

ENFORCEMENT OF THE
*ENVIRONMENTAL PROTECTION
AND ENHANCEMENT ACT*

And

WATER ACT

1 Jul 2007 - 30 Sep 2007

November 2007
Environmental Management Division
Alberta Environment

Enforcement Actions

1 Jul 2007 - 30 Sep 2007

<i>Company/Individual</i>	<i>Municipality / LLD</i>	<i>Decision Date/ Penalty</i>	<i>Act/ Regulation</i>	<i>Comments / Disposition</i>
Administrative Penalties				
DynAgra Corp.	Wheatland County NE-34-23-25-W4	03-Jul-07 Assessed: \$2,000.00	AEPEA(R) 163(1)(a)	Dynagra Corp. applied the Attain herbicide in a manner that caused an adverse effect to a shelterbelt located on the neighbour's lands. Paid 13 July 2007.
Talisman Energy Inc.	Saddle Hills County 25-81-11-W6	12-Jul-07 Assessed: \$3,000.00	AEPEA(R) 227(e)	The Company operates the Bonanza Sour Gas plant and it contravened its approval by the late submission of the 2005 Annual Industrial Wastewater and Runoff Report and by failing to report the late submission. Paid 25 July 2007.
Burnco Rock Products Ltd.	MD of Rocky View 9-22-28-W4 4-22-28-W4 5-22-28-W4 8-22-28-W4	26-Jul-07 Assessed: \$5,000.00	AEPEA(R) 110(1) 227(e)	The Company discharged silt-laden wash water from its Indus pit operation silt ponds into the Bow River without authorization. Paid 21 August 2007
NOVA Chemicals Corporation	Joffre 29-38-25-W4 30-38-25-W4 31-38-25-W4 32-38-25-W4	22-Aug-07 Assessed: \$4,000.00	AEPEA(R) 227(e)	The Company operates a petrochemical and chemical manufacturing plant pursuant to an Approval. It contravened its Approval with the unauthorized release of the effluent pond having the potential to cause adverse effect. Paid 14 September 2007
EnCana Oil & Gas Co. Ltd.	County of Grande Prairie NW-18-74-12-W6	31-Aug-07 Assessed: \$6,000.00	AEPEA(R) 227(e)	EnCana Oil & Gas Co. Ltd. operates the Hythe Sour Gas plant and contravened the Approval by exceeding the SO2 limit set out in Table 4.1.3B and failing to immediately report the exceedance. Paid 21 September 2007.
Sureway Construction Ltd.	Sturgeon County NW-17-53-25-W4	10-Sep-07 Assessed: \$6,500.00	WA 49 36 142(1)(h) 142(1)(e)	Sureway Construction Ltd. was issued licences for the temporary diversion of water from Kirk Lake. The Company contravened the licences by withdrawing water in excess of the total amount permitted under Temporary Diversion Licences; conducting an activity in a watercourse without an Approval; and the failure to immediately report a contravention of the terms of the Approval. Paid 20 September 2007.

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Enforcement Orders				
Legend Trail Holdings Ltd.	Stony Plain Plan 0626023, Block 1, Lot 14ER	07-Sep-07	WA 36(1) 142(1)(h)	The Town of Stony Plain is the registered owner of lands in which the Company is developing a light industrial park on adjacent property. Alberta Environment attended the site and observed it was in the process of constructing two stormwater ponds including excavating an area along the Tributary to allow water to flow to the lower reaches of Atim Creek, and removal of all the vegetation and surface material within the open excavation. This Construction has damaged the Tributary and the aquatic environment in this waterbody, including changing the level, location and flow of the water and causing siltation to downstream areas. Remedial works are required to remove the Works to restore the natural topography of the bed and shore of the Tributary and to restore the natural drainage pattern in the Tributary and to downstream areas. The Company commenced or continued an activity without the proper authorization and shall immediately cease any further construction, operation or maintenance of the Works; submit and implement a Remedial Plan; and submit a Final Report.
Suncor Energy Inc.	MD of Wood Buffalo 93-7-W4 94-4-W4 95-4-W4 96-4-W4 93-5-W4 94-5-W4 95-5-W4 96-5-W4 93-6-W4 94-6-W4 93-4-W4 96-6-W4 94-7-W4 95-7-W4 96-7-W4	21-Sep-07	AEPEA(R) 227(e)	The Company operates the Firebag Enhanced Recovery In-Situ Oil Sands or Heavy Oil Processing Plant and Oil Production Site pursuant to an Approval. It contravened its approval by emitting effluent streams to the atmosphere from sources such as tanks, containing produced water, the production sales tank, the skim tanks, and the skimmed oil tanks. It has continuously vented produced gas containing hydrogen sulphide to the atmosphere from various tanks contained produced water with no vapour recovery unit pollution control equipment ever installed. There have been a number of instances where the measured values of H2S in the ambient air at a stationary air monitoring station exceeded the Alberta Ambient Air Quality Objectives. The Company shall submit and implement an Interim Action Plan; submit and implement the Comprehensive Action Plan; provide written status reports; commission a third party Environmental Management System Audit; submit a Schedule of Implementation for the Environmental Management System Audit; and conduct the Environmental Management System Audit.

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Enforcement Orders

95-6-W4

Enforcement Actions

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Environmental Protection Orders				
Syncrude Canada Ltd	MD of Wood Buffalo 6-93-10-W4	27-Aug-07	AEPEA(R) 113	The Company operates the Mildred Lake Oil Sands processing plant pursuant to an Approval. On many occasions the hydrogen sulphide (H2S) alarms located near the effluent pond have sounded, indicating a release of H2S to the atmosphere. Alberta Environment ("AENV") received various types of odour complaints. The Company sent sour water containing H2S concentrations from 592 ppm to 1720 ppm to the effluent pond on several occasions, and indicated the effluent pond is a likely source of ammonia releases and may be linked to the odour complaints. It has exceeded the Alberta Ambient Air Quality Objective for both H2S and ammonia and AENV is of the opinion that releases of H2S and ammonia into the environment may have caused or may cause an adverse effect. It shall develop, submit, and implement a plan that details the steps to be taken to minimize inputs and emissions into and from the effluent pond; and submit written progress reports.



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Prosecutions

No Activity



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Tickets

No Activity

Enforcement Actions

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Warning Letters				
Agropur Cooperative	County of Lethbridge Plan 9011046, Block 1	25-Jul-07	AEPEA(R) 227(e)	The Company operates the Sunnyrose Cheese Plant pursuant to an Approval. It contravened its approval by improperly storing solid wastes.
G & B Construction Ltd.	Lamont County NE-4-58-18-W4	27-Jul-07	AEPEA(R) 61	The Company conducted an activity, being the operation of a pit, without a registration.
Weatherley, Bryan	MD of Rocky View SW-10-24-4-W5	27-Jul-07	WA 36(1)	Mr. Weatherley conducted an activity, crossing of an active channel of the Elbow River with earth moving machinery, in a restricted activity period for this river.
Donna & John Crozier Limited	Edmonton Plan 9220004, Block 2, Lot 3	07-Aug-07	AEPEA(R) 192/96 18	The Company failed to have adequate storage for hazardous recyclables. The potential existed in a release event for the hazardous recyclables to make it to a storm drain located nearby.
Degussa Canada Inc.	Gibbons SE-13-56-22-W4	16-Aug-07	AEPEA(R) 227(e)	The Company operates the Gibbons Hydrogen Peroxide Manufacturing Plant pursuant to an Approval. It contravened its approval with the release of COD final effluent above the set approval limit.
Earth Tech (Canada) Inc.	MD of Big Lakes W-6-67-8-W5	10-Sep-07	AEPEA(R) 227(e)	The Company operates the Swan Hills hazardous waste treatment centre. It contravened its licence with the unauthorized release of a substance into the environment which may cause an adverse effect.
Apache Canada Ltd.	Yellowhead County NW-18-56-21-W5	17-Sep-07	WA 193/98 2(2)(b) 205/98 4(3) COP 10(2)(b)	The Company contravened its licence by failing to provide notice prior to maintaining a watercourse crossing and maintenance of the crossing was conducted within a restricted activity period.
Kolybaba, Stephen	Smoky Lake County	19-Sep-07	WA	Mr. Kolybaba placed a watercourse crossing in Waskatenau Creek without

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Warning Letters				
	NE-28-59-19-W4		36(1)	authorization.
Okotoks Air Ranch Inc.	MD of Foothills SE-34-20-29-W4	20-Sep-07	WA 49(1)	The Company diverted water from a Storm Retention Pond without authorization.
Riverbend Campground	Okotoks NE-22-20-29-W4 NW-23-20-29-W4	20-Sep-07	WA 142(1)(e)	The Company contravened its licence by failing to submit a revised Monitoring and Maintenance Program Proposal by March 31, 2007; conducting instream works with a trackhoe; and installing a culvert watercourse crossing without a registration.
Custom Environmental Services Ltd.	Edmonton Plan 8022534, Block 4, Lot 1	21-Sep-07	AEPEA(R) 227(e)	The Company operates a hazardous waste storage and hazardous recyclable storage and processing facility pursuant to an Approval. It contravened its approval by failing to submit quarterly ICE Process Reports for the fourth quarter of 2004, and, the first, second and fourth quarter of 2005.
ACCESS Pipeline Inc.	Strathcona County SW-4-53-23-W4	26-Sep-07	WA 205/98 4(3)	The Company failed to provide notice prior to the construction of a pipeline under a waterbody.
Ceda-Reactor Ltd.	Edmonton Plan 7721016, Block 1, Lot 6	27-Sep-07	AEPEA(R) 227(e)	The Company operates the Edmonton hazardous waste storage facility pursuant to an Approval. It contravened its approval by failing to submit the 2005 & 2006 Annual Waste Management Summary Reports within the timeline set out within the licence.
Country Lane RV Park	Okotoks E-24-20-29-W4	28-Sep-07	WA 36(1)	The Company conducted unauthorized bank stabilization work.



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Water Management Orders

No Activity