

NOTICE TO CLOCA BOARD OF DIRECTORS

Please find enclosed the Agenda and supporting documents for the **CLOCA Board of Director's** meeting on **Tuesday, April 16, 2019, 5:00 p.m.**, at 100 Whiting Avenue, Authority's Office Boardroom.

The list below outlines upcoming meetings and events for your information.

UPCOMING MEETINGS & EVENTS

DATE	TIME	EVENT	LOCATION
Tuesday, April 16/19	5:00 p.m.	Central Lake Ontario Source Protection Authority (CLOSPA) Board Meeting	100 Whiting Avenue Authority's Office Boardroom
Tuesday, April 16/19	Immediately following CLOSPA Meeting	CLOCA Board of Director's Meeting	100 Whiting Avenue Authority's Office Boardroom
Saturday, April 27/19	9:00 a.m. to 12:00 p.m.	Earth Day Tree Planting	Heber Down CA 5700 Cochrane St., Whitby
Saturday, May 4/19	10:00 a.m. to 4:00 p.m.	Doors Open Whitby	Lynde Shores CA - Cranberry Marsh, Halls Road
Friday, May 10/19	7:00 p.m. to 9:00 p.m.	Twilight in the Sugarbush Garlic Mustard Management & Pesto Making Workshop	Purple Woods CA 38 Coates Road East, Oshawa
Tuesday, *May 14/19	5:00 p.m.	CLOCA Board of Director's Meeting	100 Whiting Avenue Authority's Office Boardroom
Saturday, June 8/19	10:00 a.m. to 4:00 p.m.	Doors Open Clarington	Stephen's Gulch CA 360 Stephen's Mill Road
Wednesday, June 12/19	7:00 p.m. to 9:00 p.m.	Twilight with the Chickadees Split Rail Fence Construction & Buckthorn Removal	Lynde Shores CA 1225 Victoria St., Whitby
Tuesday, June 18/19	5:00 p.m.	CLOCA Board of Director's Meeting	100 Whiting Avenue Authority's Office Boardroom
Friday, June 21/19	8:00 p.m. to 10:00 p.m.	Firefly Night Hike	Purple Woods CA 38 Coates Road East, Oshawa
Tuesday, July 16/19	5:00 p.m.	CLOCA Board of Director's Meeting	100 Whiting Avenue Authority's Office Boardroom
Tuesday, September 18/19	5:00 p.m.	CLOCA Board of Director's Meeting	100 Whiting Avenue Authority's Office Boardroom
Tuesday, October 15/19	5:00 p.m.	CLOCA Board of Director's Meeting	100 Whiting Avenue Authority's Office Boardroom
Tuesday, November 19/19	5:00 p.m.	CLOCA Board of Director's Meeting	100 Whiting Avenue Authority's Office Boardroom
Tuesday, December 17/19	5:00 p.m.	CLOCA Board of Director's Meeting	100 Whiting Avenue Authority's Office Boardroom

***prior Tuesday meeting due to Monday being a statutory holiday**

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CENTRAL LAKE ONTARIO CONSERVATION AUTHORITY
A G E N D A
AUTHORITY MEETING

Tuesday, April 16, 2019 - 5:00 P.M.

MEETING LOCATION: 100 WHITING AVENUE, OSHAWA
AUTHORITY'S ADMINISTRATIVE OFFICE, BOARDROOM

CIRCULATION LIST

Authority	Bob Chapman, Chair	Authority	C. Darling Chief Administrative Officer
Members:	Ron Hooper, Vice Chair	Staff:	B. Boardman, Administrative Assistant/Recording Secretary
	Dave Barton		H. Brooks, Director, Watershed Planning & Natural Heritage
	Janice Jones		R. Catulli, Director, Corporate Services
	Chris Leahy		G. Geissberger, Marketing & Communications Coordinator
	Sterling Lee		D. Hope, Land Management & Operations Supervisor
	Tito-Dante Marimpietri		C. Jones, Director, Planning & Regulation
	Ian McDougall		P. Lowe, Director, Community Engagement
	Don Mitchell		P. Sisson, Director, Engineering & Field Operations
	Rhonda Mulcahy		R. Wilmot, GIS Systems Supervisor
	John Neal		
	Brian Nicholson		
	David Pickles		
	Corinna Traill		
	Steve Yamada		

**SUPPORTING
DOCUMENTS**

AGENDA ITEM:

1. **DECLARATIONS** of interest by members on any matters herein contained
2. **ADOPTION OF MINUTES** of March 19, 2019 pg. **1**
3. **DELEGATIONS** - *None*
4. **CORRESPONDENCE** - *None*
5. **PRESENTATION**
Steve Holysh, CLOCA Senior Hydrogeologist – YPDT-CAMC Overview/Annual Program Update
6. **DIRECTOR, DEVELOPMENT REVIEW & REGULATION**
(1) Staff Report #5631-19 pg. **5**
Re: Permits Issued for Development, Interference with Wetlands and
Alteration to Shorelines and Watercourses – March 1 to March 31, 2019
7. **DIRECTOR, WATERSHED PLANNING & NATURAL HERITAGE** – *None*
8. **DIRECTOR, ENGINEERING & FIELD OPERATIONS** – *None*
9. **DIRECTOR, COMMUNITY ENGAGEMENT** – *None*
10. **DIRECTOR, CORPORATE SERVICES** – *None*

11. CHIEF ADMINISTRATIVE OFFICER

(1) Staff Report #5632-19 pg. **7**
Re: Supporting Provincial Priorities for Streamlining Development Review

(2) Staff Report #5633-19 pg. **10**
Re: Modernizing Conservation Authority Operations

12. CONFIDENTIAL MATTERS

(1) Staff Report #5634-19 pg. **12**
Re: Labour Relations/Employee Negotiation

13. NEW AND UNFINISHED BUSINESS - *None*

14. ADJOURNMENT

A G E N D A
SUPPORTING DOCUMENTS

MEETING OF: Authority
DATE: Tuesday, April 16, 2019
TIME: 5:00 p.m.
LOCATION: 100 Whiting Avenue, Oshawa

CENTRAL LAKE ONTARIO CONSERVATION AUTHORITY
MINUTES NO. 3
AUTHORITY MEETING

Tuesday, March 19, 2019 - 5:00 P.M.

MEETING LOCATION: MUNICIPALITY OF CLARINGTON, COUNCIL CHAMBERS
40 TEMERANCE STREET, BOWMANVILLE

Present:

Members:	Ron Hooper, Vice Chair	Staff:	B. Boardman, Administrative Assistant
	Dave Barton		C. Darling, Chief Administrative Officer
	Janice Jones		G. Geissberger, Marketing & Communications Coordinator
	Tito-Dante Marimpietri		C. Jones, Director, Planning & Regulations
	Ian McDougall		P. Sisson, Director, Engineering & Field Operations
	Don Mitchell		M. Stauffer, Administrative Assistant/Recording Secretary
	Rhonda Mulcahy		R. Wilmot, GIS Systems Supervisor
	Brian Nicholson		
	David Pickles		
	Corinna Traill		
	Steve Yamada		
	Chris Leahy		

Absent: Bob Chapman, Chair
Sterling Lee
John Neal

The Chair called the meeting to order at 5:01 p.m.

DECLARATIONS of interest by members on any matters herein contained – NONE

ADOPTION OF MINUTES of February 26, 2019 (Agenda pg. 1)

Res. #35 Move by T-D Marimpietri
Seconded by D. Barton

THAT the Authority minutes of February 26, 2019 be adopted as circulated
CARRIED

DELEGATIONS

Staff Report #5630-19 (Agenda pg. 21) - Port Darlington Shoreline Hazard Study

(1) Speaker: Jeff Mitchell, President, Port Darlington Community Association
Re: PDCA concern that S.R. 5630-19 does not appropriately address the mandate set by Clarington Council to develop a Cedar Crest Beach erosion control solution.

B. Nicholson arrived at 5:04 p.m.
D. Mitchell arrived at 5:08 p.m.

Mr. Mitchell made a presentation to the Board (attached as H-1 to H-6) and answered questions from the Board. Discussion ensued.

Cont'd

DELEGATIONS (continued)

- (2) Speaker: Pauline Witzke
Re: Whether results of CLOCA 2013 Flood Plain Mapping Study paint a realistic picture of the flood risk at Port Darlington

Ms. Witzke made a presentation to the Board (attached at H-7 to H-13) and answered questions from the Board. Discussion ensued.

- (3) Speaker: Larry Defosse
Re: Reports and recommendations being put forth by CLOCA

Mr. Defosse addressed the Board and noted that after studying the material he was surprised that they did not include the option of marine structures (cofferdams) being installed for protection of the shoreline. Discussion ensued.

**DIRECTOR, DEVELOPMENT REVIEW & REGULATION and
DIRECTOR, ENGINEERING & FIELD OPERATIONS**

- (1) Staff Report #5629-19 (Agenda pg. 19)
Re: Permits Issued for Development, Interference with Wetlands and Alteration to Shorelines and Watercourses – February 1 to 28, 2019

Res. #36 Moved by D. Pickles
Seconded by T-D Marimpietri
***THAT Staff Report #5629-19 be received for information.
CARRIED***

- (2) Staff Presentation - Staff Report #5630-19 (Agenda pg. 21 & separate appendices)
Re: Port Darlington Shoreline Hazard Study

P. Sisson and C. Jones made a presentation to the Board (attached as H-14 to H-62) and answered questions. Fiona Duckett, P.Eng., Baird and Associates Coastal Engineers and Judy Sullivan, P.Eng. President, Aqua Solutions 5 Inc. also answered questions. Discussion ensued.

Res. #37 Moved by C. Traill
Seconded by T-D Marimpietri
***THAT the Board take a 10 minute break.
CARRIED***

AMENDMENT

Res. #38 Moved by D. Pickles
Seconded by D. Mitchell

***THAT the following wording be added to #3 of the Recommendation:
“and pending the results of negotiations with other potential funding partners, pursue
Option #2 or #3 of the Baird Report.”***

C. Traill requested a recorded vote.

Cont'd

**DIRECTOR, DEVELOPMENT REVIEW & REGULATION and
DIRECTOR, ENGINEERING & FIELD OPERATIONS (continued)**

MEMBER	YEA	NAY	CONFLICT	ABSENT
D. Barton	X			
B. Chapman				X
R. Hooper	X			
J. Jones		X		
C. Leahy	X			
S. Lee				X
T-D Marimpietri		X		
I. McDougall		X		
D. Mitchell	X			
R. Mulcahy	X			
J. Neal				X
B. Nicholson		X		
D. Pickles	X			
C. Traill		X		
S. Yamada	X			
TOTAL	7	5		3

AMENDMENT CARRIED

AMENDMENT

Moved by B. Nicholson

Seconded by T-D. Marimpietri

THAT in #2 of the recommendation, remove the words “be adopted” and add “be recommended for adoption following approval of flood mitigation as outlined in #5.”

C. Traill requested a recorded vote.

MEMBER	YEA	NAY	CONFLICT	ABSENT
D. Barton	X			
B. Chapman				X
R. Hooper	X			
J. Jones	X			
C. Leahy	X			
S. Lee				X
T-D Marimpietri	X			
I. McDougall	X			
D. Mitchell	X			
R. Mulcahy	X			
J. Neal				X
B. Nicholson	X			
D. Pickles		X		
C. Traill	X			
S. Yamada	X			
TOTAL	11	1		3

AMENDMENT CARRIED

**DIRECTOR, DEVELOPMENT REVIEW & REGULATION and
DIRECTOR, ENGINEERING & FIELD OPERATIONS (continued)**

1. *THAT the final Port Darlington (West Shore) Shoreline Management Report, Report on Flooding and Port Darlington Shore Protection Concepts Report be received;*
2. *THAT the amendments to the CLOCA Policy and Procedural Document for Regulation and Plan Review contained in Appendix 4 be recommended for adoption following approval of flood mitigation as outlined in #5.*
3. *THAT the CLOCA Board of Directors Recommends to the Council of the Municipality of Clarington that consultations be commenced, to be led in collaboration between the Municipality of Clarington, Region of Durham and CLOCA, for the development of a Long-Term Incremental Voluntary Land Disposition Program for lands in the Port Darlington Area that are deemed to have unacceptable risk from natural hazards, based on the principle of willing seller-willing buyer, and pending the results of negotiations with other potential funding partners, pursue Option #2 or #3 of the Baird Report.*
4. *THAT the CLOCA Board of Directors Requests that the Municipality of Clarington Implement the Clarington Official Plan Regulatory Shoreline Policies, as amended by Official Plan Amendment 107, and the CLOCA Policy and Procedural Document for Regulation and Plan Review, through a Zoning By-law enacted under the Planning Act;*
5. *THAT the CLOCA Board of Directors recommends that the Council of the Municipality of Clarington consider the options to improve safe access along municipal road in the Port Darlington area as part of capital planning and budgeting and that the implementing road works be constructed where feasible and appropriate.*
6. *THAT the CLOCA Board of Directors Requests that St Marys Cement/Votorantim Cimentos support efforts to protect people and property in the Port Darlington Area through supporting implementing programs and projects as recommended in Staff Report #5630-19;*
7. *THAT Port Darlington residents and all contributors to the Study be thanked for their participation and contribution to the study process;*
8. *THAT Staff Report #5630-19 be circulated to participants in the Study Consultation, Watershed Members of Parliament and Provincial Parliament, the Region of Durham and the Ontario Ministries of the Environment, Conservation and Parks, Natural Resources and Forestry, and Municipal Affairs and Housing.*

RES. #38, CARRIED AS AMENDED

NEW AND UNFINISHED BUSINESS

Res. #39 Moved by T-D. Marimpietri
 Seconded by J. Jones

THAT the Unfinished Business be received for information.
CARRIED

ADJOURNMENT

Res. #40 Moved by C. Leahy
 Seconded by D. Barton
THAT the meeting adjourn.
CARRIED

The meeting adjourned at 8:26 p.m.

REPORT

CENTRAL LAKE ONTARIO CONSERVATION AUTHORITY

DATE: April 16, 2019
FILE: RPRG3974
S.R.: 5631-19
TO: Chair and Members, CLOCA Board of Directors
FROM: Chris Jones, Director, Planning & Regulation
SUBJECT: **Permits Issued for Development, Interference with Wetlands and Alteration to Shorelines and Watercourses – March 1 to 31, 2019**

APPROVED BY C.A.O. 

Attached are the Development, Interference with Wetlands and Alterations to Shorelines and Watercourses applications, pursuant to Ontario Regulation 42/06, as approved by staff and presented for the Members' information.

RECOMMENDATION:

THAT Staff Report #5631-19 be received for information.

CJ/bb
Attach

s:\reports\2019\sr5631_19.docx

Permits To Be Ratified for 3/1/2019 to 3/31/2019

Row	Municipality	Owner / Applicant	Street / Lot / Con	Permit No.	Description
1	CLARINGTON DARLINGTON	PROPERTY OWNER	1420 TAUNTON ROAD EAST/LOT 35/CON 05	C19-029-GRBH	DEVELOPMENT ACTIVITIES ASSOCIATED WITH CONSTRUCTION OF AN ATTACHED GARAGE AND INTERIOR RENOVATIONS TO AN EXISTING DWELLING
2	OSHAWA	REGION OF DURHAM/AECOM	394 FRONTAGE OF BLOOR STREET EAST/LOT 08/CON 01	O19-017-G	DEVELOPMENT ACTIVITIES ASSOCIATED WITH INSTALLATION VIA OPEN CUT AND TRENCHLESS METHODS OF 1) SANITARY SEWER, 2) WATERMAIN 3) FEEDERMAIN AND SUBSEQUENT ROAD
3	OSHAWA	PROPERTY OWNER	225 OVERBANK DRIVE/LOT 17/CON 02	O19-038-GBH	DEVELOPMENT ACTIVITIES ASSOCIATED WITH THE REPLACEMENT OF AN EXISTING DECK
4	WHITBY	TOWN OF WHITBY/MINTO (ROSSLAND) INC.	DEVERELL STREET TO THICKSON ROAD/LOT 21/CON 03	W19-001-GH	DEVELOPMENT ACTIVITIES ASSOCIATED FUTURE CONSTRUCTION OF DRYDEN BLVD AND BRIDGE

REPORT

CENTRAL LAKE ONTARIO CONSERVATION AUTHORITY

DATE: April 16, 2019

FILE: PGDP26

S.R.: 5632-19

TO: Chair and Members, CLOCA Board of Directors

FROM: Chris Darling, Chief Administrative Officer

SUBJECT: **Supporting Provincial Priorities for Streamlining Development Review**

APPROVED BY C.A.O. 

1. Purpose

To seek endorsement for staff to pursue development review streamlining and client service measures that will respond to provincial priorities for housing supply.

2. Background

Housing Supply Action Plan:

The Provincial government is currently developing an Action Plan to encourage more home building, thereby increasing the province's housing supply. The Action Plan proposes to address barriers to creating more housing. One of the barriers referenced in their consultation document is “Speed: It takes too long for development projects to get approved.” The consultation document also states that “The various regulatory requirements and approvals were established to serve specific public interests, policy objectives or government goals. For example, rules and processes exist to ensure the health and safety of residents, protect environmentally and culturally sensitive areas, and support economic development and a vibrant agricultural sector. Efforts to streamline these requirements need to balance these multiple goals.”

The Ministry of Municipal Affairs and Housing has initiated consultations on a Housing Supply Action Plan with the purpose to increase supply and streamline the development approval process. The Ministry is also reviewing the Planning Act and the Provincial Policy Statement to ensure that the land use planning and development approvals process is aligned with their goal.

Made in Ontario Environment Plan:

The Ministry of Environment, Conservation and Parks released the Preserving and Protecting our Environment for Future Generations: A Made-in-Ontario Environment Plan (2018) that affirmed support for conservation and environmental planning and specifically mentioned that they would “work in collaboration with municipalities and stakeholders to ensure that conservation authorities focus and deliver on their core mandate of protecting people and property from flooding and other natural hazards and conserving natural resources”.

3. Conservation Authorities Role in Development Review

Conservation Authorities (CA’s) in Ontario are part of the planning and development approvals process as we implement our mandate to undertake watershed-based programs to protect people and property from flooding and other natural hazards, and to conserve natural resources for economic, social and environmental benefits.

CA’s support continuous improvement and in the past have engaged our many stakeholders in efforts to streamline development review. In 2007 Conservation Ontario and CA’s participated with the Ontario Home Builders Association (OHBA) and the Building Industry and Land Development Association (BILD) along with

municipalities, the province and other stakeholders as members of the Conservation Authority Liaison Committee (CALC). In 2010, the Ministry of Natural Resources and Forestry (MNRF) and Ministry of Municipal Affairs and Housing (MMAH) approved the Policies and Procedures for Conservation Authority Plan Review and Permitting Activities that would form part of MNRF's Policies and Procedures Manual. Conservation Ontario provided training in 2012 and 2014 to assist CA's in implementing the best practices laid out in this document. Each CA was encouraged to prepare publicly available policies and procedures to ensure transparency and outline expectations to stakeholders including review and permitting timelines and fees. All CLOCA's policies, guidelines and mapping are available to our clients and staff work to adhere to the review and permitting timelines as determined through the CALC process. It is imperative that conservation authorities engage in the conversation about our very important role in land use planning and development approvals as well as helping the new government understand our mandate and the relationships we have with our municipalities.

4. Analysis

In partnership with Conservation Ontario, several CA Chief Administrative Officers established a small CO working group to identify actions that will support our core mandate and the objective of streamlined development review while still protecting natural hazards management and plan review activities required to protect the health and safety of Ontario's watersheds and residents.

Conservation Authority Mandate:

The CO working group discussed clarifying and restating our mandate as supported by the recent update to the Conservation Authorities Act (2017) and as described in the province's Made in Ontario Environment Plan: "The core mandate of conservation authorities is to undertake watershed-based programs to protect people and property from flooding and other natural hazards, and to conserve natural resources for economic, social and environmental benefits". This has always been the purpose of CA's and now, more than ever, it is necessary to have local conservation authorities on the ground and being able to work at the right scale to protect and manage natural resources. Our monitoring, identification of issues and appropriate mitigation measures, helps our communities to be able to respond to climate change and increase their resiliency. Further, as the federal and provincial governments restrict their activities more to policy related activities there is a gap in capacity to address local environmental issues. The following excerpt from a Conservation Ontario briefing note to the province identifies that: "Conservation authorities are a cost-effective mechanism for the Province and municipalities for the delivery of objectives under the Provincial Policy Statement (PPS)

- In addition to acting as a commenting agency on behalf of the Province regarding natural hazards, conservation authorities also act as regulators. Additionally, conservation authorities act as technical advisors for municipalities in the review of planning applications, and, as source protection authorities under the Clean Water Act supporting policy implementation.
- Conservation authorities ensure that applicants and municipal planning authorities are aware of regulations and requirements as well as assist in the coordination of applications under the Planning Act and the Conservation Authorities Act. The focus is to eliminate unnecessary delay or duplication in the process as it relates to protecting public health and safety from natural hazards, now and into the future.
- Conservation authorities, through the provision of advice from watershed-based science, enable municipalities to cost effectively consider in their decision-making other PPS considerations such as 'wise use and management of resources' and stormwater."

Streamlining Conservation Authority Activities:

The CO working group has been evaluating ways that CA's can further streamline development review activities in order to help the province achieve their objectives. The CO working group developed the following three key actions for further work with the development and construction community and municipalities.

1. Improve Client Service and Accountability

- Provide client service training and establish client service standards implementing activities such as one point of contact for applications, and template guidelines for policies, processes, and, CA/Municipal Memoranda of Understanding that have clear deadlines for the different plan review services.
- Our commitment to timely approvals will be reported on annually.
- Initially, focus efforts on conservation authorities with high growth areas (GGHG/GTA and other parts of the province) where housing supply is needed immediately.

2. Increase speed of approvals

- Assess current application review/approval timelines, identifying problem areas where timelines are not being met and developing solutions to meet timelines.
- Establish timelines that match the complexity of development applications (e.g. simple and complete applications can be processed more quickly).

3. Regulation Process Improvements

- Examine where conservation authorities can improve or change our processes to speed up or simplify permitting in hazard areas.
- Explore additional legislative or regulatory amendments to achieve increased housing supply and decreased approval timeframes.

5. Conclusion

The province is seeking to streamline planning and development approvals to facilitate the housing supply. CA's have a role to play in examining our processes for plan review and permitting and CLOCA is committed to continuous improvement. CLOCA has a long track record of successfully engaging the building industry and our municipal partners in a dialog on continuous improvements to our plan review and permitting function. We have developed a suite of policy and guideline documents and processes that effectively streamline and facilitate develop review in our watershed. This report outlines three areas for board endorsement to implement that will assist all CA's. CLOCA will communicate with our stakeholders any changes to our processes regarding planning and permitting to ensure a smooth transition.

RECOMMENDATIONS:

WHEREAS the provincial government intends to increase the supply of housing and streamline the land use planning and development approval process to achieve this goal;

WHEREAS the Conservation Authorities play an important role in the planning and development review process with respect to watershed protection and hazard lands;

WHEREAS Conservation Authorities support and can help deliver the Government's objective not to jeopardize public health and safety or the environment;

THEREFORE, BE IT RESOLVED THAT the Board of Directors endorse the three key actions developed by the Conservation Ontario working group: to improve client service and accountability; increase speed of development approvals; and, regulation process improvements;

THAT staff work with Conservation Ontario and our clients to identify additional improvements; and further THAT staff be directed to implement these improvements as soon as possible; and

THAT a copy of the resolution be forwarded to our watershed municipalities and MPPs.

REPORT

CENTRAL LAKE ONTARIO CONSERVATION AUTHORITY

DATE: April 16, 2019
FILE: ASLA3
S.R.: 5633-19
TO: Chair and Members, CLOCA Board of Directors
FROM: Chris Darling, Chief Administrative Officer
SUBJECT: **Modernizing Conservation Authority Operations**

APPROVED BY C.A.O. 

On April 5, 2019, the Ministry of Environment, Conservation and Parks (MECP) and the Ministry of Natural Resources and Forestry (MNR) posted notices on the Environmental Bill of Rights (EBR) of proposed changes to the *Conservation Authorities Act* entitled Modernizing Conservation Authority Operations.

The notice from MECP proposes to introduce amendments to the *Conservation Authorities Act*, related to defining and improving delivery of conservation authority core mandate and improving governance and include the following:

- clearly define the core mandatory programs and services provided by conservation authorities to be, natural hazard protection and management, conservation and management of conservation authority lands, drinking water source protection (as prescribed under the *Clean Water Act*), and protection of the Lake Simcoe watershed (as prescribed under the *Lake Simcoe Protection Act*)
- increase transparency in how conservation authorities levy municipalities for mandatory and non-mandatory programs and services and ensuring that municipalities and conservation authorities review levies for non-core programs after a certain period of time (e.g., 4 to 8 years)
- establish a transition period (e.g. 18 to 24 months) and process for conservation authorities and municipalities to enter into agreements for the delivery of non-mandatory programs and services and meet these transparency standards
- enable the Minister to appoint an investigator to investigate or undertake an audit and report on a conservation authority
- clarify that the duty of conservation authority board members is to act in the best interest of the conservation authority, similar to not-for profit organizations.

The province is also proposing to proclaim un-proclaimed provisions of the *Conservation Authorities Act* related to:

- fees for programs and services
- transparency and accountability
- approval of projects with provincial grants
- recovery of capital costs and operating expenses from municipalities (municipal levies)
- regulation of areas over which conservation authorities have jurisdiction (e.g., development permitting)
- enforcement and offences
- additional regulations.

The notice from MNR relates to conservation authority regulatory role and how conservation authorities permit development and other activities while addressing impacts to natural hazards and public safety. The proposed changes are meant to “make rules for development in hazardous areas more consistent to support faster, more predictable and less costly approvals” and include the following:

- Consolidate and harmonize the existing 36 individual conservation authority-approved Section 28 (permitting) regulations into one Minister of Natural Resources and Forestry approved regulation
- Create a regulation further defining the ability of a conservation authority to regulate prohibited development and other activities for impacts to the control of flooding and other natural hazards
- Update definitions for key regulatory terms to better align with other provincial policy, including: “wetland”, “watercourse” and “pollution”;
- Define undefined terms including: “interference” and “conservation of land” as consistent with the natural hazard management intent of the regulation;
- Reduce regulatory restrictions between 30m and 120m of a wetland and where a hydrological connection has been severed;
- Exempt low-risk development activities from requiring a permit including certain alterations and repairs to existing municipal drains subject to the Drainage Act provided they are undertaken in accordance with the Drainage Act and Conservation Authorities Act Protocol;
- Allow conservation authorities to further exempt low-risk development activities from requiring a permit provided in accordance with conservation authority policies;
- Require conservation authorities to develop, consult on, make publicly available and periodically review internal policies that guide permitting decisions;
- Require conservation authorities to notify the public of changes to mapped regulated areas such as floodplains or wetland boundaries; and
- Require conservation authorities to establish, monitor and report on service delivery standards including requirements and timelines for determination of complete applications and timelines for permit decisions.

The postings on the EBR provides for a 45-day comment period starting April 5, 2019. MNRF has indicated that in addition to seeking input from the EBR postings, they will be arranging meetings with conservation authorities to receive feedback. CLOCA staff will review the proposed changes in detail and present comments for Board consideration and endorsement at the May 14th Board Meeting.

RECOMMENDATION:

THAT Staff Report #5633-19 be received for information.