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## Thames – Sydenham and Region Source Protection Committee

# Meeting Notice

Please be advised that a meeting of the Thames-Sydenham and Region source Protection Committee has been called for the following time. Please confirm your attendance with Deb Kirk at 519-245-3710 ext 46.

**Meeting Date:** October 3, 2008

**Meeting Time:** 9:00-2:00 p.m.

**Meeting Location:** St. Clair Conservation Authority Board Room

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### Proposed Agenda

Item	Time
1. Chair's Welcome	9:00
2. Adoption of the Agenda	
3. Delegations	none
4. Minutes From the Previous Meeting	
5. Declaration of Conflict of Interest	
6. Business arising from the minutes	9:15
a. Letter to Minister "Transportation Corridors"	
7. Business	
a. Terms of Reference Consultation Summary	
b. Council resolutions status (verbal)	9:30
Lunch	
c. Meeting schedule (to be distributed at meeting)	1:00
8. Information	1:15
a. First Nations update (verbal)	
b. ODWSP update (presentation)	
c. MOE rules training (verbal)	
9. In Camera Session	none
10. Members reports	
11. Adjournment	2:00

### Meeting Materials

	Agenda Item	Description
Discussion Papers		none
Other Materials	4	<ul style="list-style-type: none"><li>• Previous meeting minutes for review and approval</li></ul>
	7a	<ul style="list-style-type: none"><li>• Summary of consultation efforts</li><li>• Summary of comments and considerations</li></ul>
	7b	<ul style="list-style-type: none"><li>• Proposed Meeting schedule</li><li>• Revised and extended into next year</li><li>• to be distributed at meeting</li></ul>

SPC MEETING MINUTES  
FRIDAY OCTOBER 3, 2008  
Meeting #10

Bob Bedggood, Chair of the Source Protection Committee called the meeting to order at 9:00 a.m. Friday, October 3, 2008 at the St. Clair Conservation Authority Board Room. The following members and staff were in attendance:

**Members:**

Bob Bedggood	Pat Sobeski
Dean Edwardson	John Van Dorp
Patrick Feryn	Brent Clutterbuck
Paul Hymus	Marg Misek-Evans
Carl Kennes	Jim Reffle
Joe Kerr	Jim Maudsley
Don McCabe	Valerie M'Garry
Doug McGee	Earl Morwood
Sheldon Parsons	Joe Salter
Richard Philp	Rick Vantfoort (interim Provincial Liaison).
Darrell Randell	
Charles Sharina	
Joe VanOverberghe	

**Regrets:**

Murray Blackie  
Pat Donnelly

**Staff:**

Bonnie Carey	Deb Kirk
Chitra Gowda	Rick Battson
Chris Tasker	
Teresa Hollingsworth	

**Others:**

Robert Olivier, First Nations technical rep  
Teresa McLellan, Ministry of Environment

- 1) Chair's Welcome
- 2) Adoption of the Agenda

A motion to approve the agenda was requested.

moved by Jim Maudsley - seconded by Joe Kerr

*“Resolved that the revised agenda circulated be approved.”*

**CARRIED**

3) Delegations

None

4) Minutes from the Previous Meeting

Edit required on page five, third bullet point of the meeting minutes. The reference to the Grand River Conservation Authority should read Lake Erie Source Protection Region.

moved by Doug McGee–seconded by Marg Misek-Evans

*“Resolved that the minutes be approved as circulated, with the exception of one minor edit on page five, changing Grand River Conservation Authority to Lake Erie Source Protection Region.”*

*CARRIED*

5) Declaration of Conflict of Interest

No conflict was identified.

6) Business Arising from the minutes

a) Letter to Minister “Transportation Corridors”

During the previous meeting, the committee decided to wait to send a letter regarding transportation corridors until receiving further information following the SPC Chairs meeting held September 29<sup>th</sup> and 30<sup>th</sup>. Bob reported on presentations given and discussions about threats to drinking water from rail and road corridors. Improvements in containment of rail cars contents reduce the likelihood of a spill even in the event of a derailment. They also discussed the requirement to have spill action plans in place prior to shipping hazardous goods including who would attend a spill. Pipelines were not discussed, however, the MOE will be looking into having someone speak at the next chairs meeting on pipelines. Comments have been made through the EBR posting outlining the gap and potential threats requiring consideration. A discussion took place on the merits of sending a letter at this time. It was suggested that the letter should acknowledge that we understand the ministry is considering corridors in finalizing the director’s rules. The letter also needs to specifically identify abandoned pipelines as a potential threat in our region.

moved by Doug McGee –seconded by Darrell Randell

*“Resolved that the draft letter concerning transportation corridors will be forwarded to the Minister and acknowledges that more information from the Ministry is pending.”*

7) Business

a) Terms of Reference Consultation Summary

The Terms of Reference consultation package was distributed. The package included a summary table of the comments and the individual written comments received.. The meeting notes from the two forums were also included. The committee reviewed each of the comments from the Draft Proposed Terms of Reference Comments table ,

- Comment #1. The Oxford County system included comments and is acknowledged due to water being temporarily pumped from within our region and out into another region.
- Comment #21 and #22. List of matters affecting other SPCs refers to work related to the IPZ3 pertaining to Lake St. Clair intakes of Stoney Point, Belle River and possibly the Windsor Water Treatment plant be done through a collaborative approach between the Thames, Sydenham and Region and Essex Region Source Protection Region.
- Comment #3 - Comment pertains to the method for Assessing risks in vulnerable areas. As the method of risk assessment is set by the Province no changes to Terms of Reference are required.
- Comment #4 - Once the criteria for IPZ-1, 2 and 3 are finalized, they need to be clearly communicated to the general public.
- Comment #5 - General comment made about policy implementation.
- A concern was raised that comments which did not require a change to the terms of reference should not be lost as they may prove valuable at a future point in the planning process. It was noted the table and the full comments submitted will be retained and included in the Terms of Reference as an appendix.
- Comment #6 - ToR Guide Task #84 relating to the compensation was discussed at length. As a result of some of the comments, Chris requested direction on how the committee would like compensation comments to be addressed. Compensation is not included in the Act. Comment #20 submitted suggested the use of stronger words such as fair, just and equitable treatment to all stakeholders within the region. The committee reviewed their original wording, having used their Guiding Principles of being fair and reasonable pertaining to the statement about compensation. It was agreed that Task #84 was carefully considered and addresses the compensation issue at this time.

moved by Valerie M'Garry—seconded by Richard Philp

*“Resolved that while the committee has carefully considered the issue of compensation, the Clean Water Act does not allow for the provision of compensation. The Committee is satisfied that Task 84 addresses this issue at this time.”*

*CARRIED*

- Comment #12 - refers to working groups and that they be part of the planning process.
- Comment #31 - SPC will forward the proposed ToR to the Minister of the Environment all comments received including the concern of the PCFA regarding financial assistance to affected landowners. These comments will be included with the Terms of Reference as and appendix.
- Comment #37- A concern was raised about the committee's mandate of protecting municipal drinking water and if this encompasses water throughout the environment and other water systems and whether these terms need to be included. After a lengthy discussion, the committee agreed the goal of the committee goes back to the Clean Water Act,. There was discussion as to whether might be broadened in the future. It was also pointed out that HVA and SRGA are not limited to only those impacting municipal drinking.
- First Nations comments and notes from the forums will be included in the appendices. A question was asked whether the First Nations can add systems to the Terms of Reference after it is approved. This can be done through the regulations. Robert Olivier spoke of attending a recent meeting and reported the Province is starting the process of getting First Nations involved. Ian Smith indicated to Robert the definition of the IPZ's can be started. Robert is unsure of the comfort level among the First Nations in terms of moving along further in the process.
- Comment #13. To be added to the response column "Specific outreach will be undertaken where areas of significant risk are likely."
- A question was asked to where Source Water ends? O'Connor referred to multi-barrier and source to tap protection. Source Protection under the Clean Water Act protects the water up to the point where it is drawn into the intake or well.
- Comment #16. The response suggest that Task 84 be amended to include the statement pertaining to water quantity threats.
- Comment #30. A concern of the size of the document and inability of obtain a copy was expressed. A response outlines that the report was accessible in the Conservation Authority offices and on the website.
- Comment #25 was to consider new wells. This is beyond the scope of the Source Protection Plan and does not have a place in the Terms of Reference.
- Comment #26 Great Lakes agreements and the relationship to drinking water standards. Great Lakes specific working groups may be setup to deal with these issues. A question was asked as to what is expected of the committee? This is unknown at the time. More guidance and direction is required.
- Comment #35. A revision to the section on Great Lakes Agreement Considerations needs to be added to consider the goals and objectives of the Great Lakes initiatives such as the Lake Erie Management plan and the inter-relationship with drinking water .
- Comments #32, 33, 34. Changes needed in task cost, lead or dates.

Bob summarized the committee being satisfied with these minor edits to the Terms of Reference further discussion outlined some of the committee's comments.

- It was suggested to have a direct mailing to those affected by this process.
- A concern was raised of more council involvement in the Source Protection Process.
- The committee asked why the people submitting comments had their names blacked out and determined this was not necessary due to the process being clearly deemed as public. Protecting privacy did not apply to this process.

moved by Doug McGee–seconded by Jim Maudsley

*“Resolved that the Terms of Reference package include the Comment Summary Table and the written comments, identifying full names, and addresses of people.”*

CARRIED

#### b) Method of submitting ToR Comments

A brief discussion about ensuring the public is clear on where they could comment on the Terms of Reference. There was not a comment sheet posted on the website rather the notice outlined the details of where comments were to be forwarded. This time was made more visible on the website. Comment sheets were provided at each of the public forums and open houses and Terms of Reference CD's were made available.

#### c) Council resolutions status (verbal)

A report was circulated to provide details on the completed resolutions. There are some minor modifications to be completed on the resolutions. These resolutions are required so council is aware of their responsibility in leading the specific tasks.

#### d) Meeting schedule (distributed at the meeting)

A meeting schedule was distributed. Once the Terms of Reference is submitted the committee is not mandated to meet once a month. In the proposed meeting schedule there are no meetings planned for December 2008 or January and March of 2009. The meetings will continue being the second Friday as listed with the exception of the April 2009 meeting to occur on April 3 versus on the holiday the following week. The November meeting tour plans are in progress. Dillon Consulting will present on their study status.

moved by Jim Maudsley–seconded by Darrell Randell

*“Resolved that the meeting schedule distributed be accepted with the exception of the April meeting being held on April 3, 2009.”*

8) Information

a) First Nations Update (verbal)

Robert Olivier reported that there was an interest at recent board meetings to select representatives for the committee and in intake mapping. Bob has been communicating with Chief Vaughn Albert of Chippewa of the Thames. Chief Albert plans on obtaining a motion at the next Chief's council meeting on September 25, to have Chris and Bob attend the meeting in October to discuss the three seats available on the committee. The open forums were well attended.

b) ODWSP update (presentation)

Teresa Hollingsworth, of the Upper Thames gave a presentation on the Ontario Drinking Water Stewardship Program. The purpose of the program is to provide financial assistance for people whose activities and properties may be affected by the Clean Water Act and to groups, organizations and individuals for activities related to source protection plans. Teresa gave an update on the current status of the program, an overview of Early Actions, Education and Outreach, and Special Projects and also changes to the program scope. A review of the application process was given and current committees in place such as the Clean Water Committee.

Following the presentation a number of questions were raised: Under the Land Lease programs if someone was to put in buffer strips, would this be an annual lease? What is the criteria for septic system funding? Who deems the work is required and who approves the funding? Teresa gave an overview of the application process. In the London area, the Clean Water committee reviews the applications only to determine if the applicant is in the targeted area.. Some of the answers are not yet available in the 2008/09 program. For funding, the agricultural sector can go through Ontario Soil and Crop Improvement and others through the conservation authorities. Municipalities will need to adopt the 2 yr and IPZ1 lines within their official plans or council resolution for the purposes of eligibility for the early actions funding. A concern was raised on the timelines to ensure the funding agencies are clear that contractors will be busy and may not be able to meet these deadlines. Abandoned gas/oil well funding is also available through the Ministry of Natural Resources. The Ministry of Environment is reviewing their program and considering how these programs can integrate with the committee and the Source Protection Planning process. They currently approve stewardship programs. Bob reported the Clean Water committee had \$340,000 to spend last fiscal year most of which still remains unspent..

c) MOE rules training (verbal)

MOE is organizing two one day sessions for the committee, chairs, and consultants, authority and municipal technical staff. In these sessions they will review the content of the final Assessment Report regulations and Directors Rules and risk communications as

it relates to the Assessment Report and public consultation. Tentative dates are November 3<sup>rd</sup> or 4<sup>th</sup> in London. The committee would attend the November 3<sup>rd</sup> session and technical staff on the 4<sup>th</sup>. Once these dates are finalized MOE will be sending out invitations, agendas and details for registering.

9) In Camera Session

None

10) Members Reports

Joe Van Overberghe reported on comments that were made at a taskforce meeting he is part of The Ontario Brownfields task force and the municipalities it is working with have included an awareness of the SWP committees as part of their process. This includes all redevelopment that would occur near any waterfront or municipal wells systems. It is recognized that this land may need to meet a higher standard which includes recommendations from SWP when redeveloping

Charles Sharina was out east recently and commented on the government's improvement efforts to the Bedford Bay's water. People are now swimming in what used to be quite contaminated water.

Bob Bedggood reported on the chairs meeting held September 29<sup>th</sup> and 30<sup>th</sup>. Concerns were brought forward of the lack of attendance at the open houses. He reminded everyone of the next SPC meeting on November 14<sup>th</sup> as being a tour of the London area.

11) Adjournment

There being no further business, the meeting was adjourned at 1 p.m.