



Further, the Foundation is seeking sponsors for the Dinner and Chair Hackson asked Members to share this information and to advise the Executive Director of any sponsorship opportunities.

(b) Lake Simcoe Clean Up Fund

The CAO advised that the Authority submitted 26 Detailed Project Proposals for funding consideration under the Federal Lake Simcoe Clean Up Fund.

The CAO also indicated that a more detailed discussion will take place under Agenda Item 8, Staff Report No. 08-09-BOD.

Chair Hackson indicated that the Federal Minister of the Environment is making an announcement this date in Barrie regarding the second funding round of the Lake Simcoe Clean Up Fund. Councillor Nuttall is attending this announcement.

(c) Lake Simcoe Monitoring Agreement

The CAO advised that the Ministry of the Environment and the LSRCA will be entering into an agreement for the Authority to undertake a four year water monitoring program. The program will be funded by the Ministry of the Environment in the total amount of \$600,000 for the four years.

IV **PRESENTATIONS**

(a) Draft Lake Simcoe Protection Plan

Chair Hackson introduced from the Ministry of the Environment:

Mr. Paul Evans, Assistant Deputy Minister, Environmental Program Division,

Mr. Steve Klose, Director, Lake Simcoe Project,

Ms. Deb Pella Keen, Program Manager, Lake Simcoe Strategy.

The CAO provided an overview of the Draft Plan and provided highlights of the Authority's comments and key recommendations. Three key points are:

- Appropriate funding;
- Acknowledgment of where the Authority can have the best lead role(s);
- Working in a meaningful partnership as we all move forward.

Mr. Steve Klose provided a presentation highlighting what the Province has heard through the community workshops, open houses and the comments received through the Environmental Bill of Rights Registry (EBR).

Mr. Klose acknowledged the representation and support of the Authority Board Members and staff at the various workshops.

In response to questions, the Province provided the following responses:

- It is the expectation that a summary of comments received through the community workshops will be compiled and distributed.
- The EBR provides a mechanism where comments received can be viewed;



- A comments summary report will be presented to the Stakeholder Advisory Committee as well.
- Several comments in relation to enforcement and the associated costs have been heard. The Province will work with all partners to achieve better outcomes with greater emphasis on awareness in relation to enforcement issues.
- The Province will be continuing discussions with municipalities around sewage treatment caps and the performance/flow of municipal sewage treatment plants. These discussions will include addressing future growth. The draft Plan will not stand in the way of what is currently in the municipalities Official Plans. The imminent development of the Phosphorus Strategy will also assist in this area which will link to the Growth Plan.
- Reference to the Uxbridge Stormwater Plant and Watershed Plan - the Authority has done a great deal of work on these plans that should be recognized. The Province responded that they will not be working from a blank slate and acknowledge work done. The Phosphorus Strategy will assist with setting targets and will allow decisions to be made on what is achievable and within what timeframes.
- Province assured that they are working with the Agricultural community and will continue to do so in terms of voluntary incentive programs and ensuring communications are clear and concise.
- The Province will be meeting with the Federal government to discuss septic system programs and available funding opportunities to identify where partners can work together.
- The Province will be consulting further on the issue of Peat Extraction.
- The Province acknowledges concern about how the Growth Plan and the Lake Simcoe Protection Plan will work together. Again, the Phosphorus Strategy, once developed, will assist in this area and the issue of growth.
- In relation to reviewing growth boundaries and targets, the Province advised that the Lake Simcoe Protection Plan will not speak directly to growth or the Growth Plan. It will, however, speak to how growth can best be achieved. The Plan will work in concert with timeframes, costs and technologies.
- The Province is urged to reference the Assimilative Capacity Study which was prepared for the Province by the LSRCA. This should be used when making decisions related to growth.
- The Province was urged to ensure that the message related to the need for significant provincial funding to implement this Plan is kept at the forefront. Targets and goals can be achieved as long as the appropriate funding is provided.
- The Province was urged to ensure no duplication of efforts. Stewardship programs were identified as one area - keep in mind that the Authority has been actively involved with stewardship for many years and should continue in a leadership role.



- The Province advised that they will be having discussions with municipalities to ensure the transition provision, when being developed, are clear and concise.
- The Province was asked to consider the Plan include a reference to ministry support in situations for both dead and alive fish (referencing the Carp Die-Off in July 2008 which had no support from the Ministry of Natural Resources).

Moved by: G. Wauchope

Seconded by: J. O'Donnell

BOD-019-09 RESOLVED THAT the presentation provided by Mr. Steve Klose, Director, Lake Simcoe Project, Ministry of the Environment regarding the draft Lake Simcoe Protection Plan be received.

CARRIED

Chair Hackson extended thanks to the Province for their presentation to the Board advising that the Board is very engaged in the process. The Authority wants to be part of the solution for Lake Simcoe and the Board and staff are looking forward to the next steps.

VI HEARINGS

- (a) **Violation Permit Application by Mr. Daniel Bergeron
Unauthorized Shed Construction
Part Lot 27, Concession 9
South Half of Plan Lot 15, Plan 741
Town of Innisfil, County of Simcoe**

Chair Hackson read the Hearing Opening Remarks and reminded the Board that this file is currently before the Ontario Court as a result of a violation notice being issued.

The Board dealt with Staff Report No. 03-09-BOD regarding the Hearing for Mr. Daniel Bergeron in relation to his Violation Permit Application for the unauthorized construction of a shed at the above noted address.

The LSRCA's Manager, Engineering and Technical Services provided an overview of this file and reviewed current photos of the property and shed.

Ms. Robyn Carlson, Graham, Wilson and Green, provided a presentation on behalf of the applicant Mr. Bergeron. A copy of their presentation was included with the agenda and additional information was tabled at the meeting including an updated survey and signed copies of the applicant's affidavits (unsigned copies were included in the agenda).



Ms. Carlson challenged the information contained within Staff Report No. 03-09-BOD indicating that the structure is not threatened by flooding however is subject to wave uprush. Further, in the opinion of Ms. Carlson, as the structure is a boathouse, it does not fall under the prescribed setbacks.

The Authority's Manager, Engineering and Technical Services responded to Ms. Carlson's presentation advising that Ms. Carlson appears to have misunderstood how evaluations are determined for flooding/wave uprush and explained the process/calculation. Further, Ms. Carlson was reminded that staff have not recognized the structure as a boathouse and continue to reference it as a shed. The door on the shed and the rails were added after the structure was built; the door that now appears was in fact a full wall with no opening.

In addition, staff advised that, as this property is in a regulated area, whether or not the Town required a permit, the Authority would still be required to review the application and issue a permit as needed.

Based on the information provided by both staff and Ms. Carlson, the Board provided that:

- Given the applicant applied for permits in the past, it is apparent that he understood the process and knew a permit was required in this instance;
- The steel break wall was constructed contrary to the permit issued;
- The shed was built and subsequently retrofitted to a boathouse (with the addition of the door and rails);
- Confident that this was not originally built to be a boathouse but for use as a shed;
- As the structure is more than 100 sq feet it requires a permit from the Town of Innisfil, which was not obtained;
- Whether or not the Town of Innisfil required a permit for this work, the property is located within a regulated area and therefore requires a permit from the CA.

Deputy Mayor Gord Wauchope advised that the Town of Innisfil's Chief Building Officer(CBO) has visited this site and has some serious concerns regarding the structure and the deck on top of the structure. Deputy Mayor Gord Wauchope strongly encouraged Ms. Carlson to speak to the CBO in this regard.

Moved by: E. MacEachern Seconded by: K. Ferdinands

BOD-020-09 RESOLVED THAT Staff Report No. 03-09-BOD, regarding the Violation Permit Application by Mr. Daniel Bergeron to construct a Boathouse on Part of Lot 27, Concession 9, South Half of Lot 15, Registered Plan 741, 2599 Leonard Street, Town of Innisfil be received; and FURTHER THAT the application be refused as it cannot meet Provincial and Authority policies that suggest that:



- 1) Development shall generally be directed away from hazardous lands adjacent to the shoreline which are impacted by flooding hazards, erosion hazards and/or dynamic beach hazards.
- 2) Development shall generally be directed away from regulatory floodplains.
- 3) A minimum naturalized buffer of 15 metres is required from the Average Annual High Water Mark (AAHWM) of 219.15 masl of Lake Simcoe.
- 4) A minimum 15 metre setback is required between all buildings and the Average Annual High Water Mark (AAHWM) of Lake Simcoe.

CARRIED

VII **DEPUTATIONS**

There were no Deputations scheduled for this meeting.

VIII **DETERMINATION OF ITEMS REQUIRING SEPARATE DISCUSSION**

Items 3 and 8 were identified for separate discussion.

IX **ADOPTION OF ITEMS NOT REQUIRING SEPARATE DISCUSSION**

Moved by: G. Wauchope

Seconded by: J. Rupke

BOD-021-09 **RESOLVED THAT** the following recommendations respecting the matters listed as "Items Not Requiring Separate Discussion" be adopted as submitted to the Board and staff be authorized to take all necessary action required to give effect to same.

CARRIED

1. **Development, Interference with Wetlands and Alterations to Shorelines and Watercourses Regulation 179/06**

BOD-022-09 **RESOLVED THAT** applications under Section 28 of the *Conservation Authorities Act* and Ontario Regulation 179/06 be received for information.

2. **Correspondence**

BOD-023-09 **RESOLVED THAT** the correspondence listed in the February 27th, 2009 agenda as item 2 (a) through (c) be received for information.



4. **Year End Monitoring Report (Planning Applications)**

BOD-024-09 RESOLVED THAT Staff Report No. 04-09-BOD regarding the year-end monitoring of Planning and Development Applications for the period January 1, 2008 to December 31, 2008 be received for information.

5. **Endangered Species Act and Municipal Drains**

BOD-025-09 RESOLVED THAT Staff Report No. 05-09-BOD regarding the Endangered Species Act and Municipal Drains, be received for information

6. **Uxbridge Countryside Preserve**

BOD-026-09 RESOLVED THAT Staff Report No. 06-09-BOD regarding the development of the Uxbridge Countryside Preserve Management Plan be received for information.

7. **Land Acquisition Costs Summary**

BOD-027-09 RESOLVED THAT Staff Report No. 07-09-BOD regarding land acquisition costs be received for information.

9. **Grant Funding Agreement - Ministry of the Environment
Monitoring of Stormwater Retrofit - George Richardson Park
Town of Newmarket**

BOD-028-09 RESOLVED THAT Staff Report No. 12-09-BOD be received for information; and
FURTHER THAT staff be directed to enter into an agreement with the Ministry of the Environment to undertake the monitoring of the George Richardson Park Stormwater Retrofit.

10. **Grant Funding Agreement - Ministry of the Environment
Water Re-Use Criteria**

BOD-029-09 RESOLVED THAT Staff Report No. 13-09-BOD be received for information; and
FURTHER THAT the Authority be directed to enter into an agreement with the Ministry of the Environment to undertake the development of water quality criteria for water Re-Use and recycling.

X ***CONSIDERATION OF ITEMS REQUIRING SEPARATE DISCUSSION***



3. Monthly Communications Update

Councillor O'Donnell requested an update regarding the Stewardship session held in Ramara and the circulation of the comments.

The Director, Corporate Services responded that an information flyer has been prepared and recently distributed to the stakeholders. The Director further advised that a meeting between Township staff and CA staff is being scheduled to discuss next steps.

In an effort to conserve paper, Regional Councillor John Taylor recommended that only the first four pages of the Monthly Communications Report be included with the Board agenda with the remaining pages being provided via email. The Board concurred with this recommendation.

Moved by: G. Wauchope

Seconded by: E. MacEachern

BOD-030-09 THAT the Monthly Communications Update, for the period December 1-31, 2008 and January 1-31, 2009 be received for information.

CARRIED

8. Lake Simcoe Clean Up Fund - Update

The Board dealt with Staff Report No. 08-09-BOD which provided an update on the Authority's participation in the Federal program, Lake Simcoe Clean Up Fund.

The CAO discussed some challenges the Authority is facing with this program including the timely completion of projects from Round 1 which in large part is due to the late approvals received as well as the early arrival of winter. These projects are to be completed by March 31, 2009, however the CA has requested time extensions as this deadline cannot be met. Further, the CAO shared her concern with continuing participation in the third funding round(2009-2010) if there is any question of completing projects within the prescribed time (March 31, 2010).

The Board supported the CAO's concerns and urged the Chair and CAO to facilitate a meeting with the appropriate Federal representatives in order to ensure the project approvals can be expedited so that projects can be completed in a timely fashion. The Board further requested a chronology of the program timelines and asked that staff report back to the Board if there are concerns with the CA participating in Round 3, prior to signing Contribution Agreements.

BOD-031-09 RESOLVED THAT Staff Report No. 08-BOD which provides an update on the Federal program Lake Simcoe Clean Up Fund be received for information.

CARRIED



XI OTHER BUSINESS

(a) Centre of Excellence

Deputy Mayor Gord Wauchope extended thanks to the Director, Watershed Management for attending Simcoe County's Council meeting regarding the announcement of the Centre of Excellence. The Deputy Mayor indicated that a formal announcement will take place the morning of March 10 at the Town of Innisfil and invited the Chair, CAO and Director to attend.

(b) Phoslock - Results

In response to a request from the Board regarding the results of the Phoslock application, the Director, Watershed Management advised that a report has been written and is currently being peer reviewed. Once the report is approved, it will be brought to the Board.

(c) Thank you - Authority Staff

Councillor Agnew extended thanks to Andrea Gynan, Watershed Coordinator, for attending the workshops in Oro-Medonte. Councillor Agnew further announced that the Township is exploring the opportunity of hosting a Shoreline Workshop in the near future.

(d) Scanlon Creek - Master Plan

Councillor McCallum advised that a very successful workshop was held at Scanlon Creek Conservation Area to address the Master Plan. The process is going very well and Councillor McCallum thanked CA staff for leading this process.

(e) Beaverton Harbour

Regional Councillor John Grant extended thanks to the Director, Watershed Management and his staff for their assistance with the severe ice jam within the Beaverton Harbour. The immediate response of CA staff to address the situation and implement solutions minimized property damage and flooding.

XII CLOSED SESSION

Moved by: J. Young

Seconded by: J. Rupke

BOD-032-09 RESOLVED THAT the Authority's Board of Directors move to Closed Session to discuss confidential legal and human resource matters.

Moved by: J. Young

Seconded by: E. Bull

BOD-032-09 RESOLVED THAT the Authority's Board of Directors rise from Closed Session and report their progress.



(b) Legal Status Update

Moved by: S. Agnew

Seconded by: J. Young

BOD-033-09 RESOLVED THAT the Confidential Legal Services Status Report for the twelve months ending December 31, 2008, be received for information.

(c) Enforcement Update

Moved by: J. Rupke

Seconded by: G. Campbell

BOD-034-09:RESOLVED THAT Confidential Staff Report No. 11-09-BOD regarding the status of Authority Enforcement Files be received; and FURTHER THAT staff be directed to continue to enforce Regulation 179/06 throughout the watershed using the enforcement procedure as outlined in this report.

(a) Minutes - Administrative Committee

Moved by: J. Grant

Seconded by: R. Grossi

BOD-035-09 RESOLVED THAT the minutes of the Administrative Committee meeting No. 01-09-AC held on February 13, 2009, be approved as printed and circulated.

XIII **ADJOURNMENT**

Meeting adjourned at 11:450 a.m. on a motion by R. Grossi

original signed by:

Councillor Virginia Hackson
Chair

original signed by:

D. Gayle Wood, CMM III
Chief Administrative Officer