



TOWNSHIP OF MELANCTHON

A G E N D A

Thursday, June 16, 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 - June 2, 2011
6. Business Arising from Minutes
7. Point of Privilege or Personal Privilege
8. Correspondence

* Items for Information Purposes

1. AMO Responds to 2011 Federal Budget
2. Statistics Canada - 2011 Census
3. E-mail from Merv Parker - re: Veterans Memorial Cenotaph located in Horning's Mills
4. Copy of a letter sent to Sylvia Jones, MPP from Premier Dalton McGuinty regarding the Township of Melancthon's request for a meeting to discuss the application submitted by The Highland Companies under the Aggregate Resources Act
5. E-mail from AMO - re: Ontario PCs Pledge \$60 million to Municipalities Not Receiving Provincial Gas Tax for Transit
6. E-mail from AMO - re: Ontario PC Changebook Platform Released Highlights of Municipal Related Policies
7. GRCA Minutes - June 2011

* Items for Council Action

1. Southern Ontario Library Service - Public Library Operating Grant
2. Land & Sky Green Energy, Brian Horner - Leasing Options
3. Request from James & Gwendolyn Funston to rezone E Pt. Lot 16, Conc. 2 OS from Agricultural to Residential
4. NEC request for comments - File Number D/R/2011-2012/052, Marlene Heath

* Items regarding The Highland Companies Quarry Application

1. NVCA letter responding to Notice of Receipt of a Complete Application - Official Plan and Zoning By-law Amendment - Highland Companies
2. Copy of letter sent to Allan Leibel, Goodmans LLP, from Bugar Rowe - re: The Corporation of The Township of Melancthon and Highland Companies

9. General Business

1. Applications to Permit
2. New/Other Business
3. Unfinished Business
 1. Draft Forest Conservation By-law (County of Dufferin)
 2. Environmental Assessment Act - Draft Resolution
 3. Expression of Interest - Horning's Mills Community Hall - Resolution to accept

- 10. Road Business**
 1. Petition - re: Road Condition of 2nd Line N.E. - north from County Rd 9 to Melancthon/Artemesia Townline
- 11. Delegations**
- 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 - June 2, 2011
 2. Personal matters about an identifiable individual, including municipal or local board employees regarding Horning's Mills Community Hall Board, GW Jordan's In House Planning Reports - May 25, 2011 and June 8, 2011;
 3. The receiving of advice that is subject to Solicitor/Client privilege, including communications necessary for that purpose - Skyway 8 Wind Farm; Cost Recovery Information - Planning Applications and Bretton Estates
 4. Labour relations or employee negotiations
- 14. Confirmation By-law**
- 15. Adjournment - Date of Next Meeting - Thursday, July 7, 2011 - 9:00 a.m.**
- 16. On Sites**
- 17. Correspondence on File at the Clerk's Office**
 1. Shelburne Public Library Board Minutes - April 19, 2011
 2. Grand River Conservation Authority Minutes - May 27, 2011

Denise Holmes, AMCT

From: communicate@amo.on.ca
Sent: June-07-11 10:53 AM
To: dholmes@melancthontownship.ca
Subject: AMO Breaking News - AMO Responds to 2011 Federal Budget

TO THE IMMEDIATE ATTENTION OF THE CLERK AND COUNCIL

June 7, 2011

2011 Federal Budget

Issue: The 2011 Federal Budget was tabled in the House of Commons yesterday.

Background:

As expected, the Government of Canada re-introduced the 2011 Federal Budget in the House of Commons. The 2011 Federal Budget was first introduced on March 22nd and yesterday the government reaffirmed its priority to balance the budget and eliminate the deficit by 2014-2015. While this would be achieved through a review of government spending, the Budget acknowledged the importance of working with municipalities to build a stronger economy.

Originally promised in 2008, the Budget again committed to enshrine the Federal Gas Tax Fund in legislation as a permanent annual source of infrastructure financing. In 2010, Ontario municipalities received \$746 million through this Fund, which can be put towards local priorities in the categories of community energy, water and waste water systems, solid waste management, roads and bridges, transit and capacity building.

The government also re-affirmed its commitment to work with provinces, territories, the Federation of Canadian Municipalities (FCM) and other stakeholders to build a long-term plan for investing in public infrastructure. AMO has continued to advocate for such a plan and will continue to work with FCM to achieve a long-term and predictable commitment to infrastructure funding.

While the Budget provided increased support for vulnerable seniors through an enhancement of the Guaranteed Income Supplement, AMO had hoped to see information relating to the renewal of a Canada-Ontario Immigration Agreement.

Other Budget measures include a number of previously announced commitments, such as:

- A \$3000 non-refundable Volunteer Firefighters Tax Credit which would benefit those with over 200 hours of service annually. There are over 20,000 Ontario volunteer firefighters in over 200 fire departments that could benefit from this change. AMO supported a petition to the federal government on this issue.
- Non-refundable tax credits to support family caregivers and to encourage children to participate in the arts.
- Measures to attract doctors, nurses and nurse practitioners to rural areas with student loan forgiveness.
- Investments in the forestry sector, which may benefit many Ontario communities.

- \$20 million over two years to renew the Eastern Ontario Development Program.

Additional measures that the government will pursue during the 41st session of Parliament were outlined in the Speech from the Throne on June 3, 2011. Issues of significance to municipalities include the commitment to end the long-gun registry, the introduction of comprehensive law and order legislation, a digital economy strategy, the completion of negotiations on a free trade agreement with the European Union in 2012 and the completion of the stimulus program.

AMO Contact: Monika Turner, Director of Policy, e-mail: mturner@amo.on.ca, telephone: (416) 971-9856 Ext. 318.

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Statistics Statistique
Canada Canada

Ontario Regional Census Centre
25 St. Clair Ave. East, Suite 1000
Toronto, Ontario M4T 1M8
www.census2011.gc.ca

Centre régional du recensement de l'Ontario
25, av. St. Clair Est, bureau 1000
Toronto (Ontario) M4T 1M8
www.recensement2011.gc.ca

May 30, 2011

Mayor Hill
Melancthon, Township of
157101 Highway 10 R.R. # 6
Shelburne, Ontario
L0N 1S9

Dear Mayor Hill:

I would like to take this opportunity to thank you and council for your support of the 2011 Census. Your cooperation in helping us promote the 2011 Census has been an important factor for its success to date.

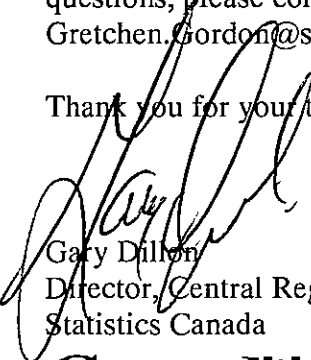
I am writing to you today to ask for your assistance again this time to encourage participation in the new National Household Survey (NHS). This voluntary survey will be collected from 1 in 3 households across the country. The NHS supports local government planning and program delivery, including family services, housing, transportation, infrastructure programs, community centres and others. **This is the data your municipality needs!**

On June 3, 2011, Statistics Canada will be releasing a media advisory to announce the delivery of the NHS questionnaires to households across Canada. **You can help promote the same message to your constituents by releasing your own media advisory to encourage every household selected for the survey to complete and return the questionnaire.**

Attached please find a document which provides more information about the importance of the NHS. The media advisory will be available on our web site as of 8:30 AM on June 3, 2011 at: <http://www.statcan.gc.ca> and click on Media on the menu on the left of the page.

If you are able to do this, we would appreciate a copy of what was done. If you have any questions, please contact: Gretchen Gordon at 416-973-9763 or by email at: Gretchen.Gordon@statcan.gc.ca

Thank you for your time and consideration.


Gary Dillon
Director, Central Region
Statistics Canada

Canada

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CENSUS • RECENSEMENT

The National Household Survey and your community ... working together

The National Household Survey is coming!

In May and June 2011, one in three households across Canada will be asked to participate in the new National Household Survey (NHS).

What is the National Household Survey?

To complement the census, the government has asked Statistics Canada to conduct the NHS.

NHS data are used to:

- support government planning and program delivery, including family services, housing, roads, public transportation, and skills training for employment
- provide data to support government programs directed at target populations, such as visible minorities, lone-parent families and seniors
- support research by academics and the media.

Confidentiality of information

The confidentiality of every NHS form is protected by law. This means that only Statistics Canada employees who have taken an oath of secrecy who work directly with NHS data will see the completed questionnaires.

Online questionnaires

Households have the option of completing their NHS questionnaire online. It is easy, secure and convenient. No pre-registration or lengthy download processes are required.

Trends from the 2006 Census

- More than two-thirds of Canadian households (68.4%) owned their dwelling in 2006, the highest rate of homeownership since 1971. Of the 12.4 million households in Canada, more than 8.5 million owned their home.
- In 2006, an estimated 3 million households, or 24.9% of the total, spent 30% or more of their income on shelter.

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- One of the trends pushing up family earnings among couples with children has been a steady increase in the share of these families in which two persons or more worked full time, for the full year. Between 1980 and 2005, the proportion of these families in which two persons or more worked full time full year nearly doubled, from 21.5% to 38.4%.
- The 2006 Census confirmed that higher education is a gateway to higher earnings, as did all previous censuses. For men and women of all ages, full-time full-year earners with a university degree earned substantially more than their counterparts who did not have a high school diploma.
- The 2006 Census counted 289,400 mixed unions (marriages and common-law unions) involving a visible minority person with a non-visible minority person or a person from a different visible minority group. This was a 33.1% increase from 2001, more than five times the increase of 6.0% for all couples.
- People whose mother tongue is neither English nor French (allophones) numbered more than 6 million in 2006. The increase rate of allophones between 2001 and 2006 was 18%, the highest five-year growth rate since the 1986 to 1991 period.

The NHS will provide a portrait of communities in 2011. It will provide a reference for decision makers not only at a federal and provincial level, but in your community too.

For more information...

Please visit the NHS website at www.nhs.statcan.gc.ca.

Denise Holmes, AMCT

From: Merv Parker <mervparker@hotmail.com>
Sent: June-02-11 10:35 AM
To: Melancthon TWP Township Office
Cc: Nanci Malek; Darren White
Subject: Veterans Memorial Cenetaph located in Hornings Mills

Attention Bill Hill Mayor of Melancthon

Dear Mayor Hill; The Shelburne Veterans Association would like to thank you and your council for the prompt action you have taken regarding the Horning Mills Veterans Cenetaph which was in dire need of repair not to mention any safety concerns regarding possible injuries to small children in the adjacent playground from falling rocks. We have been advised that you intend to relocate the memorial tablets to a new location beside the community hall in the center of Hornings Mills. Please be advised that the members of the Shelburne Veterans Assoc. endorse this proposed move. When the move of the tablets has been completed at the new location and appropriate stone work completed we believe that a formal/public unveiling and re-dedication ceremony should take place. In that regard we the veterans of the Shelburne Veterans Assoc. would like to attend and participate as appropriate.

We therefore submit this proposal for your information and action deemed appropriate.

Sincerely; Merv Parker, Spokesperson / Chair of the Shelburne Veterans Association

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M7A 1A1

Le Premier ministre
de l'Ontario

Édifice de l'Assemblée législative
Queen's Park
Toronto (Ontario)
M7A 1A1



May 24, 2011

Sylvia Jones, MPP

MAY 27 2011

Orangeville

Ms. Sylvia Jones, MPP
Dufferin-Caledon
244 Broadway Avenue
Orangeville, Ontario
L9W 1K5

Dear Ms. Jones:

Thank you for your letter of May 12 regarding the Township of Melancthon council's request for a meeting to discuss an application submitted by The Highland Companies under the *Aggregate Resources Act*. As always, I appreciate hearing from you.

I wish to reassure you that my colleague the Honourable Linda Jeffrey, Minister of Natural Resources, has been keeping me apprised of developments with regard to the proposed quarry, and I am confident that the minister and her staff will continue to monitor the situation closely.

As the concerns you raised would also interest Minister Jeffrey, I have provided her with a copy of your letter for her information.

Thank you again for writing. Please accept my best wishes.

Yours truly,

A handwritten signature in black ink that reads "Dalton McGuinty".

Dalton McGuinty
Premier

c: The Honourable Linda Jeffrey



JUN 16 2011

(4)

Denise Holmes, AMCT

From: communicate@amo.on.ca
Sent: June-01-11 7:21 AM
To: dholmes@melancthontownship.ca
Subject: Provincial Election 2011 - PC Platform Bulletin #2

TO THE IMMEDIATE ATTENTION OF THE CLERK AND COUNCIL

May 31, 2011

Ontario PCs Pledge \$60 million to Municipalities Not Receiving Provincial Gas Tax for Transit

Highlights:

Ontario Progressive Conservative Party Leader Tim Hudak pledged to give municipalities not receiving ♦gas tax for transit funds♦ some new infrastructure funding as part of the provincial Gas Tax fund. This means 355 municipalities will have access to new funds that will reach \$60 million over four years. The commitment is part of the PC♦s ♦Changebook♦ platform. Mr. Hudak also committed to make this entire gas tax transfer permanent.

AMO Analysis:

How the additional \$60 million would be allocated to the 355 municipalities is not specified. For example, it could be done on an allocation formula, such as by population or some other criteria, or grant application basis.

The platform commitment does ensure that the 89 municipalities currently receiving the \$318 million Provincial Gas Tax for Transit would not see a reduction in that funding envelop, which means that long range transit planning based on existing funding is not compromised. At the same time, the platform policy says transit funds can be used for non-transit infrastructure, such as roads, however, it is unclear what if anything this will mean for the current allocation methodology that incorporates ridership in the formula.

The additional \$60 million will be phased in over four years to help municipalities narrow the significant infrastructure problem but there is no information on what will be the annual phase in amounts.

As municipalities cannot make up the infrastructure gap alone, AMO has long advocated for stable, long-term and flexible funding for municipal infrastructure.

It is assumed that the PCs will work with the federal government and municipalities to ensure that any new future shared-cost infrastructure programs committed to by the federal government are implemented.

AMO is seeking clarification on these questions.

Background:

What is the Municipal Infrastructure Gap?

Municipalities own nearly half of the public infrastructure in Ontario, more infrastructure than any other order of government in the Province, and spend an average of \$3.9 billion per year on capital projects. The 2008 final report of the Provincial-Municipal Fiscal and Service Delivery Review estimated that municipalities need to invest an additional \$6 billion a year over 10 years in infrastructure, or approximately an additional \$1,203 in property taxes per household, to pay for maintenance and growth. Roads, bridges and transit account for nearly \$4 billion per year of the gap.

Average Lifecycle Costs for Roads, Bridges and Bus Transit:

The Provincial-Municipal Fiscal and Service Delivery Review estimated average lifecycle costs for municipal infrastructure systems to be:

Bridges: \$263,000/kilometer lifecycle cost

Rural paved roads: \$234,000-\$261,000/kilometer depending on type (local-arterial)

Unpaved: \$9,000/kilometer

Urban roads: \$518,000-\$604,000/kilometer depending on type (local-arterial)

Buses: \$100,000 for a community bus; \$619,440 for a standard bus

CONTACT: Craig Reid, Senior Policy Advisor  creid@amo.on.ca or 416-971-9856 Ext. 334.

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Denise Holmes, AMCT

From: communicate@amo.on.ca
Sent: May-31-11 11:49 AM
To: dholmes@melancthontownship.ca
Subject: AMO Breaking News

TO THE IMMEDIATE ATTENTION OF THE CLERK AND COUNCIL

May 31, 2011

Ontario Progressive Conservative Changebook Platform Released
Highlights of Municipal Related Policies

The Ontario Progressive Conservative Party Leader, Tim Hudak, released the party's platform Changebook for the October 2011 election yesterday. It covers a broad spectrum of policy matters however this Breaking News only highlights those matters that relate to municipal governments' finance and service delivery.

Presented below are key areas as they appear in the Changebook and are not necessarily in order of priority. AMO is analyzing and is seeking more information upon which to assess impacts on members.

Absent from Changebook is a commitment to ensure that the phased upload of social services and court security from Ontarian's municipal property tax bills is maintained. Maintaining the upload is of critical importance to municipalities' ability to maintain services and invest in infrastructure.

Changebook Commitment	AMO Initial Comment
Hospital Emergency Room Visits } Make hospital CEOs responsible for establishing specific, measureable ER wait time guarantees.	} AMO supports measures that reduce ambulance off-load delays at Emergency Rooms. The faster admittance of hospital patients could put ambulances back on the road more quickly if properly coordinated with EMS operators.
Mining Revenue } Allow local municipalities and First Nations to keep the revenue from the Mine Tax for any new mines that are developed.	} While the aggregates industry pays royalties that support municipal services, no such system exists for the same municipal infrastructure which service mines. Municipalities have petitioned the government on this issue for decades. } This change would only apply to new mining operations.
Provincial Offences Act Revenue } Work with municipalities to collect the \$1 billion in unpaid fines.	} Municipalities have sought additional measures to reduce unpaid fines and improve collections, recognizing that not all \$1 billion in outstanding fines can be recovered.
Courts } Extend the hours of Ontario's busiest courts.	} Municipalities deliver court security to Ontario's courts. This change is likely to increase these municipal costs unless there is a provincial cost offset.
Eliminate eco fees to pay for electronics recycling.	} It is not clear from the platform who will pay for the safe disposal of these products however if it falls to municipal property taxpayers, this would be unfortunate. AMO supports the polluter

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	pays principle as key to environmental stewardship and believes that manufacturers must pay the full cost of their goods, including safe, environmentally responsible disposal.
Local Health Integration Networks <ul style="list-style-type: none"> } Eliminate the LHINs and redirect the estimated \$300 million back in to patients. 	<ul style="list-style-type: none"> } AMO has raised concern with the power of the LHINs as a decision making authority on funding and service delivery within municipal purview and accountability (e.g., long term care). } To date, the LHINs performance has received mixed reviews from across the province. } What is unclear is what system or supports exist to step in to this role and how will it be better and not impose decisions upon municipal service delivery in the health care field.
Full day kindergarten <ul style="list-style-type: none"> } A commitment to implement full day learning for 4 and 5year olds by 2014. } The platform is silent on the extended before and after school component of the current program. 	<ul style="list-style-type: none"> } AMO has supported the current Early Learning and Full Day Kindergarten program as an important driver for educational achievement and economic development. } AMO believes the extended day portion of the program is critical to achieving the full benefits of the policy. } AMO has been working with relevant ministries on components of the program to ensure against increased municipal funding responsibilities. This includes downloading licensing responsibilities. } Additional information is needed on the scope of the policy and municipal responsibility.
Increased access to long term care beds <ul style="list-style-type: none"> } The platform commits to adding 5,000 new long term care beds to Ontario's system. 	<ul style="list-style-type: none"> } AMO has done research on increased access and cost of long term care given demographic and aging society changes. } Relying on municipalities to fill more of the long term care pressures on Ontario is not an appropriate response to the need. } More information is required to understand if the proposed 5,000 beds are in the private or public sector and the municipal requirements and implications.
Providing opportunities for newcomers <ul style="list-style-type: none"> } A commitment to reducing barriers and easing transition for newcomers with a focus on attracting newcomers to small communities. } Transparency on foreign credentials and tax credits to employers who offer language training is promised. 	<ul style="list-style-type: none"> } AMO has been advocating for policies that promote the attraction and retention of foreign trained professionals to Ontario. } More details are required on the easing of access into professions and recognition of foreign credentials. } Ontario needs a federal agreement on immigration and settlement that support Ontario's economy and communities. } Municipalities cannot and should not have to fill in the gaps of immigration and settlement policy and funding to support the needs of newcomers.
Modernizing welfare and the provision of welfare benefits <ul style="list-style-type: none"> } The platform commits to reducing complex administrative barriers and allowing recipients to keep more earned income. } Benefits will be provided only to those who have lived in Ontario for one year or more. 	<ul style="list-style-type: none"> } Upload agreement also called for streamlining and modernizing and reducing the rules in the welfare administrative framework and to put the recipient, not the system, at the forefront. Work is progressing and we would not want to see it lost. } Clarification on the ability to retain earned income and what if any offset of benefits may occur. } Many newcomers in Ontario, by no fault of their own, as they transition to employment, find themselves in receipt of social assistance. It is unclear what supports or services will be available to those living in Ontario's communities without income or supports. } Clarification on the expectation of municipalities to address these local issues is needed.
Energy <ul style="list-style-type: none"> } Open and fair procurement process for alternate energy sources that demands affordable prices and respects local decisions. 	<ul style="list-style-type: none"> } AMO supports a fully transparent life cycle analysis for individual energy projects and the overall long-term energy plan. We look forward to learning how the proposed procurement process will work. AMO believes any potential hosts should have a say in the type of generation planned in their community.

<ul style="list-style-type: none"> } End the feed-in tariff (FIT) program. Honour existing signed contracts. 	<ul style="list-style-type: none"> } Many municipalities are participating in FIT programs, as project developers and hosts. Others are active supporters of various manufacturing entities that have recently established themselves to supply the emerging clean energy industry.
<ul style="list-style-type: none"> } Eliminate expensive energy bureaucracy including the OPA. 	<ul style="list-style-type: none"> } AMO will seek clarity on how the conservation and planning roles currently performed by the OPA will be fulfilled while continuing to push for programs to build energy management capacity at the municipal level. Energy conservation benefits cost reduction, creates local employment, improves system reliability and fights climate change.
<p>Arbitration:</p> <ul style="list-style-type: none"> } Requires arbitrators to take into account the ability of taxpayers to pay when making awards } Transparency and accountability in arbitrators' decisions 	<ul style="list-style-type: none"> } Policy reflects the key aspects of AMO's advocacy for an improved accountable and transparent arbitration system. } Municipalities cannot support excessive arbitration awards that do not take into account local circumstances.
<p>Provincial Gas Tax Revenue</p> <ul style="list-style-type: none"> } Makes the Provincial Gas Tax Transfer Permanent. } Safeguards the allocations of municipalities currently receiving funding for transit. } Expands the program to an additional 355 municipalities with \$60 million. 	<ul style="list-style-type: none"> } AMO has called for making the Provincial Gas Tax (equivalent) Transfer for Transit permanent and to create a similar allocation model to assist the other municipalities that do not receive provincial gas tax for transit. } Ontario municipalities have a significant infrastructure deficit, estimated at \$6 billion annually over 10 years to make up nearly 3/4s of this is roads, bridges and transit. } (A detailed analysis on this particular element of the PC Platform will be outlined to our members in a separate Breaking News item)
<p>Infrastructure</p> <ul style="list-style-type: none"> } \$35 million over three years for infrastructure, including roads and transit. 	<ul style="list-style-type: none"> } It is unclear whether the \$35 million reference is a commitment only to provincial infrastructure such as 400 series highways and intra-regional transit. } Additional information is needed to inform analysis.
<p>Call Before You Dig not-for-profit call centre to act as a single point of contact for all underground utility locations in Ontario</p>	<ul style="list-style-type: none"> } AMO supports safeguarding the health and safety of workers and the public and call before you dig service helps to do this by ensuring dangerous underground infrastructure is located before excavation. } That is why municipalities offer these services now for workers and citizens in our communities. } While we support the principle of One Call to Dig, AMO believes that municipalities, and our property taxpayers, must not pay twice for these services and any One Call service must demonstrate efficiencies and appropriate risk management for our members.
<p>Water</p> <ul style="list-style-type: none"> } Protect all programs that safeguard water quality 	<ul style="list-style-type: none"> } Ontario municipalities deliver clean drinking water to our residents every day. } It is a highly regulated service. } Continued investment from all orders of government in water and wastewater services is critical for the health of our citizens and the economic competitiveness of our province. } AMO is undertaking a study of best practices to help municipalities make the transition to full cost recovery for water and wastewater services so that we don't need more regulation.

CONTACT: Monika Turner, Director of Policy, mturner@amo.on.ca or 416-971-9856 Ext. 318.

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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

**June 2011
Volume 16 - No. 6**

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

Wet spring weather

The first five months of 2011 have been very wet with precipitation above monthly averages since January.

In May rainfall ranged from a low of 112 per cent of average at Luther Marsh to a high of 149 per cent at Laurel Creek. As a result, stream flows have been high throughout the watershed during May. High precipitation, few drying days and high reservoir levels resulted in high flows on rivers and tributaries. Reservoirs were in their normal operating range for the time of year.

The average monthly air temperature in May was slightly above the long-term average.

Safety paramount as rainfall causes water levels to rise

There were two flood messages issued during May – a high water safety bulletin on May 17 and a flood advisory on May 19.

These messages were issued after a week that saw approximately 70 mm of rain, which is what would normally fall within a month.

The major reservoirs are at the seasonal high and have very limited flood control capacity. Reservoir discharges have been increased to handle the additional runoff and will be adjusted as needed.

GRCA staff are working with the Waterloo Regional Police Service and the OPP to review and streamline the delivery of flood warning messages.

Guelph Lake washroom contract

A sewage treatment system for the

new washroom at Guelph Lake Conservation Area will be installed by Lodder Brothers Limited for nearly \$164,000.

The washroom complex was constructed last year and was partially funded by the Recreational Infrastructure Canada program. This project also received a grant from the Hillside Festival, a three-day music festival that takes place on Guelph Lake Island every July. This grant is going towards solar hot water panels at the washroom.

The new washroom is barrier-free to meet Ontario accessibility regulations. The work is expected to be complete in July.

Hydro upgrades to comply with new Hydro One agreement

The GRCA's three hydro plants will be upgraded to comply with Hydro One agreements and current meter requirements.

Hydro One operates the hydro distribution grids that accept electricity generated from the Shand, Conestogo and Guelph hydro plants. Hydro One requires a hydro connection agreement between the GRCA and Hydro One Networks for power generated at these plants. Two plants already have connection agreements while the agreement for Guelph plant is being finalized.

As part to the agreement, the GRCA must upgrade the hydro meters at the three plants to meet current commercial standards. The work is expected to cost \$225,000. Once this is complete, ownership of the meters will be transferred to Hydro One. The utility will then maintain the meters and cover the operating costs.



The GRCA anticipates increased hydro revenue of \$80,000 annually. This increase is because the rate paid for hydro under the new 20-year agreement at Shand Dam is higher than the current average spot market rate.

The GRCA plans to borrow \$145,000 from its Land Sales Reserve and this will be repaid with future hydro revenue. The forecasted hydro revenue increase of \$80,000 will also help cover this expense.

Brant paving contract

Brantco Construction of Cambridge has been awarded the tender for road and parking lot paving at the newly constructed Brant Conservation Area gatehouse.

This contract is for just over \$151,000 and will be fully funded from the 2011 GRCA budget.

A new gatehouse was constructed in 2010 at the conservation area. The staff are still using the old gatehouse and paving is the final step required to complete the project. Staff expect to greet visitors at the new, bigger gatehouse in July.

2010 was RWQP's best year

The Rural Water Quality Program had its biggest year yet and undertook more projects with a higher dollar value than in any year since it began in 1998.

Watershed landowners undertook nearly 500 projects in 2010, resulting in \$3.5 million in improvements. About \$1.5 million was covered through a variety of grant programs.

Most of the increase is a result of the Drinking Water Stewardship Fund.

Projects were implemented by 112 in areas near municipal water sources. Projects included septic system upgrades and decommissioning of unused wells. They properly decommissioned unused wells and upgraded farm wells.

The GRCA helps landowners find financial assistance from a variety of sources to help improve watershed

health. For more information e-mail ruralwater@grandriver.ca or contact Anne Loeffler at 519-621-2763 ext 2242.

Highlights of the RWQP from 2010 include:

- 82 well abandonment projects
- 54 well upgrade projects
- 5.6 km of stream fenced to keep 1,150 head of livestock out of the river
- 155 hectares of trees planted on private land
- 8.9 km of stream buffer planted
- 37 km field windbreaks
- 1.5 km farmstead shelterbelts
- 2 km living snow fence

GRCA selects award winners

The GRCA is issuing five 2011 Watershed Awards in September.

Each year since 1976, the GRCA has presented awards to individuals, families, organizations and businesses that have taken action to protect and enhance the natural environment of the Grand River watershed.

This year, the awards are going to two individuals and three groups. The individuals are Barbara Kidd, a teacher at Arthur Public School and Jim Phillips who has planted thousands of trees on his property in Arthur. The groups are the Conestogo River Enhancement Workgroup (CREW), Cambridge WATER and the Fergus Lions Club.

Taking care of the land

Last year was a full one for terrestrial resources at the GRCA with many projects undertaken.

A multi-year forest restoration partnership with Ontario Power Generation at Luther Marsh was completed. This involved planting 285,000 trees on 215 hectares. Ducks Unlimited also replaced aging water control structures at Luther Marsh. Forty-five hectares of land was acquired at Luther.

Native grasslands were enhanced and four prescribed burns on 30 hectares of land improved grassland habitat.

The full 2010 Terrestrial Resources Annual Report is posted on the GRCA's website in the Forestry section.

Enter GRCA photo contest

Do you enjoy capturing the beauty of the Grand River watershed or the activities of family and friends in the great outdoors?

Enter the GRCA photo contest to win the grand prize of a Nikon camera or a \$300 gift certificate for each of three category prizes. The contest started April 30 and runs until March 31, 2012.

In addition, all contestants who submit a photo during the month are entered into a random draw for a vehicle season pass. The May winner is Alan Thompson of Brantford. In total, 11 vehicle season passes will be given out during the contest.

The complete list of rules and submission information is available on www.grandriver.ca/photocontest.

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

It is a summary of the March 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 in the Meetings section.

Follow us on....





**Southern
Ontario
Library
Service**

**Service des
bibliothèques
de l'Ontario-Sud**

June 3, 2011

The Township of Melancthon
Ms. Denise Holmes
157101 Highway 10 RR 6
Shelburne, ON L0N 1S0

Dear Ms. Denise Holmes,

On April 14, 2011, the Ministry of Tourism and Culture announced a \$1.9 million grant "to ensure that all recipients of a Public Library Operating Grant (PLOG) in fiscal year 2010/11 are able to support capacity building in the areas of collections and programs to strengthen community services". This new grant is in addition to existing library funding and must be used for public library purposes.

The Township of Melancthon has been allocated \$2000. As a recipient that does not operate a library, your allocation will be forwarded to the library board(s) that contract to provide services to your residents. To ensure that the funds are forwarded to the appropriate board(s), please use the table below to confirm which boards are under contract for the provision of library services to your residents. If you contract with more than one library board, please also indicate the proportion that each board receives under your contracts. SOLS will ensure that the designated boards receive the public library capacity building grant in the same proportion.

If you have any questions, please be in contact.

Thank you very much,

Laurey Gillies
CEO

Email: lgillies@sols.org
Ext.: 5118

RECEIVED
JUN 07 2011



111, rue Peter Street
Suite/bureau 902
Toronto, ON M5V 2H1
416-961-1669
1-800-387-5765
416-961-5122 (fax/télééc.)
www.sols.org

*Charitable Registration Number/Numéro
d'enregistrement comme organisme de
bienfaisance: 1077 98167 RR0001*

*Financial support from the Province of
Ontario is gratefully acknowledged/L'appui
financier de la province d'Ontario est
grandement apprécié.*

G:\Capacity Building Grant 2011\Letter to Contracting Municipalities.docx
June 3, 2011

JUN 16 2011

①

The Township of Melancthon has contracts for library service with:

Library Board Name	Percentage
	%
	%
	%
	%
	%

I understand that the allocation will be sent in accordance with this chart.

Signature:

Title:

Name (please
print):

Date:

Please sign and return this form by fax to 416 961 5122.

June 3, 2011

To: Denise Holmes
CAO/Clerk Melancthon Township

From: Brian Horner
Land and Sky Green Energy

Re: Leasing Options

Dear Denise:

We neglected to mention in our presentation to your council that leasing is available if you decide not to purchase.

As mentioned in our presentation, it appeared that your roof space had potential capacity for 56.4kw. I also understand that another company has reviewed your capacity at 35kw.

Whatever is finalized, we are prepared to give you 8% of the gross revenue derived from the system.

To give you some idea of revenue:

$35\text{kw} \times 1200\text{kw produced/year/kw (installed)} \times \$0.71.3 = \$29,946 \times 8\% = \$2,395.68$, 1 year revenue to Township of Melancthon.

Vs.

$56.4\text{kw} \times 1200\text{kw produced/year/kw (installed)} \times \$0.71.3 = \$48,255.84 \times 8\% = \$3,860.47$, 1 year revenue to Township of Melancthon.

I hope this helps your discussion with council. We do have a lease agreement available for your review if you decide to proceed.

Yours truly,



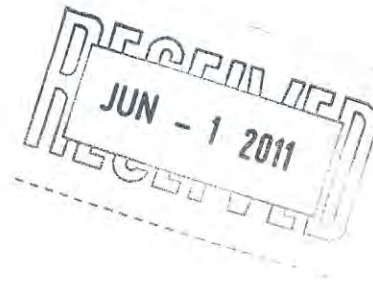
Brian Horner

JUN 16 2011

2

June 1, 2011

Corporation of the Township of Melancthon
R. R. #6
Shelburne, Ontario
L0N 1S9



Attention: Denise Holmes, Clerk-Treasurer

Re: Request for Rezone from Agricultural to Residential, Conc. 2 OS E Pt. Lot 16

It is our understanding that Council is considering making adjustments for rezoning some property from Agricultural to Residential in the Village of Riverview and we are requesting Council also consider changing our land which is presently Agricultural to Residential in Horning's Mills.

We have enclosed a highlighted lot location for your perusal and look forward to your approval.

Sincerely,

James Dennis Funston
Gwendolyn Gaye Funston

Encl.

JUN 16 2011

3

LOT 17
CON 2 00117300

LOT 16
CON 2 00116950

LOT 16
CON 1 00103400

6.87
ACREAGE

00117000

00117100

00116900

00116800

00103500 00103600

15TH SIDERD

00103630

00103735

00103640

00103635

00107250

00103700

LOT 15
CON 1

00103650

00107300

00107500

00107400

00107000

00106800

00106700

LOT 15
CON 2 00107900

00116700

00107600

00106400

00106500

MILL LANE

00111910

00111900

00111800

00111700

00111600

00111500

00111400

00111300

00106600

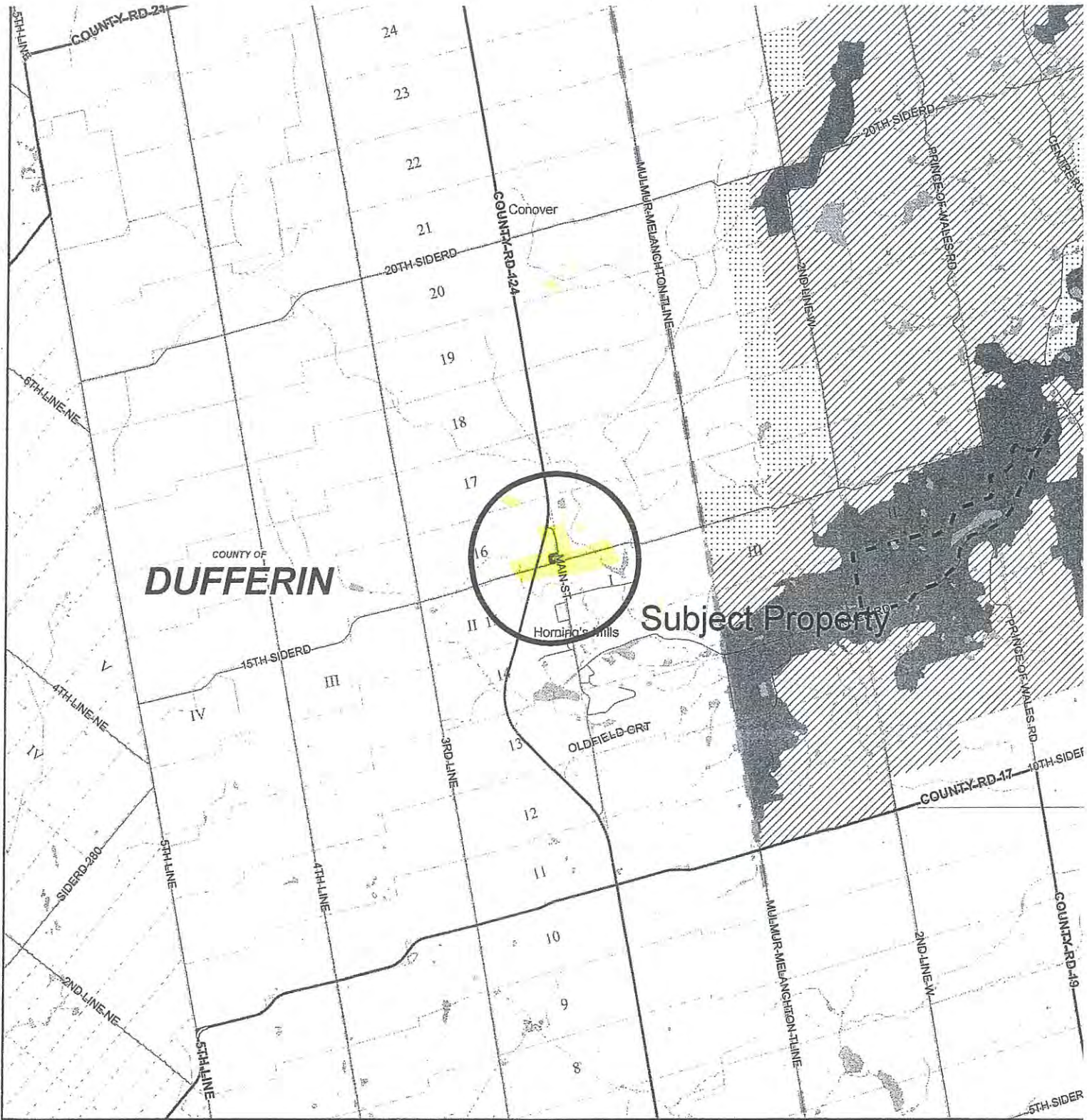
00107700
00107800 00112000
00114600 00112020
00114700 00112050
00114700 00112100
00114800 00112200

00107985

00107860

COUNTY RD 124

MAIN ST



COUNTY OF
DUFFERIN



Subject Property

Conover

Horning's Mills

OLDFIELD CRT

COUNTY RD-24

COUNTY RD-24

COUNTY RD-17

COUNTY RD-19

6TH SIDER

20TH SIDERD

PRINCE OF WALES RD

2ND LINE W

5TH SIDER

PRINCE OF WALES RD

40TH SIDER

MULMUR-MELANCTON LINE

2ND LINE W

15TH SIDERD

3RD LINE

OLDFIELD CRT

5TH LINE

4TH LINE

2ND LINE NE

5TH LINE

4TH LINE NE

6TH LINE NE

5TH LINE

24

23

22

21

20TH SIDERD

20

19

18

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16

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14

13

12

11

10

9

8

V

IV

III

II

I

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
Georgetown ON L7G 4B1
No de tel. 905-877-5191
Télécopieur 905-873-7452
www.escarpment.org



Ontario's Niagara Escarpment
A World Biosphere Reserve

May 26, 2011

County of Dufferin - Township of Melancthon

Denise B. Holmes, Clerk

Michael Giles, Chief Building Official

Wayne Wilson, Chief Administration Officer, Nottawasaga Valley C.A.

REQUEST FOR COMMENTS

FILE NUMBER: D/R/2011-2012/052

APPLICANT: Marlene Heath
AGENT: N/A
OWNER: Same as Applicant

LOCATION: Part Lot 15, Concession 1, O.S.
303 Main Street, Hornings Mills
Township of Melancthon, County of Dufferin

RELATED FILES: D/R/07-08/016; D/R/95-96/125 and D/R/78/30

DESCRIPTION OF PROPOSED DEVELOPMENT: **To recognize the as-built construction of a 1 storey detached garage, on an existing 1.07 ha (2.65 ac) lot.**

The attached Development Permit application, which is summarized above, is being sent to you for your review. Your comments and recommendations are requested for the Niagara Escarpment Commission's consideration.

We request your comments by: **June 20, 2011**. If we do not receive your comments, we will assume you have no objection to the proposal. If you require additional time to provide comments, please call immediately.

If you require further information, please contact Michael Baran, at (905) 877-8538 or e-mail: michael.baran@ontario.ca

JUN 16 2011

4

Postal Code Street/P.O. Box City/Town Province
Phone: _____ Fax: _____ E-mail: _____

FMS # (0113)

4. CONTRACTOR (if applicable)

Name: _____

Mailing Address: _____

Postal Code Street/P.O. Box City/Town Province
Phone: _____ Fax: _____ E-mail: _____

County/Region Dufferin (former)
Municipality Melancthon
Municipality _____

Lot WPT lot 15 Concession 10S Lot RP7R1089 part1
Plan _____

Civic Addressing # 537227 Street Address _____
(Fire/Emergency #)

Lot Size 2.65 AC Irregular Proposed Lot Size _____
(If applicable)
Frontage 333.74 Frontage _____
Depth 437 Varies Depth _____

Road Frontage: Municipal round Summer Only Private Right-of-Way Year-
Water Supply: Municipal Communal Private Well Other: _____

Sewage System: Municipal Communal Private Septic
Other: _____

Check applicable boxes and briefly describe on the adjoining line.

Existing Land Use/Buildings: (describe below)
(describe below)

Proposed Development:

Residential	<input checked="" type="checkbox"/>	_____	<input type="checkbox"/>
Agricultural	<input type="checkbox"/>	_____	<input type="checkbox"/>
Commercial	<input type="checkbox"/>	_____	<input type="checkbox"/>
Industrial	<input type="checkbox"/>	_____	<input type="checkbox"/>
Institutional	<input type="checkbox"/>	_____	<input type="checkbox"/>
Other	<input type="checkbox"/>	_____	<input checked="" type="checkbox"/> Storage

Recognize as-built detached garage

Please describe the type and terms of any easements, right-of-ways, covenants, agreements or other restrictions registered on or affecting the title of the property:

Date the property was purchased by the current owner: 1969

Date the property was purchased by the current owner:

Date the property will be purchased by the applicant (if purchasing from current owner):

NOTE

DEPENDENT ON THE NATURE OF THE PROPOSED DEVELOPMENT AND/OR THE CHARACTERISTICS OF THE PROPERTY, SUPPORTING INFORMATION SUCH AS BUILDING PLANS, LANDSCAPING PLANS, VISUAL ASSESSMENTS, EROSION CONTROL PLANS, GRADING PLANS, OR AN ENVIRONMENTAL IMPACT ASSESSMENT MAY BE REQUIRED, IN ADDITION TO THE FOLLOWING INFORMATION:

Ground Floor Area is the total exterior measurements of the building, including attached garages and enclosed decks (as applicable). **Maximum Height** is measured from the lowest grade (e.g., walkout side), to the peak of the roof. **Total Floor Area** (i.e., total mass) is based on the exterior measurements of the building and includes the total of the ground floor area (including attached garages, etc.) + walkout basements + full or ½ second stories, etc.

Please fill in complete details for each proposed building, below:

	Height (peak)	Ground Floor Area Roof Type (Exterior measurements) (peaked, flat, etc.)	Total Floor Area	# of Storeys	Maximum (to)
<input type="checkbox"/> Dwelling	_____	_____	_____	_____	_____
<input checked="" type="checkbox"/> Accessory Building (garage - hydro only)	_____	± 432 sq ft.	± 432 sq ft.	1	± 14'
<input type="checkbox"/> Addition	_____	_____	_____	_____	_____
<input type="checkbox"/> Demolition	_____	_____	_____	_____	_____
<input type="checkbox"/> Other Building	_____	_____	_____	_____	_____

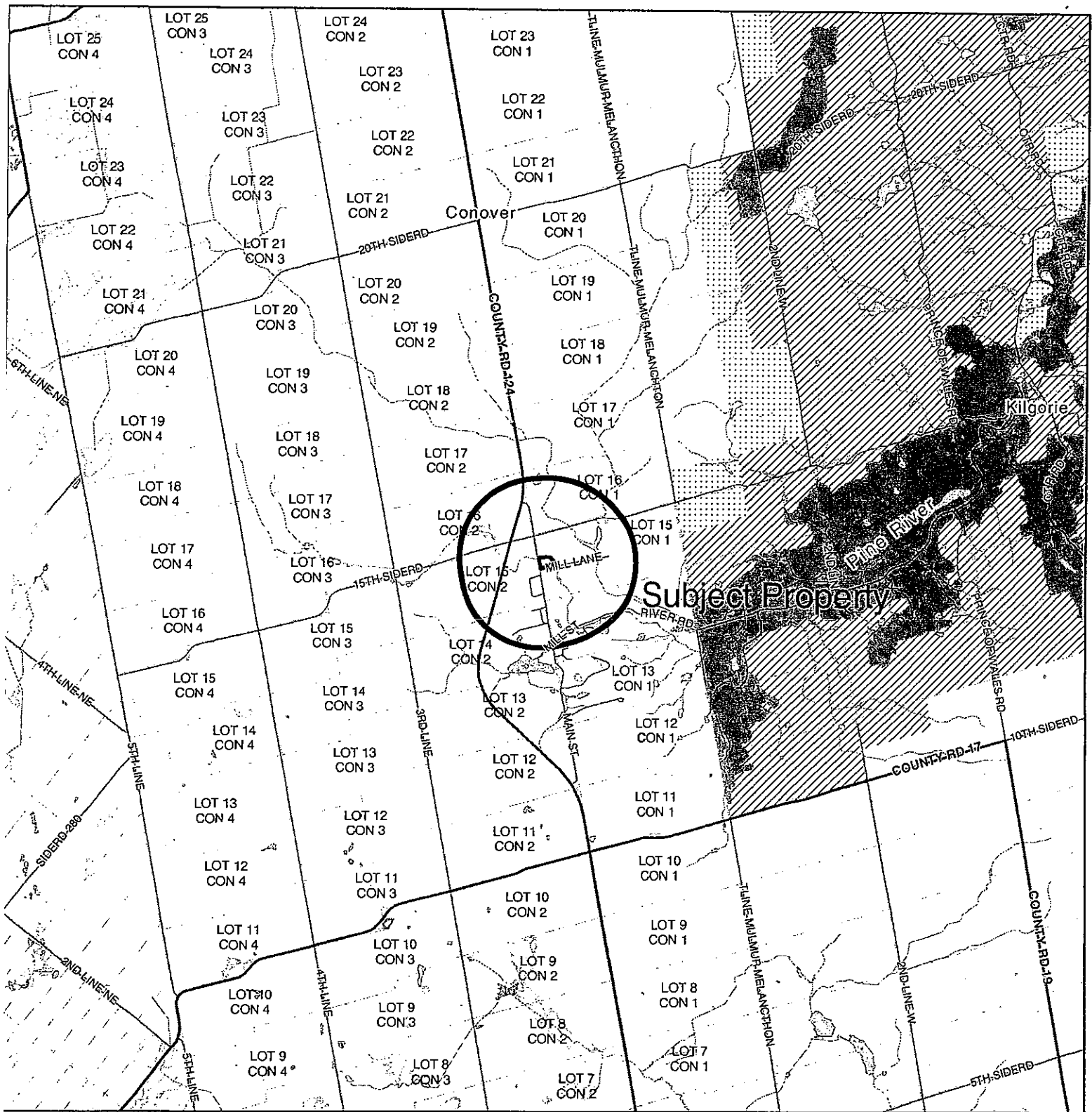
(e.g., Gazebos, decks, swimming pools, tennis courts, lighting, signs, retaining walls, filling, grading, berms, parking lots/areas, tree clearing, wind power towers, wind machines (fans), solar panels, geothermal systems, hydro services/poles & lines, etc.)
(See next page for ponds)

Please describe and provide information such as: location, dimensions, size, height, etc.

(e.g., Establishing a Home Business, Home Occupation, Home Industry or Bed and Breakfast business within an existing dwelling or other building. Converting or changing the use of a dwelling, building, property, etc.)

Please describe the proposed business or new use and provide information such as: type of business, size or area of land or building to be occupied or altered by the use, construction or alteration details, number of employees, access, parking, storage details, signage, etc.

New detached garage for storing recreational vehicles and lawn mower.



MAP 1
NIAGARA ESCARPMENT PLAN

FILE NO. **D/R/2011-2012/052**

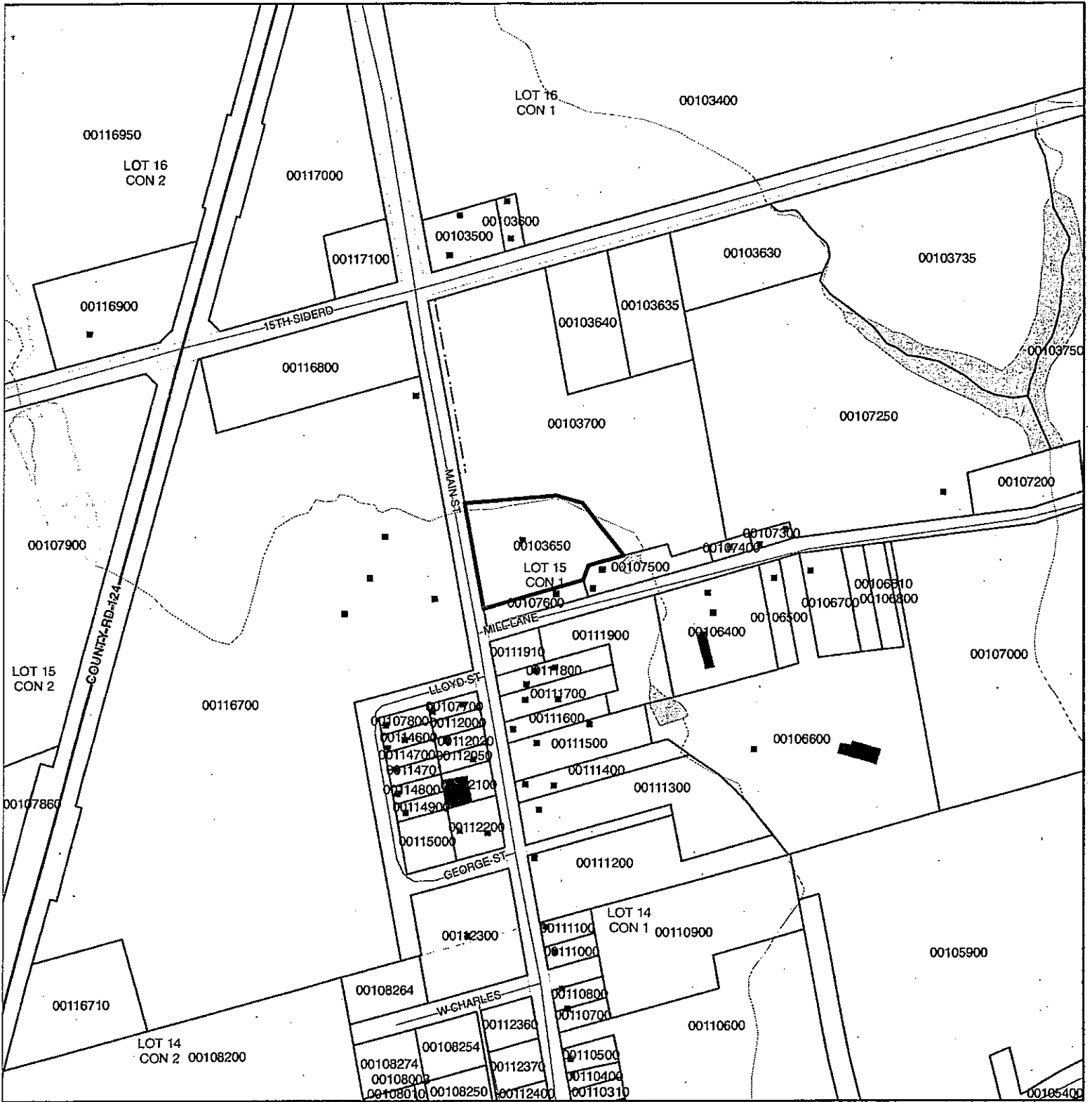
APPLICANT: **HEATH**

LEGEND

- Subject Property
- Plan Designations**
- Escarpment Natural Area
- Escarpment Protection Area
- Escarpment Rural Area
- Mineral Resource Extraction Area
- Escarpment Recreation Area
- Urban Area
- Minor Urban Centre
- Minor Urban Centre (Boundary Undefined)
- Public Land (in Parks and Open Space System)
- Special Policy Areas

NOTE: The Niagara Escarpment Plan Designation boundaries shown on this map are approximate and subject to confirmation through site inspection and the application of the 'Interpretation of Boundaries' section of the Niagara Escarpment Plan
 Printed on May 26, 2011 by westmanja

Approximate Scale 1:50000

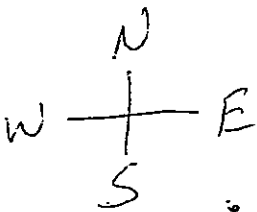


MAP 2
LOT CONFIGURATION

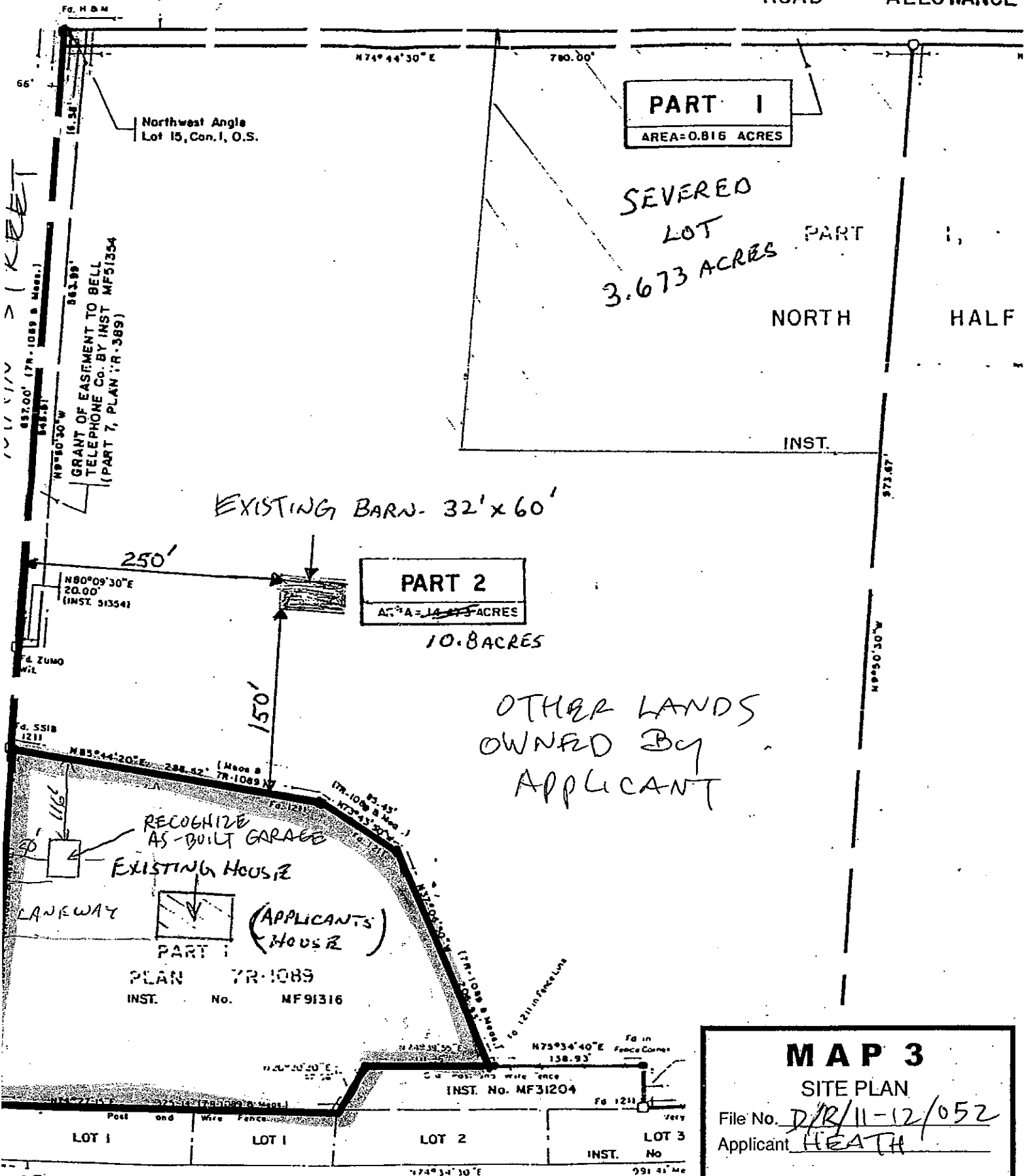
FILE NO. D/R/2011-2012/052

APPLICANT: HEATH

LEGEND
 Subject Property



ROAD ALLOWANCE



PART 1
AREA=0.816 ACRES

SEVERED
LOT
3.673 ACRES
PART
NORTH
HALF

EXISTING BARN - 32' x 60'

PART 2
AREA = 10.8 ACRES

10.8 ACRES

OTHER LANDS
OWNED BY
APPLICANT

RECOGNIZE
AS-BUILT GARAGE
EXISTING HOUSE

LANEWAY
PART 1
(APPLICANT'S HOUSE)

PLAN 7R-1089
INST. No. MF91316

INST. No. MF31204

MAP 3

SITE PLAN

File No. D/R/11-12/052
Applicant HEATH

LOT 1 LOT 1 LOT 2 LOT 3
INST. No.



RECEIVED
JUN 03 2011

May 31, 2011

Denise B. Holmes, Clerk
Township of Melancthon
157101 Highway 1, R. R. #6
Shelburne, Ontario, L0N 1S9

Dear Ms. Holmes:

**Re: Notice of Receipt of a Complete Application
Official Plan and Zoning By-law Amendment
Part of lots 18 to 23, Concession 1 OS, Part of Lots 18 and 19,
Concession 2 OS, Part of Lots 17 to 21, Concession 3 OS and Part of
Lots 16 to 19, Concession 4 OS
Township of Melancthon, County of Dufferin (Highland Companies)**

**Member
Municipalities**

- Adjala-Tosorontio
- Amaranth
- Barrie
- The Blue Mountains
- Bradford-West Gwillimbury
- Clearview
- Collingwood
- Essa
- Grey Highlands
- Innisfil
- Melancthon
- Mono
- Mulmur
- New Tecumseth
- Oro-Medonte
- Shelburne
- Springwater
- Wasaga Beach

NVCA staff has received the circulated reports prepared by the Highland Companies in support of the proposed quarry operation. We understand that the purpose of the proposed Official Plan Amendment is to re-designate the subject lands to Industrial Used with Special Provisions to allow for the development of the lands for aggregate extraction and associated accessory uses and the continuation of agricultural uses. The purpose of the proposed Zoning By-law Amendment is to permit aggregate extraction including accessory uses and the continuation of agricultural uses.

The proposal is very large and complex and provides potential for significant impacts to the NVCA watershed. NVCA staff has not been able to complete a comprehensive review of this application to date, however NVCA provided comments on broad areas of concern to the Ministry of Natural Resources on April 21, 2011, on the Aggregate Resources Act application, which is attached and is to form part of the NVCA comments to the municipality.

As NVCA staff is continuing to review the technical documents, staff is not in a position to recommend approval of the applications at this time. We trust this is of assistance. If you have any questions or concerns, please do not hesitate to contact the undersigned.

**Watershed
Counties**

- Dufferin
- Grey
- Simcoe

Yours truly,


Patti Young, MCIP, RPP
Senior Planner

cc. Ministry of Natural Resources, Midhurst District Attn: Craig Laing
The Highland Companies P.O. Box 377, Shelburne, Ontario L0N 1S6
Grand River Conservation Authority Attn: Fred Natolochny

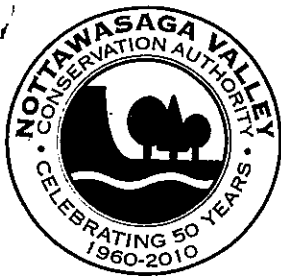
Celebrating 50 Years in Conservation 1960-2010

Member of



JUN 16 2011

1



COPY

April 21, 2011

Craig Laing
Ministry of Natural Resources
Midhurst District
2284 Nursery Road
Midhurst, Ontario, L0L 1X0

Dear Mr. Laing:

Member Municipalities

- Adjala-Tosorontio
- Amaranth
- Barrie
- The Blue Mountains
- Bradford-West Gwillimbury
- Clearview
- Collingwood
- Essa
- Grey Highlands
- Innisfil
- Melancthon
- Mono
- Mulmur
- New Tecumseth
- Oro-Medonte
- Shelburne
- Springwater
- Wasaga Beach

Watershed Counties

- Dufferin
- Grey
- Simcoe

**Re: Aggregate Resources Act Application
Part of lots 18 to 23, Concession 1 OS
Part of Lots 18 and 19, Concession 2 OS
Part of Lots 17 to 21, Concession 3 OS
Part of Lots 16 to 19, Concession 4 OS
Township of Melancthon, County of Dufferin
(Highland Companies)**

Nottawasaga Valley Conservation Authority is in receipt of the notice of initiation for a Class A, Category 2 licence under the Aggregate Resources Act for a quarry below the established water table. The notice was dated March 4, 2011 and was accompanied by a notice of a complete application prepared by the Ministry of Natural Resources dated February 28, 2011.

The property is within the headwaters of the Pine River and is mapped as being partially regulated by the NVCA, pursuant to Ontario Regulation 172/06 due to the presence of mapped watercourses and associated floodplain, meander belt and erosion hazard. Permits are required from NVCA prior to undertaking works in a regulated area. A permit is not required from NVCA for works approved under the Aggregate Resources Act.

The proposal is very large and complex and provides potential for significant impacts to the NVCA watershed. NVCA staff has not been able to complete a comprehensive review of this application to date, however based on a preliminary review, NVCA staff objects to the proposal due to the following broad areas of concern;

1. Potential impacts to adjacent surface and ground water quality and quantity.
2. Potential impacts to adjacent wetlands related to water quality and quantity.
3. Potential impacts on terrestrial natural features and systems.
4. Potential fisheries impacts including impacts to a high quality coldwater fishery.
5. Potential offsite impacts related to erosion and flooding.

Celebrating 50 Years in Conservation 1960-2010

Member of



Conservation ONTARIO
Natural Champions

April 21, 2011

Re: Aggregate Resources Act Application
Township of Melancthon, County of Dufferin
(Highland Companies)

6. Potential cumulative impacts of future aggregate extraction in this area.
7. The effectiveness of the proposed mitigation and rehabilitation strategy and possible impacts on natural hazards and natural heritage features.
8. Long term compliance monitoring program and a control watershed monitoring program that focuses on protection of downstream surface water, groundwater and natural heritage features has not been fully detailed.
9. Potentially incomplete vegetation, fish and wildlife inventories.
10. Impacts from removing a perennial section of the Pine River, which contains fish habitat.
11. Loss of headwater swales.
12. Other concerns, as may be determined through our detailed review and/or further studies.

In addition to the above comments, please find enclosed NVCA Board of Directors Resolution 03/11 requesting additional time for review.

Thank you for the opportunity to provide input on this Aggregate Resources application. If you have questions or concerns, please do not hesitate to contact the undersigned or Patti Young Senior Planner (Extension 231).

Sincerely,



Wayne R. Wilson
CAO/Secretary-Treasurer

cc: Highland Companies, P.O. Box 377, Shelburne, Ontario L0N 1S6
Walter Benotto, NVCA Chair
Clerk, Township of Melancthon
Clerk, Township of Amaranth
Clerk, Township of Mulmur
Clerk, Township of Mono
Clerk, Town of Shelburne
Grand River Conservation Authority, Attn: Fred Natolochny
Dufferin County, Attn: Chief Administrative Officer
Ministry of Natural Resources, Attn: Honourable Linda Jeffrey

encl: NVCA Board of Directors 03/11 Resolution 17

NOTTAWASAGA VALLEY CONSERVATION AUTHORITY
Board of Directors 03/11

DATE: 25 March, 2011

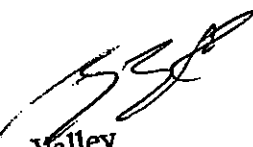
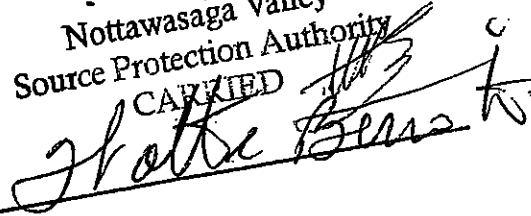
NO. 17

MOVED BY: Brent Preston

SECONDED BY: Mike Edwards

BE IT RESOLVED THAT: due to the volume of material and complexity of The Highland Companies application under the *Aggregate Resources Act*, the NVCA requests that the Ministry of Natural Resources extend the deadline for comment by 120 days to August 26, 2011; and,

THAT: the request be circulated to all NVCA member municipalities.


Nottawasaga Valley
Source Protection Authority
CARRIED


BURGAR  ROWE
PROFESSIONAL CORPORATION
BARRISTERS • SOLICITORS • MEDIATORS • TRADEMARK AGENTS

Monday, May 30, 2011

BY EMAIL ONLY: ALEIBEL@GOODMANS.CA

Allan Leibel
Goodmans LLP
333 Bay Street Suite 3400
Toronto, ON
M5H 2S7

Dear Mr. Leibel:

**RE: THE CORPORATION OF THE TOWNSHIP OF MELANCTHON AND HIGHLAND
COMPANIES**
OUR FILE NO. 44042

Further to your correspondence of May 11, 2011, the Township's peer review team has been proceeding diligently with respect to the review of the voluminous material. I understand that a number of disciplines have already had discussions with respect to their initial review. However, due to a number of unforeseen logistical circumstances, the Township has been delayed in retaining all of the experts with respect to the peer review team although we now believe we are in a position to proceed.

However, a number of the disciplines require differing length of time for review and it is not possible to impose an arbitrary limit with respect to such timing. It is not up to Highland to determine the schedule for the peer review process.

Having said that, we submit that the Township has been proceeding, in good faith, and diligently, to process peer reviews of the material.

2

JUN 16 2011



The Township has no interest in delaying this process.

Yours very truly,

BURGAR ROWE
Professional Corporation

Per: Ian J. Rowe

/sw

email: irowe@burgarowe.com

cc: Denise Holmes

cc: Mayor Hill

Denise Holmes, AMCT

From: Michelle Dunne <mdunne@dufferincounty.on.ca>
Sent: May-24-11 2:18 PM
To: Cheryl Johns; Denise Holmes (External); John Telfer; Jane Wilson; keith@townofmono.com; Sue Stone; T Horner
Cc: Pam Hillock
Subject: Draft Forest Conservation By-law
Attachments: 2010-05-19 Draft Forest Conservation By-law circulated to lower tier.pdf; Hooker 3-18.pdf

Good afternoon,

The Council of the County of Dufferin at its regular meeting of May 12, 2011 adopted the following resolution from The Museum Board meeting of April 27, 2011:

THAT the correspondence from Mr. Charles Hooker dated March 17, 2011, with respect to the Forest Conservation By-law, be received;

AND THAT staff circulate the current draft copy of the Forest Conservation By-law to the local municipalities for comment, with a copy of Mr. Hooker's correspondence;

AND THAT the draft by-law along with comments from municipalities be placed on a future Museum Board agenda.

Attached please find a copy of the current draft Forest Conservation by-law and a copy of Mr. Hooker's correspondence. Please submit your comments at your earliest convenience.

Regards,

Michelle Dunne
Council Committee Coordinator
County of Dufferin
51 Zina Street
Orangeville, ON
L9W 1E5
Tel: 519.941.2816, ext 2504
Fax: 519.941.4565
Email: mdunne@dufferincounty.on.ca
Website: www.dufferincounty.on.ca

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The Corporation of the County of Dufferin, 51 Zina Street, Orangeville, Ontario.

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**CORPORATION OF THE COUNTY OF DUFFERIN
BY-LAW NUMBER 2010-xx**

**A BY-LAW TO REGULATE THE DESTRUCTION OR INJURING OF
TREES IN WOODLANDS IN THE COUNTY OF DUFFERIN AND TO
REPEAL BY-LAW NUMBER 2006-15.
(Forest Conservation By-law)**

WHEREAS Section 135 of the *Municipal Act, 2001*, S.O. 2001, c. 25, as amended, provides that an upper-tier municipality is empowered to pass by-laws:

- (a) prohibiting or regulating the destruction or injuring of trees in woodlands designated in the by-law;
- (b) providing for the appointment of Officers to enforce any by-law passed under this section;
- (c) requiring that a Permit be obtained to injure or Destroy trees; and
- (d) imposing conditions to a Permit, including conditions relating to the manner in which destruction occurs and the qualifications of persons authorized to injure or Destroy trees;

AND WHEREAS Upper Tier Municipalities have authority to regulate woodlands that are one (1) hectare or more in area;

AND WHEREAS Council of the County of Dufferin has determined that it is desirable to enact this By-law for the purpose of maintaining and improving the woodlands of the County;

AND WHEREAS this By-law is intended to encourage sustainable forest management practices and discourage over-harvesting.

NOW THEREFORE THE COUNCIL OF THE CORPORATION OF THE COUNTY OF DUFFERIN ENACTS AS FOLLOWS:

Definitions

1. For the purposes of this By-law:

- (a) **“Basal Area”** and **“Individual Tree Basal Area”** mean the area of the cross-section of the stem or trunk of a tree taken at a point of measurement on a standing tree 1.37 metres above the highest point of ground at the base of the tree where the ground meets the stump;

JUN - 2 2011

- (b) “**Basal Area of a Woodlands**” means the sum of the Basal Areas of the individual trees of a Dbh greater than 10 cm which comprise a woodlands;
- (c) “**Building Permit**” means a Building Permit issued under the *Building Code Act, 1992*, S.O. 1992, c. 23, as amended;
- (d) “**Business Day**” means any day falling on or between Monday and Friday of each week and not including holidays;
- (e) “**Circumference Measurement**” means a measurement of the outer boundary of the stem or trunk of a tree, including the bark, and Circumference Measurements will always be taken at the highest possible point of measurement;
- (f) “**Clerk**” means the Clerk of the Corporation of the County of Dufferin;
- (g) “**Council**” means the Council of the Corporation of the County of Dufferin;
- (h) “**County**” means the Corporation of the County of Dufferin;
- (i) “**County Forest Manager**” and “**Forest Manager**” mean the County Forest Manager of the Corporation of the County of Dufferin;
- (j) “**Dbh**” or “**Diameter of Breast Height**” means the diameter of the stem of a tree measured at a point that is 1.37 metres above the highest point of ground in an undisturbed state at the base of the tree;
- (k) “**Destroy**” or “**Destruction**” means to remove, cut down, or in any other way injure a tree to such an extent that it is deemed necessary to remove or cut down the tree;
- (l) “**Exempt**” or “**Exemption**” means those activities to which this By-law does not apply, as set out in s. 3 of this By-law;
- (m) “**Good Forestry Practice**” means the proper implementation of harvest, renewal and maintenance activities that: (1) are known to be appropriate for the health and sustainability of the forest given the environmental conditions under which they are being applied; (2) that minimize detriments to forest values, including significant ecosystems, important fish and wildlife habitat, soil and water quality and quantity, forest productivity and health and the aesthetics and recreational uses and opportunities of the landscape. Good Forestry Practice may include the

- (n) **"Injure"** or **"Injuring of Trees"** means lasting damage done to a tree to inhibit or terminate its growth but does not include pruning or removing branches for the purpose of improving the health of a tree or maintaining laneways, field borders or fence lines;
- (o) **"Lower-tier Municipality"** means a municipality that forms part of the County of Dufferin;
- (p) **"Museum Board"** means the Dufferin County Museum & Archives and Heritage Lands Board or any successor committee established by Council;
- (q) **"Officer"** means an individual appointed by Council for the administration and enforcement of this By-law and includes the County Forest Manager;
- (r) **"Owner"** means a person having any right, title, interest, or equity in land;
- (s) **"Own Use"** means use that does not include a sale, exchange, or other disposition to others of trees that are Injured or destroyed;
- (t) **"Permit"** means a Permit for Commercial Harvesting or a Permit to Clear, issued pursuant to this By-law;
- (u) **"Point of Measurement"** means that point on the tree trunk measured above the highest point of the ground in an undisturbed state at the base of the tree, as set out in Schedule A. Where more than one tree stem grows from a single tree stump, the Point of Measurement for the purpose of this By-law shall be at the point on the tree trunk where the tree stems separate provided that such point of separation is closer than 1.37 metres to the highest point of the ground in an undisturbed state at the base of the tree;

- (v) **"Qualified Tree Marker"** means:
 - (i) an individual who has successfully completed the Ontario Ministry of Natural Resources Certified Tree Marker Program;
 - (ii) a Registered Professional Forester qualified to do tree marking;
 - (iii) a member in good standing of the Ontario Professional Foresters Association qualified to do tree marking;
 - (iv) a forest technician qualified to do tree marking; or
 - (v) an Owner who is marking his or her own woodlands in accordance with a management plan under the auspices of the Managed Forest Tax Incentive Program;
- (w) **"Registered Professional Forester"** means an individual as defined in s.14 of the *Professional Foresters Act, 2000*, S.O. 2000, c. 18, as amended;
- (x) **"Silvicultural Prescription"** means one or more professional recommendations for controlling the establishment, composition, constitution, and growth of forests from seedling through to the desired endpoint of the forest stand;
- (y) **"Silviculture"** means the theory and practice of controlling forest establishment, composition, growth, and quality to achieve the objectives of forest management;
- (z) **"Tree"** is any species of woody perennial plant, including its root system, which has reached or can reach a height of at least 4.5 metres at physiological maturity;
- (aa) **"Woodlands"** means any land, irrespective of ownership, that are one hectare or more in area and which contains at least:
 - (i) 1,000 Trees of any size per hectare;
 - (ii) 750 Trees, measuring over five centimetres in diameter at Dbh, per hectare;
 - (iii) 500 Trees, measuring over 12 centimetres in diameter at Dbh, per hectare;or

- (iv) 250 Trees, measuring over 20 centimetres in diameter at Dbh, per hectare;

but does not include a cultivated fruit or nut orchard or a plantation established for the purpose of producing Christmas trees or nursery stock.

Application of By-law

- 2. This By-law shall apply to all Woodlands within the County.

Exemptions

- 3. This By-law shall not apply to:

- (a) activities or matters undertaken by a municipality or a local board of a municipality;
- (b) activities or matters undertaken under a licence issued under the *Crown Forest Sustainability Act, 1994*, S.O. 1994, c. 25;
- (c) the injuring or Destruction of trees by a person licensed under the *Surveyors Act* R.S.O. 1990, c. S. 30 to engage in the practice of cadastral surveying or his or her agent, while making a survey;
- (d) the injuring or Destruction of trees imposed as a condition to the approval of a site plan, a plan of subdivision or a consent under section 41, 51 or 53, respectively, of the *Planning Act*, R.S.O. c. P. 13, or as a requirement of a site plan agreement or subdivision agreement entered into under those sections;
- (e) the injuring or Destruction of trees imposed as a condition to a development Permit authorized by regulation made under section 70.2 of the *Planning Act* or as a requirement of an agreement entered into under the regulation;
- (f) the injuring or Destruction of trees by a transmitter or distributor, as those terms are defined in section 2 of the *Electricity Act, 1998*, S.O. 1998, c. 15, Schedule A for the purpose of constructing and maintaining a transmission system or a distribution system, as those terms are defined in that section;
- (g) the injuring or Destruction of trees undertaken on land described in a licence for a pit or quarry or a Permit for a wayside pit or wayside quarry issued under the *Aggregate Resources Act*, R.S.O. 1990, c. A. 8;

- (h) the injuring or Destruction of trees undertaken on land in order to lawfully establish and operate or enlarge any pit or quarry on land, that has not been designated under the *Aggregate Resources Act* or a predecessor of that Act, and on which a pit or quarry is a permitted land use under a by-law passed under section 34 of the *Planning Act*;
- (i) the injuring or Destruction of trees growing upon any highway or upon any opened road allowance;
- (j) the injuring or Destruction of trees by a person who is the registered Owner of the lands, for the Owner's Own Use, provided that:
 - a. the Owner, prior to the injury or Destruction, has advised the County Forest Manager of the proposed injury or Destruction; and
 - b. the Destruction or injury does not reduce the number of trees per hectare below that necessary to constitute a Woodland;
- (k) the injuring or Destruction of trees that is reasonably required in order to erect or use any building, structure or thing for which a Building Permit has been issued provided that only those trees necessary to accommodate the building structure or thing, including yard areas, are removed;
- (l) the injuring or Destruction of trees that is reasonably required in order to install and provide utilities and a driveway for the construction or use of the building, structure, or thing for which a Building Permit has been issued;
- (m) trees that are destroyed by cutting, burning or other means in accordance with the terms of a legally binding contract that an Owner has entered into during the one year preceding the coming into force of this By-law, provided that such trees are destroyed prior to June 15, 2011 and in a manner permitted in accordance with the provisions of By-law Number 2006-15 of the County;
- (n) the injury or Destruction of trees that:
 - a. are dead;
 - b. are diseased; or

- c. pose a hazard to human safety or property.

Prohibition

4. No person shall cause or permit the Destruction or injury of any tree located in a Woodlands unless such Destruction or injury is:
 - (i) exempted under s. 3 of this By-law;
 - (ii) in accordance with a Permit for Commercial Harvesting issued by the County pursuant to s. 10 of this By-law; or
 - (iii) in accordance with a Permit to Clear issued by the County pursuant to s. 12 of this By-law.
5. No person through their own actions or through any other person shall:
 - (i) contravene the terms or conditions of a Permit issued under this By-law;
 - (ii) fail to comply with an Order issued under s. 18 of this By-law; or
 - (iii) remove or deface any Order that has been posted pursuant to s. 20 of this By-law.

Application Process

6. Every person who intends to Injure or Destroy a tree where a Permit to do so is required under this By-law shall first complete and submit an application for a Permit in the form approved by the County Forest Manager from time to time.
7. An application for a Permit shall:
 - (a) be accompanied by the applicable fee;
 - (b) contain a description of the proposed activity; and
 - (c) meet the requirements of Section 10 or 12 of this By-law.
8. An application for a Permit shall be deemed incomplete, and no Permit shall be issued if:
 - (a) the application has not been completed in full;
 - (b) the Owner of the Woodlands has not signed the application; or
 - (c) the application fee has not been paid.

9. In injuring or damaging any tree pursuant to a Permit issued under this By-law, no person shall conduct his or her operations so as to unnecessarily injure or damage any other tree not covered by the Permit.

Permit for Commercial Harvesting

10. Upon application by the Owner or an agent of the Owner, the County Forest Manager shall issue a "Permit for Commercial Harvesting" to allow the Destruction or injury of trees provided that:
- (a) (i) the Destruction or injury will be in accordance with a Silvicultural Prescription that has been prepared for the Woodlands in which the trees are to be Destroyed or Injured and such Silvicultural Prescription has been filed with and approved by the County Forest Manager, the Woodlands has been marked by a Qualified Tree Marker in accordance with said Silvicultural Prescription, and the person who is Destroying or injuring the trees agrees to do so in accordance with Good Forestry Practice; or
 - (ii) the trees proposed to be Destroyed or Injured have attained, at the specified Point of Measurement, the minimum circumference specified for the species in Schedule "A", and the Basal Area of the Woodlands will not be reduced below 20 square metres per hectare when sampled using recognized forest sampling procedures, and
 - (b) the injury or Destruction will not have the effect of reducing the number of trees in the Woodlands below the number of trees necessary to constitute a Woodlands; and
 - (c) the trees to be Injured or Destroyed have been marked with paint to the satisfaction of the Officer, and
 - (d) the Officer has been notified two (2) business days prior to the start of the work.
11. Where cutting is conducted under an Agreement for the Sale of Timber with the County, a "Permit for Commercial Harvesting" is deemed to have been issued.

Permit to Clear

12. Upon application by the Owner or any person authorized in writing by the Owner for a Permit to Clear, the Museum Board may issue a Permit to Clear provided that:
 - (a) At least fifteen (15) Business Days prior to consideration of the application for a Permit to Clear, the Clerk shall send, by regular mail, written notice to the applicant and all assessed Owners of each parcel of land that abuts the applicant's Woodlands for which a Permit to Clear is being sought and to such other persons as directed by Council, containing:
 - (i) an explanation of the application;
 - (ii) a description of the land or a key map showing the land to which the application applies; and
 - (iii) notice that any person may object to the issuance of the Permit to Clear by filing an objection with the Clerk within 15 days of the date of mailing of the notice.
 - (b) At least ten Business Days prior to consideration of the application, the applicant shall erect and display a notice regarding the application, in a form approved by the County Forest Manager, in a location clearly visible and legible from a public highway or other place to which the public has access.
 - (c) Where there have been objections filed with the Clerk, the Museum Board shall hear any person who wishes to speak to the application.
 - (d) The Museum Board shall review the application for a Permit to Clear and shall grant, grant with conditions, or refuse to grant a Permit to Clear, as in its opinion is desirable for the appropriate development or use of the land on which such trees are situate, and the general intent and purpose of the by-law is maintained.
13. When denying a Permit, the Museum Board will notify the applicant in writing by registered mail and provide written reasons for its decision.

Right to Appeal

14. An applicant for a Permit may appeal to Council the conditions of a Permit or a refusal to issue a Permit by written notice to the Clerk, within 30 days after the decision.

Posting of Permit to Clear

15. Upon approval, the Owner shall erect and display the Permit to Clear in a location clearly visible and legible from a public highway or other place to which the public has access, at every separately assessed property to which the Permit to Clear applies, and notify the Officer at least two Business Days prior to the actual start of the Destruction, or injury of any trees.

Permits Non-Transferable

16. Permits issued pursuant to this By-law are non-transferable.

Expiry

17. A Permit issued pursuant to this By-law shall expire twelve (12) months after the date of issuance.

Complaints in Writing

18. Any complaint under this by-law must be submitted in writing.

Order to Discontinue Activity

19. If an Officer is satisfied that a contravention of the by-law has occurred, the Officer may make an order, in the form approved by the County Forest Manager, requiring the person who contravened the by-law to stop the injuring or Destruction of trees and the order shall set out,
 - (a) the municipal address or the legal description of the land;
 - (b) reasonable particulars of the contravention;
 - (c) the work to be done to remedy the violation, which may include the planting of replacement trees; and
 - (c) the period within which there must be compliance with the order.
19. An order may be served personally or by registered mail to the last known address of the Owner of the Woodland and the person identified as injuring or Destroying trees.

20. An Officer may post an Order issued under section s.18 on the site of the contravention in a location clearly visible and legible from a public highway or other place to which the public has access.

Offences

21. (a) Every person who contravenes any provision of this By-law is guilty of an offence and upon conviction is liable to a fine of not more than \$100,000.
- (b) Where more than one tree is Injured or Destroyed contrary to this By-law, the injury or Destruction of each tree is one offence in a series of multiple offences.
- (c) In the case of a multiple offence, a person found guilty of contraventions of the by-law is liable, upon conviction, for each offence included in the multiple offence, to a fine of not more than \$10,000. The total of all fines for each included offence in a multiple offence is not limited to \$100,000.
- (d) Every person who fails to comply with an Order issued pursuant to this By-law, or fails to comply with the terms or conditions of a Permit issued pursuant to this By-law, in addition to the penalties mentioned above, is liable to a fine of not more than \$10,000 for each day or part of a day that the offence continues. The total of all daily fines is not limited to \$100,000.

Replacement

22. If a person is convicted of an offence for contravening this By-law or an Order under section 18, the court in which the conviction has been entered, in addition to any other remedy and to any penalty imposed by the by-law, the court in which the conviction has been entered and any court of competent jurisdiction thereafter, may make an order requiring the person convicted to correct the contravention in the manner and within the period that the court considers appropriate.

Enforcement

23. Any police Officer, provincial offences Officer or municipal law enforcement Officer may enforce the provisions of this By-law.

Entry on land

24. An Officer appointed to enforce this By-law, or any predecessor thereof, and any person acting under his or her instructions, having presented the relevant identification, may at all reasonable times enter upon the land of any person for the purpose of,
- (a) enforcing the provisions of this By-law;
 - (b) determining compliance with an order made under section 18;
 - (c) examining trees that might be affected by a Permit for Commercial Harvesting issued under section 10; and
 - (d) examining trees that might be affected by a Permit to Clear issued under section 12.

Fees

25. Fees for Permits issued under this By-law shall be as determined from time to time by Council and set out in its *"By-Law To Approve Fees And Charges For Services And Activities Provided By The County Of Dufferin"*.

Interpretation

26. In this By-law the singular shall be deemed to include the plural whenever the context so requires and the use of plural shall be deemed to include the singular whenever the context so requires.

Severability

27. Each section of this By-law is an independent section, and the holding of any section or part of it to be void or ineffective for any cause shall not be deemed to affect the validity of any other sections or parts of it.

Schedules

28. Schedule "A" shall form part of this By-law.

Short Title

29. This By-law shall be known as "The Forest Conservation By-law".

Repeal

30. By-law number 2006-15 of the County is hereby repealed.

By-law in Effect

31. This By-law shall come into full force and effect on the date of passing.

READ a first, second and third time and finally

passed this ____ day of _____, 2010

Allen Taylor, Warden

Pam Hillock, Clerk

Schedule "A" 2010-xx

Group 1 Large Circumference Species	Group 2 Medium Circumference Species	Group 3 Small Circumference Species
<p><i>Acer saccharum</i> (sugar maple) <i>Acer nigrum</i> (black maple) <i>Acer rubrum</i> (red maple) <i>Acer saccharinum</i> (silver maple) <i>Quercus spp</i> (oak species) <i>Juglans nigra</i> (black walnut) <i>Juglans cinerea</i> (butternut) <i>Carya spp</i> (hickory species) <i>Prunus serotina</i> (black cherry) <i>Fraxinus americana</i> (white ash) <i>Tilia americana</i> (basswood) <i>Fagus grandifolia</i> (beech) <i>Pinus strobus</i> (white pine) <i>Tsuga canadensis</i> (eastern hemlock) <i>Ulmus spp</i> (native elm species) <i>Betula alleghaniensis</i> (yellow birch)</p>	<p><i>Pinus resinosa</i> (red pine) <i>Larix spp</i> (larch species) <i>Picea spp</i> (spruce species) <i>Fraxinus nigra</i> (black ash) <i>Fraxinus pennsylvanica</i> (red or green ash) <i>Salix spp</i> (willow species)</p>	<p><i>Abies balsamea</i> (balsam fir) <i>Thuja occidentalis</i> (white cedar) <i>Betula papyrifera</i> (white birch) <i>Populus spp</i> (native poplar species) <i>Ostrya virginiana</i> (ironwood) <i>Picea mariana</i> (black spruce)</p>

Point of Measurement	Group 1 Species	Group 2 Species	Group 3 Species
10 cm	205 cm	160 cm	110 cm
30 cm	160 cm	130 cm	85 cm
40 cm	145 cm	110 cm	65 cm



431068 19th Line (The Maples Road)
R.R. #2 Orangeville, Ontario L9W 2Y9

17 March, 2011

County of Dufferin
51 Zina Street
Orangeville, Ontario L9W 1E5

Attention: Linda Dean, County Administrative Officer

Dear Ms Dean:

I request that the County Council amend and pass into law the Forest Conservation By-Law that was proposed by the Chair of the Museum Committee and amended by the County Council on 13 May 2010.

The 2006 version of the bylaw was proposed for amendment in 2008. Both the bylaw and the proposed changes pose some difficulties for landowners. The bylaw should be amended and passed this year to settle outstanding objections.

On 28 April 2010, the Museum Committee considered the following changes to the draft bylaw that was attached to the Museum Committee Agenda:

- Section 1(a) Delete the definition of "Agricultural use."
- Section 1(n) Delete the definition of "Farmer."
- Section 1(s) Delete the definition of "Normal Farm Practice."
- Section 3(o) Delete the exemption for Farmer.
- Section 15 Re-instate the section of "Posting for Permit" from the first draft bylaw.

The purpose of the change to Section 1(a) is to broaden the scope of "Agricultural use" by allowing the term to be interpreted by common understanding.

The purpose of the change to Section 1(n) is to include farmers without farm registration in the bylaw. Farmers without "farm" income – for example, those who grow trees for harvest at some future date, like myself – should enjoy the same exemptions and obey the same restrictions as farmers with annual income.

The purpose of the change to Section 1(s) is not known. It could be replaced by a definition of "Sustainable Forest Practice," which means to plant, nurture and harvest woodlands and woodlots in a manner that maintains and improves the crop over time.

The purpose of the change to Section 3(o) is not known, but may be to prevent clear-cutting of entire forests. The exemption can remain in place but should be amended to read (Section 3(o)(b)): "the clearing is carried out in accordance with sustainable forestry practice, and in any case not more than ten bush cords or one per cent of the forest basal area, per year." That will prevent wholesale clearing but will allow beneficial clearing to open some forest canopy for shade-intolerant trees.

The purpose of the change to Section 15 is to allow sustainable and profitable forest harvests without the expensive and intimidating need to erect a sign at the farm entrance. If sustainable harvests are to involve a minimum of trees, all extraneous costs must be eliminated.

On 13 May 2010, the County Council passed three changes to the draft bylaw, as follows:

"That in Section 21(a), (c) and (d), the minimum fines be removed from the draft Forest Conservation By-law."

"That it state in the draft Forest Conservation By-law, "all complaints be submitted in writing."

"That in Section 10 of the draft Forest Conservation By-law, the word 'may' be changed to 'shall.'"

I support all the above proposed and approved changes and urge that they be incorporated into the Council-approved bylaw. That will allow woodland owners to maintain their forests in a sustainable manner while minimizing county involvement, thereby saving money and work for both the county and the landowner. If a permit is not required for proper forest management operations, the opposite is also true: any violation of the restrictions remaining in the bylaw will be punished.

Two additional recommendations not previously considered by the County Council are submitted as follows.

First, the penalties imposed for bylaw violations are confusing. Paragraph 21(a) allows a fine of \$100,000 to be imposed for illegally destroying one tree. Paragraph 21(b) seems to multiply that fine by the number of trees; destruction of 100 trees could result in a fine of \$10 million, which in light of current punishments for murder, etc appears exorbitant. Paragraph 21(c) appears to contravene Paragraph 21(a). Paragraph 21(d) adds to the above punishments for any delay in response by the landowner. The entire Section should be reviewed from the point of view of a farmer, and fines reduced; illegal tree cutting is a misdemeanor, not a crime.

Secondly, Paragraph 10(a)(ii) forbids harvest of trees smaller in diameter than those limits imposed by Schedule A. It is generally accepted by professional foresters that diameter-limit cutting (DLC) causes prime trees to be harvested prematurely and deformed or diseased trees to be retained, thereby creating a basis for poor successor

trees to grow. The Fall/Winter 2010 Ontario Woodlot Association Newsletter (Volume 61) says "Diameter-limit cutting has been, and continues to be, very common, despite foresters' frequent railings against it." DLC yields immediate profit for the owner but degrades the woodland quality over time, and does not sustain a quality forest. The County Council is urged to remove Schedule A and the associated words in Section 10(a)(ii). The rest of that sub-paragraph, which specifies minimum basal area, will adequately protect the forest. I believe the County Forester will support this change.

In summary, the current (2006-15) tree-cutting bylaw does not encourage good forestry practice or creation of new privately-owned forests. The changes agreed by the County Council in May 2010, and those I have proposed, will greatly improve the bylaw and will encourage landowners to plant and harvest trees in an acceptable manner.

I bought my farm to create a sustainable forest for an improved environment and ultimate profit, and planted it with over 18,000 tree seedlings, unaware of the Dufferin County tree-cutting bylaw. I will plant another 500 seedlings of high-quality varieties this year in spite of the bylaw, not because of it. A bylaw is not required to persuade me to maintain my forest, and most farmers – who need their woodlands for farm purposes – have the same attitude. The changes I have recommended will restore our faith in a benevolent County Council that wants to encourage woodland expansion and improvement.

I am prepared to attend the County Council at any time to answer questions that may arise.

Yours sincerely,



Charles Hooker, BSc (Royal Military College), CD
Major (ret), Canadian Army
Managed Forester

**Administration Department
Received**

MAR 18 2011

For Information: _____

For Action: _____

Denise Holmes, AMCT

From: Charles Hooker <chuckcynthia@gmail.com>
Sent: May-22-11 6:19 PM
To: dholmes@melancthontownship.ca
Subject: Forest Conservation Bylaw

The latest Forest Conservation Bylaw draft is being sent to municipalities for comment. I understand that the changes decreed by the Dufferin County Council are incorporated, and that a letter I wrote to the county in March will be attached.

This bylaw draft was originated in 2008 and has therefore been in limbo for three years. Meanwhile, farmers like me must wonder whether they will be allowed to maintain their forests in accordance with accepted forestry practice, as the 2006-15 bylaw requires them to seek permission and does not ensure that they will be permitted to proceed.

I ask that you examine carefully, and comment on, the existing bylaw, the draft and my comments, to arrive at a new bylaw that will relieve the concerns of farmers like myself.

Charles Hooker RR # 2 Orangeville, Ontario L9W 2Y9

Total Control Panel

[Login](#)

To: info@melancthontownship.ca
From: chuckcynthia@gmail.com

Message Score: 1
My Spam Blocking Level: High

High (60): Pass
Medium (75): Pass
Low (90): Pass

[Block](#) this sender
[Block](#) gmail.com

This message was delivered because the content filter score did not exceed your filter level.

RECEIVED
JUN - 6 2011

R. R. #3
Dundalk, Ontario
NOC 1B0
June 1, 2011

Members of Melancthon Township Council

Dear Members:

RE: Road Condition of 2nd Line N.E.-North from Dufferin County
Road 9 to Melancthon/Artemesia Townline (210 Sideroad)

The condition of the 2nd Line N.E. has deteriorated to the point where it is becoming extremely hazardous to use. This can be attributed to the increase of heavy equipment, namely tractor trailers, dump trucks and feed trucks.

This road is used not only by residents, but also used as an access for other nearby destinations (other Townships) where there are industrial home based business. As industrial taxes are being paid, the road should be maintained to adequate standards.

Also, there is a safety/liability issue to consider. The water levels in the ditches on certain sections of the road are extremely deep, this being partially due to inadequate culverts, drainage and width of the road (no shoulder). Should a vehicle happen to rollover where the water is extremely deep the consequences could be disastrous.

We are now requesting that Council address this problem and act immediately regarding our concerns.

Yours truly,

Concerned Residents of 2nd Line N.E
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