

# Minimum Distance Separation (MDS) Waiver (declaration)

## Applicant information

NRCB application number: \_\_\_\_\_

Operator/operation name: \_\_\_\_\_

Address: \_\_\_\_\_ Postal Code: \_\_\_\_\_

Legal land location of confined feeding operation: \_\_\_\_\_

I have requested the residence owner(s) named below to waive the required minimum distance separation (MDS) to their residence for the *Agricultural Operation Practices Act* (AOPA) permit application identified above. In making this request, I have provided the owner(s) with an opportunity to review my permit application and a copy of the Natural Resources Conservation Board (NRCB) Fact Sheet "Minimum Distance Separation (MDS) Waivers" available on the NRCB website at [www.nrcb.ca](http://www.nrcb.ca). I have also explained:

- The MDS requirement set out in section 3 of the Standards and Administration Regulation of AOPA. I have advised the owner(s) that section 3(6)(a) of the Standards and Administration Regulation allows this requirement to be waived by the owners of residences, if they agree in writing to grant a waiver;
- That my proposed development does not meet the required MDS to the owner's residence; and,
- That this waiver applies only to this application as described. An increase in livestock capacity, annual manure production, level of odour production, change to the site plan or change to a facility that would increase the MDS would require a new waiver.

Following is a summary of the proposed development:

- The current scope of my confined feeding operation (CFO), including the type, number, and category of livestock, if any, is:

\_\_\_\_\_  
\_\_\_\_\_

- My application for a new AOPA permit proposes the following changes to the existing livestock category, type and/or capacity at my CFO:

\_\_\_\_\_  
\_\_\_\_\_

- The proposed new CFO facility(ies), or changes to the existing CFO facilities, including manure storage, manure storage volume and any other pertinent details, if any, are (attach a site layout plan if available):

\_\_\_\_\_  
\_\_\_\_\_

**I the applicant understand that the waiver is not valid unless ALL registered owners of the residence sign this document.**

Permit Applicant: \_\_\_\_\_ Date: \_\_\_\_\_  
Signature

Residence owner(s) to initial: \_\_\_\_\_

# Minimum Distance Separation (MDS) Waiver (declaration)

## Residence owner(s) information

ALL Names on land title: \_\_\_\_\_

\_\_\_\_\_

Legal land location of residence(s): \_\_\_\_\_

Telephone number(s)<sup>1</sup>: \_\_\_\_\_ Email address(es)<sup>1</sup>: \_\_\_\_\_

Address(es)<sup>1</sup> and Postal code(s)<sup>1</sup>: \_\_\_\_\_

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<sup>1</sup> **Please note that personal contact information is for NRCB use ONLY and not publicly released**

I am/we are the legal landowner(s) of a residence(s) located at the above noted legal land location/address:

- I/we have read the NRCB Fact Sheet “Minimum Distance Separation (MDS) Waivers”;
- I/we have discussed this application with the applicant and understand its potential impacts to our residence(s);
- I/we understand that the application **does not** meet the MDS requirement to my/our residence(s), under the *Agricultural Operation Practices Act (AOPA)*;
- **I/we understand that this waiver is not valid unless signed by ALL parties identified on the land title as owners;**
- **I/we are not obligated to waive the MDS requirement to our residence(s);**
- I/we understand that if I/we choose to waive the MDS requirement, I/we can revoke the waiver, by providing written notice to the NRCB approval officer, as set out in the “Minimum Distance Separation (MDS) Waivers” Fact Sheet; and
- I/we understand that this waiver is a public document.

Having considered my/our rights, I/we hereby waive the MDS requirement to my/our residence, with respect to

**Application number** \_\_\_\_\_.

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Signatures of **all** residence owner(s) on title

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Printed names of **all** residence owner(s) on title

Date: \_\_\_\_\_