

NIAGARA PENINSULA SOURCE PROTECTION COMMITTEE

WELLAND

June 14, 2011

7:00 p.m.

MINUTES

MEMBERS PRESENT: M. Neufeld, (Chair)
B. Antonsen
R. Bator
M. Bellantino-Perco
D. Ostryhon
D. Renshaw
D. Ricker
T. Rigby (by proxy)
D. Semple
C. Shrive

MEMBERS ABSENT:

LIAISONS PRESENT: G. Hudgin, Niagara Public Health Representative
B. Baty, Niagara Peninsula Conservation Authority
W. Wright, Ministry of the Environment

LIAISONS ABSENT:

STAFF PRESENT: B. Wright, Coordinator Source Protection
D. Gullett, Recording Secretary
M. Stack, Director of Communications

OTHERS PRESENT:

ROLL CALL

DECLARATION OF CONFLICT OF INTEREST

ADOPTION OF AGENDA

BUSINESS:

The Chair called the meeting to order at 7:05 p.m., welcomed everyone and requested that if anyone had a conflict of interest to declare it. The Chair asked if everyone had received the amended agenda. The Chair mentioned there was a proxy from Mr. Rigby to Mr. Ricker, therefore the votes are to be recorded. The following resolution was then presented.

SPCR-30-11

MOVED BY: C. Shrive

SECONDED BY: B. Antonsen

THAT: The agenda be accepted as presented.

	Yes	No		Yes	No		Yes	No
B. Antonsen	√		R. Bator	√		M. Bellantino-Perco	√	
D. Ostryhon	√		D. Renshaw	√		D. Ricker	√	
T. Rigby	√		D. Semple	√		C. Shrive	√	

“CARRIED UNANIMOUSLY”

(1) MINUTES – MAY 17, 2011 SOURCE PROTECTION COMMITTEE MEETING

The Chair asked if there were any errors or omissions on the May 17, 2011 minutes. There being none, the following resolution was then presented.

SPCR-31-11

MOVED BY: D. Ricker

SECONDED BY: R. Bator

THAT: The minutes of the Source Protection Committee meeting held May 17, 2011 be received and approved as amended.

	Yes	No		Yes	No		Yes	No
B. Antonsen	√		R. Bator	√		M. Bellantino-Perco	√	
D. Ostryhon	√		D. Renshaw	√		D. Ricker	√	
T. Rigby	√		D. Semple	√		C. Shrive	√	

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(2) BUSINESS ARISING FROM THE MINUTES

Ms. Bellantino-Perco inquired about Threat 1C, what constitutes a private waste disposal site? Is there a quantity limit? The MOE replied this is a threat if there is storage of any hazardous, regardless of quantity, but the site must be a waste disposal site (have a C of A or is a generator site).

Threat 2C “Is it the location where the effluent is discharged, or the location of the facility that has to be within the IPZ boundary to be significant?” Mr. Wright followed up and it’s the location where it is discharging only.

Mr. Brian Wright will forward a copy of the acceptance letter for the Transportation Corridors via e-mail to committee members for information purposes.

(3) GANTT CHART UPDATE

A corrected summary sheet for the policy analysis was distributed. Mr. Renshaw questioned why Threat # 5 (Aquaculture) was listed as Not Applicable, and Mr. Wright explained that it is a moderate threat in the IPZs and not significant. The same applies to Threat # 9 (Handling and storage of commercial fertilizer). September, 2011 is the target date to have the policies written.

(4) SELECTION OF POLICY APPROACHES FOR THREATS 1C, 2C, 12, 1B, 2B & 2A

The committee went over the policy approach selections and the following was discussed:

Threat 1C: Waste Disposal Sites – Port Colborne IPZ-1 (rev. May 17, 2011)

- The working group recommended using a three-pronged approach;
- For this to be a significant threat in the IPZ, the disposal site has to be greater than 10 hectares;
- Q3 – Implications to Policy Approach should say “Regulatory prohibition would not be a significant challenge to the Port Colborne community”;
- Table Legend – Nutrient Mgmt. Act should not be listed as the Prescribed Instrument;
- The following resolution was then presented.

SPCR-32-11

MOVED BY: R. Bator

SECONDED BY: D. Renshaw

THAT: This report SPC-12-11 which recommends policy approaches to use in the Source Protection Plan for Threat 1C be received by the Source Protection Committee.

	Yes	No		Yes	No		Yes	No
B. Antonsen	√		R. Bator	√		M. Bellantino-Perco	√	
D. Ostryhon	√		D. Renshaw	√		D. Ricker	√	
T. Rigby	√		D. Semple	√		C. Shrive	√	

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Threat 2C: Sewage – Industrial Effluent Discharges – All IPZ’s (rev. May 27, 2011)

- There are no enumerated significant threats;
- A three-pronged approach was recommended by the working group;
- Q3 – Implications to Policy Approach should say “Regulatory prohibition could be a challenge to the Port Colborne community”;
- Q3 – capitalize “p” in Port Colborne
- The following resolution was then presented.

SPCR-32a-11

MOVED BY: D. Semple

SECONDED BY: D. Ricker

THAT: This report SPC-12-11 which recommends policy approaches to use in the Source Protection Plan for Threat 2C be received as amended by the Source Protection Committee.

	Yes	No		Yes	No		Yes	No
B. Antonsen	√		R. Bator	√		M. Bellantino-Perco	√	
D. Ostryhon	√		D. Renshaw	√		D. Ricker	√	
T. Rigby	√		D. Semple	√		C. Shrive	√	

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Threat 12: Road Salt Application – Port Colborne IPZ-1 – (rev. May 10, 2011)

- There are no enumerated significant threats;
- Must have > 80% impervious area to be significant, so the likelihood of this becoming a significant threat is very low;
- The working group recommends using a two-pronged policy approach;
- Table Legend – Nutrient Mgmt. Act should not be listed as the Prescribed Instrument;
- C1 Footnotes – Add in “O&E should also be for new contractors”;
- C8 Footnotes – Add in at end “Monitoring of impervious area would be done every 5 years for the land use planning policy”;
- The following resolution was then presented.

SPCR-32b-11

MOVED BY: D. Renshaw

SECONDED BY: R. Bator

THAT: This report SPC-12-11 which recommends policy approaches to use in the Source Protection Plan for Threat 12 be received by the Source Protection Committee.

	Yes	No		Yes	No		Yes	No
B. Antonsen	√		R. Bator	√		M. Bellantino-Perco	√	
D. Ostryhon	√		D. Renshaw	√		D. Ricker	√	
T. Rigby	√		D. Semple	√		C. Shrive	√	

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Threat 1B: Storage, Treatment and Discharge of Tailings from Mines – Port Colborne IPZ-1 (rev. June 2, 2011)

- No enumerated significant threats;
- Q3 – Implications to Policy Approach should say “Regulatory prohibition would not be a significant challenge to the Port Colborne community”;
- Can only recommend Strategic O & E with St. Lawrence Seaway Management Corporation;
- The following resolution was then presented.

SPCR-32c-11

MOVED BY: D. Ostryhon

SECONDED BY: B. Antonsen

THAT: This report SPC-12-11 which recommends policy approaches to use in the Source Protection Plan for Threat 1B be received by the Source Protection Committee.

	Yes	No		Yes	No		Yes	No
B. Antonsen	√		R. Bator	√		M. Bellantino-Perco	√	
D. Ostryhon	√		D. Renshaw	√		D. Ricker	√	
T. Rigby	√		D. Semple	√		C. Shrive	√	

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Threat 2B: Wastewater Treatment Plants and Sewer Systems – All IPZ-s (rev. June 2, 2011)

- There are no enumerated significant threats;
- Land use planning prohibition and prohibition of sewage discharge C of A's were selected for policy approaches;
- Footnotes C1 – despite spelled incorrectly;
- The following resolution was then presented.

SPCR-32d-11

MOVED BY: C. Shrive

SECONDED BY: D. Ricker

THAT: This report SPC-12-11 which recommends policy approaches to use in the Source Protection Plan for Threat 2B be received by the Source Protection Committee.

	Yes	No		Yes	No		Yes	No
B. Antonsen	√		R. Bator	√		M. Bellantino-Perco	√	
D. Ostryhon	√		D. Renshaw	√		D. Ricker	√	
T. Rigby	√		D. Semple	√		C. Shrive	√	

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Threat 2A: Sewage – Stormwater Management – Port Colborne (rev. June 9, 2011)

Mr. Wright displayed a powerpoint presentation to the committee outlining background information for Threat 2A.

- The working group recommended a three-pronged approach;
- Conditional land use approvals was selected to not restrict industrial expansion, which is in the Community Improvement Plan;
- Q3 – Implications to Policy Approach should say “Regulatory prohibition could be a challenge to the Port Colborne community”;
- The following resolution was then presented.

SPCR-32e-11

MOVED BY: B. Antonsen

SECONDED BY: D. Renshaw

THAT: This report SPC-12-11 which recommends policy approaches to use in the Source Protection Plan for Threat 2A be received as amended by the Source Protection Committee.

	Yes	No		Yes	No		Yes	No
B. Antonsen	√		R. Bator	√		M. Bellantino-Perco	√	
D. Ostryhon	√		D. Renshaw	√		D. Ricker	√	
T. Rigby	√		D. Semple	√		C. Shrive	√	

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Threat 2A: Sewage – Stormwater Management – Decew and Niagara Falls IPZ-1
 (rev. June 9, 2011)

- Q3 – Implications to Policy Approach should say “Regulatory prohibition would not likely be a challenge to the community”;
- C5 – Working group to clarify risk is so remote, it will not become a significant threat;
- The following resolution was then presented.

SPCR-32f-11

MOVED BY: D. Ricker

SECONDED BY: D. Ostryhon

THAT: This report SPC-12-11 which recommends policy approaches to use in the Source Protection Plan for Threats 2A be received with clarification as amended by the Source Protection Committee.

	Yes	No		Yes	No		Yes	No
B. Antonsen	√		R. Bator	√		M. Bellantino-Perco	√	
D. Ostryhon	√		D. Renshaw	√		D. Ricker	√	
T. Rigby	√		D. Semple	√		C. Shrive	√	

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(5) DRAFT DRINKING WATER THREAT POLICIES

The Chair requested the Committee move in-camera to discuss report CR-SPC-13-11, and the following resolution was then presented:

SPCR-33-11

MOVED BY: D. Renshaw

SECONDED BY: C. Shrive

THAT: This meeting does now move in-camera.

	Yes	No		Yes	No		Yes	No
B. Antonsen	√		R. Bator	√		M. Bellantino-Perco	√	
D. Ostryhon	√		D. Renshaw	√		D. Ricker	√	
T. Rigby	√		D. Semple	√		C. Shrive	√	

“CARRIED UNANIMOUSLY”

The meeting is now back into open session.

(6) SPP WORKING GROUP MINUTES

The Chair asked if there were any questions or comments on the SPPWG minutes. The date shown on the agenda should be May 16, 2011 not May 17 and the following resolution was presented:

SPCR-35-11

MOVED BY: D. Renshaw

SECONDED BY: D. Ricker

THAT: The minutes of the Source Protection Plan Working Group meeting held May 16, 2011 be received by the Source Protection Committee for information purposes.

	Yes	No		Yes	No		Yes	No
B. Antonsen	√		R. Bator	√		M. Bellantino-Perco	√	
D. Ostryhon	√		D. Renshaw	√		D. Ricker	√	
T. Rigby	√		D. Semple	√		C. Shrive	√	

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(7) UPDATE FROM THE CHAIR

The Chair reminded everyone of the upcoming conference Power of Shared Waters in Niagara Falls starting Wednesday June 15, 2011.

(8) OTHER BUSINESS

The Chair mentioned there will be no meeting July 12, 2011. This will not set the committee back. This will give staff and the working group more time to work on the policies. A proposed SPC meeting schedule (consisting of second Tuesday of the month) for the balance of the year will be posted on the website.

Mr. Baty congratulated Ms. Barrow for her presentations to the Public Works Department and also noted that a Source Water Protection presentation which was made to the Niagara Escarpment Commission was also well received.

ADJOURNMENT

The Chair adjourned the meeting at 9:07 pm.

“D. Gullett, Recording Secretary

M. Neufeld, Chair”