



Full Authority Minutes

May 15, 2019

A meeting of the Full Authority of the Kettle Creek Conservation Authority was held on Wednesday, May 15, 2019 at 10:04 a.m. at the Administration Centre.

Members Present:

Stephen Harvey	Middlesex Centre
Grant Jones	Southwold Township
Linda Stevenson	City of St. Thomas
Bill Mackie	City of London
Elizabeth Pelozo	City of London
Alison Warwick	Thames Centre
Dominique Giguère	Township of Malahide

Members Absent:

Dennis Crevits	Central Elgin
Joe Preston	City of St. Thomas
Ralph Winfield	City of London

Guests Present:

David-Lee Tracey	
Grant Inglis	KCCA Solicitor

Staff Present:

Joe Gordon	Assistant Manager/Supervisor of Planning and CAs
Marianne Levogiannis	Public Relations Supervisor
Kathleen Sebestyen-Scott	Financial Services Supervisor
Elizabeth VanHooren	General Manager/Secretary Treasurer

Audio/Video Recording Notice

The Chair called the meeting to order at 10:04 a.m. and read the following statement:

Board members, staff, guests and members of the public are advised that the Full Authority Board/Committee meeting is being video/audio recorded, and will be posted to the Authority's web site along with the official written minutes. As such, comments and opinions expressed may be published and any comments expressed by individual Board members, guests and the general public are their own, and do not represent the opinions or comments of the Full Authority and/or the KCCA Board of Directors.

The recorded video of the Full Authority meeting is not considered the official record of that meeting. The official record of the Full Authority meeting shall consist solely of the Minutes approved by the Full Authority.

Introductions & Declarations of Pecuniary Interest

There were no declarations of pecuniary interest. The Chair noted two additions to the Agenda. Campground Update (verbal report) was added under Matters Arising as Item d) and Conservation Ontario: Key Recommendations (ERO 013-5018) was added under New Business Item b).

Hearing Board

FA80/2019

Moved by: Elizabeth Peloza

Seconded: Linda Stevenson

That the Board of Directors sit as a Hearing Board in respect of an application under Section 28 of the Conservation Authorities Act.

Carried

a) H19-002 5369 Grand Canyon Road

The roll was called.

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

Staff introduced Mr. David-Lee Tracey, applicant and then proceeded with the staff report. This application was submitted for permission to construct a new septic system landward of the existing cottage dwelling located at 5369 Grand Canyon Road, Township of Southwold to satisfy orders issued by the Chief Building Official.

The Regulations Approval Officer deemed that the application warranted a review by the Hearing Board for technical, policy or information purposes. Staff summarized the details of the submitted application and the relevant legislative, policy and technical framework.

Mr. Tracey declined to make a formal presentation.

Staff and the proponent responded to questions from the Board.

The Board moved into a closed session to discuss the matter further at 10:17 a.m.

FA81/2019

Moved by: Linda Stevenson

Seconded: Bill Mackie

That the Hearing Board does now enter into a closed session to discuss advice that is subject to solicitor-client privilege, including communications necessary for the purpose.

Carried

Staff and the applicant left the meeting.

FA82/2019

Moved by: Linda Stevenson

Seconded: Bill Mackie

That the Hearing Board does now adjourn from the Closed session.

Carried

The Open Session resumed at 10:23 a.m.

FA83/2019

Moved by: Linda Stevenson

Seconded: Alison Warwick

That the Board of Directors grants a “Development, Interference with Wetlands, and Alterations to Shorelines and Watercourses” Permit for application for development of 5369 Grand Canyon Road within the Township of Southwold, based on the application and its attachments.

Carried

Mr. Tracey was advised that his application was approved.

b) Interim Policy Direction

FA84/2019

Moved by: Linda Stevenson

Seconded: Grant Jones

That “Appendix A7.2: Existing Development within the Hazardous Lands” of the Technical Guide for Great Lakes – St. Lawrence River Shorelines (MNRF, 2001a) be approved as interim policy for KCCA staff consideration of associated Section 28 Applications.

Carried

FA85/2019

Moved by: Elizabeth Peloza

Seconded: Alison Warwick

That the Board of Directors does now adjourn from sitting as a Hearing Board.

Carried

The Full Authority resumed at 10:30 a.m.

Minutes of Meeting

FA86/2019

Moved by: Bill Mackie

Seconded: Alison Warwick

That the minutes of the April 17, 2019 Full Authority meeting be approved.

Carried

The Chair advised that it was the will of the Board to proceed with the Closed Session of the meeting to benefit the attendance of Grant Inglis.

Closed Session

The Closed Session meeting began at 10:31 a.m.

FA87/2019

Moved by: Alison Warwick

Seconded: Elizabeth Peloza

That the Full Authority move to Closed Session to discuss Legal, Personnel or Property matters.

Carried

FA88/2019

Moved by: Elizabeth Peloza

Seconded: Dominique Giguère

That the Full Authority revert to Open Session and Report.

Carried

The Open Session resumed at 11:19 a.m.

- a) Closed Session Minutes April 17, 2019

FA89/2019

Moved by: Elizabeth Peloza

Seconded: Alison Warwick

That the minutes of the April 17, 2019 Closed Session be approved.

Carried

b) Section 28 Violation Update

FA90/2019

Moved by: Bill Mackie

Seconded: Elizabeth Peloza

That the staff report be received.

Carried

c) Legal Matter Update

No report.

d) MFIPPA Matter

FA91/2019

Moved by: Linda Stevenson

Seconded: Alison Warwick

That staff proceed as directed.

Carried

Matters Arising

a) May Media Report

b) May Project Tracking

FA92/2019

Moved by: Grant Jones

Seconded: Elizabeth Peloza

That the May Media Report and May Project Tracking be received as information.

Carried

c) May Watershed Conditions

FA93/2019

Moved by: Bill Mackie

Seconded: Dominique Giguère

That the May Watershed Conditions report be received as information.

Carried

d) Campground Update

Ms. VanHooren informed members that she had accepted with regret the resignation of Tim Chapman, Lead Hand. Staff would be filling the opening with seasonal staff and opting to post the position in the off-season.

Yesterday, staff made the decision to cancel camping reservations at both Dalewood and Lake Whittaker Conservation Area until Tuesday May 21, 2019 due to wet ground conditions. Full refunds are being issued to affected campers. Site conditions will be re-evaluated and opened as conditions allow.

e) Section 39 Eligible Natural Hazard Management Grant

FA94/2019

Moved by: Grant Jones

Seconded: Dominique Giguère

That the staff report be received as information.

Carried

Correspondence

There was no correspondence.

Statement of Revenues and Expenses

There were no Statement of Revenues and Expenses.

New Business

a) Provincial Government Impacts to KCCA

FA95/2019

Moved by: Grant Jones

Seconded: Elizabeth Peloza

That the staff report be received as information.

Carried

b) ERO Postings

- i. 013-5018 Modernizing Conservation Authority Operations
- ii. Conservation Ontario: Key Recommendations (ERO 013-5018)
- iii. 013-4991 Focusing on Conservation Authority Development Permits

Ms. VanHooren provided a presentation on each of the ERO Postings. She noted that Bill 108 More Homes, More Choices Act, 2019 had been released on May 2nd of which Schedule 2 pertains specifically to the Conservation Authorities Act. Conservation Ontario had solicited comments from the 36 Conservation Authorities and compiled a list of 6 recommendations that it submitted to the Environmental Registry Posting 013-5018, Modernizing Conservation Authority Operations and to Schedule 2 Bill 108. Members were encouraged to consider Conservation Ontario's recommendations as part of KCCA's formal response to the ERO Posting.

Members asked that information be provided to member municipalities. Ms. VanHooren noted that KCCA's response to the ERO postings would be shared to the member municipalities and that municipalities should be encouraged to submit their own responses to the ERO.

FA96/2019

Moved by: Grant Jones

Seconded: Bill Mackie

That Kettle Creek Conservation Authority's comments to the Environmental Registry Postings 013-4991 Focusing Conservation Authority Development Permits on the Protection of People and Property be submitted to the Province as presented; and further,

That Kettle Creek Conservation Authority endorse Conservation Ontario's recommendations for Modernization of Conservation Authority Operations and Schedule 2 of Bill 108 (ERO 013-5018: Modernizing Conservation Authority Operations); and finally,

That Kettle Creek Conservation Authority's comments on ERO Posting 013-5018 be amended to recognize the endorsement of Conservation Ontario's key recommendations and be submitted to the Province and circulated to member municipalities.

Carried

c) Dalewood Dam Hazard Potential Classification RFP

Staff were directed to seek legal advice as to whether or not wording in the RFP was sufficient to allow the Authority not to proceed with award if funds could not be secured.

FA97/2019

Moved by: Linda Stevenson

Seconded: Grant Jones

That staff release a Request for Proposal to seek a qualified consultant to conduct a Hazard Potential Classification (HPC) of the Dalewood Dam.

Carried

d) IT and Internet Service Agreement

Staff were directed to confirm in writing the price of a third internet provider in order to consider the recommendation at the June meeting.

e) Planning and Regulations Activity Report

FA98/2019

Moved by: Linda Stevenson

Seconded: Elizabeth Peloza

That the May 2019 Planning and Regulations Activity Report be received.

Carried

The next meeting of the Authority will be June 19, 2019 at 10 a.m.

That the meeting adjourn at 12:35 p.m.



Elizabeth VanHooren
General Manager/Secretary Treasurer



Stephen Harvey
Chair