



**LONG POINT REGION CONSERVATION AUTHORITY  
BOARD OF DIRECTORS MINUTES - October 7, 2015**

**(as approved at the Board of Directors Meeting held November 4, 2015)**

Members in attendance: Leroy Bartlett, Dave Beres, Doug Brunton, Robert Chambers, Michael Columbus, Roger Geysens, John Scholten,  
Staff in attendance: C. Evanitski, D. Holmes, J. Robertson, J. Maxwell, L. Minshall, J. Miller, P. Gagnon and D. McLachlan  
Hearing attendees – Mr. J. Notarianni  
Regrets: Craig Grice, Noel Haydt and David Hayes

The LPRCA Chair called the meeting to order at 6:30 pm Wednesday, October 7<sup>th</sup>, 2015 in the Tillsonburg Administration Office Boardroom.

**ADDITIONAL AGENDA ITEMS**

None

**DISCLOSURES OF INTEREST**

None

**DEPUTATIONS**

None

**MINUTES OF PREVIOUS MEETINGS**

**MOTION A-114/15** moved: J. Scholten                      seconded: D. Beres

*THAT the minutes of the LPRCA Board of Directors regular meeting held September 2<sup>nd</sup>, 2015 be adopted as circulated.*

**CARRIED**

**BUSINESS ARISING**

None

**REVIEW OF COMMITTEE MINUTES**

None

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**FULL AUTHORITY COMMITTEE MEMBERS**

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## **CORRESPONDENCE**

The GM presented the Conservation Authorities Act Review at Haldimand County Council on August 31, 2015.

**MOTION A-115/15**                      moved: L. Bartlett                      seconded: J. Scholten

*THAT the correspondence outlined in the Board of Directors' Agenda of October 7<sup>th</sup>, 2015 be received as information.*

**CARRIED**

## **DEVELOPMENT APPLICATIONS**

**MOTION A-116/15**                      moved: L. Bartlett                      seconded: J. Scholten

*THAT the LPRCA Board of Directors does now sit as a Hearing Board.*

**CARRIED**

a) **Hearing re: John Notarianni**

The roll was called.

The Chair gave his opening remarks and reviewed the guidelines and process to be followed for the hearing.

Staff introduced the applicant and gave an overview of the Ontario Regulation (O. Reg) 178/06 under Section 28 of the Conservation Authorities Act. Staff then reviewed the subject property in relation to the regulation and noted the reasons for refusal. Of note, conservation authorities did not have the authority to regulate shoreline activities until 2006. All units in the development except two had been completed prior to the change of the Regulation in 2006. The second last unit was completed and complied with the new regulations.

Staff responded to questions from the Board regarding the retaining wall construction, ownership and most recent inspection.

The applicant presented his position on the basis that the original plan was approved prior to the 2006 regulation change and all of the units except one are in line with the 15m setback rather than the 18m setback.

The Board asked questions of both the applicant and staff. If the applicant agreed to

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the 18m setback, staff would be able to approve the permit application.

**MOTION A-117/15** moved by: R. Geysens seconded: D. Beres

*That the LPRCA Board of Directors does now enter into an "In Camera" session to discuss:*

- *a matter in respect of which a Conservation Authority may hold a closed meeting under another Act.*

**CARRIED**

**MOTION A-118/15** moved by: J. Scholten seconded: R. Geysens

*That the LPRCA Board of Directors does now adjourn from the "In Camera" session.*

**CARRIED**

**MOTION A-119/15** moved by: R. Chambers seconded: R. Geysens

*That the LPRCA Board of Directors adjourn from sitting as a Hearing Board.*

**CARRIED**

Mr. Notarianni was advised that his appeal was successful to construct a dwelling with a 15 metre setback. He then left the meeting.

**b) Staff Approved applications**

Staff approved 18 applications since the last meeting in September: LPRCA-110/15, LPRCA-112/15, LPRCA-113/15, LPRCA-114/15, LPRCA-115/15, LPRCA-116/15, LPRCA-118/15, LPRCA-119/15, LPRCA-120/15, LPRCA-121/15, LPRCA-122/15, LPRCA-123/15, LPRCA-124/15, LPRCA-125/15, LPRCA-126/15, LPRCA-127/15, LPRCA-128/15 and LPRCA-129/15. No comments or questions.

**MOTION A-120/15** moved: R. Geysens seconded: T. Southwick

*That the LPRCA Board of Directors receives the Staff Approved Section 28 Regulation Applications report as information.*

**CARRIED**

**c) New Applications**

The Planning Department sought approval for two applications. No further questions or

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comments.

**MOTION A-121/15**

moved: L. Bartlett

seconded: J. Scholten

THAT the LPRCA Board of Directors approves the following Development Applications contained within the background section of the report:

- A. For Work under Section 28 Regulations, Development, Interference with Wetlands & Alterations to Shorelines and Watercourses Regulations (R.R.O. 1990 Reg. 178/06),

LPRCA-130/15

LPRCA-131/15

- B. That the designated officers of LPRCA be authorized to complete the approval process for this Development Application, as far as it relates to LPRCA's mandate and related Regulations.

**CARRIED**

**NEW BUSINESS**

**a) CALENDAR REVIEW**

The remaining parks, Backus Heritage, Haldimand, Norfolk and Waterford, close October 15<sup>th</sup>. The Biennial Tour was a success with a lot of positive comments. The Chair reviewed the highlights of the Tour.

**MOTION A-122/15**

moved: R. Chambers

seconded: J. Scholten

*THAT the LPRCA board of Directors receives the October Calendar Review Report as information.*

**CARRIED**

**b) GENERAL MANAGER'S REPORT**

The GM reported on his activities regarding the Conservation Authorities Act Review. After meetings with the Ministry of Environment and Climate Change (MOECC) and Ministry of Natural Resources and Forestry (MNR), it was made clear that there would be no further funding for the Source Water Protection Program beyond the current funding.

**MOTION A-123/15**

moved: R. Chambers

seconded: J. Scholten

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*THAT the LPRCA Board of Directors receives the General Manager's Report for September 2015 as information.*

**CARRIED**

**c) CONSERVATION AUTHORITIES ACT REPORT**

The GM has made presentations at eight municipalities and will be visiting Tillsonburg in the next week. He GM noted in his presentations that there is little likelihood of funding coming from the province, and that the hope is that conservation authorities will be allowed to approach all ministries to request funding.

**MOTION A-124/15**                      moved: D. Beres                      seconded: L. Bartlett

*That the LPRCA Board of Directors receives the Conservation Authorities Act Review update as information;  
AND THAT a letter endorsing Conservation Ontario's comments on the CA Act Review be forwarded to the Ministry of Natural Resources and Forestry (EBR 012-4509) from the Chair on behalf of LPRCA.*

**CARRIED**

**d) BLACK CREEK CA REPORT**

Staff noted that prior to the funding cutbacks in the 1990s, there was a crew of six to eight people who would maintain the little parkettes within the watershed. Since the cuts, most of the parkettes have had limited or no maintenance as there is now only one seasonal staff person to complete the duties.

Black Creek Conservation Area is a well-used area with parking and a boat launch but sees a large amount of illegal dumping. Staff maintains the area biweekly and a volunteer group cleans the area in the spring but dumping still occurs on a regular basis. Staff offered a number of options with a preference for Option 2: Seasonal Closure – Gate the area annually starting October 15<sup>th</sup> and ending April 15<sup>th</sup>. This would allow for pedestrian access only in the closed season but would allow access to the boat launch during the boating season. Discussion ensued.

**MOTION A-125/15**                      moved: D. Beres                      seconded: L. Bartlett

*THAT the LPRCA Board of Directors approves Option #2 for the operation and maintenance of Black Creek Conservation Area as outlined in the staff report dated September 29<sup>th</sup>, 2015.*

**CARRIED**

**e) TIMBER TENDER – DEAN/POWELL TRACT**

The prescription for the Dean/Powell Tract was presented at an earlier board meeting

and has since been implemented and tendered as Contract LP-283-15. Staff recommended accepting the highest bid received from L. Pilkey who has completed LPRCA timber operations in the past. The bid was above the reserve.

**MOTION A-126/15** moved: D. Brunton seconded: N. Haydt

*THAT the LPRCA Board of Directors accepts the tender submitted by Leonard Pilkey for marked standing timber at the Dean/Powell Tract for a total tendered price of \$85,600.00.*

**CARRIED**

#### **f) SECTION 28 REGULATION REPORT**

The draft policy document was originally brought to the Board for review in June. Staff was directed to review the policy with an ad hoc committee which has since met three times and has completed the review. The Committee recommended that the updated policies now be submitted to watershed municipal planning departments for comment prior to public consultation. Staff reviewed the proposed timeline with the hope that the process will be completed by May 2016.

**MOTION A-127/15** moved: D. Brunton seconded: T. Southwick

THAT LPRCA staff be directed to consult with member municipalities and other non-government organizations on the draft LPRCA Policies for the Administration of the Development, Interference with Wetlands and Alterations to Shorelines and Watercourses Regulation.

**CARRIED**

#### **g) LAKE LEVELS REPORT**

Staff presented that Lake Erie is currently approximately .4m above average for this time of year meaning the shoreline is more vulnerable to flooding and erosion from wind/storm events. November and December is the most vulnerable time if the lake is not frozen due to the frequency and severity of storms. One metre above average can lead to potential minor nuisance flooding and 1.4m above average could lead to potential severe flooding resulting in road closures.

**MOTION A-128/15** moved: D. Brunton seconded: T. Southwick

*THAT the LPRCA Board of Directors receives the Lake Erie water levels update report as information.*

**CARRIED**

#### **h) ELGIN COUNTY SHORELINE MANAGEMENT PLAN UPDATE**

The Elgin County Shoreline Management Plan is in the final draft phase. The public

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consultation process was completed in August and the Steering Committee was to meet on September 29<sup>th</sup> to consider the plan and discuss the next steps. Further information is to follow.

**MOTION A-129/15** moved: D. Brunton seconded: T. Southwick

*THAT the LPRCA Board of Directors receives the Elgin County Shoreline Management Plan Update as information.*

**CARRIED**

**MOTION A-130/15** moved: J. Scholten seconded: R. Chambers

*That the LPRCA Board of Directors does now enter into an "In Camera" session to discuss:*

- personal matters about an identifiable individual, including Conservation Authority employees;*
- a proposed or pending acquisition or disposition of land by the Conservation Authority;*
- litigation or potential litigation, including matters affecting the Conservation Authority.*

**CARRIED**

**MOTION A-131/15** moved: D. Brunton seconded: T. Southwick

*That the LPRCA Board of Directors does now adjourn from the "In Camera" session.*

**CARRIED**

**MOTION A-132/15** moved: L. Bartlett seconded: T. Southwick

*THAT the LPRCA Board of Directors awards the tender for the Dereham Wetland Restoration Project to Allan's Excavating Inc. at a price of \$1.70/cubic metre to a maximum of \$55,400.*

**CARRIED**

**MOTION A-133/15** moved: R. Geysens seconded: J. Scholten

*THAT the LPRCA Board of Directors receives the GM's verbal updates regarding two personnel matters as information.*

**CARRIED**

**MOTION A-134/15** moved: D. Brunton seconded: T. Southwick

*THAT the LPRCA Board of Directors approves the modification of the Healthy Watershed specialist position to that of Water Resources Specialist at a Salary Grade*

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*AND THAT said position be advertised on the LPRCA website.*

**CARRIED**

**MOTION A-135/15**            moved: L. Bartlett            seconded: R. Geysens

*THAT the LPRCA Board of Directors approves the acquisition of Part Lot 20, Concession 2, STR, Middleton, designated as Part 1, Plan 37R-3187 (Norfolk County) from William and Michele Goldie for a tax receipt of \$7,600.00;  
AND THAT the Chair and General Manager be directed to sign the (attached) Acknowledgement and Direction.*

**CARRIED**

The Chair adjourned the meeting at 9:05pm.

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Michael Columbus  
Chair

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Dana McLachlan  
Administrative Assistant

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