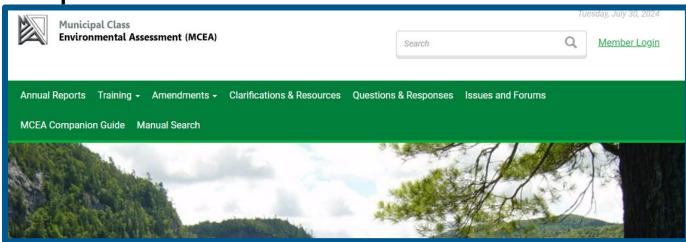
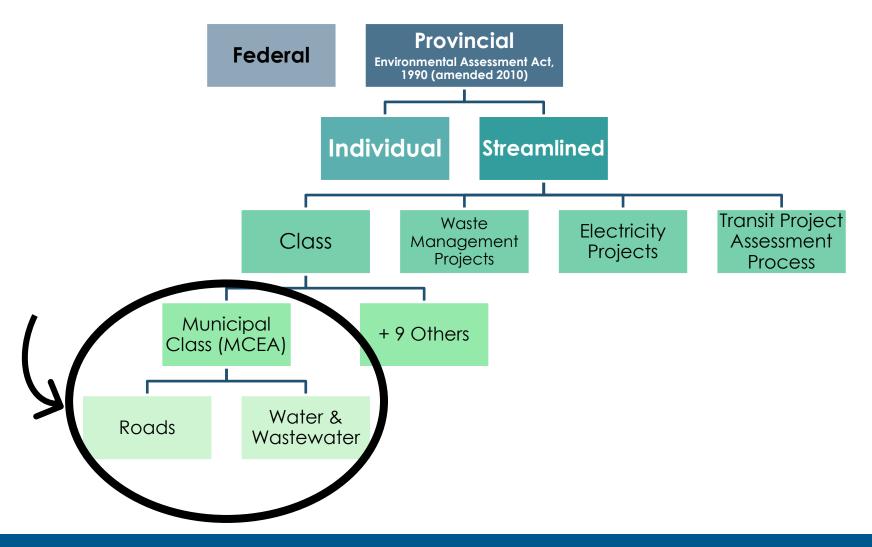


Overview

- 1. Why are we here?
- 2. Introduction
- 3. 2024 Environmental Registry Ontario Posting
- 4. Environmental Assessment Staff Working Group Comments to Ministry of Environment, Conservation and Parks
- 5. Summary
- 6. Recommendations to Council
- 7. Next Steps









Cultural Environment

Archaeological resources, area of archaeological potential, built cultural heritage landscape

Social Environment

Active transportation, noise and air quality, residential property, facilities and access

Property

Access, Parking and building

Others/Engineering

Nature and location of proposed Infrastructure system, feasibility and phasing of Implementability, and other technical requirements **Economic Environment**

Commercial, Industrial and Agricultural land-use, lifecycle of infrastructure and cost-benefit analysis; growth potential

Land-Use Planning

Supports Existing and Future development, Compatibility with provincial and location transportations plans and policies

Natural Heritage Features

Landforms (including Valley lands), Ground Water, Surface water and fisheries, Terrestrial Vegetation and Wetland, Wildlife and habitat and connections provided by or between these resources

Cost

City's ability to finance, cost of implementation of each alternative, including capital cost, property acquisition, maintenance and operational cost





Municipal Class Environmental Assessment Process:

PHASE 1 PHASE 2 PHASE 3 PHASE 4 PHASE 5 **ALTERNATIVE BASIC PROCESS PROBLEM OR ALTERNATIVE DESIGN CONCEPTS ENVIRONMENTAL IMPLEMENTATION OPPORTUNITY SOLUTIONS FOR PREFERRED** STUDY REPORT **SOLUTION Consultation Requirements Optional** Mandatory Mandatory **Optional Mandatory SCHEDULE A/A+ PROJECTS SCHEDULE B PROJECTS SCHEDULE C PROJECTS MASTER PLANS** (as a minimum Master Plans address Phases 1 and 2) Source: https://www.municipalclassea.ca/manual/page10.html





Governed by Ministry of Environment, Conservation and Parks



Overseen by Municipal Engineers Association of Ontario

- City of Hamilton Context:
 - Completed 136 Master Plans, Independent Projects, and Block Servicing Strategies
 - Ongoing 21 Master Plans, Independent Projects and Block Servicing Strategies
 - Approximate Total Construction Value: \$325M





2. 2024 Environmental Registry Ontario Posting

Key Details of Proposed Changes to Roads

Removal of all independent road projects and All Master Plans

Key Details of Proposed Changes to Water/Wastewater/Stormwater

- New Project List
- Does not include most water and wastewater projects currently required subject to the MCEA



2. 2024 Environmental Registry Ontario Posting

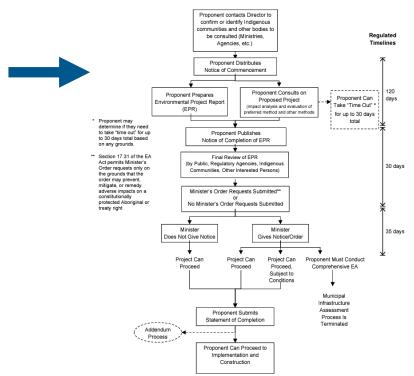


Current Municipal Class Environmental Assessment Process Map

EXHIBIT A.2. MUNICIPAL CLASS EA PLANNING AND DESIGN PROCESS NOTE: This flow chart is to be read in conjunction with Part A of the MCEA PHASE 1 PHASE 2 PHASE 3 PHASE 5 ENVIRONMENTAL PROBLEM OR ALTERNATIVE CONCEPTS FOR PREFERRED SOLUTION SOLUTIONS STUDY REPORT IDENTIFY ALTERNATIVE IDENTIFY OLUTIONS TO PROBLEM OR OPPORTUNITY IDENTIFY ALTERNATIVE DESIGN CONCEPTS FOR PREFERRED SOLUTION EXEMPT MAY PROCEED OPPORTUNITY DOCUMENTS ISCRETIONARY PUBLI EXEMPT OR DETAIL INVENTORY NATURAL SOCIAL ECONOMIC ENVIRONMEN NOTICE OF COMPLETION TO REVIEW AGENCIES & PUBLIC SUBJECT TO PROCEED TO DEVIEW DOORLEM OD SCREENING CONSTRUCTION AND OPERATION PROCESS OPPORTUNITY INVENTORY NATURAL SOCIAL ECONOMIC ENVIRONMENT IDENTIFY IMPACT OF LITERNATIVE DESIGNS ON MONITOR INMENTAL IMPACT MITIGATING MEASURES DETERMINE APPLICABILIT OF MASTER PLAN **IDENTIFY IMPACT OF** APPROACH ON THE ENVIRONMENT AND MITIGATING MEASURES MAY PROCEED AFTER AN CONCERNS ARE ADDRESSED (See Section A.2.7) MAY PROCEED AFTER ANY CONCERNS ARE ADDRESSED (See Section A.2.8) Some projects may be EVALUATE ALTERNATIVE SOLUTIONS IDENITIFY eligible for exemption based RECOMMENDED SOLUTIONS on the results of a screening process. Projects that are FOR 30 DAYS eligible for screening are PUBLIC identified in column 2 of the SELECT PREFERRED DESIGN tables in Appendix 1. REVIEW PREFERRED Proponents must fully and accurately complete the relevant screening REVIEW AND CONFIRM CHOICE OF SCHEDULE process(es) outlined in SELECT PREFERRED SOLUTION Appendix 1 to proceed MUNICIPAL pursuant to the exemption ENGINEERS ASSOCIATION



Proposed Municipal Project Assessment Process Map





2. 2024 Environmental Registry Ontario Posting

Completion of all required technical work (minimum 9 months)



Notice of Commencement

+

Engagement and Report Preparation

+

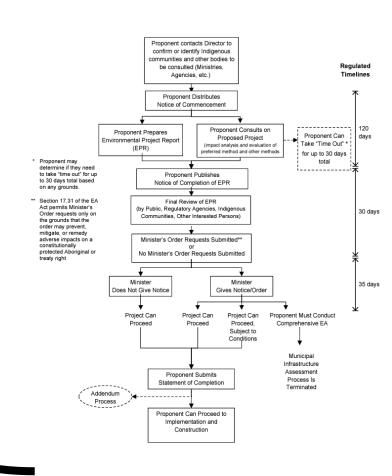
Notice of Completion and 30 Day Public Review

+

Minister's Order Request Process (if applicable)

(185 days or about 6 months*)







^{*}Conflict due to MPAP timelines not aligning with Council requirements

Comments provided to the Ministry were organized under five headings:

- 1. Proposed Municipal Project Assessment Process Regulation Considerations
- 2. Proposed Municipal Project Assessment List
- 3. Municipal Class Environmental Assessment Revocation
- 4. Transition Provisions
- 5. Ministry of Environment, Conservation and Parks Comments



1. Proposed Municipal Project Assessment Process Regulation

- Indigenous concerns (guidance and timelines)
- Municipal Project Assessment Project timelines
- Transparency and genuine engagement

How might we consider the Truth and

Reconciliation Commission's 94 Calls to

Action in our engagement in community to

shape and respond to Reconciliation?

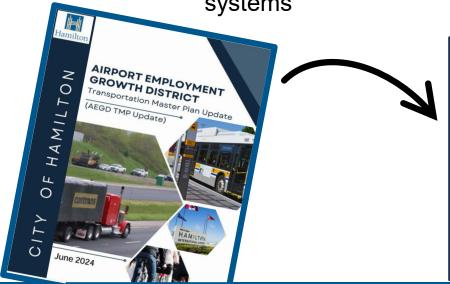






2. Proposed Municipal Project Assessment Process List

- Exclusion of All Master Plans
- Concerns about removal of road works
- Unclear delineation between existing project descriptions and proposed project types
 - Ex. small ground water systems and large surface water systems



The Master Plan adopted for this Study followed Approach 1 only. Therefore, all listed Schedule B and C projects are not appealable until they fulfill the required Phases 2-4 of the Municipal Class Environmental Assessment process.



3. Municipal Class Environmental Assessment Revocation

- Defendable planning decisions
- Lack of direction regarding consultation
- Ability to create Hamilton-specific process





4. Transition Provisions

- Request for advance notice of official adoption
- Gap in applying Master Plans (if additional engagement was planned)







4. Summary

- All information in the report and presentation are based on the draft regulation proposed by the province.
- City Infrastructure Projects still need to comply with other existing legislation & City policies.
- A new transparent and data-driven decision-making process will need to be created for City of Hamilton, with an opportunity to be unique to us.
- Staff Environmental Assessment Working Group will continue working with the Municipal Engineers Association to establish best practices for municipalities in Ontario, that the City policies can draw from.





5. Recommendations

- (a) That Council **endorses** Staff comments provided in a letter to the Ministry of Environment, Conservation and Parks on March 15, 2024 (included as Appendix "A" to report PED24098/PW24029), in response to proposed regulation ERO-019-7891 intended to modernize the Municipal Class Environmental Assessment Process.
- (b) That General Managers of Planning and Economic Development and Public Works Departments be **authorized and directed** to initiate the development of the appropriate internal process for the consistent and transparent planning of infrastructure projects to replace the Municipal Class Environmental Assessment process, **should the Municipal Project Assessment Process be enacted by the Province of Ontario.**
- (c) That **staff report back to Council** on any required staffing and process changes necessary should the proposed regulation ERO-019-7891 be enacted.



6. Next Steps





Ministry to release final regulation





Development of infrastructure planning policy





Report back to GIC if there are any staffing impacts resulting from the changes





QUESTIONS?