

**LAKE SIMCOE REGION CONSERVATION AUTHORITY
MEETING NO. BOD-12-08
Friday, December 19, 2008**

**Lake Simcoe Region Conservation Authority
Newmarket, ON**

MINUTES

Board Members Present:

V. Hackson, Chair
Councillor B. Drew, Vice-Chair
Councillor S. Agnew
Mr. E. Bull
Councillor G. Campbell
Councillor K. Ferdinands
Mayor R. Grossi
Regional Councillor H. Herrema
Councillor B. Huson
Councillor E. MacEachern
Councillor J. McCallum
Councillor J. O'Donnell
Councillor J. Rupke
Regional Councillor J. Taylor
Deputy Mayor G. Wauchope
Mayor J. Young

Staff Present:

D. Gayle Wood, C.A.O./Secretary-Treasurer
B. Kemp, Director, Conservation Lands
M. Valcic, Director, Corporate Services
M. Walters, Director, Watershed Management
B. Booth, Manager, Planning
T. Hogenbirk, Manager, Engineering & Technical Services
G. Casey, Coordinator, Board/CAO, Projects & Services

Guests:

Mr. J. Riekstins, Uxbridge Watershed Advisory
Ms. G. Gerner, Ladies of the Lake
Ms. A. Slaight, Ladies of the Lake
Ms. H. Van Welter, Ladies of the Lake
Ms. K. McKenzie, Lake Simcoe Conservation Foundation
Mr. S. Johnston, Watershed Resident
Mr. P. Bolender, Lender Lands

Regrets:

Regional Councillor J. Grant
Councillor A. Nuttall
Mayor R. Stevens

I DECLARATIONS OF PECUNIARY INTEREST

None indicated for the record of this meeting.

II APPROVAL OF AGENDA

Moved by: E. MacEachern Seconded by: E. Bull

BOD-08-142 **RESOLVED THAT the content of the Agenda for the December 19th, 2008 meeting of the Board of Directors be approved as amended to include the Tabled Items and Other Business Agenda.**

CARRIED

III ADOPTION OF MINUTES

(a) Board of Directors

Councillor John O'Donnell, Township of Ramara, requested a change to page 4 of the minutes, third paragraph, second line, should read "**...and the water coming downstream to Ramara Road 47** appeared to be fairly clean. Councillor O'Donnell



acknowledged the photos provided by Mr. Dabis and referenced that a contributing factor to the condition of the water is the erosion on properties downstream from Ramara Road 47.”

Moved by: J. O'Donnell

Seconded by: S. Agnew

BOD-08-143 RESOLVED THAT the minutes of Board of Directors Meeting No. BOD-11-08, held on November 28th, 2008, be adopted and approved as revised.

CARRIED

(b) Administrative Committee

Moved by: B. Huson

Seconded by: B. Drew

BOD-08-144 RESOLVED THAT the minutes of the Administrative Committee meeting held on December 12th, 2008, be adopted and approved as printed and circulated.

CARRIED

IV ***ANNOUNCEMENTS***

(a) Annual General Meeting

The CAO reminded the Board of Directors that the Authority's Annual General Meeting will be held on Friday, January 23rd, 2009, at Madsen's Greenhouse, Newmarket.

(b) Staff Appointment

The Director, Watershed Management advised that Beverley Booth, formerly Senior Environmental Planner, has been promoted to the position of Manager, Planning.

(c) Cheque Presentation: Lake Simcoe Conservation Foundation

Ms. Kimberley MacKenzie, Executive Director, Lake Simcoe Conservation Foundation presented a cheque to the LSRCA in the amount of \$435,000. for Authority programs as follows:

\$ 5,000	Turtle Habitat - Scanlon Creek Conservation Area
\$380,000	Stewardship
\$ 30,000	Education Centre
\$ 20,000	Shoreline Monitoring.

IV ***PRESENTATIONS***

(a) Uxbridge Watershed Advisory

Mr. Jake Riekstins of the Uxbridge Watershed Advisory provided a presentation regarding the Golf Course Policy adopted by the Township of Uxbridge. A copy of the presentation was circulated with the agenda.



Regional Councillor Herrema extended thanks to Mr. Riekstins for all the work done to move this initiative forward which is important for the Township of Uxbridge given that five golf courses are within the Oak Ridges Moraine.

Based on the interest of the Board Members, Mr. Riekstins confirmed that he is available to provide this presentation to municipal/regional councils on request.

Moved by: J. Rupke

Seconded by: H. Herrema

BOD-08-145 RESOLVED THAT the presentation provided by Mr. Jake Riekstins regarding the Golf Course Policy as adopted by the Township of Uxbridge, be received.

CARRIED

(b) Ladies of the Lake - Behind the Lens - Lake Simcoe Revolution

The Director, Conservation Lands, provided an introduction to the project Behind the Lens: Lake Simcoe Revolution, advising that Authority staff are providing support in the development of this initiative.

Goody Gerner, President of the Ladies of the Lake; Annabel Slaight, co-founder of the Ladies of the Lake; and Hilary Van Welter, Chair of the Windfall Ecology Centre provided a presentation to the Board on the youth project which will focus on youth filming and will provide insight to Lake Simcoe through young eyes.

The project will have three phases:

- 1) An 8 week film school for approximately 100 youth ages 14-19, beginning in the summer 2009 which will be lead by the Ladies of the Lake.
- 2) A two-day conference to be attended by approximately 25-30 representatives from around the watershed which will be lead by the LSRCA.
- 3) A film festival to showcase the work accomplished, which will be hosted by the Windfall Ecology Centre.

Further, a final report on the work undertaken will be provided to residents throughout the Lake Simcoe Watershed.

Ms. Slaight advised that the committee are looking for financial and in-kind support for this project from all watershed municipalities and will be requesting an opportunity to provide this presentation to each Council early in 2009 to formally make this request.

Chair Hackson thanked Ms. Gerner, Ms. Slaight and Ms. Van Welter for presenting the information today and advised that the Authority is pleased to be part of this exciting project.



Moved by: B. Huson

Seconded by: G. Wauchope

BOD-08-146 RESOLVED THAT the presentation provided by Brian Kemp, Director, Conservation Lands, LSRCA, Goody Gerner, President of the Ladies of the Lake; Annabel Slaight, co-founder of the Ladies of the Lake; and Hilary Van Welter, Chair of the Windfall Ecology Centre regarding the youth project Behind the Lens: Lake Simcoe Revolution, be received.

CARRIED

(c) Lake Simcoe Conservation Foundation - Video

Kimberley MacKenzie, Executive Director, Lake Simcoe Conservation Foundation presented a video prepared by the Foundation which was presented at the 2008 AFP Philanthropy Awards Luncheon where the Foundation received the 2008 Small Organization for Excellence in Fundraising Award.

Moved by: G. Wauchope

Seconded by: B. Drew

BOD-08-147 RESOLVED THAT the video prepared by the Lake Simcoe Conservation Foundation be received.

CARRIED

(d) Media Clips

The Manager, Corporate Communications presented a variety of media video clips for the period June to October 2008 related to Lake Simcoe.

VI **HEARINGS**

(a) **Application by Mr. Steve Johnston
Lot 16, Concession 3 (Former Township of Orillia)
Plan Lot 28, Reg. Plan 940, 145 Moon Point Drive
Township of Oro-Medonte**

Chair Hackson read the opening remarks as they relate to this Hearing.

Chair Hackson advised that a site visit was conducted on December 16, 2008. In attendance was LSRCA staff, Chair Hackson, Vice Chair Drew, Councillor Agnew and Mr. Johnston.

The Director, Watershed Management provided an overview of Staff Report No. 64-08-BOD regarding the Hearing for Mr. Steve Johnston in relation to his application for a Development, Interference With Wetlands and Alternations to Shorelines and Watercourses Permit under Ont. Reg. 179/06.

The Director advised that this is a very challenging site with many constraints and indicated that while Mr. Johnston has been very cooperative the property site continues to present many challenges and limitations as to what can be done.



Mr. Johnston presented to the Board what he is proposing for this site, which includes the construction of a driveway and an addition to the existing cottage.

The Director responded that staff have outlined concerns in the Staff Report related to the filling on this property as the area in question is considered a fish habitat and there will be conditions for approval. There is further concern with the proposed addition to the existing cottage as it will move into the buffer and lagoon area. There is however an option to add to the back of the cottage as opposed to the side which would be less intrusive.

The Director indicated that staff would like the opportunity to work further with Mr. Johnston and present alternative options to the Board at a future meeting for consideration.

Moved by: J. Taylor

Seconded by: E. MacEachern

BOD-08-148 RESOLVED THAT the application by Mr. Steve Johnston to construct a new driveway and an addition to the existing cottage on Part of Lot 16, Concession 3 in the former Township of Orillia, Plan Lot 28, Plan 940, 145 Moon Point Drive, Township of Oro-Medonte be received; and FURTHER THAT staff be directed to work further with the applicant to bring a modified proposal before the Board of Directors for consideration.

CARRIED

VII **DEPUTATIONS**

(a) **Lender Lands Ltd.**
Part of Lot 19, Concession 7
20258 Highway 48 - Town of East Gwillimbury

The Director, Watershed Management provided an overview of Staff Report No. 65-08-BOD regarding a deputation from Mr. Paul Bolender. A copy of Mr. Bolender's presentation was circulated with the agenda.

The Director indicated that staff are concerned with moving the watercourse and advised that a condition will be placed on the permit, if approved, to rehabilitate the site once the extraction of peat is complete. The Director advised that while the area in question is in a wetland, it has already been disturbed.

Mr. Bolender addressed the Board and requested that the Board forgive the requirement to have an Environmental Impact Study (EIS).



Moved by: E. MacEachern Seconded by: J. Young

BOD-08-149 **RESOLVED THAT Staff Report No. 65-08-BOD regarding the deputation by Mr. Paul Bolender, be received; and FURTHER THAT Lender Lands Ltd. provide the following in support of their permit application to the satisfaction of the LSRCA:**

1) A detailed restoration plan in accordance with the requirements listed in the LSRCA's November 25, 2008 letter to Lender Lands Ltd.

CARRIED

VIII ***DETERMINATION OF ITEMS REQUIRING SEPARATE DISCUSSION***

Items 4, 5, 6, and 7 were identified for separate discussion.

IX ***ADOPTION OF ITEMS NOT REQUIRING SEPARATE DISCUSSION***

Moved by: J. Rupke Seconded by: E. Bull

BOD-08-150 **RESOLVED THAT the following recommendations respecting the matters listed as "Items Not Requiring Separate Discussion" be adopted as submitted to the Board and staff be authorized to take all necessary action required to give effect to same.**

CARRIED

1. **Development, Interference with Wetlands and Alterations to Shorelines and Watercourses Regulation 179/06**

BOD-08-150 **RESOLVED THAT applications under Section 28 of the *Conservation Authorities Act* and Ontario Regulation 179/06 be received for information.**

2. **Correspondence**

BOD-08-151 **RESOLVED THAT the correspondence listed in the December 19th, 2008 agenda as item 2 (a) and (b) be received for information.**

3. **Monthly Communications Update**

BOD-08-152 **RESOLVED THAT the Monthly Communications Update, for the period November 1 to 30th, 2008 be received for information.**



8. **Professor E.A. Smith Education Centre**
Outdoor Education Centre - Facility Condition Reports

BOD-08-153 **RESOLVED THAT Staff Report No. 70-08-BOD regarding facility reports completed for the Professor E. A. Smith Natural Resources Outdoor Education Centre at Scanlon Creek Conservation Area be received; and FURTHER THAT the recommendations contained in the Staff Report be approved for implementation.**

X ***CONSIDERATION OF ITEMS REQUIRING SEPARATE DISCUSSION***

4. **LSRCA Policies Regarding Peat Extraction Activities - Update**

The Board dealt with Staff Report No. 66-08-BOD regarding an update on the Authority's Policies regarding peat extraction activities in the Lake Simcoe watershed.

Councillor O'Donnell inquired if the Province is removing themselves from the peat extraction issue and what is the expected future role of the Authority in this regard.

The CAO responded that it is very probable that peat extraction will be part of the new Lake Simcoe Protection Plan which will likely include some very rigid policies related to peat extraction in the future. In the meantime, the Authority will continue to regulate wetlands.

Moved by: S. Agnew

Seconded by: J. Rupke

BOD-08-154 **RESOLVED THAT Staff Report No. 66-08-BOD be received for information; and FURTHER THAT based on the support of the Ministry of Natural Resources, Authority staff be directed to continue to implement Ontario Regulation 179/06 as it relates to the alteration of wetlands and disturbances associated with peat extraction within the Lake Simcoe watershed.**

CARRIED

5. **Client Service Improvements**
Environmental Planners in Municipal Offices

The Board dealt with Staff Report No. 67-08-BOD regarding the pilot project undertaken by the Authority to have Environmental Planners work out of municipal offices on a monthly basis.

Councillor O'Donnell advised that the Township of Ramara is very pleased with the current arrangement and extended thanks to the CAO and staff for implementing the program.



Moved by: G. Wauchope

Seconded by: B. Huson

BOD-08-155 RESOLVED THAT Staff Report No. 67-08-BOD, which provides an update regarding Authority Environmental Planners working from municipal offices be received; and FURTHER THAT the Manager, Planning be directed to work with the Authority's municipal partners to provide planning staff to work within their offices as requested up to four days per month.

CARRIED

**6. Wholesale Groceries -
Professor E.A. Smith Educational Centre**

The Board dealt with Staff Report No. 68-08-BOD regarding the award of the tender for the wholesale grocery supplier for the Professor E.A. Smith Educational Centre, Scanlon Creek Conservation Area.

Moved by: B. Drew

Seconded by: G. Wauchope

BOD-08-155 RESOLVED THAT Staff Report No. 68-08-BOD regarding the award of tender for the wholesale grocery supplier for the residential program at the Professor E.A. Smith Educational Centre, Scanlon Creek for the 2009/2010 year be received; and FURTHER THAT staff be authorized to issue a purchase order for the period January 1st, 2009 to December 31st, 2010 to Sysco Food Services of Central Ontario.

CARRIED

**7. York Catholic District School Board
Termination of Scanlon Creek Contract**

The Board dealt with Staff Report No. 69-08-BOD which provided information regarding the termination of the education contract between the Authority and the York Catholic District School Board.

Regional Councillor Taylor recognized that the termination of this contract with the York Catholic District School Board will result in a significant loss of revenue and will have a negative impact on the operation at the Education Centre. RC Taylor requested background information related to this situation and an explanation as to why staff were recommending Option 3 in the Staff Report.

The Director, Conservation Lands provided an overview of the Staff Report and information regarding the staff recommendation to move forward with Option 3. Further, the Director advised that given the letter from the School Board was only recently received, staff intend to obtain more information and, prior to making any decisions, will provide a supplemental report to the Board for their consideration and approval.



Moved by: J. Taylor

Seconded by: E. Bull

BOD-08-155 RESOLVED THAT Staff Report No. 69-08-BOD regarding York Catholic District School Board's request to terminate its outdoor education contract with Professor E.A. Smith Educational Centre, Scanlon Creek, be received for information; and FURTHER THAT the recommendations contained in the staff report be approved for implementation.

CARRIED

XI OTHER BUSINESS

(a) Correspondence - Holland Marsh Growers' Association

The Board dealt with tabled correspondence received from Mr. Paul Smith, Smith Gardens and from the Holland Marsh Growers' Association.

Moved by: J. McCallum

Seconded by: J. Rupke

BOD-08-156 RESOLVED THAT the copy of the email dated October 29th, 2008, written by Mr. Paul Smith, Smith Gardens and the appended letter dated October 25th, 2008 from Holland Marsh Growers' Association, both forwarded to the LSRCA by the Ministry of Natural Resources be received; and FURTHER that the email dated December 17, 2008 and appended letter from the Holland Marsh Growers' Association, tabled at the Board Meeting, in relation to this correspondence be received and a copy forwarded to MPP Julia Munro and the Ministry of Natural Resources.

CARRIED

XII CLOSED SESSION

Moved by: E. Bull

Seconded by: G. Wauchope

BOD-08-157 RESOLVED THAT the Authority's Board of Directors move to Closed Session to discuss confidential legal matters.

Moved by: G. Wauchope

Seconded by: B. Huson

BOD-08-158 RESOLVED THAT the Authority's Board of Directors rise from Closed Session and report their progress.



(a) Land Securement

The Board dealt with Confidential Staff Report No. 71-08-BOD.

Moved by: B. Drew

Seconded by: G. Wauchope

BOD-08-159 RESOLVED THAT Confidential Staff Report No. 71-08-BOD regarding land securement matters be received; and FURTHER THAT the recommendations contained within this report be approved; and FURTHER THAT staff be directed to complete a competitive analysis with other CA's regarding land appraisers and costs for wetland securement.

CARRIED

(b) Foundation Appointments - Legal Opinion

The Board dealt with Confidential Staff Report No. 72-08-BOD.

Moved by: G. Wauchope

Seconded by: H. Herrema

BOD-08-160 RESOLVED THAT Staff Report No. 72-08-BOD regarding the Lake Simcoe Conservation Foundation's Strategic Plan and membership appointment be approved.

CARRIED

XIII **ADJOURNMENT**

Meeting adjourned at 11:50 a.m. on a motion by J. Rupke

original signed by:

Councillor Virginia Hackson
Chair

original signed by:

D. Gayle Wood, CMM III
Chief Administrative Officer