

File No. 16169

Government of Alberta ■

Environment

ENVIRONMENTAL PROTECTION AND ENHANCEMENT ACT

BEING CHAPTER E-12 R.S.A. 2000 (the "Act")

Amendment No. 1

to

ENFORCEMENT ORDER NO. EO-2013/03-SR

Dockman & Associates Ltd.
225 First Avenue N.W.
Airdrie, Alberta, T4B 2M8

Michael Louis Dockman
PO Box 80144
RPO Tower Lane,
Airdrie, Alberta T4B 2V8

[Collectively hereinafter referred to as the "Parties"]

WHEREAS Enforcement Order No. EO-2013/03-SR [the "EO"] was issued to the Parties on May 30, 2013;

WHEREAS since the EO was issued, the Parties have advised the Director that they will not be connecting the Waterworks System to Rocky View Water Co-op Ltd.'s system, and that the Parties instead intend to apply to ESRD for a new Approval to operate the Waterworks System, although the Parties are not certain about when such an application will be submitted;

WHEREAS based on the changes that have occurred since the EO was issued on May 30, 2013, the Director is of the opinion that an amendment of the EO is necessary;

WHEREAS Craig Knaus, District Compliance Manager, South Saskatchewan Region [the "Director"], has been appointed a Director under the *Environmental Protection and Enhancement Act* for the purposes of issuing and amending enforcement orders under the Act;

THEREFORE, I, Craig Knaus, District Compliance Manager, South Saskatchewan Region, pursuant to section 212 of the *Environmental Protection and Enhancement Act*, DO HEREBY AMEND THE EO and ORDER:

1. The Clauses 14, 15, 16, 17, 18, 19 and 20 of the EO are hereby deleted, cancelled or repealed, as the case may be.
2. All other clauses of the EO remain in force.
3. Starting on October 1, 2013, the Parties shall, once per calendar month,
 - a. collect a sample from a random location within the water distribution; and

- b. submit the collected sample to an independent, ISO 17025 accredited laboratory for analysis of each of the following parameters:
- i. pH;
 - ii. Free Chloride; and
 - iii. Fluoride.
4. The Parties shall submit in writing to the Director, the results of the analyses required under clause 3 of this Amendment by the end of the month following the month in which the sample was collected.
5. Enforcement Order EO-2013/03-SR, as amended, will expire on **January 20, 2014**, unless the Parties submit to ESRD a **complete** application for an approval to operate and reclaim the Waterworks System, as required by section 5 of the *Activities Designation Regulation* (AR 276/2003), as amended.
6. The determination of whether the application described in clauses 5 and 6 of this amendment is complete or not is at the sole discretion of the ESRD District Approvals Manager, South Saskatchewan Region.

DATED at the City of Calgary in the Province of Alberta, this 20th day of September, 2013.

Original signed by:

Craig Knaus
District Compliance Manager
South Saskatchewan Region

Section 91 of the *Environmental Protection and Enhancement 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. A copy of section 91 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(ies) shall obtain all necessary approvals in complying with this order.

Take notice that this amendment 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.