



**ENFORCEMENT OF THE
ENVIRONMENTAL PROTECTION AND
ENHANCEMENT ACT**

1 April 2002 – 30 June 2002

July 2002
Regulatory Assurance Branch
Alberta Environment



<i>Company/Individual</i>	<i>Action/ Municipality/ LLD</i>	<i>Decision Date/ Penalty</i>	<i>Act/ Regulation</i>	<i>Comments / Disposition</i>
Administrative Penalties				
Good, Glenn	AP Oyen Plan 7711259, Block 20, Lot 4	15-Apr-02 Assessed: \$1,000.00	AEPEA 156	Mr. Good applied the herbicide "Prestige" (an agricultural herbicide only) to a residential lawn, which caused damage to trees and bushes on neighbouring property from the treated area.
Rio Alto Exploration Ltd.	AP Valleyview 10--18-65-23-5	23-Apr-02 Assessed: \$1,500.00	AEPEA 213(e)	The company owns and operates the Ante Creek sour gas plant pursuant to an Approval. It contravened its Approval by failing to sample and analyze water released from the surface water retention pond prior to the release. Penalty paid 24 May 2002.
Ainsworth Lumber Co. Ltd.	AP Grovedale 6-70-5-6	25-Apr-02 Assessed: \$2,000.00	AEPEA 213(e)	The company operates the Grande Prairie wood processing plant for the production of oriented strand board and value-added wood products pursuant to an Approval. It contravened its Approval for submitting the 2000 Annual Industrial Wastewater and Runoff Report late. Penalty paid 24 May 2002.
Fimrite Oilfield Services Ltd.	AP Saddle Hills County SE-34-78-8-6	08-May-02 Assessed: \$7,000.00	AEPEA 213(e)	The company operates a used oil storage facility for the activity of construction, operation and reclamation of a hazardous recyclable storage and transfer facility pursuant to an Approval. It contravened its Approval by failing to ensure that the storage tanks meet the design requirements of the Approval, in that there were no high level alarms, high level detection gauges or automatic shut-off devices; failed to ensure that the transfer areas for the transfer of substances meets the requirements of the Approval, in that there was no curbing, paving or catchment areas; and failed to immediately report a contravention of the Approval. Penalty paid 11 June 2002.

<p><i>REPORTING PERIOD::</i></p> <p>1 April 2002 - 30 June 2002</p> <p>Page 1 of 11</p>	<p><i>ACTION CODES:</i></p> <p>AP: Administrative Penalty EEP: Emergency Environmental Protection Order EO: Enforcement Order EOW: Enforcement Order for Waste</p> <p style="text-align: right;">EPO: Environmental Protection Order PRS: Prosecution TIC: Ticket WRN: Warning Letter</p>
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Administrative Penalties				
Shiningbank Energy Ltd.	AP Drayton Valley 11--31-49-5-5	03-Jun-02 Assessed: \$3,000.00	AEPEA 213(e)	The company operates the Berrymoor sour gas plant for the processing of natural gas pursuant to an Approval. It contravened its Approval by submitting the Annual Industrial Wastewater and Runoff report for the year 2000 late; and failed to submit the Monthly Air Emission Summary and Evaluation report for the months of April through September 2001. Penalty paid 23 July 2002.
Agrium Inc.	AP Wheatland County 6-22-26-4	14-Jun-02 Assessed: \$7,500.00	AEPEA 213(e)	The company operates an Ammonia and Urea Fertilizer facility pursuant to an Approval. It contravened its Approval with an emission of an air contaminant that causes or may cause the impairment, degradation or alteration of the quality of a natural resource, or material discomfort, harm of adverse effect on the well being or health of a person; and a release of ammonia from the Urea Main Exhaust Stack at a rate exceeding the amount specified in the Approval. Penalty paid 12 July 2002.
Chevron Canada Limited	AP Woodlands County SE-15-59-18-W5M	14-Jun-02 Assessed: \$7,500.00	AEPEA 213(e)	The company operates the Kaybob South-Beaverhill Lake Gas Unit No. 3 sour gas processing plant pursuant to an Approval. It contravened its Approval with the release of sulphur dioxide from the sulphur recovery process unit incinerator stack at an average hourly concentration exceeding the specifications of the Approval; and the release of sulphur dioxide from the sulphur recovery process unit incinerator stack at an average hourly rate exceeding the specifications of the Approval. Penalty paid 11 July 2002.
Pace Industrial Refrigeration Limited	AP Calgary Plan 3685JK, Block 2	14-Jun-02 Assessed: \$3,000.00	AEPEA 173	The company operates a dairy product processing facility, whereby it utilizes an ammonia based refrigeration system. It improperly disposed of waste on or into the bed and shore of the Bow River, without the agreement of the owner of the land.

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Administrative Penalties				
Arrowhead AG Aviation Ltd.	AP Fairview SW-27-82-5-6	20-Jun-02 Assessed: \$1,000.00	AEPEA (R)43/97 11(1)	The company operates an aerial pesticide application business. It failed to keep records in accordance with Section 11 of the Pesticide (Ministerial) Regulation.
Taurus Exploration Ltd.	AP Whitecourt 10--36-59-13-5	26-Jun-02 Assessed: \$3,500.00	AEPEA 213(e)	The company is the approval holder for the Whitecourt sour gas processing plant. It contravened its Approval by failing to submit the April 2001 Monthly Air Emissions report; and failed to submit the November 2001 Monthly Air Emissions report. Penalty paid 23 July 2002.

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Prosecutions				
Frank's Mobile Truck & Trailer Repair Service Ltd.	PRS Edmonton 8059 Coronet Road	05-Apr-02 Penalty: \$75,000.00	AEPEA (R)192/96 18(1)	Count 2: On or about May 19, 1999 in the City of Edmonton in the Province of Alberta did fail to store a hazardous recyclable, in an amount and in a manner so that at least secondary containment is provided for liquid hazardous recyclables, and there are no openings in the secondary containment system that provide a direct connection to the area surrounding the system, contrary to Section 18(1)(c) of Alberta Regulation 192/96 issued under the authority of the Environmental Protection and Enhancement Act. On 15 October 2001 the company pled guilty. On 5 April 2002 the company was sentenced to a fine of \$60,000 with a \$15,000 creative sentence. The creative sentence is for the purposes of conducting a phase II site assessment and such remedial work as is required. Appeal filed 25 June 2002.
Frank's Mobile Truck & Trailer Repair Service Ltd.	PRS Edmonton 8059 Coronet Road	05-Apr-02	AEPEA (R)192/96 11(1)	Count 1: On or about May 19, 1999 in the City of Edmonton in the Province of Alberta did fail to store hazardous waste in an amount and in a manner so that at least secondary containment is provided for liquid hazardous waste, and there are no openings in the secondary containment system that provide a direct connection to the area surrounding the system, contrary to Section 11(1)(c) of Alberta Regulation 192/96 issued under the authority of the Environmental Protection and Enhancement Act. Withdrawn 5 April 2002.
Thompson, Walter	PRS Athabasca County NE-32-63-21-4	09-Apr-02	AEPEA (R)24/97 5(1)	Count 4: Co-accused "Thompson Agricultural Aviation Ltd." On or about the 18th day of August, A.D. 1999, at or near Westlock in the Province of Alberta did unlawfully use or apply a pesticide in a manner or at a time or place that causes or is likely to cause an adverse effect to property belonging to Janna Ziegler, contrary to Section 5(1) of Alberta Regulation 24/97 issued under the Environmental Protection and Enhancement Act. Withdrawn 9 April 2002.

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Prosecutions				
Thompson, Walter	PRS Athabasca County NE-32-63-21-4	09-Apr-02	AEPEA 98(2)	Count 6: Co-accused "Thompson Agricultural Aviation Ltd." On or about the 18th day of August, A.D. 1999, at or near Westlock in the Province of Alberta did unlawfully release or permit the release into the environment of a substance in an amount, concentration or level or at a rate of release that causes or may cause a significant adverse affect to property belonging to Catherine G. Mikaluk, contrary to Section 98(2) of the Environmental Protection and Enhancement Act. Withdrawn 9 April 2002.
Thompson Agricultural Aviation Ltd.	PRS Athabasca County NE-32-63-21-4	09-Apr-02	AEPEA 156	Count 1: Co-accused "Thompson, Walter" On or about the 18th day of August, A.D. 1999, at or near Westlock in the Province of Alberta did unlawfully use or apply a pesticide other than in accordance with the label for that pesticide, contrary to Section 156(1) of the Environmental Protection and Enhancement Act. Withdrawn 9 April 2002.
Thompson Agricultural Aviation Ltd.	PRS Athabasca County NE-32-63-21-4	09-Apr-02	AEPEA 156	Count 3: Co-accused "Thompson, Walter" On or about the 18th day of August, A.D. 1999, at or near Westlock in the Province of Alberta did unlawfully use or apply a pesticide other than in accordance with the regulations with respect to that pesticide or the label for that pesticide, contrary to Section 156(1) of the Environmental Protection and Enhancement Act. Withdrawn 9 April 2002.
Thompson Agricultural Aviation Ltd.	PRS Athabasca County NE-32-63-21-4	09-Apr-02	AEPEA (R)24/97 5(1)	Count 5: Co-accused "Thomspson, Walter" On or about the 18th day of August, A.D. 1999, at or near Westlock in the Province of Alberta did unlawfully use or apply a pesticide in a manner or at a time or place that causes or is likely to cause an adverse effect to property belonging to Catherine G. Mikaluk, contrary to Section 5(1) of Alberta Regulation 24/97 issued under the Environmental Protection and Enhancement Act. Withdrawn 9 April 2002.

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Prosecutions				
Thompson, Walter	PRS Athabasca NE-32-63-21-4	09-Apr-02	AEPEA 156	Count 3: Co-accused "Thompson Agricultural Aviation Ltd." On or about the 18th day of August, A.D. 1999, at or near Westlock in the Province of Alberta did unlawfully use or apply a pesticide other than in accordance with the regulations with respect to that pesticide or the label for that pesticide, contrary to Section 156(1) of the Environmental Protection and Enhancement Act. Withdrawn 9 April 2002.
Thompson, Walter	PRS Athabasca County NE-32-63-21-4	09-Apr-02	AEPEA 156	Count 1: Co-accused "Thompson Agricultural Aviation Ltd." On or about the 18th day of August, A.D. 1999, at or near Westlock in the Province of Alberta did unlawfully use or apply a pesticide other than in accordance with the label for that pesticide, contrary to Section 156(1) of the Environmental Protection and Enhancement Act. Withdrawn 9 April 2002.
Thompson Agricultural Aviation Ltd.	PRS Athabasca County NE-32-63-21-4	09-Apr-02	AEPEA 156	Count 2: Co-accused "Thompson, Walter" On or about the 18th day of August, A.D. 1999, at or near Westlock in the Province of Alberta did unlawfully use or apply a pesticide other than in accordance with the regulations with respect to that pesticide and the label for that pesticide, contrary to Section 156(1) of the Environmental Protection and Enhancement Act. Withdrawn 9 April 2002.
Thompson, Walter	PRS Athabasca County NE-32-63-21-4	09-Apr-02	AEPEA (R)24/97 5(1)	Count 5: Co-accused "Thompson Agricultural Aviation Ltd" On or about the 18th day of August, A.D. 1999, at or near Westlock in the Province of Alberta did unlawfully use or apply a pesticide in a manner or at a time or place that causes or is likely to cause an adverse effect to property belonging to Catherine G. Mikaluk, contrary to Section 5(1) of Alberta Regulation 24/97 issued under the Environmental Protection and Enhancement Act. Withdrawn 9 April 2002.

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Prosecutions				
Thompson, Walter	PRS Athabasca County NE-32-63-21-4	09-Apr-02	AEPEA 156	Count 2: Co-accused "Thompson Agricultural Aviation Ltd." On or about the 18th day of August, A.D. 1999, at or near Westlock in the Province of Alberta did unlawfully use or apply a pesticide other than in accordance with the regulations with respect to that pesticide and the label for that pesticide, contrary to Section 156(1) of the Environmental Protection and Enhancement Act. Withdrawn 9 April 2002.
Thompson Agricultural Aviation Ltd.	PRS Athabasca County NE-32-63-21-4	13-May-02 Penalty: \$1,000.00	AEPEA (R)24/97 5(1)	Count 4: Co-accused "Thompson, Walter" On or about the 18th day of August, A.D. 1999, at or near Westlock in the Province of Alberta did unlawfully use or apply a pesticide in a manner or at a time or place that causes or is likely to cause an adverse effect to property belonging to Janna Ziegler, contrary to Section 5(1) of Alberta Regulation 24/97 issued under the Environmental Protection and Enhancement Act. Pled guilty 9 April 2002. Sentenced to a fine of \$1,000.00 May 13, 2002.
Thompson Agricultural Aviation Ltd.	PRS Athabasca County NE-32-63-21-4	13-May-02 Penalty: \$2,000.00	AEPEA 98(2)	Count 6: Co-accused "Thompson, Walter" On or about the 18th day of August, A.D. 1999, at or near Westlock in the Province of Alberta did unlawfully release or permit the release into the environment of a substance in an amount, concentration or level or at a rate of release that causes or may cause a significant adverse affect to property belonging to Catherine G. Mikaluk, contrary to Section 98(2) of the Environmental Protection and Enhancement Act. Pled guilty 9 April 2002. Sentenced to a fine of \$2,000.00 on May 13, 2002

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Tickets				
Thind, Surjeet	TIC Calgary	02-Apr-02 Penalty: \$115.00	EPEA 181	Disposal of waste on, into or under water or ice without approval. Paid 2 April 2002.
Shankowski, James	TIC Stony Plain	21-May-02 Penalty: \$115.00	EPEA 182	Disposal of waste on another person's land. Paid 21 May 2002.
Kenver Equipment Ltd.	TIC Grande Prairie 14250-100 Street	22-May-02 Penalty: \$115.00	EPEA 61	Burning prohibited debris in an open fire without an approval. Paid 22 May 2002.
Ramsay Crossing Ltd.	TIC Calgary 803 - 24 Avenue SE	06-Jun-02 Penalty: \$115.00	EPEA 182	Improper disposal of waste owned by another person. Paid 6 June 2002.

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Warning Letters				
Wood Buffalo, Regional Municipality of	WRN MD Wood Buffalo Plan 7920314, Block 11, Lot 4MR	10-Apr-02	AEPEA 213(e)	The Regional Municipality of Wood Buffalo operates the Class II water treatment plant and Class I water distribution system for the Hamlet of Anzac pursuant to an Approval. It failed to maintain chlorine and turbidity levels of the potable water from the Anzac water treatment plant at the concentrations required in the Approval, and failed to immediately report these contraventions.
Husky Energy Inc.	WRN MD of Northern Lights NW-13-101-24-5	15-Apr-02	AEPEA 99(1)	The company reported the release of hydrocarbon contaminants into the Keg River lake.
Apache Canada Ltd.	WRN MD of Big Lakes 8-70-10-5	06-May-02	EPEA 227(e)	The company submitted its Annual Industrial Wastewater and Runoff Summary and Evaluation Report for 2001 late for the House Mountain gas plant.
EnCana Oil & Gas Co. Ltd. (formerly AEC Oil & Gas Co. Ltd.)	WRN Lakeland County 21-70-4-4	13-May-02	AEPEA 213(e)	The then AEC Oil & Gas Co. Ltd. (now EnCana Oil & Gas Co. Ltd.) Foster Creek Phase I enhanced recovery in-situ oil sands or heavy oil processing plant and oil production site contravened its Approval. It submitted the Revegetation Plan, Proposal for a Comprehensive Reclamation Monitoring Program and the 2000 Annual Conservation and Reclamation Report late.
Klondike Machine & Supply (2000) Ltd.	WRN Edmonton Plan 5203KS, Block 4, Lot 3	21-May-02	EPEA (R)192/96 18	Improper storage of hazardous recyclables (used oil, etc.) on the property where the company operates a business. In particular, the site did not have secondary containment, and was not properly labeled stating the identity of the hazardous recyclables being stored.

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Warning Letters				
Gregg Distributors Co. Ltd.	WRN Edmonton Plan 8221310, Block 13, Lot A&B	05-Jun-02	EPEA 61	The company stored more than 10,000 litres of hazardous recyclables (used oil) at its facility without an approval.
Midcoast Canada Operating Corporation	WRN MD of Provost 14-40-3-4	05-Jun-02	AEPEA 213(e)	The company operates the Provost sour gas plant for the processing of natural gas pursuant to an Approval. It contravened its Approval by submitting the air emissions and summary reports late.
AT Plastics Inc.	WRN Edmonton Plan 9724258, Block 6	12-Jun-02	EPEA 227(e)	The company operates the Edmonton chemical manufacturing plant pursuant to an Approval. It contravened its Approval by failing to operate the 5R Baghouse during operation of the associated process equipment, which requires the pollution abatement equipment be operational at all times when the process equipment is fully operational.
Envirofor Preservers (Alta) Ltd.	WRN Strathcona County SE-6-53-23-4	13-Jun-02	EPEA 227(e)	The company operates the Strathcona CCA wood treatment and fixation plant pursuant to an Approval. It contravened its Approval when it failed to take the required fixation tests as required by the Approval.
BlackRock Ventures Inc.	WRN Grand Centre 17-64-3-4	18-Jun-02	EPEA 227(e)	The company operates the Hilda Lake SAGD Project pursuant to an Approval. It contravened its Approval by failing to submit the Annual Industrial Wastewater and Runoff Report.

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Warning Letters				
Boyer, Tom Allan	WRN Parkland County NE-17-53-7-5	19-Jun-02	EPEA 176	Also a contravention of Section 112, where a substance (used motor oil) that may cause, is causing or has caused an adverse effect is released into the environment, the person responsible for the substance shall, as soon as that person becomes aware or ought to have become aware of the release take all reasonable measures to repair, remedy and confine the effects of the substance, and remove or otherwise dispose of the substance in such a manner as to effect maximum protection to human life, health, and the environment. Disposal of the used motor oil on public land.
Northland Forest Products Ltd	WRN Fort McMurray S-7-91-9-4	26-Jun-02	EPEA 227(e)	The company operates the Fort McMurray sawmill for the processing of wood pursuant to an Approval. It contravened its Approval by submitting the 2001 Annual Air Summary and Evaluation Report late.

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