

#1 - REQUEST FOR REVIEW: LA19010 / Korova Feeders Ltd.

Filed By: Darwin Eaket

Deadline for RFRs: September 19, 2019

Date RFR received: September 19, 2019

Status of party as per Decision Summary: Directly Affected

REQUEST FOR BOARD REVIEW
SUBMITTED TO THE NATURAL RESOURCES CONSERVATION BOARD

Application No:	RA19010
Name of Operator/Operation:	KOROVA FEBDERS LTD.
Type of application (check one):	<input checked="" type="checkbox"/> Approval <input type="checkbox"/> Registration <input type="checkbox"/> Authorization
Location (legal land description):	NE 27-29-26 W4M.
Municipality:	KNEEHILL COUNTY ALBERTA

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:

N/A

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:

SEE ATTACHMENT # ~~A~~ A

3. REASONS YOU ARE AFFECTED BY THE DECISION

(ALL PARTIES MUST COMPLETE THIS SECTION)

In order to support your reasons for requesting a review, please explain how you believe you would be affected by the Approval Officer's decision.

I believe that, as a result of the Approval Officer's decision, the following prejudice or damage will result:

- TRAFFIC FATALITY
- SURROUNDING FAMILY HEALTH.
- DRASTIC DECLINE IN WATER QUALITY AND QUANTITY
- PROPERTY VALUES PLUMMET
- DRASTIC REDUCTION IN OUR QUALITY OF LIFE
- OPEN DOOR FOR EVEN MORE FUTURE EXPANSION
AS SOON MANY MANY TIMES IN THIS OPERATION.

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:

AN OPERATION OF THIS SIZE AND MAGNITUDE
CEASES TO BE AN "AGRICULTURAL OPERATION" AND
BECOMES A VERY LARGE SCALE "COMMERCIAL
OPERATION" AND THUS HAS A MUCH GREATER
NEGATIVE IMPACT ON THOSE ADVERSELY AFFECTED
BY ITS DAY TO DAY OPERATIONS AND THE INCREASE
IN TRAFFIC AS WELL AS THE UNSURVIVABLE STENCH.
ALSO THE NEGATIVE IMPACT ON OUR PROPERTY
VALUES.

IT UNQUESTIONABLY NEGATIVELY IMPACTS OUR
RITO TO A COMFORTABLE AND SAFE ENVIRONMENT FOR OUR
HOME + CHILDREN.
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.

RESTRICT THE AMOUNT OF ANIMALS AND THEREFORE
MANURE TRAFFIC, PROPERTY VALUES WOULD AT LEAST
BE STAYED WHERE THEY ARE AT INSTEAD OF GETTING
WORSE

STRICT COMPLIANCE ALONG WITH MANDATORY # OF
SURPRISE VISITS EACH YEAR TO ENSURE COMPLIANCE.

LARGE FINES AND SERIOUS CONSEQUENCES FOR ANY
AND ALL INFRACTIONS. THERE DOES NOT SEEM TO BE
ANY CONSEQUENCE WORSE THAN A SLAP ON THE WRIST.

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

Contact information of the person requesting the review:

Name: DARWIN EAKET

Address in Alberta: BOX 244

ACME, AB. T5M 0A0

Legal Land Description: SL3-30-26-W4M

Phone Number: [REDACTED] Fax Number: _____

E-Mail Address: [REDACTED]

Signature: [Handwritten Signature] Date: 12 SEPT 2019

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: _____

When you have completed your request, please send it, with any supporting documents to:

Laura Friend, Manager, Board Reviews	Phone: 403-297-8289
Natural Resources Conservation Board	Fax 403-662-3994
19 th Floor Centennial Place	Email: laura.friend@nrcc.ca
250 - 5 th Street SW	
Calgary, AB T2P 0R4	

Please note, 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.

For more assistance, please call Laura Friend, Manager, Board Reviews at 403-297-8289.

ATTACHMENT "A"

The reasons for my opposition include but are not limited to the following:

The feedlot since its inception has been a constant and ongoing concern to mine and My families wellbeing, safety and our rite to a healthy and peaceful way of life.

- 1) The odor, there are many many days that I cannot even open the windows to My home due to the putrid stench emitting from the existing feedlot, so much so that I am concerned that it will permanently embed itself in my homes walls and structure, drywall, textiles etc. and not be able to be corrected. The smell is so bad at times that going outside is not even an option. This very negatively affects our rite to a healthy way of life and not to mention very commonly we cannot have any company or outside events due to the incessant odor coming from the existing facility. The expansion will absolutely exponentially exasperate this issue.
- 2) Traffic and safety, There is already an exorbitant amount of traffic produced by the existing operation of this feedlot and given that they have 3 other facilities accessed from this road (TWP 30.0) expansion will inevitably exponentially compound this situation. Historically they have had many issues with safety that have directly put My Family in harm's way and there have been many more instances with other people neighbors and provincial and county road travelers including a collision with an Ambulance in highway 576 with an impact so hard it sent the Ambulance in the opposing ditch on its side with the ditch covered in several feet of manure. Running My wife off the road with a loaded truck exiting a field approach without yielding when entering a public county road. Trucks passing pedestrians on the road at speeds felt to be in excess of 80 KM/H on multiple occasions without any regard for public safety as it happened on several occasions even after the drivers were made aware. The intersection at the corner of My property on TWP 30.0 and RR 26.2 can easily see 250 trucks per day as it is now and expansion will unavoidably increase this number without question. Stopping at this particular stop sign has been an ongoing issue for 20 years and to this day has not been resolved and increasing traffic as herein described will most certainly drastically increase the probability of incident and injury and possibly death given the size and speed of vehicles involved in this offence.
- 3) Water quantity and quality. The feedlot uses sub surface water wells to sustain its current operation and will unquestionably need to drill more wells to provide the increased demand for water. This is very likely over time to exhaust our current and future rite to water resources on our existing lands. The quality of water is also of grave concern as the gargantuan amount of manure produced by the operation as it currently operates ends up in the ground water runoff and surrounding waterways. Expansion will inevitably exasperate this issue as well.
- 4) Increased production and expansion means more outside workers, truckers, transportation, etc. driving through out area which unfailingly will result in an even greater increase in property theft and vandalism due to the increased presence of

outsiders introduced to our lands. We have already seen these increases the past and it is getting worse daily.

5) Property Values. We have already seen a drastic impact in property value decrease due to the proximity of the feedlot to the adjacent landowners as well as the unmistakable issue of having an incredibly undesirable commercial industry producing the traffic, odors and issues described within making our properties value to potential buyers very unattractive resulting in a drop in available potential buyers thus decreasing our ability to get fair market value for our properties in comparison with an area not being forced to deal with this situation and expansion will unquestionably compound this issue causing undue hardships on all of the adjacent landowners including the town of Acme and all adjacent landowners. Historically commercial operations of this magnitude have tanked property values this is a documented fact in every single area that one of these facilities has been permitted to operate.

These are a few concerns affecting My family and our neighbors and we did not ask for this operation to be allowed in to our area and I believe there are many who would agree that expansion will inevitably exasperate these issues. Why should an individual be allowed to have such an undesirable and lifestyle altering impact on the surrounding community without regard for our rites and concerns simply to make money.

I was here before the operation was in place, I invested in the community in good faith as did many of my neighbors and we deserve to be able to live our lives without outside influences like this one.

Thank you for your time

Sincerely,

Darwin Eaket

SE3 30 26 W4

Box 244. Acme.Ab

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