

**18-0013**

**2019 APLAB 6**

**Appellant** – 1860211 Alberta Ltd., **Operator** – 1860211 Alberta Ltd., **Location** – Stony Plain, Alberta, **Type of Appeal** – Discontinuance

A Notice of Appeal was received from 1860211 Alberta Ltd. on September 27, 2018 with respect to the September 7, 2018 decision of the Director, Red Deer North Saskatchewan Region, Alberta Environment and Parks, to refuse an application from 1860211 Alberta Ltd. for a Temporary Field Authorization for the realignment of Atim Creek located at SW36-52-1-W5M, in Stony Plain, Alberta.

In his letter of October 4, 2018, the Director requested the appeal be dismissed because the Appellant was appealing a typographical error in the Director's September 7, 2018 decision letter. The Board requested the Director's records related to this matter and advised that upon review of the Director's records, it would make its decision with regards to the motion to dismiss the appeal.

Upon review of the Director's records, the Board advised on November 7, 2018 it had determined the Appellant was appealing the Director's refusal of the application for a Temporary Field Authorization and not the typographical error in the Director's September 7, 2018 letter. Specifically, the Appellant's Notice of Appeal stated he wanted "approval of authorization to move the channel (1.5 m x 0.5 m) to west." The Board determined the Director's motion to dismiss the appeal was without foundation and was therefore dismissed.

A mediation meeting involving the Appellant and the Director was scheduled for December 13, 2018 and then subsequently rescheduled to April 10, 2019.

In its letter of April 15, 2019, the Board advised that as a result of the resolution reached at mediation meeting, the appeal of 1860211 Alberta Ltd. was withdrawn. Based upon the withdrawal of the appeal by the Appellant, and the Board's satisfaction that all issues related to the appeal had been resolved, the Board discontinued its proceedings and closed its file in this matter.

Cite: 1860211 Alberta Ltd. v. Alberta Environment and Parks (15 April 2019), Appeal No. 18-0013 (A.P.L.A.B.), 2019 APLAB 6