



THE TORONTO AND REGION CONSERVATION AUTHORITY

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THE TORONTO AND REGION CONSERVATION AUTHORITY

**MEETING OF THE AUTHORITY #8/05**  
**October 28, 2005**

The Authority Meeting #8/05, was held in the South Theatre, Black Creek Pioneer Village , on Friday, October 28, 2005 . The Chair Dick O'Brien , called the meeting to order at 10:12 a.m.

**PRESENT**

David Barrow	Member
Frank Dale	Member
Michael Di Biase	Member
Bill Fisch	Member
David Gurin	Member
Colleen Jordan	Member
Glenn Mason	Member
Elaine Moore	Member
Dick O'Brien	Chair
Gerri Lynn O'Connor	Vice Chair
Bill O'Donnell	Member
Linda Pabst	Member
Shelley Petrie	Member
Maja Prentice	Member
Dave Ryan	Member
Andrew Schulz	Member
John Sprovieri	Member
Nancy Stewart	Member

**REGRETS**

Maria Augimeri	Member
Bas Balkissoon	Member
Gay Cowbourne	Member
Glenn De Baeremaeker	Member
Rob Ford	Member
Pamela Gough	Member
Suzan Hall	Member
Norm Kelly	Member
Peter Milczyn	Member
Michael Thompson	Member

**RES.#A219/05 - MINUTES**

Moved by: Gerri Lynn O'Connor  
Seconded by: Bill O'Donnell

**THAT the Minutes of Meeting #7/05, held on September 30, 2005, be approved.**

**CARRIED**

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**DELEGATIONS**

Moved by: Andrew Schulz  
Seconded by: David Gurin

**THAT Mr. Jim Robb, Friends of the Rouge Watershed, be added to the agenda to speak to item 9.3 - York-Durham Sanitary Sewer Projects.**

**NOT CARRIED**

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**PRESENTATION**

- (a) A presentation by Renee Jarrett, Manager, Education, TRCA, in regards to the Geoscape program.
- (b) A presentation by Tom Heintzman, President, Bullfrog Power, in regards to the Bullfrog Power program.
- (c) A presentation by Greg Vogt, President and Bruce Holbein, Environmental Coordinator, Eastern Power Corporation, in regards to item 9.5 - Eastern Power - Greenfield South Limited.

**RES.#A220/05 - PRESENTATIONS**

Moved by: Linda Pabst  
Seconded by: Gerri Lynn O'Connor

**THAT above-noted presentations (a) - (c) be heard and received.**

**CARRIED**

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**CORRESPONDENCE**

- (a) A letter from Councillor Glenn De Baeremaeker, City of Toronto, in regards to item 9.3 - York-Durham Sanitary Sewer Projects.

- (b) A letter dated October 26, 2005, from Brian Bailey, President, Citizens Concerned about the Future of the Etobicoke Waterfront (CCFEW), in regards to Colonel Sam Smith Park.

**CORRESPONDENCE**

Moved by: David Gurin  
Seconded by: Shelley Petrie

**THAT item 9.3 - York-Durham Sanitary Sewer Projects, be deferred.**

**RECORDED VOTE**

David Barrow	Nay
Frank Dale	Nay
Michael Di Biase	Nay
Bill Fisch	Nay
David Gurin	Yea
Colleen Jordan	Yea
Glenn Mason	Nay
Elaine Moore	Nay
Dick O'Brien	Nay
Gerri Lynn O'Connor	Nay
Bill O'Donnell	Nay
Linda Pabst	Nay
Shelley Petrie	Yea
Maja Prentice	Nay
Dave Ryan	Nay
Andrew Schulz	Yea
John Sprovieri	Nay
Nancy Stewart	Nay

**THE MOTION WAS**

**NOT CARRIED**

**RES.#A221/05 - CORRESPONDENCE**

Moved by: Dave Ryan  
Seconded by: Shelley Petrie

**THAT above-noted correspondence (a) be received.**

**CARRIED**

**RES.#A222/05 - CORRESPONDENCE**

Moved by: Dave Ryan  
Seconded by: Shelley Petrie

**THAT above-noted correspondence (b) be referred to the Watershed Management Advisory Board.**

**CARRIED**

CORRESPONDENCE (A)



**Glenn De Baeremaeker**  
*City Councillor - Ward 38, Scarborough Centre*



TO: Chair and Members of the Toronto and Region Conservation Authority

FROM: Glenn De Baeremaeker  
Councillor, City of Toronto  
Tel: 416-392-0204

DATE: Thursday, October 27, 2005

RE: Request to defer big pipe item so that Toronto Councillors can attend and discuss the item

Please accept this memo as my request for the TRCA to defer consideration of the Big Pipe issue until the next meeting of the TRCA.

As you may know, the City of Toronto is meeting on the same day the TRCA is scheduled to discuss this item; thus there are likely to be few, if any, City of Toronto Councillors present to represent and discuss the City of Toronto position on the big pipe.

The City of Toronto Policy and Finance Committee did defer consideration of the Big Pipe issue at the request of Chairman Fish for one month in order for him to attend the meeting. I am requesting the TRCA extend the same courtesy to myself and other City of Toronto Councillors that the City of Toronto extended to Chairman Fish.

The City of Toronto Works Committee voted 6 – 0 in favour of a group of motions opposing the big pipe, the City of Toronto Policy and Finance Committee voted 6 – 1 in favour of a group of motions opposing the big pipe, and the City of Toronto Council voted 34 – 3 in favour of a group of motions opposing the big pipe. I think it would benefit all members of the TRCA to have Toronto Councillors such as myself present during the discussion of this report.

I would also ask that the TRCA request the Environmental Commissioner of Ontario attend the TRCA meeting and provide input when this report is considered.

I look forward to having a healthy discussion regarding about how we can collectively fulfil our mandate to protect and enhance the water resource of the GTA.

Cheers,

## CORRESPONDENCE (B)

CITIZENS CONCERNED ABOUT THE FUTURE OF THE ETOBICOKE WATERFRONT – 6  
Meaford Avenue, Toronto M8V2H5

October 26, 2005

Chairman and Members  
Toronto and Region Conservation Authority

Re: Colonel Sam Smith Park

We write to share with you our concern about the City's recent plans to build a regional skateboard facility in Colonel Sam Smith Park. Col. Sam Smith is one of the waterfront parks in south Etobicoke for which CCFEW has raised money, organised clean-up days and tree plantings and where we conduct regular bird walks. We shared the Authority's pride when you received an international waterfront award for this park.

With the TRCA we were members of the Lakeshore Grounds Design and Management Committee which, along with a Technical Working Group, met regularly for several years to develop a Master Design and Implementation Plan for the park. The Plan called for the establishment of a Design and Management Committee and a Public Advisory Group. Unfortunately the City, despite repeated requests to do so, has not created either of those bodies and in recent years consultation with CCFEW and community residents has been a hit and miss experience.

Now the Parks Department is recommending that a \$500,000 one and a half acre skateboard facility be constructed in an area south of the Power House and bordering the part of the park that is designated a natural heritage area. There has been one public meeting organised by the local Councillor at which four parks were identified as possible locations for such a project. At this meeting many questions were raised by those present, the majority of whom did not favour Col. Sam Smith as the site of a skateboard facility. Since then Councillor Grimes and the City's Manager of Parks, Recreation and Forestry have made it clear that their preferred site is Col. Sam Smith and that the final decision will be made by them without further reference to City Council.

We understand that the Parks Department has contracted with a biologist to prepare answers to the concerns presented by CCFEW and others at the public meeting but we have been refused information about the terms of reference of this study and have been told that it will not be made public until after the decision is made about where to locate the skateboard facility. A local resident has filed a Freedom of Information request with the City with respect to this.

The goal of the Master Plan for Col. Sam Smith Park is “To conserve the heritage features, evoke historical land uses and restore ecological integrity to the site while providing a place that is distinctive, accessible and conducive to the public’s education, recreation and well-being.” There are detailed clauses about how to “ restore, improve and establish ecological systems and units” and until now the Authority and the City have done a wonderful job of doing just that. Under the heading of “Public Recreation Principles” the Plan says that passive recreation facilities should dominate, that facilities should be developed in a manner that is compatible with existing heritage and environmental features, that “single purpose facilities which occupy large land areas should be discouraged at this specific site”. CCFEW does not believe that a major skateboard facility meets any of these criteria. We are concerned about the effect a massive concrete structure will have on bird and wildlife habitat. We think that there should be a comprehensive storm water management plan. We note that the City describes a similar skateboard facility in Willowdale as having the advantage of being visible from two major streets – Leslie and Cummer. The Power House location is only visible from an internal park road and, given the vandalism that has damaged signs and lookout platforms in the park for which CCFEW raised funds, we are concerned that security fences and lights will be constructed in the future. This would greatly alter the nature of Col. Sam Smith Park.

TRCA has made a significant investment in this park. The leadership and expertise that you have contributed over the many years of debate and planning led to the creation of a unique natural waterfront in south Etobicoke. Colonel Sam Smith Park as it is today will be seriously compromised if the City continues with its skateboard plans and so we need your intervention to protect this priceless asset. We ask that you refer this matter to the Waterfront Advisory Board for further consideration and we request an opportunity to appear before the Board when the issue is next discussed.

Thank you.

Brian Bailey, President,  
Citizens Concerned about the Future of the Etobicoke Waterfront (CCFEW)  
6 Meaford Avenue,  
Toronto M8V2H5  
416-288-3060 ext. 5450  
416-253-9811 (evenings)  
ccfew@sympatico.ca

## SECTION I - ITEMS FOR AUTHORITY ACTION

**RES.#A223/05** - **CONTRACT WITH CANADIAN NATIONAL RAILWAY FOR RAIL DIVERSION WORKS CN KINGSTON BRIDGE, LOWER DON RIVER**  
Approval of a contract with Canadian National (CN) Railway for the rail diversion works necessary for the construction of the Kingston Bridge, lower Don River channel improvements.

Moved by: Bill O'Donnell  
Seconded by: Elaine Moore

**THAT a contract with Canadian National (CN) Railway for the rail diversion works, CN Kingston Bridge, lower Don River be approved at an upset limit not to exceed \$2,000,000, plus applicable taxes, subject to agreement with the Toronto Waterfront Revitalization Corporation (TWRC) under the terms and conditions of the CN Bridge eligible recipient agreement;**

**AND FURTHER THAT appropriate Toronto and Region Conservation Authority (TRCA) officials be directed and authorized to take whatever action may be required to give effect thereto, including obtaining necessary approvals and the execution and signing of any documents and indemnities.**

**CARRIED**

In March of 2001, the three levels of government (federal, provincial and municipal [City of Toronto]) identified the naturalization and flood protection of the mouth of the Don River as one of four priority projects in the revitalization of the Toronto waterfront. TRCA was named as the agency and subsequently the eligible recipient for the project following the establishment of the TWRC. In the fall of 2003, TRCA initiated the Class Environmental Assessment (EA) for the Lower Don River West Remedial Flood Protection Project to deal with one component of the flood protection. The Class EA was prepared by Dillion consulting and submitted to the Ministry of the Environment. Two Part II orders were filed requesting an individual EA be carried out. On September 28, 2005, TRCA was advised that the Minister of the Environment had approved the EA. Canadian Environmental Assessment approval is not required specifically for this project as no federal dollars are required and there are no other federal triggers.

The approved Class EA consists of five components:

1. flood protection landform on the west side of the Don River;
2. interim flood protection works on the east bank of the Don River (retaining wall/dykes);
3. an additional span (21.3 m) attached to the west abutment of the existing CN rail bridge over the Don River;
4. continued dredging of the Keating Channel (Acres, 1983); and
5. modifications to the Enbridge Utility Bridge that crosses the Don River.

TRCA staff understand that the TWRC and the senior levels of government have negotiated a cost sharing arrangement which includes:

1. direct provincial funding to the Ontario Realty Corporation (ORC) to construct the landform and related services; and

2. TWRC, from the provincial government, to cover the costs of the detailed design, project management for components 2, 3 and 5.

TRCA have substantially completed the negotiations with the TWRC on the eligible recipient agreement to carry out components 2,3 and 5 and are developing the detailed plans, resolving the property issues and negotiating with all parties so that the CN bridge works may proceed immediately. Also included in the eligible recipient agreement is the provision for TRCA to carry out the detailed design, project management and construction of the Bala Pedestrian Bridge.

On May 27, 2005, TRCA approved the award of contract by a team led by TSH to undertake Detailed Design and Construction Administration for Component 1 of the Lower Don River Remedial Flood Protection Project.

On May 27, 2005 the TRCA approved the award of contract for UMA Engineering to provide coordination CN's and GO Transit's participation and approvals through the Detailed Design of Component 1 of the Lower Don River West Remedial Flood Protection Project.

On May 27, 2005 the TRCA approved that Hydro One be engaged to undertake Level A Assessments for the relocation of their underground and overhead power transmission lines

TRCA staff have worked closely with representatives of TWRC, CN Railway, Go Transit and the City of Toronto to develop a final detailed design for the CN bridge expansion and the Bala pedestrian underpass. The Hydro One strike has somewhat delayed the process, but the tender documents are approaching finalization.

The construction of the bridge will proceed in a number of distinct phases. The first is the diversion of existing rail lines to enable the first phase of the construction and installation of the new rail abutment.

CN Railway has advised of its requirement to undertake the rail line diversions directly, supervise the installation of the abutments and the construction of the rail bed.

CN Railway has provided a cost estimate of \$1.7 million covering track and signal work, structural plan review, CN project management, contract management, flagging (6 months/5 days/week), cable protection and fibre relocation.

Costs are based on the Canadian Transportation Agencies *The Guide for Railway Charges* for crossing maintenance and construction.

## **RATIONALE**

It is preferable to divert the rail tracks during the month of November to avoid winter weather conditions. Should this work not proceed at this time there may be a significant delay to the project.

## DETAILS OF WORK TO BE DONE

TRCA staff will be reporting on the CN Bridge Project during November and seeking authorization to proceed with the contract award for this work and related items. Staff working with legal counsel will secure letters of agreement and/or the appropriate legal instruments prior to authorizing CN to proceed.

## FINANCIAL DETAILS

Through the Eligible Recipient agreement, TWRC will provide all funding required to TRCA for this work.

Report prepared by: Adele Freeman, extension 5238

For Information contact: Adele Freeman, extension 5238

Date: October 27, 2005

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**RES.#A224/05 - NATURAL HERITAGE LANDS PROTECTION AND ACQUISITION PROJECT 2001-2005**  
Flood Plain and Conservation Component, Duffins Creek Watershed 433405 Ontario Inc., CFN 36885. Purchase of property located east of Ninth Line, north of Millard Street (12627 and 12663 Ninth Line - Stouffville), Town of Whitchurch-Stouffville, Regional Municipality of York, under the "Natural Heritage Lands Protection and Acquisition Project 2001-2005", Flood Plain and Conservation Component, Duffins Creek watershed.  
*(Executive Res.#B114/05)*

Moved by: Gerri Lynn O'Connor

Seconded by: Frank Dale

THAT 0.24 hectares (0.59 acres), more or less, of vacant land be purchased from 433405 Ontario Inc., being Part of Lot 3, Concession 9 and designated as Blocks 126, 127, 128 and 143 on a Draft Plan of Subdivision prepared by Donald E. Roberts Ltd., Ontario Land Surveyors, under their Reference No. 85.1507-9, dated August 18, 2005, Town of Whitchurch-Stouffville, Regional Municipality of York, located east of Ninth Line, north of Millard Street (12627 and 12663 Ninth Line - Stouffville);

THAT the purchase price be \$2.00;

THAT the Toronto and Region Conservation Authority (TRCA) receive conveyance of the land free from encumbrance, subject to existing service easements;

THAT the firm of Gardiner Roberts LLP, Barristers & Solicitors, be instructed to complete the transaction at the earliest possible date. All reasonable expenses incurred incidental to the closing for land transfer tax, legal costs, and disbursements are to be paid;

AND FURTHER THAT the appropriate TRCA officials be authorized and directed to execute all necessary documentation required.

CARRIED

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**RES.#A225/05 - NATURAL HERITAGE LANDS PROTECTION AND ACQUISITION PROJECT 2001-2005**  
Flood Plain and Conservation Component, Humber River Watershed  
Keystar Developments Inc., CFN 36940. Purchase of property located south of Teston Road, west of Hwy. 400, City of Vaughan, Regional Municipality of York, under the "Natural Heritage Lands Protection and Acquisition Project 2001-2005", Flood Plain and Conservation Component, Humber River watershed.  
*(Executive Res.#B115/05)*

Moved by: Gerri Lynn O'Connor  
Seconded by: Frank Dale

THAT 2.982 hectares (7.369 acres), more or less, of vacant land be purchased from Keystar Developments Inc., being Part of Lot 25, Concession 5 and designated as Block 109, 114 and 115 on a Plan of Survey prepared by KLM Planning Partners Inc. under project no. P-438, City of Vaughan, Regional Municipality of York, located south of Teston Rd, west of Hwy. 400;

THAT the purchase price be \$2.00;

THAT the Toronto and Region Conservation Authority (TRCA) receive conveyance of the land free from encumbrance, subject to existing service easements;

THAT the firm of Gardiner Roberts LLP, Barristers & Solicitors, be instructed to complete the transaction at the earliest possible date. All reasonable expenses incurred incidental to the closing for land transfer tax, legal costs, and disbursements are to be paid;

AND FURTHER THAT the appropriate TRCA officials be authorized and directed to execute all necessary documentation required.

CARRIED

**RES.#A226/05 - NATURAL HERITAGE LANDS PROTECTION AND ACQUISITION PROJECT 2001-2005**

Flood Plain and Conservation Component, Humber River Watershed Red Shelf Corporation, CFN 36949. Purchase of property located south of Teston Road, west of Hwy. 400, Town of Richmond Hill, Regional Municipality of York, under the "Natural Heritage Lands Protection and Acquisition Project 2001-2005", Flood Plain and Conservation Component, Humber River watershed.  
*(Executive Res.#B116/05)*

Moved by: Gerri Lynn O'Connor  
Seconded by: Frank Dale

**THAT 4.247 hectares (10.494 acres), more or less, of vacant land be purchased from Red Shelf Corporation, being Part of Lot 25, Concession 5 and designated as Block 148 and 152 on a Plan of Survey prepared by Weston Consulting Group Inc. under file number 2123, City of Vaughan, Regional Municipality of York, located south of Teston Rd, west of Hwy. 400;**

**THAT the purchase price be \$2.00;**

**THAT The Toronto and Region Conservation Authority (TRCA) receive conveyance of the land free from encumbrance, subject to existing service easements;**

**THAT the firm of Gardiner Roberts LLP, Barristers & Solicitors, be instructed to complete the transaction at the earliest possible date. All reasonable expenses incurred incidental to the closing for land transfer tax, legal costs, and disbursements are to be paid;**

**AND FURTHER THAT the appropriate TRCA officials be authorized and directed to execute all necessary documentation required.**

**CARRIED**

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**RES.#A227/05 - NATURAL HERITAGE LANDS PROTECTION AND ACQUISITION PROJECT 2001-2005**

Flood Plain and Conservation Component, Rouge River Watershed Bethesda Estates (671235 Ontario Inc.), CFN 36916. Purchase of property located north of Bethesda Road, east of Woodbine Avenue, Town of Whitchurch-Stouffville, Regional Municipality of York, under the "Natural Heritage Lands Protection and Acquisition Project 2001-2005" Flood Plain and Conservation Component, Rouge River watershed.  
*(Executive Res.#B117/05)*

Moved by: Gerri Lynn O'Connor  
Seconded by: Frank Dale

THAT, 4.21 hectares (10.40 acres) more or less, of vacant land be purchased from Bethesda Estates, being Part of Lots 6 and 7, Concession 4 and designated as Block 10 on a Plan of Survey prepared by Ertl Surveyors under project no. 03-290, Town of Whitchurch-Stouffville, Regional Municipality of York, located north of Bethesda Rd, east of Woodbine Ave;

THAT the purchase price be \$2.00;

THAT the Toronto and Region Conservation Authority (TRCA) receive conveyance of the land free from encumbrance, subject to existing service easements;

THAT the firm of Gardiner Roberts LLP, Barristers & Solicitors, be instructed to complete the transaction at the earliest possible date. All reasonable expenses incurred incidental to the closing for land transfer tax, legal costs, and disbursements are to be paid;

AND FURTHER THAT the appropriate TRCA officials be authorized and directed to execute all necessary documentation required.

CARRIED

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**RES.#A228/05 - NATURAL HERITAGE LANDS PROTECTION AND ACQUISITION PROJECT 2001-2005**

Flood Plain and Conservation Component / Etobicoke Creek Watershed  
Fizul Ali, CFN 35959. Purchase of property owned by Fizul Ali, located on the south side of Burnhamthorpe Road East, east of Ponytrail Road, in the City of Mississauga, Regional Municipality of Peel.  
*(Executive Res.#B114/05)*

Moved by: Shelley Petrie  
Seconded by: Bill O'Donnell

THAT 0.177 hectares (0.436 acres) more or less, consisting of a rectangular shaped parcel of land, be purchased from Fizul Ali, said lands being Part of Lot 2, Concession 1, North of Dundas Street, City of Mississauga, Regional Municipality of Peel, located on the south side of Burnhamthorpe Road East, east of Ponytrail Road;

THAT the purchase price be \$374,000;

THAT acquisition by Toronto and Region Conservation Authority (TRCA) is conditional on the availability of all necessary funding;

THAT TRCA receive conveyance of the land required free from encumbrance, subject to existing service easements;

THAT Gardiner, Roberts, Barristers and Solicitors, be instructed to complete the transaction at the earliest possible date. All reasonable expenses incurred incidental to the closing for land transfer tax, legal costs, and disbursements are to be paid;

AND FURTHER THAT the appropriate TRCA officials be authorized and directed to execute all necessary documentation required.

CARRIED

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**RES.#A229/05 - OAKDALE GOLF AND COUNTRY CLUB**  
Request for a Permanent Easement for a Water Line  
Humber River Watershed, City of Toronto, CFN 34766. Receipt of a request from the Oakdale Golf and Country Club to provide a permanent easement for a water line, on Toronto and Region Conservation Authority-owned property in Downsview Dells Park, City of Toronto, Humber River watershed.  
*(Executive Res.#B119/05)*

Moved by: Gerri Lynn O'Connor  
Seconded by: Frank Dale

THAT WHEREAS THE Toronto and Region Conservation Authority (TRCA) is in receipt of a request from the Oakdale Golf and Country Club to provide a permanent easement for the installation of two wells and a water line on TRCA-owned property in Downsview Dells Park, City of Toronto, Humber River Watershed;

WHEREAS it is in the best interest of the TRCA in furthering its objectives as set out in Section 20 of the Conservation Authorities Act to cooperate with the Oakdale Golf and Country Club in this instance;

THEREFORE LET IT BE RESOLVED THAT a permanent easement containing a total of 0.86 hectares (2.14 acres), more or less, be granted to the Oakdale Golf and Country Club for the installation and operation of two wells and a water line on TRCA-owned property in Downsview Dells Park, City of Toronto on the following terms and conditions;

- (a) the consideration be \$90,935 (may be adjusted to reflect acreage determined by final survey) plus all legal, survey, and other costs to be paid by the Oakdale Golf and Country Club;
- (b) the Authority in consultation with the Black Creek Project direct the funds received from Oakdale Golf and Country Club to stream improvement projects on the Black Creek upstream of the Oakdale Golf and Country Club;
- (c) the Oakdale Golf and Country Club be responsible for all costs associated with the installation and operation and of the wells and water line;

- (d) the Oakdale Golf and Country Club obtain required approvals under Ontario Regulation 158 for applicable works;
- (e) the Oakdale Golf and Country Club obtain required approvals under Ontario Regulation 128/03 (wells) and Ontario Regulation 387/04 (water taking and transfer) and copy TRCA on monitoring reports that may be required by permit and that they meter the wells and provide TRCA with yearly records;
- (f) the Oakdale Golf and Country Club obtain the necessary work permit from the City of Toronto, through the Parks, Forestry and Recreation Department;
- (g) the Oakdale Golf and Country Club is to fully indemnify the TRCA from any and all claims from injuries, damages or costs of any nature resulting in any way, either directly or indirectly, from the granting of this easement or the carrying out of construction;
- (h) an archaeological investigation be completed, with any mitigating measures being carried out to the satisfaction of TRCA staff, at the expense of the Oakdale Golf and Country Club;
- (i) the Oakdale Golf and Country Club will prepare a comprehensive water management strategy to the satisfaction of TRCA and in consultation with the Humber Watershed Alliance;
- (j) the Oakdale Golf and Country Club review their water management program with TRCA and in consultation with the Humber Watershed Alliance on an annual basis;
- (k) any additional considerations as deemed appropriate by the TRCA solicitor;

THAT said easement be subject to approval of the Minister of Natural Resources in accordance with Section 21(2) of the Conservation Authorities Act, R.S.O. 1990, Chapter C.27, as amended;

AND FURTHER THAT the appropriate TRCA officials be authorized and directed to take whatever action may be required to give effect thereto, including the obtaining of necessary approvals and the execution of any documents.

CARRIED

**RES.#A230/05** -

**TOWN OF WHITCHURCH-STOUFFVILLE**

Request for a permanent easement for a storm water management facility located north of Millard Street, in the Stouffville area of the Town of Whitchurch-Stouffville, CFN 34572. Receipt of a request from the Town of Whitchurch-Stouffville and Hillmount Properties Ltd. to provide a permanent easement for a storm water management facility located north of Millard Street, in the Stouffville area of the Town of Whitchurch-Stouffville, Duffins Creek watershed.  
*(Executive Res.#B120/05)*

Moved by: Gerri Lynn O'Connor  
Seconded by: Frank Dale

**THAT WHEREAS** the Toronto and Region Conservation Authority (TRCA) is in receipt of a request from the Town of Whitchurch-Stouffville and Hillmount Properties Ltd. to provide a permanent easement for a storm water management facility which will assist Hillmount Properties Ltd. with their development in this vicinity;

**AND WHEREAS** it is in the opinion of TRCA that it is in the best interests of TRCA in furthering its objectives, as set out in Section 20 of the Conservation Authorities Act, to cooperate with the Town of Whitchurch-Stouffville and Hillmount Properties Ltd. in this instance;

**THAT** a permanent easement containing 2.4 acres, more or less, be granted to the Town of Whitchurch-Stouffville for a storm water management facility to facilitate the development of adjacent lands owned by Hillmount Properties Ltd., said land being part of Lot 3, Concession 9, Town of Whitchurch-Stouffville, Regional Municipality of York, subject to the following terms and conditions:

- (a) The easement price is \$312,000 which is to be paid by Hillmount Properties Ltd. to TRCA, plus all legal and survey costs incurred to complete the transaction;
- (b) All disturbed areas are to be restored to the satisfaction of TRCA as soon as possible after completion of construction;
- (c) Sediment control measures in a manner satisfactory to TRCA are to be practiced during construction;
- (d) The Hillmount Properties Ltd. shall monitor the effectiveness of the facility for a two year period following construction;
- (e) The Town of Whitchurch-Stouffville is to be responsible for any repairs or maintenance required in the future and for indemnifying TRCA from any and all claims arising from the construction and payment of all taxes;
- (f) An archaeological investigation is to be conducted before any site disturbance with any mitigative measures required being carried out all at the expense of Hillmount Properties Ltd.;

(g) Any additional considerations as deemed appropriate by the TRCA solicitor.

THAT said easement be subject to an Order in Council being issued in accordance with Section 21(2) of the Conservation Authorities Act, R.S.O. 1990, Chapter C.27 as amended;

AND FURTHER THAT the appropriate TRCA officials be authorized and directed to take whatever action may be required to give effect thereto, including the obtaining of necessary approvals and the execution of any documents.

CARRIED

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**RES.#A231/05 - NATURAL HERITAGE LANDS PROTECTION AND ACQUISITION PROJECT 2001-2005**

Flood Plain and Conservation Component / Duffins Creek Watershed Authur Fowler and Alexandra Maureen Fowler, CFN 11356. Purchase of property owned by Authur Fowler and Alexandra Maureen Fowler, located on the west side of Riverside Drive, south of Rossland Road, in the Town of Ajax, Regional Municipality of Durham, municipally known as 648 Riverside Drive.

*(Executive Res.#B121/05)*

Moved by: Gerri Lynn O'Connor

Seconded by: Frank Dale

THAT 0.079 hectares (0.195 acres) more or less, consisting of a rectangular shaped parcel of land, be purchased from Authur Fowler and Alexandra Maureen Fowler, said lands being Part of Block 1, Registered Plan 342, Town of Ajax, Regional Municipality of Durham, located on the west side of Riverside Drive, south of Rossland Road, municipally known as 648 Riverside Drive;

THAT the purchase price be \$400,000;

THAT acquisition by Toronto and Region Conservation Authority (TRCA) is conditional on the availability of all necessary funding;

THAT Authur Fowler and Alexandra Maureen Fowler have the right to retain possession of the property until February 16, 2016 subject to payment of realty taxes, maintenance and all utilities supplied to the property;

THAT TRCA receive conveyance of the land required free from encumbrance, subject to existing service easements;

THAT Gardiner, Roberts, Barristers and Solicitors, be instructed to complete the transaction at the earliest possible date. All reasonable expenses incurred incidental to the closing for land transfer tax, legal costs, and disbursements are to be paid;

AND FURTHER THAT the appropriate TRCA officials be authorized and directed to execute all necessary documentation required.

CARRIED

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**RES.#A232/05 - 2006 PRELIMINARY ESTIMATES, OPERATING AND CAPITAL**  
Approval of the 2006 Preliminary Estimates, Operating and Capital.  
(*Business Excellence Res.#C67/05*)

Moved by: Bill O'Donnell

Seconded by: David Ryan

THAT the 2006 Preliminary Estimates, Operating and Capital be approved;

AND FURTHER THAT Toronto and Region Conservation Authority (TRCA) staff and, as appropriate, the Chair of TRCA and the Chair of the Business Excellence Advisory Board, be directed to meet with TRCA funding partners to present the 2006 Preliminary Estimates, Operating and Capital.

CARRIED

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**RES.#A233/05 - THE EARTH RANGERS FOUNDATION LEASE WITH TORONTO AND REGION CONSERVATION AUTHORITY**  
Request for Lease Amendment, CFN 31514. The Earth Rangers Foundation has requested an amendment to the lease to extend the payment schedule.  
(*Business Excellence Res.#C68/05*)

Moved by: Bill O'Donnell

Seconded by: David Ryan

THAT WHEREAS The Earth Rangers Foundation (Earth Rangers) entered into a lease of certain lands within the Kortright Centre for Conservation, City of Vaughan, with Toronto and Region Conservation Authority (TRCA) for the construction and operation of a wildlife veterinary and rehabilitation centre;

WHEREAS TRCA is in receipt of a request from The Earth Rangers Foundation for an extension to their lease payment;

THEREFORE LET IT BE RESOLVED THAT TRCA grant an extension to their lease payment to January 2, 2013, subject to there being no defaults occurring through this period;

THAT all reasonable costs related to the agreement be paid by Earth Rangers;

AND FURTHER THAT the appropriate TRCA officials be authorized and directed to take whatever action may be required to give effect thereto, including the obtaining of necessary approvals and the execution of any documents and indemnities by The Earth Rangers Foundation.

CARRIED

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**RES.#A234/05** -

**LAKE ST. GEORGE FIELD CENTRE**

Renewal of Partnership Agreement with the Toronto Catholic and York Region District School Boards. Request to enter into a renewed twenty year partnership agreement with the Toronto Catholic District School Board and the York Region District School Board at the Lake St. George Field Centre.

*(Business Excellence Res.#C69/05)*

Moved by: Bill O'Donnell

Seconded by: David Ryan

THAT the renewed partnership agreement with the Toronto Catholic District School Board and the York Region District School Board for the use of the Lake St. George Field Centre be approved for a further twenty years consisting of a ten year term with provisions for two further terms of five years each;

AND FURTHER THAT staff be authorized and directed to execute all necessary documentation required to give effect to the renewed partnership agreement.

CARRIED

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**RES.#A235/05** -

**CLAREMONT CONSERVATION AREA**

Renewal of the Licence Agreement with the Durham District School Board, Toronto and Region Conservation Authority Agreement File No. 361B. Request to renew the licence agreement with the Durham District School Board for the operation of the board-established day facility known as the Duffins Creek Environmental Education Centre as located within Toronto and Region Conservation Authority's Claremont Conservation Area.

*(Business Excellence Res.#C70/05)*

Moved by: Bill O'Donnell

Seconded by: David Ryan

THAT the licence agreement with the Durham District School Board for the operation of the Board-established Duffins Creek Environmental Education Centre as located within the Toronto and Region Conservation Authority's (TRCA) Claremont Conservation Area be renewed until December 31, 2009 based on the continued use by the School Board of their nonpermanent, portable structure;

THAT the basic rent be established as \$10,000 per licence year plus all applicable taxes effective January 2005 and increased by the Consumer Price Index (CPI) of the preceding year for each successive year of the term of the licence agreement;

THAT staff be directed to continue to explore with the Durham District School Board, through the advisory committee established under the original agreement, the potential of the school board to construct permanent facilities;

AND FURTHER THAT the appropriate TRCA officials be authorized and directed to take whatever action may be required to give effect thereto, including the obtaining of any necessary approvals and the execution of any documents.

CARRIED

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**RES.#A236/05 - MEETING SCHEDULE 2006-2007**

To provide a schedule of meetings for the forthcoming Authority year, beginning February 24, 2006 and ending January 26, 2007.  
*(Business Excellence Res.#C71/05)*

Moved by: Bill O'Donnell  
Seconded by: David Ryan

THAT the Schedule of Meetings 2006-2007, dated October 3, 2005, be approved;

THAT the Executive Committee be designated the powers of the Authority during the month of August, 2006, as defined in Section 2.10 of the Rules of Conduct;

THAT this schedule be distributed at the earliest opportunity to Toronto and Region Conservation Authority's (TRCA) watershed municipalities;

AND FURTHER THAT staff report to the Business Excellence Advisory Board on the feasibility of teleconferencing some TRCA board meetings.

CARRIED

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**RES.#A237/05 - WINDFALL ECOLOGY CENTRE**

Lease of land at the Kortright Centre for Conservation.  
*(Business Excellence Res.#C73/05)*

Moved by: Bill O'Donnell  
Seconded by: Dave Ryan

THAT staff be directed to proceed with a lease agreement with Windfall Ecology for space at the Kortright Centre for Conservation, at terms and conditions satisfactory to the Toronto and Region Conservation Authority (TRCA) staff and solicitors;

THAT staff work together with Windfall Ecology to develop a Memorandum of Understanding detailing the integrated program partnerships between the organizations around sustainable technology development;

AND FURTHER THAT the appropriate TRCA officials be authorized and directed to take whatever action may be required to give effect thereto, including the obtaining of necessary approvals and the execution of any documents.

CARRIED

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**RES.#A238/05 - INDOOR AIR BIOFILTRATION SYSTEM AT HEAD OFFICE**  
Results achieved by the indoor air biofiltration system in terms of air quality and energy savings.  
*(Sustainable Communities Res.#E11/05)*

Moved by: Colleen Jordan  
Seconded by: Linda Pabst

THAT Toronto and Region Conservation Authority (TRCA) staff pursue potential funding partners to continue monitoring the indoor air biofiltration system at Head Office in 2006.

CARRIED

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**RES.#A239/05 - UPDATE ON THE MAYORS' MEGAWATT CHALLENGE**  
Participation in the Mayors' Megawatt Challenge by municipalities in Toronto and Region Conservation Authority's jurisdiction.  
*(Sustainable Communities Res.#E12/05)*

Moved by: Colleen Jordan  
Seconded by: Linda Pabst

THAT Members of Toronto and Region Conservation Authority (TRCA) whose municipalities are not participating in the Mayors' Megawatt Challenge be requested to encourage them to join the program;

AND FURTHER THAT staff report back with an update of the status of membership in the Mayors' Megawatt Challenge at the Sustainable Communities Board meeting to be held on December 2, 2005.

CARRIED

**RES.#A240/05** -

**YORK-DURHAM SANITARY SEWER PROJECTS**

16th Avenue Phase II. Recommendation for continued staff involvement in the York-Durham Sanitary Sewer projects.  
*(Sustainable Communities Res.#E13/05)*

Moved by: Michael Di Biase  
Seconded by: Maja Prentice

**THAT all interested parties be advised that in the opinion of the Toronto and Region Conservation Authority (TRCA), the Environmental Management Plan and detailed works plans for the 16th Avenue Phase II York-Durham Sanitary Sewer project are being effectively implemented by York Region and their contractors;**

**THAT staff be directed to continue reviewing the monitoring and mitigation reports and web site data, conducting field inspections and independent monitoring, and participating in the adaptive management program associated with the implementation of the 16th Avenue Phase II York-Durham Sanitary Sewer project;**

**THAT staff be directed to continue working with York Region, Fisheries and Oceans Canada, and the Ontario Ministries of Environment and Natural Resources to ensure that the environmental impacts associated with the planning, design and construction of all other York-Durham Sanitary Sewer projects in TRCAs jurisdiction are minimized;**

**THAT staff report back to the Sustainable Communities Board in December 2005 with a detailed presentation regarding the planning, design and construction status of all other York-Durham Sanitary Sewer projects in TRCAs jurisdiction;**

**THAT York Region be encouraged to continue and extend their current efforts toward sustainability planning, water budgets, natural heritage planning and environmental net gain within all municipal planning and development processes;**

**THAT staff be directed to continue participating in activities underway in York Region to develop a sustainability plan and positive legacies for regional residents emanating from this plan;**

**AND FURTHER THAT staff report back to the Sustainable Communities Board in 2006 with a detailed presentation regarding mechanisms for implementing net environmental gain practices in York region's planning and development processes.**

**CARRIED**

**RES.#A241/05 - SOURCE PROTECTION MEMORANDUM OF AGREEMENT FOR FUNDING FOR 2005-2006**

Approval to enter into a Memorandum of Agreement with respect to the delivery of provincially funded partnership capacity building projects for the period August 1, 2005 to June 30, 2006 with administrative and technical responsibilities pursuant to the previously approved Memorandum of Agreement with respect to Source Water Protection Program Administration signed amongst the CTC Watershed Region conservation authorities - Toronto and Region, Credit Valley and Central Lake Ontario.

*(Watershed Mgt. Res.#D73/05)*

Moved by: Frank Dale  
Seconded by: Linda Pabst

**THAT the Toronto and Region Conservation Authority (TRCA) enter into a Memorandum of Agreement with respect to coordination and administration of partnership capacity building projects, between the Crown in right of Ontario, as represented by the Minister of Natural Resources, 2002796 Ontario Limited ("Conservation Ontario"), Credit Valley Conservation (CVC) and Central Lake Ontario Conservation Authority (CLOCA) for the period August 1, 2005 until June 30, 2006;**

**THAT staff be authorized and directed to take such action as may be necessary to implement the Memorandum of Agreement including the signing of documents;**

**THAT the appropriate TRCA officials be authorized and directed to execute all necessary documentation required;**

**THAT staff of the 3 conservation authorities (CA) continue to seek additional funding from the province through Conservation Ontario to enable the CTC group to deliver the complete 2005-2006 deliverables as set out by the province;**

**AND FURTHER THAT copies of the staff report be provided to the CAO's of the City of Toronto and regions of Halton, Peel, York and Durham.**

**CARRIED**

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**RES.#A242/05 - ROUGE WATERSHED TASK FORCE**

Extension of Term of Appointment. Status update of Rouge watershed planning study and extension of term of appointment for Rouge Watershed Task Force members.

*(Watershed Mgt. Res.#D74/05)*

Moved by: Frank Dale  
Seconded by: Linda Pabst

THAT staff continue to support the Rouge Watershed Task Force in their development of a first full draft watershed plan by December 2005;

THAT the term of appointment for the Rouge Watershed Task Force members be extended by six months to June 30, 2006;

AND FURTHER THAT the Rouge Park Alliance be so advised.

CARRIED

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**RES.#A243/05 - OAK RIDGES MORaine - LEVEL TWO TEMPERATE WETLAND RESTORATION COURSE FOR CONSERVATION PRIORITY AREAS (CPA) 2 AND 11**

Toronto and Region Conservation Authority (TRCA) participation in a Level Two Temperate Wetland Restoration Course for Conservation Priority Areas 2 and 11- Oak Ridges Moraine.  
*(Watershed Mgt. Res.#D73/05)*

Moved by: Frank Dale  
Seconded by: Linda Pabst

THAT staff participate in the Level Two Temperate Wetland Restoration Course for Conservation Priority Areas (CPA) 2 and 11 on the Oak Ridges Moraine;

AND FURTHER THAT staff report to the Watershed Management Advisory Board on the deliverables, priorities and outcome of this training course.

CARRIED

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**SECTION II - ITEMS FOR AUTHORITY INFORMATION**

**RES.#A244/05 - SECTION II - ITEMS FOR AUTHORITY INFORMATION**

Moved by: David Barrow  
Seconded by: Maja Prentice

THAT Ontario Regulation items 7.9.1 - 7.9.32, inclusive, contained in Section II of Executive Committee Minutes #8/05, held on October 14, 2005, be received.

CARRIED

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**RES.#A245/05 - SECTION II - ITEMS FOR AUTHORITY INFORMATION**

Moved by: Elaine Moore  
Seconded by: Andrew Schulz

THAT Ontario Regulation items 7.9.33 - 7.9.48, inclusive, contained in Section II of Executive Committee Minutes #8/05, held on October 14, 2005, be received.

CARRIED

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#### SECTION IV - ITEMS FOR THE INFORMATION OF THE BOARD

RES.#A246/05 - SECTION IV - ITEMS FOR THE INFORMATION OF THE BOARD

Moved by: Shelley Petrie  
Seconded by: Maja Prentice

THAT Section IV item 8.6 - Cell Phone and "blackberry" Usage, contained in Section IV of Business Excellence Advisory Board Minutes #5/05, held on October 21, 2005, be received.

CARRIED

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RES.#A247/05 - SECTION IV - ITEMS FOR THE INFORMATION OF THE BOARD.

Moved by: Glenn Mason  
Seconded by: Nancy Stewart

THAT Section IV item 9.4 - Architype: Sustainable House Competition, contained in Section IV of Sustainable Communities Board Minutes #3/05, held on October 14, 2005, be received.

CARRIED

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RES.#A248/05 - SECTION IV - ITEMS FOR THE INFORMATION OF THE BOARD.

Moved by: Frank Dale  
Seconded by: David Barrow

THAT Section IV item 9.5 - Eastern Power - Greenfield South Limited, contained in Section IV of Sustainable Communities Board Minutes #3/05, held on October 14, 2005, be referred back to the Sustainable Communities Board.

CARRIED

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RES.#A249/05 - SECTION IV - ITEMS FOR THE INFORMATION OF THE BOARD.

Moved by: Michael Di Biase  
Seconded by: Andrew Schulz

THAT Section IV items 10.4 - 10.6, inclusive, contained in Section IV of Watershed Management Advisory Board Minutes #5/05, held on October 21, 2005, be received.

CARRIED

Section IV Items 10.4 - 10.6, Inclusive

CARING FOR YOUR LAND

*(Watershed Mgt. Res.#D76/05)*

2005 MULTICULTURAL ENVIRONMENTAL STEWARDSHIP PROGRAM Update

*(Watershed Mgt. Res.#D77/05)*

ROUGE WATERSHED TASK FORCE MINUTES

*(Watershed Mgt. Res.#D78/05)*

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NEW BUSINESS

ENVIRONMENTAL COMMISSION OF ONTARIO

Moved by: Shelley Petrie

Seconded by: David Gurin

THAT the Environmental Commissioner of Ontario be invited to make a delegation to the Authority in regards to the Commissioners job, the Environmental Bill of Rights and the environmental assessment process.

RECORDED VOTE

David Barrow	Nay
Frank Dale	Nay
Bill Fisch	Nay
David Gurin	Yea
Colleen Jordan	Nay
Glenn Mason	Nay
Elaine Moore	Nay
Dick O'Brien	Nay
Gerri Lynn O'Connor	Nay
Bill O'Donnell	Nay
Linda Pabst	Nay
Shelley Petrie	Yea
Maja Prentice	Nay
Dave Ryan	Nay
Andrew Schulz	Yea
John Sprovieri	Nay
Nancy Stewart	Nay

THE MOTION WAS

NOT CARRIED

**TERMINATION**

ON MOTION, the meeting terminated at 12:19 a.m., on Friday, October 28, 2005.

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Dick O'Brien  
Chair

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Brian Denney  
Secretary-Treasuer

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