

BY E-MAIL ONLY

August 23, 2018

Keith Wilson
Wilson Law Office**TIDEWATER MIDSTREAM AND INFRASTRUCTURE LTD.
APPLICATION NO. 1904829
STATEMENT OF CONCERN NO. 31041**

Dear Keith Wilson:

You are receiving this letter because you filed a statement of concern on behalf of your clients Acheson Business Park Ltd., Parkland Estates Development Corp., and TAG Developments Ltd., for the above application. The Alberta Energy Regulator (AER) has reviewed the statement of concern and its further correspondence, along with the application, the applicable requirements, and other submissions or information about the application and has decided that a hearing is not required under an enactment or otherwise necessary to consider the application.

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

- Your clients do not own the lands on which the facility will be located.
- You have indicated that your clients are concerned about ‘direct and adverse effect to the current and planned land uses including existing and future commercial uses’. However, you have not identified in this statement what the adverse effects might be or how they would impact existing or planned land uses or activities.
- You have raised concerns about land use restrictions, as well as building and development setbacks. However, you have not specifically identified what setbacks or land use restrictions will result from Tidewater’s project, and the AER is not aware of any applicable setbacks or land-use restrictions relating to the application that might impact your clients.
- You have stated a general concern about depreciation of land value, however you have not provided any particulars or further information to explain or support this claim. The AER notes that your clients’ lands do not appear to be impacted by any setbacks arising from the application, and that pre-existing industrial development already exists in proximity to your clients’ lands and oil and gas development is common in this area.

- Concerns about roads and road infrastructure are outside of the AER’s jurisdiction, and the AER is unable to determine the nature of your concern about increased costs that your clients could incur because of increases in truck traffic.
- The AER has reviewed the application materials, including Tidewater’s responses to the concerns outlined in your statement of concern, and is satisfied that Tidewater has met the applicable application notification and consultation requirements in AER *Directive 056: Energy Development Applications and Schedules*. inquiries 1-855-297-8311
24-hour emergency 1-800-222-6514
- Tidewater has, in its response to your statement of concern, addressed to the AER’s satisfaction your clients’ concern about failing to identify and consider an alternative superior location.

Based on the above considerations, you have not demonstrated that you may be directly and adversely affected by the application, and the AER has decided to issue the licence; this is your notice of that decision. A copy of the licence is 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, <http://www.aer.ca/regulating-development/project-application/regulatory-appeal-process>.

If you have any questions, contact Yvonne Chow by email at Yvonne.Chow@aer.ca.

Sincerely,

<Originally signed by>

Rob Borth
Director, Oil & Gas Authorizations

Attachment: Licence (1)

cc: Ryan Connery, Tidewater Midstream Infrastructure Ltd.
AER SOC Coordinator
AER Edmonton (St. Albert) Field Centre