

SOURCE PROTECTION COMMITTEE MEETING MINUTES

MEETING NO. 04-08-SPC
Thursday, April 24th, 2008
Georgian Manor – Barrie, ON

SOURCE PROTECTION COMMITTEE MEMBERS PRESENT:

Lynn Dollin	Chair, Source Protection Committee
Colin Elliott	Agricultural Sector Representative
John Hemsted	Agricultural Sector Representative
David Ritchie	Agricultural Sector Representative
Robert Grimm	Aggregate Sector Representative
Colin Nisbet	Economic / Development Sector Representative
Gerry Brouwer	Industrial / Commercial Sector Representative
David Ketcheson	Industrial / Commercial Sector Representative
John Boucher	Municipal Sector Representative, Town of Penetanguishene
Clayton Cameron	Municipal Sector Representative, Township of Severn
David Marquis	Municipal Sector Representative, Durham Region
Brian Milligan	Municipal Sector Representative, Town of Midland
Rick Newlove	Municipal Sector Representative, Simcoe County
Stan Wells	Municipal Sector Representative, Town of Wasaga Beach
Dianne Corrigan	Public Sector Representative
Stephanie Hobbs	Public Sector Representative
Tom Kurtz	Public Sector Representative
Alex Millar	Public Sector Representative
Fred Ruf	Public Sector Representative
Larry Slomka	Public Sector Representative
Ilmar Simanovskis	Municipal Sector Representative, York Region

LIAISONS:

Kate Turner	Ministry of the Environment
Wayne Wilson	SPA Liaison Representative (NVCA)

REGRETS:

Ted Devine	Simcoe Muskoka District Health Unit
Bob Duncanson	Public Sector Representative, Source Protection Committee

GUESTS PRESENT:

Rob Catarino	Skelton Brumwell Associations, Barrie, ON
Lee Anne Rajnauth	Ministry of the Environment
Keith Sherman	SSEA Coordinator

SOUTH GEORGIAN BAY LAKE SIMCOE REGION STAFF PRESENT:

Don Goodyear	Manager, Source Protection Planning
Melanie Rumley	Project Assistant, Source Protection Planning
Andrea Torok	Project Coordinator, Source Protection Planning

I WELCOME & OPENING REMARKS

Chair Dollin welcomed everyone to the meeting and introduced Gerry Brouwer as an Industrial / Commercial representative on the Committee, and Wayne Wilson, the SPA liaison for the meeting.

II DECLARATION OF PECUNIARY INTEREST

None identified for the record of this meeting.

III APPROVAL OF AGENDA

The agenda was amended to table Agenda Item 4 as a review/discussion of Staff Report 2008-04-04-SPC regarding the Environmental Bill Registry Posting of an amendment to the Clean Water Act Miscellaneous Regulation (286/07).

RESOLVED BY CONSENSUS THAT the content of the Agenda for the April 24, 2008 meeting of the South Georgian Bay/Lake Simcoe Source Protection Committee be approved as amended to table Agenda Item 4 as a review/discussion of Staff Report 2008-04-04-SPC regarding the Environmental Bill Registry Posting of an amendment to the Clean Water Act Miscellaneous Regulation (286/07).

The agenda was amended to also include additional information under Agenda Item 2 (Communications Update) regarding Don Goodyear's presentation to Rama Mnjikaning First Nation on April 14th, 2008.

IV ADOPTION OF MINUTES

a) i) Chair Dollin reviewed the minutes of the March 27th, 2008 meeting and recognized the following amendments are required:

There is an error in the last Resolution from the March 27th, 2008 meeting minutes and the record should be amended to show that the second resolution should read "RESOLVED THAT the Technical Working Group be approved as presented to include: John Hemsted, David Ketcheson, Dianne Corrigan, Larry Slomka, Stephanie Hobbs, Colin Elliott, Lynn Dollin (ex-officio), and staff as required."

The updated meeting minutes of March 27th, 2008 will be posted on the SP website (www.ourwatershed.ca).

ii) Chair Dollin provided an update of the action items as outlined:

Bio-Security Issue

This matter continues to be worked on and will be carried forward as an action item for future meetings.

First Nations Update

Don Goodyear, Chair Dollin and Committee Member Alex Millar attended a meeting with the Rama Mnjikaning First Nation on April 14th, 2008. Don Goodyear made a presentation related to the Source Protection Planning initiative. He

reported that there was interest expressed by the Rama Mnjikaning group and they had questions regarding source water protection and how it affects First Nations.

Chair Dollin indicated that the Band Manager, Mr. Schilling, was going to speak to the other two First Nations groups in our watershed about their potential involvement.

Alex Millar provided his input on the meeting by indicating that it was a positive meeting, and that the First Nations group did express some additional concerns.

A letter and information package, including an invitation to bring a nomination of a potential Committee member, was sent to Chief Sharon Stinson Henry of Rama Mnjikaning on April 18th, 2008.

iii) Member Dave Ritchie will continue to pursue the possibility of having an agricultural guest speaker attend a future SPC meeting to make a presentation and answer questions. This action item will be carried forward to the next meeting.

RESOLVED BY CONSENSUS THAT the minutes of the South Georgian Bay/Lake Simcoe Source Protection Committee, held on March 27th, 2008, be approved as amended, printed and circulated.

- b) Chair Dollin reviewed the minutes of the April 8th, 2008 meeting of the Municipal Working Group.

Clayton Cameron, a Member of the Municipal Working Group, indicated that the discussion of selecting a Chair for the Group was discussed at the April 8th, 2008 meeting, and that Ilmar Simanovskis expressed an interest. The Committee's recommendation is that a Chair of a SP Working Group should be a SP Committee member.

Chair Dollin reminded the Committee that Ilmar Simanovskis is currently the York Region municipal representative on the SPC until the official process and election to elect a new representative is complete.

The Municipal Working Group also discussed allowing other municipal representatives (other than the formal members of the Group) to attend future meetings and participate in an open forum.

Moved by: C. Elliott

Seconded by: C. Cameron

**RESOLVED THAT the minutes of the April 8th, 2008 meeting of the Municipal Working Group be approved,
FURTHER THAT the format of future meetings include an open forum for municipal representatives beyond the formal members of the Municipal Working Group,
FURTHER THAT the Source Protection Committee recommends that the Chair of the Municipal Working Group be a Source Protection Committee member.**

CARRIED

V ANNOUNCEMENTS

a) Activities of the Committee

- i) Larry Slomka was elected Chair of the Technical Working Group at the April 23rd, 2008 meeting. The minutes of the April 23rd, 2008 meeting will be distributed at the May 22nd, 2008 SPC meeting. Larry Slomka reported that the group reviewed the Lakes Simcoe and Couchiching/Black River Tier 1 Water Budget (which will serve as a template for the Nottawasaga Valley and Severn Sound water budget reports) and that the group is to submit comments regarding the report to Melanie Rumley by April 30th, 2008. Larry Slomka also indicated that the Technical Working Group will schedule future meetings two weeks in advance of the SPC meetings so that the minutes will be available to the SPC in a timely manner.
- ii) John Hemsted and Dave Ritchie attended a County Federation Meeting on April 10th, 2008 and will continue to attend these meetings in future. John noted that he handed out copies of the AquaSource newsletter and gave a presentation on source water.
- iii) Clayton Cameron attended the Georgian Bay Waterworks Conference on April 15-16, 2008. Wayne Wilson presented at this Conference on the topic of Well Head Protection. Wayne noted that this large, 2-day event is a good opportunity to communicate with water operators and is the ideal target market group for outreach and education. Wayne also mentioned that there is exhibition space available.
- iv) Colin Elliott attended a meeting for the sustainability plan for Severn Sound.
- v) Rick Newlove reported that Don Goodyear attended a Simcoe County Municipal Planners meeting on April 22nd, 2008 and spoke to the group regarding the Terms of Reference development to help raise awareness of the workplan and solicit municipal input.

b) Activities of the Chair

- i) Chair Dollin advised that she attended the Severn Sound SPA meeting this morning.

VI DELEGATIONS

There were no delegations scheduled for this meeting.

VII PRESENTATIONS

There were no presentations scheduled for this meeting.

VIII DETERMINATION OF ITEMS REQUIRING SEPARATE DISCUSSION

Agenda Items 3 (Terms of Reference) and 4 (Staff Report 2008-04-04-SPC) were identified for discussion.

IX ADOPTION OF ITEMS NOT REQUIRING SEPARATE DISCUSSION

It was identified that Agenda Items 1 (Correspondence) and 2 (Communications Update) have been received by the Committee and do not require separate discussion.

Agenda Item 1 – CTC Correspondence and letter from Ian Smith (additional correspondence)

Chair Dollin identified a letter from the Chair of the CTC SPC asking for an extension of the deadline for the Terms of Reference for their region, and a returning letter from Ian Smith of the MOE. Chair Dollin noted that the LS/NV/SS ToR is on schedule for our watershed region. As well, she recognized that there is a public open house scheduled for May 22nd, 2008 in the Barrie area for the Terms of Reference. There will also be an informal open house at each of the CA offices: LSRCA; SSEA; and NVCA in early June. Chair Dollin suggested asking the MOE for a more relaxed amendment process for future revisions of the Terms of Reference (no public process for minor amendments).

RESOLVED BY CONSENSUS THAT the items above listed as “Items Not Requiring Separate Discussion” be adopted as submitted.

X CONSIDERATION OF ITEMS REQUIRING SEPARATE DISCUSSION

3. Terms of Reference

Don Goodyear gave a background of the First Draft of the Terms of Reference (ToR) document, explaining that it's a workplan to develop the Assessment Report and the Source Protection Plan. It references what work has been done, and what work will be done in the source protection areas: 1) Lakes Simcoe and Couchiching/Black River; 2) Nottawasaga Valley; and 3) Severn Sound). The document was produced using the ToR 'Wizard', which is a template developed by the province.

SPA staff and municipalities were consulted while producing the documents. There are approximately 150 systems identified from the MOE and PTTW databases, and have been grouped together by municipality.

Committee members asked about a timeline and budget to show what's been done and what needs to be done in the ToR.

Andrea Torok produced Executive Summaries for each of the regions, which helped put into plain language the high-level information that is contained within the technical document.

Rick Newlove inquired about putting the word “Workplan” on the cover page of the ToR to help better identify it. Kate Turner of MOE offered to ask this question and report back.

A question exists around Council Resolutions and whether they are required for adding a new well to an existing system. Again, Kate Turner at the MOE will clarify this for future.

The province recognizes that there will be refinements to the ToR but that amendments are expected to be minimal if they can be amalgamated during the feedback process.

Action: Ask MOE for clarification on wording of the ToR (i.e. if “Workplan” can be used), council resolutions, and what level of detail is required in the budget.

Responsibility: Kate Turner

Don Goodyear gave an overview of the ToR. He identified a section called “List of Matters that Affect other SPCs”, which includes wellhead protection areas that straddle boundaries and the creation of technical consistencies for ‘edge matching’ issues so that different regions don’t use different methods, and therefore, get different results, on edges where the regions meet.

The Work Plan to Complete the Assessment Report is a section of the ToR that describes the tasks involved, the project lead, start date and estimated completion date, and estimated cost.

It was suggested that an additional text portion be added to the front of the ToR explaining what the document is (in addition to the Executive Summary). This text should include a sentence about the budget numbers being an estimate.

Don Goodyear recognized that the technical work will not end in fall 2009 when the ToR document is due to the province, as the work on the Water Budgets and risk assessment will extend beyond fall 2009.

The next section of the ToR is “The Work Plan to Complete the Source Protection Plan”. This includes: operating costs (staff resources, per diems, website upkeep, paper, etc.); communications costs; development of policies to address existing drinking water threats and risks; and establishing timelines for policy implementation. These tasks will appear in the ToR, serving to coordinate planning efforts across the province. Currently only the *Clean Water Act, 2006* provides guidance as to what will appear in source protection plans. However, the province anticipates that an accompanying Source Protection Plan Regulation will be developed in the near future that will provide more detailed information about the contents of these plans. It is important to note that, while a degree of consistency in source protection plans will be maintained across the province, there will still be room for flexibility so that source protection plans reflect local threats, issues and other considerations.

The following challenges were identified by the Committee:

- Careful consideration to questions about the implementation of the plan and how it will affect individual landowners is required. The Ontario Drinking Water Stewardship Fund may subsidize some of the costs for implementation. Public open houses and the availability for public input should also be recognized.
- Enforcement of implementation – consistencies across small and large industries/businesses.
- Policy development in the future (25 years) – how often will the plan be updated? Timing of updates will be determined by the Minister with recommendations from the SPCs. Land use decisions being made now need to be considered with the plan in mind.

The Committee's comments and suggestions were recorded and the ToR documents will be updated to include these comments. The revised first draft will be posted on the source protection website on April 30th, 2008, and distributed appropriately.

There is a media release/advertisement to be prepared by CA Communications staff that will be distributed to the media list that covers the watershed region. This will appear in selected local newspapers on May 1st, 2008. Public comments will be accepted by fax, e-mail and mail.

The May 22nd, 2008 public open house for the ToR will include the ToR documents and general SP material. It was identified that a venue needs to be finalized.

Action: Book and finalize a venue for the May 22 nd , 2008 Public Open House for the ToR and inform SPC members.

Responsibility: Melanie Rumley

Moved by: I. Simanovskis

Seconded by: F. Ruf

RESOLVED THAT Staff Report No. 2008-04-03-SPC regarding Draft Terms of Reference documents be received for information; and FUTURE THAT Staff be directed to circulate the Draft Terms of Reference documents to Municipal Clerks, Chiefs of First Nations, neighbouring Source Protection Committees, Source Protection Authorities (as amended), and posted for public comment.

CARRIED

4. Staff Report 2008-04-04-SPC : Environmental Bill Registry Posting of an amendment to the Clean Water Act Miscellaneous Regulation (286/07)

Added to the agenda (amendment) was Staff Report No. 2008-04-04-SPC regarding the Environmental Bill Registry Posting of an amendment to the Clean Water Act Miscellaneous Regulation (286/07).

Don Goodyear reviewed the issues in the staff report regarding training requirements and the stewardship program (area of eligibility and subsidy amounts) in the Posting. It is recommended that the 10 year capture zone and Intake Protection Zone 2 be used to describe the eligible area for the stewardship program. It is suggested that the proportion of funding for eligible septic and well decommissioning projects be modified to a range from 50% up to 100%, dependant upon the degree of risk posed by the land use activity being addressed.

Chair Dollin asked if the subsidy amounts timeline can be extended for this year's funds to include fall 2008. MOE funding through the 2007-2008 Source Protection Program for the Early Actions component has been extended until September 30, 2008, with final reports due from Conservation Authorities by October 31, 2008. Following the completion of the regulation, it is anticipated the 2008-09 Ontario Drinking Water Stewardship Program will include multi-year agreements for Special Projects and Education and Outreach projects. However, funding for early actions will remain on a yearly schedule. Kate Turner will take the Committee's comments regarding the stewardship program to the MOE.

RESOLVED BY CONCENSUS THAT Staff Report No. 2008-04-04-SPC regarding the Environmental Bill Registry Posting of an amendment to the Clean Water Act Miscellaneous Regulation (286/07) be received for information; and FURTHER THAT Staff be directed to summarize concerns regarding the amendment summarized in the Issues section of Staff Report.

XI OTHER BUSINESS

(a) Distribution of meeting materials/printing

Committee members expressed issues with downloading and printing of some of the more lengthy materials for meetings, especially for those members working from home offices.

It was suggested that staff keep records of how members prefer to receive materials, and that hard copies or CDs are available if requested.

Action: Receive information from all Committee Members regarding preferences for receiving meeting materials (e-mail, download from website, fax, mail).

Responsibility: Melanie Rumley to send request for information; Committee Members to respond with their preference for receiving materials.

XII CLOSED SESSION

No Closed Session items identified.

XIII ADJOURNMENT

The meeting was adjourned at 4:08 p.m.