



# TOWNSHIP OF MELANCTHON

## A G E N D A

Thursday, July 21, 2011 - 6:00 p.m.

1. Call to Order
2. Announcements
3. Additions/Deletions/Approval of Agenda
4. Declaration of Pecuniary Interest and the General Nature Thereof
5. Approval of Draft Minutes - July 7, 2011 and July 12, 2011
6. Business Arising from Minutes
7. Point of Privilege or Personal Privilege
8. Correspondence

### \* Items for Information Purposes

1. Copy of letter sent to Minister of Transport, Infrastructure and Communities from Niagara Escarpment Commission - re: Ontario's Niagara Escarpment and Environmental Planning Aeronautics and Canadian Aviation Regulations Construction of Aerodomes
2. GRCA Minutes - July 2011
3. E-mail from Terry Horner re: motion passed on July 5, 2011 by the Township of Mulmur concerning the Draft Forest Conservation By-law
4. E-mail from Colleen Sweeney with an attached copy of Mr. Jacobsen's letter re: Sierra Club Canada Report entitled "The Real Truth About Wind Energy"
5. Letter from Linda Jeffrey, Minister of Natural Resources responding to Council's resolution requesting that the province provide financial resources to municipalities that are faced with development proposals
6. Letter from AMO re: AMO's Provincial Election Check List of Top 12 Asks
7. E-mail from Linda Jeffrey, Minister of Natural Resources responding to Council's resolution requesting a 120-day extension of the comment period on the Highland Companies' application under the ARA
8. E-mail from AMCTO re: Changes to Livestock Damage Program effective July 1, 2011
9. AMO breaking news re: Waste Diversion Needs Support from all Political Parties
10. E-mail from Ann Cain re: Headwaters Health Care Centre Invites Shelburne Mayor, Warden and MPP to Work Together to Decide Future of Shelburne Hospital Site
11. Audited - Reconciled 2010 budget Shelburne Public Library and Shelburne Public Library Budget 2011
12. Copy of letter to Mr. Craig Ashbaugh, Chair Lake Erie Source Protection Committee from Lynn Dollin, Chair, South Georgian Bay Lake Simcoe Source Protection Committee
13. Letter from John Wilkinson, Minister of the Environment regarding Council's resolution on wind turbine development in Ontario

### \* Items for Council Action

1. Request from Lupus Foundation of Ontario re: October is Lupus Awareness Month
2. Shelburne & District Agricultural Society request for support of the Shelburne District Fall Fair for 2011
3. E-mail from Andrew Doersam, (MAH) re: Modifications to OPA No. 17
4. Jerry Jordan's review of the proposed modifications to OPA No. 17
5. Resolution from Municipality of Bayham re: Escalating Ontario Police Service Costs
6. E-mail from Merv Parker on behalf of Shelburne Vets Assoc. re: Support for retaining Shelburne Hospital Facility
7. G.W. Jordan comments re: Town of Thessalon request for support of a resolution

**\* Items regarding The Highland Companies Quarry Application**

1. Copy of letter sent to Honourable John Wilkinson, Minister of the Environment from Ron Munro, Chair, Board of Directors, Hills of Headwaters Tourism Association
  2. Copy of letter sent to County of Dufferin, Chair and members Public Works Committee and Trevor Lewis, County Engineer re: Highland Companies Proposed Quarry
- 9. General Business**
1. Draft 2011 Fall/Winter Newsletter
  2. Applications to Permit
  3. New/Other Business
    1. DEEP Project
    2. The Highland Companies - EBR # 011-3976
  4. Unfinished Business
    1. 3<sup>rd</sup> Reading - By-law to Dissolve the Police Village of Horning's Mills
    2. Draft Telecommunication Facilities Protocol
- 10. Road Business**
1. Unfinished Business
    1. 2<sup>nd</sup> Line NE
- 11. Delegations**
1. 6:15 p.m. - Wesley Gowling, Dickinson and Hicks Architects Inc. Regarding the Horning's Mills Community Hall Accessibility Project
  2. 6:30 p.m. - Matthew Venne, RLB - Presentation of the 2010 Financial Statements
  3. 7:30 p.m. - Steven Sills, S/Sgt., Dufferin OPP - Presentation of the 2010 Year End Report
- 12. 7:00 - 7:30 p.m. - Public Question Period (Please visit our website under Agenda & Minutes for information on Public Question Period)**
- 13. Closed Session (if required)**
1. Approval of Draft Minutes - July 7, 2011
  2. Solicitor/Client Privilege Information regarding Biosolids and Wind Developments in the Township and Memorandum of Understanding
  3. The subject matter relates to the consideration of a request under the Municipal Freedom of Information and Protection of Privacy Act - MFIPPA Request
  4. Labour relations
- 14. Confirmation By-law**
- 15. Adjournment - Date of Next Meeting - Thursday, August 18, 2011 at 9:00 a.m.**
- 16. On Sites**
- 17. Correspondence on File at the Clerk's Office**
1. E-mail from John Lever re: Poisoning Canada's Water
  2. Copy of letter sent to John Wilkinson, Minister of the Environment from Moses Tavares re: proposed limestone mega-quarry
  3. Copy of letter sent to Craig Laing, Ministry of Natural Resources from NDACT, Carl Cosack, Vice President, re: EBR Registry Number 011-2864
  4. Minutes of the GRCA General Membership Meeting held Friday, June 24, 2011

Niagara Escarpment Commission

232 Guelph St.  
Georgetown, ON L7G 4B1  
Tel: 905-877-5191  
Fax: 905-873-7452  
www.escarpment.org

Commission de l'escarpement du Niagara

232, rue Guelph  
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No de tel. 905-877-5191  
Télécopieur 905-873-7452  
www.escarpment.org



*Ontario's Niagara Escarpment  
A World Biosphere Reserve*

June 7, 2011

The Honourable Denis Lebel  
Minister of Transport, Infrastructure and Communities  
House of Commons  
Ottawa, ON K1A 0A6

Dear Mr. Lebel:

**RE: Ontario's Niagara Escarpment and Environmental Planning  
Aeronautics and Canadian Aviation Regulations  
Construction of Aerodromes**

Firstly let me congratulate you on behalf of the Niagara Escarpment Commission (NEC) on your election and appointment as the Minister of Transport, Infrastructure and Communities for the Government of Canada.

The purpose of my letter to you is to bring to your attention what the NEC views as an abuse of Canadian Aviation Regulations with respect to the construction of aerodromes on lands which are sensitive, scenic and environmentally sensitive. The Niagara Escarpment Plan is such an area, which I will discuss in more detail below.

An issue of major concern to the NEC is the inappropriate use of the federal jurisdiction over aeronautics by some landowners and operators of aircraft to do significant environmental damage to natural features which would otherwise be protected by provincial and municipal land use controls.

Examples include removal of vegetation, forests and wetlands; building within flood plains, dumping of fill, undertaking land filling, grading, altering natural drainage, changing watercourses, impacting wildlife and species at risk, altering hazard lands and steep slopes, affecting ground water, destroying scenic landscapes and impacting cultural features.

All these impacts occur using the cover of the Canadian Aviation Regulations since federal immunity is provided because of the federal jurisdiction in this area. The NEC does not find this situation acceptable and one we feel which the Canadian Government through your Ministry should take measures to prevent. The NEC notes that in some instances there is never an intent to build an aerodrome, only the claim one intends to build an aerodrome and then use the federal statutes to make significant land use changes without review or penalty.

.../2

JUL 21 2011

The Niagara Escarpment is protected by a large-scale landscape based environmental plan established in 1985. It was Canada's first environmental plan and includes a variety of significant ecological communities and natural features and unparalleled scenic landscapes that extend through the heart of southern Ontario from Niagara Falls to Tobermory, some 725 kilometers. The Escarpment is the source of many of southern Ontario's prime rivers and the headwaters, supplying drinking water for many communities along its length. The Niagara Escarpment Plan also forms the cornerstone of Ontario's 1.8 million acre Greenbelt surrounding Toronto's Greater Golden Horseshoe. The federal government has established two national parks on the Escarpment, the Fathom Five National Marine Park and the Bruce Peninsula National Park. It also administers the historic Brock's Monument site at Queenston Heights near Niagara Falls.

Based on the above, in 1990 the United Nations Educational, Scientific and Cultural Organization (UNESCO) Man and Biosphere Programme, designated the Niagara Escarpment as a World Biosphere Reserve. This honour has been granted to unique landscapes in the world like the Galapagos Islands, the Florida Everglades and the Serengeti. The federal government has supported the Niagara Escarpment Biosphere through funding from Environment Canada to the Niagara Escarpment Biosphere Fund, an independent charitable fund promoting Escarpment projects (e.g., land donation, public awareness, conferences, environmental monitoring).

Given all of the above considerations, changes to Canadian Aviation Regulations are long overdue and are warranted to ensure that the Regulations do not contribute to the destruction of environmentally protected areas like the Niagara Escarpment Biosphere Reserve. Under the Regulations no licence, permit, certificate of approval is required from Transport Canada to construct and establish an aerodrome. Although the Regulations must be complied with, they are passive in application and technical in nature and do not require any evaluation of environmental impacts or land use considerations.

What the NEC suggests to address this problem is that the model used to assess telecommunication towers and broadcasting systems be adopted to deal with the construction of aerodromes. Broadcasting facilities are also an area of exclusive federal jurisdiction, however in this instance Industry Canada has established directives and protocols that require land use consultation with provincial / municipal land use authorities to determine, in advance, if there are major land use concerns. Any concerns are then directed to Industry Canada who seek to resolve issues or deny the licence for a facility, if the impacts on the environment are determined to be too great. The final decision still rests with the federal government but excesses and flagrant violations of environmental standards are held in check. This system, if adopted for aerodromes, through federal directives respecting the implementation of the existing Regulation, would benefit all since the public, through their provincial / municipal agencies, would then have the comfort of being able to state their views about an aerodrome which can be passed on to federal decision makers. The onus should be on the proponent of an aerodrome to justify the establishment of the facility in a manner similar to telecommunications projects.

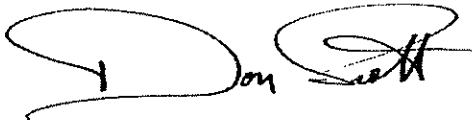
The above approach would be beneficial to all provincial / municipal jurisdictions and reflect the need for cooperation and ongoing collaboration among the various levels of government in Canada involved in land use matters. It would also cast your Ministry in a very favourable public light, since this problem has been an issue for many years and the situation is not improving.

As an added note, your colleagues the Honourable Rob Nicholson and Larry Miller were at one time appointed to the NEC and were valued members of the Niagara Escarpment Commission for a number of years. They may provide further insight into the need for protection of the Niagara Escarpment Biosphere Reserve as their ridings include this internationally recognized landscape.

Your consideration of the above matter and support is greatly appreciated. Please contact the undersigned if you require further information on this important issue. Should your staff require more background information, or our staffs' assistance, the NEC Manager, Ken Whitbread is also available at (905) 877-4026 or at [ken.whitbread@ontario.ca](mailto:ken.whitbread@ontario.ca).

I have included some general literature on the Niagara Escarpment for your information in order that you may gain a perspective on the program and its importance to the Province of Ontario and to Canada.

Yours sincerely,

A handwritten signature in black ink, appearing to read "Don Scott". The signature is stylized with a large, sweeping initial "D" and a cursive "Scott".

Don Scott  
Chair

- c. NEC Commissioners
  - Honourable Rob Nicholson (Minister of Justice)
  - Larry Miller (MP)
  - Linda Jeffrey (Provincial Minister of Natural Resources)
  - Escarpment Municipalities
  - Escarpment Conservation Authorities
  - Michael Chong (MP – Wellington-Halton Hills)

Enclosures



# GRCA Minutes

Grand River Conservation Authority, 400 Clyde Road, Cambridge, Ontario N1R 5W6  
Tel: 519-621-2761 Fax: 519-621-4844 Internet: www.grandriver.ca

July 2011  
Volume 16 - No. 7

## GRCA General Membership

Chair - Jane Mitchell

1st Vice-Chair - Vic Prendergast

2nd Vice-Chair - Jan d'Ailly

Townships of Amaranth, East Garafraxa, East Luther Grand Valley, Melancthon and Southgate - Tom Nevills

Townships of Mapleton and Wellington North - Pat Salter

Township of Centre Wellington - Joanne Ross-Zuj

Town of Erin, Townships of Guelph/Eramosa and Puslinch - John Brennan

City of Guelph - Bob Bell, Maggie Laidlaw

Region of Waterloo - Les Armstrong, Todd Cowan, Jan d'Ailly, Rob Deutschmann, Jean Haalboom, Ross Kelterborn, Geoff Lorentz, Claudette Miller, Jane Mitchell, Warren Stauch

Town of North Perth and Township of Perth East - George Wicke

Region of Halton - J. Barry Lee

City of Hamilton - Jeanette Jamieson

County of Oxford - Bruce Banbury

County of Brant - Brian Coleman, Steve Schmitt

City of Brantford - Robert Hillier, Vic Prendergast

Haldimand and Norfolk Counties - Lorne Boyko, Fred Morison

### GRCA receives \$600,000 for research from CWN

The Canadian Water Network is making \$600,000 available to the GRCA and a group of other organizations to get a better understanding of water quality issues in the Grand River watershed.

The money will allow researchers to better understand the many factors affecting water quality and predict the impacts on river health of population growth and climate change.

The GRCA and other agencies already study water quality in some detail. The research funding will help them pull their information together and develop tools to analyze how water quality may change in the future. That knowledge would give decision makers at the local, provincial and federal levels a way to assess the potential impact of investments or other changes in the way the river is managed.

The information will be used to help develop an updated Water Management Plan for the Grand River watershed. That plan is to be developed by 2013 and will look at water quality, water supply and flooding issues.

The Canadian Water Network will oversee the spending of the grant money in conjunction with a group called the Grand River Watershed Research Consortium. The consortium consists of the GRCA and 18 government and non-government partners. About \$200,000 will be available each year over the next three years.

### Elora Gorge easement for sanitary sewer

The GRCA has granted Centre

Wellington Township an easement through the Elora Gorge Conservation Area in order to improve the Elora wastewater treatment plant.

A Class Environmental Assessment recommended expanding the wastewater treatment plant, which is beside the conservation area. A second access to the site through the conservation area is required so that trucks can move safely through when entering Wellington County Road 7. The easement will be used most during the spring and fall.

The existing service entry to the conservation area will serve as this access and the township will cover costs related to developing and maintaining the access.

### Small Rockwood easement

The GRCA is selling a very small parcel of land to the Ministry of Transportation to improve Highway 7 as it enters the Village of Rockwood.

The triangular piece of land is on the southeast corner of Highway 7 and Fall Street South and is only 110 square metres. It is part of Rockwood Conservation Area and will facilitate a slight widening of the intersection.

### GRCA saves one tonne of CO2 during commuter challenge

The GRCA ranked second in the 100-500 employee category for Waterloo Region for the 2011 Commuter Challenge June 5 to 11.

This helped propel Waterloo Region to the first place community in Ontario and the second in Canada. GRCA efforts reduced greenhouse gas emissions by over one tonne during the weekly event with an offset of 415 litres of fuel. During the Commuter



Challenge staff and board members carpooled, cycled, walked and bused to work and logged their efforts. Two people even paddled a canoe across the Shade's Mills Reservoir as part of this challenge..

### **GRCA applies for grant**

The GRCA has applied for a three-year grant under the provincial Showcasing Water Innovation program.

The money will be used to support the update of the Grand River Basin Water Management Plan that is currently underway.

This funding program was announced by the province on April 29 and the application deadline was June 24. The grant is for up to \$1 million over three years, and must be matched 50 per cent by the partners to the project. The GRCA has put together a steering committee made up of several partners, a project team and several working groups. Together they are building on the knowledge, networks and tools that have been developed over the last couple of decades.

While the Water Mangement Plan is expected to be complete by the end of March 2013, work for the rest of that year will be needed to begin implementing the plan. This will include communications and promotion, the program launch and to finalize the deliverables and products.

### **Dry June changes wet trend**

It may not seem like it to most people, but June was a dry month in the Grand River watershed.

Rainfall in June has been below the long term average with a record low of 22 per cent at Laurel Creek Dam to a high of 88 per cent at Shand Dam. This follows a record of wet weather during the first five months of the year. For example in May, rainfall was more than double the normal amount at Laurel Creek Dam. Higher rainfall during June at Shand and Guelph dams were the result of localized thunderstorms.

June was also slightly warmer than

normal, with the temperature at Shand Dam 0.4 degrees higher than average.

Stream flows started the month of June at much higher than normal levels as a result of the wet conditions in May. Throughout June flows steadily dropped as the watershed experienced drier conditions but flows remained above average.

River augmentation has been limited because flows have remained well above the flow targets. The need for augmentation from the reservoirs may increase if dry conditions continue.

### **Forestry award for Neumann**

Martin Neumann, the GRCA's supervisor of terrestrial resources, was recognized with an award from the Ontario Professional Foresters Association.

The award, which is named for E.J. Edmund Zavitz, Ontario's first provincial forester and the person known as "The Man Who Saved Ontario with Trees and Determination," recognizes significant contribution to forest conservation. Neumann is the first recipient of this award and it has special meaning for him.

"I took inspiration from Zavitz's work long before I received this award, because he was not only a pioneer in forestry, but he was also applying forestry concepts to healing the landscape which is what we do," Neumann said.

This is one of eight awards that were given out.

### **Water Forum Sept. 16**

On Friday, Sept. 16, the GRCA will host the 11th annual Grand River Watershed Water Forum to be held at the GRCA office in Cambridge.

This year's theme is "A sustainable watershed: can we get there from here?"

The forum will explore the theme of sustainability in the Grand River Watershed -- among the fastest growing watersheds in the province.

York University professor Peter Victor, recently awarded the Canada Council Molson Prize for outstanding lifetime achievement, will provide a keynote address. An environmental economist, Victor will describe the content of his latest book *Managing Without Growth* which provides novel approaches to managing without economic growth while sustaining our environment and improving our lives.

The other keynote speaker is Monique Dubé, the recipient of numerous awards; most recently, the 2011 Canadian Geographic Environmental Scientist of the Year. Her signature project, *The Healthy River Ecosystem Assessment System* is a tool that assists decision makers identify when important changes have occurred in the quality of the water in rivers.

There are many more speakers. For more information and to register, check [www.grandriver.ca/waterforum](http://www.grandriver.ca/waterforum) or see the program brochure that will soon be posted on the website.

This issue of "GRCA Minutes" was published in July 2011.

It is a summary of the June 2011 business conducted by the Grand River Conservation Authority board and committees. Space permitting, other noteworthy happenings and topics of interest have been included. The Grand River Conservation Authority welcomes the photocopying and distribution of "GRCA Minutes." Reports mentioned in the GRCA Minutes are available online at [www.grandriver.ca](http://www.grandriver.ca) in the Meetings section.



## Denise Holmes, AMCT

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**From:** Terry Horner <thorner@mulmurtownship.ca>  
**Sent:** July-06-11 3:10 PM  
**To:** Michele Dunne  
**Cc:** 'Cheryl Johns'; 'Denise Holmes (External)'; 'John Telfer'; 'Jane Wilson'; 'Keith McNenly'; 'Sue Stone'  
**Subject:** Draft Forest Conservation By-Law

Good Afternoon:

The Council of the Township of Mulmur at it regular meeting on Tuesday, July 5<sup>th</sup>, 2011 passed the following motion concerning the above mentioned draft by-law;

"That Whereas a definition of a woodlot by the forest management standards is 10 acres, not 2.5 acres; and

Whereas the practices and requirements of the forest conservation by-law of the County are extremely onerous and restrictive to the residents of the County;

Therefore Mulmur Township Council does not support the proposed forest conservation by-law."

Should you have any questions, please do not hesitate to contact me.

Terry Horner, A.M.C.T.  
CAO/Clerk  
Township of Mulmur  
758070 2nd Line E., Terra Nova,  
R.R. # 2,  
Lisle, Ontario. L0M 1M0  
705-466-3341 ext 222  
fax 705-466-2922

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Total Control Panel

[Login](#)

To: [dholmes@melancthontownship.ca](mailto:dholmes@melancthontownship.ca) [Remove](#) this sender from my allow list  
From: [thorner@mulmurtownship.ca](mailto:thorner@mulmurtownship.ca)

*You received this message because the sender is on your allow list.*

BERSENAS  
JACOBSEN  
CHOUET  
THOMSON  
BLACKBURN  
LLP

BARRISTERS, SOLICITORS

38 Yonge Street  
Suite 201  
Toronto, Ontario  
Canada M5E 1G4  
T: 416-982-3800  
F: 416-982-3801  
Web: www.lexcanada.com

PETER M. JACOBSEN  
Direct Dial: 416-982-3803  
pjacobsen@lexcanada.com

July 7, 2011

**URGENT**

**BY EMAIL**

Dear Sir or Madam:

**Re: Sierra Club Canada Report entitled  
"The Real Truth About Wind Energy"**

We represent Wind Concerns Ontario and its President Mr. John Laforet.

On May 27, 2011, Sierra Club Canada published a report entitled "The Real Truth About Wind Energy" (the "Report"). On June 3, 2011, Sierra Club Canada and John Bennett, its Executive Director, were served with a Notice of Libel pursuant to the *Libel and Slander Act*, R.S.O 1990, c. L-12 regarding the Report.

On June 4, 2011, the Report was removed from the Sierra Club Canada website. However, it was recently reposted.

The basis of the Notice of the Libel is that the Report fails to identify the following (and much additional) information:

Studies regarding large scale wind projects, published in peer reviewed scientific journals have determined that a range of 8%-18% of people are rather or very annoyed by wind turbine noise at or below 40dBA. This is the same noise level that industrial wind turbines are permitted to operate at in Ontario.<sup>1</sup>

Health Canada and the World Health Organization have determined that "annoyance" is a critical health effect.<sup>2</sup>

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<sup>1</sup> Pederson, E., R. Bakker, J. Bouma and F. van den Berg 2009 "Response To Noise From Modern Farms in The Netherlands", *Journal of the Acoustical Society of America*, p. 637; see also Pedersen, E. and K. Persson Waye 2004 "Perception and annoyance due to wind turbine noise: A dose-response relationship", *Journal of the Acoustical Society of America* 116: 3460-3470; Pedersen *et al.* "Can road traffic mask sound from wind turbines? Response To Wind Turbine Sound At Different Levels Of Road Traffic Sound", *Energy Policy* 38 (2010) 2520-2527.

<sup>2</sup> Health Canada, "It's Your Health" Community Noise Annoyance, p. 2; Occupational and Community Noise, World Health Organization (as of January 14, 2011), p. 5, para. 4.

Dr. Geoff Leventhall, a peer reviewed and published author<sup>3</sup> and acoustician frequently called upon as an expert *by the wind industry* states that people living in proximity to industrial wind turbines experience:

“... annoyance by noise ... the well known effects of persistent, unwanted noise ...”<sup>4</sup>

Regarding the effects of “annoyance” he states:

“I am happy to accept these symptoms, as they have been known to me for many years as the symptoms of extreme psychological stress from environmental noise, particularly low frequency noise.”<sup>5</sup>

These include: “sleep disturbance, headache, tinnitus, ear pressure, dizziness, vertigo, nausea, visual blurring, tachycardia, irritability, problems with concentration and memory, and panic episodes ...”<sup>6</sup>

These acknowledgments and admissions in peer reviewed scientific journals, from the World Health Organization, Health Canada and from experts retained by the wind industry have not been included or addressed in the Report. This is particularly troublesome as these deficits have now been explicitly set out in our clients’ June 3, 2011 Notice of Libel but the Sierra Club Canada has not amended or corrected its Report. As a result, the Report clearly appears to be inconclusive, incomplete and consequently libellous.

Please be advised that any detailed reference to the Report, its contents or any dissemination of the Report will be viewed as an actionable re-publication of the libel, not only against Sierra Club Canada and John Bennett but also against any reader of this correspondence who chooses to re-publish any part or all of these statements.

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<sup>3</sup> G.H. Leventhall, “Infrasound from Wind Turbines: Fact, Fiction or Deception?”, Canadian Acoustics, Vol. 34, No. 2 (2006).

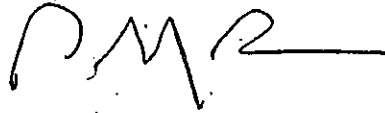
<sup>4</sup> H.G. Leventhall, “Wind Turbine Syndrome - An appraisal”, Aug. 26, 2009, p. 10, para. 9.3, Public Service Commission of Wisconsin, PSC REF#: 121877, Exhibit 18.

<sup>5</sup> *Ibid.*, p. 9, para. 9.1.

<sup>6</sup> *Ibid.*, p. 8, para. 9.1.

Consequently, we trust you will not disseminate any part of the Report.

Yours truly,

A handwritten signature in black ink, appearing to read 'P. M. J.', with a long horizontal line extending to the right.

PETER M. JACOBSEN

Ministry of Natural  
Resources

Office of the Minister

Room 6630, Whitney Block  
99 Wellesley Street West  
Toronto ON M7A 1W3  
Tel: 416-314-2301  
Fax: 416-314-2216

Ministère des Richesses  
naturelles

Bureau du ministre

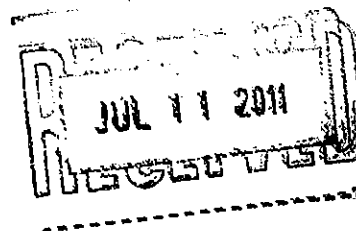
Édifce Whitney, bureau 6630  
99, rue Wellesley Ouest  
Toronto (Ontario) M7A 1W3  
Tél.: 416-314-2301  
Télééc.: 416-314-2216



MNR4046MC-2011-1797

JUN 21 2011

Ms. Denise B. Holmes  
CAO/Clerk Treasurer  
The Township of Melancthon  
157101 Highway 10  
RR 6  
Shelburne ON L0N 1S9



Dear Ms. Holmes:

Thank you for your letter regarding council's resolution requesting that the province provide financial resources to municipalities that are faced with development proposals.

Although I appreciate hearing from you, the Ministry of Municipal Affairs and Housing has jurisdiction over the *Planning Act*. I have forwarded your letter to my colleague, the Honourable Rick Bartolucci for his consideration.

Again, thank you for writing.

Sincerely,

A handwritten signature in cursive script, appearing to read "Linda Jeffrey".

Linda Jeffrey  
Minister of Natural Resources

c: Premier Dalton McGuinty  
The Honourable Carol Mitchell, Minister of Agriculture, Food and Rural Affairs  
The Honourable Rick Bartolucci, Minister of Municipal Affairs and Housing  
Sylvia Jones, MPP, Dufferin-Caledon

5

JUL 21 2011

July 8, 2011

To: Heads of Council and Councillors:

The upcoming provincial election is an important time for Ontario municipalities and AMO. Key topics of concern have been summarized in AMO's Provincial Election Check List of **Top 12 Asks**. This "flashcard" outlines AMO's policy positions in priority areas and provides you with some of the messaging that the Association will be using this summer and throughout the election period. We would appreciate any assistance in helping us to 'get the word out' during your conversations with municipal colleagues, provincial candidates, the media, constituents and other municipal organizations or associations.

For example, AMO is seeking commitments to:

- Maintain (or accelerate) the 2008 Provincial Municipal Fiscal Service Delivery Review agreement to upload \$1.5 billion in social services and court security costs by 2018;
- Provide stable, predictable permanent infrastructure funding for roads and bridges;
- Permanently share Provincial Gas Tax revenue for municipal transit ;
- Make people and businesses more accountable for the waste management costs they create, so that property taxpayers are not saddled with them;
- Improve arbitration, to ensure that outcomes are more affordable, transparent and accountable; and
- Introduce insurance reforms that rationalize municipal liability and rein-in soaring insurance costs.

These are just a few of the priority municipal policies that need attention and support from all political parties.

This summer, AMO will launch 2011 Ontario Provincial Election pages on our website, [www.amo.on.ca](http://www.amo.on.ca). These pages will present AMO's Top 12 Asks against the commitments that each provincial party makes, along with analysis of party platforms from a municipal government lens. Municipal policy backgrounders, links to relevant election sites, and other election updates will also be posted.

We will continue to provide you with Breaking News bulletins when there are major announcements by the political parties on municipal government issues and provide other updates via AMO's weekly Watch File. For the first time during an election we will also be sharing our views via social media, so do not forget to follow us on twitter, [@AMOPolicy](https://twitter.com/AMOPolicy).

Yours truly,



Peter Hume  
President

**Denise Holmes, AMCT**

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**From:** MIN Feedback (MNR) <minister.mnr@ontario.ca>  
**Sent:** July-08-11 1:26 PM  
**To:** dholmes@melancthontownship.ca  
**Subject:** Message from the Minister regarding Melancthon  
  
**Importance:** High

MNR4046MC-2011-777

Ms. Denise B. Holmes  
CAO/Clerk-Treasurer  
The Township of Melancthon  
157101 Hwy. 10  
RR 6  
Shelburne ON L0N 1S9

Dear Ms. Holmes:

Thank you for your letter about the Township of Melancthon's resolution requesting a 120-day extension of the comment period on the Highland Companies' application under the *Aggregate Resources Act* (ARA). I am pleased to respond and regret the delay in answering you.

As you may already know, in response to the significant level of interest from the community, including the Township of Melancthon, I have extended the comment period on the Environmental Bill of Rights Registry for this proposal until July 11, 2011.

I encourage your township and all municipalities that have an interest in this matter to submit their comments by the deadline. All comments received prior to July 11, 2011, will be considered as part of the decision-making process by the Ministry of Natural Resources, if they are submitted in writing or electronically through the registry's website at [www.ontario.ca/ebr](http://www.ontario.ca/ebr) using the form provided in this notice and referencing EBR Registry number 011-2864.

If you have any questions, please e-mail my Ministry's Midhurst District Office at [Midhurst.Aggregates@Ontario.ca](mailto:Midhurst.Aggregates@Ontario.ca), or call (705) 725-7505.

Again, thank you for writing.

Sincerely,

Linda Jeffrey  
Minister of Natural Resources

(7)

## Denise Holmes, AMCT

**From:** AMCTO <amcto@amcto.com>  
**Sent:** July-04-11 12:40 PM  
**To:** dholmes@melancthontownship.ca  
**Subject:** Changes to Livestock Damage Program effective July 1, 2011

If this email does not display properly, please view our [online version](#).



July 4, 2011

### Legislative Express

#### *In this Issue:*

### **Livestock Damage Program - Significant Changes Effective July 1, 2011**

#### **Overview:**

Members were advised in the June 9<sup>th</sup> Legislative Express that AMCTO has been working with OMAFRA to finalize the modernization of the Livestock Damage Program. On June 30<sup>th</sup>, OMAFRA released [details of the Ontario Wildlife Damage Compensation Program English press release](#); [French press release](#) which in turn provides a link to important explanatory materials, guides and forms.

AMCTO is pleased that the approach reflects our earlier suggestions to **expand the list of both eligible livestock species and eligible wildlife species and to update the maximum values of compensation**. Special thanks to Michele Kennedy, CMO, Town Clerk, Town of Whitchurch-Stouffville and Sue Dawe, CMO, Clerk and Director of Corporate Services, Municipality of Port Hope for their tireless efforts over several years on behalf of AMCTO members to encourage modernization of this program.

Sue Dawe continues to represent AMCTO at an OMAFRA established permanent working group whose early tasks included advising on the program as well as assessing how best to address any training needs of Valuers. This training will begin to roll out over the summer. Watch for details from OMAFRA.

Note that livestock and poultry **injured or killed by dogs** will be covered not by this regulation but by the new [Protection of Livestock and Poultry from Dogs Act](#) effective July 1, 2011. A new minister's regulation prescribes the maximum compensation values for livestock killed or injured by dogs under the [Protection of Livestock and Poultry From Dogs Act](#) for each livestock species named under the Act. The methodology used to establish maximum compensation values for this new regulation was also developed through the working group. The new Act and these regulations means the repeal of the [Livestock, Poultry and Honey Bee Protection Act](#).

#### **Implications for Members:**

- Members might **anticipate more claims** under this program not only because the list of eligible livestock has been expanded to include non traditional livestock, (e.g.,

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JUL 21 2011

llamas, bison) and predators not previously included (e.g., weasels, cougars, birds of prey) but because compensation levels have increased significantly. After more than 20 years of no change, compensation rates for some livestock are increasing five fold. And, importantly, compensation levels are to be reviewed at least every five years to avoid these dramatic shifts in the future.

- **Municipalities will be compensated thirty dollars (\$30.00)** for the expenses the municipality incurred for its Valuer and other administrative costs and for the payment made to the livestock owner. To be eligible for payment, the municipality must apply for its costs using a Ministry-approved form and follow the process set out in a Program Guideline .
- Councils should be advised that **recovering the municipal administrative fee** from the livestock owner will be **prohibited**.
- The basic process of handling claims will be similar, **but timelines, types of evidence and appeal processes have been clarified:** 48 hours for producer to notify Valuer of loss or damage, 3 days for Valuer to investigate, 10 days for Valuer to report; such evidence, including the taking of photographs and/or video, that is reasonably necessary; producer and municipality may each appeal Valuer's decision within 20 days.

### AMCTO – The Municipal Experts

2680 Skymark Avenue Suite # 910, Mississauga ON M4W-5L6

Phone - 905-602-4294 | Fax - 905-602-4295

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## **Supporting Farmers Affected By Wildlife Damage**

June 30, 2011 1:00 PM

### **McGuinty Government Supports Farms, Updating 30 Year Old Program**

Ontario is increasing the compensation farmers can access for damage caused by predatory wildlife.

Through the new Wildlife Damage Compensation Program livestock producers will receive improved compensation when their livestock or poultry are injured or killed by predatory wildlife or when bee colonies, beehives or beehive equipment are damaged by wildlife.

The new program expands the current list of wildlife species and variety of livestock that farmers can be compensated for, and increases the maximum compensation rates for farmers. It also:

- Provides a \$30 reimbursement for each claim a municipality processes;
- Provides a \$50,000 fund for strategic investments with industry to better understand how to prevent agriculture-wildlife conflicts; and
- Commits to reviewing the program every two years to ensure it is up-to-date.

The Wildlife Damage Compensation program is part of Growing Forward, a joint federal-provincial-territorial initiative.

#### **QUICK FACTS**

- Guidelines and applications will be available on July, 1st at [www.ontario.ca/predation](http://www.ontario.ca/predation).
- Since 2009, almost 13,700 livestock animals were injured or lost due to predators like coyotes or wolves in Ontario.
- These changes modernize the 30 year-old Livestock, Poultry and Honey Bee Protection Act, which governs wildlife damage compensation.

## **LEARN MORE**

- Support For New Program
- Public safety information can be found at [www.ontario.ca/wildlife](http://www.ontario.ca/wildlife) to help individuals protect themselves, their properties and their pets from various wildlife species.

## **CONTACTS**

- Agriculture and Agri-Food Canada Media Relations  
613-773-7972 /1-866-345-7
- Meagan Murdoch  
Office of the Honourable Gerry Ritz  
613-773-1059
- Sarah Petrean  
Office of the Honourable Carol Mitchell  
416-326-6439
- Susan Murray  
OMAFRA Media Contact Officer  
416-326-9342

Ministry of Agriculture, Food and Rural Affairs  
[ontario.ca/agriculture](http://ontario.ca/agriculture)

"This new program is a positive example of cooperation between governments and industry to create effective business risk management programs that benefit the

sector as a whole. This program will help farmers recover from and prevent losses caused by wildlife."

– Gerry Ritz  
Federal Minister of Agriculture

---

"Wildlife damage is a serious concern for farmers. Updates to the Wildlife Damage Compensation program are yet another example of how the McGuinty government is working with farmers to develop programs that meet their needs. Not only does this program expand the number of wildlife species and the types of livestock they can be compensated for, it also helps us refresh maximum compensation rates regularly, keeping them in line with current market values."

– Carol Mitchell  
Minister of Agriculture, Food and Rural Affairs

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## Site Help

## Notices

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- 

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IMPORTANT NOTICES

LAST MODIFIED: JUNE 30, 2011

## Denise Holmes, AMCT

---

**From:** communicate@amo.on.ca  
**Sent:** July-04-11 12:04 PM  
**To:** dholmes@melancthontownship.ca  
**Subject:** AMO breaking news (1) re Waste Diversion Needs Support from all Political Parties

### TO THE IMMEDIATE ATTENTION OF THE CLERK AND COUNCIL

July 4, 2011

#### Waste Diversion Needs Support from All Political Parties

Waste diversion is becoming one of the first municipal issues being raised in the 2011 Provincial Election. On June 29<sup>th</sup>, the Association of Municipalities of Ontario (AMO) challenged all Ontario political parties to demonstrate how they will support waste diversion strategies that ensure that industry cleans up after itself, property taxpayers are not left holding the tab for waste management costs, and fewer toxins are released into our environment.

AMO welcomes a full discussion on waste diversion during the provincial election as not everyone realizes that an alternative to waste diversion programs are municipal landfill sites, rather than holding some manufacturers and industries responsible for the funding the safe disposal of waste from their products. The AMO Board of Directors and municipal leaders are concerned that the costs of managing some or all of these programs may revert to municipalities through the property tax base.

AMO supports increased personal responsibility for the garbage that people and businesses create. Holding producers more directly accountable for the waste they generate is the only way to reduce waste, improve efficiency, lower costs and better protect our environment.

Link to AMO news release,  
[http://www.amo.on.ca/AM/Template.cfm?Section=Waste\\_Management2&Template=/CM/HTMLDisplay.cfm&ContentID=162198](http://www.amo.on.ca/AM/Template.cfm?Section=Waste_Management2&Template=/CM/HTMLDisplay.cfm&ContentID=162198)

The Toronto Star in a July 3, 2011, editorial ♦ You make it, you recycle it ♦, stated that: ♦ Ontario is already on the right track when it comes to recycling. Manufacturers should be held financially responsible for recycling their products, and in a way that encourages them to design greener products to gain a competitive advantage. ♦

Link to Toronto Star editorial:  
<http://www.thestar.com/opinion/editorials/article/1017956--you-make-it-you-recycle-it>

More information about Ontario ♦s growing waste management challenges is available at:  
[AMO Backgrounders on Waste Diversion in Ontario](#)

AMO is a non-profit organization representing almost all of Ontario ♦s 444 municipal governments. AMO supports strong and effective municipal government in Ontario and promotes the value of municipal government as a vital and essential component of Ontario and Canada ♦s political system.

**AMO Contact:** Milena Avramovic, AMO Senior Policy Advisor at [Milena@amo.on.ca](mailto:Milena@amo.on.ca) or 416-971-9856 ext. 342.

**PLEASE NOTE** AMO Breaking News will be broadcast to the member municipality's council, administrator and clerk. Recipients of the AMO broadcasts are free to redistribute the AMO broadcasts to other municipal staff as required. We have decided to not add other staff to these broadcast lists in order to ensure accuracy and efficiency in the management of our various broadcast lists.

**DISCLAIMER** These are final versions of AMO documents. AMO assumes no responsibility for any discrepancies that may have been transmitted with the electronic version. The printed versions of the documents stand as the official record.

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## Denise Holmes, AMCT

---

**From:** Ann Cain <acain@headwatershealth.ca>  
**Sent:** July-11-11 1:41 PM  
**To:** Ann Cain  
**Subject:** Headwaters Health Care Centre Invites Shelburne Mayor, Warden and MPP to Work Together to Decide Future of Shelburne Hospital Site

### Headwaters Health Care Centre Invites Shelburne Mayor, Warden and MPP to Work Together to Decide Future of Shelburne Hospital Site

Orangeville, July 11, 2011 – Headwaters Health Care Centre invited Shelburne officials and Dufferin-Caledon MPP, Sylvia Jones to a planning meeting on July 7<sup>th</sup> to explore options for the Hospital's Shelburne site. In February the Hospital CEO and Board Chair met with County of Dufferin representatives, including the Warden, Chief Building Official and Chair of the Community Services Committee and MPP Sylvia Jones to discuss the future of the Shelburne hospital building but no resolution was reached at that time.

"The people of Shelburne, with financial support from the County and MOHLTC built this hospital and I think it's important to recognize the significance of the building to the community. I also think it is important to note that the hospital has invested significant dollars in improving and maintaining the building over the years," said Liz Ruegg, interim President and CEO of Headwaters Health Care Centre.

Across the country there is a shift in health care delivery. The focus is on primary and community health care, and keeping patients in their homes. "As a member of the Shelburne Community Health Task Force implementation team, Headwaters' is committed to working with the community to open a Health and Care Centre in Shelburne that will meet the primary health care needs of its residents. The hospital building will not be an acute care hospital again but we want to look at all the options for the building before moving forward," says Ruegg.

Pending further discussion with Shelburne Mayor Ed Crewson, Warden of the Dufferin County Warren Maycock and Dufferin-Caledon MPP Sylvia Jones the Hospital has delayed issuing a Request for Proposal for sale or lease of the building. Headwaters Health Care Centre is encouraging an open discussion of options for the building prior to moving forward. "If we work together and focus on what is best for people we will find the best solutions for our community," says Ruegg.

The hospital transferred its complex continuing care program to the Orangeville site in June 2010. The Shelburne building continues to house laundry and X-ray facilities.

"I am pleased that the Hospital Board was willing to reopen discussions and I am hopeful that by working together we can come to a resolution on the future of the Shelburne hospital site, and ensuring access to primary health services for our Shelburne and North Dufferin residents in our community," commented Warden Warren Maycock.

Any final decision about the sale or lease of a hospital building must be approved by the Central West LHIN and the Minister of Health and Long Term Care.

#### About Headwaters Health Care Centre

Headwaters Health Care Centre serves more than 118,000 residents in Caledon, Orangeville, Shelburne and Dufferin County. Headwaters' operates an 87 bed acute and complex continuing care hospital. For more information, go to [www.headwatershealth.ca](http://www.headwatershealth.ca).

#### About County of Dufferin

For information on County of Dufferin, please visit [www.dufferincounty.on.ca](http://www.dufferincounty.on.ca).

- 30 -

#### For more information please contact:

Ann Cain, Manager Public Relations  
Headwaters Health Care Centre

Pam Hillock, Clerk  
County of Dufferin

Phone: 519.941.2702 ext. 2248  
Email: [acain@headwatershealth.ca](mailto:acain@headwatershealth.ca)

Phone: 519.-941-2816 (2503)  
Email: [phillock@dufferincounty.on.ca](mailto:phillock@dufferincounty.on.ca)

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## Denise Holmes, AMCT

---

**From:** Barbara McKibbon <bmckibbon@shelburnelibrary.ca>  
**Sent:** July-12-11 11:01 AM  
**To:** 'Amaranth - Susan Stone'; 'Melancthon - Denise Holmes'; 'Mono - Les Halucha'; 'Mulmur - Terry Horner'; 'Rose Dotten'; 'Shelburne - Cecile Grant'; 'Shelburne - John Telfer'  
**Subject:** audited - reconciled 2010 budget Shelburne Public Library  
**Attachments:** Shelburne Public Library Budget 2011 approved by Accountant.pdf

Good Morning,

Attached is our 2010 Budget that has been reconciled and audited with our accountant.  
Please note there are no changes to the 2011 Budget.

Please call Rose Dotten with any questions.

Barbara McKibbon, Treasurer  
[bmckibbon@shelburnelibrary.ca](mailto:bmckibbon@shelburnelibrary.ca)



Shelburne Public Library  
201 Owen Sound Street  
Shelburne ON L0N 1S0  
519-925-2168 [www.shelburnelibrary.ca](http://www.shelburnelibrary.ca)

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SHELburne PUBLIC LIBRARY  
Budget Comparison

	Budget 10	Actual Budget 10	Budget 11	EXPLANATION
<b>Income</b>				
Rental - Facility	6000	5145	6000	
Program Income	3000	2450	3000	
Southgate	2500	0	0	
Provincial Operating Grant	6283	6283	6283	
Government Grants		4761	0	change in amount as part was allocated to 2009
Student - Summer	1000	1669	1000	
Library Sales & Services	5000	4800	5000	
Book Sales Income	1500	899	1500	
Silent Auction Income		3461	3500	
Miscellaneous Income	500	120	500	
Transfer from Reserves for Life Cycle	10000	0		
Interest Income	250	221	250	
Donations will be transferred to Collection Reserve		12670	0	
Donation to be used as income	5000	5000	5000	
<b>Total Income</b>	<b>41033</b>	<b>47478</b>	<b>32033</b>	
<b>Reserve</b>				
Transfer from Database reserve	<b>26132</b>	<b>7551</b>	<b>8000</b>	
<b>Total Income and Reserves</b>	<b>67165</b>	<b>55029</b>	<b>40033</b>	
<b>Budget Summary</b>				
Estimated Total Expenses & Reserve change	287170	275035	271130	
Estimated Total Income & Reserve change	67165	55029	40033	
<b>Amount to be Raised</b>	<b>220005</b>	<b>220005</b>	<b>231097</b>	
<b>Municipal Contribution</b>				
Amaranth	27941	27941	29580	
Melanchton	35201	35201	36976	
Mono	19140	19140	20337	
Mulhur	18480	18480	19412	
Shelburne	119243	119243	124792	
	<b>220005</b>	<b>220005</b>	<b>231097</b>	

SHELBURNE PUBLIC LIBRARY  
Budget Comparison

	Budget 10	Actual Budget 10	Budget 11	EXPLANATION
<b>Expense</b>				
Elevator	3500	4136	4200	
Collection Purchases	40000	36697	35000	
Program Expense	3300	3407	3300	
Utilities and Telephone	10000	10327	10400	
Maintenance	11000	8877	11000	
Insurance	7400	8502	8500	
Payroll Expenses	160000	161479	166000	
Supplies	8000	9149	8000	
Advertising & Promotion	1000	1846	2000	
Licenses and Memberships	300	330	330	
Accounting Fees	5000	5468	5000	change in amount as part was allocated to 2009
Bank charges	50	72	50	
Professional Development	700	1209	2000	
Employee travel	200	198	200	
Honorariums/Memoriam	300	106	300	
Furniture & Equipment	1000	0	1000	
Miscellaneous	800	325	800	
Web site	0	0	800	
Computers - operating	3620	1620	2000	
Grant Expenses		0	0	originally recorded separate, but was disbursed among various expenses
Database Expense	26000	7551	8000	
Building Capital Expense	5000	0	0	originally set up for building but got posted to maintenance
Computer Replacement Fund (reserve)	0	0	2000	
Lifecycle costing (reserve)	0	0	0	
<b>Total Expense</b>	<b>287170</b>	<b>261300</b>	<b>270880</b>	
<b>Reserve</b>				
Transfer interest income to reserve		221	250	
Transfer to collection from Donation		12670		
Transfer to operations surplus or deficit		844		surplus put into operating reserves
<b>Total Reserves</b>	<b>0</b>	<b>13735</b>	<b>250</b>	
<b>Total Expenses &amp; Reserve Change</b>	<b>287170</b>	<b>275035</b>	<b>271130</b>	
<b>Net Income or Loss</b>	<b>0</b>	<b>0</b>	<b>0</b>	
Numbers have been adjusted to match the year end adjusted numbers of BDO Audited Financial Statement				

South Georgian Bay Lake Simcoe Source Protection Region

June 27, 2011

RECEIVED  
JUL 12 2011

Mr. Craig Ashbaugh  
Chair, Lake Erie Source Protection Committee  
c/o Grand River Conservation Authority  
400 Clyde Road, PO Box 729  
Cambridge, Ontario  
N1R 5W6

Dear Mr. Ashbaugh:

Thank you for your letter dated May 16, 2011. Your concern for drinking water is shared by all members of the South Georgian Bay Lake Simcoe Source Protection Committee (SPC). The SPC was established to help manage and protect municipal drinking water sources following the process outlined under the *Clean Water Act*. As you are aware, that process includes the development of technical Assessment Reports and Source Protection Plans that will be implemented primarily by municipalities and provincial ministries once complete.

As a function of the difference in timing of the Highland Farms Companies Quarry application and completion of our Assessment Reports, our SPC has not formally considered the water taking or any potential water quality threats, such as fuel storage, that might be associated with the proposed quarry.

In the period prior to completion of the Source Protection Plans, our SPC does not receive or review planning applications. Some of the technical work included within the Assessment Reports, however, would be of value to those agencies that are involved in plan review activities. As a result, our SPC has forwarded the relevant portions of our technical assessment with a copy of this correspondence to the agencies involved in the review of the Highland Farms Companies Quarry application, including the Nottawasaga Valley Conservation Authority (one of the three Source Protection Authorities in our region).

I appreciate that there will continue to be drinking water related issues considered prior to the completion of Source Protection Plans across the province. In the period prior to the completion of Source Protection Plans, we are happy to share the technical insights gained through the completion of the Assessment Reports to help inform decision-making, but the existing provincial and municipal planning and environmental protection policies and processes apply.

Sincerely,



Lynn Dollin  
Chair, South Georgian Bay Lake Simcoe Source Protection Committee

- c. Craig Laing, Aggregate Inspector, Ministry of Natural Resources  
Belinda Koblik, Water Resources Supervisor (Acting), Ministry of the Environment  
Andrew Doersam, Senior Planner, Ministry of Municipal Affairs and Housing  
Pam Hillock, Clerk, County of Dufferin  
Denis B. Holmes, Clerk, Township of Melancthon  
Ryan Post, Hydrogeologist, Nottawasaga Valley Conservation Authority

JUL 21 2011

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**Ministry of  
the Environment**

Office of the Minister

77 Wellesley Street West  
11<sup>th</sup> Floor, Ferguson Block  
Toronto ON M7A 2T5  
Tel.: 416 314-6790  
Fax: 416 314-6748

**Ministère de  
l'Environnement**

Bureau du ministre

77, rue Wellesley Ouest  
11<sup>e</sup> étage, édifice Ferguson  
Toronto ON M7A 2T5  
Tél. : 416 314-6790  
Télééc. : 416 314-6748

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JUL 13 2011



ENV1283MC-2011-889

June 23, 2011

Ms. Denise B. Holmes, AMCT  
CAO/Clerk-Treasurer  
Township of Melancthon  
157101 Highway 10, RR 6  
Shelburne ON L0N 1S9

Dear Ms. Holmes:

Thank you for your March 28, 2011 letter regarding the resolution by the Council the Township of Melancthon on wind turbine development in Ontario. I would like to provide Council members information about renewable energy and, specifically, wind energy development. I apologize for not responding sooner.

Ontario residents rely on a steady supply of energy in nearly all aspects of their lives. Unfortunately, some of the traditional methods used to generate electricity (such as coal-fired power generation) pollute our air, affect our health, contribute to climate change, and are not sustainable. That is why Ontario is increasing clean and renewable sources of energy like wind, water, solar, biomass and biogas power. Renewable energy developers must comply with the Renewable Energy Approval (REA) Regulation (O. Reg. 359/09) if they want to develop a renewable energy project. The regulation protects human health and the environment and is based on the best available science.

Some residents may have concerns about renewable energy projects being developed in their community. This local input is an important part of the REA process. The REA Regulation has mandatory requirements to ensure transparent decision-making and to provide opportunities for public participation in the process. Applicants must provide written notice of a proposed renewable energy generation facility and post at least two notices in a local newspaper at a preliminary stage of the project planning. In their application, as part of their consultation report, developers must document concerns that have been raised by local groups and individuals, and they must describe how these concerns have been addressed.

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JUL 21 2011

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Ms. Denise B. Holmes, AMCT  
Page 2.

Before submitting an application for Ministry of the Environment (MOE) review, an applicant is also required to hold at least two community consultation meetings to discuss the project and its potential local impact. Any required studies must be made available for public review at least 60 days prior to the date of the second community consultation meeting or, if there are more than two meetings, before the final meeting.

Ontario recognizes the importance of local interests with respect to specific matters related to municipal land, infrastructure, services and information. For this reason, an applicant for a renewable energy project must consult with local municipalities prior to applying for an REA. The MOE has developed a template which the applicant will use to document project-specific matters raised by the municipality, and how these were addressed. This must be submitted to the ministry as part of the application. If you have specific concerns or complaints with a proposed project, it is important that you let the ministry know so that they may be addressed.

Ontario used peer-reviewed science to develop the REA requirements. There are thousands of operating wind turbines around the world that have produced a body of scientific research that the ministry used. Ontario's approach is progressive – this province is a leader in establishing clear setbacks for renewable energy projects, including a 550 metre minimum setback for wind turbines, that are protective of human health and the environment.

Recently, Ontario's Chief Medical Officer of Health completed a review of existing scientific evidence on the potential health impacts of wind turbines. Dr. Arlene King's report, released in May 2010, concluded that there is no direct causal link between wind turbine noise and adverse health effects. Please visit the website at [http://www.health.gov.on.ca/en/public/publications/ministry\\_reports/wind\\_turbine/wind\\_turbine.aspx](http://www.health.gov.on.ca/en/public/publications/ministry_reports/wind_turbine/wind_turbine.aspx) to access and to view the full report.

As the MOE is committed to the best science, the ministry has also provided funding to Dr. Sivoththaman, the Chair in Renewable Energy Technologies & Health at the University of Waterloo. Dr. Sivoththaman and his team will provide independent research and advice on the potential health effects of renewable energy technology, including from wind turbines. Based at the University of Waterloo, Dr. Sivoththaman was selected through an independent, competitive process administered by the Council of Ontario Universities. Additional details on this research can be found on the Council of Ontario Universities website ([www.cou.on.ca](http://www.cou.on.ca)).

Ms. Denise B. Holmes, AMCT  
Page 3.

Ontario continues to support research and keep up-to-date on new science. Recently, the ministry commissioned noise experts to review scientific literature related to what is known as low-frequency noise which comes from many sources in our environment including wind turbines. A summary of the report and its findings will soon be available on the Environmental Registry.

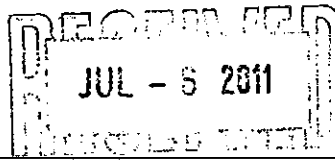
The MOE is playing a leadership role in the development of an audible sound measurement protocol specific to wind facilities to ensure they meet the standards put in place under the REA. These leading-edge compliance approaches and stringent science-based standards help make Ontario a leader in our protective and cautious approach to wind energy. Additional information about the REA can be found at [http://www.ene.gov.on.ca/environment/en/subject/renewable\\_energy/index.htm](http://www.ene.gov.on.ca/environment/en/subject/renewable_energy/index.htm).

It is the responsibility of my ministry to ensure that our regulations are followed and that any approved projects are safe. I can assure you that I take this responsibility seriously. Thank you for bringing Council's comments and concerns to my attention.

Sincerely,



John Wilkinson  
Minister



Honorary Patron:

The Hon. David C. Onley  
Lieutenant Governor of Ontario

**Lupus Foundation  
of Ontario**

June 28, 2011

294 Ridge Road N Box 687  
Ridgeway ON L0S 1N0  
(800) 368-8377 ON Only  
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☎ (905) 894-4616  
✉ lupusont@vaxxine.com  
Website: [www.vaxxine.com/lupus](http://www.vaxxine.com/lupus)  
Serving Ontario since 1977 (Inc.)

Mayor & Council Members  
Township of Melancthon  
157101 Highway 10 RR6  
Shelburne ON LON 1S9

Re: **"October is Lupus Awareness Month"**

Dear Mayor & Council Members:

**Lupus Foundation of Ontario** has been serving the citizens of Ontario for the past 35 years. During this time, we have noticed an alarming increase in the numbers of those seeking information for their health concerns. Many requests are from parents of young children and adolescents who have been positively diagnosed with systemic lupus.

We receive no funding from governmental sources and we have found that our public awareness campaigns are most efficient through our grass roots initiatives.

We would like to request that you:

- Read our Proclamation during a Council meeting to inform everyone in your community that lupus is a serious illness that, unfortunately, is still an unknown to many.
- Hold a flag-raising with our lupus flag. Any date or month would allow for visibility and recognition of the word 'lupus'.
- Place our Proclamation on your community website for those seeking a diagnosis and information about their symptoms.
- Sign and return the Proclamation to our office for display.

There are many Ontarians who have been diagnosed with lupus throughout our province. By reading our Proclamation during your meeting and by declaring **"October as Lupus Awareness Month"**, you will greatly assist our Foundation in educating all citizens that our Foundation exists and that help is just a telephone call away.

Your assistance with this awareness initiative will allow us to help others to help themselves. Thank you.

Very truly yours,

  
Kathy Crowhurst

JUL 21 2011



Honorary Patron:

The Hon. David C. Onley  
Lieutenant Governor of Ontario

## Lupus Foundation of Ontario

294 Ridge Road N Box 687  
Ridgeway ON L0S 1N0  
(800) 368-8377 ON Only  
☎ (905) 894-4611  
☎ (905) 894-4616  
✉ lupusont@vaxxine.com  
Website: [www.vaxxine.com/lupus](http://www.vaxxine.com/lupus)  
Serving Ontario since 1977 (Inc.)

**Whereas**, lupus is an autoimmune disease that can cause severe damage to the tissue and organs in the body and, in some cases, death; and

**Whereas**, more than five million people worldwide suffer the devastating effects of this disease and each year over a hundred thousand young women, men and children are newly diagnosed with lupus, the great majority of whom are women of childbearing age; and

**Whereas**, medical research efforts into lupus and the discovery of safer, more effective treatments for lupus patients are under-funded in comparison with diseases of comparable magnitude and severity; and

**Whereas**, many physicians worldwide are unaware of symptoms and the health effects of lupus, causing people with lupus to suffer for many years before they obtain a correct diagnosis and medical treatment; and

**Whereas**, there is a deep, unmet need worldwide to educate and support individuals and families affected by lupus; and

**Whereas**, there is an urgent need to increase awareness in communities worldwide of the debilitating impact of lupus;

**Now, Therefore, Be it resolved that October 2011** is hereby designated as "**October is Lupus Awareness Month**" when lupus organizations around the world call for increases in public and private sector funding for medical research on lupus, targeted education programmes for health professionals, patients and the public, and worldwide recognition of lupus as a significant public health issue.

\_\_\_\_\_  
Dated

\_\_\_\_\_  
Signed

(To receive information about lupus, or to make a donation that will be used for much-needed research funding or public awareness initiatives, please contact **Lupus Foundation of Ontario** at 800-368-8377.) "**Walk for Lupus**" takes place every May throughout Ontario.

# SHELBURNE & DISTRICT AGRICULTURAL SOCIETY

P.O. BOX 1112, SHELBURNE, ONTARIO L0N 1S0  
PHONE 519-925-0243

Earl Smith  
President

---

Bill Hill, Mayor  
Township of Melancthon  
R.R.#6  
Shelburne, On  
L0N 1S9

Dear Bill and Members of Council:

On behalf of the Board of Directors of the Shelburne District Agricultural Society, I am writing to thank you for your 2010 support of our Society and your generous donation of 300.00 to our Fair.

We are very proud of our small community Fair and it is the contributions like yours that helps to make it all happen! This year the showing at the Fair was very much the same as 2009 and we were very pleased with the entries and the participation of the community.

We appreciate the support that you have shown over the years and again this year, and we ask for your continued support for the Shelburne District Fall Fair for 2011.

Thank you,



Fran Braiden,

②

JUL 21 2011

## Denise Holmes, AMCT

---

**From:** Doersam, Andrew (MAH) <Andrew.Doersam@ontario.ca>  
**Sent:** July-13-11 1:13 PM  
**To:** Denise Holmes, AMCT  
**Subject:** OPA 17  
**Attachments:** MMAH Modified OPA 17.pdf

Hi Denise,

I am working on the final approval of OPA No. 17. We are proposing some minor modifications to the amendment. Please see attached and advise if you have any concerns with the modifications as proposed.

Mod 1 – deletes a section which prohibits accessory uses to mineral aggregate operations. This is contrary to the PPS.  
Mod 2 – clarifies the role of the Ministry of Culture with respect to any further assessment which may be required.  
Mod 3 – renumbers the subsections

I would like to issue the decision on Friday, so if you could advise as soon as possible if staff have any concerns or if there are other minor modifications that may be required that would be great.

Regards,  
Andy

**Andrew Doersam**  
Senior Planner

---

Municipal Services Office - Central Ontario  
Ministry of Municipal Affairs and Housing  
777 Bay Street, 2nd Floor  
Toronto ON M5G 2E5  
Tel: 416.585.6451  
Fax: 416.585.6882

 Please consider the environment before printing this email note.

---

Total Control Panel

[Login](#)

To: [dholmes@melanctontownship.ca](mailto:dholmes@melanctontownship.ca)     [Remove this sender from my allow list](#)  
From: [andrew.doersam@ontario.ca](mailto:andrew.doersam@ontario.ca)

*You received this message because the sender is on your allow list.*

TOWNSHIP OF MELANCTHON  
AMENDMENT NO. 17 TO THE OFFICIAL PLAN

**D R A F T**

*OPA 17 is approved, as modified, by the  
Ministry of Municipal Affairs and Housing on  
July XX, 2011*

January 20, 2011

JUL 21 2011

BY-LAW NO. 8-2011  
OF THE CORPORATION OF  
THE TOWNSHIP OF MELANCTHON

WHEREAS there is an approved Official Plan for the Township of Melancthon;

AND WHEREAS the Council of the Corporation of the Township of Melancthon has received a request to amend the Official Plan as amended, and is in agreement with this request;

AND WHEREAS authority is granted under sections 21 and 17 of the Planning Act;

NOW THEREFORE be it enacted as a By-law of the Corporation of the Township of Melancthon the following:

1. The attached explanatory text and map schedules, which constitute Amendment No. 17 to the Official Plan for the Township of Melancthon, is hereby adopted.
2. The Clerk is hereby authorized and directed to make application to the Minister of Municipal Affairs and Housing for approval of Amendment No. 17 to the Official Plan for the Township of Melancthon.

This By-law shall come into force and take effect on the day of final passing thereof.

READ A FIRST AND SECOND TIME THIS 20<sup>th</sup> DAY OF January, 2011.

Bill Gill  
MAYOR

Shirley S. Palmer  
CLERK


READ A THIRD TIME AND FINALLY PASSED THIS 20<sup>th</sup> DAY OF January, 2011.

Bill Gill  
MAYOR

Shirley S. Palmer  
CLERK

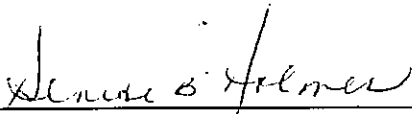
**AMENDMENT NO. 17 TO THE OFFICIAL PLAN  
FOR THE TOWNSHIP OF MELANCTHON**

The attached explanatory text and map schedules, constituting Amendment No. 17 to the Official Plan for the Township of Melancthon, was prepared and adopted by the Council of the Corporation of the Township of Melancthon by By-law No. 820 in accordance with the provisions of Sections 17 and 21 of the Planning Act, R. S. O. 1990, as amended.



\_\_\_\_\_  
MAYOR

CORPORATE SEAL OF  
THE MUNICIPALITY



\_\_\_\_\_  
CLERK

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**AMENDMENT NO. 17  
TO THE OFFICIAL PLAN  
FOR THE TOWNSHIP OF MELANCTHON**

**The Constitutional Statement**

The following Amendment to the Official Plan for the Township of Melancthon consists of three parts.

**Part A - The Preamble**

The Preamble consists of the purpose, location and basis for the Amendment and does not constitute part of the actual Amendment.

**Part B - The Amendment**

The Amendment, consisting of the following text and map schedules, constitutes Amendment No. 17 to the Official Plan for the Township of Melancthon.

**Part C - The Appendices**

The Appendices consist of the information pertinent to this Amendment in the form of background information and analysis or related references thereto. This section does not constitute part of the actual Amendment.

APPENDIX 1: List of Background Reports and Materials

APPENDIX 2: Minutes of Public Meeting

## Part A - The Preamble

### 1.0 Purpose

The purpose of Official Plan Amendment No. 17 is to change the land use designations on an area from "Rural" and "Environmental Protection Area High Hazard Land" to "Industrial" and to add policies to the Plan specifically addressing matters relating to the development of an extractive industrial use on the lands being redesignated. Subject to specific policies, the Amendment would permit part of the subject lands to be used for an extractive industrial operation.

### 2.0 Location

The Amendment applies to lands in part of the West Half of Lots 11 and 12, Concession 3, Old Survey.

### 3.0 Basis

#### Background

Strada Aggregates Inc. (Strada) has applied for Official Plan and Zoning By-law amendments relating to lands in part of the West Half of Lots 11 and 12, Concession 3, O. S. The Official Plan amendment application requested the redesignation of the subject lands to "Industrial" from "Rural" and the refinement of the Environmental Protection Area designation on a portion of the lands. The Zoning By-law amendment application sought a zone change from the General Agricultural (A1) Zone on the subject lands to the Extractive Industrial (M2) zone and a refinement of the boundary of the Open Space Conservation (OS2) zone on part of the lands. The amendment would permit the use of the subject property for an above the water table extractive industrial operation.

The applicant's June, 2008, Planning Report, along with other documentation on such matters as hydrogeology, environmental impact, noise emissions and traffic impacts provided detailed information on the proposed extractive industrial use. An updated application package submitted in April, 2010, included the same information and expanded several components of that material. The following text utilizes this and other available information to summarize the proposal, the key planning concerns and the principal factors forming the basis for this amendment. A list of the reports submitted with the applications is provided in Appendix 1.

## The Proposed Extractive Industrial Use

The requested planning amendments would permit the use of the subject lands for an extractive industrial operation in the form of a gravel pit, including associated processing and accessory facilities. The proposed licensed area, as identified in the associated application to the Ministry of Natural Resources for a Category 3, Class A license, consists of a total licensed area of 47.6 hectares (117.6 acres) which includes the entire subject property. The area of excavation totals 37.6 hectares (92.9 acres). The subject lands abut the east side of the Fourth Line and the north side of County Road 17 in part of the west half of Lots 11 and 12, Concession 3, O.S.

The Aggregate Resources Act application is for a licence limiting the depth of excavation to 1.5 metres above the watertable. It is proposed that the use would share the annual excavation limit of 1,250,000 tonnes that now applies to the Strada pit to the north in the west half of Lot 13, Concession 3, O.S. Reserves in that pit are nearing depletion and the proposed extractive industrial use is intended to initially supplement and then replace that pit. The applicant's recently submitted Planning Report indicates that there is approximately 4.6 million tonnes of extractable mineral aggregates on the subject lands above the watertable. The site is situated within a large area identified as having primary significance for good quality sand and gravel resources in the Aggregate Resources Inventory of Dufferin County prepared by the Ministry of Mines and Northern Development.

Extraction would proceed generally from north to south in areas of the site outside any environmentally significant features. Rehabilitation will be progressive. Two portable crushing plants, one screening plant, one wash plant and four loaders will be involved, as needed, in the extraction and associated on-site operations. Berms would be erected along the portions of the site abutting roads as well as along the southern part of the eastern property boundary and the western half of the northern boundary. Vehicular access to the site would be off the Fourth Line with the haul route for the existing Strada pit also being used for the proposed pit.

## The Site, the Area and Agricultural Lands

The site consists of primarily agricultural lands with a portion of a potentially provincially significant wetland area extending into the eastern side of the property. That wetland will be buffered from the extractive operations. The property includes two farm/residential building complexes, one of which will be removed while the dwelling in the other building cluster will be retained.

An agreement would be required to address all issues relating to the use of Township roads including the provision of a new truck access point, related ongoing road improvements and maintenance, and the owner's funding responsibilities. That agreement would also ensure that the proposed pit uses the same haul route as the existing Strada pit.

#### Site Related Noise and Dust Impacts

The noise study provided with the application indicates that, with the proposed perimeter berms and appropriate restrictions on the pit operations, the development would meet applicable Ministry of the Environment noise emission standards. The peer review found that the study was satisfactory. Dust mitigation will be a requirement of the pit license from the Ministry of Natural Resources.

#### Natural Heritage

A study of the site's natural environment was prepared by the applicant's consultants in accordance with provincial standards. A potentially provincially significant wetland was identified as extending onto the subject lands from the adjacent property to the east. Possible linkages between that feature, adjacent ponds and a forested area to the north were identified and recommendations made with regard to protecting those features and functions during the pit operation, and preserving and possibly enhancing them in the site rehabilitation.

The peer review of the study supported its conclusion that, with proper mitigation, the extractive operation could proceed without adversely affecting the site's natural features and functions. Policies in the Amendment will ensure the protection of the site's wetland feature and the related ecological features and functions.

#### Cultural Heritage

A stage 1 and 2 archeological assessment of the property found the majority of the site to be free of any archeologically important features. However, a stage 3 assessment is required for a small part of the site. That recommendation is reflected in the notes on the licensing related site plans which require the completion of such an assessment prior to any excavation in that part of the subject lands. The study recommended full documentation of the agricultural building complexes and residence before removal and the relocation of a remnant orchard in order to retain it outside the area of extraction. These matters can also be addressed as part of the Ministry's licence.

## Summary

After carefully considering all relevant available information and evaluating the comments received from the public and agencies, Council has determined that, with the related policies of this amendment in place, appropriate portions of the subject property can be redesignated to permit its use for the proposed extractive operation. In summary, the basis for this amendment includes the following principal factors or considerations:

- (a) With appropriate berming or other buffer features where necessary, the site is appropriate for the proposed use in terms of land use capability, being situated in a predominantly rural and agricultural area with other extractive industrial uses being located approximately 300 metres to the north.
- (b) While the site contains prime agricultural lands, site rehabilitation following completion of the extractive operation can substantially restore the property's agricultural capability.
- (c) The amendment provides sufficient policies to ensure that proper groundwater monitoring is implemented, groundwater resources are protected as much as possible, adverse groundwater impacts, if any, are rectified and any parties adversely affected by groundwater impacts are compensated.
- (d) There will be no substantial increase in traffic on local roads and the existing haul route for the pit to the north will continue to be used with the new pit.
- (e) The amendment provides sufficient policies to ensure that both the County Roads and the Township road forming the haul route are maintained and improved where necessary.
- (f) The noise impacts from the extractive industrial operation can be satisfactorily mitigated through berms and controls on the actual extractive operation.
- (g) Appropriate dust mitigation measures can be implemented through the Ministry requirements relating to the pit license.
- (h) The site's important environmental features can be protected and preserved through mitigation measures, primarily involving the provision of setbacks and berms or fencing around these features.
- (i) In keeping with the Provincial Policy Statement and proceeding within the context of appropriate planning policies, the proposed development would assist in providing

mineral resources from an area identified as having aggregate resources of primary significance.

- (j) Based on the considerations and factors summarized herein, there is general compliance with the applicable policies of the Township's Official Plan.

## Part B - The Amendment

### 1.0 Introduction

All of this part of the document entitled Part B - The Amendment, consisting of the following text and the attached map schedule, constitutes Amendment No. 17 to the Official Plan for the Township of Melancthon.

### 2.0 Details of the Amendment

The Official Plan is amended as follows:

- (a) Schedule "A", Land Use Plan, to the Official Plan for the Township of Melancthon, as amended, is hereby further amended by deleting an area in part of the West Half of Lots 11 and 12, Concession 3, O.S., with the subject lands to be referenced by the words "See Schedule A-1", all as shown on Schedule "A" attached hereto and forming part of this amendment.
- (b) The Official Plan for the Township of Melancthon, as amended, is hereby further amended by the addition, following Schedule "A", of Schedule "A-1" attached hereto and forming part of this amendment, with such schedule including the subject lands in a site specific Industrial designation and a reconfigured and now site specific Environmental Protection Area High Hazard Lands designation.
- (c) The Official Plan for the Township of Melancthon, as amended, is hereby further amended by the addition of the following text, being "(iii) Policies Relating to part of West Half of Lots 11 and 12, Concession 3, O.S.", following subsection 4(d)(ii):

"(iii) Policies Regarding part of West Half of Lots 11 and 12, Concession 3, O.S.

In addition to the other policies of this section and the policies of this Plan applicable to extractive industrial uses, the following policies shall apply with regard to the lands designated "Industrial" in part of the West Half of Lots 11 and 12, Concession 3, O.S.

- a. Notwithstanding the "Low Hazard Lands" overlay designation covering portions of the subject lands on Schedule "E", and the use related policies of section 4(d), if a Class A, Category 3 licence is issued under the provisions of the Aggregate Resources Act, these lands may be used for only an extractive industrial use in accordance with the applicable policies of this Plan and the site specific policies of this subsection, or agriculture or forestry. If there is a

Modification No. 1 - Delete subsection 4(d)(iii)b) in its entirety.

conflict between the general and the site specific policies, the most restrictive shall apply.

~~b. No aggregate recycling processes are permitted as part of an extractive industrial use. No concrete batching plant or other industrial or similar use is permitted as either a principal use or an accessory use.~~

- c. The maximum depth of extraction shall be limited to 1.5 metres above the water table.
- d. All recommendations of the hydrogeological study of the site and the peer review of that study shall be implemented through the conditions of any licence issued under the Aggregate Resources Act and through the municipal planning process. As part of that implementation process, the land owner shall enter into an agreement with the Township which shall include at least the following components.
  - (1) A groundwater monitoring program meeting the Township's requirements relating to such matters as the location and characteristics of monitoring wells, and the reporting procedures.
  - (2) A requirement to immediately notify the Township of any detection, through the monitoring program or otherwise, of any toxic substances.
  - (3) A well interference protocol which, among other matters, establishes both the level of adverse groundwater impact at which remedial action is required and a procedure for the related remedial work and compensation.
  - (4) Provisions specifying the responsibility of the land owner to undertake any required remedial work and to compensate any party adversely affected by significant groundwater deterioration resulting from the industrial use.
- e. All aspects of the extractive industrial use shall be designed and operated to ensure the highest level of protection of groundwater resources. This will be a particularly important component of the Spills Contingency Program required as a prescribed licence condition. A secure refuelling site shall be provided at a location separate from the excavation area. The land owner shall

**Modification No. 2 - Delete subsection 4(d)(iii)f in its entirety and replace as shown.**

provide the proposed Spills Contingency Program to the Township for review prior to the commencement of extractive industrial operations.

- f. 

The required Stage 3 Archaeological Assessment of a portion of the site, and all required additional archaeological field work including a Stage 4 Assessment, if necessary, will be completed and the review and acceptance of all assessments by the Ministry of Tourism and Culture will be confirmed prior to the issuance of an aggregate extraction license and prior to the commencement of excavation. The findings of all Archaeological Assessments will be reflected in the related operational and rehabilitation plans.
--
- g. The recommendations of the Natural Environment Level 1 and 2 Technical Report for the site along with those of the peer review of that report shall be implemented both through the licencing process under the Aggregate Resources Act and through the municipal planning process, including the rezoning of the subject lands. In particular, the implementing zoning by-law amendment shall ensure that no development or site alteration will occur in the identified wetland and other significant environmental features on the subject lands. Appropriate setbacks from that wetland arca and the associated features shall be included in the zoning by-law amendment.
- h. Any development or operating agreement relating to these lands shall include provisions requiring Township and Nottawasaga Valley Conservation Authority review of any proposed environmentally related monitoring program and requiring regular reporting to the Township and the Nottawasaga Valley Conservation Authority on the results of that monitoring.
- i. Key environmental features, buffers and linkages, as identified in the site specific environmental documents, are to be preserved and, if possible, enhanced in the pit rehabilitation plan and processes. Site plan control may be applied to assist in this aspect of the rehabilitation process.
- j. The recommendations of the Surficial Soil Study, including those arising out of the associated peer review process, shall be implemented through the rehabilitation plan and any other appropriate means. The site shall be rehabilitated so as to restore substantially the same areas and same average soil quality for agriculture as existed prior to the extractive industrial use.
- k. The development or operating agrcment shall include provisions requiring monitoring of the agricultural rehabilitation program and also requiring regular reporting to the Township on the results of that monitoring.

**Modification No. 3 - Renumber subsections Section 4(d)(iii)a) to q) accordingly.**

- l. To the extent possible, progressive rehabilitation shall be implemented through the licencing of the pit under the Aggregate Resource Act.
- m. Any use of the site after rehabilitation other than for agriculture or reforestation will require an amendment to this Official Plan. Permission for any other use of the site or the adoption of any related amendment shall not occur until Council is satisfied that appropriate rehabilitation is in place to restore, protect or enhance all key environmental and water resource related features and functions. A holding zone or site plan control may be applied in the implementation of this policy.
- n. Appropriately designed berms shall be provided along the property's road frontages and, where necessary, along any other open portion of the site's perimeter. Such berms shall screen the extractive industrial use from public view along the adjacent roads and from ground floor views, as a minimum requirement, at adjacent residences. These berms shall also attenuate noise generated by the extractive operation to levels in compliance with the applicable Ministry of the Environment standards.
- o. The Township shall be provided with the results of any noise monitoring program and a related provision may be included in the development or operating agreement.
- p. Partially as a method of noise mitigation, the Township may include provisions in the development or operating agreement limiting the hours of operation on the site.
- q. The land owner shall enter into an agreement with the Township concerning the haul route for trucks carrying aggregate from the site. As a minimum requirement, that agreement shall identify the haul route, address required haul route improvements and maintenance resulting from pit related traffic, require the land owner to fund these improvements and maintenance, and include undertakings on the part of the owner that drivers hauling from the site will be instructed to use the defined route, to refrain from arriving at the site prior to start of the hours of operation, and to refrain from parking on the Fourth Line at any time.

**G. W. JORDEN** *Planning Consultants Limited*

8 BELLEVUE CRESCENT, BARRIE, ONTARIO L4M 2T1

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July 14, 2011

VIA EMAIL

Ms. Denise B. Holmes, AMCT  
CAO/Clerk-Treasurer  
Township of Melancthon  
157101 Highway 10  
R.R. #6  
Shelburne ON L0N 1S9

Dear Ms. Holmes:

**Strada Aggregates Inc.  
Official Plan Amendment No. 17  
Proposed Aggregate Extractive Industrial Use  
Part W½ Lots 11 & 12, Conc. 3, O.S.**

On July 13<sup>th</sup> Andrew Doersam of the Ministry of Municipal Affairs and Housing sent an email advising of three modifications the Ministry was proposing for Official Plan Amendment No. 17, the site specific amendment for the Strada pit proposal. He described the proposed modifications as minor and asked to be notified as soon as possible if staff had any concerns.

I have reviewed the proposed modifications and it is my opinion that the first one is not minor. This modification would delete the policy that prohibits the site's use for aggregate recycling, a concrete batching plant, and other similar industrial uses.

The Ministry advises that this policy is contrary to the Provincial Policy Statement (PPS), specifically the definition of a "mineral aggregate operation" and the provisions of section 2.5.5 concerning "portable concrete plants" and other similar facilities. I have attached copies of these two sections of the PPS which I have marked as pages 1 and 2 in the upper right corner of each page.

The Ministry made similar comments on this aspect of the then draft Official Plan amendment in a staff report received on December 16<sup>th</sup>, 2010. Attached and marked as page 3 is a copy of the relevant portion of that report.

On December 20<sup>th</sup>, 2010, I prepared a report to Council on the Ministry's staff report. That report addressed the related Ministry comments and outlined three possible courses of action. It recommended retaining the proposed policy, adopting the amendment, and addressing it with Ministry staff prior to the Ministry making a decision on the amendment. An excerpt of the relevant section of that report is attached and marked as pages 4, 5, and 6. Subsequent to the report, Council did adopt the amendment without removing the subject policy.

JUL 21 2011

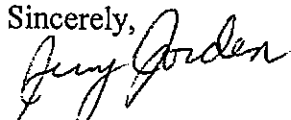
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I would suggest that this letter and attachments be provided to Council for their consideration and instructions. It would appear appropriate to have staff and/or Council representatives pursue this with Ministry officials. The objective would be to retain this policy in the Official Plan amendment and, if that is not achievable, to seek a reasonable alternative. If necessary, at the appropriate time I would be prepared to provide Council with an alternative that appears to have merit.

In my opinion, the other two modification proposals are truly minor in nature. One addresses the process relating to future archeological investigations and approvals on the site and the other renumbers the sections as a result of the proposed deletion of the above referenced policy.

At this point I would suggest that the Ministry be requested to hold any final decision on the first proposed modification until the Township has an opportunity to fully consider it.

Sincerely,

A handwritten signature in cursive script that reads "G. W. Jorden".

G. W. Jorden, RPP

**Individual on-site water services:** means individual, autonomous water supply systems that are owned, operated and managed by the owner of the property upon which the system is located.

**Infrastructure:** means physical structures (facilities and corridors) that form the foundation for development. *Infrastructure* includes: sewage and water systems, septage treatment systems, waste management systems, electric power generation and transmission, communications/telecommunications, transit and transportation corridors and facilities, oil and gas pipelines and associated facilities.

**Intensification:** means the development of a property, site or area at a higher density than currently exists through:

- a) *redevelopment*, including the reuse of *brownfield sites*;
- b) the development of vacant and/or underutilized lots within previously developed areas;
- c) infill development; and
- d) the expansion or conversion of existing buildings.

**Large inland lakes:** means those waterbodies having a surface area of equal to or greater than 100 square kilometres where there is not a measurable or predictable response to a single runoff event.

**Legal or technical reasons:** for the purposes of policy 2.3.4.2, means severances for purposes such as easements, corrections of deeds, quit claims, and minor boundary adjustments, which do not result in the creation of a new lot.

**Low and moderate income households:** means

- a) in the case of ownership housing, households with incomes in the lowest 60 percent of the income distribution for the *regional market area*; or
- b) in the case of rental housing, households with incomes in the lowest 60 percent of the income distribution for renter households for the *regional market area*.

**Mine hazard:** means any feature of a mine as defined under the *Mining Act*, or any related disturbance of the ground that has not been rehabilitated.

**Minerals:** means metallic minerals and non-metallic minerals as herein defined, but does not include *mineral aggregate resources* or *petroleum resources*.

**Metallic minerals** means those minerals from which metals (e.g. copper, nickel, gold) are derived.

**Non-metallic minerals** means those minerals that are of value for intrinsic properties of the minerals themselves and not as a source of metal. They are generally synonymous with industrial minerals (e.g. asbestos, graphite, kyanite, mica, nepheline syenite, salt, talc, and wollastonite).

**Mineral aggregate operation:** means

- a) lands under license or permit, other than for *wayside pits and quarries*, issued in accordance with the *Aggregate Resources Act*, or successors thereto;
- b) for lands not designated under the *Aggregate Resources Act*, established pits and quarries that are not in contravention of municipal zoning by-laws and including adjacent land under agreement with or owned by the operator, to permit continuation of the operation; and
- c) associated facilities used in extraction, transport, beneficiation, processing or recycling of *mineral aggregate resources* and derived products such as asphalt and concrete, or the production of secondary related products.

**Mineral aggregate resources:** means gravel, sand, clay, earth, shale, stone, limestone, dolostone, sandstone, marble, granite, rock or other material prescribed under the *Aggregate Resources Act* suitable for construction, industrial, manufacturing and maintenance purposes but does not include metallic ores, asbestos, graphite, kyanite, mica, nepheline syenite, salt, talc, wollastonite, mine tailings or other material prescribed under the *Mining Act*.

**Mineral deposits:** means areas of identified *minerals* that have sufficient quantity and quality based on specific geological evidence to warrant present or future extraction.

**Mineral mining operation:** means mining operations and associated facilities, or, past producing mines with remaining mineral development potential that have not been permanently rehabilitated to another use.

**Minimum distance separation formulae:** means formulae developed by the Province to separate uses so as to reduce incompatibility concerns about odour from livestock facilities.

**Multi-modal transportation system:** means a transportation system which may include several

### 2.5.3 Rehabilitation

- 2.5.3.1 Progressive and final rehabilitation shall be required to accommodate subsequent land uses, to promote land use compatibility, and to recognize the interim nature of extraction. Final rehabilitation shall take surrounding land use and approved land use designations into consideration.
- 2.5.3.2 In parts of the Province not designated under the *Aggregate Resources Act*, rehabilitation standards that are compatible with those under the Act should be adopted for extraction operations on private lands.

### 2.5.4 Extraction in Prime Agricultural Areas

- 2.5.4.1 In *prime agricultural areas*, on *prime agricultural land*, extraction of *mineral aggregate resources* is permitted as an interim use provided that rehabilitation of the site will be carried out so that substantially the same areas and same average soil quality for agriculture are restored.

On these *prime agricultural lands*, complete agricultural rehabilitation is not required if:

- a) there is a substantial quantity of *mineral aggregate resources* below the water table warranting extraction, or the depth of planned extraction in a quarry makes restoration of pre-extraction agricultural capability unfeasible;
- b) other alternatives have been considered by the applicant and found unsuitable. The consideration of other alternatives shall include resources in areas of Canada Land Inventory Class 4 to 7 soils, resources on lands identified as *designated growth areas*, and resources on *prime agricultural lands* where rehabilitation is feasible. Where no other alternatives are found, *prime agricultural lands* shall be protected in this order of priority: *specialty crop areas*; Canada Land Inventory Classes 1, 2 and 3; and
- c) agricultural rehabilitation in remaining areas is maximized.

### 2.5.5 Wayside Pits and Quarries, Portable Asphalt Plants and Portable Concrete Plants

- 2.5.5.1 *Wayside pits and quarries, portable asphalt plants and portable concrete plants* used on public authority contracts shall be permitted, without the need for an official plan amendment, rezoning, or development permit under the *Planning Act* in all areas, except those areas of existing development or particular environmental sensitivity which have been determined to be incompatible with extraction and associated activities.

*Agriculture:*

Under Section 2.3 (Agriculture) of the PPS, prime agricultural areas are to be protected for the long-term use for agriculture. Prime agricultural areas are defined as areas where prime agricultural lands predominate, in particular Canada Land Inventory Classes 1, 2, and 3 soils. The existing "Rural" designation in the Township's Official Plan does not distinguish between prime agricultural areas and rural areas, and it is recognized that the majority of the subject lands are Classes 1 or 2 soil capability for agriculture. Therefore, the subject lands are considered to be within a prime agricultural area. Section 2.3.5.1 b) of the PPS, enables mineral aggregate operations to be permitted within prime agricultural areas, in accordance with Section 2.4 (Minerals and Petroleum) and Section 2.5 (Mineral Aggregate Resources) of the PPS. The OPA permission for a mineral aggregate operation within a prime agricultural area is consistent with the PPS.

*Mineral Aggregate Resources:*

Section 2.5 (Mineral Aggregate Resources) of the PPS requires that mineral aggregate resources shall be protected for long-term use and that as much of the resource as is realistically possible shall be made available as close to markets as possible. More specifically, Section 2.5.3 of the PPS recognizes the interim nature of mineral aggregate extraction and requires progressive and final rehabilitation in consideration of surrounding land uses. Further, Section 2.5.4 of the PPS requires that sites on prime agricultural lands, in prime agricultural areas, are to be rehabilitated so that substantially the same areas and same average soil quality for agriculture are restored. Complete agricultural rehabilitation is not required under specified circumstances set out in the PPS. The OPA permission for a mineral aggregate operation, and requirement for progressive rehabilitation post extraction to agricultural land is consistent with the PPS. An agricultural rehabilitation plan will be finalized through the *Aggregate Resources Act* (ARA) process.

However, proposed policy 4(d)(iii)b) which prohibits aggregate recycling processes appears to not be consistent with the PPS. The definition for mineral aggregate operations in the PPS includes associated facilities used in recycling of mineral aggregate resources. Further, the importance of recycling is also set out in various reports, such as the Environmental Commissioners report, MNR's State of the Aggregate Resource in Ontario Study (SAROS) report, and the Aggregate Policy Manual. Also, the proposed policy 4(d)(iii)b) which prohibits concrete batching plants appears to not be consistent with the PPS. Section 2.5.5 of the PPS permits portable asphalt and concrete plants as part of the mineral aggregate operation. Therefore, further discussion and potential revisions may be need for proposed policy 4(d)(iii)b), which, should the Township adopt this OPA, could be addressed at the time the OPA is forwarded to our Ministry for decision under the *Planning Act*.

## PROVINCIAL POLICY STATEMENT

3. The report reviews the proposal and the draft OPA in terms of several matters of provincial interest under the provisions of the Provincial Policy Statement (PPS). It finds that the proposed OPA is consistent with all applicable policies of the PPS.

### Agriculture

4. The Ministry advises that the proposed OPA is consistent with both the relevant agricultural and mineral aggregate resource policies of the PPS which permit an aggregate extraction operation in a prime agricultural area.

### Mineral Aggregate Resources

#### Land Use and Rehabilitation Aspects

5. The Ministry notes that in addition to permitting such uses in agricultural areas, the PPS also requires progressive site rehabilitation and rehabilitation in general to substantially the same areas and same average soil quality for agriculture. It concludes that the proposed OPA is consistent with these aspects of the PPS.

#### Aggregate Recycling and Concrete Batching Plants

6. In their report the Ministry staff advise that the proposed policies in section 4(d)(iii)(b) of the Amendment prohibiting aggregate recycling processes and concrete plants operating in association with aggregate extraction facilities appear to not be consistent with the PPS. The definition of mineral aggregate operations in the PPS includes associated facilities used in the recycling of mineral aggregate resources. This appears to form the basis for the Ministry staff's comments on aggregate recycling at the site.
7. There are several other considerations that formed the basis for this proposed policy and that appear to support its retention.
  - a. As at least one Ontario Municipal Board hearing has determined, a PPS policy does not have to be applied in all locations and in all developments. All planning policies must be considered when making site specific decisions on a

Township of Melancthon, December 20, 2010  
Planning Report, Strada Aggregates Applications

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- development proposal. This is a key implementation policy found in section 4.3 of the PPS.
- b. Bringing aggregates and derived products such as asphalt and concrete for processing and recycling at a site in a headwater area of a major river system and an area of large scale groundwater resources and recharge does not appear to be consistent with the water related policies of the PPS as found primarily in section 2.2.
  - c. The site is within an area identified in the AEMOT Groundwater Management Study as being recommended for groundwater protection.
  - d. The site is in or adjacent to areas identified in the recent Risk Assessment report for the South Georgian Bay Lake Simcoe Source Protection Region as having high aquifer vulnerability and being significant in terms of groundwater recharge.
  - e. Developing such a recycling facility on a site adjacent to a wetland potentially having provincial significance does not appear to be consistent with the natural heritage policies of section 2.1.6 of the PPS. No environmental assessment of such a proposal has been provided.
  - f. Section 1 of the PPS seeks to promote efficient land use and development patterns. The majority of asphalt, concrete and other materials used in aggregate recycling originates in the Greater Toronto Area. Transporting those materials out of their area of origin to a distant rural site does not appear to be consistent with the promotion of efficient land use and development patterns.
  - g. There are a number of rural residential uses in the vicinity of the site. Adding an aggregate recycling component to the proposed extractive operation could both intensify and extend the development in an area having sensitive uses. This does not appear to be consistent with section 1.7.1(e) of the PPS which seeks to separate such uses and to prevent adverse effects on sensitive uses.
  - h. The addition of an aggregate recycling component has the potential to turn an interim aggregate extractive use into a permanent industrial use. It may also lead to the conversion of the use to other forms of industrial recycling uses. In either case, all of the PPS and general planning related considerations and concerns discussed herein would continue to apply.

6

Township of Melancthon, December 20, 2010  
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8. Many of those considerations would also apply to the use of the site for a concrete plant. In addition, it would appear that section 2.5.5 of the PPS, the section referenced in the Ministry's report, does not permit concrete plants as of right in all extractive operations. The policy permits only wayside pits and quarries, portable asphalt plants and "portable concrete plants used on public authority contracts". These are the small scale temporary operations that are set up in an area on a temporary basis for use when, for example, a public road is being constructed. In light of this, it would appear that the proposed policy in the Strada Official Plan Amendment is consistent with the PPS.

Addressing the Aggregate Related Policy Issue

9. If Council determines that it is prepared to adopt the proposed OPA, there appear to be three options for addressing the Ministry's comments on the proposed site specific policies prohibiting aggregate recycling and concrete batching plants.
- a. As suggested in the Ministry's report, the OPA could be adopted by Council and the subject policy issues resolved through discussion with Ministry staff prior to the Ministry making a decision on the amendment.
  - b. Discussion with Ministry staff could occur prior to Council's adoption of the OPA and its submission to the Ministry for approval.
  - c. The OPA could immediately be amended to delete the subject policies.
10. Since there appears to be merit in the proposed policies and they appear to be justified in view of the factors considered in the previous section of this report, the first option is recommended.

**Natural Heritage**

11. The Ministry report notes that the proposed OPA's prohibition on development and site alteration within and 30 metres from the wetland complex is consistent with the natural heritage policies of the PPS.
12. The report also notes what appears to be a typographical error on Schedule A-1 to the proposed amendment as it relates to the policy reference given in regard to the area included in the reconfigured Environmental Protection Area High Hazard Land designation on part of the subject site. This reference should actually be to "Section 4(f)(8)" of the Official Plan.



*Municipality of*  
**Bayham**

P.O. Box 160, 9344 Plank Road,  
Straffordville, Ontario N0J 1Y0  
Tel: (519) 866-5521 • Fax: (519) 866-3884  
email: bayham@bayham.on.ca

July 13, 2011

Premier Dalton McGuinty  
Legislative Building  
Queen's Park  
Toronto ON M7A 1A1

Dear Sir:

At the regular meeting held July 7, 2011 of the Council of the Municipality the attached resolution was passed regarding escalating Ontario Provincial Police Service Costs.

The Municipality of Bayham is requesting the Government of Ontario along with the Ontario Provincial Police to reconsider the recent unrealistic policing services contract agreement.

Yours truly

Mrs. Lynda Millard, CMO  
Clerk

Enc.

cc:

OPP Commissioner Chris Lewis  
Tim Hudak, Leader of the Opposition  
Andrea Horwath, New Democratic Leader  
AMO  
ROMA  
Elgin Police Services Board

File: C09  
Word/Letters/2011/C047

JUL 21 2011  
5

**Moved By: Councillor T Southwick  
Seconded By: Deputy Mayor M Taylor**

**2011-313**

**"Whereas Municipalities served by the OPP were not involved in contract negotiations between the Province of Ontario and the OPP staff, which resulted in significant wage settlements;**

**And Whereas these same Municipalities are ultimately faced with the resultant massive cost increases to provide police services to our residents;**

**And Whereas the average annual cost of living increase over the past 18 years is less than 2%;**

**And Whereas Municipalities have reached the limit to what the local taxpayers can afford to pay in property taxes;**

**Now Therefore be it resolved;**

**That the Municipality of Bayham requests the Province of Ontario and the OPP to reconsider their recent agreement, and include municipalities in contract negotiations;**

**And That if such reconsideration is not pursued or such reconsideration fails to reach a settlement satisfactory to all, that the Province and OPP utilize the next 24 months to make plans to cut service levels, including any necessary layoffs, in order to offset the wage increase of over 14%;**

**And That this resolution be forwarded to Premier Dalton McGuinty and OPP Commissioner Chris Lewis for action;**

**And That this resolution be forwarded to Leader of the Opposition Tim Hudak, New Democratic Leader Andrea Horwath, Elgin Police Services Board, AMO, ROMA, and all municipalities served by the OPP for their support."**

**DISCLAIMER**

This material is provided under contract as a paid service by the originating organization and does not necessarily reflect the view or positions of the Association of Municipalities of Ontario (AMO), its subsidiary companies, officers, directors or agents.

## Denise Holmes, AMCT

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**From:** Merv Parker <mervparker@hotmail.com>  
**Sent:** July-14-11 6:11 PM  
**To:** Melancthon TWP Township Office  
**Subject:** Support for retaining Shelburne Hospital Facility

Attention Mayor Hill

Afternoon Mayor Hill; Enclosed is a copy of a letter which I was asked to write on behalf of the Shelburne Vets. I have sent copies to Mayor Crewson; Ken McGhee & the Deputy Mayor of Amaranth plus the Banner & Citizen. I thought you might like to have a copy.

Yesterday at our weekly vets meeting the subject of the closing of the Shelburne Hospital came up and its impact on us and the community at large. I was asked to write a letter to the local papers advocating the support of our vets to retain the facility and reopen it as a multi concept facility under joint funding by Federal and Provincial govts. My proposed letter is included for your consideration and comment or use as deemed appropriate. Regards; Merv

### A VETERANS PERSPECTIVE

I am a senior veteran writing on behalf of the 24 members of the Shelburne Veterans association. We are all senior vets having served our country in such conflicts as WWII, Korea, NATO & peacekeeping duties. For the past few years we have met weekly at Branch #220 Royal Canadian Legion Shelburne for mutual support, comradeship and discussion of community issues that affect our well - being.

During the past 24 months we have watched with frustration & horror as the Shelburne Hospital facility was closed due to financial considerations. The impact this closure has had on our community not to mention the vets and their families have been traumatic and significant. Being aging senior citizens often with disabilities we find it extremely difficult to travel the distance from Shelburne to the Headwaters Healthcare Facility in Orangeville for specialized care appointments/services. Our difficulty is compounded by the fact that many of us no longer drive and must find volunteer chauffeur service or disrupt family members to transport us to Orangeville & back for those trips,

The presence of a healthcare facility in a complex community that is gradually expanding both in new comers plus aging senior residents and baby boomers is considered by us to be an essential service next to water, electricity & sewage /garbage disposal.

We veterans are personally aware of the pain and torment that military combat operations can inflict on an individual either physical or psychological. This factor is even more evident and prevalent as we witness our young veterans returning home from to-days battles in Libia, Afghanistan & Iraq struggling to cope with their demons and injuries.

This having been said the members of the Shelburne Vets Assoc. believe that the Shelburne Hospital facility must be retained as a health care facility and reopened as a multi concept facility to meet the increasing health care needs of our residents.

The first priority should be to open a 24hr emergency walk - in clinic staffed by an intern or nurse practitioner to conduct initial diagnosis and treatment or referral to a hospital facility for further medical treatment.

Secondly the facility could provide a limited number of beds for senior patients requiring short -term palliative care treatment during recovery from minor accidents /ailments.

Thirdly the Facility should provide Rehab services for vets both old and young.

It is further proposed that the facility be jointly funded & operated by the Dept. of Veterans Affairs regarding Vets rehab services and OHIP for the Emergency Clinic and palliative care section.

At the time of writing it is unclear what the future holds for the Shelburne Hospital Facility. Unconfirmed information indicates that Headwaters Healthcare officials intend to sell the site/facility for financial benefit.

We believe however that the well being of our comrades, their families and the residents of Shelburne must be the primary consideration.

We the members of the Shelburne Vets Assoc. therefore beseech the citizens, politicians and health care providers of Dufferin County to seriously reconsider the future of the Shelburne Hospital facility based on the proposed services & needs identified above. Your commitment and support to maintain a healthcare facility in Shelburne will make Shelburne not only a safer community for all residents including the vets but thus confirm that the sacrifices we made and the scars we bear were not suffered in vain.

" Lest we Forget"

Merv Parker Rt. MP Capt. – Spokesperson Shelburne Veterans Association

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Low (90): Pass

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**G. W. JORDEN** *Planning Consultants Limited*

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8 BELLEVUE CRESCENT, BARRIE, ONTARIO L4M 2T1

July 14, 2011

VIA EMAIL

Ms. Denise B. Holmes, AMCT  
CAO/Clerk-Treasurer  
Township of Melancthon  
157101 Highway 10  
R.R. #6  
Shelburne ON L0N 1S9

Dear Ms. Holmes:

**Green Energy Act Regulation of  
Solar Energy Projects**

Council has received a request from the Town of Thessalon for its support of a resolution that municipality has passed and sent to the Minister of Energy. The resolution relates to the Green Energy Act (GEA) and the approvals for the installation of ground mounted solar systems.

Apparently, the resolution was the result of Council's concern about the perceived intent of an individual to install large ground mounted solar systems on a vacant lot in a residential area and the lack of municipal planning jurisdiction to regulate this as a result of the provisions in the GEA. As a matter of interest, I note that Thessalon is attempting to regulate such facilities through a property standards by-law, an apparently unique approach.

In considering this request, Council has asked for information as to what is regulated in the GEA with regard to solar energy projects.

In general terms, under the GEA larger scale solar energy projects are included as renewable energy generation facilities which require a renewable energy approval (REA) from the provincial government through the Ministry of the Environment. This means that such projects are subject to the same approval process as that applying to wind energy projects such as those proposed in or near the Township. This is the process that replaces the previous Planning Act based process which gave the municipality considerable planning approval authority for such projects.

It is important to note, however, that, like wind power projects, not all solar facilities are subject to the approval process in the GEA. Ontario Regulation 359/09, Renewable Energy Approvals Under Part V.O.1 of the Environmental Protection Act, is the principal regulatory document for all renewable energy projects. It addresses the approval requirements, the process and the exceptions.

That regulation specifies that the only solar facilities requiring a REA under the Environmental Protection Act are those that are not mounted on the roof or wall of a building and have a name plate capacity in excess of 10 kilowatts. Any solar facility that has a capacity equal to, or less than 10 kilowatts does not require an REA. Also, a solar facility having a capacity of more than 10 kilowatts that is mounted on the roof or wall of a building does not need such an approval.

These provisions would appear to open the possibility that municipal by-laws, including zoning by-laws, could apply to smaller solar facilities in any location and to larger facilities where mounted on a building. It also appears to be the case that municipal controls could apply to smaller wind power facilities.

Unlike the Regulation's provisions for wind turbines and related facilities, there are no setback requirements from sensitive land uses. Notwithstanding this, the approval process with all renewable energy generation facilities that are subject to the Act does require a number of detailed studies on such aspects as archaeology, natural heritage features and water resources. There are specific prohibitions on the siting such facilities in locations within or adjacent to locations found to be important as result of these studies or the review of available information.

Like the process for wind power projects, there is also a requirement as part of the REA approval process for the proponent to consult with the municipality and the public.

In summary, the provincial approval and regulatory requirements for solar power facilities apply to only those projects having a capacity of more than 10 kilowatts that are not located on the roof or wall of a building. This may permit the application of Planning Act related controls to all other projects or facilities. In addition, there are siting limitations and prohibitions relating to important features involving such aspects as the area's natural heritage and water resources. There are no specific requirements for setbacks from sensitive land uses.

Sincerely,



G. W. Jorden, RPP

# The Corporation of the Town of Thessalon

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Phone: (705)842-2217  
Email: [townthess@bellnet.ca](mailto:townthess@bellnet.ca)  
Mayor: BRENT RANKIN

187 MAIN STREET

THESSALON, ONTARIO P0R 1L1  
Fax: (705)842-2572  
Website: [www.townthessalon.ca](http://www.townthessalon.ca)  
Clerk: ROBERT P. MacLEAN

May 6, 2011

The Honourable Brad Duguid  
Minister of Energy  
900 Bay Street, 4<sup>th</sup> Floor  
Hearst Block  
Toronto, Ontario  
M7A 2E1

Dear Minister Duguid:

At the May 2, 2011 regular meeting of the Council of the Town of Thessalon, the following resolution was passed:

“Whereas in an effort to maintain the peace, quiet, dignity and desirable appearance of the municipality, the Council of the Corporation of the Town of Thessalon passed By-law Number 1774 on March 7, 2011 to amend Schedule A of By-law Number 1592, being a by-law to establish standards for the maintenance and occupancy of property in the Town of Thessalon, to include the following section:

Every person shall keep every front yard free and clear of any equipment or material relating to Renewable Energy Projects including, but not limited to, Ground and/or Pole Mounted Solar Photovoltaic(PV)Systems, Wind Facilities or any other like equipment.

And whereas Council has received confirmation of an individual=s intention to install large ground mounted solar systems on a vacant lot in a residential area in the municipality;

And whereas the Town of Thessalon has been advised by the Ministry of Municipal Affairs and Housing that the Green Energy and Green Economy Act, 2009 made amendments to the Planning Act, most notably the addition of a new section 62.0.2 which exempts renewable energy projects from most land use planning instruments under the Planning Act, including municipal official plans and zoning, site plan control, interim control and holding by-laws, thus eliminating the need for a property owner proposing a renewable energy project to seek an official plan amendment or a change to a zoning by-law, among other matters;

And whereas Council recognizes the importance of the Green Energy and Green Economy Act, 2009, Council is sensitive regarding the impact such installations will have on adjacent property owners who will be in extremely close proximity to such proposed solar systems;

Now therefore be it resolved that the Council of the Corporation of the Town of Thessalon hereby petitions the Government of Ontario through the Minister of Energy and Infrastructure to reconsider the provisions of the Green Energy and Green Economy Act, 2009 and to address the provisions having regard for the negative impact created by

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the

Page 2

installation of ground mounted solar systems within residential and commercial areas in municipalities;

And further that a copy of this resolution be forwarded to the Association of Municipalities of Ontario, the Federation of Northern Ontario Municipalities and to all municipalities in the Province of Ontario for endorsement.”

CARRIED

Your attention regarding this matter will be appreciated.

Yours truly,

*Robert P. MacLean*

Robert P. MacLean  
Clerk-Treasurer

RPM/pw

cc: Premier Dalton McGuinty  
Association of Municipalities of Ontario  
Federation of Northern Ontario Municipalities  
Ontario Municipalities

G:\FONOM request for support re solar panels.wpd

30 June 2011

SENT VIA COURIER

Honourable John Wilkinson  
Minister of the Environment  
77 Wellesley Street West  
11<sup>th</sup> floor, Ferguson Block  
Toronto, Ontario  
M7A 2T5

**COPY**

**Re: Highland Quarry, Township of Melancthon**

On behalf of the Board of Directors of the Hills of Headwaters Tourism Association, the recognized regional destination marketing organization representing our tourism industry and municipal partners from the Town of Caledon, Town of Erin, and the County of Dufferin, we are writing to express our concerns about the application by the Highland Companies for a 2,316 acre limestone quarry in the Township of Melancthon (part of Dufferin County), and are **requesting that the Ministry of the Environment designate the proposed Highland mega quarry as a major commercial or business enterprise or activity pursuant to ss.3(b) of the Environmental Assessment Act.**

The Hills of Headwaters Tourism Association, working in partnership with our municipal governments, has identified tourism as an integral part of our regional economic development strategy, supporting the long term viability of our rural communities. The Tourism Association's mandate is paramount in our strategy for the development of tourism within our region:

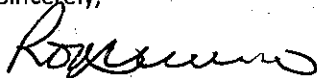
*The Hills of Headwaters Tourism Association, working on behalf of and in conjunction with our partners and regional tourism operators is the primary agent for regional tourism that is consistent with the region's rural heritage, respectful of its extraordinary natural environment and that promotes its spirit of community.*

It is this very mandate and philosophy which causes us to be concerned about the development of the limestone quarry in our region by the Highland Companies.

Not only will the mega-quarry threaten natural habitat for fish and endangered birds, but blasting operations (which the Highland Companies says will take place 6 hours/day, 6 days/week), are clearly not conducive to promoting our region as a premier tourism destination for visitors not only from Ontario, but around the world. The estimated 300 trucks per hour, seven days/ week, that the Highland Companies is suggesting will be a result of the proposed mega-quarry, will also have a severe impact on regional tourism, and in fact may put an end to the very fabric of tourism in the Hills of Headwaters. **(Tourism in the Hills of Headwaters is estimated to have a \$100 million annual impact, creating approximately 1400 jobs.)** The Hills of Headwaters Tourism Association actively promotes tourism experiences which are intrinsic to our regional and rural fabric, including among others, agri-tourism, culinary tourism, equestrian tourism, and arts and culture, all which would be in jeopardy if the proposed mega quarry were approved.

On behalf of our tourism industry stakeholders and municipal partners, the Hills of Headwaters Tourism Association's Board of Directors is **requesting that the Ministry of the Environment subject the proposed mega quarry to an environmental assessment, and furthermore that this environmental assessment also include a tourism impact study.**

Sincerely,



Ron Munro  
Chair, Board of Directors  
Hills of Headwaters Tourism Association



THE HILLS OF  
HEADWATERS  
TOURISM ASSOCIATION

P.O. BOX 295 ORANGEVILLE, ON L9W 2Z7 • 519.942.0314 • 1.800.332.9744 • FAX 519.942.4066

info@thehillsofheadwaters.com

www.thehillsofheadwaters.com

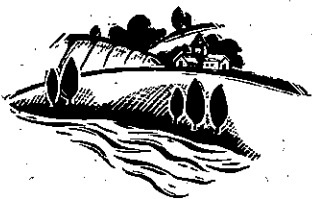
Page 1 of 2

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①

cc:

Honourable Dalton McGuinty, Premier of Ontario  
Honourable Linda Jeffrey, Ontario Minister of Natural Resources  
Honourable Michael Chan, Ontario Minister of Tourism & Culture  
David Tilson, MP Caledon-Dufferin  
Sylvia Jones, MPP Dufferin-Caledon  
Craig Laing, Ministry of Natural Resources  
Highland Companies  
Mayor Marolyn Morrison, Town of Caledon  
Mayor Lou Maieron, Town of Erin  
Warden Warren Maycock, County of Dufferin  
Mayor Don MacIver, Township of Amaranth  
Mayor Allen Taylor, Township of East Garafraxa  
Mayor John Oosterhof, Township of East Luther/Grand Valley  
Mayor Bill Hill, Township of Melancthon  
Mayor Laura Ryan, Town of Mono  
Mayor Paul Mills, Township of Mulmur  
Mayor Rob Adams, Town of Orangeville  
Mayor Ed Crewson, Town of Shelburne  
Carl Cosack, North Dufferin Agricultural and Community Taskforce (NDACT)  
Harvey Kolodny, Citizens' Alliance for a Sustainable Alliance (CAUSE)  
Hills of Headwaters Board of Directors

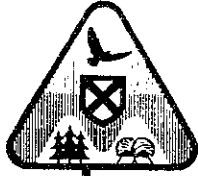


THE HILLS OF  
HEADWATERS  
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CORPORATION OF THE  
**township of mulmur**

758070 2nd Line E., Terra Nova  
R.R.2, Lisle, Ontario • L0M 1M0  
TELEPHONE: 705-466-3341 • FAX 705-466-2922

RECEIVED  
JUL 12 2011

July 6, 2011

County of Dufferin  
51 Zina Street  
ORANGEVILLE, ON  
L9W 1E5

Attention: Chair and members  
Public Works Committee  
  
Trevor Lewis, County Engineer

Subject: **Highland Companies Proposed Quarry**

It has come to our attention that the County of Dufferin may not have provided comments or taken a position on the proposal to develop a large quarry in the Township of Melancthon, even though it would appear that virtually all of the traffic from the proposed quarry will make use of County Road 124 as the haul route.

Mulmur Township ratepayers are among the primary users of this road and many travel to or through the Hornings Mills/Shelburne/Primrose area on a regular basis. It concerns us greatly that their safety and well-being are protected.

Among the issues that have been identified are:

- The huge volume of anticipated truck traffic relative to the design capacity, condition and current standard of construction of the road;
- The adequacy of the design of, and the need for improvements at the proposed entrance to the quarry;
- The safety of school buses and school children being picked up/dropped off, or simply being transported (including Mulmur Township children) on this road;
- The design and adequacy of intersections and the need to expand some parts, if not all of the road to four lanes;
- The lack of a Shelburne by-pass, to effectively convey traffic from County Road 124 across Highway 10/89 to Highway 10 south of Primrose, and the need to have the by-pass in place before the quarry, if approved, goes into operation;

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- The very questionable assertion that the traffic split at the quarry will be 50/50 (north/south)
- The adequacy of alternative routes in close proximity to County Road 124 for the traffic that chooses not to travel 124 because of the heavy truck traffic, and
- The lack of any suitable haul routes within the Township of Mulmur, and the need for an agreement, or agreements with the proponent respecting the designation of haul routes (and the prohibition of using routes other than designated haul routes);
- The need to designate emergency detour routes and alternative commuter routes, etc., along the CR 124/Highways 89 and 10 corridors through the County and the need for improvements to those routes.

Beyond ensuring that we do everything that is reasonable and practical to protect the health and safety of Dufferin County residents, the following matters also need to be addressed:

- Is the information that has been provided up-to-date, accurate, sufficient and acceptable and are the conclusions and recommendations appropriate?
- What level of service must County Road 124 be capable of providing to safely accommodate the increased traffic?
- What improvements are required before the use is allowed to commence?
- When should the improvements be carried out?
- Who should carry out the required improvements?
- Who should pay for the required improvements?
- What are the costs, and are the funds available?
- Are there cost sharing arrangements that need to be worked out?
- When will additional improvements be necessary, if the traffic volumes on County Road 124 continue to increase over time?
- What mechanisms are available to the County and Townships to enforce requirements?
- What contingencies do we need to have in place to respond to unforeseen impacts?

Other matters that need to be considered and addressed will undoubtedly be identified. It is important that these discussions be initiated, and that the details are worked out.

We note that, although the County will have the right to comment on the Planning Act applications, the EBR deadline for providing comments on the Aggregate Resources Act application for a license has been extended to July 11<sup>th</sup>. Mulmur Township urges the County to provide its comments and develop a position on the use of County Road 124 at the earliest possible opportunity, and at every opportunity throughout the review process.

Yours very truly



Ron Mills, Planner  
Township of Mulmur

c.c. The Highland Companies  
Township of Melancthon  
Town of Shelburne  
Township of Amaranth  
Town of Mono  
Minister of Transportation  
Sylvia Jones MPP  
Ontario Provincial Police  
CORE  
MC2  
NDACT  
CAUSE  
Safe Communities  
Local School Boards  
Local School Principals  
Parent/Teacher Councils