canada for review prior to proceeding.
-

The holder of this authorization is hereby authorized under the authority of section 35(2) of the Federal *Fisheries Act*. R.S.C., 1985, c.F. 14, to carry out the work or undertaking described herein. This authorization is valid only with respect to fish habitat and for no other purposes. It does not purport to release the applicant from any obligation to obtain permission from or to comply with the requirements of any other regulatory agencies. Failure to comply with any condition of this authorization may result in charges being laid under the Federal *Fisheries Act*.

Authorization #: 08-HPAC-PA5-00051-2

Date of Issuance: November 1, 2010

Approved by:


Briar Young

Title: Manager, Oceans Habitat and Enhancement Branch
Yukon / Transboundary Rivers Area
Fisheries and Oceans Canada

Yukon Placer Fish Habitat Suitability Map - Klondike River Watershed (Category A)



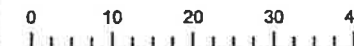
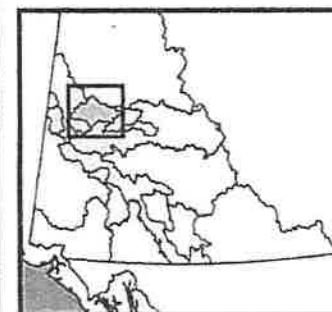
**Watercourse Classification,
Habitat Suitability Types**

- Water Quality
- Low Suitability
- Moderate-Low Suitability
- Moderate-Moderate Suitability
- Moderate-High Suitability
- High Suitability
- Areas of Special Consideration - Ecological
- Areas of Special Consideration - Cultural

Development

- Current
- Historical
- Extensive

■ Lakes



Map Compiled: September, 2010



Fisheries and Oceans
Canada

Pêches et Océans
Canada

Appendix B



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Canada

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Canada

Schedule 2

Sediment Discharge Standards for Placer Mine Effluent – Klondike River Watershed (Category A)

Habitat Suitability	Water Quality Objective ¹	Sediment Discharge Standard for Mine Discharge
High	<25 mg/L ¹	Compliance Level: <0 mg/L
Moderate-High	<25 mg/L ¹	Compliance Level: <200 mg/L
Moderate-Moderate	<50 mg/L ¹	Compliance Level: <200 mg/L
Moderate-Low	<80 mg/L ¹	Design Target: 0.2 ml/L Action Level: 0.8 ml/L Compliance Level: 1.2 ml/L
Low	<200 mg/L ¹	Design Target: 0.2 ml/L Action Level: 1.0 ml/L Compliance Level: 1.5 ml/L
Extensive Development Zones (previously developed areas in Hunker and Bonanza Creek only)	Downstream WQO mg/L ¹	Design Target: 0.2 ml/L Action Level: 1.0 ml/L Compliance Level: 2.5 ml/L 2.5ml/L is an interim standard with transition to 2.0ml/L within 3 years subject to monitoring and adaptive management.
Water Quality Zones Bear Creek – Upstream of tailings at 1100 ft contour	Downstream WQO mg/L ¹	Consult Fisheries and Oceans Canada for guidance where you believe a natural barrier to fish exists Compliance Level: 2.5 ml/L
Areas of Special Consideration		To be determined by Fisheries and Oceans Canada if locations are identified other than those listed below
<i>Klondike River (main stem from mouth to Hunker Creek)</i>	<25 mg/L ¹	Compliance Level: <0 mg/L
<i>Klondike River (main stem downstream from Davidson Creek)</i>	<25 mg/L ¹	Compliance Level: <0 mg/L
<i>Lee Creek (lower main stem)</i>	<25 mg/L ¹	Compliance Level: <200 mg/L
<i>Flat Creek (lower main stem)</i>	<25 mg/L ¹	Compliance Level: <200 mg/L

Appendix B

- 6 -

¹ The water quality objective is established for management and effectiveness monitoring purposes. The placer mine operator is not required to monitor or report on this objective for compliance purposes.

General Notes Regarding Sediment Discharge Standards

- The point at which the above-listed Sediment Discharge Standards for Mine discharge will be measured will be a point in the effluent flow immediately before it enters the natural stream flow.
- Sediment Discharge Standards for Mine discharge include all releases of effluent (both point and non-point sources) into the natural stream flow of a watercourse.
- All effluent discharge levels are identified in excess of natural background concentrations at the time of sampling.
- When the sediment discharge standard is a settleable solids standard (ml/l), measurement will either involve laboratory analysis, or utilizing an Imhoff cone.
- When the sediment discharge standard is a suspended solids standard (mg/l), measurement will either involve laboratory analysis, or utilizing a portable digital turbidity/suspended solids correlation meter.
- Samples collected for the purpose of determining compliance with the above-listed Sediment Discharge Standards for Mine discharge will be analysed via laboratory analysis.

YUKON WATER BOARD REASONS FOR DECISION

Application for Water Licence PM17-054 and Class 4 Placer Mining Land Use Operating Plan Approval AP17054 Charlie Brown

Introduction

The Yukon Water Board ("Board") has made decisions with respect to application PM17-054 for a placer mining undertaking on Bear Creek, Deadman Gulch, Groundwater and Dredge Ponds in the Klondike Valley. The application was submitted by Charlie Brown ("Licensee") for a type B water licence and class 4 placer mining land use operating plan approval. The Board deliberated this application on August 2, 2017.

Notice of Application

In accordance with the requirements of the *Waters Act*, the *Placer Mining Land Use Regulation*, and the Umbrella Final Agreement ("UFA"), notice of the application was provided via the Yukon News, Whitehorse Star, and Waterline on June 14, 2017, with a deadline for comments of July 10, 2017. A review of the communication log of Waterline demonstrates that Tr'ondëk Hwëch'in and received notification.

Environmental and Socio-economic Assessment

This application required an environmental and socio-economic assessment under the *Yukon Environmental and Socio-economic Assessment Act* ("YESAA").

Board Deliberations

In making licensing decisions pertaining to this application, the Board considered the:

- Application PM17-054
- YESAA Evaluation Report and Decision Document 2017-0053 ("Decision Document")
- Recommendations from the interveners
- *Waters Act*
- *Waters Regulation*
- *Placer Mining Act*
- *Placer Mining Land Use Regulation*
- Chapter 14 of the *Umbrella Final Agreement* ("UFA")
- Board policies and standard licence requirements

- The applicable Fisheries and Oceans Canada Authorization for Works or Undertakings Affecting Fish Habitat
- The applicable Yukon Placer Mining Fish Habitat Suitability Map
- Government of Yukon geographical information systems (GIS) area imagery

Decision Document and Evaluation Report

Prior to making licensing decisions, the Board reviewed the Decision Document issued by Government of Yukon, included in register PM17-054 as exhibit 9.2. As per section 86 of the YESAA, the Board is satisfied that the issuance of Water Licence PM17-054 ("Licence") and Class 4 Mining Land Use Operating Approval AP17054 ("Approval") is not contrary to the terms and conditions included in the Decision Document.

The Board included all pertinent conditions from the Decision Document in Part G of the Water Licence or Part M of the Approval. Conditions of the Decision Document that are captured by standard conditions of the licence and/or Approval under conditions are reflected elsewhere within the Approval and/or Licence.

The Board noted the vague nature of some Decision Document terms (12&13) and concluded that they were not of an enforceable nature, leading to uncertainty. However, the Board must not issue a licence that conflicts with terms and conditions of a Decision Document, so has elected to add *Part G – Additional Decision Document Terms*, to incorporate such terms relating to water use and *Part M – Additional Decision Document Terms*, of the approval for items of a non-water nature.

Interventions

The Board received interventions from the following parties:

- Government of Yukon, Energy, Mines and Resources, Compliance Monitoring & Inspections; and
- Government of Yukon, Energy, Mines and Resources, Mineral Resources Branch.

The Licensee did not respond to the interventions.

Public Hearing

No party requested a public hearing.

Government of Yukon, Compliance Monitoring & Inspections

Compliance Monitoring & Inspections ("CMI") confirmed for the Board that the project is located within the Klondike River watershed and provided the applicable effluent discharge standards for the watershed authorization. CMI also recommended that the point of compliance should be at the point of entry to the stream. The Board included clause 5 for the effluent and point of compliance to satisfy the authorization.

CMI further noted that the Operator held a previous licence at this location. The Inspector considers this application to be a renewal due to the identical staging areas, camp, settling ponds and other facilities. Because the application for renewal was received by the Yukon Water Board after PM05-502 had expired, the Board does not consider this application a renewal.

CMI made the following requests of the Licensee:

- Requested that all organics be stockpiled during stripping, and stacked to the side.
- Requested that the applicant follows best practices for fording.

The Board considered these practices to be standard operating practices and supported the requests.

CMI additionally recommended that Licensee must notify Parks Canada upon the discovery of heritage resources. The Board added clause 27(g) in the mining land use approval to include this notification.

CMI's final recommendation was that progressive reclamation take place. Standard operating conditions in the regulations and standard clauses in both the licence and the approval were included to this effect.

Government of Yukon, Mineral Resources Branch

Mining Lands discussed fuel tank registration and that one of the tanks in the application is registered to another company.

Mining Lands discussed overlap with surface rights holders, especially the City of Dawson, and also discussed the requirement for security on lands owned or lawfully occupied by others. The Board considered these matters out of its jurisdiction, and considered them as information only.

Provided the Licensee follows the approved operating plan and complies with all applicable legislation and terms in the approval, Mining Lands had no further concerns.

Term of Licence and Approval

The Board approved the proposed 10 year term. The Board determined the expiry date of the water licence and approval to be August 2, 2027, which is based on the date of the Board's meeting upon which licensing decisions were made on this application.

Deposit of Waste

The Licence authorizes a deposit of Waste in the form of sediment only. The Licensee is prohibited from directly depositing anything toxic to fish, floating solids, visible oil or grease, and mercury into a receiving Watercourse, and from placing such substances in an area which could result in a deposit of Waste to a Watercourse.

Chapter 14 of the UFA

The Board examined the proposed use of water as it relates to Chapter 14 of the *Umbrella Final Agreement*, as to quantity, quality, or rate of flow of water flowing on, through or adjacent to Settlement Land, including seasonal rate of flow, as follows:


The project is within the Traditional Territory of the Tr'ondëk Hwëch'in. The First Nation was not a Decision Body for the YESAA assessment. The First Nation did not intervene to the Board regarding this project.

The closest parcel of Settlement Land is found 160 m north of the operation and is also located on the dredge tailings (TH C-14B). Other settlement land parcels are also found downstream of the operation, such as TH C-3B, TH C-5B, TH C-16B and TH C-70B. With the inclusion of an effluent quality discharge standard and typical conditions in the licence and approval, that will minimise sediment inputs to the water; the Board determined that the quality of water flowing on, through or adjacent to Settlement Land will not be substantially altered by this project.

The operation will withdraw up to 18,500 m³/day from the watercourses. The Board concluded that the quantity and rate of flow of water flowing on, through or adjacent to Settlement Land will not be substantially altered by this project.

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 the issuance of Water Licence PM17-054 and Class 4 Mining Land Use Operating Plan Approval AP17054.



Vice-Chairperson
Yukon Water Board

17-08-9
Date

**PLACER LAND USE APPROVAL FOR A CLASS 4
OPERATING PLAN**

Pursuant to the *Placer Mining Act* and the *Placer Mining Land Use Regulation* made thereunder, the Yukon Water Board hereby approves the Class 4 Placer Land Use Operating Plan as submitted by:

Charlie Brown
P.O. Box 569
Dawson City, YT
Y0B 1G0

APPROVAL NUMBER: AP17054 **WATER LICENCE:** PM17-054

WATERSHED: Klondike River

**HABITAT
CLASSIFICATION:** Water Quality Zones

LOCATION: Latitude: 64° 01' 37" N
Longitude: 139° 15' 26" W

EFFECTIVE DATE: The effective date of this approval shall be the date on which the signature of the Chairperson of the Yukon Water Board is affixed.

EXPIRY DATE: August 2, 2027


The operating plan shall be subject to the restrictions and conditions contained herein, and to the restrictions and conditions contained in the *Placer Mining Act* and the *Placer Mining Land Use Regulation* made thereunder.

Dated this 9th day of
August, 2017

Approved by:



Witness



Vice Chairperson
Yukon Water Board

PART A DEFINITIONS

“Act” means the *Placer Mining Act*.

“Application” means application for water licence PM17-054 and placer mining land use approval AP17054, and any subsequent information presented to the Yukon Water Board up to the date of the Board’s decision.

“Board” means the Yukon Water Board.

“Claims” means any parcel of land located or granted for placer mining; and “Mining Property” includes, besides claims, any ditches or water rights used for mining thereon, and all other things belonging thereto or used in the working thereof, for mining purposes.

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

“Operation” means a placer land use operation.

“Operator” means a person who engages in a placer mining land use Operation.

“Regulation” means *Placer Mining Land Use Regulation*.

“Road” means a pathway for vehicular traffic, the construction of which requires the movement of rock or earth.

“Special Waste Management Facility” means an operation which handles or disposes of special wastes generated by other persons or operations, and which is approved in accordance with the provisions of the *Special Waste Regulations* of the *Environment Act* of the Yukon Territory.

“Stripping” means excavation, undertaken as part of an operation, that is limited to the removal of trees, brush and vegetative mat.

“Trail” means an access to a site within a claim or lease that is constructed with little or no movement of rock or earth.

“Trenching” means excavation that extends below the vegetative mat, undertaken as part of an operation.

“Vegetative Mat” means the organic surface of soil characterized by the accumulation of organic matter, or partly decomposed organic matter, derived mainly from leaves, twigs and woody materials and includes the root mass of living vegetation.

PART B GENERAL CONDITIONS

1. This approval applies to those grant (claim) numbers that are included in water licence PM17-054, including any amendments thereto.
2. All operating activities must comply with the operating conditions contained in Schedule 1 of the *Placer Mining Land Use Regulation* and with the operating plan AP17054 submitted. Where there is a discrepancy between the operating plan submitted and this approval, the terms of this approval shall prevail.
3. The Operator must contact Department of Energy, Mines and Resources, Compliance Monitoring and Inspections Branch, every year before beginning operations and at least 2 weeks prior to leaving the site at the end of every season.
4. All risk of fire hazards must be avoided.
5. All solid waste, including debris, equipment, barrels, drums and scrap metal must be safely stored on the operation site while the Operation is carried out and must be disposed of in accordance with the *Solid Waste Regulations* when the Operation ceases.
6. No condition of this approval limits applicability of any statutory authority.

PART C WILDLIFE

7. The Operator shall report any incidents involving wildlife to the Dawson District Conservation Officer (C.O.) at (867) 993-5492. If bears are frequenting the camp area, the Operator shall contact the C.O. for advice on further mitigations that may be required.
8. Brush removed during the Operation must not be piled so that it blocks movement of wildlife or people.
9. At seasonal closure, any materials that may result in injury to wildlife including, but not necessarily limited to, wire, steel, glass or plastic must be removed or safely stored.

PART D INVASIVE PLANT SPECIES

10. The Operator shall implement best management practice for the management of invasive plant species. The Operator shall refer to the most current version of the *Best Practices for Managing Invasive Plants on Roadsides*.

PART E RESTORATION PRACTICES

11. If the Vegetative Mat is disturbed during the mining operation, it must be removed so as to protect the seed and root stock contained within the Vegetative Mat.
12. The seed and root stock must be stored separately from any overburden or bedrock removed for use in re-establishing the Vegetative Mat when the Operation ceases.
13. All areas disturbed during the mining operation including, but not limited to, fuel and waste storage areas, clearings, corridors, camps, supporting infrastructure, trenches and drill sites, must be left in a condition conducive to re-vegetation by native plant species comparable to similar, naturally occurring, environments in the area.
14. Conditions conducive to re-vegetation include provisions of an adequate soil layer with moisture retaining ability, no soil contamination by hydrocarbons or other hazardous substances, provision of adequate seed or root stock and contoured or otherwise stable slopes.
15. If adequate seed stock or root stock is not naturally available, re-seeding or transplanting of vegetation is required. Only non-invasive species may be used for re-seeding or transplanting.
16. All areas disturbed during the mining operation must be re-sloped, contoured or otherwise stabilized to prevent long-term soil erosion, slumping and subsidence.
17. All mining operations must be carried out to avoid or minimize damage to, and loss of, permafrost.
18. Available overburden must be stockpiled for use in future site restoration, and such stockpiles must be located where they will not adversely affect the water quality in any watercourse.
19. Tailings and overburden, or other relocated materials, must be levelled and contoured into low relief piles. The slope of these low relief piles must be no steeper than 2 horizontal to 1 vertical. Any such slope over 15 metres in height must be benched.
20. The following conditions apply to Stripping:
 - a) trees and brush must be cleared first;
 - b) when it is economically viable to do so, timber suitable for sale must be salvaged and stockpiled;
 - c) topsoil and organic material must be stockpiled separately;
 - d) overburden must be located no closer than 5 metres from any standing trees; and
 - e) overburden may be stacked along the valley wall, but must be contoured to blend with the natural topography.

21. All Trenching carried out by hand or with hand-held tools must be methodical. The trenches must be stabilized and marked in such a way as to minimize risk to the public.
22. Trenches constructed with mechanized equipment must be backfilled by first depositing any removed overburden and bedrock and then replacing any vegetative mat that was removed to construct the trench.
23. Trenches shall be maintained in a condition that prevents wildlife entrapment and public safety hazards.
24. The Operator must ensure that all employees and contractors using equipment at trench sites are aware of these operating conditions for trenches.
25. Reclamation shall be progressive over the term of this Placer Mining Land Use Approval.

**PART F HERITAGE RESOURCES AND ARCHAEOLOGICAL AND
PALAEOLOGICAL SITES**

26. All heritage resources and archaeological and palaeontological sites must be avoided.
27. If any heritage resources, archaeological objects or palaeontological objects are encountered, the Operator must:
 - a) immediately mark and protect the area from further disturbance;
 - b) contact the Chief of Placer Land Use at (867) 456-3822;
 - c) in the case of archaeological sites, human remains, grave sites, burial sites and all other abandoned, man-made structures older than 45 years old, immediately contact Heritage Resources and contact Tr'ondëk Hwëch'in at (867) 993-7100;
 - d) set aside and protect fossils that are unearthed, and at the end of each season the Operator shall contact Yukon Palaeontology at (867) 667-8089 and contact Tr'ondëk Hwëch'in;
 - e) immediately contact Yukon Palaeontology and contact Tr'ondëk Hwëch'in if any mummified fossil remains with intact flesh are discovered; and
 - f) prevent any further disturbances from being carried out within 30 metres of an archaeological or palaeontological site until the Chief of Placer Land Use indicates in writing that the activities may proceed.
 - g) If any heritage resources are discovered on claims adjacent to the Parks Canada Bear Creek Historic Site Reserve, the Operator shall notify Parks Canada, in addition to the organizations named above.

PART G ACCESS ROADS AND/OR TRAILS

28. Off-Road and Trail routes must be reconnoitred and must be used in a way that minimizes ground disturbances, damage to permafrost and sensitive wildlife habitat. Trail routes must be flagged.
29. Vehicles must be operated in a manner which avoids rutting or gouging of a Road or Trail.
30. If rutting, gouging, ponding or permafrost degradation occurs off-Road or Trail, vehicle use must be suspended or relocated to ground that is capable of bearing the weight of the vehicle without causing such damage, and the former routes must be restored in compliance with Part E of this approval.
31. If there is no Road or Trail, the Operator must comply with the following conditions when mobilizing heavy equipment to a site:
 - a) tracked vehicles with blades should be provided with mushroom pads to minimize terrain damage;
 - b) dozers must travel with the blade raised, so as not to rip up the Vegetative Mat;
 - c) vehicles may only be mobilized in ice-rich permafrost areas when the active layer is frozen, or when the surface is strong enough to support the vehicle without excessive permafrost degradation; and
 - d) use of skids on permafrost or wet ground is only allowed outside of winter, where it is not possible to use other means of equipment transportation.
32. At abandonment of a Road, the compacted Road surface must be scarified to promote re-vegetation.

PART H CAMPS

33. All campsites must be kept clean and tidy.
34. All buildings and other facilities must be on well-drained soil.
35. Combustible and odorous kitchen waste must not be permitted to accumulate.
36. All wood debris, empty drums, junked equipment and metal waste must be kept in a secure area for final disposal.
37. Compacted soil must be loosened to allow for natural re-vegetation. Areas not likely to re-vegetate naturally must be spread with topsoil.

PART I FUEL HANDLING AND TRANSPORTATION

38. A spill contingency plan for petroleum products and other hazardous substances must be in place, and a copy posted in the camp and at all fuel handling locations.
39. All petroleum products, hazardous waste and chemicals must be transferred and handled in such a manner so as to prevent spillage.
40. All petroleum products, hazardous waste and chemicals, with the exception of liquids associated with any water pump engine, must be stored in a secure manner no less than 30 metres from the ordinary high water mark of any water body.
41. All fuel tanks that exceed 4,000 litres must be registered with Government of Yukon Mining Recorder's Office.
42. When the fuel storage capacity exceeds 4,000 litres, secondary containment must be provided.
43. The secondary containment facility must be constructed of material impervious to petroleum products; and:
 - a) in the case of a single storage tank, be of sufficient size to accommodate at least 110% of the capacity of the storage tank; or
 - b) if there is more than one storage tank, be of sufficient size to accommodate 110% of the capacity of the largest tank or 10% of the total capacity of all the tanks, whichever size is greater.
44. All vehicles must be maintained and operated in a manner designed to prevent spills of fuel, lubricants, coolants or oil.
45. All waste petroleum products must be safely stored on site, be removed to a Special Waste Management Facility or disposed of in accordance with the *Special Waste Regulations*.
46. Sufficient spill clean-up equipment and materials must be in a state of readiness in order to clean-up all fuel spills.
47. If a spill or unauthorized discharge occurs, the Operator shall immediately implement the Spill Contingency Plan, and:
 - a) contain and clean up the spill;
 - b) contact the 24-hour Yukon Spill Report number, (867) 667-7244; and
 - c) contact an Inspector.

-
48. A detailed written report on any spills or unauthorized discharges including, but not limited to, dates, quantities, parameters, causes and other relevant details and explanations shall be submitted to the Board, and a copy to the Chief of Placer Land Use, no later than 10 days after its occurrence.
 49. All fuel and chemical containers must be sealed when not in use.
 50. All containers of petroleum products with a capacity of 200 litres or greater must be clearly marked with the Operator's name and the contents.

PART J DRILLING

51. Vegetation other than within a drill sump must not be covered with drill cuttings.
52. Drill mud must be re-circulated when possible.
53. All drill fluids must be contained within a small (natural or artificial) sump in a suitable manner.
54. All drill holes that pose a hazard or that lead to ground water must be plugged in a suitable manner.
55. All drilling must be done in a way that minimizes its impact on wildlife and the public.
56. The location of drill holes must be marked on the ground by flagging or other suitable means.
57. There shall be no direct discharge from the drilling site to a watercourse.

PART K SEASONAL CLOSURE

58. The mine site must be left in a stable condition at the end of each mining season.
59. All mined or otherwise disturbed ground surfaces, including cut banks, fill slopes and tailings piles, must be stabilized annually.

PART L DECOMMISSIONING

60. Unless authorized under the *Solid Waste Regulations*, at final decommissioning everything must be removed from the site including but not necessarily limited to: all buildings; machinery; materials; fuel drums; used hydrocarbons; and solid waste and metal waste including junked vehicles.

-
61. The Operator must contact an Inspector not less than 2 weeks prior to final decommissioning.
 62. The Operator may apply for a certificate of completion at the termination of the Operation, when all reclamation has been achieved.

PART M ADDITIONAL DECISION DOCUMENT TERMS

63. If active bird nests are discovered, project activities should be postponed in the nesting area until nesting is completed.
 64. A heritage resource impact assessment shall be completed in advance of ground disturbing activities in areas with elevated potential for heritage resources.
 65. In areas closer than 500 m to a private residence, the operation of heavy equipment for earthworks and processing shall be prohibited between the hours of 7:00 pm and 7:00 am.
 66. The Operator shall post signage in the area of the mine clearly notifying the public of contact Information for Compliance Monitoring and Inspections should the public have any concerns about the mine or operations. Form and content of the signage shall be approved by Compliance, Monitoring and Inspections, Energy Mines and Resources.
 67. The Operator shall identify how work will be conducted with local residents to address community issues and concerns.
-



Legend

- Land Applications - Active
- Land Dispositions
 - Transfer Request
 - Agreement for Sale
 - Easement
 - Lease
 - Reservation
- Land Licences
- Lots for Sale
- Notations
- Development Hold Areas
- Agricultural Planned Land App
- Agricultural Land Applications
 - Agricultural
 - Grazing
- Agricultural Land Dispositions
 - Agricultural
 - Grazing
- Surveyed Land Parcels (<80k)
- Settlement Lands (Surveyed)
 - A: Surface and Subsurface Rights
 - B: Surface Rights
 - FS: Fee Simple
 - 4.1.1 Retained Reserve
- Settlement Lands (Unsurveyed)
 - A: Surface and Subsurface Rights
 - B: Surface Rights

Notes



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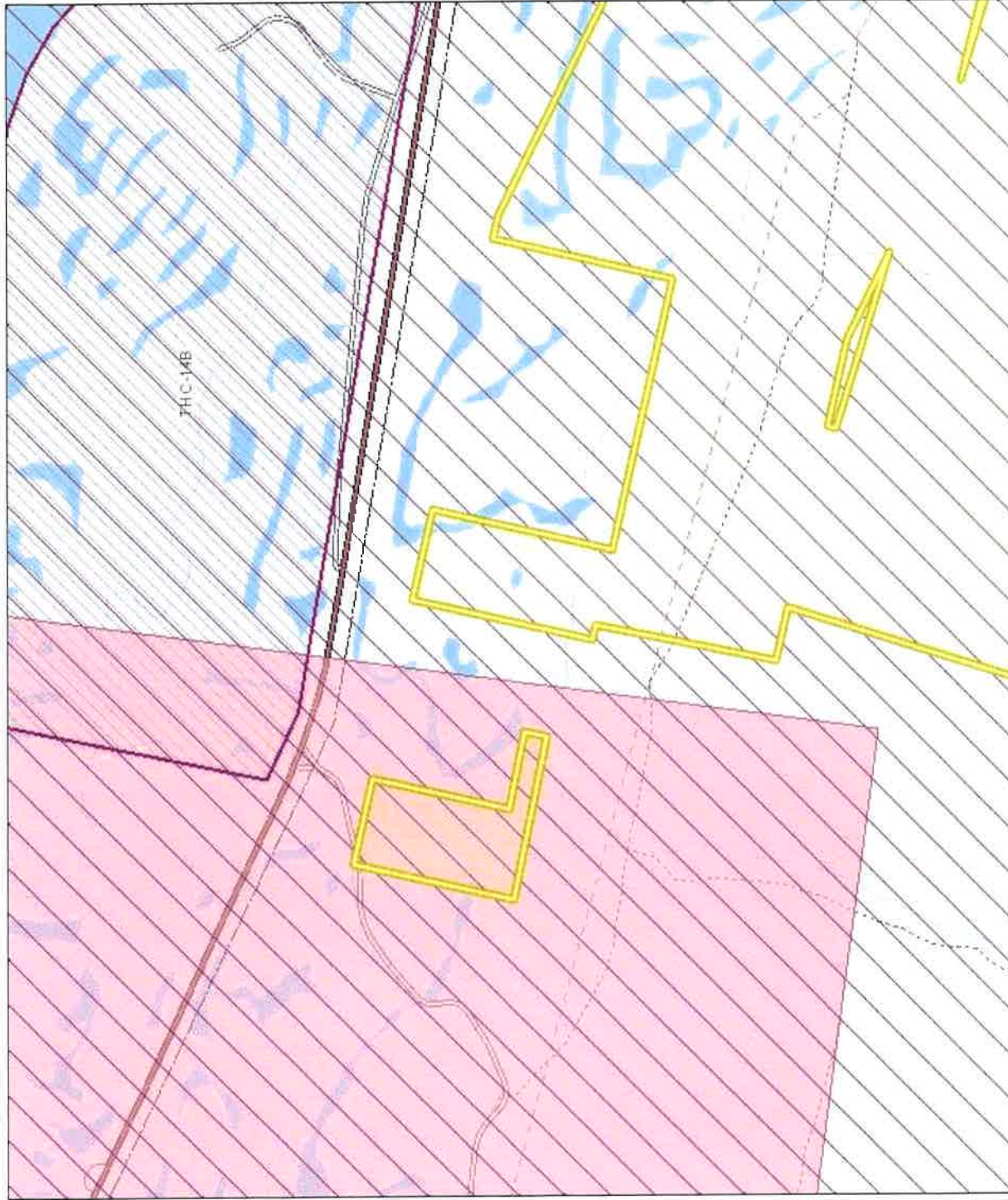
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This map is a user generated static output from an Internet mapping site and is for reference only. Data layers that appear on this map may or may not be accurate, current, or otherwise reliable. THIS MAP IS NOT TO BE USED FOR NAVIGATION.
Date Printed: 12-Dec-2019



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Yukon Albers

Produced from: Yukon Mining Viewer

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This map is a user generated static output from an Internet mapping site and is for reference only. Data layers that appear on this map may not be accurate, current, or otherwise reliable. THIS MAP IS NOT TO BE USED FOR NAVIGATION.
Date Printed: 12-Dec-2019



Legend

- ☐ Class 1 Placer Land Use Operat
- ☐ Class 1 Quartz Land Use Operat
- ☐ Mining - Class 1 Notification Area
- ☐ First Nation Surveyed Lands - Category A & B
- ☐ First Nation Unsurveyed Lands - Category A & B
- ☐ Mining Prohibition of entry order
- ☐ Placer Mining Act
- ☐ Placer and Quartz Mining Act
- ☐ Quartz Mining Act
- ☐ Settlement Lands (Surrendered)
- ☐ A: Surface and Subsurface High
- ☐ B: Surface Rights
- ☐ FS: Fee Simple
- ☐ 4.1.1 Reclaimed Reserve
- ☐ Settlement Lands (Unsurveyed)
- ☐ A: Surface and Subsurface Right
- ☐ B: Surface Rights
- ☐ FS: Fee Simple
- ☐ Indian Protected Lands (Unsurveyed)
- ☐ YEC Power Distribution Lines
- ☐ YEC Power Lines
- ☐ Utilities Line - 50k
- ☐ Transmission line
- ☐ Pipeline - underground
- ☐ Pipeline - aboveground
- ☐ Border - Survey
- ☐ Silver Trail
- ☐ 11: Trail / Vrai
- ☐ 12: Falses / Faux
- ☐ Roads - 250k - Canvec - Primar
- ☐ Hwys by name
- ☐ Alaska Highway
- ☐ Cassiar Highway
- ☐ Haines Highway
- ☐ Haines Road
- ☐ Klondike Highway
- ☐ Robert Campbell Highway
- ☐ Silver Trail
- ☐ Stewart Cassiar Highway
- ☐ Tagish Road
- ☐ Top of the World Highway
- ☐ Roads - 250k - Canvec - Secondary Hwy
- ☐ Atlin Highway
- ☐ Atlin Road
- ☐ Canol Road
- ☐ Dempster Highway
- ☐ Highway 8
- ☐ Snag Road
- ☐ Sulphur Road
- ☐ Takihini Hot Springs Road
- ☐ Upper Bonanza Road
- ☐ Local Roads
- ☐ Ethel Lake Road
- ☐ Fire Mine Access Road
- ☐ Sney Mile Road
- ☐ Clinton Creek Road
- ☐ Freshwater Lake Road
- ☐ Peely Ranch Road
- ☐ Freagold Road
- ☐ Mount Nansen Road
- ☐ Mitchell Road
- ☐ Roads - 50k - Canvec - Main Hw
- ☐ Alaska Highway
- ☐ Atlin Road
- ☐ Campbell Highway
- ☐ Canol Road
- ☐ Dempster Highway
- ☐ Haines Road
- ☐ Hwy 97
- ☐ Klondike Highway
- ☐ Klondike Highway
- ☐ Naramat Range
- ☐ Silver Trail
- ☐ Stewart-Cassiar Highway
- ☐ Tagish Road
- ☐ Top of the World Highway
- ☐ Roads - 50k - Canvec - <20k - N local
- ☐ 307: Alwayway/ana / Rualla-Vole
- ☐ 308: Arden / Arden
- ☐ 309: Collector / Route collective
- ☐ 310: Expressway-Highway / Voie rapide-Roads
- ☐ 315: Ramp / Rampe
- ☐ 317: Resource-Recreation Card
- ☐ Track / Resources-Idem plus charrelain
- ☐ 321: Service Lane / Voie de des
- ☐ 322: Winter / Hiver
- ☐ Roads - 50k - Canvec - <20k loc
- ☐ 312: Local-Street / Local-Rue
- ☐ 314: Local-Unknown / Local-Inconnu
- ☐ Roads - 50k - Canvec - Railroads - 50k - Canvec
- ☐ Limited Use Roads - 50k
- ☐ Limited-use road/Cart track
- ☐ Limited-use road/Dry weather
- ☐ Limited-use road/Winter

Notes





January 24, 2020

Clarissa Huffman, Community Development and Planning Officer
City of Dawson
Box 308
Dawson City, YT
Y0B 1G0

Via email: Clarissa Huffman cdo@cityofdawson.ca

Dear Clarissa Huffman,

RE: OCP & ZBL Amendment Application 19-152

TH has reviewed Application 19-152 to amend the City of Dawson *Official Community Plan* and *Zoning Bylaw* designations for placer claims P35900 and P35902 from Future Planning to Mixed Use (OCP) and Industrial (ZBL).

The land in question is located across the Klondike Highway from TH Settlement Land parcel C-14B and in relatively close proximity to parcel C-3B. TH plans to develop C-3B in the coming years and, although there is no planning or design work currently underway for C-14B, its central location make it a good candidate for future residential or commercial development. However, if the proposed project is completed and reclaimed within a 5-year timeframe, TH does not foresee any significant negative impacts to our use of Settlement Land.

Given that this amendment is proposed on a previously disturbed area on the edge of the City, TH can see value in approving the application with conditions. TH would like to see the proponent provide a signed declaration that they will abandon the claims within the City of Dawson under Section 35 of the *Placer Mining Act* upon completion of their project. This approach would balance the interests of the proponents with the broader public interest by freeing up encumbered land within the City.

If you have any questions about this letter, please contact me at Darren.Taylor@Trondek.ca or at 867-993-7100 ext. 145.

Sincerely,

A handwritten signature in black ink, appearing to read "DT", is written over a horizontal line.

Darren Taylor
Director of Natural Resources
TR'ONDËK HWËCH'IN



THE CITY OF DAWSON

Official Community Plan Amendment No. 4 Bylaw

Bylaw No. 2020-01

WHEREAS section 265 of the Municipal Act, RSY 2002, c. 154, and amendments thereto, provides that a council may pass bylaws for municipal purposes.

WHEREAS section 278 of the Municipal Act, RSY 2002, c. 154, and amendments thereto, provides that a council must, within three years of formation or alteration of municipal boundaries, adopt or amend by bylaw an official community plan.

WHEREAS section 285 of the Municipal Act, RSY 2002, c. 154, and amendments thereto, provides that an official community plan may be amended, so long as the amendment is made in accordance with the same procedure established for adoption of an official community plan.

THEREFORE, pursuant to the provisions of the *Municipal Act* of the Yukon, the council of the City of Dawson, in open meeting assembled, **ENACT AS FOLLOWS**:

PART I - INTERPRETATION

1.00 Short Title

This bylaw may be cited as the ***OCP Amendment No. 4 Bylaw***

2.00 Purpose

2.01 The purpose of this bylaw is to provide for

- (a) A re-designation of lands from Future Planning to Mixed Use.



THE CITY OF DAWSON

Official Community Plan Amendment No. 4 Bylaw

Bylaw No. 2020-01

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THE CITY OF DAWSON

Official Community Plan Amendment No. 4 Bylaw

Bylaw No. 2020-01

3.00 Definitions

3.01 In this Bylaw:

- (a) Unless expressly provided for elsewhere within this bylaw the provisions of the *Interpretations Act*, RSY 2002, c. 125, shall apply;
- (b) "Bylaw Enforcement Officer" means a person employed by the City of Dawson to enforce bylaws;
- (c) "CAO" means the Chief Administrative Officer for the City of Dawson;
- (d) "city" means the City of Dawson;
- (e) "council" means the Council of the City of Dawson;

PART II – APPLICATION

4.00 Amendment

- 4.01 This bylaw re-designates claims P35900 and P35902 from Future Planning to Mixed Use, as shown in Appendix 1.

PART III – FORCE AND EFFECT

5.00 Severability

- 5.01 If any section, subsection, sentence, clause or phrase of this bylaw is for any reason held to be invalid by the decision of a court of competent jurisdiction, the invalid portion shall be severed and the part that is invalid shall not affect the validity of the remainder unless the court makes an order to the contrary.

6.00 Enactment

- 6.01 This bylaw shall come into force on the day of the passing by Council of the third and final reading.



THE CITY OF DAWSON

Official Community Plan Amendment No. 4 Bylaw

Bylaw No. 2020-01

7.00 Bylaw Readings

Readings	Date of Reading
FIRST	February 12, 2020
MINISTERIAL NOTICE	
PUBLIC HEARING	
SECOND	
MINISTERIAL REVIEW	
THIRD and FINAL	

Original signed by

Name of Presiding Officer, Title
Presiding Officer

Name of CAO (or designate), Title
Chief Administrative Officer



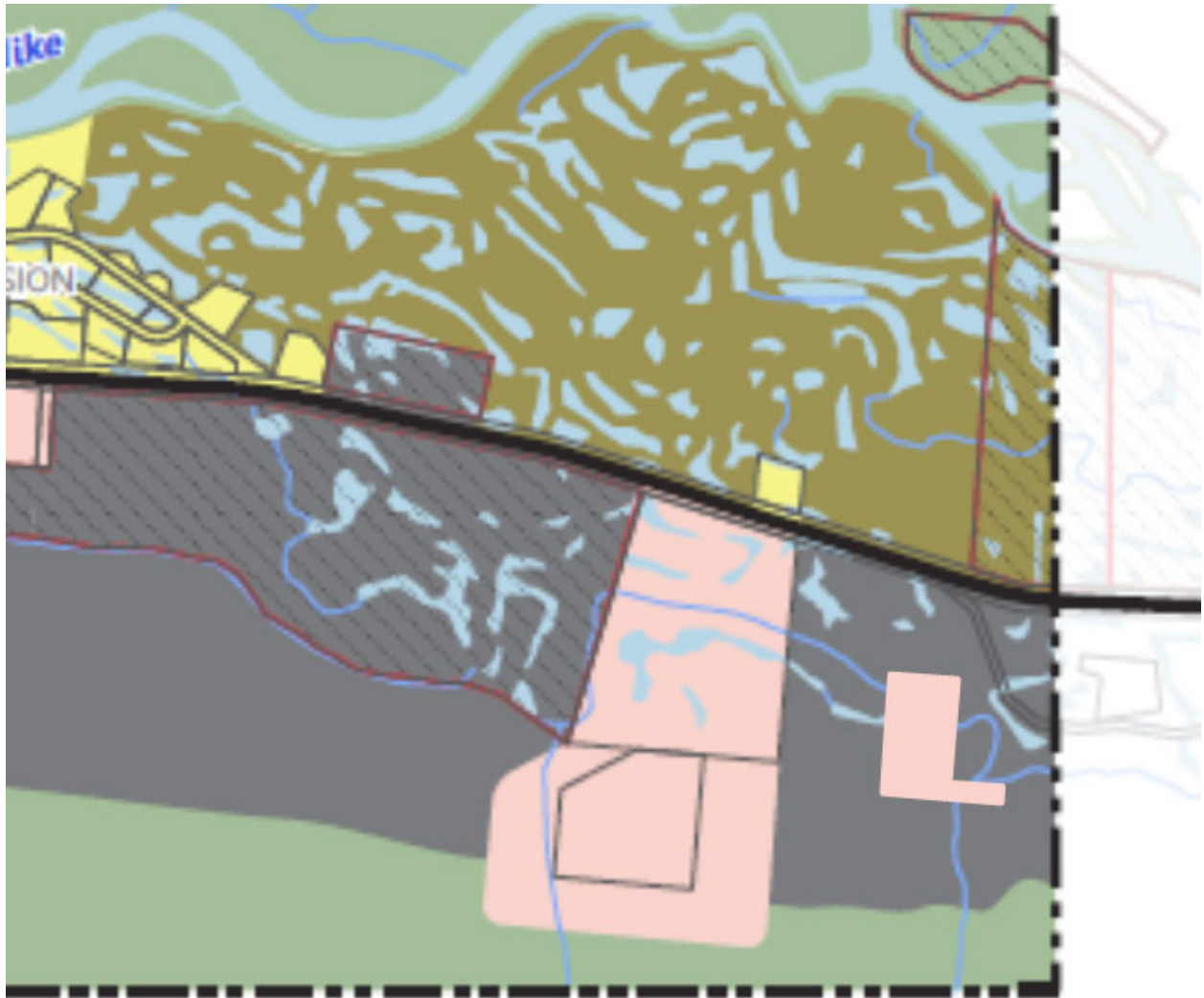
THE CITY OF DAWSON

Official Community Plan Amendment No. 4 Bylaw

Bylaw No. 2020-01

8.00 Appendices

Appendix 1. Claims P35900 and P35902 to be Amended





THE CITY OF DAWSON

Zoning Bylaw Amendment No. 7 Bylaw

Bylaw No. 2020-02

WHEREAS section 265 of the Municipal Act, RSY 2002, c. 154, and amendments thereto, provides that a council may pass bylaws for municipal purposes.

WHEREAS section 288 of the Municipal Act, RSY 2002, c. 154, and amendments thereto, provides that a council, within two years after the adoption of an official community plan, or as soon as is practicable after the adoption of an amendment to an official community plan, a council must adopt a zoning bylaw.

WHEREAS section 288 of the Municipal Act, RSY 2002, c. 154, and amendments thereto, provides that no person shall carry out any development that is contrary to or at variance with a zoning bylaw.

THEREFORE, pursuant to the provisions of the *Municipal Act* of the Yukon, the council of the City of Dawson, in open meeting assembled, **ENACT AS FOLLOWS**:

PART I - INTERPRETATION

1.00 Short Title

This bylaw may be cited as the **Zoning Amendment No. 7 Bylaw**

2.00 Purpose

2.01 The purpose of this bylaw is to provide for

- (a) A re-zoning of lands from Future Planning to Industrial.



THE CITY OF DAWSON

Zoning Bylaw Amendment No. 7 Bylaw

Bylaw No. 2020-02

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THE CITY OF DAWSON

Zoning Bylaw Amendment No. 7 Bylaw

Bylaw No. 2020-02

3.00 Definitions

3.01 In this Bylaw:

- (a) Unless expressly provided for elsewhere within this bylaw the provisions of the *Interpretations Act*, RSY 2002, c. 125, shall apply;
- (b) "Bylaw Enforcement Officer" means a person employed by the City of Dawson to enforce bylaws;
- (c) "CAO" means the Chief Administrative Officer for the City of Dawson;
- (d) "city" means the City of Dawson;
- (e) "council" means the Council of the City of Dawson;

PART II – APPLICATION

4.00 Amendment

- 4.01 This bylaw re-zones claims P35900 and P35902 from Future Planning to Industrial, as shown in Appendix 1.

PART III – FORCE AND EFFECT

5.00 Severability

- 5.01 If any section, subsection, sentence, clause or phrase of this bylaw is for any reason held to be invalid by the decision of a court of competent jurisdiction, the invalid portion shall be severed and the part that is invalid shall not affect the validity of the remainder unless the court makes an order to the contrary

6.00 Enactment

- 6.01 This bylaw shall come into force on the day of the passing by Council of the third and final reading.



THE CITY OF DAWSON

Zoning Bylaw Amendment No. 7 Bylaw

Bylaw No. 2020-02

7.00 Bylaw Readings

Readings	Date of Reading
FIRST	February 12, 2020
PUBLIC HEARING	
SECOND	
THIRD and FINAL	

Original signed by

Name of Presiding Officer, Title
Presiding Officer

Name of CAO (or designate), Title
Chief Administrative Officer



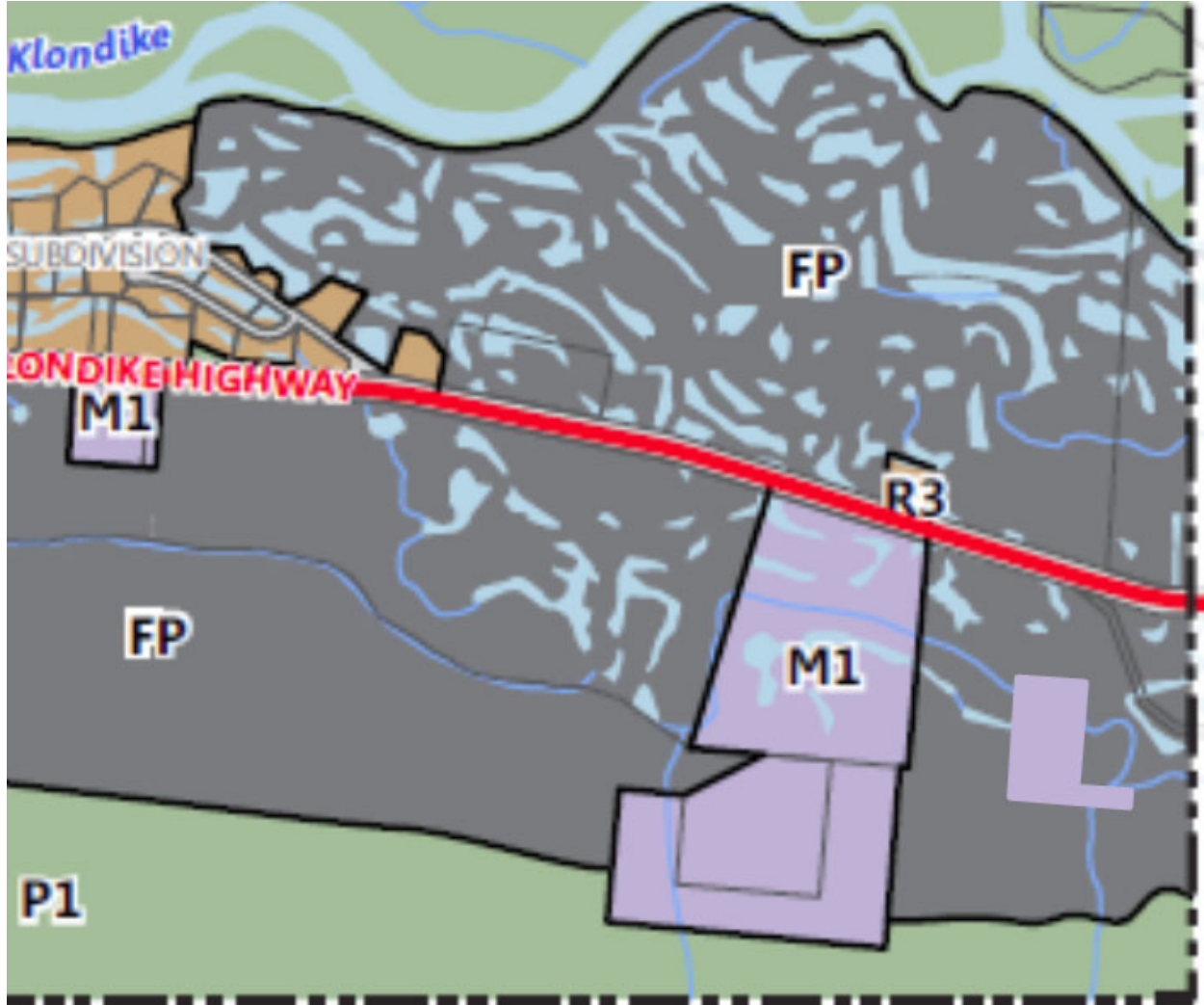
THE CITY OF DAWSON

Zoning Bylaw Amendment No. 7 Bylaw

Bylaw No. 2020-02

8.00 Appendices

Appendix 1. Claims P35900 and P35902 to be Amended





January 21, 2020

Mayor Wayne Potoroka
City of Dawson
Box 308
Dawson City, YT Y0B 1G0

Mayor Potoroka:

Re: Petroleum Hydrocarbon Containers

Thank you for your inquiry regarding the inclusion of petroleum hydrocarbon containers in the *Designated Materials Regulations* and as becoming a potential item for Extended Producer Responsibility.

In April 2018, the Government of Yukon accepted all of the recommendations put forth by the Ministerial Committee on Solid Waste. This Committee is made up of representatives from the Government of Yukon, municipalities, and the Association of Yukon Communities. One of the recommendations was to implement new *Designated Materials Regulations* materials as expediently as possible and to explore the option of Extended Producer Responsibility with industry. In June 2019, the Ministerial Committee met with Yukon retailers and businesses who handle automotive lubricants and oil containers to review the option of adding used oil and oil containers to the *Designated Materials Regulations* and to explore opportunities for Yukon businesses to join British Columbia's automotive lubricants Extended Producer Responsibility program.

The Committee is now creating a prioritization list of materials and determining which would be the most preferred management model for each. This could be either a government-run *Designated Materials Regulations* program or an industry-led Extended Producer Responsibility program. Petroleum hydrocarbon containers are part of these discussions, but the model that could be applied to these containers and a timeline for implementation has not yet been determined. The Committee expects to bring forward a prioritized list of materials and further recommendations regarding other recycling improvements this spring.

We appreciate your interest in diverting petroleum hydrocarbon containers from Yukon landfills. The Department of Environment is working in collaboration with the Department of Community Services to reduce waste through better waste management and recycling programs.

Petroleum Hydrocarbon Containers
Mayor Wayne Potoroka
Page 2

If you have further questions on the *Designated Materials Regulations*, Extended Producer Responsibility or the Ministerial Committee on Solid Waste, please contact the Director of Environmental Programs Branch, Bryna Cable at bryna.cable@gov.yk.ca.

Mahsi,

A handwritten signature in black ink, appearing to read 'Pauline Frost'.

Pauline Frost
Minister of Environment

cc: The Honourable John Streicker, Minister of Community Services

Committee Minutes

WEDNESDAY November 6 2019

19:00

Conference Room

Meeting Type: Regular

Meeting: # HAC 19-19

Facilitators: Libby Macphail

Attendees: Angharad Wenz, Megan Gamble, Patrik Pikálek, Eve Dewald.

Regrets: Dylan Meyerhoffer.

Meeting Called to order at 19:06.

Minutes

Agenda Item: New Business

Presenter: Libby Macphail

Resolution: #19-19-01

Second: Angharad Wenz

THAT the Heritage Advisory Committee moves to select a new chair and deputy chair.

Discussion:

- Angharad Wenz nominated herself as chair under the proviso that she holds it until May.
- Eve Dewald nominated herself as deputy chair.

Votes For: 4

Votes Against: 0

Abstained: 0

CARRIED

Agenda Item: Agenda Adoption

Presenter: Angharad Wenz

Resolution: #19-19-02

Second: Patrik Pikálek

THAT the Agenda for Heritage Advisory Committee Meeting HAC 19-18 has been adopted as amended.

Discussion:

Added new business item: time change of meetings

Votes For: 4

Votes Against: 0

Abstained: 0

CARRIED

Agenda Item: Conflict of Interest

Discussion: None.

Agenda Item: Committee of the Whole

Resolution: #19-19-03

THAT the Heritage Advisory Committee move into the Committee of the Whole to hear delegations.

Discussion:

- None.

Agenda Item: Revert to Heritage Advisory Committee
Resolution: #19-19-04

Presenter: Angharad Wenz
Second: Eve Dewald

THAT the Committee of the Whole revert to the Heritage Advisory Committee.

Discussion: None.

Agenda Item: Adoption of the Minutes
Resolution: #19-19-05

Presenter: Angharad Wenz
Second: Eve Dewald

THAT the Minutes for HAC meeting 19-18 are accepted as presented.

Discussion:

- None.

Votes For: 4

Votes Against: 0

Abstained: 0

CARRIED

Agenda Item: Business Arising from the Minutes
Resolution: #19-19-06

Presenter: Angharad Wenz
Second: Eve Dewald

Discussion:

- TH Youth Centre
 - The TH Youth Centre is currently tabled by the committee pending new drawings from the proponent. The proponents have mentioned difficulty in acquiring federal funding. Administration will continue to push forward the other pieces of this project (consolidation and zoning bylaw amendment), but at a certain point, these applications require their development permit to be completed. It could be possible that this project is tabled for a long time.
- Sylvain Fleurant's Variance Appeal and 10 ft. Setback Distances
 - The variance was successful and the property owner will not be required to move the shed. The 10 ft. setback distances are in the process of being amended- If administration receives application that requires a decision during the interim, there are sections in the Municipal Act that state Council can make a decision on the development permit so as to not hold up the process.
- Caley's Daughter's Cabin
 - The required modifications to the façade of this project have not been completed. Administration will follow up with the building inspector to see if the proper permits have been obtained by the proponent. This development permit is scheduled to be inspected in approximately 6 months.
- Midnight Sun
 - The Fire Chief has mentioned that the property owners do have some projects for this building for next summer. The Midnight Sun is legally non-conforming, and requires consolidation of the lots.
- Warehouse
 - The Warehouse on Third Avenue is being used as storage. The committee stressed the importance this structure has on the streetscape.

Agenda Item: Applications: #19-151
Resolution: #19-19-07

Presenter: Angharad Wenz
Second: Eve Dewald

THAT the Heritage Advisory Committee moves to approve development permit application #19-151.

Discussion:

- The proposed window meets the required design elements (casement, trim, and sash all correct)
- The committee would like to suggest that muntins & mullions be added to the windows.

Votes For: 4

Votes Against: 0

Abstained: 0

CARRIED

Agenda Item: Applications: #15-058
Resolution: #19-19-08

Presenter: Angharad Wenz
Second: Eve Dewald

THAT the Heritage Advisory Committee moves to table amendments to development permit application #15-058.

Discussion:

- The “Eliza Chenier Residences” amendments were not reassessed by the Heritage Advisory Committee. Administration followed up with the proponents to receive the most up to date building and elevation plans. These plans and elevations were assessed against the Heritage Management Plan and the Design Guidelines for Historic Dawson.
- Heritage Management Plan: Guidelines for Infill- The Dawson Style
 - Massing, Scale and Form- The structure is not similar in massing and scale to surrounding buildings. It is larger than the radio station and BNA bank. The front piece is subdivided into a smaller module which does provide a frontage more to scale.
 - Rhythm- The window openings for the front portion appear smaller than depicted in the rendering. The horizontal elements are not in line on the front façade. The door is shorter than the windows in the entry.
 - Materials- The materials used are tin, which is allowed, but different from what was originally assessed. The trim elements should have been wood or hardiplank.
 - Architectural details
 - The Entablature could be more ornate and detailed to bring more vertical interest to the façade.
 - The single door is not what was proposed and not typical of commercial storefronts.
 - The empty space between the two bay windows is not very aesthetically pleasing
 - The bay window oriels are not finished. More architectural details would improve them (tapering, trim, etc.)
 - The skirting is not historic.
 - The trim between the floors is not historic- metal trim was not used. A thicker band of trim would improve the façade.
- Design Guidelines for Historic Dawson- Commercial

- Symmetry of the front façade is missing
- The solids to openings ratio is too low- typically larger windows/more windows were used. This results in low visual permeability that makes the building unwelcoming.
- The horizontal line that divides the levels is disjointed, which creates for an awkward rhythm
- The opening needs a transom window above the door. The vertical elements of the opening are not historic
- The top of the bay windows appears heavier in the rendering.
- Comments on the side elevation facing the alley
 - A window is missing from the original rendering
 - There was an effort to break the mass in the original rendering.
 - A vertical muntin added to the windows would help create a more vertical rhythm
 - A tonal variation between the front section and the back section would have been preferred.
 - A bumped-up entablature, similar to the original rendering, would help to break up the massing.

Votes For: 4

Votes Against: 0

Abstained:0
TABLED

Agenda Item: New Business
Resolution: #19-19-09

Presenter: Angharad Wenz
Second: Eve Dewald

THAT the Heritage Advisory Committee moves to select a new meeting time, as Committee member Patrik Pikalek wishes to join the volunteer firefighter.

Discussion:

- The committee doesn't have any issues with changing the meeting time to 5:30 to 7:30

Votes For: 4

Votes Against: 0

Abstained:0
TABLED

Agenda Item: Information
Resolution: #19-19-10

Presenter: Angharad Wenz
Second: Eve Dewald

Discussion:

- The Heritage Bylaw is close to passing third reading. This means the committee will be transferring over to the new regulations stipulated. It also means that funding will becoming available for different projects that HAC wants to take on. Should anyone have any project they'd wish to propose to the group, please let the committee know.
 - With the new Heritage Bylaw comes new abilities to municipally designate sites. The staff facilitator would like work on municipally designating sites Parks Canada has earmarked to sell, as well as any other sites HAC is interested in designating.

Agenda Item: Adjournment
Resolution: #19-19-11

Presenter: Angharad Wenz
Second: Eve Dewald

That Heritage Advisory Committee meeting HAC 19-18 be adjourned at 20:55 hours on the 6th of November, 2019.

Discussion: None.

Minutes accepted on: HAC 19-20 on Wednesday, December 18, 2019.

Committee Minutes

WEDNESDAY December 18, 2019

17:30

Conference Room

Meeting Type: Regular

Meeting: # HAC 19-20

Facilitators: Libby Macphail

Attendees: Angharad Wenz, Megan Gamble, Patrik Pikálek, Eve Dewald.

Regrets: Dylan Meyerhoffer.

Meeting Called to order at 5:34 PM.

Minutes

Agenda Item: Agenda Adoption

Presenter: Angharad Wenz

Resolution: #19-20-01

Second: Eve Dewald

THAT the Agenda for Heritage Advisory Committee Meeting HAC 19-20 has been adopted as presented.

Discussion:

Votes For: 4

Votes Against: 0

Abstained: 0

CARRIED

Agenda Item: Conflict of Interest

Discussion: None.

Agenda Item: Committee of the Whole

Resolution: #19-20-02

THAT the Heritage Advisory Committee move into the Committee of the Whole to hear delegations.

Discussion:

- None.

Agenda Item: Revert to Heritage Advisory Committee

Presenter: Angharad Wenz

Resolution: #19-20-03

Second: Eve Dewald

THAT the Committee of the Whole revert to the Heritage Advisory Committee.

Discussion: None.

Agenda Item: Adoption of the Minutes

Presenter: Angharad Wenz

Resolution: #19-20-04

Second: Eve Dewald

THAT the Minutes for HAC meeting 19-19 are accepted as presented.

Discussion:

- None.

Votes For: 4

Votes Against: 0

Abstained:0
CARRIED

Agenda Item: Business Arising from the Minutes
Resolution: #19-20-05

Presenter: Angharad Wenz
Second: Eve Dewald

Discussion:

- None.

Agenda Item: Reports- Cassiar Building Update
Resolution: #19-20-06

Presenter: Angharad Wenz
Second: Eve Dewald

Discussion:

- The staff facilitator Libby Macphail provided a brief update on the Cassiar Building #C19-012 file. Administration and Chief Isaac had a meeting to discuss façade changes. A proposal will be available for the next meeting.

Agenda Item: New Business
Resolution: #19-20-07

Presenter: Angharad Wenz
Second: Eve Dewald

THAT the Heritage Advisory Committee move to have 2020 meetings on the first and third Wednesday of the month at 5:30 PM.

Discussion:

- The committee may move meetings back to 7:30 in the spring when Council moves their schedule to accommodate development season and members of the public needing to present their projects.

Votes For: 4

Votes Against: 0

Abstained:0
CARRIED

Agenda Item: New Business
Resolution: #19-20-08

Presenter: Angharad Wenz
Second: Eve Dewald

THAT the Heritage Advisory Committee move to table project priorities for the 2020 year to discuss at the next meeting

Discussion:

- None.

TABLED

Agenda Item: Adjournment
Resolution: #19-20-09

Presenter: Angharad Wenz
Second: Eve Dewald

That Heritage Advisory Committee meeting HAC 19-20 be adjourned at 18:02 hours on the 18th of December, 2019.

Discussion: None.

Minutes accepted on: HAC 20-01 on January 15, 2020.

MINUTES OF COMMITTEE OF WHOLE MEETING CW20-01 of the council of the City of Dawson called for 7:00 PM on Wednesday, January 15, 2020 in the City of Dawson Council Chambers.

PRESENT: Councillor Natasha Ayoub
Councillor Stephen Johnson
Councillor Bill Kendrick
Councillor Molly Shore

ABSENT: Mayor Wayne Potoroka

ALSO PRESENT: CAO Cory Bellmore
EA Heather Favron
PW Superintendent Mark Dauphinee
A/CDO Libby Macphail

Agenda Item: Call to Order

The CAO called the meeting to order at 7:00 p.m.

CW20-01-01 Moved by Councillor Johnson, seconded by Councillor Shore that Councillor Kendrick be appointed to act as Chairperson of committee of the whole meeting #CW20-01. Carried 4-0

Agenda Item: Agenda

CW20-01-02 Moved by Councillor Johnson, seconded by Councillor Shore that the agenda for committee of the whole meeting #CW20-01 be accepted as presented. Carried 4-0

Agenda Item: Adoption of the Minutes

a) Committee of Whole Meeting Minutes #CW19-27 of October 28, 2019

CW20-01-03 Moved by Councillor Shore, seconded by Councillor Kendrick that the minutes of committee of the whole meeting #CW19-27 of October 28, 2019 be accepted as presented. Carried 4-0

b) Committee of Whole Meeting Minutes #CW19-29 of November 27, 2019

CW20-01-04 Moved by Councillor Kendrick, seconded by Councillor Shore that the minutes of committee of the whole meeting #CW19-29 of November 27, 2019 be accepted as presented. Carried 4-0

c) Committee of Whole Meeting Minutes #CW19-30 of December 11, 2019

CW20-01-05 Moved by Councillor Shore, seconded by Councillor Johnson that the minutes of committee of the whole meeting #CW19-30 of December 11, 2019 be accepted as presented. Carried 4-0

Agenda Item: Special Meeting, Committee, and Departmental Reports

a) Request for Direction RE: Federation of Canadian Municipalities Annual Conference & Trade Show

Councillor Kendrick indicated an interest in attending the 2020 FCM Conference.

CW20-01-06 Moved by Councillor Kendrick, seconded by Councillor Johnson that committee of the whole acknowledges receipt of report RE: Federation of Canadian Municipalities (FCM) Annual Conference & Trade Show. Carried 4-0

b) Request for Direction RE: Wastewater Treatment Process Selection

Mark Dauphinee, Public Works Superintendent, City of Dawson; Elise Bingeman, Senior Project Manager, and Annika Palm, Project Manager, Infrastructure Development Branch; and Kirsti de Vries, Community Advisor, Community Affairs were in attendance to discuss wastewater treatment plant process selection with the committee.

The committee inquired if the direction sought from council also included looking at an aerated vs. an unaerated lagoon. The Public Works Superintended clarified the direction being sought from council was lagoon rather than a mechanical plant. If space allows an un-aerated lagoon might be considered but if space is limited or a smaller footprint is required then an aerated lagoon will be looked at.

The committee inquired if the sequential batch reactor technology was looked at and was informed it had not. The committee noted understanding with wanting to go with something tried and true but inquired if the project team could say with 100 percent certainty that there is not a mechanical option that is affordable and tried and true? The committee suggested the project team be prepared for questions of this nature and questions surrounding why various mechanical plant options had not being considered.

The project team is comfortable that lagoon is the preferred process for lower operation costs, ease of construction, and the history and ongoing performance of lagoons across the north. The following information was provided in response to questions and comments raised by the committee:

- The plant in Carmacks has preformed better in terms of meeting the requirements of the water licence over the years, however there is a major caveat in that they don't have drinking water supply. The water coming in is more consistent annually, it is less cold which really helps the performance of the plant. Carmacks has mentioned that the plant is a challenge and is a significant portion of their operating and maintenance budget. The committee noted it would be good to find out what the dollar per million litre figure is for the Carmacks plant and how many litres is pumped through their system.
- There is a project schedule and plan which has not changed significantly from the one previously presented. They do not have a firm budget yet as they are waiting for the feasibility study to be finalized.
- In terms of expected reductions in per capita flows based on installing recirc. lines on certain properties or certain areas of town, bleeder flow reductions as well as reductions from water metering, a 25 percent reduction in per capita flows by the time a new process comes on line is the rough number they have come up with.
- The project manager on YG side will be part time. YG project managers typically manage 3 to 6 projects at a time. The process plan to date includes the City asking Infrastructure Development Branch to manage the project.
- This is a council decision, so there will be multiple steps throughout the process where council will have oversight.

CW20-01-07 Moved by Councillor Johnson, seconded by Councillor Kendrick that committee of the whole forwards the RFD RE: Wastewater Treatment Process Selection to council with a recommendation to provide direction to Administration to proceed with the siting and conceptual design work on a lagoon-based process for the treatment of the City of Dawson's wastewater. Carried 4-0

c) Request for Direction RE: Dawson Wastewater – Public Engagement Plan

Mark Dauphinee, Public Works Superintendent, City of Dawson; Elise Bingeman, Senior Project Manager, and Annika Palm, Project Manager, Infrastructure Development Branch; and Kirsti De Vries, Community Advisor, Community Affairs were in attendance to present the proposed Dawson wastewater public engagement plan and to answer any questions of the committee.

Annika Palm provided a presentation to the committee in regards to the proposed plan for engaging the public to find a solution for Dawson's wastewater.

CW20-01-08 Moved by Councillor Johnson, seconded by Councillor Shore that committee of the whole forwards the RFD RE: Dawson Wastewater – Public Engagement Plan to council with a recommendation to provide direction to Administration to proceed with the Dawson Waste Water Public Engagement Plan as presented in the attached documents. Carried 4-0

Agenda Item: Bylaws and Policies

a) *Single Use Plastics Bylaw #2019-10*

The committee requested the following:

- correct bylaw footer
- correct numbering in section 5
- section 4.04, last sentence requires an apostrophe

CW20-01-09 Moved by Councillor Shore, seconded by Councillor Johnson that committee of the whole forwards the Single Use Plastics Bylaw #2019-10 to council, as amended, with a recommendation to proceed with second and third readings.

CW20-01-10 Moved by Councillor Kendrick, seconded by Councillor Ayoub that section 4.05 (b) be removed. Carried 3-1
Main Motion Carried 4-0

Agenda Item: Correspondence

CW20-01-11 Moved by Councillor Kendrick, seconded by Councillor Shore that committee of the whole acknowledges receipt of correspondence from Stephen J. Mills, Deputy Minister RE: Seasonal Time Change Public Engagement. Carried 4-0

Agenda Item: In Camera Session

CW20-01-12 Moved by Councillor Kendrick, seconded by Councillor Shore that committee of the whole move into a closed session for the purposes of discussing land and legal related matters as authorized by section 213 (3) of the Municipal Act. Carried 4-0

a) Land and Legal Related Matters

CW20-01-13 Moved by Councillor Kendrick, seconded by Councillor Shore that committee of the whole reverts to an open session of committee of the whole and proceeds with the agenda.
Carried 4-0

CW20-01-14 Moved by Councillor Shore, seconded by Councillor Johnson that committee of the whole recommends council Direct administration to enter into Licenses of Occupation with:
Owners of Lot 14, Block I Ladue Estate for the purposes of allowing Development Permit #19-093 to be approved.
Owners of Lot 15 & 16, Block I, Ladue Estate for the purposes of allowing approved Development Permit #19-017 to be amended and for the purposes of providing essential services along the back alley.
Direct administration to require that a Boundary Adjustment be submitted for Lots 15 & 16 Block I Ladue Estate to address the encroachment of the building mostly located on Lot 16 prior to the signing of the Licence of Occupation. Carried 4-0

Agenda Item: Adjournment

CW20-01-15 Moved by Councillor Kendrick, seconded by Councillor Johnson that committee of the whole meeting CW20-01 be adjourned at 9:31 p.m.
Carried 4-0

THE MINUTES OF COMMITTEE OF WHOLE MEETING CW20-01 WERE APPROVED BY COMMITTEE OF WHOLE RESOLUTION #CW20-01-02 AT COMMITTEE OF WHOLE MEETING CW20-03 OF FEBRUARY 5, 2020.

Original signed by:
Bill Kendrick, Chair

Cory Bellmore, CAO

MINUTES OF COMMITTEE OF WHOLE MEETING CW20-02 of the council of the City of Dawson called for 7:00 PM on Wednesday, January 29, 2020 in the City of Dawson Council Chambers.

PRESENT:

Mayor	Wayne Potoroka
Councillor	Natasha Ayoub
Councillor	Stephen Johnson
Councillor	Bill Kendrick
Councillor	Molly Shore

ALSO PRESENT:

A/CAO	Marta Selassie
EA	Heather Favron
A/CDO	Libby Macphail

Agenda Item: Call to Order

The Chair, Wayne Potoroka called the meeting to order at 7:00 p.m.

Agenda Item: Agenda

CW20-02-01 Moved by Mayor Potoroka, seconded by Councillor Ayoub that the agenda for committee of the whole meeting #CW20-02 be accepted as presented.
Carried 4-0

Councillor Kendrick joined Council at 7:01 PM.

Agenda Item: Special Meeting, Committee, and Departmental Reports

a) Request for Decision RE: Minto Park and Victory Gardens Transfer of Title

Committee requested Administration investigate the following for Block 15, Government Reserve:

- Lot 8 - property assessment and ensure the alley was properly consolidated
- Lot 9 – was there a bylaw to close the alley
- Lot 6 & 7 – was there a bylaw to close the alley and was it consolidated properly

CW20-02-02 Moved by Mayor Potoroka, seconded by Councillor Johnson that committee of the whole forwards the Report to Council RE: Minto Park and Victory Gardens Transfer of Title and recommend council direct administration to:

1. Prepare a Permanent Road Closure Bylaw for first reading to close the lane adjacent to Block 3 Government Reserve (Minto Park);
2. Prepare an Easement Agreement for the underground utilities that run under Block 3 Government Reserve (Minto Park) for Block 22 Government Reserve (The Hospital);

For the purposes of facilitating a transfer of title of Block 3 & 5 Government Reserve (Minto Park and the Victory Gardens) from Yukon Government to the City of Dawson.
Carried 5-0

Agenda Item: Bylaws and Policies

a) Draft Art Procurement Policy

Comments and suggestions discussed by the Committee included:

- Section 3 (a): May want to consider adding locally based / Yukon based
- Section 4 (a): May want to consider broader wording for this section. The 12 consecutive months criteria could prove challenging for resident artists to meet. May want to look at giving preference to residents within the municipal boundary ex: wording used in the City of Whitehorse's policy. Whether a definition for immediate family should be included.
- Section 5 (a): May want to revisit the idea of not allowing the purchase of art from artist's estate as there are some past examples where the city may have wanted to purchase pieces from the estate.
May also want to reconsider whether to purchase from the secondary market. Potential to have priority on primary with flexibility on secondary. Some examples where this might be favourable and some situations where it would not.
- Section 7 (a): Change "from the School of Visual Arts (SOVA)" to "recommended from the Dawson City Arts Society (DCAS)". Whether having a call out to the community at large should be included.
- Section 7 (g): May want to reconsider whether or not council should be the final approval similar to community grants process.
- Section 6 (a): Clarification required whether intent is 3 artworks ever, or per intake.
- Section 6 (c): Does not limit pieces already created.
- Section 8: Relevance of theme and local content bears further discussion.
- Section 8 (c): May want to consider deleting. Raises concerns about how to display, who will install the artwork, potential for offensive content, and not up for public vote.
- Section 9 (a): Concern with having a dollar value, as don't want to hamstring future councils. Would be interested to know what the reasoning is and what gives the most flexibility. Have the months following provisional budget prior to passing final budget been taken into consideration, and what is the plan for 2020?
- Section 10 (a): May want to allow for flexibility in this section, we may want to use some images for longer than one year.
- Section 11 (a): May want to relook at the first year to include other municipal buildings and not just City Hall i.e.: pieces that have relevance to other facilities.
- Role of Staff: Requires spelling correction, text and formatting amendments. Addition to section for staff to be responsible for record keeping and ensuring adequate insurance.
- Additional: Consulting KIAC to see what they think of the draft policy.
Does the policy address donations?
Disposal of assets.

CW20-02-03 Moved by Councillor Shore, seconded by Councillor Kendrick that committee of the whole accepts the draft Art Procurement Policy #2020-01 for information and provide feedback to Administration. Carried 5-0

Agenda Item: Correspondence

a) Alain Derepentigny RE: Mammoth Donation

Committee raised the following questions:

Where would be a good location for the Mammoth Statue?
Would the art piece be a baffling mammoth or would there be an artist statement to accompany the gift Will a plaque be required?
What other considerations does council need to take into account i.e.: insurance?
Is the Final Art Policy required in order to accept the gift?
Would this art piece set the record for the largest Mammoth Statue?

Committee raised concern about the potential of losing out on this generous offer and noted it would be good to have it resolved by the end of February.

Agenda Item: In Camera Session

CW20-02-04 Moved by Mayor Potoroka, seconded by Councillor Johnson that committee of the whole move into a closed session for the purposes of discussing land and legal related matters as authorized by section 213 (3) of the Municipal Act. Carried 5-0

a) Land and Legal Related Matters

CW20-02-05 Moved by Councillor Johnson, seconded by Councillor Kendrick that committee of the whole reverts to an open session of committee of the whole and proceeds with the agenda. Carried 5-0

Agenda Item: Adjournment

CW20-02-06 Moved by Councillor Johnson, seconded by Councillor Shore that committee of the whole meeting CW20-02 be adjourned at 9:11 p.m. with the next regular meeting of committee of the whole being February 5, 2020. Carried 5-0

**THE MINUTES OF COMMITTEE OF WHOLE MEETING CW20-02 WERE APPROVED BY
COMMITTEE OF WHOLE RESOLUTION #CW20-03-03 AT COMMITTEE OF WHOLE MEETING
CW20-03 OF FEBRUARY 5, 2020**

Original signed by:
Wayne Potoroka, Chair

Marta Selassie, A/CAO

Sent: Thursday, February 6, 2020 12:35 PM

Subject: Support letter for Community participation

Dear Mayor

The Department of Economic Development's Yukon Nominee Program is launching a Community stream for the communities of Dawson City, Carmacks, Haines-Junction and Watson Lake. Through the Yukon Chamber of Commerce and the Whitehorse Chamber of Commerce, we worked with the community association to bring your community on board.

The Yukon Nominee Program is used by over 400 employers in Yukon to bring in foreign workers when they cannot fill the position with a Canadian or Permanent Resident. The criteria for the employer is to offer a year-round, full-time, one occupation position. This left many small business or seasonal operators without the opportunity to be a part of the program. The Community Program initiative is to provide opportunities for employers in your community to participate in the Yukon Nominee Program through the new Community stream. Your community's verbal approval is now required in a formal letter of support to fulfill the Government of Yukon's criteria to work with the Government of Canada.

As part of the federal requirements to fulfill the criteria for the program, we require a letter of support from your community. Attached is a template letter confirming your town's support which, if used, is printed on letterhead and returned to me. We will forward the letters to Immigration, Refugees & Citizenship Canada (IRCC) to confirm your community's interest in the program.

If you have any questions, please feel free to contact me.



Ann Bowen

Immigration Officer
Economic Development | Immigration
T 867-456-6813 | Yukon.ca

Immigration Office is located at 303 Alexander St. 1st Floor, Whitehorse, Y1A L5.

The hours are 8:30-4:30.

Date: February 6, 2020

Immigration, Refugees & Citizenship Canada
Email: Korey.McKinnon@cic.gc.ca

To Government of Canada, Immigration

Re: Yukon Community Program Support Letter

On behalf of the community of XXXXXXXX, it is my pleasure to write a support letter for the upcoming Yukon Community Program. Our community is pleased to have this program available to meet our labour needs, particularly for part-time and seasonal work.

We are an active community that prides itself on welcoming newcomers. Many who arrive here find that our natural surroundings and community spirit offer a warm invitation to stay and settle.

We understand that the Yukon Community Program criteria requires commitment from both employers and the community. A designated Community Host will provide settlement support, encourage active engagement in the community and introduce newcomers and their families to their homes, schools, and activities. Ultimately, a welcoming community attracts and retains newcomers by promoting a sense of belonging.

We fully support a program that contributes to the strengthening of our businesses and to the growth of our communities. We thank the Government of Canada, Immigration and the Government of Yukon, Economic Development for their innovative thinking in making this program possible.

Sincerely,

Mayor XXX
Community

cc. Whitehorse Chamber of Commerce
Yukon Chamber of Commerce
CANNOR
Yukon Nominee Program