

WATER ACT

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

Amendment No. 2

To

ENFORCEMENT ORDER NO. EO-WA-35659-01

Mantle Materials Group, Ltd., previously 2161889 Alberta Ltd.
P.O. Box 6977
Bonnyville, AB
T9N 2H4

Byron Levkulich, former Director of 2161889 Alberta Ltd.
JMB Crushing Systems Inc.
1400 16th Street, Suite 320
Denver CO 80202
United States

Aaron Patsch, former Director of 2161889 Alberta Ltd.
JMB Crushing Systems Inc.
1400 16th Street, Suite 320
Denver CO 80202
United States

Jeffrey Buck, former Director of 2161889 Alberta Ltd.
JMB Crushing Systems Inc.
3439 Keswick Boulevard SW
Edmonton, AB
T6W 3B2

Lisa Ball, former Director of 2161889 Alberta Ltd.
2161889 Alberta Ltd.
PO Box 211
Boyle, AB
T0A 0M0

541466 Alberta Ltd.
o/a JLG Ball Enterprises
2300, 10180 – 101 St NW
Edmonton, AB
T5J 1V3

Robert W. Beaverford
52547 RR 223
Sherwood Park, AB
T8A 4P7

[Collectively, the “Parties”]

WHEREAS Amendment #1 to Enforcement Order No. 35659-01 was issued to the Parties on March 19, 2021;

WHEREAS on May 1, 2021, 2161889 Alberta Ltd. amalgamated with Mantle Materials Group, Ltd. and continued as Mantle Materials Group, Ltd. (“Mantle”);

WHEREAS on January 6, 2022, Mantle Materials Group, Ltd. (“Mantle”) submitted the Consolidated Remedial Plan (the “Plan”) for AEP’s review;

WHEREAS the Plan included an updated schedule of implementation itemizing the timelines for remediation, reclamation, revegetation, and monitoring;

WHEREAS on January 25, 2022, AEP approved the Consolidated Remedial Plan and notified the parties;

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

THEREFORE, I, Heather Dent, the Director, pursuant to section 137(1) of the *Water Act*, **DO HEREBY ORDER THAT:**

1. The name of 2161889 Alberta Ltd. is revised to reflect the amalgamation with Mantle.
2. In Clause 4(i) of the Enforcement Order, that the date of “October 1, 2021” be deleted and replaced by “**November 1, 2022**”.
3. In Clause 8 of the Enforcement Order, that the dates of “July 15, 2021; November 15, 2021; May 15, 2022; and July 31, 2022” be deleted and replaced by “**July 29, 2022; October 28, 2022; May 12, 2023; September 22, 2023; and September 20, 2024**”.
4. In Clause 9 of the Enforcement Order, that the date of “October 30, 2022” be deleted and replaced by “**November 30, 2024**”.

DATED at the City of Edmonton in the Province of Alberta, this Tuesday the 25th day of January 2022.

Heather Dent
Compliance Manager
Boreal District – East Region

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. 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 Parties shall obtain all necessary authorizations from any regulatory agency (federal, provincial, or municipal) 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. Failure to comply with this order may result in further enforcement proceedings.