

WATER ACT

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

Amendment No.1

to

ENFORCEMENT ORDER NO. EO-WA-23019

Old Town Development Corp.
11504 170 Street NW
Edmonton, Alberta T5S 1J7

(the "Party")

WHEREAS on July 27, 2021, the Director issued Water Act Order no. EO-WA-23019 setting out requirement to restore impacted wetland area located at Plan 1520719, Block 2, Lot 30PUL, South West of Fractional of Section 36, Township 52, Range 01, West of the 5th Meridian (SW-36-052-01-W5M) in the Town of Stony Plain, within the Province of Alberta;

WHEREAS in the Order the Director named the parties Old Town Development Corp., Ralph Hutchinson, Casey Hutchinson, and Tally Hutchinson as persons responsible for destruction of approximately 0.50 hectares of two wetlands during the construction of an access road and temporary drainage easement, building lot construction and storm water pond (the "Unauthorized Activity") pursuant to Section 1(1)(kk) of the *Water Act* and Section 1(5) of the Water (Ministerial) Regulation (AR 205/1998);


WHEREAS the Director is of the opinion that Ralph Hutchinson, Casey Hutchinson, and Tally Hutchinson should be removed as named parties from the Order;

WHEREAS section 137(1) of the *Water Act* states the Director may on the Director's own initiative amend a term or condition of an enforcement order;

THEREFORE, I, Maxwell Harrison, Director, pursuant to Section 137(1) of the *Water Act*, HEREBY DO AMEND the Order as follows:

Remove "Ralph Hutchinson (Director)", "Casey Hutchinson (Director)", and "Tally Hutchinson (Director)" as named parties subject to Enforcement Order No. EO-WA-23019.

DATED at the City of Edmonton, in the Province of Alberta, this 29th day of September 2021.



Maxwell Harrison
Compliance Manager
Regulatory Assurance Division
Capital District

Section 115 of the *Water Act* may provide a right of appeal against this decision to the Alberta Environment Appeals Board. There may be a strict time limit for filing such an appeal. A copy of Section 115 is enclosed. For further information, please contact the Board Secretary at #306 Peace Hills Trust tower, 10011-109 Street, Edmonton, Alberta, T5J 3S8; telephone 780-427-6207; fax 780-427-4693.

Notwithstanding the above requirements, the Party shall obtain all other necessary approvals or authorizations required to comply 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 or any other legislation.