



MINUTES



BOARD OF DIRECTORS

Thursday, March 18, 2010

Ausable Bayfield Conservation Authority Boardroom
Morrison Dam Conservation Area

HEARING

Pursuant to Ontario Regulation 147/06

(Development, Interference with Wetlands and Alteration to Shorelines and Watercourses)

DIRECTORS PRESENT

David Bolton, Dave Frayne, Jim Ginn, George Irvin, Lawrence McLachlan, Bob Norris, Mark Simpson

DIRECTORS ABSENT

Paul Hodgins, Bill Siemon

STAFF PRESENT

Andrew Bicknell, Geoff Cade, Kate Monk-Acting General Manager, Judith Parker, Alec Scott

OTHERS PRESENT

Brian Johnston, Cornerstone Construction
Dave Johnston, Municipality of Bluewater

CALL TO ORDER

Chair Jim Ginn called the Hearing pursuant to Ontario Regulation 147/06 to order at 2:04 p.m., for consideration of Application for Permission #2009-61. The Chair welcomed those attending and introductions were made. Mr. Brian Johnston of Cornerstone Construction was the agent for the applicants, Ola and Allen Bell. The procedures for conducting the Hearing were stated and Chair Ginn asked Andrew Bicknell, Regulations Coordinator to provide details on the application. Mr. Bicknell advised that the applicants wish to construct an addition onto an existing residence located at 71 Tuyl Street in Bayfield. The existing residence is located almost entirely within Lakeshore Area 1, which is deemed the most hazardous area along the lakeshore because of unstable slope conditions. The proposed addition is 680 square feet in size – an increase of 68% and also encroaches into Lakeshore Area 1. The *Policies and Procedures for the Administration of Ontario Regulation 147/06* is restrictive in permitting development within Lakeshore Area 1 and allowing an increase in the size of the building envelope by more than 30%. In conclusion, staff recommend that Application #2009-61 be denied.

Director Bill Siemon arrived at 2:20 p.m. but remained an observer of the Hearing.

George Irvin inquired whether there were other residences along Bayfield Terrace that were granted permission for development. Andrew Bicknell responded that decisions are site specific. Applications may be approved based on the applicant obtaining a geo technical report or the development may have occurred prior to the regulations being enacted. Staff must deal with each application as it is submitted.

Chair Ginn asked Brian Johnston of Cornerstone Construction and agent for Ola and Allen Bell to make his presentation. Mr. Johnston asked the Board of Directors to consider the proposed construction as a minor addition under *Sections 3.22.3 and 3.34* of the Authority policy and make an exception to the regulation. There is only 64 square feet of the proposed addition lying within Lakeshore Area 1. The applicants do not want to consider rebuilding the existing residence at this time, because of cost. However, if there is future erosion of the lake bank there is a possibility that the original residence could be demolished and rebuilt adjacent to the proposed addition and outside of Lakeshore Area 1. The design of the addition connects the two buildings in a way that conforms to the Municipality of Bluewater zoning bylaw #508-1991. George Irvin confirmed that Ola and Allen Bell's proposed addition meets the bylaw requirements of the Municipality of Bluewater.

George Irvin stated that the Board of Directors should always meet on-site to better understand the lot and location of proposed structures. Kate Monk, Acting General Manager responded that the Property Management Committee deals with ABCA property and projects and have met on-site when making decisions however, the Board has only met on-site for Hearings on rare occasions.

MOTION #BD 16/10

**Moved by George Irvin
Seconded by David Bolton**

“RESOLVED, THAT the Ausable Bayfield Conservation Authority Board of Directors receive staff's recommendation, however, approve *Application for Permission #2009-61* as submitted.”

Carried.

ADJOURNMENT

The Hearing was adjourned at 2:50 p.m. and the applicants' representatives left the meeting. Chair Ginn called for a short break prior to convening the Board of Directors meeting.

Jim Ginn
Chair

Judith Parker
Corporate Services Coordinator

BUSINESS OUT OF THE MINUTES

1. Ausable River Drain

Chair Ginn inquired about the status of the Ausable River Drain project. Geoff Cade responded that the ABCA is still awaiting a response to correspondence sent to the Municipality of Bluewater's solicitor. A report will be brought to a future Board meeting.

PROGRAM REPORTS

1. (a) Development Review

Andrew Bicknell, Regulations Coordinator prepared the Development Review report pursuant to Ontario Regulation 147/06 *Development, Interference with Wetlands and Alterations to Shorelines and Watercourses*. Through the application process, proposed developments within regulated areas are protected from flooding and erosion hazards. Staff granted permission for four *Applications for Permission* and one *Minor Works* application.

MOTION #BD 19/10

**Moved by David Bolton
Seconded by Bob Norris**

“RESOLVED, THAT the Board of Directors affirm the approval of applications as presented in Program Report # 1 - Development Review.”

Carried.

1. (b) Violation/Appeals Update

Geoff Cade provided an update on one issue staff are working with.

2. Audited Draft 2009 Financial Statement

Jeremy Giles of MacNeill Edmundson Chartered Accounts, presented the 2009 audited financial statement for the Board to review.

MOTION #BD 20 /10

**Moved by Lawrence McLachlan
Seconded by Mark Simpson**

“RESOLVED, THAT the Board of Directors approve the audited 2009 financial statement with the amendment to terminology in Notes 2 and 4 regarding linear capital assets .”

Carried.

3. Drinking Water Source Protection - Comments on Draft Assessment Report

A draft letter of response to the Chair of the Source Protection Committee was discussed with comments on the Draft Assessment Report.

MOTION #BD 21/10

**Moved by Dave Frayne
Seconded by Bob Norris**

“RESOLVED, THAT the ABCA Board of Directors approve the comments on the DWSP Draft Assessment Report and forward to the Source Protection Committee.

Carried.

4. Flood Emergency Planning Meeting

Alec Scott, Water & Planning Manager provided a report from the Flood Emergency Response Planning meeting held recently. There were 27 attendees representing member municipalities, Health Unit and County Emergency Response staff. The feature presentation was on the Huron County PRISM system. Staff will pursue whether the ABCA could work with the PRISM emergency contact system in broadcasting flood safety/advisory bulletins to municipal flood coordinators.

6. Presentation

Brynn Upsdell, Watershed Technician gave a presentation on the Ausable River geomorphology and the distribution of freshwater mussel species at risk. An overview of setting up the monitoring stations and collection of baseline data was explained. In 2006 there were 7 long-term monitoring stations set up and in 2008 seven more stations were added. Populations of the endangered species – Northern Riffleshell, Snuffbox and Wavy-rayed Lamp mussel have been found where there is healthy habitat. The ongoing research will gain a better understanding of the geomorphology of the landscape and the factors that influence the distribution of mussel species at risk in the Ausable River. The next steps will be to further investigate the channel stability information from 2009 in conjunction with the mussel surveys.

Bill Siemon left the meeting at 4:00 p.m.

COMMITTEE REPORTS

Conservation Ontario

Jim Ginn reported that he had attended the Conservation Ontario Council meeting on March 1st.

Lawrence McLachlan left the meeting at 4:15 p.m.

CORRESPONDENCE

- a) Reference: Ontario Drinking Water Source Protection Funding
File: S.71.2
Brief: Ministry of Environment has advised that funding in the amount of \$100,000 has been approved for delivery of the ODWSP Early Actions and Special Projects.
- b) Reference: Resignation
File: P.1
Brief: Letter of Resignation from Derek Matheson, Source Protection Technician with the Drinking Water Source Protection project, effective March 19, 2010.

- c) Reference: Arkona Colour Tour
File: R.11.1
Brief: Request from the Arkona Colour Tour Steering Committee that the gate fees at Rock Glen CA be waived for their event on Saturday, October 16.

MOTION #BD 22/10

**Moved by Paul Hodgins
Seconded by Mark Simpson**

“RESOLVED, THAT the Board of Directors approve waiving the gate fee at Rock Glen Conservation Area on October 16, 2010 for the Arkona Colour Tour participants.”

Carried.

- d) Reference: Lake Simcoe Protection Plan
File: A.7.2
Brief: Correspondence advising of two EBR postings – Lake Simcoe’s Proposed Phosphorus Reduction Strategy and Amendments to the Lake Simcoe Protection Plan and the Feasibility Study for Water Quality Trading in the lake Simcoe Watershed.
- e) Reference: Community Go Green Fund
File: C.17.1.11
Brief: Notice of preliminary approval for funding towards an education program on Climate Change and Conservation – Actions for change in the Ausable Bayfield Watershed.
- f) Reference: Lake Huron – Georgian Bay Framework for Community Action
File: W.W.11.14.1
Brief: Thank you from Janette Anderson, Environment Canada and Ted Briggs, Ministry of Environment for the ABCA commitment to protection the lake by signing the lake Huron Charter.
- g) Reference: Huron Clean Water Project
File: S.64.1
Brief: Notice that the County of Huron has approved \$250,000 funding towards the Huron Clean Water Project.
- h) Reference: Climate Change
File: A.5.8
Brief: Update that the Ministry of Environment committed \$5000 by way of Conservation Ontario to the ABCA as part of the Climate Change Monitoring Network Review Project. ABCA staff completed a study and submitted the report to MOE for comment.
- i) Reference: Drainage Superintendents’ Course
File: A.5.1
Brief: Thank you from Sid Vander Veen, Drainage Coordinator for OMAFRA

acknowledging the contributions of Davin Heinbuck, ABCA Land & Water Technologist to the Drainage Superintendents' Course.

- k) Reference: Integrated Water Resources Management
File: A.7.2
Brief: Notice that the Integrated Water Resources Management in Canada - Recommendations for Agricultural Sector Participation was released in September 2009. Throughout the report, conservation authorities were complimented as positive contributors towards integrated water resources management.

MOTION #BD 23/10

**Moved by Dave Frayne
Seconded by Mark Simpson**

“RESOLVED, THAT correspondence not specifically dealt with be received and filed.”

Carried.

NEW BUSINESS

1. It was decided that the Property Management Committee meet on April 8th at 1:00 p.m. following the Board of Directors meeting.
2. George Irvin reported that the Municipality of Bluewater received a request for funding towards water quality monitoring from the Bayfield Ratepayers Association for Trick's Creek and from the Bluewater Shoreline Residents Association for Ridgeway Ravine. Mr. Irvin inquired whether the municipalities of South Huron and Central Huron contributed to the cost of monitoring and asked for a response from ABCA staff on these projects.

ADJOURNMENT

The meeting was adjourned at 4:30 p.m.

Jim Ginn
Chairman

Judith Parker
Corporate Services Coordinator

*Copies of Program Reports are available upon request.
Contact Judith Parker, Corporate Services Coordinator.*

