



Environmental Appeal Board

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Decision No. EAB-EMA-20-A020(a)

ENVIRONMENTAL APPEAL BOARD
In the matter of an appeal under section 100
of the *Environmental Management Act*, S.B.C. 2003, c. 53

BETWEEN:

Border Feedlot Corporation

Appellant

AND:

Delegate of the Director, *Environmental Management Act*

Respondent

CONSENT ORDER

WHEREAS the Appellant, Border Feedlot Corporation, filed an appeal to the Environmental Appeal Board against the Respondent's decision to issue a Pollution Prevention Order dated September 24, 2020;

AND WHEREAS the Appellant and Respondent have entered into a settlement agreement to settle various outstanding matters between them.

CONSENT ORDER

By Consent of the Parties, the Environmental Appeal Board hereby Orders under section 16 of the *Administrative Tribunals Act*, S.B.C. 2004, c. 45, as follows:

1. Pursuant to sections 81 and 103 of the *Environmental Management Act*, S.B.C. 2003, c. 53, the Environmental Appeal Board orders the Appellant, Border Feedlot Corporation, to:
 - a) Immediately cease transport of manure, soiled animal bedding, used mushroom growing substrate and any other form of municipal solid waste or agricultural waste to the property at 17256 8th Ave, Surrey, B.C. (the "Site");
 - b) No later than April 30, 2021 remove all manure, soiled animal bedding, used mushroom growing substrate, and any other form of municipal solid waste or agricultural waste, that is stored at the Site, excluding manure stored in permanent roofed structures.

2. The decision of the Director to issue the Pollution Prevention Order of September 24, 2020, is reversed.

Dated at Victoria, British Columbia this 21st day of April 2021.

“David Bird”

David Bird, Vice Chair
Environmental Appeal Board

APPROVED AND CONSENTED TO:

“John Roberts”

John Roberts, counsel for the Appellant,
Border Feedlot Corporation

“Chris Rolfe”

Chris Rolfe, counsel for the Respondent,
Delegate of the Director, *Environmental Management Act*