

17-0034

2018 PLAB 22

Appellant – Decorative Concrete Construction Inc., **Operator** – Decorative Concrete Construction Inc., **Location** – near Piche River in Lac La Biche County, **Type of Appeal** – Discontinuance

A Notice of Appeal was received on February 12, 2018 from Decorative Concrete Construction Inc. with respect to the February 8, 2018 decision of the Director, Alberta Environment and Parks, to refuse an application from Decorative Concrete Construction Inc. for Surface Mineral Exploration (SME 17-0064) near Piche River.

The Director stated the application was refused because the proposed exploration is in an area that is between a utility corridor which has a Protective Notation (PNT 130046) and a fish bearing stream, Piche River. The purpose of the Protective Notation is to protect the utility corridor, and Piche River is identified as having important spawning habitat for fish, where a 250 meter setback from the top of the valley break is required. The proposed activity falls within the required 250 meter setback. The setbacks required in this location would limit future surface material operations. Surface mineral operations within these lands would also limit future expansion of the utility corridor as Highway 881 lies to the west.

On February 20, 2018, the Board wrote to the Appellant and the Director acknowledging receipt of the appeal and notifying the Director of the appeal.

In consultation with the parties, the Board scheduled a mediation meeting for May 16, 2018 in Edmonton. As a result of the resolution reached at the mediation, the appeal was withdrawn on May 17, 2018. The Board discontinued its proceedings and closed its file in this matter.

Cite: Decorative Concrete Construction Inc. v. Director, Alberta Environment and Parks (25 July 2018), Appeal No. 17-0034 (A.P.L.A.B.)