

South Georgian Bay Lake Simcoe Source Protection Region

MINUTES

Source Protection Committee Meeting No. SPC-10/2012

Meeting No. 6

Monte Carlo Inn Barrie Suites, Barrie, ON

Monday, October 15, 2012 : 2:00 pm – 5:00 pm

MEMBERS:

Lynn Dollin, Chair

Municipal Herb

Proudley John
Boucher Richard
Forward Stan
Wells Wendy
Kemp

Economic/Development

Chris Galway
Colin Elliott
Colin Nisbet
David Ritchie

Public Sector

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

First Nations

Liaison

Severn Sound Environmental Association – Acting SPA Liaison – Keith Sherman
Simcoe Muskoka District Health Unit –Karen Kivilahti /Ted Devine
Ministry of the Environment – Neil Gervais

Staff

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|--------------|------------------------|--------------|----------------|
| Mike Walters | Ben Longstaff | Shelly Cuddy | Susan Jagminas |
| Katie Howson | Angela Bishop, minutes | | |

Guests

Karen Wianecki, Planning Solutions Inc
Ryan Post, Nottawasaga Valley Conservation Authority
Sherry Diemert, City of Barrie

Regrets

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| Rick Newlove | David Ketcheson | John Hemsted | Wayne Wilson – SPA Liaison |
| Clayton Cameron | Gerry Brouwer | Fred Jahn | |

(Proxy vote to SPC Member Wendy Kemp)

I. WELCOME & OPENING REMARKS

Chair welcomed all to the meeting including guests.

II. DECLARATION OF PECUNIARY INTEREST

No pecuniary interests declared for the record of this meeting.

III. APPROVAL OF THE AGENDA

Moved by: Bob Duncanson

Seconded by: Herb Proudley

RESOLVED: **THAT the agenda for the October 15, 2012, 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 August 23, 2012, meeting of the Source Protection Committee (SPC).

Review of Action Items

Action Item 1 - City of Barrie contacted concerning policy on salt.

Action Item 2 - Letter drafted, on hold whilst awaiting Ministry of the Environment (MOE) outcome concerning inclusion of First Nation Rama of Chippewas, into the source protection plan (SPP).

Other Updates

Chair advised group that open invitation available to concerned landowners on the SPP in the Robert Street Well region.

Moved by: Wend Kemp

Seconded by: Fred Ruf

RESOLVED: **THAT the minutes of the August 23, 2012, meeting of the Source Protection Committee be approved as printed and circulated.**

CARRIED BY CONSENSUS

(b) ODWSP Early Response Review Committee

Included is a copy of the minutes of the ODWSP Early Response Review Committee dated August 15, 2012.

ODWSP Chair Alex Millar advised that the program has addressed some 13 different Threats, and that all funds will be dispersed by the target time limit.

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| Action 1 | Amendment to clarify voting at agenda item 5 within the ODWSP minutes. |
| Responsibility | Staff responsible for Minute production |

Moved by: Herb Proudley

Seconded by: Colin Nisbet

RESOLVED: **THAT the draft minutes of the August 15, 2012, ODWSP Early Response Review Committee be received for information, and the recommendations contained within the minutes be approved.**

CARRIED BY CONSENSUS

V. ANNOUNCEMENTS

(a) Activities of the Chair & Committee

- Chair Lynn Dollin will be moderating a meeting at the Drinking Water Leadership Summit program later this month.
- Source Protection Committee (SPC) member also advised that Chair Dollin was reappointed as the Chair of the Association of Municipalities of Ontario

(b) Agricultural Sector Update to the SPC

- None for the record of this 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.

The group was advised that a new permanent Director of Source Protection Programs Branch, MOE, Ms. Ling Mark. Appointed effective from October 22, 2012. Questions were raised about the availability to meet Ms. Mark by the agricultural representatives of the Economic/Development sector of this SPC, the group were advised that a schedule is not available at the moment.

John Stager, Ontario Chief Drinking Water Inspector has retired from the MOE effective from September 21, 2012.

Moved by: Larry Slomka

Seconded by: Wendy Kemp

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

CARRIED BY CONSENSUS

(b) Review of Second Formal Consultation Responses

Presentation of responses received on Second Formal Consultation.

Katie Howson presented to the group on responses received on the Second Formal Consultation process. The presentation covered who had responded, and the items raised, including the cost of implementation, a particular concern to a number of municipalities. Staff had reviewed the comments, which were circulated to the group prior to the meeting, additional SPC input was required on the following comments received:

Explanatory Document - Section 8 - Out of Scope

Direction from the MOE is that Out of Scope subjects are to be removed from the Explanatory Document (ED) and addressed separately in a letter to the Minister of the Environment, when the proposed Source Protection Plan (SPP) and the ED are

submitted. The group expressed a repeated disquiet that the Out of Scope subjects of concern are not lost in the next phase of the Assessment Report (AR), and discussed options available. The group agreed that as part of the submitted documentation it could be included on the website www.ourwatershed.ca, conforming to the transparent process that the AR is built on. The group also asked that a letter acknowledging receipt of the Out of Scope letter and contents be requested. The group voted, carried by consensus, in registering their concern on the removal of the Out of Scope items from the Explanatory Document.

Explanatory Document

MOE comments on missing key legislative pieces in the ED. The group agreed with Staff Recommendation to update the ED to include the missing key legislative pieces.

Municipal Challenges in the Implementing - LUP1

Some municipalities continue to question the reason for LUP1 policies for some threat types. Rationale behind the LUP1 was provided to committee members. Group voted in favour of retaining the original SGLBS version.

Simplify Existing and Future Definition

Some municipalities and MOE request for a simplified description concerning Existing and Future definitions; that it either matches CTC, and/or the definition submitted by the MOE. The group was advised that the definition in the South Georgian Bay Lake Simcoe (SGBLS) contains the same information but to avoid ambiguity a more detailed description had been agreed by the group at earlier discussions. In response to questions the group was advised the MOE definition was a recommendation and that it would be acceptable to retain the original SGBLS version. Group voted in favour of retaining the original SGLBS version.

Timing for Conformity

The group reviewed the comments and voted to the Staff Proposed Response which was not to change the timing of conformity for completion of Risk Management Plans.

Transition Provisions

The group reviewed the comments concerning Transition Provisions and agreed to the Staff Proposed Response and retain the current version.

EDU-9 MOE

The group reviewed the comments concerning policy EDU-9 MOE and voted to retain the reference to Health Canada. Policy revised to state that "MOE shall petition Health Canada".

Water Quantity

The group reviewed the comments and also the two options available and voted to select the Option 2 Policy which has been revised to include "Provincial Planning Approval Authorities" and reference to MMAH, MOI and MOE removed.

Barrie Salt Application

The group was informed that as the policy concerns one specific area, an issues contributing area, there is an option to amend the current policy should they so choose. The group had reviewed the comments and concerns of SPC member for Simcoe County, pertaining to the City of Barrie's concerns of creating an unmanageable work load, and the practicalities of enforcing potentially some 3,500 risk management plans in Salt Application alone. The City of Barrie offered a number of alternative options. The group discuss the practicality of the current policy, health concerns around sodium elevation risks in the drinking water, the source of sodium in municipal wells and that the quality of municipal well supplies are retrospective to activity that has already occurred. The group further discussed the impact, benefits and strengths of the suggested options, and the options to monitor and revisit this policy should one of the options offered by the City of Barrie be selected. The City of Barrie gave assurances about providing domestic households with Outreach and Education (O&Ed) possibilities. The City of Barrie affirmed that it has already reduced its use of salt, investing in new technology and also closely monitoring municipal water supplies and would provide the SPC with monitoring reports to enable informed review if an alternative policy option is required. The City of Barrie representatives further agreed to provide the annual monitoring reports on salt levels within the municipal water supply of the city to the SPC. The MOE Liaison advised that as an issues contributing area that environmental monitoring can be required, further SGBLS staff confirmed that monitoring policies requires monitoring to evaluate effectiveness of policies, to be reported to the Source Protection Authority annually. Should the salt levels become a further issue in the municipal water supply then further consideration would be given to changing the policy if the SPC deemed it necessary.

Moved by: Larry Slomka

Seconded by: Fred Ruf

RESOLVED THAT the Source Protection Plan, application of salt policy be revised to require the City of Barrie to undertake education and outreach initiatives for all properties within the Issues Contributing Area, and risk management plans within the WHPA-A, be adopted

CARRIED

11 votes in favour of motion

6 votes opposed to motion

Out of Scope Comments

The group reviewed the options of the Out of Scope Comments, agreeing to retain all of the Out of Scope comments in their current format but accepting that the comments would be included in the letter to the Minister of the Environment, accompanying the submission of the Proposed Source Protection Plan as discussed above.

Outstanding comments not received from SPC Member Colin Elliott to be included in the document within the second consultation criteria. Further comments could be attached to the letter to the lead SPA Chair Virginia Hackson along with any other late comments that are received.

Questions were raised about concerns the Table of Circumstances (TOC) as it pertains to small animal husbandry farms, it was agreed to that there are policies to address the issue, and further the concern could be included in the Out of Scope letter. Chair thanked staff for their work.

Moved by: Dianne Corrigan

Seconded by: Larry Slomka

RSOLVED: THAT the presentation from Katie Howson on Review of Second Formal Consultation Responses be received for information.

CARRIED BY CONSENSUS

(c) Towards Implementation

Deferred agenda item from SPC meeting of July 26, 2012. Presentation from Ben Longstaff on steps being taken on the transition to implementation.

Ben Longstaff presented an update on the implementation of the SPP polices.

Workshops for municipal staff within the source protection region were held, to allow exchange of ideas and share information on developing a process towards implementation of the SPP policies..

Concern was raised about duplication of effort with 19 other source protection regions, and the transferability of information with the other SPA's. The group was advised that every effort is being made to avoid duplication, and to this end Conservation Ontario are acting as coordinators of this effort, so all regions are aware of the implementation development and were invited and remain invited to be involved with the process should they so choose. Further the MOE were also involved in the process.

Two modules are currently being prepared and will be sent to participating regions and the municipal working group for review.

Moved by: Richard Forward

Seconded by: Alex Millar

RESOLVED: THAT the presentation from Ben Longstaff, on Towards Implementation be received for information.

CARRIED BY CONSENSUS

(d) Source Protection Committee (SPC) Next Steps

Presentation from Source Protection Committee Chair Lynn Dollin on the SPC roles following the submission of the Source Protection Plan on October 22, 2012.

Chair handed over to Acting Chair Dianne Corrigan, to allow Chair Lynn Dollin to present on the future role of the SPC, following the submission of the proposed SPP on October 22, 2012.

The presentation covered the future role of the SPC according to the Clean Water Act 2006. The responsibilities of the SPC to the Assessment Reports, and SPP, this will include potential amendments, annual reports, and updates to future Assessment Reports and subsequently future SPP.

The workload of the SPC will be reduced now the primary source information has been established. SPC meetings will be reduced, along with the working groups, as has already been experienced. The MOE will be providing advice on future funding for 2013 and onwards, what is known is that the amount of funding will be reduced now that the role of the SPC is not so demanding. Henceforth other than attendance at SPC meetings or working group meetings, no per diem, expenses or travel claims can be made by SPC members. No further funding is available for attendance at other events or meetings without the prior approval of the Source Water Protection manager in advance of attending.

The presentation covered in detail the SPC membership changes, on the approval of the proposed SPP. Membership of three, (9 members in total), of the four categories representative in the SPC, (municipal, public and economic/development) will change, the actual number of members is not reduced. The group was advised that reappointment of those electing or selected to leave was potentially possible with the approval of the SPA.

The role and responsibilities of the SPC in 2013 was discussed, and includes updating of Assessment Reports, preparation for annual reporting, water quantity policies and the implementation resource guide, all of which were covered in detail.

Acknowledging the excellent participation, genuine interest in water protection within the group, an internet blog has been set up, to use for informal communication by members and SGBLS staff only, details of which have already been circulated to all. The communications officer will update information on a regular basis and all were encouraged to participate. Formal communication will still be made via current official channels, and will not be communicated via the blog. Using the blog was explained to the group and staff will assist with any problems.

The scheduled SPC meeting of October 25, 2012 is cancelled. The next meeting of the SPC will be November 22, 2012, there is no scheduled meeting for December, 2012.

Moved by: Larry Slomka

Seconded by: Bob Duncanson

RESOLVED: THAT the presentation from Source Protection Committee Chair Lynn Dollin on the future of the Source Protection Committee be received.

CARRIED BY CONSENSUS

VIII. DETERMINATION OF ITEMS REQUIRING SEPARATE DISCUSSION(Pages 4-5)
Chair returned from Acting Chair Dianne Corrigan, to Chair Lynn with thanks.

Items Selected:

- 1(d). Correspondence
3. Source Protection Plan Second Consultation
4. Accompanying Letter on Submission of Proposed Source Protection Plan

IX. ADOPTION OF ITEMS NOT REQUIRING SEPARATE DISCUSSION

Agenda Items Selected

Agenda Item 1 (a) – (c) Correspondence

Agenda Item 2 Communications Update

Moved by: Wendy Kemp

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.

CARRIED BY CONSENSUS

X. CONSIDERATION OF ITEMS REQUIRING SEPARATE DISCUSSION

1(d) Correspondence

Correspondence from Orna Salamon, Ministry of the Environment, to Chairs, General Managers and Project Managers, dated September 27, 2012, concerning appointment of permanent Director of the Source Protection Programs Branch.

Concern was expressed by agricultural members of the Economic Development sector of the group, on the number of changes of directorship appointments at the MOE for Source Protection Programs Branch. The group was advised that it is anticipated that the new appointee will remain for a period of time. In response to further concerns on who would inform the incoming director on the Source Water Farm Protection Plan and other agricultural concerns, they were advised that MOE staff would bring these matters to the directors attention.

4. Accompanying Letter on Submission of Proposed Source Protection Plan

Attached is Staff Report No . SPC-2012-10-04 regarding the review of letter to accompany submission of the proposed source protection plan and explanatory document to the Ministry of the Environment.

Agenda Item 4 moved ahead of Agenda Item 3

The draft letter to the Minister of the Environment was discussed. Amendments to the letter are to include further out of scope items would include livestock operations and location of municipal wells and bio solids and the Table of Circumstances with respect to grazing pathogens. The letter will be copied to the Chair of the three SPA's of this region. Further that a request is made to acknowledge receipt of the letter. The letter will be part of the source protection plan package presented to the Minister, and will for part of the presentations to the SPA meetings being held on October 17, 18, 19, 2012.

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| Action Item 2 | A copy of the revised letter be forwarded to SPC members on Wednesday, October 17, 2012 for final comment by Friday, October 19, 2012. |
| Responsibility | Staff |

Moved by: Larry Slomka

Seconded by: Stan Wells

RESOLVED: THAT Staff Report No. SPC-2012-10-04 be received for information, AND FURTHER THAT, the source protection committee endorse the amended letter to be submitted along with the proposed source protection plan and explanatory document to the Ministry of the Environment on October 22, 2012.

CARRIED BY CONSENSUS

3. Source Protection Plan Second Consultation
Agenda Item 3 preceded by Agenda Item 4

Moved by: Richard Forward

Seconded by: Herb Proudley

RESOLVED: THAT Staff Report No. SPC-2012-10-03 be received for information, AND FURTHER THAT, the source protection committee endorse the proposed source protection plan and explanatory document, along with comments received, outstanding stakeholder concerns and the committee's comments in response, as being at a standard suitable for submission to the Ministry of the Environment on October 22, 2012.

CARRIED BY CONSENSUS

XI. OTHER BUSINESS

Acknowledgement

Chair acknowledged the staff for their unstinting dedication, engagement and professionalism in delivering the source protection plan ready for the SPC, the SPA's and the MOE to review. Further thanks were extended to the partnership of the three SPA's and their respective staff for their cooperation and collaboration. Additional thanks were extended to Planning Solutions facilitation in guiding the group through the complex development of the source protection plan. Chair also expressed her thanks to the Source Protection Committee members, their dedication and common sense and ability to work through difficult issues and leave them at the table. All were commended for their common goal to protect water sources for all.

XII. CLOSED SESSION

None for the record of this meeting.

XIII. ADJOURNMENT

Motion to adjourn meeting moved by Larry Slomka at 4:45 pm.

