

**Minutes of an Amherstburg Municipal Council  
Monday, May 9, 2011 at 7:00 p.m.  
Council Chambers**

**PRESENT**

Mayor Wayne Hurst  
Deputy Mayor Ron Sutherland  
Councillor Carolyn Davies  
Councillor Robert (Bob) Pillon  
Councillor John Sutton  
Councillor Diane Pouget  
Councillor Bart Di Pasquale

**ALSO PRESENT**

Pamela Malott, Chief Administrative Officer  
Brenda Percy, Manager of Council & Leg. Services/Clerk  
Carol Bendo, Human Resources Manager  
Paul Beneteau, Treasurer  
Lory Bratt, Planning Coordinator  
Stephen Brown, Chief Building Official  
Dennis Laporte, Director of Recreation and Culture  
Anne Rota, Manager of Tourism and Culture  
Lou Zarlenga, Director of Engineering & Infrastructure  
Kim Brydon, Accounting Supervisor  
Antonietta Giofu, Environmental Services Engineer  
Eric Chamberlain - Engineering Coordinator/Drainage

**CALL TO ORDER**

The Mayor called the meeting to order at 7:00 p.m.

**PRAYER**

Manager of Council and Legislative Services/Clerk, Brenda Percy said prayer.

**DISCLOSURE OF PECUNIARY INTEREST & GENERAL NATURE THEREOF**

There were no disclosures of pecuniary interest.

## **MINUTES OF PREVIOUS MEETING**

Councillor Pillon moved, Councillor Sutton seconded:

**That the minutes of the following Amherstburg Municipal Council meetings be adopted as circulated:**

- 1. Special Council Meeting - Educational Computer Training - April 18, 2011 @ 4:20 p.m.**
- 2. In-Camera Meeting - April 18, 2011 @ 4:50 PM**
- 3. Council Meeting - April 18, 2011 @ 7:00 PM**
- 4. Special Council Meeting - Water & Wastewater In-Camera - April 13, 2011 @ 4:30 p.m.**
- 5. Special Council Meeting - Water & Wastewater - April 13, 2011 @ 6:30 p.m.**

The Mayor put the Motion.

**Motion Carried**

### **Presentation # 1**

Along with Fundraising Coordinator Debi Croucher, Tom Porter and Rick Dinham, Mousseau DeLuca McPherson Prince Barristers & Solicitors made a presentation to Council regarding a \$ 25,000 donation to the United Communities Credit Union Complex

Councillor Sutton moved, Councillor Pillon seconded:

**That the presentation by Debi Croucher, Tom Porter and Rick Dinham be received;**

**And that By-law 2011-56 being a By-law to authorize the execution of a Donation Agreement between Mousseau DeLuca McPherson Prince LLP and the Corporation of the Town of Amherstburg be taken as having been read three times, and finally passed and the Mayor and Clerk be authorized to sign same thereto.**

The Mayor put the Motion.

**Motion Carried**

### **Presentation # 2**

Councillor Pillon presented Morris W. Kurzuk with a plaque on behalf of the Town of Amherstburg on his inauguration to the Essex County Agricultural Hall of Fame.

Deputy Mayor Sutherland moved, Councillor Sutton seconded:

**That the presentation be received.**

The Mayor put the Motion.

**Motion Carried**

**Presentation # 3**

Stan Taylor, Director, Source Water Protection and Tom Fuerth, Chair of the Essex Region Source Protection Committee made a presentation to Council regarding recent technical studies for the Source Water Protection program. A copy of the PowerPoint presentation is attached and forms an Addendum to these minutes.

There was discussion with regard to contingency plans for spills, threats, water concerns and neighbouring countries, water quality and closing of beaches, discussion with USA regarding water quality and closing of beaches, and ERCA's desire to invest money to determine source of problems affecting water quality and beach closings.

Councillor Sutton moved, Councillor Pillon seconded:

**That the presentation be received.**

The Mayor put the Motion.

**Motion Carried**

**DELEGATIONS**

**Delegation # 1**

Mike Kosyk addressed Council regarding drainage concerns at the 3rd Concession and Texas Road.

Councillor Sutton moved, Councillor Pillon seconded:

**That the delegation by Mike Kosyk be received.**

The Mayor put the Motion.

**Motion Carried**

The Clerk noted that Administration is requesting that CAO Report Item 13.5 regarding Pepsi Refresh Project be brought forward on the agenda.

Councillor Sutton moved, Councillor Pillon seconded:

**That Item 13.5 be brought forward.**

The Mayor put the Motion.

**Motion Carried**

13.5 A report by Pamela Malott regarding Pepsi Refresh Project

Councillor Pouget moved, Councillor DiPasquale seconded:

**That the report submitted by Pamela Malott, dated May 4, 2011, regarding the Pepsi Refresh Project be received;**

**And further that Council approves the proposed budget for marketing and promotion.**

The Mayor put the Motion.

**Motion Carried**

## **REPORTS - RECREATION/CULTURE/PARKS**

7.1 A report by Dennis Laporte regarding Open House - former Arena

Councillor Sutton moved, Councillor Davies seconded:

**That the report for the Open House held on Thursday, April 14, 2011 at the former Arena be received;**

**That Council review the information provided;**

**That the current use of the building and the site, the former Arena and the Culture Centre continue to be used as they currently are;**

**And further that Council direct Administration in Public Works, Treasury, Planning and Recreation and Culture to review the public comments provided at the Open House and report back to Council on the feasibility of the options, to allow for planning and budgeting issues to be reviewed. This will also address the land use of the site and infrastructure such as ball fields, tennis courts and other park facilities.**

There was discussion with regard to public input, mandate of the Open House held, concerns of input received on the arena only versus input on ball fields, tennis courts and

other park facilities, need to review entire parcel of land including fields, tennis courts and pool, and next steps.

The Mayor put the Motion.

**Motion Carried**

7.2 A report by Dennis Laporte regarding Amherstburg Malden Centre Ball Diamond Concession Request to waive 2011 fees

Councillor Pillon moved, Councillor Sutton seconded:

**That the report by Dennis Laporte dated May 3, 2011 regarding the Amherstburg Malden Centre Baseball Diamond Concession Request to waive the 2011 fees be received;**

**And further that Council approve reducing the fee to operate the Malden Centre Concessions at Malden Centre Park for the 2011 Baseball season to \$50 per month, as per last season.**

The Mayor put the Motion.

**Motion Carried**

7.3 A report by Dennis Laporte regarding Advertising - United Communities Credit Union Complex

Councillor Sutton moved, Deputy Mayor Sutherland seconded:

**That the report by Dennis Laporte dated May 4, 2011 regarding Advertising for the United Communities Credit Union Complex be received.**

The Mayor put the Motion.

**Motion Carried**

7.4 A report by Dennis Laporte regarding United Communities Credit Union Complex - Donor Wall

Councillor Pillon moved, Councillor Sutton seconded:

**That the report by Dennis Laporte dated May 4th, 2011 regarding the Donor Wall be received;**

**And further that the Donor Wall fabrication be sourced to ImaginArt Designs at a cost of \$ 15,041.00 plus taxes.**

The Mayor put the Motion.

**Motion Carried**

**REPORTS - POLICE**

No reports at this time.

**REPORTS - FIRE**

No reports at this time.

**REPORTS - INFORMATION TECHNOLOGY**

No reports at this time.

**REPORTS - DEVELOPMENT SERVICES**

11.1 A report from Lory Bratt dated May 2, 2011 regarding Consent files B/3/11 and B/4/11

Councillor Pillon moved, Deputy Mayor Sutherland seconded:

**That the report from Lory Bratt, Planning Coordinator dated May 2, 2011 regarding Consent files B/3/11 and B/4/11 be received;**

**That the Property Transfer Restriction Agreement be approved;**

**And further, that By-law 2011-57 being a By-law to authorize the signing of an Agreement be taken as having been read three times and finally passed and that the Mayor and Clerk be authorized to sign same thereto.**

The Mayor put the Motion.

**Motion Carried**

11.2 A report from Lory Bratt dated April 29, 2011 regarding a Development Agreement at 102 Murray Street

Councillor Sutton moved, Councillor Pillon seconded:

**(1) Site Plan Agreement 102 Murray Street 1156644 Ontario Ltd.**

**That the report from Lory Bratt, Planning Coordinator dated April 29, 2011 regarding a Development Agreement be received;**

**That Council approve the Site Plan and Agreement for 102 Murray Street;**

**And further, that By-law 2011-52 being a By-law to authorize the signing of a Development Agreement be taken as having been read three times and finally passed and that the Mayor and Clerk be authorized to sign same thereto.**

**(2) Traffic Committee referral - Accessible Parking Space**

**That the recommendation regarding an accessible parking space on the east side of Bathurst Street adjacent to 102 Murray Street be referred to the Traffic Committee for consideration and review.**

There was discussion with regard to heritage design and architectural compatibility to complement the ambiance and Town image. Councillor Davies asked that the owners take into consideration alterations to the façade design to reflect more closely the historic image the Town would like to present.

The Mayor put the Motion.

**Motion Carried**

## **REPORTS – ENGINEERING AND INFRASTRUCTURE**

12.1 A report by Lou Zarlenga regarding the 2011 Water Meter Replacement Program tender results

Councillor Pillon moved, Councillor Sutton seconded:

**That Council receive the report from Lou Zarlenga regarding the tender results for the 2011 Water Meter Replacement Program;**

**And further that Council award the contract for the 2011 Water Meter Replacement Program to the low tenderer, being Corix Water Products.**

The Mayor put the Motion.

**Motion Carried**

12.2 A report by Lou Zarlenga regarding 2011 Surplus Equipment to Auction - Designation of Surplus Equipment

Deputy Mayor Sutherland moved, Councillor Pouget seconded:

**That Council receive the report from Lou Zarlenga regarding surplus equipment in the Public Works Department;**

**And further that Council approve the disposal of designated surplus equipment by way of public auction.**

The Mayor put the Motion.

**Motion Carried**

12.3 A report by Lou Zarlenga regarding the initial acceptance of underground infrastructure, Kingsbridge Phase 4C (Whelan Avenue & Oxford Crescent)

Councillor Davies moved, Councillor Pillon seconded:

**That Council receive the report from Lou Zarlenga regarding the initial acceptance of the underground infrastructure for the Kingsbridge Park Subdivision phase 4C;**

**And further that Council concur with the recommendation of the Consulting Engineer and that the Town initially accept the underground services, concrete curb & gutter, and base asphalt for the Kingsbridge Subdivision Phase 4C (Whelan and Oxford) and the one year maintenance period begin March 14, 2011.**

The Mayor put the Motion.

**Motion Carried**

12.4 A report by Lou Zarlenga regarding possible locations for the feral cat colony

Councillor Davies moved, Deputy Mayor Sutherland seconded:

**That the report prepared by Lou Zarlenga dated May 4, 2011 regarding Feral Cat Colony Possible Locations be received;**

**And further that once the tour has been completed, that Administration bring back a report with recommendations based on the input received from the volunteers.**



The Mayor noted that there would be an opportunity for public input on the recommended location for the cat colony once the report returns to Council and before a decision is made by Council.

Councillor Davies explained the process and advised that the group intends on providing education to the community on how the colony would work.

The Mayor put the Motion.

**Motion Carried**

**12.5 A report by Lou Zarlenga regarding the Hedgerow Removal and Thinning at the Thomas Road Public Works Compound**

Councillor Sutton moved, Councillor Pillon seconded:

**That Council receive the report from Lou Zarlenga regarding the removal and thinning of hedgerows at the Thomas Road Public Works Compound.**

Councillor Pouget commented on a previous motion of Council at its meeting held on March 22, 2010 regarding consultation and collaboration with the Fort Malden Horticultural Society and Parks Committee before planting, pruning, management or removal of trees. She asked that Administration ensure that if any trees are to be removed, that Administration follow the direction of Council at the March 22<sup>nd</sup> meeting.

The Mayor put the Motion.

**Motion Carried**

**REPORTS – CAO**

**13.1 A report by Pamela Malott regarding Execution of Nustadia Close Out Agreement - Development Management Services**

Councillor Sutton moved, Deputy Mayor Sutherland seconded:

**That Council receive the report from Pamela Malott concerning the execution of the Nustadia Contract Close Out Agreement;**

**And further that By-law 2011-55, being a By-law confirming the execution of a Contract Close Out Agreement between The Corporation of the Town of Amherstburg and Nustadia Recreation Inc. be taken as read three times and that the Mayor and Clerk be authorized to sign same thereto.**

Pamela Malott clarified the strike out contained in the original agreement.

The Mayor put the Motion.

**Motion Carried**

13.2 A report by Pamela Malott regarding Recreation and Culture Advisory Committee Implementation - Parks Advisory Committee Implementation

Deputy Mayor Sutherland moved, Councillor Davies seconded:

**That the report prepared by Pamela Malott dated May 9th, 2011 regarding the Recreation and Culture Advisory Committee and the Park Advisory Committee be received;**

**And further that Council confirms the Terms of Reference, the estimated timeline and the next steps for implementation of the two Committees for the newly reorganized Department.**

The Mayor put the Motion.

**Motion Carried**

13.3 A report by Pamela Malott regarding Lease Agreement with Jeff Levy Investment

Councillor Sutton moved, Councillor Davies seconded:

**That the report by Pamela Malott dated May 4th, 2011 regarding a Lease with Jeff Levy Investment be received;**

**That By-law 2011-53, a By-law authorizing the execution of a Lease Agreement between the Town of Amherstburg and Jeff Levy Investment Company for retail space located at the United Communities Credit Union complex be taken as having been read three times, and finally passed and the Mayor and Clerk be authorized to sign same thereto;**

**And further that Treasury be provided copies of the Lease for invoicing and payment follow-up.**

The Mayor put the Motion.

**Motion Carried**

13.4 A report by Pamela Malott regarding Windsor Cruises Ltd. License Agreement

Councillor Pillon moved, Councillor DiPasquale seconded:

**That the report by Pamela Malott dated May 4, 2011 regarding a License Agreement with Windsor Cruises Ltd. be received;**

**That Council authorize entering into a License Agreement with Windsor Cruises Ltd. for mooring at Kings Navy Yard Park for a one (1) year term with an option for an additional two (2) years;**

**That By-law 2011-54, being a By-law authorizing the execution of a License Agreement between the Town of Amherstburg and Windsor River Cruises Ltd. be taken as having been read three times, and finally passed and the Mayor and Clerk be authorized to sign same thereto;**

**And further that Treasury is provided copies of the License Agreement for invoicing and annual payment follow-up.**

The Mayor put the Motion.

**Motion Carried**

13.5 A report by Pamela Malott regarding Pepsi Refresh Project  
*As dealt with above.*

13.6 A report by Pamela Malott regarding Fundraising Development United Communities Credit Union Complex - Amherstburg Community Foundation

Deputy Mayor Sutherland moved, Councillor DiPasquale seconded:

**That the report by Pamela Malott dated May 4, 2011 regarding Fundraising development for the United Communities Credit Union Complex - Amherstburg Community Foundation be received;**

**And further that Council approve the extension of the contract for Indaba Marketing for the provision of 170 hours during the period May 1 to June 30th, 2011.**

**That Council authorize the Mayor and Clerk to execute the extension to the Agreement to June 30th, 2011;**

**And further that By-law 2011-59, being a By-law to authorize the execution of an agreement with INDABA Marketing for Fundraising Development services for the**

**New Multi-Use Recreation Project be taken as having been read three times and finally passed and the Mayor and Clerk be authorized to sign same thereto.**

The Mayor put the Motion.

**Motion Carried**

**REPORTS – TREASURY**

No reports at this time.

**REPORTS - HUMAN RESOURCES**

No reports at this time.

**REPORTS – CLERK’S OFFICE**

16.1 A report by Brenda Percy regarding Delegations before Town Council Amendment to Town Procedural By-law *(As deferred at the April 18, 2011 Council Meeting)*

There was discussion with regard to receiving delegations, best practices, notice of upcoming reports, timing and policy. Pamela Malott noted that there is an option to model the process after City of Windsor and advertise upcoming reports so that the public is aware of issues coming before Council. That would allow the public sufficient notice to meet the timeline set for submitting a delegation request.

Councillor Sutton moved, Councillor Pillon seconded:

**That the report prepared by Brenda Percy dated April 13, 2011 regarding Delegations before Town Council Amendment to Town Procedural By-law be received;**

**That Administration bring a report to Council outlining the process of publishing upcoming reports to be considered and the deadline for requests to appear as delegations around that process change.**

The Mayor put the Motion.

**Motion Carried**

16.2 A report by Brenda Percy regarding Transfer from Election Reserve Municipal VoterView

Councillor Sutton moved, Councillor Davies seconded:

**That the report prepared by Brenda Percy dated April 21, 2011 regarding Transfer from Election Reserve Municipal VoterView be received;**

**That Administration be authorized to transfer \$ 5,900, plus applicable taxes from the Election Reserve account to pay for the cost of retaining VoterView List Management Service over the next four years.**

The Mayor put the Motion

**Motion Carried**

### **CONSENT REPORTS**

17.1 Accounts Paid for Period of April 14, 2011 to April 30, 2011

Deputy Mayor Sutherland moved, Councillor DiPasquale seconded:

**That the report regarding the Accounts paid for the period of April 14, 2011 to April 30, 2011 be received as submitted.**

Councillor Pillon questioned the amount paid to the Lakeshore Dog Pound and the shared facility agreement. He asked if Administration would review the contract and whether it would be beneficial to opt out of the agreement. The Clerk advised that a report would follow at the next meeting.

The Mayor put the Motion.

**Motion Carried**

### **CONSENT CORRESPONDENCE**

18.1 Consent Correspondence

Councillor Sutton moved, Councillor Davies seconded:

1. **Amherstburg Chamber of Commerce - Mardi Gras on Boblo Island - April 18, 2011;**
2. **Town of Tecumseh - Mayor's Charity Golf Tournament - April 19, 2011;**
3. **AMO - Firefighters Mandatory Retirement Legislation Introduced - April 19, 2011;**
4. **Parents of Multiple Births - Annual MBC Conference - April 19, 2011;**

5. **Envirogate-19th Annual Canadian Environmental Conference & Tradeshow - April 26, 2011 (Pamphlet available in Clerk's Office);**
6. **Ontario Heritage Trust - Doors Open Ontario 2011 - April 27, 2011;**
7. **Dalton McGuinty - Harmonized Sales Tax and gasoline and diesel sales - April 18, 2011;**
8. **International Wildlife Refuge Alliance- 6<sup>th</sup> Annual Detroit River International Wildlife Refuge Benefit Dinner - April 29, 2011;**
9. **City of Windsor-Notice of Council Decision - April 18, 2011;**
10. **Essex Region Conservation Authority-Draft Updated/Amended Proposed Assessment Reports - April 29, 2011;**
11. **Municipal Property Assessment Corporation - 2010 Annual Report and Financial Statements - May 2, 2011 (Report available in Clerk's Office);**
12. **Windsor Fire & Rescue Services - Mayor Challenges Citizens to Get Prepared - May 2, 2011;**
13. **Windsor-Essex Health Unit - 8th Annual Executive Breakfast Series Forum - May 4, 2011; and**
14. **Amherstburg Fort Malden Horticultural Society - Garden Tour & Fair - May 4, 2011.**

Councillor Davies moved an Amendment to the Motion, Councillor Pouget seconded:

Further to correspondence item 7 with regard to Harmonized Sales Tax and gasoline, that Administration be directed to send correspondence to the Honourable Dwight Duncan, Minister of Finance, in accordance with letter received dated April 18, 2011

The Mayor put the Amendment.

**Amendment Carried**

The Mayor put the Motion, as amended.

**Motion Carried**

Councillor Pouget referred to Item 3 being AMO Firefighters Mandatory Retirement Legislation and asked that Administration bring back a report. She expressed concerns of the mandatory retirement age of 60. Pamela Malott advised that Administration would bring back a report with further information.

Councillor Pillon moved, Councillor Sutton seconded:

**That Administration purchase a table at the Mardi Gras event held on Boblo Island.**

The Mayor put the Motion.

**Motion Failed**

## **CONSENT BUSINESS LICENCES**

### 19.1 Consent Business Licences

Deputy Mayor Sutherland moved, Councillor Pouget seconded:

**That the following business licence applications be received and approved subject to compliance with By-law 2009-44, all agencies and regulations;**

1. Lord Amherst
2. Home Made Foods Inc.

**And further that the licence be issued by the Licensing Officer once the applicant has met all of the special conditions as listed in By-law 2009-44.**

The Mayor put the Motion.

**Motion Carried**

## **CONSENT OTHER MINUTES**

### 20.1 Consent Other Minutes

Deputy Mayor Sutherland moved, Councillor Pillon seconded:

**That the following minutes be received:**

1. Minutes from the Community Spirit Committee Meeting held February 16, 2011 at 5:00 p.m.
2. Minutes from the Co-An Park Committee Meeting held November 3, 2010 at 5:30 p.m.
3. Minutes from the Co-An Park Committee Meeting held March 10, 2011 at 6:30 p.m.
4. Minutes from the Co-An Park Committee Meeting held March 22, 2011 at 7:00 p.m.
5. Minutes from the Heritage Committee Meeting held March 23, 2011 at 5:30 p.m.
6. Minutes from the Amherstburg Community Foundation Board Meeting held April 28, 2011 at 9:00 a.m.
7. Minutes from the Amherstburg Accessibility Advisory Committee Meeting held March 24, 2011 at 5:00 p.m.
8. Minutes from the Amherstburg Police Services Board Meeting held March 22, 2011 at 4:30 p.m.

The Mayor put the Motion.

**Motion Carried**

## **CORRESPONDENCE**

21.1 Correspondence # 1 - Request from the Spina Bifida & Hydrocephalus Association of Ontario to Proclaim June as Spina Bifida and Hydrocephalus Awareness Month in the Town of Amherstburg

Councillor Davies moved, Councillor Pouget seconded:

**That the correspondence from the Spina Bifida and Hydrocephalus Association of Ontario be received;**

**And further that Council support the Mayor in proclaiming the month of June 2011 as Spina Bifida and Hydrocephalus Awareness Month.**

The Mayor put the Motion.

**Motion Carried**

### **Mayor's Proclamation**

WHEREAS the Spina Bifida and Hydrocephalus Association of Ontario serves people with spina bifida and hydrocephalus, their families and the public; and

WHEREAS Health Canada has proclaimed June as Spina Bifida and Hydrocephalus Awareness Month; and

WHEREAS there are many people who are not aware of the Association or that it offers support, information and education programs and funds research to find ways to prevent and treat these conditions; and

WHEREAS the Association encourages all Ontarians to learn more about these conditions and to appreciate the challenges faced by individuals affected by them, therefore

**THEREFORE BE IT RESOLVED THAT the Town of Amherstburg hereby proclaims the month of June to be Spina Bifida and Hydrocephalus Awareness Month in the Town of Amherstburg and I urge all citizens to give full consideration and attention to the Spina Bifida and Hydrocephalus Association of Ontario for their work on behalf of those with spina bifida and hydrocephalus and their families.**



## **UNFINISHED BUSINESS**

- Councillor Pouget sought an update on Whelan Pump.
- the Mayor commented on signs placed by residents having lawn sales and sign pollution. He commented on informing residents about the provisions within the By-law and educating the public.

## **NEW BUSINESS**

- = There was discussion with regard to Lakewood Pump and Drain No. 2 and some ratepayers confusion over bills recently billed out. Pamela Malott recommended that the bill due date be extended to June 30, 2011 to allow time for ratepayers to seek clarification of the invoices and seek answers to any questions they may have. Eric Chamberlain provided further clarification of the billing and attempts to contact the ratepayers.

Councillor Sutton moved, Councillor Davies seconded:

**That the due date be extended to June 30, 2011.**

Councillor Davies asked that a cover letter be sent next time with bill.

The Mayor put the Motion.

**Motion Carried**

Geoff Kidd was permitted to address Council with regard to the bill. He commented on timing of receiving the bill and cost, harmonization, storm sewers, consistency, and provisions within the Drainage Act.

There was discussion regarding Drainage Act, storm sewers, Council visiting the neighbourhood, communication with residents and invoices. Pamela Malott advised that Council has considered this issue previously by Dwayne Grondin, which spoke to changes that Council agreed to undertake regarding billing on drains. Lou Zarlenga will bring back the previous report with any updates required and justification of recommendation. It was noted that Eric Chamberlain would organize a drainage educational session.

## **REPORT FROM IN-CAMERA SESSION**

### **COUNCIL IN-CAMERA SESSION REPORT**

During Closed Session of May 9, 2011, Council would report the following for the approval of Council:

#### **219 Brock Street (former St. John Baptiste School)**

Councillor Sutton moved, Councillor Davies seconded:

**That Administration be directed to engage the services of Timmins Martelle, Heritage Consultants to complete the delimitation of the St. Jean Baptiste Cemetery on Brock Street, Amherstburg.**

## **NOTICE OF MOTION**

There were none.

## **BY-LAWS**

26.1 By-law for fixing rates for supply of water and for fixing rates for the collection and treatment of wastewater

Councillor Sutton moved, Councillor Pillon seconded:

**That By-law 2011- 48 being a By-law to fix rates for the supply of water and for fixing rates for the collection and treatment of wastewater be taken as having been read three times, and finally passed and the Mayor and Clerk be authorized to sign same thereto.**

The Mayor put the Motion.

**Motion Carried**

26.2 Confirmatory By-law

Councillor Davies, Deputy Mayor Sutherland seconded

**That By-law 2011- 58 being a By-law to confirm all resolutions of the Municipal Council Meeting held on May 9, 2011 be taken as having been read three times, and finally passed and the Mayor and Clerk be authorized to sign same thereto.**

The Mayor Put the Motion.

**Motion Carried**

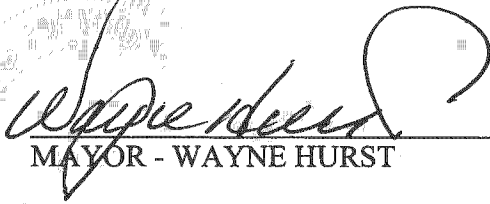
**ADJOURNMENT**

Councillor Sutton moved, Councillor Pillon seconded:

**That Council adjourn at 9:55 p.m.**

The Mayor put the Motion.

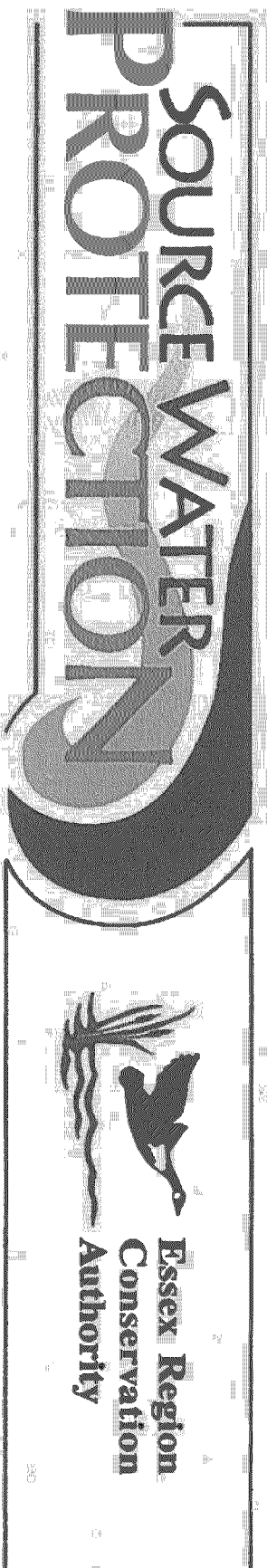
**Motion Carried**



MAYOR - WAYNE HURST



CLERK - BRENDA M. PERCY



## Essex Region Source Protection Plan Process

# Updated Assessment Report



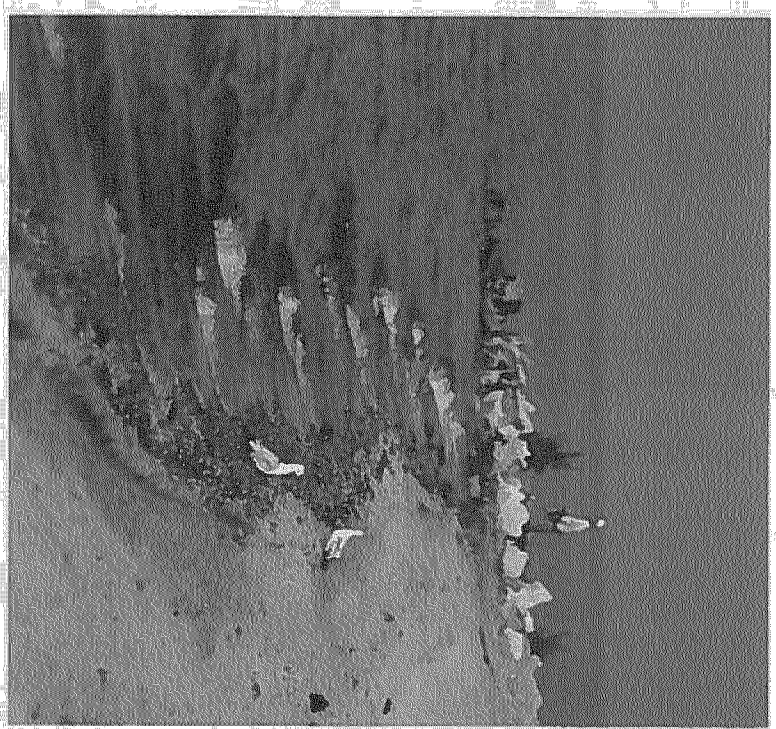
# SOURCE WATER PROTECTION



Essex Region  
Conservation  
Authority

## What is Source Water Protection?

- Protecting the water in local watersheds and the near-shore waters of the Great Lakes as sources of drinking water.
- Clean Water Act – Source Water Protection program is required by, and funded by, the Provincial Ministry of the Environment

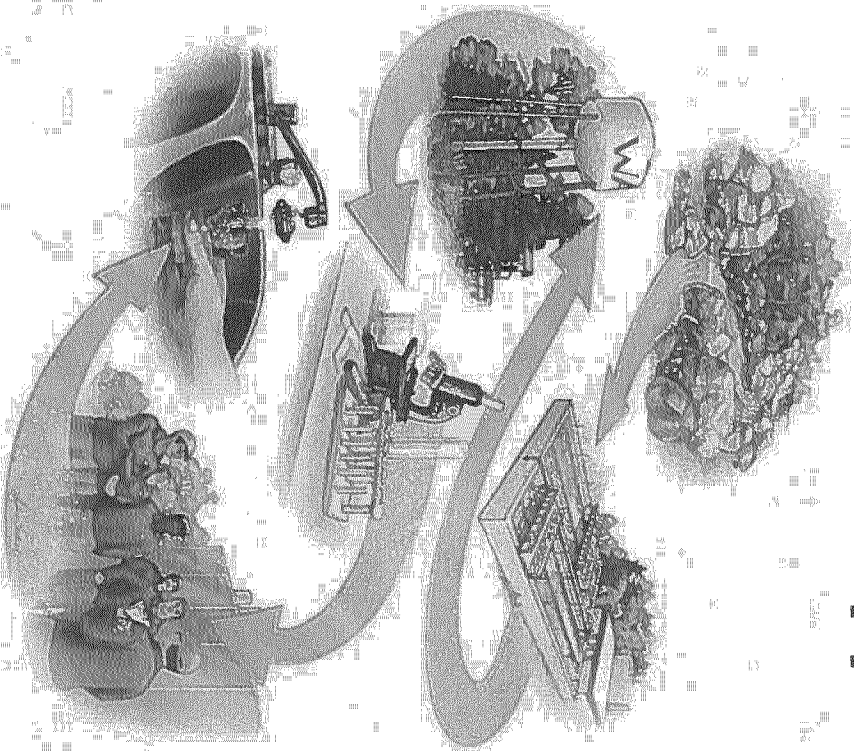


# SOURCE WATER PROTECTION



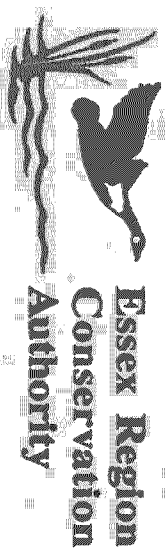
**Essex Region  
Conservation  
Authority**

## Multi-Barrier Approach



- 1. Source Water Protection**
- 2. Adequate water treatment**
- 3. A secure water distribution system**
- 4. Proper monitoring and warning systems**
- 5. Well thought-out responses to adverse conditions**

# SOURCE WATER PROTECTION

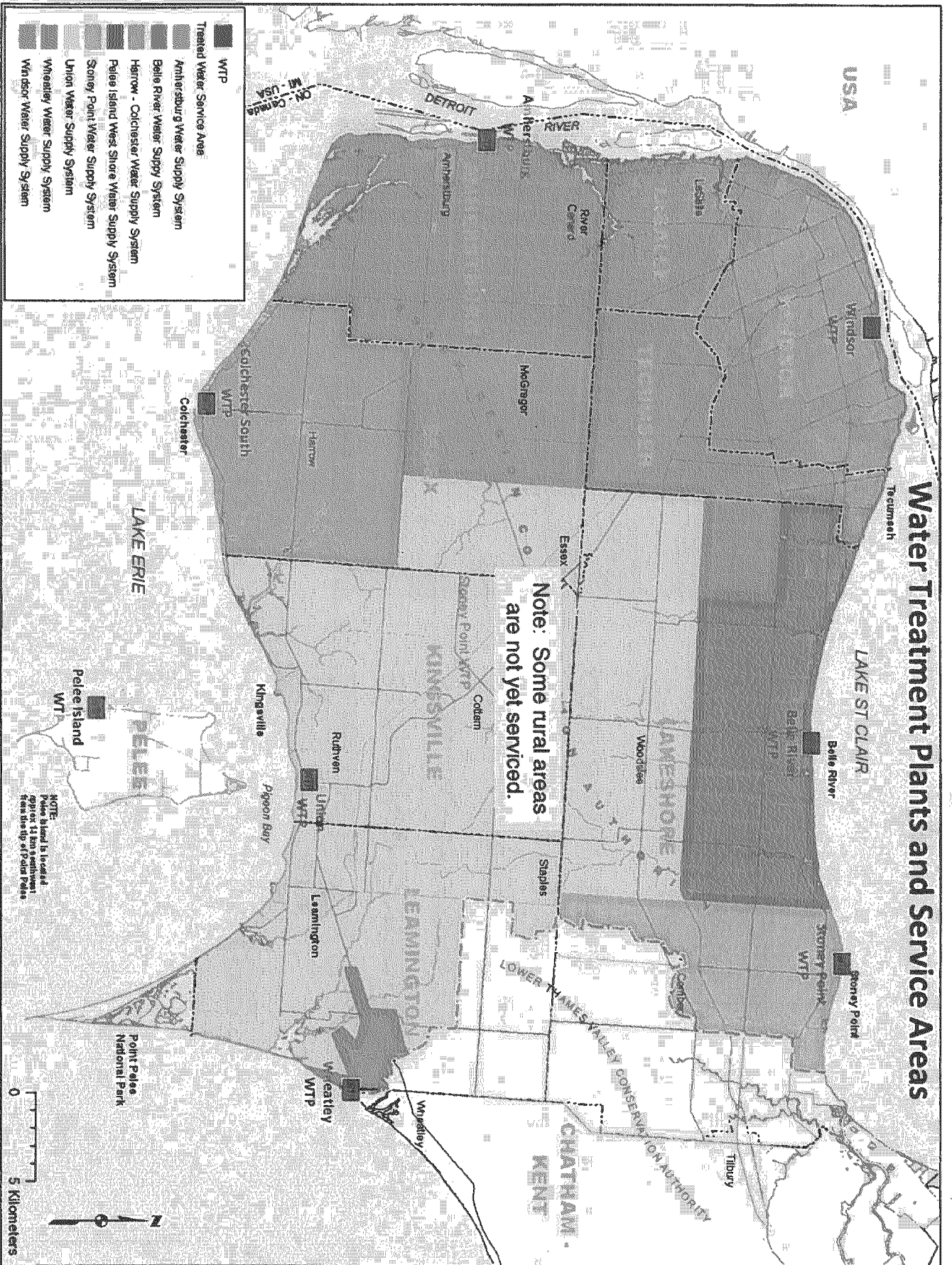


## Source Water Protection Committee



- Directed by the Source Protection Committee - a local stakeholder committee representing municipal, business, agriculture, and community sectors.
- Significant input from Municipal Working Group(s) – primarily staff of municipalities

# Water Treatment Plants and Service Areas





# SOURCE WATER PROTECTION

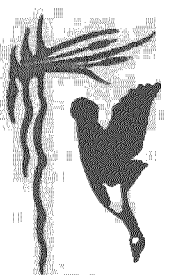


**Essex Region  
Conservation  
Authority**

## Source Protection Timeline

	2008	2009	2010	2011	2012
<b>Terms of Reference</b>					
<b>Technical Studies First Assessment Report</b>					
<b>Technical Studies Updated Assessment Report</b>					
<b>Source Protection Plans</b>					

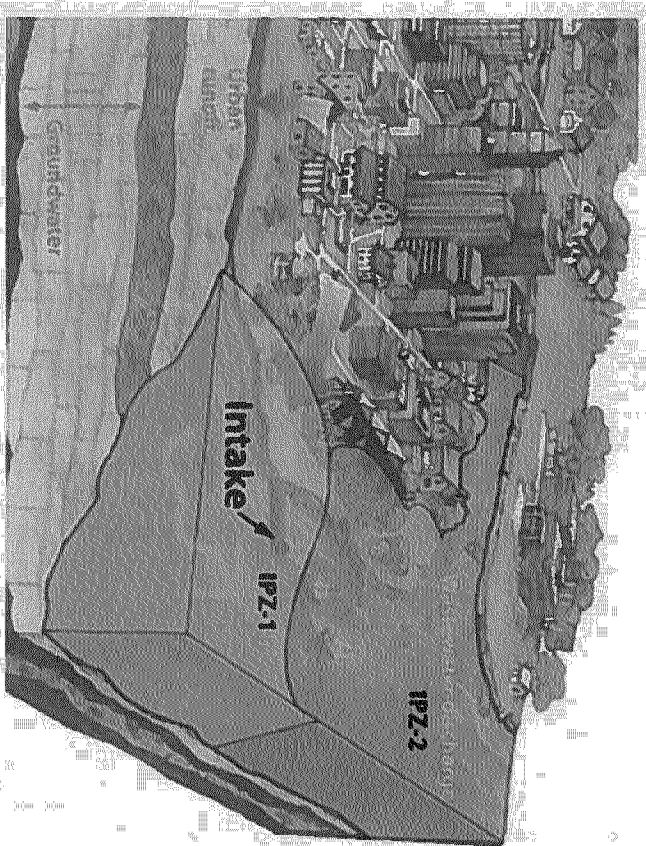
# SOURCE WATER PROTECTION



Essex Region  
Conservation  
Authority

## Vulnerable Areas

- Intake Protection Zones for each Water Treatment Plant intake
- Highly Vulnerable Aquifers
- Wellhead Protection Areas *Not applicable* in the Essex Region - no municipal systems



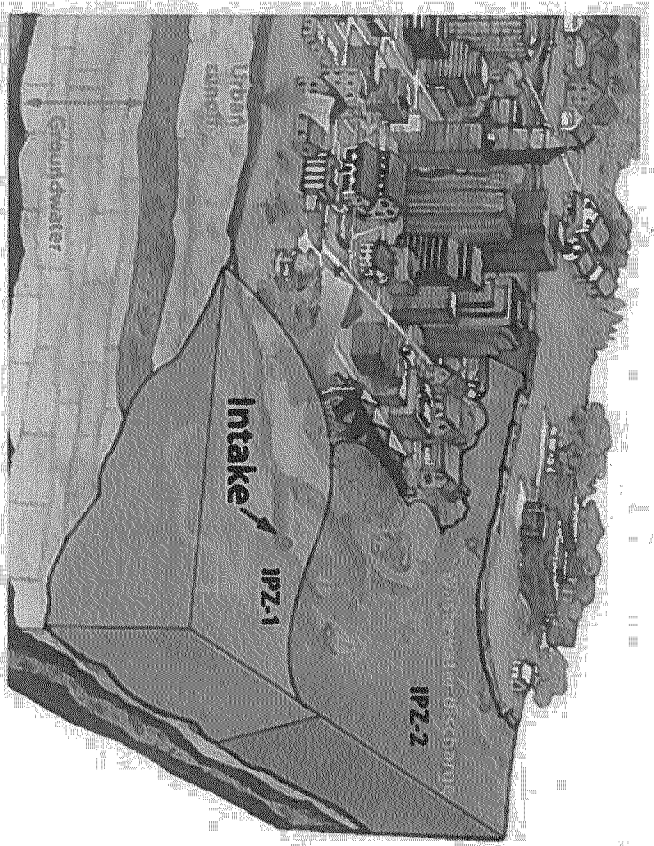
# SOURCE WATER PROTECTION



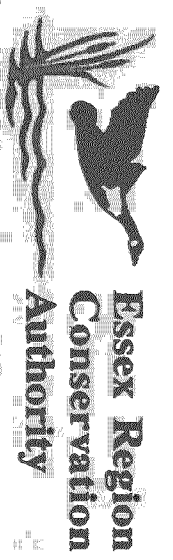
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## Intake Protection Zones

- **Intake Protection Zone-1** - area very close to the intake and is typically a one kilometre radius around an intake, plus a setback along the shore.
- **Intake Protection Zone-2** - includes the area where the flow of water would reach the intake within two hours.



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## What is an Intake Protection Zone-3?

- Includes the areas along waterways where a substantial spill of a contaminant could reach a municipal water intake during a significant runoff event, generally within 24 hours or less (based on simulated large fuel spills).
- Includes all tributary waterways draining to the Detroit River, and Lake St. Clair, in Essex Region
- These zones are based on a 120 metre setback from subject waterways, or within floodplain regulation areas

Intake Protection Zone Areas for Amherstburg Water Treatment Plant - Canada River Component

1:36,000



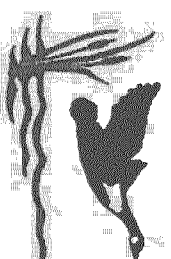
0 5 Kilometers

Preliminary Draft - Under Review

Source: City of Windsor, County of Essex, ERCA, Statim, Esdri



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- IPZ-3 presents the lowest degree of risk to the drinking water supply and is the furthest protection zone away from the municipal water intake.
- ‘Significant Threats’ are very limited in IPZ-3s. Polices cannot generally be used to restrict land use activities, except for significant threats.
- However, if an activity is shown to be a ‘significant threat’ through special scientific studies, the Source Protection Plan will likely include some requirements for such facilities (e.g. Very large fuel tanks).

# SOURCE WATER PROTECTION

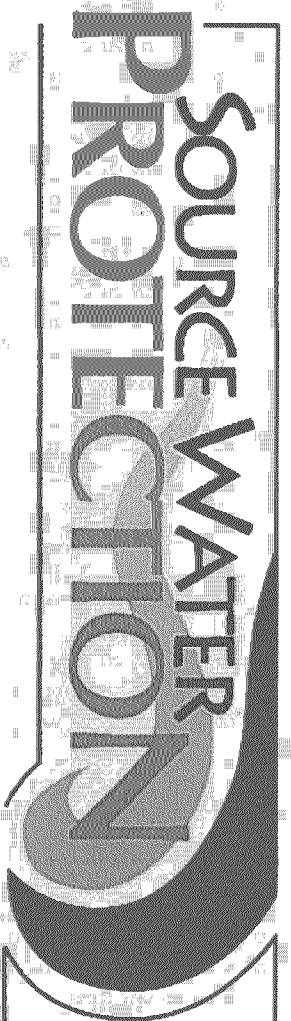


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## Vulnerability Scores for Amherstburg Intake

Intake Protection Zone	V Score
IPZ - 1	9
IPZ - 2	7.2
IPZ - 3A (within 6 hours)	N/A
IPZ - 3B (6 – 12 hours)	N/A
IPZ - 3C (more than 12 hours)	N/A





## Potential Drinking Water Threats

Amherstburg IPZ-2 (V Score = 7.2)

No	Threats Type	Sign.	Mod.	Low
1	Application of Manure (Other ASM)			
2	Application of Biosolids/dairy waste etc			
3	Application of Hauled Sewage			
4	Handling & Storage of Waste from Seafood/Meat Plant/Dairy/Animal Food Processing etc			
5	Storage of Manure (Other ASM)			
6	Land for Livestock Grazing/Pasturing			
7	Land for Aquaculture Operation			

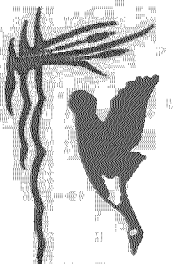
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No	Threats Type	Sign	Mod.	Low
8	Application of Commercial Fertilizer			
9	Handling & Storage of Commercial Fertilizer			
10	Application of Pesticides			
11	Handling & Storage of Pesticides			
12	Combined Sewer Systems/ Wastewater/ Treatment Stormwater Fac.			
13	Tailing from Mine Operations (Storage/Disposal)			
14	Composting of Farm Animal at Waste Disposal Site			

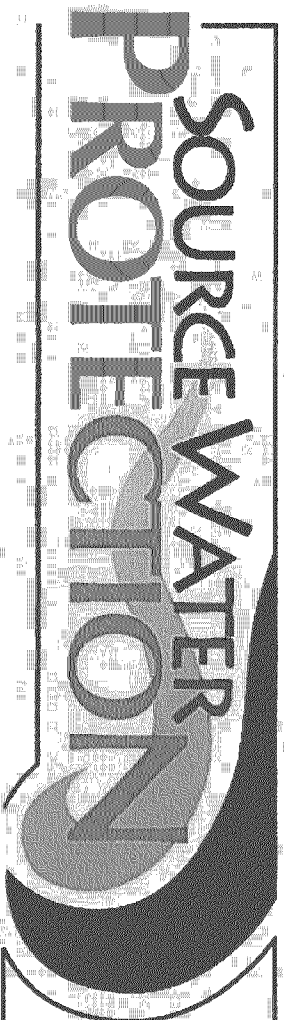
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No	Threats Type	Sign.	Mod.	Low
15	Application of Road Salt			
16	Handling & Storage of Road Salt			
17	Storage of Snow			
18	Handling & Storage of DNAPLs			
19	Handling & Storage of Organic Solvents			
20	Handling & Storage of Liquid Fuels	*		
21	Airports (Runoff & De-icing Chemicals)			

\* Special studies have shown that very large above ground storage tanks of liquid fuels (e.g. Gasoline, Oils) could possibly be "Significant Threats" in IPZ-s of intakes in Detroit River and Lake St. Clair



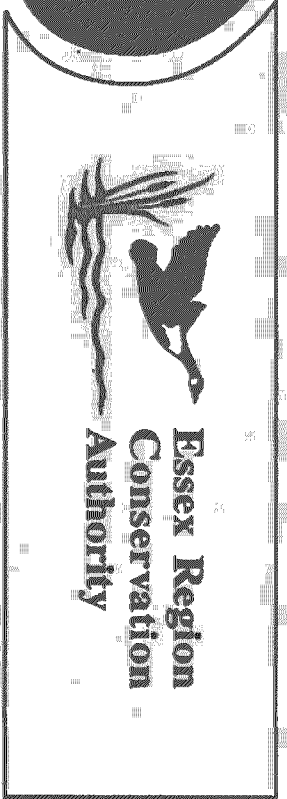
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## Source Water Protection Plan Policies

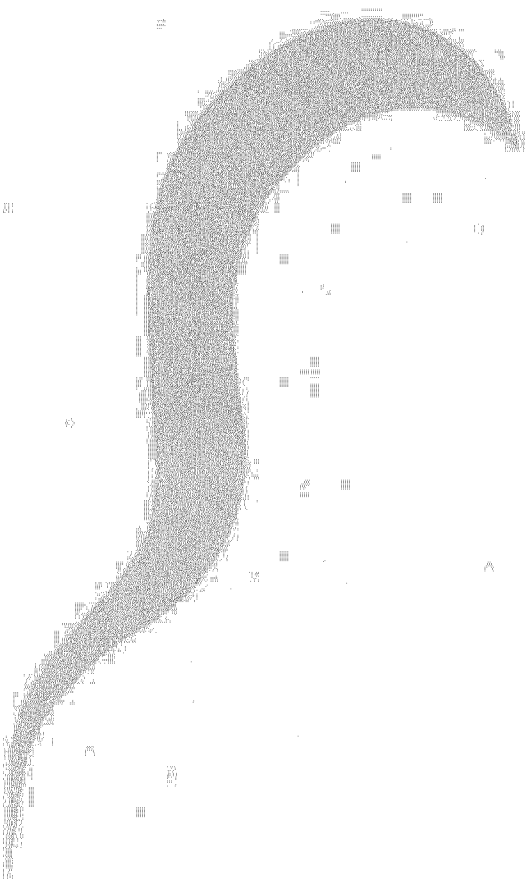
- The Source Protection Committee will create a plan and are **required to have policies for significant threats and may** include policies for moderate and low drinking water threats.
- In IPZ-3s, policies may include contingency plans for spills on transportation corridors or education & outreach type policies.
- Special studies have shown that **large above ground fuel tanks may be “Significant Threats”** in IPZs of Intakes of Detroit River and Lake St. Clair. The Source Protection Plan will likely include some requirements for these.

*Note : Special studies on potential effects of fuel tank spills have not yet been done for Lake Erie intakes*

# SOURCE WATER PROTECTION



# Questions?



[www.essexregionsourcewater.org](http://www.essexregionsourcewater.org)