

BY E-MAIL ONLY

September 28, 2016

Christine Schlieff

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

STATEMENT OF CONCERN NO. 30330

Dear Christine Schlieff:

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 statements of concern, along with the applications, 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 4 kilometers (km) from the proposed battery.
- You own land located outside the Emergency Planning Zone (EPZ) for the proposed battery. The EPZ for one of the associated and applied for pipelines extends onto your lands. However, you have provided no information indicating how you will be directly and adversely affected by the pipeline or the EPZ nor have you provided any information indicating your use of the lands where the EPZ is located so as to allow the AER to determine if possible impact to you might occur. The AER notes that your residence is not in the EPZ.
- In the event of an operational issue such as a leak or spill, you are encouraged to contact Blackbird and the local AER field centre with your concerns.

- 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.
- The AER notes that Blackbird met the *Directive 056: Energy Development Applications and Schedules* consultation and notification requirements for the proposed 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 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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