



THE PROVINCE OF ALBERTA
AGRICULTURAL OPERATION PRACTICES ACT
NATURAL RESOURCES CONSERVATION BOARD

In consideration of Decision Report Approval LA10054N is issued to:

Name: Foothills Pork Producers Ltd. (hereinafter referred to as 'applicant' or 'operator')
Address: [REDACTED]. Lethbridge AB T1K 7H7
Contact Person: Marvin Galts
Phone No: [REDACTED]

The operator is to adhere to and follow the applicable requirements of the Agricultural Operation Practices Act (AOPA) and the regulations passed pursuant to that Act, as amended, from time to time. For each instance where the applicant has committed to higher standards than required by AOPA, these commitments have been included as conditions.

The operator is to adhere to the descriptions contained in the filed application for the M.D. of Willow Creek's Development Permit number 118-98 and the M.D.'s decision report together with the site plan, building plans, operating plan, manure management plan, engineering reports and other attached documents submitted in support of that application, unless otherwise noted in the following conditions. The applicant or operator is responsible for all costs associated with monitoring, sampling, testing, recording and reporting requirements.

Approval LA10054N is being issued and replaces Approval LA10054M and deemed municipal development permit number 118-98 for this site. Conditions from Approval LA10054M are carried forward into Approval LA10054N.

Approval LA10054N is subject to the following conditions:

Construction Conditions

1. Certification, in writing, from an engineer qualified to practice in the Province of Alberta, bearing his signature and seal, attesting to the integrity of the lagoon shall be filed with the MD office prior to utilization.
2. The piezometer wells shall be designed and installed by a hydrologist taking into consideration all three lagoons and the monitoring plan designed by the hydrologist shall be approved in writing by AFRD and copies of the approval of the monitoring plan shall be submitted to the MD office prior to installation/construction.

Operating Conditions

3. The owner/operator shall conduct leak detection monitoring for the earthen manure storage, according to a groundwater monitoring system prescribed and authorized in writing, and as amended from time to time where appropriate, by the NRCB.



4. All water wells located at the facility must be sampled for chemical parameters and bacterial counts annually and copies shall be filed with the NRCB office.
5. The manure storage be emptied annually or twice a year, spring and fall, to minimize frequent land application of liquid manure.
6. An effective fly control program shall be implemented.

This Approval becomes effective immediately. The M.D of Willow Creek Permit #118-98 is cancelled and is no longer in effect, unless Approval LA10054N is held invalid, in which case the M.D of Willow Creek Permit #118-98 remains in effect. Issuance of this amended permit in no way affects the grandfathered status of this operation

Date: March 11, 2011

(original signed)

Karl Ivarson
Approval Officer

Decision Summary Approval Officer Amendment:

Foothills Pork Producers Ltd., NE 10-009-27-W4

Amendment of Approval LA10054M

Approval LA10054M was issued February 18, 2011 as an amendment of Municipal District of Willow Creek municipal development permit (MDP) number 118-98. This amendment was done under the NRCB Leak Detection Program. After the issuance of Approval LA10054M it was found that Approval LA10054M contained some factual errors regarding the status and the location of the facility.

MDP number 118-98 was issued to Foothills Pork Producers Ltd. (FPPL) by the M.D. of Willow Creek for a liquid manure storage facility on the NE 10-009-27-W4. However, the NRCB's data base had counted this facility as part of an overall confined feeding operation the other components of which are located on an adjacent quarter section -- SE10-009-27-W4. Thus, the NRCB's data base referenced MDP 118-98 as covering facilities on both NE and SE 10-009-27-W4. The data base also referred to the overall operation's animal capacity as 250 sow farrow to wean, when in actuality MDP 118-98 did not specify a permitted animal capacity. (Absent such term in the MDP, the operation's capacity would be determined by the rules in section 18.1 of the Agricultural Operation Practices Act (AOPA)).

Because of this, Approval LA10054M mistakenly referred to both NE and SE 10-009-27-W4 and referenced an incorrect permitted animal capacity.

In order to correct these errors Approval LA10054N is issued to replace LA10054M with the following amendments:

1. The legal land description is amended from NE & SE 10-009-27-W4 to NE10-009-27-W4.
2. The capacity of the facility stated as 250 sow farrow to wean will be removed.

This amendment is being made on the NRCB's own initiative, as an "Approval Officer Amendment", pursuant to section 23 of the Agricultural Operation Practices Act and section 26 of the Board Administrative Procedures Regulation.

All of the conditions from Approval LA10054M will be carried forward to Approval LA10054N.

Date: March 11, 2011 Signed:

(Original Signed)

Karl Ivarson
Approval Officer