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Minutes of a meeting of the Planning and Development Committee held on Monday, January 28, 2019 at 7:00 PM in the Council Chambers.

Present Were: Mayor A. Foster, Councillor G. Anderson, Councillor R. Hooper, Councillor J. Jones, Councillor J. Neal, Councillor C. Traill and Councillor M. Zwart

Staff Present: A. Allison, F. Langmaid, R. Maciver, K. Richardson, C. Pellarin, J. Gallagher, S. Gray, A. Burke

1 Call to Order

Councillor Neal called the meeting to order at 7:00 PM.

2 New Business – Introduction

There were no new business items added to the Agenda.

3 Adopt the Agenda

Resolution #PD-001-19

Moved by Mayor Foster, seconded by Councillor Jones

That the Agenda for the Planning and Development Committee meeting of January 28, 2019 be adopted as presented.

Carried

4 Declarations of Interest

There were no disclosures of interest stated at this meeting.

5 Announcements

Members of Committee announced upcoming community events and matters of community interest.

6 Adoption of Minutes of Previous Meeting

There are no minutes of previous meetings to be adopted, as the previous meeting was the Joint General Government and Planning and Development Committee meeting of January 7, 2019 and the minutes have been approved.

7 Public Meetings

7.1 Application for a Proposed Zoning By-law Amendment

Applicant: Delpark Homes (Prestonvale) Inc.
Report: PSD-008-19
Locations: 1430 & 1500 Prestonvale Road, Courtice

Brandon Weiler, Planner, made a verbal and electronic presentation to the Committee regarding the application.

Doug Moser, local resident, spoke in opposition to the application. Mr. Moser stated that he is concerned with the proposed application and how it will impact their heritage property. He noted that he is also concerned with the possible impact on the infrastructure including, water, electrical and sewage in the surrounding area.

Mark Jacobs, Planner, The Biglieri Group Ltd., was present on behalf of the applicant. Mr. Jacobs advised the Committee that there will be no impact to the heritage property located on the other side of the road from the proposed development. He also noted that there will be no impact to the current infrastructure.

8 Delegations

8.1 Beth Meszaros, Regarding Proposed Bill 66, *Restoring Ontario's Competitiveness Act, 2018*

Beth Meszaros was present regarding Proposed Bill 66, *Restoring Ontario's Competitiveness Act, 2018*. She thanked the Committee for taking on the challenge of leading our community in matters that make big differences. Ms. Meszaros explained that running for office means that the Member has agreed to ensure a healthy sustainable community, including our air, soil and water. She stated that she is concerned with Bill 66 and particularly Schedule 10. Ms. Meszaros explained that on Thursday, January 24, 2019, the provincial government announced an amendment to remove Schedule 10 from Bill 66. She advised the Committee that she is still concerned with what will take place, as this is the second time the current provincial government has looked at the Greenbelt. Ms. Meszaros noted that Bill 66 would have allowed the Province to override the Municipality and take away the citizens' voice to respond. She advised the Committee of a similar situation regarding the Ganaraska Region Conservation Authority and the Morgan's Road large fill site. Ms. Meszaros urged the Committee to attend all Conservation Authority meetings. She thanked the staff who contributed to the Report sent by Durham Region and Mayor Foster, and Councillors Neal and Anderson for their representation on the Regional Council. Ms. Meszaros advised the Committee that the health of our Province and our Country depends on valuing farms, forests, clean water solutions and natural resources and building robust and vibrant communities. She stated that we should be protecting our environment not destroying it.

8.2 Wendy Bracken, Regarding Unfinished Business Item 14.1, Regarding a Resolution Regarding Durham Region's Solid Waste Management Servicing and Financing Study Report #2019-COW-3

Wendy Bracken was present regarding Unfinished Business Item 14.1, regarding a resolution regarding Durham Region's Solid Waste Management Servicing and Financing Study Report #2019-COW-3. She made a verbal presentation to accompany an electronic presentation. Ms. Bracken advised the Committee that she has suggested changes to the draft resolution found in Unfinished Business Item 14.1 of this agenda. She outlined her suggest changes:

- That paragraph 5 be amended as per slide 2 of her presentation.
- Adding a section regarding sections 6.16 and 6.17 of Report #2019-COW-3, as per slide 4 of her presentation.
- Adding a section as per slide 5 of her presentation.
- Adding a section 1.h, as per slide 6 of her presentation.

Ms. Bracken advised the Committee that she supports Linda Gasser's suggestions and comments, provided to the Committee. She explained that there have been changes to the Canadian Ambient Air Quality Standards (CAAQS) regarding Nitrogen Dioxide (NO₂). Ms. Bracken noted the health effects of NO₂, and that children, older adults, asthmatics and diabetics are the most vulnerable. She outlined the current priorities regarding the CAAQS from the Canadian Council of Ministers of the Environment (CCME).

Suspend the Rules

Resolution #PD-002-19

Moved by Councillor Jones, seconded by Councillor Hooper

That the Rules of Procedure be suspended to allow the delegation of Wendy Bracken to be extended for an additional two minutes.

Carried

Ms. Bracken displayed summary table results for the Courtice Station and Rundle Road Station and highlighted the 2017 Annual Ambient Air Report data. She continued by displaying a graph showing a comparison of NO₂ levels in Southwestern Ontario, noting that the Courtice station had the highest levels. Ms. Bracken highlighted the 2017 annual ambient air quality monitoring report for the Rundle Road station.

Suspend the Rules

Resolution #PD-003-19

Moved by Councillor Jones, seconded by Councillor Anderson

That the Rules of Procedure be suspended to allow the delegation of Wendy Bracken to be extended for an additional two minutes.

Carried

She explained that there have been changes to the CAAQS regarding Sulfur Dioxide (SO₂). Ms. Bracken advised the Committee that Durham Region should be held accountable for the site decision and incinerator decision. She noted that, based on outdated standards, there is more risk to our community and the Courtice site will be overburdened. Ms. Bracken concluded her presentation by advising the Committee that her presentation is sufficient evidence to support her suggestions for amending the resolution found in Unfinished Business Item 14.1.

8.3 Linda Gasser, Regarding Unfinished Business Item 14.1, Regarding a Resolution Regarding Durham Region's Solid Waste Management Servicing and Financing Study Report #2019-COW-3

Linda Gasser advised the Municipal Clerk's Department, prior to the meeting, that she would be unable to attend as a delegation.

Alter the Agenda

Resolution #PD-004-19

Moved by Mayor Foster, seconded by Councillor Jones

That the Agenda be altered to consider Unfinished Business Item 14.1, Memo from Faye Langmaid, Acting Director of Planning Services, Regarding a Resolution Regarding Durham Region's Solid Waste Management Servicing and Financing Study Report #2019-COW-3, at this time.

Carried

14.1 Memo from Faye Langmaid, Acting Director of Planning Services, Regarding a Resolution Regarding Durham Region's Solid Waste Management Servicing and Financing Study Report #2019-COW-3 [Referred from the January 21, 2019 General Government Committee Meeting]

Resolution #PD-005-19

Moved by Councillor Jones, seconded by Councillor Zwart

Whereas Regional Staff presented Report #2019-COW-3, Solid Waste Management Servicing and Financing Study on January 16, 2019 to outline a number of processes, amongst them being:

- Endorsement of a long term waste management vision founded on managing waste as a resource;
- Commencement of public consultation and communications for the Regional Municipality of Durham's Long Term Waste Management Strategy (Update for 2021-2040);
- Authorization to apply to the Ministry of Environment, Conservation and Parks (MECP) to increase the processing limit of 140,000 tonnes per year to 160,000 tonnes per year at the Durham York Energy Centre (DYEC);
- Commencement of the focussed Environmental Assessment (EA) Terms of Reference for the future expansion of the DYEC to 250,000 tonnes per year with anticipated construction in 10-15 years.

Whereas Clarington is concerned that some of the actions are pre-judging the results of the Long Term Waste Management Strategy and are a more costly approach to waste diversion; and

Whereas Clarington is concerned with the on-going operational issues at the DYEC and in particular the air emissions (ambient and stack) which have shown exceedances in the past; and

Whereas the emissions sources tests at the DYEC from September 2018 indicate that it is operating at 91% of the ECA Compliance Approval Limit for NO_x; and

Whereas Section 22.1 of the EA stipulates that the maximum amount of waste that may be processed at the DYEC is 140,000 tonnes per year; and

Whereas the Region committed to a 70% waste diversion target in the DYEC EA and the Host Community Agreement; and

Whereas on June 13, 2018 Regional Council approved anaerobic digestion (AD) with a mixed waste transfer and pre-sort facility as the preferred technologies for the Region's long term organic management strategy (Report #2018-COW-146) which is necessary to move from 55% to 70% diversion;

Now therefore be it resolved that:

1. Clarington Council requests Durham Region Council to direct to staff to:
 - a. Proceed with haste on renewing its commitment to waste reduction, reuse, and diversion by reviewing, updating, and consulting with the public on the Long Term Waste Management Strategy which envisions moving from waste to a resource; and
 - b. Accelerate the AD process for implementation by Regional staff with a report to Regional Council before June 2019 outlining steps necessary to complete this project within a 3 year timeframe; and
 - c. Prepare a public consultation and communication plan, including anticipated timelines, to educate the community about the preferred technologies (approval as per #2018-COW-146), including the rationale, regulatory process, siting, opportunities for public input, and how the project contributes to the Region's 70% waste diversion target; and
 - d. Clarify how they intend to obtain the input of the public with respect to any proposed increase to the processing limit of the DYEC; and
 - e. Provide a timeline for verification of the long-term sampling system for dioxins and furans (AMESA), as required by the DYEC ECA and, upon completion of the work plan, report back on the results to Durham Region and Clarington Councils; and
 - g. Prepare and implement a communications plan to include greater promotion, education, enforcement and public awareness of the Region's waste management system; and
2. Clarington write to the MECP and indicate that is it opposed to any amendment to the EA to increase the maximum amount of waste proposed at the DYEC beyond 140,000 tonnes per year without a full review under the *Environmental Assessment Act*, including the concerns listed above.
3. The concerns respecting local airshed quality be submitted to MECP regarding the sources and concentrations of NOx and SOx together with a request that the MECP prepare a report that identifies and evaluates the sources and concentrations of local airshed emissions, associated health risks, and overall air quality; and

4. That this resolution be circulated to the MECP, Durham Region, and area municipalities including York Region.

Referred

See following motion

Resolution #PD-006-19

Moved by Councillor Hooper, seconded by Councillor Traill

That Resolution #PD-005-19, be referred to staff to Report back to the Council meeting of February 4, 2019.

Carried

9 Communications - Receive for Information

9.1 Kathryn Enders, Executive Director, Ontario Farmland Trust, Regarding Feedback on Proposed Bill 66, *Restoring Ontario's Competiveness Act, 2018*

9.2 Chris Jones, Director of Planning and Regulation, CLOCA, Regarding CLOCA Comments for Bill 66, *Restoring Ontario's Competiveness Act, 2018*

9.3 Carolyn Lance, Council Services Coordinator, Town of Georgina, Regarding Bill 66, *Restoring Ontario's Competiveness Act, 2018*

9.4 Susan Greatrix, Clerk, Town of Orangeville, Regarding Bill 66, *Restoring Ontario's Competiveness Act, 2018*

Resolution #PD-007-19

Moved by Mayor Foster, seconded by Councillor Hooper

That Communication Items 9.1 to 9.4, be referred to the consideration of Communication Item 10.1.

Carried

9.5 Heather Brooks, Director Watershed Planning & Natural Heritage, CLOCA, Regarding Preserving and Protecting our Environment for Future Generations: A Made-in-Ontario Environment Plan

Moved by Mayor Foster, seconded by Councillor Hooper

That Communication Item 9.5, be received for information.

Carried

10 Communications – Direction

10.1 Correspondence from Faye Langmaid, Acting Director of Planning Services, to Michael Helfinger, Regarding Comments on Bill 66, *Restoring Ontario's Competiveness Act, 2018*

Resolution #PD-008-19

Moved by Mayor Foster, seconded by Councillor Anderson

That Communication Item 10.1 from Faye Langmaid, Acting Director of Planning Services, to Michael Helfinger, Regarding Comments on Bill 66, *Restoring Ontario's Competiveness Act, 2018*, be endorsed.

Carried

10.2 Correspondence from Beth Meszaros, Regarding her Delegation on Bill 66, *Restoring Ontario's Competiveness Act, 2018*

Resolution #PD-009-19

Moved by Mayor Foster, seconded by Councillor Hooper

That Beth Meszaros be advised of actions taken, regarding Bill 66, *Restoring Ontario's Competiveness Act, 2018*.

Carried

11 Presentation(s)

No Presentations

12 Planning Services Department Reports

12.1 PSD-008-19 Applications by Delpark Homes (Prestonvale) Inc. for a Clarington Official Plan Amendment, Draft Plan of Subdivision and Zoning By-law Amendment to permit a 78 dwelling subdivision on the west side of Prestonvale Road and south of Southfield Avenue in Courtice.

Resolution #PD-010-19

Moved by Councillor Jones, seconded by Councillor Hooper

That Report PSD-008-19 be received;

That the proposed Clarington Official Plan Amendment, Draft Plan of Subdivision and Zoning By-law Amendment submitted by Delpark Homes (Prestonvale) Inc. continue to be processed including the preparation of a subsequent report; and

That all interested parties listed in Report PSD-008-19 and any delegations be advised of Council's decision.

Carried

12.2 PSD-009-19 2018 Planning Applications

Resolution #PD-011-19

Moved by Councillor Traill, seconded by Councillor Jones

That Report PSD-009 -19 be received for information.

Carried

13 New Business – Consideration

There were no New Business Item to be considered under this Section of the Agenda.

14 Unfinished Business

14.1 Memo from Faye Langmaid, Acting Director of Planning Services, Regarding a Resolution Regarding Durham Region's Solid Waste Management Servicing and Financing Study Report #2019-COW-3 [Referred from the January 21, 2019 General Government Committee Meeting]

Memo from Faye Langmaid, Acting Director of Planning Services, Regarding a Resolution Regarding Durham Region's Solid Waste Management Servicing and Financing Study Report #2019-COW-3 was considered earlier in the meeting during the delegation portion of the agenda.

15 Confidential Reports

There were no Confidential Reports scheduled under this Section of the Agenda.

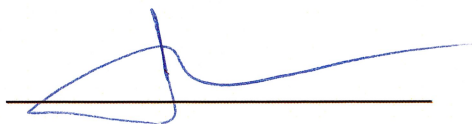
16 Adjournment

Resolution #PD-012-19

Moved by Councillor Hooper, seconded by Councillor Jones

That the meeting adjourn at 8:06 PM.

Carried



Chair



Deputy Clerk