
ENVIRONMENTAL PROTECTION AND ENHANCEMENT ACT

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

Amendment No. 12

to

ENFORCEMENT ORDER NO. EO-2011/03-NR

Cleanit Greenit Composting System Inc.
1300, 10020 – 101A Avenue NW
Edmonton, Alberta
T5J 3G2

-and-

Kirstin Castro-Wunsch
7222-119 Street NW
Edmonton, Alberta
T6G 1V6

[hereinafter collectively referred to as "the Parties"]

WHEREAS Enforcement Order No. EO-2011/03-NR [the "EO"] was issued to the Parties on December 13, 2011;

WHEREAS on March 2, 2012, in response to a written request from Cleanit Greenit Composting System Inc. ["Cleanit Greenit"], Amendment #2 to the EO was issued to the Parties, amending the dates in Clauses 11 and 14 of the EO from March 16, 2012 to April 23, 2012;

WHEREAS on April 19, 2012, in response to a written request from Cleanit Greenit, Amendment #3 to the EO was issued to the Parties, further amending the dates in Clauses 11 and 14 of the EO from April 23, 2012, to May 25, 2012;

WHEREAS on May 30, 2012, in response to a written request from Cleanit Greenit, Amendment #4 to the EO was issued to the Parties, further amending the dates in Clauses 11 and 14 of the EO from May 25, 2012, to June 29, 2012, and amending the dates in Clause 12(h) from June 29, 2012, to September 14, 2012;

WHEREAS based on the submissions made by the Parties at a June 29, 2012 meeting, the Director issued to the Parties Amendment #5 to the EO, amending the date in Clause 8(s) of the

EO from June 29, 2012 to August 30, 2013;

WHEREAS due to changes that occurred since the EO was issued on December 13, 2011, plans presented by the Parties on October 11, 2012, and the information contained in a 2012 Aerated Windrows Transition Plan submitted to the Director by the Parties, the Director was of the belief that a further amendment to the EO was necessary, and Amendment #6 to the EO was issued January 8, 2013;

WHEREAS on May 24, 2013, in response to the Parties' written request, the Director removed clause 2 from the original EO through the issuance of Amendment #7;

WHEREAS in response to an August 15, 2013, written request from the Parties, the Director issued Amendment #8 to the Parties on September 12, 2013, changing the due date for the Soil Impact Delineation Report from June 28, 2013, to July 31, 2014;

WHEREAS as set out in detail in Amendment #9, issued to the Parties on April 30, 2021, throughout 2014 -2021, AEP continued to work to collect information regarding:

- the volume of Material and pile heights on the Lands;
- the types of wastes accepted;
- the management of the surface water storage pond;
- the status of the site liner on the Lands;
- adverse impacts to groundwater;
- odours produced from the facility; and
- overall operations;

WHEREAS in response to a May 27, 2021, request from the Parties, on June 15, 2021, the Director issued Amendment #10, changing the due dates for the monthly Waste Material Removal Reports and extending the due date for the Groundwater Remedial Action Plan from May 31, 2021 to June 21, 2021;

WHEREAS on March 30, 2021, Registration No. 218439-00-00 held by Cleanit Greenit was cancelled effective June 30, 2022;

WHEREAS on August 26, 2022, the Court of Queen's Bench denied Cleanit Greenit's application for a stay of the registration cancellation decision, and the registration is cancelled effective August 26, 2022;

WHEREAS on October 19, 2022, the Director issued Amendment #11, requiring, among other actions, the removal from the Lands certain piles of materials and the Base Layer underlying the piles;

WHEREAS on November 3, 2022, Cleanit Greenit requested an extension of the deadlines to remove Pile 4, Pile 7, the Base Layer underlying Piles 1-4, due to the limited availability of trucks to transport the materials, and limited operating hours for approved waste management facilities;

WHEREAS Greg Smith, Regional Assurance Manager, Regulatory Assurance North, has been appointed a Director for the purposes of issuing and amending Enforcement Orders under the Act (the "Director");

THEREFORE, I, Greg Smith, Director, pursuant to section 212 of the *Environmental Protection and Enhancement Act*, DO HEREBY ORDER:

61. Clause 49(d) is deleted.
62. The following clause is added:
 - 49.1 By November 18, 2022, the Parties shall remove from the Lands, all Material in Pile 4, as identified in the Figure in Appendix 3 to Amendment #11.
63. In clause 50, the words "November 11, 2022" are deleted, and replaced with "**November 25, 2022**".
64. In clause 51, the words "November 25, 2022" are deleted, and replaced with "**December 2, 2022**".

DATED at the City of Edmonton in the Province of Alberta, this 4 day of November, 2022.



Greg Smith
Regulatory Assurance Manager
Regulatory Assurance Division

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 environmental protection 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.