

BY E-MAIL ONLY

September 28, 2016

Deanna Bildson

**APPLICATIONS No. 1858838, 1858843, 1858844, 1858845, 1859621, 1859622, 1861781, 1861783, 1862566, PLA160274, AND PLA160331 from Blackbird Energy Inc.**

**STATEMENT OF CONCERN NO. 30334**

Dear Deanna Bildson:

You are receiving this letter because you filed a statement of concern about the subject Applications. Please note that although your statement of concern was filed against the proposed battery, your concerns have been considered in relation to the entire project, which includes eight pipeline and two land use applications. The Alberta Energy Regulator (AER) has reviewed your statement of concern, along with the application, the applicable requirements, and other submissions or information about the applications and has decided that a hearing is not required under an enactment or otherwise necessary to consider the concerns outlined in your statement of concern.

In its review of your concerns, the AER considered the following:

- You live about 2.8 kilometers (km) from the proposed battery.
- You live and own land located outside the Emergency Planning Zone for the proposed project.
- In regards to concerns about health effects and exposure to H<sub>2</sub>S, the proposed facility will not have any continuous flaring or venting. As such, there should not be an increase in odours or emissions with this facility during normal operating conditions. As with other operational issues, you are encouraged to contact Blackbird and the local AER field centre with any future odour complaints.
- Additionally, with regards to concerns about flaring, the AER notes that Blackbird has not applied to continuously flare at the proposed battery and Blackbird is required

to meet *Directive 060: Upstream Petroleum Industry Flaring, Incinerating, and Venting* requirements.

- The AER reviewed Blackbird’s Dispersion Modelling Report for SO<sub>2</sub> and H<sub>2</sub>S and found it technically complete.
- A review of Blackbird’s Noise Impact Assessment confirmed that it will meet all *Directive 038: Noise Control* requirements.
- You have not provided any evidence indicating that the proposed project will negatively affect your property value.
- You raised concerns with the proposed battery being located within a designated conservation area. The AER notes that Blackbird holds a valid mineral surface lease for the location of the proposed facility and has minimized surface disturbance by choosing existing disturbances for placement of its project.
- You have not demonstrated that you may be directly and adversely affected by a decision on the applications.

inquiries 1-855-297-8311  
24-hour  
emergency 1-800-222-6514

The AER has issued the applied-for licences and approvals and this is your notice of that decision. A copy of the licences and approvals are attached. Under the *Responsible Energy Development Act* an eligible person may file a request for a regulatory appeal on an appealable decision. Eligible persons and appealable decisions are defined in section 36 of the *Responsible Energy Development Act* and section 3.1 of the *Responsible Energy Development Act General Regulation*. If you wish to file a request for regulatory appeal, you must submit your request in the form and manner and within the timeframe required by the AER. You can find filing requirements and forms on the AER website [www.aer.ca](http://www.aer.ca) under Applications & Notices: Appeals.

If you have any questions, contact Rachel Ruddell at \_\_\_\_\_ or e-mail \_\_\_\_\_.

Sincerely,

<original signed by>

Shelley Youens

Director, Infrastructure Authorizations

<original signed by>

Elizabeth Grilo

Director, Land Use Authorizations

Enclosure (11): 1 facility licence  
8 pipeline licences  
2 land use approvals

cc: Josh Wylie, Blackbird Energy Inc.  
Authorizations Branch Support  
AER Grande Prairie Field Centre

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