

# MINUTES

## HALTON-HAMILTON SOURCE PROTECTION COMMITTEE MEETING #5-11

**Halton-Hamilton Source Protection Committee  
Mountsberg Conservation Area, Dufferin Aggregate Rm  
2259 Milborough Line, Campbellville L0P 1B0  
August 23, 2011 9:30 am to 4:00 pm**

<b>SPC Attendees:</b>			
David Simpson	Susan Fielding	Glenn Powell	Peter Ashenurst
Gavin Smuk	Dave Braden	Paul Attack	Nick DiGirolamo
Doug Cuthbert	Teri Yamada	Barry Lee	Melanie Horton
Chris Shrive	Turlough Finan		
<b>Regrets SPC/Other Regrets:</b>			
Judi Partridge	Andrea Doherty	Bob Edmondson, Conservation Halton	John Westlake, MOE Liaison
<b>Other Attendees:</b>			
Diane Bloomfield Project Manager HHSPR	Kathy Menyes, Hamilton CA	David King, Health Liaison	
John McIntosh, Halton Region	Ken Phillips, Conservation Halton (for financial discussion)		

ITEM	TOPIC/DISCUSSION	ACTION REQUIRED
1.	<p><b>Roll Call &amp; Mileage</b> Doug reminded everyone to sign in and record their mileage. Notification was given that Chris Shrive was given proxy by Judi Partridge and that Glenn Powell was given proxy by Andrea Doherty.</p>	
2.	<p><b>Announcement</b> Doug announced that he has been reappointed as Chair of the Halton-Hamilton Source Protection Committee for a two year term.</p>	
3.	<p><b>Review of Agenda – Doug Cuthbert</b></p> <p><b>Acceptance of Agenda as Distributed:</b></p> <p><b>HHSPC 11-21</b> Moved by: Peter Ashenhurst Seconded by: Dave Braden</p> <p><b>THAT</b> the agenda be accepted as printed. Carried</p>	
4.	<p><b>Approval of Source Protection Committee Minutes of June 14, 2011 and June 27, 2011 – Doug Cuthbert</b></p> <p><b>HHSPC 11-22</b> Moved by: Paul Attack Seconded by: Turlough Finan</p> <p><b>THAT</b> the Source Protection Committee minutes of June 14, 2011 be accepted as printed. Carried</p> <p><b>HHSPC 11-23</b> Moved by: Paul Attack Seconded by: Peter Ashenhurst</p> <p><b>THAT</b> the Source Protection Committee minutes of June 27, 2011 be accepted as printed. Carried</p>	
5.	<p><b>Business Arising From Minutes – June 14, 2011 (handout – Memo Halton-Hamilton Source Protection Program Financial Update)</b></p> <p>All action items completed with the exception of the following:</p> <ul style="list-style-type: none"> <li>John Westlake was not able to attend this meeting and has asked to defer his response to the question about why one animal is considered a threat to the September 13, 2011 meeting</li> <li>Chris Shrive reported that City of Hamilton is still discussing possible by-law to limit livestock use of land within 100 metres of a municipal well. Livestock are not allowed within the urban boundary.</li> <li>Diane provided a memo that outlines the expenses of the program on a yearly basis between 2005 and June 30, 2011 with corresponding tasks, and that compared the total expenses to that approved in the Terms of Reference for each Source Protection Area. This was accepted as good for ballpark numbers. The SPC requests more specific accounting for items such as committee per diems and mileage, communications expenses, etc. SPC believes they have some oversight of finances.</li> </ul> <p>It was explained that it is the mandate of the SPAs and the CAs for financial oversight of the program. Doug and Diane report to a Management Team</p>	<p>John Westlake to obtain MOE response why one animal is considered a threat for Sept 13 SPC meeting</p> <p>Doug Cuthbert and Dave Braden to meet with Ken Phillips to discuss financial position of the program and report back to SPC at the September 13 meeting.</p>

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	<p>comprising the chairs, CAOs and CA liaisons from Conservation Halton and Hamilton Conservation Authority. The financial reports are provided to this team and they oversee the program as a whole. Purchasing for source protection work is completed in accordance with the Conservation Halton Purchasing Policy, which for large dollar values requires approval by the Conservation Halton Board of Directors.</p> <p>A request was made to Ken Phillips to discuss finances of the program with Dave Braden and Doug Cuthbert. Ken informed the SPC that this is one of the most financially analyzed programs. The source protection accounts are audited once a year by third party auditors as part of Conservation Halton's process and provincial auditors can (and have in other regions) come unannounced to audit the financial records. Ken has talked to Halton Region management and source protection is on the minds of municipal staff. He will meet with SPC representatives as necessary.</p> <ul style="list-style-type: none"> <li>• Other topic – Halton Region prefers to have SPC pre-consult on policies with staff and let their staff consult with council. It is their opinion that without a prior staff briefing on the subject, councilors may not be familiar enough with the program to respond as positively as we might wish to the pre-consultation notice. Legislation is clear that SPC must pre-consult with Council – Diane to check with John Westlake. Doug suggested the wording of the pre-consultation letter could refer to further engagement with staff.</li> </ul> <p>Hamilton will circulate directives (with those applicable to Hamilton highlighted) to all directors for review and comment. With reasonable agreement a staff report and presentation will be made to Council in November. He indicated that the expected by-laws that will come as response to source protection policies will be part of their presentation. Hamilton accepts this process. Chris Shrive offered to discuss the ideas of the Hamilton planners on how to present the policy development process with Dave Simpson.</p> <p>Halton Region is taking a staff report on source protection to Council on September 27.</p> <p>Staff will provide draft council letters to Dave Simpson, Chris Shrive and Susan Fielding (if necessary) and work with them on wording.</p> <p><b>Business Arising From Minutes – June 27, 2011 (handout – Letter of response to Diane Bloomfield from Ian Smith, MOE, dated August 9, 2011 regarding Director's approval of Local Threat – conveyance of oil through pipelines)</b></p> <p>All action items completed with the exception of the following:</p> <ul style="list-style-type: none"> <li>• Peel Region's QMRA study was received during the SPC meeting. SPC requested that it be distributed to all members.</li> <li>• The request for the addition of a local threat was approved by the MOE and the letter of response was distributed.</li> </ul>	<p>Diane Bloomfield to check with John Westlake regarding the requirements of the legislation on pre-consultation with municipal council.</p> <p>Staff to e-mail Peel Region's QMRA study report to SPC.</p>
6.	<p><b>ODWSP Update – Diane Bloomfield (handout – Sample stewardship letter – Financial assistance for projects to protect drinking water)</b></p> <p>The Hamilton-Halton Watershed Stewardship program mailed letters to all landowners within the 2-year time of travel just after our notification of plan development letters were sent. They sent 805 letters and received 13 calls for more information. Applications have been sent to 8 that have non-significant threats, and 5 that have significant threats. 3 of these are retroactive applications.</p>	

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7.	<p><b>Communications Update – Diane Bloomfield (handouts – Letters to Ken Phillips and Steve Miazga from Ian Smith, regarding approval of Assessment Reports, dated June 30, 2011)</b></p> <ul style="list-style-type: none"> <li>• Written approval of the Assessment Reports has been received from the MOE. The Environment Registry (EBR) posting has not yet been made. SPC will be notified of the posting. This notification is primarily for municipalities to start the mandatory septic system program.</li> <li>• Roy Maxwell has revised the Strategic Communications Plan and it has been sent to the communications sub-committee for review. It will be available for SPC review at the September 13 meeting.</li> <li>• Notification of commencement of plan development letters were sent to 954 landowners. Received 20 phone calls, e-mails and letters requesting additional information. Most of the calls were from Carlisle.</li> <li>• Associations are becoming informed and both the Hamilton CA and Conservation Halton received communication from Canadian Oil Heat Association – Ontario Chapter.</li> <li>• OFEC Workshop, July 26 and 27, 2011 – <b>Gavin Smuk (handout – proposed farm water protection plan)</b></li> </ul> <p>SPC Chairs were invited to the meeting. Round table of updates indicated most SPCs working on policies to address significant threats, Halton-Hamilton is quite advanced, positive feedback was provided on our policy development. Our policies fit well with model policies provided by farm organizations. Paul Heeney (MOE) and Hugh Simpson (OMAFRA) participated in a Q&amp;A session.</p> <p>The proposed farm water protection plan was outlined. Comments should be given to Gavin. A third party expert will assist the farmer. OFEC is requesting that MOE funds the third party and any costs incurred by farmer to implement policies. MOE indicated that there will be no extended implementation of policies. The SPC is to assess financial impacts as part of the policy development process.</p> <p>It had been proposed that the Nutrient Management Act be amended to capture all farms in vulnerable areas, however, OMAFRA has indicated the Act will not be amended. Therefore, scoped Nutrient Management Plans and Strategies will not be approved by OMAFRA.</p> <p>Third parties to assist in development of farm water protection plans will need some qualifications. No discussion yet on who these parties should be.</p>	<p>Staff to notify SPC of EBR posting of approval of Assessment Reports.</p> <p>Communications sub-committee to send comments to Diane on revised Plan. Plan to be sent to SPC for September 13 meeting and on agenda.</p> <p>SPC to review proposed farm water protection plan and provide comments to Gavin Smuk.</p>
8.	<p><b>Policy wording discussion and endorsement for pre-consultation – Diane Bloomfield/Ruth Victor (handout – Halton-Hamilton Source Protection Plan Draft Policies for SPC 2011-08-23 and Policy Directives and Draft Policies 2011-08-23)</b></p> <p>The updated significant threat counts were discussed. The numbers have decreased due to verification of some threats. Halton Region has postponed the verification of significant threats in their well fields.</p> <p>An introduction was added to the policies to help explain the format of the identifiers used. General policies are required to satisfy the requirements of the legislation. Two years has been given to municipalities (single and upper tier) to amend their Official Plans.</p>	<p>Staff to send updated table of significant threat counts to SPC.</p>

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	<p>Each policy directive and associated policy were reviewed and discussed.</p> <p>Policies that “encouraged” action were changed to “requested” action to strengthen them.</p> <p>Each policy needs to specify where it applies, therefore, “where there would be a significant drinking water threat” is required.</p> <p>Halton Region may not be in agreement with policy T-17-C that requires the consideration of a municipal financial assistance program.</p> <p>Policy T-20-C includes building permits to be pre-screened. This may not be necessary because a permit application triggers the need for a Nutrient Management Strategy.</p> <p>Chris Shrive will have their NASM contractor review the NASM policies.</p> <p>Policy T-28-C requires the encouragement of golf courses to obtain Audubon certification and the policy wording will have to be reviewed when Halton Region’s Draft Guideline for golf courses is released at the end of September to ensure the policies don’t conflict.</p> <p>Policy T-41-C may need rewording because bulk fuel on farms could be 1000 to 5000 Litres. Would this be bulk storage at a significant threat level if storage is in multiple tanks?</p> <p>Following the OFEC workshop discussions, Gavin has suggested that T-49-C would be supported by some in the agricultural community and not by others. Prohibiting grazing and pasturing in the wellhead protection area A would sterilize that land. SPC needs to hear from John Westlake on the MOE’s position on why one animal is a threat. Halton Region needs to see the scientific evidence before they will support the policy. Discussion deferred to September 13<sup>th</sup> meeting to hear from MOE. Staff have also requested that Turlough Finan provide assistance from a microbiological perspective to help SPC members understand why one animal is a threat.</p> <p>Wording of policy O-1-S (g) about prohibiting closed loop systems has been questioned. Does it have to be prohibit? Diane reported that municipal building officials were questioned about the need for additional policy regarding closed loop systems. The officials accept the requirements of the Canadian Standards and Ontario Regulation 903 and the word of the applicant. They don’t think other policies are necessary. Halton Region suggests that other intrusive infrastructure would also have to be prohibited to be consistent. Chris Shrive and Dave Simpson to speak to building officials and experts to determine what the wording should be.</p> <p><b>HHSPC 11-24</b> Moved by: Chris Shrive Seconded by: Paul Attack</p> <p><b>THAT</b> the draft policies as recorded on Policy Directives and Draft Policy Text dated August 23, 2011 and incorporating the revisions that were discussed and flagging policies in question be used for the formal pre-consultation process. Carried</p>	<p>Ruth Victor to review and advise if building permits can be removed from T-20-C.</p> <p>Staff to check with MOE about single vs. multiple fuel storage tanks for significant threat designation and report back Sept 13</p> <p>John Westlake and Turlough Finan to report their findings about one animal being a threat at the Sept 13 SPC meeting.</p> <p>Dave Simpson and Chris Shrive to report back at the September 13 meeting on recommended wording for policy O-1-S.</p>



