

**MINTUES**

Source Protection Committee Meeting No. SPC-11/2011  
Meeting No. 11  
Monte Carlo Inn Barrie Suites  
81 Hart Drive, Barrie, ON L4N 5M3  
Thursday, November 24, 2011 – 2:00pm – 5:00pm

**MEMBERS:**

Lynn Dollin, Chair

**Municipal**

Clayton Cameron  
Herb Proudley  
Richard Forward  
Rick Newlove  
Stan Wells

**Economic/Development**

Colin Elliott  
Colin Nisbet  
David Ketcheson  
David Ritchie  
John Hemsted

**Public Sector**

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

**First Nations**

**Liaisons**

Severn Sound Environmental Association – Keith Sherman  
Simcoe Muskoka District Health Unit – Ted Devine  
Ministry of the Environment – Neil Gervais

**Staff**

Mike Walters  
Ben Longstaff

Susan Jagminas  
Shannon Stephens, NVCA

Katie Howson  
Angela Bishop, minutes

**Guests**

Shannon Stephens, NVCA  
Justin Hawkins, Skelton, Brumwell & Associates Inc.  
Don Goodyear *for Wendy Kemp*

**Regrets**

Gerry Brouwer  
John Boucher

Chris Galway  
Wendy Kemp

Fred Jahn

***I. WELCOME & OPENING REMARKS***

Chair Dollin welcomed to everyone and thanked them for attending.

***II. DECLARATION OF PECUNIARY INTEREST***

None for the record of this meeting.

***III. APPROVAL OF THE AGENDA***

Additional agenda item Staff Report SPC-11-2011-04 tabled.

Moved by: John Hemsted

Seconded by: Rick Newlove

RESOLVED: **THAT the amended agenda for the November 24, 2011, meeting of the Source Protection Committee with addition of tabled Staff Report SPC-11-2011-04 at agenda item 4 approved as presented.**

CARRIED BY CONSENSUS

#### **IV. ADOPTION OF MINUTES**

(a) Source Protection Committee

Included is a copy of the draft minutes from the October 27, 2011, meeting of the Source Protection Committee (SPC).

Suggested changes:

Agenda Item V. (a) – change CTC to TTC

Moved by: Rick Newlove

Seconded by: Bob Duncanson

RECOMMENDED: **THAT the minutes as amended of the October 27, 2011, meeting of the Source Protection Committee be approved as printed and circulated.**

CARRIED BY CONSENSUS

#### **V. ANNOUNCEMENTS**

(a) Activities of the Chair & Committee

- Stan Wells - Mayor Cal Patterson, congratulated the South Georgian Bay Lake Simcoe Source Protection Committee on its work on behalf of Wasaga Beach Council. Chair Dollin extended thanks to the Source Protection Committee (SPC) members and staff for the excellent arrangements and input to the municipal pre-consultation workshops.
- Keith Sherman advised of the Severn Sound Environmental Association's (SSEA) Annual Partners' Reception, and that a recognition award was presented to SPC member John Boucher for his service to the Town of Penetanguishene. The reception was well attended by partners and municipal members.

(b) Agricultural Sector Update to the SPC

- Colin Elliott advised that a conference call is scheduled for December 5, 2011 with all of the 19 regions SPC agricultural representatives to discuss the Farm Water Protection Plan (FWPP). It is hoped that FWPP could be ready to present to the SPC at the December 22, 2011 meeting.

**VI. DELEGATIONS**

None for the record of this meeting

**VII. PRESENTATIONS**

(a) Ministry of Environment Update

Briefing update, from Neil Gervais, Ministry of the Environment (MOE) Liaison.

The group was advised that it is anticipated that a Planner FAQ #3 will be released by the MOE next week which will include direction for SPC's using Part IV powers of the Clean Water Act for waste and sewage threats. The group was also advised on Source Protection Plan (SPP) data base release, and the information contained therein. The technical review of all three of the Assessment Report's (AR) for this region, were completed on November 23, 2011 and will go to the MOE Director for approval.

Responses to questions arising from the October 27, 2011, SPC meeting on fuel were responded to and are to be addressed at agenda (Item VIII (b)) similar questions concerning Risk Management Officials (RMO) or Risk Management Inspectors (RMI) are addressed in the correspondence enclosed with this agenda (Item 1d). The group was also advised of a newly discovered fuel tank with an estimated capacity of 9,000 liters within the region, not identified in the AR and would be covered in this agenda (Item 3) of this meeting.

In response to questions the group was advised that RMO's and RMI's can also be staff of other designated authorities such as health authorities.

In response to questions the group was advised about enforcement of common themes, in the SPP, and the responsibility of the designated local authorities, not regional. If a SPP identifies incorrectly an authority, it would be necessary for the amendments to be subject to further pre-consultation. Municipalities can collectively employ an RMO, but this is intended to assist small communities. Ted Devine, Health Unit Liaison advised that the issue of RMO and inspection had not been discussed at this stage.

Action 1	Report to SPC meeting on December 22, 2011, concerning the regulations concerning the contracting of private companies rather than hiring a RMO.
Responsibility	Neil Gervais, MOE Liaison

Moved by: Fred Ruf

Seconded by: John Hemsted

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

CARRIED BY CONSENSUS

(b) Source Protection Plan – Fuel Storage

Presentation from Katie Howson, Lake Simcoe Region Conservation Authority, on the Source Protection Plan as it pertains to fuel storage.

Katie Howson presented on the fuel storage policies of the draft Source Protection Plan (SPP), which covered the criteria of a significant fuel threat, enumerating fuel threats and an overview of policy and approach in addressing existing and future threats.

In response to the newly discovered fuel storage threat highlighted during the MOE update, the group was advised that it would be subject to RMO inspection, responsibility for removal would be the property owner, where tanks are redundant.

Action 2	Presentation to be made available to SPC members on the website ( <a href="http://www.ourwatershed.ca">www.ourwatershed.ca</a> ).
Responsibility	Susan Jagminas

Concerning the cost of contaminated soil removal around spoilt fuel tanks, applications could be made to the Ontario Drinking Water Stewardship Program (ODWSP) when funds were available but not if there is a municipal Order against the property.

Moved by: Larry Slomka

Seconded by: Colin Nisbet

**RESOLVED: THAT the presentation from Katie Howson, Lake Simcoe Region Conservation Authority on the Source Protection Plan as it pertains to fuel storage be received for information.**

CARRIED BY CONSENSUS

(c) Update on Municipal Pre Consultation Workshops & Schedule

Presentation from Susan Jagminas, Lake Simcoe Region Conservation Authority, on update on the Municipal Pre-Consultation Workshops and schedule.

The presentation covered the AR consultation process from 2010, and the procedures to be followed, and future consultation requirements which have been arranged, a number of SPC members and staff are involved, close liaison with neighbouring SPC's has assisted in avoidance of duplication of effort and cohesion of information provided to municipalities. Appreciation was extended to members and staff for their support of the process.

The group was advised that only one municipality has not attended any of the municipal pre-consultation workshops, who have no systems within their area under this SPC's remit.

At the suggestion of retaining a consultant editor to assist with the production of the SPP final document, the group was advised that there would potentially be issues of understanding the material, although a web designer could potentially be retained to assist in website navigation, once the finalised document is made available for the website. The Communications Working Group will be closely involved in the consultation arrangements and processes for 2012, and a facilitator will potentially be retained to assist with the public consultation process. It was agreed that an acronym list is available in the final report.

Moved by: Richard Forward

Seconded by: Alex Millar

RESOLVED: **THAT the presentation from Susan Jagminas, Lake Simcoe Region Conservation Authority on the update on the Municipal Pre Consultation Workshops and Schedule be received for information.**

CARRIED BY CONSENSUS

(d) Stormwater Management Activities

Presentation from Mike Walters, Lake Simcoe Region Conservation Authority, on Provincial and Lake Simcoe Stormwater Management activities.

The presentation covered the issues of urban stormwater runoff, legislative controls and management systems employed by municipalities, and the issues of maintenance of stormwater ponds. Phosphorous loading of Lake Simcoe from stormwater, and measures to control and reduce phosphorus loading to meet reduction targets was discussed. The group also discussed opportunities and restrictions to retrofit as part of a phosphorous reduction strategy and other challenges for the future.

Moved by: Clayton Cameron

Seconded by: John Hemsted

RESOLVED: **THAT the presentation from Mike Walters, Lake Simcoe Region Conservation Authority on Provincial and Lake Simcoe Stormwater Management activities be received for information.**

CARRIED BY CONSENSUS

**VIII. DETERMINATION OF ITEMS REQUIRING SEPARATE DISCUSSION(Pages 2-5)**

Agenda Item 1F – Correspondence

Agenda Item 3 – Staff Report No. SPC-11-2011-03, concerning Funding for newly identified Significant Drinking Water Threats.

Agenda Item 4 – Staff Report No. SPC-11-2011-04 Need for Policies to address Conditions identified as Significant Threats

**IX. ADOPTION OF ITEMS NOT REQUIRING SEPARATE DISCUSSION**

Moved by: Herb Proudley

Seconded by: Stan Wells

**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.**

Agenda Item – Correspondence 1 a-e

**RESOLVED: THAT the correspondence listed in the August 25, 2011, agenda as Item 1a-F, be received for information.**

Agenda Item 2 – Communications Update

**RESOLVED: THAT Staff Report No. SPC-11/2011-02 describing media and other communications activities surrounding Source Water Protection for the period ending October 31 2011, be received for information.**

CARRIED BY CONSENSUS

**X. CONSIDERATION OF ITEMS REQUIRING SEPARATE DISCUSSION**

Agenda Item 1F – Correspondence

Concerning new and unknown financial burdens for both upper and lower tier municipalities, resulting from implementation and enforcement of potential source protection policies. Neil Gervais advised that there is no commitment on funding from the Province; however it is an agenda item for the SPC Chairs and Project Managers meeting scheduled for January 9, 2012 at which the Minister for the MOE will probably be in attendance. The MOE is still collecting data, including that from municipalities and are engaged in cost evaluation.

Moved by: Clayton Cameron

Seconded by: David Ritchie

**RESOLVED: THAT correspondence listed in the August 25, 2011, agenda as Item 1 -f, be received for information.**

CARRIED BY CONSENSUS

Agenda Item 3 – Staff Report No. SPC-11-2011-03, concerning funding for newly identified Significant Drinking Water Threats.

Shannon Stephenson, Nottawasaga Valley Conservation Authority, advised that under the current ODWSP Early Response program only Significant Drinking Water

Threats (SDWT) identified in the Assessment Report (AR) are eligible for funding, unless approved by the SPC. An additional threat has subsequently been identified, and SPC approval is sought for funding, as per the Technical Rules eligibility for funding, irrespective of whether they have been identified in the AR.

A new technical threat (a fuel storage tank) has been identified and brought to staff attention. Eligibility for ODWSP Early Action Response was discussed. The group discussed options concerning the circumstances and potential removal of the fuel newly identified fuel storage tank.

Moved by: Colin Elliott

Seconded by: Bob Duncanson

**RESOLVED: THAT Staff Report No. SPC-11-2011-03 on newly discovered Significant Drinking Water Threats (SDWT) not currently identified in the Assessment Report be identified as priorities for stewardship AND FURTHER THAT staff be authorized to assign ODSWP ER grant funding to eligible projects that address the newly identified SDWT in threat categories 1 to 17 and 21, provided they are confirmed SDWT as per Ministry of the Environment Technical Rules**

CARRIED BY CONSENSUS

Agenda Item 4 – Staff Report No. SPC-11-2011-04 Need for Policies to address Conditions identified as Significant Threats

Katie Howson, LSRCA, advised that staff had been informed by the MOE that the SPP was missing policies for Conditions identified in the Assessment Report, and it is a requirement to at least have monitoring Policies. The conditions refer to the City of Barrie and Town of Penetanguishene, and the identified conditions are a result of historical activities that cannot be accurately linked back to anyone person or property. The options and examples available to the SPC were explained, including the requirement under the Clean Water Act to consult with implementing bodies, (municipalities of the City of Barrie and the Town of Penetanguishene), and that both municipalities are currently undertaking monitoring policies and actions, which were discussed by the group including implications for the respective municipalities involved.

Moved by: Larry Slomka

Seconded by: John Hemsted

**RESOLVED: That Staff Report No. SPC-11-2011-04 regarding monitoring policies be received for information AND FURTHER THAT the SPC adopt the intent of monitoring policies 1 and 2 for existing conditions AND FURTHER THAT the SPC give staff permission to consult with the affected municipalities to comply with the Clean Water Act requirements**

**AND FURTHER THAT the SPC not pursue the development of policies aimed at managing conditions that are Significant Threats as they would be non-legally binding and would not ensure the threat ceases to be Significant**

CARRIED BY CONSENSUS

**XI. OTHER BUSINESS**

- Richard Forward extended an invitation to tour a surface water plant in the New Year.
- Discussions and date arrangements for a post municipal pre-consultation review of the SPP. The group will be advised of arrangements, and it is anticipated that the retreat will be held in January 2012.
- There will be an SPC meeting on December 22, 2011, to be held at the Administrative Offices, of the Regional municipality of York, but the meeting will not be preceded by a Planning & Policy Working Group meeting in light of arrangements being made for a municipal pre-consultation review of the SPP in January 2012.
- Dates for the SPC meetings for 2012 will be circulated.

**XII. CLOSED SESSION**

None for the record of this meeting.

**XIII. ADJOURNMENT**

Motion to adjourn the meeting moved by Herb Proudley at 4:30 pm