

Decision Summary LA21053X

This document summarizes my reasons for amending Approval LA21053 under the *Agricultural Operation Practices Act* (AOPA) and issuing LA21053X. All decision documents are available on the Natural Resources Conservation Board (NRCB) website at www.nrcb.ca under Confined Feeding Operations (CFO)/CFO Search. My decision is based on Technical Document LA21053, Decision Summary LA21053 and the direction of the NRCB Board given in NRCB Review Decision 2022-07 Schooten and Sons LA21053 issued June 6, 2022.

Under AOPA this type of application requires an approval. For additional information on NRCB permits please refer to www.nrcb.ca.

1. Background

On March 17, 2022, Approval LA21053 was issued to John Schooten and Sons Custom Feedyard Ltd. (Schooten) permitting an expansion to their existing beef CFO by constructing additional pens and to increase beef finisher numbers to 75,000.

The information about location and permit history can be found in Technical Document LA21053 and Decision Summary LA21053.

On June 6, 2022, following a review, the NRCB Board issued Decision 2022-07. In that decision, the Board directed the approval officer to amend condition 8 of Approval LA21053.

Because this amendment of Approval LA21053 is being issued upon direction by the NRCB Board following a review, no notice was given to affected parties, referral agencies, or the county.

For the same reason, a new MDP consistency determination and a new assessment of the effects on the economy and community was not done in conjunction with this permit amendment.

A new environmental risk assessment of the proposed facilities was also not undertaken. The result of the risk assessment as discussed in Decision Summary LA21053 is still valid.

2. Terms and conditions

Approval LA21053X includes all the terms and conditions set out in Approval LA21053, with the exception of the reporting date in condition # 8. This date has been changed to December as set out in Board decision 2022-07.

Therefore the new Condition 8 will state:

“The permit holder shall submit soil testing records of all manure spreading lands on an annual basis in December of each year to the NRCB, starting in December of 2022.”

Rather than issuing a new permit, I consolidated all terms and conditions of Approval LA21053, except Condition 8, into the new, amended Approval LA21053X. This is to improve clarity and efficiency and is in accordance with NRCB policy.

3. Conclusion

Approval LA21053X is issued for the reasons provided above, in Decision Summary LA21053 and in Technical Document LA21053.

Schooten's Approval LA21053 is therefore superseded, and its content consolidated into this approval, unless Approval LA21053X is held invalid following a decision by a court, in which case Approval LA21053 will remain in effect.

July 11, 2022

(Original signed)
Carina Weisbach
Approval Officer