

**FIELD & FIELD PERRATON**

**BARRISTERS & SOLICITORS**

**1996 ABEAB 9**

**April 12, 1996**

**Environmental Appeal Board  
#400, Alberta Treasury Branches Plaza  
9925 - 109 Street  
Edmonton, Alta.  
T5K 2J8**

**BY FAX: 427-4693**

**Attention: Joanne Taylor-Weir**

**Dear Madam:**

**Re: EAB 95-023**

**This will confirm that our client has instructed us to withdraw the Appeal scheduled to be heard April 22, 1996 in Airdrie. We can advise that this withdrawal is made very reluctantly as we and our client believe that there is a strong possibility of success before the Board or, at the very least, that the matters raised in the Appeal are worthy of the Board's review and comment.**

**Unfortunately, a positive answer from the EAB will not end the matter for our client. While we have always been aware of the *fact that* the City of Airdrie may have some zoning concerns with respect to the operation of a bottle depot, it is clear from the correspondence of Mr. Patrick McMahon, Planning Director for the City, and subsequent conversations with the City Solicitor, that our client faces an uphill battle in that respect which will add considerably to his costs. In light of that, and the fact that our client has been involved in this process already for almost two years, with the attendant costs, it is his decision to withdraw now before further expenses are incurred.**

**Joanne Taylor-Weir/EAB**  
**April 12, 1996**  
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**We trust the foregoing is satisfactory and that you will advise the other parties of this decision. We would also like to take this opportunity to thank you for your assistance throughout this process and we look forward to dealing with you in the future.**

**Yours truly,**

**FIELD & FIELD PERRATON**

"original signed by"

**Per: LESLIE G. MORRIS**

**cc Mr. Frank Jessa**