



MINUTES



BOARD OF DIRECTORS MEETING

Thursday, October 16, 2008

Ausable Bayfield Conservation Authority Boardroom
Morrison Dam Conservation Area

DIRECTORS PRESENT

Adrian DeBruyn, Dave Frayne, Paul Hodgins, George Irvin, Lawrence McLachlan, Bob Norris, Bill Siemon, Bill Weber

DIRECTORS ABSENT

Jim Ginn

OTHERS PRESENT

Pat Bolen, Exeter TA

STAFF PRESENT

Andrew Bicknell, Bev Brown, Cathie Brown, Geoff Cade, Brian Horner, Judith Parker, Tom Prout, Alec Scott

CALL TO ORDER

Chairman Lawrence McLachlan called the meeting to order at 1:00 p.m.

ADOPTION OF AGENDA

MOTION #BD 107/08

**Moved by Bill Siemon
Seconded by George Irvin**

“RESOLVED, THAT the agenda for the October 16, 2008 Ausable Bayfield Conservation Authority Board of Directors meeting be approved.”

Carried.

DISCLOSURE OF PECUNIARY INTEREST

None

ADOPTION OF MINUTES**MOTION #BD 108/08****Moved by George Irvin
Seconded by Paul Hodgins**

“RESOLVED, THAT the minutes of the ABCA Board of Directors Meeting held on September 18, 2008 and the motions therein be approved as circulated.”

Carried.

BUSINESS OUT OF THE MINUTES1. Drinking Water Stewardship Fund 2 Year Time of Travel

For the Directors information, Kate Monk, Stewardship & Conservation Lands Supervisor advised that the Municipal CAO/clerks will be receiving correspondence asking for member municipalities to adopt the draft delineated lines on maps showing municipal wells and the two year time of travel. Landowners within this geographic area will be eligible for the Drinking Water Stewardship Fund cost-share program once the municipalities formally adopt the zone. Staff will be available to attend council meetings if more information is required.

2. 2009 Proposed Budget

Tom Prout, General Manager presented a report identifying proposed modifications to the preliminary budget discussed on October 9, 2008. Geoff Cade, Supervisor of Water & Planning and Brian Horner, Financial Services Supervisor prepared a report recommending a revision in planning and regulation fees following a comparison of neighbouring conservation authorities.

MOTION #BD 109/08**Moved by Dave Frayne
Seconded by Bill Siemon**

“RESOLVED, THAT the Board of Directors adopt the proposed Planning Regulation program fees as presented.”

Carried.

MOTION #BD 110/08**Moved by Bob Norris
Seconded by Bill Weber**

“RESOLVED, THAT the Board of Directors approve the revised conservation passes and gate fees as discussed.”

Carried.

MOTION #BD 11/08**Moved by Bill Siemon
Seconded by George Irvin**

“RESOLVED, THAT the Board of Directors adopt the 2009 Fee Schedule as amended, effective January 1, 2009.”

Carried.

HEARING

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MOTION #BD 112/08

Moved by Bill Weber

Seconded by Bill Siemon

“RESOLVED, THAT the ABCA Board of Directors adjourn the regular Board of Directors meeting at 2:06 p.m. and convene as a Hearing Committee pursuant to Ontario Regulation 147/06 - Development, Interference with Wetlands and Alteration to Shorelines and Watercourses Regulation to consider Application #2008-47.”

Carried.

Chairman Lawrence McLachlan provided the procedures for conducting the Hearing and Andrew Bicknell, Regulations Coordinator introduced the applicant, Kevin McCarthy and Doug Finley, the applicants' agent and contractor. Also attending was Steve Burt of Atkinson Davies Inc. Mr. Bicknell presented the location of the residential site on a peninsula shaped parcel along the shoreline at Part Lot 2, Concession Lake Road West, Hay Ward in the Municipality of Bluewater. The entire site is within a regulated area. In June 2008, Application #2008-19 was issued to Kevin and Luanne McCarthy permitting the construction of a partial addition after temporarily moving the existing one-storey frame cottage of 572 sq. ft. to be relocated back onto a newly constructed building foundation. A geotechnical engineering study (Atkinson-Davies Inc) suggested there were slope stability considerations and recommended a 4m deep (13 ft.) foundation. In August 2008 the ABCA staff were notified by the agent/contractor that during the moving of the existing cottage, there was wood rot and structural damage so the existing structure was demolished and the new foundation was constructed for a full basement. The current application increased the floor area of the proposed 2nd storey from 332 sq. ft to 880 sq. ft.

Doug Finley, agent and contractor for Mr. & Mrs. McCarthy advised that the decision to proceed with construction of the foundation was made based on the deteriorated condition of the cottage when it was moved. The applicant now proposes a complete rebuild with full 2nd storey over the full building foundation area. George Irvin, representative for Municipality of Bluewater, advised that three councillors met with the applicants on-site. The Municipality of Bluewater had issued a building permit for the original renovations and were aware of the new proposed plans. Based on questioning by Board member Dave Frayne, it was determined the municipality had not issued a building permit for the full two stories of the rebuild.

Alec Scott, ABCA Water & Planning Manager commented that the issue is about slope stability and not floodplain management. The geotechnical engineering study identified an allowance for toe erosion of the slope when constructing a foundation.

The ABCA policy and the 2005 Provincial Policy Statement do not permit development within hazardous lands associated with shoreline and/or ravine related hazards. This proposed application to undertake the major building renovation and construction of a full two storey addition on the new building foundation and full basement, does not meet current policies and its objectives to minimize property damage, social disruption and risk to life. Therefore, staff recommend that Application #2008-47 be denied.

MOTION #BD 113/08

**Moved by Bill Siemon
Seconded by Bob Norris**

“RESOLVED, THAT the Board of Directors concur with the staff recommendation and deny Application #2008-47 pursuant to Ontario Regulation 147/06.”

Carried.

MOTION #BD 114/08

**Moved by Dave Frayne
Seconded by Bill Siemon**

“RESOLVED, THAT the Board of Directors support Application #2008-19 which was issued in June 2008 permitting the construction of a building addition on a new foundation up to 332 sq. ft. second storey, 880 sq. ft. ground level and 880 sq. ft. full basement.”

Carried.

MOTION #BD 115/08

**Moved by Bill Weber
Seconded by Bob Norris**

“RESOLVED, THAT the Hearing regarding Application #2008-47 be adjourned at 3:15 p.m and the regular Board of Directors meeting reconvene.”

Carried.

The applicant and delegation left the Hearing at 3:15 p.m.

BUSINESS OUT OF THE MINUTES continued

2. 2009 Proposed Budget continued

Tom Prout outlined the proposed modifications which would result in a General Levy increase of 8.9%, a Project Levy increase of 14.1% and an overall increase of 10.4%. This results in a 5.2% overall levy reduction from the proposed budget presented on October 9th. This reduction was achieved by deferring and phasing projects; reduction in conservation area maintenance and program delivery service; increasing conservation area gate fees and planning/regulation fees; increasing partnership contributions and special benefitting levy. The reduction in conservation area maintenance service was discussed at length as to the impacts to the general public and the

risk management issues. The Board asked staff to revisit the proposed projects and programs to achieve a 5 % to 8% increase in general levy and up to 10% increase in project levy for the directors review at the next meeting.

3. Cost Sharing for Port Franks Ice Management Project

Alec Scott, Water & Planning Manager advised that he had attended a Municipality of Lambton Shores council meeting on October 6th to discuss the outstanding issue of determining cost sharing the Port Franks Ice Management Project. In May, John Byrne CAO for Lambton Shores made a presentation to the ABCA Board of Directors requesting the Board reconsider the historical formula used for cost-sharing. After review it was felt that the historical formula was the most efficient process. Council will discuss further and advise the ABCA of their decision.

PROGRAM REPORTS

1. Development Review

Andrew Bicknell, Regulations Coordinator presented 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 three *Applications for Permission* and two *Minor Works Permits*.

2. Quarterly Financial Statement

Brian Horner, Financial Services Supervisor circulated the financial statement to September 30, 2008 and asked the directors to advise if they would like to see the report in any different format in the future.

COMMITTEE REPORTS

Conservation Ontario

Tom Prout reviewed the highlights from the Conservation Ontario e-news and advised the Directors they could subscribe to this newsletter.

Joint Management Committee

Cathie Brown presented the draft minutes from the September 15, 2008 Joint Management Committee for the ABCA-MVCA Source Protection Region.

Personnel Management Committee

MOTION #BD 117/08

**Moved by Bill Weber
Seconded by Bob Norris**

“RESOLVED, THAT the minutes of the Personnel Management Committee meeting held on September 15, 2008 and the motions therein be approved as presented.”

Carried.

CORRESPONDENCE

- a) Reference: Thank you
File: A.5.1
Brief: Thank you from Huron Tourism Association for hosting their association meeting on September 17th.
- b) Reference: Thank you
File: A.5.1
Brief: Thank you from former staffer and Foundation member Ted Jones and Donna for remembering them on the occasion of their 60th Wedding Anniversary.
- c) Reference: Thank you
File: A.5.1
Brief: Thank you from Ducks Unlimited for the donation towards the *Wetlands for Tomorrow* campaign.
- d) Reference: CO Species at Risk
File: A.7.1
Brief: Copies of the Conservation Ontario *Species at Risk* fact sheets were circulated to the Board members and will be available from the ABCA.

NEW BUSINESS

- 1. Tom Prout advised that the Board of Directors had previously agreed by resolution to hire a human resources consultant on a fee for service basis to replace Robert Pyatt who has retired. These duties have now become part of the Financial Services Supervisor position which was filled in October by Brian Horner.

MOTION #BD 118/08

**Moved by George Irvin
Seconded by Bill Siemon**

“RESOLVED, THAT resolution #BD73/08 be rescinded.”

Carried.

- 2. The Directors were reminded that the next Board meeting will be held November 13th as some members and staff will be attending the A.D. Latornell Symposium on November 20th.

ADJOURNMENT

The meeting was adjourned at 4:20 p.m.

Lawrence McLachlan
Chairman

Judith Parker
Corporate Services Coordinator

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

