

**#1 - REQUEST FOR REVIEW: PRI9005 / Stant Enterprises Ltd.**

<b>Filed By:</b>	<b>Clayton Olson</b>
<b>Deadline for RFRs:</b>	May 19, 2020
<b>Date RFR received:</b>	May 8, 2020 (dated May 7, 2020)
<b>Status of party as per Grandfathering Decision:</b>	Directly Affected

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

Application No:	
Name of Operator/Operation:	STANT ENTERPRISES LTD.
Type of application ( <i>check one</i> ):	<input checked="" type="checkbox"/> Approval <input type="checkbox"/> Registration <input type="checkbox"/> Authorization
Location ( <i>legal land description</i> ):	NW 18-40-4-W5M.
Municipality:	Clearwater County.

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.

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# 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)

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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:**

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## 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:**

I live closest to the feed lot. I was NOT contacted to go over my

concerns. My concerns were sent in by email to NRCB on September 9, 2019

addressed to David Smedkal. confirmation was confirmed that email was received.

Reading the report dated May 1, 2020 my concerns were NOT addressed and I

have never been contacted by phone, email, text or letter to address my concerns.

I live closest to the feed lot to the North west across the road. When I

purchased the property and set up residence in 2015 there was a small

amount of movement I've witnessed that has never been a problem.

### 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:**

As in my letter stated on September 7, 2019 my concerns are:

- Quality and Quantity of water currently enjoyed to be continued and maintained by an aquifer unfiltered by extreme usage
- Dust and extreme traffic endured by close proximity to such an extensive operation
- Noise and auditory unpleasant mess as well as odor from such an operation
- The deterioration of my property value because of previously stated circumstances of such an intensive livestock facility

I have no desire to thwart business enterprise and indeed applaud the entrepreneur endeavour however I chose this property for the rural peace and quiet of this close community

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#### 4. ACTION REQUESTED

(ALL PARTIES MUST COMPLETE THIS SECTION)

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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:

My concerns were not addressed by the initial letter of concerns I emailed on Sept 7, 2019

I have not been contacted in regards to my concerns and since I live closest to the feed lot I would appreciate a review of my concerns

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.

With an operation running at full capacity will my quality and quantity from my water well and property value be effected

## 5. CONTACT INFORMATION

(ALL PARTIES MUST COMPLETE THIS SECTION)

### Contact information of the person requesting the review:

Name: Clayton Olson

Address in Alberta: Box 1113 Rimbey, AB T0C 2J0

Legal Land Description: SE 24 40 R5 W5

Phone Number: [REDACTED] Fax Number: \_\_\_\_\_

E-Mail Address: [REDACTED]

Signature: Clayton Olson Date: May 7, 2020

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  
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

Email: [laura.friend@nrCB.ca](mailto:laura.friend@nrCB.ca)

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