

WATER ACT

BEING CHAPTER W-3 R.S.A. 2000 (the "Water Act")

Amendment No. 1 to

ENFORCEMENT ORDER NO. WA-EO-2019/01-LAR

Municipal District of Bonnyville No. 87
4905 50 Avenue
Bag 1010
Bonnyville, AB
T9N 2J7

WHEREAS the Municipal District of Bonnyville No. 87 [the "Municipality"] owns and operates a right-of-way on the lands legally described as SE-20-62-5-W4M and SW-21-62-5-W4M located within the Municipal District of Bonnyville No. 87, Alberta [the "Lands"];

WHEREAS on October 29, 2019, Environmental Protection Officer, Dean LITZENBERGER received communication from Paul KALASHNIKOFF, of Wood Environment and Infrastructure Solutions, (the "Consultant") working on behalf of the Municipality, requesting an extension of the EO completions dates;

WHEREAS the Consultant has requested an extension of clause 4 h, the completion date of the Remedial Plan from November 29, 2019, to December 20, 2019;

WHEREAS the Consultant has requested the extension of the re-vegetation portion (installation of shrub potted stock plantings) of the Remedial Plan to June 30, 2020;

WHEREAS the Consultant has requested the extension of Clause 7, the submission of a written Final Report to the Director from February 28, 2020, to June 30, 2020;

WHEREAS, I, Simon Tatlow, AEP Compliance Manager, Lower Athabasca Region [the "Director"] has been designated as a Director for the purpose of issuing and amending enforcement orders under the *Water Act*,

WHEREAS the Director is of the opinion that the EO must be amended to reflect the proposed deadlines by the Consultant within the EO;


THEREFORE, I, Simon Tatlow, Director, pursuant to Sections 137(1) of the *Water Act*, DO HEREBY AMEND the EO THAT:

1. In clause 4 h, of the Enforcement Order No. WA-EO-2019/01-LAR, the date of "November 29, 2019" is deleted and "December 20, 2019" is inserted in its place.



2. To be included as clause 4 i, of the Enforcement Order No. WA-EO-2019/01-LAR, that the Municipality shall submit to the Director, a written Interim Report describing the completion of the remedial works taken as per the Remedial Plan no later than **"February 28, 2020"**;
3. To be included as clause 4 j, of the Enforcement Order No. WA-EO-2019/01-LAR, that the Municipality shall complete the re-vegetation portion of the Remedial Plan no later than **"June 30, 2020"**
4. In clause 7, of the Enforcement Order No. WA-EO-2019/01-LAR, the date of **"February 28, 2010"** is deleted and **"June 30, 2020"** is inserted in its place.

DATED at the City of Fort McMurray in the Province of Alberta, this 29th day of October 2019.



Simon Tatlow
Compliance Manager
Lower Athabasca Region

Notwithstanding the above requirements, the Parties shall obtain all other necessary approvals from any regulatory agency (provincial or federal) in complying with this order.

Take notice that this enforcement order is a remedial tool only, and in no way precludes any enforcement proceedings being taken regarding this matter under this Act or any other legislation. Failure to comply with this order may result in further enforcement proceedings.

Section 115 of the *Water Act* may provide a right of appeal against this decision to the Alberta Environmental Appeals Board. There may be a strict time limit for filing such an appeal. For further information, please contact the Board Secretary at:

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