

Status of Active Appeals

Updated June 27, 2025

Please contact the Board at 780-427-6207 or eab@gov.ab.ca for more information about the appeals.

Appeal Name & Number	Description of Appeal	Status	Board Decisions
Westar Landfill Ltd. EAB 14-001 November 27, 2024	A Notice of Appeal was received on April 14, 2014 from Westar Landfill with respect to the April 8, 2014 decision of the Director, Alberta Environment and Protected Areas (AEPA), to issue to Westar Landfill EPEA Environmental Protection Order No. EPO-2014/04-SSR for allegedly releasing substances from the landfill, located in Cypress County. Amended Order issued November 24, 2017.	<p>The Appellant requested a stay of the Order. AEP agreed to an interim stay and the EPO has been amended by extending the deadlines.</p> <p>Mediation meetings were held on July 15, 2014 and November 17, 2017. Mediation meetings are not open to the public. Westar and the Director discussed appeal with Board Counsel on April 22, 2024. Discussions are ongoing.</p>	
Zaia Abraham and Romy Tittel EAB 18-015 November 27, 2024	A reconsideration request was received June 28/23 from Romy Tittel and Zaia Abraham with respect to the Board's Report and Recommendations and Ministerial Order for 18-015-R (2022 ABEAB 16) regarding <i>Water Act</i> Enforcement Order No. WA-EO-2018/08-SSR issued to Romy Tittel and Zaia Abraham by the Director, Alberta Environment and Protected Area.	The Appellants are to provide any further information on their reconsideration request by July 11, 2023. No further information was received, and the Board is reviewing.	The Board is to make a decision on the Appellants' reconsideration request.
Celanese Canada EAB 19-011 and 19-013 May 22, 2025	A Notice of Appeal was received on May 28, 2019 from Celanese Canada with respect to the May 10, 2019 decision of the Director, Alberta Environment and Protected Areas (AEPA), to issue EPEA Approval No. 1349-03-00 to Celanese Canada ULC for the reclamation of the former Celanese Edmonton Petrochemical Manufacturing	<p>The appeal was placed in abeyance from the time it was filed at the request of the parties and regular status reports were provided on their discussions.</p> <p>Mediation meetings via videoconference were held on February 16, 2022 and April 26, 2022. Discussions are ongoing and the next update from the parties is due on June 5, 2025, received and</p>	

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	Plant. A Notice of Appeal was also received from Capital Power Generation Services Inc. on June 11, 2019 with respect to Celanese's Approval.	<p>parties are still in discussions. Mediation meetings are not open to the public.</p> <p>The parties are continuing discussions and provide regular updates to the Board.</p>	
SUEZ Canada Waste Services Inc. (now Veolia Waste Services Alberta Inc.) and Minister of Infrastructure EAB 19-051-058, 087-088, 103-110 December 23, 2024	Eighteen Notices of Appeal were received with respect to the December 13, 2019 decision of the Director, Alberta Environment and Protected Areas (AEPA), to issue EPEA Approval 1744-03-00 to SUEZ Canada Waste Services Inc. (now Veolia Waste Services Alberta Inc.) and Her Majesty the Queen in Right of Alberta as represented by the Minister of Infrastructure for the construction, operation and reclamation of the Swan Hills Hazardous Waste Treatment Centre.	<p>Preliminary Motion – On March 13, 2023, the Board issued a Decision regarding dismissing the Notices of Appeal from the Appellants except for Appeal No. EAB 19-055 filed by the Keepers of the Athabasca Watershed Society. The appeals were dismissed for not filing a Statement of Concern with AEPA during the application process.</p> <p>Mediation – The appeal of the Keepers of the Athabasca Watershed Society (EAB 19-055) is in mediation. Further mediation meeting held February 10, 2025 and the parties continue discussions. Mediation is a confidential process.</p>	On March 13, 2023, the Board issued a Decision dismissing all Notices of Appeal except for Appeal No. EAB 19-055 filed by the Keepers of the Athabasca Watershed Society.
Badlands Recreation Development Corp. 19-059-085 March 20, 2025	Twenty-seven Notices of Appeals were received on January 20, 2020 with respect to the January 8, 2020 decision of the Director, Alberta Environment and Protected Areas (AEPA), to issue Water Act Approval No. 00406489-00-00 to Badlands Recreation Development Corp. for infilling 2 wetlands, modifying 3 wetlands, and constructing, operating and carrying out maintenance of a stormwater management system at 22-027-21-W4M, near Rosebud, Alberta, for the Badlands Motorsport Resort.	<p>Preliminary Motions – The Board has issued the following decisions with respect to preliminary motions: April 28, 2020 Decision, June 23, 2021 Decision, May 25, 2022 Decision, and May 31, 2022 Decision, and August 23, 2022 Decision,</p> <p>Hearing – The hearing scheduled for December 7, 9 and 10, 2020 was rescheduled to February 23-25, 2021, then rescheduled to May 16-18, 2022, and was held on November 2-4 & 7, 2022 via videoconference. The hearing did not finish and continued on January 30, 31, and February 1, 2023. Closing arguments, further submissions, and responses to the Panel's questions received.</p> <p>On September 19, 2023, the Panel advised the hearing closed on September 8, 2023, and on March 28, 2024, the Board provided its Report and Recommendations to the Minister of Environment</p>	<p>The Board has issued the following decisions with respect to preliminary motions: April 28, 2020 Decision, June 23, 2021 Decision, May 25, 2022 Decision, May 31, 2022 Decision, August 23, 2022 Decision, and April 9, 2024 Report and Recommendations and the Minister's Order.</p> <p>Costs Decision</p>

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		<p>and Protected Areas. The Board issued its Report and Recommendations and the Minister's Order on April 9, 2024.</p> <p>Costs: Costs applications were received from the Appellant and the Approval Holder and the Board issues its Costs Decision on March 20, 2025.</p> <p>Judicial Review regarding the stay – The Appellants filed a judicial review in Court of Queen's Bench in Calgary regarding the Board's April 28, 2020 decision denying the stay and dismissing 22 of the 27 appeals for not being directly affected. The judicial review has been adjourned <i>sine die</i> until the Minister makes a decision on the appeals following the Board's hearing. The Consent Order filed in court on December 7, 2020 states that Badlands undertakes to not conduct any physical alteration of the wetlands subject to the Approval until the Minister makes a decision on the appeals (following a hearing).</p> <p>Judicial Review regarding the Board's Report and Recommendations was filed by the Appellant will be heard during the week of May 12th 2025.</p>	
<p>Secure Energy Services</p> <p>EAB 19-111</p> <p>November 28, 2024</p>	<p>A Notice of appeal was received on March 20, 2020 from Drew Yewchuk, Faculty of Law, University of Calgary, on behalf of Cody Cuthill and Normtek Radiation Services Ltd., with respect to the March 4, 2020 decision of the Director, Alberta Environment and Protected Areas (AEPA), to issue EPEA Amending Approval No. 48516-01-07 extending the expiry date of Approval 48516-01-00 to March 31, 2021. The Amending Approval was issued to Secure Energy Services Inc. for the construction, operation</p>	<p>Preliminary Motions – On November 22, 2021, the Board determined that Normtek is directly affected and stated reasons would be issued in due course. The reasons are outstanding.</p> <p>As of January 13, 2022, the Board's reasons for deciding the mootness of appeals 16-024 and 19-111 (extension approvals) are outstanding.</p> <p>The Board will close its file once the decision on the preliminary motions is issued.</p> <p>Hearing – The hearing scheduled for July 12-13, 2022 was rescheduled to September 29 & 30, 2022.</p>	<p>On November 22, 2021, the Board determined that Normtek is directly affected and stated reasons would be issued in due course. The reasons are outstanding.</p> <p>As of January 13, 2022, the Board's reasons for deciding the mootness of appeals 16-024 and 19-111 (extension approvals) are outstanding. The Board will close its file once it issues its</p>

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	and reclamation of the Pembina Area Landfill, near Drayton Valley. See appeal EAB 21-018 below.	Mediation resolved the appeal and the hearing has been cancelled. Mediation Meeting – Mediation meetings were held May 31, June 9, June 24 and July 15, 2022 via videoconference. The mediation resolved the appeal and hearing set for September 29 & 30, 2022 has been cancelled. Mediation meetings are not open to the public. On September 22, 2022, the Board issued its Report and Recommendations and the Minister's Order reflecting the agreement reached by the parties.	decision on the preliminary motions. On September 22, 2022, the Board issued its Report and Recommendations and the Minister's Order reflecting the agreement reached by the parties.
2161889 Alberta Ltd. et al. EAB 20-046-054 November 27, 2024	The Board received Notices of Appeal on March 19 and 22, 2021 from 216889 Alberta Ltd., Byron Levkulich and Aaron Patch with respect to the March 12, 2021 decision of the Director, Alberta Environment and Protected Areas (AEPA) to issue Water Act Enforcement Order No. EO-WA-35659-01 regarding a gravel pit on public land located at SW-13-065-18-W4M. The Board also received Notices of Appeal on March 19 and 22, 2021 from Lisa Ball, 541466 Alberta Ltd. and Robert Beaverford with respect to the March 12, 2021 decision of the Director, Alberta Environment and Protected Areas, to issue Water Act Enforcement Order No. EO-WA-35659-01 (EO) and EPEA Environmental Protection Order No. EPO-EPEA-35659-07 (EPO) regarding a gravel pit on public land located at SW-13-065-18-W4M.	Mediation Meeting (EAB 20-046-054) – A mediation meeting was held on June 15, 2021 that did not resolve the appeals. Mediation meetings are not open to the public. EAB 20-046-048 – On February 7, 2022, the appeals of 216889 Alberta Ltd., Byron Levkulich and Aaron Patch (EAB 20-046-048) have been withdrawn. EAB 20-049-054 – The appeals of Lisa Ball, 541466 Alberta Ltd. and Robert Beaverford are in abeyance until December 19, 2022. The hearing scheduled for June 22, 2022 by video conference has been cancelled. The only matter at the hearing was to determine whether they were properly named on the Enforcement Order and Environmental Protection Order. Mantle Materials Group was added to Amendment No. 3 to the Orders and they are completing work in compliance with the Consolidated Remedial Plan. Updates are being provided.	
Secure Energy Services Inc.	The Board received a Notice of Appeal and request for a stay on October 28, 2021 from	Hearing – The hearing scheduled for July 12-13, 2022 was rescheduled to September 29 & 30, 2022.	On November 22, 2021, the Board determined that Normtek

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EAB 21-018 November 28, 2024	the Public Interest Law Clinic, University of Calgary, on behalf of Cody Cuthill and Normtek Radiation Services Ltd., with respect to the September 30, 2021 decision of the Director, Alberta Environment and Protected Areas (AEPA), to issue EPEA Approval No. 48516-02-00 to Secure Energy Services Inc. The renewal Approval is for the construction, operation and reclamation of the Pembina Area Landfill where more than 10,000 tonnes per year of hazardous waste and non-hazardous waste are disposed of, near Drayton Valley.	<p>Mediation resolved the appeal and the hearing has been cancelled.</p> <p>Mediation Meeting – Mediation meetings were held May 31, June 9, June 24 and July 15, 2022 via videoconference. The mediation resolved the appeal and hearing set for September 29 & 30, 2022 has been cancelled. Mediation meetings are not open to the public.</p> <p>On September 22, 2022, the Board issued its Report and Recommendations and the Minister's Order reflecting the agreement reached by the parties.</p> <p>Preliminary Motions – On November 22, 2021, the Board determined that Normtek is directly affected and stated reasons would be issued in due course. The reasons are outstanding. As of January 13, 2022, the Board's reasons for deciding the mootness of appeals 16-024 and 19-111 (extension approvals) are outstanding. The Board will close its file once the decision on the preliminary motions is issued.</p>	<p>is directly affected and stated reasons would be issued in due course. The reasons are outstanding.</p> <p>As of January 13, 2022, the Board's reasons for deciding the mootness of appeals 16-024 and 19-111 (extension approvals) are outstanding. The Board will close its file once it issues its decision on the preliminary motions.</p> <p>On September 22, 2022, the Board issued its Report and Recommendations and the Minister's Order reflecting the agreement reached by the parties.</p>
Jeff Colvin & Salt Box Coulee Water Supply Company EAB 21-022 November 28, 2024	On December 10, 2021, the Board received appeals from Jeff Colvin & Salt Box Coulee Water Supply Company regarding the December 1, 2021 decision of the Director, Alberta Environment and Protected Areas (AEPA) to issue Enforcement Order No. EO-EPEA-34579 to Jeff Colvin and Salt Box Coulee Water Supply Company Ltd. for contravening Approval No. 67490-02-00 in relation to the Salt Box Coulee Waterworks System, located at SW1/4-12-25-3-W5M, in Rocky View County.	AEPA has requested the Board dismiss the appeal related to the Order stating that this Order is not appealable as it was issued under EPEA sections 210(1)(d) and (e). EPEA states that appealable Orders are issued under sections 210(1)(a), (b) or (c). Submissions were received from the parties. On March 25, 2022, the Board asked the parties to advise by April 1, 2022, if they wished to proceed to mediation prior to the Board rendering a decision. The Board noted that Appellants supply water to approximately 70 households.	On February 13, 2023 the Board dismissed the appeal for not being valid and advised reasons would be issued in due course. The reasons are outstanding.

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		On February 13, 2023, the Board dismissed the appeal for not being valid. The file will be closed once the Board's reasons are issued.	
Michel Richard EAB 22-046-049 May 23, 2025	Notices of Appeal and requests for stays were received from Michel Richard and 959117 Alberta Corporation in relation to <i>Water Act</i> Enforcement Orders EO-WA-35539, EO-WA-35679, EO-WA-37321, EO-WA-38079 issued by the Director, Alberta Environment and Protected Areas (AEPA), on August 23, 2022 to Michel Richard for unauthorized activities on his lands located in Saddle Hills County.	<p>Mediation Meeting – Mediation meetings via videoconference were held January 24 and March 15, 2023. Mediation meetings are not open to the public.</p> <p>Appeals of Orders EO-WA-35679, EO-WA-37321 and EO-WA-38079 were withdrawn.</p> <p>Discussions continue on Order EO-WA-35539 and the parties are providing updates. The Board is scheduling a meeting for the parties to assist in resolving the appeal. The Appellant advised they are available in September 2025. The Board received further dates for the mediation meeting and is reviewing the dates.</p>	
Wesley Barrett EAB 22-091 November 28, 2024	A Notice of Appeal was received on December 13, 2022 from Mr. Wesley Barrett with respect to the December 12, 2022 letter from the Director, Alberta Environment and Protected Areas (AEPA), advising <i>Water Act</i> Application DAPP0003045 submitted by Mr. Barrett for the diversion of up to 500 cubic metres of groundwater from a water well located at NW 17-020-028-W4M in High River, Alberta, has been rejected because the well "...does not meet the guidelines for the size of the screened interval...."	<p>Preliminary Motion - Upon review of the Notice of Appeal it appears the December 12, 2022 letter rejecting the application may not be appealable. The decisions that are appealable to this Board are listed in section 115 of the <i>Water Act</i>. Section 115(1)(d) states: 115(1) A notice of appeal under this Act may be submitted to the Environmental Appeals Board by the following persons in the following circumstances: ... (d) subject to clause (e), the applicant for the approval or licence, if the Director refuses to issue an approval or licence. Mr. Barrett provided further information to support the appeal. On December 23, 2022, the Board requested submissions from the Director and a final submission from Mr. Barrett. The final submission was received on January 30, 2023.</p>	<p>On June 2, 2023 the Board advised it decided it has jurisdiction to hear the appeal with reasons to be issued. The reasons are outstanding.</p> <p>Once the Board issues its reasons for the June 2, 2023 decision, AEPA will be filing a reconsideration of that decision.</p>

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		<p>On June 2, 2023 the Board advised it has decided the appeal is that of the Director's refusal to issue a licence, therefore, the Board has jurisdiction to hear the appeal. The file will be closed once the Board issues its reasons.</p> <p>Reconsideration Request – AEPA requested the Board reconsider its June 2, 2023 decision to accept the appeal, and declined to participate in mediation at this time. On June 13, 2023, the Board advised the parties the reconsideration request will be addressed once it issues its reasons for the June 2, 2023 decision.</p>	
LANXESS Canada Co./Cie EAB 22-098 May 21, 2025	A Notice of Appeal was received on March 27/23 from Mr. Brad Gilmour, Bennett Jones, filed on behalf of Celanese Canada ULC, dated and received on March 27, 2023. This appeal is with respect to the February 27, 2023, decision of Mr. Feschuk, Director, Regulatory Assurance Division North, Alberta Environment and Protected Areas (AEPA), to issue EPEA Approval No. 11510-03-00 to LANXESS Canada Co./Cie for the decommissioning and reclamation of the former Clover Bar Chemical Manufacturing Plant in Edmonton, Alberta.	A mediation meeting was held October 26, 2023 and is ongoing. Parties providing the Board with regular updates on their discussions. Next update due November 24, 2025 at the request of the parties. Mediation meetings are not open to the public.	
Howell's Excavating Ltd. EAB 23-002-020 and 23-027-044 March 20, 2025	Notices of Appeal and requests for a stay were received from 9 individuals and the Alberta Wilderness Association on June 7, 12, 13, 15, 20 and July 12 with respect to the May 30, 2023, decisions of Todd Aasen, Regulatory Assurance Division South, Alberta Environment and Protected Areas (AEPA), to issue to Howell's Excavating Ltd. <i>Water Act</i> Approval Nos. DAUT0012377, DAUT0012378 and DAUT0012379 for the purposes of	<p>Appeals 23-012-015 and 017 to 044 were withdrawn. Appeal 23-016 was closed.</p> <p>The remaining Appellants requested the Board decide on the following: Interim stay of proceedings until final determination by this Board; limiting the Director's standing in this appeal; and interim costs.</p> <p>The Board issued a Decision on May 13, 2024 in relation to the stay request. The Appellants filed a</p>	<p>The Board issued its Decision regarding the Stay Request on May 13, 2024.</p> <p>The Board issued its Decision on the Re-determination of the Stay on March 14, 2025</p>

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	aggregate extraction, a berm and end pit lakes located at SE-13-36-2 W5M in Red Deer County; and <i>Water Act</i> Licence No. 00432249-00-00 for the purpose of operating a works and diverting up to 21,000 cubic metres of water per year from the point of diversion located at SE-13-36-2W5 in Red Deer County.	<p>judicial review related to the Board's May 13, 2024 Decision. The Court of Kings Bench quashed the Board's Decision and directed the Board to reconsider the Appellants' stay application on the same submissions that were previously filed. The Board conducted the reconsideration and issued its Decision on March 14, 2025.</p> <p>Submissions were received regarding the Appellants' remaining motions on interim costs and the Director's standing. A decision will be issued by the Board.</p> <p>Submissions were received regarding the issues to be heard at the hearing of the appeals. A decision will be issued by the Board.</p> <p>Mediation meeting held on December 13, 2024 did not result in a resolution and the Board is scheduling a hearing.</p>	
Zaia Abraham & Romy Tittel EAB 23-025 November 28, 2024	A Notice of Appeal was received on June 29/23 from Zaia Abraham and Romy Tittel regarding <i>Water Act</i> Enforcement Order No. WA-EO-2018/08-SSR Amendment No. 2 issued on June 28, 2023 by the Director, Alberta Environment and Protected Areas, to Zaia Abraham and Romy Tittel. The Amendment reflects the revised dates in Ministerial Order 31/2022 (2022 ABEAB 16), legislative changes that only relate to the procedure by which their water well is to be reclaimed, and events that have occurred since the Enforcement Order was issued such as the name change of the department.	The Director requested the appeal be dismissed stating the <i>Water Act</i> does not allow for appeals of amendments to orders. Submissions were received on the Director's motion to dismiss the appeal, and as of August 17, 2023 the Board will decide if the appeal is valid.	As of August 17, 2023 the Board will decide if the appeal is valid.
John Beck EAB 23-026	A Notice of Appeal and request for a stay was received on July 12, 2023 from John Beck	A mediation meeting was held on September 15, 2023. The parties reached a resolution, discussions	

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February 3, 2025 File Closed	regarding the June 21, 2023 decision of the Director, Alberta Environment and Protected Areas (AEPA) to issue <i>Water Act</i> Enforcement Order No. WA-EO-37959 to John Beck for unauthorized activities on the Clearwater river in Clearwater County.	are ongoing and updates are being provided to the Board. Mediation meetings are not open to the public. The Appeal was withdrawn on February 3, 2025.	
Mountain Ash Limited Partnership EAB 23-045-052, 056-057 February 11, 2025	Ten Notices of Appeal were received on July 26, 27 and 28, and August 7 and 10, 2023 regarding the July 20, 2023 decision of the Director, Alberta Environment and Protected Areas (AEPA), to issue <i>Water Act</i> Approval No. DAUT0012841 to Mountain Ash Limited Partnership for aggregate extraction at NW and SW 31-026-03-W5M in Rocky View County.	The mediation meeting held on October 30, 2024 Mediation did not result in a resolution and the appeals are proceeding to a hearing on June 23-26, 2025. The Board is currently processing a request by the Appellants (23-045, 051, 052) for Interim Costs. The Appellants (23-045, 051, 052) have advised they will be requesting a stay of the Approval and the Board is determining the issues for the hearing of the appeal. At the request of the Appellants the hearing scheduled for June 23-26, 2025 has been adjourned. The Board will re-schedule the hearing as soon as possible.	On March 6, 2024, the Board issued its Decision with respect to the stay request of the Bighill Creek Preservation Society (EAB 23-046). On August 23, 2024 the Board issues its Decision with respect to the appeals filed by the Alberta Wilderness Association, Wendell Koning, Tako Koning and Keith Kobish (EAB 23-047-050). On August 29, 2024 the Board issues its Decision with respect to the appeals filed by Leah Pearce, Mark Pearce, Odin Pearce, Mason Pearce, Muriel Wynnobel and Cornell Wynnobel (EAB 23-056-057)
Strategic Group Capital Corp., Riaz Mamdani, and 12-10 Capital Corp. EAB 23-053-055 March 20, 2025	Three Notices of Appeal were received on August 4, 2023 regarding the August 1, 2023 decision of the Director, Alberta Environment and Protected Areas (AEPA), to issue Environmental Protection Order No. EPO-EPEA-40679 to 12-10 Capital Corp., Strategic Group Capital Corp., and Riaz Mamdani, for the release of and continued release of a substance causing an adverse effect on the	Mediation Meeting – The mediation meeting held February 27, 2024 did not resolve the appeal. Hearing – A virtual hearing is scheduled for October 22-24, 2024. The hearing was postponed and will be re-scheduled in 2025 if necessary. An update was received from Alberta Environment and Protected Areas on February 21/25 requesting the hearing be held in abeyance until May 2025. The	

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	environment and human health for lands located at Plan 1423LK, Block 47 and Plan 1423LK, Block 46, in the City of Calgary.	<p>Board has provided the parties to the appeal with an opportunity to comment by March 3, 2025. Comments received and Board is reviewing the comments.</p> <p>Intervenors: Application received from QL Towers Inc. to intervene in the hearing. The Board granted the request after giving the parties an opportunity to respond.</p>	
<p>Willows West GP Ltd.</p> <p>23-061, 064-091</p> <p>November 28, 2024</p>	<p>A Notice of Appeal and request for a stay were received on September 6, 2023. Twenty-eight additional appeals were received on September 18-20, 2023. The appeals are regarding the May 23, 2023 decision of the Director, Alberta Environment and Protected Areas (AEPA), to issue Water Act Approval DAUT0012285 to Willows West GP Ltd. for placing, constructing, operating, maintaining, removing, disturbing works, in or on any land, water or water body; maintaining, removing or disturbing ground, vegetation or other material in or on any land, water or water body; altering flow, direction of flow or level of water; to infill 1 wetland for the purpose of residential development, in Cochrane.</p>	<p>AEPA and Willows West requested all the appeals be dismissed for failing to file a Statement of Concern with AEPA during AEPA's application process for the Approval, which is a prerequisite to filing appeal according to the legislation. Further, AEPA and Willows West also requested the appeals be dismissed for filing the appeals late. AEPA issued the Approval to Willows West on May 23, 2023 and the appeals were filed September 6, and 18-20, 2023. The Appellants stated they received notice of AEPA's decision to issue the Approval on August 30, 2023 from the Town of Cochrane's Planner. An appeal of a Water Act Approval must be filed within 7 days of receiving notice of AEPA's decision in accordance with the legislation. Submissions were received from the Appellants.</p> <p>On December 5, 2023 the Board dismissed all the appeals for not filing a Statement of Concern with AEPA, a prerequisite to filing an appeal, and for filing the appeals late. The Board's reasons for the decisions will be issued in due course.</p>	<p>On December 5, 2023 the Board dismissed all the appeals for not filing a Statement of Concern with AEPA, a prerequisite to filing an appeal, and for filing the appeals late. Reasons for this decision are outstanding.</p>
<p>Mantle Materials Group Inc. (previously JMB)</p>	<p>Notices of Appeal and request for a stay were received on September 28, October 23, November 17, 2023 and January 31, 2024 with respect to the September 21, October 18, 2023, and January 30, 2024 decisions of</p>	<p>Stay Request – The Appellants requested stays of the Orders. The Board granted stays of the 7 Orders until the Minister makes a decision on the appeals or the Board orders otherwise. The Board issued Stay Decision 23-096-101, Stay Decision 23-103-108.</p>	<p>The Board issued Stay Decision 23-096-101, Stay Decision 23-103-108 and Stay Decision 23-110-112 on March 28, 2024 with respect to 5 of the Orders. The</p>

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Crushing Systems Inc.), Byron Levkulich, JMB Crushing Systems Inc., Aaron Patsch, JMB Crushing Systems Inc., 23-096-101-appeal withdrawn 23-103-108 23-110-112 23-142-144 23-145-147 Sept 30, 2024	the Director, Alberta Environment and Protected Areas (AEPA), to issue Environmental Protection and Enhancement Act Environmental Protection Order Nos. EPO-EPEA-35659-11, EPO-EPEA-35659-12, EPO-EPEA-35659-15, EPO-EPEA-35659-17, EPO-EPEA-35659-14, EPO-EPEA-35659-13 and EPO-EPEA-35659-16 to Mantle Materials Group, Byron Levkulich and Aaron Patsch in relation to the Havener gravel pit located at NW16-056-7 W4M, the Shankowski gravel pit located at SW21-56-7-W4M, and gravel pits on public land located at NW-15, SE-15 and SW-15-061-18-W4M, SE-11-061-18-W4M, NE-11-061-18-W4M, NE-15 and SE-15-061-18-W4M, and NW-14- and SW-14-061-18-W4M in the County of Smoky Lake.	<p>Stay Decision 23-110-112 on March 28, 2024, and issued Stay Decision 23-142-144-ID1 and Stay Decision 23-145-147-ID1 on April 15, 2024,</p> <p>Hearing – A one day virtual hearing has been scheduled for each of the 7 Orders on September 11, 12, 24, 25 (Hearings Cancelled at the request of the parties), and November 26, 27 and 28, 2024. Further details regarding the hearings will be issued in due course.</p> <p>Bankruptcy Proceedings – The parties are in discussions and updates are being provided to the Board.</p>	Board issued Stay Decision 23-142-144-ID1 and Stay Decision 23-145-147-ID1 on April 15, 2024.
411614 Alberta Ltd. EAB 23-109 November 28, 2024	A Notice of Appeal and request for a stay were received on November 16, 2023 from Windy Field Ltd. with respect to the November 3, 2023 decision of the Director, Alberta Environment and Protected Areas (AEPA), to issue <i>Water Act</i> Approval No. DAUT0013709 to 411614 Alberta Ltd. for stormwater management works for the Payne Lake Family Campground at NE-02-002-28-W4M in Cardston County.	<p>Stay Request: On January 25, 2024 the Board issued a Decision granting a stay until the Minister makes a decision on the appeal or the Board orders otherwise.</p> <p>Stay Reconsideration Request: The Approval requested the Board reconsider the stay decision. The Board received submissions from the parties and on July 24, 2024 issued a letter partially lifting the stay. The Board's Decision is based on public safety and the reasons are to be provided.</p> <p>Preliminary Motions:</p> <ol style="list-style-type: none"> 1. A virtual preliminary motions hearing held April 29, 2024 to decide the Appellant's reconsideration request on the issues set to be heard at the hearing. The issues were confirmed on June 24, 2024. 	On January 25, 2024 the Board issued a Decision granting a stay until the Minister makes a decision on the appeal or the Board orders otherwise.

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		<p>2. Submission process scheduled on July 10, 2024 to determine a motion filed on the scope of the issues for the hearing. The rebuttal submission is due on July 30, 2024. The issues for the hearing were confirmed on Aug 20, 2024.</p> <p>Hearing – The virtual hearing scheduled for May 16-17, 2024 has been rescheduled. The Hearing will be conducted by written submissions between September 4 and October 9/24. The Appellant withdrew the appeal on Sept. 18, 2024.</p>	
<p>Red Deer County EAB 23-114-116 May 30, 2025</p>	<p>Notices of Appeal were received on December 11 and 12, 2023 with respect to the December 5, 2023 decision of the Director, Alberta Environment and Protected Areas (AEPA), to issue Water Act Approval No. DAUT0013961 to Red Deer County authorizing them to commence, continue, discontinue the placing, constructing, operating, maintaining, removing, disturbing works, in or on any land, water or water body, maintaining, removing or disturbing ground, vegetation or other material in or on any land, water or waterbody for the purpose(s) of groundwater disturbance for aggregate extraction and the construction and reclamation to end pit lakes located at NE-03-038-24 W4 in Red Deer County.</p>	<p>The virtual mediation meeting scheduled for April 17, 2024 has been rescheduled to May 6, 2024. Mediation discussions are continuing with regular updates being provided by the parties. Next update is due on June 30, 2025.</p>	
<p>Rimrock Renewables Ltd. EAB 23-117-128 June 20, 2025</p>	<p>Notices of Appeal were received January 4-11, 2024 from 11 individuals and the Town of High River regarding the December 11, 2023 decision of the Director, Alberta Environment and Protected Areas (AEPA), to issue EPEA Approval No. 484778-00-00 to Rimrock Renewables Ltd. for the Foothills County</p>	<p>A virtual mediation meeting was held May 30, 2024. The appeals were not resolved in mediation and</p> <p>A virtual hearing was held on January 27, 28, 30 and 31, 2025. Written closing arguments were received after the virtual portion of the hearing. The Board</p>	

Appeal Name & Number	Description of Appeal	Status	Board Decisions
	Waste Management Facility. The Approval authorizes the construction, operation and reclamation of the facility for the collection and processing of waste or recyclables to produce fuel and the associated power plant.	<p>closed the hearing on March 10, 2025 and provided the Report and Recommendations to the Minister on April 29, 2025. The Report and Recommendations and the Ministerial Order were issued on May 15, 2025.</p> <p>Several of the Appellants and Intervenor reserved their rights to apply for costs during the hearing process. Costs applications were received and responses were received on June 20, 2025. The Board will make a decision on costs once all submissions have been reviewed.</p>	
BURNCO Rock Products Ltd. EAB 23-129-141 March 20, 2025	<p>Thirteen Notices of Appeal were received January 18-20, 2024 regarding the January 12, 2024 decision of the Director, Alberta Environment and Protected Areas (AEPA), to issue Water Act Approval DAUT0014236 to BURNCO Rock Products Ltd. authorizing the placing, constructing, operating, maintaining, removing, disturbing works, in or on any land, water or water body; maintaining, removing or disturbing ground vegetation or other material in or on any land, water or water body; altering flow, direction of flow or level of water and to disturb groundwater and manage water subject to the terms and conditions in the Approval, near Cochrane, Alberta:</p>	<p>Stay Request – On March 13, 2024, the stay requested by the Appellants was denied and the Board will issue reasons for the decision.</p> <p>Mediation Meeting – The Appellants requested the Board delay the virtual mediation meeting until they are prepared to proceed. On April 25, 2024 the Board requested the Appellants provide an update by May 31, 2024. Updates were received and a mediation meeting was held September 26, 2024 and discussions are ongoing. The next mediation meeting scheduled for February 25, 2025 was cancelled. Mediation meetings are confidential.</p> <p>Hearing and Preliminary Motions</p> <p>A hearing is being scheduled and the Board has set a process to determine preliminary motions:</p> <p>Whether certain Appellants have standing to bring the appeals before the Board, the Appellants request for Interim Costs, Appellants 2nd stay of the Approval, and issues to be heard at the hearing of the appeal. Submissions are being considered.</p>	<p>The reasons for denying the Appellants' stay request on March 13, 2024 are to be issued.</p>

Appeal Name & Number	Description of Appeal	Status	Board Decisions
West-Can Seal Coating Inc. EAB 24-002-011 June 26, 2025, 2025	<p>Notices of Appeal and requests for a stay received from Christina McCharles on May 6, 2024; Neil Konner on May 9 and 19, 2024; Joyce Kyncl on May 12, 2024; Thomas White on May 15 and 21, 2024; Dave and Betty Jones on May 17, 2024; Robert Killeleagh on May 21, 2024; Aaron and Kim Johnson on May 23, 2024; Mark and Tammy Fankhauser on May 23, 2024; Jean Roberts on May 23, 2024; and Catherine Kerr on May 20 and 22, 2024. In relation to <i>Water Act</i> Licence No. DAUT0015800 to West-Can Seal Coating Inc. authorizing them to operate a works and to divert up to 3775 cubic metres of water per year at a maximum rate of 0.05 cubic metres per second for the purposes of gravel washing, near Sundre, Alberta.</p>	<p>Stay Request: Appellants requested a stay of the Approval. Submissions were received and the stay request has been denied. The Board issued its Decision on April 8, 2025.</p> <p>Directly Affected: As part of the stay request process the Board must decide whether the Appellants are directly affected. The Board issued its Decision on Directly Affected on April 8, 2025. Appeals 24-006 and 011 were dismissed. The remainder of the appeals are proceeding to mediation.</p> <p>One of the Appellants requested a Reconsideration of the Board's Decision. The Board issued its Decision on August 22, 2025 denying the request and issued its reasons on May 16/25.</p> <p>Mediation Meeting scheduled for June 25, 2025. Discussion are ongoing.</p>	<p>The Board issued its Stay Decision on April 8, 2025.</p> <p>The Board issued its Decision on Directly Affected on April 8, 2025.</p>
Aurora Peat Products ULC EAB 24-013, 014 and 015 November 28, 2024	<p>Notices of Appeal received on July 10 and 11, 2024 from Ms. Anna McIntosh, Ecojustice, filed on behalf of Woodland Cree First Nation with respect to the decisions of the Director, Alberta Environment and Protected Areas (AEPA), to issue:</p> <p><i>Water Act</i> Approval No. DAUT0016988 to Aurora Peat Products ULC authorizing them to operate and maintain drainage works, temporarily impact and reclaim wetland areas for the purposes of horticultural peat harvesting at SE-30-84-17-W5M, NW-19-84-17-W5M, SW-30-84-17-W5M, NE-19-84-17-W5M, NE-30-84-17-W5M, SW-19-84-17-</p>	<p>Stay and Directly Affected: The Appellants in their Notices of Appeal requested a stay and stated the Director did not find them directly affected. The Board has scheduled submission process to determine the stay request and whether the appellants are directly affected. Submissions were received and the Board is reviewing the submissions.</p> <p>Statements of Concern The Appellants stated in their Notices of Appeal that the Director did not find their statement of concern valid. The Board has scheduled a submission process to determine whether the statements of concern are valid. Submissions were received and</p>	

Appeal Name & Number	Description of Appeal	Status	Board Decisions
	<p>W5M, NW-30-84-17-W5M, SE-24-84-18-W5M, SE-19-84-17-W5M, NW-18-84-17-W5M, NW-29-84-17-W5M, NE-18-84-17-W5M, NE-24-84-18-W5M, NE-13-84-18-W5M;</p> <p><i>Water Act</i> Approval No. DAUT0016994 to Aurora Peat Products ULC authorizing them to operate and maintain drainage works, temporarily impact and reclaim wetland areas for the purpose(s) of horticultural peat harvesting located at SE-5-84-18-W5, NW-32-83-18-W5, NW-4-84-18-W5M, SW-4-84-18-W5, SE-4-84-18-W5, NW-33-83-18-W5M, NE-33-83-18-W5M, SE-33-83-18-W5M, SW-33-83-18-W5M, SE-32-83-18-W5M, NE-32-83-18-W5M, SW-9-84-18-W5M, SE-8-84-18-W5M, NW-28-83-18-W5M, NE-5-84-18-W5M, SW-32-83-18-W5M, NE-29-83-18-W5M, NW-29-83-18-W5M; and</p> <p><i>Water Act</i> Approval No. DAUT0017105 issued to Aurora Peat Products ULC authorizing them to temporarily impact approximately 94.7 hectares of wetlands to operate and maintain drainage works, temporarily impact and reclaim wetland areas for the purposes of horticultural peat harvesting located at NW-6-85-17-W5M, SW-6-85-17-W5M, SW-7-85-17-W5M, SE-6-85-17-W5M, NW-5-85-17-W5M, SW-8-85-17-W5M, SE-7-85-17-W5M, NE-6-85-17-W5M.</p>	the Board is reviewing the submissions.	
Clover Bar Sand & Gravel and Robert Bruce Keltie	A Notice of Appeal was received on July 17, 2024 from Clover Bar Sand and Gravel and Robert Bruce Keltie on July 17, 2024 regarding the June 18, 2024 decision of Alberta Environment and Protected Areas (AEPA), to issue Administrative Penalty and Economic Benefit Assessment No. AP-EPEA-38819 in	Director's Record will be provided by AEPA on September 20, 2024.	
24-016 and 017		Mediation meeting held November 20, 2024. The mediation is confidential.	
		The appeals were not resolved in mediation. A	

Appeal Name & Number	Description of Appeal	Status	Board Decisions
December 23, 2024	the amount of \$9,924,635.00 to Clover Bar Sand and Gravel Ltd. and Robert Bruce Keltie for contravening section(s) 83.1, 88, 227(b), 227(c), 209 and 251(a) of the <i>Environmental Protection and Enhancement Act</i> in relation to the reclamation of a gravel pit located at NW 20-053-23-W4M, in the City of Edmonton.	hearing scheduled for March 25 and 26, 2024 has been postponed as the Board must first determine the issues and preliminary motions. Submissions have been received on the issues and preliminary motions and are being reviewed.	
Scott Alvin Sproule 24-020 November 28, 2024	<p>The Board received a letter on October 18, 2024, from Scott Sproule advising of his intent to appeal. The Board also received an e-mail on October 25, 2024 from Ms. Erin Allison, Bennett Jones LLP attaching a letter dated October 24, 2024, a Notice of Appeal dated October 21, 2024, and attachments on behalf of Mr. Sproule. The Board also received the Notice of Appeal by mail on October 31, 2024. The appeal is related to the April 6, 2023, decision of the Director, Alberta Environment and Protected Areas, to issue to Mr. Sproule Enforcement Order No. EO-WA-37540 as amended, and Amendments 1-6 dated May 6, 2023, June 15, 2023, August 16, 2023, February 14, 2024, March 22, 2024, April 15, 2024. Mr. Sproule has also indicated that they wish to appeal an "Enforcement Order issue October 3, 2024." The Board notes this appears to be a letter of that date from Mr. Larry West, Acting Compliance Office, the Enforcement Order was issued to Mr. Sproule for constructing an unauthorized works without an approval at SE-1-25- I9-W4 in Wheatland County.</p>	The appeal was filed outside of the 7 day time limit prescribed in the <i>Water Act</i> . The Board provided the Appellant an opportunity to provide any further information by November 13, 2024 and upon review of the appeal and additional information provided, the Board found there are no exceptional circumstances that warrant extending the deadline and dismissed the appeal. The reasons for the decision will be provided by the Board as soon as possible.	

Appeal Name & Number	Description of Appeal	Status	Board Decisions
1144365 Alberta Ltd. and Badger Daylighting Calgary Inc.: 24-021 and 022 June 25, 2025	A notice of appeal was received from Brad Gilmour, Osler, on behalf of 1144365 Alberta Ltd. and Badger Daylighting Calgary Inc., on November 13, 2024 with respect to the decision of the Director, Alberta Environment and Protected Areas, to issue Administrative Penalty and Economic Benefit Assessment No. AP-EPEA Alberta -DCOM1560 in the amount of \$75,536.93 to 1144365 Alberta Ltd. and Badger Daylighting Calgary Inc. for the operation of a hydrovac facility, located at Lot 1, Block 1, Plan 0912225, Calgary Alberta, without the required registration under the Code of Practice for Hydrovac Facilities.	A mediation meeting held April 15 and 22, 2025. Discussions are ongoing and the next update is due August 14, 2025. Mediation is a confidential process.	
Naheed Ali 24-003 June 23, 2025	A Notice of Appeal and a request for a stay were received from Naheed Ali dated November 25, 2024, and received by the Board on the same date. This appeal is with respect to the decision of the Director, Environment and Protected Areas (AEPA), to issue Water Act Enforcement Order No. EO-WA-DORD-1148 to Naheed Ali. The Enforcement Order states the Appellant contravened sections 135(1) and 136(1) of the Water Act by diverting water without a licence and without otherwise being authorized.	Director's Record provided on February 3, 2025. The mediation meeting scheduled for March 10, 2025 has been re-scheduled to April 3, 2025 at the request of the Appellant. An interim resolution was reached at the mediation meeting. Discussions are ongoing and the parties will report back to the Board on July 2, 2025. Mediation is a confidential process.	
Patrick Gronlund 24-024 June 17, 2025	The Board received a Notice of Appeal on November 26, 2024 from Patrick Gronlund with respect to the decision of the Director, Alberta Environment and Protected Areas to issue <i>Water Act</i> Enforcement Order No. EO-WA-DORD-1145 to Patrick Gronlund for contravening the Water Act by conducting unauthorized activities on land owned by	Mediation scheduled for April 14, 2025. A resolution was reached by the parties at the mediation meeting and the signed resolution will be provided by June 24, 2025. The Board will then close its file in this matter. Mediation is a confidential process.	

Appeal Name & Number	Description of Appeal	Status	Board Decisions
	Haylee Niles, located at NE-053-11-W5M, in Yellowhead County.		
Canadian Fibre Optics Corp. 24-026 March 13, 2025	The Board received a Notice of Appeal on January 10, 2025 from Canadia Fibre Optices with respect to the decision of the Director, Alberta Environment and Protected Areas (AEPA), to issue Administrative Penalty and Economic Benefit Assessment No. AP-EPEA-DCOM1084 in the amount of \$183,000.00 to Canadian Fibre Optics Corp. for the deposit of waste for disposal at NE 33-81-2-W6M in the Municipal District of Fairview.	A mediation meeting was held on June 10, 2025 and discussions are ongoing with an update due from the parties on August 30, 2025. Mediation meetings are confidential.	
Ostara Holsteins Ltd.: 24-027 May 20, 2025	A Notice of Appeal was received from Mr. Roger Dye, on February 14, 2025 with respect to the decision of the Director, Alberta Environment and Protected Areas, to issue <i>Water Act</i> Licence No. DAUT0020276 to Ostara Holsteins Ltd. to operate a works and to divert up to 7500 cubic metres of water per year at rate of 20.5 cubic metres per day from an unnamed aquifer for a confined feeding operation located at SE-18-034-01-W5M in Red Deer, Alberta.	<u>Statement of Concern:</u> The Director advised on February 24/25 that no statement of concern was received during the licence application process. The Board set a process to determine whether the appeal is valid. Submissions are due on May 30 and June 9, 2025. The Board will decide whether to accept the appeal upon review of the submissions.	
Premier Horticulture Ltd. EAB 25-001, 002, 003 May 30, 2025	Notices of Appeal were received on April 14, 15 and 16, 2025 with respect to the decision of the Director, Alberta Environment and Protected Area, to issue <i>Water Act</i> Approval No. 00403446-00-00 to Premier Horticulture Ltd. authorizing them to temporarily impact wetlands located at SW 01-037-07-W5M and Sec 2-02-037-07-W5M in Rocky Mountain House by constructing, operating and reclaiming a peat harvesting operation.	Alberta Environment and Protected Areas has advised the Director's Record will be received by June 30, 2025 and the Board is scheduling a mediation meeting. A mediation meeting is being scheduled. The Board has set a written submission process to determine whether Appellant No. 25-001 is directly affected by the Approval and whether the Board can accept the appeal. Submissions are due on June 5, 12 and 19, 2025.	

Appeal Name & Number	Description of Appeal	Status	Board Decisions
Lamont County EAB 25-004-011 June 20, 2025	Eight Notices of Appeal were received from Samantha Stoles, Rose LLP on behalf of on April 17 and 22, 2025 with respect to the April 15, 2025 decision of the Director, Alberta Environment and Protected Areas (AEPA), to issue <i>Water Act</i> Approval DAUT0021899 (Application No. DAPP006414) to Lamont County for a water supply system in Lamont County.	The Director's Record will be provided by August 29, 2025. Mediation meeting is scheduled for October 2, 2025.	
Mason EAB 25-012 June 26, 2025	Notice of Appeal filed by P & J Mason on April 25, 2025 regarding the March 6, 2025 <i>Water Act</i> Enforcement Order No EO-WA-DORD-1163 issued for conducting unauthorized activities without an Approval at NW-15-058-08-W5M in Lac Ste. Anne County. The Appellants state in the Notice of Appeal that they received the Enforcement Order on April 22, 2025.	<p>The Director's Record will be provided by June 17, 2025 and the Board has scheduled a mediation meeting for June 27, 2025.</p> <p>The Appellant has requested a Stay of the Enforcement Order, and the Director is to respond by May 23, 2025. The Director has agreed to a partial stay and is scheduled for June 27, 2025. A hearing is scheduled for August 28, 2025.</p>	
Municipal District of Greenview No. 16 EAB 25-014 June 2, 2025	A Notice of Appeal was received on May 7, 2025 from Sturgeon Lake Cree Nation, in relation to <i>Water Act</i> Licence No. DAUT0021649 issued to the Municipal District of Greenview No. 16 on April 7, 2025 by Alberta Environment and Protected Areas to operate a works and to divert up to 6,000,000 cubic metres of water per year at a maximum rate of 0.56 cubic metres per second for industrial and commercial use.	The Director, AEPA, will advise on June 9, 2025, when the Director's Record will be provided. The Board will then schedule a mediation meeting. The parties are to provide any preliminary motions they wish the Board to decide on by June 20, 2025.	
Daniel Enns and Phillip Driedger	A Notice of Appeal was received on May 30, 2025 with respect to the May 21, 2025 decision of the Director, Alberta Environment	The Board is scheduling a mediation meeting	

Appeal Name & Number	Description of Appeal	Status	Board Decisions
EAB 25-015 and 016 May 30, 2025	and Protected Areas (AEPA), to issue <i>Water Act</i> Enforcement Order No. WA-EO-DORD-1170 to Daniel Enns and Philip Driedger for conducting unauthorized activities without an approval at the south half of 03-110-16-W5M, within Mackenzie County.		
Lamont County EAB 25-017 – 020 & 023-025 June 6, 2025	Six Notices of Appeal were received with respect to the May 29, 2025, decision of the Director, Alberta Environment and Protected Areas, to issue <i>Water Act</i> Licence DAUT0022845 to Lamont County to divert up to 4,000,000 cubic meters of water per year from the North Saskatchewan River for the purpose of Industrial and Commercial processing.	The Director's Record will be provided by August 29, 2025. Mediation meeting is scheduled for October 2, 2025.	
One Environmental Inc. and Environmental 360 Solutions Ltd. EAB 25-021-022 June 13, 2025	A Notice of Appeal was received on June 3, 2025, in relation to the decision of the Director, Alberta Environment and Protected Areas, to issue a Notice of Administrative Penalty and Economic Benefit Assessment No. AP-EPEA-DCOM-1583 with respect to a facility located at NE-10-26-29-W4M, Plan 0810343, Block 7 Lot 4 within Rocky View County.	The Board is scheduling a mediation meeting.	
Lafarge Canada Inc. EAB 25-026-027	2 appeals were received in relation to an Approval issued to Lafarge Canada Inc. in Exshaw.	The Board has requested further information from the Director and the Appellants.	

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