



The Regional Municipality of Durham

COUNCIL INFORMATION PACKAGE

May 3, 2019

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- [2019-INFO-26](#) Commissioner of Works – re: Disposal of Material Collected by Hydrovac Trucks

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There is no Staff Correspondence

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There are no Other Municipalities Correspondence/Resolutions

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2. [Durham Nuclear Awareness \(DNA\)](#) – re: Request from Durham Region resident, AJ Kehoe at the Regional Council meeting held on April 24, 2019, asking that in future, all Durham Nuclear Health Committee (DNHC) meetings take place at Regional Headquarters

3. [Durham Catholic District School Board](#) – re: E-mailing their Development Charges By-law, effective May 1, 2019
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Advisory Committee Minutes

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2. Durham Environmental Advisory Committee (DEAC) minutes – [April 18, 2019](#)
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Members of Council – Please advise the Regional Clerk at clerks@durham.ca, if you wish to pull an item from this CIP and include on the next regular agenda of the appropriate Standing Committee. Items will be added to the agenda if the Regional Clerk is advised by Wednesday noon the week prior to the meeting, otherwise the item will be included on the agenda for the next regularly scheduled meeting of the applicable Committee.

Notice regarding collection, use and disclosure of personal information:

Written information (either paper or electronic) that you send to Durham Regional Council or Committees, including home address, phone numbers and email addresses, will become part of the public record. If you have any questions about the collection of information, please contact the Regional Clerk/Director of Legislative Services.



The Regional Municipality of Durham Information Report

From: Regional Clerk/Director of Legislative Services
Report: #2019-INFO-25
Date: May 3, 2019

Subject:

2018 Municipal Election – Report on Financial Filings

Recommendation:

Receive for information

Report:

1. Purpose

1.1 In accordance with Section 88.23(4) of the Municipal Elections Act (the “Act”), the Clerk is required to report on whether election candidates complied with Section 88.25 of the Act which outlines the requirements for candidates for the filing of election related financial statements. The report must be completed and made available to the public by the Clerk as soon as possible after April 30th in the year following a regular election. The last regular election was on October 22, 2018.

2. Background

2.1 The Clerk for the Regional Municipality of Durham is required to report on compliance with the financial filing requirements in Section 88.25 of the Act for candidates for the Office of Regional Chair only. Reports for Mayoral, local or Regional Councillor candidates will be completed by the Clerks of the area municipalities.

2.2 Section 88.25 of the Act states that candidates must file a primary financial statement that reflects the candidate’s campaign finances as of December 31, 2018 which is when the election campaign period officially ends. The financial statement must be filed by March 29, 2019. The candidate must also file an auditor’s report at the same time if the total contributions received and total expenses incurred for their campaign exceeded \$10,000. There is a thirty (30) day filing grace period (the candidate forfeits the refund of their nomination filing fee if they file during this period and must pay a \$500 late filing fee).

-
- 2.3 If a candidate finds that their campaign is in a deficit position (funds spent exceed funds raised), then they may request an extension of their campaign to eliminate the deficit provided the extension request is delivered to the Clerk by December 31st. If a candidate requests an extension of their campaign, then the campaign may be extended until June 30, 2019 and the candidate will need to file a supplementary financial statement, updated to reflect the changes to their campaign finances during the supplementary period, before or on September 27, 2019. A candidate may also request an extension before the filing deadline by submitting an application to the Superior Court of Justice and seek a court order.

3. Compliance with Filing Requirements

- 3.1 All candidates for the Office of Regional Chair have complied with the filing requirements outlined in Section 88.25 of the Act. One candidate, John Mutton, requested an extension of his campaign period in order to eliminate a deficit in his campaign. In accordance with the legislation, Mr. Mutton was still required to submit a primary filing by the required March 29, 2019 deadline. Mr. Mutton did not file by the March 29th deadline but did file during the subsequent 30-day “grace period” therefore the penalties as noted in the Act do not apply. In accordance with Section 88.23 (9) of the Act, a candidate will not be subject to the default penalties provided for in the Municipal Elections Act if, by no later than 2:00 p.m. on April 29, 2019, the relevant documents as required under section 88.25 are filed and a late filing fee of \$500 is paid.
- 3.2 The other four (4) candidates filed their primary financial statements by the deadline, did not ask to extend their campaigns, and therefore will not be filing a subsequent financial statement.
- 3.3 All financial filings were posted on the Region’s website durham.ca/elections as soon as possible after they were received in accordance with the Municipal Elections Act section 88 (9.1).

4. Reporting on Contravention Limits

- 4.1 In accordance with Section 88.34(2) of the Act, as soon as possible following the day that is 30 days after the filing period (April 29, 2019) or supplementary filing date, as the case may be, the Clerk shall prepare a report identifying each contributor to a candidate for office on a council who appears to have contravened any of the contribution limits under section 88.9 (\$1,200 per candidate, \$5,000 per council). Reports are to be forwarded to the Region’s Compliance Audit Committee.
- 4.2 The Clerk has completed the review of all candidates’ financial statements submitted to-date and at this time there are no apparent contraventions of the contribution limits.

5. Compliance Audits

- 5.1 If an elector who is entitled to vote in an election believes that a candidate has contravened a provision of the Municipal Elections Act relating to election campaign finances, then they may apply for a compliance audit of the candidate's election campaign finances, even if the candidate has not filed a financial statement.
- 5.2 Applications for a compliance audit can be found on the Region's elections webpage at durham.ca/elections.
- 5.3 Applications are reviewed by the Region's Compliance Audit Committee who will determine whether they believe an audit is required. If an audit is required, the Committee will appoint an external auditor.
- 5.4 The Compliance Audit Committee will also review any reports submitted by the Clerk that identify an apparent exceedance of the contribution limits and determine whether an audit is required.

6. Conclusion

- 6.1 This report has been prepared in accordance with the Municipal Elections Act.

Prepared by: Leigh Fleury, Legislative Officer, at 905-668-7711, extension 2020.

Any questions regarding this report may be directed to Ralph Walton, Regional Clerk/Director of Legislative Services, 905-668-7711, extension 2100.

Respectfully submitted,

Original signed by

R. Walton
Regional Clerk/Director of Legislative
Services

If this information is required in an accessible format, please contact 1-800-372-1102 ext. 3540.



The Regional Municipality of Durham Information Report

From: Commissioner of Works
Report: [#2019-INFO-26](#)
Date: May 3, 2019

Subject:

Disposal of Material Collected by Hydrovac Trucks

Recommendation:

Receive for information

Report:

1. Purpose

1.1 At the March 6, 2019 Works Committee meeting, staff were asked to investigate into any best practices or regulations regarding where private hydrovac contractor trucks can dispose of waste material.

2. Background

2.1 The disposal of waste is primarily governed by the Environmental Protection Act (EPA) and Regulation 347. If a hydrovac truck collects material that meets one of the definitions of waste under the EPA and Regulation 347 (e.g. sewage, material from a cleanup of a spill), the material must be deposited at a Ministry of the Environment, Conservation and Parks (MECP) licensed waste disposal site.

2.2 A common issue that arises is when hydrovac trucks are used for excavation purposes. The MECP was working on a draft regulation to clarify the regulatory framework for excavated soil, also known as excess soil. The draft regulation proposed that excess soil be designated as “waste” unless it could be re-used, subject to conditions. The draft regulation would have also designated liquid soil (e.g. excess soil excavated by hydrovac trucks) as “waste” under Regulation 347. The MECP was working on the draft regulation prior to the June 2018 provincial

election. There have been no updates from the MECP on the status of the draft regulation.

3. Regional Hydrovac Trucks

- 3.1 The Regional Municipality of Durham (Region) has four hydrovac trucks as part of the Regional fleet within the Maintenance Operations Division. These trucks are used to complete sewer flushing and cleaning activities as well as complete excavations necessary for emergency repairs and scheduled maintenance activities. These trucks are often used in conjunction with traditional excavation equipment in order to locate and safely expose buried infrastructure.
- 3.2 Material from these operations can consist of contents that can be classified as waste material (sanitary sewage) or alternatively excess soil which can be reused following some basic soil management and processing practices. Waste material is disposed of at a licensed facility (e.g. Regionally owned Water Pollution Control Plant). In general, any excess soil material is stock piled at the appropriate Maintenance Operations Depot in the jurisdiction where the work is being completed and is allowed time to dry. This excess material is then tested for contaminants and based on the chemical analysis of the soil is disposed at a licensed waste facility, is reused as fill material for Regional Maintenance Operations or removed by contractors for reuse as fill material through a competitive tendering process.

4. Best Practices

- 4.1 The Province introduced the following document, "Management of Excess Soil – A Guide for Best Management Practices". This document is a guideline and encourages the beneficial reuse of excess soil in a manner promoting sustainability and the protection of the environment. The best practices described within this document are intended to assist those managing excess soil, particularly when the soil may be affected by contamination, in preventing and mitigating the potential for adverse effects.
- 4.2 There are several management options for soil excavated during construction that should be evaluated on a site by site basis. In all cases, the excavated soil or excess soil should be appropriate for its intended reuse. Some examples include:

On site

- Direct reuse of the excavated soil at the excavation site; and
- Treating or processing excavated soil and reusing the soil at the excavation site, in accordance with the terms and conditions of an Environmental Compliance Approval (ECA) where required.

Off Site

- Reusing excess soil at a construction or development site where imported soil is required for purposes such as site alteration, filling in depressions/excavations, or re-grading;
- Managing excess soil at a MECP-approved soil recycling, processing or treatment facility, in accordance with the terms and conditions of the ECA;
- Reusing excess soil at a commercial site where soil is purchased to be reused at the site for a beneficial purpose, often referred to as a commercial fill site; and
- Transporting excess soil to a MECP-approved waste disposal site for use as daily cover (as appropriate) or for final disposal in accordance with the terms and conditions of the ECA.

4.3 Both on-site and off-site management options for excavated soil may require temporary storage at another location prior to the soil being used for a beneficial reuse purpose.

5. Conclusion

5.1 This report provides a summary of the best practices and regulatory framework for the management of material from hydrovac trucks.

5.2 This report has been reviewed by Legal Services – Corporate Services.

5.3 For additional information, contact: Eric Lamain at 905-668-7711, extension 3534.

Respectfully submitted,

Original signed by

Susan Siopis, P.Eng.
Commissioner of Works

C.S. - LEGISLAT

Via Email

April 29, 2019

Ralph Walton, Regional Clerk, Director of Legislative Services

Subject: Notice of Motion
Pickering Strategic Plan
File: A-1400-001-19

Original

To: CIP

Copy CAO Elaine ✓

To: Sandra Austin

C.C. S.C.C. File

Take Appr. Action

The Council of the Corporation of the City of Pickering considered the above matter at a meeting held on April 23, 2019 and the following recommendations were adopted:

Whereas the City of Pickering adopted a strategic plan, a vision and a mission over a decade ago;

Whereas the City of Pickering has weathered an economic recession, downturn in the economy, and a lack of growth caused by a lack of developable lands;

Whereas according to statistics and projections in 2017, the GTA experienced the fastest growth in Ontario and by 2026, the GTA will make up 50 percent of Ontario's population driven by Durham Region with the highest growth in the GTA;

Whereas by 2031, the City of Pickering with the highest growth in Durham Region including the Durham Live tourist area, City Centre re-development, intensification of the downtown core, Pickering Innovation Employment Corridor, and a Transportation Hub/ Aerotropolis will position Pickering as the economic engine of Ontario;

Whereas organizations that are committed to innovation and exceptional service recognize the importance of revisiting their strategic framework to ensure they are making progress on key priorities, while ensuring that their focus remain committed to achieving their vision as set out in their Strategic Plan;

Whereas organizations on the leading edge of innovation recognize that strategic plans are roadmaps for the future, and are living documents that necessitate regular validation and assessment;

Whereas the Provincial Government and the public have expectations that municipalities shall assess and evaluate how to expend resources in a cost efficient manner consistent with its mission's current and future priorities;

Whereas Durham Region has commenced a review of its Strategic Plan which encompasses its relationship with the lower-tier municipalities of the Region;

Whereas Durham Region has established a Strategic Plan Development Task Force consisting of appointed members of Regional Council;

And Whereas Pickering Regional Councillor David Pickles is a member of the Durham Region Strategic Plan Development Task Force;

Now Therefore be it resolved that:

1. Council direct City staff through the CAO, to prepare a work plan to enable a review of the Vision and Mission for the City of Pickering, priorities and mechanisms to validate priorities that have been met, and report back with a work plan no later than the June 24, 2019 Council meeting; and,
2. That Ward 3 Regional Councillor David Pickles be appointed as the liaison between the City of Pickering and Durham Region regarding the Durham Region Strategic Planning Process, and liaise with Karen Wianecki, Director of Practice Planning Solutions Inc. who has been retained by Durham Region.

Should you require further information, please do not hesitate to contact the Chief Administrative Officer at 905.420.4648.

Yours truly,



Susan Cassel
City Clerk
SC/lr

Copy: Councillor Pickles
Chief Administrative Officer

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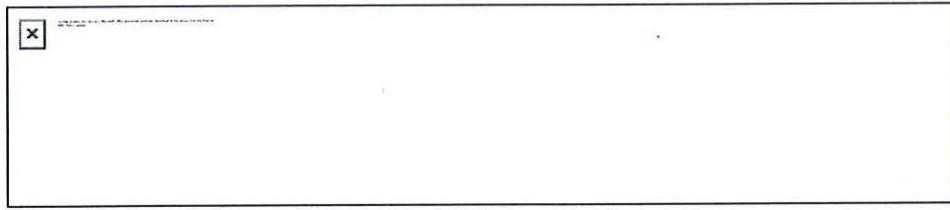
Afreen Raza

From: AMO Communications <Communicate@amo.on.ca>
Sent: April-24-19 1:31 PM
To: Clerks
Subject: Budget Update: Provincial In-Year Funding Reductions

C.S. - LEGISLATIVE SERVICES

Original
To: CIP
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C.C. S.C.C. File
Take Appr. Action

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April 24, 2019

Budget Update: Provincial In-Year Funding Reductions

Several provincial funding reductions and items of municipal interest happened late last week and we wanted you to be aware of them. Not all had media or social media coverage.

This update shares the information we have and we will continue to update you. We would encourage CAOs/ City Managers to share this with your staff as our database may not include them.

Public Health Funding Reductions and Re-Structuring

Overall, municipal service providers will see fiscal impacts starting immediately. The Province will be reducing the current cost-sharing arrangement over three years beginning this year. The following changes to the provincial-municipal cost sharing have been shared with Boards of Health:

2019-20*– 60:40 for Toronto; 70:30 for all other public health units

*As of April 1, 2019

2020-21 - 60:40 for Toronto; 70:30 for other public health units

2021-22 - 50:50 for Toronto;

60:40 for 6 regions with population greater than 1 million;

70:30 for 3 regions with a population less than 1 million

(10 regional entities).

The government has not formally communicated this change in cost sharing to public health units. The Budget committed the government to re-structure public health units

from 35 down to 10 autonomous agencies. This is expected to save "\$200 million a year by 2021-22."

It was said that service level expectations are to be maintained. The province is encouraging public health units to look for administrative efficiencies, rather than front-line cuts. However, this will be challenging as the majority of a public health unit's budget is linked to staff costs. The province will consider one-time funding to help mitigate impacts and consider a waiver for Ontario Public Health Standards expectations on a board-by-board basis.

Municipal governments have always been vulnerable to rising costs as under the *Health Promotion and Protection Act* since 1997, municipalities are legally responsible for 100% of public health costs. It is only a matter of policy that the provincial government has shared the cost of public health at a level of 75% provincial and 25% municipal. However in reality, the municipal cost share is much higher than the mandated 25%.

According to media reports, the ministry is characterizing the changes as, "strengthening the role of municipalities in the delivery of public health". AMO and its members are eager to understand what this means and are awaiting discussions.

Ambulance (EMS)

Although there is no new information to share from our April 16th update, we wanted to remind members that in terms of any restructuring of paramedics services, the Ministry of Health and Long-Term Care has committed to work directly with AMO and others. The next steps are not available as yet.

Policing Grants

The Ministry of the Solicitor General has announced changes to policing grants. All existing grants will be combined into the new Community Safety and Policing Grant starting now. While AMO has been told the total funding envelope will remain the same, two significant factors may dilute the distribution of these funds to municipal services. It would appear the OPP is now eligible to apply for grants (previously the OPP was ineligible). There have not been any meaningful discussions with the Ministry on the issue of grant criteria. It is not clear how these dollars will be distributed. For over a decade, the provincial government has helped to fund the addition of over 2,000 front-line officers and a portion of their salaries.

AMO has been seeking provincial support for newly legislated costs including mandatory police service board training and mandatory municipal community safety and wellbeing planning. The Ministry's grant announcement is silent on these issues. In addition, a high degree of uncertainty exists with respect to provincial funding for animal cruelty enforcement. Recent animal enforcement changes are putting pressure on policing services and new additional costs.

Guns and Gangs

With respect to the Guns and Gangs funding program, the City of Toronto received \$25 million in 2018 and the City of Ottawa is receiving \$2 million in 2019, and an additional \$16.4 million funding over two years will help other centres throughout Ontario. In addition, other initiatives relate to:

- Establishing a provincial Guns and Gangs Support Unit to assist local police officers
- A dedicated Gun and Gang Specialized Investigations Fund to support joint forces operations targeting the organized crime areas that fuel gang operations, such as drug, gun and human trafficking, and provide intelligence analysis; and
- Protecting the most vulnerable people with the highest risk of experiencing gun and gang violence and victimization.

Ontario Library Services

The Southern Ontario Library Service and the Ontario Library Service-North now face a 50% in-year funding cut for 2019/2020. As this is significant, interlibrary loans across Ontario are discontinued. This impacts the 325+ communities and First Nation communities directly supported by these agencies. Many of these are smaller communities located in rural and northern Ontario, losing access to books and supports available elsewhere. While the 2019 Ontario Budget maintains provincial funding levels for local libraries, provincial funding for municipal libraries has been frozen for the last 20 years.

Child Care and Early Years

While not announced in the Budget, municipal governments and District Social Service Administration Boards (DSSABs) that are designated as Service System Managers for childcare and early years programming have now received formal notification from the Ministry of Education about changes to cost sharing arrangements and administration funding.

Starting in April 2019, all service managers will be required to cost-share the operating portion of Expansion Plan funding for new child care spaces by contributing 20% municipal funding in order to access the provincial funds. The Expansion Plan funding envelope is \$216 million. A 20% potential share of this is \$43.2 million. Separate from the Expansion Plan, the province has directed a new administrative cost sharing arrangement, which reduces the amount that can be spent on administration from 10% to 5%. This will have some immediate municipal financial impacts if efficiencies are not found.

Conservation Authorities

Conservation Authorities (CA) will see a \$3.7 million (50%) annual cut from the annual \$7.4 million transfer payment from the Hazard Program. This funding is used by Conservation Authorities for:

- Forecasting flooding and issue warnings
- Monitoring streamflow, rainfall and snow packs

- Floodplain mapping
- Providing planning support and advice to the Province, municipalities and the federal government to minimize flood impacts
- Regulating development activities in floodplains
- Contributing to municipal emergency planning and preparedness activities as well as recovery activities
- Informing and educating the public about flooding
- Protecting, restoring and rehabilitating natural cover that contributes to reducing the impacts of flooding

The impact of the cuts will be experienced differently by each Conservation Authority (CA). For a few, the financial loss does not represent a large proportion of their budgets. For the smaller Conservation Authorities, it will have a significant impact on the hazard related services. For all, it is an in-year financial impact. How CAs will address this loss of funding has yet to be determined. We also do not know if this funding reduction will result in insurance rate increases for CAs.

AMO Contact: Monika Turner, Director of Policy, mturner@amo.on.ca, 416.971.9856 ext. 318.

*Disclaimer: The Association of Municipalities of Ontario (AMO) is unable to provide any warranty regarding the accuracy or completeness of third-party submissions. Distribution of these items does not imply an endorsement of the views, information or services mentioned.



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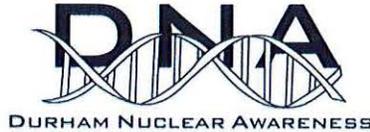


CIP 6.2

MAY 2 '19 PM 1:43

C.S. - LEGISLATIVE SERVICES

Original
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To: Dr. Kyle ✓
C.C. S.C.C. File
Take Appr. Action



April 25, 2019.

Chair John Henry and Members of Council
 Regional Municipality of Durham
 605 Rossland Rd. East
 Whitby, ON L1N 6A3.

Sent via email to clerks@durham.ca

Durham Regional Councillors:

Re: April 24th Regional Council Meeting – AJ Kehoe Request re: DNHC Meetings

Yesterday at Regional Council, Durham Region resident AJ Kehoe made a very reasonable request.

He asked that in future, all Durham Nuclear Health Committee (DNHC) meetings take place at Regional headquarters, so that all the meetings can be made available to interested members of the public (*and/or any interested politicians*) via Webcast and archiving. (*It would also, of course, make for easier physical access for those who don't own cars.*)

As he pointed out, Ontario Power Generation (OPG) occasionally makes important revelations at DNHC meetings about such matters as major tritium spills at the two big nuclear generating stations in the Region. These issues both

- a) might be expected to be of interest to Durham Region's political representatives
- b) may become of key relevance to the Region in future, when these massive nuclear facilities shut down and decommissioning work begins.

DNA members and interested members of the public have faithfully attended these five-per-year DNHC meetings since at least early 2012 – a period of seven years now.

We have observed a number of things:

- The committee is largely funded by the Region (*i.e., by citizens' tax dollars*)
- Durham's politicians seem to have little interest in either the committee or the meetings
- The meetings (and agendas) are utterly dominated by the nuclear industry
- The mandate of the group has been altered to fully cement the echo chamber nature of the industry's domination of this committee
- Apparently under Dr. Kyle's direction, particularly recently, access to community members on the part of citizens who have concerns (*something that was formerly encouraged*), has been tightly restricted (*evidence of this can be easily produced*)

- A number of the (*presumably carefully-screened*) so-called “community members” of the committee appear to be ex-nuclear industry employees themselves!

So we see our politicians showing zero interest in this industry-dominated committee, though the committee’s budget is largely paid for by Durham taxpayers.

Surely the taxpayers who fund this odd little committee should be able to easily access the meetings, which would be possible if all were held at Regional headquarters, where they can be videotaped.

The minutes of the meetings, as Mr. Kehoe mentioned, in no way really reflect what actually *occurs* at the meetings. They are merely a rehash of the powerpoint presentations given by OPG (*or CNSC – Canadian Nuclear Safety Commission – or the NWMO – Nuclear Waste Management Organization*) staffers, and never reflect any of the (many) pointed questions asked by the members of the public who are in attendance.

It all seems like a pretty substantial lack of accountability at play!

Mr. Kehoe’s request is entirely reasonable and sensible.

Committee expenses such as the “free” lunch could be trimmed if the cost involved for recording all five of DNHC’s meetings is considered a barrier.

DNA went to some effort and expense during the previous term of Council, to present each member with a copy of the book *Fukushima – The story of a nuclear disaster*. This outstanding book carefully and thoroughly explains the origin of the “It can’t happen here” myth, and then equally thoroughly lays it to rest.

It most certainly *could* happen here.

Where, it appears, everyone (*in political and bureaucratic circles, at any rate*) remains (sound) asleep at the switch.

Janet McNeill
Durham Nuclear Awareness (DNA)

“It is difficult to get a man to understand something when his salary depends upon his not understanding it.” – *Upton Sinclair*

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[DCDSB-20111209]

DURHAM CATHOLIC DISTRICT SCHOOL BOARD
EDUCATION DEVELOPMENT CHARGES BY-LAW, 2019

A by-law for the imposition of education development charges

WHEREAS section 257.54 (1) of the *Education Act* provides that a district school board may pass by-laws for the imposition of education development charges against land in its area of jurisdiction undergoing residential development if there is residential development in the area of jurisdiction of the district school board that would increase education land costs and the residential development requires one or more of the actions identified in section 257.54(2) of the *Education Act*;

AND WHEREAS the Durham Catholic District School Board has referred to the Minister of Education the following estimates for approval:

- (i) the total number of new school pupils; and
- (ii) the number of school sites used to determine the net education land costs;

which estimates the Minister of Education approved on April 12, 2019 in accordance with section 10 of Ontario Regulation 20/98;

AND WHEREAS the Durham Catholic District School Board has satisfied the conditions prescribed by section 10 of Ontario Regulation 20/98 in order for it to pass an education development charge by-law;

AND WHEREAS the Durham Catholic District School Board has conducted a review of its education development charge policies and held a public meeting on March 26, 2019, in accordance with section 257.60 of the *Education Act*;

AND WHEREAS the Durham Catholic District School Board has given a copy of the education development charge background study relating to this by-law to the Minister of Education and to each school board having jurisdiction within the area to which this by-law applies;

AND WHEREAS the Durham Catholic District School Board has given notice and held public meetings on March 26, 2019, and April 15, 2019, in accordance with section 257.63(1) of the *Education Act* and permitted any person who attended the public meetings to make representations in respect of the proposed education development charges;

AND WHEREAS the Durham Catholic District School Board has determined in accordance with section 257.63(3) of the *Education Act* that no additional public meeting is necessary in respect of this by-law;

NOW THEREFORE THE DURHAM CATHOLIC DISTRICT SCHOOL BOARD HEREBY ENACTS AS FOLLOWS:

PART I
APPLICATION

Defined Terms

1. In this by-law,
 - (a) "Act" means the *Education Act*, R.S.O. 1990, c.E.2, as amended, or a successor statute;
 - (b) "agricultural use" means lands, buildings or structures used, or designed or intended for use for the purpose of a *bona fide* farming operation including, but not limited to, animal husbandry, dairying, fallow, field crops, removal of sod, forestry, fruit farming, horticulture, market gardening, pasturage, poultry keeping and any other activities customarily carried on in the field of agriculture;
 - (c) "Board" means the Durham Catholic District School Board;
 - (d) "development" includes redevelopment;
 - (e) "dwelling unit" means a room or suite of rooms used, or designed or intended for use by one person or persons living together, in which culinary and sanitary facilities are provided for the exclusive use of such person or persons, and shall include, but is not limited to, a dwelling unit or units in an apartment, group home, mobile home, duplex, triplex, semi-detached dwelling, single detached dwelling, stacked townhouse and townhouse;
 - (f) "education land costs" means costs incurred or proposed to be incurred by the Board,
 - (i) to acquire land or an interest in land, including a leasehold interest, to be used by the Board to provide pupil accommodation;
 - (ii) to provide services to the land or otherwise prepare the site so that a building or buildings may be built on the land to provide pupil accommodation;
 - (iii) to prepare and distribute education development charge background studies as required under the Act;
 - (iv) as interest on money borrowed to pay for costs described in paragraphs (i) and (ii); and
 - (v) to undertake studies in connection with an acquisition referred to in paragraph (i).
 - (g) "education development charge" means charges imposed pursuant to this by-law in accordance with the Act;

- (h) "local board" means a local board as defined in the *Municipal Affairs Act*, other than a board defined in section 257.53(1) of the Act;
- (i) "mixed use" means land, buildings or structures used, or designed or intended for use, for a combination of non-residential and residential uses;
- (j) "non-residential use" means lands, buildings or structures or portions thereof used, or designed or intended for use for other than residential use, and includes, but is not limited to, an office, retail, industrial or institutional use;
- (k) "*Planning Act*" means the *Planning Act*, R.S.O. 1990, c. P.13, as amended;
- (l) "Region" means the Regional Municipality of Durham;
- (m) "Regulation" means Ontario Regulation 20/98, as amended, made under the Act;
- (n) "residential development" means lands, buildings or structures developed or to be developed for residential use.
- (o) "residential use" means lands, buildings or structures used, or designed or intended for use as a dwelling unit or units, and shall include a residential use accessory to a non-residential use and the residential component of a mixed use or of an agricultural use;

2. In this by-law where reference is made to a statute or a section of a statute such reference is deemed to be a reference to any successor statute or section.

Lands Affected

3. (1) Subject to section 3(2), this by-law applies to all lands in the Region excluding lands in the Municipality of Clarington.
- (2) This by-law shall not apply to lands that are owned by and are used for the purposes of:
- (i) the Region or a local board thereof;
 - (ii) a municipality or a local board thereof;
 - (iii) a board as defined in section 257.53(1) of the Act;
 - (iv) a public hospital receiving aid under the *Public Hospitals Act*, R.S.O. 1990, c. P.40;
 - (v) a publicly-funded university, community college, college of applied arts and technology established under the *Ministry of Colleges and Universities Act* or a predecessor statute, or a private elementary or secondary school;

- (vi) a religious organization, but only when used and occupied as the principal residence of the clergy associated with the religious organization;
- (vii) a seminary of learning maintained for philanthropic, religious or educational purposes that is exempt from taxation under the *Assessment Act*, the whole profits from which are devoted or applied to such purposes.

Approvals for Development

4. (1) Education development charges shall be imposed against all lands, buildings or structures undergoing residential development if the development requires one or more of the following:
 - (a) the passing of a zoning by-law or of an amendment thereto under section 34 of the *Planning Act*;
 - (b) the approval of a minor variance under section 45 of the *Planning Act*;
 - (c) a conveyance of land to which a by-law passed under subsection 50(7) of the *Planning Act* applies;
 - (d) the approval of a plan of subdivision under section 51 of the *Planning Act*;
 - (e) a consent under section 53 of the *Planning Act*;
 - (f) the approval of a description under section 9 of the *Condominium Act, 1998*, S.O. 1998, Chapter 19; or
 - (g) the issuing of a permit under the *Building Code Act, 1992* in relation to a building or structure.
 - (2) In respect of a particular development an education development charge will be collected once, but this does not prevent the application of this by-law to future development on the same property.
5. The Board has determined that the residential development of land to which this by-law applies increases education land costs.

Categories of Development and Uses of Land Subject to Education Development Charges

6. Subject to the provisions of this by-law, education development charges shall be imposed upon all categories of residential development.
7. Subject to the provisions of this by-law, education development charges shall be imposed upon all residential uses of land, buildings or structures.

032 2575 647025
CIP 6.4



April 17, 2019

Open Letter to Durham Regional Council.

An independent study of the largest municipalities and regions in Ontario last year found that the Region of Durham ranked 17th out of 20 for its record in supporting the reuse of aggregate recovered from construction sites.

On a scale of 0 to 100, Durham Region scored only 20 which placed it firmly in the category of "Laggards". To view the report, go to www.tarba.org/leaders-and-laggards.

With its low rate of recycling concrete and asphalt, Durham Region is wasting a valuable resource and forfeiting opportunities to help the environment. We urge Regional Council to improve this performance and make the region a "Leader".

We attach a proposed *Municipal Aggregates and Asphalt Recycling Policy* that addresses these issues. By adopting and ensuring implementation of such a policy, Council will be taking a major step forward. By reusing more of this material in its roads and other civil infrastructure projects, the region will be helping to lower fuel consumption and greenhouse gases, divert used aggregate from the waste stream, and build more sustainable infrastructure.

We will be commissioning another study later this year. The second annual *Leaders and Laggards* research report will again rank the cities and regions, and will identify those that have made positive gains (or not) in supporting the use of recycled aggregate. It will be released to the public in the fall. It is our hope that Durham Region shows significant progress.

This initiative is supported by the Toronto and Area Road Builders Association (TARBA), Heavy Construction Association of Toronto (HCAT), Greater Toronto Sewer and Watermain Contractors Association (GTSWCA), Ontario Sewer and Watermain Construction Association (OSWCA), and Residential and Civil Construction Alliance of Ontario (RCCAO). For further information, or to have one of our representatives speak to Council or a Council committee, please contact me directly.

Sincerely,

Rob Bradford
Executive Director, Toronto and Area Road Builders Association (TARBA)
rob@tarba.org
905-466-1944

C.S. - LEGISLATION

Original
To CIP
Copy
To

Municipal Aggregates and Asphalt Recycling Policy

WHEREAS (Name of Municipality) is committed to environmental sustainability and best practices associated with the reuse and recycling of construction materials associated with its civil infrastructure construction and maintenance programs, and;

WHEREAS (Name of Municipality) wishes to be a leader in environmental stewardship with respect to construction and maintenance of its roads and all other civil infrastructure works;

THEREFORE: (Name of Municipality) is hereby committed to the use of recycled construction aggregates and hot mix asphalt to maximum levels consistent with sound engineering and construction standards as determined by the Ontario Provincial Standards and Specifications (OPSS).

AND SPECIFICALLY THAT (Name of Council) hereby directs all departments or divisions responsible for civil infrastructure works to implement policies of specifying and requiring the reuse of recycled concrete and asphalt pavement as construction aggregates and new hot mix asphalt in all of their civil infrastructure construction and maintenance contracts to the greatest possible extent as permitted by OPSS 1010 – Material Specification for Aggregates Base, Subbase, Select Grade and Backfill Material and OPSS 1150 – Material Specification for Hot Mix Asphalt.

If this information is required in an accessible format, please contact 1-800-372-1102 ext. 2097.

The Regional Municipality of Durham

MINUTES

DURHAM AGRICULTURAL ADVISORY COMMITTEE

April 9, 2019

A regular meeting of the Durham Agricultural Advisory Committee was held on Tuesday, April 9, 2019 in Boardroom 1-B, Regional Municipality of Durham Headquarters, 605 Rossland Road East, Whitby at 7:34 PM

Present: T. Barrie, Clarington
Z. Cohoon, Federation of Agriculture, Chair
G. Hight, Regional Councillor
B. Howsam, Member at Large
K. Kemp, Scugog
K. Kennedy, Member at Large
G. O'Connor, Member at Large
F. Puterbough, Member at Large, Vice-Chair
H. Schillings, Whitby
B. Smith, Uxbridge
T. Watpool, Brock, Vice-Chair

Absent: D. Bath-Hadden, Regional Councillor
N. Guthrie, Member at Large
P. MacArthur, Oshawa
D. Risebrough, Member at Large
G. Taylor, Pickering
B. Winter, Ajax

Staff

Present: K. Kilbourne, Senior Planner, Department of Planning and Economic Development
N. Rutherford, Manager, Agriculture and Rural Affairs, Department of Planning and Economic Development
N. Prasad, Committee Clerk, Corporate Services – Legislative Services

1. Adoption of Minutes

Moved by K. Kemp, Seconded by B. Smith,
That the following minutes be adopted:

- Minutes of the Durham Agricultural Advisory Committee meeting held on January 15, 2019; and
- Minutes of the Durham Agricultural Advisory Committee held on March 12, 2019; and

CARRIED

2. **Declarations of Interest**

There were no declarations of interest.

At this time, Z. Cohoon introduced T. Barrie to the committee and requested that committee members take a few moments to introduce themselves.

3. **Presentations**

A) Bronwynne Wilton, Wilton Consulting Group, Durham Agricultural Strategy Update

B. Wilton, Wilton Consulting Group, provided a PowerPoint presentation with regards to the Agricultural Strategy Update. She stated that the Agricultural Strategy is a tool for the Region to help the sector take advantage of emerging opportunities to support the long-term growth of agriculture and agri-food in Durham. She provided an overview of engagement to date and advised of an upcoming community engagement session scheduled for April 16, 2019 in Sunderland.

B. Wilton stated that with regards to the current strategy, the following are percentages of respondents who indicated that the current guiding principles are relevant or very relevant:

- 92% - attract, retain and expand agriculture and agri-food businesses
- 92% - promote outreach and education
- 85% - support an agricultural labour force focused on labour force development
- 90% - maintain a supportive policy environment

B. Wilton stated that the vision and guiding principles of the current strategy can be improved by incorporating the importance of the agri-food sector in Durham as an economic driver, recognizing Durham as a leader in fostering innovation in agriculture, and evidence-based decision making. She stated that the following trends have been identified as trends which may limit agriculture in Durham in the next 5 years:

- Access to affordable land
- Regulatory requirements
- Access to labour for primary production and processing jobs
- Access to capital
- Access to labour for technical and business management jobs
- Urbanization
- Lack of awareness or understanding of agriculture and food by all levels of government
- Restrictive land-use policies
- Aging demographics of the agricultural sector
- Lack of consistency and collaboration between municipalities on agriculture policies, zoning and permits

- Lack of consumer interest in or knowledge of local agriculture and agri-food sector
- Impact of trade deals for agriculture and agri-food investment
- Challenges entering new or emerging markets
- Access to high-speed reliable internet or broadband services
- Infrastructure needs for agriculture and agri-food
- Access to food processing
- Access to storage
- Access to farm supply/service businesses

B. Wilton also advised of the following trends in opportunities for Durham's agricultural sector:

- Policies that protect agricultural land
- Proximity to market
- Municipal, regional and provincial policies to support innovation and sustainability in the sector
- Agri-tourism
- Financial incentives to support agricultural and/or agri-food businesses
- Proximity to innovation centres with new and emerging technology capacity
- Support for outreach and education
- Investment in infrastructure

B. Wilton provided statistics related to: emerging commodity specific opportunities in Durham; strategic investments and opportunities to explore in Durham; and themes to support the Agricultural Strategy 2019-2024.

B. Wilton responded to questions with regards to properties that are in higher demand for cannabis production; use of the Oshawa port for moving products; ways the strategy can be used by the Region and other organizations as efficiently as possible; strategy needs to be worked into the official plan; effective implementation of the strategy; effect of the strategy on the Greenbelt; and alignment with the regional broadband strategy.

The committee was asked to provide comments for consideration on the update of the Agricultural Strategy to B. Wilton by completing a handout.

4. Discussion Items

A) Rural and Agricultural Economic Development Update – N. Rutherford

N. Rutherford provided a brief update with regards to the following:

- There is a Durham Agricultural Strategy consultation scheduled for April 16, 2016 at the Sunderland Town Hall from 6 PM to 8 PM. The event will provide an opportunity for discussion about the update to the Durham Agricultural Strategy and an overview of the Agriculture and Rural System Discussion Paper, a component of the Region's municipal comprehensive review and update of the Regional Official Plan, and how they provide synergies for agriculture and agri-food sector from a planning and economic development perspective.
- An open house is being held on April 25, 2019 at the Solina Community Centre where a consultant team will present the preliminary findings of a feasibility study report with regards to potential site locations for an agri-food education and event centre in Durham Region. Any interested members were asked to RSVP to Karen Yellowlees by April 17, 2019.
- The 2019 Canadian Plowing Championship is being held in Sunderland on October 2, 3 and 4, 2019.
- The Teeny Tiny Summit is being held at the Orono Arena and Community Centre on April 11, 2019 from 9 AM to 3 PM.

B) 2019 DAAC Farm Tour

The following update was provided with regards to the 2019 DAAC Farm Tour:

- A site visit is scheduled for April 30, 2019
- Discussions have been had with Willowtree Farms with regards to the logistics of the Farm Tour and catering
- Guest speaker for the event has been confirmed
- Picnic tables to be confirmed

C) Durham Community Energy Plan

This item was deferred to the next DAAC meeting on May 14, 2019.

D) Feedback on Municipal Fire Regulations

K. Kilbourne and Z. Cohoon advised that they attended a meeting with the Fire Chiefs from Durham's area municipalities to discuss the committee's concerns related to municipal fire regulations. G. Taylor also attended. K. Kilbourne stated that she has followed up with Chief Speed and Chief Weir who advised that they are in the process of reviewing and comparing the municipal by-laws and plan to report back to the next Fire Chiefs meeting. K. Kilbourne advised that Chief Speed and Chief Weir will provide an update once they have had a chance to review and consider the matter further.

E) 2019 DAAC Workplan and DAAC Terms of Reference

Copies of the Draft 2019 Workplan and Draft Terms of Reference of the Durham Agricultural Advisory Committee were provided as Attachments #3 and #4 to the Agenda.

Discussion ensued with regards to the Draft 2019 Workplan. It was the consensus of the committee to make the following amendments:

- That section 2. b. be amended to read as follows, “Continue to work with Regional Departments including Planning and Economic Development, Works, Finance and Police Services where necessary to ensure agricultural interests are considered.”;
- That section 2. e. be amended by adding the following words at the end of the sentence, “, including presentations to area municipal council on matters of interest where appropriate.”;
- That section 3. b. be amended by adding the words “update and” before the word “implementation”;
- That section 3. d. be amended by deleting the words “development and” before the word “implementation”;
- That the 11th bullet in section 4. be amended by deleting the following, “(e.g. role of OSPCA)”;
- That the last bullet in section 4. be amended by adding the following to the end, “(e.g. Municipal Fire Regulations, By-laws and Permits)”.

Moved by F. Puterbough, Seconded by H. Schillings,
That we recommend to the Planning and Economic Development
Committee for approval and subsequent recommendation to
Regional Council:

That the Draft 2019 Workplan of the Durham Agricultural Advisory
Committee, as amended, be adopted.

CARRIED

K. Kilbourne provided a handout with regards to a study completed by Sara Epp, Golden Horseshoe Food and Farming Alliance and Friends of the Greenbelt. The study sought to understand how Agricultural Advisory Committees function and provided lessons from the experiences of staff, councillors, farmers and members. The handout summarized insights that the committee can consider when reviewing their Terms of Reference and Workplan in the future.

Moved by K. Kemp, Seconded by B. Smith,
That we recommend to the Planning and Economic Development
Committee for approval and subsequent recommendation to
Regional Council:

That the Draft Terms of Reference for the Durham Agricultural Advisory
Committee, be adopted.

CARRIED

5. Information Items

- A) 2019-P-3 Proposed Durham Region Broadband Strategy – Connecting our
Communities: A Broadband Strategy for Durham Region

A copy of Report #2019-P-3, Proposed Durham Region Broadband Strategy,
“Connecting our Communities: A Broadband Strategy for Durham Region”,
was provided as Attachment #5 to the Agenda and received.

- B) 2019-P-4 Envision Durham – Public Engagement Launch

A copy of Report #2019-P-4, Envision Durham – Public Engagement
Launch, was provided as Attachment #6 to the Agenda and received.

- C) 2019-P-5 Region of Durham Draft Woodland Conservation and Management
By-law

A copy of Report #2019-P-5, Region of Durham Draft Woodland
Conservation and Management By-law, was provided as Attachment #7 to
the Agenda and received.

- D) Notice of Adoption, Regional Official Plan Amendment No. 173, Mike
Kennedy

A copy of the Notice of Adoption with Respect to Amendment 173 to the
Durham Regional Official Plan Section 17(23) of the Planning Act, was
provided as Attachment #8 to the Agenda and received.

- E) 2019-P-12 Envision Durham Agriculture and Rural System Discussion Paper

A copy of Report #2019-P-12, Envision Durham – Agriculture and Rural
System Discussion Paper, was provided as Attachment #9 to the Agenda
and received.

- F) Correspondence to the Minister of MMAH re: Durham’s response to
Proposed Amendment 1 to the Growth Plan and 2019-P-6

A copy of the correspondence to the Minister of Municipal Affairs and Housing and Report #2019-P-6 regarding Durham Region's response to Proposed Amendment #1 to the Growth Plan for the Greater Golden Horseshoe, 2017, Regulatory Proposals under the Planning Act and Places to Grow Act, and a Proposed Framework for Provincially Significant Employment Zones, was provided as Attachments #10 and #11 to the Agenda and received.

6. Other Business

There was no other business.

7. Date of Next Meeting

The next regular meeting of the Durham Agricultural Advisory Committee will be held on Tuesday, May 14, 2019 starting at 7:30 PM in Boardroom 1-B, Level 1, 605 Rossland Road East, Whitby.

8. Adjournment

Moved by T. Watpool, Seconded by F. Puterbough,
That the meeting be adjourned.

CARRIED

The meeting adjourned at 9:31 PM

Z. Cohoon, Chair, Durham
Agricultural Advisory Committee

N. Prasad, Committee Clerk

If this information is required in an accessible format, please contact 1-800-372-1102 ext. 2097.

The Regional Municipality of Durham

MINUTES

DURHAM ENVIRONMENTAL ADVISORY COMMITTEE

April 18, 2019

A regular meeting of the Durham Environmental Advisory Committee was held on Thursday, April 18, 2019 in Boardroom 1-B, Regional Municipality of Durham Headquarters, 605 Rossland Road East, Whitby at 7:04 PM.

Present: G. Carpentier, Scugog
O. Chaudhry, Pickering
S. Clearwater, Whitby
J. Cuthbertson, Clarington
R. Dickinson, Brock
B. Foxtan, Uxbridge
G. Layton, Oshawa
K. Lui, Member at Large
K. Murray, Member at Large
D. Sallans, Member at Large
D. Stathopoulos, Member at Large
M. Thompson, Member at Large
D. Upadhyay, Youth Member
S. Yamada, Regional Councillor, Town of Whitby, attended the meeting at 7:09 PM

Absent: C. Duffy, Post-Secondary Member

Staff

Present: A. Luqman, Project Planner, Planning & Economic Development Department
S. Penak, Committee Clerk, Corporate Services – Legislative Services

A. Luqman chaired the meeting until the Election of the Chair and Vice-Chairs [See Item 5.A) on pages 2 to 4 of these minutes.]

1. **Approval of Agenda**

Moved by K. Murray, Seconded by M. Thompson,
That the agenda for the April 18, 2019 DEAC meeting, as presented be approved.

CARRIED

2. **Declarations of Interest**

There were no declarations of interest.

3. Adoption of Minutes

Moved by G. Carpentier, Seconded by S. Clearwater,
That the minutes of the regular DEAC meeting held on Thursday,
February 21, 2019, be adopted.

CARRIED AS AMENDED (See Following
Motion)

Moved by S. Clearwater, Seconded by J. Cuthbertson,
That the second paragraph on page 7 of the February 21, 2019
DEAC Minutes, under Item 6 B) Items for Information, in part D)
Conservation, to Commissioner's Report #2019-COW-5, be
amended so that it now reads as follows:

S. Clearwater noted her concerns with there being no mention of upgrading
an existing freight line from Myrtle Station to Union Station to service
residents in the North; and about controls for depositing hauled sewage and
septage (waste from septic tanks) on farmer's fields.

CARRIED

4. Presentations

A) Aneesah Luqman, Project Planner, re: Welcome new DEAC members
(Orientation)

A. Luqman provided a Presentation titled: "Welcome to DEAC: 2019-2022
Orientation" and welcomed all new and returning DEAC committee
members.

A. Luqman provided an overview of the roles and responsibilities of regional
planning and the provincial planning context. She also provided an overview
of DEAC and DEAC's role to provide advice to the Region on environmental
planning matters.

A. Luqman provided further details regarding the terms of reference, annual
workplan, conflict of interest, expense claims, agenda distribution, and
quorum and attendance.

5. Items for Action

A) Election of Chair and Vice-Chairs

Election of the DEAC Chair

S. Penak, Committee Clerk, called for nominations for the position of Chair of
the Durham Environmental Advisory Committee.

Moved by S. Clearwater, Seconded by M. Thompson,
That G. Carpentier be nominated for the position of Chair of the
Durham Environmental Advisory Committee.

Moved by D. Stathopoulos, Seconded by K. Murray,
That J. Cuthbertson be nominated for the position of Chair of the
Durham Environmental Advisory Committee.

Moved by D. Sallans, Seconded by S. Clearwater,
That nominations be closed.

CARRIED

S. Penak asked if G. Carpentier and J. Cuthbertson wished to stand. J.
Cuthbertson indicated he did not wish to stand. G. Carpentier indicated he
wished to stand.

G. Carpentier was acclaimed to the position of Chair.

Election of the DEAC First and Second Vice-Chairs

S. Penak, Committee Clerk, called for nominations for the positions of First
and Second Vice-Chair of the Durham Environmental Advisory Committee.

Moved by G. Layton, Seconded by R. Dickinson,
That K. Lui be nominated for the position of Vice-Chair of the
Durham Environmental Advisory Committee.

Moved by S. Clearwater, Seconded by D. Stathopoulos,
That G. Layton be nominated for the position of Vice-Chair of the
Durham Environmental Advisory Committee.

Moved by K. Murray, Seconded by O. Chaudry,
That D. Stathopoulos be nominated for the position of Vice-Chair of
the Durham Environmental Advisory Committee.

Moved by J. Cuthbertson, Seconded by G. Carpentier,
That D. Sallans be nominated for the position of Vice-Chair of the
Durham Environmental Advisory Committee.

Moved by D. Sallans, Seconded by S. Clearwater,
That J. Cuthbertson be nominated for the position of Vice-Chair of
the Durham Environmental Advisory Committee.

Moved by D. Sallans, Seconded by S. Clearwater,
That nominations be closed.

CARRIED

S. Penak asked if K. Lui, G. Layton, D. Stathopoulos, D. Sallans, and J.
Cuthbertson wished to stand. G. Layton, D. Stathopoulos, and D. Sallans
indicated they did not wish to stand. K. Lui and J. Cuthbertson indicated they
wished to stand.

K. Lui and J. Cuthbertson were acclaimed to the positions of First and
Second Vice-Chair, respectively.

G. Carpentier assumed the position of Chair for the remainder of the meeting.

B) Review 2019 DEAC Meeting Schedule

A copy of the 2019 DEAC Meeting Schedule was received as Attachment #2 to the agenda.

Moved by J. Cuthbertson, Seconded by K. Murray,
That the 2019 DEAC Meeting Schedule be approved.
CARRIED

C) Review and approve 2019 DEAC Terms of Reference and Workplan

A copy of the 2019 DEAC Terms of Reference and Workplan was received as Attachment #3a and #3b to the agenda.

Detailed discussion ensued regarding the 2019 DEAC Workplan and the Terms of Reference. Discussion included: the meaning of the statement “provide advice”; how advisory committees work at lower tier municipalities; how to ensure DEAC’s comments are sent to the appropriate staff members and communicated to Regional Council; how staff delineate what is an environmental policy and what’s not; DEAC being more involved at the beginning of the process in regard to providing comments; and having planning timelines align better with DEAC.

Further discussion ensued regarding the importance of community outreach; how ideas are generated for community environmental and stewardship events; whether the Durham Environmental Achievement Awards will occur this year; the working relationship with the Durham Agricultural Advisory Committee; formatting the Workplan to include a success column as a mechanism to monitor the success of the committee; and having various knowledgeable speakers present at DEAC on a variety of topics.

Moved by M. Thompson, Seconded by D. Sallans,
That we recommend to the Planning & Economic Development Committee for approval and subsequent recommendation to Regional Council:

That the proposed 2019 Durham Environmental Advisory Committee (DEAC) Workplan and Terms of Reference, be approved.

CARRIED

6. Items for Information

A) DEAC Feedback on Report #2019-P-5: Region of Durham Woodland Conservation and Management By-law

A copy of Report #2019-P-5 of the Commissioner of Planning & Economic Development was received as Attachment #4 to the agenda.

Discussion ensued regarding the legal terminology used in the by-law and how it may not be appropriate for the lay person, but that it does cover off all the provisions; not all municipalities having a tree by-law; consequences for not following the by-law; and the importance of protecting small parcels of trees as well as large forests.

A. Luqman advised that the official comments were due April 12, 2019 but she received an unofficial extension of Wednesday, April 24, 2019 to give DEAC members further time to comment. G. Carpentier noted that he was comfortable sharing his comments with the committee and circulating them through email.

The Committee also noted that trees were the main focus of the Durham Climate Change Symposium that was held on February 9, 2018.

B) Envision Durham – Climate Change & Sustainability Discussion Paper Overview

A copy of the Envision Durham – Climate Change & Sustainability Discussion Paper Overview was received as Attachment #5 to the agenda.

A. Luqman noted that the Climate Change & Sustainability Discussion Paper is an overview of all topics and builds on the areas of energy efficiency, air quality, compact urban form and climate change mitigation as they relate to the Regional Official Plan. She also noted that if any committee members had comments, to submit them to her directly.

C) Notice of Study Commencement - Town Wide Bridges and Culverts Hydraulic Capacity Assessment Master Plan

A copy of the Notice of Study Commencement - Town Wide Bridges and Culverts Hydraulic Capacity Assessment Master Plan was received as Attachment #6 to the agenda.

D) Notice of Study Commencement - Whitby Coastal Flood Hazard Risk Municipal Class Environmental Assessment

A copy of Notice of Study Commencement - Whitby Coastal Flood Hazard Risk Municipal Class Environmental Assessment was received as Attachment #7 to the agenda.

E) Commissioner's Report #2019-INFO-9 – Monitoring of Land Division Committee Decisions of the January 14, 2019 Meeting

A copy of Report #2019-INFO-9 of the Commissioner of Planning & Economic Development was received as Attachment #8 to the agenda.

F) Commissioner's Report #2019-INFO-10 – Update on Remaining Landfill Capacity in Ontario

A copy of Report #2019-INFO-10 of the Commissioner of Works was received as Attachment #9 to the agenda.

G) Commissioner's Report #2019-INFO-13 – EBR 013-4551 Making Polluters Accountable: Industrial Emission Performance Standards

A copy of Report #2019-INFO-13 of the Commissioner of Works was received as Attachment #10 to the agenda.

Discussion ensued regarding the difference between the Cap and Trade system and the proposed new Ontario regulation that establishes Emission Performance Standards (EPS) for industrial carbon emitters. It was noted that comments can still be submitted through the Environmental Bill of Rights Registry.

H) Commissioner's Report #2019-INFO-17 – Monitoring of Land Division Committee Decisions of the February 11, 2019 Meeting

A copy of Report #2019-INFO-17 of the Commissioner of Planning & Economic Development was received as Attachment #11 to the agenda.

I) Memorandum from John Henry, Regional Chair and CEO – re: Letter to Premier Doug Ford regarding Single-Use Plastics in Ontario

A copy of the Memorandum from John Henry, Regional Chair and CEO – re: Letter to Premier Doug Ford regarding Single-Use Plastics in Ontario was received as Attachment #12 to the agenda.

Discussion ensued regarding the use of single use plastics and the word “reduction” not being mentioned in the letter because elimination should be a priority. Further discussion ensued regarding what products Durham accepts in their recycling program, and that the City of Peterborough accepts Styrofoam and plastic bags.

The committee expressed their interest in having items for information and items for comment more clearly defined in the agenda.

Moved by M. Thompson, Seconded by K. Murray,
That Information Items 6A) to 6I) inclusive, be received for information.

CARRIED

7. Other Business

A) Regional Envirothon

D. Stathopoulos advised the Committee that Durham College will be hosting the Regional Envirothon on May 9, 2019 and that the Oshawa Environmental Advisory Committee will be sponsoring the event.

B) Pollinator Awareness Week

D. Upadhyay informed the Committee that his school is preparing for pollinator awareness week. It will occur the first week of June and a conference for all schools in Durham regarding how to achieve the bee city school designation is currently being organized.

C) Off-leash Dog Park in the Township of Scugog

G. Carpentier stated that after viewing the site for the recently proposed off-leash dog park in the Township of Scugog, he observed many concerns with the proposed location as a cold-water stream, forest, and meadow run through it. He informed the Committee that he wrote a detailed proposal to the Township suggesting a different parcel of land, that if fenced and signed properly, would resolve all the issues. G. Carpentier attended the public open house April 16, 2019 and noted that the Township had taken his suggestions into consideration and changed their perspective.

8. Next Meeting

The next regular meeting of the Durham Environmental Advisory Committee will be held on Thursday, May 16, 2019 starting at 7:00 PM in Boardroom 1-B, Level 1, 605 Rossland Road East, Whitby.

9. Adjournment

Moved by O. Chaudhry, Seconded by M. Thompson,
That the meeting be adjourned.

CARRIED

The meeting adjourned at 9:15 PM

G. Carpentier, Chair, Durham
Environmental Advisory Committee

S. Penak, Committee Clerk

The Regional Municipality of Durham

Minutes

Energy From Waste – Waste Management Advisory Committee

Tuesday, April 23, 2019

A meeting of the Energy From Waste – Waste Management Advisory Committee was held on Tuesday, April 23, 2019 in Room 1-B, Regional Headquarters, 605 Rossland Road East, Whitby, at 7:00 PM.

Present: W. Baszyk, Brock
W. Bracken, Clarington
A. Burrows, Ajax
S. Elhajjeh, Clarington
T. Farrell, Brock
C. McLean, Ajax
K. Meydam, Clarington
G. Rocoski, Oshawa
H. Sukhu, Clarington

Staff

Present: G. Anello, Manager, Waste Planning and Technical Services, Works Department, Durham Region
M. Januszkiewicz, Director of Waste Management Services, Works Department, Durham Region
D. San Juan, Environmental Health Specialist, Health Department
M. White, Systems Support Specialist – Information Technology, Durham Region
S. Penak, Committee Clerk, Corporate Services – Legislative Services, Durham Region

Also

Present: M. Neild, Facility Manager, Covanta

1. Welcome and Introductions

M. Januszkiewicz, Director of Waste Management Services, welcomed the new and returning committee members to the orientation meeting and advised that the meeting was an opportunity for the committee members to introduce themselves and get to know each other. The members were given the opportunity to provide some of their background and their interest in the EFW-WMAC.

2. Declarations of Interest

There were no declarations of interest.

3. Elections

A) Election of the Chair

B) Election of the Vice-Chair

Moved by W. Bracken, Seconded by W. Baszyk,
That Items 3. A) Election of the Chair and 3. B) Election of
the Vice-Chair be deferred until the May 28, 2019 EFW-
WMAC meeting.

CARRIED

4. Adoption of Minutes

Discussion ensued regarding the level of detail included in the
minutes. It was clarified that committee minutes are recorded to
capture intent and historical relevancy, without note or comment, as
per the *Municipal Act*.

Moved by G. Rocoski, Seconded by A. Burrows,
That the minutes of the EFW-WMAC meeting held on
Thursday, August 23, 2018, be adopted.

CARRIED

5. Announcements

There were no announcements made.

6. Presentations

A) Presentation by George Rocoski, EFW-WMAC Chair (2016-2018),
regarding the EFW-WMAC

G. Rocoski provided a few reflections during his term as Chair of the
EFW-WMAC from 2016-2018. He advised that the previous EFW-
WMAC decided to keep the membership at a 2-year term, in order to
provide better continuity of members. He also advised that the main
purpose of the EFW-WMAC is to advise the Durham Works
Committee and subsequently Regional Council, on waste related
matters.

Discussion ensued regarding reports being presented to the EFW-
WMAC for advice/comments in a timely manner.

B) Presentation by Mirka Januszkiewicz, Director, Waste Management Services, The Regional Municipality of Durham, regarding the Regional Waste Management Program

M. Januszkiewicz provided a presentation titled: “Energy from Waste – Waste Management Advisory Committee (EFW-WMAC) Role”. A copy of the presentation was provided to the Committee at the meeting.

Highlights from the presentation included:

- Durham Region Hierarchy
- EFW-WMAC Roles and Responsibilities
- Moving Forward
- Reducing Litter and Waste in Our Communities: Discussion Paper
- Litter and Single-Use Plastics
- Extended Producer Responsibility (EPR)
- Reduce and Divert Food and Organic Waste
- Recovering the Residual Value of Resources
- Next Steps
- Next Steps for EFW-WMAC

M. Januszkiewicz advised that the EFW-WMAC will act in an advisory role to the Durham Works Committee on issues or concerns which arise with waste diversion, waste management, environmental performance and monitoring of the EFW facility.

M. Januszkiewicz informed the Committee that the long-term capital plan includes: a Mixed Waste Pre-Sort with Anaerobic Digestion (AD) facility; possible increase to the Durham York Energy Centre (DYEC) capacity; and further reduce, reuse and recycle projects.

M. Januszkiewicz advised that comments for the Reducing Litter and Waste in Our Communities: Discussion paper, were due to the Province by April 20, 2019 and that they received over 2000 comments on single-use plastics. She explained that Extended Producer Responsibility (EPR) means that industries take ownership of the products/packaging they put into the market. She noted that 53% of food is wasted in production, distribution and retail operations, and 47% is wasted at home.

M. Januszkiewicz advised the Committee that the DYEC recovers energy and metals from 110,000 tonnes of garbage annually and reduces the amount of non-recyclable waste that requires landfill disposal. She also advised that the Blackstock Landfill Mining Pilot Project that recovered previously buried recyclable materials for market has been very successful to date.

M. Januszkiewicz responded to questions from the Committee regarding the ability to call a special meeting; the reporting structure and how EFW-WMAC would provide advice prior to a report going to the Works Committee; and whether any future reports/business plans for the Anaerobic Digester would be forwarded to the Committee as soon as they are made public.

At the request of the Committee, the following reports will be forwarded to members after the meeting: Report #2017-COW-180: Organics Management Strategy, Report #2018-COW-146: Organics Request for Information (RFI), the GHD Anaerobic Digestion Feasibility Study, and the GHD Anaerobic Digestion Completion Report. The presentation titled: “Energy from Waste – Waste Management Advisory Committee (EFW-WMAC) Role” will also be emailed to committee members.

7. Delegations

There were no delegations to be heard.

8. Correspondence

There were no correspondence items to be considered.

9. Administrative Matters

There were no administrative matters to be considered

10. Other Business

A) Update by Gio Anello, Manager, Waste Planning and Technical Services, The Regional Municipality of Durham, regarding the Durham York Energy Centre (DYEC)

G. Anello provided an update regarding the DYEC and advised that the 2018 Annual Report has been posted to the DYEC website and can be found at durhamyorkwaste.ca. He advised that this is a requirement of the Environmental Compliance Approval (ECA) and is prescribed by the Ministry of the Environment, Conservation and Parks (MECP).

G. Anello advised that the EFW facility recently came out of an outage for investigation, repairs, and life cycle maintenance as required. He advised that both boilers were shut down for a 14-day period between March 17, 2019 to April 2, 2019. G. Anello advised that no major concerns were found, and that the facility is back online and operating as required. G. Anello also advised the Committee that each year a section of the AMESA workplan is contained in the

annual report and that there will be another AMESA evaluation during the source test in September 2019. He further advised that the evaluation of AMESA is a requirement under the ECA to determine any trends and is not used for compliance purposes.

Staff informed the committee that a tour of the EFW facility could be arranged for committee members as an opportunity to increase everyone's level of understanding of the EFW facility and the AMESA sampling system.

G. Anello responded to questions from the Committee regarding the AMESA long term sampling system and modifications made to the AMESA sampling system; concerns with the effectiveness of public information sessions and appropriate public engagement; the development of a terms of reference for an Environmental Assessment (EA); and other waste disposal alternatives that could be considered.

Detailed discussion ensued regarding the proposed incinerator expansion. Staff informed the Committee that from the beginning the DYEC was envisioned for technical scalability and the EA document envisioned future expansion. The Request for Proposal (RFP) also included the option for expansion. Staff advised that several of the EFW facility components have already been built to accommodate 250,000 tonnes such as the receiving area, waste pit and stack. The Region will need to complete a focused Environmental Assessment and requires the approval from the MECP to initiate the expansion. Given the degree and speed that Durham Region is growing, more disposal capacity is necessary.

M. Januszkiewicz responded to a question regarding waste separation and disposal at apartment buildings and advised that she would bring a presentation to the committee regarding the complexity of this issue. She also advised that the planning for apartment buildings and the specifications to which they are built by developers, including garbage and recycling chutes and road widths, is not under the jurisdiction of the Region of Durham, but rests with the local Municipalities.

At the request of the Committee, the following items will be forwarded to members after the meeting: the link to the 2019 Solid Waste Management Servicing and Financing Study; and the AMESA Workplan summary.

11. Next Meeting

The next regularly scheduled meeting of the EFW-WMAC will be Tuesday, May 28, 2019 in the Lower Level Boardroom (LL-C), at 7:00 PM, Regional Headquarters, 605 Rossland Road East, Whitby.

12. Adjournment

Moved by K. Meydam, Seconded by A. Burrows,
That the meeting be adjourned.

CARRIED

The meeting adjourned at 9:05 PM.

M. Januskiewicz, Director of Waste
Management Services

S. Penak, Committee Clerk