

Schedule of Hearings and Mediation Meetings

April 3, 2024

Please contact the Board at 780-427-6207 or eab@gov.ab.ca to confirm events and times or request further information. Hearings that appear dated remain on the hearing schedule because the hearing is outstanding and has not closed, or the Board's report has not been provided to the Minister for decision. Mediation meetings are not open to the public. Hearings are open to the public for viewing only.

Date, Time, Location	Appeal Name and Number	Type of Function
<p>January 2025</p> <p>Panel to convene in January 2025 to decide the appeal</p>	<p>Nanaksar Gurdwara-Gursikh Temple (c/o Jagdev Singh Dhillon) and Japinder Singh Grewal EAB 22-039-040</p> <p>A written hearing is being held regarding the July 28, 2022 decision of the Director, Alberta Environment and Protected Areas, to issue Notice of Administrative Penalty No. AP-EPEA-37041 to Japinder Singh Grewal and Nanaksar Gurdwara-Gursikh Temple (c/o Jagdev Singh Dhillon), in the amount of \$3,500.00. The Administrative Penalty states the Appellants contravened section 3(1)(a) of the Pesticide (Ministerial) Regulation by using or applying a pesticide listed in schedule 2 without holding the appropriate class of applicator certificate. The activity occurred at SW 32-54-24-W4M in Sturgeon County, Alberta.</p> <p>A written hearing is scheduled and the parties have filed an Agreed Statement of Facts. The filing of affidavits and submissions has been extended and are now being filed between September 16, 2024 and December 11, 2024.</p> <p>Any person, other than the parties, who wished to make a representation before the Board on these appeals was to submit a request to the Board by August 3, 2023. The Board did not receive any requests.</p> <p>The information requested is necessary to allow the Environmental Appeals Board to perform its function. The information is collected under the authority of the Freedom of Information and Protection of Privacy Act, section 33(c). Section 33(c) provides that personal information may only be collected if that information relates directly to and is necessary for the processing of this appeal. The information you provide will be considered a public record.</p> <p>Once the hearing is closed, the Board will make the final decision on these appeals in accordance with the <i>Environmental Protection and Enhancement Act</i>.</p>	<p>Written Hearing</p>
<p>September 11, 12, 24, 25, October 24, November 5, 7, 26, 27 and 28, 2024 TENTATIVE</p>	<p>Mantle Materials Group Inc. (previously JMB Crushing Systems Inc.); Byron Levkulich, Director, JMB Crushing Systems Inc. and Mantle Material Group Inc.; Aaron Patsch, Director, JMB Crushing Systems Inc. and Mantle Material Group Inc. EAB 23-096-101, 23-103-108, 23-110-112, 142-144, 145-147</p>	<p>Hearing</p>

Date, Time, Location	Appeal Name and Number	Type of Function
virtual	<p>The hearings are regarding the September 21, October 18, 2023 and January 30, 2024 decisions of 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, 35659-13 and 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> <p>A one-day hearing is being scheduled for each of the 7 Orders. Tentative hearing dates are September 11, 12, 24, 25, October 24, November 5, 7, 26, 27 and 28, 2024.</p>	Hearing
May 30, 2024	<p>Rimrock Renewables Ltd. EAB 23-117-128</p>	Mediation Meeting
virtual	<p>The mediation meeting is 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 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>	
May 16 & 17, 2024	<p>411614 Alberta Ltd. EAB 23-109</p>	Hearing
virtual	<p>The hearing is regarding the November 3, 2023 decision of the Director, Alberta Environment and Protected Areas, to issue Water Act 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> <p>On April 4, 2024 a Notice of Hearing will be placed in the Temple City Star advising that any person, other than the parties, who wishes to make a representation before the Board on this appeal must submit a request by fax or by e-mail to the Board. The request must be received by the Board on or before April 11, 2024. It is the applicant's responsibility to ensure that their request has been received. The request shall (a) contain the name, address, e-mail, and telephone and fax numbers of the person submitting the request, (b) indicate whether the person submitting the request intends to be represented by a lawyer or agent and, if so, the name of the lawyer or agent, and (c) contain a summary of the nature of the person's interest in this appeal. Applications will only be considered if the information will assist the Board in making its decision, and will not duplicate the</p>	

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	<p>information provided by the parties. After April 11, 2024, the Board will determine if other persons may make representations and the manner in which they can be made. Since the hearing is being held via videoconference, it will not be open to the public for viewing. You may request a copy of the audio recording.</p> <p>The information requested is necessary to allow the Environmental Appeals Board to perform its function. The information is collected under the authority of the Freedom of Information and Protection of Privacy Act, section 33(c). Section 33(c) provides that personal information may only be collected if that information relates directly to and is necessary for the processing of this appeal. The information you provide will be considered a public record.</p> <p>Once the hearing is closed, the Board will provide its Report and Recommendations to the Minister of Environment and Protected Areas within 30 days in accordance with the <i>Environmental Protection and Enhancement Act</i>. The Minister will make the final decision on the appeal.</p>	
<p>April 17, 2024</p> <p>virtual</p>	<p>Red Deer County EAB 23-114-116</p> <p>The mediation meeting is regarding the December 5, 2023 decision of the Director, Alberta Environment and Protected Areas (AEPA), to issue <i>Water Act</i> 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>Mediation Meeting</p>
<p>February 27, 2024</p> <p>In-person</p>	<p>12-10 Capital Corp., Strategic Group Capital Corp., and Riaz Mamdani EAB 23-092-095</p> <p>The mediation meeting is regarding the August 1, 2023 decision of the Director, Alberta Environment and Protected Areas 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 environment and human health for lands located at Plan 1423LK, Block 47 and Plan 1423LK, Block 46, in the City of Calgary.</p>	<p>Mediation Meeting</p>
<p>February 21, 2024</p>	<p>Waste Management of Canada Corporation EAB 23-092-095</p>	<p>Mediation Meeting</p>

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CANCELLED	The mediation meeting is regarding the August 23, 2023 decision of the Director, Alberta Environment and Protected Areas to issue Environmental Protection and Enhancement Act Approval No. 236328-01-00 to Waste Management of Canada Corporation for the construction, operation and reclamation of the Thorhild Class II Landfill. The Appellants reached an agreement with WMCC and withdrew their appeals	
November 16 &17, 2023	Ian MacGregor EAB 22-067-089	Hearing
March 14, 2024	<p>The hearing is regarding the November 4, 2022 decision of the Director, Alberta Environment and Protected Areas, to issue Preliminary Certificate No. 00346962-00-00 to Ian MacGregor for the Carraig Ridge Development in the MD of Bighorn No. 8. The Preliminary Certificate states Mr. MacGregor will receive a Licence to operate works and divert up to 6,205 cubic metres of water per year at a maximum diversion rate of 22 cubic metres of water per day, from the source of water, at the point of diversion NW 09-026-W5M, Well ID 1022302 (WSW 7711) for the municipal purposes (subdivision water supply) with a priority of 2014-01-28-001, upon compliance with the conditions in the Preliminary Certificate.</p> <p>On August 10, 2023 a Notice of Hearing was placed in the Rocky Mountain Outlook advising that any person, other than the parties, who wished to make a representation before the Board on these appeals must submit a request to the Board by August 24, 2023. The Board received applications to intervene from the Stoney Nakoda Nations and the Stoney Nakoda Land Management Ltd. The parties were given an opportunity to comment on the applications. On September 7, 2023, the Stoney Nakoda Nations and the Stoney Nakoda Land Management Ltd. were permitted to intervene by filing any technical reports by September 21, 2023, filing a submission by October 5, 2023, providing evidence at the hearing followed by cross-examination by the Director and Mr. MacGregor. The intervenors will then have an opportunity to give any re-direct evidence.</p> <p>Virtual closing arguments will be given by the Appellants, Ian MacGregor and the Director on March 14, 2024. Prior to March 14, 2024, these parties will be filing written closing arguments.</p> <p>Once the hearing is closed, the Board will provide its Report and Recommendations to the Minister of Environment and Protected Areas within 30 days in accordance with the <i>Environmental Protection and Enhancement Act</i>. The Minister will make the final decision on these appeals.</p> <p>The information requested is necessary to allow the Environmental Appeals Board to perform its function. The information is collected under the authority of the Freedom of Information and Protection of Privacy Act, section 33(c). Section 33(c) provides that personal information may only be collected if that information relates directly to and is necessary for the</p>	
Hearing held at Beaupre Hall, Rocky View County, Nov 16-17, 2023		
Virtual closing arguments March 14, 2024		

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	<p>processing of these appeals. The information you provide will be considered a public record.</p>	
<p>November 8, 2023</p>	<p>Lawrence Dyck and Ursula Dyck EAB 22-096</p>	<p>Hearing</p>
<p>Virtual</p>	<p>The hearing is regarding the March 17, 2023, decision of the Director, Regulatory Assurance Division South, Alberta Environment and Protected Areas (AEPA), to issue <i>Water Act</i> Enforcement Order No. EO-WA-00037359 to Lawrence Dyck and Ursula Dyck for lands located at Lot 10, Block 2, Plan 7810597, in the Georgian Estates subdivision, Rocky View County. The Enforcement Order states the Dycks contravened section 49(1) of the <i>Water Act</i> by commencing and continuing to divert water without a licence and without otherwise being authorized by the <i>Water Act</i>.</p> <p>On September 26, 2023 a Notice of Hearing was placed in the Rocky View Weekly advising that any person, other than the parties, who wished to make a representation before the Board on this appeal must submit a request to the Board by October 3, 2023. The Board did not receive any applications to intervene.</p> <p>The information requested is necessary to allow the Environmental Appeals Board to perform its function. The information is collected under the authority of the Freedom of Information and Protection of Privacy Act, section 33(c). Section 33(c) provides that personal information may only be collected if that information relates directly to and is necessary for the processing of these appeals. The information you provide will be considered a public record.</p> <p>Once the hearing is closed, the Board will provide its Report and Recommendations to the Minister of Environment and Protected Areas within 30 days in accordance with the <i>Environmental Protection and Enhancement Act</i>. The Minister will make the final decision on these appeals.</p>	
<p>January 30, 31, February 1, 2023 November 2, 3, 4 & 7, 2022</p>	<p>Badlands Recreation Development Corp. EAB 19-066-070, 074 & 081</p>	<p>Hearing</p>
<p>virtual</p>	<p>The hearing is regarding the January 8, 2020 decision of the Director, Alberta Environment and Parks, to issue <i>Water Act</i> 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 storm water management system at 22-027-21-W4M, near Rosebud, Alberta, for the Badlands Motorsport Resort. The Board will hear submissions regarding the wetlands and the stormwater management system.</p>	

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	<p>The hearing was held November 2, 3, 4 & 7, 2022, and January 30, 31, February 1, 2023. Closing arguments, further submissions, and responses to the Panel's questions were received. On September 19, 2023, the Panel advised the hearing closed on September 8, 2023, and anticipates providing its Report and Recommendations to the Minister in March 2024.</p> <p>Any person, other than the parties, who wished to make a representation before the Board on these appeals was to submit a request to the Board by October 28, 2020. The Board did not receive any requests to intervene.</p> <p>The Minister of Environment and Protected Areas will make the final decision on these appeals. Once the hearing is closed, the Board must provide the Minister with its Report and Recommendations within 30 days according to the legislation. Pursuant to the legislation the Board can request an extension to the timeline before or after the due date.</p> <p>Stay – On December 7, 2020 a Consent Order was filed in the Court of Queen's Bench (Action No. 2001-05670) stating that Badlands undertakes not to conduct any physical alteration of the wetlands subject to the Approval until the Minister makes a decision (following the hearing) on the appeals.</p>	

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