



Environmental Appeal Board

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DECISION NO. EAB-EMA-20-A008(b)

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

BETWEEN:	Richardson International Limited	APPELLANT
AND:	District Director, <i>Environmental Management Act</i>	RESPONDENT
AND:	Vancouver Fraser Port Authority	THIRD PARTY

CONSENT ORDER

WHEREAS the Respondent on March 31, 2020 issued a decision refusing to amend Permit GVA0617 previously issued to the Appellant in respect of the discharge of air contaminants from a grain terminal located at 375 Low Level Road, North Vancouver, British Columbia under the authority of Section 31 of the *Environmental Management Act*, SBC 2003, c.53 and the Greater Vancouver Regional District *Air Quality Management Bylaw No. 1082, 2008* ("**Permit**"), as amended;

AND WHEREAS the Appellant appealed to this Board the Respondent's decision of March 31, 2020 refusing the Appellant's application to amend the Permit to remove the air dispersion modelling requirement (the "**Decision**");

AND WHEREAS the Appellant and the Respondent have come to an agreement to resolve, on consent, all of the issues in the within appeal on the terms set out below;

NOW THEREFORE on the application of the Appellant and the Respondent this Board orders in full resolution of the within appeal and by the consent of each of the Appellant and the Respondent without a hearing, the following:

1. The Board reverses the Decision and amends Permit GVA0617, to remove the air dispersion modelling requirement set out at page 19 of Permit GVA0617.

2. Pursuant to section 17 of the *Administrative Tribunals Act*, SBC 2004, c. 45, the within appeal assigned EAB Appeal File No. EAB-EMA-20-A008 is hereby dismissed without costs.

Dated at Victoria, British Columbia, the 8th day of June 2021.

"David Bird"

David Bird, Vice-Chair, Service Delivery
Environmental Appeal Board

**THE FOLLOWING PARTIES APPROVE THE FORM OF THIS ORDER AND
CONSENT TO EACH OF ITS TERMS AS OF JUNE 4, 2021:**

"Dionysios Rossi"

Lawyer for the Appellant

"Susan Rutherford"

Lawyer for the Respondent.