

**NIAGARA PENINSULA SOURCE PROTECTION COMMITTEE**

**WELLAND**

**September 14, 2011**

**7:00 p.m.**

**MINUTES**

**MEMBERS PRESENT:** M. Neufeld, (Chair)  
R. Bator  
M. Bellantino-Perco  
D. Ostryhon  
D. Renshaw  
D. Semple  
C. Shrive (by proxy)

**MEMBERS ABSENT:** B. Antonsen  
D. Ricker  
T. Rigby

**LIAISONS PRESENT:** W. Wright, Ministry of the Environment  
G. Hudgin, Niagara Public Health Representative

**LIAISONS ABSENT:** B. Baty, Niagara Peninsula Conservation Authority

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

**OTHERS PRESENT:** D. Barrow, Niagara Region

**ROLL CALL**

**DECLARATION OF CONFLICT OF INTEREST**

**ADOPTION OF AGENDA**

**BUSINESS:**

The Chair called the meeting to order at 7:06 p.m., welcomed everyone and requested that if anyone had a conflict of interest to declare it. The Chair mentioned there was a proxy from Mr. Shrive to Mr. Ostryhon, therefore the votes are to be recorded. The following resolution was then presented.

**SPCR-42-11**

**MOVED BY:** D. Ostryhon  
**SECONDED BY:** M. Bellantino-Perco  
**THAT:** The agenda be accepted as presented.

	Yes	No		Yes	No		Yes	No
R. Bator	√		D. Ostryhon	√		M. Bellantino-Perco	√	
D. Renshaw	√		D. Semple	√		C. Shrive	√	

**“CARRIED UNANIMOUSLY”**

**(1) MINUTES – AUGUST 9, 2011 SOURCE PROTECTION COMMITTEE MEETING**

The Chair asked if there were any errors or omissions on the August 9, 2011 minutes. Ms. Barrow mentioned that under item 4, Faywell Road is not a Regional Road so delete the last sentence of the third paragraph. The following resolution was then presented.

**SPCR-43-11**

**MOVED BY:** R. Bator

**SECONDED BY:** D. Semple

**THAT:** The minutes of the Source Protection Committee meeting held August 9, 2011 be received and approved as amended.

	Yes	No		Yes	No		Yes	No
R. Bator	√		D. Ostryhon	√		M. Bellantino-Perco	√	
D. Renshaw	√		D. Semple	√		C. Shrive	√	

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**(2) BUSINESS ARISING FROM THE MINUTES**

Ms. Barrow stated that Faywell Bridge is owned by the City of Thorold and they are looking at reconstructing the bridge. Action Item: To convey landowners concerns to the City of Thorold Public Works.

Mr. Wright noted under item #2, correction to criteria for Port Colborne IPZ-2 and Niagara Falls IPZ-1, to be a significant threat the storm sewer drainage areas must be 100 ha and predominantly Industrial/Commercial land uses. Port Colborne IPZ-1 (with a vulnerability score of 9.0) is still only 10 ha with predominantly I/C land uses.

Mr. Renshaw inquired if the meeting with Port Colborne public works staff had taken place. Mr. Wright responded it was in August, and will discuss it further along with the other early engagement meetings.

Mr. Wesley Wright to check if prescribed instrument threat policies need to identify the implementing body. It is on a case-by-case basis whether or not the implementing body for a given prescribed instrument policy should be named.

Threats 6 & 7 bullet c) should read: This is consistent with DeCew IPZs which have been discussed with the landowners already.

Mr. Wright confirmed Ms. Bellantino-Perco received the acceptance letter for the Transportation Corridors via e-mail.

**(3) GANTT CHART UPDATE**

Mr. Wright explained there were no changes to the chart, and we are on target so far. Hopefully the municipal councils will submit their written comments by mid November so recommendations for any changes to the policies will be presented at the December meeting. A rough draft of the Source Protection Plan should be available by the December 2011 or January 2012.

**(4) UPDATE ON STAKEHOLDER EARLY ENGAGEMENT MEETINGS**

There have been four early engagement meetings since the last SPC meeting:

1. The Niagara Falls planning staff indicated that the land use planning policies which prohibited agricultural land uses in the IPZ-1 should not be a problem since it would be consistent with their current Official Plan. The land use policies that prohibited industrial and commercial activity in the IPZ-1 were considered to be acceptable since these lands are limited in size and are not likely to have pressures to be rezoned commercial or industrial.
2. The planning staff indicated the proposed land use policies for City of Thorold appeared to be consistent with their proposed Official Plan amendments. For instance the DeCew IPZ-1s would likely fall within a greenbelt area proposed along the shoreline of Lake Gibson.
3. The public works staff indicated that Port Colborne's 2008 stormwater management by-law appears to be compatible with the proposed policy, and that they are currently preparing a stormwater master plan which should align well with the other proposed stormwater threat policy they would be responsible to implement.
4. Source Protection Staff met with senior management at Niagara Region on September 9, 2011 to discuss the proposed policies that would have an impact on them. Everything went pretty well, except they suggested there may be some political opposition to some policies pertaining to the Federal Lands. The Chair mentioned another concern was the financial implications of a Risk Management Official.

Mr. Wright indicated the Director of Transportation, Director of Water & Wastewater, Commissioner of ICP, Associate Director of Planning, Senior Planner, Environmental Monitoring Program Manager, Director of Development Services were in attendance.

A meeting with St. Lawrence Seaway Management Corporation is scheduled for September 22, 2011 at 3:00 here at NPCA. Staff will try to forward policies prior to this date and hopefully will be able to get their thoughts first hand. The following resolution was then presented:

**SPCR-44-11**

**MOVED BY:** D. Renshaw

**SECONDED BY:** M. Bellantino-Perco

**THAT:** This report SPC-16-11 be received by the Source Protection Committee for information purposes.

	Yes	No		Yes	No		Yes	No
R. Bator	√		D. Ostryhon	√		M. Bellantino-Perco	√	
D. Renshaw	√		D. Semple	√		C. Shrive	√	

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**(5) PRE-CONSULTATION NOTICES**

Mr. Wright mentioned the draft pre-consultation notices originated from a template from MOE, and the working group then improved on the notice. Changes were also made based on comments received during the early engagement meetings. Mr. Renshaw recommended including in the notices the specific times and dates that staff met with the stakeholders. Ms. Bellantino-Perco questioned all the cc’s attached and Mr. Wright explained it was by direction from the MOE. Mr. Wesley Wright noted that even if they’re not the implementing body, they still need to be made aware. The following resolution was then presented.

**SPCR-45-11**

**MOVED BY:** D. Ostryhon

**SECONDED BY:** R. Bator

**THAT:** This report SPC-17-11 be received by the Source Protection Committee for information purposes.

	Yes	No		Yes	No		Yes	No
R. Bator	√		D. Ostryhon	√		M. Bellantino-Perco	√	
D. Renshaw	√		D. Semple	√		C. Shrive	√	

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**(6) POLICY CHANGES RECOMMENDED BY SPP WORKING GROUP**

The Chair asked Mr. Wright to go through these and he mentioned the working group came across a few discrepancies they would like to rectify.

Threat 2C – There are currently no existing industrial effluent discharge threats in these IPZs, so an outreach and education policy wouldn’t apply. Another policy addresses these threats by not permitting the establishment of any new industrial effluent discharges through their authority to approve Certificates of Approval.

Threat 2A – There are currently no stormwater management system threats in these IPZs, so an outreach and education policy isn’t realistic. Another policy addresses this threat by not permitting the establishment of any new stormwater discharges through their authority to approve Certificates of Approval.

Threats 8 & 10 – Application to land of fertilizer and pesticides. This restricted land use policy doesn’t make sense since a building permit or development permit is not required for these threat activities. The committee is concerned if there is no policy written, what would be the trigger to kick the RMP into action. If this policy does get

removed, the rationale for deleting restricted land use should go into the explanatory document. The following resolution was presented:

**SPCR-46-11**

**MOVED BY:** D. Semple

**SECONDED BY:** D. Renshaw

**THAT:** This Report SPC-18-11 be received with comments from the Source Protection Committee.

	Yes	No		Yes	No		Yes	No
R. Bator	√		D. Ostryhon	√		M. Bellantino-Perco	√	
D. Renshaw	√		D. Semple	√		C. Shrive	√	

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**(7) STRATEGIC ACTION POLICIES – TRANSPORTATION CORRIDOR THREATS**

This draft policy is a strategic action policy and the legal effect would be a “non-legally binding commitment”. The MTO are generally not in favour of extra signage, this is more of a request to the cities and towns. The Chair mentioned this will probably be an ongoing conversation at the meeting in Black Creek next week. Ms. Bellantino-Perco wondered the purpose of doing this now if it’s not included in the AR. It is up to the committee if they think it is worth including it now, and Ms. Barrow commented this is our biggest threat, and the public should be made aware.

Mr. Renshaw asked why no signs are shown on Windmill Point Road in Rosehill. Policy only proposes signs for arterial roads – none suggested for residential streets in Port Colborne IPZs for instance. Ms. Bellantino-Perco inquired if there was funding/ stewardship available from Source Water. There were also concerns about the maintenance of the signs, and consistency of signage. The following resolution was then presented.

**SPCR-47-11**

**MOVED BY:** D. Renshaw

**SECONDED BY:** R. Bator

**THAT:** This Report SPC-19-11 be received by the Source Protection Committee.

	Yes	No		Yes	No		Yes	No
R. Bator	√		D. Ostryhon	√		M. Bellantino-Perco	√	
D. Renshaw	√		D. Semple	√		C. Shrive	√	

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**(8) SPP WORKING GROUP MINUTES**

Mr. Wesley Wright had a concern with item number 7 in the August 25, 2011 working group minutes, so these will be brought back to the working group for clarification. The following resolution was then presented.

**SPCR-48-11**

**MOVED BY:** R. Bator

**SECONDED BY:** D. Semple

**THAT:** The minutes of the Source Protection Plan Working Group meeting held July 27, 2011 be received by the Source Protection Committee for information purposes.

	Yes	No		Yes	No		Yes	No
R. Bator	√		D. Ostryhon	√		M. Bellantino-Perco	√	
D. Renshaw	√		D. Semple	√		C. Shrive	√	

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**(9) UPDATE FROM THE CHAIR**

The Chair mentioned himself along with Mr. Wright and Mr. Campbell will be attending a meeting with Source Protection Plan Development staff from across the province next week. He also thanked the committee for all their hard work in getting to the point of accepting all the policies in a very short time.

Ms. Bellantino-Perco questioned how we compare to other committees, and we may be a little above the middle of the pack, but there is still a lot to accomplish.

**(10) OTHER BUSINESS**

Ms. Stack invited the committee to attend a strategic planning exercise open house at the Four Points Sheraton in Thorold on Tuesday September 27, 2011 from 6:30 to 9:00 pm or Thursday, September 29 at Casablanca in Grimsby from 6:30 to 9:00 pm.

She mentioned any input would be greatly appreciated. An electronic version of the invitation will be forwarded next week.

**ADJOURNMENT**

There being no further business, the Chair adjourned the meeting at 8:37 pm.

**“D. Gullett, Recording Secretary**

**M. Neufeld, Chair”**