

**12-034**

**Appellant** – MCP Consultants Inc., **Operator** – MCP Consultants Inc., **Location** – Calgary

A Notice of Appeal was received on October 12, 2012 from MCP Consultants Inc. (MCP). The appeal is with respect to the September 6, 2012 decision of Alberta Environment and Sustainable Resource Development (AESRD), to refuse to issue a *Water Act* Approval to MCP Consultants Inc. for wetland disturbance at SW 10-25-29-W4M, in Calgary, Alberta.

After receiving further information from the Appellant, on January 9, 2013 the Board held a mediation meeting for February 5, 2013. A request for an adjournment of the appeal was received on February 12, 2013 from the Appellant pending an investigation by AESRD with respect to the filling in of the wetland without approval.

On March 21, 2013 AESRD requested the appeal be dismissed since the removal of the wetland has rendered the appeal moot. AESRD there is no remedy the Board can now award in light of AESRD now being unable to retroactively issue an approval for the removal of the wetland. A schedule was set to receive submissions regarding the motion to dismiss the appeal.

The Appellant withdrew the appeal on April 3, 2013 and on April 9, 2013 the Board discontinued its proceedings and closed its file.