

ALBERTA ENVIRONMENTAL APPEALS BOARD

20-010

2020 ABEAB 23

Appellant – Border Paving Ltd., **Operator** – Border Paving Ltd., **Location** – Parkland County,
Type of Decision and Date – Discontinuance August 14, 2020

A Notice of Appeal was received by the Board on July 6, 2020 from Border Paving Ltd. in relation to the June 22, 2020 decision of the Director, Alberta Environment and Parks, to reject *Water Act* Application No. 002-00268981 filed by Border Paving Ltd. for an approval for the purpose of pit operations and construction of end pit lakes at NE and NW 22, SE and SW 27-050-04-W5M in Parkland County.

In a letter dated July 14, 2020 the Director requested the Board dismiss the appeal on the basis that the rejection of an incomplete application is not an appealable decision listed under section 115 of the *Water Act*. In response to the Director's motion, on July 23, 2020, the Board set a schedule to receive written submissions from the Appellant and the Director.

On August 13, 2020, the Appellant advised that although it was of the opinion that their appeal had merit, they were withdrawing their appeal. Based on the withdrawal of the appeal by the Appellant, the Board discontinued its proceedings and closed its file on August 14, 2020.

Cite: *Border Paving Ltd. v. Director, Alberta Environment and Parks* (14 August 2020),
Appeal No. 20-010 (A.E.A.B.), 2020 ABEAB 23.