

MINUTES

Source Protection Committee Meeting No. SPC-07/2011
Meeting No. 7

Regional Municipality of York, Administrative Centre,
17250 Yonge Street, Newmarket, ON L3Y 6Z1
Thursday July 28, 2011 – 2:00pm – 5:00pm

MEMBERS:

Lynn Dollin, Chair

Municipal

Clayton Cameron
Herb Proudley
John Boucher
Richard Forward
Rick Newlove
Wendy Kemp

Economic / Development

Colin Elliott
Colin Nisbet
David Ketcheson
David Ritchie
Gerry Brouwer
John Hemsted

Public Sector

Alex Millar
Bob Duncanson
Dianne Corrigan
Fred Ruf
Larry Slomka
Stephanie Hobbs
Tom Kurtz

First Nations

Fred Jahn

Liaisons

Nottawaswaga Valley Source Protection Authority - Wayne Wilson
Simcoe Muskoka District Health Unit – Bernard Mayer, York Region designate
Ministry of the Environment (MOE) – Neil Gervais

Staff

Don Goodyear

Katie Howson

Angela Bishop, minutes

Guests

Justin Hawkins, Skelton Brumwell & Associates
Carmela Marshall, Lakeridge Citizen's for Clean Water
Karen Wiancki, Planning Solutions Inc
Keith Sherman, Severn Sound Environmental Association

Regrets

Chris Galway, SPC
Stan Wells, SPC
Karen Wierzbicki/Ted Devine, Simcoe Muskoka District Health Unit
Susan Jagminas, LSRCA

I. WELCOME & OPENING REMARKS

Source Protection Committee (SPC) Chair Lynn Dollin welcomed everyone to the meeting and acknowledged the dedication of the SPC members continuing support.

II. DECLARATION OF PECUNIARY INTEREST

None recorded for the record of this meeting.

III. APPROVAL OF THE AGENDA

Moved by: Bob Duncanson

Seconded by: Fred Jahn

RESOLVED: THAT the agenda for the July 28, 2011, meeting of the Source Protection Committee be approved as presented.

CARRIED BY CONSENSUS

IV. ADOPTION OF MINUTES

(a) Source Protection Committee

Included is a copy of the draft minutes from the June 23, 2011, meeting of the Source Protection Committee (SPC).

Action 1	Inclusion of letter to the Lake Erie Source Protection Region with the SPC agenda papers for the August 25, 2011 meeting
Responsibility	Staff

Moved by: Rick Newlove

Seconded by: John Boucher

RECOMMENDED: THAT the minutes of the June 23, 2011, meeting of the Source Protection Committee be approved as printed and circulated.

CARRIED BY CONSENSUS

(b) Planning & Policy Working Group

Included is a copy of the draft minutes from the June 23, 2011, SPC Planning & Policy Working Group.

Planning & Policy Working Group (PPWG) Chair Bob Duncanson, advised that PPWG is now engaged in the finer details of the source protection policy development, and expressed appreciation to staff, lead by Don Goodyear and facilitator Karen Wianecki, for their assistance. Chair Duncanson noted the working group is in a positive position in respect of drafting the source protection plan policy for the SPC to review.

Moved by: Colin Nisbet

Seconded by: Herb Proudley

RESOLVED: THAT the draft minutes of the June 23, 2011, meeting of the SPC Planning & Policy Working Group be received for information and the recommendations contained with the minutes be approved.

CARRIED BY CONSENSUS

V. ANNOUNCEMENTS

(a) Activities of the Chair & Committee

- Ontario Drinking Water Source Protection – Early Response Review Committee (ODWSP – ERRC) Chair Alex Millar advised that a conference call of the group was held on June 30, 2011, minutes not currently available for this SPC meeting. Chair Millar advised that applications are being received, none currently requiring review by the SPC.
- Fred Jahn acknowledged the input from the Stewardship team and Alex Millar with respect to the Chippawas Rama First Nation.
- The Source Protection Authorities for Lakes Simcoe and Couchiching / Black River and Severn Sound have met to endorse the changes to the Assessment Report following correspondence received from the Ministry of the Environment (MOE)
- The Source Protection Planning Advisory Committee (SPPAC) web forum site management is now under MOE management, and service features have been increased.
- Dave Ritchie, Herb Proudley, John Hemsted and Colin Elliott joined in a tour on July 21, 2011, provided by Keith Sherman of Severn Sound Environmental Association and SPC member, Clayton Cameron, Township of Severn, and SPC member, John Boucher, Town of Penetanguishene to review respective water treatment and sewage plants.

(b) Agricultural Sector Update to the SPC

- John Hemsted advised that this SPC's agricultural representatives had a meeting of all the different SPC's agricultural representatives, to discuss the farm water plans as they pertain to source water protection. The plan will be called "Farm Water Protection Plan" (FWPP), with the intention to drive continuity across the province on agricultural source water protection. Chair Dollin acknowledged the lead taken by this SPC's agricultural representatives for this plan.
- SPC Agricultural representatives on July 28, 2011, attended a tour on impact studies for five Well Head Protection Area's (WHPA)-A for farms, providing examples of farm management that met MOE requirements, whilst allowing for productivity within the 100m WHPA.

VI. DELEGATIONS

Carmela Marshall, Lakeridge Citizen's for Clean Water, presenting on Drinking water threats and commercial fill operations.

Carmela Marshall presented on the concern raised by the Lakeridge Citizen's for Clean Water, on commercial fill operations and potential impact on water quality, requesting the SPC to consider this as a potential drinking water threat or issue, and contemplate policies or recommendations regarding commercial fill operations and for consideration in future updated AR's.

In response to questions from the group, Ms. Marshall advised that one of the main sources of fill for this region originates from demolitions, and that analysis of the fill in advance of it being deposited is questionable. The group was advised by Don Goodyear that some regions have considered policies to address fill quality, and that the SPC could contemplate a strategic action policy.

Action 2	Investigate the MOE's requirements pertaining to testing of fill material
Responsibility	Neil Gervais

Chair Dollin thanked Carmela Marshall for her informative presentation.

Moved by: John Hemsted

Seconded by: Colin Nisbet

RESOLVED: THAT the delegation from Carmela Marshall, Lakeridge Citizen's for Clean Water be received with for information.

CARRIED BY CONSENSUS

VII. PRESENTATIONS

(a) Ministry of Environment Update

Briefing updates, from Neil Gervais, Ministry of the Environment Liaison.

The group was advised that the MOE will be releasing correspondence concerning policy options for Conditions under the 'Clean Water Act - and a Questions and Answers' document.

In response to Planning & Policy Working Group (PPWG) member's questions concerning storm water management facility definition, (full response is available to members in the July 28, 2011, agenda of the PPWG, Agenda Item 6 – Correspondence). Storm water management facility, is broken down into collection facilities and treatment facilities.

In response to questions concerning the approval of the draft AR's, when reports are resubmitted the reviewers are only considering updated data. The resubmission date for the draft AR to the MOE is August 30, 2011.

In response to the PPWG's question concerning the power of the Risk Management Official to negotiate Risk Management Plans with all levels of government. It was

indicated that the federal government would not be legally bound by provincial legislation, (full response is available to members in the July 28, 2011, agenda of the PPWG, Agenda Item 6 – Correspondence)

Moved by: Fred Ruf

Seconded by: Dave Ritchie

RESOLVED : THAT the presentation from Neil Gervais of the Ministry of the Environment be received for information.

CARRIED BY CONSENSUS

(b) Source Protection Plan Overview

Presentation from Karen Wianecki, Planning Solutions Inc, concerning the Planning & Policy Working Group: A Status Update.

Facilitator to the Policy & Planning Working Group (PPWG), Karen Wianecki, presented to the group an overview of the Source Protection Plan policy development process and status. The PPWG has now reviewed a number of parking lot issues, the initial policy platform, and water quantity threats. SPC members not at the preceding PPWG meeting were given a copy of the background document. The August PPWG meeting will review the draft backgrounder, and engage in a policy comparison across the identified threats, and will outline the objectives for the September retreat. A writing team has been formed to draft three documents: Backgrounder, Explanatory Document and the Source Protection Plan. Collaboration and assistance from other regions was acknowledged.

Moved by: Colin Elliott

Seconded by: John Boucher

RECOMMENDED: THAT the presentation from Karen Wianecki, Planning Solutions Inc, concerning the Planning & Policy Working Group: A Status Update be received for information.

CARRIED BY CONSENSUS

VIII. DETERMINATION OF ITEMS REQUIRING SEPARATE DISCUSSION

Agenda Item 1 (d) Correspondence identified.

Agenda Item 2 Communications Update identified.

IX. ADOPTION OF ITEMS NOT REQUIRING SEPARATE DISCUSSION

Moved by: Alex Millar

Seconded by: Dianne Corrigan

RECOMMENDED: THAT the recommendations respecting items not requiring separate discussion be approved, and staff be authorized

to take all necessary actions to effect those recommendations.

CARRIED BY CONSENSUS

X. CONSIDERATION OF ITEMS REQUIRING SEPARATE DISCUSSION

Agenda Item 1 (d) Correspondence

The group was advised that the Lakes Simcoe and Couchiching / Black River Source Protection Authority wrote to the MOE to express concern and seek clarification with respect to their direction to revise the conservative groundwater vulnerability estimation methodology used for portions of the South Georgian Bay Lake Simcoe Source Protection Region.

Moved by: Clayton Cameron

Seconded by: John Hemsted

RESOLVED: **THAT the correspondence listed in the July 28, 2011 agenda as Item 1d, be received for information.**

CARRIED BY CONSENSUS

Agenda Item 2 Communications Update

Attached is Staff Report No. SPC-07-2011-02 regarding the media coverage, communication activities, as well as the activity on the www.ourwatershed.ca web site for the period ending June 30, 2011.

Don Goodyear advised the group that arrangements are being made for pre-consultation with implementing bodies, as required under the regulation. For municipalities split between regions, staff are collaborating with neighbouring source protection regions. For municipalities entirely within our region, a work shop series will be held with municipalities to review the draft policies, prior to public release of the Source Protection Plan. For policies to be implemented by provincial ministries, a web-based database will be the forum for pre-consultation.

Moved by: Richard Forward

Seconded by: Herb Proudley

RECOMMENDED: **THAT Staff Report No. SPC-07-2011-02 describing media and other communications activities surrounding Source Water Protection for the period ending June 30, 2011, be received for information.**

CARRIED BY CONSENSUS

XI. OTHER BUSINESS

a. Assessment Report Future

The question was raised on what circumstances initiate future Assessment Reports. The group was advised that there are a few criteria for initiating a new Assessment Report including significant change such as the opening of a new system, or the completion of the ongoing Tier 3 reviews, or on a scheduled frequency for updates.

b. Property Entry Under Clean Water Action, Part 4 Powers

The group enquired about the powers of entry for risk management officials to property where a threat is suspected. Along with Bio-security, the powers of property entry are included in the training course provided by the MOE.

c. Technical Working Group Meeting

The Technical Working Group (TWG) meeting will be held on August 9, 2011 at the Innisfil Town Hall. The agenda will be distributed.

d. Communications Working Group Meeting

The Communications Working Group (CWG) meeting will be held on August 17, 2011 at the head offices of Lake Simcoe Region Conservation Authority. The agenda will be distributed.

e. Adjacent Source Protection Region Meeting

The group was advised that Bob Duncanson and Don Goodyear will be attending a meeting with the CTC Source Protection Region to discuss water quantity policy approaches.

XII. CLOSED SESSION

None for the record of this meeting.

XIII. ADJOURNMENT

Motion to adjourn the meeting moved by Stephanie Hobbs at 3:30 pm