

**MINUTES OF THE SIXTIETH MEETING OF THE
NORTH BAY-MATTAWA SOURCE PROTECTION COMMITTEE (SPC)
9:00 am, Monday, June 24, 2019
Held at the North Bay-Mattawa CA Boardroom, 15 Janey Ave North Bay**

1. Administration

a) Meeting called to order at 9:04 am

b) Attendance Record and Quorum (minimum number for quorum is 6 SPC members)

Chair & SPC Members	Staff and Liaisons
Jeff Celentano, SPC Chair	David Ellingwood, Supervisor, DWSP (Program Manager)
Beverley Hillier	Sue Buckle, Manager, Communications & Outreach
John MacLachlan	
Peter Murray	Chuck Poltz, NBPSD Health Unit Liaison (outgoing)
Maurice Schlosser	Brendan Hatton, NBPSD Health Unit Liaison (incoming)
George Stivrins	Mary Wooding, MECP Liaison (via teleconference)
Lucy Emmott	
Randy McLaren	

Regrets received from: Hector Lavigne

c) Declaration of Pecuniary Interest – none

d) Approval of Agenda

Motion: That the agenda for the meeting be approved.

Moved by Lucy Emmott, seconded by Peter Murray (**Resolution 60-01**)

Carried

d) Confirmation of Actions and Approval of Minutes

Motion: That the Source Protection Committee affirm the actions taken at the meeting of March 29, 2019 and approve the Minutes of March 29, 2019.

Moved by John MacLachlan, seconded by George Stivrins (**Resolution 60-02**)

Carried

f) Correspondence

Members were advised that a letter was sent by the Chair to the Ontario Northland Transportation Commission inviting the agency's attendance at a future Source Protection Committee meeting.

2. Chair's Remarks

The SPC Chair thanked members for their attendance and touched on the following:

- The new Minister of Environment, Conservation and Parks is Jeff Yurek
- The Conservation Authority request for 2019-2020 source protection funding is awaiting approval

3. Past and Upcoming Meetings

The Project Manager participated in a teleconference with other Project Managers and discussed policies for liquid hydrocarbon pipelines and a water quality climate change assessment tool.

The Chair provided a preview of the Chair's teleconference to be held on June 26, 2019, where the Ministry (MECP) will provide updates on the Directors' Technical Rules, approvals process for Source Protection Plan updates, and annual reporting.

4. SPC Member Appointments

The Project Manager noted that application to fill the four SPC positions, which recently expired, have been received. Three current members re-applied and a new application was received from Andrea Labelle. Roy Warriner decided to not seek re-appointment. Roy had been a member of the Source Protection Committee since its inception in 2007. After some discussion the following motion was adopted.

Motion: That the Source Protection Committee members express their thanks to Roy Warriner for his years of service to the Committee and for his dedication and efforts toward Drinking Water Source Protection.

Moved by Randy McLaren, seconded by John McLachan **(Resolution 61-03)** Carried Unanimously

5 and 6. Review of Minister's Amended Order

The Project Manager provided an overview of the Minister's Amended section 36 Order. It was noted that some tasks are mandatory items, such as those stemming from changes to the Director's Technical Rules and revising policies to address implementation issues. Others are termed 'local interest', such as improvements to mapping. The Amended Order also provides direction on the consultation process.

Members discussed the review of the North Bay intake vulnerability scoring and the local threat of transportation of hazardous substances. After reviewing a draft letter and discussing the volumes being transported, the following motion was put forward.

Motion: That a letter be sent to the Director, Source Protection Programs Branch, requesting a review of the local threat 'Transportation of Hazardous Substances' to consider larger volumes and their respective threat levels.

Moved by Bev Hillier, seconded by Peter Murray **(Resolution 61-04)** Carried

7. Communication and Consultations

The Chair provided remarks on the timing of communications and the importance of reaching out to municipalities. Members commented on the need to hear from both the public and agencies. It was noted that any comments received should be documented and reviewed by the Committee for a response.

8. New Business and Wrap-Up

A suggestion was made that the Source Protection Authority should consider embedding 'Environment' as one of the sectors represented by a Member-at-large when making future appointments to the Source Protection Committee.

The next meeting will be at the call of the Chair, expected to be held in late September 2019.

9. Adjourn

Meeting adjourned at 11:02 am on a motion by Maurice Schlosser, seconded by Peter Murray.

Jeff Celentano, SPC Chair

David Ellingwood, Project Manager

NORTH BAY-MATTAWA SOURCE PROTECTION COMMITTEE

Date of Meeting: **Monday, June 24, 2019**

Time of Meeting: **9:00 am**

Location of Meeting: **North Bay-Mattawa CA Boardroom
15 Janey Avenue, North Bay, Ontario
Telephone: (705) 474-5420**



AGENDA

1.	Administration: a) Call to Order b) Attendance Record and Quorum – (Minimum of 6 required) c) Declaration of Pecuniary Interest d) Approval of Agenda e) Approval of Minutes – March 29, 2019 f) Correspondence	Jeff Celentano	9:00 am
2.	Chair’s Remarks	Jeff Celentano	9:10 am
3.	Past and Upcoming Meetings of Interest (verbal report) - Project Managers’ teleconference (June 11, 2019) - Chairs’ teleconference with Ministry (June 26, 2019)	Jeff Celentano David Ellingwood	9:15 am
4.	SPC Member Appointments and 2019 Renewal Process (verbal report)	David Ellingwood	9:25 am
5.	Presentation and Overview of Minister’s Amended section 36 Order: (see staff report and attachment) - review of contents and requirements	Jeff Celentano David Ellingwood	9:30 am
	Break		9:50 am
6.	Further Discussion of section 36 Update Activities	David Ellingwood	10:00 am
7.	Further Discussion of section 36 Communication and Consultations - other issues, concerns, potential audiences - stages of consultation	David Ellingwood	10:30 am
8.	New Business and Wrap-up - Next Meeting: Late September at call of Chair	Jeff Celentano	10:50 am
9.	Adjourn	Jeff Celentano	11:00 am

Contents of package

1. Agenda
2. Minutes of March 29, 2019 SPC Meeting
3. Staff Report: section 36 Order
4. Copy of Minister’s Amended section 36 order

Minister's Amended s.36 Order

TO: The Chair and Members of the
North Bay-Mattawa Source Protection Committee (SPC)

ORIGIN: David Ellingwood, Supervisor Source Water Protection

DATE: June 19, 2019 for June 24, 2019 meeting

SUBJECT: **Minister's Amended section 36 Order**

RECOMMENDATIONS:

1. That the Minister's Amended section 36 Order be received for information and appended to the minutes of this meeting; and further

That staff should proceed to undertake activities in accordance with: the Minister's Order; the section 36 Workplan (Nov. 30, 2018); the 2019-2020 transfer payment agreement (pending); and continuing discussions with the Ministry of Environment, Conservation and Parks.

2. That a letter be sent to the Director, Source Protection Programs Branch, requesting a review of the local threat 'Transportation of Hazardous Substances' to consider larger volumes and their respective threat levels.

BACKGROUND:

The Minister of Environment, Conservation and Parks issued a letter to the North Bay-Mattawa Source Protection Authority and the Source Protection Committee (SPC) on May 21, 2019. See copy attached to this report.

The letter contains an amended Minister's order under section 36 of the Clean Water Act. The order outlines the review and update of the North Bay-Mattawa assessment report and source protection plan, as well as consultation requirements.

DISCUSSION of MINISTER'S ORDER:

The order lists those updates common to most regions that we had in the workplan discussed and submitted in November 2018, such as revisions to fuel storage and having pipelines as a threat. It directs the Source Protection Committee to proceed with the review of Source Protection Plan policies, such as nutrient application and the Callander Issue Contributing Area, and to revise these in consultation with municipalities.

The Source Protection Committee can undertake other updates agreed upon by the Committee, but these are not mandatory under the order. One example will be the request for review of larger quantities under the local threat of transportation of hazardous substances, such as along the Highway 63 and the Ontario Northland corridors near North

Bay's Trout Lake intake. Policy wording changes and mapping modifications are other examples of locally-driven updates.

The Order also specifies consultation requirements. The MECP is to have an early review of any proposed changes. Municipalities are to be consulted in the modification or development of source protection plan policies. Landowners affected by changes to policy or mapped areas are to be notified. A public consultation period with formal notifications to municipalities and publication of the notice and documents is required. During each phase of the process where agencies or the public has been circulated draft documents, any comments received need to be considered by the Source Protection Committee before proceeding to the next phase.

The Source Protection Committee has discussed at previous meetings several methods to engage municipal leaders and staff. A fall workshop is being planned as well as individual outreach. Two public meetings are proposed during the consultation phase on the proposed updated assessment report and source protection plan documents.

TRANSPORTATION THREAT:

The transportation of hazardous substances was added as a local threat for the North Bay-Mattawa Source Protection Area during the preparation of the initial Assessment Report. The Source Protection Committee sent a letter to the Director, Source Protection Programs Branch, back in 2010 requesting that transportation activities for certain substances of concern be evaluated as potential drinking water threats. The Ministry responded with a decision declaring the transportation of hazardous substances as a local threat and providing a table of circumstances that listed the substances, quantities and circumstances. These were associated with a vulnerability score to be considered a significant, moderate or low drinking water threat.

The section 36 Work Plan identified the need for a revision to the tables of circumstances related to transportation activities. The current set of circumstances for the local threat have as the highest volume "2500L or greater". It is known that quantities 10 times this value are transported by tanker truck along the Highway 63 corridor through the IPZ-1. As well, each rail tanker car can carry 10 to 20 times more than the "2500L or great" volume, where there can be many tanker cars in one train along the Ontario Northland rail corridor. The corridor extends for more than 800m through the IPZ-1, meaning the volumes involved could potentially exceed 1 million L.

With these very high volumes, it is reasonable to surmise that circumstances in the approved local threats table may not account for such a scenario. Further, it could be surmised that certain of the chemicals of concern may move from the moderate to significant drinking water threat category and, or, a threat category may apply at a lower vulnerability score. A re-evaluation of the circumstances may mean transportation activities in the North Bay IPZ are or would be significant drinking water threats, whereas now they are listed as moderate.

Staff have discussed this matter with Ministry staff on several occasions. The approach that is required to move ahead is for the Source Protection Committee to send a request to the Director asking for a new review of the transportation activities. The letter would specifically ask for quantities of 25,000 litres and 250,000 litres of a subset of the current 11 substances to be evaluated and added to the tables of circumstances.

A draft copy of the letter to the Director will be provided at the meeting for member's comments and Committee endorsement.

A handwritten signature in cursive script that reads "David Ellingwood".

David Ellingwood
Supervisor, Source Water Protection