

**#1 - REQUEST FOR REVIEW: LA19004 / P&H Wessels Farms Ltd.**

**Filed By: Jadon and Jana Sharratt**

**Deadline for RFRs: August 19, 2019**

**Date RFR received: August 19, 2019**

**Status of party as per Decision Summary: Directly Affected**

**REQUEST FOR BOARD REVIEW**  
**SUBMITTED TO THE NATURAL RESOURCES CONSERVATION BOARD**

Application No:	LA 19004
Name of Operator/Operation:	P & H Wessels Farm Ltd.
Type of application (check one):	<input checked="" type="checkbox"/> Approval <input type="checkbox"/> Registration <input type="checkbox"/> Authorization
Location (legal land description):	NW 33 7 26 W4M
Municipality:	Willow Creek

I hereby request a Board Review of the Approval Officer's Decision and have the right to request a Board review because (please review all options and check one):

- I am the producer seeking the approval/registration/authorization.
- I represent the producer seeking the approval/registration/authorization.
- I represent the municipal government.
- I am listed as a directly affected party in the Approval Officer's Decision.
- I am not listed as a directly affected party in the Approval Officer's Decision and would like the Board to review my status.

**IMPORTANT INSTRUCTIONS**

1. You must meet the specified 10-day timeline; otherwise your request will not be considered.
2. Section 1 of this form must be completed only if you are requesting that the Board review your status as "not directly affected". Sections 2 to 5 must be completed by all applicants.
3. This form must be signed and dated before it is submitted to the Board for its review.
4. Be aware that Requests for Board Review are considered public documents. Your submitted request will be provided to all directly affected parties and will also be made available to members of the public upon request.
5. For more assistance, please call Laura Friend, Manager, Board Reviews at 403-297-8269.

**1. PARTY STATUS**

(IF YOU ARE NAMED A DIRECTLY AFFECTED PARTY IN THE APPROVAL OFFICER'S DECISION, YOU DO NOT NEED TO COMPLETE THIS SECTION)

Party status ("directly affected" or "not directly affected") is determined pursuant to the provisions of the *Agricultural Operation Practices Act (AOPA)* and its regulations. Upon receipt of an application, the Approval Officer must notify any affected parties. Affected parties include municipalities and owners or occupants of land as determined in accordance with the regulations. To obtain directly affected status, the owner or occupant notified in the above process must provide a written submission to the Approval Officer during the stage at which the Approval Officer considers the application. The Approval Officer will then determine who the directly affected parties are and include this determination in the Decision Summary.

Under its governing legislation, the Board can only consider requests for review submitted by directly affected parties. If you are not listed as directly affected in the Approval Officer's decision, you must request that the Board reconsider your status (*please note that under the provisions of AOPA, the Board cannot reconsider the status of a party who has not previously made a submission to the Approval Officer during the application process*).

In order to request your status be reconsidered, you must explain why your interests are directly affected by the decision of the Board. Please list these reasons below:

**My grounds for requesting directly affected status are as follows:**

We are directly affected, we are worried about out water

Horizontal lines for text entry.

**2. GROUNDS FOR REQUESTING A REVIEW**

(ALL PARTIES MUST COMPLETE THIS SECTION)

In order to approve an application, NRCB Approval Officers must ensure the requirements of AOPA have been met. Your grounds for requesting a Board review should identify any requirements or specific issues that you believe the Approval Officer failed to adequately address in the Decision.

**My grounds for requesting a review of the Approval Officer's decision are as follows:**

We're worried about our water, what's going to happen when our well runs dry? What quality is our ground water going to be with a large feed lot right next to it? What about fire hazard? What about our property values? Where is all this manure going to be dumped, he also stated that we have black soil we don't!!  
What's about when pens of cattle get out?

Multiple horizontal lines for text entry.



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**4. ACTION REQUESTED**

(ALL PARTIES MUST COMPLETE THIS SECTION)

I would like the Board to take the following actions with the respect to the Approval Officer's decision:

- Amend or vary the decision
- Reverse the decision

Please describe why you believe the Board should take this action:

What's a home if it doesn't have water, with 5000 head of cattle drinking our well will run dry!

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If the Board decides to grant a review (in the form of either a hearing or a written review), all directly affected parties are eligible to participate. The Board may consider amending the Approval, Registration, or Authorization on any terms and conditions it deems appropriate. Please note the Board cannot make any amendments unless it first decides to grant a review.

If a review is granted by the Board, are there any new conditions, or amendments to existing conditions, that you would like the Board to consider? It is helpful if you identify how you believe your suggested conditions or amendments would address your concerns.

What's going to happen about water?  
 What's going to happen with manure spreading?  
 What about fire?  
 What about our property values?  
 There's lots to consider!

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**5. CONTACT INFORMATION**  
(ALL PARTIES MUST COMPLETE THIS SECTION)

Contact information of the person requesting the review:

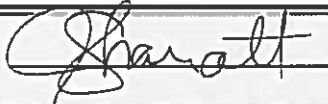
Name: Jadon & Jana Sharratt

Address in Alberta: Box 501 Fort Macleod

Legal Land Description: SE 33 7 26 W4

Phone Number: [REDACTED] Fax Number: [REDACTED]

E-Mail Address: [REDACTED]

Signature: <u></u>	Date: <u>August 19/19</u>
Please note that all sections of the form must be completed in order for your request to be considered. Also, if you do not meet the timeline identified, your request will not be considered. Form must be signed and dated before being submitted for Board consideration	

If you are, or will be, represented by another party, please provide their contact information (Note: If you are represented by legal counsel, correspondence from the Board will be directed to your counsel)

Name: \_\_\_\_\_

Address: \_\_\_\_\_

Phone Number: \_\_\_\_\_ Fax Number: \_\_\_\_\_

E-Mail Address: \_\_\_\_\_

<b>When you have completed your request, please send it, with any supporting documents to:</b>	
Laura Friend, Manager, Board Reviews Natural Resources Conservation Board 19 <sup>th</sup> Floor Centennial Place 250 – 5 <sup>th</sup> Street SW Calgary, AB T2P 0R4	Phone: 403-297-8269 Fax: 403-662-3994 Email: <a href="mailto:laura.friend@nrcb.ca">laura.friend@nrcb.ca</a>

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