

MINUTES

Source Protection Committee Meeting No. SPC-06/2011
Meeting No. 6
Monte Carlo Inn Barrie Suites
Thursday June 23, 2011 – 2:00pm – 5:00pm

MEMBERS:

Lynn Dollin, Chair

Municipal

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

Economic / Development

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

Public Sector

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

First Nations

Fred Jahn

Liaisons

Lakes Simcoe and Couchiching / Black River Source Protection Authority – Gayle Wood
Ministry of the Environment (MOE) – Neil Gervais

Staff

Don Goodyear

Katie Howson

Angela Bishop, minutes

Guests

Chris Hibbard, NVCA
Keith Sherman, SSEA
Bill Robinson, Septic Check.ca
Dianna Robinson, Septic Check.ca
Anne Guiot, Skelton, Brumwell & Associates
Keith Sherman, SSEA

Regrets

Karen Wierzbicki/Ted Devine, Simcoe Muskoka District Health Unit
Susan Jagminas, LSRCA

I. WELCOME & OPENING REMARKS

Chair Dollin welcomed everyone to the meeting, and expressed appreciation at the continued strong attendance of the group.

II. DECLARATION OF PECUNIARY INTEREST

None declared for the record of this meeting.

III. APPROVAL OF THE AGENDA

Additional agenda item concerning a presentation from Don Goodyear on developments on the Assessment Report (AR).

Moved by: Gerry Brouwer

Seconded by: Larry Slomka

RESOLVED: **THAT the amended agenda for the June 23, 2011, meeting of the Source Protection Committee be approved as amended.**

CARRIED BY CONSENSUS

IV. ADOPTION OF MINUTES

(a) Source Protection Committee

Included is a copy of the draft minutes from the May 26, 2011, meeting of the Source Protection Committee (SPC).

Moved by: Richard Forward

Seconded by: John Hemsted

RESOLVED: **THAT the minutes of the May 26, 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 May 26, 2011, SPC Planning & Policy Working Group.

Chair Bob Duncanson advised that the session reflected in the minutes was an information gathering exercise and was very constructive.

Moved by: Bob Duncanson

Seconded by: Fred Ruf

RESOLVED: **THAT the draft minutes of the May 26, 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

- Bob Duncanson advised that he attended a meeting for Mono Township, and CTC with the purpose of supporting municipalities in the development of the source protection plan (SPP).
 - It was suggested that all Dufferin County municipalities are invited to a joint meeting on implications of the SPP, when completed.
 - Thanks were expressed to Fred Jahn, Chippewas of Rama First Nation for the community hospitality of the Rama First Nation Open House of June 22, 2011, and their continued support of the source protection process.
 - Chair Dollin advised that presentations had been made to Nottawasaga Valley Source Protection Authority and Severn Sound Source Protection Authority and would be made to the Lakes Simcoe and Couchiching / Black River Source Protection Authority on the Updated Draft Assessment Report.
 - Chair Dollin advised that Ian Smith Director, Ministry of the Environment will be away from his post for eight months commencing July, 2011. For July Paul Heaney will be acting director and for August, 2011, Heather Malcolmson, thereafter it is anticipated that an appointment for the remaining six months will be made.
- (b) Agricultural Sector Update to the SPC
Dave Ritchie – indicated that the agricultural members continue to pursue an amendment to the nutrient management act to address the Source Protection policy objectives.
- (c) Planning & Policy Working Group
Chair Duncanson advised that the Planning & Policy Working Group (PPWG) had completed the review of all water quality threats and associated policy direction over the last six months and for July and August would be addressing issues that required further review and discussion, in preparation for the September retreat.

VI. DELEGATIONS

None for the record of this meeting.

VII. PRESENTATIONS

(a) Ministry of Environment Update

Briefing update deferred from May 26, 2011, from Neil Gervais, Ministry of the Environment Liaison.

Neil Gervais, Ministry of the Environment (MOE), advised the group on the release of the bulletin on Permit-to-Take-Water of May 4, 2011. A further bulletin released on May 5, 2011 concerning Section 26, Part 1, tools under O. Reg 287/01 both available on the MOE website

In response to PPWG questions concerning risk management plans the group was advised that risk management plans are registered to the threat activity of the person not the property.

Concerning questions on exemptions for Non-Agricultural Source Material (NASM) generators, being exempt from legislative requirements, the group was advised that this was not possible and is enforced by the MOE.

In response to the inclusion of a separate chapter in the Assessment Report (AR) to identify issues not addressed by the plan; if the issues are outside the Clean Water Act and regulations, or not previously addressed in the AR that content is not permitted. The Chair advised that a number of Source Protection Committees have expressed concern over potential threats not included in the tables of circumstances in the Directors rules. MOE indicated to the Chairs that there will be a thorough review of the tables of circumstances to prepare for the next round of SWP planning, but at this time the focus of resources is on facilitating SWP plan preparation.

In response to the expansion of pesticide chemicals of concern, the MOE currently has no plans to increase the list under the Technical Rules.

It is confirmed in the Table of Circumstances that a single large container is viewed as a higher risk than numerous smaller containers of similar quantity.

The review of the regions AR is still in progress and unofficial guidance is being provided to staff to address potential concerns.

Moved by: Herb Proudley

Seconded by: Colin Elliott

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

CARRIED BY CONSENSUS

(b) Source Protection Plan Development Status

Presentation from Don Goodyear on the source protection plan development status.

Don Goodyear presented a summary table of threats that have been reviewed by the PPWG, and the current status of policy direction being recommended, proposed implementation responsibility, and subjects that need to be revisited by the PPWG over the next two months, in preparation of the full two day SPP review in September, 2011.

A summary of three documents; a Background document, the Explanatory Document, and Source Protection Plan (content, purpose and scope of each) was also made available to the group. The group was encouraged to review the document and forward observations to staff.

Pro-active consultation with neighbouring regions will also explore substantial differences in policies. It is anticipated that the revisions will take approximately to the end of August 2011.

Moved by: Rick Newlove

Second by: Fred Jahn

RESOLVED: THAT the presentation from Don Goodyear, concerning Source Protection Plan development status be received for information.

CARRIED BY CONSENSUS

(c) Source Protection Plan Monitoring Policies
Presentation from Don Goodyear on the Source Protection Plan monitoring policies to be received for information.

Don Goodyear presented on the requirement for mandatory monitoring polices, to prove effectiveness of an implemented SPP and tracking effectiveness. Under the SPP implementation is assigned to responsible bodies. In response to questions about municipal costs and responses it was generally agreed by municipal members that this should not be to prohibitive for municipalities to conform to.

Moved by: Herb Proudley

Seconded by: John Hemsted

RESOLVED: THAT the presentation from Don Goodyear, concerning Source Protection Plan monitoring policies be received for information.

CARRIED BY CONSENSUS

(d) Updated Assessment Report Submission

The group was advised by Don Goodyear that unofficial technical comments have been provided by the MOE. It became apparent that there was a miscommunication between SWP staff and the MOE concerning a request for a deviation from the technical rules. It will be necessary to revise a few areas of the Draft AR concerning groundwater vulnerability ranking. Once the revision is completed a small number of properties will be removed from the tables of enumerated significant threats. It is anticipated that the work will be ready for resubmission to the MOE by the end of August 2011.

The additional changes will have to be re-approved by the Nottawasaga Valley SPA, who had met prior to the MOE advice. The Severn Sound SPA approved potential for additional amendments, and the lead SPA, Lakes Simcoe and Couchiching / Black River SPA, are due to review the updated draft AR and its potential amendments at their June 24, 2011 meeting.

Concerning Ontario Drinking Water Stewardship Program and the Early Response Review Committee's work, those applicants approved for funding support will retain their grant.

Moved by: Larry Slomka

Seconded by: John Hemsted

RESOLVED: **THAT the presentation by Don Goodyear, concerning draft comments received from the Ministry of the Environment be received, and that staff be directed to revise the updated Draft Assessment Report to reflect the Ministry of the Environment comments.**

CARRIED BY CONSENSUS

VIII. DETERMINATION OF ITEMS REQUIRING SEPARATE DISCUSSION(Pages 2-4)
Agenda Item 1 (a) identified.

IX. ADOPTION OF ITEMS NOT REQUIRING SEPARATE DISCUSSION
Agenda items 1 (b), (c), (d), (e) and 2 identified as not requiring separate discussion.

Moved by: Clayton Cameron

Seconded by: Tom Kurtz

RESOLVED: **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 (a) - Correspondence from Chair Craig Ashbaugh, Lake Erie Region Source Protection Committee, dated May 16, 2011, concerning The Highland Companies' Proposed Melancthon Quarry Application.

In considering the response to the letter from Lake Erie Region SPC the group was advised that the SPC is not a commenting agency and it would be outside its mandate, however extensive technical reviews are in progress on the application under the existing processes. There is potential impact to water quantity, pushing a Tier 3 trigger review, which would focus on municipal wells, with competing water use.

Moved by: Alex Millar

Seconded by: Larry Slomka

RESOLVED: **THAT the correspondence from Chair Craig Ashbaugh, Lake Erie Region Source Protection Committee, dated May 16, 2011, concerning The Highland Companies' proposed Melancthon Quarry Application be received for information**

AND FURTHER a reply containing any relevant data from our assessment report be sent , with a copy to the Ministry of Natural Resources, the Ministry of the Environment, Nottawasaga Valley Conservation Authority, the County of Dufferin and Melancthon Township.

Moved by: Stan Wells

Seconded by: Larry Slomka

CARRIED BY CONSENSUS

XI. OTHER BUSINESS

Clayton Cameron advised the group that he toured the Holland Marsh, was very impressed by the extensive and sophisticated drainage system in place to grow vegetables in the area, and was reminded of the need for appropriate water management.

XII. CLOSED SESSION

None for the record of this meeting.

XIII. ADJOURNMENT

Motion to adjourn the meeting moved by David Ritchie at 4:15 pm