

SOURCE PROTECTION COMMITTEE MEETING

APRIL 8, 2011

BRIGHTON BARN, BRIGHTON ON

MINUTES

ATTENDEES

SOURCE PROTECTION COMMITTEE MEMBERS	PRESENT	REGRETS	ABSENT	NOTES
Jim Hunt	✓			
Monica Berdin	✓			
Darla Blodgett		✓		
Alanna Boulton	✓			
Dave Burton			✓	
Bill Cornfield	✓			
Edgar Cornish	✓			
Bruce Craig	✓			
Pam Crowe	✓			
Kerry Doughty	✓			Arrived during item 9
Bobbie Drew	✓			
Mike Gibbs	✓			
Dave Golem	✓			Arrived after item 10
Rosemary Kelleher-Maclennan	✓			
Robert Lake	✓			
Gerald McGregor	✓			
Glenn Milne	✓			
Terry Rees	✓			
Mary Smith	✓			
Bev Spencer	✓			Arrived during item 9
Richard Straka	✓			
Wayne Stiver	✓			
Alix Taylor		✓		
Mae Whetung	✓			Departed after item 10
Dave Workman	✓			

SOURCE PROTECTION COMMITTEE LIAISONS	PRESENT	REGRETS	ABSENT	NOTES
Tom Cathcart	✓			
Glenda Rodgers	✓			
Wendy Lavender	✓			

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COMMITTEE SUPPORT STAFF:

Jennifer Stephens, Project Manager
Myriam Genet, Administrative Assistant
Marilyn Bucholtz, Communications Coordinator

CONSERVATION AUTHORITY STAFF:

Crowe Valley SPA: Marnie Guindon, Vicki Woolfrey
Ganaraska Region SPA: Mark Peacock, Pam Lancaster
Kawartha-Haliburton SPA: Mark Majchrowski, Paul Buckley
Lower Trent SPA: Anne Anderson, Kelly Weste
Otonabee-Peterborough SPA: Meredith Carter, Terri Cox
TCC Regional Staff: Andrew Doiron, Shan Mugalingam

GUESTS:

Beata Golas, Regional Municipality of Durham
Keith Taylor, Quinte Conservation

1. MEET AND GREET

Craig Kerr, Brighton Councillor and Chair of Lower Trent Conservation, welcomed the Committee to Brighton and the Brighton Barn Theatre. Chair Hunt welcomed Beata Golas and Keith Taylor to the Source Protection Committee Meeting.

2. CALL TO ORDER

Chair Hunt called the meeting to order at 9:36 a.m.

3. DISCLOSURE OF ANY CONFLICTS OF INTEREST

There were no disclosures.

4. APPROVAL OF THE AGENDA

SPC 2011-04-08-01

By consensus, the Source Protection Committee approved the agenda.

5. DELEGATIONS

There were no delegations.

6. APPROVAL OF MINUTES FROM LAST MEETING – MARCH 11TH, 2011

Richard Straka noted a few clarifications. Staff will make the corrections.

SPC 2011-04-08-02

By consensus, the Source Protection Committee approved the minutes of March 11, 2011.

7. BUSINESS ARISING FROM MINUTES OF LAST MEETING

a) *Drinking Water Stewardship Program – Signage Project – Meredith Carter, ORCA*

Meredith Carter provided an overview and update of the Signage Project. Municipal buy-in is good with the installation of 134 signs confirmed. It was noted that placing signs on MTO roads has been left to a provincial initiative. There was a brief discussion on the wording for the sign, with suggestions that “hazardous spill response” be used instead of “emergency spill response”. Rosemary Kelleher-MacLennan noted that including an educational outreach bulletin referring to the signage could be included with tax bills or other related correspondence from the municipality. Committee Members were encouraged to get in touch with Meredith or Jennifer Stephens for additional information on the program.

8. CORRESPONDENCE

a) *Clean Water Act Source Protection Planning Bulletin – Pre-Consultation (March 25, 2011)*

b) *Clean Water Act Source Protection Planning Bulletin – Aggregate Resources Act Instruments (March 18, 2011)*

c) *Clean Water Act Source Protection Planning Bulletin – Certificates of Approval (March 18, 2011)*

Jennifer Stephens reminded the SPC that these information bulletins are to be inserted into their Policy Reference Binders. Jennifer suggested that Committee Members read the material over the next few months, and refer to relevant bulletins in preparation for particular meetings.

SPC 2011-04-08-03

By consensus, the Source Protection Committee accepted the material for information.

9. REVIEW OF POLICY CONCEPTS – COMMERCIAL FERTILIZER – ANDREW DOIRON, SPP COORDINATOR

Risk Management Plans

Comments/Feedback

- Tom Cathcart asked for clarification of the scope of the threat. It was confirmed that the threat does not include residential application.
- Mary Smith noted that Manitoba has been prohibiting the use for cosmetic purposes and wondered why the Province of Ontario couldn't consider doing the same.

Education and Outreach

Comments/Feedback

- Jennifer Stephens noted that there is nothing precluding the SPC from developing an education and outreach policy (residential fertilizer is not considered a significant threat). Unlike the Cosmetics Pesticides Ban, Ontario does not have provincial legislation regulating fertilizers. In addition, municipalities can create bylaws to restrict the use of fertilizers in particular areas.
- Rosemary Kelleher-MacLennan added that cost should continue to be a consideration.
- Wayne Stiver noted that a RMP would work well, but was concerned about monitoring the policy.
- Rosemary Kelleher-MacLennan noted that many municipalities already have existing pesticide bans in place.

Review of Prescribed instruments (NMP)

Comments/Feedback

- The Committee had general agreement with the approach outlined in the policy concept.

Education & Outreach

Comments/Feedback

- Terry Rees noted that utilizing CAs may not always be the most logical way to do outreach. It may be more effective to make use of partnering agencies.
- Glenda Rodgers added that identification of the delivery agent will become clearer as we move forward.

Handling & Storage – Land Acquisition

Comments/Feedback

- Rosemary Kelleher-MacLennan felt land acquisition could include legal roadblocks.
- Jim Hunt and Glenn Milne noted municipalities in Western Ontario have a larger tax base and have the ability to acquire land.
- The Committee decided to not dismiss land acquisition as an option.

Prohibition of Future Storage

Comments/Feedback

- The Committee had general agreement with the approach outlined in the policy concept.

Prohibition of Expansion of Existing Storage Facilities

Comments/Feedback

- Wendy Lavender will verify that section 57 can be applied to the expansion of an existing facility.
- Bill Cornfield suggested that if possible, expansion could be addressed through a RMP.
- Kerry Doughty wondered if the *Expropriation Act* is relevant. Jim Hunt confirmed that there is a provision in the *Clean Water Act* for expropriation.

SPC 2011-04-08-04

By consensus, the Source Protection Committee accepted the policy concepts for Threat 8 and 9 (Commercial Fertilizers) presented for information and agreed that the policy concepts with some attention to the feedback received by the Committee were an appropriate start to the evolution of draft policies.

10. REVIEW OF POLICY CONCEPTS – AGRICULTURAL SOURCE MATERIAL – JENNIFER STEPHENS, PROJECT MANAGER

Review of Prescribed Instruments

Comments/feedback

- The Committee had general agreement with the approach outlined in the policy concept.

Risk Management Plans

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Comments/Feedback

- The Committee agreed that the RMP should apply only to the portion of property where the significant threat occurs, as opposed to the entire parcel.
- The Committee agreed that the RMP should not mirror the NMP.
- The Committee agreed that the RMO should have the flexibility to determine the content of the RMP for this threat.

Land Use Planning***Comments/Feedback***

- There was some discussion about the ability to appeal land use planning decisions as they relate to the Ontario Municipal Board. Wendy Lavender added that dialogue is continuing with the Ontario Municipal Board and the Source Protection Programs Branch as it pertains to this issue. Since the assessment report is based on sound science, and the source protection plan is supported by the assessment report, it is difficult to put in place a process to dispute the accuracy of the results.

Education and Outreach***Comments/Feedback***

- The Committee supported the premise of continuing to make use of the Ontario Drinking Water Stewardship Program.

SPC 2011-04-08-05

By consensus, the Source Protection Committee accepted the policy concepts for Threats 3, 4, and 5 (Agricultural Source Materials) presented for information and agreed that the policy concepts with some attention to the feedback received by the Committee were an appropriate start to the evolution of draft policies.

11. REVIEW OF POLICY CONCEPTS – NON – AGRICULTURAL SOURCE MATERIAL – ANDREW DOIRON, SPP COORDINATOR***Prohibition******Comments/Feedback***

- The Committee had general agreement with the approach outlined in the policy concept.

Land Securement***Comments/Feedback***

- The Committee had general agreement with the approach outlined in the policy concept.

Prohibition through Planning***Comments/Feedback***

- The Committee had general agreement with the approach outlined in the policy concept.

Notification of Municipalities***Comments/Feedback***

- The Committee had general agreement with the approach outlined in the policy concept.

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Risk Management Plan

Comments/Feedback

- **NOTE:** Updated SDWT information indicates that there is one NASM significant threat in the TCC SPR. The Committee had agreed that the appropriate action would be to prohibit future occurrences where the activity would be significant, since there were no existing significant threats. It is recommended that the Risk Management Plan tool be used to manage this existing threat. This scenario will be discussed further when draft NASM policies are presented to the Committee.

Education and Outreach

Comments/Feedback

- Wendy Lavender flagged the consideration that the Committee might want to consider sites that would come perhaps be established between now and the time the source protection plan is approved.

SPC 2011-04-08-06

By consensus, the Source Protection Committee accepted the policy concepts for Threats 6 and 7 (Non - Agricultural Source Materials) presented for information and agreed that the policy concepts with some attention to the feedback received by the Committee were an appropriate start to the evolution of draft policies.

12. REVIEW OF POLICY CONCEPTS – DNAPLs, ORGANIC SOLVENTS – JENNIFER STEPHENS, PROJECT MANAGER

DNAPLs

Risk Management Plans

Comments/Feedback

- The Committee had general agreement with the approach outlined in the policy concept.
- It was agreed that the Committee would prescribe required content for the RMP, as opposed to leaving the content only to the discretion of the RMO.

Prohibition

Comments/Feedback

- The Committee was in agreement that the threat would be prohibited where it could be significant in the future.

Best Management Practices

Comments/Feedback

- The Committee had general agreement with the approach outlined in the policy concept.

Organic Solvents

Risk Management Plans***Comments/Feedback***

- There was considerable discussion about the existing threat. The Committee was advised that the business was a funeral home. To move the business outside of the WHPA A would result in cost to the owner. The cost might be more reasonable than implementing the actions outlined in the Risk Management Plan.
- The Committee was in general agreement with the management of the threat, although the several options (including moving the business), would be discussed with the municipality through pre-consultation.

Prohibition***Comments/Feedback***

- The Committee was in agreement that the threat would be prohibited where it could be significant in the future.

SPC 2011-04-08-07

By consensus, the Source Protection Committee accepted the policy concepts for Threats 16 and 17 (DNAPLs, Organic Solvents) presented for information and agreed that the policy concepts with some attention to the feedback received by the Committee were an appropriate start to the evolution of draft policies.

13. REVIEW OF POLICY CONCEPTS – ROAD SALT – ANDREW DOIRON, SPP COORDINATOR***Salt Management Plans******Comments/Feedback***

- The Committee had general agreement with the approach outlined in the policy concept.
- There was discussion that many municipalities already have a Salt Management Plan in place.

Chloride and sodium monitoring***Comments/Feedback***

- The Committee had general agreement with the approach outlined in the policy concept.
- The Committee felt monitoring at a frequency of quarterly through the year was reasonable.
- The Committee supported having regard for watershed scale monitoring.

Education and Outreach***Comments/Feedback***

- The Committee had general agreement with the approach outlined in the policy concept.

Restricting impervious surface***Comments/Feedback***

- The Committee agreed that this policy concept should not be pursued as a result of being too difficult and costly to implement.

Mitigation Measures for Winter Road Maintenance Infrastructure

Comments/Feedback

- The Committee had general agreement with the approach outlined in the policy concept.

Prohibit, Site Alteration By-law

Comments/Feedback

- The Committee had general agreement with the approach outlined in the policy concept.

SPC 2011-04-08-08

By consensus, the Source Protection Committee accepted the policy concepts for Threats 12 and 13 (Road Salt) presented for information and agreed that the policy concepts with some attention to the feedback received by the Committee were an appropriate start to the evolution of draft policies.

14. STAFF REPORT 11/11 - UPDATE TO MUNICIPAL WORKING GROUPS TERMS OF REFERENCE – JENNIFER STEPHENS, PROJECT MANAGER

Jennifer Stephens provided background to the proposed amendment of the MWG Terms of Reference.

Bill Cornfield noted an error under section 4.5 on page 1. Wayne Stiver asked why Peterborough County is ex officio. It was explained that this was the case because Peterborough County is not actually part of the SPA. Mary Smith wondered if that was the case, why other areas outside of the SPA were not noted as ex officio. Glenda Rodgers explained that the ex officio position noted above was a local decision.

SPC 2011-04-08-09

By consensus, the Source Protection Committee accepted the recommendation as outlined in Staff Report 11/11:

That the TCC SPC approve the revised Municipal Working Groups Terms of Reference (Version 2.3), and recommend that it be distributed as final to all Municipal Working Group members.

15. STAFF REPORT 12/11 – APPROVAL OF NOTICES OF PLAN PREPARATION – JENNIFER STEPHENS, PROJECT MANAGER

At the February 14 SPC Meeting, a draft Notice of Plan Preparation was presented to the SPC to solicit feedback. Based on the feedback, the letters was revised.

SPC 2011-04-08-10

By consensus, the Source Protection Committee accepted the recommendation as outlined in Staff Report 12/11:

That the *Notice of Plan Preparation* be approved for circulation to landowners in the Trent Conservation Source Protection Region identified as engaging in one or more activities that are or would be significant drinking water threats.

16. REPORTS/UPDATES

• STAFF

- ❖ *Revised schedule of Municipal Working Group Meetings – Jennifer Stephens, Project Manager*
At the February 14th TCC SPC meeting, a schedule of the five SPA MWG meetings was provided to all members for information. This schedule has been revised.

SPC 2011-04-08-11

By consensus, the Source Protection Committee accepted the revised schedule for information.

- ❖ *Forum*
Invitations are prepared and will be distributed shortly.

• MUNICIPAL WORKING GROUPS

- ❖ *Minutes of Lower Trent SPA Municipal Working Group – March 16th, 2011*
- ❖ *Minutes of Kawartha Haliburton SPA Municipal Working Group Meeting – March 17th, 2011*
- ❖ *Minutes of Crowe Valley SPA Municipal Working Group Meeting – March 18th, 2011*
- ❖ *Minutes of Ganaraska Region SPA Municipal Working Group Meeting – March 21st, 2011*
- ❖ *Minutes of Otonabee-Peterborough SPA Municipal Working Group Meeting – March 25th, 2011*

Note: Only a summary was provided. Minutes will be distributed at a later date.

SPC 2011-04-08-12

By consensus, the Source Protection Committee accepted the Minutes for information.

• COMMITTEE MEMBERS (UPDATES ON PUBLIC ENGAGEMENT/CONFERENCES)

- ❖ *Public engagements:*
Rosemary Kelleher-MacLennan noted the OMWA Annual Conference to be held May 1-4, 2011 at the Blue Mountain Resort, Town of Blue Mountain. For more details see <http://www.owwa.com/hm/inside.php?sid=41>.

17. QUESTIONS/COMMENTS FROM THE PUBLIC

No questions from the public

18. OTHER BUSINESS

a) *Scheduling of SPC Meetings between July – December 2011- Chair Hunt*

Date	Location
July 21, 2011	To be determined
August 16, 2011	To be determined
September 14, 2011	To be determined
October 5, 2011	To be determined
November 9, 2011	To be determined
December 7, 2011	To be determined

b) SPC Member Resignation

Chair Hunt received Bruce Craig's resignation as Municipal Representative due to his recent retirement.

19. NEXT MEETING - MAY 9TH, 2011 - ASPHODEL-NORWOOD COMMUNITY CENTRE, NORWOOD

No changes – as noted above.

20. ADJOURNMENT

Meeting adjourned at 3:30 p.m.