



Board of Directors *Notice of Meeting*

June 27th - ~1:00 p.m., Czech Hall, Dresden

Tentative Agenda

1. Chair's Remarks
2. Declaration of Pecuniary Interests
3. Minutes
4. General Manager's Report
 - (i) GM's Report
 - (ii) Herbicide 2, 4, 5-T
5. Chair & Conservation Ontario Report
 - (i) CO April 8, 2013 minutes
6. Business Arising from last meeting
7. Conservation Area Reports
 - (i) Conservation Areas Update
 - (ii) L.C. Henderson Dump Station Tender
8. Water Resources Reports
 - (i) Current Watershed Conditions
 - (ii) 2013-14 WECI Projects
 - (iii) East of Pine Avenue Shore Protection Project
9. Biology Reports
 - (i) Rural Stormwater Management Modelling program in Lambton Shores
 - (ii) Healthy Lake Huron Project
 - (iii) Healthy Watershed Stewardship Programs
 - (iv) 2012 Watershed Report Card Summary
 - (v) Annual Benthic and Water Quality Sampling Programs
 - (vi) Fish Habitat Review Program
 - (vii) Healthy Watersheds Programs Summary
10. Conservation Services Report
 - (i) 2013 Tree Planting on Private, Corporate and Public Lands
 - (ii) Larvicide Report
11. Planning & Research Reports
 - (i) Regulations Committee Report
 - (ii) Monthly Planning Activity Summary Report
 - (iii) St. Clair River AOC
 - (iv) OMB Hearings – SCRCA and Plympton-Wyoming
 - (v) OMB Hearings – Zavitz/Jackson and Middlesex Centre
 - (vi) OMB PL 110315
12. Finance Reports
 - (i) Revenue & Expenditure Report – [report will be available at meeting](#)
 - (ii) April and May Disbursements
 - (iii) 2013 General Levy Update
 - (iv) Releasing Director's Information to Third Parties

13. Communications Reports
 - (i) Conservation Education
14. In Camera
15. New Business
16. Adjournment

Please contact Marlene (call 519-245-3710, 1-866-505-3710 or e-mail mdorrestyn@scrca.on.ca) at the Administration Office by June 24th, if you are unable to attend.

Board of Directors Proposed Resolutions

2. It is requested that each Director declare a conflict of interest at the appropriate time, on any item within this agenda in that a Director may have pecuniary interest.

- 3.(i) Moved by: _____ Seconded by: _____
That the minutes of the Board of Directors meeting, held April 18, 2013, be approved as distributed.

- 4.(i) Moved by: _____ Seconded by: _____
That the Board of Directors acknowledges the General Manager’s report, dated June 17, 2013.

- 4.(ii) Moved by: _____ Seconded by: _____
That the Board of Directors acknowledges the correspondence dated June 13, 2013, from David O’Toole, Deputy Minister, Ministry of Natural Resources regarding the use of herbicide 2, 4, 5-T and further acknowledges the staff report dated June 17, 2013 confirming that 2, 4, 5-T was not used by any Authority staff prior to its ban in 1980 and therefore no claims to the Workplace Safety Insurance Board are anticipated.

- 5.(i) Moved by: _____ Seconded by: _____
That the Board of Directors acknowledges the Conservation Ontario’s minutes of April 8, 2013 as well as a verbal report from the Conservation Ontario Board Meeting of June 24, 2013 .

- 6.(i) Moved by: _____ Seconded by: _____
That the Board of Directors acknowledges the updates on business arising from the April 18, 2013 Board of Director’s meeting.

- 7.(i) Moved by: _____ Seconded by: _____
That the Board of Directors acknowledges the Conservation Lands Update, dated June 12, 2013 on regional campgrounds, McKeough Upstream lands and Lambton County properties.

- 7.(ii) Moved by: _____ Seconded by: _____
That the Board of Directors acknowledges the report dated June 13, 2013 on the L.C. Henderson dump station and further approves the construction tender to be awarded to Ernie Herrington Excavation Ltd of Arkona in the amount of \$ 63,686.80.

- 8.(i) Moved by: Seconded by:
That the Board of Directors acknowledges the report dated June 11, 2013 on the current watershed conditions and Great Lakes water levels.
- 8.(ii) Moved by: Seconded by:
That the Board of Directors acknowledges the report dated June 11, 2013 on the ongoing Water and Erosion Control Infrastructure projects across the watershed and further acknowledges the project updates on the previously funding projects and projects submitted for 2013-2014 funding.
- 8.(iii) Moved by: Seconded by:
That the Board of Directors acknowledges the report dated June 13, 2013 on the East of Pine Avenue Shore Protection Project.
- 9.(i) Moved by: Seconded by:
That the Board of Directors acknowledges the report dated June 13 2013 on the Rural Stormwater Management Modelling program in Lambton Shores, including water quality samples that indicate excessive nutrient and sediment runoff during storm events.
- 9.(ii) Moved by: Seconded by:
That the Board of Directors acknowledges that the Healthy Lake Huron project is critical to the agricultural and tourism economy of our region, and to the environmental protection of the south east shore of Lake Huron and further endorses the implementation of the work identified in the five priority watersheds (Lambton Shores, Main Bayfield, Bayfield North, Glenn Garvey, Pine River) and further invites the Province of Ontario and Environment Canada to support this collaborative rural economic development effort and contribute to a sustainable future for our communities and still further respectively requests the Province of Ontario and Environment Canada to contribute \$3.76 million a year for five years, for a total of \$18.8 million dollars, to implement best management practices in the five priority subwatersheds along the south east shore of Lake Huron.
- 9.(iii) Moved by: Seconded by:
That the Board of Directors acknowledges the report dated June 13, 2013 on the Healthy Watershed stewardship programs, including the enhanced grant program for the Sydenham Headwaters and Lambton Shores watersheds.

- 9.(iv) Moved by: Seconded by:
That the Board of Directors acknowledges the report on the 2012 Watershed Report Card Summary, including recognition of some improvement in surface water quality grades, and the need for more local actions to improve the forest cover and surface water quality of our region.
- 9.(v) Moved by: Seconded by:
That the Board of Directors acknowledges the report dated June 13, 2013 on the annual Benthic and Water Quality sampling programs, providing information for Watershed Report Cards and the provincial monitoring programs.
- 9.(vi) Moved by: Seconded by:
That the Board of Directors acknowledges the report dated June 13, 2013 on the Fish Habitat Review program, including the transition to standardized provincial reporting and approval forms
- 9.(vii) Moved by: Seconded by:
That the Board of Directors acknowledges the report dated June 13, 2013 on the Healthy Watersheds Programs summarizing the variety of grants available in 2013-14 to support private landowners' stewardship projects.
- 10.(i) Moved by: Seconded by:
That the Board of Directors acknowledges the report dated June 11, 2013 regarding spring 2013 tree planting on private, corporate and public lands.
- 10.(ii) Moved by: Seconded by:
That the Board of Directors acknowledges the report dated June 11, 2013 regarding the Authority's agreement with Lambton County to undertake the application of Larvicide to catch basins as part of Lambton County Community Health Services West Nile Virus Program.
- 11.(i) Moved by: Seconded by:
That the Board of Directors acknowledges and concurs with the Regulations Committee Reports on "*Development, Interference with Wetlands & Alterations to Shorelines & Watercourses*" Regulations (Ontario Regulation 171/06), dated April 30, 2013 and May 31, 2013.
- 11.(ii) Moved by: Seconded by:
That the Board of Directors acknowledges the St. Clair Region Conservation Authority's monthly Planning Activity Summary Reports for April and May 2013.

- 11.(iii) Moved by: Seconded by:
That the Board of Directors acknowledges the report dated June 12, 2013 on the St. Clair River Area of Concern Sediment study and other AOC related activities, and further approves the General Manager or his designate be authorized to sign the change order for additional sediment management analysis and documentation by ENVIRON in the amount of \$31,975.00, being Change Order #10, based on the recommendation of the MOE and EC utilizing only Great Lakes Sustainability and Canada-Ontario Agreement funding.
- 11.(iv) Moved by: Seconded by:
That the Board of Directors acknowledges the status report on the OMB hearing held in May 2013 regarding OMB PL110315 (Parties: SCRCA and Plympton-Wyoming) and further that Option 2 will be implemented.
- 11.(v) Moved by: Seconded by:
That the Board of Directors acknowledges the status report on OMB hearing held in June 2013 regarding OMB PL120098 (Parties: Zavitz/Jackson and Middlesex Centre) and further review and action will be recommended upon receipt of the OMB written order.
- 11.(vi) Moved by: Seconded by:
That the Board of Directors acknowledges the correspondence from Plympton-Wyoming, dated June 7, 2013, regarding OMB Case PL110315 and a request to explore possible avenues for the reimbursement of legal costs related to this case and further that Plympton-Wyoming's request for reimbursement of legal costs be acknowledged and _____.
- 12.(i) Moved by: Seconded by:
That the Board of Directors acknowledges the revenue and expenditure report to April 30, 2013, as it relates to the budget.
- 12.(ii) Moved by: Seconded by:
That the Board of Directors approves the April and May 2013 disbursements as presented in the amount of \$924,248.06.
- 12.(iii) Moved by: Seconded by:
That the Board of Directors acknowledges the status report on the 2013 general levy receipts to June 11, 2013.
- 12.(iv) Moved by: Seconded by:
That the Board of Directors acknowledges the staff report on Releasing Director's Information to third parties and further that draft guidelines be established and brought forward to the next Board of Director's meeting.

- 13.(i) Moved by: _____ Seconded by: _____
That the Board of Directors acknowledges the education staff report dated June 12, 2013, including the canoe race, spring education programs, and community outreach.
- 14.(i) Moved by: _____ Seconded by: _____
That the Board of Directors go in camera at _____ a.m. to discuss property issues, with all staff remaining.
- 14.(ii) Moved by: _____ Seconded by: _____
That the Board of Directors rise and report at _____ a.m.
16. Moved by: _____ Seconded by: _____
That the meeting be adjourned.

General Manager's Report 4.(i)

To: Board of Directors

Date: June 17, 2013

From: Brian McDougall, General Manager



- ☞ as I was drafting this report, we learned that Tracy Prince's father, Gord had lost his battle with cancer at the age of 71 – our thoughts and prayers are with Tracy and her family as they deal with this loss
- ☞ the report on revenues & expenditures 12.(i) will be circulated at the meeting
- ☞ event booths staffed in June at Sarnia's Art Walk, Sunfest and Lambton County Staff Picnic were very well received
- ☞ progress continues on an update of the Authority's Manual of Administrative Policies and Procedures – a draft or partial draft and update will be provided at the September Board Meeting with the intent of having the revised manual approved in December
- ☞ Conservation Ontario staff approached me regarding my interest in a new Not For Profit organization that is seeking representation from Conservation Ontario on their Board of Directors
- ☞ DIG (Drainage Investment Group) is the brainchild of couple of drainage superintendents and a consultant who saw the need for improvement in the management of drains in Ontario. The idea has been able to get some traction and the organization has obtained a letters patent under the following goals and objectives:
 - ☞ uniting persons interested in, or dedicated to, environmental rehabilitation and enhancement of municipal drains across Ontario;
 - ☞ securing funding through various public and private partnerships to allow for environmental enhancement to municipal drains to provide societal benefit by improving water quality and water management and ensuring sustainable habitat throughout municipal drainage across Ontario;
 - ☞ developing education and outreach programs relating to drainage works;
 - ☞ researching new techniques that may enhance drainage works across Ontario and implementing these methods into design criteria;
 - ☞ hosting a collection of scientific research on drainage projects across Ontario through collaboration with affected agencies, colleges, Universities and drainage superintendents.

- The extensive drainage works in the St. Clair Region and the Authority's background with grants for improvement projects lead to the recommendation that I would be a suitable candidate for the requested representation
- Conservation Ontario will review the recommendation at the Board meeting on June 24th

Staff Report

4.(ii)



To: Board of Directors
Date: June 17, 2013
From: Brian McDougall, General Manager
Subject: Herbicide 2,4,5-T

- Whereas 2,4-D and MCPA have been used extensively all over the world without significant issues, their chemically similar derivative, 2,4,5-T has been surrounded with controversy
- 2,4,5-T was also a major ingredient in Agent Orange, a herbicide blend used by the U.S. military in Vietnam between January 1965 and April 1970 as a defoliant
- 2,4,5-T is extremely effective as a defoliant, and was used between the late 1940's and the early 1980's mainly for control of perennial broad-leaved weed species and deciduous brush species in non-crop areas, including rough grass pastures, farmyards, ditchbanks, industrial sites, and rights of way, such as under hydro and telecommunications lines, along roadsides, highways, fencerows, and along railway tracks has even been used in the UK to control brambles encroaching on footpaths or railway lines
- However, the manufacturing process for 2,4,5-T contaminates this chemical with trace amounts of 2,3,7,8-tetrachlorodibenzo-p-dioxin (TCDD).
- TCDD is a carcinogenic persistent organic pollutant with long-term effects on the environment
- Upon receipt of the attached correspondence from the Deputy Minister, staff reviewed the suite of herbicides that have been used by the Authority in both Conservation Areas and Conservation Services / Forestry
- Staffs review of our records have confirmed that 2,4,5-T was not used by the Authority
- Therefore no claims through Workplace Safety and Insurance Board or other avenues are anticipated

June 13, 2013

Mr. Steve Arnold
Chair
St. Clair Region Conservation Authority
205 Mill Pond Crescent
Strathroy ON N7G 3P9

Dear Mr. Arnold:

I want to update you on the progress that has been made on the fact-finding investigation into the historical use of the herbicide 2,4,5-T by Ontario government ministries and agencies.

In the winter of 2010-11, questions were raised about the use of 2,4,5-T in the 1950s, 1960s and 1970s, for weed and brush control, and its potential health impacts.

In response to these questions, the Ontario government established the Ontario Independent Fact-Finding Panel on Herbicide 2,4,5-T in March 2011 and named Dr. Leonard Ritter as its chair. The independent panel was asked to investigate the past use of the herbicide 2,4,5-T by Ontario ministries and agencies and its potential effects on health.

The panel has now released its report. You can read the report and review the 4,747 records provided by the Ontario government to the panel online at ontario.ca/245T.

The health and safety of our current and former employees and all Ontarians is vitally important.

If you have concerns about potential past workplace exposure to 2,4,5-T, please call the Workplace Safety and Insurance Board (WSIB) at 1-800-387-0750. Information is also available on the WSIB website at wsib.on.ca.

The WSIB is committed to working with Ontarians who may have been exposed to herbicides in the workplace and contracted a work-related illness. The WSIB will be reviewing the panel's report.

Anyone concerned about illness related to possible past exposure to 2,4,5-T is encouraged to consult with their doctor.

While the province relies on federal expertise in registering pesticides for sale and use across Canada, we take a cautious approach to pesticides in Ontario. The Ontario Minister of the Environment took early action to restrict the use of the herbicide 2,4,5-T in 1979 and ban it in 1980 – five years before it was deregistered by the federal government.

Ontario's comprehensive regulatory framework is based on the latest federal science, and stringent standards that control how herbicides and other pesticides are sold, transported, used, stored and disposed. We have rigorous requirements when it comes to the regulation of herbicides and other pesticides. The province's cosmetic pesticide ban is one of the strictest in the world.

I will continue to keep you informed on this matter.

Sincerely,

A handwritten signature in black ink, appearing to read 'D. O'Toole', written in a cursive style.

David O'Toole
Deputy Minister

**Conservation Ontario Council
Minutes from Meeting #1/13
Monday, April 8, 2013
Black Creek Pioneer Village**

Members Present:

Dick Hibma, Chair

Mark Burnham, Vice Chair

Lin Gibson, Vice Chair

Tom Prout, Ausable Bayfield
Allan McPhail, Cataraqui Region
Steve Knechtel, Cataraqui Region
Sally Martyn, Catfish Creek
Kim Smale, Catfish Creek
Russ Powell, Central Lake Ontario
Patricia Mullin, Credit Valley
Rae Horst, Credit Valley
Barry Rand, Crowe Valley
Tim Pidduck, Crowe Valley
Ray Renaud, Essex Region
Richard Wyma, Essex Region
Forrest Rowden, Ganaraska Region
Linda Laliberte, Ganaraska Region
Jane Mitchell, Grand River
Joe Farwell, Grand River
John Cottrill, Grey Sauble
John Vice, Halton
Ken Phillips, Halton
James Howlett, Hamilton
Chris Firth-Eagland, Hamilton
Rob Messervey, Kawartha
Geoffrey Dawe, Lake Simcoe Region
Gayle Wood, Lake Simcoe Region
Bill Bartley, Lakehead Region

Mervi Henttonen, Lakehead Region
Roger Geysens, Long Point Region
Don Pearson, Lower Thames Valley
Craig Kerr, Lower Trent Region
Glenda Rodgers, Lower Trent Region
Deb Shewfelt, Maitland Valley
Phil Beard, Maitland Valley
John Karau, Mississippi Valley
Paul Lehman, Mississippi Valley
Paul Sajatovic, Conservation Sudbury (Nickel)
Brian Tayler, North Bay-Mattawa
Nina Bifolchi, Nottawasaga Valley
Wayne Wilson, Nottawasaga Valley
Allan Seabrooke, Otonabee
Janice Maynard, Quinte
Terry Murphy, Quinte
Alton Blair, Raisin Region
Roger Houde, Raisin Region
Ken Graham, Rideau Valley
Dell Hallett, Rideau Valley
Wayne Brohman, Saugeen Valley
William Smirle, South Nation
Dennis O'Grady, South Nation
Steve Arnold, St. Clair Region
Brian McDougall, St. Clair Region
Brian Denney, Toronto and Region
Jane McKelvie, Upper Thames River
Ian Wilcox, Upper Thames River

Members Absent:

Kettle Creek
Mattagami

Niagara Peninsula
Sault Ste. Marie

Guests:

Diane Del Monte, KPMG Auditors

Staff:

Kim Gavine, General Manager
Candace Jones
Kristin Bristow
Jayme Crittenden
Jane Dunning
Samantha Dupre
Bonnie Fox

Erin Harkins
Jane Lewington
Matthew Millar
Jo-Anne Rzadki
Chris Wilkinson
Charley Worte

1. Welcome from the Chair

Chair Dick Hibma called the meeting to order.

The Chair introduced Conservation Ontario (CO) staff Samantha Dupre (Policy and Planning Officer), Erin Harkins (Source Water Protection Liaison) and Kim Gavine (General Manager). Following the meeting, there will be a gathering to celebrate the retirement of Charley Worte (Source Protection Manager). Charley has been with the Conservation Authorities and Conservation Ontario for over 30 years.

Conservation Authority (CA) CAOs/General Managers attending this meeting for the first time were Chris Firth-Eagland (Hamilton), Don Pearson (Lower Thames Valley) and Wayne Brohman (Saugeen).

The chair noted the recent passing of Rheel Proulx on March 26, 2013. Rheel was a member and Chair of the Nickel District CA for 18 years; was Chair of the Association of Conservation Authorities of Ontario for 5 years; and was a Latornell Pioneer Award recipient.

Rae Horst (CVC) will be retiring in May of 2001. Rae was presented with a gift acknowledging her years with Credit Valley Conservation.

The following introductions were made:

Chris Firth-Eagland (Hamilton) introduced Vice Chair Jim Howlett.

Linda Laliberte (Ganaraksia Region) re- introduced Chair Forrest Rowden.

Wayne Wilson (Nottawasaga Valley) introduced Chair Nina Bolfuchi.

Terry Murphy (Quinte) introduced Chair Janice Maynard.

Dennis O'Grady (South Nation) introduced Chair Bill Smirle and Vice Chair Doug Thompson.

Tim Pidduck (Crowe Valley) introduced Chair Barry Rand.

Chair Hibma reported that The Honourable Linda Jeffrey, Minister of Municipal Affairs and Housing had requested a meeting with Conservation Ontario to discuss the whitepaper. Dick will be joined by Kim Gavine and Bonnie Fox at a meeting scheduled for April 24, 2013.

2. Adoption of the Agenda

Heather Levecque, Ministry of Aboriginal Affairs is unable to present at today's meeting.

#01/13 Moved by: Wayne Wilson Seconded by: Bill Bartley

THAT the agenda be adopted as amended.

CARRIED

3. Declaration of Conflict of Interest

There was none.

4. Approval of the Minutes of the Previous Meeting

A typographical error was noted on page 2 of the minutes. Item 2, Adoption of the Agenda, refers to an email sent on December 19, 2012. It should be December 9, 2012.

#02/13 Moved by: Mark Burnham Seconded by: Sally Martyn

THAT the Minutes for the meeting #04/12, December 10, 2012 be approved as amended.

CARRIED

5. Business Arising from the Minutes

There was none.

6. Conservation Ontario's 2012 Annual Report & Presentation

Dick Hibma presented the 2012 CO Annual Report to council. The Final 2012 Annual Report is available on the council members' page and the presentation is attached to the minutes of the meeting.

#03/13 Moved by: Tom Prout Seconded by: Mark Burnham

THAT Conservation Ontario Council accept the 2012 Annual Report.

CARRIED

7. Adoption of 2012 Audited Financial Statements & Report on Appointment of Auditors for 2013

#04/13 Moved by: Forrest Rowden Seconded by: Sally Martyn

THAT the Conservation Ontario Audit Findings Report to the Audit Committee for the year ended December 31, 2012 be received;

THAT Conservation Ontario accept the Budget and Audit Committee's recommendation that the Financial Statements of Conservation Ontario for the years ended December 31, 2012 and 2011 be approved;

AND THAT Conservation Ontario appoint KPMG as its auditor for the 2013 audit.

CARRIED

8. Voting Delegates & Alternates; 2013 Committee Representatives

The following revisions were requested:

Crowe Valley Chair Barry Rand is the Voting Member

Hamilton Vice-Chair James Howlett is the Voting Member

#05/13 Moved by: Jane Mitchell

Seconded by: Ray Renaud

That the Voting Delegates and Alternates, the Budget and Audit Standing Committee , the Group Insurance and Benefits Committee and the Occupational Health and Safety/Risk Management Committee lists be accepted as amended.

CARRIED

9. CO Council Orientation – Presentation

The presentation is attached to the minutes. The Members Manual can be found at:

http://www.conservationontario.ca/about/Online_Manual.htm

With respect to the watershed cross section, Conservation Ontario was asked to consider if there was any value in copyrighting the image. It was noted that “Conservation Ontario” is embedded in the image and that users are asked to credit CO when they use it. CO will look into what it will entail to copyright the image.

10. Election of Conservation Ontario Chair, 2 Vice Chairs and 3 Directors

The proceedings were handed over to Charley Worte (CO). All of the positions were declared vacant for 2013 and the election procedures were reviewed.

#06/13 Moved by: Rob Messervey

Seconded by: Mark Burnham

THAT Jo-Anne Rzadki and Jane Lewington be appointed as scrutineers in the event of a vote.

CARRIED

Charley Worte called for nominations for the position of Chair of CO for 2013.

Mark Burnham (Mississippi) nominated Dick Hibma (Grey Sauble).

Charley Worte called a second and third time for nominations and hearing none called for a motion to close the nominations.

#07/13 Moved by: Rob Messervey

Seconded by: Craig Kerr

THAT the nominations for Chair of Conservation Ontario for 2013 be closed.

CARRIED

Dick Hibma accepted his nomination and was declared Chair of Conservation Ontario for 2013.

Charley Worte called for nominations for Vice Chairs of Conservation Ontario for 2013.

Ken Graham (Rideau Valley) nominated Mark Burnham (Mississippi).

Don Pearson (Lower Thames) nominated Lin Gibson (Conservation Sudbury).

Charley Worte called a second and third time for nominations and hearing none called for a motion to close the nominations.

#08/13 Moved by: Rob Messervey Seconded by: Deb Shewfelt

THAT the nominations for Vice Chairs of Conservation Ontario for 2013 be closed.

CARRIED

Mark Burnham and Lin Gibson accepted their nominations and were declared Vice Chairs for Conservation Ontario for 2013.

Charley Worte called for nominations for the Directors (staff positions) for 2013.

Geoffrey Dawe (LSRCA) nominated Wayne Wilson (Nottawasaga Valley).
Tom Prout (Ausable Bayfield) nominated Cliff Evanitski (Long Point Region).

Charley Worte called a second and third time for nominations and hearing none called for a motion to close the nominations.

#09/13 Moved by: Mark Burnham Seconded by: Rob Messervey

THAT the nominations for staff position Directors of Conservation Ontario for 2013 be closed.

CARRIED

Wayne Wilson accepted his nomination. Cliff Evanitski (absent) had provided his interest in the director role prior to the meeting. Wayne and Cliff were declared Directors for 2013.

Charley Worte called for nominations for the third Director for 2013, noting that this could be a staff or voting representative.

Mark Burnham (Mississippi) nominated Sally Martyn (Catfish Creek).

Charley Worte called a second and third time for nominations and hearing none called for a motion to close the nominations.

#10/13 Moved by: Rob Messervey Seconded by: Mark Burnham

THAT the nominations for the Director of Conservation Ontario for 2013 be closed.

CARRIED

Sally Martyn accepted her nomination and was declared Director for 2013.

Dick Hibma resumed as Chair and thanked members for their support.

11. Motion to move from Full Council to Committee of the Whole

#11/13 Moved by: Forrest Rowden

Seconded by: Mark Burnham

THAT the meeting now move from Full Council to Committee of the Whole.

CARRIED

12. Committee of the Whole - Items for Decision

1) Special Projects 2013 Budget

Charley Worte noted that funding for Source Water Protection and Stream Sediment Survey was expected but not yet received.

#C.W. 01/13 Moved by: Mark Burnham

Seconded by: Sally Martyn

THAT the draft 2013 Special Projects Budget in the amount of \$2,064,420 be approved as presented and as recommended by the Budget and Audit Committee.

CARRIED

2) Conservation Authorities in a Changing Economy: The Green Economy Roadmap

Jo-Anne Rzadki 's (CO) presentation is attached to the minutes of the meeting.

Gayle Wood (LSRCA) asked if there would be further opportunity to provide lists of CA initiatives, for those that had missed the deadline. Jo-Anne responded that the CA survey is closed and CA staff are welcome to share information with her directly about their Green Economy Initiatives on an ongoing basis. There are some recent examples of this happening (eg. LSRCA).

Bill Smirle (South Nation) was concerned with conclusions being drawn when less than half of the CAs completed the survey, and less than one third provided comments. Jo-Anne responded that the concern was valid and there were a number of reasons for uptake on the survey. In addition to the survey CA staff have provided information on their initiatives through conversations and workshops. She added that it is important to build on the momentum created over the past year. The project steering committee will be considering options for building CA interest and understanding of the relevance to CA business, facilitating transfer of knowledge and expertise between CAs. This will include developing an understanding about how the interests of current and potential partners align with those of CAs to take advantage of partnership opportunities.

Deb Shewfelt (Maitland) provided highlights from an invitation he had received to attend the launch of the CGLR (Council of the Great Lakes Region) being held in Cleveland, Ohio on April 11, 12, 2013. The brochure can be found at

http://welcome.councilgreatlakesregion.org/pdfs/Council_Great_Lakes_Brochure.pdf

#C.W. 02/13 Moved by: Don Pearson Seconded by: Ken Graham

THAT CO Council endorse the Green Economy Roadmap and Assessment Guide for Conservation Authorities;

THAT CAs continue to “green” their internal operations in addition to promoting green economy actions by others;

AND THAT the Green Economy Steering Committee develop a plan for implementation of next steps to be presented for Council endorsement in June 2013.

CARRIED

3) Environmental Bill of Rights Decision Items:

- a) Conservation Ontario’s Comments on “Taking a Broader Landscape Approach – A Policy Framework for Modernizing Ontario’s Approach to Natural Resource Management” (EBR #011-7540)**

THAT the January 4, 2013 comments submitted to the Ministry of Natural Resources in response to “Taking a Broader Landscape Approach – A Policy Framework for Modernizing Ontario’s Approach to Natural Resource Management” (EBR #011-7540) be endorsed.

- b) Conservation Ontario’s Comments on “Modernization of Approvals – Proposed Regulatory Amendments to Work Permits issued under the Public Lands Act” (EBR #011-7669)**

THAT the January 21, 2013 comments submitted to the Ministry of Natural Resources in response to “Modernization of Approvals – Proposed Regulatory Amendments to Work Permits issued under the Public Lands Act” (EBR #011-7669)” be endorsed.

- c) Conservation Ontario’s Comments on “Proposed approaches to the implementation of the Endangered Species Act which could include regulatory amendments to authorize activities to occur subject to conditions set out in regulation consistent with MNR’s Modernization of Approvals” (EBR#011-7696)**

THAT the February 25th, 2013 comments submitted to the Ministry of Natural Resources in response to “Proposed approaches to the implementation of the Endangered Species Act which could include regulatory amendments to authorize activities to occur subject to conditions set out in regulation consistent with MNR’s Modernization of Approvals” (EBR #011-7696) be endorsed.

- d) Conservation Ontario’s Comments on “Growing the Greenbelt – Proposed amendment to the Greenbelt Plan – Glenorchy Lands and Urban River Valleys” (EBR #011-6331) and “Growing the Greenbelt – Proposed amendment to the Greenbelt Area boundary regulation” (EBR #011-6330)**

THAT the comments submitted to the Ministry of Municipal Affairs and Housing on January 4, 2013 on the “Growing the Greenbelt – Proposed amendment to the Greenbelt Plan –

Glenorchy Lands and Urban River Valleys” (EBR #011-6331) and “Growing the Greenbelt – Proposed amendment to the Greenbelt Area boundary regulation” (EBR# 011-6330) be endorsed.

e) Conservation Ontario’s Comments on “Soil Management – A Guide for Best Management Practices (EBR #011-7523) and Information on 2013 Managing Large-Scale Fill Symposium

Rob Messervey (Kawartha) highlighted the agenda and speakers for the Large-Scale Fill Symposium held in January (attached to the report). He noted that the event generated some ideas (attached to the report) that are worthy of further consideration by the CO committee and noted that the Township of Scugog has expressed its intention to craft a municipal council resolution to bring further attention to this issue.

THAT information about the 2013 Managing Large-Scale Fill Symposium be received; AND THAT the comments submitted to the Ministry of the Environment on February 18, 2013 in response to “Soil Management – A Guide for Best Management Practices” (EBR#011-7523) be endorsed.

f) Conservation Ontario’s Comments on “Protecting Ontario’s Fisheries: Discussion Paper on Tougher Measures to Prevent an Asian Carp Invasion” (EBR #011-7849)

THAT the February 21st , 2013 comments submitted to the Ministry of Natural Resources in response to “Protecting Ontario’s Fisheries: Discussion Paper on Tougher Measures to Prevent an Asian Carp Invasion” (EBR #011-7849)be endorsed.

g) Conservation Ontario’s Comments on “Greenhouse Gas Emissions Reductions in Ontario: A Discussion Paper” (EBR #011-7940)

THAT the comments on “Greenhouse Gas Emissions Reductions in Ontario: A Discussion Paper” EBR# 011-7940 be endorsed.

#C.W. 03/13 Moved by: Ken Graham Seconded by: Steve Arnold

THAT the Environmental Bill of Rights Decision Items 3a) through 5g) be endorsed.

CARRIED

4) Conservation Ontario’s Comments on the “Proposed Amendment to the Barrier-Free Design Requirements set out in the Building Code Regulation (O. Reg. 332/12) under the Building Code Act, 1992”

#C.W. 04/13 Moved by: Mark Burnham Seconded by: Ray Renaud

THAT the comments submitted to the Ministry of Municipal Affairs and Housing March 1, 2013 on the “Proposed Amendment to the Barrier-Free Design Requirements set out in the Building Code Regulation (O. Reg. 332/12) under the Building Code Act, 1992” be endorsed.

CARRIED

5) Conservation Ontario's Comments on the Federal Government's Intent to Regulate Aquatic Invasive Species Consultation Paper

#C.W. 05/13 Moved by: Forrest Rowden Seconded by: Mark Burnham

THAT the response to the online questionnaire and comments on the Intent to Regulate Aquatic Invasive Species Consultation Document submitted to Fisheries and Oceans Canada February 1st and March 1st respectively, be endorsed.

CARRIED

6) Great Lakes Update and Establishment of a Chief Administrative Officer (CAO) Advisory Group

#C.W. 06/13 Moved by: Bill Bartley Seconded by: Deb Shewfelt

THAT Bonnie Fox (Conservation Ontario) be endorsed to represent Conservation Ontario and the watershed management agency perspective at the bi-national Great Lakes Executive Committee;

AND THAT Mervi Henttonen (Lakehead Region CA), Gayle Wood (Lake Simcoe Region CA), John Cottrill (Grey Sauble CA), Tom Prout (Ausable Bayfield CA), Richard Wyma (Essex Region CA), Don Pearson (Lower Thames) Joe Farwell (Grand River CA), Brian Denney (Toronto and Region CA), Terry Murphy (Quinte Conservation) and Rob Messervey (Kawartha) be endorsed as members of the Conservation Ontario Great Lakes Chief Administrative Officer Advisory Group.

CARRIED

7) Board of Directors Meeting Minutes to be received

#C.W. 07/13 Moved by: Steve Arnold Seconded by: Sally Martyn

THAT Minutes of the Meeting of the Directors held December 7 and 10, 2012 and March 22, 2013 be received.

CARRIED

13. Program Updates

1) Source Water Protection

Charley reported that Lakehead Region is the first CA to have a plan approved. More will follow.

Most CAs have their funding agreements in hand, or should have them shortly. We are now transitioning to plan implementation. CAs will be getting a data sharing agreement to sign.

A question was raised regarding the role of the Source Protection Committees (SPCs) in the future. Charley noted that the Legislation requires the SPCs to meet and comment on the

annual report but beyond that their role is not clear. The original intent was to dissolve the SPCs after plan approval, however this has changed late in the process. The ongoing role of the committees will be determined in the coming year and in the meantime the requirement to replace one third of the SPC has been put on hold.

Rob Messervey (Kawartha) reported that the future of stewardship funding was discussed at the recent Joint Advisory Committee (JAC) meeting and stressed the importance of keeping stewardship funding on the agenda.

Chair Hibma asked if any of the CAs had concerns about the funding agreements and flow of funds, and there were no concerns at this time.

2) Marketing and Communications

Jayne Crittenden's (CO), Healthy Hikes presentation is attached to the minutes. If CAs are aware of interested groups (eg Boards of Education), they can contact Jayme. It was noted that materials have been printed for this year's event, but other interested partners could be included in future years.

Jane Lewington highlighted changes to the Latornell Pioneer Award which will be expanded to become a Latornell Leadership Award, ie not just restricted to lifetime achievements, but to also include significant or innovative achievements. An email will be circulated to the CAs with more information about how to nominate someone. The deadline will still be at the end of June.

3) Watershed Stewardship

Jo-Anne Rzadki acknowledged the support and contributions of CA staff over the past year highlighting contributions to the February 27 and 28 Watershed Stewardship, Forestry and Restoration Workshop.

14. Presentations

1) Watershed Report Cards – Watershed Check Up

Jane Lewington's (CO) presentation is attached to the minutes of the meeting. Ian Wilcox (Upper Thames River) commented that the history of the report cards goes back 10 years when the Upper Thames and Rideau Valley CAs participated in a pilot project. The report cards took data and made it into useful information. Ian reminded members that there was a CO resolution to adopt a standard approach to watershed reporting. He acknowledged Jane's leadership and the huge success of this project which creates value, respect and credibility for the CAs.

15. Committee of the Whole – Items for Information

1) General Managers Report

Charley highlighted the April 9 meeting of CO staff and whitepaper working group members with MNR, MOE and MMAH directors. It is encouraging that they want to discuss what is needed to move forward.

A further update to the Insurance Committee group insurance renewal is that the overall premium will be reduced by 3%.

Charley has been in conversation with Dale Nicholson, Regional Director with Fisheries and Oceans Canada (DFO) regarding the Fisheries Act. The government amended the Fisheries Act as part of the omnibus legislation, which impacts CA agreements with DFO around implementing the fish habitat section of the Act. DFO wants to continue a relationship with the CAs. Council members expressed concern with proceeding with the status quo without signed agreements in place. Charley suggested CAs proceed cautiously as there are a number of expired agreements. Bonnie Fox indicated that it was agreed with DFO to pull together a working group of CA people to meet with DFO staff on April 25. The purpose is to examine the DFO/CA partnership agreements in the context of the upcoming Fisheries Act amendments and to reach agreement on a shared communications plan. Priority will be placed on getting messaging out to the CAs as soon as possible and further recommendations will be brought forward to June Council. The working group includes Deb Martin-Downs (TRCA), Jeff Brick (UTRCA), Amie Boudreau (South Nation), Paul Sajatovic (Conservation Sudbury) and Rob Baldwin (LSRCA). It was noted that the Ministry of Natural Resources has been invited to the table further to the collaborative relationship that we have built with MNR and DFO over recent years for delivery of the fisheries management program in Ontario through the Aquatic Resource Management Advisory Committee (ARMAC).

2) Conservation Ontario's 2012 Annual Effectiveness Monitoring Report for the Class EA for Remedial Flood and Erosion Control Projects

There were no additions or questions on the report provided in the agenda.

3) Update on the Drainage Act and Conservation Authorities Protocol (DART) Training Sessions

There were no additions or questions on the report provided in the agenda.

4) Ontario Land Trust Alliance Update

There were no additions or questions on the report provided in the agenda.

5) Conservation Ontario Members Survey of the 2012 Council Year

Chair Hibma noted that the Directors would look at the survey results at their next meeting.

6) Project Tracking

There were no additions or questions on the project tracking document.

7) Correspondence

- Letter from Mayor Dawe (LSRCA) to Frank Klees
- Letter from Minister of Natural Resources to South Nation CA re: WECI Funding Program
- Letter from Minister of Natural Resources to Don Pearson re: Congratulations
- Corporation of Township of Melancthon Resolution re: Aggregate Resources Act
- City of Kawartha Lakes to Kawartha Conservation re: Conservation Ontario Whitepaper
- Minister of Natural Resources to Chair Hibma re: Greetings
- Letter to, and from, Minister Ashfield re: Amendments to the Fisheries Act

16. Motion to Move from Committee of the Whole to Full Council

#12/13 Moved by: Lin Gibson Seconded by: Bill Smirle

THAT the meeting now move from Committee of the Whole to Full Council.

CARRIED

17. Council Business

- Council Adoption of Recommendations

#13/13 Moved by: Mark Burnham Seconded by: Geoff Dawe

*THAT Conservation Ontario Council adopt Committee of the Whole (C.W.) Recommendations:
C.W. #01/13 to C.W. #07/13.*

CARRIED

18. New Business

Lin Gibson (Conservation Sudbury) highlighted their Fast Flow Program, an education program aimed at preventing unnecessary tragedies in fast-flowing water. Details on the program, along with resources, can be found on their website: <http://www.nickeldistrict.ca/index.php/fast-flow-water-program.html> . Conservation Sudbury is happy to share this information with all the CAs and suggests this be an item on the June 24 agenda.

Chair Hibma summarized a Grey Sauble litigious situation with their local First Nations group as a result of some in-water work being done in Georgian Bay related to a shore well. As a result the CA has been ordered to withhold permits for any “in-water” works or shorewell permits within the Saugeen Ojibway Nation (SON) traditional territory until April 30, 2013, unless otherwise agreed. The authority has incurred over \$20,000 in legal fees and is anticipating they may be back in court before the end of April. The authority is reaching out to the CAs in terms of support and experience in this area. He noted that the First Nations have commercial fishing rights along the Bruce Peninsula and referenced a multi-billion dollar claim launched in the late 1980’s. John Cottrill (Grey Sauble) added that the dredging of an inland lake has also been put on hold due to First Nations archeological interest in the area. It was hoped that the presentation from the Ministry of Aboriginal Affairs (originally scheduled for this meeting) would shed some light on the situation.

Don Pearson (Lower Thames) reported that while with CO he had contacted the Ministry of Natural Resources regarding the impending Ontario Non-Profit Corporations Act, which will sweep in special act corporations such as the CAs. The Act received Royal Assent in October and is scheduled to be proclaimed in July 2013 after which time corporations will have up to 3 years to enact a by-law under this statute, failing which a “default by-law” will apply. As the Conservation Authorities Act requires each Authority to adopt an “administration regulation” under Section 30, which is subject to the Approval of the Minister, Don questioned if the Minister would insist that any by-law required under the ONCA would also need to conform to a standard and that a generic By-law would be developed. CO staff will continue to monitor the ONCA.

19. Adjourn

#14/13 Moved by: Geoffrey Dawe

THAT the meeting be adjourned.

CARRIED

Staff Report

6.(i)



To: Board of Directors
Date: June 17, 2013
From: Marlene Dorrestyn
Subject: Business Arising from April 18, 2013 meeting

➤ Letter to Minister of Natural Resources requesting more funding for WECI projects.



St. Clair Region Conservation Authority
205 Mill Pond Crescent, Strathroy, ON, N7G 3P9
Ph: 519-245-3710 Fax: 519-245-3348
E-Mail: stclair@scrca.on.ca
Website: www.scrca.on.ca

Member Municipalities

June 7, 2013

Township of Adelaide-Metcalfe

Township of Beoka-Arvinson

Municipality of Chatham-Kent

Township of Dawn-Euphemis

Township of Enniskillen

Municipality of Lambton Shores

Municipality of Middlesex Centre

Village of Newbury

Village of Dix Springs

Town of Petrolia

Town of Plympton-Wyoming

Village of Point Edward

City of Simla

Municipality of Southwest Middlesex

Township of St. Clair

Municipality of Strathroy-Carleton Place

Township of Warwick

Honourable David Oraziotti, Minister
Ministry of Natural Resources
Room 6630, 6 Floor, Whitney Block
99 Wellesley Street West
TORONTO, ON M7A 1W3

Dear Sir:

Board members of the St. Clair Region Conservation Authority (SCRCA) were dismayed when they learned last year that the Provincial Water and Erosion Control Infrastructure (WECI) program had been reduced by 50% for fiscal years 2012-13 and 2013-14.

I am writing on behalf of the Board of Directors, SCRCA to express our continued concerns about funding cuts to the WECI program.

In the past, SCRCA has been very successful in completing projects that maintain important infrastructure and have been able to obtain funding support from multiple sources to ensure that projects are completed in timely and fiscally responsible fashion. Several projects have been delayed by at least two years due to the reduction in WECI funding and we are deeply concerned at the erosion of the important policy of prevention, which will lead to an inevitable increase in the level of risk and add to the infrastructure deficit over time. The more these essential repairs are delayed, the greater the financial impact and the safety concerns to the public in the future. Any additional funding that can be added to the WECI program will be help to implement these important repairs and the restoration of WECI funding, as previously outlined in correspondence from the Ministry for 2014-15, is vital in order to ensure that required projects can be completed in the SCRCA and other Authorities across the Province.

If you or your staff has any questions, please to not hesitate to contact Girish Sankar, Water Resources Engineer at 519 245 3710 ext 247 or gsankar@scrca.on.ca

Yours truly,

Brian McDougall
General Manager

member of
Conservation
Ontario

"working together for a better environment"



Staff Report

7 (i)



To: Board of Directors
Date: June 12, 2013
From: Kevan Baker, Director of Lands
Subject: Conservation Lands Update

Conservation Areas:

Background:

- the Conservation Authority owns 15 conservation areas in the watershed
- of those 15 conservation areas, 6 are managed by the local municipality and 9 are operated by the Conservation Authority
- of these 9, 3 conservation areas are regional campgrounds which attract campers from primarily Southwestern Ontario
- our three regional campgrounds have over 500 campsites and over 395 seasonal campers
- profits obtained from our campgrounds are used to offset capital improvements
- the camping season in 2013 runs from Friday, April 26th to Thanksgiving Day

Warwick Conservation Area (Warwick Township):

- new ceramic tiles have been installed in the women's main washroom shower areas
- new water conservation toilets have been installed in the main campground washrooms
- approach ramps with railings have been installed on the main trail bridge
- hydro servicing has been installed to 2 group camp areas
- roads have been resurfaced with gravel
- 30 large stock & 100 seedling trees have been planted
- a number of dead and dying trees have been removed, stumped, filled with topsoil and re-seeded
- pool ladders and railing anchors have been replaced



L.C. Henderson Conservation Area (Enniskillen Township):

- slide hoods have been installed on the playground equipment
- new ceramic tiles have been installed on the main campground washroom floors
- 2 canoes have been purchased for public use (Foundation Bingo)

- BKL Engineering (Sarnia) has completed design and tender documents to install a new trailer dump station; tenders closed and a separate report has been submitted
- pool ladders and railing anchors have been replaced
- barn board siding has been replaced on the main washroom building
- 20 large stock & 100 seedling trees have been planted
- a canoe and fishing dock has been constructed and installed in the main reservoir
- new portable washroom decks have been constructed and installed
- staff have installed railings on the Bridgeview Conservation Area dam
- roads have been resurfaced with gravel



A.W. Campbell Conservation Area (Brooke/Alvinston & S.W. Middlesex Townships):

- 9 new windows have been installed in the visitor center
- pool ladders and railing anchors have been replaced.
- new steel doors to be installed on the pool washroom building
- a number of dead and dying trees have been removed, stumped, filled with topsoil and re-seeded
- 30 large stock & 100 seedling trees have been planted
- roadways have been resurfaced with gravel

Strathroy Conservation and Marsh Walk:

- Strathroy Water Trail paddle day was held on Saturday, May 25. 70 people participated in this year's event (this was a partnership event of the Conservation Authority, local scout groups and Canoe Water Adventuring).

Clark Wright Conservation Area:

- trail improvements include the installation of a 36' railed bridge and 16 board walk sections (funded by Foundation)

Peers Wetland Conservation Area:

- Phase I of the wetland improvement works has been completed. This included berm reconstruction and pump chamber installation
- Phase II will be completed when soil conditions are favorable (after July 1st); these will include: berm/trail leveling and seeding; installation of pump and intake pipe; and construction of a parking lot.
- other improvements which have been completed to date include: 5 acres of trees planted; 1.2 acres of tall grass prairie planted; and the installation of property and donor signs
- a draft master plan has been completed

Highland Glen Conservation Areas (Plympton/Wyoming):

- the boat ramp and harbor area have been dredged to allow better access for boaters to Lake Huron

2013 Conservation Area Staff

Director of Lands

Kevan Baker

A.W. Campbell Conservation Area
847-5357

Mike Tizzard (Superintendent)
Don Skinner (Assistant Superintendent)
Lucas Derks (Maint. Foreman)
Mary Ann Niewenhuizen (Visitor Services)
Madison Munro (Lifeguard - summer)
Robert Parkhouse (Part-time lifeguard- summer)
Kayla Bakker (Visitor Services)

L.C. Henderson Conservation Area
882-2280

Terry Barrie (Superintendent)
Mark Bakelaar (Assistant Superintendent)
Sherry Turner (Maint. Foreperson)
Joe Breakey (Visitor Services)
Shealyn Beaton (Lifeguard – summer)

Warwick Conservation Area:
849-6770

Bill Turner (Superintendent)
Glenn Baxter (Assistant Superintendent)
Dylan Lightfoot (Visitor Services – seasonal)
George Ruiger (Visitor Services – seasonal)
Riley Beaton (Gatehouse – summer)
Rebecca Goodhill (Gatehouse/ Events – summer)
Bailey Nethercott (Maintenance – summer)
Stephen Oulds (Maintenance – summer)
Josh DeScheffer (lifeguard – summer)
Colleen Gladwell (lifeguard – summer)

Trails and Trees Crew (JCP)

Eric Smith
Mike Lawrence
Kelly Dike

Camping Statistics:

- we have been accepting reservations at the administration office since January 2nd. Camping reservations to the end of March for the three regional campgrounds amounted to 594 reservations and \$ 81,000.00 in revenue (HST adjusted). This can be compared to 519 reservation and \$ 69,700.00 in revenue in 2012.
- 397 seasonal campers have registered in our 3 campgrounds, up from 389 in 2012. 187 seasonal campers are registered at Warwick (185 in 2012), 113 at LC Henderson (110 in 2012) and 97 at A.W. Campbell (94 in 2012).

Lambton County Lands:

- the Conservation Authority manages 7 properties (approximately 1,400 acres) for the County of Lambton.
- at the Lambton County Heritage Forest, staff have performed trail inspections and have removed a number of trees which have fallen on the trails. Forestry staff are performing a forest inventory of the property to determine standing timber values.
- at Perch Creek Habitat Area, improvements will be made to the parking area and along the trail system. The forestry department has planted 2,000 hardwood trees within the current ash plantations.
- at Bowens Creek, the Forestry department has planted 14,000 trees and will be continuing their herbicide management program on existing plantations.
- at Meadow View forestry staff have planted 600 seedlings.

McKeough Lands:

- erosion improvement works have been completed on Property 93, 95 and 97.
- funding has been secured to prepare environmental farm plans and property management plans for the upstream agricultural properties. To date the draft plan for Parcel 4 has been completed.

Staff Report

7 (ii)



To: Board of Directors
Date: June 13, 2012
From: Kevan Baker, Director of Lands
Subject: L.C. Henderson Dump Station Report

Background Information:

The following was approved through the 2013 budget approval process.

- in 1980 the current washroom and education center was constructed primarily to meet the needs of school groups visiting the conservation area.
- in the early 1990's the current septic system and dumping station was constructed when the campground was expanded to 90 campsites.
- since then, we have developed 145 campsites in 4 phases and have 113 seasonal campers.
- most summer weekends the washroom and dumping facilities are used beyond capacity and the 5 flush toilets in the campground are insufficient.
- plans are in place to construct a trailer dumping facility and septic system in the south end of the conservation area where over 50 campsites are located.
- future plans include the construction a small washroom, shower and laundry building to service the campers in this area.

Tender Process:

- in January, BKL Engineering (Sarnia) was retained to complete design and estimates to construct a dump station in the south end of the conservation area.
- preliminary cost estimates for this project was determined by BKL at \$ 79,000 plus HST rebate for construction and engineering.
- design drawings were completed and the project was publicly advertised on our website and in the Sarnia Observer. Also some local qualified contractors were contacted.
- a site meeting was held on Thursday, May 30 with 3 contractors attending
- tender opening was held on Tuesday, June 11th where we received 1 tender from Ernie Herrington Excavation, Arkona.
- total tender price for construction was \$ 63,686.80 less \$ 6,007.98 in HST rebate for net construction cost of \$ 57,678.82.
- estimated engineering cost for the project for design and to oversee construction is \$10,000.00. The total cost for construction and engineering is \$ 67,678.82 (which is under budget and under the engineer's estimate).
- staff are comfortable with Herrington Excavation, as they successfully completed a similar project at Warwick CA in 2009.

Staff Report

8.(i)



To: SCRCA Board of Directors
 Date: June 11, 2013
 From: Steve Clark, Water Resources\SWP Data Technician
 Subject: Current Watershed Conditions and Flood Threat

Watershed Precipitation and Streamflow Conditions

Highlights:

- significant precipitation in April reduces low water conditions
- flood threat reduced with return normal flows
- cooler and wetter weather trend into the summer months
- lake levels continue to be lower than average

Precipitation numbers improved significantly from a very dry March with **200%** of the normal in most regions of the watershed falling as rain. This trend continued into May with above normal numbers and resulting in an overall 3 month regional average (fig 2.) of **111.6%** relieving initial fears of continued low water conditions prevailing into 2013 following the extremely dry period throughout 2012. These conditions continued to improve the 6 month (**117.9%**) and the yearly (May 2012 to May 2013) which ended with **101%**. Based on 2013 year to date figures (fig 3.) Sarnia continues to be ahead of the normal expected numbers with other locations being only slightly above the expected amounts.

Streamflows are compared to the amount of precipitation (fig 1.) by selected location in the watershed. Flows have responded normally to rain events returning to normal with ample capacity to accommodate the extensive rain which, in some cases occurs over very short periods as well as being localized in specific areas of the watershed.

Fig 2. Regional Precipitation – (Source: Environment Canada – Canadian Climate Data Averages) 1971-2013)

Precipitation (mm)	Sarnia		Strathroy		London		Windsor	
	Actual 2011	Normal	Actual 2011	Normal	Actual 2011	Normal	Actual 2011	Normal
Last Quarter								
May	86.9	69.9	91.4	74	101.5	82.9	64.6	80.8
April	160.4	75.4	162	84	114.1	82.2	141.8	85.1
March	10.6	62.6	35	74.9	35.1	78.4	23.6	75
Averages								
last 3 month totals	257.9	207.9	288.4	232.9	250.7	243.5	230	240.9
last 3 month % of normal	124.1%		123.8%		103.0%		95.5%	
regional average	111.6%							
last 6 month totals	523	373.7	551.8	461.7	481.7	466.3	468.4	430.5
last 6 month % of normal	140.0%		119.5%		103.3%		108.8%	
regional average	117.9%							
last 12 month totals	903	846.8	1061.8	945.1	886.2	987	875.4	918.4
last 12 month % of normal	106.6%		112.3%		89.8%		95.3%	
regional average	101.0%							

Fig 1. Precipitation and Flow Comparison by Station – (Mar to June 2013) SCRCA data.

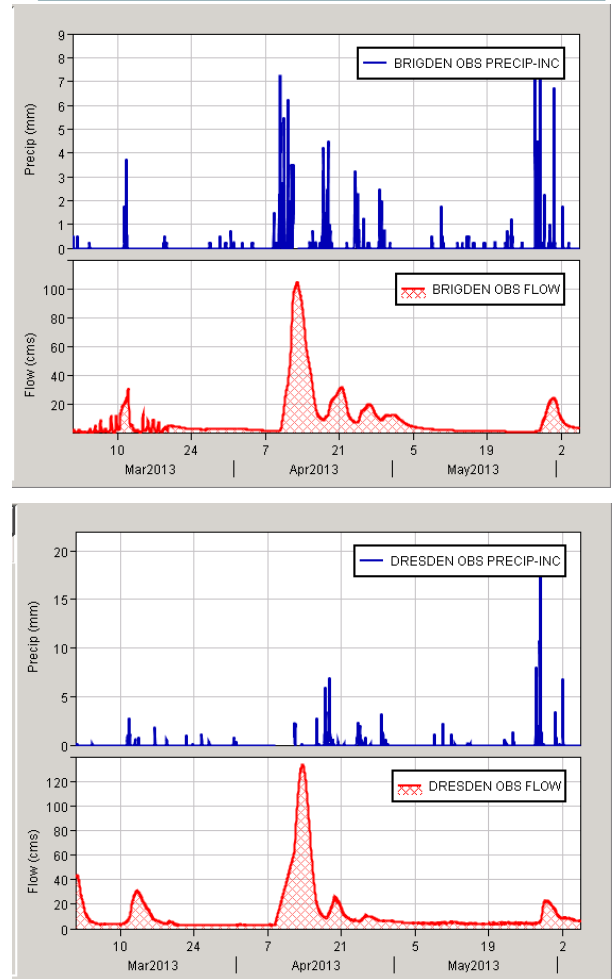


Fig 3. Precipitation – Year to Date Actual as % of Normal (Source: Environment Canada Averages)

2013 Year to date	Sarnia	Strathroy	London	Windsor
Rain Received YTD (mm)	471	472	413	391
Normal YTD (mm)	305.7	369.3	377.7	355.8
Percent of Normal YTD	154%	128%	109%	110%
Normal Total for Year	846	945	987	918
Percentage of Normal Yearly Total Received to Date	56%	50%	42%	43%

Fig 4. Precipitation – Current Month Actual vs Normal

Current Month (to Date)	Sarnia	Strathroy	London	Windsor
June % of Normal	37%	44%	40%	22%
Total Precipitation	32	33	34	20

Flood Threat

With the return to seasonal flows throughout the watershed, the overall flood threat is limited to the incidence of sudden and extreme rainfall events. As illustrated in figure 1., normal flows react to these events with a one to two day delay contingent on the intensity and relative location in the watershed. Recently it has been noted that many events tend to develop in smaller pockets or cells of activity which are often not evenly distributed across the region resulting in impact on flows in smaller sections of the system. This pattern tends creating potential sudden localized overbank conditions which are easily accommodated by the system downstream.

These changing conditions are carefully monitored to assess potential localized flood situations as we move into summer. **Advisories will continue to be provided as watershed conditions dictate.**

Weather Forecast As reported by Weather network, Environment Canada

Time Period	Forecast
July	<ul style="list-style-type: none"> Sunny periods with below average temperatures and higher than average precipitation
Spring/Summer	<ul style="list-style-type: none"> Summer will be cooler and rainier than normal, with the hottest temperatures in early to mid-July, late July, and mid-August.

Great Lakes Levels

Both Lake St. Clair and Lake Huron levels remain below normal for May 2013 compared to May 2012 (26cm and 12cm respectively) and it continues a declining trend over the last 10 years when compared with the overall 10 year average for the same month of May (18cm and 17cm). Considerable focus

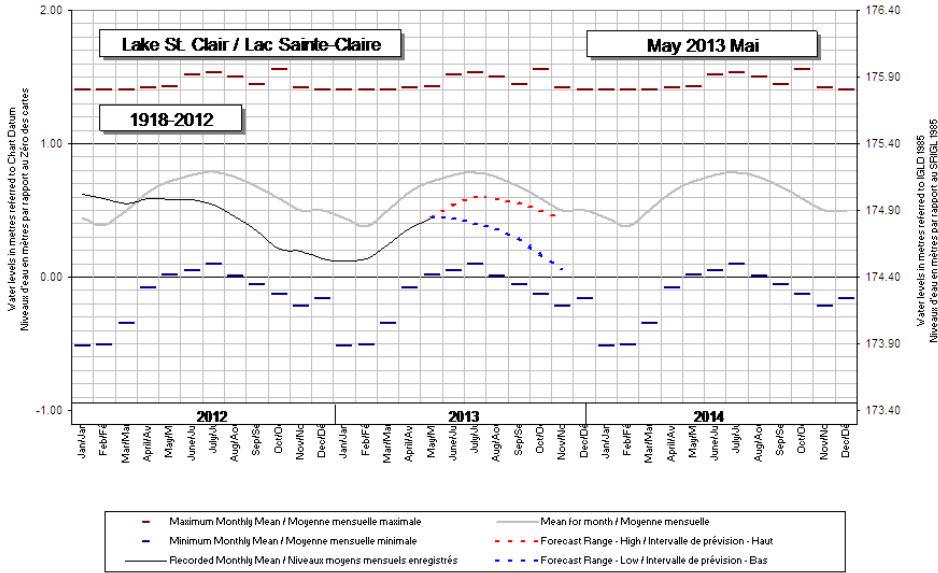


and research is being documented by the Great Lakes Environmental Laboratory division of NOAA and can be found at the following link: <http://www.glerl.noaa.gov/data/now/wlevels/levels.html>

Monthly Mean Water Levels in metres referred to IGLD 1985						
May 2013 Mai	Superior Supérieur	Huron	St. Clair Sainte-Claire	Erie Érié	Ontario	Montréal
Mean for Month (preliminary data)	183.11	175.93	174.84	174.1	74.8	6.99
Mean for month last year	183.06	176.05	174.98	174.27	74.91	6.2
Mean for month, last 10 years	183.14	176.1	175.02	174.3	75.03	6.71
Statistics for period of record	1918-2012	1918-2012	1918-2012	1918-2012	1918-2012	1967-2012
Maximum monthly mean / year	183.74	177.28	175.83	174.97	75.73	8.93
Mean for month / Moyenne mensuelle	183.36	176.48	175.12	174.3	75.01	7.16
Minimum monthly mean / year	182.76	175.74	174.42	173.44	74.11	5.4
	1926	1964	1934	1934	1935	2010
Probable mean for next month	183.26	176.03	174.89	174.13	74.98	6.12
Chart Datum	183.2	176	174.4	173.5	74.2	5.55

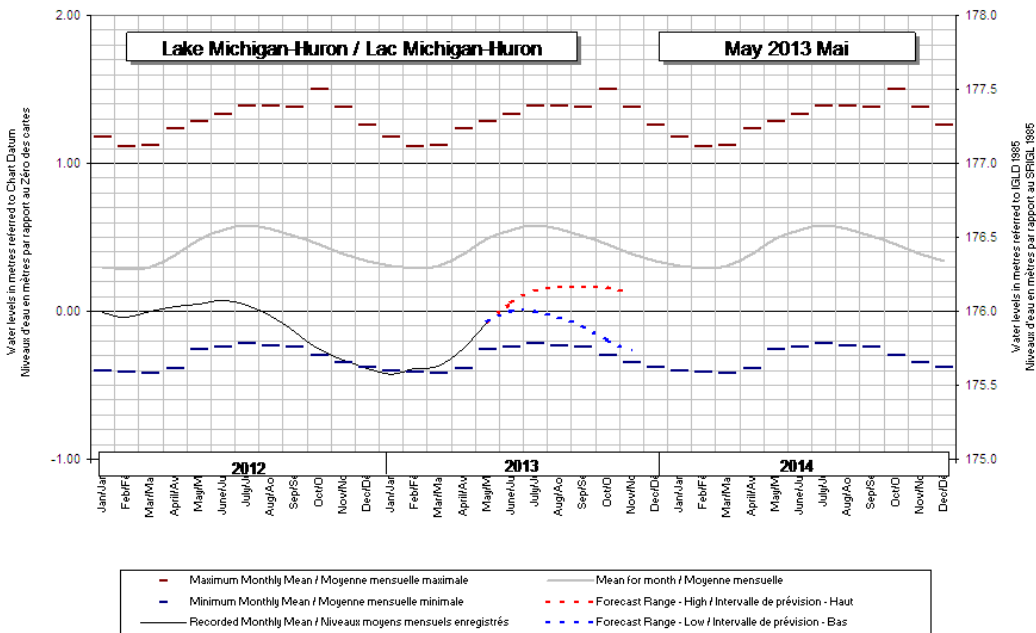
Lake St. Clair

Units	Current Monthly Level	Monthly Level Last Year	Change 2012/2013	Current Month Average for Last 10 Years	Change Current compared to 10 year	Anticipated Next Month
Metric (m)	174.84	175.1	-0.26	175.02	-0.18	174.89
Imperial (ft)	573.62	574.47	-0.85	574.21	-0.59	573.78



Lake Huron

Units	Current Monthly Level	Monthly Level Last Year	Change 2012/2013	Current Month Average for Last 10 Years	Change Current compared to 10 year	Anticipated Next Month
Metric (m)	175.93	176.05	-0.12	176.1	-0.17	176.03
Imperial (ft)	577.20	577.59	-0.39	577.75	-0.56	577.52



Staff Report

8.(ii)



To: Board of Directors
Date: June 11, 2013
From: Girish Sankar, Water Resources Engineer
Subject: Water & Erosion Control Infrastructure (WECI) Projects

- applications have been reviewed by a committee of provincial and conservation authority staff representatives last month and the projects have been ranked in comparison to all submitted projects from across the Province
- Authority projects have scored between 90 and 115 points in Repair Projects and between 20 and 70 points for Safety Projects.
- Repair Projects scored over 120 and Study Projects scored over 70 will be assured funding. Authority projects may be funded, as some projects in other parts of the Province could be completed under budget or fail to be completed.
- SCRCA has been successful in adding \$130,000 from Environment Canada towards St. Clair River shoreline restoration. A portion will be used towards Cathcart Park Phase III work.
- list of approved projects is anticipated in June. Projects submitted for funding is listed below:

Structure	Project Name	Description of Work	Total Project Cost (\$)	Grant Requested (\$)
Cathcart Park	Cathcart Park Shoreline Protection - Phase 3	Design, tender and rehabilitate about 250 m of shoreline at Cathcart Park (Phase 3 construction).	600,000	300,000
Lambton area water supply system	Shoreline Repair	Rehabilitate about 280 m of shoreline at the mouth of St. Clair River using armourstone and riprap.	600,000	300,000
Sarnia Shoreline Protection	Shoreline Repair (Helen and Kenwick st) Phase 1	Carry out construction of Phase 1 from the recommendation of Engineering study.	500,000	250,000
McKeough Floodway	McKeough Floodway Berm Repair	Perform repair work along the floodway	\$80,000	\$40,000
McKeough Floodway	McKeough Dam Drop structure/ Gate house concrete repair	Repair several cracks in concrete slabs and barrier walls	\$60,000	\$30,000
McKeough Floodway	McKeough -Hazard Tree Removal	Remove trees, shrubs and debris that have the potential to cause slope stability issues	\$8,000	\$4,000
Coldstream Dam	Coldstream repair project	Rip rap redistribution, removal of trees, shrubs and debris	\$20,000	\$10,000
Petrolia Dam	Petrolia Dam Repair Project	Crack repair and signage	\$4,000	\$2,000
Esli Dodge	Esli Dodge Repair Project	Repair of Concrete cable/ retaining wall	\$10,000	\$5,000

➤ we continue to wrap up projects on a monthly basis. Status of 2011 – 2012 projects is outlined below:

Previous WECI Projects		
Structure	Project Name	Status
McKeough Dam	Floodway Slump Repair	Slump monitoring program established in May 2012.
Cathcart Park	Erosion Protection Revitalization Study – Phase II	Completed. Restoration work ongoing
Shoreline Repair (East of Pine Avenue, Brights Grove)	Sarnia Erosion Control Project Repair	Completed. Restoration work ongoing
Petrolia Dam	Downstream Erosion Repair	Design completed. Construction will be completed this Fall.
Head Street Dam	Spillway Redistribution	Quotes are being obtained from contractor. Redistribution to be completed this summer.

The following photo illustrates a slope failure west of Highway 40 on the south side of the Floodway which is being closely monitored.



Staff Report

8.(iii)



To: Board of Directors
Date: June 13, 2013
From: Girish Sankar, Water Resources Engineer
Subject: East of Pine Avenue Shoreline Project

Status Update:

- ❖ construction is expected to begin late December last year
- ❖ construction work was completed in February 2013
- ❖ clean-up work along the beach included in the scope of the project
- ❖ clean up work completed in March 2013
- ❖ railing installed in April 2013
- ❖ restoration work on-going

Before Construction



After Construction



Staff Report

9.(i)



To: Board of Directors
Date: June 13, 2013
From: Jessica Van Zwol, Healthy Watersheds Specialist
Subject: Rural Stormwater Management Model in Lambton Shores

Background:

- the SCRCA is a part of an innovative water quality project with four other Conservation Authorities along the Lake Huron shoreline that will improve our knowledge of how agricultural and rural drainage function in a rural landscape.
- the purpose of the model is to help determine how to manage stormwater during major precipitation events. The model will aid in effectively managing runoff through strategically placed stewardship projects.
- a permanent water flow station and weather station were installed in summer 2012.
- SCRCA staff will be able to use that information to determine the impacts of individual storm events on Shashawandah Creek and measure how much nitrogen and phosphorus enter the system through runoff in a storm.
- since January, staff have collected information for five events.

Updates:

- **April Rain Event**
 - during the heavy rain event in April (beginning on the 9th), recorded precipitation at Shashawandah Creek was about 105 mm.
 - water levels in Shashawandah Creek rose over 1 m in less than 12 hours and took over 48 hours to recede to pre-event levels (Figure 1)
 - the automatic ISCO sampler collected 24 water samples over a 48 hour period and 7 of those samples were sent to a private lab to be analyzed.
 - samples sent in were collected at different points of the rain event: as the water levels rose, at the peak water level, and as the water levels receded.
 - as the event progressed, it was noted that Total Phosphorus exhibited a similar pattern to water level, with Phosphorus levels spiking early on in the event (Figure 2).
 - for the duration of the event, Phosphorus levels strongly exceeded the Provincial Water Quality Objective of 0.03 mg/L.
- **Bridges and Structures Survey** completed for the RSWMM consultant, which documented locations and photos of all structures related to watercourse crossing.
- **Monthly sampling** continues at both the permanent sampling site, Shashawandah Creek, and at the temporary sampling site, Duffus Creek.
- Staff continues to monitor the stream levels at Shashawandah Creek to capture more rain events with the automatic sampling equipment.



Figure 1: Downstream view of Shashawandah during the April rain event (left) and during normal spring water levels in May (right).

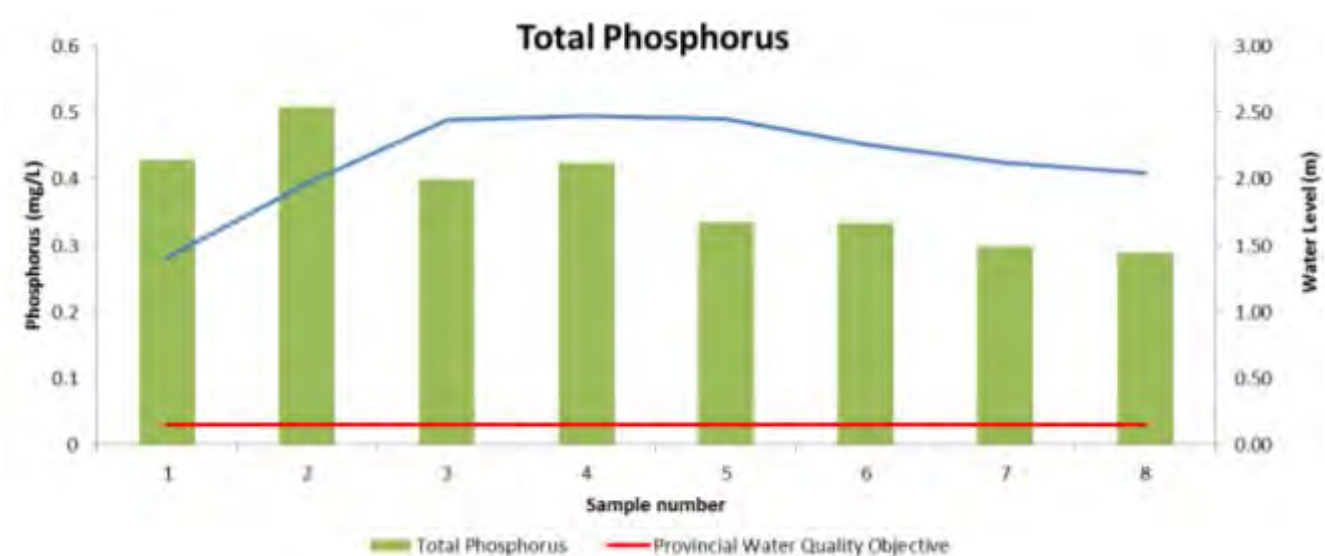


Figure 2: Total phosphorus levels of water samples collected at Shashawandah Creek during the heavy rain event in April. The blue line indicates water level in Shashawandah Creek at the time the samples were collected; baseline water level in the Creek is approximately 1.20 m. The Provincial Water Quality Objective for Total Phosphorus is 0.03 mg/L.

Staff Report

9.(ii)



To: Board of Directors

Date: June 13 2013

From: Muriel Andreae

Subject: Healthy Lake Huron -

Best Management Practices for Water Quality

- water quality in Lake Huron is of concern for abutting municipalities
- beach postings and nuisance algal growth along the shoreline impacts recreational uses and property values
- Healthy Lake Huron project has identified five pilot watersheds and each watershed developed an implementation plan with remedial actions to improve water quality
- a joint request to Environment Canada, OMAF, MOE, MNR, Ministry of Rural Affairs, Ministry of Tourism, Culture and Sport and Ministry of Health has been developed
- SCRCA staff and directors have been involved in developing this request
- the Huron Water Protection Steering Committee has asked that all resolutions endorsed by the respective Board or Council be returned to them, for a coordinated submission to the provincial and federal governments
- “A Lake Huron Plan to Protect Land and Water” is attached



A LAKE HURON PLAN TO PROTECT

LAND AND WATER

The Need

Lake Huron is an irreplaceable resource that must be protected for human health and economic security. It is a source of drinking water for hundreds of thousands of people, a tourism driver that brings tourists and locals to swim in its waters, and a cornerstone of economic activities from shipping to fishing. Protecting water resources is vital for agriculture, industry, and all other sectors of the economy.



The Issue

Lake Huron has persistent nearshore water quality issues:

- *Escherichia coli* (E. coli) levels, resulting in beach postings
- Nutrients and algal blooms
- Multiple urban and rural runoff sources

The Plan

Lake Huron communities have developed watershed action plans for five priority watersheds along the Lake Huron shoreline with targets and actions to improve water quality.

The Partners

The Healthy Lake Huron partnership is working to implement these watershed action plans to reduce pollutants from reaching the lake. The partners include:

- Environment Canada
- Department of Fisheries and Oceans
- Parks Canada
- Ontario Ministry of the Environment
- Ontario Ministry of Agriculture and Food
- Ontario Ministry of Municipal Affairs and Housing
- Counties – Bruce, Huron, Lambton
- Conservation authorities – Ausable Bayfield, Maitland Valley, Saugeen Valley, St. Clair Region
- Health units
- Industry, resident, agricultural organizations, and more

For more information visit healthylakehuron.ca



The Healthy Lake Huron partnership was formed to address water quality issues along Lake Huron's southeast shore. Action plans have been completed for five priority watersheds (identified in legend of map above) and those plans now need to be implemented and monitored.



Local residents, such as people of the Pine River watershed (above), are implementing projects to improve Lake Huron. Working groups, in five priority watersheds of the Healthy Lake Huron initiative, have identified the costs to implement needed actions in their watershed improvement plans.

(Photo by Telfer Wegg Photography /Courtesy ruralstormwater.com).

A Request for Support

Five watershed action plans identify practices and projects needed to ensure a healthy Lake Huron for today and tomorrow. Provincial and federal resources are required to implement local actions in the five priority watersheds.

Communities along the southeast shore of Lake Huron are requesting \$18.8 million, over five years, from provincial and federal partners to achieve the watershed goals.

Actions and projected costs are found in the tables below. Lessons from implementing the plans in the five priority watersheds will be used as a template to improve other areas that flow to Lake Huron.

Watershed Action Plan Implementation Tools

Challenge	Opportunity	Actions
Urban runoff	Work with homeowners and municipalities to implement innovative stormwater management solutions that benefit water quality and sustainable urban growth.	Improve and upgrade urban infrastructure using low impact development and green infrastructure principles (e.g., buffers, rain barrels, rain gardens, permeable pavement).
Agricultural runoff	Implement site-appropriate Best Management Practices (BMPs).	<ul style="list-style-type: none"> • Create wetlands to hold water during rain events and release it during dry periods. • Maintain crop residue and follow nutrient management plans.
Decreased forest cover	Work with landowners to improve forest cover on their land in ways that support their agricultural operations.	<ul style="list-style-type: none"> • Plant trees on marginal land. • Plant windbreaks. • Protect and manage established woodlots for long-term benefits.
Urbanization	Direct development away from areas of provincial, regional and local ecological significance including agricultural and environmental resources.	<ul style="list-style-type: none"> • Strengthen existing land use policies within Official Plan documents. • Improve drinking water and wastewater facilities, linking the economic and environmental benefits.

Provincial and federal resources are required to implement needed local actions

Projected Costs for Implementing Watershed Action Plans

Priority Watersheds	Annual Expenses				Total Expenses Based on Five-year Implementation
	Project Management	Monitoring	Landowner Projects	Total	
Lambton Shores	\$70,000	\$25,000	\$400,000	\$495,000	\$2,475,000
Main Bayfield	\$37,500	\$25,000	\$1,350,000	\$1,412,500	\$7,062,500
Bayfield North	\$37,500	\$25,000	\$560,000	\$622,500	\$3,112,500
Glenn/Garvey	\$70,000	\$25,000	\$660,000	\$755,000	\$3,775,000
Pine River	\$65,000	\$25,000	\$385,000	\$475,000	\$2,375,000
Total	\$280,000	\$125,000	\$3,355,000	\$3,760,000	\$18,800,000

Recent Progress

Priority Watersheds

Community-based watershed plans for five priority areas have targets and actions to improve water quality.

Huron County Clean Water Project

Since 2004, Huron County has granted \$2.27 million to landowners for water-quality projects. This has leveraged \$5.8 million more in value, for 1,500 projects completed.

Huron-Kinloss Septic Inspection

The Township of Huron-Kinloss, in Bruce County, launched a septic inspection program, in 2007, to require regular inspection of septic systems.

Best Management Practices Evaluation

Huron County Federation of Agriculture, Ontario

Ministry of Agriculture and Food, and Ausable Bayfield Conservation, have worked with landowners to evaluate the environmental and economic effectiveness of watershed-based best management practices at the site and watershed scale. Preliminary findings suggest practices to address runoff from storm events.

Rural Stormwater Management

Ontario Ministry of the Environment has provided \$700,000, through the Showcasing Water Innovation program, to the work to create a model to reduce runoff in rural areas. Other partners are providing an additional \$200,000 to this project that is improving water quality monitoring and will help determine which projects have the most benefit, at the ideal scale, and the best location.

A Sustainable Approach to Economic Development

Lake Huron needs ...

Reliable extension services

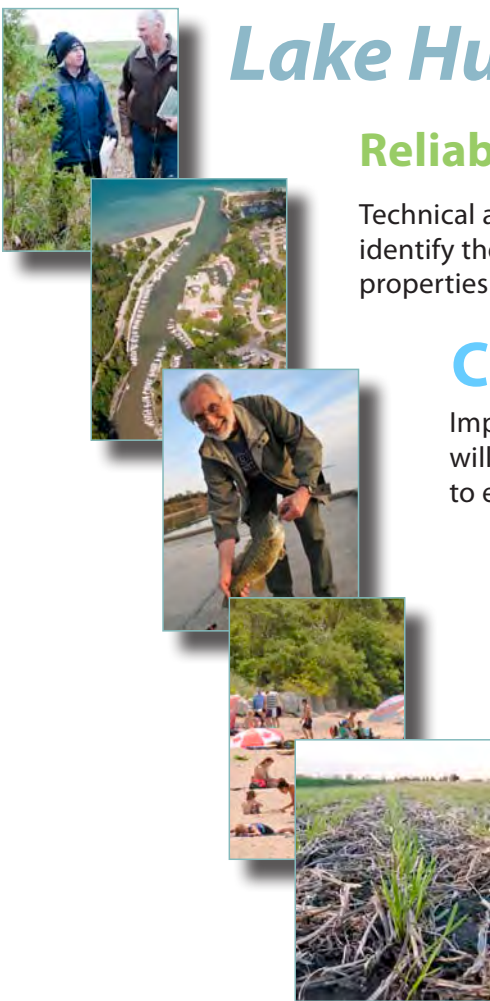
Technical and funding support can assist landowners to identify the most effective projects that improve their properties and their community's land and water resources.

Climate change preparedness

Implementation of strategic actions in the community plans will contribute to ecosystems and economies that are resilient to extreme weather.

A strong economy

The economic base of Lake Huron's southeast shore depends on food production, manufacturing, and tourism. Agricultural production requires healthy soils and good water management to be sustainable. Healthy, clean water attracts many people to the area for swimming, cottaging, boating and fishing. The cost of protecting Lake Huron and its watersheds is much less than the cost of remediation of degraded environments. Local agencies, farm and industry groups, and landowners along the Lake Huron shoreline, are using a cooperative approach to build a sustainable economy. We are asking for the financial support needed to implement this plan for the future.



CONTACT: Jim Ginn, Mayor, Municipality of Central Huron, and Chair, Huron County Water Protection Steering Committee, 23 Albert Street, P.O. Box 400, Clinton, Ontario • N0M 1L0 • Phone: 519-482-3997 • Fax: 519-482-9183

Staff Report

9.(iii)



To: Board of Directors
Date: June 13, 2013
From: Jessica Van Zwol, Healthy Watersheds Specialist
Subject: Healthy Watersheds Stewardship – Enhanced programs

Background:

- **Healthy Sydenham Headwaters Initiative (HSHI)**
 - the St. Clair Region Conservation Authority and Middlesex Stewardship Council (MSC) are partnering on this initiative to guide conservation and restoration efforts in these important headwaters areas.
 - land selected for the HSHI occurs in the south-west corner of Middlesex County (see map). The Sydenham River headwaters and the Strathroy-Caradoc Sand Plain are located within this boundary. Actions in headwater rehabilitation will have the greatest impact on the entire watershed.
 - funding is available for projects including: riparian buffers, tree planting, wetland and woodlot restoration, and strengthening wildlife movement corridors.

- **Lambton Shores Healthy Lake Huron Program**
 - Lambton Shores Tributaries (LST) Watershed received funding from Ontario Ministry of the Environment and Environment Canada as part of the Healthy Lake Huron – Clean Water, Clean Beaches campaign, which identified 5 priority sub-watersheds along Lake Huron Shoreline that require immediate action to improve beach and inland surface water quality

Ongoing Activities:

- **Healthy Sydenham Headwaters Initiative**
 - staff mailed out personalized letters to 1800 landowners in the headwaters of the Sydenham River, introducing the HSHI and announcing available grants for stewardship projects
 - to date, over **40 landowners** have inquired about the program
 - staff have completed **8 site visits** and are following up with all inquiries
 - working with staff from the Municipality of Strathroy-Caradoc, we are developing community planting days for the fall with both youth and the community, funded by an **RBC Community Action Grant** (\$5,000)
 - staff are preparing a **Bus Tour** in collaboration with MSC to showcase local stewardship projects in the study area of the HSHI
 - staff hosted an evening FrogWatch event at the Coldstream Public Library on June 12, 2013
 - to increase awareness of wetlands and biodiversity
 - to discuss wetland grants and wetland stewardship projects
 - members of EnviroFriends of Coldstream, Transition Middlesex and the Green Team (an environmental group from a local elementary school)

have been invited

- staff also attended Middlesex Stewardship Council meetings.
- a soil testing pamphlet encouraging growers to test their soils for nutrients has been developed.
- **Lambton Shores Healthy Lake Huron Program**
 - working with Communities in Bloom – Lambton Shores, to plan Fall Community Planting Days at the retired Forest Sewage Lagoon using a **\$3,375** grant from **TD Friends of the Environment**
 - developing community restoration plans for the retired Forest Sewage Lagoons is ongoing and involves many partners (Municipality of Lambton Shores, Communities in Bloom, CH2M Hill, Lambton Shores Trail Committee, and SCRCA).
 - working with Ontario Ministry of Agriculture, staff participated in an annual crop survey of fields in Lambton Shores in May
 - water quality sampling during storm events using the automatic water sampler on Shashawandah Creek continues
 - spot sampling for water quality took place in April across the subwatershed.
 - worked on Crop Surveys with Ontario Ministry of Agriculture and Food

THE FOREST STANDARD, THURSDAY MAY 16, 2013

Local farmers make a difference to local streams

Doug Rogers and Fraser Hodgson are Lambton Shores farmers who've changed their practices to keep more soil and nutrients on their own land.

With April's heavy rains, there was a lot of muddy water moving across the fields this year. On Doug Rogers' property, however, that wasn't the case. "With a fall of 14-18 inches, our property, the water was definitely moving, but the water running off the grassed waterways was clear," explained Doug Rogers, "they [the grassed waterways] were doing their job". For the last 19 years, Rogers has used grassed waterways, which are strips of grassland within cultivated fields, to slow down and filter runoff when it rains. Once established,

involves mowing once or twice a year. He also tells the hay he cuts from them. The 15-30 foot wide grassed buffers reduce erosion, keep soil on the field and also provide room for wagons during harvest.

Planting cover crops can also keep soil where it's supposed to be.

After hearing about cover crops at the Southwest Agricultural Conference at Ridgeway, Rogers planted oilseed radish and oats after wheat harvest and winter rye into soybean stubble after harvest. The radish and oats will die off over winter, but the winter rye survives and needs to be killed off in the spring.

Fraser Hodgson, beef and sheep farmer and former president of the Lambton Soil and Crop Improvement Association, received a Healthy Lake Huron Grant to offset some of the costs of installing cover crops on his farms to divert roof runoff from mixing with manure in the exercise yard/feeder. This project will help reduce nutrients from entering a local watercourse.

Conservation practices also benefit water quality. Total phosphorus levels had declined in Lake Erie in the 1970s, improving water quality in the lake. In the last 15 years, however, there has been an increase in dissolved phosphorus, which links to agriculture. "High levels of dissolved phosphorus correlate with toxic blue-green algae blooms," states Jessica Van Zool, Healthy Watershed Specialist of St. Clair Region Conservation Authority.

Phosphorus from agricultural sources typically enters watercourses through runoff from the soil surface and from tiles.

Partners in Lambton Shores like Rogers and Hodgson are working with Conservation Authorities to ensure they keep soil and nutrients on their land and improve water through stewardship projects like clean water diversion structures, grassed waterways, and cover crops.

Soil testing is another technique to help the stream and Great Lakes. Careful reading of the lab's soil test results can help farmers apply the right amount of fertilizer: enough phosphorus for a good yield but not an excess that will run off the field.

To help farmers implement BMPs, the St. Clair Region Conservation Authority (SCRCA) offers grants to offset the costs associated with the projects. In addition, the SCRCA is offering agricultural growers two free soil tests analyzed by an accredited lab as an incentive for growers to test their fields. Soil test results help optimize crop yield, influence fertilizer decisions, and identify problem areas in the soil, all of which can help the farmer's income and also help the watershed. To get the free soil tests, contact Jessica Van Zool (519-245-3102 or jvanzool@scrca.com) for a lab submission form and soil kit.



Jessica Van Zool, Healthy Watershed Specialist from St. Clair Region Conservation Authority gives Fraser Hodgson of Lambton Shores a

Doug Rogers, of Lambton Shores, has planted grassed waterways within his cultivated fields to prevent soil erosion and nutrient loss.

Upcoming events:

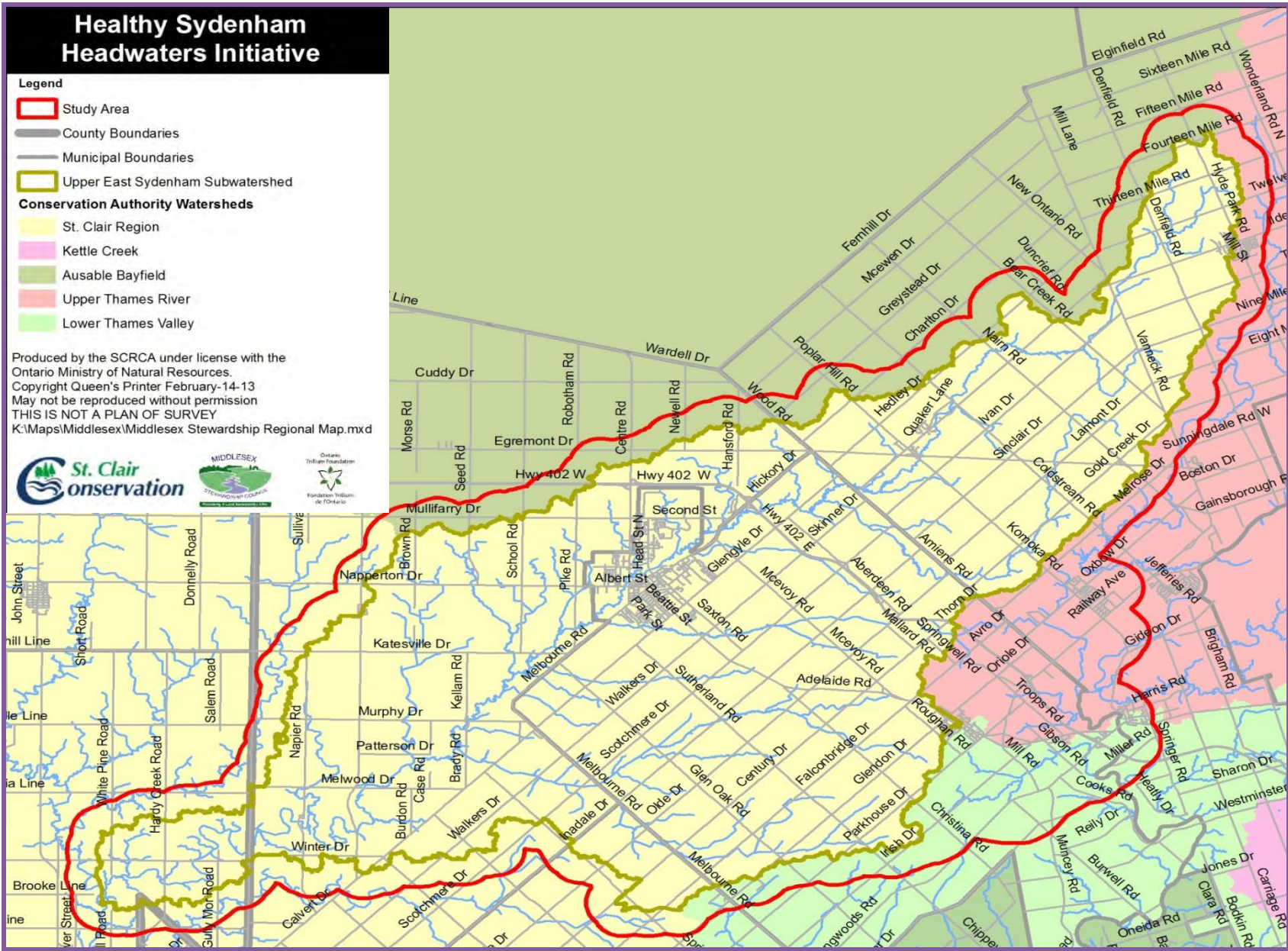
- **June 18, 2013**
 - Lambton County Picnic
- **July 2013**
 - Grand opening of the wildlife viewing platform at the Forest Sewage Lagoons (funded by OMI/CH2MHill)
- **July 18, 2013**
 - Middlesex Stewardship Council BMP Bus Tour in the HSHI Study Area
- **July 24, 2013**
 - Lambton Shores Steering Committee meeting

Healthy Sydenham Headwaters Initiative

Legend

- Study Area
- County Boundaries
- Municipal Boundaries
- Upper East Sydenham Subwatershed
- Conservation Authority Watersheds**
- St. Clair Region
- Kettle Creek
- Ausable Bayfield
- Upper Thames River
- Lower Thames Valley

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Staff Report

9.(iv)



To: Board of Directors

Date: June 13 2013

From: Muriel Andreae

Subject: Watershed Report Card Summary for 2006-2010

Water Quality

- most SCRCA watersheds still receive a D grade for Water Quality
- three watersheds – Sydenham Headwaters, Lower East Sydenham and Black Creek - have improved water quality grades since the previous Report Card
- two watersheds declined – Brown Creek, and Cow and Perch Creeks

Forest Conditions

- forest conditions were also a D grade in most watersheds, with Lambton Shores Tributaries a C grade
- three watersheds had F grades for Forest Conditions – Cow and Perch Creeks, Lower East Sydenham and Lake St. Clair Tributaries
- forest cover for the St. Clair Region is 11.4% (grade D)
- less than 25% of the buffer along the watercourses is wooded, resulting in a D grade by provincial standards

Progress since 2007

- 128 Stewardship projects were completed by private landowners working with the SCRCA between 2006 and 2010
- 12 community-based groups continued to implement conservation projects with the SCRCA
- over 220,000 trees and shrubs were planted by the SCRCA on private and corporate properties
- Memorial Forest Program continued to support tree planting on county, municipal or SCRCA properties

St. Clair Region 2012 Watershed Report Card Summary



The St. Clair Region Conservation Authority has prepared this watershed report card summary on the state of our surface water quality, forest conditions and other watershed features.

Environmental monitoring and reporting helps us to understand our watershed and focus efforts where they are most needed. The St. Clair Region Conservation Authority produced its 2008 Watershed Report Card for the period 2001-2005. This brochure summarizes the watershed report card information for 2006-2010. We will be producing a report card every five years to track environmental change in 14 subwatersheds.

What is a Watershed?

A watershed is an area of land drained by a river or stream. Watershed health is impacted by actions throughout the area. Actions within a watershed affect those who live downstream.

Where is the St. Clair Region?

The St. Clair Region Conservation Authority is located in southwestern Ontario and includes the Sydenham River watershed and smaller watersheds draining directly into southern Lake Huron, the St. Clair River and northeastern Lake St. Clair.

The St. Clair Region Conservation Authority is one of 36 Conservation Authorities across Ontario under the umbrella organization of Conservation Ontario.

Grading

- A** Excellent
- B** Good
- C** Fair
- D** Poor
- F** Very Poor

The standards used in this report card were developed by Conservation Authorities to ensure consistent reportings across the Province of Ontario and are intended to provide watershed residents with information to protect and enhance the local environment.



205 Mill Pond Cr., Strathroy, ON, N7G 3P9
stclair@scrca.on.ca
519 245-3710





Groundwater

Groundwater is a valuable resource that provides drinking water to many people in Ontario.

While there are no municipal wells that provide drinking water in the SCRC, there are private wells that provide drinking water to rural residents.



Surface Water Quality

Surface water quality is graded based on three factors:

- Total phosphorus values, a nutrient usually from fertilizer and animal waste
- E. coli bacteria, which indicate pollution from human and animal waste
- Benthic invertebrates, small aquatic animals that live in the sediment with some species tolerant of organic pollution and some species that need healthy water conditions

Groundwater Monitoring

The Provincial Groundwater Monitoring Network includes nine wells in the SCRC that are annually tested for a range of chemical parameters. Some parameters are above health related Ontario Drinking Water Standards, including fluoride, boron and selenium. Sodium, iron and manganese levels are above the aesthetic objectives for drinking water. These are considered to be naturally-occurring.

Facts

- 5,100 private wells are on record.
- 20 - 25% of the St. Clair Region is classified as Significant Groundwater Recharge Area and/or Highly Vulnerable Aquifer.

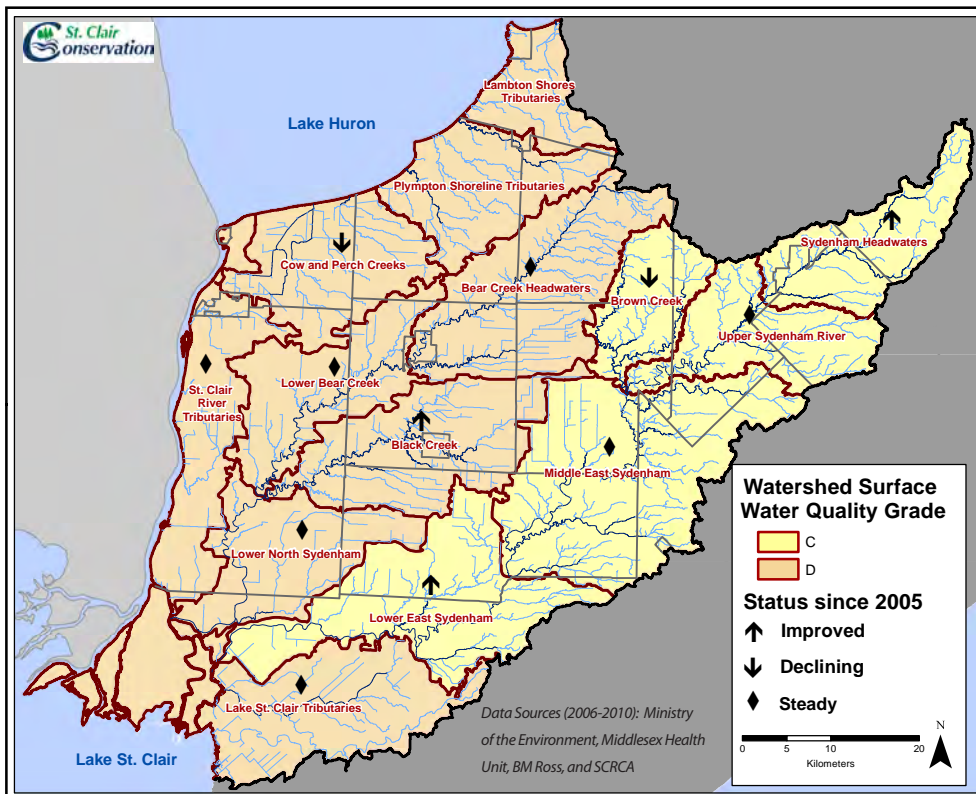
Great Lakes Connection

What we do in our local watersheds impacts the health of the Great Lakes ecosystem.

- 98% of Ontarians live in the Great Lakes basin
- 9.2 M Canadians get their drinking water from the Great Lakes

Although watershed management and stewardship projects in the St. Clair Region are helping many watercourses, elevated nutrients and sediment continue to be an issue.

Phosphorus levels in our region may contribute to major algae blooms in the Great Lakes.



Findings

- Grades were C or D, with nine of the fourteen watersheds at D
- Since the 2005 report card, three watersheds have improved, nine remained steady and two declined
- The Sydenham Headwaters and Lower East Sydenham had the best water quality, followed by the Upper Sydenham River, Middle East Sydenham and Brown Creek



Watershed Features

The St. Clair Region is an intensively farmed and productive portion of southern Ontario. The Sydenham River is the largest watercourse, and has the most freshwater mussel species of any river in Canada.



Forest Conditions

Forest conditions are graded based on three factors:

- Percentage of forest cover
- Percentage of forest interior – wooded area that is more than 100 metres from a forest's edge
- Percentage of riparian or streamside area within 30 metres of the watercourse that is wooded

Watershed Features

- 4130 square kilometres (67% Sydenham River watershed; 15% Lake Huron watershed; 12% Lake St. Clair watershed; and 6% St. Clair River watershed)
- 82% agricultural land use; 14% natural vegetation; 10% urban (OMAF inventory 1983)
- Portions of 17 municipalities, 3 counties and 3 First Nations
- Population of 159,666 (decrease of 2,300 since previous report card)
- 17 wastewater treatment plants or sewage lagoons

Aquatic Life

- 72 fish species including 5 species at risk
- 31 native freshwater mussel species including 11 species at risk

Planting Trees

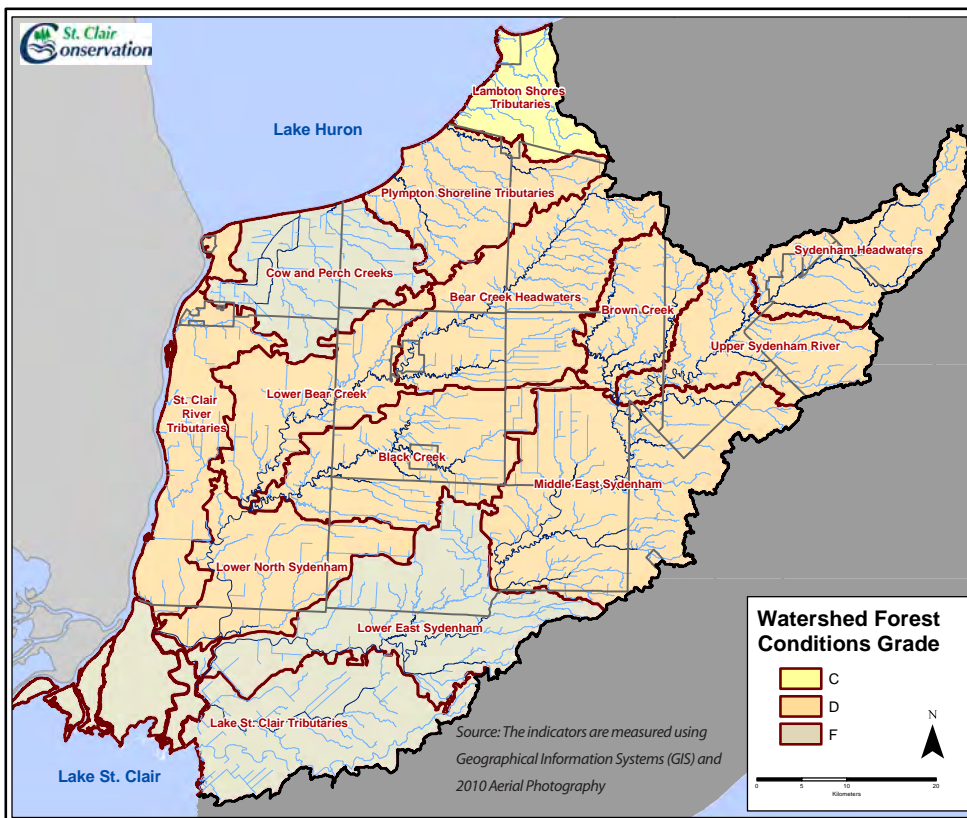
- Reforestation efforts are needed to increase the extent and size of woodlands
- Riparian buffers are needed on all watercourses, especially municipal drains
- Planting trees improves air quality and water quality

Watercourses

- 6,200 kilometres of watercourses within the St. Clair Region
- 56% channelized, 14% natural, 8% buried and 22% unclassified

Wetlands

- 0.9% of the watershed in wetland cover
- Wetlands target for southern Ontario is 10%



Findings

- Grades range from C to F, with most watersheds receiving a D
- The forest conditions have not improved significantly since the 2006 report cards. Changes in apparent forest cover are considered to be due to improved mapping accuracy.
- Forest cover is 11.4% of the St. Clair Region (D)
- Forest interior is 2% (F)
- 21.2% of the riparian zone is forested (D)

Thumbs Up!

Best Management Practices

128 stewardship projects completed by private landowners through the SCRCA (2006-2010). Projects include wetland restoration, streambank stabilization and riparian buffer planting

Volunteers for Conservation

12 community-based groups continuing to implement conservation projects with SCRCA support, in their local watersheds



Tree Planting

221,000 trees and shrubs planted by SCRCA in 293 projects (2006-2010)

275,000 trees planted for Memorial Forest Program (1988 – 2012)



Local Actions for Improvement

Individuals, groups and agencies can improve watershed health:

Surface water quality improvements

Nutrient Management:

- Use cover crops to hold soil on the fields
- Economize use of fertilizers
- Implement good manure storage

Sediment control:

- Stabilize watercourses to filter runoff and reduce erosion
- Plant, protect, or enhance buffers along drains and streams to keep nutrients on the land, shade the water, and stabilize banks

Manage urban stormwater by increasing natural vegetation

- Naturalize public parks and open spaces
- Limit, slow down and filter storm runoff

Forest Cover Improvements

- Allow natural regeneration beside woodlots
- Plant native trees and shrubs around existing woodlots
- Connect woodlots by planting corridors, windbreaks, and buffers along fields and watercourses
- Plant native species for landscaping



Staff Report

9.(v)



To: Board of Directors
Date: June 13th, 2013
From: Jacob Kloeze, Water Quality Technician
Subject: Benthic Program and Water Quality Sampling

Benthic Monitoring Program

- ❖ Benthic Invertebrate sampling is one of the indicators used to determine water quality for the SCRCA (along with phosphorus and *E. coli*)
- ❖ allows for a more complete picture of water quality as the invertebrates are constantly subjected to any impacts to a watercourse
- ❖ invertebrates have differing pollution tolerances – a general picture of water quality can be determined by the makeup of populations sampled
- ❖ Benthic Sampling was undertaken between May 3rd and May 15th at the same fifteen sites completed each year
- ❖ samples are preserved after collected – after which 100 organisms will be randomly selected and identified for each site, allowing for the calculation of a Benthic Index
- ❖ information from this practice will be used to determine water quality for each watershed within the SCRCA, which will be reported in our Watershed Report Card and five-year Benthic Field Study Report



SCRCA staff sorting through a benthic sample in field

Water Quality Sampling Program

- ❖ surface water samples are collected at twenty sites within the CA to provide water chemistry information for the following programs:
 - Provincial Water Quality Monitoring Network
 - Canada-Ontario Agreement on Great Lakes Water Quality
 - Healthy Lake Huron – Lambton Shores Tributaries
 - St Clair River Area of Concern Tributaries
- ❖ these twenty sites are sampled at the end of each month over a three day timespan
- ❖ field tests are conducted on parameters such as Dissolved Oxygen, pH, Conductivity, and temperature, while samples are bottled and shipped to MOE to be analyzed for nutrients (total phosphorus, nitrite, nitrite+nitrate, total suspended solids, etc.), *E. coli*, and metals
- ❖ information collected is compiled in a five-year Watershed Report Card that outlines the health of SCRCA's sub-watersheds, tracking improvements and declines in water quality



Sampling at Sydenham River Northeast of Strathroy

Staff Report

To: Board of Directors
Date: June 13, 2013
From: Kelli Smith, Biological Technician and Erin Carroll, Aquatic Biologist
Subject: Fish Habitat Review

Level 2 Fisheries Agreements

Under our level 2 Agreement with Fisheries and Ocean Canada (DFO), SCRCA conducts an initial review of the project to identify any impacts to fish and fish habitat. SCRCA determines how the proponent can mitigate any potential impacts to fish and fish habitat. If impacts to fish and fish habitat can be mitigated, then the Conservation Authority issues a letter of advice. If impacts to fish and fish habitat cannot be fully mitigated, the project is forwarded to the local Department of Fisheries and Oceans for further review.

- partnership with DFO helps municipalities avoid delays in obtaining advice or authorization approvals from DFO
- review helps municipalities avoid damage to fish habitat and potential fines or prosecution under the Fisheries Act
- improved sediment control, erosion control and off-season timing improves the water quality and aquatic habitats in the SCRCA and keeps the soil on the land

On June 29, and December 14, 2012, a series of amendments to the Fisheries Act received Royal Assent. Several other amendments have also been introduced but have not yet come into effect. The amendments will result in changes to Section 35 and will directly affect the current CA-DFO partnership agreements. In addition, as part of DFO's recent Strategic Operating Review, all Ontario Great Lakes Area (OGLA) Offices of DFO have been bundled into one regional program for Central and Arctic Region: The Fisheries Protection Program. This program will be based out of Burlington and will be structured differently.

Drainage Act and Conservation Authorities Act Protocol (DART)

Letters were sent to the Municipalities within the St. Clair Region informing them that as of June 1st the SCRCA would be implementing the Drainage Act and Conservation Authorities Act Protocol (DART). Several notification forms have come in and are being reviewed under DART.

Fish Habitat Review

From January 1, 2013 to June 7, 2013, 78 files have been reviewed by St. Clair Conservation staff. This number is lower than what occurred in 2012 however, this can be associated with weather conditions and other factors.

The Letters of Advice are written on a project to project basis and are used to negotiate and consult on the proposed work and mitigations required in order to reach consensus

between DFO, the Municipal Drainage Superintendents and the Conservation Authority on the works being done.

Class Authorizations are used to provide standard guidelines to the Municipal Drainage Superintendents to mitigate impact of drainage works on fish and fish habitat. Table 2 shows the types of fisheries files that have been reviewed to-date by staff.

Table. 1 Fish Habitat Review 1st half 2012 and 2013.

	Jan. - Jun 2012	Jan. - Jun 2013
Letters of Advice	46	4
Class Authorization	43	44
Extension Letter	4	
Other Types of Files	3	1
Requires DFO Feedback or Sign-off		6
Waiting for Municipality or Drainage Superintendent		23
Total Files from Jan to Jun	96	78

Despite efforts to encourage good practices, we still see projects where additional sediment and erosion control would be greatly beneficial, as shown in the photos of a drain relocation project that was completed in mid-March 2013 (Figure 1).



Figure 1. Drain relocation done in winter with in-adequate sediment and erosion control

Conversely, at a project on the Courtney Drain, Camden more stringent controls were applied. As shown in the photo (Figure 2) no erosion is evident. A more widespread adoption of effective sediment and erosion control, grassed-buffers, sediment pools, and two-staged ditches, where appropriate, will benefit downstream water quality as well as fish.



Figure 2. Courtney Drain, Camden drain relocation with more stringent sediment and erosion applied.

New Stewardship Program for Agriculture Drain Enhancement within the St. Clair River AOC

On May 24, SCRCA received notification that \$85,000 of funding was conditionally approved for the project “Managing Sediment and Erosion and Enhancing Fish habitat in Agricultural Watercourses in the St. Clair River Area of Concern.”

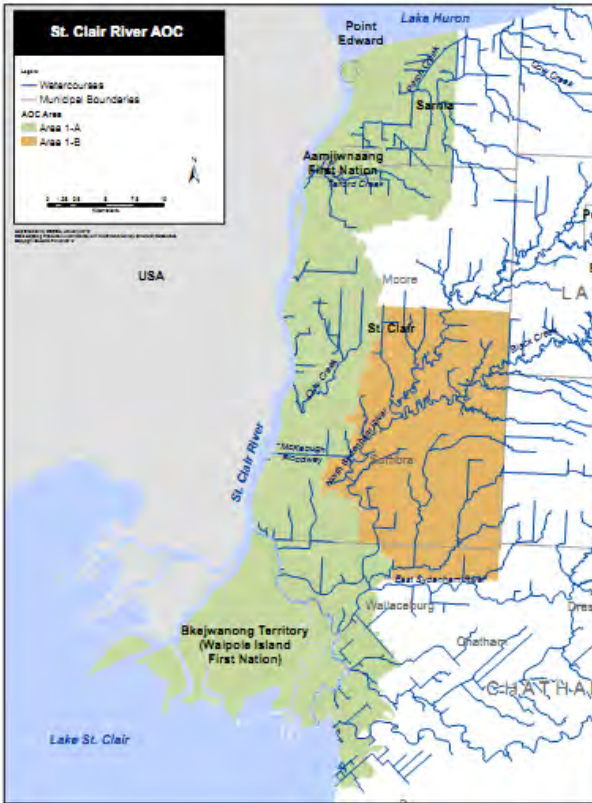


Figure 3. Projects within the St. Clair River AOC qualify. Projects in Area 1-A area (green) are of higher priority than projects in Area 1-B (orange).

The intent of this new project is to encourage restoration, enhancements, and mitigations that go above and beyond the requirements of the Fisheries Act:

- Riparian plantings: Staff will work to encourage buffers are incorporated into new Drainage Reports. In some instances where riparian vegetation is absent, there may be an opportunity to plant native species. The shading and natural filtration effects of these buffers are anticipated to improve benthic community structure and improve fish and wildlife habitat.
- Two-stage ditch/low flow channels: Research shows that changing the shape of a agricultural watercourse can reduce the amount of nitrogen and sediments that compromise water quality and cause problematic algal blooms locally and in far-flung waterways downstream. (<http://environmentalchange.nd.edu/programs/land-use-and-water-quality>)
- Sediment pools/ fish refuge ponds or Newbury Weirs/ rock chutes: In some cases these special enhancements can improve the habitat diversity and improve water quality of the watercourse. Sediment pools/fish refuge pools work by slowing down the water causing sediment to deposit. They can be very effective at reducing sediment and erosion when accompanied by Newbury Weirs/rock chutes. These enhancements also benefit fish by oxygenating the water and providing greater habitat complexity.

Staff Report

9.(vii)



To: Board of Directors
Date: June 16, 2013
From: Steve Shaw, Conservation Services
Jessica Van Zwol, Healthy Watershed Specialist
Subject: Healthy Watersheds Report

The healthy watersheds program is a complex landowner assistance program available for SCRCA watershed residents who are interested in developing and implementing best management practices on their land. Staff are busy every year putting together proposals and applying to a multitude of government and non-government grant agencies in order to provide landowners with financial assistance to implement best management projects (BMP's) on their land that protect and improve surface water and groundwater resources. SCRCA staff visit with landowners throughout the year to provide technical advice, develop plans, organize and carryout projects from start to finish. Projects include wetland creation and sediment traps, agricultural erosion control structures, buffer strips, riparian/stream bank protection, wildlife habitat creation, windbreaks, reforestation and native grassland habitat.

This year SCRCA staff was successful obtaining \$250,000 for landowners for the 2013-2014 project year. The following is a summary of the main programs available to offer landowners financial incentive for conservation projects on their property.

- **Species at Risk Stewardship Fund (SAR)** - A total of \$50,000 in grant is available each year until 2016. This is a 50% grant to assistance landowners with projects located in the East and North branches of the Sydenham River.
- **Clean Water Program (CWP)** - A total of \$20,000 in grant is available each year until December 2014. Up to 50% grant (with some project grant maximums) for landowners with projects located in Middlesex County.
- **50 Million Tree Program (50 MTP)** - Up to \$1000 per acre for reforestation projects is available from Trees Ontario Foundation for projects one hectare (2.5 acres) or larger in size. A total of \$75,000 or more is available each year for all landowners in the SCRCA watershed.

- **Sydenham River Habitat Stewardship Program (HSP)** - A total of \$60,000 in grant is available each year until 2016. This is a 50% grant to assistance program for landowners with projects located in the priority area 1 for aquatic species at risk in the East branch of the Sydenham River (above Dresden).



- **Healthy Lake Huron – Lambton Shores Program (LHS)** - A total of \$25,000 in grant is available until March 2014. This is a 50% grant from the Ontario Ministry of Environment to assist landowners with projects located in the priority area of Lambton Shores Tributaries.
- **Healthy Sydenham Headwaters Initiative (HSHI)** - A total of \$20,000 in grant is available until March 2014. This is a 50% grant program from Wildlife Habitat Canada to assist landowners with wetland creation and upland habitat restoration projects.

There is a project review process that takes place once or twice per year for those projects that require funding and only projects approved by the review committee will be funded.

Staff Report

10.(i)



To: Board of Directors
Date: June 11, 2013
From: Steve Shaw, Conservation Services Specialist
Subject: Conservation Services Spring Tree Plant Projects

Tree Planting Program

Large Stock/ Municipal tree program

- approximately 900 large stock potted and bare root trees were purchased for 20 private landowners and two municipalities this spring totaling more than \$14,000.
- Brooke-Alvinston purchased 340 trees for its municipal residents and provided a \$2.00/tree subsidy for landowners interested in purchasing and planting their own trees.
- Strathroy-Caradoc ordered and planted 73 trees for their municipal owned properties



Seedling/Reforestation program

- trees arrived on April 29th, which is approximately a week later than normal spring planting start date and one month later than last year's abnormally early spring start date.
- SCRCA staff planted 67,000 trees this spring using one, three man hand planting crew and two, three man, tractor mounted, mechanical tree planters. Approximately 40 landowners ordered and planted a total of 9,000 trees on their own, for a total of 76,000 trees planted between May 6th and June 11th.



- three very large planting projects were completed this year. Enbridge property, 11 acres and Lambton County Bowens Creek property, 17 acres both located in St. Clair Twp. The third property was for a landowner located in Plympton-Wyoming who retired 16.5 acres of land with 13,000 trees and plans to retire the remaining 16 acres next spring.
 - approximately \$160,000 in federal, provincial and local grant was secured through 9 separate funding programs and used to offset planting costs for most of the 67,000 trees planted this spring.

Staff Report

10.(ii)



To: Board of Directors

Date: June 11, 2013

From: Steve Shaw, Conservation Services Specialist

Subject: West Nile Virus - Lambton County Larvicide Program

- * the County of Lambton has renewed a 3 year term contract with the Conservation Authority to provide larvicide application services in Sarnia-Lambton.
- * for 2013 three treatments of methoprene pellets will be applied throughout the summer to approximately 13,000 catch basins and another 3000 catch basins will receive a single methoprene briquette application.

- * new options for 2013 to 2016 where provided to the Lambton Community Health Services Department. Estimated costs are around \$95,000 per treatment year.

- * along with the County of Lambton, Aamjiwnaang First Nation, Sarnia has requested larvicide application services for its catch basins again this year. There is one (repeat) private/corporate property located in Corunna requesting the Conservation Authority's larvicide services as well.



- * applications for permits to treat catch basins is in process and will be submitted to M.O.E. along with letters of support from the municipalities, private land and First Nation Sarnia Reserve.
- * Conservation services staff will sample catch basins starting June 17th with the intention of counting the number of mosquito larvae present. This information is provided to the Lambton County Medical Officer of Health, who then provides direction to proceed with the first round treatment of the catch basins based on sampling results. Normal treatment start date is the last week of June or the first week of July.

**ST. CLAIR REGION CONSERVATION AUTHORITY
REGULATIONS ACTIVITY REPORT**

11.(i)

April 30, 2013

TO: SCRCA Chair and Board of Directors

**SUBJECT: Administration and Enforcement – Section 28 Status Report –
Development, Interference of Wetlands and Alteration to Shorelines and
Watercourses Regulation**

FROM: Dallas Cundick, Environmental Planner / Regulations Officer

A summary of staff activity related to the Conservation Authority's *Development, Interference of Wetlands and Alterations to Shorelines and Watercourses Regulation* (Ontario Regulation 171/06 under Ontario Regulation 97/04) is presented below. This report covers the period from April 1, 2013 to April 30, 2013.

Application # 10702

Municipality of Strathroy-Caradoc

Carroll Street, Part Lot 10, Concession 9, Geographic Township of Caradoc, County of Middlesex

- Permission required to install a 600 mm sanitary sewer line across Trout Creek immediately south of Carroll Street within an 8m easement along the road;
 - Sanitary line to be installed a minimum depth of 1.5m below the bed of the watercourse using an open trench;
 - Dam and pump method to ensure that works are completed in the dry;
 - Pumped water will be released downstream through a silt trap barrier and through a vegetated area for sediment filtering purposes;
 - Placement of 200-300mm diameter smooth rock for restoration of disturbed creek bed as directed by the contract administrator;
- Permission required to install a 250 mm watermain across Trout Creek using the directional drill method;
 - Waterline to be installed a minimum depth of 1.5m below the bed of Trout Creek;
- Permission required to install 5 boulder clusters in Trout Creek downstream (north) of the Carroll Street crossing for the purposes of increasing in-water structure and enhancing existing fish habitat;
- Staff issued Letter of Advice on behalf of Department of Fisheries and Oceans, April 19, 2013;
- Staff permission issued April 19, 2013;

Application # 10716

Municipality of Strathroy-Caradoc

Metcalf Street, Lot 9 and 10, Concession 10, Geographic Township of Caradoc, County of Middlesex

- Permission required to install a 525 mm sanitary sewer line underneath Metcalfe Street;
- Permission required to install a storm sewer line underneath Metcalfe Street that will range in size from 375mm-900mm;
- Permission required for installation of a 300 mm watermain underneath Metcalfe Street
- Work area will be dewatered if there is groundwater seepage;
- Pumped water from the work area will be released into the storm sewer system or a containment area;
- Sediment and erosion control measures to be installed prior to commencement of the works and be maintained until all disturbed areas have been rehabilitated;
- Staff permission issued April 16, 2013.

Application # 10734

Dwight Prodger and Joyce Wilson

8000 Norma Avenue, Lot 48, Concession Front, Geographic Township of Plympton, County of Lambton

- Permission required to replace the existing 12 ft. by 12 ft. storage shed on the subject property with a 14 ft. by 17 ft. storage shed on a 14 ft. by 20.5 ft. reinforced concrete pad with thickened edges;
- The replacement structure will be constructed no closer to the top of the bank of the ravine system than the existing structure (new structure to go westward and south with extra length);
- Existing grades will be maintained, and there will be no grading changes or excavations required between the proposed shed and the top of bank of the ravine system;
- Drainage from the structure will be directed away from the bank of the ravine to well vegetated areas and controlled on the subject property;
- All disturbed areas will be stabilized upon completion of the works, and any excess fill will be removed from site;
- Staff permission issued April 2, 2013;

Application # 10736

Mike VanderSluis

290 Robinson Road, Lot 13, Concession 4, Geographic Township of Dawn, Township of Dawn-Euphemia, County of Lambton

- Permission required to tear down the existing single family dwelling and construct an approximately 2494 square foot (~232 m²) two storey single family dwelling on the subject property;
- The lowest opening into the proposed dwelling (minimum foundation opening) will be at a minimum elevation 0.5 m greater than the centreline road elevation of Robinson Road which is directly adjacent the proposed single family dwelling on the subject property;

- The final grade elevation around the proposed dwelling will be at a minimum elevation 0.5 m greater than the centerline road elevation of Robinson Road for a horizontal distance of 2 m;
- Surface and subsurface drainage will be controlled and excess fill will be removed from the property.
- Staff permission issued April 17, 2013;

Application # 10737

Municipality of Chatham-Kent

7 Sydenham Gardens Blvd., Lot 11, Concession 2 GORE, Geographic Township of Chatham,

Municipality of Chatham-Kent

- Permission required to remove and replace the existing stormwater outlet from the Sydenham Gardens Boulevard pump station and relocate the location of the outlet into Running Creek, works include;
 - Remove the existing 750mm concrete storm sewer pipe from the pump house to the shoulder of Nelson Street;
 - Plug the existing storm sewer pipe at the shoulder of Nelson Street and leave the existing structure from the road shoulder to the underwater outlet into Running Creek (north of Colwell Bridge) in place to avoid disturbance to aquatic habitat;
 - Remove existing pump station generator building from the east side of the pump station;
 - Re-instate pump station generator building on the west side of the pump station, with the addition of 15m of pre-fabricated concrete block retaining wall system around the building. Top of retaining wall to match the elevation of the concrete floor pad of the pump station generator building;
 - Create a new gravel access to the pump station generator building using 200mm granular 'A';
 - Install twin 400mm PVC pipes to replace the 750mm concrete storm-water pipe, with the new outlet into Running Creek located south of Colwell Bridge;
 - Where necessary provide additional fill over storm sewer pipes to maintain a minimum cover of 1.2m;
 - Create a catch basin for the outlet of the twin storm sewer pipes (concrete headwall as per OPSD 804.040 with rip rap treatment as per OPSD 810.010). Catch basin is cut into the existing bank to match existing grades to the degree possible;
 - Install appropriate erosion and sediment control measures prior to initiation of the works, monitor and maintain them until all works are complete to ensure that no silt, sediment or debris enters the watercourse and remove once the site is stabilized, and;
 - Stabilize and restore the site to existing conditions (e.g. grades, re-seeding).
- Staff issued Letter of Advice on behalf of Department of Fisheries and Oceans, April 11, 2013;
- Staff permission issued April 11, 2013;

Application # 10738

Brad Bos

2232 Knapdale Drive, Lot 613, Concession 5, Geographic Township of MOSA, Municipality of Southwest Middlesex, County of Middlesex

- Permission required to construct a new single family dwelling (one storey with basement) on the subject property;
- The single family dwelling is approximately 183.4 square metres of living area (1974 sq. ft.).
- The lowest opening into the new dwelling will be at a minimum elevation of 0.5 m above the centerline road elevation of Big Bend Road adjacent to the proposed dwelling;
- The finished grade around the foundation will be at a minimum elevation of 0.5 m above the centerline road elevation of Big Bend Road adjacent to the proposed dwelling, and the lowest point of the access driveway will be equal to the elevation of the centerline road elevation of Big Bend Road adjacent to the proposed dwelling;
- The dwelling will be constructed 30 m from the edge of the watercourse at its closest location;
- No grading, excavation, site alteration, etc. will be required between the proposed dwelling and the watercourse. Excess fill will be removed from the property;
- Staff permission issued April 12, 2013.

Application # 10739

Corporation of the Municipality of Chatham-Kent

Marsh Line, Lot 13, Concession 11, Geographic Township of Dover, Municipality of Chatham Kent

- Permission required to rehabilitate the Marsh Line Bridge over the Hind Relief Drain;
- Appropriate erosion and sediment control measures will be installed prior to initiation of the works and maintained until all works are complete to ensure that no silt, sediment and debris enters the watercourse;
- Works will be completed in the dry via the use of a geotextile lined wire mesh netting suspended under the bridge;
- All disturbed areas will be restored with topsoil and reseeded upon completion of the works, and returned to existing grades;
- Staff permission issued April 12, 2013.

Application # 10740

Garry Straatman

6366 Petrolia Line, Lot 2, Concession 11, Geographic Township of Brooke, County of Lambton

- Permission required to construct a major addition onto the existing dwelling on the subject property;
- Proposed works include tear down of the existing attached garage (300 sq. ft.), removal of existing living space (450 sq. ft.), construction of a new attached garage (930 sq. ft.), and construction of new living space (1320 sq. ft.);

- The addition will have a four ft. deep concrete foundation wall on concrete footings (no basement/no habitable space below the existing main floor elevation);
- The addition main floor elevation will match the existing dwelling main floor elevation, and the addition foundation elevation will match the existing foundation elevation;
- Excess fill will be removed from site, and there will be no alterations to minimum lowest openings to the existing dwelling;
- Staff permission issued April 15, 2013.

Application # 10742

Grant Delmage

7994 Norma Avenue, Lot 48, Concession Front, Geographic Township of Plympton, County of Lambton

- Permission required to construct a ground floor minor addition (12 ft. 6 inches by 13 ft. 4 inches) and new front porch (9 ft. 6 inches by 22 ft. 9 inches) onto the south facing (road facing) side of the existing dwelling;
- No structural works required to the existing dwelling, and no works/site alterations/development between the proposed addition and the ravine slope;
- It is understood that surface and subsurface drainage will be directed away from the top of the ravine to well vegetated areas and controlled on the subject property;
- No fill placement or grading/site alteration will be required between the existing dwelling and the top of the bank;
- All disturbed areas will be stabilized upon completion of the works, and any excess fill will be removed from site;
- Staff permission issued April 16, 2013.

Application # 10743

Travis Bouma

1012 Edgewater Court, Lot 57, Concession 9, Geographic Township of Sarnia, County of Lambton

- Permission required to construct a major addition onto the existing dwelling on the subject property;
- Works include reconstructing the roof over the existing single storey dwelling, constructing a major addition onto the landward (south) facing wall of the existing dwelling (no structural works to the existing exterior walls or existing foundation required);
- The addition will be located approximately 23 metres from the top of the bank of the shoreline bluff at its closest location;
- The proposed addition will not alter shoreline access for protection purposes;
- Surface and subsurface drainage will be directed away from the top of the shoreline bluff, and that no fill placement or grading/site alteration will be required between the existing dwelling and the top of the shoreline bluff;
- Excess fill will be removed from the site;
- Regulations Committee permission issued April 23, 2013.

Application # 10744

Jim Schreiner

1099 George Robertson Waterway, Lot 73 and 74, Plan 24, Geographic Township of St. Clair,
County of Lambton, Fawn Island

- Permission required to replace a portion of an existing seawall, which is failing;
- New seawall will be approximately 98' in length, and use 16' tall sheeting that will extend 4' above current water levels (match existing);
- Wall to be anchored using 20' long tieback rods spaced 6' apart;
- Tieback rods to attach to 12' buried steel anchor piles set at a 10 degree angle away from the wall;
- Current grade will be maintained;
- To control sediment, the damaged break wall will remain in place while soil is removed from between the current damaged break wall and the new one; silt curtain will be placed in the canal encompassing the work area during removal of the old break wall;
- Staff issued Letter of Advice on behalf of Department of Fisheries and Oceans, April 23, 2013;
- Staff permission issued April 23, 2013.

Application # 10745

Western Land Co.

Katie Lane, Lot 23, Concession 3 SER, Geographic Township of Adelaide, County of Middlesex

- Permission required to construct a storm drainage outlet and headwall adjacent to the north east boulevard of Katie Lane in association with the North Strathroy Meadows Phase 2 Subdivision development, works include:
 - Installing a 13.2 m of 300mm STM stormwater pipe, at a 1% grade, from STMH6 to a model STC 300i Stormceptor;
 - Installing a 8 m of 300mm STM stormwater pipe, at a 1% grade, from the Stormceptor to the storm outlet headwall;
 - Installing the storm outlet headwall (OPSD 804.030) on the bank of the ravine associated with the DeGroot Drain;
 - Install 200mm rip rap (OPSD 810.010) outfall at the base of the storm outlet headwall;
- Disturbed areas to be stabilized and vegetated as quickly as possible, and;
- Appropriate erosion and sediment control measures will be installed prior to initiation of the works and maintained until all works are complete to ensure that no silt, sediment and debris enters the watercourse;
- When all restoration is complete remove sediment control measures;
- Staff permission issued April 26, 2013.

Application # 10746

Neil Lucier

3179 Rokeby Line, Lot 2, Concession 8, Geographic Township of Enniskillen, County of Lambton

- Permission required to construct a new non-habitable accessory structure on the subject property;
- The proposed structure will be an approximately 48 ft. by 64 ft. pole barn style shed;
- It will be located east of the existing 32 ft. by 40 ft. accessory structure on the subject property;
- The new structure will be constructed no closer than 6 m to the top of the bank of the ravine system;
- The existing grades will be maintained, and there will be no grading changes or excavations required between the proposed shed and the top of bank of the ravine system;
- Drainage from the structure will be directed away from the bank of the ravine to well vegetated areas and controlled on the subject property, and;
- All disturbed areas will be stabilized upon completion of the works, and any excess fill will be removed from site;
- Staff permission issued April 26, 2013.

Recommended and approved by:

Dallas Cundick, Environmental Planner/Regulations Officer

Michelle Fletcher, Regulations and Natural Heritage Technician

Patty Hayman, Director of Planning

**ST. CLAIR REGION CONSERVATION AUTHORITY
REGULATIONS ACTIVITY REPORT**

May 31, 2013

TO: SCRCA Chair and Board of Directors

**SUBJECT: Administration and Enforcement – Section 28 Status Report –
Development, Interference of Wetlands and Alteration to Shorelines and
Watercourses Regulation**

FROM: Dallas Cundick, Environmental Planner / Regulations Officer

A summary of staff activity related to the Conservation Authority's *Development, Interference of Wetlands and Alterations to Shorelines and Watercourses Regulation* (Ontario Regulation 171/06 under Ontario Regulation 97/04) is presented below. This report covers the period from May 1, 2013, to May 31, 2013.

Application # 10715

Greenfield South Power Corporation

Oil Springs Line, Lot 26, Concession 2, Geographic Township of Moore, Township of St. Clair,
County of Lambton

- Permission required to construct a natural gas fired energy plant at the subject location;
- A balanced cut and fill is to be undertaken for the proposed development as per the Balance Cut and Fill Plan;
- Flood-proofing measures have been incorporated into the design of all proposed buildings or structures, and the minimum finished ground floor elevation has been set at 188.0 m G.S.C. for all buildings and structures;
- Area around the development will be filled to a minimum elevation of 188.0 m G.S.C. for a horizontal distance of 1.6 meters;
- Ingress/egress concerns will be addressed by raising access road elevation to minimum 187.7 m G.S.C. along its entire length;
- This access laneway upgrade will require removal of the existing steel culvert, and installation of new 33 m long, 1380 mm diameter galv. Steel culvert, slope to match existing, as per drawing 402-11-L06 Rev C Ditch Crossing Plan & Details;
- Appropriate erosion and sediment control measures will be installed prior to development and maintained until all works are complete and disturbed areas stabilized at which time they will be removed;
- All development will be constructed greater than 30 m from the edge of the watercourse;
- Only site-approved engineered fill and clean non-organic backfill will be used on site;
- Staff issued Letter of Advice on behalf of Department of Fisheries and Oceans, May 23, 2013;
- Staff permission issued May 23, 2013.

Application # 10731

Sarnia Pool Company

867 St. Clair Parkway, Lot 46, Concession Front, Geographic Township of Moore, Township of St. Clair, County of Lambton

- Permission required to construct an in-ground swimming pool within the upper terraced portion of the rear yard (on the west side) of the existing dwelling. The pool will be located at about 12 m from the existing dwelling and about 70 m from the edge of the St. Clair River;
 - *Geotechnical Slope Stability Review, Proposed Swimming Pool, 867 St. Clair Parkway, Mooretown, Ontario*, Completed by Terraprobe Inc. File No. 11-13-3019, dated March 4, 2013;
 - In-ground Steel Boxwall (Classic Pool) for Latham Splash Canada Inc., Structural Details and notes (DWG. 1, Sealed and Stamped by Krahn Engineering);
 - Hydrostatic Relief valve (by Hayward Pool Products);
 - Sketches of pool design (plan and section) and other details (by Sarnia Pool Company);
 - *Proposed Swimming Pool, 867 St. Clair Parkway, Mooretown, Ontario*, Completed by Terraprobe Inc. File No. 11-13-3019, dated April 22, 2013;
- The pool will be founded on the underlying undisturbed native soils or compacted engineered fill.
- The proposed swimming pool will require only minor grading and the proposed grade will be matched with original site grade beyond proposed pool footprint;
- Fill will not be placed on the slope or near the slope crest, excess fill to be removed at time of excavation;
- Site grading and drainage will be designed to prevent direct concentrated or channelized surface runoff from flowing directly over the slope;
- Surface drainage will not be directed over the slope, and disturbed areas will be stabilized and restored;
- The proposed works will be required to be completed in two phases;
- Phase One is the excavation for the pool subgrade. Phase Two is the pool construction. Phase two will not be allowed to proceed without written confirmation from the SCRCA that phase one is complete and that the Authority is satisfied that the pool is founded on the underlying undisturbed native soils or compacted engineered fill, and the pool subgrade is inspected and approved by a geotechnical engineer (Terraprobe). To satisfy the above, the SCRCA will require written confirmation from a geotechnical engineer (Terraprobe) that the pool subgrade has been reviewed and approved.
- Staff permission issued May 14, 2013.

Application # 10735

Union Gas Limited

Crawford Drain, Lot 15, Concession 9, Geographic Township of Caradoc, Municipality of Middlesex

- Permission required to install 800m new NPS 4” pipe within the SCRCA regulated area (floodplain) on Glengyle Drive including an undercrossing of Crawford Drain.
- HDD under Crawford Drain;
 - Install the pipe using the HDD method following the DFO operational statement (including emergency/contingency measures in the case of ‘fracturing’;
 - Locate the drilling/exit points a minimum of 4m from the water’s edge;
 - Sediment fences are to be established between boring/receiving bays and the watercourse;
 - Pipe to be drilled a minimum of 1.2m below the bed of the watercourse;
 - All excess material is to be removed from the construction site;
- Regulated Area (non-stream crossing)
 - The new pipeline will be installed using an open cut or plough method (except at the stream crossing);
 - Sediment and erosion control measures will be implemented prior to the onset of work, and maintained during the work phase;
 - Strip surrounding topsoil from the existing section of the RoW, placing the subsoil and topsoil (separated piles) in the municipal RoW adjacent to the pipeline trench. Spoils piles to be a minimum of 15m from watercourse and surrounded by silt fencing;
 - The trench will be 1.2m deep and 1.0m wide;
 - The open trench will be restricted to a length of 15m at all times;
 - Water discharge from any construction dewatering will be passed through filter bags (located a minimum of 30 m from the watercourse), before being release to an undisturbed vegetated area;
 - Backfill the excavated areas to bring them up to pre-construction grade. Native material will be used for compaction under the pipeline and will support the pipeline. The remaining area of the trench will be backfilled with native material;
 - No additional fill will be introduced to the regulated area;
 - Excess fill, that will be displaced by the pipeline, will be removed from the regulated area so that there is no grade change and loss of floodplain storage within the SCRCA regulated area,;
 - Cleanup/restore and appropriately re-vegetate areas affected by construction (working space in RoW);
- Staff permission issued May 8, 2013.

Application # 10747

Dennis Debot

29977 St. Clair Parkway, Lot B, Concession 4 GORE, Geographic Township of Chatham,
Municipality of Chatham-Kent

- Permission required to construct a new single family dwelling (one storey with crawl space only) on the subject property;
- The single family dwelling is approximately 259 square metres of living area (2792 sq. ft.);
- The lowest opening into the new dwelling will be at an elevation higher than 177.00 m C.G.D.;
- Fill will be placed to a minimum elevation of 177.00 m C.G.D. for a minimum horizontal distance of 2 metres from the external walls of the structure;
- The existing grades will be maintained, and there will be no grading changes or excavations required between the proposed dwelling and the top of bank of the Whitebread Tap Drain;
- Drainage from the structure will be directed away from the bank of the watercourse to well vegetated areas and controlled on the subject property,
- Appropriate sediment and erosion controls will be employed to ensure that no sediment from the work site enters the Whitebread Tap Drain or the Chanel Ecarte during severe storm events, and;
- All disturbed areas will be stabilized upon completion of the works, and any excess fill will be removed from site;
- Staff permission issued May 1, 2013.

Application # 10750

Michael T. McCabe

3012 Rokeby Line, Lot 1, Concession 9, Geographic Township of Enniskillen, County of
Lambton

- Permission required to construct a 40 ft. by 40 ft. non-habitable accessory structure on the subject property;
- The new structure will be constructed approximately 120 ft. from the edge of McKenzie Drain at its closest location;
- Existing grades will be maintained, and there will be no grading changes or excavations completed between the proposed structure and the watercourse;
- Drainage will be directed away from the bank of the watercourse to well vegetated area;
- Disturbed areas will be stabilized and excess fill will be removed off-site;
- Staff permission issued May 22, 2013.

Application # 10751

Matt and Karen Cullen

3598 Queen Street, Lot 18, Concession Front, Geographic Township of Plympton, County of Lambton

- Permission required to construct a main floor and deck addition to the existing single family dwelling on the subject property;
- The proposed works include construction of a 977 sq. ft. (91 sq. m) deck under which is proposed a main floor addition of 795 sq. ft. (74 sq. m);
- The proposed addition will be located on the north facing side of the existing dwelling; the addition will be located greater than 67 metres from the bottom of the bank with an 18 sq. ft. encroachment into this setback on the North West corner.
- The addition will be located approximately 30 metres from the top of the bank of the shoreline bluff at its closest location, and the proposed addition will not alter shoreline access for protection purposes;
- Surface and subsurface drainage will be directed away from the top of the shoreline bluff, and no fill placement or grading/site alteration will be required between the proposed addition and the top of the shoreline bluff;
- Excess fill will be removed from the site.
- Staff permission issued May 22, 2013.

Application # 10754

Michelle DeGroot

Scotchmere Drive, Lot 15, Concession 8, Geographic Township of Caradoc, County of Middlesex

- Permission required to construct a new single family dwelling with an attached garage, new laneway and dog kennel on the subject property.
- The proposed 1952 ft² dwelling will be approximately 67 metres from the edge of the wetland, and approximately 10m outside of the Flood Hazard Limit of the Humphrey Drain;
- All development, site alterations, excavations, fill placement, grading, etc. (aside from access laneway construction) will be completed outside Flood Hazard Limit, and greater than 30 m from the edge of the wetland boundary;
- The lowest point of the access driveway will be 99.5m. This is greater than the lowest centerline road elevation (99.2) of Scotchmere Drive in front of the property;
- The laneway is located as far as feasibly possible from the wetland boundary and watercourse, and;
- All disturbed areas will be stabilized upon completion of the works, and any excess fill will be removed from the regulated area;
- Staff permission issued May 22, 2013.

Application # 10755

Union Gas Limited

Ross-Hall Drain, Thompson-Edwards Drain, Hall Drain, Lot 25, Concession 2, Lot 24, Concession 3, Lot 25, Concession 3, Geographic Township of Warwick, County of Lambton

- Permission required to install 3200m new NPS 4” pipe, approximately 195m of which is within the SCRCA regulated area (floodplain) on Brick Yard Line and Arkona Road. Within the SCRCA regulated area there will be directional drill undercrossings of Ross-Hall Drain, Thompson-Edwards Drain and Hall Drains;
- Stream Crossing;
 - Install the pipe using the HDD method following the DFO operational statement (including emergency/contingency measures in the case of ‘fracturing’;
 - Locate the drilling/exit points a minimum of 10m from the water’s edge;
 - Sediment fences are to be established between boring/receiving bays and the watercourse;
 - Pipe to be drilled a minimum of 1.2m below the bed of the watercourse;
 - All excess material is to be removed from the construction site;
- Regulated Area (non-stream crossing)
 - The new pipeline will be installed using an open cut or plough method (except at the stream crossing);
 - Sediment and erosion control measures will be implemented prior to the onset of work, and maintained during the work phase;
 - Strip surrounding topsoil from the existing section of the RoW, placing the subsoil and topsoil (separated piles) in the municipal RoW adjacent to the pipeline trench. Spoils piles to be a minimum of 15m from watercourse and surrounded by silt fencing;
 - The trench will be 1.2m deep and 1.1m wide;
 - The open trench will be restricted to a length of 15m at all times;
 - Water discharge from any construction dewatering will be passed through filter bags (located a minimum of 30 m from the watercourse), before being release to an undisturbed vegetated area;
 - Backfill the excavated areas to bring them up to pre-construction grade. Native material will be used for compaction under the pipeline and will support the pipeline. The remaining area of the trench will be backfilled with native material;
 - No additional fill will be introduced to the regulated area;
 - Excess fill, that will be displaced by the pipeline, will be removed from the regulated area so that there is no grade change and loss of floodplain storage within the SCRCA regulated area,;
 - Cleanup/restore and appropriately re-vegetate areas affected by construction (working space in RoW);
- Staff permission issued May 21, 2013.

Application # 10759

Carson Willemse

8105 Hillsboro Road, Lot 50, Concession Front, Geographic Township of Plympton, County of Lambton

- Permission required to construct a new non-habitable accessory structure on the subject property;
- Structure will be an approximately 36 ft. by 38 ft. new shed (detached garage approx. 1320 sq. ft., 123 sq. m.) with a full 4 ft. concrete foundation on concrete footings;
- It will be located northeast of the existing dwelling on the subject property; The new structure will be constructed no closer than 10 m to the top of the bank of the ravine system at its closest location, and approximately 6 m from the side lot line;
- The existing grades will be maintained, and there will be no grading changes or excavations required between the proposed garage and the top of bank of the ravine system;
- Surface and subsurface drainage will be directed away from the slope of the ravine;
- All disturbed areas will be stabilized upon completion of the works, and any excess fill will be removed from site;
- Staff permission issued May 30, 2013.

Application # 10763

Scott and Janet Jacks

4080 Hillcrest Road, Lot 25, Concession Front, Geographic Township of Plympton, County of Lambton

- Permission required to repair the existing deck located on the south side of the dwelling (like for like);
- Construct two approximately 7 ft. by 7.5 ft. triangle additions onto the west point of the existing deck;
- Two new sonotube footings to be installed approx. 18 inches in diameter, down 4 ft. below grade;
- Excavation, and site alteration/grading works will be limited to the boring of the two new sonotube holes;
- There will be no alterations to the structural supports for the existing deck (existing sonotube footings and 6 x 6 posts to remain);
- The existing decking, handrail and bracing will be removed and reconstructed;
- Proposed works will not impact slope stability, negatively impact erosion, or increase risk to life and property;
- Staff permission issued May 30, 2013.

Recommended and approved by:

Dallas Cundick, Environmental Planner/Regulations Officer

Michelle Fletcher, Regulations and Natural Heritage Technician

Patty Hayman, Director of Planning

**ST. CLAIR REGION CONSERVATION AUTHORITY
REGULATIONS ACTIVITY REPORT – VIOLATIONS AND CORRECTIVE ACTIONS**

May 31, 2013

TO: SCRCA Chair and Board of Directors

**SUBJECT: Administration and Enforcement – Section 28 Status Report –
Development, Interference of Wetlands and Alteration to Shorelines and
Watercourses Regulation**

FROM: Dallas Cundick, Environmental Planner / Regulations Officer

A summary of staff activity related to Violations of the Conservation Authority's *Development, Interference of Wetlands and Alterations to Shorelines and Watercourses Regulation* (Ontario Regulation 171/06 under Ontario Regulation 97/04) is presented below. This report covers the period from April 1, 2013 to May 31, 2013.

FV #201213

Ilderton Road, North Part Lot 1, Concession 8, Geographic Township of Lobo, County of Middlesex

- subject property is an agricultural zoned property that was recently purchased by neighbouring cattle farmers;
- the majority of the 50 acre parcel is low lying lands that are identified as a PSW, and there is about 10 acres of elevated table lands.
- the CA was notified that the landowner began to remove vegetation within a PSW
- staff visited the site on July 9th and confirmed that vegetation removal and disturbance of the wetland had occurred and spoke with landowner about the removals. He indicated that vegetation was being removed to complete the replacement of the old perimeter fence line on the property. Staff asked for work to be stopped at that time until a further assessment could take place;
- staff of the SCRCA met with landowners and their consultant on site July 24th;
- Consultant submitted plans on the landowners behalf outlining the proposed works required to replace the old perimeter fence line;
- staff of the SCRCA reviewed the proposed works and determined that interference to the hydrological function of the wetland will not occur if certain additional mitigation measures and best management practices are implemented, the key mitigation measures outlined in a letter sent to the landowner August 9, 2012 include:
 - the maximum extent of vegetation removal is 20 ft. (6 m) from the property

- boundary for the footprint of the fence posts and the fenceline;
 - vegetation removal is limited to the perimeter of the subject property and is not carried out anywhere else within the wetland boundary;
- August 16, 2012 Authority staff completed inspection of the works to review for compliance with the agreed upon conditions;
- as a result of that inspection, Authority staff determined that vegetation removal in excess of the agreed upon maximum extent of vegetation removal permitted was completed on the subject property;
- mass clearing of wetland vegetation had occurred on the property within the low lying areas outside the agreed upon 6 metre limit of vegetation removal;
- the Authority's regulation under section 5, "Alterations Prohibited" states ".....no person shall.....interfere in any way with a wetland". Upon further investigation, Authority staff have concluded that mass clearing of wetland vegetation constitutes an interference with a wetland;
- interference in any way is interpreted as:
 - *"any anthropogenic act or instance which hinders, disrupts, degrades or impedes in any way the natural features of hydrologic and ecologic functions of a wetland"* (March 2008, Draft Guidelines to Support Conservation Authority Administration of the "Development, Interference with Wetlands and Alterations to Shorelines and Watercourses Regulation", prepared by Ministry of Natural Resources/Conservation Authority Section 28 Peer Review and Implementation Committee.);
- Notice of Violation Letter sent September 7, 2012;
- Notice of Violation Form sent September 7, 2012;
- Notice of Violation Follow Up Letter sent September 7, 2012;
 - letter stated that the Authority requires the proponent cease any further unauthorized vegetation removal and contact the Authority immediately to advise of the measures they propose to remedy the situation. The Authority's goal is to remediate the unauthorized vegetation removal, and therefore asks for voluntary restoration.
- If landowner fails to comply with this request, the Conservation Authority can review its legal options with respect to the site, including but not limited to prosecution;
- September 17, 2012, consultant sent letter of behalf of the landowners to inform the Authority that they will cease any further vegetation removal, and they will allow the cleared wetland vegetation to naturally restore itself;
- Authority staff continue to monitor the site;

FV 201215

6332 William Street, Lot Ipperwash, Concession Front, Geographic Township of Bosanquet, County of Lambton

- Conducted site investigation September 26, 2012;
- Unauthorized shoreline protection works along the Lake Huron Shoreline on the subject property had occurred in violation of Section 28 of the *Conservation Authorities Act*, as landowner did not apply or receive approval to carry out these works;
- Notice of Violation Letter sent to landowner and contractor September 27, 2012;

- Notice of Violation Form sent to landowner and contractor September 27, 2012;
- Landowner contacted the Authority to discuss options for measures to remedy the situation on October 12, 2012;
- Authority staff continue to review all issues in the West Ipperwash Beach area in detail and will be advising the interested parties in the area;

FV 201216

2894 Old Lakeshore Road, Lot 4, Concession 9, Geographic Township of Sarnia, County of Lambton

- Conducted site investigation October 4, 2012;
- Unauthorized deck construction works along the Lake Huron Shoreline on the subject property had occurred in violation of Section 28 of the *Conservation Authorities Act*, as landowner did not apply or receive approval to carry out these works;
- Notice of Violation Letter sent to agent (son of landowner) September 27, 2012;
- Notice of Violation Form sent to agent (son of landowner) September 27, 2012;
- Authority staff met with the proponents on October 26, 2012 and outlined Authority's role in hazard land management and reasons for concerns with deck structure;
- Authority staff advised that deck must be removed, and discussed options for relocating to area of decreased risk;
- Authority Staff contacted the City of Sarnia to determine ownership of land where the deck has been constructed;
- Deck appears to be off the landowners property and on an area of land between the water's edge and the subject property;
- City of Sarnia to look into ownership of the land and determine if city owns the land in the location of the constructed deck;
- Authority staff awaiting confirmation from City of Sarnia on landownership situation before proceeding accordingly;
- City responded to the Authority that the Registry Office indicated any unpinned property belonged to the Crown, therefore it is not City property. While some maps may indicate the structure extends beyond the homeowners' property, the only way to know for sure would be to have a surveyor go out there;
- Authority staff to proceed with formal letter to the proponent outlining Authority requirements;
- Formal letter outlining Authority requirements sent March 13, 2013;
- Proponent responded to the Authority March 27, 2013 via solicitor that they will be proceeding with an application for the works undertaken with modifications to meet SCRCA policy;
- CA Staff met with Landowner and solicitor on Tuesday, May 21, 2013 on site to discuss;
- Landowner was quite adamant that removing the structure is not an option for them;
- Discussion was mostly on what investigations/reports/modifications/etc. needed to be completed to allow deck structure to remain somewhere on the property;
- Following the meeting the solicitor responded formally with a written response to the Authority (received May 25, 2013), that they will be retaining the services of a qualified professional coastal engineer to review the works undertaken and complete a report on the dynamic beach, structure, coastal processes, impacts, and recommendation, etc.;

FV 201302

3917 Tile Yard Road, Lot 12, Concession 9, Geographic Township of Enniskillen, County of Lambton
(Although this violation is minor, this is the fifth report of an occurrence on the property with the current owners (5 separate works undertaken on the property since 2008 within the Regulated area where prior written approval was not obtained) ;

- Concerned neighbor contact Authority via email in regard to a crossing built over the creek in the floodplain and Authority restrictions;
- Authority staff contacted concerned individual back to ask if they could provide further detail;
- Concerned neighbor forwarded the following information and pictures;
 - Last summer property owners built a tree fort on what we considered our property and my husband asked them not to use it because our deed says that our property goes to the northern edge of the creek;
 - Owner of 3917 Tile Yard Road believe it is their property because they have a plan with a traverse line;
 - I believe since we disagree we will need a third party decision. I have talked to a lawyer and hired a surveyor who is waiting for better weather;
 - Owner of 3917 tile Yard Road built a bridge this Fall and removed the No Trespassing signs my husband had posted;
 - I was hoping that there are restrictions for the bridge because it just accesses our property;
 - As you can see from the photos it is well constructed and does not seem effected by flooding;
 - Note: removed pictures taken (January 29, 2013) that were in February 21, 2013 board report.
- Authority staff contacted landowner of 3917 Tile yard Road to inquire about works completed in the floodplain over the creek;
- Authority staff re-iterated that development within the floodplain requires prior Authority approval;
- Landowner explained the construction details of the foot bridge crossing;
 - Spans from bankfull width to bankfull width;
 - Two 6 x 6 wood beams span the watercourse and then 2 x 4 and 2 x 6 wood planks 3 ft. long make the walkway surface;
 - Structure is not embedded or fastened to the ground;
 - No alterations the watercourse were completed;
- Landowner noted that they have survey that shows they own on both sides of the creek;
- Landowner to submit survey to Authority to provide confirmation that location of bridge is on his property;
- Authority to review and provide detailed list of application requirements for the construction of a walking bridge at the subject location;
- Formal letter outlining Authority requirements for the works within the Durham Creek Floodplain sent March 13, 2013;
- Authority staff is waiting for complete application submittal with necessary modifications to meet SCRCAs policy;
- Landowner submitted application on May 24, 2013 addressing the concerns and requirements of the Authority;

- Proponent still required to submit required fee for the works undertaken;
- Authority staff will proceed with review of application when complete application is submitted;

FV 201303

3790 Lakeshore Road, Lot 9, Concession 9, Geographic Township of Plympton, County of Lambton

- Conducted site investigation April 17, 2013;
- Unauthorized Pond Bank Protection/Stabilization Works occurred on the subject property in violation of Section 28 of the *Conservation Authorities Act*, as landowner did not apply or receive approval to carry out these works;
- Notice of Violation Letter sent to proponent May 8, 2013;
- Notice of Violation Form sent to proponent May 8, 2013;
- Authority staff met with the proponent on May 15, 2013 and outlined Authority's role in hazard land management and reasons for requirements for prior written approval from the SCRCA;
- Authority staff issued requirements for permission for the works undertaken with modifications to address concerns with the control of flooding and erosion;
- Proponent submitted complete application with appropriate modifications June 7, 2013;
- Authority staff to finalize review and issue approval for works undertaken with modifications;

FV 201304

4427 VanderWal Drive, Lot 15, Concession 12, Geographic Township of Enniskillen, County of Lambton

- Conducted site investigation April 25, 2013;
- Unauthorized construction of an accessory structure occurred on the subject property in violation of Section 28 of the *Conservation Authorities Act*, as landowner did not apply or receive approval to carry out these works;
- Notice of Violation Letter sent to landowner May 8, 2013;
- Notice of Violation Form sent to landowner May 8, 2013;
- Landowner called to discuss with Authority staff measures to remedy the situation;
- Landowner was of the opinion that the structure was over two years old and therefore the Authority does not have the ability to proceed with legal options;
- *Conservation Authorities Act* stipulates;
 - ***Limitation for proceeding***
 - *(16.1) A proceeding with respect to an offence under subsection (16) shall not be commenced more than two years from the earliest of the day on which evidence of the offence is discovered or first comes to the attention of officers appointed under clause (1) (d) or persons appointed under clause (1) (e). 2010, c. 16, Sched. 10, s. 1 (3).*
- Authority has not received information from the landowner as to the measures proposed to remedy the situation;
- Authority staff to re-iterate that if fail to comply with request to remedy the situation, the Conservation Authority will review its legal options with respect to the site, including but not limited to prosecution;

Recommended and approved by:

Dallas Cundick, Environmental Planner/Regulations Officer

Michelle Fletcher, Regulations and Natural Heritage Technician

Patty Hayman, Director of Planning

SCRCA Monthly Planning Activity Summary

11.(ii)

April 2013

<i>File Ref.</i>	<i>Municipality</i>	<i>Geographic Twp.</i>	<i>Concession</i>	<i>Lot</i>	<i>Street</i>
SUB LITTLE		LONDON	CON 11	LOT 24	ILDERTON ROAD
FI 2013	BROOKE-ALVINSTON	BROOKE	CON 8	LOT 22	WHITE PINE ROAD
FI 2013	CHATHAM-KENT	CAMDEN	CON 4 GORE	LOT 4	QUEEN STREET WEST
FI 2013	DAWN-EUPHEMIA	EUPHEMIA	CON 11	LOT 34	WATTERWORTH ROAD
FI 2013	DAWN-EUPHEMIA	DAWN	CON 11	LOT 13	HUFFS CORNER ROAD
LL 2013	DAWN-EUPHEMIA	EUPHEMIA	CON 9	LOT 21	
FI 2013	ENNISKILLEN	ENNISKILLEN	CON 10	LOT 13	WARREN AVENUE
FI 2013	ENNISKILLEN	ENNISKILLEN	CON 12	LOT 18	LA SALLE LINE
FI 2013	LAMBTON SHORES	BOSANQUET	CON WEST	LOT 71	OAK AVE
FI 2013	LAMBTON SHORES	BOSANQUET	CON WEST	LOT 72	BOARDVIEW AVE
FI 2013	LAMBTON SHORES	BOSANQUET	CON WEST	LOT 79	GLENDALE DRIVE
LL 2013	LAMBTON SHORES	BOSANQUET	CON WEST	LOT 70	BEACH STREET
ZBA 2013	MIDDLESEX CENTRE	LOBO	CON 9	LOT 8	COLDSTREAM ROAD
FI 2013	PLYMPTON-WYOMING	PLYMPTON	CON FRONT	LOT 45	LAKESIDE STREET
FI 2013	PLYMPTON-WYOMING	PLYMPTON	CON 12	LOT 18	DOUGLAS LINE
ZBA 2013	PLYMPTON-WYOMING	PLYMPTON	CON FRONT	LOT 22	BONNIE DOON ROAD
FI 2013	SARNIA	SARNIA	CON 9	LOT 14	OLD LAKESHORE ROAD
FI 2013	SARNIA	SARNIA	CON 9	LOT 7	BAY STREET
FI 2013	SARNIA	SARNIA	0	BLOCK	PLANK ROAD
GI 2013	ST. CLAIR	MOORE	CON 10	LOT 25	
FI 2013	STRATHROY-CARADOC	CARADOC	CON 10	LOT 10	CARROLL STREET NORTH
SEV B06/11	STRATHROY-CARADOC	ADELAIDE	CON 4 SER	LOT 24	METCALFE STREET
LL 2013	SW MIDDLESEX	MOSA	CON 3	LOT 21	
GI 2013	WARWICK	WARWICK	CON 4 SER	LOT 19	

May 2013

<i>File Ref.</i>	<i>Municipality</i>	<i>Geographic Twp.</i>	<i>Concession</i>	<i>Lot</i>	<i>Street</i>
SEV B05/2012	ADELAIDE-METCALFE	ADELAIDE	CON 5 SER	LOT 18	NAPPERTON DRIVE
ZBA 05/2013	ADELAIDE -METCALFE	ADELAIDE	CON 5 SER	LOT 7	MCKENZIE STREET
ZBA 2013	CHATHAM-KENT	CHATHAM	CON 1 GORE	LOT 11	BABBIT STREET
FI 2013	DAWN-EUPHEMIA	DAWN	CON 8	LOT 31	EDYS MILL LINE
GI 2013	MIDDLESEX CENTRE	LOBO	CON 9	LOT 2	SINCLAIR DRIVE
DAR REVIEW	PLYMPTON-WYOMING	PLYMPTON	CON FRONT	LOT 22	BONNIE DOON ROAD
FI 2013	PLYMPTON-WYOMING	PLYMPTON	CON FRONT	LOT 40	
FI 2013	PLYMPTON-WYOMING	PLYMPTON	CON 8	LOT 3	O'BRIEN SIDE ROAD
FI 2013	PLYMPTON-WYOMING	PLYMPTON	CON FRONT	LOT 20	BEVERLY GLEN/FERN
FI 2013	PLYMPTON-WYOMING	PLYMPTON	CON FRONT	LOT 15	OLD MILL ROAD
FI 2013	PLYMPTON-WYOMING	PLYMPTON	CON 10	LOT 7	QUEEN STREET
VAR A02/2013	PLYMPTON-WYOMING	PLYMPTON	CON FRONT	LOT 50	HILLSBORO ROAD
ZBA 2013	PLYMPTON-WYOMING	PLYMPTON	CON FRONT	LOT 40	
FI 2013	SARNIA	SARNIA	CON 9	LOT 58	LAKESHORE ROAD
FI 2013	SARNIA	SARNIA	CON FRONT	LOT 27	LENA COURT
FI 2013	SARNIA	SARNIA	0	BLOCK	PLANK ROAD

FI 2013	SARNIA	SARNIA	CON 9	LOT 6	MARION AVE.
FI 2013	SARNIA	PLYMPTON	CON FRONT	LOT 39	LAKESHORE ROAD
LL 2013	SARNIA	SARNIA	CON 6	LOT 16	LONDON ROAD
FI 2013	ST. CLAIR	SOMBRA	CON 7	LOT E	STODDARD STREET
LL 2013	STRATHROY-CARADOC	ADELAIDE	CON 2 SER	LOT 27	DOLPHIN ROAD
SUB 39T-	STRATHROY-CARADOC	CARADOC	CON 9	LOT 13	SAXTON RAOD
LL 2013	SW MIDDLESEX	EKFRID	CON 4	LOT 5	CENTURY DRIVE
LL 2013	SW MIDDLESEX	EKFRID	CON 4	LOT 5	SPRINGFIELD ROAD
FI 2013	WARWICK	WARWICK	CON 8 NER	LOT 7	TOWNSEND LINE

April Meetings

April 4 – SW Planners day @ UTRCA (PPS update, Dart, etc)– P. Hayman, D. Cundick, M. Fletcher
 Apr 5 – Regs mtg with Cores/B. Oke, Bluept Dr., P-W – P. Hayman and D. Cundick
 Apr 5 – site visits/pre-consultation for 3 County of Lambton bridge repair projects – M. Fletcher
 Apr 9 – Lambton Natural Heritage Study steering committee meeting @ SCRCA – M. Fletcher
 Apr 10 – Sediment Management Options (SMO) Follow-up Meeting, Sarnia – C. Lafrance/D. Strang
 Apr 12 – Regs mtg re: Nova 2020 St Clair Twp @ MOE LONdon– P. Hayman/D. Cundick
 Apr 19 – Regs mtg K. Gelinias (former Kallie property) P-W Ferne Ave – P. Hayman
 Apr 22 – Planning OMB prep legal re Jackson vs Midd Ctre/wetland issue @ Siskind Cromarty London– P. Hayman
 Apr 22 – Twin Elms Subdivision meeting @ Twin Elms – M. Fletcher
 Apr 24 – West CA mun drain mtg re Regs drain closure @ABCA – P H, DC and MF + biology staff

May Meetings

May 1 – OMB preconsultation @ P-W – PH
 May 2 – Canadian Remedial Action Plan Implementation Committee (CRIC) Meeting, Mitchell's Bay – C. Lafrance/D. Strang
 May 8 – mtg with M. Hoefnagel(absent) and B. Flewwelling Adel Met (call-in)re: Regs and potential severance – PH MF JS
 May 13 – Freeza property (Plympton-Wyoming) EIS scoping meeting with municipality – M. Fletcher
 May 14 – Brother's subdivision site visit to determine if DAR required – M. Fletcher
 May 16 – Planning mtg with Kathleen Anderson re: Aarts property Metcalfe St E S-C – PH MF
 May 22 – St Clair River Sediment Tech Team – PH C. Lafrance
 May 23 – SCRCA Regs Committee mtg – PH DC MF GS and BM
 May 29 – Shell Dock Modification Meeting – DC and CL
 May 30 – Planning mtg re OMB 3rd party request discussion re Jackson vs Midd Ctre – PH MF BM
 May 30 – Meeting on zoning and regs requirements to develop 3 lots on Pearson Ave, Strathroy – M. Fletcher, P. Hayman
 May 30 – Binational Public Advisory Council (BPAC) Meeting, Aamjiwnaang First Nation – C. Lafrance/D. Strang
 May 30 – WOCA Meeting @ ABCA – C.Durand
 May 31 – Suncor Intake Meeting with Pollutech – DC and MF

File Reference Codes:

CZ - Comprehensive Zoning
 ZBA - Minor Zoning Bylaws and Amendments
 OP(A) - Official Plan (Amendments)
 TC - Tree Cutting

SEV - Severances
 VAR - Variances
 EA / PLEA - Environmental Assessment
 SUB - Subdivision Plans

GI - General Inquiry
 LL - Legal Letters
 SP - Site Plan
 DAR - Development Assessment Review

FI – Regulations (Fill) Inquiry
 NM - Nutrient Management
 PTTW- Permit to Take Water
 SPA – Site Plan Amendments

Staff Report

11.(iii)



To: Board of Directors
Date: June 12, 2013
From: Claude Lafrance, Remedial Action Plan (RAP)
Coordinator
Donna Strang, Remedial Action Plan (RAP) Research Assistant
Subject: St. Clair River Area of Concern (AOC)

Sediment Management Options (SMO) Report and Public Consultation:

The “Sediment Management Options for St. Clair River Area of Interest Draft Final Report” was completed in February by ENVIRON International Inc. The report outlines recommended methods to address the mercury contaminated sediment at three Priority Areas in the St. Clair River AOC. Management is required due to the risk of biomagnification of mercury in the St. Clair River food chain. The methods carried forward for further consideration include: 1) isolation capping, 2) hydraulic dredging with thin-layer backfill and 3) blended dredging and thin-layer capping.

Public meetings were held at five locations throughout the St. Clair River AOC (Mooretown, Sarnia, Wallaceburg, Aamjiwnaang and Walpole Island First Nations), along with a special presentation at the February 25th City of Sarnia council meeting. The purpose of these consultations was to present and explain the recommended options, obtain feedback and note the concerns and questions of the local community. In total, approximately 100 people attended the public consultations.



Scott Hayter of ENVIRON International Inc., presents information on the sediment management options at the Sarnia public meeting on February 13, 2013.



Community members of Aamjiwnaang First Nation read posters at the sediment management options open house on February 26, 2013.

A follow-up meeting was conducted on April 10 at the Clearwater Arena in Sarnia which addressed or answered any outstanding questions from the public. Participants at this meeting were asked to vote for their preferred option. The Sediment Technical Team will provide recommendations to the Provincial and Federal governments along with a request for funding. Once approved, the engineering design and environmental assessment can be initiated. It is anticipated that the remediation work will occur in 2016-17. Additional information including all documents made available at the public consultations and the questions and answers is available on the St. Clair Region Conservation Authority website (http://www.scrca.on.ca/sediment/sed_consultation.html).

There are 4 remaining tasks to be completed by ENVIRON before submitting the final report and the preferred alternatives to the Federal and Provincial governments for their consideration. The tasks include: 1) developing a matrix to assess all of the SMOs to facilitate a decision by the Sediment Technical Team for recommendations of preferred alternatives to the government; 2) finalizing the SMO report to reflect public, First Nation and stakeholder input received during the consultation process; 3) support pre-design activities related to the selection of the sediment management options; and 4) prepare a scope of work for design and support a request for proposal process for soliciting bids for detailed design by qualified contractors. The change order has a value of \$ 31,975.

Next steps will be for the St. Clair River Sediment Technical Team to submit their preferred alternatives to the federal and provincial governments with a request for funding. This is expected to be complete later this summer.

Recommended Motion

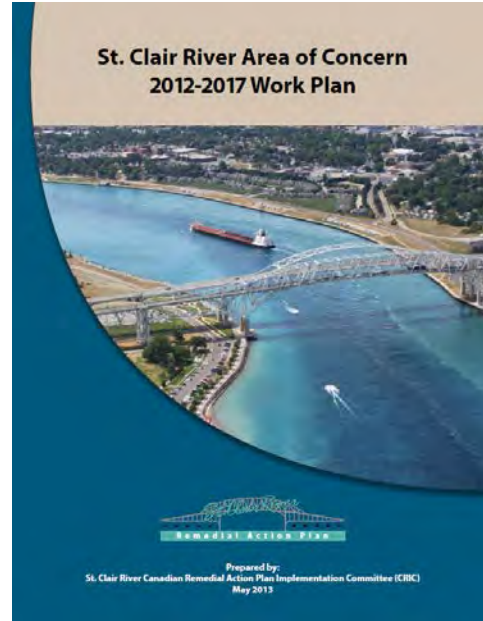
Moved by:

Seconded by:

That the Board of Directors acknowledges the report dated June 12, 2013 on the St. Clair River Area of Concern Sediment study and other AOC related activities, and further approves the General Manager or his designate be authorized to sign the change order for additional sediment management analysis and documentation by ENVIRON in the amount of \$31,975.00, being Change Order #10, based on the recommendation of the MOE and EC utilizing only Great Lakes Sustainability and Canada-Ontario Agreement funding.

2012-2017 St. Clair River Area of Concern Work Plan:

The Canadian RAP Implementation Committee (CRIC) has finalized and published the St. Clair River AOC Work Plan covering the years 2012 to 2017. The plan outlines the remaining remedial activities required to restore the St. Clair River and remove it from the list of AOCs (“delist”). The final document is available in hard copy or online at the Friends of the St. Clair River (FOSCR) website (www.friendsofstclair.ca).



The 2012-2017 St. Clair River Area of Concern Work Plan.

Degradation of Aesthetics Beneficial Use Impairment (BUI):

A draft report has been prepared for the Degradation of Aesthetics BUI for the St. Clair River AOC. This BUI was considered impaired in 1987 due primarily to the persistent presence of floating scums, oil slicks and obnoxious odours. This BUI was assessed using surveys of local water users and two years of aesthetic monitoring data. In addition, an overview of municipal and industrial initiatives that have improved local discharges was included along with the application of a quantitative aesthetics index.

The report recommends the re-designation of the Degradation of Aesthetics BUI to not-impaired. This recommendation has been endorsed by the CRIC. Next steps involve public and First Nation consultation, followed by senior government approval



Aesthetic Monitoring Location: Waterfront Park, Point Edward, Ontario – July 2012



Aesthetic Monitoring Location: Courtright Park, Courtright, Ontario – July 2012

Staff Report

11.(iv)



To: Board of Directors
Date: June 12, 2013
From: Patty Hayman
Subject: May OMB PL110315 - Parties: SCRCA and P-W

Natural Hazard interest OMB Plympton Wyoming re: Bluepoint Lots 5-41, Plan 28; SCRCA appellant

The attached memorandum is provided from SCRCA solicitor R. Waters re: SCRCA appeal to P-W's refusal to pass zoning bylaw amendment. The case was dismissed, as it was determined that SCRCA had no valid appeal. The CA lost our ability to appeal due to the handling of the ZBA and OPA process by the County, municipality and CA. Our solicitor gives further explanation which is attached as Appendix A. The decision by the OMB is attached as Appendix B. The OMB decision did not provide the background and attempts by CA staff to ensure municipal documents contain transparent clear direction for future development in the Bluepoint natural hazard area. This is an area where occupied and nonoccupied lots have eroded to the point where safe building envelopes are not available and protection not deemed feasible. This has been verified by professional coastal engineers.

Attached, as Appendix C, is the municipality's Chronology of Events; with the CA's notes in red.

History and defense

- The Conservation Authority was working with the municipality to appropriately identify the subject hazard area (Lots 5-41, Plan 28, Bluepoint drive; hereinafter "*Bluepoint lands*") during the Comprehensive Zoning Bylaw and the 5 year Official Plan Amendment review exercise initiated in Year 2009. CA alerted municipality to Bluepoint lands issue in Fall 2009.
- Official Plan 5 year review which included OP lakeshore policies and zoning amendments passed by council Oct 13 2010 (OPA 26 and BL 107 2010). **These are the Planning Act activities that the CA can legally appeal at a lower tier municipal level.**
- Concurrently, on Oct 13 2010, OPA 27 and BL 109 2010 ("*Bluepoint lands*") passed by council. OPA's must be approved by the County (upper tier planning authority). Council rescinded several Bylaws for "*Bluepoint lands*" due to landowner concerns.

- In summary, with the intention of working collaboratively with the municipality, the CA allowed the municipal planner to separate out the Bluepoint hazard area from the above noted comprehensive ZB and OPA update; thereby in affect, losing our rights of appeal. It is safe to say that there was trust put into the municipal planner and lower tier planning exercise to ensure the CA retained its full rights of appeal. The CAs rights were diminished substantially when we were informed that the municipality would look at the Bluepoint proposed hazard area through a site specific OP and ZB. The Authority, as a collaborative body, agreed to this step, as landowners in the “*Bluepoint lands*” were intending to appeal the comprehensive ZB which would have delayed the implementation of an updated overall Bylaw for the municipality. The Authority also did not choose to appeal the Generic overarching OPA 26 and BL 107/2010 as this would significantly impact the municipality. There was the option to direct an appeal of nondecision to the County of Lambton Planning Dept. within 180 days after the Official Plan Amendment No. 27 “*Bluepoint lands*” was received by the County. The CA was not informed of the date received by the County, and nevertheless, the CA was relying on the municipality proceeding with a drafting of a replacement bylaw (EP-L(5) instead of Hazard zone (Bylaw 109 of 2010). No notice, courtesy or otherwise was received by the County pertaining to an appeal opportunity via nondecision.

The OMB decision on p. 9 stated the following:

(40) It is not clear at the time of the revoking of OPA 27 by the municipality whether a right to appeal under s. 17 (40) was available(OMB). Section 17 (40) of Planning Act states: *if the approval authority (County of Lambton) fails to give notice of a decision in respect of all or part of a plan within 180 days after the day the plan is received by the approval authority, any person or public body may appeal to the municipal Board ...”*

Reply by SCRCA: In Winter 2011, SCRCA commented to the County manager of planning on various reiterations of OPA 27. The County opted to not make a decision and was holding OPA 27 until council approved. The 180 day deadline for appealing the nondecision of the County OPA 27 was April 11, 2011. P-W council repealed OPA 27 on March 9, 2011. No County notice of a nondecision was provided.

- Conclusion: due to procedural matters and not technical evidence, the appeal was not allowed to proceed to a hearing. Unfortunately, this decision puts, as Rob Waters states, the Authority in a more competitive/combatative position with future planning matters. It means that it may be in the best interest of the Authority to retain a solicitor at the outset of OP and ZB processes where the Authority has serious issue (clearly not consistent with PPS hazards and Regulation permits not attainable). Recommend appeal at outset of upper tier OP, within designated time frames under the Planning Act and then proceed to mediate resolutions as OMB hearing and prehearing dates approach. In other words, cover all bases legally.

- Opportunity for next review of P-W Official Plan is prior to October 2015. Section 26 (1) of the Planning Act states the following:
*If an official plan is in effect in a municipality, the council of the municipality that adopted the official plan shall, **not less frequently than every five years** after the plan comes into effect as an official plan or after that part of a plan comes into effect as a part of an official plan, if the only outstanding appeals relate to those parts of the plan that propose to specifically designate land uses.*

Rob Waters has referred to the above time line in his correspondence.

Recommendation:

Options re “Bluepoint lands”

- 1) Apply for Bluepoint site specific OPA and ZBA – Cost of applications = \$3,200.00
- 2) Seek natural hazard overlay/zoning (minimum hazard overlay) in next OP and ZBA update; if necessary, hire planning solicitor at outset; impose Fall 2013 fees for hearings
- 3) Seek a Minister’s Order- must be of ‘Provincial interest’. An example of a Minister’s Order is attached as Appendix C (i). News release pertaining to 2 Minister’s Orders are included in Appendix C (i).

ROBERT G. WATERS

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Our File No: 24997

June 5th, 2013

St. Clair Region Conservation Authority,
205 Mill Pond Crescent,
Strathroy ON N7G 3P9

Dear Sirs:

**Re: St. Clair Region Conservation Authority Appeal of Town of Plympton Wyoming
Official Plan Cancellation and Refusal to Pass Zoning By-law 27 of 2011
OMB Case File number PL110315**

I am taking this time to provide my report in connection with the above mentioned matter which was heard on May 1st, 2013.

I am enclosing a copy of a Memo which I completed May 2nd, 2013 which gives my version of events when we arrived for the Preliminary Hearing/Pre Hearing Conference under Rule 70 of the Ontario Municipal Board. This Memo sets out the chain of events that occurred at the Hearing. The chain of events unfortunately did not go in favour of the St. Clair Region Conservation Authority.

By a Decision dated May 23rd, 2013, the Ontario Municipal Board through its member J.P. Atcheson, ordered that the appeal of the St. Clair Region Conservation Authority be dismissed as there was no valid appeal before the Board. The written Decision is fairly lengthy for a Decision on a Pre Hearing Conference running 53 paragraphs incorporating 12 pages. I believe a copy of the Decision is already in your possession.

The difficulty that was faced and that led to the dismissal of this appeal relates to problems found by J.P. Atcheson with both sides on the appeal i.e. the Town of Plympton Wyoming and the St. Clair Region Conservation Authority.

During its appeal, the St. Clair Conservation Authority relied on the Notice of Refusal to pass by-law, as described as Exhibit 4 on the Board's order.

A xibwqyA

Page 2 of 2

In paragraph 50 the member reviewed the notice sent out by the Clerk of the Township Council's Notice, he stated it did not grant a right of appeal although the wording of the Notice stated that an Appeal must be filed in 20 days. The difficulty was the Board's analysis with regard to the Official Plan Amendment, the Board spent more of its time in analysis of the right to appeal the Official Plan Amendment. I refer you to paragraph 40 of the Decision in which the Board itself admits it is not clear when the revocation of OPA 27 occurred, whether the right of appeal was available under section 17(40) of the Planning Act. As I stated in my Memo, it would have been very difficult to appeal OPA 27 as barely 180 days had run from the Decision to proceed with it in October of 2010.

Paragraph 44 of the Decision describes some of the problems that would have been faced by St. Clair at any rate and according to the Board, there was no right of appeal of the local Municipality's by-law repealing an Office Plan Amendment Paragraph 47.

Now, since we are left with a void, it would appear that the Official Plan document that affects Blue Point has reverted in the previous Official Plan and it also appears that in light of the Planning & Conservation Lands Statute Law Amendment Act 2006, the County may be in violation of Section 26 of the Planning Act, which requires not less than 5 years after a plan comes into effect as an Official Plan, that the County:

- “(a) revise the official plan as required to ensure that it,
 - (i) conforms with provincial plans and does not conflict with them as the case may be,
 - (ii) has regard to matters of provincial interest listed in section 2, and
 - (iii) Is consistent with policy statements issued under section 3 (l);”

In this situation they must deal with the provisions of the 2005 Provincial Policy Statement.

We would be willing to volunteer some time with regard to the drafting of responses either to the Minister, if you are looking for a Ministerial Order, but more properly to the County with regard to the lack of an updated Official Plan for this particular area.

In the meantime I enclose my account for services rendered for matters I have completed since my last account of January 25th, 2013.

Yours truly,



ROBERT G. WATERS
RGW/lh
Encl.

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File No. 24,997

MEMO

Re: St. Clair Conservation Authority OMB appeal under Section 34(19) of the *Planning Act*, which is stated to be By-law No. 27 of 2011

Property location: Lots 5 – 41, Plan 28, Blue Point Drive, Town of Plympton-Wyoming,

OMB Case and file Number: PL11O315

The appeal itself was changed into a Prehearing Conference under Rule 70 of the Ontario Municipal Board Rules. This matter was brought to my attention by Eukem Lui of the Ontario Municipal Board on Friday April 26th, 2013. He noted that there was no zoning by-law which was being appealed and that Patty Hayman, in filing her appeal of By-law 27 of 2011, was not appealing a zoning by-law.

I directed him to the actual appeal document which purported to appeal the refusal to pass a zoning by-law and appeal a Decision under the Official Plan. The sections that the appeals were raised under were s. 34(9) for the passing of a zoning by-law and sections 17(24) or 17(36) under the Official Plans sections. At that time, I tried to explain that the issue related to the refusal to pass the Zoning By-law and I forwarded to Mr. Lui from Tab 11 of the Document Brief prepared by St. Clair Region Conservation Authority, the Notice by the Town of Plympton-Wyoming of refusal to amend a zoning by-law. This Notice invited appeals. Mr. Lui agreed that this was something that would have to be dealt with by the member at the Hearing.

At 10 o'clock on May 1st, 2013, we appeared before OMB member Atcheson J.P.. Argument proceeded based on some very basic documents from Rob Gray, Solicitor for Plympton-Wyoming. Those documents were portions of texts with regard to Official Plans and the obligation of a non-exempt Council i.e. Plympton-Wyoming, to send the Official Plans to the approval authority, being the County of Lambton. They also dealt with the power of the Municipality to repeal the By-law with

drawing the Amendment OPA 27.

A number of questions were put before me by Atcheson J.P., after we reviewed the Notice of Hearing, a chronology provided by the Municipality, By-law No. 108 which was the original By-law to bring about Official Plan Amendment No. 27, as well as a copy of By-law No. 27, 2011 being the by-law to repeal the same. Finally there was the Notice of Refusal which was filed as Exhibit number 4.

The first line of questioning put to me by the Board member Mr. Atcheson was: "Was there ever an OP amendment to appeal?"

After initially insinuating that the Conservation Authority had ample time to appeal the lack of movement forward with the Official Plan Amendment by the County, argument continued for a considerable length of time dealing with the right of appeal under s. 24 of the Planning Act, which was not applicable because the plan amendment was not exempt from approval under s. 17(36) but required the County's approval to where an appeal period ran 180 days from the date the Official Plan Amendment was received. This is found in Section 17(40).

S. 17(40) gives the Right of Appeal after giving notice to the Approval Authority. In this situation, almost 180 days had passed by the time By-law 27 of 2011 was passed repealing the Plan Amendment. I made the point to the Board member that the St. Clair Region Conservation Authority was working with the Municipality to secure amendments to the Zoning By-law in line with the Official Plan Amendment and had no knowledge that the Official Plan Amendment would not be approved by the Approval Authority since it participated during this process. The Appeal rights would have run 180 days after the Plan was received by the County. While we did not know when that occurred, the date of the passage of OPA 27 was October 13th, 2010 and very nearly six months after on March 9th, 2011 it was rescinded. I made the point that St. Clair had no reason to believe that the rescission was going to occur and therefore no need to appeal, as this occurred at the same time as the Notice of Refusal.

The Board then asked which jurisdiction St. Clair Region Conservation Authority claimed under s. 34 of the Act regarding the Zoning By-law. I noted that although the St. Clair Region Conservation Authority made no application for amendment to the Zoning By-law which was refused by the Municipality, in fact St. Clair Region Conservation Authority's submissions to the Municipality using its jurisdiction as a public body having an interest in the matter and that it relied on the Municipality proceeding with its drafting of a replacement By-law after it revoked By-law number 109 of 2010 creating a hazard zone. This revocation occurred on November 10th, 2010. This did not fit with the s.34(11) right to appeal, according to the OMB member.

As a result, as we approach the date in which the matter came forward, the Notice of Refusal purported to give St. Clair Region Conservation Authority a right to appeal within 20 days, not later than the 30th of March, 2011. This has caused some consternation to the Board member. Although I did not state it, it seems to be to be the obvious position that should a public body and/or an individual be required to inquire as to the correctness of a Notice of Refusal or of a Notice of Decision, it would lead to unfairness, but I did state you have appeal rights that are inherent in the refusal to pass. The difficulty that we face in this matter, however, is the fact that no application was made by St. Clair Region for the By-law on which the Notice of Refusal was given on the 10th of

March, 2011.

I then pointed out to the Board member that we were therefore creating an unnecessarily competitive position between two public authorities, however, I could not make my way around, nor did I find any case law to suggest that a public body need not make an application for an amendment.

So we are left with Section 34(11) where you make an application to a Council and if they refuse in 120 days you can appeal. This is in contrary to the thought process that seems to me to be behind Section 34(15) where public bodies are to be given notice of a zoning proposal with sufficient information to enable them to understand it 20 day before passing of the By-law. While Plympton-Wyoming did this, they proceeded on their own volition and in essence created no appeal rights because they did it on their own advice.

As a result, we end up with somewhat of a mess as to how this would proceed and the mess being heightened by the notice which appears to grant an appeal right. The member seems to suggest that the Municipality was just having its own private thoughts in this matter and is not bound by any application to complete the passing of the By-law; therefore the Notice of Refusal had no effect.

I did not acknowledge the position which the Board hoped I would acknowledge that our appeal was not effective because I was able to rely on the Notice of Refusal. The Board will, in my opinion, make a decision that is contrary to our best interest. They will find that the appeal was improperly placed and probably the Notice was improperly given. I do not see it likely that the Board will proceed with a Hearing, but may provide comments to both sides with regard to errors which were made. St. Clair Region in connection with the incorrect appeal document and Plympton-Wyoming with regard to their Notice of Refusal.

Dated at Strathroy, Ontario this 2nd day of May, 2013.



Robert G. Waters

ISSUE DATE:
May 23, 2013



RECEIVED
MAY 29 2013

11.(iv)
Appendix B

PL110315

Ontario
Ontario Municipal Board
Commission des affaires municipales de l'Ontario

IN THE MATTER OF subsection 34(19) of the *Planning Act*, R.S.O. 1990, c. P.13, as amended

Appellant: St. Clair Region Conservation Authority
Subject: By-law No. 27 of 2011 (Lots 5-41, Plan 28, Bluepoint)
Municipality: Municipality of Plympton-Wyoming
OMB Case No.: PL110315
OMB File No.: PL110315

APPEARANCES:

Parties

Counsel

St. Clair Region Conservation Authority	Robert Waters
Town of Plympton-Wyoming	Robert Gray

DECISION DELIVERED BY J.P. ATCHESON AND ORDER OF THE BOARD

[1] This is a hearing in the matter of an appeal by the St. Clair Region Conservation Authority ("Appellant") from a decision of The Town of Plympton-Wyoming ("Town") to pass By-law 27 of 2011, which has the effect of repealing By-law 108 of 2010 a by-law that adopted Official Plan Amendment No. 27 ("OPA 27") to the Town's Official Plan ("OP").

[2] Council passed By-law 27 of 2011 on March 9, 2011. The purpose of this by-law was to repeal proposed OPA 27. It is important to note that the County of Lambton ("the County") is the approval authority for all amendments to the Town's Official Plan. Similarly it is important to note that at the time of the passing of the repealing by-law (By-law 27 of 2011) by the Town Council the County had made no decision pursuant to s. 17(35) of the *Planning Act* ("Act") with respect to OPA 27.

[3] The St. Clair Region Conservation Authority ("SCRCA") appealed pursuant to s. 34(19) of the Act By-law 27 of 2011. However, the subject by-law is not a Zoning By-law

("ZBL") under s. 34 of the Act. It is instead a municipal by-law dealing with the repeal of an Official Plan Amendment for which no notice of decision by the approval authority has been issued.

[4] The Board at the commencement of the hearing advised those present that the Board office had been in contact with the respective Counsel for the parties by way of Telephone Conference Call ("TCC") regarding the issue of whether there is a proper appeal before the Board.

[5] The Board indicated that as a first step it would hear submissions from the Counsel whether there is a proper appeal before the Board and then, based upon the Board's determination of the issue the hearing would be rescheduled with new notification Alternatively, if there was no proper appeal before the Board the hearing would be concluded.

BACKGROUND

[6] Council for the Town of Plympton-Wyoming("Town") passed on October 13, 2010 By-law 108 of 2010 which adopted OPA No. 27 to the Town of Plympton-Wyoming's Official Plan and directed the Clerk to make application to the County for its approval. OPA No. 27 would have created site-specific policies that would have required that the area subject to the Official Plan Amendment be placed in a separate zone in the municipal Zoning By-law. The Town Council at the time of the passing of By-law 108 - 2010 to adopt OPA 27 also passed a Zoning By-law Amendment being By-law 109- 2010 to implement the proposed Official Plan Amendment when approved. Subsequently, Council on November 10, 2010 repealed By-law 109- 2010 by By-law 116 -2010. Neither By-law 109-2010 nor By-law 116 -2010, both of which are Zoning By-law Amendments were appealed in the time prescribed by the Act to the Board.

[7] The Council on its own initiative then undertook a public process to consider a new Zoning By-law Amendment (ZBLA). They held a public meeting on January 13, 2011 to receive and consider public comments on a new ZBLA that they had initiated and published for discussion purposes. Council at its meeting of March 9, 2011 decided not to proceed with the Zoning By-law Amendment it had initiated. Council at its March 9, 2011 meeting also passed By-law 27 of 2011 to repeal OPA 27. The clerk then sent

out a notice of these actions, Exhibit 4, in a form similar to that prescribed by the Act which in all fairness invited or gave directions to the filing of appeals.

[8] Counsel for the "SCRCA" submitted that in filing its appeal the Conservation Authority was merely following the directions in the notice sent out by the municipal clerk.

[9] Counsel for the municipality submits that there are no rights to appeal under s.34 (19) of the Act as By-law 27 of 2011 is not a Zoning By-law Amendment but instead is merely a municipal by-law that repeals a proposed Official Plan Amendment for which no decision had been given by the approval authority, and secondly the Town Council never on March 9, 2011 passed any Zoning By-law Amendment and as such there is no Zoning By-law Amendment to appeal.

[10] Counsel agree that at no time have any private applications for an Official Plan Amendment or a private application for a Zoning By-law Amendment been filed with the local municipality by the SCRCA and that all of the actions to date have been Town Council initiated.

[11] The Board notes that the Board's Appellant form (A1) as filed by the SCRCA staff at page 2 of 5 clearly indicates a s. 34 (19) Zoning By-law appeal as well a s.17 (24) or 17(36) Official Plan Amendment appeal. The letter from the authority staff dated March 29, 2011 which accompanied the Appellant form (A1) clearly indicates that By-law 27 of 2011 is a Zoning By-law Amendment which they are appealing.

FINDINGS

[12] The Board after considering the submissions of Counsel and after reviewing the exhibits presented and the material in the Board's file together with the applicable legislation makes the following findings.

[13] The Board has wide powers to determine its hearing process and can amend or abridge notice requirements, can add parties to a matter and is the master of its hearing process. The Board under the Act has equally broad powers to determine planning appeal matters that are properly brought.

[14] The Board does not have the power to create a right to appeal. Rights to appeal are granted by the legislature and this case finds their expression in the *Planning Act* and its regulations.

Zoning By-law Appeal

[15] The Act in s. 34 (1) clearly allows the municipality to pass a zoning by-law when it states:

34. (1) Zoning by-laws may be passed by the councils of local municipalities:

[16] The Act also makes provision that a person or public body may make an application to amend a Zoning By-law of the municipality when it states:

(10.1) A person or public body that applies for an amendment to a by-law passed under this section or a predecessor of this section shall provide the prescribed information and material to the council. 1996, c. 4, s. 20 (5).

[17] In the case where a person or public body makes an application to amend a Zoning By-law depending upon the actions of Council to approve, refuse, or not to deal with the application within a prescribed time frame, there are various rights to appeal that have been granted under s, 34(11) of the Act which states:

Appeal to O.M.B.

34 (11) Where an application to the council for an amendment to a by-law passed under this section or a predecessor of this section is refused or the council refuses or neglects to make a decision on it within 120 days after the receipt by the clerk of the application, any of the following may appeal to the Municipal Board by filing a notice of appeal with the clerk of the municipality:

1. The applicant.
2. The Minister. 2006, c. 23, s. 15 (5).

[18] Secondly when a municipal Council passes a zoning by-law or zoning by-law amendment under its own initiative the clerk is required to give notice as set out in s. 34(18).

18) If the council passes a by-law under this section, except a by-law passed pursuant to an order of the Municipal Board made under subsection (11.0.2) or (26), the clerk of the municipality shall give written notice of the passing of the by-law not later than 15 days after the day the by-law is passed in the manner and in the form and to the persons or public bodies prescribed and the notice shall contain the prescribed information. 1994, c. 23, s. 21 (7); 1996, c. 4, s. 20 (7); 2009, c. 33, Sched. 21, s. 10 (3).

[19] This notice of a Council passing of a Zoning By-law or By-law Amendment then triggers a right to appeal from the Council's action to pass a by-law under s. 34(19) which states:

34 (19) Not later than 20 days after the day that the giving of notice as required by subsection (18) is completed, any of the following may appeal to the Municipal Board by filing with the clerk of the municipality a notice of appeal setting out the objection to the by-law and the reasons in support of the objection, accompanied by the fee prescribed under the *Ontario Municipal Board Act*:

1. The applicant.
2. A person or public body who, before the by-law was passed, made oral submissions at a public meeting or written submissions to the council.
3. The Minister. 2006, c. 23, s. 15 (10).

[20] In this case the Appellant is a public body, but it never made application to amend the Town's zoning by-law, as such it is the Board's determination that the SCRCA has no right to appeal on this basis under s. 34 (11) of the Act.

[21] Similarly no appeals were filed within the time frames prescribed by the Act to the Zoning By-law Amendments passed by Council being By-law 109-2010 and By-law 116-2010 within the time frames prescribed by the Act and as such there are no rights to appeal these Zoning By-law Amendments under s. 34(19) of the Act.

[22] It is clear to the Board from the evidence and submissions that Town Council was in the process of considering whether it wished on its own initiative to pass a new Zoning By-law Amendment. It concluded at its March 9, 2011 meeting that it did not.

[23] The clerk gave notice (Exhibit 4) of the Town Council's decision despite the fact that there is no requirement under the Act to give notice where Council on its own initiative decides not to pass a Zoning By-law Amendment, and as such there is no right to appeal under s. 34(18) and s. 34(19) of the Act.

[24] The Act at s. 34(18) is clear that only **“If the council passes a by-law under this section”** is the clerk required to give notice in the manner prescribed and it is the subject by-law passed by council to which there is a right to appeal.

[25] It is the Board's determination that there is no right of appeal under s. 34(19) when Council on its own initiative decides not to pass a Zoning By-law or By-law Amendment.

[26] The Board has carefully reviewed the legislation and heard no submission from Counsel present that there is any right to appeal from a decision of a municipal Council not to pass a Zoning By-law or Amendment that it, the Council initiated. There is no Zoning By-law Amendment either commenced by private application or passed by the municipal Council in this case that at this time can be appealed to this Board.

[27] The SCRCA could have had a right to appeal if they had made an application to amend the zoning by-law in the manner prescribed and the Council had either refused the application or did not deal with it. The SCRCA also had a right to appeal By-law 109-2010 and By-law 116-2010 under s. 34(19) but did not file any appeals to these by-laws within the prescribed time frames set out in the Act.

[28] The Board concludes that there is no valid s. 34(19) appeal in this case and the Board has no jurisdiction to create a right of appeal that is not prescribed by the legislature.

The Official Plan Amendment Appeal

[29] Section 17 of the Act set out the approval process and rights to appeal for Official Plans and Official Plan Amendments. The Act prescribes various processes that a municipality must follow in adopting and seeking approval an Official Plan and Official Plan Amendment. It also prescribed the rights to appeal under a variety of approval circumstances.

[30] The Act also provides for private application to amend an Official Plan and rights to appeal flow from such a private application s.17.1.22 (7). This situation does not apply in this case as the amendment in question was Council initiated.

[31] The Act also allows for appeals from a municipal council adopting an Official Plan and/or Amendment when no upper tier or provincial approval is required. The right to appeal in this case is found at s. 17(24) of the Act which states:

Right to Appeal

[32] (24) If the plan is exempt from approval, any of the following may, not later than 20 days after the day that the giving of notice under subsection (23) is completed, appeal all or part of the decision of council to adopt all or part of the plan to the Municipal Board by filing a notice of appeal with the clerk of the municipality:

1. A person or public body who, before the plan was adopted, made oral submissions at a public meeting or written submissions to the council.
 2. The Minister.
 3. The appropriate approval authority.
 4. In the case of a request to amend the plan, the person or public body that made the request.
- 2006, c. 23, s. 9 (4).

[33] In this case there is no s.17(24) right to appeal as in this jurisdiction the Official Plan Amendment in question is not exempt from approval and must secure the approval of the approval authority being the County and upon a proper appeal this Board.

[34] In this jurisdiction the approval authority for local Official Plan and Official Plan Amendments is the County of Lambton. No Official Plan Amendment comes into force or effect until approved by the County ("the Approval Authority") through its notice of decision s. 17(35) or on appeal of the notice of decision of the approval authority to this Board s 17(36).

[35] The Act also provides for a right to appeal where the Approval Authority fails to make a decision within 180 days after the day the plan is received by the approval authority.

[36] The Act does not provide for any right to appeal the decision of a local municipal Council to adopt an Official Plan or an Official Plan Amendment but instead the rights to appeal flow in this case from the decision or lack of decision by the Approval Authority and the appeal must be filed with the Approval Authority and not the local municipality.

[37] In the case where an Official Plan or its Amendment requires the approval of an approval authority the rights to appeal are set out in s. 17 (36) and 17(40),(41) of the Act which states:

Appeal to O.M.B.

17 (36) Any of the following may, not later than 20 days after the day that the giving of notice under subsection (35) is completed, appeal all or part of the decision of the approval authority to the Municipal Board by filing a notice of appeal with the approval authority:

1. A person or public body who, before the plan was adopted, made oral submissions at a public meeting or written submissions to the council.
2. The Minister.
3. In the case of a request to amend the plan, the person or public body that made the request.
2006, c. 23, s. 9 (6).

Appeal to O.M.B.

17 (40) If the approval authority fails to give notice of a decision in respect of all or part of a plan within 180 days after the day the plan is received by the approval authority, any person or public body may appeal to the Municipal Board with respect to all or any part of the plan in respect of which no notice of a decision was given by filing a notice of appeal with the approval authority.
1996, c. 4, s. 9; 2004, c. 18, s. 3 (1).

Notice of Appeal

17 (41) A notice of appeal filed under subsection (40) must,

- (a) set out the specific part of the plan to which the appeal applies, if the notice does not apply to all of the plan; and
- (b) be accompanied by the fee prescribed under the *Ontario Municipal Board Act*, 1996, c. 4, s. 9.

[38] The facts in this case are that at the time the municipality repealed OPA 27 (March 9, 2011) no decision has been issued by the approval authority pursuant to s. 17(35) which states:

17 (35) If the approval authority makes a decision under subsection (34) it shall ensure that written notice of its decision containing the prescribed information is given to,

- (a) the council or planning board that adopted the plan;
- (b) each person or public body that made a written request to be notified of the decision;
- (c) each municipality or planning board to which the plan would apply if approved; and
- (d) any other person or public body prescribed. 1996, c. 4, s. 9.

[39] The appeal rights as set out in the Act in this circumstance flow from the decision of the approval authority as set out in s.17 (35) and not from the adopting of Official Plan Amendment by the municipal Council. In this case there was no written notice of decision from the approval authority as prescribed by the legislation at the time the Town Council determined to revoke the OPA 27.

[40] It is not clear at the time of the revoking of OPA 27 by the municipality whether a right to appeal under s. 17(40) was available. However, the evidence is that no such appeal had been filed with the approval authority at the time Town Council decided to repeal OPA 27. It is clear from the submission and the evidence that OPA 27 was not in force or effect at the time of its repeal, no notice of decision has been issued by the approval authority, and no person or public body had exercised any right of appeal under s. 17(40) of the Act by filing an appeal with the approval authority.

[41] The Board would note as well that the appeal in this case was not filed as required by the Act with the approval authority but instead was incorrectly filed with the local municipality.

[42] The Board again has reviewed the legislation and heard no submission from Counsel that there is any rights to appeal a decision of a municipal Council to revoke an Official Plan Amendment prior to the approval authority issuing it notice of decision pursuant to s.17 (35) or a valid appeal being filed under s. 17 (36) or s. 17(40) of the Act.

[43] If OPA 27 had been approved and was in force and effect and the municipal Council wished to repeal or revoke the amendment s.17. 21(1) of the Act would apply which requires:

Amendment or Repeal of Plan

21. (1) Except as hereinafter provided, the provisions of this Act with respect to an official plan apply, with necessary modifications, to amendments thereto or the repeal thereof, and the council of a municipality that is within a planning area may initiate an amendment to or the repeal of any official plan that applies to the municipality, and section 17 applies to any such amendment or repeal. R.S.O. 1990, c. P.13, s. 21 (1).

[44] In other words an Official Plan or Official Plan Amendment that has been approved by a decision of the approval authority s.17 (35) can only be repealed or revoked by a new amendment which in turn must follow the same approval process prescribed by the Act and must in this case be approved by way of notice of decision of the approval authority and again it is from the decision or lack thereof of the approval authority and not the decision of the local council that the rights to appeal flow as set out in s.17(36) and 17(40).

[45] In this case, at the time the Municipal Council passed By-law 27 of 2011 to repeal OPA 27 the amendment was merely a proposed amendment before the approval authority awaiting its decision.

[46] There is no prohibition in the Act that restricts a municipal council from taking back an Official Plan Amendment prior to the approval authority making a decision.

However, once the approval authority issues a decision under s. 17 (35) the rights to appeal begin as noted earlier. Similarly a right to appeal exist after 180 days from the filing on the Official Plan Amendment with the approval authority under s.17 (40) if the approval authority fails to make a decision as noted above.

[47] The Act provides no right to appeal a local municipality's by-law repealing an Official Plan Amendment prior to the approval authority making a decision on the amendment as prescribed by s.17(35), or a person or public body filing an appeal under s.17(40) of the approval authority failure to make a decision within 180 days.

[48] In the case where a local Official Plan or Official Plan Amendment requires the approval of an approval authority there is no right to appeal the decisions of the local Council. All rights to appeal in this from Official Plan (Amendment) approval flow from the decision or lack of decision of the Approval authority and not the decision of the local Council.

[49] The Board for the reasons given in the decision finds that there is no proper appeal to any Zoning By-law Amendment under s. 34(19). The Board also finds that the rights to appeal under s.17 (24) do not apply in this case, as the amendment is not exempt from approval by the approval authority. There is no right to appeal in this case under s.17 (36) as no decision was issued by the approval authority prior to the local council taking back OPA 27. If there was a right of appeal under s.17 (40) it was not exercised prior to the Town Council's decision to revoke its proposed amendment and further was not filed with the approval authority as prescribed by the Act.

[50] The Board has reviewed the notice (Exhibit 4) sent out by the clerk of the Town Council's decisions. The document is merely a notice and does not in any way grant rights to appeal.

[51] The rights to appeal in the case are found in the Act and not in a notice sent out by a municipal clerk.

[52] The Board determines, for the reasons set out in this decision, that there is no valid right to appeal for St. Clair Region Conservation Authority from the decision of The Town of Plympton-Wyoming to pass By-law 27 of 2011 and further there are no Zoning By-law Amendments for which there is at this time a right to appeal.

ORDER

[53] The Board orders that the appeal of St Clair Region Conservation Authority from a decision of The Town of Plympton-Wyoming to pass By-law 27 of 2011 is dismissed as there is no valid appeal before the Board.

"J. P. Atcheson"

J. P. ATCHESON
MEMBER

Chronology of Relevant Events

11.(iv) Appendix C


4

Date	Event	Generic Lakeshore Zoning	Blue Point Zoning	Official Plan	TAB
1 Prior to 1996	Comprehensive Zoning By-law 31 of 1977 as amended (former Township of Plympton)	H.1 and R Zones and 23m Setback	H.1 and R1.1 and 23m Setback		I
2 1996-05-22	"1997" PROVINCIAL Policy Statement				
3 1996-11-01	Shoreline Management Plan				E
4 1998-01-03	Current County Official Plan came into effect				F
5 2001-01-01	Town of Plympton-Wyoming created by amalgamation				
6 2001-07-17	Current Town Official Plan came into effect			"Lakeshore Area" designation (no policies)	
7 2003-01-01	Blue Point Shore Protection Cost Benefit Analysis results known (draft complete and circulated)				
8 2003-11-26	OPA 9 and Comprehensive Zoning By-law 97/2003	EP-L1 - house permitted outside 3:1 slope	EP-L1(2) - house permitted at 23m setback	Section 9.4 Lakeshore Area policies added	J
9 ??	2004 Blue Point Recession Rate Study/Update by SCRCA				
10 2004-10-18	Zoning Amendment By-law 91/2004		EP-L1 - house permitted outside 3:1 slope		K
11 2004-11-15	By-law 91/2004 Appealed by Blue Point Residents	<i>Residents did not want an acknowledgement agreement registered on title</i>			
12 2005-03-01	2005 Provincial Policy Statement				C
13 2005-05-10	Zoning Amendment By-law 91/2004 Appeal Withdrawn, OMB File Closed	<i>P-W removed the requirement for an acknowledgement agreement.</i>			
14 2006-05-04	CA Given Regulatory Powers Along Lakeshore as per O.R. 171/06	<i>CA Regulations on shoreline approved by Province</i>			T
15 2007-06-01	Town Begins 5-Year OP (and Zoning) Review				
16 2009-01-26	First Draft of New Lakeshore OP Policies Forwarded to CA for Comment				

Date	Event	Generic Lakeshore Zoning	Blue Point Zoning	Official Plan	TAB
17 2009-03-24	Town Staff and County Staff Met with CA Staff to Discuss Lakeshore Policy and Zone Changes				
18 2009-05-22	First Draft of New Lakeshore Zone Provisions Completed for Discussion with Council and CA				
19 2009-09-10	CA and Town/County staff met to discuss Lakeshore Policies				
20 2010-06-24	Open House and Public Meeting for 5-Year Review including Draft Lakeshore Policy and Zoning Amendments	EP-L (proposed) <i>SCRCA commented + attended open house/public mtg)</i>	EP-L(5) (proposed) - prohibit houses on vacant lots unless "removable"	Generic S. 9.4 changes proposed - <u>Blue Point policy addition proposed</u> <i>Blue pt residents objected</i>	L
21 2010-10-13	OPA 26 and BL 107/2010 (Generic) Passed <i>Comprehensive ZB + OPA</i> SCRCA DID NOT APPEAL	EP-L - house permitted subject to CA approval <i>No change to Blue Pt lands</i>	EP-L - house permitted subject to CA approval	Generic S. 9.4 changes adopted	H, G
22 2010-10-13	OPA 27 and BL 109/2010 (Blue Point) Passed <i>conditional on moving forward</i>	<i>SCRCA did not appeal here as this was positive.</i>	H(1) "prohibits" new houses unless CA approves	Blue Point policy addition altered and adopted - requires zone name be "Hazard" (never approved)	N, M
23 2010-11-10	H(1) Zone Repealed by By-law 116/2010 and Council Requests County Modify OPA 27 to not Specify What Zone Name is Required at Blue Point <i>didn't appeal as modifications were being drafted.</i>		Back to generic EP-L		O
24 2010-11-12	Notice of H(1) Zone Repeal and Draft on New EP-L(5) Circulated - Same Provisions as H(1), Different Zone Name		EP-L(5) proposed		P
25 2010-12-16	County Approval Authority Discusses Further Revisions of OPA 27 <i>SCRCA provides input to Dave P. at County.</i>				
26 2011-01-11	Special Council Meeting with CA Staff <i>R. Coe + P. Harriman</i>				
27 2011-01-13	EP-L(5) Zone Presented at Public Meeting <i>SCRCA staff attend</i>		EP-L(5) presented		P
28 2011-02-16	Staff Report Recommends Refusal of Draft Zoning By-law				R

Chronology of Relevant Events

6

Date	Event	Generic Lakeshore Zoning	Blue Point Zoning	Official Plan	TAB
29 2011-03-09	EP-L(5) Formally Refused and OPA 27 Repealed as per BL 27/2011		EP-L(5) refused - EP-L (generic) applies to date	OPA 27 repealed by Council (had not yet been approved by County)	P, Q
30 2011-03-29	SCRCA Appeals Refusal of EP-L(5) Zone (Delegated Right to do so by MNR)				
31 2011-04-07	County Approval Authority Meets with CA to Clarify Right to Appeal				
32 2011-04-21	CA Board Endorses Continuing with Appeal				
33 2011-05-17	Town and CA Meet at CA Office to Mediate				
34 2011-06-16	CA Board Reopens Discussion but again Votes to Continue Appeal				
35 2011-08-29	CA staff at Town Council to Discuss CA Roles with Council			<i>Planning versus Regulations Roles</i>	
36 2011-11-17	CA Requests a Shoreline Constraint Overlay			<i>Mediation</i>	
37 2011-12-05	Draft Shoreline Management Plan Update				
38 2011-12-12	Council Rejects CA Concept of Overlay			<i>Mediation turned down by P-W Council.</i>	

Example of Minister's Order

11.(iv) Appendix C(i)

**FILED AS ONTARIO REGULATION 359/03
ZONING ORDER FOR MARCY'S WOODS
TOWN OF FORT ERIE**

Application

1. This Order applies to land in the Town of Fort Erie in The Regional Municipality of Niagara, being the land outlined in red on a map numbered 212 and identified by stamp of the Registrar of Regulations on August 29, 2003 and filed at the Toronto office of the Ministry of Municipal Affairs and Housing located at 777 Bay Street.

Use of land

2. (1) Every use of land and the erection, location and use of any building or structure is prohibited on the land described in section 1 except,
 - (a) conservation and management of plant and wildlife;
 - (b) buildings or structures intended for flood and erosion control;
 - (c) public utilities; and
 - (d) uses, buildings and structures lawfully in existence on the date this order comes into force.(2) Additions to and the extension or enlargement of any building or structure is prohibited.

Conditions

3. (1) Every use of land and every erection, location and use of buildings or structures shall be in accordance with this Order.
(2) Nothing in this Order prevents the use of any land, building or structure for any use prohibited by this Order if the land, building or structure is lawfully so used on the day this Order comes into force.
(3) Nothing in this Order prevents the reconstruction of any building or structure that is damaged or destroyed by causes beyond the control of the owner if the dimensions of the original building or structure are not increased or its original use altered.
(4) Nothing in this Order prevents the strengthening or restoration to a safe condition of any building or structure.

Revocation

4. This Regulation is revoked on August 29, 2004.

Made by:

Original signed by Minister of Municipal Affairs and Housing

Date made: August 29, 2003



Archived Release

Province proposes extending protection for Marcy's Woods

August 12, 2005 12:00 a.m. | Ministry of Municipal Affairs and Housing

Zoning Order To Continue Until Local Protections Established

TORONTO, Aug. 12 - The Ontario government is moving to protect Marcy's Woods, a rare tract of Carolinian forest, by proposing an indefinite extension to the current Minister's Zoning Order, Municipal Affairs and Housing Minister John Gerretsen announced today. "Marcy's Woods is a significant natural heritage resource," said Gerretsen. "An extension to the zoning order would provide time for Fort Erie's official plan review to be completed and for local protections to be put in place." The Minister's Zoning Order has already been extended twice - on August 29, 2004 and again on February 28, 2005. It is due to expire again on August 31, 2005. The zoning order allows for the conservation and management of plants and wildlife on the property, and prevents any development other than the strengthening or restoration to a safe condition of any existing structures on the site. Notice of the proposed extension will be given in the Fort Erie Times. "Niagara-area MPPs Jim Bradley and Kim Craiton have stressed to me the importance of preserving and protecting this unique area. As we have shown with our greenbelt legislation, protecting our natural heritage is a priority for this government," said Gerretsen. "Protecting Marcy's Woods would be yet another example of how our government is working to give Ontarians a quality of life that is second to none." Disponible en français

www.mah.gov.on.ca For further information: Patti Munce, Minister's Office, (416) 585-6333; Bruce Singbush, Municipal Services Office - Central Region, (416) 585-6564

NEWS LOCAL

Wynne approves Elliot Lake's request for Minister's Zoning Order



By Kevin McSheffrey, Elliot Lake Standard
Wednesday, July 18, 2012 3:48:05 EDT PM

On Wednesday, Kathleen Wynne, Minister of Municipal Affairs and Housing, approved Elliot Lake city council's request for a Minister's Zoning Order to temporarily rezone the Collins Hall. The Minister's Zoning Order will allow the Foodland grocery store to set up in the Collins Hall for up to three years.

"These (Minister's Zoning Orders) are infrequent," Wynne told The Standard on Wednesday. "But it happens from time to time that there needs to be an intervention. So, the minister retains the ability to do that."

"In this case for example, the timeliness is important to be able to have some certainty for the community. So, I was happy to be able to help out."

"The posting of the order will happen within the next couple of weeks, but it's effective immediately."

Wynne added, "Our government is committed to helping the people of Elliot Lake rebuild and revitalize their community. We are helping families access the necessities for day-to-day living."

Elliot Lake Mayor Rick Hamilton says he is grateful to the minister for approving the city's request and the speed at which it was done.

City council instructed staff to make the request to the minister at a special meeting on Friday, July 13.

Hamilton says without the Minister's Zoning Order, the normal rezoning process takes time.

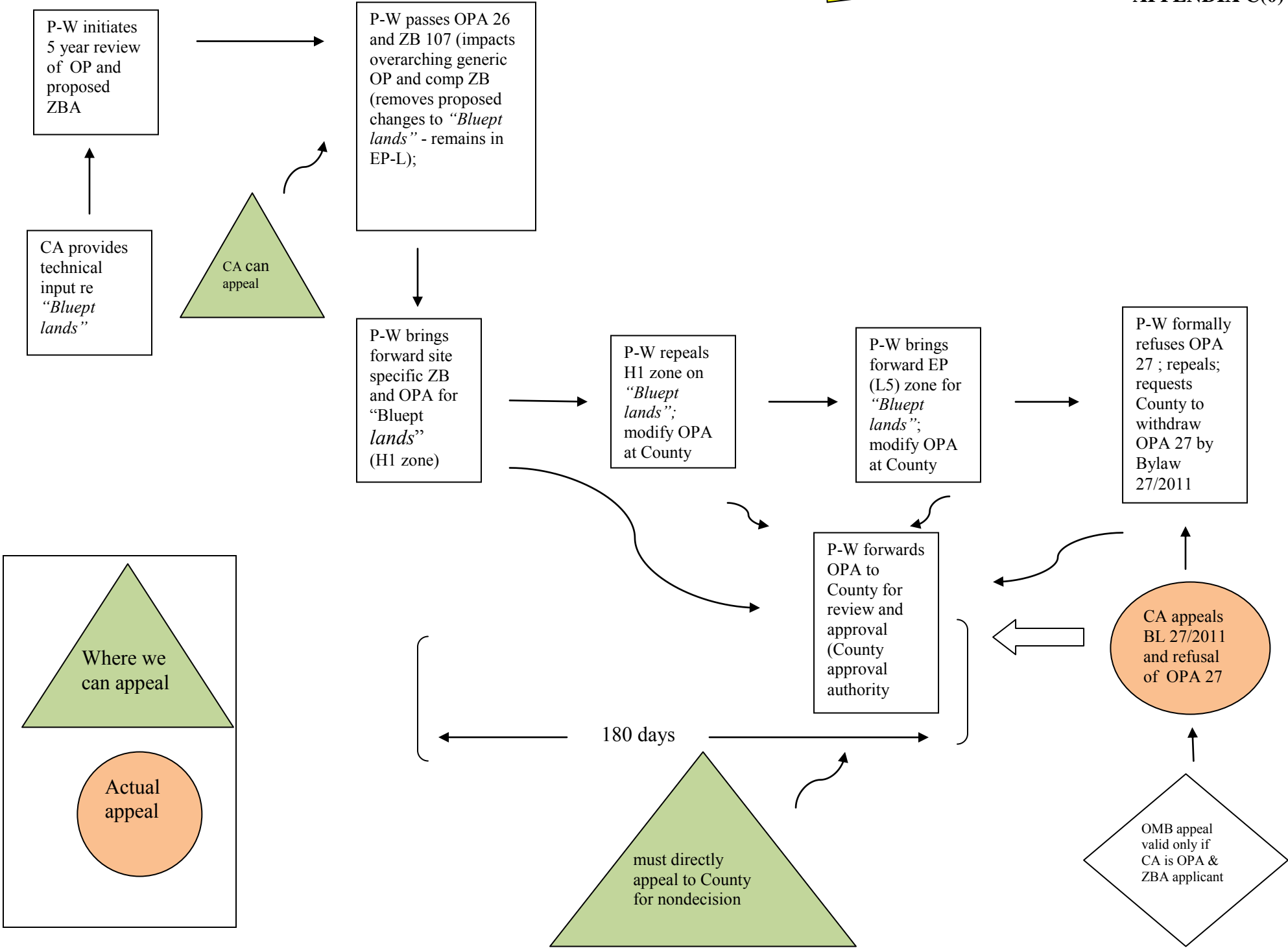
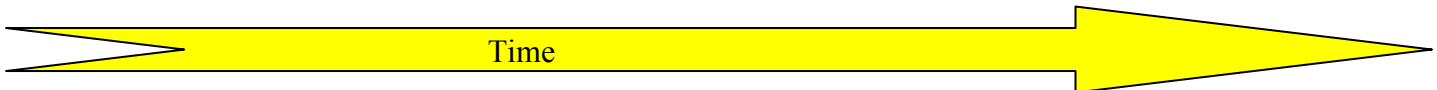
"It would save a month or two. If you had to do a rezoning, the quickest we estimated that we could get that through would be 40 to 50 days without any objections," explains Hamilton.

If there were an objection and/or an appealed to the Ontario Municipal Board, it could delay the temporary rezoning by months.

By temporarily relocating the Foodland grocery store to the Collins Hall it allows many of its 60 employees to return to work as well as bring back the city's second grocery store.

Foodland requested that they be able to begin converting the Collins Hall into Foodland in late August. A wedding is scheduled for Aug. 18, but Sobeys agreed to hold off starting the renovations until after that.

Foodland, which was located in the Algo Centre Mall, has closed since the mall's partial roof collapse on June 23.



Staff Report

11.(v)



To: Board of Directors
Date: June 12, 2013
From: Patty Hayman
Subject: June OMB PL 120098 - Parties: Zavitz/Jackson and Middlesex Centre

Natural Heritage interest OMB Middlesex Centre Part Lots 5 and 6, Concession 8 (geographic Lobo; Ilderton Road between Poplar Hill and Coldstream); Landowner is appellant

- Attached as Appendix D is the proposed lot layout.
- Attached as Appendix E is the proposed zoning
- Attached as Appendix F is the wetland map provided by CA

- The landowner appealed the zoning bylaw amendment and (5) consent denial(s) by municipality. Lots to be on private wells and private sewage systems.
- As a Natural Heritage advisor and not delegated this authority by the province(MNR is technical authority and municipality (upper and lower tier) is decision maker), the Conservation Authority staff attended the hearing June 10, 2013 as an observer.
- Although the OMB decision has not been officially made, a few points were noted:
 - A MNR wetland map glitch resulted in lots created in wetland (not consistent with PPS), however, development envelopes outside wetland boundary
 - It is a regulated area, and approvals need to be sought from the SCRCA as all the lots are within the 120 metre adjacent land of wetland.
 - Via the Regulations, SCRCA will be implementing Regulations policies pertaining to wetlands when development proposals come forward. The preference would have been accurate wetland mapping which would have avoided lot creation within wetland and regulated areas. Regulated floodplain, slope, wetland fragmented into individual lot ownership.
 - Through negotiation with solicitors representing SCRCA (minor role), municipality and appellant, a satisfactory provisional consent agreement was reached. Under the circumstances (mapping error and absence of technical approval Ministry), this is considered the best possible scenario going forward.
 - Action for improvements; CA wetland planning and regulation policies as well as non fragmentation policies would assist. The OMB written decision will be provided to the Board of Directors upon availability. Decision is expected to favour for 5 severances as per attached plan, based upon settlement agreement and provisional consent agreement presented at hearing.

SEVERANCE PLAN

OMB CASE NO. PL120098
 OMB FILE NOS. PL120099, PL120100,
 PL120101, PL120102, AND PL120329
 APPLICATIONS FOR CONSENT B-20/11,
 B-21/11, B-22/11, B-23/11 AND B-24/11
 AS AMENDED

BY-LAW NO. 2012-014
 (ZONING BY-LAW AMENDMENT)
 POPLAR WOODS LTD.
 (FORMERLY JAMES AND SHIRLEY ZAVITZ)
 PART OF LOTS 5 & 6, CONCESSION 8
 (GEOGRAPHIC TOWNSHIP OF LOBO)
 MUNICIPALITY OF MIDDLESEX CENTRE
 HAMLET OF POPLAR HILL / COLDSTREAM

LEGEND

-  ASSESSMENT PARCEL FABRIC
(Source: Ontario Parcel Data, January 2013)
-  ORTHO-PHOTOGRAPH
(Source: Western Ontario Cartography Project,
Spring 2011)
-  LOTS TO BE SEVERED
-  10007 ILBERTON RD PROPERTY
(Source: Ontario Parcel Data, January 2013)

*NOTE: Lot 1 is to be merged in the same name and title
 as lands known municipally as 10007 Ilberton Road.



Map for
 Amended Consent Applications

MUNICIPALITY OF MIDDLESEX CENTRE

SCHEDULE A TO BY-LAW 2013-_____

POPLAR HILL - COLDSTREAM

SEE MAP 31

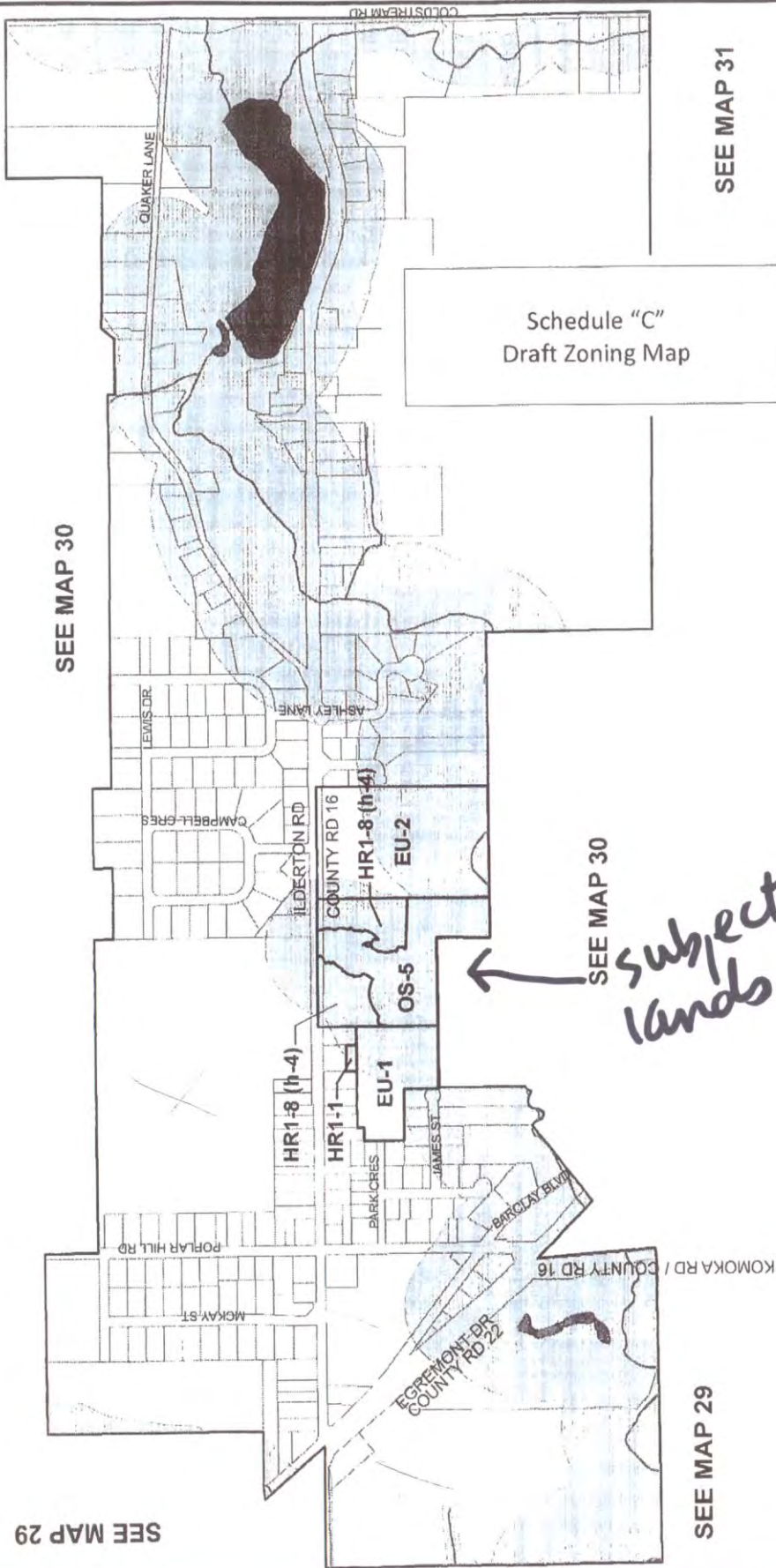
SEE MAP 30

SEE MAP 31

Schedule "C"
Draft Zoning Map

SEE MAP 29

SEE MAP 29



NOTE: Schedules should be read in conjunction with applicable provisions of the Zoning By-Law.

SCALE 1:12 000

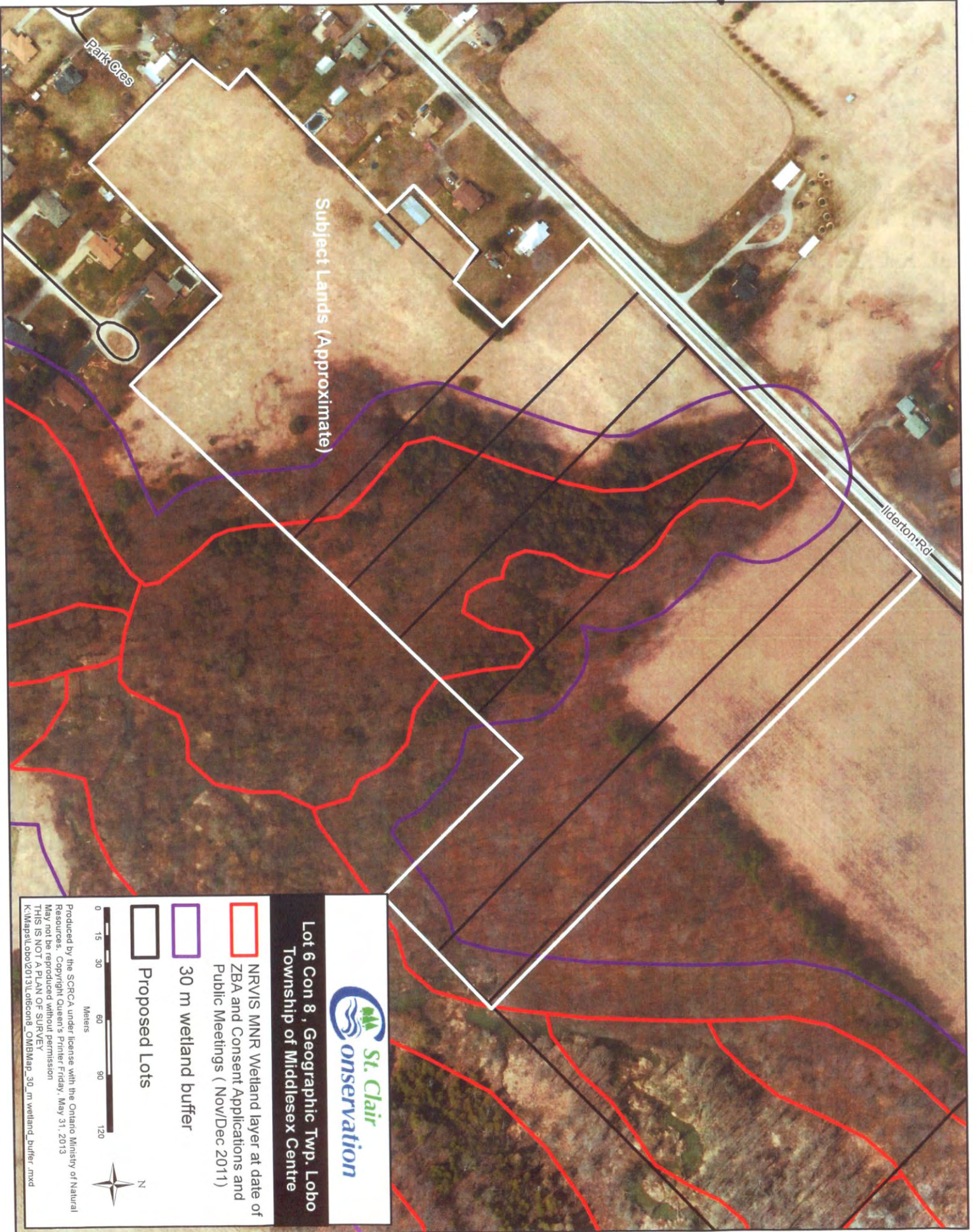
1,000

1,500


2,000

Meters





Lot 6 Con 8 , Geographic Twp. Lobo
Township of Middlesex Centre

 NRVIS MNR Wetland layer at date of
ZBA and Consent Applications and
Public Meetings (Nov/Dec 2011)

 30 m wetland buffer

 Proposed Lots



Produced by the SCRCA under license with the Ontario Ministry of Natural Resources. Copyright Queen's Printer/Friday, May 31, 2013
May not be reproduced without permission
THIS IS NOT A PLAN OF SURVEY
K:\Mmapstl_090\2013\lalecond_0MBMap_30_m_wetland_buffer.mxd

Staff Report

11.(vi)



To: Board of Directors
Date: June 13, 2013
From: Patty Hayman, Director of Planning
Subject: Plympton-Wyoming request regarding legal costs recovery– OMB Case PL110315 Lots 5-41, Plan 28 Bluepoint (Hazard area)

A copy of Plympton Wyoming's June 7, 2013 correspondence and request is attached.

As presented in the previous staff memorandum 11(iv), this was a complex case. In fact the question of validity was raised by the OMB only several days prior to the postponed scheduled hearing date. The question of validity can be raised in two ways:

- 1) Does the Conservation Authority have the right to appeal a decision of the municipality in land use matters? **Legally, Yes**
- 2) Should the Conservation Authority appeal a decision of the municipality in land use matters that pertain to natural hazards and where the implementation of the Authority's Regulation is problematic (no building envelope available and therefore no Regulations approval can be given for replacement)? **If legally valid, Yes**
- 3) Did the Conservation Authority have the right to appeal based on Planning Act legislation and processes followed by County of Lambton, the municipality and SCRCA? **OMB determined No.**

Prior to proceeding with the case, the SCRCA did formally request its solicitor that question. Did the SCRCA have the right to appeal to the OMB considering the case before him? Our solicitor recommended going forward and recommended mediation. However, in the end, the municipality would not mediate. The SCRCA went forward and due to the issues raised by the Ontario Municipal Board member during the pre-hearing, the case was dismissed.

Background information in considering this monetary request from Plympton-Wyoming (P-W)

- In the subject area, Lots 5-41, the Authority incurred legal fees in the amount of \$25,000.00 for the Mona Girgis (Lot 40) appeal to Mining and Lands hearing plus solicitor review of mobile home issue (Years 2009-2010) on Bluepoint Drive.
- Regarding this particular case appeal OMB PL110315, the Authority incurred legal fees and witness expertise costs in the amount of approx. \$6,000.00 to date.
- The municipality's notice on refusal to pass a zoning bylaw contained the 'right of appeal' invitation'. This notice was circulated to the Conservation Authority. See attached. According to the OMB, appeals could not be made to this refusal.

- The Authority continues to get numerous inquiries on Bluepoint Drive . Inquirers have been upset and shocked at lack of clarity in Zoning Bylaw. Zoned residential but cannot build or redevelop as per SCRCA Regulation Policy.

The following statistics are provided:

- **In Plympton Wyoming, 25% of CA property inquiries are from Bluepoint**
- **In SCRCA watershed, 15% of CA property inquiries are from P-W.**
- **In SCRCA watershed, 16% of CA planning activity in P-W.**
- **P-W share of general levy is approx. 4.5% of total general levy**

Attached as Appendix C is a watershed map illustrating activity within watershed area.

The Corporation of the
Town of Plympton-Wyoming

P.O. Box 250, 546 Niagara Street
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Kyle Pratt, CMM III, CHRP, MPA
Chief Administrative Officer
Brianna Coughlin, Hons. B.A., MPP
Clerk
David Fielding, P. Eng.
Director of Public Works & Engineering
Ian Murray, MBA
Treasurer

June 7, 2013

Mayor Steve Arnold, Chair
St. Clair Region Conservation Authority Board of Directors
205 Mill Pond Cres.
Strathroy, Ontario
N7G 3P9

Mayor Arnold:

Re: Ontario Municipal Board Case Number PL110315

At the Regular Council Meeting held May 29, 2013, Council members discussed the above noted appeal to the Ontario Municipal Board by the St. Clair Region Conservation Authority, and the Board's decision of May 23, 2013. As you are most likely aware, the appeal of the SCRCA from the decision of the Town of Plympton-Wyoming to pass By-law 27 of 2011 was dismissed, as the appeal presented to the Board was considered invalid.

Council has requested that a letter be sent to advise you and the Board of Directors of the St. Clair Region Conservation Authority of Council's position on this matter. Council members would like to express their displeasure that the SCRCA felt the need to pursue this appeal, especially as there was no demonstrable right to appeal under the *Planning Act*. The Town brought this to the attention of the SCRCA on two separate occasions, yet the SCRCA elected to proceed with the appeal as is.

Since the appeal was first submitted in 2011, the Town of Plympton-Wyoming has spent approximately \$16,061.08 in legal fees relating to the case. This represents nearly 54% of the Town's general levy payment for 2013 to the SCRCA. In Council's opinion, this unnecessary and frivolous appeal before the Board has created an additional tax burden to the residents of the Town of Plympton-Wyoming. Furthermore, Council would like to explore possible avenues for reimbursement of these legal costs.

We would respectfully request that this letter be brought forward to the Board of Directors at your next meeting. If you have any questions regarding the above information, please do not hesitate to contact me at the number above or by email at bcoughlin@plympton-wyoming.ca.

Sincerely,

Brianna Coughlin, Clerk
Town of Plympton-Wyoming

TOWN OF PLYMPTON-WYOMING
NOTICE OF REFUSAL TO AMEND A ZONING BY-LAW
(And Repeal of a By-Law to Adopt an Official Plan Amendment)

WITH RESPECT TO A PROPOSED ZONING BY-LAW AMENDMENT for which a public meeting was held by the Council of the Corporation of the Town of Plympton-Wyoming on Thursday, January 13, 2011 at 7:00 p.m. at the Town Council Chambers:

TAKE NOTICE that on the 9th of March, 2011 the Council of the Corporation of the Town of Plympton-Wyoming made a **decision to refuse** the said zoning by-law amendment.

THE PURPOSE AND EFFECT of the By-law would have been to place Plan 28, lakeside Lots 5 to 41 (known municipally as 4106 thru 4246 Bluepoint Dr - even numbers) in a site-specific zone with provisions intended to draw attention to shoreline processes and restrictions to development resulting from legislation under the Conservation Authorities Act. This by-law was refused.

Appeals to the Ontario Municipal Board (OMB) in respect of the refusal to pass the zoning by-law amendment may be made by filing with the Clerk a written notice of appeal, **not later than the 30th of March, 2011**, setting out the reasons for the appeal and accompanied by the fee prescribed under the OMB Act, made payable to the Minister of Finance. The decision of the Council of the Corporation of the Town of Plympton-Wyoming to refuse is final if a notice of appeal is not received before or on the last date for filing an appeal. Section 34(11) of the Planning Act R.S.O. 1990 sets out who may appeal a refusal to pass a zoning amendment.

The zoning by-law amendment was refused on the basis that Town Council does not consider it its obligation to identify the presence or potential presence of shoreline hazards and processes for one particular location beyond what has already been done generically along the shoreline in the Planning documents, does not wish to duplicate existing legislation, and does not consider itself directly obligated to create awareness of restrictions under Provincial legislation.

WITH RESPECT TO AMENDMENT NO. 27 to the Town of Plympton-Wyoming Official Plan, adopted by By-law 108 of 2010 on October 13, 2010:

TAKE FURTHER NOTICE that also on the 9th day of March, 2011, the Council of the Corporation of the Town of Plympton-Wyoming passed By-law 27 of 2011 to repeal By-law 108 of 2010. By-law 108 of 2010 had adopted OPA No. 27 and directed the Clerk to make application to the County of Lambton for its approval. The purpose and effect of OPA No. 27 would have been to create specific policies in the Official Plan for lakeside Lots 5 to 41, Plan 28 Blue Point pertinent to shoreline processes and requiring the area be placed in a special zone in the Zoning By-law. This amendment is now repealed.

The County of Lambton as the approval authority had not made a decision on OPA No. 27. By repealing By-law 108 of 2010, the Town's application to the County for approval of OPA No. 27 is withdrawn and OPA No. 27 has no effect. Town Council's reasons for the repeal of By-law 108 of 2010 (OPA No. 27) are the same as its reasons for refusing the noted zoning by-law amendment.

DATED AT THE TOWN OF PLYMPTON-WYOMING THIS 10th day of March, 2011.

Caroline DeSchutter, Clerk
cdeschutter@plympton-wyoming.ca

Carlie Burns, Planning Assistant
cburns@plympton-wyoming.ca

Town of Plympton-Wyoming
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Wyoming, ON, N0N 1T0
Telephone: 845-3939
Fax: 845-0597

Plympton-Wyoming Planning Activity

Blue Point Drive inquiries account for 25% of all Plympton-Wyoming inquiry activity



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 K:\Maps\Watershed\Plympton Planning Map.mxd

ST. CLAIR REGION CONSERVATION AUTHORITY
 APR.1 TO MAY 31, 2013 DISBURSEMENTS

12. (ii)
 D. Brodie

Chq. No	Date	Vendor	Description	Amount
14547	10/04/2013	TERRY BARRIE	Float & Petty Cash	\$ 350.00
14548	10/04/2013	MIKE TIZZARD	Float & Petty Cash	\$ 350.00
14549	10/04/2013	BILL TURNER	Float & Petty Cash	\$ 350.00
14550	15/04/2013	ALS CANADA LIMITED	Water Sampling	\$ 3,220.50
14551	15/04/2013	ROBERT BUCHANAN	Advance	\$ 1,400.00
14552	15/04/2013	IAN CAMERON	Advance	\$ 1,200.00
14553	15/04/2013	Canadian Linen & Uniform	Floor Mats - Office	\$ 72.37
14554	15/04/2013	COR'S MOTORS LTD.	Vehicle Repair	\$ 772.30
14555	15/04/2013	LARRY MACDONALD CHEV OLDS	Vehicle Tune Up	\$ 345.58
14556	15/04/2013	719329ONT.LTD.C/O LASKEY/SMITH	Injection Pump	\$ 7,174.37
14557	15/04/2013	LOWER THAMES VALLEY CONS. AUTHORITY	Stw. Kent final paymen	\$ 60,494.42
14558	15/04/2013	MARSHALL'S/MARBOLT COUNTRY DEPOT	Pool Supplies	\$ 25.55
14559	15/04/2013	DARREN ROSE	Advance	\$ 1,200.00
14560	15/04/2013	RURAL LAMBTON STEWARDSHIP NETWORK	Final payment closing	\$ 144,042.19
14561	15/04/2013	SUPERIOR PROPANE INC.	Propane-CA's	\$ 504.03
14562	15/04/2013	THREE MAPLES VARIETY	Fuel - AWC	\$ 397.01
14563	15/04/2013	TORONTO REGION CONS.AUTHORITY	Conference	\$ 1,017.00
14564	15/04/2013	WATSON TIM-BR MART	Supplies	\$ 813.71
14565	15/04/2013	ALS CANADA LIMITED	Water sampling	\$ 838.01
14566	15/04/2013	P.CASH-D.BRODIE	Petty Cash Expenses	\$ 339.58
14567	15/04/2013	CANPAR TRANSPORT L.P.	Courier costs	\$ 79.61
14568	15/04/2013	CANSEL	Plotter- Imagery	\$ 3,926.75
14569	15/04/2013	COINAMATIC	Campground-revenue	\$ 57.80
14570	15/04/2013	DUN-RITE LANDSCAPING INC.	Grass cutting	\$ 638.45
14571	15/04/2013	FONTASY SIGN & DISPLAY INC.	Signs - RWC	\$ 1,711.95
14572	15/04/2013	FOREST CITY LEASING	Photocopier	\$ 293.80
14573	15/04/2013	GRAND BEND DECORATING & FLOORING CEN	Install tiles -WWK/	\$ 1,054.54
14574	15/04/2013	JEG'S	Oil, filter-2011 Chev	\$ 63.02
14575	15/04/2013	KYIS EMBROIDERY	Embroidery-chairs	\$ 90.40
14576	15/04/2013	SHARON NETHERCOTT	Expenses	\$ 501.52
14577	15/04/2013	PETROLIA HOME HARDWARE	Pool Supplies	\$ 28.84
14578	15/04/2013	PRINCESS AUTO	Parts	\$ 203.31
14579	15/04/2013	SRNA/LMBTN CHAMBER OF COMMERCE	Membership	\$ 304.85
14580	15/04/2013	TOWNSHIP OF ENNISKILLEN	Interim Taxes	\$ 3,587.40
14581	15/04/2013	TSC STORES L.P.	Supplies -C. Services	\$ 143.49
14582	15/04/2013	TOWNSHIP OF WARWICK	Water	\$ 72.09
14583	15/04/2013	JESSICA VAN ZWOL	Expenses	\$ 42.18
14584	15/04/2013	WARWICK AUTO SERVICE	Truck repairs	\$ 591.90
14585	15/04/2013	WARWICK GAS & VARIETY	Fuel-Warwick	\$ 416.79
14586	15/04/2013	WATFORD HOME HARDWARE BUILDING CEN	Supplies - C.A.	\$ 435.36
14587	16/04/2013	Canadian Linen & Uniform	Mats - Office	\$ 35.62
14588	16/04/2013	CANPAR TRANSPORT L.P.	Courier costs	\$ 43.99
14589	30/04/2013	BF ENVIRONMENTAL CONSULTANTS LTD.	Wetkabd - 97 McCallun	\$ 7,655.75
14590	30/04/2013	BKL CONSULTING ENGINEERS	Reports-LCH Septic	\$ 3,218.24
14591	30/04/2013	BUFFETT, TAYLOR & ASSOCIATES INS. AGEN	Group Insurance	\$ 10,272.61
14592	30/04/2013	Campbells Outdoor Power Equipment Ltd.	Equipment Repair	\$ 203.23
14593	30/04/2013	Canadian Linen & Uniform	Mats - Office	\$ 71.24
14594	30/04/2013	CANPAR TRANSPORT L.P.	Courier costs	\$ 152.17
14595	30/04/2013	COLDSTREAM CONCRETE LIMITED	Peers Wetland	\$ 3,111.98
14596	30/04/2013	JOHN DRURY	Backhoe	\$ 203.40
14597	30/04/2013	ERNIE HERRINGTON	Gravel	\$ 3,008.63
14598	30/04/2013	HILLEN NURSERY INC.	Trees	\$ 630.54
14599	30/04/2013	LEATHA JONES	Bingos - Foundation	\$ 380.00
14600	30/04/2013	KLEEFMAN CLEANING SERVICES	Cleaning Office	\$ 522.63
14601	30/04/2013	LOBLAW COMPANIES LIMITED	Office Supplies-Mtgs.	\$ 19.98
14602	30/04/2013	LONDEX OFFICE PRODUCTS	Office Supplies-Mtgs.	\$ 279.62
14603	30/04/2013	Marchand Truck & Float	Tractor -hauling	\$ 565.00
14604	30/04/2013	MARSHALL'S/MARBOLT COUNTRY DEPOT	Pool Supplies	\$ 17.83
14605	30/04/2013	MICROAGE BASICS	Computer parts	\$ 1,107.40
14606	30/04/2013	NORTH-SOUTH ENVIRONMENTAL INC.	Lambton N.Heritage	\$ 6,551.18
14607	30/04/2013	PETROLIA HOME HARDWARE	Supplies - CA's	\$ 100.93
14608	30/04/2013	Ron Relouw	Install tiles -WWK/	\$ 1,400.00

14609	30/04/2013	Rural Lambton Stewardship Network	Tall Prairie Grasses	\$	2,260.00
14610	30/04/2013	SHOREPLAN ENGINEERING LTD.	Cathcart Park	\$	11,218.87
14611	30/04/2013	SKIFFINGTON CATERING & THE DINNER MAR	Meeting Lunch	\$	482.08
14612	30/04/2013	ERIC SMITH	Expense-W. Boots	\$	100.00
14613	30/04/2013	ST.CLAIR REGION CON.FOUNDATION	Mem. Donation Transf.	\$	190.00
14614	30/04/2013	STRATHROY RENTAL ONE	Equipment Rental	\$	136.73
14615	30/04/2013	SUNDOWNER SLOANS	Parts-truck sidestep	\$	246.34
14616	30/04/2013	SWISH MAINTENANCE LIMITED	Supplies for CA,office	\$	8,758.43
14617	30/04/2013	WALTER TADGELL & SONS LTD	Parts	\$	196.51
14618	30/04/2013	THE ONTARIO CONSTRUCTION COMPANY LTI	Cathcart Park	\$	68,928.07
14619	30/04/2013	ROGER TOURIGNY	Shower Valves-CA	\$	2,500.00
14620	30/04/2013	TOWNSHIP OF DAWN-EUPHEMIA	Water	\$	20.00
14621	30/04/2013	Van Bree Drainage And Bulldozing Ltd.	Sarnia Erosion -B.Grov	\$	46,158.47
14622	30/04/2013	WATFORD HOME HARDWARE BUILDING CEN	Supplies - WWK	\$	90.31
14623	30/04/2013	SHANE WHITE	Expenses	\$	136.40
14624	30/04/2013	WINKELMOLEN NURSERY LTD.	Trees	\$	1,840.21
14625	30/04/2013	WORKPLACE SAFETY & INS. BOARD	WSIB Monthly Paymen	\$	3,720.91
14626	30/04/2013	Yellow Pages Group	Phone book ads	\$	24.35
14627	30/04/2013	INDUSTRIAL ALLIANCE PACIFIC INS. SERVICE	Group Accident Ins.	\$	162.00
14628	02/05/2013	4IMPRINT, INC.	Blankets	\$	378.97
14629	02/05/2013	Fullline Farm & Garden Equipment	Blankets	\$	39.78
14630	02/05/2013	HAYTER-WALDEN PUBLICATIONS INC.	CA Ads	\$	150.00
14631	02/05/2013	719329 ONTARIO LIMITED	Supplies	\$	529.97
14632	02/05/2013	LOVERS ATWORK OFFC.FURNITR.INC	Office Cabinet	\$	1,085.30
14633	02/05/2013	Marks Work Warehouse	CA's clothing	\$	60.99
14634	02/05/2013	MIDDLESEX COMMUNITY LIVING	Tickets-Mayor's Breakf	\$	150.00
14635	02/05/2013	SHARON NETHERCOTT	Expenses	\$	613.25
14636	02/05/2013	PODOLINSKY FARM EQUIPMENT	Parts, Tractor	\$	2,260.00
14637	02/05/2013	SIGNS AND DESIGNS	CA-Signs	\$	774.62
14638	02/05/2013	SWISH MAINTENANCE LIMITED	Cleaning Supplies	\$	42.38
14639	02/05/2013	THREE MAPLES VARIETY	Fuel - AWC	\$	795.10
14640	02/05/2013	WOODS PEARSON & ASSOCIATES	Fuel - AWC	\$	8,025.26
14641	06/05/2013	BMO Nesbitt Burns Inc.	Investments	\$	2,318.90
14642	06/05/2013	BRIAN MCDOUGALL	Expenses	\$	544.65
14643	06/05/2013	TRACY PRINCE	Expenses	\$	905.13
14644	10/05/2013	P.CASH-D.BRODIE	Petty Cash Expenses	\$	399.15
14645	16/05/2013	21 SHELL & VARIETY	Fuel - AWC	\$	435.00
14646	16/05/2013	ALS CANADA LIMITED	Water sampling	\$	1,808.45
14647	16/05/2013	MURIEL ANDRAE	Expenses	\$	48.70
14648	16/05/2013	ARBORTECH PROFS. TREE CARE	Tree cutting	\$	694.95
14649	16/05/2013	ARCTIC GLACIER INC.	Ice -CA's	\$	714.95
14650	16/05/2013	B & R PLUMBING & MECHANICAL INC.	Plumbing - CA	\$	110.18
14651	16/05/2013	1841792 ONT. INC., BILL BRON ELECTRIC	Electrical Work	\$	126.99
14652	16/05/2013	BKL CONSULTING ENGINEERS	LCH-Septic	\$	1,243.00
14653	16/05/2013	Canadian Linen & Uniiform	Mats - Office	\$	35.62
14654	16/05/2013	CANPAR TRANSPORT L.P.	Courier Costs	\$	34.93
14655	16/05/2013	CANADIAN PAYROLL ASSOCIATION	Webinar -training	\$	220.35
14656	16/05/2013	CAPITAL COLOUR GRAPHICS INC.	Printing phamplets	\$	4,392.31
14657	16/05/2013	CAS KWARCIAK ELECTRIC	Electrical work	\$	135.60
14658	16/05/2013	CENTRAL SANITATION	Portables	\$	305.10
14659	16/05/2013	STEPHEN CLARK	Expenses	\$	127.60
14660	16/05/2013	COINAMATIC	Campground-revenue	\$	57.80
14661	16/05/2013	CP INDUSTRIES LTD.	Deodorizers	\$	1,845.52
14662	16/05/2013	DELAWARE PUMP & PARTS LIMITED	Spray pump parts	\$	89.35
14663	16/05/2013	JOHN DRURY	Backhoe	\$	1,118.70
14664	16/05/2013	FIRST AID ZONE	First Aid Supplies	\$	72.30
14665	16/05/2013	FOREST CITY LEASING	Photocopier	\$	293.80
14666	16/05/2013	MELISSA GILL	Expenses	\$	339.85
14667	16/05/2013	HEYLAND FARMS LTD./DOUG MCGEE	Plowing ground	\$	56.50
14668	16/05/2013	HOSKIN SCIENTIFIC LIMITED	Water sampling	\$	94.92
14669	16/05/2013	Ian D. Wilson Associates Limited	LCH-Septic	\$	791.00
14670	16/05/2013	JIM WHITE'S TRAILER SALES INC.	Trailer Parts	\$	44.64
14671	16/05/2013	LEATHA JONES	Bingos - Foundation	\$	380.00
14672	16/05/2013	KYIS EMBROIDERY	Embroidery	\$	56.50
14673	16/05/2013	LAFARGE CANADA INC.	Concrete	\$	935.32
14674	16/05/2013	LAMBTON KENT FARM IMPLEMENTS LTD	Supplies	\$	66.28
14675	16/05/2013	LOBLAW COMPANIES LIMITED	Office Supplies-Mtgs.	\$	40.37
14676	16/05/2013	Marks Work Warehouse	Clothing -CA Staff	\$	508.33
14677	16/05/2013	BRIAN MCDOUGALL	Expenses	\$	300.71
14678	16/05/2013	MY FM	Radio Ads	\$	337.87

14679	16/05/2013	TIM PAYNE	Expenses	\$	278.40
14680	16/05/2013	PETROLIA HOME HARDWARE	Supplies -CA	\$	920.64
14681	16/05/2013	PINENEEDLE FARMS	Trees	\$	8,002.10
14682	16/05/2013	Susan Plant	Boots Allowance	\$	100.00
14683	16/05/2013	PODOLINSKY FARM EQUIPMENT	Parts	\$	196.23
14684	16/05/2013	PRINCESS AUTO	Lights-vehicle	\$	752.22
14685	16/05/2013	Rick MacKinnon Horticultural Services	Chainsaw Safety	\$	1,073.50
14686	16/05/2013	RIDGETOWN INDEPENDENT NEWS	CA ads	\$	26.58
14687	16/05/2013	RIVERVIEW	Summer Maintenance	\$	641.13
14688	16/05/2013	GIRISH SANKAR	Expenses	\$	71.50
14689	16/05/2013	JEFF SHARP	Expenses	\$	94.60
14690	16/05/2013	KELLI SMITH	Expenses	\$	45.08
14691	16/05/2013	SUPERIOR PROPANE INC.	Propane-CA's	\$	346.77
14692	16/05/2013	ST.CLAIR REGION CON.FOUNDATION	Memorial Donations	\$	810.00
14693	16/05/2013	STRATHROY WELDING AND REPAIRS	Welding	\$	179.67
14694	16/05/2013	STRATHROY HOME HARDWARE BLDG CENTR	Supplies	\$	124.48
14695	16/05/2013	STRATHROY TIRE SALES & SERVICE	Tire Service	\$	271.20
14696	16/05/2013	ST. WILLIAMS NURSERY & ECOLOGY CENTRE	Trees	\$	5,718.02
14697	16/05/2013	SUN MEDIA CORPORATION	Ads - CA	\$	2,818.55
14698	16/05/2013	SUPERIOR COMPUTER SALES INC.	Computer parts	\$	529.97
14699	16/05/2013	T & J BARKHOUSE FARMS	Top Soil	\$	628.85
14700	16/05/2013	TOWN OF PLYMPTON-WYOMING	Interim Taxes	\$	1,465.33
14701	16/05/2013	TSC STORES L.P.	Supplies	\$	193.70
14702	16/05/2013	VAN TUYL & FAIRBANK	Parts	\$	173.64
14703	16/05/2013	JESSICA VAN ZWOL	Expenses	\$	145.71
14704	16/05/2013	KEN WADE	Testing Pump	\$	405.67
14705	16/05/2013	WARWICK GAS & VARIETY	Fuel - AWC	\$	386.70
14706	16/05/2013	WATFORD HOME HARDWARE BUILDING CEN	Supplies	\$	656.63
14707	16/05/2013	WATSON TIM-BR MART	Ca Supplies	\$	819.56
14709	21/05/2013	P.CASH-D.BRODIE	Petty Cash Expenses	\$	359.69
14710	23/05/2013	CANPAR TRANSPORT L.P.	Courier costs	\$	29.25
14711	23/05/2013	Fullline Farm & Garden Equipment	Parts -Trailer	\$	126.21
14712	23/05/2013	KEY CONTACT	Mailings	\$	910.78
14713	23/05/2013	NEBS BUSINESS PRODUCTS LTD.	Supplies	\$	513.59
14714	23/05/2013	Parkside Restaurant	G.Lakes RAP Lunch	\$	176.95
14715	23/05/2013	George Rueger	Boots Allowance	\$	79.09
14716	23/05/2013	SUPERIOR PROPANE INC.	Propane-CA's	\$	367.64
14717	31/05/2013	Natalie Anderson	Boots Allowance	\$	100.00
14718	31/05/2013	ARCTIC GLACIER INC.	Ice -CA's	\$	46.50
14719	31/05/2013	BADDER BUS SERVICE	Bus-June Mtg.	\$	1,130.00
14720	31/05/2013	DIANNA BATTSON	Proofreading, etc.	\$	875.00
14721	31/05/2013	BUFFETT, TAYLOR & ASSOCIATES INS. AGEN	Group Insurance	\$	10,347.73
14722	31/05/2013	BURNARD CONSTRUCTION	Eavestroughs- CA	\$	384.20
14723	31/05/2013	BYCRAFT GARDENS, D. BYCRAFT	Plants - CA's	\$	36.15
14724	31/05/2013	CANPAR TRANSPORT L.P.	Courier costs	\$	8.62
14725	31/05/2013	CENTRAL SANITATION	Portables	\$	288.15
14726	31/05/2013	Kelly Dike	Mileage, Boots Allowan	\$	133.00
14727	31/05/2013	ELGIN STEWARDSHIP COUNCIL	L. Thames-S. Kent	\$	263.85
14728	31/05/2013	PATTY HAYMAN	Expenses	\$	84.90
14729	31/05/2013	ERNIE HERRINGTON	Gravel	\$	998.53
14730	31/05/2013	Fraser Hodgson	Clean Water Diverson	\$	800.00
14731	31/05/2013	KENN'S PRINTING LTD.	Envelopes Printed	\$	462.17
14732	31/05/2013	KLEEFMAN CLEANING SERVICES	Office Cleaning	\$	480.25
14733	31/05/2013	KUCERA UTILITIES & FARM SUPPLY	Supplies	\$	56.34
14734	31/05/2013	KYIS EMBROIDERY	Embroidery	\$	284.76
14735	31/05/2013	LAFARGE CANADA INC.	Concrete	\$	1,849.47
14736	31/05/2013	Mike Lawrence	Boots Allowance	\$	100.00
14737	31/05/2013	LONDEX OFFICE PRODUCTS	Office Supplies-Mtgs.	\$	296.05
14738	31/05/2013	LOWER THAMES VALLEY CONS. AUTHORITY	S. kent revenue	\$	12,500.00
14739	31/05/2013	MACDONALD MINI-EXCAVATING	Excavating	\$	429.40
14740	31/05/2013	Marks Work Warehouse	Clothing -CA Staff	\$	101.68
14741	31/05/2013	PETROLIA HOME HARDWARE	Parts & supplies	\$	225.68
14742	31/05/2013	PODOLINSKY FARM EQUIPMENT	Parts -Trailer	\$	10,346.28
14743	31/05/2013	Potter's Towing Inc.	Towing Vehicle	\$	169.50
14744	31/05/2013	Rural Lambton Stewardship Network	Border Glen-Midd.Stw.	\$	5,800.00
14745	31/05/2013	SIGNS AND DESIGNS	Signs - Parks	\$	200.01
14746	31/05/2013	SKIFFINGTON CATERING & THE DINNER MAR	Lunch Meeting	\$	288.45
14747	31/05/2013	ST.CLAIR REGION CON.FOUNDATION	Mem. Donation Transf.	\$	1,290.00
14748	31/05/2013	DONNA STRANG	Expenses	\$	303.74
14749	31/05/2013	STRATHROY HOME HARDWARE BLDG CENTR	supplies	\$	160.14

14750	31/05/2013	STRATHROY SPORTS EXCELLENCE	T-shirts - CA	\$	1,561.89
14751	31/05/2013	SUPERIOR COMPUTER SALES INC.	Computer supplies	\$	186.45
14752	31/05/2013	THE ONTARIO CONSTRUCTION COMPANY LTI	Cathcart Park	\$	30,484.85
14753	31/05/2013	THREE MAPLES VARIETY	Fuel-AWC	\$	390.08
14754	31/05/2013	MIKE TIZZARD	P. Cash Reimburse	\$	212.58
14755	31/05/2013	TOWNSHIP OF ST. CLAIR	Water Bill	\$	48.99
14756	31/05/2013	TRIPLE 'S' SANITATION LTD.	Portables	\$	185.00
14757	31/05/2013	BILL TURNER	Petty Cash Expenses	\$	198.05
14758	31/05/2013	ULTRAGUARD SECURITY SYSTEMS	McKeough Dam	\$	743.54
14759	31/05/2013	WORKPLACE SAFETY & INS. BOARD	Remittances	\$	4,276.92
14760	31/05/2013	Yellow Pages Group	Phone book ads	\$	24.35

TOTAL DISBURSEMENTS - BANK NO. 1 -

\$ 582,402.14

INTERNET BANKING - BANK. NO. 1

<u>Trans. #</u>	<u>Date</u>	<u>Vendor</u>		<u>Amount</u>
4500	18/04/2013	ENTEGRUS SERVICES INC. (MIDDLESEX)	Hydro bill	\$ 44.09
4600	18/04/2013	ENTEGRUS SERVICES INC. (CHATHAM-KENT)	Hydro bill	\$ 44.09
4001	30/04/2013	BELL CANADA	Phone Bill	\$ 167.23
4002	30/04/2013	BROOKE TELECOM CO-OP	Phone Bill	\$ 355.31
4003	30/04/2013	EASTLINK	Internet - LCH	\$ 45.15
4004	30/04/2013	ENTEGRUS SERVICES INC. (MIDDLESEX)	Hydro bill	\$ 779.97
4005	30/04/2013	Execulink Telecom	Phone, Internet -office	\$ 1,556.16
4007	30/04/2013	HYDRO ONE	Hydro bill	\$ 4,423.77
4008	30/04/2013	MASTERCARD	Expenses-office,staff	\$ 1,812.09
4009	30/04/2013	PETRO CANADA INC.	Fuel- fleet vehicles	\$ 2,026.26
4010	30/04/2013	ROGERS WIRELESS	Mobile Phones	\$ 1,110.50
4011	30/04/2013	STAPLES BUSINESS DEPOT-EFT	Supplies	\$ 152.68
4012	30/04/2013	UNION GAS LIMITED	cooling, heating	\$ 296.41
5000	31/05/2013	BELL CANADA	Phone Bill	\$ 83.87
5001	31/05/2013	BELL MOBILITY CELLULAR	Mobile Phone	\$ 104.76
5002	31/05/2013	BLUEWATER POWER	Hydro bill	\$ 123.63
5003	31/05/2013	BROOKE TELECOM CO-OP	Phone Bill	\$ 994.54
5004	31/05/2013	EASTLINK	Internet - LCH	\$ 45.15
5005	31/05/2013	ENTEGRUS SERVICES INC. (MIDDLESEX)	Hydro bill	\$ 801.41
5006	31/05/2013	EXECULINK INTERNET INC.-EFT	Phone, Internet -office	\$ 1,524.31
5008	31/05/2013	HYDRO ONE	Hydro bill	\$ 5,049.73
5009	31/05/2013	MASTERCARD	Monthly Exps.-staff	\$ 1,837.49
5010	31/05/2013	PETRO CANADA INC.	Fuel- fleet vehicles	\$ 3,018.19
5011	31/05/2013	ROGERS WIRELESS	Mobile Phones	\$ 1,645.00
5012	31/05/2013	STAPLES BUSINESS DEPOT-EFT	Office supplies	\$ 221.02
5013	31/05/2013	UNION GAS LIMITED	Cooling, heating	\$ 231.87

TOTAL INTERNET BANKING

\$ 28,494.68

PAYROLL RUNS FROM APR. 1 TO MAY 31, 2013

PAYROLL NO. 8	\$	70,803.58
PAYROLL NO. 9	\$	76,075.45
PAYROLL NO. 10	\$	73,619.65
PAYROLL NO. 11	\$	92,852.56

\$ 313,351.24

TOTAL DISBURSEMENTS - BANK NO. 1 -

\$ 924,248.06

**2013 GENERAL LEVY SUMMARY
AS OF JUNE 11, 2013**

12. (iii)
12.(iii)
GLYSUM2013
Diane Brodie
11-Jun-13

MUNICIPALITY	GROSS LEVY	PAID TO DATE	OUTSTANDING
Sarnia	\$ 262,119.00	\$ 65,529.75	\$ 196,589.25
Chatham-Kent	85,719.00	85,719.00	0.00
Brooke-Alvinston Twp.	9,478.00	9,478.00	0.00
Dawn Euphemia Twp.	14,084.00	7,042.00	7,042.00
Enniskillen Twp.	10,523.00	10,523.00	0.00
Lambton Shores M.	29,001.00	29,001.00	0.00
Oil Springs V	1,260.00	1,260.00	0.00
Petrolia T	15,908.00	15,908.00	0.00
Plympton-Wyoming T	30,011.00	0.00	30,011.00
Point Edward V	15,307.00	15,307.00	0.00
St. Clair Twp.	67,773.00	67,773.00	0.00
Warwick Twp.	12,388.00	12,388.00	0.00
Adelaide Metcalfe Twp.	9,488.00	9,488.00	0.00
Middlesex Centre Twp.	11,893.00	11,893.00	0.00
Newbury V	941.00	941.00	0.00
Southwest Middlesex M.	6,499.00	6,499.00	0.00
Strathroy-Caradoc M.	49,523.00	49,523.00	0.00
TOTAL	\$ 631,915.00	\$ 398,272.75	\$ 233,642.25

Staff Report

12.(iv)



To: Board of Directors
Date: June 17, 2013
From: Marlene Dorrestyn, Administrative Assistant
Subject: Releasing Director's information to third parties

The use of Director's home addresses and phone numbers/cell numbers as well as email addresses has come up in the past. Before releasing Director's email addresses to any third party, I have always gotten permission to release it.

With the times moving to more social media and corresponding by emails almost more so than telephone, we are reviewing the way we communicate with others and how we promote that communication.

Staff is looking for direction regarding how the Directors wish their home addresses, phone/cell phone and especially email information is released to the public.

Currently the following Director information is released by us to the public:

- Membership Directory – name and municipality
- Appointment Sheet – name, address and phone number
- Annual Report – name and municipality
- Authority Website – name and municipality
- Authority Auditors – name, address, home phone and email (permission requested first)
- Conservation Ontario – name, address, home phone and email (have not forwarded at this point)

What information are the directors comfortable with staff releasing?

Home addresses

Home/work phone numbers

Email addresses

The Authority could issue directors scrcs email addresses, that would be tied to their personal email address so that directors would not have to check more than one location to get their emails.

To help us create some guidelines, staff would like the directors to please complete the following questionnaire. The results will be presented at the September meeting for discussion and implementation.

Authority Staff may release my information to third parties:

	Yes	No	Comments
Name			
Address			
Home Phone #			
Cell Phone #			
Personal Email Address			
Municipal/Business Email Address			
Would prefer a scrca email address			
Would prefer that no information is released to third parties without permission			

Director's Name: _____

Staff Report

13. (i)



To: Board of Directors
Date: June 12, 2013
From: Sharon Nethercott, Melissa Gill
Subject: Conservation Education Progress Report

Canoe Race

Despite the wet weather leading up to this year's Sydenham River Canoe Race, the sun shone on event day, April 21st. Over 60 boats paddled the river and \$2,609.00 was raised for Conservation Education.



Spring Education Programs

In 2012 Education Staff saw 2,695 visitors in the spring. To date this year, 2,710 participants have been involved in our programs. There are still over 1,000 students to visit Henderson C.A. before the end of June.

Alternative Energy Program: Thanks to a donation from Enbridge, a new Alternative Energy program is now being offered at Henderson C.A. to students from Gr 4-12. Program is receiving interest from teachers in many grades, including the high-school level.



Community Outreach

Art Walk: June 1 and 2, 2013 - The focus of our display was Endangered Species in our Watershed and promoting our campgrounds. Close to 25,000 people attended Art Walk.

Excellent media coverage was received for a photo opportunity to recognize the \$10,000 donation from Enbridge to support the Alternative Energy Program. Enbridge has made a commitment to support this program for the next 3 years.

Kids Fun Fest: June 8th, 2013 - provided the community with information about the SCRCA and provided children with a nature-based activity. Children were encouraged to take home a native plant seedling (wild columbine). The children helped to make recycled newspaper pots, fill them with soil, plant & water the seedling. Event was a success with over 300 seedlings going home and all the camping promotional material disappearing off the table.

Beaver's, Guides, Brownies: Staff continues to offer evening & weekend programs for special interest groups.

Lambton Wildlife Young Naturalist/Jr. Conservationist Groups: continue to run monthly meetings for both of these groups. Recent meetings include; Wildflower Hike at Mandaumin Woods, Kids Kayaking Day at Henderson C.A., Pelee Island birding, SCRCA Turtle Survey & Pinery Butterfly Count.

Geocaching Workshops: 6 Geocaching workshops will be offered to the general public.



Circles Program: this is a Lambton County initiative that helps cycle people out of poverty. Families are matched with community members who provide assistance in some form (babysitting, tuition fees, loan of a vehicle to get to interviews etc.). It has been recognized nationally. Lambton County organizers of the program are going across the country to teach other communities about this program. They have monthly gatherings and our geocaching is one of their requested events which we provide.